

AFFIDAVIT of PUBLICATION

OCT 26 1995

State of Idaho }
County of Jerome } ss.

Department of Water Resources
Southern Region

Patty Nance, being first duly sworn, deposes and says that she is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, 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 18 day of Oct., 1995,

and the date of the last publication was on the 25 day of Oct., 1995.

Patty Nance
Subscribed and sworn to before me this 25th day of October, 1995

(SEAL)

Norma De Voe
NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2X

affidavit fee \$2.00

374 Lines tabular at _____ 6¢/Pica

374 Lines straight at 18.70 5¢/Pica

374 Subsequent lines at 14.96 4¢/Pica

TOTAL COST 35.66

COPY OF NOTICE

(Paste Here)

Not. of Appl. - Pieters
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Res.
BILL TO

NOTICE OF APPLICATION FOR EXTENSION OF TIME TO AVOID FORFEITURE

Notice is hereby given that MILDRED M. PIETERS, 3135 LAKERIDGE PLACE; BOISE, ID 83706 has applied to the Department of Water Resources for an extension of time to avoid forfeiture of Licensed Water Right No. 36-07431.

The extension is requested to avoid loss of the water right due to non-use while the land is being irrigated with canal shares.

Water Right No. 36-07431

Priority Date: 1/18/1974

Source: groundwater

Use: irrigation (0.54 cfs) 4/1-10/1

Point(s) of Diversion: SW1/4SW1/4, S34, T8S, R19E; Jerome County.

Place of Use: 122 acres within SW1/4, S34, T8S, R19E.

A claim has been filed in the Snake River Basin Adjudication.

Any protest against the approval of the above proposed and Described request must be filed with the the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before November 6, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in North Side News on 10/18 & 10/25/95

OK MB 10/26/95

No 6677

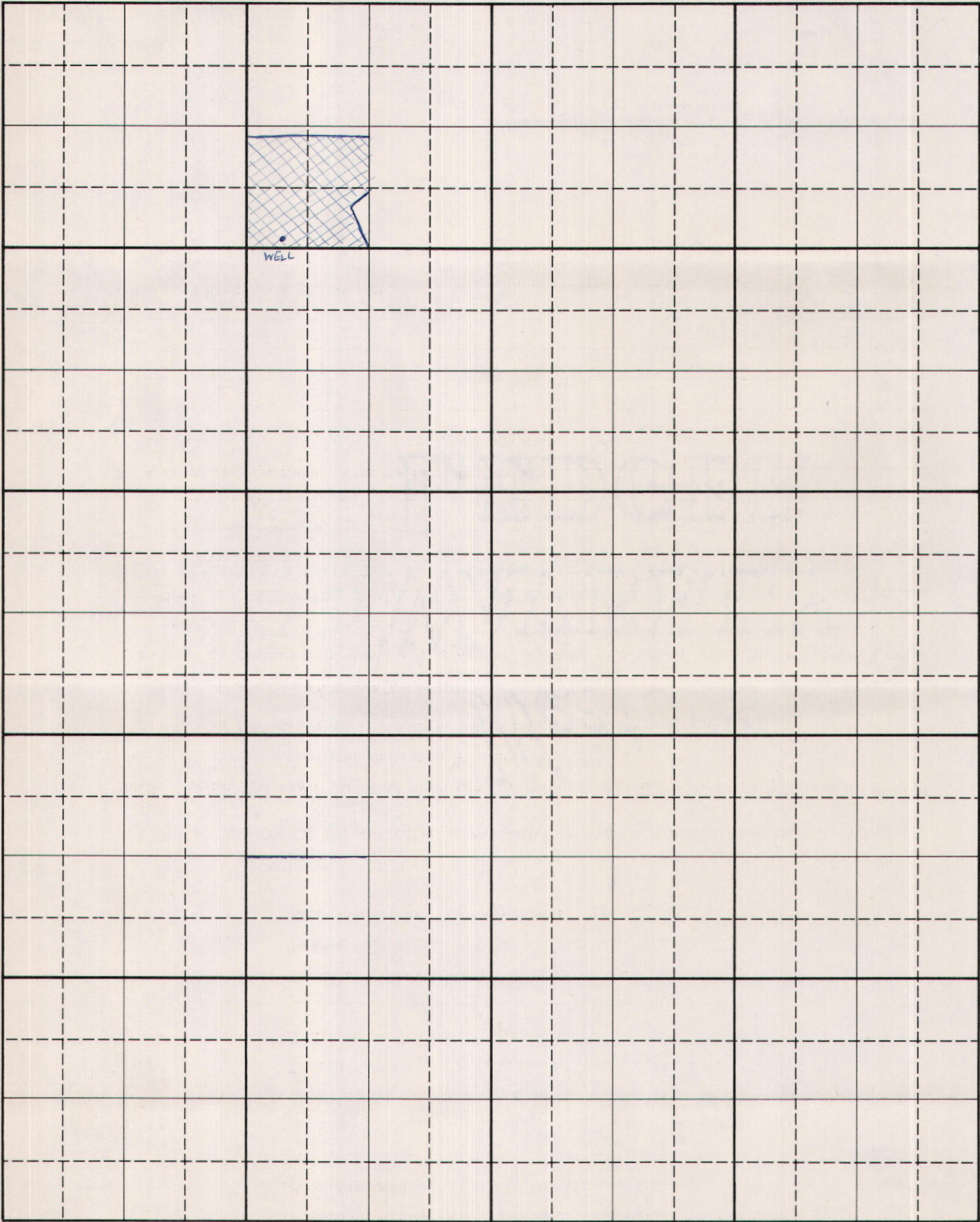
4683

MICROFILMED

OCT 06 2000

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

SEC 34 TWP 8S, R 19E B1M



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.

Emil H. Pieters
(Applicant)

FIELD NOTES

WRITTEN

SEPTEMBER 19, 1995

obviously irrigated at one time

old ditch

weeds/grass
growing in ditch

~ half dozen
small brush
1 sage rest rabbit brush

irrigated
lot

valuable
alfalfa

Power

RIVER

irrigated
lot

short
weeds

larger
brush
growth
up river
post
subdivision

some
larger
brush around
developed lots

MICROFILMED

OCT 06 2000

CERTIFICATE OF SURVEY

I, David J. Couch, R.L.S. No. 970, State of Idaho, certify that the survey represented on this page was performed by me or under my supervision in accordance with the laws of the State of Idaho on the APRIL of 1979.

ACKNOWLEDGEMENT

State of Idaho S.S.
County of Custer

On the 7th day of April, 1979, before me, Notary Public in and for the State of Idaho, appeared David J. Couch and acknowledged to me that he executed the foregoing Certificate of Survey.

In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and date above written.

