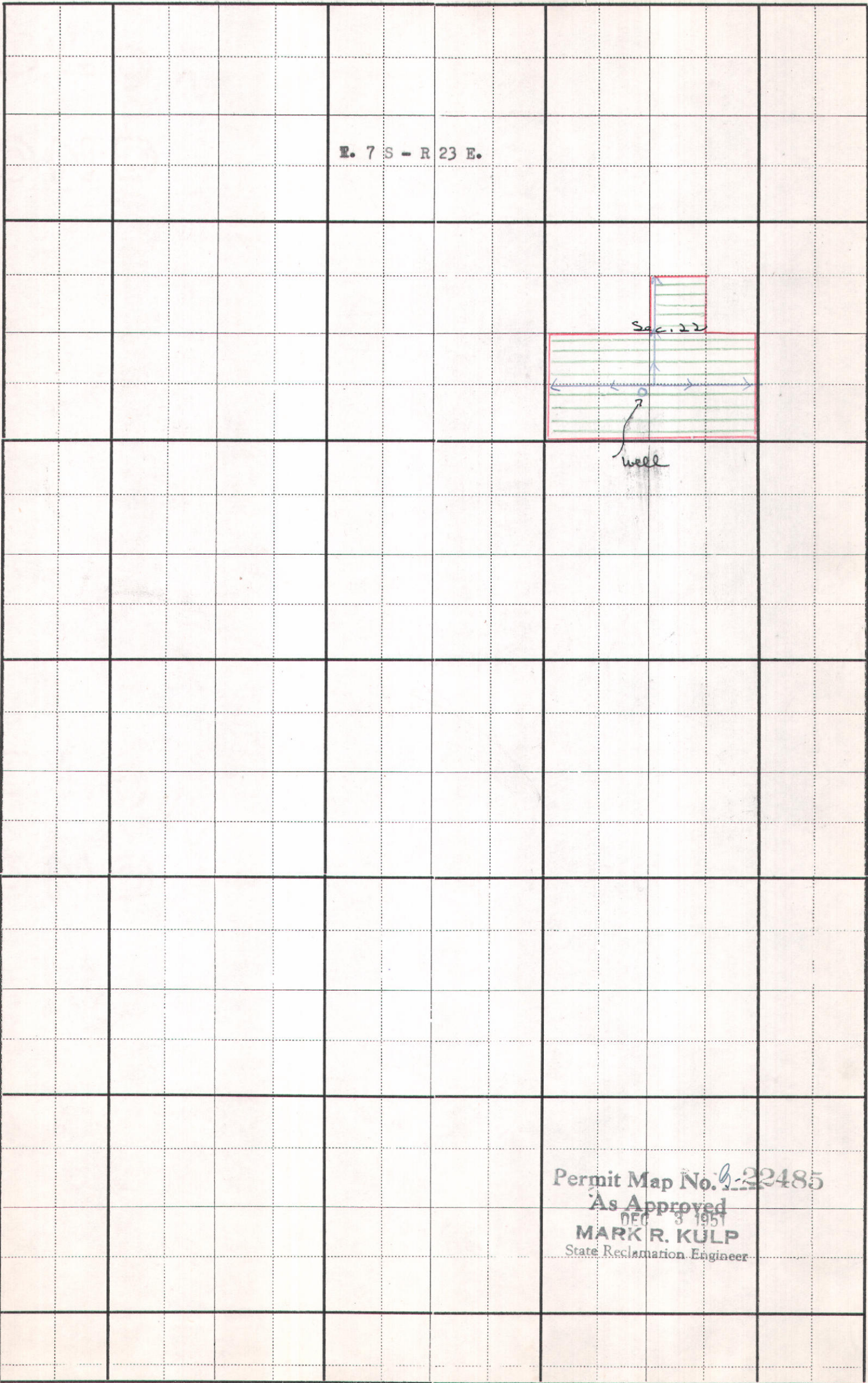




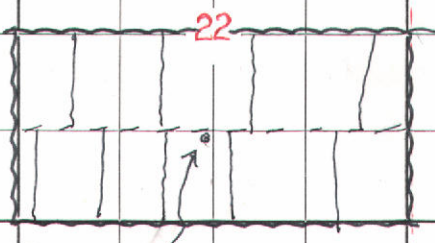
22485

T.  
7  
S.

R-23 E.

15

STATE HIGHWAY No. 24  
TO MINIDOTA



P.D.

Subdivisions = 8

Area = 320 a.

Q = 242 inches.

242"

Warren I. Neibaur  
324, 1st. St., Rupert, Idaho

Permit No. G-22485 324-1st St.  
HE 66594

Examination for Completion of Works & Beneficial Use

County Minidoka  
22-7S.-23E

Qz. 7.2 c.f.s.

