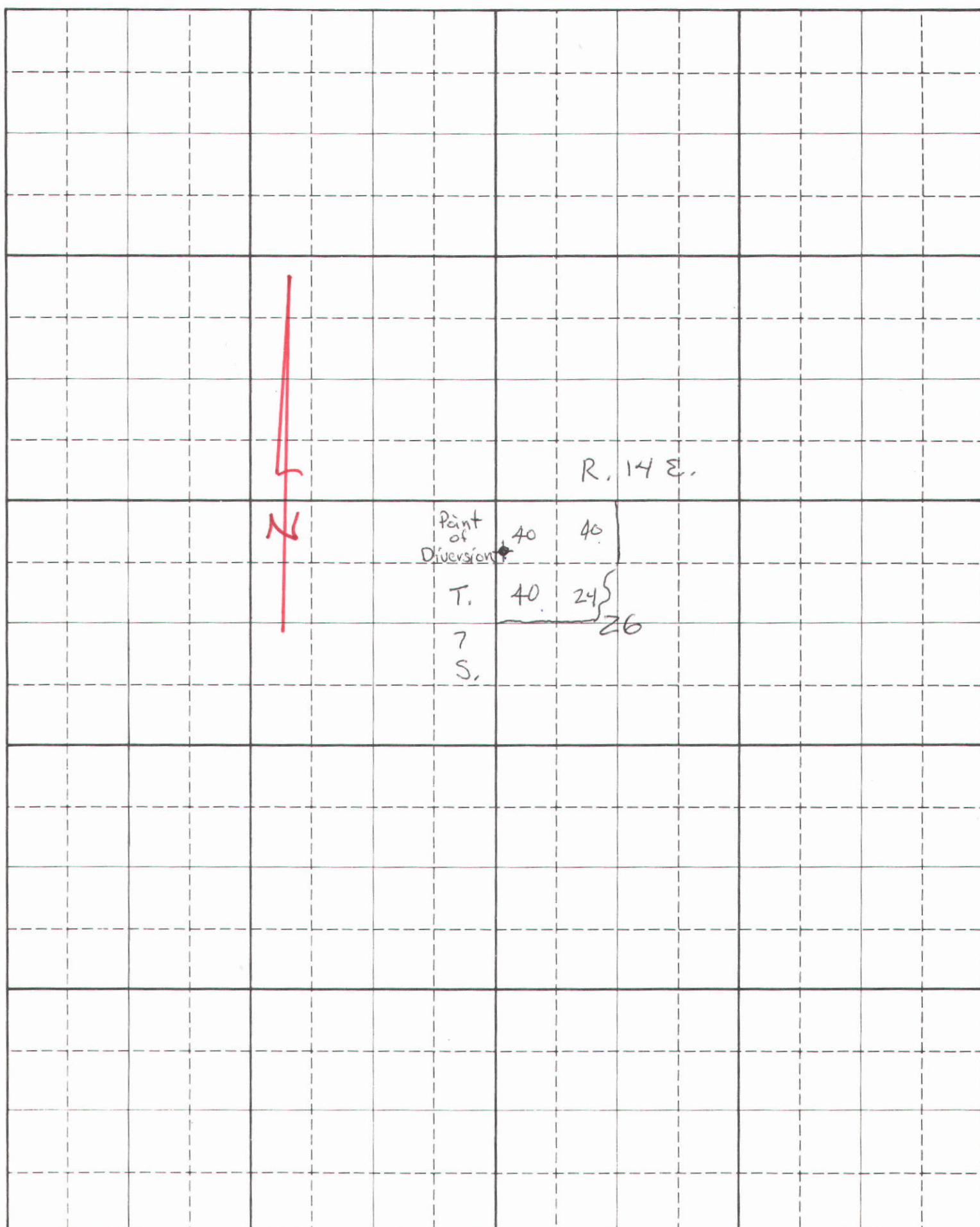


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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.

Wilbert J. Bernstamm
(Applicant)

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Gooding } SS.

Department of Water Resources
Southern District Office

Kim R. Compton 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 continuous-
ly and uninterruptedly published for a period of seventy-eight consecu-
tive 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 9 day of June

19 77, and the date of the last publication was on the 16

day of June, 19 77

Kim R. Compton

Subscribed and sworn to before me this 26

day of June, 19 77.
(SEAL)

NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice	<u>36</u>	<u>36</u>
Number of Insertions	<u>2</u>	<u>2</u>
Lines tabular at	315c	
<u>36</u> Lines straight at	21c	<u>7.56</u>
<u>36</u> Subsequent lines at	15c	<u>5.40</u>
TOTAL COST		<u>12.96</u>

7/OK/6/29/77
COPY OF NOTICE

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given
that Wilbert J. &/or Janice L.
Bernstrauch, Wendell, Id.
83355 has on 5/17/77 submitted
Application No. 36-7706 for a
permit to appropriate 2.88
cubic feet per second of water
from groundwater by means
of well, motor, pump, sprin-
kler system within the NW¼
NW¼, Sec. 26, Twp. 7S, Rge.
14E., B.M., Gooding County to
be used from Mar. 15 to Nov.
15 for irrigation purposes of
144 acres within the NW¼,
Sec. 26, Twp. 7S, Rge. 14E.,
B.M.

