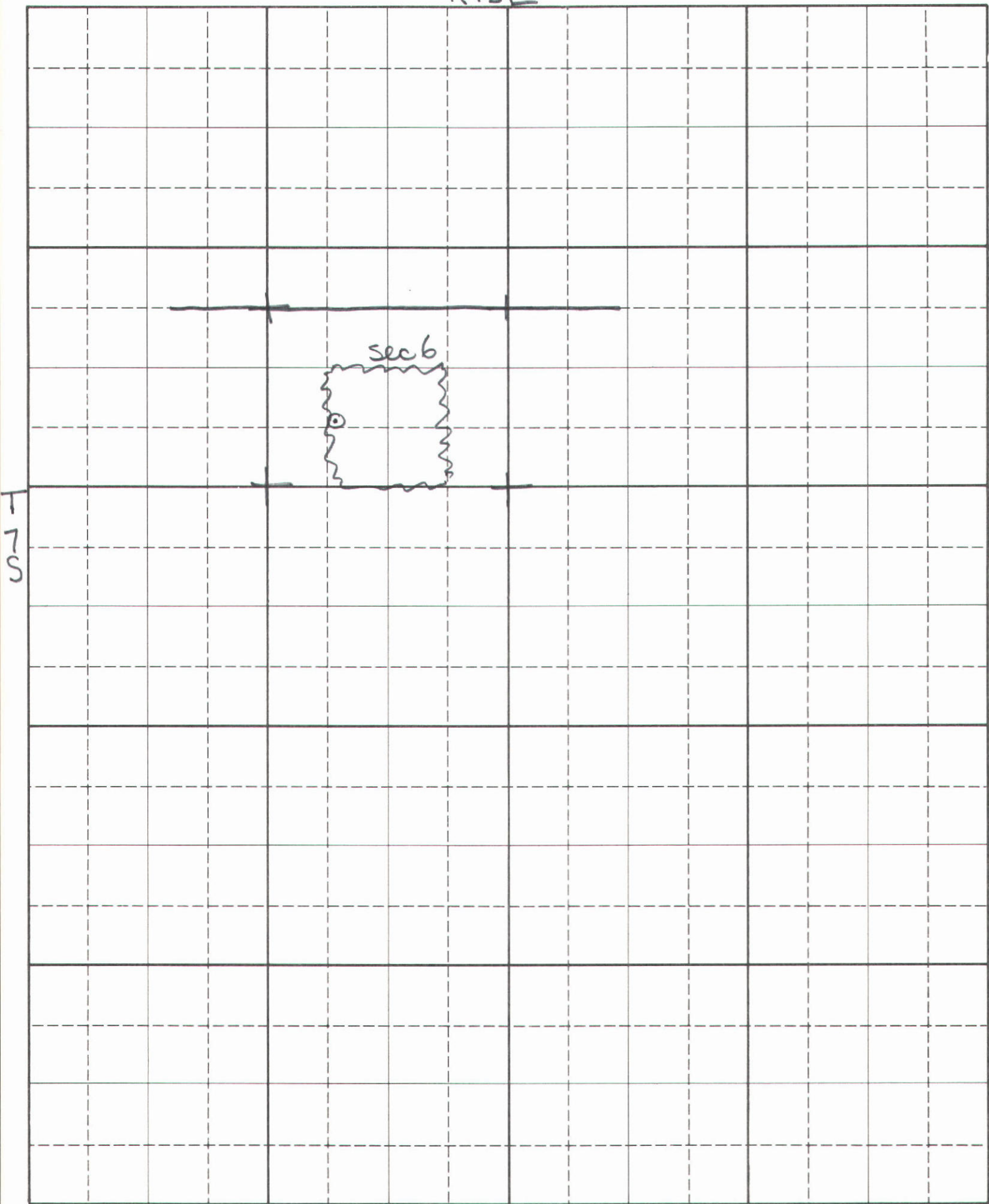


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

R15E



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.

Daniel Danuser
(Applicant)

Affidavit of Publication

RECEIVED

State of Idaho, }
County of Gooding } ss.

NOV 29 1973

Department of Water Administration
Southern District Office

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

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

first publication of said advertisement was on the 15th day

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

was on the 21 day of November, 1973

Subscribed and sworn to before me this 27th

day of November, 1973.
(SEAL)

Frederick B. Lucke
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho 83330
COST OF PUBLICATION

Number of Lines in Notice 31

Number of Insertions _____

31 Lines at 21¢ _____ 6.51

31 Lines at 15¢ _____ 4.65

TOTAL COST 11.16

COPY OF NOTICE

Title of Notice

Application for
Water Permit

Title of Notice

#36-7402

Daniel Danuser
Plaintiff Attorney

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Daniel Danuser Route 1, Box 94, Gooding, ID has on November 8, 1973 submitted Application No. 36-7402 for a permit to appropriate 3.2 cubic feet per second of water from groundwater by means of well and pump within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, T. 7S, R. 15E, B.M., Gooding County to be used from Mar. 15 to Nov. 15 for irrigation of 160 acres within the E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 6, T. 7S, R. 15E, 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 December 3, 1973.

R. KEITH HIGGINSON
Director

11-15-2tc

PUBLICATION RATES:

Idaho Code, (Rev. Statutes) 1971
7 pt. per line, straight.....21c
7 pt. per line, tabular.....31c
7 pt. per line, successive
Insertions.....15c
6 pt. per line, straight.....21c
6 pt. per line, tabular.....31c
6 pt. per line, successive
Insertions.....15c