David J. Couch
COUNTY RECORDER'S CERTIFICATE

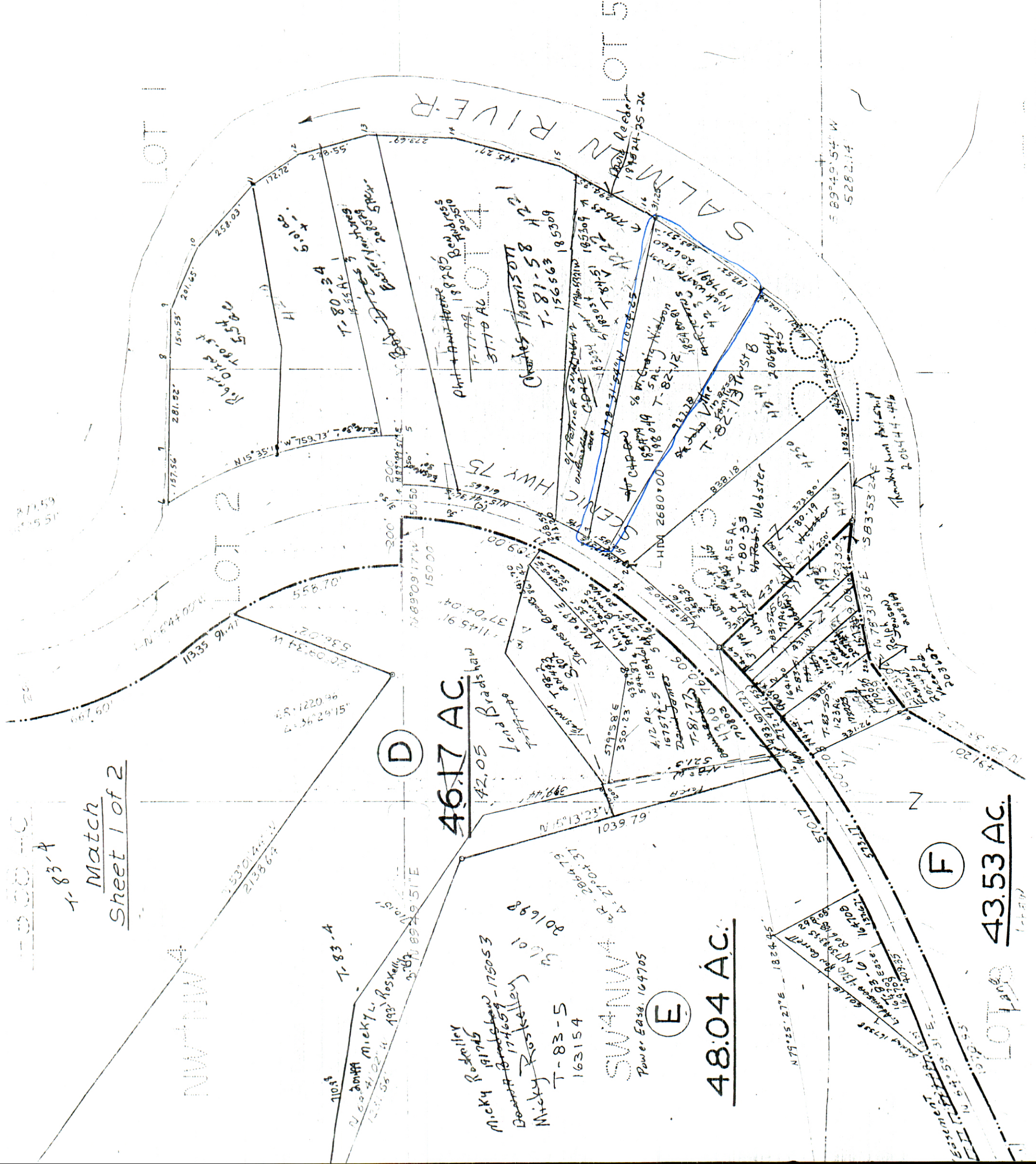
State of Idaho S.S.
County of Custer

This is to certify that the foregoing plat is in the Office of the Recorder of Custer County on this 8th day of May, 1979, at 8:11 a.m. duly recorded in the Records of Survey, Book 19824-25-26 at Page 3125.

Thomas A. Butler
Ex-Officio Recorder

LEGEND

- Government Corner
- Stone Found
- Government Corner



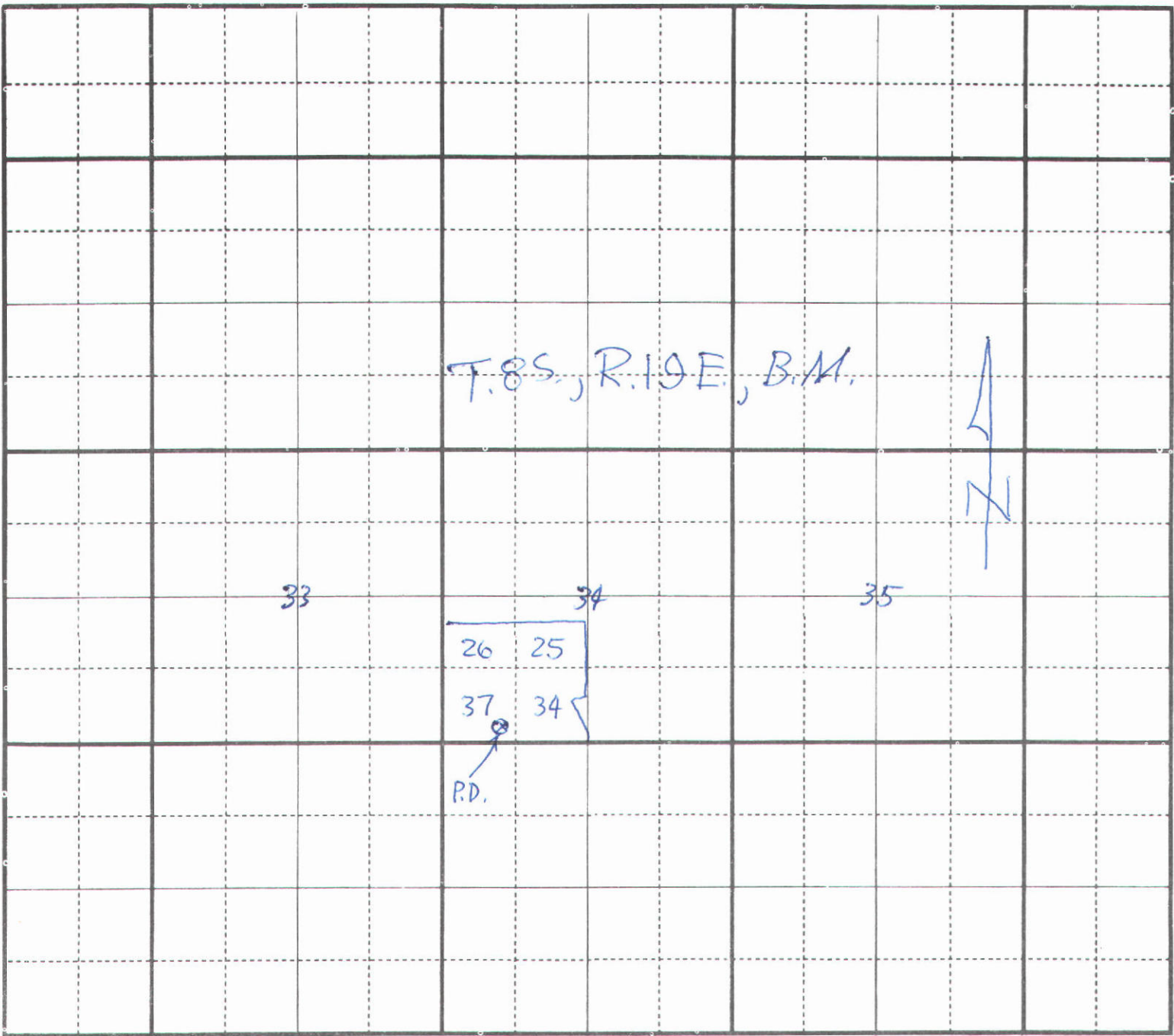


Diagram of System

(See Attached Aerial Photo)

K-12

36- 7431

T. 85., R. 19 E., B. M.

Measured
on
K-12

A

28	27
3	34

27	26
34	35

F
210

G
18.6

K
10-8

25.5

D
26-7

10.0

5
6

C
7-5

1

No. 6

3.8

26

25

line

2.0

No. 6

3.8

Port. main line

Booster Pump

37

34

well

334
13

$$\begin{array}{r|l} 34 & 35 \\ \hline 3 & 2 \end{array}$$

"NOT TO SCALE"

RECEIVED

OCT 30 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

RESUMPTION OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the water right holder(s) has/have resumed the use of water for the water right identified below. This form must be returned to the department or the water right will revert to the state of Idaho.

Water Right Number(s) 36-07431

Name of Water Right Holder(s) Allan & Virginia Pieters

Mailing Address 90 Farm Management Bldg., P.O. Box 106, Buhl ID. 83516

Telephone Number 208-543-8072 (Farm manager office)

Source of Water (Groundwater/Surface) Groundwater

Extent of Use: Domestic _____ (number of households)

Stockwater _____ (number and type of stock)

Irrigation 120 acres (number of acres irrigated)

Other/Remarks This is used in conjunction with surface water from Big Wood Canal Co.

Total rate and/or volume of use .54 cfs 196.0 acre feet

Show the date water use will be or was resumed under this water right Resumed use in April 1996

Person to contact to accompany the Department representative if a field examination is conducted:

Name John C. O'Connor (manager) Telephone No. 208-543-8072

Address P.O. Box 106, Buhl, ID 83516

The above information is my true statement of the extent to which diversion and use of the above described water right has been resumed.

Date 10-26-00 Signature John C. O'Connor (for owner)
Allan Pieters

7/94

Water Right No. 36-07431

RECEIVED

AUG 14 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Southern RegionAPPLICATION FOR EXTENSION OF TIME TO AVOID
FORFEITURE OF A WATER RIGHT

Section 42-222, Idaho Code, provides that a water right shall be lost and forfeited and the water right revert to the state upon the failure of a water user to apply the water to beneficial use for a period of five (5) years. The Director may allow an additional five (5) year period of non-use without forfeiture upon a showing of reasonable cause.

