

Affidavit of Publication

RECEIVED

State of Idaho, }
County of Gooding } ss.

DEC 27 1973

Department of Water Administration
Southern District Office

Gale Z. Brammer, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement

was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the

first publication of said advertisement was on the 29 day

of Nov., 1973, and the date of the last publication

was on the 6 day of Dec, 1973

Gale Z. Brammer
Subscribed and sworn to before me this 26th

day of December, 1973.
(SEAL)

Raf M. Luck
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho 83330

COST OF PUBLICATION

Number of Lines in Notice 44

Number of Insertions 2

44 Lines at 21¢ 9.24

44 Lines at 15¢ 6.60

TOTAL COST 15.84

COPY OF NOTICE

Title of Notice
Notice of Proposed
Change of Water Right
Title of Notice
36-2527

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 36-2527

Notice is hereby given that Rex G. and/or Mae S. Johnson of Route 1, Wendell, ID has applied to the Department of Water Administration for a change of place of use of the waters of a ground-water source. The right sought to be changed is evidenced by License No. 36-2527 and is recorded as follows:

Amount: 1.0 c.f.s.

Priority: July 6, 1961

Point of diversion:

NW 1/4 NW 1/4, Sec. 36, T. 7S, R. 14E, B.M., Gooding County

The water is used for irrigation purposes from Mar. 15 to Nov. 15 within the NE 1/4 NW 1/4, NW 1/4 SW 1/4, Sec. 36, T. 7S, R. 14E, B.M.

TO BE CHANGED AS
FOLLOWS

Place of Use:

N 1/2 NW 1/4, Sec. 36, T. 7S, R. 14E, B.M., Gooding County

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, on or before December 17, 1973.

R. KEITH HIGGINSON
Director

11-29-2tc

7 pt. per line, successive
insertions.....15c
6 pt. per line, straight.....21c
6 pt. per line, tabular.....31c
6 pt. per line, successive
insertions.....15c

No 2082

36 2527

RECEIVED

MAR 5 1974

Department of Water Administration
Southern District Office

WARRANTY DEED

FOR VALUE RECEIVED to-wit \$10.00 and other considerations

Charlie Fechner and Elizabeth Fechner, husband and wife

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

James A. Hoshower and Phyllis C. Hoshower, husband and wife

the grantees the following described premises, to-wit: County, North Dakota

1/4 SW 1/4 Section 36, Township 7 South, Range 10 East of the
101st Meridian

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee & their
heirs and assigns forever. And the said Grantors do hereby covenant to and with the
said Grantee & that the said owner & in fee simple of said premises that they are free from all in-
cumbrances, excepting as set out above, and that they will warrant and defend the same from all lawful
claims whatsoever.

Witness our hands this 6th of September 1968

Charlie Fechner

Elizabeth Fechner

State of North Dakota, County of Gooding

On this 6th day of September 1968
before me, a Notary Public in and for said State, personally
appeared

Charlie Fechner and
Elizabeth Fechner, his wife

known to me to be the person & whose name & are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Notary Public
My Comm. Expires

36 2527

RECEIVED

MAR 5 1974

Department of Water Administration
Southern District Office

INDEXED 7
FILED 7
MAR 5 1974
FBI - MEMPHIS

36 2527

QUARTER PAST, at 10

TO

JAMES A. HODGINS, et al.

STATE #104101

County of Shelby, No.

Having been the defendant

was filed for the purpose of

SECURITY FILE #104101

all other cases, in the

department of the

in one office and the

book

RECEIVED

By

File # 104101

Security FILE #104101

RECEIVED

Warranty Deed
(IDAHO)

KNOW ALL MEN BY THESE PRESENTS, That

CHARLIE FECKNER and ELISABETH FECKNER, his wife,
of Wendell, Gooding, State of Idaho
of the County of

parties of the first part, for and in consideration of the sum of ELEVEN THOUSAND AND NO/100--
----- Dollars (\$ 11,000.00),

in lawful money of the United States of America, and other valuable consideration, to them

in hand paid by REX G. JOHNSON and MAE S. JOHNSON

of Wendell, Gooding County, Idaho,
his wife/ hereinafter called party of the second part, do hereby GRANT, BARGAIN, SELL and CON-
VEY unto the party of the second part, as a community property estate, and to the heirs and assigns of the second

party, all of the following-described property situate, lying and being in the County of Gooding
State of Idaho, to wit:

Township 7 South, Range 14 East of the Boise Meridian
Section 36: NW1/4

* * * * *

Together with all water and water rights, ditches and ditch rights,
used thereon or appurtenant thereto, including but not limited to 40
shares of the capital stock of the North Side Canal Company, Ltd.;
also water and ditch rights under American Falls Reservoir District.

Subject to exceptions and reservations contained in patents from the
United States.

Subject to existing easements for roads, highways, ditches, canals,
laterals and power and transmission lines.

Subject to the burdens incident to the inclusion of the land within
the boundaries of the American Falls Reservoir District and the
rights of the North Side Canal Company to levy assessments.

Subject to canals and laterals of North Side Canal Company and subject
to the rights of ingress and egress.

Subject to the exceptions and reservations contained in deed from
the State of Idaho, whereby mineral rights are reserved to the State
(47-701 Idaho Code 1947), recorded January 17, 1927, in Book 2 State
Conveyances at Page 239, records of Gooding County, Idaho.

Subject to the easement and advertising limitations as set forth in
Right of Way deed dated April 13, 1937, to State of Idaho, recorded
June 11, 1937, in Book 28 of Deeds at Page 416, records of Gooding
County, Idaho.

Subject to the transmission line easement as granted to Idaho Power
Company by the instrument recorded September 6, 1940, in Book 4 of
Miscellaneous Records at Page 434, records of Gooding County, Idaho.

Subject to rights of way for ditches, tunnels, and telephone and transmission lines constructed by authority of the United
States as granted to the United States under the provisions of Section
58-604 Idaho Code 1947.

Department of Water Administration
Southern District Office

MAR 5 1974

RECEIVED

RECEIVED

MAR 5 1974

Department of Water Administration
Southern District Office

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining and all improvements, water and water rights appurtenant thereto or reasonably necessary to the use of the real property, and the rents, issues and profits thereof.

To HAVE AND TO HOLD the said premises together with the appurtenances thereto unto the party of the second part, as community property, and to the heirs and assigns of the second party forever.

The parties of the first part, for themselves
and for their heirs, executors and administrators, do hereby covenant to and with the party of the second part, and with the heirs and assigns of second party, that they are lawfully seized in fee simple of said premises, that they are free from all encumbrances, and that they will and their heirs, executors and administrators shall warrant and forever defend the title thereto against all lawful claims and demands whatsoever.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hand(s) and seal(s) this day of , 1968.

WITNESSES:
CHARLIE FECKNER (Husband) [SEAL]
ELIZABETH FECKNER (Wife) [SEAL]

ACKNOWLEDGMENT

STATE OF IDAHO
COUNTY OF GOODING

On this 12th day of September, 1968, before me, a Notary Public in and for said County and State, personally appeared CHARLIE FECKNER and ELIZABETH FECKNER, his wife, to me known to be the identical individual(s) described in and who executed the within and foregoing instrument and whose name(s) are subscribed thereto, and acknowledged to me that they signed, sealed and executed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year last above mentioned.



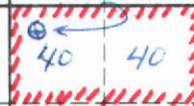
Ralph M. Lucke
Notary Public in and for the State of
Residing at Gooding
My commission expires 10/13/75

Recorded in _____
County, Idaho, on _____
at Page _____
in Book _____
Fee \$ 4.00
Return to SECURITY TITLE CO.
By _____
Ex-officio recorder
Deputy
I hereby certify that this instrument was filed for record at the request of SECURITY TITLE CO.
attested A. M. this 15th day of September, 1968
in my office, and duly recorded in book _____ of page _____
STATE OF IDAHO
County of Gooding } ss No. _____
to CHARLIE FECKNER, et ux
REX D. JOHNSON, et ux