No 2072

38 7402

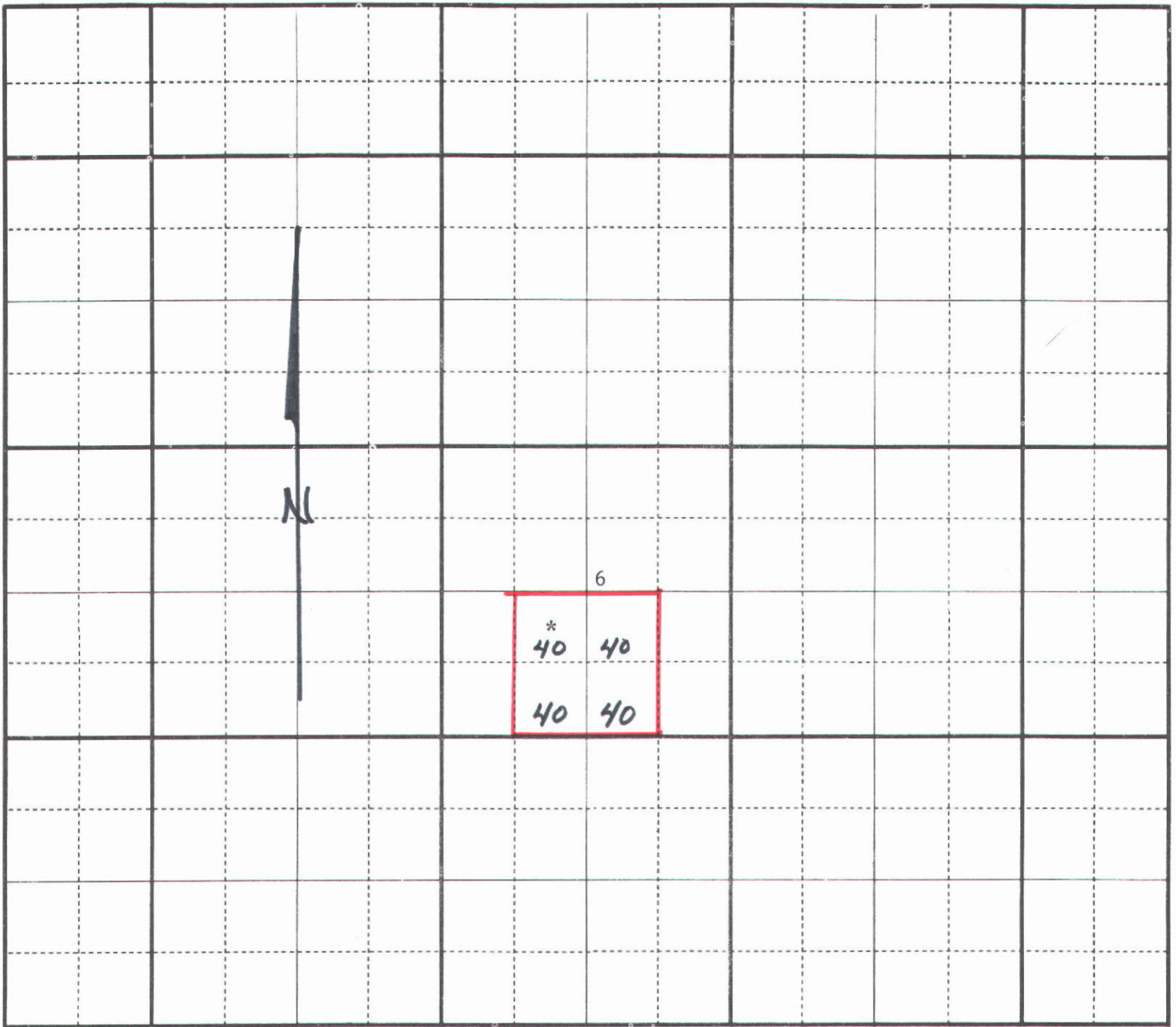
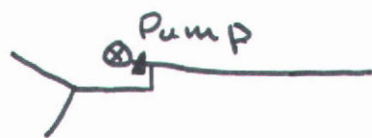


Diagram of System



▲ = Meas. device

IDAHO DEPARTMENT OF WATER RESOURCES
PREFIX/SPLIT QUERY

DATE: 05/16/00

TIME: 16:30:50

PAGE: 1

WATER RIGHT NO.	NAME	OWNER	PRIORITY DATE	STG/STS	SOURCE	USE DESC	SYSTEM
36-07402	DANUSER, DANIEL	C	11/08/1973	L/	GROUNDWATER	IRR	WR
X36-07402	BIG SKY DAIRIES	C	11/08/1973	L/	GROUNDWATER	IRR	WR
36-07402	VISSER, TONY	C	11/08/1973	D/	GROUNDWATER	P DECR	AJ
A36-07402	MC FARLAND, DON	C	11/08/1973	L/	GROUNDWATER	IRR	AJ
	MC FARLAND, CAROL	C					
R36-07402	VISSER, TONY	C	11/08/1973	D/	GROUNDWATER	P DECR	AJ

MICROFILMED

JUN 15 2000

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 05/16/00
PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

X36-07402

BIG SKY DAIRIES

2.78

MICROFILMED
JUN 15 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5482
WATER RIGHT NO(S). 36-02671K/36-07367K/36-07381K/36-07445K
36-07480L/36-07402

This is to certify that: **BIG SKY DAIRIES**
1700 E 2428 S
GOODING ID 83330

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>
Right No. 36-02671K : IRRIGATION Priority: 01/09/1967	04/01 to 10/31	0.70 CFS	216.4 AF
Right No. 36-07367K : IRRIGATION Priority: 08/13/1973	04/01 to 10/31	2.62 CFS	600.0 AF
Right No. 36-07381K : IRRIGATION Priority: 09/19/1973	04/01 to 10/31	0.43 CFS	87.2 AF
Right No. 36-07445K : IRRIGATION Priority: 02/21/1974	04/01 to 10/31	0.77 CFS	154.4 AF
Right No. 36-07480L : IRRIGATION Priority: 05/31/1974	04/01 to 10/31	1.73 CFS	414.4 AF
SUBTOTAL:		* 6.00 CFS	1249.2 AF *
Right No. 36-07402 : IRRIGATION Priority: 11/08/1973	04/01 to 10/31	2.78 CFS	556.0 AF
TOTAL:		** 8.78 CFS	1805.2 AF **

SOURCE

GROUNDWATER

MICROFILMED

JUN 15 2000

TRANSFER NO. 5482
 WATER RIGHT NO(S). 36-02671K/36-07367K/36-07381K/36-07445K
 36-07480L/36-07402

LOCATION OF POINT(S) OF DIVERSION: Lot 4 (NWSWNW), Sec. 1, Township 07S, Range 14E
 NENESE, Sec. 1, Township 07S, Range 14E
 Lot 6 (NESWSW), Sec. 6, Township 07S, Range 15E
 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>
07S	14E	1	Lot 2 (SWNE)	8.1	Lot 1 (SENE)	4.0	Lot 4 (SNNW)	15.7	
			Lot 3 (SENW)	31.0	NESW	39.6	NWSW	33.5	
			SWSW	33.1	SESW	33.0	NESE	27.2	
			NWSE	34.1					259.3
15E	6		NESW	33.0	Lot 5 (NWSW)	29.5	Lot 6 (SWSW)	23.4	
			SESW	39.8	NWSE	32.9	SWSE	33.4	192.0
			Total number of acres irrigated:						451.3 ***

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. 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 at the field headgate for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- *** 7. Right 36-02671K is limited to the irrigation of 54.1 acres in the place of use described above in a single irrigation season.
- *** 8. Right 36-07367K is limited to the irrigation of 150.0 acres in the place of use described above in a single irrigation season.

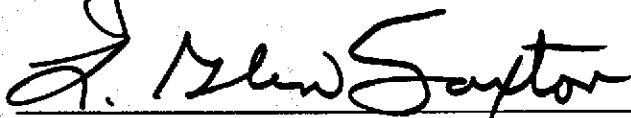
MICROFILMED
 JUN 15 2000

TRANSFER NO. 5482
WATER RIGHT NO(S) . 36-02671K/36-07367K/36-07381K/36-07445K
36-07480L/36-07402

CONDITIONS OF APPROVAL AND REMARKS

- *** 9. Right 36-07381K is limited to the irrigation of 21.8 acres in the place of use described above in a single irrigation season.
- *** 10. Right 36-07445K is limited to the irrigation of 38.6 acres in the place of use described above in a single irrigation season.
- *** 11. Right 36-07480L is limited to the irrigation of 103.6 acres in the place of use described above in a single irrigation season.
- * 12. Rights 36-02671K, 36-07367K, 36-07381K, 36-07445K and 36-07480L when combined shall not exceed a total diversion rate of 6.00 cfs, a total annual maximum diversion volume of 1249.2 af at the field headgate, and the irrigation of 312.3 acres.
- *** 13. Right 36-07402 is limited to the irrigation of 139.0 acres in the place of use described above in a single irrigation season.
- ** 14. The total instantaneous diversion of water from all points of diversion under Transfer 5482 shall not exceed 8.78 cfs, nor a total combined annual volume of 1805.2 af for the irrigation of 451.3 total acres.
- 15. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

Dated this 16th day of May, 2000.