1. Name of water right holder Mildred Peters Peters
2. Mailing address 3135 Lakeridge Place, Boise, ID 83706 826-6855
3. The right was obtained or is evidenced by:
- a. Decree to _____ in Case of _____
- vs. _____, Dated _____ in _____ (Name of Court)
- Court, County of _____ Fully describe decree _____
- b. License No. 36-07431 c. Claim No. _____
- d. SRBA No. A36-07431
4. Source of water Groundwater tributary to N/A
(Name of stream or source)
5. Date of priority of right 1/18/1974
6. Description of Right:
- amount 0.54 cfs for Irrigation purposes from 4-1 to 10-31
(cfs/ac-ft)
- amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
7. Point of Diversion SW 1/4 SW 1/4 of Sec. 34 Twp. 8S Rge. 19E County Jerome

8. Lands irrigated or Place(s) of Use:

TWP	RGE	SEC	NE			NW			SW				SE				Totals
8S	19E	34							25	26	27	34					122.0

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Total Acres 122.0

OCT 26 2003

9. Give the last date when water was put to beneficial use Fall of 1992
Length of extension of time requested 5 years, or until Fall of 2000
(Date)

10. Explain fully your reasons for requesting an extension of time within which to resume the use of your water right and reasons for non-use Well supplements canal shares. Well is not needed every year. It has not been used since my husband died in 1992. I have moved to Boise and am renting out the farm. I want to be sure the water right is protected for future use.

The information contained in this application is true to the best of my knowledge.

Mildred M. Peters
(Signature of Applicant)

Subscribed and sworn to before me this 14th day of August, 19 95.

J. F. Stanton
(Notary Public)

My commission expires 10-25-2000 Residing at Twin Falls, Id

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined this application for extension of time within which to resume the use of a water right and I hereby APPROVE said application subject to the following conditions or reasons:

Resumption of water for a beneficial use shall occur on or before December 1, 2000.

Approval of this extension does not preclude the opportunity for review of the validity of the water right in the ongoing Snake River Basin Adjudication.

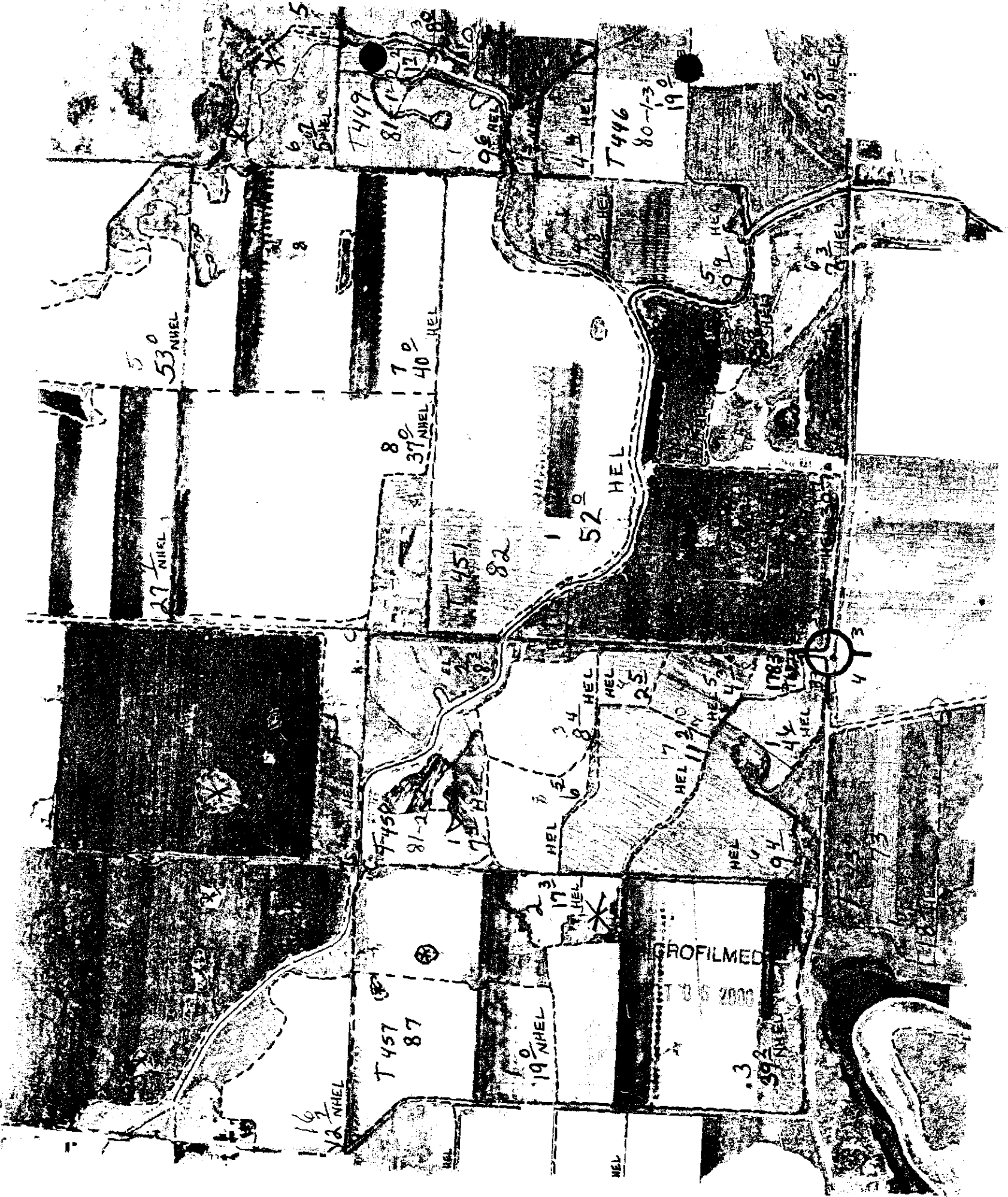
Signed this 4th day of December, 19 95.

A. Glen Saylor
Chief, Water Allocation Bureau

FOR DEPARTMENT USE ONLY

Date Received 8-14-95 \$100 FEE Receipted by JP Date 8-14-95 Receipt # 5018380
Preliminary ☒ by CS Publication prepared by MB Pub. approved by MB Date 10/26/95
Published in North Side News Dates Published 10/18 + 10/25/95
Protests filed by None
Copies of protests forwarded by _____ Hearing held by _____ Date _____
Recommended for ☒ APPROVAL / DENIAL

MICROFILMED
OCT 26 2000



PROFILMED
JUL 10 2000

AFFIDAVIT OF PUBLICATION

OCT 26 1995

State of Idaho }
County of Jerome } ss.

Department of Water Resources
Southern Region

Patty Nance being first duly sworn, deposes and says that she is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterrupted 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

14 day of Oct., 1995

and the date of the last publication was on the 25 day of

Oct., 1995

Patty Nance

Subscribed and sworn to before me this 25th day of

October, 1995

(SEAL)

Norma De Vore
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 28

Applicant Fee \$2.00

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Not. of Appl. - Pieters
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DEFENDANT

PLAINTIFF

Dept. Water Res.
BILL TO

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The extension is requested to avoid loss of the water right due to non-use while the land is being irrigated with canal shares.

Water Right No. 36-07431

Priority Date: 1/18/1974

Source: groundwater

Use: irrigation (0.54 cfs) 4/1-10/1

Point(s) of Diversion: SW1/4SW1/4, S34, T8S, R19E; Jerome County.

Place of Use: 122 acres within SW1/4, S34, T8S, R19E.

A claim has been filed in the Snake River Basin Adjudication.

Any protest against the approval of the above proposed and Described request must be filed with the the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before November 6, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in North Side News on 10/18 & 10/25/95

No 6677

4683

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7431 Priority January 18, 1974 Amount .54 cfs

THIS IS TO CERTIFY, that EMIL PIETERS
of Jerome, Idaho, has complied with the terms and conditions of Permit
No. 36-7431 issued pursuant to Application for Permit dated January 18, 1974,
and has submitted proof to the Department of Water Resources on August 9, 1978,
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 .54 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>April 1</u> to <u>October 1</u>	at <u>.54</u> cfs and	<u>196</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 .54 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
196 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34 Twp. 8S,
Rge. 19E, B.M. in the County of Jerome

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	19E	34									25	26	37	34					122

Total number of acres irrigated 122

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.

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17 day of

March, 19 81.

Director

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

RECEIVED

APPLICATION FOR EXTENSION OF TIME

DEC 30 1974

State of Idaho)
County of Twin Falls)

Department of Water Resources
Southern District Office

Permit No. 36-7431

Emil Pieters of 127 Tenth Avenue East, Twin Falls, ID
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to Appropriate the Public Waters of the State of Idaho No. 36-7431.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before April 1, 19 75.

That he has heretofore performed the following work described under said permit:

Completed work on the well, installed some main line and has received
other main line, sprinkler pipe and a motor costing \$8200.00

Costing \$

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: it appears that it is going to be difficult to get
Idaho Power to hook up the motors by that time and there is going to be
some additional work to complete some sumps necessary to the irrigation
system.

Wherefore, he asks that the Department of Water Administration extend the time for the completion of obligations under said permit to May 1, 19 76.