36 2527



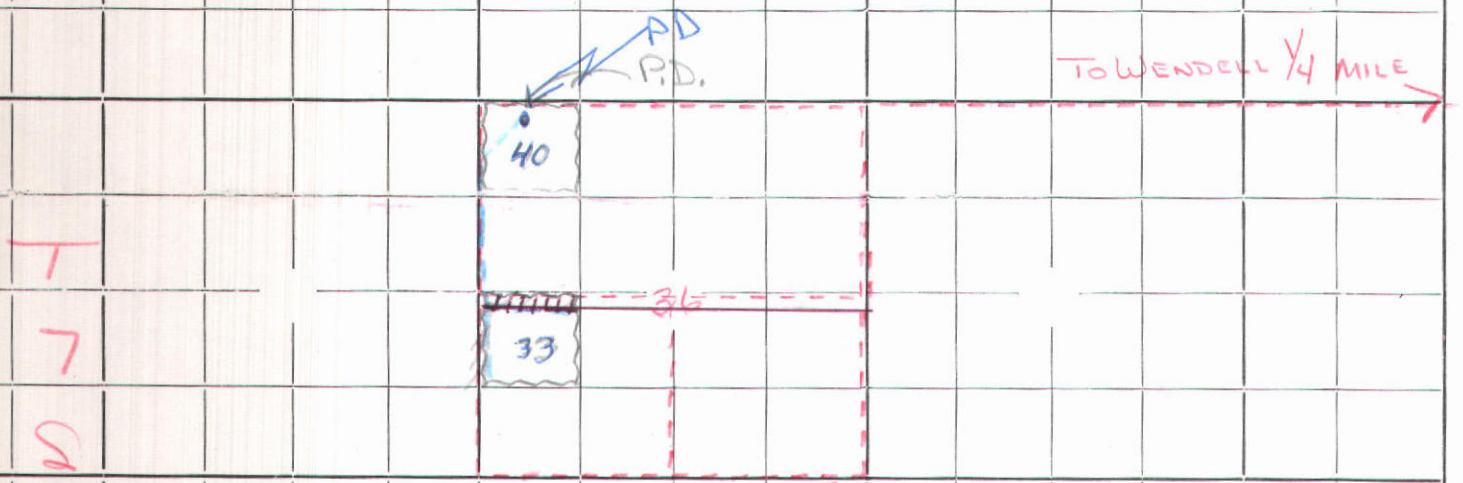
R-14-E

POINT OF
DIVERSIONT
7
S

36

SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

R 14 E



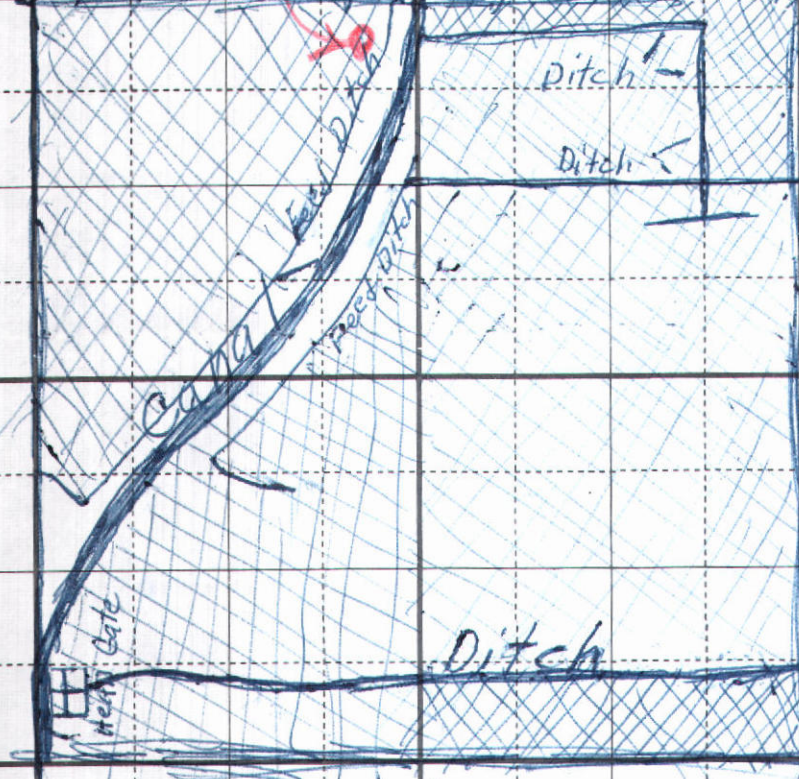
Subdivisions = 2

Area = 73

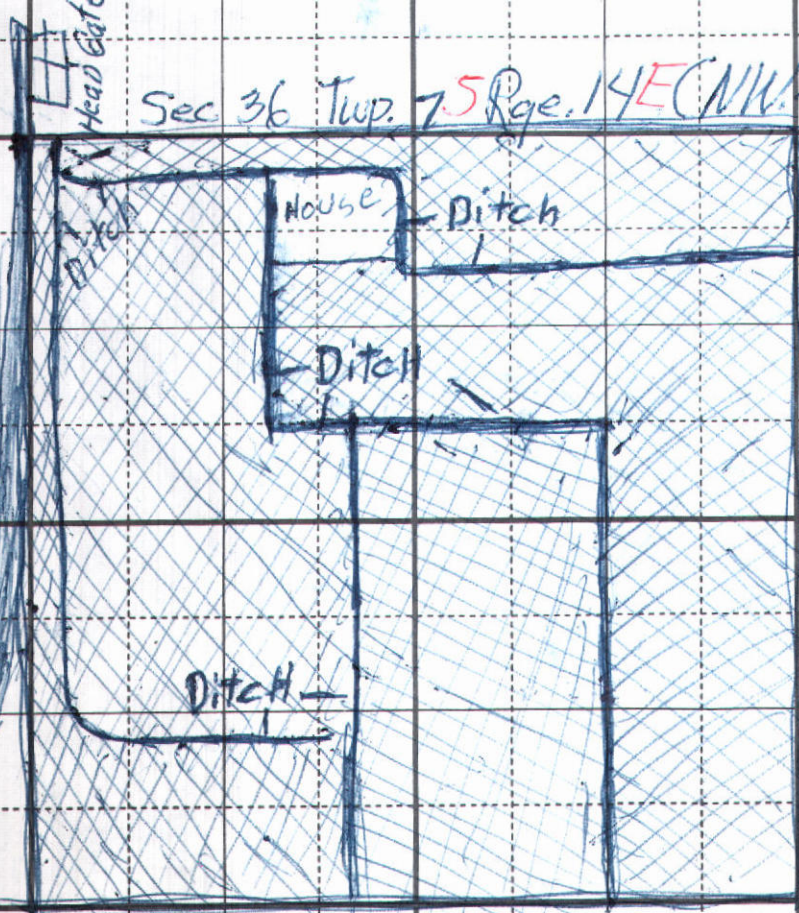
$Q = \frac{1.0}{1.03}$ for 50 inches

Sec. 36 Twp. 7 Rge. 14 (NW 1/4 NW 1/4)

Well



Sec 36 Twp. 7 Rge. 14E (NW 1/4, SW 1/4)



Permit Map No. 330282

As Approved

GEO. N. CARTER
State Reclamation Engineer

NOV 10 1961

RECEIVED
MAR 16 1965

Department of Reclamation

First published in the Irrigationist, Wendell, Idaho, Thursday, February 11, 1965, for four consecutive issues ending on Thursday, March 4, 1965.

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

Notice is hereby given that at 11 A.M., on the 15th day of March 1965, at Wendell, County of Gooding, State of Idaho before Loretta M. Strickling, Notary Public, at 193 2nd Ave. East, Wendell, Idaho, proof will be submitted of the completion of works for the diversion of 1 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30282, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Charles Feckner, Wendell, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes and the amount applied to beneficial use is 1 cubic feet per second.

4. The point of diversion of said water is the NW 1/4 NW 1/4, Section 36, Twp. 7 S. R. 14 E. B. M., Gooding County, Idaho.

5. The place where said water is used is NW 1/4 NW 1/4, and the NW 1/4 SW 1/4, Section 36, Twp. 7 S. R. 14 E. B. M.

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

CARL E. TAPPAN

State Reclamation Engineer

County of Gooding }
STATE OF IDAHO } ss

I, Joanne
John Howard Todd, being
duly sworn, say that I am the
managing
editor of THE WENDELL IRRIGATIONIST, a weekly newspaper of general circulation published at Wendell, in the County of Gooding, State of Idaho; that the attached printed copy hereto annexed was published in THE WENDELL IRRIGATIONIST, in the regular edition thereof and not in a supplement, for four consecutive weeks, commencing on the 11th day of February, 1965, and ending on the 4th day of March, 1965.
Joanne Todd, Editor

Subscribed and sworn to before me this 4th day of March, 1965.

Donald L. Conrad

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

My commission expires
12-8, 1968

30282

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 36-02527

1997 DEC 29 PM 3:17

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

NAME & ADDRESS: EDWARD M CIOCCA
ANN A CIOCCA
1648 E 2900 S
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 0.8 CFS
160.0 AFY

PRIORITY DATE: 07/06/1961

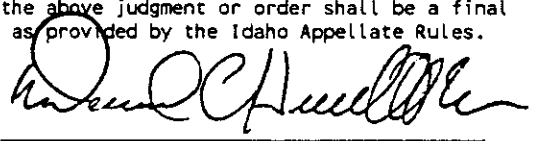
POINT OF DIVERSION: T07S R14E S36 NENWNW Within GOODING County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		Irrigation Season	0.8 CFS 160.0 AFY

PLACE OF USE: IRRIGATION Within GOODING County
T07S R14E S36 NWNW 40
40 ACRES TOTAL

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

RECORDED
INDEXED

This
Right has been
Decreed in the
SRBA.

Identification No. 36-2527
Transfer No. 1871

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder Rex G. and/or Mae S. Johnson Ph 536-2413
Post office address Route 1, Wendell, Idaho 83355
2. Right obtained by:
- a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court. County of _____.
- b. License No. 36-2527 issued by the State of Idaho, Department of Reclamation.
3. Source of water Groundwater tributary to _____
(Name of stream or source)
4. Date of Priority 7-6-61
5. Amount of water a. 1.0 c.f.s. and/or
b. _____ acre feet/annum
6. Water is used for Irrigation from March 15 to Nov 15
(Month, Day) (Month, Day)
7. Original location of point of diversion is NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 36,
Township 7S, Range 14E, B.M., in Gooding County;
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

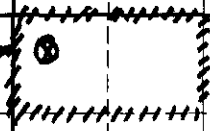
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7S	14E	36						40				33							73

Total number of acres presently irrigated 73

36 2527

R14E

P.D.



36

T
7
S

SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

9. If applicant was not the original holder of this right explain how it was acquired:
Purchased this land from Charlie Feckner

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 1.0 c.f.s. and/or acre feet
- b. New point of diversion: NW 1/4 NW 1/4, Section 36, Township 7S, Range 14 E, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: well and pump
- d. Is water to be conveyed to the lands previously irrigated? Yes No
If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion:
40 acres in the NW 1/4 NW 1/4, Sec. 36 T. 7s. R 14 E Will still be Irrigated
We will be Irrigating a new 33 acres NE 1/4 NW 1/4 Sec. 36 T. 7 S. R 14 E B.M.
- f. Do you intend to make the transfer permanent? Yes
- g. Do you intend to abandon completely the old point of diversion? No
- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

- a. Describe the new lands on which you wish to use your right.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7S	14E	36					33	40											73

Total number of acres to be irrigated 73

- b. Do you intend to make the transfer permanent? Yes
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:
NO, We are going to Irrigate 40 acres of the present land and irrigate 33 acres
of the new land.
- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: NO
- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Rep. J. Johnson
 (signature of applicant)

Subscribed and sworn to before me this 22nd day of February, 1974
[Signature]
 (notary public)

My commission expires 2-22-74.