S = Well

P.D. = SE, SW., Sec. 22, T. 7S. - R. 23E

Use = Irrigation

Filed = Nov. 28, 1951

Due = Sep. 3, 1956

# 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.

RECEIVED  
MAY 17 1957  
Department of Reclamation

2001 DEC -3 PM 4:30

FILED  
TWIN FALLS CO., IDAHO

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

|                |   |                                         |
|----------------|---|-----------------------------------------|
| In Re SRBA     | ) | Water Right 36-02155                    |
|                | ) |                                         |
|                | ) | ORDER AMENDING IRRIGATION PERIOD OF USE |
|                | ) | ELEMENT IN PARTIAL DECREE and           |
| Case No. 39576 | ) | INCORPORATING INTO PARTIAL DECREES AN   |
|                | ) | EXPRESS STATEMENT REGARDING GENERAL     |
|                | ) | PROVISIONS, <i>NUNC PRO TUNC</i>        |

A *Partial Decree* was entered for the above-captioned irrigation water right on June 18, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, on June 24, 1999, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this *Supplemental Director's Report*.

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

PERIOD OF USE:                      03-15 to 11-15

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

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

MICROFILMED

SEP 22 2003

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

#### **RULE 54(b) CERTIFICATE**

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

Dated December 3, 2001.

  
\_\_\_\_\_  
ROGER BURDICK  
Presiding Judge  
Snake River Basin Adjudication

MICROFILMED

SEP 22 2003

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 18 PM 3:56  
I.R.C.P. 54(b) FOR

Water Right 36-02155 DISTRICT COURT-SRBA  
TWIN FALLS CO., IDAHO  
FILED \_\_\_\_\_

NAME & ADDRESS: LAUREL H WOODLAND  
DONNA R WOODLAND  
RT 1 BOX 1470  
PAUL ID 83347

RECEIVED

JUN 19 1997

Department of Water Resources

SOURCE: GROUNDWATER

QUANTITY: 4.84 CFS  
1252.0 AFY

PRIORITY DATE: 11/28/1951

POINT OF DIVERSION: T07S R23E S22 NESESW

Within MINIDOKA County

PURPOSE AND  
PERIOD OF USE: PURPOSE OF USE  
IRRIGATION

PERIOD OF USE  
Irrigation Season

QUANTITY  
4.84 CFS  
1252.0 AFY

PLACE OF USE: IRRIGATION  
T07S R23E S22  
313.0 ACRES TOTAL

Within MINIDOKA County  
NESW 40.0 NWSW 40.0 SWSW 39.0 SESW 39.0  
NESE 38.0 NWSE 40.0 SWSE 39.0 SESE 38.0

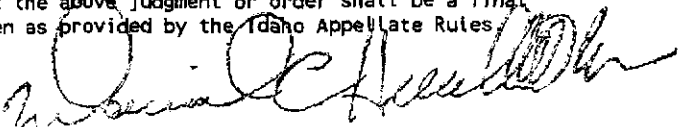
DATED: JUN 18 1997

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

RULE 54(b) CERTIFICATE

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

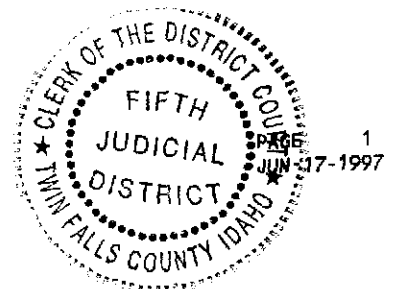
DATED: JUN 18 1997

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

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)  
Water Right 36-02155

State of Idaho  
County of Twin Falls ss.  
I hereby certify the foregoing to be a full,  
true and correct copy of the original on  
file in the above entitled action.

MICROFILMED  
SEP 22 2008  
ROBERT S. FORT  
CLERK OF THE DISTRICT COURT  
DEPUTY CLERK



This  
Right has been  
Decreed in the  
SRBA.

6060

# State of Idaho License and Certificate of Water Right

Water License No. G-22485

Amount 4.84 c.f.s.

Water District No.

Priority November 28, 1951

THIS IS TO CERTIFY that WARREN I. NEIBAUR  
of Rupert, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated November 28, 1951; that Permit No. G-22485  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
4.84 second feet, was issued thereunder on July 26, 1957, showing that said works  
were completed on the 5th day of March, 1957; and that on the 5th  
day of March, 1957, WARREN I. NEIBAUR

of Rupert, 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 and  
, under Use Permit No. G-22485 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  
10 of Licenses at page 6060, on the 26th day of July, 1957;  
The right hereby confirmed dates from November 28, 1951;

The Point of Diversion is located  
in the SE 1/4 SW 1/4, Sec. 22, Tp. 7 S., R. 23 E., B. M. County Minidoka  
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 4.84 cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|------|---------------------------------|----------------------------------|---------------------------------|
| 7 S. | 23 E. | 22   | NE 1/4 SE 1/4                   | 40                               | 40                              |
|      |       |      | NW 1/4 SE 1/4                   | 40                               | 40                              |
|      |       |      | SW 1/4 SE 1/4                   | 40                               | 40                              |
|      |       |      | SE 1/4 SE 1/4                   | 40                               | 40                              |
|      |       |      | NE 1/4 SW 1/4                   | 40                               | 40                              |
|      |       |      | NW 1/4 SW 1/4                   | 40                               | 40                              |
|      |       |      | SW 1/4 SW 1/4                   | 40                               | 40                              |
|      |       |      | SE 1/4 SW 1/4                   | 40                               | 40                              |
|      |       |      | Total number of acres irrigated | - - - 320                        |                                 |

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  
26th day of July, 1957.

/s/ Mark R. Kulp  
State Reclamation Engineer.