Chief, Water Allocation Bureau

MICROFILMED
JUN 15 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4790
WATER RIGHT NO(S). 36-02671B/36-02671E/36-07367B/36-07367E
36-07381B/36-07381E/36-07402/36-07445B/36-07445E/36-07480C
36-07480F

This is to certify that: J & T DAIRY
C/O TONY VISSER
4205 S GRAVES RD
ROSWELL NM 84201

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>
* Right No. 36-02671B : IRRIGATION Priority: 00/00/0000	04/01 to 10/31	0.08 CFS	33.8 AF
* Right No. 36-07367B : IRRIGATION Priority: 08/13/1973	04/01 to 10/31	0.43 CFS	99.2 AF
* Right No. 36-07381B : IRRIGATION Priority: 09/19/1973	04/01 to 10/31	0.07 CFS	14.4 AF
* Right No. 36-07445B : IRRIGATION Priority: 02/21/1974	04/01 to 10/31	0.13 CFS	25.6 AF
* Right No. 36-07480C : IRRIGATION Priority: 05/31/1974	04/01 to 10/31	0.28 CFS	68.8 AF
SUBTOTAL:		0.99 CFS	208.0 AF
** Right No. 36-02671E : IRRIGATION Priority: 01/09/1967	04/01 to 10/31	0.17 CFS	49.6 AF
** Right No. 36-07367E : IRRIGATION Priority: 08/13/1973	04/01 to 10/31	0.60 CFS	137.6 AF

RECORDED
OCT 10 1996

TRANSFER NO. 4790
 WATER RIGHT NO(S). 36-02671B/36-02671E/36-07367B/36-07367E
 36-07381B/36-07381E/36-07402/36-07445B/36-07445E/36-07480C
 36-07480F

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
** Right No. 36-07381E :			
IRRIGATION	04/01 to 10/31	0.10 CFS	20.0 AF
Priority: 09/19/1973			
** Right No. 36-07445E :			
IRRIGATION	04/01 to 10/31	0.18 CFS	35.6 AF
Priority: 02/21/1974			
** Right No. 36-07480F :			
IRRIGATION	04/01 to 10/31	0.40 CFS	94.8 AF
Priority: 05/31/1974			
SUBTOTAL:		1.38 CFS	288.0 AF
Right No. 36-07402 :			
IRRIGATION	04/01 to 10/31	2.78 CFS	556.0 AF
Priority: 11/08/1973			
TOTAL:		5.15 CFS	1052.0 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 1, Township 07S, Range 14E
 NESW , Sec. 6, Township 07S, Range 15E
 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>
07S	14E	1	Lot 2 (SWNE) 2	Lot 1 (SENE) 2	NESE 34	
			NWSE 34			72
	15E	6	NESW 33	Lot 5 (NWSW) 29	Lot 6 (SWSW) 23	
			SESW 40	NWSE 33	SWSE 33	191
Total number of acres irrigated:						*** 263

RECORDED
 OCT 10 1996

TRANSFER NO. 4790
WATER RIGHT NO(S). 36-02671B/36-02671E/36-07367B/36-07367E
36-07381B/36-07381E/36-07402/36-07445B/36-07445E/36-07480C
36-07480F

CONDITIONS OF APPROVAL AND REMARKS

1. 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.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
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.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. Prior to the diversion and use of water under this approval, the right holder shall install a suitable measuring device at each point of diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
6. The total instantaneous diversion of water from all points of diversion under Transfer No. 4790 shall not exceed 5.15 cfs, nor total combined annual volume of 1052.0 af.
- * 7. Combined Right Nos. 36-02671B, 36-07367B, 36-07381B, 36-07445B and 36-07480C are limited to a total combined rate of diversion of 0.99 cfs, a total combined annual diversion volume of 208.0 af, a total combined annual consumptive use volume of 156.0 af, and to the irrigation of a combined total of 52 acres in a single irrigation season.
- ** 8. Combined Right Nos. 36-02671E, 36-07367E, 36-07381E, 36-07445E and 36-07480F are limited to a total combined rate of diversion of 1.38 cfs, a total combined annual diversion volume of 288.0 af, a total combined annual consumptive use volume of 216.0 af, and to the irrigation of a combined total of 72 acres in a single irrigation season.
- *** 9. Right No. 36-02671B is limited to the irrigation of 9.0 acres in the place of use described above in a single irrigation season.
- *** 10. Right No. 36-07367B is limited to the irrigation of 24.8 acres in the place of use described above in a single irrigation season.
- *** 11. Right No. 36-07381B is limited to the irrigation of 3.6 acres in the place of use described above in a single irrigation season.
- *** 12. Right No. 36-07445B is limited to the irrigation of 6.4 acres in the place of use described above in a single irrigation season.
- *** 13. Right No. 36-07480C is limited to the irrigation of 17.2 acres in the place of use described above in a single irrigation season.
- *** 14. Right No. 36-02671E is limited to the irrigation of 12.4 acres in the place of use described above in a single irrigation season.

OCT 10 1996

TRANSFER NO. 4790
WATER RIGHT NO(S). 36-02671B/36-02671E/36-07367B/36-07367E
36-07381B/36-07381E/36-07402/36-07445B/36-07445E/36-07480C
36-07480F

CONDITIONS OF APPROVAL AND REMARKS

- *** 15. Right No. 36-07367E is limited to the irrigation of 34.4 acres in the place of use described above in a single irrigation season.
- *** 16. Right No. 36-07381E is limited to the irrigation of 5.0 acres in the place of use described above in a single irrigation season.
- *** 17. Right No. 36-07445E is limited to the irrigation of 8.9 acres in the place of use described above in a single irrigation season.
- *** 18. Right No. 36-07480F is limited to the irrigation of 23.7 acres in the place of use described above in a single irrigation season.
- *** 19. Right No. 36-07402 is limited to the irrigation of 139.0 acres in the place of use described above in a single irrigation season.

Dated this 3rd day of October, 1996

J. Glen Saylor
Chief, Water Alloc. Bureau

NOT FILMED

OCT 10 1996

SD-0611-2 Basin: 36 Starting Water Right: 07402

S E L	Water Right No.	Name Last, First	O W N	Priority Date	STG/ STS	Source	Use Desc	S Y S
	36-07402	DANUSER, DANIEL	C	11/08/1973	L/	GROUNDWATER	IRR	WR
	X36-07402	J & T DAIRY	C	11/08/1973	L/	GROUNDWATER	IRR	WR
	36-07402	MC FARLAND, CAROL	C	11/08/1973	L/	GROUNDWATER	IRR	AJ
		MC FARLAND, DON	C					
	A36-07402	MC FARLAND, DON	C	11/08/1973	L/	GROUNDWATER	IRR	AJ
		MC FARLAND, CAROL	C					

END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE
(Enter=Continue) (GOLD7=This Query) (GOLD8=Cancel)

(Menu _____)

OCT 10 1996

THIS RIGHT HAS BEEN SUPERCEDED BY ~~A DECREE~~
SRBA Basin 36 Director's Report

CASE NAME SRBA

^{Report}
~~DECREE~~ DATE 10-26-92

SEE DECREE FILE NO.