ACTION OF STATE RECLAMATION ENGINEER AND CERTIFICATE OF TRANSFER

This is to certify that I have examined Application for Transfer of Water Rights No. 36-2527,
 and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

A measuring device of a type approved by this Department shall be permanently
installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons:

Witness my hand this 12 day of April, 19 74.

[Signature]
 Director ~~State Reclamation Engineer~~
 Idaho Dept. of Water Administration

FOR DEPARTMENT USE ONLY

Received by <u>[Signature]</u>	Date <u>2-22-74</u>	Protest filed by:	Date
Prelim. check by <u>KOF</u>	Date <u>2-22-74</u>		
Fee received by <u>GLF</u>	Date <u>2-22-74</u>	Fee \$ <u>30.00</u>	(11716)
Approved for publication by			
Published in <u>Gooding Co. L</u>	Dates <u>2-28 & 3-7-74</u>		
Hearing held			
Watermaster Recommendation sent			

Affidavit of Publication

State of Idaho, }
County of Gooding } ss.

Gale Z. Brammer, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 7 day of March, 1974, and the date of the last publication was on the 14 day of March, 1974

Gale Z. Brammer
Subscribed and sworn to before me this 15 day of March, 1974
(SEAL)

GOODING COUNTY LEADER
Gooding, Idaho 83330
COST OF PUBLICATION

Number of Lines in Notice	52	52	52
Number of Insertions	2	2	2
52 Lines at 21¢	10.92	10.92	10.92
52 Lines at 15¢	7.80	7.80	7.80
TOTAL COST	18.72	18.72	18.72

COPY OF NOTICE

Title of Notice

Notice of Proposed Change

Title of Notice

of Water Right - 36-2527
Rex Johnson
Plaintiff Attorney

Defendant

Plaintiff

Idaho Department of Water

Bill to

Administration, 1041 Blue
Lakes Blvd. N. - Twin Falls,
Idaho 83301

NOTICE OF PROPOSED
CHANGE OF
WATER RIGHT

NO. 36-2527 #219

Notice is hereby given that Rex G. and/or Mae S. Johnson of Route 1, Wendell, Idaho, has applied to the Department of Water Administration for a change of point of diversion and place of use of the waters of a ground-water source. The right sought to be changed is evidenced by License No. 36-2527 and is recorded as follows:

Amount: 1.0 cfs
Priority: 7-6-61
Point of diversion: NW ¼ NW ¼, Sec. 36, T 7S, R 14E, B.M., Gooding County.

The water is used for irrigation purposes from Mar. 15 to Nov. 15 within NW ¼ NW ¼, NE ¼ NW ¼, Sec. 36, T 7S, R 14E, B.M.

TO BE CHANGED AS FOLLOWS:
Point of diversion: NW ¼ NW ¼, Sec. 36, T 7S, R 14E, B.M.

Place of use: NE ¼ NW ¼ (33 acres), NW ¼ NW ¼, Sec. 36, T 7S, R 14E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. N., Twin Falls, Idaho on or before March 18, 1974.

R. KEITH HIGGINSON
Director
Pub. 3-7,14

Affidavit of Publication

RECEIVED

State of Idaho, }
County of Gooding } ss.

DEC 27 1973

Department of Water Administration

Gale Z. Brammer Southern District Office
being first duly sworn,
deposes and says that he is the printer (publisher) of the Gooding
County Leader, a newspaper published every week in Gooding,
County of Gooding, State of Idaho; that said newspaper has been
continuously and uninterruptedly published for a period of seventy-
eight consecutive weeks prior to the first publication of the annexed
notice and is a newspaper qualified to publish legal notices as pro-
vided by act of the 1919 session of the legislature of the State of
Idaho, known as House Bill 145; that the annexed advertisement

was published once each week for 2 consecutive issues in
said newspaper proper and not in a supplement; that the date of the

first publication of said advertisement was on the 29 day

of Nov., 1973, and the date of the last publication

was on the 6 day of Dec, 1973.

Gale Z. Brammer

Subscribed and sworn to before me this 26th

day of December, 1973.

(SEAL)

Raf M. Lucke
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho 83330

COST OF PUBLICATION

Number of Lines in Notice 44

Number of Insertions 2

44 Lines at 21¢ 9.24

44 Lines at 15¢ 6.60

TOTAL COST 15.84

COPY OF NOTICE

Title of Notice
Notice of Proposed
Change of Water Right
Title of Notice

36-2527

NO. 36-2527

Notice is hereby given that
Rex E. and/or Mae S. John-
son of Route 1, Wendell, ID
has applied to the Depart-
ment of Water Administration
for a change of place of use
of the waters of a ground-
water source. The right
sought to be changed is evi-
denced by License No. 36-
2527 and is recorded as fol-
lows:

Amount: 1.0 c.f.s.

Priority: July 6, 1961

Point of diversion:

NW 1/4 NW 1/4, Sec. 36, T. 7S,
R. 14E, B.M., Gooding County

The water is used for irri-
gation purposes from Mar. 15
to Nov. 15 within the SE 1/4
NW 1/4, NW 1/4 SW 1/4, Sec. 36,
T. 7S, R. 14E, B.M.

TO BE CHANGED AS
FOLLOWS

Place of Use:

N 1/2 NW 1/4, Sec. 36, T. 7S,
R. 14E, B.M., Gooding County

Any protest against ap-
proval of the above proposed
change of water right must
be filed with the Idaho De-
partment of Water Admini-
stration, 1041 Blue Lakes
Blvd. North, Twin Falls, Ida-
ho, on or before December
17, 1973.

R. KEITH HIGGINSON
Director

11-29-21c	
7 pt. per line, successive	
Insertions.....	15c
6 pt. per line, straight.....	21c
6 pt. per line, tabular.....	31c
6 pt. per line, successive	
Insertions.....	15c

No 2082

36 2527

8319
Return
10.

State of Idaho
License and Certificate of Water Right

Water License No. G-30282

Amount 1.0 c.f.s.

Water District No.

Priority July 6, 1961

THIS IS TO CERTIFY that CHARLES FECKNER
of Wendell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 6, 1961; that Permit No. G-30282
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.0 second feet, was issued thereunder on October 12, 1965, showing that said works
were completed on the 15th day of March, 1965; and that on the 15th
day of March, 1965,

CHARLES FECKNER

of Wendell, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation

, under Use Permit No. G-30282 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
13 of Licenses at page 8319, on the 12 day of October, 1965;

The right hereby confirmed dates from July 6, 1961;

The Point of Diversion is located

in the NW ¼ NW ¼, Sec. 36, Tp. 7 S, R. 14 E, B. M. Gooding County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S	14 E	36	NW¼ NW¼	36	40
			NW¼ SW¼	37	33
			Total number of acres to be irrigated:		73

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

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

12th day of October, 1965.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

36 2527

36-2527

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

Application No. G- 37919
Permit No. G- 30282
District No.

1. Name of Applicant: Charles Feckner
Postoffice address: Rt. #1, Wendell County: Gooding State: Idaho
2. Quantity of water claimed: 1 cu. foot (50 inches)
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches 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 NW 1/4 of the NW 1/4 of Section 36
Twp. 7 S , Rge. 14 E , B.M., County of Gooding
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 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.,
(b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, pump and ditches
8. Estimated cost of works: \$ 3,500
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5
years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
80 shares of North Side Canal Co. water
(a) 50 ~~(cubic feet per second, inches or gallons per minute)~~ of the water herein applied for is to be supple-
mental to the existing water rights.
(b) none (cubic feet per second, inches or gallons per minute) is for new lands.

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

s/ Charles Feckner Applicant.

By _____ Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. July 6, 1961

Returned to applicant for correction: July 6, 1961

Corrected application received: November 9, 1961

Approval of State Reclamation Engineer

The number of this permit is G— 30282

Recorded in Book 106 Page 30282 Approved November 10, 1961

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

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

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

One-fifth of the work above specified to be completed on or before May 10, 1964

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before November 10, 1966

Witness my hand this 10th day of November, 1961

IN TESTIMONY WHEREOF, We, ... ROBERT E. SMYLIE, 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 10th
day of November , 1961

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLLIE
Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE 1/4	NW 1/4	SW 1/4	SE 1/4	Totals
			NE 1/4 NW 1/4 SW 1/4 SE 1/4	NE 1/4 NW 1/4 SW 1/4 SE 1/4	NE 1/4 NW 1/4 SW 1/4 SE 1/4	NE 1/4 NW 1/4 SW 1/4 SE 1/4	
7 S	14 E	36		36	37		73
Permit No. G-30282 ✓ CERTIFICATE OF COMPLETION OF WORKS							
TO ALL WHOM IT MAY CONCERN: This is to certify that CHARLES FECKNER of Wendell, County of Gooding, and State of Idaho, the holder of Permit No. G-30282, issued upon Application No. G-37919 bearing date of priority of July 6, 1961 authorizing the diversion of 1.0 second feet of waters of a well County of Gooding, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.0 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NW 1/4 NW 1/4, Sec. 36, T. 7 S., R. 14 E., B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: NW 1/4 NW 1/4, NW 1/4 SW 1/4, Sec. 36, T. 7 S., R. 14 E., B.M. Witness my hand this 12th day of October, A.D. 1965 /s/ RALPH W. THOMAS Deputy State Reclamation Engineer Proof of Completion of Works Made: March 15, 1965 LICENSE ISSUED FOR 1.0 SEC. FT. LICENSE PAGE NO. 8319							



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

MAY -1 2000

Department of Water Resources

April 25, 2000

DIRK KEMPTHORNE
GOVERNOR

Edward Ciocca
1674 E. 2900 S.
Wendell, ID 83355-3025

KARL J. DREHER
DIRECTOR

TO W.A.
5-2-00
in

RE: Snake River Basin Adjudication (SRBA)
Water Rights #36-02279, 36-02527, 36-10065, 36-10067,
36-10493, 36-10796

SEE # 36-02279 FOR SUPPORT
DOCUMENTATION.

Dear Water Right Holder:

Mail recently sent to you was returned to us by the Postal Service. They also advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by May 8, 2000. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right records.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:
Returned Mail

MICROFILMED

MAY 22 2000

#####

The address is correct as shown above or as otherwise changed.