Emil H. Pieters
(signature) *

Subscribed and sworn before me this 9 day of December, 19 74.

seal

Diana Glan
(notary public)

My commission expires 1-10-76

ACTION OF THE DEPARTMENT OF WATER ADMINISTRATION

Operations Division

I, A. KENNETH DUNN, Admin., ~~Director~~ of the Idaho Department of Water Administration, State of Idaho, hereby approve the above application for extension of time for Permit No. 36-7431 to April 1, 1979.

Witness my hand this 23rd day of December, 19 74.

A. Kenneth Dunn
Administrator, ~~Director~~ Operations Division

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available through the Department of Water Administration, Statehouse - Annex 2, Boise, Idaho, 83707.

MICROFILMED

Identification No. _____

Application No. 36-7431

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant EMIL PIETERS
post office address 127 10th Avenue East, Twin Falls, Idaho 83301
2. Source of water supply deep well which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 34 Township 8 South
Range 19 E. B.M. Jerome County; additional points of diversion if any: _____
None
- 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 1 for irriga-^{tion} purpose from 4-1 to 10-1 (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. 1 cubic feet per second and/or
b. -- acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. deep well with turbine type
pump and motor, together with main line and sprinklers and
gated pipe
- 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 8 inches; proposed depth of well is 500 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ 6,000.00.
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 $\frac{1}{4}$	
8 S.	19EBM	34									32	32	40	38					142

Total number of acres to be irrigated 142

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

80 shares of Big Wood Canal Company

9. a. Who owns the property at the point of diversion Emil Pieters

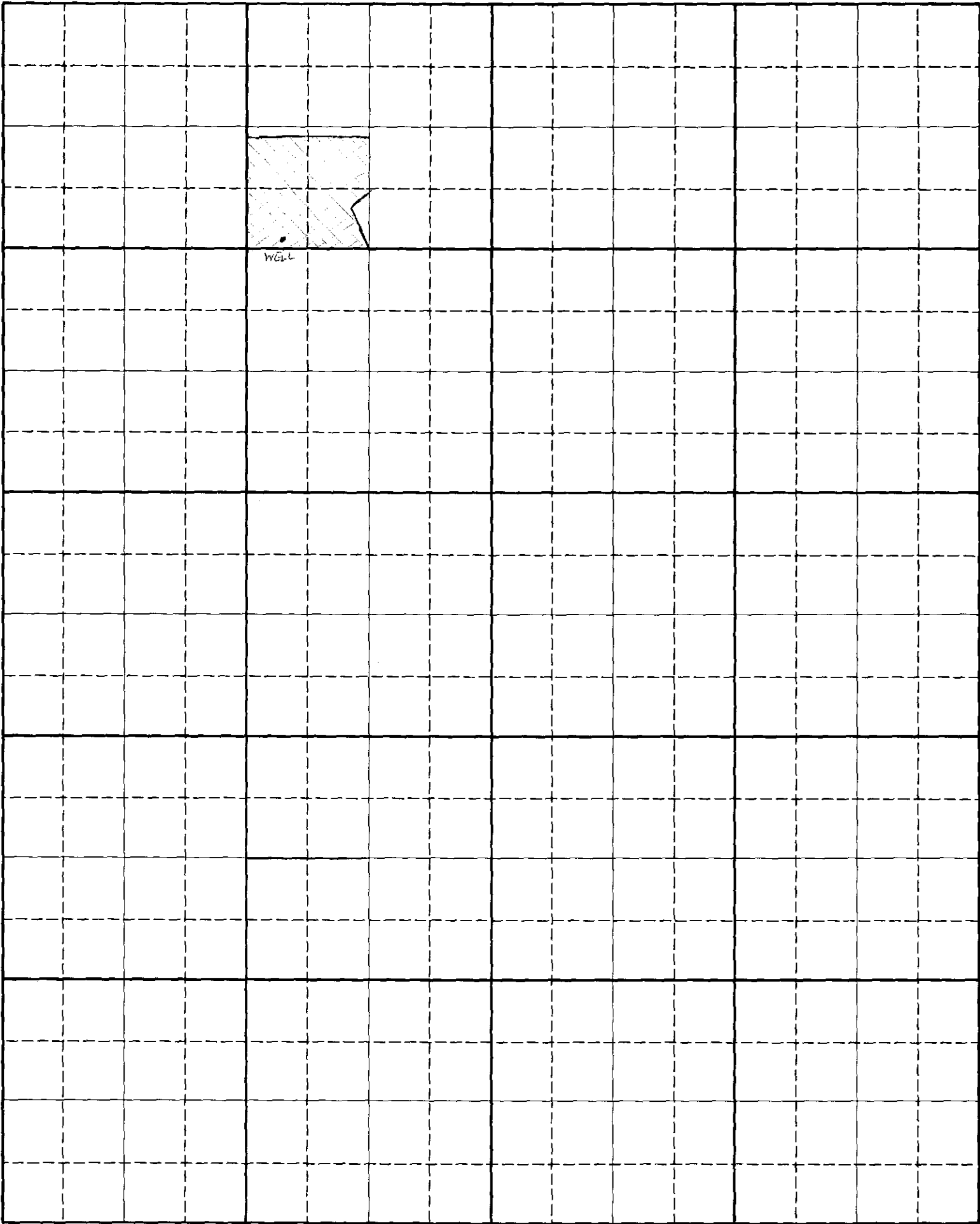
b. Who owns the land to be irrigated or place of use Emil Pieters

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.

Sec 34 Twp 8S, R 19E B14



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.

Emil H. Pieters
(Applicant)

Proposed Priority 1-18-1974Received by LT Date 1-18-74 Time 3:00 a.m.Preliminary check by RWN Fee \$ 25.00Received by LT Date 1-18-74 (Rec. 11771)RWN Publication prepared by LT Date 1-18-74Published in North Side NewsPublication dates 1-31 & 2-7-74Publication approved LT Date 1-23-74

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by W B F

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. 36-7431, 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 April 1, 19 75.
- c. Other: A measuring device of a type approved by this department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 5 day of March, 19 74.

R. Karl
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

- (1) Application No. 36-7431 Emil Peters
- (2) RAH 1-18-74
- ☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee
- (3) RAH 1-18-74
- In form to receipt
- Send Copies to:
☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management
- (4) ☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant
- (5) RAH 1-18-74
- In form for advertising
- (6) Located within Water District No. _____
- (7) Critical groundwater area: yes _____ no ☒
- (8) Groundwater levels:
☐ Decline (comment) _____
☒ Stable (comment) _____
☐ Increasing (comment) _____
- (9) Comments: _____
- (10) Affidavit of Publication received (date) ~~2-18-74~~ 2-14-74
- (11) RAH _____
- Final date for protests 2-18-74
Protests received: yes _____ no ☒
- (12) Date and Place of hearing _____
Decision reached at hearing _____
- (13) All requested information received from agencies or applicant
yes ☒ no _____
- (14) Action recommended:
☒ Approve Priority 1-18-74
☐ Deny Reason for Reduction _____
☒ Measuring device required
☐ See attached sheet for additional conditions of approval
☐ No additional conditions for approval
- (15) District Southern By Bob Hayes Date 2-28-74

AFFIDAVIT PUBLICATION

State of Idaho, }
County of Jerome } SS.

[Signature], being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, 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 two consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 31st day of January, 19 74, and the date of the last publication was on the 7th day of February, 19 74.

Subscribed and sworn to before me this 13th day of February, 19 74.
(SEAL)

[Signature]
DARLA BROTT

NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Lines in Notice	<u>40</u>
Number of Insertions	<u>2</u>
Lines tabular at	315c
<u>40</u> Lines straight at	21c <u>8.40</u>
<u>40</u> Subsequent lines at	15c <u>6.00</u>
TOTAL COST	<u>14.40</u>

COPY OF NOTICE

(Paste Here)

Water Permit
TITLE OF NOTICE 36-7431

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept Water
BILL TO

RECEIVED

FEB 14 1974

Department of Water Administration
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

Nº 2325

36 7431

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Emil Pieters, 127 10th Avenue East, Twin Falls, Idaho, has on 1-18-74 submitted Application No. 36-7431 for a permit to appropriate 1 cubic foot per second of water from deep well by means of turbine type pump and motor, together with main line and sprinklers, gated pipe within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T. 8S., R. 19E., B.M., Jerome County to be used from Apr. 1 to October 1, for irrigation of 142 acres within SW $\frac{1}{4}$, Sec. 34, T. 8S., R. 19E., 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 Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before February 18, 1974.