If issued, this permit will
be subject to all prior water
rights. Protests against the
granting of the permit must be
filed with the Idaho Depart-
ment of Water Resources, 1041
Blue Lakes Blvd., North, Twin
Falls, Idaho, 83301 on or
before June 27, 1977.

/s/ C. Stephen Allred
Director

Pub: 6-9, 16

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

7 pt. per line, straight	21c
7 pt. per line, tabular	315c
7 pt. per line, successive insertions	15c

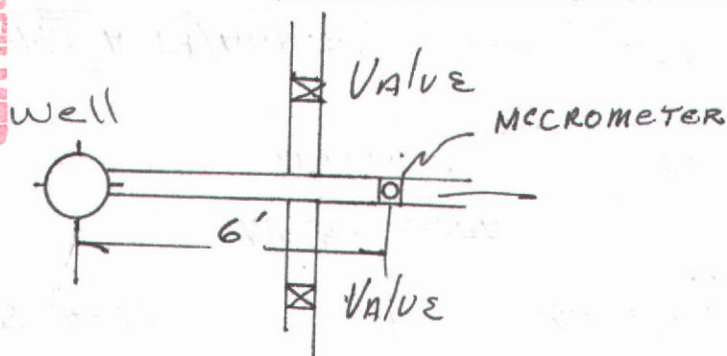
20306

Nº 1265

12. 14E.



(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion:

NW 1/4 NW 1/4, SEC. 26 T 7 S' R 14 E

Place(s) of Use

[illegible]

136

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
- ☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Examiner's Signature

Date 12-31-1981

Checked by _____

Date 1-4-81

Approved by

Date 5/6/83

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7706 Priority May 25, 1977 (Late Proof) Amount 1.45 cfs

THIS IS TO CERTIFY, that Jim Beadz
of Wendell, ID, has complied with the terms and conditions of Permit
No. 36-7706 issued pursuant to Application for Permit dated May 17, 1977,
and has submitted proof to the Department of Water Resources on October 9, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.45 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u> at <u>1.45</u> cfs and <u>544.0</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 1.45 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
544.0 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26,
Twp. 7 S., Rge. 14 E. in the County of Gooding

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7S	14E	26					36	36	36	28									136

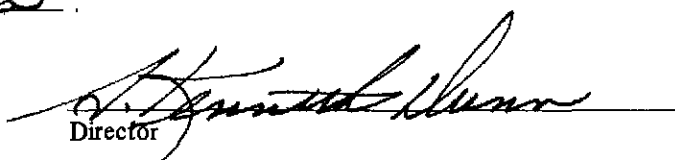
Total number of acres irrigated 136

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25th day of

July, 1983.


Director

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

I, Wilbert J. &/or Janice L. Bernstraugh, hereby assign to Jim Beadz
of Route #2, Wendell, Idaho 83355 Phone 536-2302
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 36-7706
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

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

Made this 14th day of December, 19 79.

Wilbert J. Bernstraugh
Permit Holder

Janice L. Bernstraugh
Spouse of Permit Holder

State of Idaho)
County of Gooding) ss.

On this 14th day of December, 19 79, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Bob E. Beatz
Notary Public residing at

Wendell

My commission expires:

April 4th 1983

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 36-7706

IN THE NAME OF WILBERT J. AND/OR

JANICE L. BERNSTRAUGH

ORDER

WHEREAS, on May 17, 1977, Wilbert J. and Janice L. Bernstraugh applied to the Department of Water Resources for a permit to appropriate 2.88 cubic feet per second of water from a groundwater source to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, Twp. 7S, Rge. 14E B.M., Gooding County, to be used for irrigation purposes; and,

WHEREAS, on September 12, 1977, the Department approved said application and issued Permit NO. 36-7706 with the condition that proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1979; and,

WHEREAS, on July 31, 1979, the Department notified the permit holders by certified mail that proof was due and instructed the permit holders as to the steps to be taken to make said proof; and,

WHEREAS, on October 1, 1979, the permit lapsed for failure of the permit holders to submit proof; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of lapsing; and,

WHEREAS, the permit holders have provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on October 9, 1979;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 36-7706 be REINSTATED and the priority advanced to May 25, 1977.

