

T#4173

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T-911

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HEL

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33.9
HEL

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T-1158

8281
T-1096

906
T-1119

Matriline $\rightarrow$

← Existing well

new well site

835
7-1184
4.0

7
10.0
WEL

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NEL

5.2
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6.1
HEL

7-1119

237



100

JAN 1 1 1994

Robert L. Mather
Transfer Application
36-07575- THOUSAND SPRINGS
IDAHO

THOUSAND SPRINGS ORTHOPHOTOQUAD
IDAHO



JAN 11 1994

~~7#~~ 4173

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

The map is drawn on a grid. A rectangular area is outlined in blue ink. Inside the rectangle, the letters 'PFD' are written. To the right of the rectangle, the letters 'PFD' are written with a small circle around the 'P'. Above the rectangle, the number '12' is written. To the left of the rectangle, the text 'T, 8S' is written. Above the rectangle, the text 'R, 14E' is written.

MICROFILMED
JAN 11 1994

A hand-drawn sketch on graph paper. The sketch consists of a rectangular area defined by dashed lines. The dimensions are labeled: '12' for the width, '14' for the height, and '18' for the length. The label 'T 85' is written in the upper right corner of the sketch area.

Harvey D. Warren
(Applicant)

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Gooding } SS.

ROBERT CROMPTON

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 13 day of November

19 75, and the date of the last publication was on the 20

day of November, 19 75.

Robert Crompton

Subscribed and sworn to before me this 26

day of November, 19 75.

(SEAL)

Garnett Ylini
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 32 32

Number of Insertions 2 2

Lines tabular at 315c

32 Lines straight at 32 21c 6.72

32 Subsequent lines at 32 15c 4.80

TOTAL COST 11.52

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Harvey D. Warren Box 134, Hagerman, Idaho 83332 has on 10-31-75 submitted Application No. 36-7575 for a permit to appropriate 0.86 cubic feet per second of water from Groundwater by means of well, pumps & sprinkler system within the NE 1/4 SE 1/4, Sec. 12, Twp. 8S, Rge. 14E, B.M. Gooding County to be used from Jan. 1 - Dec. 31 (Domestic & Stockwater purposes); May 1 - October 1 for Irrigation of 40 acres within the N 1/2 SE 1/4, Sec. 12, Twp. 8S, 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 December 1, 1975.

/s/ R. KEITH HIGGINSON
Director

Pub: 11-13, 20

RECEIVED

DEC 3 1975

Department of Water Resources
Southern District Office

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

10127

No 618

AFFIDAVIT of PUBLICATION

State of Idaho }
County of Gooding } ss.

Patty Nance, being first duly sworn, deposes and says that she 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 21 day of July, 1993, and the date of the last publication was on the 28 day of July, 1993.

Patty Nance
Subscribed and sworn to before me this 28th day of July, 1993.

(SEAL)

Norma DeLoe
NOTARY PUBLIC

#1526-5723
GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 2x15

Lines tabular at _____ 6¢/Pica
550 Lines straight at \$27.50 5¢/Pica
Subsequent lines at 22.00 4¢/Pica
TOTAL COST \$49.50

COPY OF NOTICE

(Paste Here)

Change Water Rights
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO

NOTICE OF PROPOSED CHANGE OF WATER RIGHTS

Notice is hereby given that ROBERT L. MATHERS of Wendell, ID has applied to the Department of Water Resources for changes to point of diversion from a groundwater source and further classified as Transfer # 4173.

The right to be changed authorizes diversion of water from a well located in S12, T08S, R14E within Gooding County. The right is recorded in part as follows:

Number: 36-07575
Priority: 10/31/1975
Irrigation: 0.43 cfs
Stockwater: 0.02 cfs
Acres: 37

TO BE CHANGED AS FOLLOWS

This water right (36-07575) will be diverted from one (1) existing well within SW1/4NE1/4SE1/4, S12, T08S, R14E and one (1) new well to be drilled within SE1/4NE1/4SE1/4, S12, T08S, R14E and will be used for stockwater and irrigation of 37 acres within N1/2SE1/4, S12, T08S, R14E; using a total diversion rate of 0.43 cfs.

Any protest against approval of the above proposal must be filed with the DEPARTMENT OF WATER RESOURCES, 222 SHOSHONE ST. E., TWIN FALLS ID 83301 on or before August 9, 1993.

