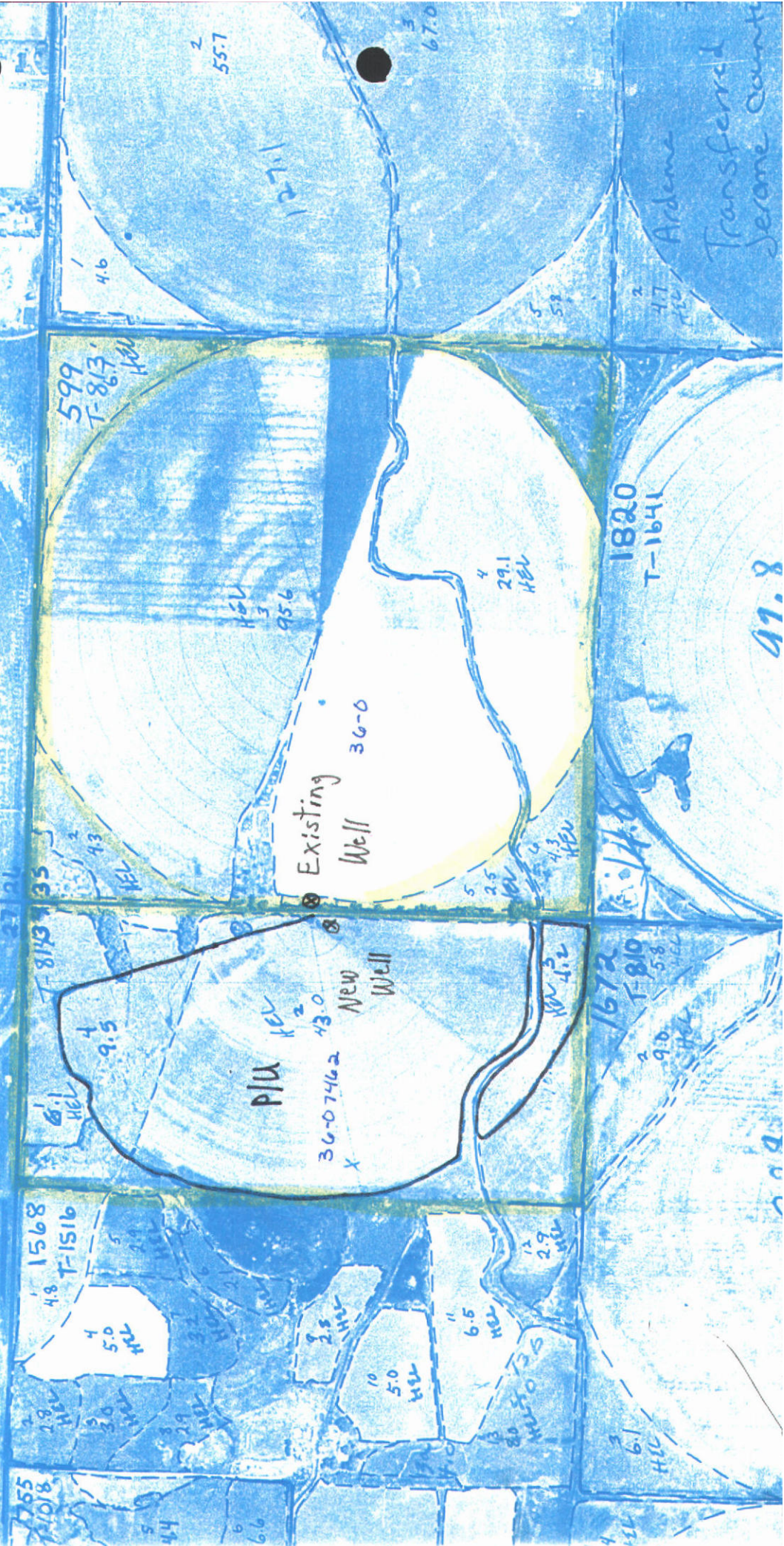


Pg 4 of 5
T # 5156

MICROFILMED
NOV 25 1998



Transferred
Jerome County

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

15E

P.D.

40 40

40 40

SECT-35

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.

X W. H. Niccum
(Applicant)

36 7342

36-07462
36-07342

34

40

(X)