Dated this 7th day of December, 1979.


L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. **36-7706**

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

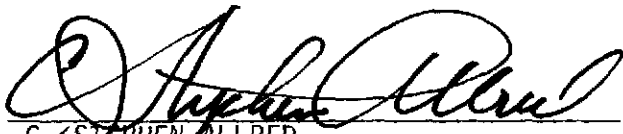
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILMED

ASSIGNED TO:
Jim Beadz
Rt. #2
Wendell, Idaho 83355
March 21, 1980

Identification No. _____
Application No. 36-7706

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT **APPROVED**

To appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Wilbert J. &/or Janice L. Bernstrauch Phone: 536-2279
post office address Route #1, Wendell, ID 83355
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 26 Township 7S
Range 14E., B.M. Gooding County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 2.88 cfs for irrigation purpose from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 2.88 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, motor, pump, sprinkler system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 16 inches; proposed depth of well is 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 2 years.
b. Estimated construction cost is \$ 3,500.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

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	26					40	40	40	24									144

Total number of acres to be irrigated 144

c. Describe any other water rights used for the same purposes as described above. None

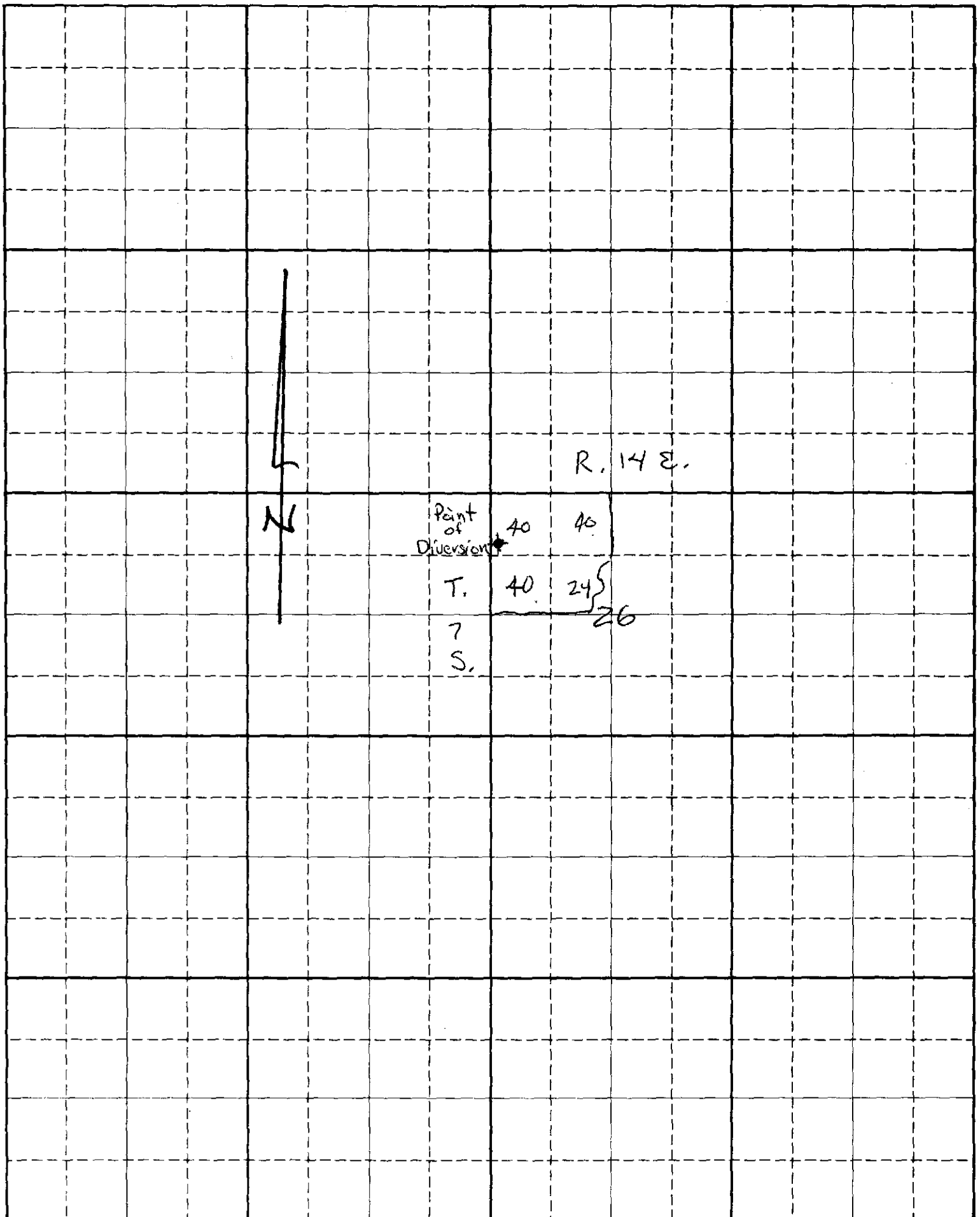
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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.