ALL ACTIONS TAKEN BEYOND THIS POINT HAVE BEEN BASED ON THE
DECREED VERSION OF THIS RIGHT & MAY MODIFY THE DECREED RIGHT.

OCT 10 1996

ROBERT I. TROXELL
JESS B. HAWLEY, JR.
JACK HAWLEY, P.A.
THOMAS A. MILLER
M. NEAL NEWHOUSE
CRAIG L. MEADOWS
JOSEPH D. MCCOLLUM, JR.
WAYNE B. SLAUGHTER, JR.
GARY D. SABBITT, P.A.
R. CRAIG STORTI
MERLYN W. CLARK
RICHARD F. GOODSON, P.A.
CARL W. HARDER
PHILLIP M. BARBER
DONALD E. KNICKREHM
EDWIN V. APEL, JR.
EUGENE A. RITTI
KAREN L. LANSING
RICHARD O. SMITH
JOHN F. KURTZ, JR.
ROBERT S. ERICKSON
LINDA L. HOLDEMAN
BRENT F. LLOYD
JOHN MCGOWN, JR.
ALBERT P. BARKER
JOHN T. HAWLEY, JR.
DON A. OLOWINSKI
J. CHARLES HEPWORTH
NICHOLAS G. MILLER
RONALD E. BUSH
STEVEN W. BERENTER
CATHY R. SILAK
KENNETH C. HOWELL
TERRY K. ELLER

HAWLEY TROXELL ENNIS & HAWLEY

ATTORNEYS AND COUNSELORS

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

ONE CAPITAL CENTER
POST OFFICE BOX 1817
BOISE, IDAHO 83701

TELEPHONE
(208) 344-6000

TELECOPIER
(208) 342-3829

PAUL B. ENNIS
(1918-1982)

POCATELLO OFFICE
125 NORTH GARFIELD
POST OFFICE BOX 4187
POCATELLO, IDAHO 83205

TELEPHONE
(208) 233-0845

September 12, 1985

Department of Water Resources
of the State of Idaho
450 West State Street
Boise, Idaho 83702

Re: NOTICE OF MORTGAGE LIEN - WATER LICENSES NOS.
36-7157, 36-7366, 36-7402, 36-7480A, 37-7001,
37-7019, 37-7315, 37-7316, 37-7363, 37-7470
and 37-7531

Gentlemen:

We write as attorneys for Connecticut General Life Insurance Company ("Connecticut General") which has closed a loan to Don and Carol L. McFarland, husband and wife, of P. O. Box 268, Eden, Idaho 83325, secured by a Mortgage recorded on May 7, 1985, as Instrument No. 114546, records of Gooding County, Idaho.

We are enclosing a copy of the recorded Mortgage, which, you will notice, covers the above referenced Water Licenses as well as Water Permits Nos. 37-7480 and 37-7806 and (Application No. 37-8208) which are covered by separate assignments.

We are asking that you file copies of this notice in each of the referenced Water License files and return one file stamped copy to me along with your acknowledgment of receipt thereon.

We are giving this notice to prevent any purported change in any of these licenses without the prior written consent of the mortgagee Connecticut General.

see file
36-7157

MICROFILMED

Department of Water Resources
September 12, 1985
Page 2

In the event of any potential change of place of use, point of diversion, or otherwise, please notify Connecticut General with copies to us and to Tippet Land & Mortgage Company, Pasco, which is Connecticut General's loan correspondent for the northwest.

Please call me if you have any questions. Thank you for your usual consideration.

Yours truly,

HAWLEY TROXELL ENNIS & HAWLEY

By


Thomas A. Miller

Attorneys for Connecticut General
Life Insurance Company

TAM:jw
Encl.

cc Connecticut General Life
Insurance Company
c/o CIGNA Capital Advisers, Inc.
S-311
Hartford, CT 06152 (203) 726-3874

Tippet Land & Mortgage Company
1103 W. Sylvester, P. O. Box 3027
Pasco, WA 99301 (509) 545-3355

Tippet Land & Mortgage Company
1705 N. Cole Road
Boise, ID 83704 (208) 375-6731

Receipt of the within and foregoing Notice of Mortgage Lien is hereby acknowledged this _____ day of _____, 1985.

DEPARTMENT OF WATER RESOURCES
STATE OF IDAHO

By _____

Name:
Title:

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7402 Priority Nov. 8, 1973 Amount 3.20 cfs

THIS IS TO CERTIFY, that DANIEL DANUSER
of Gooding, Idaho, has complied with the terms and conditions of Permit
No. 36-7402 issued pursuant to Application for Permit dated November 8, 1973,
and has submitted proof to the Department of Water Resources on June 3, 1974,
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 3.34 cfs of water from a ground water 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>Nov. 15</u>	at <u>3.20</u> cfs and	<u>640 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>4.0 af per acre</u>
	from _____ to _____	at _____ cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than 3.20 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
640 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 6,
Twp. 7 S, Rge. 15 E, B. M. 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 $\frac{1}{4}$	
7 S	15 E	6									40			40		40	40		160

Total number of acres irrigated 160

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

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 26 day of
March, 19 75.

RECORDED

Director

Identification No. _____

Application No. 36-7402

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

LICENSE ISSUED FOR 3.20 AC. FT.
LICENSE PAGE 92

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant Daniel Danuser
post office address Route 1, Box 94, Gooding, Idaho 83330 934-5332
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 6 Township 7S
Range 15E 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 3.2 cfs for Irrigation purpose from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well and pump

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 20 inches; proposed depth of well is 250 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 \$ 50,000.
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: _____

36 7402

36 7402

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7S	15E	6									40			40		40	40		160