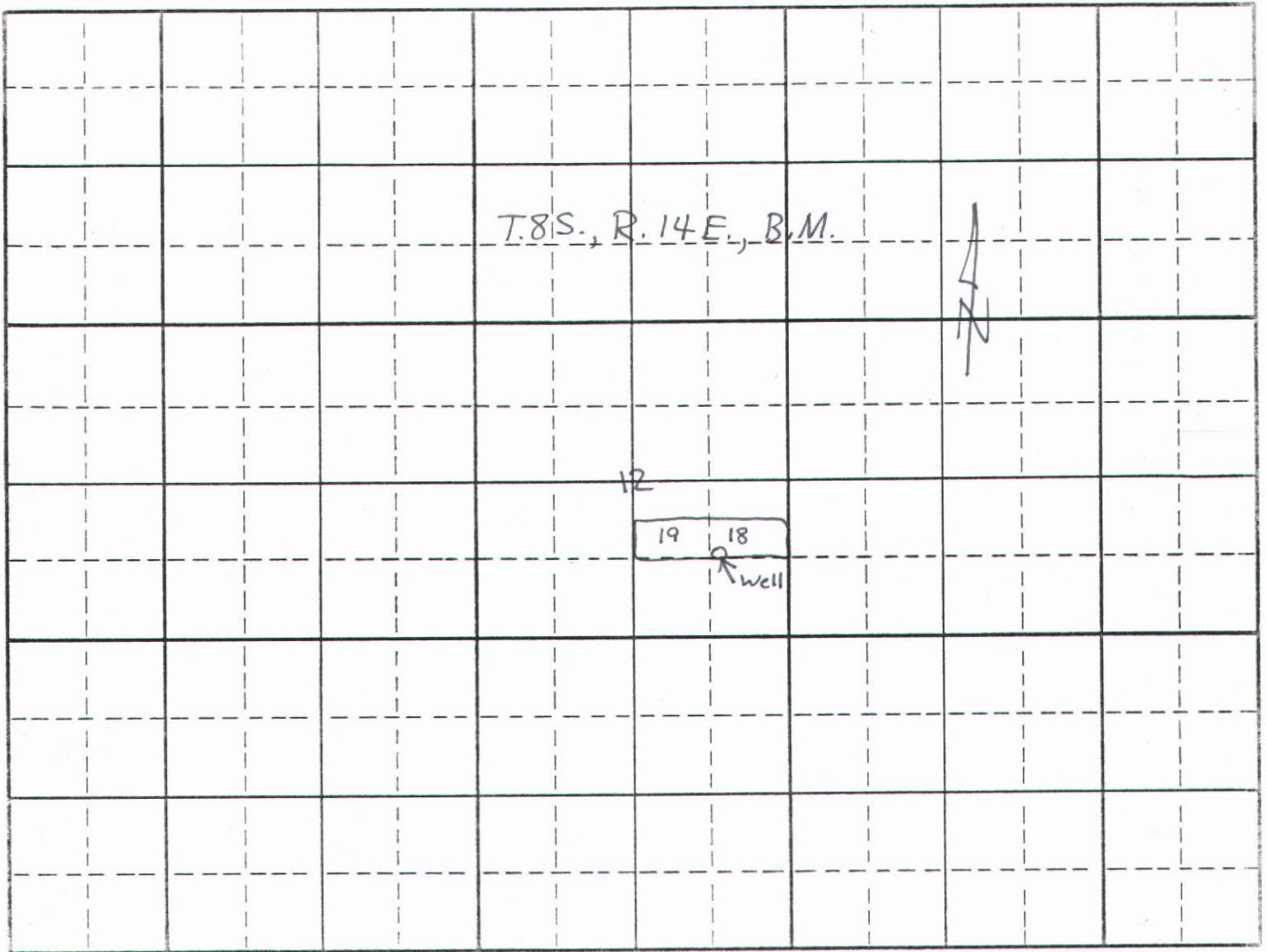
R. Keith Higginson, Director

Published in Gooding County Leader on 7/21 & 7/28/93.

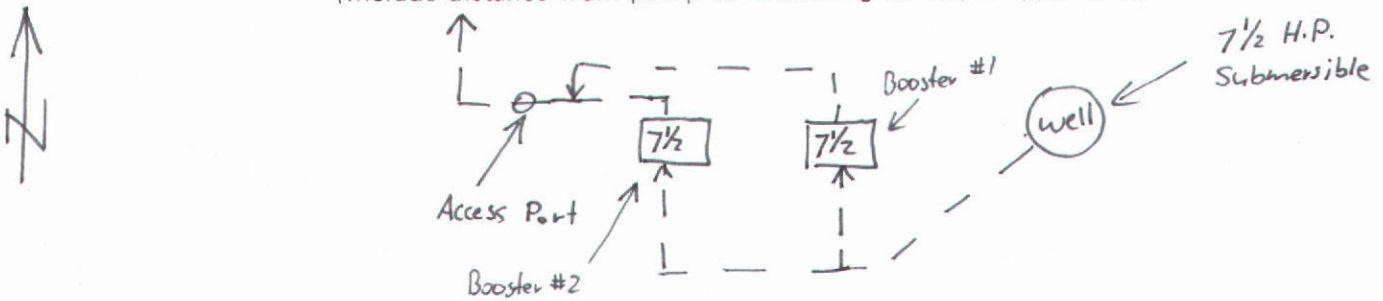
PUB: 7-21-28

G 1526

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM
(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: NE 1/4 SE 1/4 Sec. 12 T.8S., R. 14E., Gooding Co.

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S.	14E.	12													18X	19X			37

Recommended Amendments:

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

Examiner's Signature

Checked by

Approved by

Date

Date

Date

Rec. period of Use as
3/15 to 11/15 to conform to
allowable dates for area

8/4/82

8-24-82

1-5-83

No Amendment
Access Port
Barricade
Stock
Irrigation

Amendment



T.8S., R.14E., B.M.

"NOT TO SCALE"

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Harvey D. Warren Box 134, Hagerman, Idaho 83332 has on 10-31-75 submitted Application No. 36-7575 for a permit to appropriate 0.86 cubic feet per second of water from Ground-water by means of well, pumps & sprinkler system within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, Twp. 8S, Rge. 14E, B.M. Gooding County to be used from Jan. 1 - Dec. 31 (Domestic & Stockwater purposes); May 1 - October 1 for Irrigation of 40 acres within the N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 12, Twp. 8S, 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 December 1, 1975.

/s/ R. KEITH HIGGINSON
Director

Pub: 11-13, 20

O.K. 11-12-75

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4173
WATER RIGHT NO. 36-07575

This is to certify that: **ROBERT L MATHERS**
2929 S 1600 E
WENDELL ID 83355

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.43 CFS	148.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.7 AF
	Totals	0.43 CFS	148.7 AF

SOURCE

GROUNDWATER

Priority: 10/31/1975

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 12, Township 08S, Range 14E
GOODING County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08S	14E	12	NESE 18	NWSE 19		37
Total number of acres irrigated:						37

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

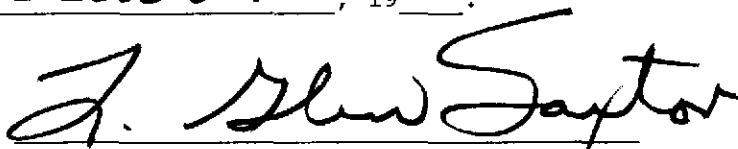
1. The right holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to this right.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

TRANSFER NO. 4173
WATER RIGHT NO. 36-07575

CONDITIONS/REMARKS:

4. Prior to diversion of water from the newly authorized well, the right holder shall install flow measurement ports or other measuring devices as specified by the Department at each point of diversion.
5. The change approved by this transfer is subject to the terms of the court's final decree of this right in the ongoing Snake River Basin Adjudication.
6. Two points of diversion are located within SESE, S12, T08S, R14E.
7. Use of this right is combined with water from the North Side Canal Co. Ltd.

Dated this 15th day of December, 1993


Chief, Water Alloc. Bureau

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4173APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1RECEIVED
AUG 19 1993

Department of Water Resources

Name of applicant Robert L. Mathers Phone 536-2552
Post Office address 2929 S. 1600 E., Wendell, ID 83355

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Original well no longer produces the licensed flow of water

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|-------------------|--------------------|-------------------|----------------------------|
| <u>36-07575</u> | <u>10-31-1975</u> | <u>0.43</u> | <u>Irrigation</u> | <u>4-1</u> to <u>10-31</u> |
| | | <u>0.02</u> | <u>Stockwater</u> | <u>1-1</u> to <u>12-31</u> |
| | | | | to _____ |
| | | | | to _____ |
2. Total amount of water being transferred 0.43 cubic feet per second and/or 148.7 acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	NE	SE	12	8S	14E	Gooding	Existing well
	~~NW~~	NE	SE	"	"	"	"	New well
	SE							

5. Lands irrigated or place of use:
- No Change

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

PART 1

6. General Information:

a. Description of diversion system Two connected wells, mainline, handlines

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes N/A No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____

RECORDED

JAN 11 1994

AJ5809NP
No. 36-07575

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/20/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PATRICIA R MATHERS	10/31/1975	IRRIGATION	04-01 10-31	0.43 CFS	148.0 AFA
C	ROBERT L MATHERS		STOCKWATER	01-01 12-31	0.02 CFS	0.7 AFA
	2929 S 1600 E					
	WENDELL ID 83355			TOTAL DIVERSION:	0.43 CFS	148.7 AFA
	(208) 536-2552			CONSUMPTIVE USE:		111.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T08S R14E S12

SWNESE

GOODING County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:	---
08S	14E	12	:																	:	37.0
																			TOTAL ACRES	:	37.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: GOODING

Non-Irrigation Uses: STOCKWATER/ 50 RANGE CATTLE

Other Rights: SEE CONDITIONS

Other Water Rights with Same Point(s) of Diversion and Source:
A36-07575

Other Water Rights Listing Overlapping Place(s) of use:
36-07085 A01-0021221 A36-07085 A36-07575

Conditions of Approval:

S17 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- NORTH SIDE CANAL CO. LTD.