40

35

35

40

36

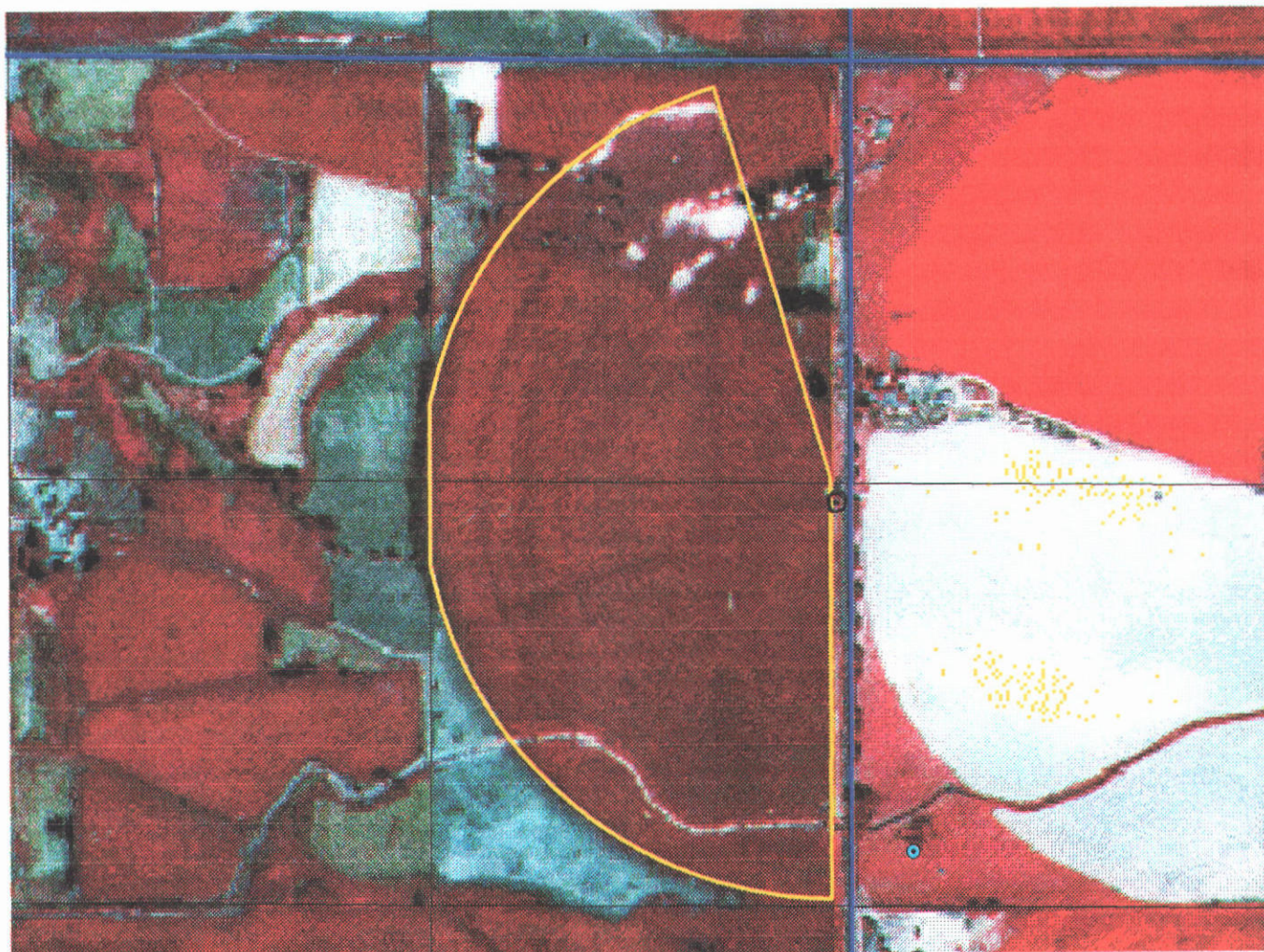
40

MICROFILMED

NOV 25 1998

IDAHO DEPARTMENT OF WATER RESOURCES

36-07462
Post Transfer



1320 0 1320 Feet

TNS 8S, RNG 15E, SEC 34 E1/2NE



● RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE

SECTION LINES &/OR TRACT LINES

QUARTER/QUARTER LINES

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY JANUARY 9, 1998
BY DOUGLAS JONES

MICROFILMED
NOV 25 1998

IDAHO DEPARTMENT OF WATER RESOURCES

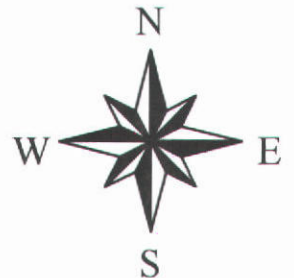
36-07342

ELMER & JUDY JOHNSON JR



660 0 660 1320 1980 2640 Feet

TNS 8S, RNG 15E,
SEC 35, NW1/4



● Recommended Point of Diversion

□ Recommended Place of use

— Section lines

□ Quarter/Quarter Lines

MICROFILMED
NOV 25 1998

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY OCTOBER 22, 1997
BY KELLY K CHRISTENSEN

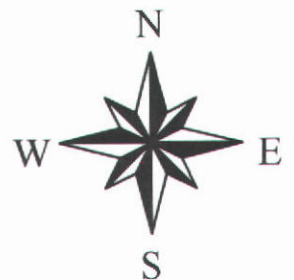
IDAHO DEPARTMENT OF WATER RESOURCES

36-07342
ELMER & JUDY JOHNSON JR



660 0 660 1320 1980 2640 Feet

TNS 8S, RNG 15E,
SEC 35, NW1/4



● Recommended Point of Diversion

□ Recommended Place of use

— Section lines

□ Quarter/Quarter Lines

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY OCTOBER 22, 1997
BY KELLY K CHRISTENSEN

MICROFILMED
NOV 25 1998
"DO NOT FILM"