Total number of acres to be irrigated 160

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

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

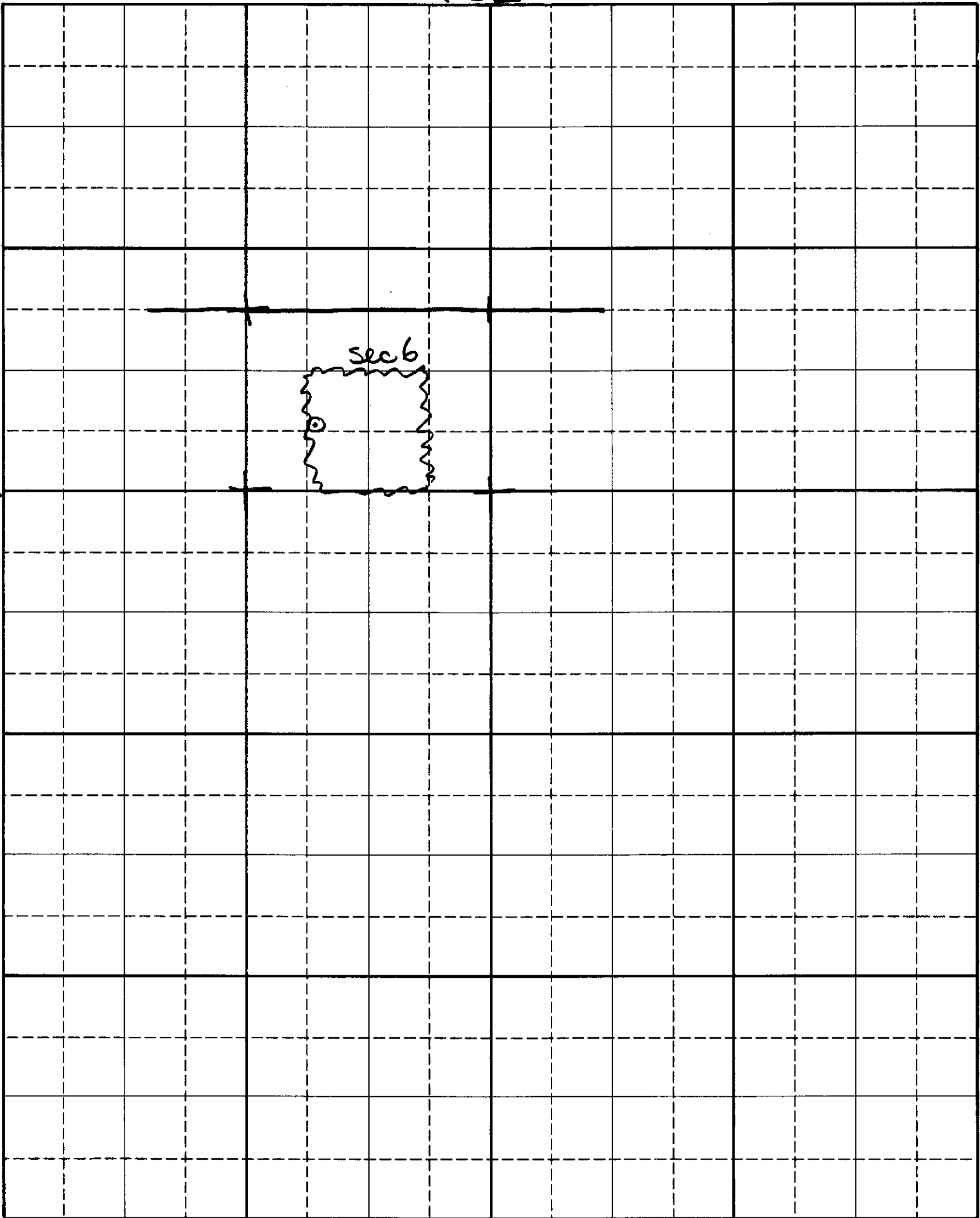
b. Who owns the land to be irrigated or place of use Applicant

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

10. Remarks

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

R15E



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.

Daniel Danner
(Applicant)

Proposed Priority 11-8-1973

Received by RWN Date 11-8-73 Time 11:25AM
 Preliminary check by JS Fee \$ 55.00
 Received by jmm Date 11-8-73 # 11707
 Publication prepared by jmm Date 11-9-73
 Published in Gooding County Leader
 Publication dates 11-15 & 11-21-73
 Publication approved jmm Date 11-29-73
 Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JS DF

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. 36-7402, 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, 1978.
- 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 6th day of December 19 73.

R. Keith Higgins
 Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	jmm <u>GLE</u>	<u>11-8-73</u>	Application No. <u>36-7402</u> DANIEL DANUSER
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>GLE</u>	<u>11-8-73</u>	In form to receipt
	<u>GLE</u>	<u>11-8-73</u>	Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>GLE</u>	<u>11-8-73</u>	☐ Request Special Use Permit from U.S. F.S. ☐ Request Easement from B. L. M. ☐ Request Information from Applicant
(5)	<u>GLE</u>	<u>11-8-73</u>	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)	jmm	<u>11-29</u>	Affidavit of Publication received (date) _____
(11)	_____	_____	Final date for protests <u>December 3, '73</u> 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 <u>11-8-73</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☐ No additional conditions for approval
(15)	District <u>Southern</u>	By <u>Bob Haynes</u>	Date <u>12-3-73</u>

RECEIVED
1973
Department of Water Administration

Affidavit of Publication

RECEIVED

State of Idaho, }
County of Gooding } ss.

NOV 29 1973

Department of Water Administration
Southern District Office

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

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

first publication of said advertisement was on the 15th day

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

was on the 21 day of November, 1973

Gale Z. Brammer

Subscribed and sworn to before me this 27th

day of November, 1973
(SEAL)

F. Schantz Lucke
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho 83330

COST OF PUBLICATION

Number of Lines in Notice 31

Number of Insertions _____

31 Lines at 21¢ _____ 6.51

31 Lines at 15¢ _____ 4.65

TOTAL COST 11.16

COPY OF NOTICE

Title of Notice

Application for
Water Permit

Title of Notice

#36-7402

Daniel Danuser
Plaintiff Attorney

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Daniel Danuser Route 1, Box 94, Gooding, ID has on November 3, 1973 submitted Application No. 36-7402 for a permit to appropriate 3.2 cubic feet per second of water from groundwater by means of well and pump within the NE 1/4 SW 1/4, Sec. 6, T. 7S, R. 15E, B.M., Gooding County to be used from Mar. 15 to Nov. 15 for irrigation of 180 acres within the E 1/2 SW 1/4, W 1/2 SE 1/4, Sec. 6, T. 7S, R. 15E, B.M. min. 1000

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 December 3, 1973. 1000

R. KETH HIGGINSON
Director

11-15-2tc

PUBLICATION RATES:

Idaho Code, (Rev. Statutes) 1971	
7 pt. per line, straight.....	21c
7 pt. per line, tabular.....	31c
7 pt. per line, successive insertions.....	15c
6 pt. per line, straight.....	21c
6 pt. per line, tabular.....	31c
6 pt. per line, successive insertions.....	15c

No 2072

36 7402

MEMORANDUM

TO: FILE 36-07402

FROM: PAM SKAGGS

RE: TRANSFER # 5482

DATE: 8/3/99

Original Transfer Application, Form and correspondence regarding the above referenced Transfer is located within file # 36-02671.

MICROFILMED
JUN 15 2000



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

RECEIVED
NOV 13 1996
Department of Water Resources

October 15, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

~~J & T DAIRY~~ *Big Sky Dairy*
C/O TONY VISSER
1660 E 2400 S
GOODING ID 83330-5242

RE: WATER RIGHT NOS. 36-02671B/36-02671E/36-07367B
36-07367E/36-07381B/36-07381E/36-07402/36-0744B
36-07445E/36-07480C/36-07480F

CHANGE OF ADDRESS

Dear Mr. Visser:

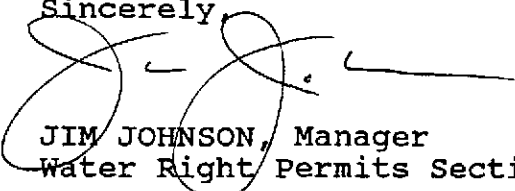
IDWR has been notified that the address presently in our records is out-of-date. Although it appears that we can reach you at the address above, we need you to confirm that this is your correct mailing address.