Claimant signed attached Note confirming above address is correct.
Water Right Holder's Signature Telephone No.

in 5-1-00

This
Right has been
Decreed in the
SRBA.

MICROFILMED
MAY 2 / 2000

April 16, 1974

Re: Transfer No. 36-2527

**Rex G. &/or Mae S. Johnson
Route # 1
Wendell, Idaho 83355**

Dear Mr. & Mrs. Johnson:

Enclosed herewith is a copy of your approved Application for Transfer of Water Right No. 36-2527.

Be sure to note that a special condition requiring you to install and maintain a measuring device at the point of diversion has been placed upon the transfer. We have enclosed a letter describing different types of measuring devices approved by this Department.

Sincerely,

**BOBBY D. FLEENOR
Assistant Director**

**BDF:DR
Enclosures**

bc: Southern District Office

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Transfer

Item Initial Date

(1) *KDF* *2-22-74*

Application No. *36-2527 Rex G & Mrs S.*

(2) *KDF* *2-22-74*

Johnson

- ☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(3) *KDF* *2-22-74*

In form to receipt

KDF *2-22-74*

Send Copies to:
☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(4) *KDF* *2-22-74*

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☒ Request Information from Applicant

*Warranty Deed from
Charlie Pether*

(5) *KDF* *2-22-74*

In form for advertising

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Decline (comment) _____

_____ Stable (comment) _____

_____ Increasing (comment) _____

(9) _____

Comments: _____

(10) _____

Affidavit of Publication received (date) _____

(11) _____

Final date for protests *3-18-74*
Protests received: yes _____ no ☒

(12) _____

Date and Place of hearing _____

Decision reached at hearing _____

(13) _____

All requested information received from agencies or applicant
yes ☒ no _____

(14) _____

Action recommended:

☒ Approve Priority _____

_____ Deny Reason for Reduction _____

☒ Measuring device required

_____ See attached sheet for additional conditions of approval

_____ No additional conditions for approval

(15) District *Southern* By *Bob Haynes* Date *2-26-74*

*Hold for
affirmation of
publication
etc*

RECEIVED
2-26-74

I, Charlie Feckner, owner of record of forty (40) acres
in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, T 7S, R 14E, B.M., Gooding County, hereby
give permission to Rex G. Johnson to apply for a transfer of a water
right for thirty-three (33) acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, T 7S,
R 14E, B.M., under License 36-2527.

Charlie Feckner

Charlie Feckner

Subscribed and sworn to before me this 22nd day of February, 1974.

[Signature]
Notary Public

My commission expires: 2-22-79

36 2527

RECEIVED

MAR

Department of Water Administration
Southern District Office

SECURITY FILE CO

Feb 17 1964

RECEIVED

SECURITY FILE CO

36 52

Warranty Deed
(IDAHO)

KNOW ALL MEN BY THESE PRESENTS, That

CHARLIE FECKNER and **ELIZABETH FECKNER**
of **Wendell**,
of the County of **Gooding**, State of **Idaho**

part **les** of the first part and of the sum of **ELEVEN THOUSAND AND NO/100**

in lawful money of the United States of America, and (other valuable consideration, to **them**

in hand paid by **REX C. JOHNSON** and **MAE S. JOHNSON**

of **Wendell**, **Gooding County**, **Idaho**,
his wife hereinafter called party of the second part, do hereby GRANT, BARGAIN, SELL, and
VEY unto the party of the second part, as a community property estate, and to the heirs and assigns of the

party, all of the following-described property, situate, lying and being in the County of **Gooding**
State of Idaho, to wit:

Township 7 South, Range 14 East of the Boise Meridian
Section 36: NW1/4

Together with all water, ditch rights, ditches and ditch rights,
used thereon or appurtenant thereto, including but not limited to 40
shares of the capital stock of the North Side Canal Company, Inc.;
also water and ditch rights under American Falls Reservoir District.

Subject to exceptions and reservations contained in patents from the
United States.

Subject to existing easements for roads, highways, ditches, canals,
laterals and power and transmission lines.

Subject to the burden incident to the inclusion of the land within
the boundaries of the American Falls Reservoir District and the
rights of the North Side Canal Company to levy assessments.

Subject to canals and laterals of North Side Canal Company and subject
to the rights of ingress and egress.

Subject to the exceptions and reservations contained in deed from
the State of Idaho, where mineral rights are reserved to the
(67-701 Idaho Code 1947), recorded January 27, 1967, in Book of
Conveyances at Page 223, records of Gooding County, Idaho.

Subject to the easement and reservation contained in deed from
State of Idaho, where mineral rights are reserved to the
June 11, 1967, in Book of Conveyances at Page 223, records of
County, Idaho.

Subject to the transmission line easement of the
Company by the instrument recorded September 1, 1967, in
Miscellaneous Records at Page 223, records of Gooding County, Idaho.

Subject to rights of way, easements, and other interests
contained in the community property deed from the
State as granted to the North Side Canal Company,
50-224 Idaho Code 1947.

RECEIVED

RECEIVED

...accounts belonging or in anywise
...reasonably necessary to the use of

To Have and to hold unto the party of the first part unto the party of the second
part as covenants, conditions and warranties forever.

The parties of the first part are themselves
and for their heirs, executors and administrators do hereby covenant to and with the party of the
second part, and with the heirs and assigns of said party that they are lawfully seized in
fee simple of said premises, that they are free from all encumbrances, and that they will and their
heirs, executors and administrators shall warrant and forever defend the title thereto against all lawful claims
and demands whatsoever

IN WITNESS WHEREOF the said parties of the first part have hereto set their hand(s) and
seal(s) this _____ day of _____, 1968.

WITNESSES:

CHARLIE PECKNER (Husband) [SEAL]

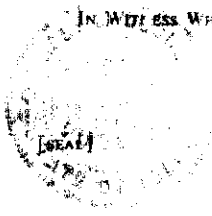
ELISABETH PECKNER (Wife) [SEAL]

ACKNOWLEDGMENT

STATE OF IDAHO
COUNTY OF GOODING

On this 12th day of September, 1968, before me, a Notary Public in
and for said County and State, personally appeared CHARLIE PECKNER
and ELISABETH PECKNER, his wife, to me known to be the identical indi-
vidual(s) described in and who executed the within and foregoing instrument and whose name(s) are
subscribed therein and acknowledged to me that they signed, sealed and executed the same as their
free and voluntary act and deed for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year last above mentioned.



Notary Public in and for the State of
Residing at Gooding
My commission expires 10/15/68

Recorded in _____
County, Idaho, on _____
_____ in Book _____
at Page _____

FILED IN SECURITY TITLE

STATE OF IDAHO

I hereby certify that this instrument
was filed for record at the request of
SECURITY TITLE CO.
at _____
in my office, and duly recorded in
Book _____ of Page _____

STATE OF IDAHO
County of Gooding
to CHARLIE PECKNER, et ux
DORIS O. JOHNSON, et ux

36 250

Warranty Deed
(IDAHO)

KNOW ALL MEN BY THESE PRESENTS, That

CHARLIE FECKNER and ELISABETH FECKNER, his wife,
of Wendell, Gooding, State of Idaho
of the County of

part ies of the first part, for and in consideration of the sum of ELEVEN THOUSAND AND NO/100--

----- Dollars (\$ 11,000.00),

in lawful money of the United States of America, and other valuable consideration, to them

in hand paid by REX G. JOHNSON and MAE S. JOHNSON,

of Wendell, Gooding County, Idaho,
his wife/ hereinafter called party of the second part, do hereby GRANT, BARGAIN, SELL and CON-
VEY unto the party of the second part, as a community property estate, and to the heirs and assigns of the second

party, all of the following-described property situate, lying and being in the County of Gooding,
State of Idaho, to wit:

Township 7 South, Range 14 East of the Boise Meridian

Section 36: NW $\frac{1}{4}$ NW $\frac{1}{4}$

* * * *

Together with all water and water rights, ditches and ditch rights,
used thereon or appurtenant thereto, including but not limited to 40
shares of the capital stock of the North Side Canal Company, Ltd.;
also water and ditch rights under American Falls Reservoir District.

Subject to exceptions and reservations contained in patents from the
United States.

Subject to existing easements for roads, highways, ditches, canals,
laterals and power and transmission lines.

Subject to the burdens incident to the inclusion of the land within
the boundaries of the American Falls Reservoir District and the
rights of the North Side Canal Company to levy assessments.

Subject to canals and laterals of North Side Canal Company and subject
to the rights of ingress and egress.

Subject to the exceptions and reservations contained in deed from
the State of Idaho, whereby mineral rights are reserved to the State
(47-701 Idaho Code 1947), recorded January 17, 1927, in Book 2 State
Conveyances at Page 239, records of Gooding County, Idaho.

Subject to the easement and advertising limitations as set forth in
Right of Way deed dated April 13, 1937, to State of Idaho, recorded
June 11, 1937, in Book 28 of Deeds at Page 416, records of Gooding
County, Idaho.

Subject to the transmission line easement as granted to Idaho Power
Company by the instrument recorded September 6, 1940, in Book 4 of
Miscellaneous Records at Page 434, records of Gooding County, Idaho.

Subject to rights of way for ditches, tunnels, and telephone and transmission lines constructed by authority of the United
States as granted to the United States under the provisions of Section
58-604 Idaho Code 1947. FHA 427-12 Idaho (Rev. 1-5-62)

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining and all improvements, water and water rights appurtenant thereto or reasonably necessary to the use of the real property, and the rents, issues and profits thereof.

To HAVE AND TO HOLD the said premises together with the appurtenances thereto unto the party of the second part, as community property, and to the heirs and assigns of the second party forever.

The part **ies** of the first part, for **themselves**
and for **their** heirs, executors and administrators, do hereby covenant to and with the party of the second part, and with the heirs and assigns of second party, that **they are** lawfully seized in fee simple of said premises, that they are free from all encumbrances, and that **t he y** will and **their** heirs, executors and administrators shall warrant and forever defend the title thereto against all lawful claims and demands whatsoever.