(SEAL)

36 2155

36-2155

# APPLICATION FOR PERMIT

## To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 30227  
Permit No. G- 22485  
District No.

1. Name of Applicant: WARREN I. NEIBAUR  
Postoffice address: 324 1st St., Rupert County: Minidoka State: Idaho
2. Quantity of water claimed:
  - (a) Rate of withdrawal in cubic feet per second. 7.2 or Idaho  
Miners' inches 360 or gallons per minute.
  - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean water to be raised through a drilled well and distributed by sprinkler system. The well will be drilled on my private land and the major part of the irrigation will be on my private land where a surplus of water will be developed and
4. Location of point of diversion or well is in the SE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 22 80 miners inches can be used on this land applied for  
Twp. 7 S. , Rge. 23 E. , B. M., County of Minidoka
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
  - (a) Point of use of water is in the  $\frac{1}{4}$  of the  $\frac{1}{4}$  of Section , Twp.  
Rge. , B. M.
  - (b) Waste water or sewage effluent is to be returned to  
at a point in the  $\frac{1}{4}$  of the  $\frac{1}{4}$  of Section , Twp. , Rge. , B. M.
7. Kind of works: Drilled well, cased, and equipped with turbine type pump and sprinkling system
8. Estimated cost of works: \$ 7,000.00
9. (a) Is reservoir to be used? No  
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is Five (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 on hand: \$  
(b) Treasury stock: (c) Bonds to be issued:  
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
  - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
  - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

This application is to be used for the irrigation of vacant federal land now under application in the Idaho Land & Survey Office as a desert entry. The irrigation development of this land will also serve as beneficial use of the water. The above applies only to SW $\frac{1}{4}$  NE $\frac{1}{4}$ , NW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 22, T. 7 S., R. 23 E, and the remainder of the land is patented, which I own and will develop in connection with this entry.

Remarks:

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

WARREN I. NEIBAUR Applicant.

By Harley M. McDowell Agent.

Date of first receipt at Department of Reclamation: 15 P. M. November 28, 1951

Returned to applicant for correction:

Corrected application received:

### Approval of State Reclamation Engineer

The number of this permit is G-22485

Recorded in Book 80 Page 22485 Approved December 3, 1951

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 February 3, 1952

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 June 3, 1954

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before December 3, 1956

Witness my hand this 3rd day of December, 1951

MARK R. KULP  
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 3rd day of December, 1951.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

Secretary of State.

By LEN JORDAN

Governor

12.

| 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 $\frac{1}{4}$ |        |
| 7 S.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 23 E. | 22   | 40                                                                     |                                                                        | 40 40 40 40                                                            | 40 40 40 40                                                            | 360    |
| Permit No. G-22485                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |       |      |                                                                        |                                                                        |                                                                        |                                                                        |        |
| Certificate of Completion of Works                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |       |      |                                                                        |                                                                        |                                                                        |                                                                        |        |
| TO ALL WHOM IT MAY CONCERN:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |       |      |                                                                        |                                                                        |                                                                        |                                                                        |        |
| This is to certify that WARREN I. NEIBAUR of Rupert, County of Minidoka, and State of Idaho, the holder of Permit No. G-22485, issued upon Application No. G-30227 bearing date of priority of November 28, 1951, authorizing the diversion of 7.2 second feet of the waters of subterranean flow from a well County of Minidoka, 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 4.84 second feet of the waters of subterranean flow from a well that the point of diversion of said waters SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22, Township 7 South, Range 23 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: S $\frac{1}{2}$ of Section 22, Township 7 South, Range 23 East, B.M. Proof of Completion of Works made: March 5, 1957. |       |      |                                                                        |                                                                        |                                                                        |                                                                        |        |
| Witness my hand this 26th day of July, A.D. 1957                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |       |      |                                                                        |                                                                        |                                                                        |                                                                        |        |
| /s/ Mark R. Kulp<br>State Reclamation Engineer                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |       |      |                                                                        |                                                                        |                                                                        |                                                                        |        |
| Proof of Completion of Works made: March 5, 1957<br>Certificate of Completion of Works issued: July 26, 1957.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |       |      |                                                                        |                                                                        |                                                                        |                                                                        |        |
| LICENSE ISSUED FOR 4.84 SEC. FT.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |       |      |                                                                        |                                                                        |                                                                        |                                                                        |        |

This  
Right has been  
Decreed in the  
SRBA.

UNRECORDED

APR 18 2003

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESUSE TYPEWRITER OR  
BALLPOINT PEN

## WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources  
within 30 days after the completion or abandonment of the well.

## 1. WELL OWNER

Name Laurel / Donna Woodland  
Address Route 1 Box 1470 Paul, ID 83447  
Drilling Permit No. 36-94-S-0236-001  
Water Right Permit No. 36-02155

## 7. WATER LEVEL

Static water level 285 feet below land surface.  
Flowing? ☐ Yes ☒ No G.P.M. flow \_\_\_\_\_  
Artesian closed-in pressure \_\_\_\_\_ p.s.i.  
Controlled by: ☐ Valve ☐ Cap ☐ Plug  
Temperature 50 °F. Quality odorless, Tasteless  
Describe artesian or temperature zones below.