To insure that the proper address is included in all of your water rights on file with IDWR, please check your records to confirm that the water rights listed herein are all of the water rights that you own.

If the address above is correct, please sign your name at the bottom of this letter, date it, and return it to this office. Otherwise, please make the proper corrections, sign, date, and return this letter. Thank you for your help.

If the ownership of the property and/or address to which the water right(s) referenced above have changed, please call this office at (208)327-7941 to obtain a form to make this required change to the water right record.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:ph

c: Southern Region

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

Tony Visser
Water Right Holder's Signature
Phone # *(208) 934-9072*

11-12-96
Date

Additional Water Right #'s: _____

MICROFILMED

JUN 15 2000

WR0749NP
No. X36-07402

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/26/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BIG SKY DAIRY C/O TONY VISSER 1660 E 2400 S GOODING ID 83330-5242 (208) 934-9072	11/08/1973	IRRIGATION	04/01 10/31	2.780 CFS	556.00 AFA
TOTAL DIVERSION:					2.780 CFS	556.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:	T07S R14E S01	NESE	GOODING County
	R15E S06	NESW	GOODING County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SESW		NESE		NWSE		SWSE		SESE			
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
07S	14E	1	:		02-02	01-02	:										34	34						72.0	
07S	15E	6	:				:					33	05-29	06-23	40	:		33	33						191.0
TOTAL ACRES																							263.0		

Pou County: GOODING

Other Rights: NONE

Conditions of Approval:

- 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.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- 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.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks:

Prior to the diversion and use of water under this approval, the right holder shall install a suitable measuring device at each point of diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

The total instantaneous diversion of water from all points of diversion under Transfer No. 4790 shall not exceed 5.15 cfs, nor total combined annual volume of 1052.0 af.

Right No. 36-07402 is limited to the irrigation of 139.0 acres in the place of use described above in a single irrigation season.

WR0749NP
No. X36-07402

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/26/96
PAGE: 2

=====

Dates:	App. Received: 05/04/1995	Priority Date: 11/08/1973
	Proof Due Date:	Proof Made Date:
	Exam Made Date:	Exam Sent to S.O.:
	Licensed Date:	
Misc:	Water District Number:	Field Exam Fee:

MEMORANDUM

TO: FILE NOS. X36-02671A & B/07367A & B/07381A & B/07445A & B/07480B & C & 36-07402

FROM: PAM SKAGGS²⁸/STATE OFFICE

SUBJECT: TRANSFER NO. 4790

DATE: July 25, 1996

=====

Transfer No. 4790 was filed to change the point of diversion and place of use under all of Right Nos. X36-02671B/07367B/07381B/07445B/07480C & 36-07402, and a portion of Right Nos. X36-02671A (D & E)/07367A (D & E)/07381A (D & E)/07445A (D & E)/07480B (E & F), splitting each right as shown.

The transfer moves irrigated acres from two separate parcels of land and combines their use on a single permissible place of use system. This transfer is based on these rights as recommended in the SRBA Basin 36 Director's report or subsequent Transfer No. 4543.

Recommended Amounts Each Right/Split

<u>Right No.</u>	<u>Original</u> cfs/acres	<u>Transferred</u> cfs/acres	<u>Remaining</u> cfs/acres
X36-02671A	2.53/ 183.3	0.17/ 12.4	2.36/170.9
X36-07367A	8.89/ 508.6	0.60/ 34.4	8.29/474.2
X36-07381A	1.48/ 73.7	0.10/ 5.0	1.38/ 68.7
X36-07445A	2.60/ 130.8	0.18/ 8.9	2.42/121.9
X36-07480A	5.86/ 350.9	0.40/ 23.7	5.46/327.2
Combined			
Limits:	20.32/1064.0	1.38/ 72.0	18.94/992.0
 36-07402	 2.78/ 139.0	 2.78/139.0	
X36-02671B	0.08/ 9.0	0.08/ 9.0	
X36-07467B	0.43/ 24.8	0.43/ 24.8	
X36-07381B	0.07/ 3.6	0.07/ 3.6	
X36-07445B	0.13/ 6.4	0.13/ 6.4	
X36-07480C	0.28/ 17.2	0.28/ 17.2	
Combined			
Limits:	0.99/ 52.0	0.99/ 52.0	
 Transfer Totals:		5.15/263.0	
		cfs acres	

Recommended Conditions include irrigation overlap, multiple points of diversion, measuring devices, annual reporting, permissible place of use, combined limits and standard transfer conditions.

OCT 1 0 1996

MEMORANDUM

TO: FILE 36-07402

FROM: PAM SKAGGS

RE: TRANSFER # 4790

DATE: 07-25-96

=====

Original Transfer Application, Form and correspondence regarding the above referenced Transfer is located within file # 36-02671A.

RECORDED

OCT 10 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

August 3, 1983

RE: License Nos. 36-2412 (Transfer No. 2299), 36-2665, 36-7119, 36-7157, 36-7304, 36-7366, 36-7402, 36-7480, 36-7561, 37-7001, 37-7019, 37-7315, 37-7316, 37-7363, 37-7470, 45-2016, 45-2018, 45-2019, 45-2020, 45-2028, 45-2029, 45-2031, 45-2050, 45-2053, 45-2066, 45-2109, 45-2254 (Transfer No. 2590), 45-2299, 45-2351 (Transfer No. 2329), 45-2490, 45-2494, 45-2512, 45-2519 (Transfer No. 1849), 45-2520 (Transfer No. 1849), 45-2526 (Transfer No. 1849), 45-2556, 45-2567 (Pending Transfer No. 2332), 45-2579, 45-2611, 45-2613, 45-2614, 45-2620, 45-2628, 45-2629, 45-2630, 45-2642, 45-2657, 45-2668 (Pending Transfer No. 2332), and 45-2688

First Security Bank of Idaho
ATTN: Mr. LaMar Giles
P.O. Box 7069
Boise, ID 83730

Dear Mr. Giles:

Our office acknowledges receipt of Assignment of the above referenced water rights. However, in reviewing the files I find that the water rights are Licenses.

In Idaho, a licensed water right is considered real property and is acquired when the property to which it is appurtenant to is purchased. Proof of owning the land is proof of owning the water right license.

Therefore, I have put the Assignment into the files for future reference only and no other action will be taken. I have also enclosed copies of the Licenses for your records.

If you have any questions please feel free to contact our office.

Sincerely,

ROBYN CARLSON
Chief Clerk

RC:kw
Enclosures

OK to process
Re 8/2/83

ASSIGNMENT OF WATER RIGHTS

The undersigned (hereinafter "Grantor"), for good and valuable consideration, receipt of which is hereby acknowledged, does hereby sell, assign, transfer, grant, convey and warrant to FIRST SECURITY BANK OF IDAHO, N.A. (hereinafter "Grantee"), all right, title and interest in the licenses, decrees, adjudications, claims, permits, written agreements and stock in water companies, listed in Exhibit J attached hereto and incorporated by reference, along with any and all interest the Grantor may have, acquire, claim or otherwise hold over any other unspecified public waters of the State of Idaho (hereinafter "Water Rights") which have been or are now used and applied to beneficial purposes upon the real property described in Exhibits A and C attached hereto and incorporated by reference.