IN WITNESS WHEREOF, the said part**ies** of the first part have hereunto set **their** hand(s) and seal(s) this ✓ day of ✓, 1968.

WITNESSES:

Charlie Feckner [SEAL]
CHARLIE FECKNER (Husband)

Elisabeth Feckner [SEAL]
ELISABETH FECKNER (Wife)

ACKNOWLEDGMENT

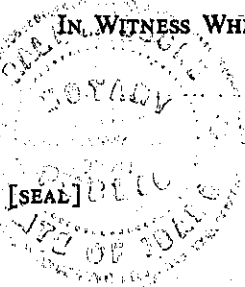
STATE OF IDAHO

COUNTY OF GOODING

SS:

On this 12th day of September, 19 68, before me, a Notary Public in and for said County and State, personally appeared **CHARLIE FECKNER** and **ELISABETH FECKNER**, his wife, to me known to be the identical individual(s) described in and who executed the within and foregoing instrument and whose name(s) are subscribed thereto, and acknowledged to me that **t he y** signed, sealed and executed the same as **their** free and voluntary act and deed, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year last above mentioned.



Ralf M. Lucke
Notary Public in and for the State of
Residing at Gooding
My commission expires: 10/13/68

Recorded in _____

County, Idaho, on _____

_____ in Book _____

at Page _____

Fee \$ 1.80
Return to SECURITY TITLE CO.

By Jella B. Bannan
Deputy

Ex-office recorder

book _____ at page _____

at 11:30 clock A. M. this 18 day of September 1968

in my office, and duly recorded in

SECURITY TITLE CO.

Thereby certify that this instrument was filed for record at the request of

STATE OF IDAHO } as No. _____
County of Gooding }

to REX G. JOHNSON, et ux

CHARLIE FECKNER, et ux

INDEXED

WARRANTY DEED 26365

February 22, 1974

RE: Application for Transfer No. 36-2527 - Rex G. and/or Mae S. Johnson

Gooding County Leader
Box 56
Gooding, Idaho 83330

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for 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. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

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

(signature of claimant)

Very truly yours,

Bob Haynes
District Engineer
Southern District

36 2527

Need Galley Proof

**NOTICE OF PROPOSED
CHANGE OF
WATER RIGHT
NO. 36-2527**

Notice is hereby given that Rex G. and/or Mae S. Johnson of Route 1, Wendell, Idaho, has applied to the Department of Water Administration for a change of point of diversion and place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 36-2527 and is recorded as follows:

Amount: 1.0 cfs

Priority: 7-6-61

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 14E, B.M., Gooding County.

The water is used for irrigation purposes from Mar. 15 to Nov. 15 within NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 14E., B.M.

TO BE CHANGED AS
FOLLOWS:

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 14E, B.M.

Place of use: NE $\frac{1}{4}$ NW $\frac{1}{4}$ (33 acres), NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 14E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. N., Twin Falls, Idaho on or before March 18, 1974.

R. KEITH HIGGINSON

Director

Pub. 3-7,14

OK-LT
3-8-74

36-2527

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 36-2527

Notice is hereby given that Rex G. and/or Mae S. Johnson of Route 1, Weidell, Idaho, has applied to the Department of Water Administration for a change of point of diversion and place of use of the waters of a ground-water source. The right sought to be changed is evidenced by License No. 26-2527 and is recorded as follows:

Amount: 1.0 cfs

Priority: 7-6-61

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 14E, B.M., Gooding County.

The water is used for irrigation purposes from Mar. 15 to Nov. 15 within

NW $\frac{1}{4}$ NW $\frac{1}{4}$, ^{A B 1/4}SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 14E., B.M.

TO BE CHANGED AS FOLLOWS:

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 14E, B.M.

Place of use: NE $\frac{1}{4}$ NW $\frac{1}{4}$ (33 acres), NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 14E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. N., Twin Falls, Idaho on or before March 18, 1974.

R. KEITH HIGGINSON
Director

Published in the Gooding County Leader on ^{May 7}~~Feb. 29~~ and Mar. 7, 1974.

36 2527

INTER-DEPARTMENT MEMO — 1

FROM **Boise**

TO **Southern District Office**

SUBJECT **Transfer App # 36-2527 - Rex G. &/or Mae S. Johnson**

DATE **1/7/74**

Herewith returning the above subj app along with a copy of the license. Please note discrepancy between app and license (should be 73 acres, not 80; also land list in error). *

We would also need proof of ownership of the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, before water right ~~can~~ could be transferred.

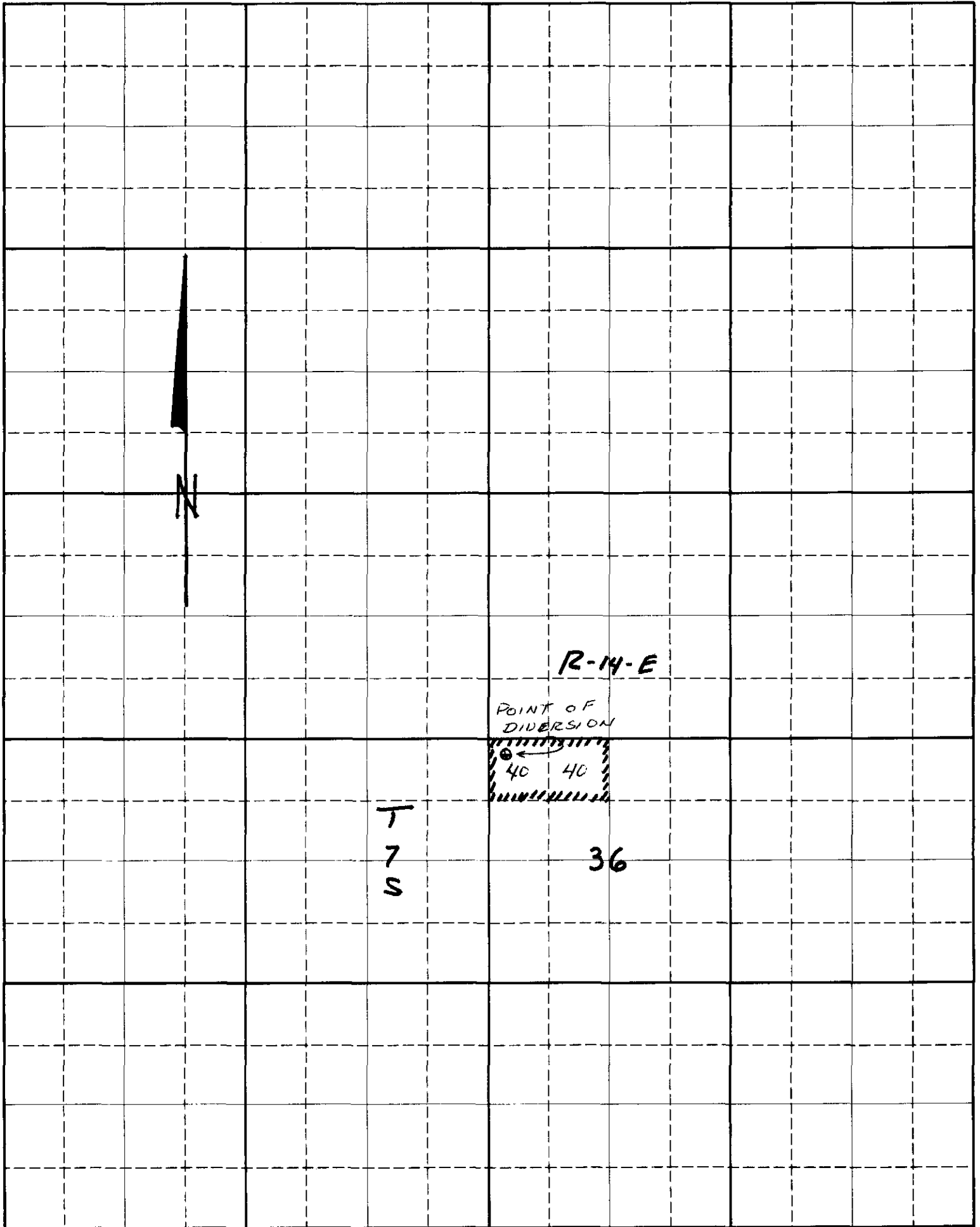
* Hope this office did not give you the wrong info over the phone! In the future I will be checking transfer apps when you first send us a copy ~~checked~~ instead of waiting until staff review.

SIGNATURE

36 2527

Transfer No. 36-2527

36 2527



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

9. If applicant was not the original holder of this right explain how it was acquired:
Purchased this land and all water rights from Charlie Feckner

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 1.0 c.f.s. and/or acre feet
b. New point of diversion: NW 1/4 NW 1/4, Section 36, Township 7S, Range 14E, B.M.
c. Description of method of diversion and conveyance from new points of diversion:
d. Is water to be conveyed to the lands previously irrigated? Yes X No
e. Describe the reasons for applying for a change in the point of diversion:
40 acres in the NW 1/4 NW 1/4, Sec. 36, T. 7S, R. 14E, will still be irrigation.
We will be irrigating a new 40 acres NE 1/4 NW 1/4, Sec. 36, T. 7S, R. 14E, B.M.
f. Do you intend to make the transfer permanent? Yes
g. Do you intend to abandon completely the old point of diversion?
h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

- a. Describe the new lands on which you wish to use your right.

Table with 19 columns: TWP., RANGE, SEC., NE 1/4 (4 sub-columns), NW 1/4 (4 sub-columns), SW 1/4 (4 sub-columns), SE 1/4 (4 sub-columns), TOTALS. Row 1 contains data for TWP. 7S, RANGE 14E, SEC. 36, with values 40 and 40 in the NW 1/4 sub-columns, and a total of 80.