Willet J. Bernstrander
(Applicant)

Proposed Priority 5/17/77

Received by JS Date 5/17/77 Time 11:00 A.M.

Preliminary check by JS Fee \$ 45⁰⁰

Receipted by JS Date 5/17/77 # 3525

Publication prepared by JS Date 5/20/77

Published in Booming City Leader

Publication dates 4/9 & 6/16/77

Publication approved JS Date 6/29/77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by mls:yc

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 36-7706, and said application is hereby APPROVED.

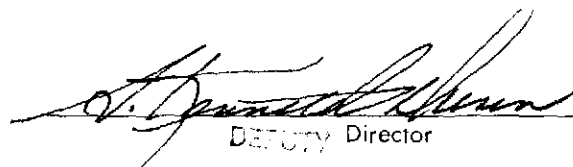
1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 19 79.

c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.

Witness my hand this 12 day of September 19 77.


DEPUTY Director

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Gooding } SS.

Kim R. Compton 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 9 day of June

19 77, and the date of the last publication was on the 16

day of June, 19 77

Kim R. Compton

Subscribed and sworn to before me this 26

day of June, 19 77.

(SEAL)

NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice	<u>36</u>	<u>36</u>
Number of Insertions	<u>2</u>	<u>2</u>
Lines tabular at	315c	
<u>36</u> Lines straight at	<u>36</u> 21c	<u>7.56</u>
<u>36</u> Subsequent lines at	<u>36</u> 15c	<u>5.40</u>
TOTAL COST		<u>12.96</u>

7/OK/6/29/77
COPY OF NOTICE

NOTICE OF PUBLICATION

Notary Public gives that William Bernstra, Id. 83355 has submitted Application No. 36-7706 for a permit to appropriate 2.88 cubic feet per second of water from groundwater by means of well, motor, pump, sprinkler system within the NW 1/4 NW 1/4, Sec. 26, Twp. 7S, Rge. 14E., B.M., Gooding County to be used from Mar. 15 to Nov. 15 for irrigation purposes of 144 acres within the NW 1/4, Sec. 26, Twp. 7S, Rge. 14E., B.M.

If issued, this permit will be subject to all prior water rights. Protest against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before June 27, 1977.

/s/ C. Stephen Allred

Director

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

7 pt. per line, straight	21c
7 pt. per line, tabular	315c
7 pt. per line, successive insertions	15c

20306

Nº 1265

July 26, 1983

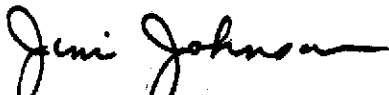
RE: Permit No. 36-7706

Jim Beadz
RT. 2
Wendell, Id 83355

Dear Mr. Beadz

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

June 27, 1983

Jim Beadz
Rt. 2
Wendell, ID 83355

Dear Mr. Beadz:

A representative of this Department has made an examination of the works covered by your Permit No. **36-7708**, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: **1.48 cfs** Source: **groundwater**

The maximum quantity diverted shall not exceed **544.0** acre feet per year.

Point(s) of diversion: **NW 1/4 Sec. 26, T. 7 S., R. 14 E.**

Beneficial use: **Irrigation of 136 acres in the NW 1/4, Sec. 26, T. 7 S., R. 14 E**

Priority date established: **5-25-1977**

Conditions (if any):

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
cc: Land Title & Escrow

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RECEIVED
APR 9 1982
Department of Water Resources

36-7706

Permit No.

CONTACT WITH PERMIT HOLDER

DATE

INITIALS

REMARKS

- ☒ Appointment letter mailed: 12-27-1979 AF
- ☐ Telephone call made:
(List Telephone No. used)
- ☐ Appointment scheduled for:
(Date, time, location)

EXAMINATION

Date 5-4-1981 Accompanied by JIM BEATS Total Q measured 1.45 CFS.
If source is surface water, estimate total flow of source ✓
Methods of measurement MCCROMETER Meets Permit requirements?

Measurement calculations: $\text{MEAS. } .005 \times 43,560 = \frac{217.8}{150 \text{ Sec}} = 1.45 \text{ CFS.}$ CAPACITY
544.0 Ac FT/ANN. = (136 Acres) (4.0 Ac FT/Ac/ANN)
IRR Req.