Dates: Exam Made Date: Verified Date: 11/25/1991

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 10/13/90 BEDKE 11/25/91 CLELLAND 07/10/92 CWU-PROD 07/18/92 POST-STD
08/28/92 PR-PRODM 11/02/92 CPSHAW 12/05/92 ADT-SHAW

Blank Prefix ADJ Claim as recommended to the court.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 36-07575 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 10-31-1975

5. Water is used for the following purpose:

amount 0.43 cfs for Irrig. purposes from 4-1 to 10-31
(cfs/ac-ft)
amount 0.02 cfs for Stockwater purposes from 1-1 to 12-31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.43 cubic feet per second and/or 148.7 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	NE	SE	12	8S	14E	Gooding	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	14E	12													18	19			37

Total acres 37

9. Describe any other water rights used for the same purpose as described above Canal shares

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

RECORDED
JAN 11 1994

2
40.7
HEL

Robert L. Mather
Transfer Application
36-07575

T#4173

25.8

T-1349

888
T-1158

828
T-1098

21.6

906
T-1119

Mainline

HEL

Existing well

T-911

833
T-1184

10.0
HEL

99

32.9

3.0
HEL

5.2
HEL

9.2
T-11

7.5
HEL

9.2
HEL

33.9
HEL

JAN 11 1994

Robert L. Mather
Transfer Application
36-07575

THOUSAND SPRINGS ORTHOPHOTOQUAD
IDAHO

430W

290 000 FEET

350W

114°45'

42°45'

Existing well
New well

2505

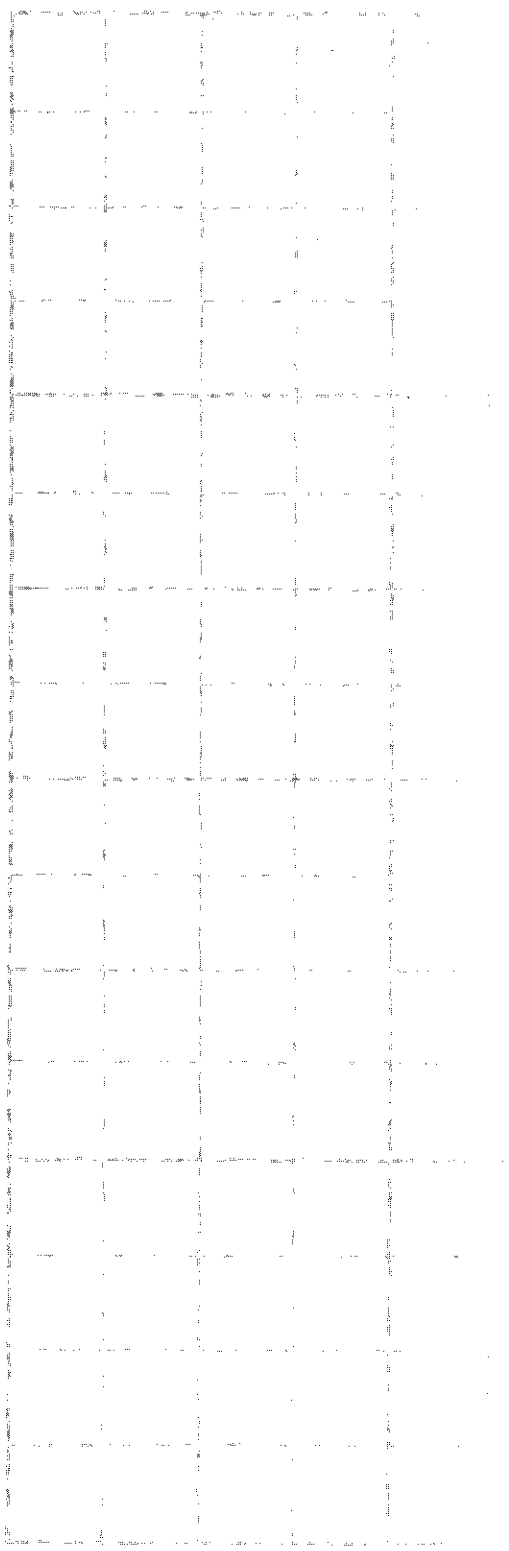
290 000
FEET

3505

7# 4173

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

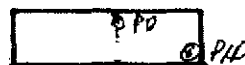
A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



R, 14E

T, 8S

12



PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Robert L. Mathews
(Signature of Applicant)

Subscribed and sworn to before me this 7th day of June, 19 93.

Mary A. Baldwin
(Notary Public)

My commission expires 10/16/1998

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachments

Received by J.F. Stanton Date 6-7-93 Protest filed by _____

Prelim. check by _____ Fee \$50.00 \$015850

Receipted by GW Date 6-7-93

Published in Gooding Co. Leader Copies of protest forwarded by _____

Pub. dates 7/21 & 7/28/93 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial

_____ rec'd. by JA

Copy of transfer sent to lien holder _____

RECEIVED

JAN 11 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7575 Priority October 31, 1975 Amount 0.43 cfs

THIS IS TO CERTIFY, that Richard Gneiting
of Wendell, Idaho, has complied with the terms and conditions of Permit
No. 36-7575 issued pursuant to Application for Permit dated October 31, 1975,
and has submitted proof to the Department of Water Resources on October 14, 1980,
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 0.43 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
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>0.43</u> cfs and	<u>148.0</u> acre feet
<u>Stockwater</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>0.7</u> acre feet
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.43 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
148.7 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 12, Twp.
8S, Rge. 14E 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 $\frac{1}{4}$	
8S	14E	12													S	S			37

S = Stockwater use.

Total number of acres irrigated _____

This right when combined with all other rights shall provide no more than 0.02
cfs per acre nor more than 4.0 afa per acre for the lands above.

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
hereby 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 4th day of

April, 19 83.

Director

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT #	NAME	AMOUNT C.F.S.
~~App. for Permit~~	~~36-7575~~	~~Harvey D. Warren~~	~~0.86~~
Assignment	36-7575	Richard Gneiting	0.86

MICROFILMED

OK
Jm

RECEIVED

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

NOV 5 1980

Department of Water Resources

I, HARVEY WARREN, hereby assign to Richard G. Neiting
of Route #1 Wendell, Idaho, 83355
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 36-7575
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 4th day of November, 19 80.