Red Bull

R15E

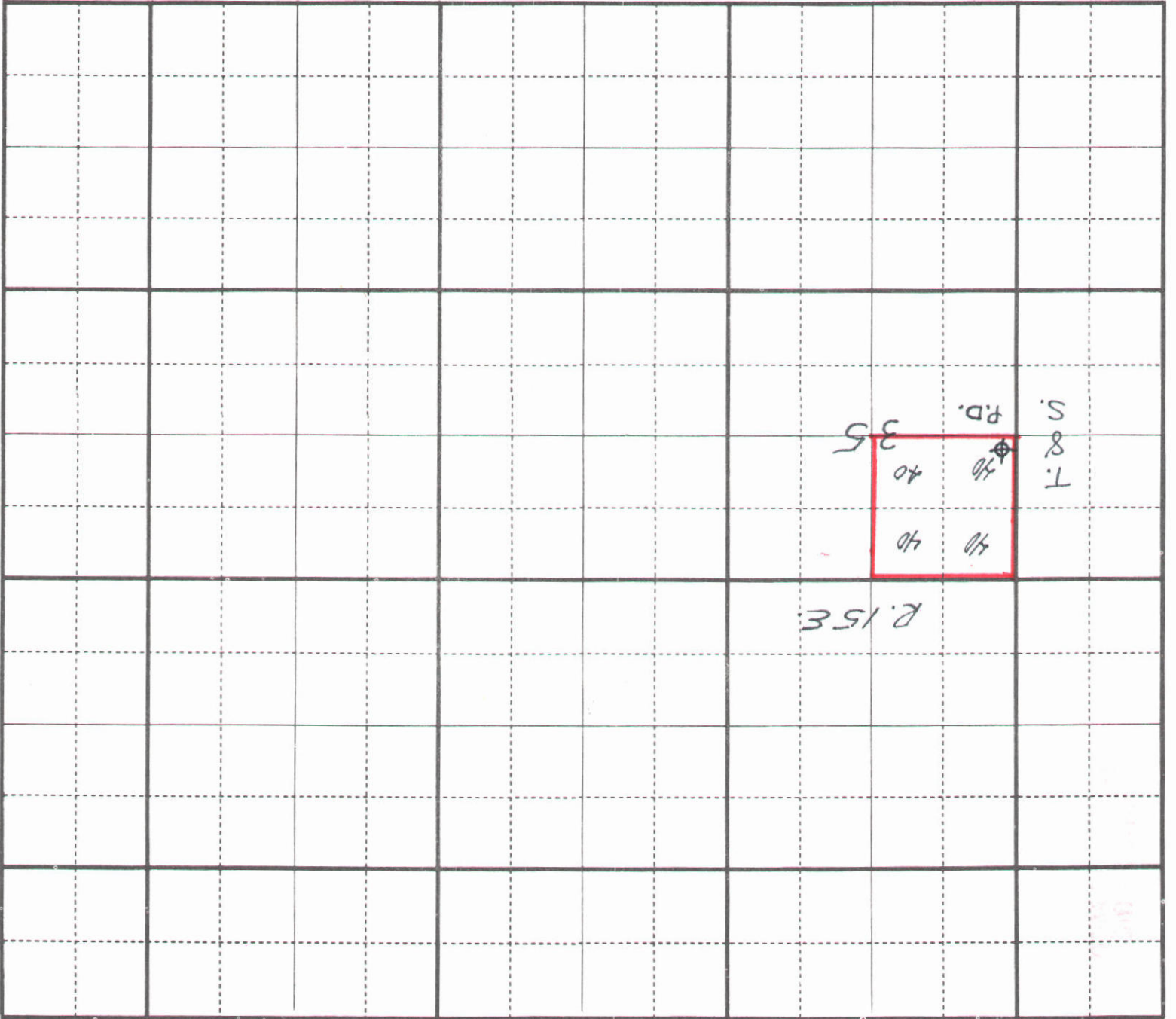
23

MICROFILMED

FEB 03 1993

25

Diagram of System



SD-0611-2 Basin: 36 Starting Water Right: 07342

S E L	Water Right No.	Name Last, First	O W N	Priority Date	STG/ STS	Source	Use Desc	S Y S
-	36-07342	JOHNSON JR, ELMER JOHNSON, JUDY	C C	06/20/1973	D/	GROUNDWATER	IRR	WR
-	*36-07342	JOHNSON JR, ELMER JOHNSON, JUDY	C C	06/20/1973	D/	GROUNDWATER	P DECR	AJ
-	A36-07342	JOHNSON, JUDY JOHNSON JR, ELMER	C C	06/20/1973	L/	GROUNDWATER	IRR	AJ

```
*Decreed copied to Water Right Database      (GOLD7=This Query)
(Enter=Continue)    (GOLD6=Print Profile Rpt) (GOLD8=Cancel)    (Menu    )
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MICROFILMED

NOV 25 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5156
WATER RIGHT NO(S). 36-07342/36-07462

This is to certify that: ELMER JOHNSON JR
JUDY JOHNSON
3520 S 2100 E
WENDELL ID 83355

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 36-07342 : IRRIGATION Priority: 06/20/1973	04/01 to 10/31	2.23 CFS	604.0 AF
Right No. 36-07462 : IRRIGATION Priority: 04/03/1974	04/01 to 10/31	0.89 CFS	320.0 AF
TOTAL:		3.12 CFS	924.0 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

Right No. 36-07342 : SWNW , Sec. 35, Township 08S, Range 15E
Right No. 36-07462 : SENE , Sec. 34, Township 08S, 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>
Right No. 36-07342 :						
08S 15E	35	NENW 40	NWNW 36	SWNW 40		151
		SENW 35				151
Total number of acres irrigated:						151
Right No. 36-07462 :						
08S 15E	34	NENE 40	SENE 40			80
Total number of acres irrigated:						80

MICROFILMED

NOV 25 1998

TRANSFER NO. 5156
WATER RIGHT NO(S). 36-07342/36-07462

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. 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.
3. 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.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Water used under Right 36-07462 is combined with water from North Side Canal Co. Ltd.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under Right 36-07462 and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. Right 36-07462 shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.

Dated this 16th day of November, 1998.


Chief, Water Allocation Bureau

MICROFILMED
NOV 25 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5156

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

APR 16 1998

PART 1

Name of applicant Elmer Johnson Jr. Phone 536-2131

Post Office address 3520 S 2100 E, Wendell, ID 83355

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes I want to drill a separate well for this land in order to simplify system operation & to reduce power costs.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>36-07462</u>	<u>4-2-1974</u>	<u>.89 to 6 cfs</u>	<u>Irrig.</u>	<u>4-1</u> to <u>10-31</u>
* <u>36-07342</u>	<u>6-20-1973</u>	<u>2.23 cfs</u>	<u>IRR</u>	<u>4-1</u> to <u>10-31</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u> to <u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u> to <u> </u>

2. Total amount of water being transferred ^{*}1,63.12 cubic feet per second and/or ^{* 924}320.0 acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

[illegible]

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

[illegible]

* Changes made per telecon with applicant 9-30-98. *CS*

Total acres _____

PART 1

6. General Information:

- a. Description of diversion system Well & pump, 1/4-mile pivot running half way around
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
N/A
- d. Remarks:
The pivot on this ground runs at 400-450 gpm, and will continue to do so when converted to low pressure. The pivot covers about 60 acres, and has been in place for about 20 years. The rest of the land is dry or is watered with canal shares.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____

MICROFILMED
NOV 25 1998

PART 2

TRANS NO. 5156

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 36-07462

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.60 CFS	320.0 AF

SOURCE

GROUNDWATER

Priority: 04/03/1974

LOCATION OF POINT(S) OF DIVERSION: SWSWNW , Sec. 35, Township 08S, 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>
08S	15E	34	NENE 40	SENE 40		80
Total number of acres irrigated:						80

CONDITIONS/REMARKS:

1. USE OF THIS RIGHT IS COMBINED WITH WATER FROM NORTH SIDE CANAL CO. LTD.
2. A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.
3. RIGHT NO. 36-07342 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF THESE RIGHTS IS LIMITED TO 3.12 CFS.

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NOV 25 1998