$1.45 \times 19835 \times 245 = 704.6$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
1	100	High Thrust	R.9985-01-206	WellLine	T7754T	MCCrometer	77-8-5014	

System Description WELL, MOTOR, PUMP w/SPRINKLER'S (PIVOT w/HAND LINES)

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE

IRRIGATION

Irrigation requirement = 4.0 AFA/Acre

Q (cfs)

V (afa)

FROM

TO

1.45 CFS.

544.0

MARCH 15 NOV. 15

Total

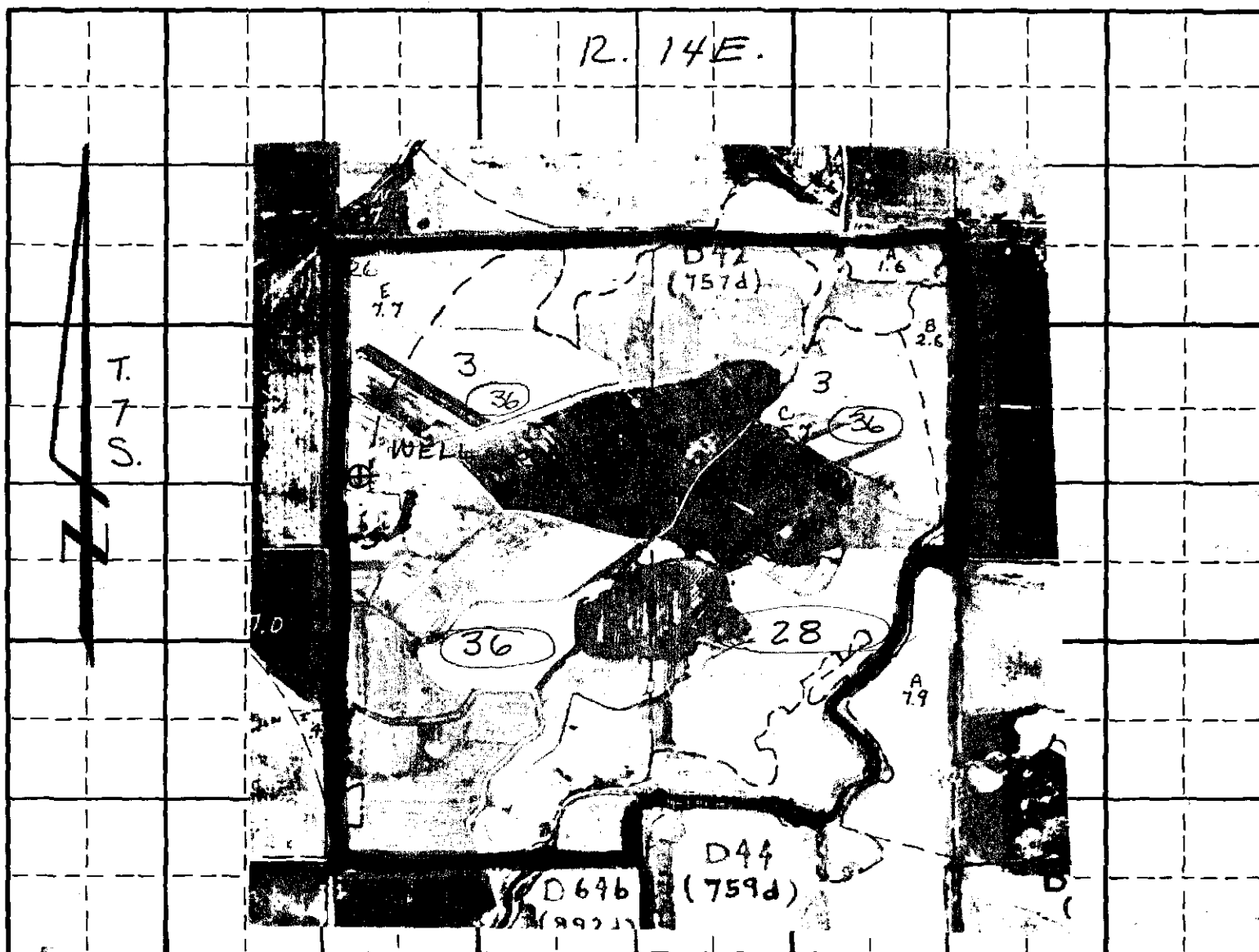
145.0 CFS.