Harvey L. Warren
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Twin Falls) ss.

On this 3rd day of November, 19 80, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

Loren O. Halmer
Notary Public residing at
Twin Falls, ID

My commission expires:
Life



BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 36-7575

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,

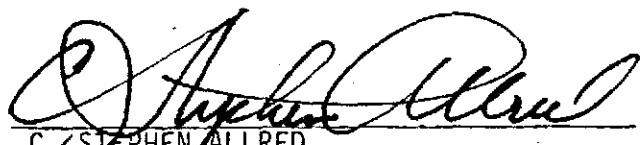
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

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:
Richard Gneiting
Route #1
Wendell, Idaho 83355
Nov. 5, 1980

Identification No. _____

Application No. 36-7575

APPROVED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

RECEIVED

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

901 11 1980
Department of Water Administration
Southern District Office

1. Name of applicant Harvey D. Warren
post office address Box 134, Hagerman, Idaho 83332
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12 Township 8S
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 0.80cfs for Irrigation purpose from May 1 to Oct. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04cfs for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02cfs for Stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.86 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pumps & 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 10 inches; proposed depth of well is 100 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 5,000.00
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12 Township 8S
Range 14E 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 50 Beef Cattle

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water single family dwelling.
(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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8S	14E	12													20	20			40

Total number of acres to be irrigated 40

c. Describe any other water rights used for the same purposes as described above.

40 shares of North Side Canal

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

T 85

R
14
E

12

p. 6.

Harvey S. Warner
(Applicant)

Proposed Priority 10-31-1975

Received by CC Date 10-31-75 Time 1:30 p.m.

Preliminary check by GLF Fee \$ 25.00

#1736

Receipted by CC Date 10-31-75

Publication prepared by CC Date 11-4-75

Published in Gooding County Leader

Publication dates 11-13-75 & 11-20-75

Publication approved CC Date 12-4-75

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by W

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 36-7575, 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 December 1, 19 80.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 17 day of December 19 75.

R. Karl Higley
Director

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Gooding } SS.

ROBERT CROMPTON

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 12 day of November

19 75, and the date of the last publication was on the 20

day of November, 19 75.

Robert Crompton

Subscribed and sworn to before me this 26

day of November, 19 75.

(SEAL)

Cameron Wain
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 32 32

Number of Insertions 2 2

Lines tabular at 315c

32 Lines straight at 32 21c 6.72

32 Subsequent lines at 32 15c 4.80

TOTAL COST 11.52

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Harvey D. Warren Box 134, Hagerman, Idaho 83332 has on 10-31-75 submitted Application No. 36-7575 for a permit to appropriate 0.86 cubic feet per second of water from Ground-water by means of well, pumps & sprinkler system within the NE 1/4 SE 1/4, Sec. 12, Twp. 8S, Rge. 14E, B.M. Gooding County to be used from Jan. 1 - Dec. 31 (Domestic & Stockwater purposes); May 1 - October 1 for Irrigation of 40 acres within the N 1/2 SE 1/4, Sec. 12, Twp. 8S, 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 December 1, 1975.

/s/ R. KEITH HIGGINSON
Director

Pub: 11-13, 20

RECEIVED

DEC 8 1975

Department of Water Resources
Southern District Office

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

10187

No. 618

RECEIVED

SEP 16 1996

Department of Water Resources

Bhl Idaho

Sept. 13, 1996

Scott King

Idaho Dept of Water Resources

Dear Mr. King,

In regard to your letter of Sept 11, 1996:
I purchased the 40 acres in question
in 1986 there were no surface water
rights with the property at that time.
The entire 40 acres were irrigated by
ground water.

At the time of the transfer, of
 $\frac{1}{2}$ of the water from the existing well
to a new well on the same 40 acres.
I tried to explain to the man in the
Twin Falls office that there was no canal
water and that I'd never had any for
that land. — I still don't.

I hope this answers your question.

Sincerely,

Bob Mathews



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 11, 1996

Robert L Mathers
4176 N 1000 E
Buhl, ID 83316

RE: Water Right no. 36-07575

Dear Mr. Mathers:

Review of your water right file has raised an important concern associated with your ground water diversions located in the NE of the SE quarter of section 12, Township 8 South, Range 14 E, Gooding County, water right no. 36-07575. Transfer no. 4173, approved in December 1993, added a second point of diversion (well), and included the following condition:

The right holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to this right.

The North Side Canal Company has confirmed that surface water shares are no longer appurtenant to this land, and may have been sold. According to the above condition, you may not be able to divert water pursuant to water right no. 36-07575 for irrigation of this ground if the appurtenant surface water rights have been sold or are not used when available.

If you do not respond to this letter by September 27, 1996, and show to the satisfaction of the department that the above analysis is incorrect, the department will issue a notice of violation for illegally diverting water. If you have questions about this matter, please let me know. I can be reached by mail at the above address or by phone at (208) 327-7897.

Sincerely,

A handwritten signature in cursive script that reads "Scott King".

Scott King

Enclosure: copy of transfer no. 4173



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 17, 1993

ROBERT L MATHERS
2929 S 1600 E
WENDELL ID 83355

RE: Transfer of Water Right No. 36-07575

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 4173). Please be sure to thoroughly review the "CONDITIONS/REMARKS:" as listed on the transfer.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a long horizontal line extending to the right.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED
JAN 11 1994

JAN 11 1994

TRANSFER REVIEW SHEET

Transfer # 4173

Date Reviewed 10-20-93 ²⁸

Right(s) 36-07575 Blank ADJ record/As recommended to the court.

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use
F:Change Period of Use G:Other H:Change P/D & Add P/D
I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership NA

Transfer ✓ All of Right _____ Portion of Right (Part B _____)

Resulting Split(s) NONE

Check Transfer Against Right

- (1) ✓ Priority (2) ✓ Use (3) _____ Season (4) ✓ Rate (5) ✓ Volume
(6) ✓ Source (7) _____ P/D (8) ✓ P/U (9) ✓ Proof/Owner (10) ✓ Map
(11) NA Water District (12) IRR OVERLAP Pertinent Conditions (13) NO Expansion

(3) Changes season to standard 4-1 to 10-31 - Same as ADJ claim

(7) Add 2nd p/d to NESE

Transfer Remarks 2 PD/NESE S17 (ADJ Condition)

Conditions R31, T08, T16 ADJ Condition to Remarks (S17) 803 GW/supplemental

Database/Processing Notes Create/T file from Blank ADJ record.

Edit condition/ Copy T file to (X) prefix & store on WR database when approved.