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 36-07342

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	3.00 CFS	604.0 AF

SOURCE

GROUNDWATER

Priority: 06/20/1973

LOCATION OF POINT(S) OF DIVERSION:

SWSWNW , sec. 35, Township 08S, 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>
08S	15E	35	NENW 40	NWNW 36	SWNW 40	151
			SENW 35			151
Total number of acres irrigated:						151

CONDITIONS/REMARKS:

1. A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.
2. USE OF THIS RIGHT WITH RIGHT NO. 36-07462 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.12 CFS.
3. RIGHT NO. 36-07462 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

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NOV 25 1998

Pg 4 of 5
T # 5156

55.7

127.1

599
T-813

1820
T-1641

17.8

Existing
Well 36-0

PIU
REV 43.0
36-07462
NEW
Well

1568
T-1516

MICROFILMED
JUN 25 1998

4
50
HEV

10
5.0
HEV

6.5
HEV

10
5.0
HEV

2.9
HEV

2.9
HEV

6.1
HEV

6.1
HEV

6.1
HEV

6.1
HEV

6.1
HEV

6.1
HEV

PART 3

B. CHANGES IN NATURE OF USE

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

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

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

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

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

Subscribed and sworn to before me this 4th day of September, 19 97

Elmer Johnson
(Signature of Applicant)

J.F. Stanton
(Notary Public)

My commission expires 10-25-2000

FOR DEPARTMENT USE ONLY

Transfer contains 5 pages and 1 attachments

Received by J.F. Stanton Date 9-4-97 Protest filed by None

Prelim. check by JS Fee \$100, SO 20539

Receipted by JS Date 9-4-97

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

Pub. dates 10/15 & 10/22/97 Hearing held by _____ Date _____

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

_____ rec'd. by AS

Copy of transfer sent to lien holder _____

MICROFILMED
NOV 25 1998

RECEIVED

SEP 12 1997

Department of Water Resources
Southern Region

RECEIVED

SEP 09 1997

Department of Water Resources
Southern Region

624 MAIN ST
GOODING, ID 83330-1344

PARCEL NO. RF 08S15E340000 A
PAGE 1 OF 1
6-00

FORWARD & ADDRESS CORRECTION

CATEGORY DESCRIPTION	LOTS/ACRES	TAX CODE	MARKET VALUE
1 IRRGTD AG	50.080 AC		25,600
2 IRRGTD PASTURE	17.300 AC		4,654
4 MEADOW	1.300 AC		109
5 DRY GRAZING	8.400 AC		151
19 WASTE	2.920 AC		
	80.000		

1996
TAXPAYER'S
VALUATION
ASSESSMENT NOTICE
30,514 TAXES ARE BASED ON THE VALUATION
LISTED ON THIS STATEMENT
IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE
JUNE 20, 1996

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

PROPERTY ADDRESS
PREVIOUS NUMBER

RF08S15E340000A

T 8S R 15E SEC 34
E2 NE1/4
O SW

NOV 25 1998

Mail To:

JOHNSON JR ELMER &
JOHNSON JUDY
3520 SOUTH, 2100 EAST
WENDELL ID 83355

T# 5156

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

RECEIVED

OCT 01 1998

Ident. Number: A36-07342
Date Received: 8/19/1988
Receipt No: 500/558
Received By: JP

Department of Water Resources

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ELMER JOHNSON, JR. 208-536-2131
Address: 3520 S. 2100 E.
WENDELL, ID 83355

AND/OR

Name: JUDY JOHNSON, JR. 208-536-2131
Address: 3520 S. 2100 E.
WENDELL, ID 83355

2. Date of Priority: JUN 20, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	15E	35	SW	NW			GOODING

5. Description of diverting works:
WELL, PUMP, 125 HP MOTOR, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.000		

7. Total Quantity Appropriated is:
3.000 C.F.S. (and/or) 640.00 A.F.A.

8. Total consumptive use is 480.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A36-07342

Page 1

Date: 08/19/88

MICROFILMED

FEB 03 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	15E	35	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
						Section Acres	160.0
						Total Acres	160.0

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
SAME SYSTEM SERVES LIC. 36-7462

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Elmer Johnson Jr Date: 8-19-88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 19th day

of August 19 88

Seal

Roxanne Storey
Notary Public

Residing at Buhl, Id

My Commission Expires 6-30-94

**This right has been
superceded by
a Decree.**

**All actions above this point
are based on the decreed
version of this right.**

MICROFILMED

NOV 25 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7342 Priority June 20, 1973 Amount 3.00 cfs

THIS IS TO CERTIFY, that Elmer Johnson, Jr.
of Wendell, Idaho, has complied with the terms and conditions of Permit