544.0 Ac FT/ANN.

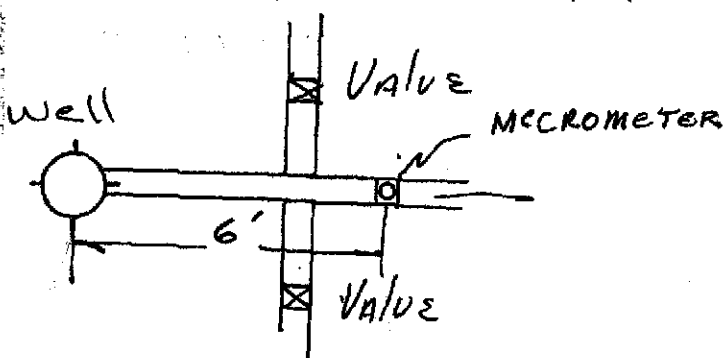
Remarks

THIS RIGHT SHOULD BE ASIGNED OVER TO MR. JIM BEATS. HE IS PRESENT OWNER

No Overlapping rights



(Include distance from pump to measuring device, if applicable.)



~~Point(s) of diversion:~~

NW 1/4 NW 1/4, SEC. 26 T 7 S R 14 E

Place(s) of Use

[illegible]

136

- ☐ Change P.D. as reflected above
- ☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above

☒ None

☐ Other

Examiner's Signature

Date _____

12-31-1981

Checked by

Date _____

1-4-81

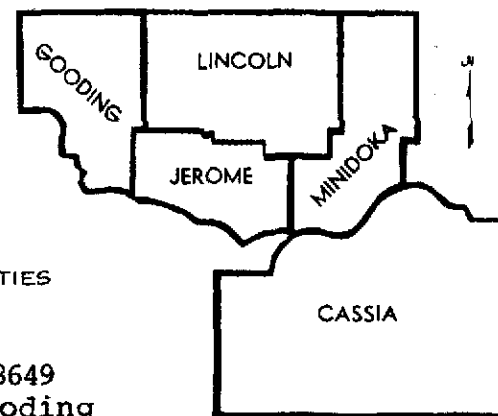
Approved by

Date _____

5/6/83

Land Title and Escrow, Inc.

COMPLETE SERVICE — 5 IDAHO COUNTIES



REFER TO: G-8649
OFFICE: Gooding

July 8, 1980

State of Idaho
Department of Water Resources
1041 Blue Lakes Blvd North
Twin Falls, Idaho 83301

Subject: Jim D. Beadz Water License No. 36-7706

Dear Sir

This letter is to advise you that Farmers Home Administration
438 Idaho Street, Gooding, Idaho 83330 has a mortgage lien
on Water License No. 36-7706 issued to Jim D. Beadz.

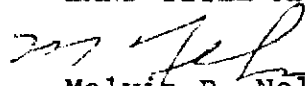
Please notify Farmers Home Administration of any action you may
take or contemplate taking that may affect their security.

Your acknowledgement of receipt of this letter by signing below
and returning in self-addressed stamped envelope will be
greatly appreciated.

Your cooperation is appreciated.

Very truly yours

LAND TITLE AND ESCROW, INC.


Melvin R. Nelson
Branch Manager

MRN:dg

Acknowledged & Received
This 7th day of August 1980
State of Idaho
Department of Water Resources
BY: Robyn Hanke

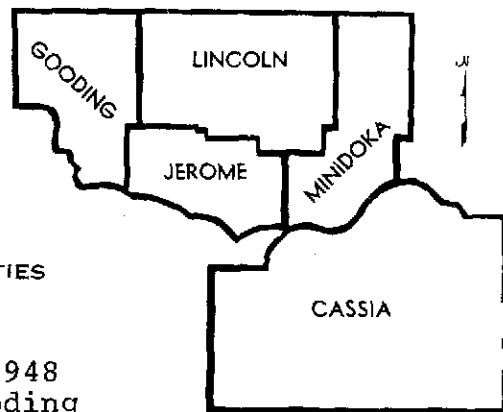
BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524
BOX 36, JEROME, IDAHO 83338
PHONE 324-4842
BOX 473, GOODING, IDAHO 83330
PHONE 934-8477

Returned by mail
8/7/80 RH

Land Title and Escrow, Inc.

COMPLETE SERVICE

— 5 IDAHO COUNTIES



REFER TO: G-8948
OFFICE: Gooding

RECEIVED

JUN 17 1980

June 13, 1980

RECEIVED

JUN 16 1980

Department of Water Resources

State of Idaho
Department of Water Resources
1041 Blue Lakes Blvd North
Twin Falls, Idaho 83301

Department of Water Resources
Southern District Office

Subject: Jim D. Beadz Water License No. 36-7706

Dear Sir

This letter is to advise you that Farmers Home Administration 438 Idaho Street, Gooding, Idaho 83330 has a mortgage lien on Water License No. 37-7706 issued to Jim D. Beadz.

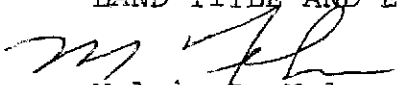
Please notify Farmers Home Administration of any action you may take or contemplate taking that may affect their security.