WR0749NP
No. T36-07575

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 08/23/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT L MATHERS 2929 S 1600 E WENDELL ID 83355 (208) 536-2552	10/31/1975	IRRIGATION STOCKWATER	04-01 10-31 01-01 12-31	0.43 CFS 0.02 CFS	148.0 AFA 0.7 AFA
TOTAL DIVERSION:					0.43 CFS	148.7 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T08S R14E S12 NE SE

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
08S	14E	12	:					:					:					:	18	19					:	37.0
																							TOTAL ACRES		37.0	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Pou County: GOODING

Non-Irrigation Uses: STOCKWATER/ 50 RANGE CATTLE

Other Rights: SEE CONDITIONS

Other Water Rights with Same Point(s) of Diversion and Source:
36-07575

Other Water Rights Listing Overlapping Place(s) of use:
36-07085 36-07575 36-08280

Conditions of Approval:

- 803 - The right holder shall use the full allotment of his surface
- water right, to the extent it is available, in conjunction with
- groundwater diverted pursuant to this ~~permit~~ right
- R31 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.0 afa per acre for the
- lands above.
- T08 - Failure to comply with the conditions of this transfer is cause
- for the director to issue an order to show cause why the approval
- of the transfer should not be rescinded.
- T16 - The change approved by this transfer is subject to the terms of
- the court's final decree of this right in the ongoing Snake
- River Basin Adjudication.

Remarks: Two points of diversion are located within SESE, S12, T08S, R14E.
Use of this right is combined with water from the North Side
Canal Co. Ltd.

WR0749NP
No. T36-07575

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 08/23/93
PAGE: 2

=====

Dates:	App. Received:	Priority Date:	10/31/1975
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		
Misc:	Water District Number:	Field Exam Fee:	
Comments:	Date: 08/20/1993 User-ID: SKAGGS Subject: TRANSFER NO. 4173 Transfer No. 4173 was filed to add a point of diversion to Right No. 36-07575. The transfer was actually processed on the Snake River Basin Adjudication Claim record as recommended to the court. When approved the the transferred version will be stored under an X prefix in the Water Rights database pending the conclusion of the SRBA.		
Audit:	08/23/93 SKAGGS		

STATE OF IDAHO *Mathews, Robert L.*
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: Mel Schulte.

1. Right number 36-7575 Applicant Robert L. Mathews
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Other Add 2nd well to license
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ~~NA~~ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments No expansion - existing well produces about 1/2 of licensed dw. rate and has sand problems at times.
 - i. ~~NA~~ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
 - j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: [Signature]

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

4. By Larry O. Palmer Date 8/16/93

Department of Water Resources

☐ **Flowing Artesian**

Bottom Hole Temperature - 85 / /

☐ Mud Rotary ☒ Air Rotary ☐ Cable ☐ Other _____

FORWARD WHITE COPY TO WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PERMIT TO DRILL A WELL
NO. 36-93-S-0315-000

1. This is to certify, that

ROBERT L MATHERS
2929 S 1600 E
WENDELL ID 83355

O
Receipt No.

has applied for a permit on 8/11/1993 to drill a well and a permit is
APPROVED for construction as follows:

2. Proposed Well Location: Township 08S, Range 14E, Sec. 12, SENESE
GOODING County

3. Proposed Use of Well: Non-Domestic Irrigation

4. Well Construction Information:

- A. New Well
- B. Proposed Surface Diameter 10 In. Proposed Maximum Depth 175 Ft.
- C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)

5. Construction Start Date: 8/13/1993

6. Anticipated Well Driller:

EATON DRILLING & PUMP SERVICE INC

NOTE: The actual well driller must be identified prior to drilling.

GENERAL CONDITIONS:

1. This well shall not be drilled more than 10% deeper than the proposed total depth or enlarged without prior authorization.
2. The well must be constructed or modified in compliance with the applicable statutes; specific conditions of approval shown on the water right permit, transfer, amendment, or injection well permit; and the rules and regulations of the Department for water appropriation, injection wells, and well construction.
3. This drilling permit is valid for two (2) months from approval date for the start of drilling.
4. This permit does not constitute any other local, county, state or federal approvals which may be required for construction or operation of a well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum distance of 50 feet and 100 feet respectively from a septic tank.
5. The well shall be constructed by a driller licensed in the State of Idaho.

(Continued)

JAN 11 1994

6. Approval of this drilling permit does not authorize trespass on the land of another party.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85 F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

This permit is issued pursuant to the provisions of Section 42-235, Idaho Code, Witness the signature of the Director, or his authorized agent, this

11 day of August, 1993.


L. R. Keith Higginson, Director

EXTENSION OF DRILLING PERMIT: Approved by _____
Approval Date: _____ This extension expires: _____

RECEIVED

JAN 11 1994

Ident. No.
Water Right No.

36-93-S-0315-000
36-07575

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR DRILLING PERMIT

1. Name: ROBERT L MATHERS
Address: 2929 S 1600 E
WENDELL ID 83355

O 208-536-2552

2. Proposed Well Location: Township 08S, Range 14E, Sec. 12, SENESE
GOODING County

3. Proposed Use of Well: Non-Domestic Irrigation

4. Well Construction Information:

- A. New Well
 - B. Proposed Surface Diameter 10 In. Proposed Maximum Depth 175 Ft.
 - C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)
- (NOTE: Construction diagrams and/or other information may be requested for monitor, low temperature geothermal, municipal and artesian wells.)

5. Construction Start Date: 8/13/1993

6. Anticipated Well Driller: EATON DRILLING & PUMP SERVICE INC
NOTE: The actual well driller must be identified prior to drilling.

7. Applicant's Signature Robert L Mathers Date 8-11-93
Title Robert L Mathers Owner
(Owner, Firm Representative, Other)

Fee \$ 200.00 Receipted by MTS No. 5016092 Date 8-11-93

JAN 11 1994

AFFIDAVIT of PUBLICATION

State of Idaho }
County of Gooding } ss.

Patty Nance, being first duly sworn, deposes and says that she 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

21 day of July, 1993, and the date of the last publication was on the 28 day of July, 1993.

Patty Nance
Subscribed and sworn to before me this 28th day of July, 1993.

(SEAL) Norma Lee
NOTARY PUBLIC

#1526 - 5723
GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2x13

JAN 11 1994

Lines tabular at _____ 6¢/Pica
550 Lines straight at \$27.50 5¢/Pica
Subsequent lines at 22.00 4¢/Pica
TOTAL COST \$49.50

COPY OF NOTICE

(Paste Here)

Change Water Rights
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Sept. 12 Water Resources
BILL TO

NOTICE OF PROPOSED CHANGE OF WATER RIGHTS

Notice is hereby given that ROBERT L. MATHERS of Wendell, ID has applied to the Department of Water Resources for changes to point of diversion from a groundwater source and further classified as Transfer # 4173.