R. KEITH HIGGINSON
Director

1-31-2tc-n

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

MILDRED PIETERS
3135 LAKERIDGE PLACE
BOISE ID 83706

4a. Article Number

70993220000526883991

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☒ Certified |
| ☐ Express Mail | ☐ Insured |
| ☐ Return Receipt for Merchandise | ☐ COD |

7. Date of Delivery

1 10/2/07

5. Received By: (Print Name)

36-07431 (Resumption)

8. Addressee's Address (Only if requested and fee is paid)**6. Signature: (Addressee or Agent)**

X *[Signature]*

UNITED STATES POSTAL SERVICE

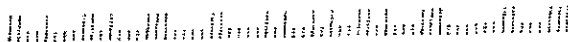
RECEIVED

OCT 12 2000

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

DEBORAH GIBSON
DEPARTMENT OF WATER RESOURCES
1110 N. ORCHARD ST.
BOISE, ID 83706-2237





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 29, 2000

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

EMIL PIETERS
RT 4 BOX 303A
JEROME ID 83338

Re: Water Right No. 36-07431

Dear Applicant:

NOTICE TO RESUME WATER USE

On December 4, 1995, the department approved your Application for Extension of Time to Avoid Forfeiture of a Water Right as submitted to the department. One condition of approval was that diversion and use of water must resume on or before December 1, 2000. Failure to resume use of the water and to notify the department of the resumed use will be cause for the water to revert back to the state and again be subject to appropriation.

Therefore, I am enclosing a form to notify the department of the resumption of use of the water right. Please complete the form and return it to my attention at the above address.

If you have questions, please feel free to contact me at (208)327-7953.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: Region

Mildred M. Pieters

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

RESUMPTION OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the water right holder(s) has/have resumed the use of water for the water right identified below. This form **must** be returned to the department or the water right will revert to the state of Idaho.

Water Right Number(s) _____

Name of Water Right Holder(s) _____

Mailing Address _____

Telephone Number _____

Source of Water (Groundwater/Surface) _____

Extent of Use: Domestic _____ (number of households)

 Stockwater _____ (number and type of stock)

 Irrigation _____ (number of acres irrigated)

 Other/Remarks _____

Total rate and/or volume of use _____ cfs _____ acre feet

Show the date water use will be or was resumed under this water right _____

Person to contact to accompany the Department representative if a field examination is conducted:

Name _____ Telephone No. _____

Address _____

The above information is my true statement of the extent to which diversion and use of the above described water right has been resumed.

Date _____ Signature _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

CERTIFIED MAIL



7099 3220 0006 2688 3984

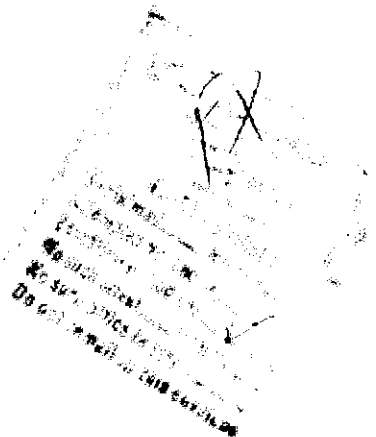
EMIL PIETERS
RT 4 BOX 303A
JEROME ID 83338

RECEIVED

OCT 5 - 2000

Department of Water Resources

36-07431



83338-9804

PLACE STICKER AT TOP OF ENVELOPE
ON THE RIGHT OF RETURN ADDRESS

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

EMIL PIETERS
RT 4 BOX 303A
JEROME ID 83338

4a. Article Number

70993220000626883984

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☒ Certified |
| ☐ Express Mail | ☐ Insured |
| ☐ Return Receipt for Merchandise | ☐ COD |

7. Date of Delivery

36-07431 (Resumption)

5. Received By: (Print Name)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)

X

Thank you for using Return Receipt Service.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

October 3, 2000

ALLAN PIETERS
1701-385 OCHICHO MIDORI-KU
CHIBA-SHI, CHIBA-KEN 267
JAPAN

Re: Water Right No. 36-07431

NOTICE TO RESUME WATER USE

Dear Mr. Pieters:

On September 29, 2000, I mailed a Notice to Resume Water Use to Mildred Pieters regarding the above-referenced water right. I am enclosing a copy of that letter for your information. According to Lorraine Pieters, you are the current owner of this water right.

On August 14, 1995, Mildred Pieters filed an Application for Extension of Time to Avoid Forfeiture of a Water Right with the department. On December 4, 1995, the department approved her application as submitted to the department. One condition of approval was that diversion and use of water must resume on or before December 1, 2000. Failure to resume use of the water and to notify the department of the resumed use will be cause for the water to revert back to the state and again be subject to appropriation.

Therefore, I am enclosing a Resumption of Beneficial Use form to notify the department of the resumption of use of the water right. Please complete the form and return it to my attention at the above address.

Also enclosed is a Notice of Change in Water Right Ownership for use updating our database to show you as the current owner of this water right.

If you have questions, please feel free to contact me at (208)327-7953.

Sincerely,

A handwritten signature in cursive script that reads "Deborah J. Gibson".

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: Region
Farm Management, Inc. (w/Resumption form)

FROM Debbie Gibson

DATE Oct. 3, 2000

TO File No. 36-07431

SUBJECT

Notice of Resumption of Use -

Lorraine "Rainey" Pieters (336-6855 h.) called me today to tell me she received her mother's (Mildred Pieters) letter from us & wanted us to know the property was sold to her brother Allan Pieters and that he would be letter to notify. His address is : 1701-385 Ochicho Midori-Ku, Chiba-Shi, Chiba-Ken 267, Japan. His farm manager is John O'Connor, (P.O. Box 126, Buhl, ID 83316) (543-8022). (Farm Management, Inc.), (per AS of 10/5/00)

MICROFILMED

D. Gibson

SIGNATURE

OCT 05 2000

CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance)

Article Sent To:

Mildred M. Peters

Postage

\$

Certified Fee

Return Receipt Fee
(Endorsement Required)

Restricted Delivery Fee
(Endorsement Required)

Total Postage & Fees

\$

MICROFILMED

11/29/00
OCT 06 2000

Postmark
Here

Name (Please Print Clearly) (To be completed by mailer)

3135 Leverage Place

Street, Apt. No., or PO Box No.

Boss, IL 83706

City, State, ZIP+4

7099 3220 0006 2688 3991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 29, 2000

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

MILDRED M PIETERS
3135 LAKERIDGE PLACE
BOISE ID 83706

Re: Water Right No. 36-07431

Dear Applicant:

NOTICE TO RESUME WATER USE

On December 4, 1995, the department approved your Application for Extension of Time to Avoid Forfeiture of a Water Right as submitted to the department. One condition of approval was that diversion and use of water must resume on or before December 1, 2000. Failure to resume use of the water and to notify the department of the resumed use will be cause for the water to revert back to the state and again be subject to appropriation.

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Sincerely,

A handwritten signature in cursive script that reads 'Deborah J. Gibson'.

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.
c: Region

MICROFILMED
OCT 3 6 2000

CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance)

Article Sent To:

Emil Pieters

Postage

\$

Certified Fee

Return Receipt Fee
(Endorsement Required)

Restricted Delivery Fee
(Endorsement Required)

Total Postage & Fees

\$

9/29/00

Postmark
Here
MICROFILMED
OCT 06 2000

Name (Please Print Clearly) (To be completed by mailer)

Rt 4, Box 303A
Street, Apt. No.; or PO Box No.

City, State, ZIP+4

Jerome, Id. 83338



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 29, 2000

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Sincerely,

A handwritten signature in cursive script that reads "Deborah J. Gibson".

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: Region

Mildred M. Pieters



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

December 4, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Mildred M. Pieters
3135 Lakeridge Pl.
Boise, ID 83706

RE: Water Right No. 36-07431
Claim No. A36-07431

Dear Ms. Pieters:

Enclosed is a copy of the approved Application for Extension of Time to Avoid Forfeiture of a Water Right for the above referenced water right. Please note that resumption of use of the water for a beneficial use must occur on or before December 1, 2000.

Please notify the Department as soon as you resume use. If you have not notified the Department, 60 days prior to December 1, 2000, the Department will notify you by certified mail of the need to do so.

If you have any questions, or if I can be of any assistance, please feel free to contact me at (208)327-7953.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Region, SRBA Bureau, John O'Conner

MICROFILMED
OCT 10 1995

ACTION REQUIRED

FROM: Jim Stanton

TO: File 10-16-95

Today I was contacted by John O'Conner, Farm Management Inc., 120 9th Ave. N, Buhl, ID, 83316. He requested that we send him a copy of Mildred Pieters extension of time to avoid forfeiture once it is approved. He is assisting Mrs. Pieters, as she is out of state for the winter. Send her a copy also. Thanks.