Grantor warrants that it has performed all acts and made all filings necessary to maintain in full force and effect all of the Exhibit J Water Rights, and that there are no written or oral agreements which adversely affect or change the aforementioned Water Rights.

Grantor further covenants and warrants that a notice of claim has been or will be filed prior to June 30, 1983, pursuant to Idaho Code Section 42-243 by Grantor for the benefit of Grantee for all unspecified public waters of the State of Idaho which have been or are now used and applied to beneficial purposes upon the real property described in Exhibits A and C attached hereto and by this reference incorporated herein.

IN WITNESS WHEREOF; the Grantor has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Assistant Secretary effective January 31, 1983.

ALBERT ANDERSON AND SONS COMPANY

By 15/
President

ATTEST:

15/
Assistant Secretary

STATE OF IDAHO)
County of Cassia) ss.

On this 17th day of May, 1983, before me, a notary public in and for said county and state, personally appeared Wm. A. Anderson and Wm. A. Parsons, known to me to be the President and Assistant Secretary, respectively, of ALBERT ANDERSON AND SONS COMPANY, the corporation named in the above instrument, and acknowledged to me that they executed the same on behalf of such corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

15/
NOTARY PUBLIC for Idaho
Residing at _____, Idaho

WATER RIGHTS

EXHIBIT J

Licenses and Permits

36-2412	37-7363	45-2066	45-2579
36-2665	37-7470	45-2109	45-2611
36-7119	✓37-7480	45-2254	45-2613
36-7157	37-7531	45-2299	45-2614
36-7304	37-7806	45-2351	45-2620
36-7366	45-2016	45-2490	45-2628
36-7402	45-2018	45-2494	45-2629
36-7480	45-2019	45-2512	45-2630
36-7561	45-2020	45-2519	45-2642
✓36-7877	45-2028	45-2520	45-2657
37-7001	45-2029	45-2526	45-2668
37-7019	45-2031	~~45-2547~~	45-2688
37-7315	45-2050	45-2556	45-7379
37-7316	45-2053	45-2567	

Decrees and Adjudications

45-0166	45-0170	45-0514	45-0698
45-0168	45-0171	45-0695	45-0701
45-0169	~~45-0425~~	45-0696	45-0702

Claims

45-4000	45-4006	45-4011	45-4023
45-4001	45-4007	45-4013	45-4026
45-4002	45-4008	45-4014	45-4048
45-4005	45-4009		

Agreements

1. "99 YEAR LEASE" dated April 1, 1954, between Albert Anderson and Sons Company and Parley C. Clark, Clarence A. Elquist and Dallon Elquist.

2. "AGREEMENT" dated April 3, 1963, between Albert Anderson and Sons Company and Parley C. Clark, Clarence A. Elquist, Bertha Elquist, Dallon C. Elquist and Norma Jean Elquist.

Stock in Water Companies

<u>Name of Company</u>	<u>Number of Shares</u>
Oakley Canal Co.	1,167.02
Northside Canal Co.	1,006.02

March 27, 1975

Re: Permit No. 36-7402

Daniel Danuser
Route 2
Gooding, Idaho 83330

Dear Mr. Danuser:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

RECEIVED
MARCH 27 1975

March 11, 1975

Mr. Daniel Danuser
Route # 2
Gooding, Idaho 83330

Dear Mr. Danuser:

A representative of this Department has made an examination of the works covered by your Permit No. 36-7402 and has found the following:

Quantity of water diverted: 3.34 cfs Source: ground water

Amount of water that can be recognized as beneficially used under Idaho law: 3.20 cfs

The maximum quantity diverted shall not exceed 640 acre feet per year.

Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Twp. 7 S, Rge. 15 E, B.M.

Beneficial use: Irrigation of 160 acres within the E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 6, Twp. 7 S, Rge. 15 E, B.M.

Priority date established: November 8, 1973

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,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

JUN 14 1974

1. Name of permit holder Daniel Danuser
Postoffice address Route #1, Box 94, Gooding, ID
Person to contact _____
Department of Water Administration
Southern District Office
Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐
Tributary to _____
(name spring, stream, etc.)

3. Water will be used for the following purposes:

Amount 3.2 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from Mar. 15 to Nov. 15
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 36-7402
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 3.2 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 7S N/S, Range 15E E/W, B.M., Section 6, Subdivision NE $\frac{1}{4}$ SW $\frac{1}{4}$, Gooding
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Other Points of Diversions: _____

Description of diverting works: 200 hp pump, 300' well, sprinkler systems.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7S	15E	6									40			40		40	40		160

TOTAL ACREAGE 160

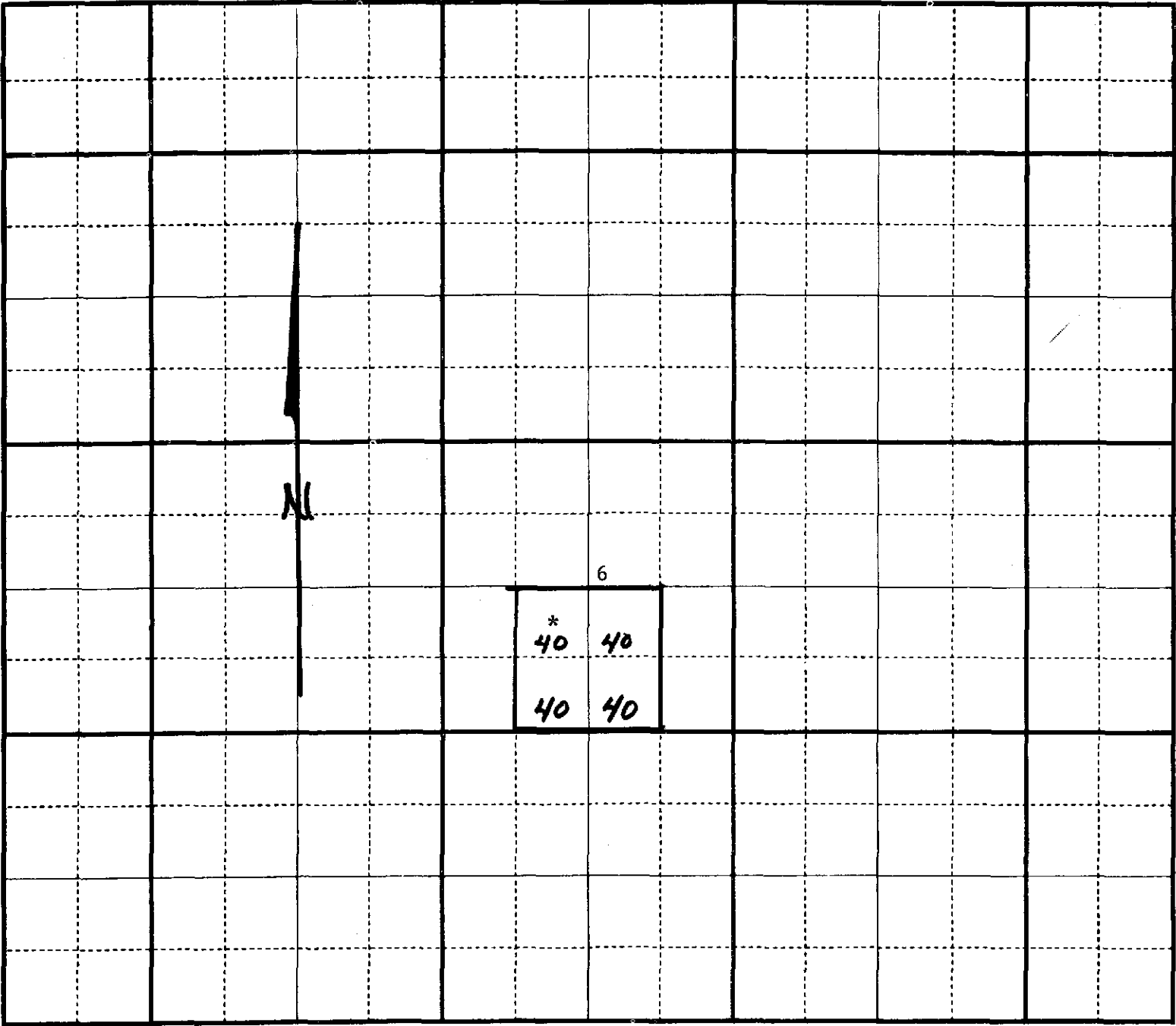
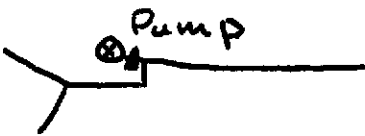