The right to be changed authorizes diversion of water from a well located in S12, T08S, R14E within Gooding County. The right is recorded in part as follows:

Number: 36-07575
Priority: 10/31/1975
Irrigation: 0.43 cfs
Stockwater: 0.02 cfs
Acres: 37

TO BE CHANGED AS FOLLOWS

This water right (36-07575) will be diverted from one (1) existing well within SW1/4NE1/4SE1/4, S12, T08S, R14E and one (1) new well to be drilled within SE1/4NE1/4SE1/4, S12, T08S, R14E and will be used for stockwater and irrigation of 37 acres within N1/2SE1/4, S12, T08S, R14E; using a total diversion rate of 0.43 cfs.

Any protest against approval of the above proposal must be filed with the DEPARTMENT OF WATER RESOURCES, 222 SHOSHONE ST. E., TWIN FALLS ID 83301 on or before August 9, 1993.

R. Keith Higginson, Director

Published in Gooding County Leader on 7/21 & 7/28/93.

PI 7-21

1

NOTICE OF PROPOSED CHANGE OF
WATER RIGHTS

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The right to be changed authorizes diversion of water from a well located in S12, T08S, R14E within Gooding County. The right is recorded in part as follows:

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TO BE CHANGED AS FOLLOWS

This water right (36-07575) will be diverted from one (1) existing well within SW1/4NE1/4SE1/4, S12, T08S, R14E and one (1) new well to be drilled within SE1/4NE1/4SE1/4, S12, T08S, R14E and will be used for stockwater and irrigation of 37 acres within N1/2SE1/4, S12, T08S, R14E; using a total diversion rate of 0.43 cfs.

Any protest against approval of the above proposal must be filed with the DEPARTMENT OF WATER RESOURCES, 222 SHOSHONE ST. E., TWIN FALLS ID 83301 on or before August 9, 1993.

R. Keith Higginson, Director

Published in Gooding County
Leader on 7/21 & 7/28/93.

JAN 11 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

13-Jul-1993

R. KEITH HIGGINSON
Director

GOODING COUNTY LEADER
200 N MAIN
GOODING ID 83330

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

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.

Very truly yours,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

RECEIVED
JAN 11 1994

NOTICE OF PROPOSED CHANGE OF WATER RIGHTS

Notice is hereby given that ROBERT L. MATHERS of Wendell, ID has applied to the Department of Water Resources for changes to point of diversion from a groundwater source and further classified as Transfer # 4173.

The right to be changed authorizes diversion of water from a well located in S12, T08S, R14E within Gooding County. The right is recorded in part as follows:

Number: 36-07575
Priority: 10/31/1975
Irrigation: 0.43 cfs
Stockwater: 0.02 cfs
Acres: 37

TO BE CHANGED AS FOLLOWS

This water right (36-07575) will be diverted from one (1) existing well within SW1/4NE1/4SE1/4, S12, T08S, R14E and one (1) new well to be drilled within SE1/4NE1/4SE1/4, S12, T08S, R14E and will be used for stockwater and irrigation of 37 acres within N1/2SE1/4, S12, T08S, R14E; using a total diversion rate of 0.43 cfs.

Any protest against approval of the above proposal must be filed with the DEPARTMENT OF WATER RESOURCES, 222 SHOSHONE ST. E., TWIN FALLS ID 83301 on or before August 9, 1993.

R. Keith Higginson, Director

Published in Gooding County Leader on 7/21 & 7/28/93.

RECORDED
JAN 11 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

12-Jul-1993

R. KEITH HIGGINSON
Director

ROBERT L MATHERS
2929 S 1600 E
WENDELL ID 83355

Re: Application for Transfer No. 4173, (36-07575)

Dear Mr. Mathers:

The Department of Water Resources acknowledges receipt of your Application for Transfer.

This office has scheduled advertising the application in the Gooding County Leader for 7/21 and 7/28/93. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

State Office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review.

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

Very truly yours,

Mel Schulte
Water Right Agent

MS:MB

RECEIVED

JAN 11 1994

ROBERT L MATHER
TRANSFER APPLICATION
36-07575

1. The transfer application proposes to add a second well to the license.
2. A field exam was conducted on June 15, 1993 in the presence of Robert Mather.
3. The proposed location of the second well as originally proposed by the applicant was within several hundred feet of a domestic well under 36-11019 in the name of Jerry L. Brown. Mr. Mather was advised on June 16, 1993 by telephone of the concern that an irrigation well in the location he proposed could have an adverse impact on the domestic well. He discussed the matter with the owner and requested on June 17, 1993 by telephone we move the proposed location of the new well to the SENESE.
4. Mr. Mather indicated that the existing well provides only about one/half of the water needed to fill the licensed diversion rate. He was advised by a local well driller to drill a second well at a site away from the existing well rather than continue to modify the old well to correct sand and other problems. Both wells would discharge to a buried mainline that services two wheel lines to irrigate about 37 acres.

JAN 11 1994

T# 4173

April 20, 1983

RE: Permit No. 36-7575

Richard Gneiting
Route #1
Wendell, ID 83355

Dear Mr. Gneiting:

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

RECEIVED



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:
Storehouse
Boise, Idaho 83720
(208) 334-4440

January 28, 1983

RE: Permit No. 36-7575

Richard Gneiting
Route #1
Wendell, ID 83355

Dear Mr. Gneiting:

A representative of this Department has made an examination of the works covered by your Permit No. 36-7575, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.43 cfs Source: groundwater

The maximum quantity diverted shall not exceed 148.7 acre feet
per year.

Point(s) of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, Twp. 8S, Rge. 14E, Gooding County

Beneficial use: Irrigation of 37 acres and stockwater use within the NE $\frac{1}{4}$ SE $\frac{1}{4}$,
Sec. 12, Twp. 8S, Rge. 14E

Priority date established: October 21, 1975

Conditions (if any): This right when combined with all other rights shall
provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre for
the lands above.