## 2. NATURE OF WORK

- ☐
- New well
- ☒
- Deepened
- ☐
- Replacement
- 
- ☐
- Well diameter increase
- ☐
- Modification
- 
- ☐
- Abandoned (describe abandonment or modification procedures
- 
- such as liners, screen, materials, plug depths, etc. in lithologic
- 
- log, section 9.)

## 8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Air ☐ Other \_\_\_\_\_

| Discharge G.P.M. | Pumping Level | Hours Pumped |
|------------------|---------------|--------------|
|                  |               |              |
|                  |               |              |
|                  |               |              |

## 3. PROPOSED USE

- ☐
- Domestic
- ☒
- Irrigation
- ☐
- Monitor
- 
- ☐
- Industrial
- ☐
- Stock
- ☐
- Waste Disposal or Injection
- 
- ☐
- Other \_\_\_\_\_ (specify type)

## 4. METHOD DRILLED

- ☐
- Rotary
- ☐
- Air
- ☐
- Auger
- ☐
- Reverse rotary
- 
- ☒
- Cable
- ☐
- Mud
- ☐
- Other \_\_\_\_\_
- 
- (backhoe, hydraulic, etc.)

## 5. WELL CONSTRUCTION

Casing schedule: ☐ Steel ☐ Concrete ☐ Other \_\_\_\_\_

| Thickness    | Diameter     | From       | To         |
|--------------|--------------|------------|------------|
| _____ inches | _____ inches | _____ feet | _____ feet |
| _____ inches | _____ inches | _____ feet | _____ feet |
| _____ inches | _____ inches | _____ feet | _____ feet |

Was casing drive shoe used? ☐ Yes ☐ NoWas a packer or seal used? ☐ Yes ☐ NoPerforated? ☐ Yes ☐ NoHow perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun

Size of perforation? \_\_\_\_\_ inches by \_\_\_\_\_ inches

| Number             | From       | To         |
|--------------------|------------|------------|
| _____ perforations | _____ feet | _____ feet |
| _____ perforations | _____ feet | _____ feet |
| _____ perforations | _____ feet | _____ feet |

Well screen installed? ☐ Yes ☐ No

Manufacturer \_\_\_\_\_ Type \_\_\_\_\_

Top Packer or Headpipe \_\_\_\_\_

Bottom of Tailpipe \_\_\_\_\_

Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet

Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet

Gravel packed? ☐ Yes ☐ No ☐ Size of gravel \_\_\_\_\_

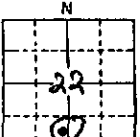
Placed from \_\_\_\_\_ feet to \_\_\_\_\_ feet

Surface seal depth \_\_\_\_\_ Material used in seal: ☐ Cement grout☐ Bentonite ☐ Puddling clay ☐ \_\_\_\_\_Sealing procedure used: ☐ Slurry pit☐ Temp. surface casing ☐ Overbore to seal depthMethod of joining casing: ☐ Threaded ☐ Welded☐ Solvent Weld ☐ Cemented between strata

Describe access port \_\_\_\_\_

## 6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name \_\_\_\_\_  
Lot No. \_\_\_\_\_ Block No. \_\_\_\_\_  
County Minidoka

Address of Well Site 1225 N. 450 W. Rupert ID

(give at least name of road)

T. 07 N ☐ or S ☒R. 23 E ☒ or W ☐SE 1/4 SW 1/4 Sec. 22

## 10.

Work started 30 Aug. 1994 finished 14 Sept. 1994

## 11. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were  
complied with at the time the rig was removed.Firm Name Arlo P. Lloyd Drilling Firm No. 102Address Elba, Ida. Date Oct 10 1994Signed by Drilling Supervisor Arlo P. Lloyd

and

(Operator) [Signature]  
(If different than the Drilling Supervisor)

January 31, 1962

Re: License No. G-22485 - Warren I. Neibaur  
Permit No. G-22484 - Bruce A. Neibaur  
" G-22434 - Neibaur Brothers

Bruce Neibaur  
Box 188  
Rupert, Idaho

Dear Mr. Neibaur:

Your letter requesting information concerning water rights for Section 22, T. 7 S., R. 23 E., B. M. has been received.

Water License No. G-22485 was issued to Warren I. Neibaur for 4.84 a.f.s., priority November 28, 1951, point of diversion SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 22, to irrigate the S $\frac{1}{2}$ , Section 22.

Permit No. G-22484, Bruce A. Neibaur, proofs have been made and letter dated May 22, 1957, showed that the certificate of completion of works and water license would be issued upon payment of fees for 4.84 second feet from a well in SE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 22, to irrigate N $\frac{1}{2}$ , Sec. 22, provided the land list be amended. No further action is shown in our file. Enclosed is a form to amend the land list. Complete the amendment form and return with the total fee of \$22.00 and the certificates will be issued.

Permit No. 20434, issued to Intermountain Securities Corporation, a portion of which was assigned to Neibaur Brothers. Proof of completion of works was issued and legal notice of intention to make proof of beneficial use was published, however the depositions are not in the file. Your assigned portion covered the same wells as under the above rights. A license could not be issued under this permit for the same wells to irrigate the same land.

We hope this is the information you need.