- b. Do you intend to make the transfer permanent? Yes
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:
No. We are going to irrigate 40 acres of the present land and irrigate 40 acres
of the new land.
- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: No
- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Steph. Johnson
 (signature of applicant)

Subscribed and sworn to before me this 20th day of November, 19 73

Janet M. Messersmith
 (notary public)

My commission expires June 15, 1977

ACTION OF STATE RECLAMATION ENGINEER AND CERTIFICATE OF TRANSFER

This is to certify that I have examined Application for Transfer of Water Rights No. _____,
 and said application is hereby _____

1. Approval of said application is subject to the following limitations and conditions:

2. Denial of said application is for the following reasons:

Witness my hand this _____ day of _____, 19 _____

 State Reclamation Engineer

FOR DEPARTMENT USE ONLY

Received by CLF Date 11-20-73

Protest filed by: _____ Date _____

Prelim. check by RHA Date 11-21-73

Fee received by CLF 30.00 Date 11-20-73 Fee \$ 30.00

Approved for publication by RHA

Published in Gooding County Leader 11-29 & 12-6-73

Hearing held _____

Watermaster Recommendation sent None needed

#11716

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)			transfer Application No. <u>36-2527</u> Rex G Johnson
(2)	<u>RJA</u>	<u>11-21-73</u>	☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☐ Description of Diverting Works ☐ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>RJA</u>	<u>11-21-73</u>	In form to receipt Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>RJA</u>	<u>11-21-73</u>	In form for advertising
(6)			Located within Water District No. _____
(7)	<u>mls</u>	<u>12-28-73</u>	Critical groundwater area: yes _____ no ☒
(8)	<u>mls</u>	<u>12-28-73</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>jmm</u>	<u>12-27-73</u>	Affidavit of Publication received (date) _____
(11)			Final date for protests <u>December 17, 1973</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)	<u>mls</u>	<u>12-28-73</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>mls</u>	<u>12-28-73</u>	Action recommended: ☒ Approve Priority _____ ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District	<u>Southern</u>	By <u>Michael Steele</u> Date <u>12-28-73</u>

December 24, 1973

RE: Application Nos. 36-2527 - Rex G. and/or Mae S. Johnson (3rd request)
36-7407 - G. Dale and/or D1 Lucille Depew (3rd request)
36-7409 - Hill Valley Farms (3rd request)
36-7410 - Kerr Land & Livestock Company
36-7411 - Merrill Don Hillis
36-7412 - Blincoe Farms, Inc.

Gooding County Leader
Box 56
Gooding Idaho 83330

Gentlemen:

Would you please submit affidavits of publication and certified bills in connection with the above referenced items immediately.

The first three items were to have been published in your paper on November 29 and December 6, 1973.

The second three items were to have been published in your paper on December 6 and December 13, 1973.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:jmm

December 17, 1973

RE: Application Nos. 36-2527 - Rex G. and/or Mae S. Johnson
36-7407 - G. Dale and/or D. Lucille Depew
36-7409 - Hill Valley Farms

Gooding County Leader
Box 56
Gooding, Idaho 83330

Gentlemen:

Would you please submit affidavits of publication and certified bills in connection with the above referenced items.. The legal notices were to have been published in your paper on November 29 and December 6, 1973.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:jnm

36 2527

November 28, 1973

RE: Application Nos. 36-2527 - Rex G. and/or Mae S. Johnson
36-7407 - G. Dale and/or D. Lucille Depew
36-7409 - Hill Valley Farms

Gooding County Leader
Box 56
Gooding, Idaho 83330

Gentlemen:

The above referenced applications were to have been published in your newspaper on November 29 and December 6, 1973.

In the cover letter, which was sent with the legal notices, we requested that you submit to us a galley proof for review before publication. Since the Department failed to receive galley proofs prior to publication, we have no way of knowing whether you have advertised these applications. We trust that they are being taken care of by your staff.

If you have not taken action on these legal notices, please contact our office by telephone immediately.

Very truly yours,

Janet M. Messerwith
Secretary
Southern District

36-2527

November 21, 1973

RE: Transfer No. 36-2527 - Rex G. and/or Mae S. Johnson

Gooding County Leader
Box 56
Gooding, ID 83330

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for 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. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

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

(signature of claimant)

Very truly yours,

Bill submitted 12-10-73 by jmm

Bob Haynes
District Engineer
Southern District

BH:jmm

Enc.: Legal Notice

36 2527

mm OK 11-29-73
Need Galley Proof

**NOTICE OF PROPOSED
CHANGE OF WATER
RIGHT**

NO. 36-2527

Notice is hereby given that Rex G. and/or Mae S. Johnson of Route 1, Wendell, ID has applied to the Department of Water Administration for a change of place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 36-2527 and is recorded as follows:

Amount: 1.0 c.f.s.

Priority: July 6, 1961

Point of diversion:

NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T. 7S,
R. 14E, B.M., Gooding County

The water is used for irrigation purposes from Mar. 15 to Nov. 15 within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, T. 7S, R. 14E, B.M.

TO BE CHANGED AS
FOLLOWS

Place of Use:

N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 36, T. 7S,
R. 14E, B.M., Gooding County

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, on or before December 17, 1973.

R. KEITH HIGGINSON
Director

11-29-2tc

36 2527

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 36-2527

Notice is hereby given that Rex G. and/or Mae S. Johnson of Route 1, Wendell, ID has applied to the Department of Water Administration for a change of place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 36-2527 and is recorded as follows:

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Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T. 7S, R. 14E, B.M., Gooding County

The water is used for irrigation purposes from Mar. 15 to Nov. 15 within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, T. 7S, R. 14E, B.M.

TO BE CHANGED AS FOLLOWS

Place of Use: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T. 7S, R. 14E, B.M., Gooding County

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, on or before December 17, 1973.

R. KEITH HIGGINSON
Director

Published in the Gooding County Leader on November 29 and December 6, 1973.

36 2527

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

438 Idaho Street
Gooding, Idaho 83330

November 30, 1973

In Reply Refer to:

Well License Number 36-2527
Rex G. Johnson

Mr. Bob Haynes, Dist. Engineer
State of Idaho Dept. of Water Admin.
Southern District Office
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

RECEIVED

DEC 3 1973

Dear Mr. Haynes:

Department of Water Administration
Southern District Office

This is to advise that the Farmers Home Administration has made a real estate loan to Mr. and Mrs. Rex G. Johnson, and the rights under License Number 36-2527 are covered by our Mortgage recorded November 21, 1973, Instrument Number 47639.

Sincerely,

Fred L. Johnson
Fred L. Johnson
County Supervisor

36 2527

October 12, 1965

Re: Permit No. G-30282

Charles Feckner
Route #1
Wendell, Idaho

Dear Mr. Feckner:

Enclosed is Certificate of Completion of Works and License and Certificate of Water Right on the above numbered permit.

O Also enclosed is departmental receipt No. G-9881, in the amount of \$9.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

30282

500 - July 8, 1964

September 14, 1965

RE: Permit No. G-30282

Charles Feckner
Rt 1
Wendell, Idaho

Dear Mr. Feckner:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-30282 shows the well is (~~are~~) capable of conveying 50 miner's inches, or 1.0 c.f.s. of water for the irrigation of 73 acres.

Upon receipt of the statutory fees, totaling \$9.00, we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of July 6, 1961, to the use of 1.0 second feet of subterranean water with the point of diversion in the NW/4NW/4, Sec. 36 for irrigation of 73 acres in the NW/4NW/4, NW/4SW/4, Sec. 36, T. 7 N., R. 14 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

30282

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

Permit No. G-30282This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Charles Feckner2. Source of water supply: Subterranean3. Location of point of diversion: Is in the NW 1/4 NW 1/4 of Section 36T. 7 S. R. 14 EBM County of Gooding CT

4. Describe works as they exist, giving dimensions and capacities of same: US Hollow Shaft Motor
15 HP Ser. # 315054
Layne & Bowler pump Model 8FHL Ser. # 290070
450 GPM @ 90' @ 1770 RPM

5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NW 1/4 NW 1/4, NW 1/4 SW 1/4 Sec. 36., Twp. 7 S., Rge. 14 EBM (73 acres)

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

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

Remarks: Mr. Feckner along

Measured with McCrometer Meter 1 Rev 1.32 sec = 1.03 cfs = 51 inches
Dial 1 cfs 450 GPM

This examination was made on the

2nd day of Sept., 1965
 (Signed) Donald M. Eldorney
 Examiner

30282

Charles Feckner
Route #1
Wendell, Idaho
Permit No. G-30282

Examination for Completion of Works & Beneficial Use

County: Gooding
Quantity: Sec. 36 T. 7S R. 14 EBM

Source:

P. D.: 7-1-19

Use:

Filed:

Due:

Extension:

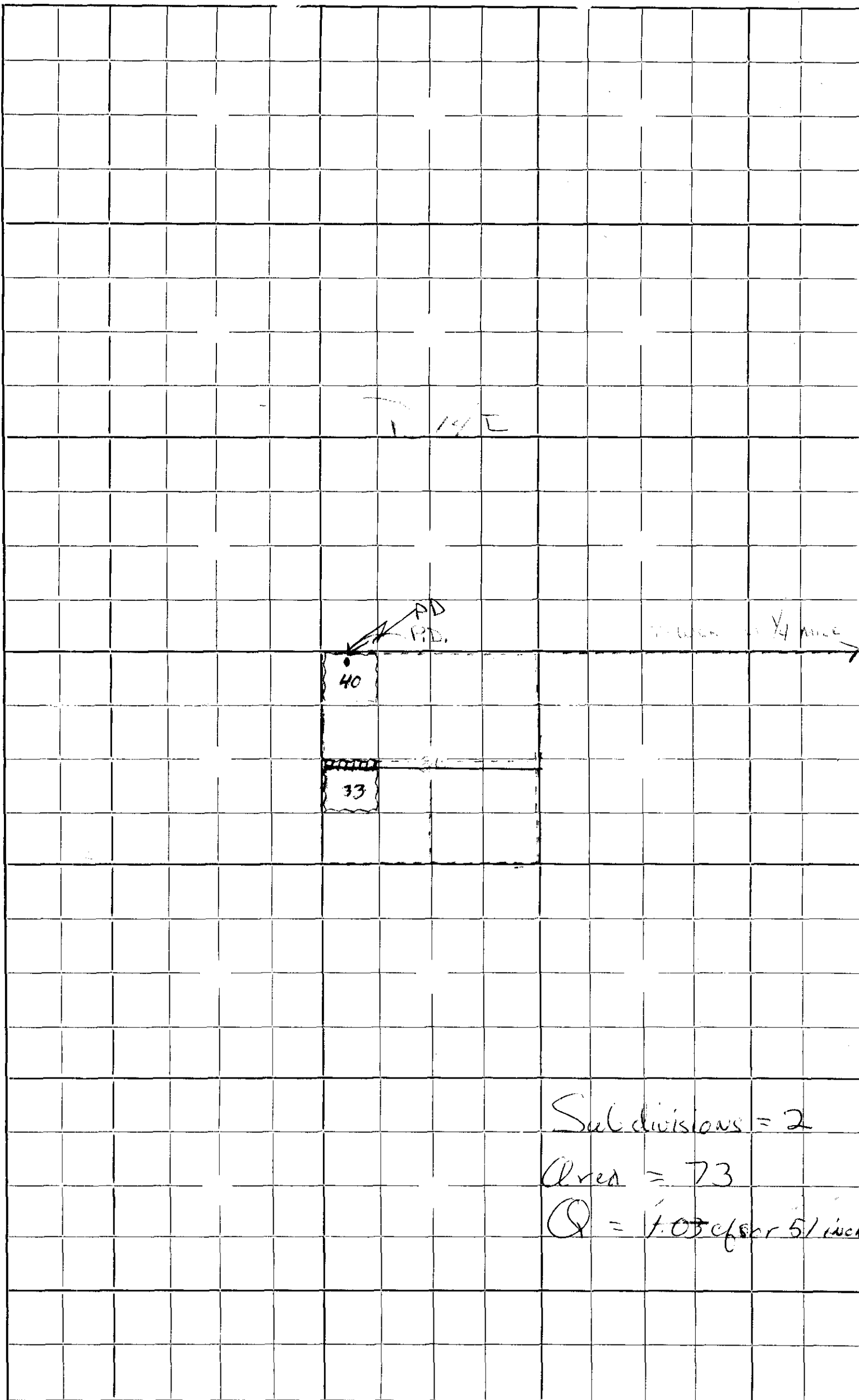
Protest:

Completion of Works:

Other Rights:

INSTRUCTIONS TO EXAMINERS

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



Subdivisions = 2

Area = 73

Q = 1.03 cfs or 51 inches

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-30282

REPORT ON PROOF OF Completion of Works & Beneficial Use

Charles Feckner, Rt. #1, Wendell, Idaho

30282

1M April 1962

March 17, 1965

Re: Permit ~~W-30282~~

Charles Feckner
Route #1
Wendell, Idaho

Dear Mr. Feckner:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the WENDELL IRRIGATIONIST, all submitted in proof of completion of works and beneficial use on Permit No. ~~W-30282~~.

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

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

Very truly yours ,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

30282

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

APR 16 1966
DEPARTMENT OF RECLAMATION

Permit No. G 30282

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

DEPOSITION OF HOLDER

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

Charles Feckner, Rt. 1, Wendell, Idaho, farmer

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

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; Permit No. G 30282, approved Nov. 10, 1961, Priority July 6, 1961.

Ques. 4. State source of water supply: Underground
Give location of point of diversion, showing subdivision, section, township and range:
NW 1/4, Section 36, Twp 7 S. R. 14 E.B.M., Gooding County, Idaho

Ques. 5. Describe your works of diversion: Well, pump, and ditches
_____; state amount of water they are capable of conveying from point of diversion to place of use at least 1 cu. ft. Give name of canal or ditch or other works by which water is conducted to such place of use: ---
_____; if a well, state depth of well 120 ft.; depth and size of casing: 10 5/8 to 92 1/2 ft.; depth to water 88 ft.; if pump is used, state discharge of pump: 450 gals. per minute; tell how it was measured or determined: by well driller; if sprinkler irrigation, give number and size of nozzles and operating pressure: ---

Ques. 6. State for what purpose water is used: irrigation
If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water : NW 1/4 NW 1/4, and the NW 1/4 SW 1/4, all of Section 36, Twp. 7 S. R. 14 E.B.M., Gooding County, Idaho.

State nature of all improvements which have been made as a direct result of said use:
Better crops, deeper ditches, more building improvements because of better crops.

30282

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: C. B. Eaton & Sons, Wendell, Idaho

Ques. 7. If for other than irrigation purposes, state purpose and how used:

Ques. 8. What is the minimum amount of water required for the purpose specified above:
at least the 1 cu. ft. of water.

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

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: Fall of 1961 Time used since first use:

Used every irrigation season since the well was completed.

Ques. 11. Describe all other water rights appurtenant to same place of use:

80 shares of North Side Canal Co. water.

(sign)

Charles Technos

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

Wendell, County of Gooding

State of Idaho, on this 15th day of March, A.D. 19 65.

Loretta Strickling
Notary Public for the State of Idaho;
Residing at Wendell, Idaho

My Commission expires: Jan. 6, 1969

30292

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-30282

MAR 16 1965

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

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

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

Henry Schmidt, Rt. 1, Wendell, Idaho, farmer, age 60.

Ques. 2. Are you acquainted with Charles Feckner, the holder of
Permit No. G-30282? How long have you known him and where does he reside:

yes. I have known him for at least five years, and resides at Rt. 1, Wendell, Idaho

Ques. 3. Have you read or heard said Permit No. G-30282 read, and are you familiar
with its provisions and conditions: Yes: x No:

Ques. 4. State source of water supply: underground

State place of diversion: NW¹ NW¹, Section 36, Twp. 7 S. R. 14 E. B. M.

Describe works for conveying water to place of use: Well, pump and system of ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: at least 1 cu. ft. How much water have you seen being so
conveyed: 1 cu. ft., plus water provided by North Side Canal Co.

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

40 acres NW¹ NW¹, and 40 acres NW¹ SW¹, all of Section 36, Twp. 7 S. R. 14 E. B. M.,

Gooding County, Idaho

30282

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

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Good land, but shallow, and needs all of the water now being used.

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

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

Other times you have seen such use: All of the irrigation seasons since the well was put in use.

(Signed)

Henry R. Schmidt

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

 , County of Gooding, State of Idaho, on this 15th day of March,

A. D., 1965.

Lutia M. Struckling

Notary Public for State of Idaho

Residing: Wendell, Idaho

My commission expires: Jan. 6, 1969

30282

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-30282

APR 16 1965

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

DEPOSITION OF WITNESS

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

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

Ernest Kober, Rt. 1, Wendell, Idaho, farmer, age 49.

Ques. 2. Are you acquainted with Charles Feckner, the holder of
Permit No. 30282? How long have you known him and where does he reside:

Yes, I have known him for at least seventeen years, and he resides at Rt. 1, Wendell, Idaho.

Ques. 3. Have you read or heard said Permit No. G-30282 read, and are you familiar
with its provisions and conditions: Yes: x No:

Ques. 4. State source of water supply: underground

State place of diversion: NW¹ NW¹, Section 36, Twp. 7 S. R. 14 E. B. M., Gooding
County, Idaho.

Describe works for conveying water to place of use: Well, pump and system of ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: at least 1 cu. ft. How much water have you seen being so
conveyed: 1 cu. ft., plus water provided by North Side Canal Co.

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

40 acres NW¹ NW¹, and 40 acres NW¹ SW¹, Section 36, Twp. 7 S. R. 14 E. B. M.,

Gooding County, Idaho

30282

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

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Good land, but shallow, and needs all of the water now being used.

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

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

Other times you have seen such use: Every irrigation season since the well was put in use.

(Signed)

Ernest Kohn

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

 , County of Gooding, State of Idaho, on this 15th day of March,
A. D., ~~1967~~. 1965.

Loretta M. Strickling

Notary Public for State of Idaho

Residing: Wendell, Idaho

My commission expires: Jan. 6, 1969.

30282

11 1965

County of Gooding } ss
STATE OF IDAHO }

I, ~~John Howard~~ ^{J. Todd} Todd, being
duly sworn, say that I am the
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 ~~four~~ consecutive
weeks, commencing on the 11th
day of February, 1965,
and ending on the 4th day of
March, 1965.
James Todd, Editor

Subscribed and sworn to before
me this 4th day of
March, 1965.

Ronald L. Conrad

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

My commission expires
12-8, 1968.

First published in the Irriga-
tionist, Wendell, Idaho, Thurs-
day, February 11, 1965, for four
consecutive issues ending on
Thursday, March 4, 1965.

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

Notice is hereby given that
at 11 A.M., on the 15th day of
March 1965, at Wendell, Coun-
ty of Gooding, State of Idaho
before Loretta M. Strickling,
Notary Public, at 193 2nd Ave.
East, Wendell, Idaho, proof will
be submitted of the completion
of works for the diversion of 1
cubic foot per second of under-
ground water from a well, and
of the application to beneficial
use of said water, in accord-
ance with the terms and condi-
tions of Permit No. G-30282,
heretofore issued by the De-
partment of Reclamation of the
State of Idaho.

1. The name and postoffice
address of the person or corp-
oration holding said permit is
Charles Feckner, Wendell, Ida-
ho.

2. Said works of diversion
will be fully completed on the
date for such completion, and
the amount of water which
said works are capable of con-
veying to the place of use is 1
cubic foot per second.

3. The use to which said wa-
ter has been applied is irriga-
tion purposes and the amount
applied to beneficial use is 1
cubic foot per second.

4. The point of diversion of
said water is the NW 1/4 NW
1/4, Section 36, Twp. 7 S. R. 14
E. B. M., Gooding County, Ida-
ho.