Your acknowledgement of receipt of this letter by signing below and returning in self-addressed stamped envelope will be greatly appreciated.

Your cooperation is appreciated.

Very truly yours

LAND TITLE AND ESCROW, INC.


Melvin R. Nelson
Branch Manager

MRN:dg

Acknowledged & Received
This _____ day of _____ 1980
State of Idaho
Department of Water Resources
By: _____

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524
BOX 36, JEROME, IDAHO 83338
PHONE 324-4842
BOX 473, GOODING, IDAHO 83330
PHONE 934-8477

IDENT. NO. 36-7706

WATER RIGHT
DATA ENTRY LOG

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse
Boise, Idaho 83720
(208) 334-4440

April 18, 1980

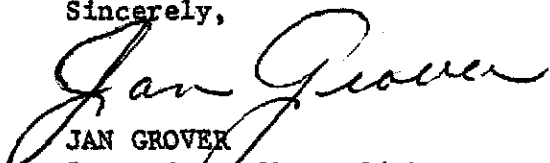
Mr. Jim Beadz
Rt. #2
Wendell, Idaho 83355
Permit #36-7706

Dear Wateruser:

This office acknowledges receipt of the assignment conveying the above referenced permit to you.

This assignment has been entered into the Departments records. Enclosed for your records is a copy of the permit.

Sincerely,


JAN GROVER
Supervisor, Water Rights

JG:jg

Enclosures

MICROFILMED

Land Title and Escrow, Inc.

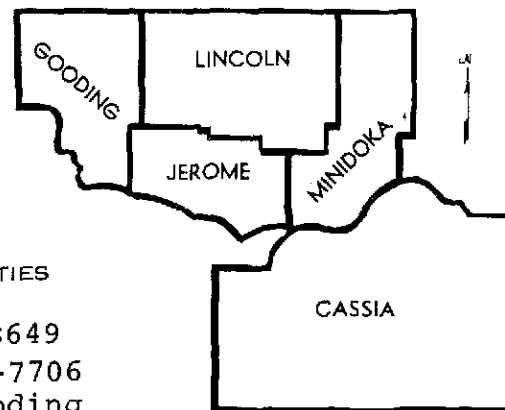
COMPLETE SERVICE

— 5 IDAHO COUNTIES

G-8649

REFER TO: 36-7706

OFFICE: Gooding



March 20, 1980

RECEIVED

MAR 24 1980

Department of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Department of Water Resources

Department of Water Resources
Southern District Office

Subject: Bernstrauch Application for Permit No. 36-7706

Gentlemen

Enclosed herewith is ASSIGNMENT OF PERMIT No. 36-7706
from Wilbert J. and Janice L. Bernstrauch to Jim Beadz.

It is our understanding from your office that the permit
has been approved but has not been issued. Accordingly,
please issue the permit directly to Jim Beadz. We would
appreciate your sending the permit to this office for its
proper handling.

Your cooperation is appreciated and should you have any
questions please feel free to contact me at 934-8477.

Very truly yours

LAND TITLE AND ESCROW, INC.


Melvin R. Nelson
Branch Manager

Enclosure

MRN:dg

BOX 177, BURLEY, IDAHO 83318
PHONE 878-3524
BOX 36, JEROME, IDAHO 83338
PHONE 324-4842
BOX 473, GOODING, IDAHO 83330
PHONE 934-8477

Microfilm

April 18, 1980

Land Title and Escrow, Inc.
Box 473
Gooding, Idaho 83330

Attn: Melvin R. Nelson, Branch Manager

Dear Mr. Nelson:

We have acknowledged receipt of the assignment submitted for permit #36-7706 and have changed the name accordingly.

In your letter you stated that you had understood the permit was approved, but never issued. This permit has been issued, however, a license has not been completed. A field examination needs to be made and then the license can be issued in Jim Beadz name.

I hope this covers any misunderstanding on your part. If you have any questions, please contact us.

Sincerely,

JAN GROVER
Supervisor, Water Rights

JG:jg



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

Wilbert J. Bernstraugh
Route #1
Wendell, Idaho
83355

December 27, 1979

RE: Water Permit 36-7706

Dear Sir;

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

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

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

If you have any questions regarding the field examination, please contact our office.

Sincerely,

Gary L. Funderburg
Senior Water Resource Agent

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 36-7706.