Very truly yours,

GEO. N. CARTER  
State Reclamation Engineer  
By:

RALPH W. THOMAS, Deputy  
State Reclamation Engineer

RT:ew  
Enc. amendment

22485

Bruce Neibaur

DESERT FARMS  
Box 188

IDAHO SURPLUS  
Phone KE 2-2838  
RUPERT, IDAHO

RECEIVED  
JAN 31 1962

Department of Reclamation

State of Idaho  
Dept of Reclamation  
Reclamation Engineer  
Boise, Idaho

Dear Sir,

I am writing concerning water permits for Sect. 22  
Twp. 7S Rge 23 E. Minidoka County.

I have been under the impression that everything  
was in order until a recent letter from travelers  
raised some doubts.

The question was raised because of a recent  
mortgage.

The permit nos. are as follows. application # 230226  
Permit No. 22484 and application No. 230227 and  
Permit No 22485 also application No 27980 (20434 <sup>permit no.</sup>)

Would you please advise me immediately if everything  
on these permits are not in order and necessary steps  
to be taken if they are not.

22485 p 6060

20434 p 5289

Sincerely,

Bruce Neibaur  
22485

July 26, 1957

Re: Permit No. G-22485  
Warren I. Neibaur

Rupert Abstract Company  
Rupert, Idaho

ATTENTION: Miss Eileen Hollinger

Dear Miss Hollinger:

Enclosed is the Certificate of Completion of Works and the License and Certificate of Water Right issued to Warren I. Neibaur under Permit No. G-22485, confirming the right with a priority of November 28, 1951 to his use of 4.84 second feet of water from subterranean flow with the point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 22, Township 7 South, Range 23 East, E.M., for irrigation of 320 acres in the S $\frac{1}{2}$  of Section 22.

Also enclosed is departmental receipt No. G-2787 for \$21.00 issued as receipt of the five dollar fee for the Certificate of Completion of Works and the sixteen dollar fee for the License.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

EPR/nls  
Enc.

22485

May 22, 1957

Re: Permit No. G-22485  
Warren I. Neibaur

Rupert Abstract Company  
Rupert, Idaho

ATTENTION: Miss Eileen Hollinger

Dear Miss Hollinger:

We have the Report made by our Field Engineer of Proof of Completion of Works and Beneficial Use on Permit No. G-22485. This permit is now entitled to a Certificate of Completion of Works and a License and Certificate of Water Right.

Upon the statutory fee of \$21.00 we can issue Mr. Warren I. Neibaur a Certificate of Completion of Works (\$5.00) and a License and Certificate of Water Right (\$16.00 - based at the rate of \$2.00 for each 40-acre subdivision) with a priority of November 28, 1951, for the right to his use of 4.84 second feet from a well with the point of diversion in the SE  $\frac{1}{4}$  SW  $\frac{1}{4}$  of Section 22, Township 7 South, Range 23 East B.M. for irrigating 320 acres in the S  $\frac{1}{4}$  of Section 22.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

EPR:nls

22485

6-6594



ROBERT E. SMYLLIE  
GOVERNOR

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

May 22, 1957

RECEIVED  
JUL 24 1957  
Department of Reclamation

Re: Permit No. G-22485  
Warren I. Neibaur

Rupert Abstract Company  
Rupert, Idaho

ATTENTION: Miss Eileen Hollinger

Dear Miss Hollinger:

We have the Report made by our Field Engineer of Proof of Completion of Works and Beneficial Use on Permit No. G-22485. This permit is now entitled to a Certificate of Completion of Works and a License and Certificate of Water Right.

Upon the statutory fee of \$21.00 we can issue Mr. Warren I. Neibaur a Certificate of Completion of Works (\$5.00) and a License and Certificate of Water Right (\$16.00 - based at the rate of \$2.00 for each 40-acre subdivision) with a priority of November 28, 1951, for the right to his use of 4.84 second feet from a well with the point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 22, Township 7 South, Range 23 East B.M. for irrigating 320 acres in the S $\frac{1}{2}$  of Section 22.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer

By

*Edna P. Rutledge*  
Chief Clerk

EPR:nls

22485

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

PERMIT NO. G-22485

REPORT ON PROOF OF Completion of Works & Beneficial Use

Warren I. Neibaur, 324 1st St., Rupert, Idaho

app. 7.2 cfs  
Sub- 8  
av. 320

1.84 cfs  
DNK

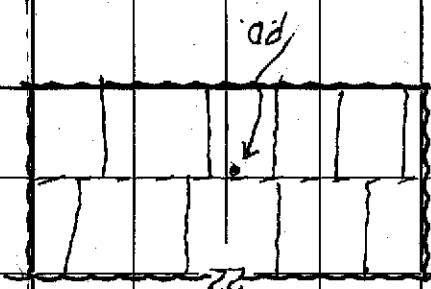
29485

242"

$Q = 242$  inches

Area = 320 a.

Subdivision = 8



T  
7  
S.

STATE HIGHWAY No. 24  
TO MINNODIA

R-23 E.