No. 36-7342 issued pursuant to Application for Permit dated June 20, 1973,
and has submitted proof to the Department of Water Resources on March 8, 1976,
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 3.12 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>Irrig.</u>	from <u>Mar. 15</u> to <u>Nov. 15</u>	at <u>3.00</u> cfs and	<u>640 acre feet</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 3.00 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 SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35,
Twp. 8S, Rge. 15E, 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 $\frac{1}{4}$	
8S	15E	35					40	40	40	40									160

Total number of acres irrigated 160

A measuring device of a type approved by this Department shall be 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 2 day of

August, 19 78.

Stephen A. Muel
Director

State of Idaho
Department of Water Resources

RECEIVED

MAR 8 1976

ASSIGNMENT OF PERMIT

Department of Water Resources
Southern District Office

I, W. H. Niccum, hereby assign to ELMER JOHNSON JR
of BT 2 Wendell Idaho 83355
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 36-7342
to appropriate the public waters of the State of Idaho.

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

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

Made this 8 day of MARCH, 19 76.

W. H. Niccum
Permit Holder.

Jaye Niccum
Spouse of Permit Holder

State of Idaho)
County of Gooding) ss.

On this 9 day of March, 19 76, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Jan. M. Peterson
Notary Public residing at
Wendell

My commission expires:
12/10/76

ASSIGNED TO: ELMER JOHNSON JR.
3-08-1976 Route 2
Wendell, ID 83355

Identification No. _____
Application No. 36-7342

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 W. H. Niccum
post office address Route 2, Wendell, ID 83355
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 35 Township 8S
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 3.0 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. 3.0 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 pump & motor, and sprinkling
system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ 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 \$ 28,000.
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 7342

38 5 72

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	
8S	15E	35					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

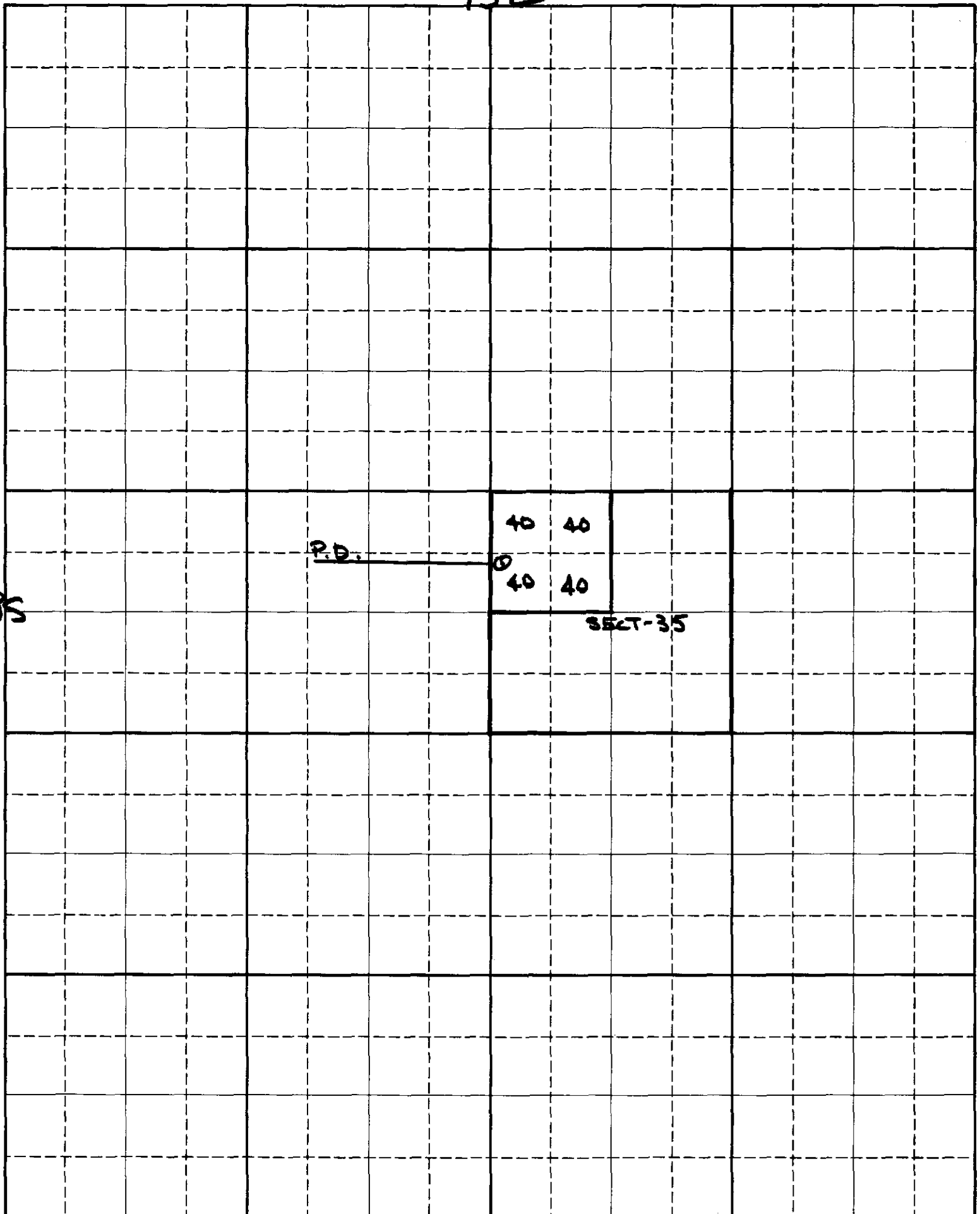
b. Who owns the land to be irrigated or place of use Applicant

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.

15E



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.

X W. H. Niccum
(Applicant)

36 7342

Received by mls Date 6-20-73 Time 2:00
Preliminary check by C LF Fee \$ 45.00
Received by jmm Date 6-20-73 # 10923
Publication prepared by jmm Date 6-20-73
Published in Gooding County Leader
Publication dates 6-28 & 7-5-73
Publication approved jmm Date 7-6-73
Priority ~~reduced to~~ 6-20-73 Reason _____

Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for (approval) denial by de JDE

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

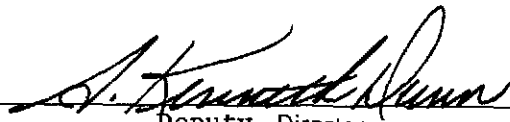
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 36-7342, and said application is hereby APPROVED.

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 July 1, 19 78.
- 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 19th day of July 1973.


Deputy Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

- (1) GLF 6-20-73 Application No. 36-7342 Name W.H. Niccum
- (2) GLF 6-20-73 Check:
☒ Point of Diversion
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for C/W and application of water to B/U
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee
- (3) GLF 6-20-73 Send copies to:
☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management
- (4) GLF 6-30-73 Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant
- (5) GLF 6-20-73 In form for advertising _____
- (6) jmm 7-6-73 Affidavit of Publication received _____
- (7) _____ Final date for protests July 16, 1973
Protests received: yes _____ no ☒
- (8) _____ Date and Place of hearing _____
Decision reached at hearing _____
- (9) _____ Located within Water District No. _____
- (10) _____ Critical groundwater area: yes _____ no ☒
- (11) _____ Groundwater levels:
☐ Decline (comment) _____
☒ Stable (comment) _____
☐ Increasing (comment) _____
- (12) _____ All requested information received from agencies or applicant
yes ☒ no _____
- (13) _____ Comments: _____
- (14) _____ Action recommended:
☒ Approve Priority 6-20-73