5. The place where said wa-
ter is used is NW 1/4 NW 1/4,
and the NW 1/4 SW 1/4, Sec-
tion 36, Twp. 7 S. R. 14 E. B. M.

6. The date of priority which
said user is prepared to estab-
lish is July 6, 1961.

CARLE E. GAFFAN
State Reclamation Engineer

30282

Wendell, Idaho
March 15, 1965

1-10-1965
March 16, 1965
Department of Reclamation

Mr. Carl E. Tappan
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Dear Mr. Tappan:

Permit No. G-30282

You will find enclosed the following papers in connection with the above named Permit:

Deposition of the Holder, Deposition of two witnesses,
and Proof of Publication for the time and place of holding
hearing of Proof of Application of Water to Beneficial Use
and Completion of Works.

We have been informed by the well driller that the Well Log has been forwarded to your office.

Please let me know when you will be coming to Gooding County for inspection of my well.

Sincerely,

Charles Feckner

Charles Feckner

ls
Encs.

30282

February 8, 1965

Re: Permit No. G-30282

Mr. Charles Feckner,
Wendell, Idaho.

Dear Mr. Feckner:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. G-30282. The proofs are to be made at 11:00 o'clock A.M., on the 15th day of March, 19 65, before Loretta M. Strickling, 193 2nd Ave. East, Wendell, Idaho, Notary Public.

As of this date, we have mailed the Notice to the Wendell Irrigationist Wendell, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the affidavit of publication and statement of costs to you.

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

30282

Re: Permit No. G-30282
Charles Feckner

Date: Feb. 8, 1965

Wendell Irrigationist,
Wendell, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to March 15, 1965
the date set for proof; the expense of the publication is to be paid
by the applicant Charles Feckner
of Wendell, Idaho to whom you should
furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

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

30282

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

Department of Reclamation

Notice is hereby given that at 11 A.M., on the 15th day of March
19 65, at Wendell, County of Gooding, State of Idaho
before Loretta M. Strickling, Notary Public, at (address) 193 2nd Ave.
East, Wendell, Idaho, proof will be submitted of the completion
of works for the diversion of 1 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. G-30282, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is Charles Feckner, Wendell, Idaho.

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 1 cubic feet per second.

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

4. The point of diversion of said water is the NW¹/₄ NW¹/₄, Section 36, Twp. 7 S. R.
14. E. B. M., Gooding County, Idaho.

5. The place where said water is used is NW¹/₄ NW¹/₄, and the NW¹/₄ SW¹/₄, Section 36, Twp.
7 S. R. 14 E. B. M.

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

CARL E. TAPPAN

State Reclamation Engineer

30282



FEB 8 1965

DELETED BY: [illegible]

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 6, 1965
(P. O.) Wendell, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Wendell Irrigationist of
Wendell, Idaho Published in
the county in which the works are situated.

Charles F. [illegible]

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

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

[Signature]

Engineer

30282

G 30282
- Wendell, Idaho
February 1, 1965

Gentlemen:

Please send me the necessary forms for publication
in the paper for proving up on my Permit No. G-30282.

Thank you.

Charles Feckner
Rt. 1
Wendell, Idaho

Mailed 2/3/65

30282



THIS SIDE OF CARD IS FOR ADDRESS

RECEIVED

FEB 3 1965

Department of Reclamation

Department of Reclamation

Boise, Idaho

30282

November 20, 1961

Re: Permit No. G-30282

Mr. Charles Feckner,
Rt. #1,
Wendell, Idaho.

Dear Mr. Feckner:

We enclose Permit No. G-30282 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

Departmental Receipt No. G-6171, which was issued covering payment in the amount of \$5.00 for the filing fee of the above mentioned permit, was mailed to you with our letter of July 6, 1961.

Very truly yours,

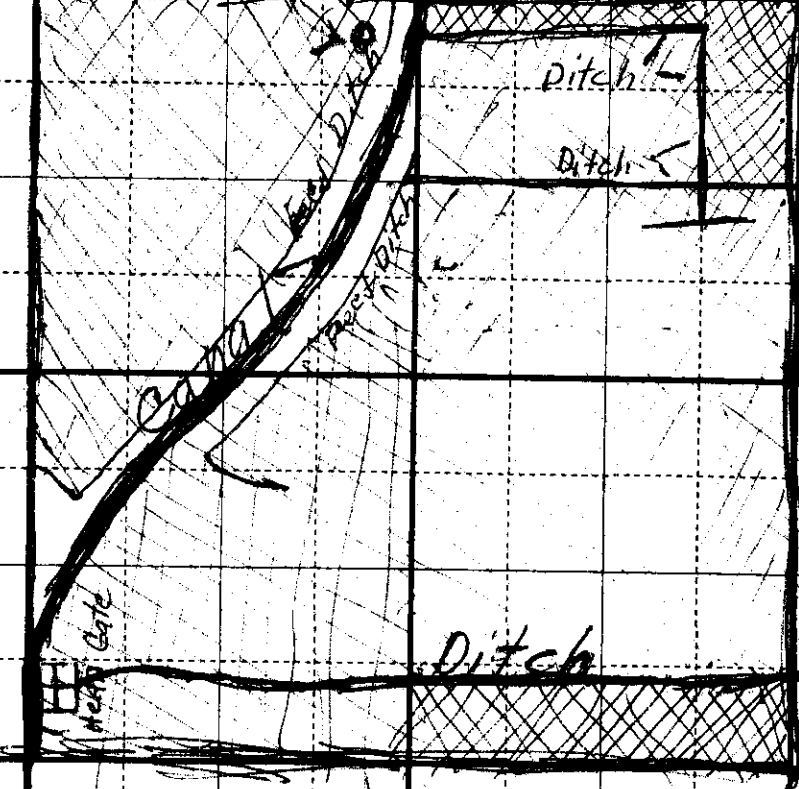
GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

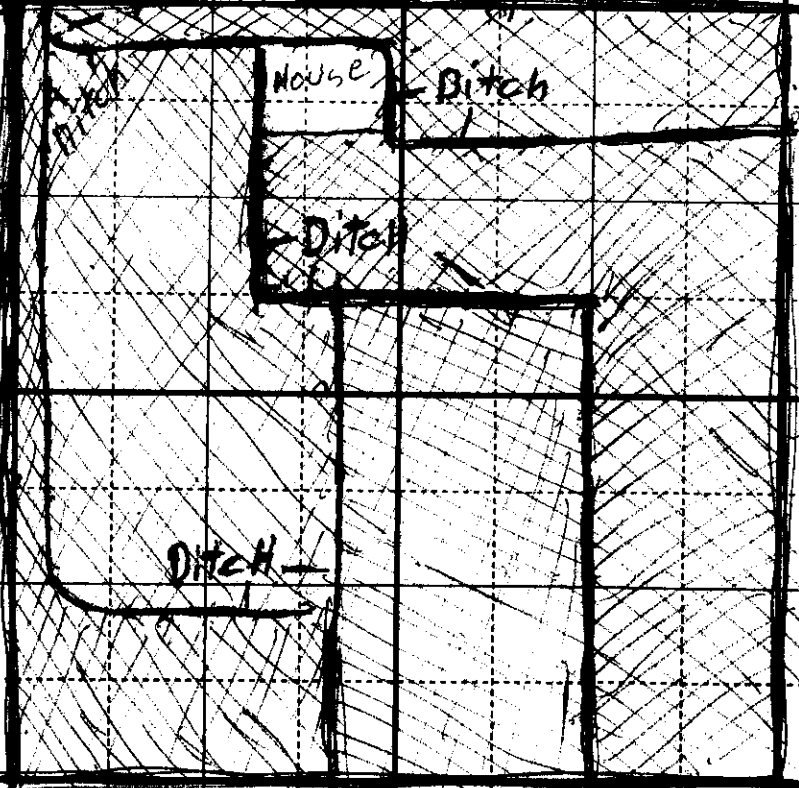
Encl.
EPR:pak

30282

Sec. 36 Twp. 7 N. Rge. 14 E (NW 1/4, NE 1/4)



Sec. 36 Twp. 7 S Rge. 14 E (NW 1/4, SE 1/4)



Permit Map No. 30282

As Approved

GEO. N. CARTER
State Reclamation Engineer

NOV 10 1961

October 25, 1961

Re: Application No. G-37919

Mr. Charles Feckner
Route #1
Wendell, Idaho

Dear Mr. Feckner:

Your application for permit was returned to you
July 6, 1961 for correction.

State Statutes provide that such applications must
be returned to this office within 60 days. Our letter did not
show the time limit. We will allow you until November 1st to
return the application or the application will be cancelled.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

30282

July 6, 1961

Re: Application No. G-37919

Charles Peckner
Route #1
Wendell, Idaho

Dear Mr. Peckner:

Returned herewith is your application for permit with attached receipt No. G-6171 for the \$5.00 filing fee.

There are 50 miners inches in one cubic foot per second and your answer under 2 and 13 have been corrected.

Under 7 we show "well, pump and ditches," as the works necessary to divert the water to the land. The time to complete the works of diversion and beneficial use of the water has been changed to 5 years, however the proofs can be made at any prior time.

The land list under 12 has been changed. The well has been shown on the sketch maps. Correct as necessary and return promptly.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application
receipt

30282

First published in the Irrigationist, Wendell, Idaho, Thursday, February 11, 1965, for four consecutive issues ending on Thursday, March 4, 1965.

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

Notice is hereby given that at 11 A.M., on the 15th day of March 1965, at Wendell, County of Gooding, State of Idaho before Loretta M. Strickling, Notary Public, at 193 2nd Ave. East, Wendell, Idaho, proof will be submitted of the completion of works for the diversion of 1 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30282, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Charles Feckner, Wendell, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1

cubic feet per second.

3. The use to which said water has been applied is irrigation purposes and the amount applied to beneficial use is 1 cubic feet per second.

4. The point of diversion of said water is the NW 1/4 NW 1/4, Section 36, Twp. 7 S. R. 14 E. B. M., Gooding County, Idaho.

5. The place where said water is used is NW 1/4 NW 1/4, and the NW 1/4 SW 1/4, Section 36, Twp. 7 S. R. 14 E. B. M.

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

CARL E. TAPPAN *30282*
State Reclamation Engineer