15

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

Permit No. G-22485

This proof is for Completion of Works & Beneficial Use In Water District No. \_\_\_\_\_

1. Name of applicant: Warren I. Neilhanr
2. Source of water supply: Subterranean flow from a well
3. Location of point of diversion: Is in the SE 1/4 SW 1/4 of Section 22  
T. 7 S R. 23 E., B.M. County of Minidoka
4. Describe works as they exist, giving dimensions and capacities of same: Well = 20" x 330' h = 250'  
Very little d.d. col = 10" x 270' 7 stage 14" esd. 10' 250 h.p. U.S.  
#904993 Peerless Pump 154 \$21 Cone base 8' x 9' No. protect.  
E.M. Switch panel #30447 G.E. Control System is identical with G-22484  
Use 330' of 3" lateral pipe on end of each line.
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: \_\_\_\_\_
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):  
SE 1/4 of sec. 22, Twp. 7 S., Rge. 23 E., B.M.

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

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

Remarks: \_\_\_\_\_

Crops are hay, grain, and row crops.

This examination was made on the 2nd day of May, 1957

(Signed)

E. N. Humphrey

Examiner.

22485

Warren T. Neibaur  
324, 1st. St., Rupert, Idaho

Permit No. G-22485

324-14

HE 66594

Examination for Completion of Works & Beneficial Use

County Minidoka

22-7S.-23E

Qr. 7.2 c.f.s.

S = Well

P.A. - SE, SW, Sec. 22, T. 2, R. 23E

W.C. - Irrigation

Filed - Nov. 28, 1951

Due - Dec. 3, 1956

## 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.

RECEIVED  
MAY 17 1957

Department of Reclamation

ESTABLISHED 1913

F. J. FRUIT  
R. L. BALCH

ABSTRACTS  
LOANS  
INSURANCE

**RUPERT ABSTRACT COMPANY**

TITLE INSURANCE

*Member of the American Title Association  
and Idaho Title Association*

RUPERT, IDAHO

March 5, 1957

RECEIVED  
MAR 6 1957

Department of Reclamation

Mr. Mark R. Kulp  
State Reclamation Engineer  
State House  
Boise, Idaho

In re: Permit No. G-22485  
Warren I. Neibaur

Dear Sir:

Enclosed are the following papers in connection with proof of application of water to beneficial use and completion of works for the above permit-holder:

- ~~1. Copy of your letter dated December 12, 1956.~~
2. Affidavit of publication from the Minidoka County News.
3. Depositions of permit-holder and his two witnesses.

Very truly yours,

Rupert Abstract Company

By Edna Helling

eh  
encls.

22485

April 26, 1957

Re. Permit 22485

Mr. Warren I. Neibaur  
324, 1st Street  
Rupert, Idaho

Dear Mr. Neibaur:

I intend to call on you on either Wednesday May 1 or  
Thursday May 2 of next week in order to make inspection  
in connection with your permit 22485 as required by law.

Please be prepared to accompany me on the inspection.

I will try to get in touch with you before driving out  
to the farm.

Yours truly,  
Mark R. Kulp  
State Reclamation Engineer  
By

Elmer N. Humphrey, Deputy

22485

March 8, 1957

RE: Permit No. G-22485  
Warren I. Neibaur

Rupert Abstract Company  
Floyd Fruit  
Rupert, Idaho

Gentlemen:

We acknowledge receipt of the depositions of Warren I Neibaur and his two witnesses, also affidavit of publication in The Minidoka County News, all submitted in proof of Completion of Works and Beneficial Use on Permit No. G-22485.

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 him at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

KPR:ven  
cc Mr. Warren I. Neibaur  
124 1st. Street  
Rupert, Idaho

22485

# The Minidoka County News

RUPERT, IDAHO

## AFFIDAVIT OF PUBLICATION

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

Larry H. Robinson, being first  
duly sworn, deposes and says that he is the

C.O. publisher of The Minidoka County  
News, a weekly newspaper published at Rupert,  
Idaho, in the county aforesaid, and that the paper  
is of general circulation therein. Deponent further  
states that the printed notice attached hereto was  
duly published according to law in the regular  
weekly editions of The Minidoka County News

for four (4) consecutive weeks, commencing

with the issue dated Dec. 21, 1956, and

ending with the issue dated Jan. 11, 1957

Larry H. Robinson

Subscribed and sworn to before me this

5th day of February, 1957

Raymond Notary Public

Cost of Publication .....

Notary Fee .....

Total Cost .....

## APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at  
10:00 A.M., on the 5th day of  
March, 1957, at Rupert, County  
of Minidoka, State of Idaho, be-  
fore Floyd J. Fruit, Notary Pub-  
lic, proof will be submitted of  
the completion of works for the  
diversion of 7.2 cubic feet per se-  
cond of underground waters  
from a well, and of the applica-  
tion to beneficial use of said wa-  
ter, in accordance with the terms  
and conditions of Permit No. G-  
22485 heretofore issue by the De-  
partment of Reclamation of the  
State of Idaho.

1. The name and postoffice ad-  
dress of the person or corpora-  
tion holding said permit are  
Warren I. Neibaur, 324 1st  
Street, Rupert, Idaho.

2. Said works of diversion will  
be fully completed on the date  
set for such completion, and the  
amount of water which said  
works are capable of conveying  
to the place of use is 7.2 cubic  
feet per second.

3. The use to which said water  
has been applied is Irrigation  
purposes, and the amount appli-  
ed to beneficial use is 7.2 cubic  
feet per second.

4. The point of diversion of  
said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 22,  
TWP. 7 S., Rge. 23 E.B.M.

5. The place where said water  
is used is SW $\frac{1}{4}$ NE $\frac{1}{4}$  and S $\frac{1}{2}$   
Sec. 22, Twp. 7 S. Rge. 23 E.B.M.