☐ Deny Reason for Reduction _____
☒ See attached sheet for conditions of approval messing
☐ No conditions for approval denied
- (15) _____ District Southern By Bob Haynes
Date 7-16-73 Title Dad Enay

36 7342

Affidavit of Publication

State of Idaho, }
County of Gooding } ss.

Alfred F. Hagen, 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 28 day of June, 1973, and the date of the last publication was on the 5 day of July, 1973.

Subscribed and sworn to before me this 5

day of July, 1973
(SEAL)

Mary Ann Hagen
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice.....

Number of Insertions

Lines at 14¢

Lines at 10¢

TOTAL COST.....

COPY OF NOTICE

Title of Notice

Water Permit
Title of Notice

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that W. H. Niccum, Route 2, Wendell, ID has on June 20, 1973 submitted Application No. 36-7342 for a permit to appropriate 3.0 cubic feet per second of water from ground-water by means of deep well pump and sprinkler system within the SW 1/4 NW 1/4, Sec. 35, T. 8S, R. 15E, B.M., Gooding County to be used from Mar. 15 to Nov. 15 for Irrigation of 160 acres within the NW 1/4, Sec. 35, T. 8S, 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 Boulevard North, Twin Falls, Idaho, 83301 on or before July 16, 1973.

R. KEITH HIGGINSON,
Director

6-28-2tc

PUBLICATION RATES:

(Idaho Code, (Rev. Statutes) 1956
7 pt. per line, straight14c
7 pt. per line, tabular20c
7 pt. per line, successive
insertions.....10c
6 pt. per line, straight15c
6 pt. per line, tabular20c
6 pt. per line, successive
insertions.....10c

Nº 1915

36 7342



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

November 19, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ELMER JOHNSON JR
JUDY JOHNSON
3520 S 2100 E
WENDELL ID 83355

RE: Water Rights 36-07342/36-07462 (Transfer 5156)

Dear Mr. & Mrs. Johnson:

Enclosed is the copy of your approved Transfer of Water Right for the above referenced water rights (Transfer 5156). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

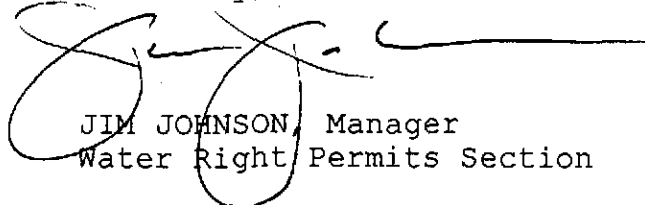
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can contact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt
Enclosures

MICROFILMED

NOV 25 1998

CERTIFICATE OF MAILING

I hereby certify that on the 19th day of November, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

WATER RIGHTS 36-07342/36-07462 (Transfer 5156)

ELMER JOHNSON JR
JUDY JOHNSON
3520 S 2100 E
WENDELL ID 83355


Kari Lynn Townsend
Secretary

MICROFILMED
NOV 25 1998

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

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NOV 25 1998

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of, or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



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

September 30, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Elmer & Judy Johnson Jr.
3520 S. 2100 E.
Wendell, ID 83355

RE: Draft Approval of Transfer 5156

Dear Mr. & Mrs. Johnson:

Thank you for talking with me on the phone regarding this transfer. I have prepared a draft of the transfer for your review as we discussed. The draft approval includes both rights and describes their individual parameters.

Only the rate of diversion was changed under Right 36-07342, retaining the 1000 gallons per minute that you identified to run the full circle pivot system. Right 36-07462 identifies the proposed new point of diversion and a reduced diversion rate of 0.89 cfs or 399 gallons per minute for the half pivot system.

The two rights together equal the licensed capacity of the original well, 3.12 cfs, and don't require a combined right limit condition tying them together. The adjusted diversion rates will provide the full 4.0 acre-foot per acre volume under each right.

Please review the draft and call me directly at 327-7943 if you have any questions. I will withhold the transfer from final approval for 15 days to allow for your response. If I have not received any comment from you in that time, I will forward the transfer for approval.

Sincerely,

Pamela S. Skaggs

Sr. Water Rights Agent

Enclosure

MICROFILMED
NOV 25 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5156
WATER RIGHT NO(S). 36-07342/36-07462

This is to certify that: ELMER JOHNSON JR
JUDY JOHNSON
3520 S 2100 E
WENDELL ID 83355

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 36-07342 : IRRIGATION Priority: 06/20/1973	04/01 to 10/31	2.23 CFS	604.0 AF
Right No. 36-07462 : IRRIGATION Priority: 04/03/1974	04/01 to 10/31	0.89 CFS	320.0 AF