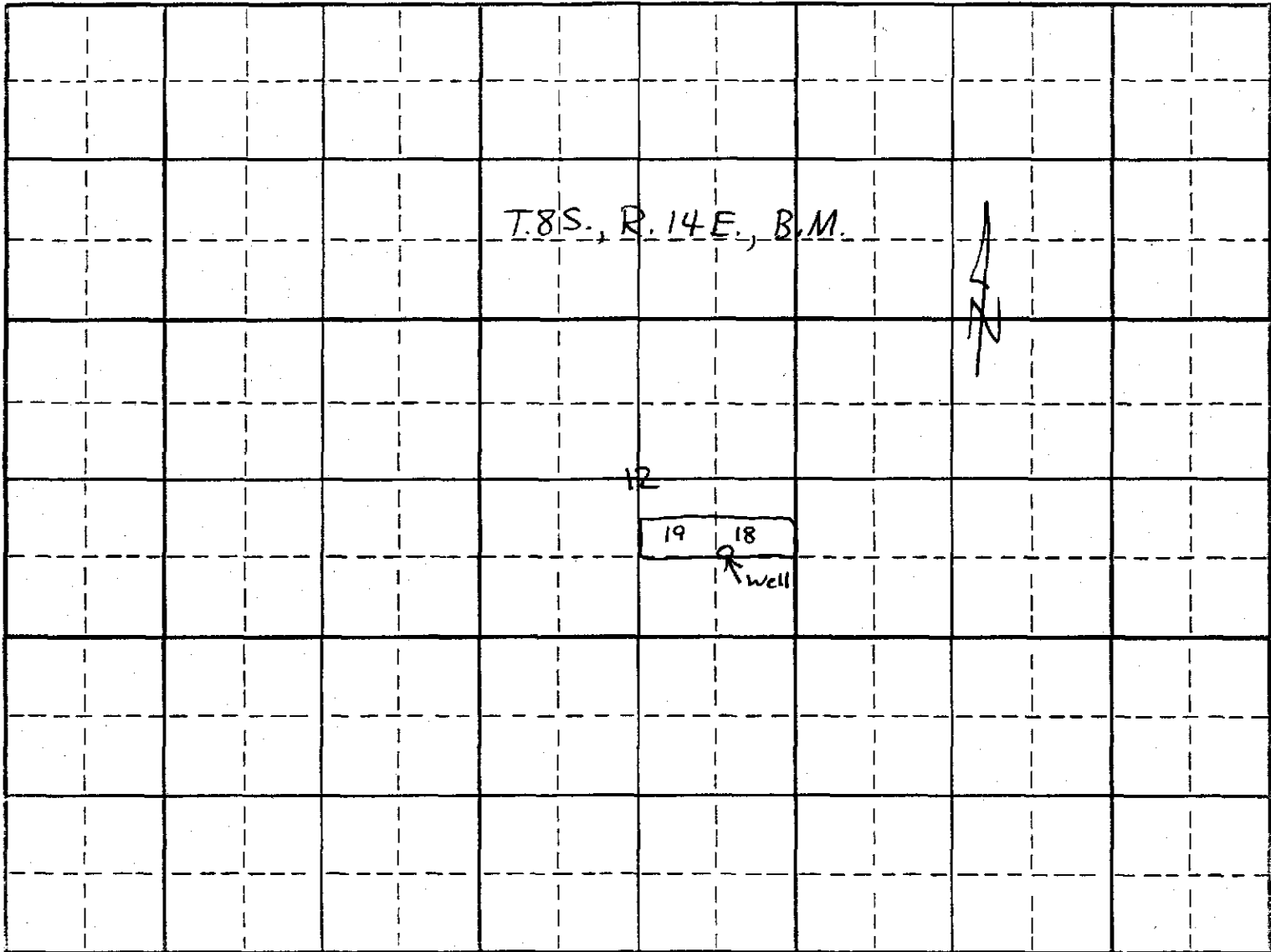
If you do not concur with these findings please contact us within 10 days, otherwise
a water license will be issued as set forth above.

Sincerely,

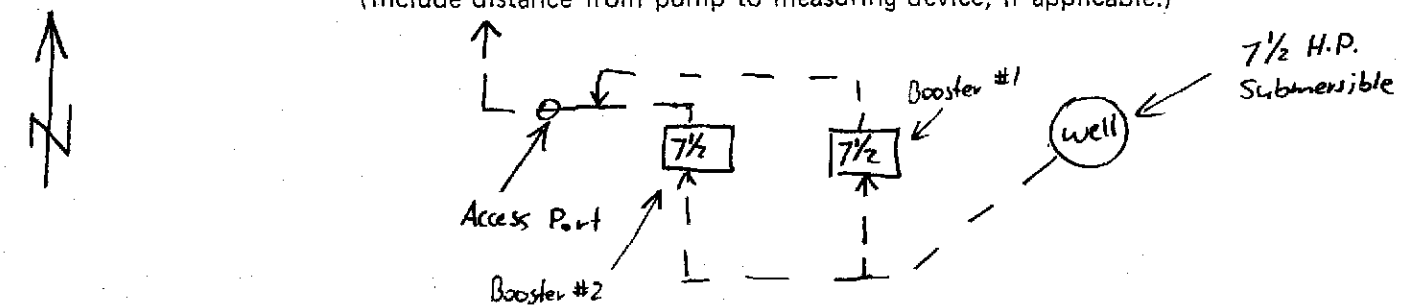
JOHNSON
Water Distribution Supervisor

JJ:kw

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM (Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: NE 1/4 SE 1/4 Sec. 12 T.8S., R. 14E., Gooding Co.

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S.	14E.	12													19X	19X			37

Recommended Amendments:

☐ Change P.D. as reflected above
☐ Add P.D. as reflected above
☐ None

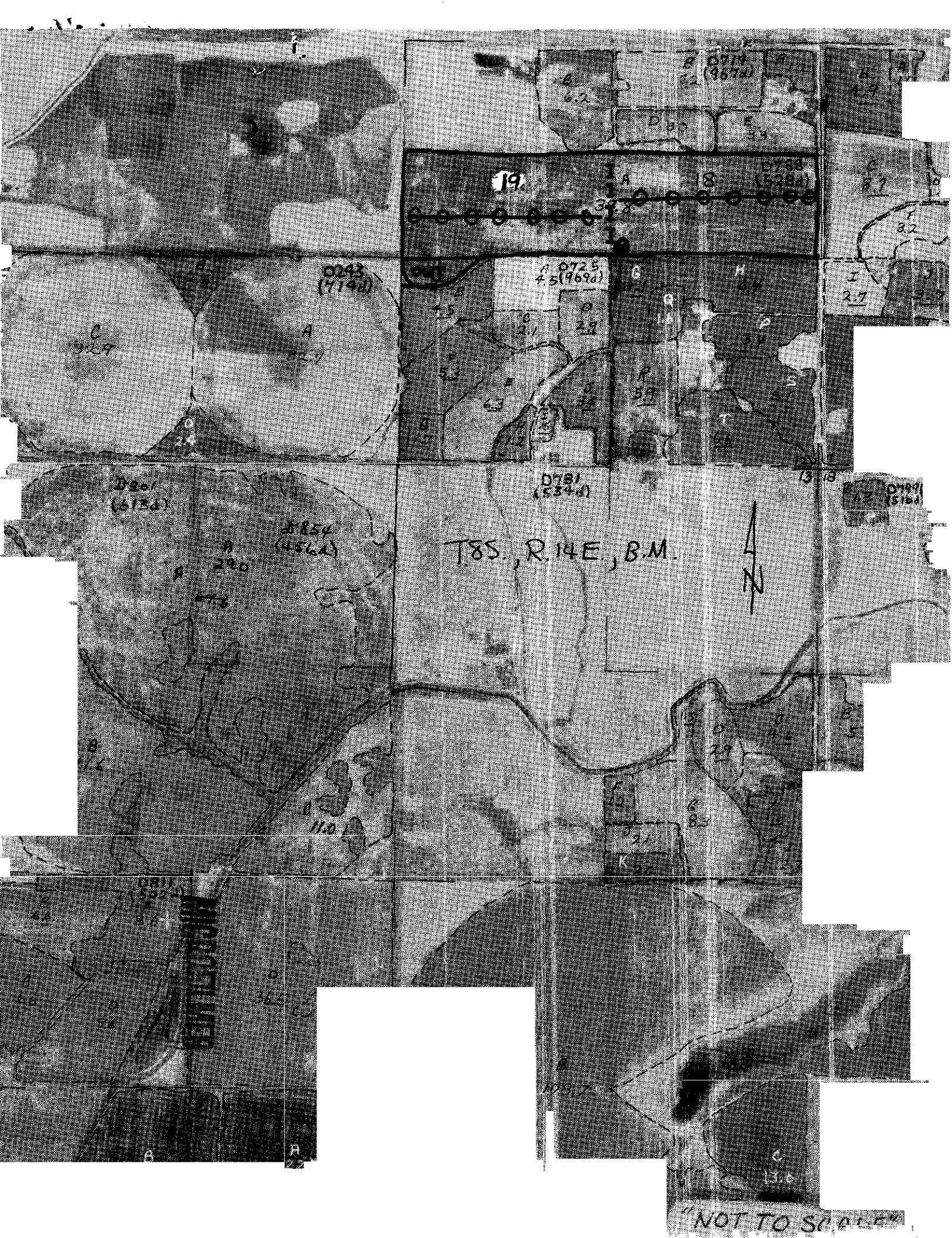
☐ Change P.U. as reflected above
☒ Add P.U. as reflected above
☒ Other