6. The date of priority which  
said user is prepared to estab-  
lish is February 28, 1952.

MARK R. KULP,  
State Reclamation Engineer  
No. 879 Dec.21-Jan. 11

RECEIVED  
MAR 6 1957

Department of Reclamation

22485

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

RECEIVED  
MAR 6 1957  
Department of Reclamation

Permit No. G-22485

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Warren I. Neibaur, 324 1st St., Rupert, farmer, Idaho

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

Ans. individual

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. G-22485, dated Dec. 3rd 1951, Feb. 3 1952

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

Ans. Subterranean well, and is located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 22, T 7 S R 23 EBM

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

Ans. Subterranean well, drilled, capacity 7.2 cubic feet, water for irrigation is conducted by overhead sprinkler system; discharge is measured by pressure gauge on pump, 297 nozzels, sized 11.64, & .3732secons; operating pressure 60 lbs. Depth of well 330 feet; water level about 250 feet

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used exclusively for irrigation and on the S $\frac{1}{2}$  Sec. 22, T 7 S R 23 EBM, approximately 320 acres, mostly row crop

22485

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. none

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. 7.2 cubic feet

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

Ans. n o

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Used past 5 years, irrigation, used full capacity of 7.2 cubic feet on lands in S  $\frac{1}{2}$  Sec. 22, T 7 S R 23 E B<sup>4</sup>M

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. none

(Sign)

Warren I. Neibaum

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 Rupert, County of Minidoka

State of Idaho, on this 5th day of March A. D. 1957.

My commission expires Feb. 16th 1960

Notary Public  
Residing at Rupert

22485

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

Permit No. G-22485

**Proof of Application of Water to Beneficial Use**

**Deposition of Witness and Completion of Works**

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

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

Ans. Norman Seibold, age 41, residence Rupert,, Idaho, Warehouse for man

Ques. 2. Are you acquainted with Warren I. Neibaur, the holder of Permit No. G-22485? How long have you known him and where does he reside?

Ans. 30 years, resides at Rupert, Idaho

Ques. 3. Have you read or heard read said Permit No. G-22485, and are you familiar with its provisions and conditions?

Ans. yes

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

Ans. Subterranean well, located on SE $\frac{1}{4}$ SW $\frac{1}{4}$  22- T 7 S R 23 EBM

Electric pump, irrigation water delivered by overhead  
sprinkler system

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

Ans. 4700 gallons per minute open discharge

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

Ans. 4700 gallons per minute

22485

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

Ans. irrigation; and used on the S $\frac{1}{2}$  Section 22, T 7 S R 23 E B M  
row crop principally

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

Ans. used exclusively for irrigation

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

Ans. Heavy silt loam, irrigates approximately 320 acres and  
will require full amount of well discharge to adequately irrigate said lands.

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

Ans. no

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

Ans. Have worked on the project during past year and have seen  
full application of water under this permit

(Signed)

Norman Seibold

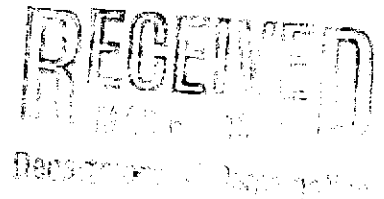
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Rupert,  
County of Rupert, State of Idaho, on this 5th day of March,  
A. D. 1957.

[Signature]  
Notary Public.

My commission expires Feb. 16th 1960

22485

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO



Permit No. G-22485

**Proof of Application of Water to Beneficial Use**

**Deposition of Witness**

*and Comprehended on 7. 1937*

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

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

Ans. Arthur W. West, Age 37, residence 1007 F St., Rupert, Farm Labor

Ques. 2. Are you acquainted with Warren I. Neibaur, the holder of Permit No. G-22485? How long have you known him and where does he reside?

Ans. 12 years, he resides at Rupert, Idaho

Ques. 3. Have you read or heard read said Permit No. G-22485, and are you familiar with its provisions and conditions?

Ans. yes

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

Ans. Subterranean well, located on the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 22, T 7 S R 23 EBM  
Water pumped by electric pump for irrigation and delivered by overhead  
sprinkler system

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

Ans. 7.2 cubic feet, or about 4700 gallons per minute

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

Ans. 7.2 cubic feet, or 4700 gallons per minute

*22485*

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

Ans. Irrigation on the S $\frac{1}{2}$  of Section 22, T 7 S R 22 E B M approximately 320 acres and farming is principally row crops.

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

Ans. Water is pumped by electricity for irrigation and is used to irrigate lands in the S $\frac{1}{2}$  Sec. 22 T 7 SR R 22 E B M

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

Ans. land is heavy silt loam, and is used on approximately 320 acres and will require full capacity of well discharge to adequately irrigate lands.

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

Ans. no

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

Ans. Have worked on property for applicant for past 6 years and have assisted in the operating and use of said irrigation system

(Signed) Arthur W. West  
Arthur W. West

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 Rupert, County of Minidoka, State of Idaho, on this 5th day of March, A. D. 19 57.

Shirley J. Smith  
Notary Public.