MICROFILMED

1995 10 16 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

October 11, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

MAGIC VALLEY PUBLISHING CO
ATTN **North Side News**
PO BOX 468
JEROME ID 83338

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in 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
Sr. Secretary

Enclosure

MICROFILMED

OCT 13 1995

NOTICE OF APPLICATION FOR EXTENSION OF TIME TO AVOID FORFEITURE

Notice is hereby given that MILDRED M. PIETERS, 3135 LAKERIDGE PLACE; BOISE, ID 83706 has applied to the Department of Water Resources for an extension of time to avoid forfeiture of Licensed Water Right No. 36-07431.

The extension is requested to avoid loss of the water right due to non-use while the land is being irrigated with canal shares.

Water Right No. 36-07431

Priority Date: 1/18/1974

Source: groundwater

Use: irrigation (0.54 cfs) 4/1-10/1

Point(s) of Diversion: SW1/4SW1/4, S34, T8S, R19E; Jerome County.

Place of Use: 122 acres within SW1/4, S34, T8S, R19E.

A claim has been filed in the Snake River Basin Adjudication.

Any protest against the approval of the above proposed and Described request must be filed with the the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before November 6, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in North Side News on 10/18 & 10/25/95

MICROFILMED

2017 06 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033

Fax (208) 736-3037

October 11, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

MILDRED M PIETERS
3135 LAKERIDGE PLACE
BOISE ID 83706

Re: Application for Extension of Time To Avoid Forfeiture, No. 36-07431

Dear Mrs. Pieters:

The Department of Water Resources acknowledges receipt of your application for extension of time to avoid forfeiture as referenced above.

This office has scheduled advertising the application in the North Side News for 10/18 & 10/25/95.

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.

If the application is not protested, it will be forwarded to our State Office in about five weeks. 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. A typical processing time for an unprotested application is about eight weeks.

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

Sincerely yours,

Corey Skinner, E.I.T.
Safety of Dams Engineer

cs:mb

FIELD NOTES

WRITTEN

SEPTEMBER 19, 1995

obviously irrigated at one time

old ditch

~ half dozen
small brush
1 sage rest rabbit brush

irrigated
lot

irrigated
alfalfa

• Pin

RIVER

short
weeds

irrigated
lot

larger
brush
growth
upriver
of
subirrigation

some
larger
brush around
developing lots

MICROFILMED

SEP 26 1995

72-02069H

Fill in on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

MILDRED PIETERS
3135 LAKERIDGE PLACE
BOISE ID 83706

4a. Article Number

70993220000626883991

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☒ Certified |
| ☐ Express Mail | ☐ Insured |
| ☐ Return Receipt for Merchandise | ☐ COD |

7. Date of Delivery

7 10/2/07

5. Received By: (Print Name)

36-07431 (Resumption)

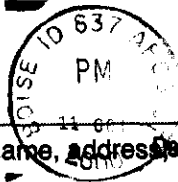
8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)

Mildred Pieters

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



RECEIVED

OCT 11 2000

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and phone number on the back of the envelope. •

DEBORAH GIBSON
DEPARTMENT OF WATER RESOURCES
1301 N. ORCHARD ST.
BOISE, ID 83706-2237



DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST. EAST
TWIN FALLS, ID 83301-6105

CERTIFICATE OF SURVEY

I, David J. Couch, R.L.S. No. 970, State of Idaho, certify that the survey represented on this page was performed by me or under my supervision and in accordance with the laws of the State of Idaho.

APRIL 1979

ACKNOWLEDGEMENT

State of Idaho ss.
County of Custer ss.
On this 17th day of July, 1979, before me, Notary Public in and for the State of Idaho, appeared David J. Couch and acknowledged to me that he executed the foregoing Certificate of Survey.

In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and date above written.

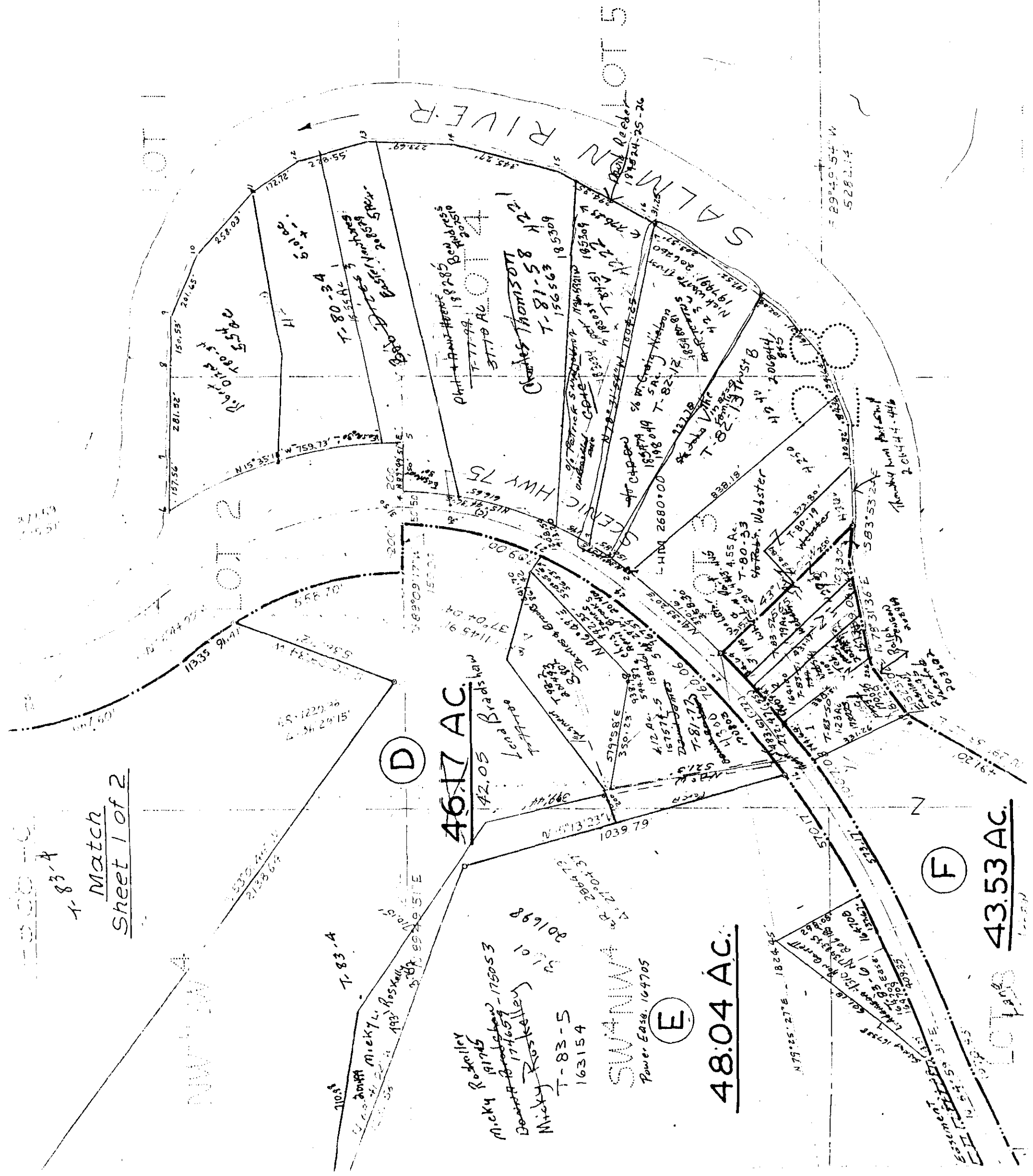
David J. Couch
COUNTY RECORDER'S CERTIFICATE

State of Idaho ss.
County of Custer ss.
This is to certify that the foregoing plat is in the Office of the Recorder of Custer County, on this 8th day of May, 1979, at 8:00 a.m. duly recorded in the Records of Survey, Book _____ at Page _____

Thomas A. Butler
Ex-Officio Recorder

LEGEND

- Government Corner
- Stone Found
- Government Corner



VALUATION SUMMARY SHEET

PAGE 1
DATE: 6/20/95

TIME: 13:48:15

PARCEL NUMBER: RP 13N19E284230 A PROPERTY ADDRESS:

EFFECTIVE DATE: 01/31/1986

EXPIRATION DATE: 00/00/0000

TAX CODE AREA: 02400

NAME: WAITE FAMILY TRUST
% WAITE, NICK G
& WAITE, CELIA M TRUSTEESLEGAL: TRACT 82-12
SEC 28 T13N R19E

ADDRESS: 4184 SUNSET STREET

COMMENTS:

ORANGE

CA 92665

OLD PARCEL #:

MICROFILMED
OCT 6 5 2009

CAI	SHI	RY	QUANTITY	UN	MARKET VALUE	HQ VALUE	HQ EXEMPT	CB VALUE	HARDSHIP
12		1995	5.000	AC	36,000				

TOTALS:	5.000	36,000
---------	-------	--------

DEED REFERENCES:
DATE: 04/22/1994
206260
137991

RELATED PARCELS:

SUB-SYSTEMS:

LD

SL

ZONING:
PHOTO NUMBER:
MAP NUMBER:

TAX SPECIALS:

SW UNITS:
SW TYPES:
PARCEL TYPE: RL
LOCATION CODE: 0313

72-020694

MEMORANDUM

TO: Pieters, Mildrid M. Extension of Time to Avoid Forfeiture File
FROM: Corey Skinner *CS*
DATE: August 17, 1995
SUBJECT: Field Inspection

Today, I conducted a field investigation of the area involved with water right 36-07431. Mildrid Pieters has filed an application for extension of time to avoid forfeiture on this particular water right. The point of diversion consists of a well located as indicated on the application. A power line runs out to the well, but it appears that no power has been supplied for some time. There is no pump at the well and the area is overgrown with weeds. It is obvious that the well has not been used for at least a couple of years. The area around the well, the place of use on the application, consists of irrigated cropland. The water for irrigation comes from canal water that appears to be supplied by Lateral 21 that runs through the area that makes up the place of use for water right 36-07431. It appears that the well was probably intended for supplemental use, and that the information that was stated on the application matches what was observed in the field.