No Amendment
Necessary
Permit
Stock
Acquisition

Amendment
Rec. period of Use as
3/15 to 11/15 to conform to
allowable dates for area
8/4/82

Examiner's Signature
Checked by
Approved by

Date
Date
Date



19

18

0243
(719d)

A 0725
4.5 (969d)

0738
(528d)

D201
(613d)

0854
(456d)

0781
(534d)

T8S., R. 14E., B.M.

N

0799
(516d)

0811
(502d)

"NOT TO SCALE"

PRE-LICENSE FIELD EXAMINATION WORK SHEET

Date: 7/23/82

Permit #: 36-7575

Acreage Found 37 Acres

System Description: Diameter & Length of Main Line; 6" plastic 660' long

Type of System (handlines, wheellines, pivots, etc.); 2 - 1/4 mile wheel-lines

Diameter & Length of Auxiliary Lines;

<u>Sprinkler Heads;</u>	<u>P.S.I.</u>	<u>Nozzle Size</u>	<u>Series</u>	<u>G.P.M. /Head</u>	<u>No. of Heads</u>	<u>Total G.P.M.</u>	<u>C.F.S.</u>
46		1/8"	30	3.08	31	95	
44		1/8"	30	3.02	16	48	
48		1/8"	30	3.15	8	25	
50		1/8"	30	3.22	8	26	

194 gpm

Meas. by ADM





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

December 2, 1980

Richard Gneiting
Route #1
Wendell, Idaho 83355
Permit # 36-7575

Dear Mr. Gneiting:

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

Enclosed for your records is a copy of the permit. Be sure to note the special conditions of approval on the fourth page that identify requirements necessary for developing the permit into a licensed water right.

If you have any questions on this matter, please feel free to contact us.

Sincerely,

JIM JOHNSON

Water Distribution Supervisor

JJ:mr

Enclosure

MICROFILMED



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

October 27, 1980

Harvey Warren
Box 134
Hagerman, Idaho 83332

Re: Permit No. 36-7575

Dear Mr. Watten:

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. 36-7575

Name(s) of Permit Holder: HARVEY WARREN

Post Office Address: Box 134 Hayden, Id.

Tel. No. 837-4835

Source of Water: _____

Extent of Use:

☐ Domestic	_____	(number of households)
☒ Stockwater	_____	(number and type of stock)
☒ Irrigation	<u>70</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.

6-2-80
Date

Harvey Warren
Signature of Permit Holder

Department of Water Resources

OCT 14 1980

RECEIVED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

WARREN, HARVEY D.
P.O. BOX 134
HAGERMAN, ID 83332

108524

SEPTEMBER 30, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 36-7575 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE DECEMBER 01, 1980. (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. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

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
SR. SECRETARY

ENCLOSURE

MICROFILMED



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

May 19, 1980

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., P.E.
Supervisor, Water Allocations Section

DRT:jg

Enclosures

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

Eastern Region Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

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

Western Region Office
92 South Cole Road
Boise, Idaho 83705

MICROFILMED

December 18, 1975

Re: Permit No. 36-7575

Harvey D. Warren
Box 134
Hagerman, ID 83232

Dear Mr. Warren:

Enclosed is a copy of your approved Application for Permit No. 36-7575. 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 install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

November 4, 1975

RE: Application For Permit No. 36-7575 - Harvey D. Warren

Gooding County Leader
Box 56
Gooding, Idaho 83330

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Sincerely,

MIKE STEELE
Southern Dist. Super.

MS:cc

Bill submitted: 12-4-75 CC

Q. H. 86
11-12-13

Pub: 11-13, 20

NOTICE OF APPLICATION
FOR WATER RIGHTS

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Harvey D. Warren
Box 134, Hagerman, Idaho 83332
has on 10-31-75 submitted Application No. 36-7575
for a permit to appropriate 0.86 cubic feet per second ~~acres feet per annum~~
of water from Groundwater
by means of well, pumps & sprinkler system
within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, Twp. 8S, Rge. 14E, B.M. Gooding County

to be used from Jan. 1 - Dec. 31 (Domestic & Stockwater purposes); May 1 - October 1
for Irrigation of 40 acres

within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, Twp. 8S, 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 December 1, 1975.

R. KEITH HIGGINSON

Director

Published in the Gooding County Leader
on 11-13-75 and 11-20-75

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

No. 36-7575

Application No. HARVEY D. WARREN

- ☒ 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) GLF 10-3-75

In form to receipt

(2) GLF 11-3-75

Send Copies to:

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

(3) GLF 11-3-75

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

(4) _____

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) ADM 12-9-75

Critical groundwater area: yes _____ no ☒

(8) ADM 12-9-75

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) CC 12/4/75

Affidavit of Publication received(date) 12-9-75

(12) _____

Final date for protests 12-1-75

Protests received: yes _____ no ☒

(13) _____

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

(14) ADM 12-9-75

Action recommended:

RECEIVED

☒ Approve

DEC 12 _____ Deny

_____ Proposed Priority Department of Water Resources

_____ Reason for Reduction _____

☒ Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District Southern

By Michael Stult Date 10-12-75

Copy of app. to Bureau 11-4-75