TOTAL:		3.12 CFS	924.0 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

Right No. 36-07342 : SWNW , Sec. 35, Township 08S, Range 15E
Right No. 36-07462 : SENE , Sec. 34, Township 08S, 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>
Right No. 36-07342 :						
08S 15E 35		NENW 40		NWNW 36	SWNW 40	
		SENW 35				151
Total number of acres irrigated:						151
Right No. 36-07462 :						
08S 15E 34		NENE 40		SENE 40		80
Total number of acres irrigated:						80

MICROFILMED

NOV 25 1998

TRANSFER NO. 5156
WATER RIGHT NO(S). 36-07342/36-07462

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. 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.
3. 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.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Water used under Right 36-07462 is combined with water from North Side Canal Co. Ltd.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under Right 36-07462 and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. Right 36-07462 shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.

Dated this _____ day of _____.

DRAFT

Chief, Water Allocation Bureau

MICROFILMED

NOV 25 1998

MEMORANDUM

TO: Files 36-07342 & 36-07462

FROM: Pam Skaggs^{JS}/State Office

SUBJECT: Transfer 5156

DATE: September 30, 1998

o/c JS

Transfer 5156 changes the point of diversion under Right 36-07462, and changes the rates of diversion under both Rights 36-07342 and 36-07462 to separate the systems and remove the point of diversion overlap combined limits.

These rights were developed from the same well and are both currently owned by the applicant. The second right developed, 36-07462, was given a combined right diversion rate limit of the capacity of the well, 3.12 cfs. Each right was given an inch per acre diversion rate that when combined exceeds the capacity limit. The applicant is now proposing to drill a new well for the second right and have two separate systems under these rights.

In order to eliminate any expansion in use, both rights are being modified to reflect more accurately the individual uses and limits of these rights. The applicant has been advised of this proposal and agrees with the following recommendations. The full circle pivot system under Right 36-07342 requires 1000 gpm or 2.23 cfs to run according to the applicant and will be retained under this right. He will adjust the system from the proposed well to divert the remaining balance of the combined rights, 399 gpm or 0.89 cfs, under Right 36-07462 to serve the half pivot. Each right still provides the full irrigation volume requirement following this adjustment.

Recommended conditions include drilling permit requirements & supplemental groundwater conditions under Right 36-07462, and measuring & annual reporting requirements, irrigation overlap, & standard conditions under both rights.

MICROFILMED
NOV 25 1998

TRANSFER

TRANSFER REVIEW SHEET

(07-98)

Transfer # 5156

Date Reviewed 9-29-98

Right(s) 36-07462 - As recommended in SRBA

36-07342 - Partial Decree

☒ WRQ/Split Summary ☒ Ad. Proceeding/T5156
☒ SRBA Status ☐ Run POU Comparison Report

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

Proof of Ownership SRBA NA P/D change

96 tax notice covers P/U

Applicant owns all of EY2NE, S34 + NW (except 2 1/2 acre lots) Sec 35, T08S, R15E,
per Beverly @ Gooding County Assessor's Office. Telecon of 9-29-98.

Transfer ☒ All of Right ☐ Portion of Right

Resulting Split(s) NONE

Check Transfer Against Recorded Right

Season/Vol. C/4.0

(1) ☒ Priority (2) ☒ Use (3) ☒ Season (4) ☒ Rate (5) ☒ Volume
VIR < VOR ea. rt.
(6) ☒ Source (7) ☒ P/D (8) ☒ P/U (9) ☒ Proof/Owner (10) ☒ Map
NorthSnake GW Dist/West ESPA WM Districts. 9-29-98
(11) ☒ NO Water District (12) ☒ Yes Pertinent Conditions (13) ☐ Expansion

(4) Combined rt. limit 3.12 cfs maximum

36-07342 = 2.23 cfs (1000 gpm) 36-07462 = .89 cfs (399 gpm)

(7) New P/D 36-07462 SENE, S34

(12) 36-07462 - Supplemental GW Northside Canal Co (S17)

Requested Claim File 36-07342 from Southern (Murry) 9-30-98

Transfer Remarks S17

Conditions

36-07342 067 R64, T07, T08

36-07462 046, 067, 065 + 079, R64, T07, T08

Database/Processing Notes 36-07462 Standard Non-Standard ☒

Split Remarks 36-07342 36-07462

Copy approved version to an "X" prefix. Comment to base WR.

36-07342/Replace WR Delete T Files

"T" Files Update Complete Approval Form Transfer Memo

Database Updated Following Approval Memo/Form Files Deleted

11-18-98 C28

WR0749NP
No. T36-07342

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/30/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ELMER JOHNSON JR	06/20/1973	IRRIGATION	04/01 10/31	2.230 CFS	604.00 AFA