MICROFILMED

SEP 8 1995

WATER RIGHT NUMBER 36-7431

OWNER LAST NAME - PIETERS
ADDRESS LINE 1 - RT. 4 BOX 303A
ADDRESS LINE 3 -FIRST NAME - EMIL
ADDRESS LINE 2 -
CITY - JEROME

ORIG OWNER -

STATE - ID ZIP CODE - 83338

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 01-18-1974 COUNTY - JEROME

TOTAL DIV. RATE - .5400 -CFS

TOTAL DIV. VOLUME - 196.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWSW 34 08S 19E LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 04-01 TO - 10-01 USE - IRRIGATION

USE DIV. RATE - .5400 CFS USE DIV. VOLUME - 196.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 08S RNG 19E SEC 34 TRACT NESW LOT AC 25 TRACT NWSW LOT AC 26

TRACT SWSW LOT AC 37 TRACT SESW LOT AC 34

DATE - TOTAL ACRES 122

DECREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE - BIGWOOD CANAL CO.

PROOF DUE - 04-01-1979 PERMIT/DENIED - 03-05-1974 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL - R31

DIVERSION MEANS - WELL, PUMP, MAINLINE & SPRINKLERS.

IDENT. NO. 36-7431

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Old No.

New No. _____

1. Original Owner: Emil Pitter

Present Owner: _____

3. City: Jwin Falls State: 10 Zip: 83301

4. A. Source of Water: groundwater

B. Tributary of:

5. A. Stage (A,P,L,D,S,J): ρ

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 1-18-74

D. County: 53

E. Total Diversion Rate: 1.0

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

6. A. Point of Diversion

<u>Tract</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Gov't Lot</u>	<u>Rediv.</u>
SWSW	34	85	19L		

7. Period of Use, Use, Diversion Rate/Volume:

from 4-1 to 10-1 for 2 purposes. Amount 1.0 cfs
(cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from to for purposes. Amount

8. Use Code: *A*

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use: Big Wood Canal Co.

13. A. Proof Due Date: 4-1-79

B. Date Permit Approved or Denied: 3-5-74

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank): P

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: 01

14. Diversion Means (brief narrative):

well, pump, mainline & sprinklers

2b
4-26-79



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

March 20, 1981

Emil Pieters

Rt. 4, Box 303 A

Jerome, Idaho 83338

Dear Mr. Pieters,

RE: License No. 36-7431

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

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

Sincerely,

JIM JOHNSON

Water Distribution Supervisor

JJ:mr

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

February 19, 1981

Emil Pieters
Rt. 4, Box 303 A
Jerome, Idaho 83338

Dear Mr. Pieters,

A representative of this Department has made an examination of the works covered by your Permit No. 36-7431, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: .54 cfs Source: groundwater

The maximum quantity diverted shall not exceed ~~230.3~~ ^{196.0 changed on original letter} acre feet per year.

Point(s) of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, Twp. 8S, Rge. 19E, B.M.

Beneficial use: Irrigation of 122 acres within the SW $\frac{1}{4}$, Sec. 34, Twp. 8S, Rge. 19E.

Priority date established: January 18, 1974

Conditions (if any): 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.

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

RECEIVED
FEB 23 1981

1. Name of permit

Department Person to contact
Southern Bell Telephone Co.

3. Water will be used for the following purposes:

Other uses: _____

TOTAL ACREAGE 172

Measured

K-12

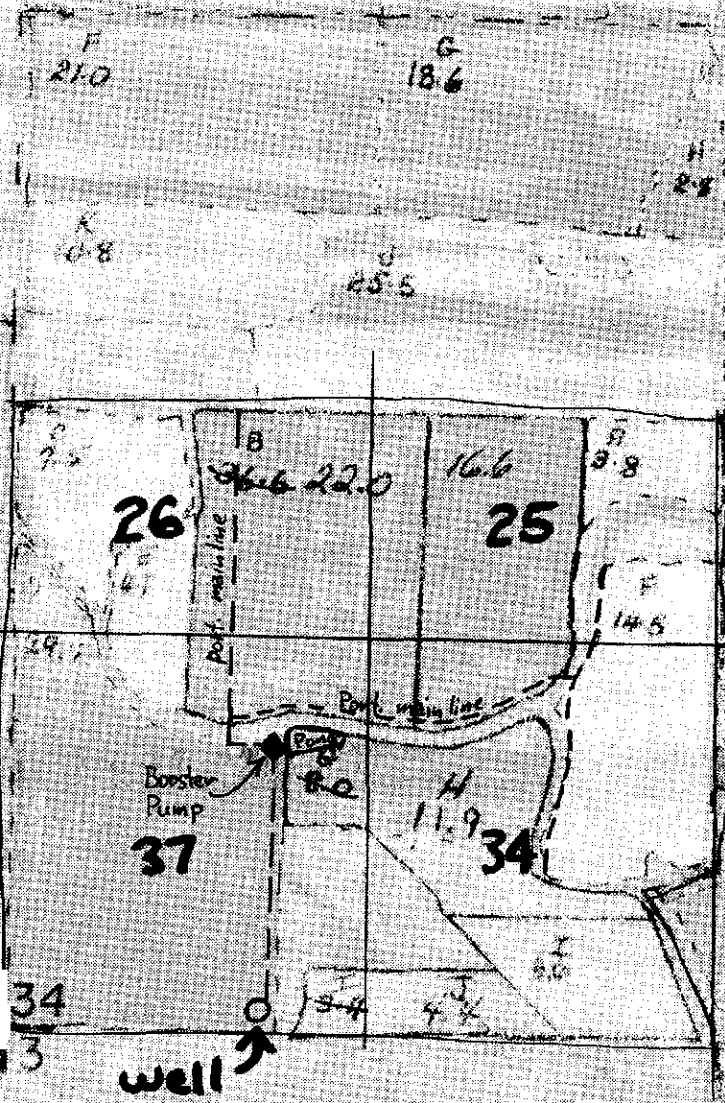
36-7431

8/27
3/34

27
34

T.B.S., R19 E., B.M.

Measured
on
K-12



NOT TO SCALE

DATE OF EXAM 10/10/79

ACREAGE
Found 122 ✓
Recommended 122 ✓

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q = 0.54 c.f.s. V = 229.9 AF/Ann. from 4-1 to 10-1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes ☒ no _____

Name source: Lateral from Milner-Gooding Canal
twp. 8 N/S, Rge 19 E/W, B.M., Sec. 34, Sub. SW 1/4 SW 1/4 Jerome County

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Total Q measured 0.54 cfs Method of measurement In-line meter

Total Q recommended 0.54 cfs Meter No. M06472E1 Type Badger Condition Good

Total V recommended 229.9 A.F./Ann.

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

$Q_{meas} = (100 \text{ gal} / 24.8 \text{ sec}) \Rightarrow 0.54 \text{ cfs} = Q_{rec}$
 $V_{rec} = [(0.54 \text{ cfs}) (1.98 \text{ AF/day/cfs}) (245 \text{ day/Ann.})] = 229.9 \text{ A.F./Ann.}$
 $122 \text{ AC} \times 4.0 \text{ in req} = 488.0$
~~229.9~~

SYSTEM DESCRIPTION:

A 25 H.P. Jacuzzi submersible pump delivers to a mainline 4" or pond. Water delivered to pond is mingled with and then delivered to port mainline via 40 H.P. Fairbanks-Morse motor, serial F304730 with Jacuzzi pump, serial 547 22209 which boosts the water and delivers it to various length handlines and wheel-lines.