Name(s) of Permit Holder: Wilbert J. &/or Janice Bernstraugh

Post Office Address: Route 1, Wendell, Idaho 536-2279

Source of Water: ground water

Extent of Use:

☐ Domestic		(number of households)
☐ Stockwater		(number and type of stock)
☒ Irrigation	<u>136</u>	(acres)
☐ Other		

Measuring Device:	Required?	☒ Yes	☐ No	Installed?	☒ Yes	☐ No
Access Port:	Required?	☐ Yes	☐ No	Installed?	☐ Yes	☐ No

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

Oct 5 1979
Date

Janice L Bernstraugh
Signature of Permit Holder

W.J. + J.L. Strauch
Rt 1

Wendell, Ida 83353



USA 15c

RECEIVED



OCT 9 1979 IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE

Department of Water Resources, IDAHO 83720



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Storehouse

Boise, Idaho 83720

(208) 384-2215

July 31, 1979

101160

Wilbert J. and/or Janice L. Bernstraugh
Route 1
Wendell, ID 83355

Dear Mr. and Mrs. Bernstraugh:

One of the conditions of approval of your water Permit No. 36-7706 was that evidence of the extent of development must be submitted to this office on or before October 1, 1979. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

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

Either the beneficial use post card or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect within 60 days.

Sincerely,

Rita Fleck
RITA FLECK
Sr. Secretary

Enc: 1





State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

July 30, 1979

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the Regional Office nearest to you.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosures

Northern Region Office
Rt. #5, Box 203 Government Way
Coeur d'Alene, Idaho 83814

Eastern Region Office
1515 Lincoln Street
Idaho Falls, Idaho 83401

Southern Region Office
1041 Blue Lake Blvd. North
Twin Falls, Idaho 83301

Western Region Office
92 S. Cole Road
Boise, Idaho 83705

September 12, 1977

Re: Permit No. 36-7706

Wilbert J. &/or Janice L. Bernstraugh
Route #1
Wendell, ID 83355

Dear Mr. and Mrs. Bernstraugh:

Enclosed is a copy of your approved Application for Permit No. 36-7706 . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to either install and maintain a measuring device at your point of diversion or to provide the Department a certified measurement of the systems diversion capacity prior to submitting proof of beneficial use of water. We have enclosed a letter describing the different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Operations Bureau

BDF/cah

Enclosure

RECEIVED
SEP 13 1977
FLEENOR

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 36-7706-Wilbert J. &/or Janice L.
Bernstrauch

☒ 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

(1) JK 5-17-77

In form to receipt

(2) _____

Send Copies to:

Idaho State Health Department
Idaho Fish and Game Department
Bureau of Land Management

(3) _____

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

(4) YCB 5-17-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) mls 7-2-77

Critical groundwater area: yes _____ no ☒

(8) mls 7-2-77

Groundwater levels:

Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____ RMS

Other rights on the same place of use

(10) _____

Comments: None

(11) QF 6/29/77

Affidavit of Publication received(date) 6/29/77

(12) Am _____

Final date for protests 6/29/77

Protests received: yes _____ no ☒

(13) _____

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

(14) mls 7-2-77

Action recommended:

☒ Approve _____ Deny

Proposed Priority _____

Reason for Reduction _____

☒ Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District Southern By Michael Steele Date 7-2-77

cc. sent to Boise 5/20/77 Am

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Wilbert J. &/or Janice L. Bernstrauch

Wendell, ID 83355

has on 5/17/77 submitted Application No. 36-7706

for a permit to appropriate 2.88 cubic feet per second ~~surface water~~

of water from groundwater

by means of well, motor, pump, sprinkler system

within the NW¹/₄ Sec. 26, Twp. 7S, Rge. 14E., B.M., Gooding County

to be used from Mar. 15 to Nov. 15

for irrigation purposes of 144 acres

within the NW¹/₄ Sec. 26, Twp. 7S, Rge. 14E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before June 29, 1977.

C. STEPHEN ALLRED

Director

Published in the Gooding County Leader

OR June 2 and June 15, 1977

ok/Jan 6/10/77
**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Wilbert J. &/or Janice L. Bernstrauch, Wendell, Id. 83355 has on 5/17/77 submitted Application No. 36-7706 for a permit to appropriate 2.88 cubic feet per second of water from groundwater by means of well, motor, pump, sprinkler system within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, Twp. 7S, Rge. 14E., B.M., Gooding County to be used from Mar. 15 to Nov. 15 for irrigation purposes of 144 acres within the NW $\frac{1}{4}$, Sec. 26, Twp. 7S, Rge. 14E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before June 27, 1977.

/s/ C. Stephen Allred
Director

Pub: 6-9, 16



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN DISTRICT

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3570

May 20, 1977

Gooding County Leader
Box 56
Gooding, ID 83338

RE: Application For Permit #37-7608-Monte Christopherson
" " " #36-7706-Wilbert J. &/or Janice L. Bernstrauch

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.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Michael L. Steele
Southern REgion Supervisor

MLS:sm

Enclosures