Diagram of System



▲ = Meas. device

DATE OF EXAM 6-18-74

ACREAGE
Found 160 Acres
Recommended 160 Acres

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q = 3.2 c.f.s. V = 640 AF/Ann. from March-15 to Nov-15
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: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
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 1500 gal/min = 3.34 cfs Method of measurement Gal/minute

Total Q recommended 3.2 cfs Meter No M0559394 Type Badger Condition New

Total V recommended 640 Acre Ft/Ann.

Recommended Amendments:

P.D. ☒
Place of Use ☒
Other ☒
None ☒

MEASUREMENT CALCULATION:

$Q = 3.34 \text{ cfs. } (1500 \text{ gal/min}) \div (448.8 \text{ gal/min} = 1 \text{ cfs})$ Filed for 3.2 cfs.
 $V = 640 \text{ AcFt/Ann} = (4 \text{ Acre Ft} \times 160 \text{ Acres})$

SYSTEM DESCRIPTION:

U.S. Vertical Motors 200 Hp. # C521987 84-07044-381
Badger Meter M0559394 1" Line
Pivot System with Laterals.

REMARKS:

Examiner's Signature Sally Sunderburg Date 6-18-74

Checked by Bob Haynes Date 8-14-74

Approved by _____ Date _____

June 10, 1974

Re: Permit No. 36-7402

Daniel Danuser
Route #2
Gooding, ID 83330

Dear Mr. Danuser:

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 concerning the field exam, please contact our Southern District Office at 1041 Blue Lakes Blvd., North, Twin Falls.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

36-7402

RECEIVED

MAY 30 1974

Department of Water Administration
Southern District Office

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Identification No. _____

Permit No. _____

RECEIVED

JUN 3 1974

Department of Water Administration

1. a) Name of Permit Holder Daniel Danuser
b) Post Office Address Route 2 Gooding, Idaho 83330
2. Permit Number 36-7402
3. Date of Priority that you are prepared to establish 11-8-73
4. a) Source from which water was appropriated groundwater
b) Location of the point of diversion: NE 1/4 SW 1/4, Section 6
Township 7S, Range 15E, Boise Meridian, Other points of diversion:

5. a) The amount of water and use to which the water has been applied:
amount 3.2 cfs for irrigation purposes from Mar. 15 to Nov. 15 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 3.2 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: _____

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: _____

b) Describe the agreement or understanding by which you take water from the works: _____

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) 200 hp pump, 330' well
sprinkler systems

b) Describe the type and size of measuring device which you have installed at your point of diversion: Badgermeter

c) Give well drillers name and address and date the well was completed Chuck Jones, Mack Gray Well Drilling, Kimberly, Idaho. Well completed April 1974

Exam typed 6/10/74 by jg

36-7402

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
7S	15E	6									40			40		40	40		160

Total number of acres irrigated 160

10. Remarks: _____

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

5-30-74
(Date)

Daniel Danuser
(Signature)

State of Idaho)
County of Twin Falls) ss.

On this 30th day of May, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Lepidia L. Tippet
Notary Public residing at Twin Falls, Idaho

My commission expires 2-24-78

December 18, 1973

Re: Permit No. 36-7402

Daniel Danuser
Route 1, Box 94
Gooding, Idaho 83330

Dear Mr. Danuser:

Enclosed is a copy of your approved Application for Permit No. 36-7402. 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:cd

Enclosures

36 7402

November 15, 1973

RE: Application Nos. 36-7402 - Daniel Danuser
37-7315 - Anderson - Nafziger
37-7316 - Anderson - Nafziger

Gooding County Leader
Box 56
Gooding, Idaho 83330

Gentlemen:

The above referenced applications were to have been published in your newspaper on November 15 and November 21 (Thanksgiving issue), 1973.

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

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

Very truly yours,

Janet M. Messersmith
Secretary
Southern District

36 7402

November 9, 1973

RE: Application No. 36-7402 - Daniel Danuser

Gooding County Leader
Box 56
Gooding, Idaho 83330

Gentlemen:

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

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

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

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

(signature of claimant)

Very truly yours,

Bob Haynes
District Engineer
Southern District

Bill submitted _____ by _____

BH:jmm

Enc.: Legal Notice

36 7402

jmm 11-29
Need Galley Proof
**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Daniel Danuser Route 1, Box 94, Gooding, ID has on November 8, 1973 submitted Application No. 36-7402 for a permit to appropriate 3.2 cubic feet per second of water from groundwater by means of well and pump within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, T. 7S, R. 15E, B.M., Gooding County to be used from Mar. 15 to Nov. 15 for irrigation of 160 acres within the E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 6, T. 7S, R. 15E, 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 December 3, 1973.

R. KEITH HIGGINSON
Director

11-15-2tc

36 7402

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Daniel Danuwer

Route 1, Box 94, Gooding, ID

has on November 8, 1973 submitted Application No. 36-7402

for a permit to appropriate 3.2 cubic feet per second ~~xxx feet per second~~

of water from groundwater

by means of well and pump

within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, T. 7S, R. 15E, B.M., Gooding County

to be used from Mar. 15 to Nov. 15

for irrigation of 160 acres

within the E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 6, T. 7S, R. 15E, 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 December 3, 1973.

R. KEITH HIGGINSON

Director

Published in the Gooding County Leader

on November 15 and November 21, 1973

36 7402