REMARKS:

Emil Peters was present during the exam.
~~Success 3/15 to 11/15 = 245 days 54 x 1.98 x 245 = 262 AF~~
~~from 11/15 to 10/1 = 183 days 54 x 1.98 x 183 = 196 AF~~

Examiner's Signature John P. Martin Date 10/11/79
Checked by J E Stanton Date 10-18-79
Approved by Robyn Date 2-19-81

No Overlapping Rights



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:

Statehouse

Boise, Idaho 83720

(208) 384-2215

November 22, 1978

Emil Pieters
127 Tenth Avenue East
Twin Falls, ID 83301

Dear Mr. Pieters:

Re: Permit No. 36-7431

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

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

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

Sincerely,

RITA FLECK
Water Rights

[Handwritten signature]
11/22/78

Identification No. _____

Permit No. _____

RECEIVED

AUG 8 1978

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Emil Pieters
b) Post Office Address 127 10th Ave. E., Twin Falls, Idaho 83301
2. Permit Number 36-7431
3. Date of Priority that you are prepared to establish 1-18-74
4. a) Source from which water was appropriated deep well
b) Location of the point of diversion: SW ¼ SW ¼, Section 34
Township 8 S, Range 19 E Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount .6 for irrigation purposes from 4-1 to 10-1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated .6 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Badger meter put on system and it measures 270 gallons per minute
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
N/A
b) Describe the agreement or understanding by which you take water from the works: N/A
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 25 h.p. motor on 6" submersible pump - 8" well casing. Well is 500 feet deep, pumping from 260 feet.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Badger 4" meter
c) Give well driller's name and address and the date the well was completed: Smith Drilling, Jerome, Idaho - completed in 1942
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
None

12/17/78

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
85	19 EBM	34									32	32	40	38					142

Total number of acres irrigated 142

10. Remarks: _____

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

August 4, 1978
(Date)

Emil H. Eilers
(Signature)

State of IDAHO)
) ss.
County of Twin Falls)

On this 4th day of August, 1978, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Agnes L. Masters
Notary Public residing at Twin Falls,
Idaho

My commission expires 5-15-81

John A. Doerr
35-1431
JOHN A. DOERR

ATTORNEY AT LAW

Kevin F. Trainor

TELEPHONE 208-733-4961

BANK OF IDAHO BUILDING

Box 261

TWIN FALLS, IDAHO 83301

RECEIVED

August 7, 1978

AUG 9 1978

Department of Water Resources

Department of Water Resources
State of Idaho
State Capitol
Boise, Idaho 83720

Re: Application of Emil Pieters

Gentlemen:

I am enclosing herewith the original Proof of Application
of Water To Beneficial Use with reference to Mr. Pieters.
Please file the same. Thank you.

Very truly yours,

John A. Doerr
John A. Doerr

JAD/sj
Enclosures

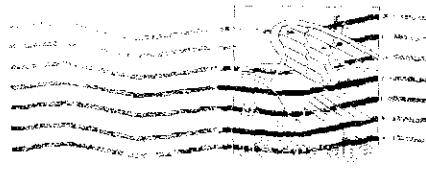
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100-100000-100000
100-100000-100000

JOHN A. DOERR
LAW OFFICE

BANK OF IDAHO BUILDING

P. O. Box 261

TWIN FALLS, IDAHO 83301



Department of Water Resources
State of Idaho
State Capitol
Boise, Idaho 83720

January 2, 1975

Re: Permit No. 36-7431

Eril Pieters
127 10th Ave. E.
Twin Falls, ID 83301

Dear Mr. Pieters:

Enclosed is a copy of the approved application for extension of time submitted in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to April 1, 1979. Please be advised, however, that proof may be submitted at any time prior to this date if your project is completed.

If you have any questions concerning this matter, please do not hesitate to contact us.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:JG
Enclosure

cc; John A. Doerr
Attorney at Law

MICROFILMED

JOHN A. DOERR

ATTORNEY AT LAW

TELEPHONE 208-733-4961

BANK OF IDAHO BUILDING

Box 261

TWIN FALLS, IDAHO 83301

December 9, 1974

Idaho Department of Water
Administration
1040 Blue Lakes Boulevard North
Twin Falls, ID 83301

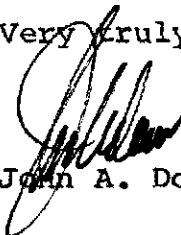
Re: Permit No. 36-7431
Emil Peters

Gentlemen:

We are enclosing Application for Extension of Time to
Complete Works. Would you please advise us of your
action on the application.

Thank you.

Very truly yours,


John A. Doerr

JAD:dg

Enc.

MICROFILMED

March 6, 1974

Re: Permit No. 36-7431

Emil Pieters
127 10th Ave. East
Twin Falls, Idaho 83301

Dear Mr. Pieters:

Enclosed is a copy of your approved Application for Permit No. 36-7431. 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
Assistant Director

BDF/bjg

Enclosures

36 7431

February 19, 1974

RE: Application No. 36-7431 - Emil Pieters

North Side News
P.O. Box 463
Jerome, Idaho 83338

Gentlemen:

Would you please submit affidavit of publication and certified bill in connection with the above referenced item. The legal notices were to have been published in your paper on January 31 and February 7, 1974.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

Bob Haynes
Southern District Engineer

BH:lt

36 7431

January 13, 1974

RE: Application No. 36-7431 - Emil Pieters

North Side News
P.O. Box 468
Jerome, Idaho 83338

Gentlemen:

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

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

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

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

(signature of claimant)

Very truly yours,

Bob Haynes
District Engineer
Southern District

Bill submitted _____ by _____

36 7431

6/12
jerome legal

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Emil Pieters, 127 10th Avenue East, Twin Falls, Idaho, has on 1-18-74 submitted Application No. 36-7431 for a permit to appropriate 1 cubic foot per second of water from deep well by means of turbine type pump and motor, together with main line and sprinklers, gated pipe within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T. 8S., R. 19E., B.M., Jerome County to be used from Apr. 1 to October 1, for irrigation of 142 acres within SW $\frac{1}{4}$, Sec. 34, T. 8S., R. 19E., 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 Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before February 18, 1974.

R. KEITH HIGGINSON
Director

1-31-2tc-n

RECEIVED
JAN 23 1974

Idaho Department of Water Administration
Bozeman District Office

36 7431

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Emil Pieters
127 10th Avenue East, Twin Falls, Idaho
has on 1-18-74 submitted Application No. 36-7431
for a permit to appropriate 1 cubic feet per second ~~acre feet per annum~~ XXXXXXXXXXXXXXXXXXXX
of water from deep well
by means of turbine type pump and motor, together with main line and
sprinklers, gated pipe
within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T. 3S., R. 19E., B.M., Jerome County
to be used from Apr. 1 to October 1,
for irrigation of 142 acres
within the SW $\frac{1}{4}$, Sec. 34, T. 3S., R. 19E., 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 Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before February 18, 1974.

R. KEITH HIGGINSON

Director

Published in the North Side News
on Jan. 31 and Feb. 7, 1974

January 18, 1974

RE: Application No. 36-7431 - Emil Pieters

Doerr & Reed
Attorneys at Law
P.O. Box 261
Twin Falls, Idaho 83301

Gentlemen:

Enclosed is your receipt no. 11771 for Check No. 3188 in the amount of \$25.00 for the above referenced Application for Permit for Emil Pieters which was received in this office this date.

Very truly yours,

Lydia L. Tippet
Secretary

Enc.

36-7431

PAYEE: DETACH THIS STATEMENT BEFORE DEPOSITING CHECK

DOERR & REED, TWIN FALLS, IDAHO

DATE	INVOICE NO.	DESCRIPTION	GROSS AMOUNT	DEDUCTIONS	NET AMOUNT
	1/17/74	Filing fee for water permit Emil Pieters	\$25.00		36-7431

LAW OFFICES
DOERR & REED

JOHN A. DOERR
RICHARD R. REED

BANK OF IDAHO BUILDING
TWIN FALLS, IDAHO 83301
P. O. BOX 261
(208) 733-4961

January 17, 1974

Idaho Department of Water
Administration
1040 Blue Lakes Boulevard North
Twin Falls, Idaho 83301

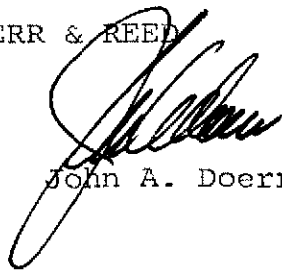
Gentlemen:

I am enclosing herewith application for permit of Emil Pieters together with filing fee of \$25.00. Would you please advise when the application has been approved so that we can proceed to install our diversion works.

Very truly yours,

DOERR & REED

By


John A. Doerr

JAD:mr

Encs.

108 70.00