My commission expires Feb. 16th 1960

22483

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

RE: Permit No. G-22485

Date: December 12, 1956

The Minidoka County News  
Rupert, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **March 5th, 1957** the date set for proof, the expense of the publication to be paid by the applicant, **Warren I. Nelbaur, 324 1st Street** of **Rupert Idaho**, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

:vm  
Enc.

*12-12-56 received by Dec 17, 1956  
now file under G-22485*

*22485*

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

Notice is hereby given that at 10:00 A. M., on the 5th.  
day of March, 19 57, at Rupert, County  
of Minidoka, State of Idaho, before Floyd J. Fruit,  
Notary Public, proof will be submitted of the completion  
of works for the diversion of 7.2 cubic feet per second of underground  
waters from a well, and of the application to beneficial use of said water, in  
accordance with the terms and conditions of Permit No. G-22485 heretofore  
issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding  
said permit are Warren I. Neibaur, 324 1st Street, Rupert, Idaho

2. Said works of diversion will be fully completed on the date set for  
such completion, and the amount of water which said works are capable of  
conveying to the place of use is 7.2 cubic feet per second.

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

4. The point of diversion of said water is SE 1/4 SW 1/4, Sec. 22, Twp. 7 S.,  
Rge. 23 E. B.M.

5. The place where said water is used is SW 1/4 NE 1/4 and S 1/4 Sec. 22, Twp. 7 S.  
Rge 23 E. B.M.

6. The date of priority which said user is prepared to establish is  
February 28, 1952.

MARK R. KULP  
State Reclamation Engineer

22 485

December 12, 1956

RE: Permit No. G-22485

Mr. Warren I. Neibaur  
324 1st Street  
Rupert, Idaho

Dear Mr. Neibaur:

We acknowledge receipt of Notice for Completion of Works and Beneficial Use proof on Permit No. G-22485 to be made March 5th, 1957 before Floyd J. Fruit, Notary Public.

We shall send a copy of the notice to The Minidoka County News with instructions to publish it once a week for four weeks prior to that date and to send you the affidavit of publication together with statement of costs.

At the time set, you should appear before Mr. Fruit, Notary Public, together with two disinterested witnesses who are familiar with the terms of the Permit and the work done thereunder for the purpose of executing the enclosed depositions.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

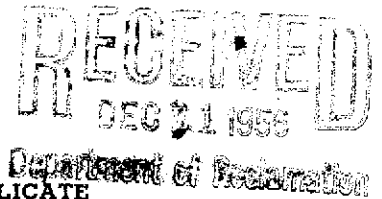
Chief Clerk

:vm

Enc.

cc. Floyd J. Fruit  
Rupert, Idaho

22485



NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) December 7th 1956

(P. O.) Rupert, 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  
The Minidoka County News of Rupert, Idaho published in  
the county in which the works are situated.

  
Warren I. Neibaur

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

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

Engineer.

22485

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

Notice is hereby given that at 10:00 A. M., on the 5th  
day of March, 1957, at Rupert, County  
of Minidoka, State of Idaho, before Floyd J. Fruit  
a Notary Public, proof will be submitted of the completion  
of works for the diversion of 7.2 cubic feet per second of underground  
waters from a well, and of the application to beneficial use of said water, in  
accordance with the terms and conditions of Permit No. G 22485 hereto-  
fore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding  
said permit are Warren I. Neibaur, 324 1st Street Rupert, Idaho

2. Said works of diversion will be fully completed on the date set for  
such completion, and the amount of water which said works are capable of  
conveying to the place of use is 7.2 cubic feet per second.

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

4. The point of diversion of said water is \_\_\_\_\_  
Subterranean well, SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 22, T 7 S R 23 E B M

5. The place where said water is used is \_\_\_\_\_  
irrigation of SW $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 22, T 7 S R 23 E B M  
and SW $\frac{1}{4}$  and S $\frac{1}{2}$ SE $\frac{1}{4}$ , and NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 22, T 7 S R 23 E B M

6. The date of priority which said user is prepared to establish is  
December 3rd 1951.

State Reclamation Engineer

22485

*Corrections  
with Mrs. Seaman  
2/28*

XX

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

October 1, 1956

Mr. Warren I. Neibaur  
324 1st Street  
Rupert, Idaho

Dear Sir:

We enclose herewith blank notice for proof of completion of works and application of water to beneficial use under your Permit No. G-22485. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

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

The date for proof, as set out in your permit, is not later than December 3, 1956.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

22485

December 10, 1951

RE: Permit No. G-22485

Mr. Harley M. McDowell  
Idaho Building  
Boise, Idaho

Dear Mr. McDowell:

We enclose Permit No. G-22485 in the name of Warren I. Neibaur and direct his attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose two copies of this permit, one of which has been certified, to be used in connection with his desert entry filed in the Idaho Land & Survey Office.

Also departmental receipt No. 23986 for \$8.75 which includes \$6.75 filing fee and \$2.00 for the extra copies.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

A:fg  
Enc.

22485

NAME OF APPLICANT.....Warren I. Neibaur.....

~~Warren I. Neibaur~~

Form No. 0

R. 7 S - R 23 E.

Sec. 22

well

Permit Map No. 22483  
As Approved  
DEC 9 1967  
MARK R. KULP  
State Reclamation Engineer

**SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.**

22485