C	JUDY JOHNSON					
	3520 S 2100 E			TOTAL DIVERSION:	2.230 CFS	604.00 AFA
	WENDELL ID 83355					
	(208) 536-2131					

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T08S R15E S35 SWNW GOODING County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
08S	15E	35	:					:	40	36	40	35	:					:						151.0
																							TOTAL ACRES	151.0

Pou County: GOODING

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 067 - 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.
- R64 - 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.
- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Both Rts.

Remarks: GEN Water used under Right 36-07462 is combined with water from North Side Canal Co. Ltd.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under Right 36-07462 and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

Right 36-07462 shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.

Dates: App. Received: Priority Date: 06/20/1973
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

36-07462
Delete when approved.
Done 11-18-98

WR0749NP
No. T36-07342

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/30/98
PAGE: 2

=====

Misc: Water District Number: Field Exam Fee:

Comments: Date: 09/30/1998 User-ID: PSKAGGS Subject: TRANSFER 5156
Transfer 5156 changes the point of diversion under Right 36-07462
& modifies the rate of diversion under both Rights 36-07342 &
36-07462.

Audit: 09/30/98 PSKAGGS 09/30/98 PSKAGGS

WR0749NP
No. T36-07462

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/30/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ELMER JOHNSON JR	04/03/1974	IRRIGATION	04/01 10/31	0.890 CFS	320.00 AFA
C	JUDY JOHNSON					
	3520 S 2100 E			TOTAL DIVERSION:	0.890 CFS	320.00 AFA
	WENDELL ID 83355					
	(208) 536-2131					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T08S R15E S34 SENE GOODING County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE																	
				NENE	NWNE	SWNE	SENE	:				NENW	NWNW	SWNW	SENW	:				NESW	NWSW	SWSW	SESW	:				NESE	NWSE	SWSE	SESE	:	SUM
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	Lt	Ac	Lt	Ac	Lt	Ac	:	
08S	15E	34	:	40				40																									80.0
																														TOTAL ACRES	80.0		

Pou County: GOODING

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 067 - 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.
- 065 - The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
- 079 - This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
- R64 - 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.
- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Remarks: GEN Water used under Right 36-07462 is combined with water from North Side Canal Co. Ltd.

Dates: App. Received: 09/04/1997 Priority Date: 04/03/1974
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

WR0749NP
No. T36-07462

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/30/98
PAGE: 2

=====

Misc: Water District Number: Field Exam Fee:

Comments: Date: 09/30/1998 User-ID: PSKAGGS Subject: TRANSFER 5156
Transfer 5156 changes the point of diversion under Right 36-07462
& modifies the rate of diversion under both Rights 36-07342 &
36-07462.

Audit: 10/09/97 MBALDWIN 02/08/98 CLEARFLD 09/30/98 PSKAGGS

MEMORANDUM

TO: Files 36-07342 & 36-07462

FROM: Pam Skaggs²/State Office

SUBJECT: Modification of Application for Transfer 5156

DATE: September 30, 1998

Following initial review of the application and region recommendations I discussed this transfer with state office staff. It was decided that the most effective means to clarify and regulate these two rights with separate wells in the future would be to include both rights in the transfer and adjust the rates of diversion to reflect use more accurately.

I called the Gooding County Assessor's office and confirmed both parcels of land under these rights are currently owned by the applicant, Elmer Johnson Jr. Then I called Mr. Johnson to discuss the matter of modifying the transfer to include the second right. He felt that would be all right, as long as the full circle pivot system under Right 36-07342 retained 1000 gpm or 2.23 cfs. Mr. Johnson said that the new well and pump system for the half circle pivot can be adjusted to produce the balance of the 3.12 cfs capacity, 0.89 cfs or 399 gpm.

I will prepare a draft of the approval and mail it to the applicant for comment before forwarding for final approval.

MICROFILMED

NOV 25 1998

SPLIT RIGHT SUMMARY
9/30/98
TRANSFER 5156

SD-0611-2 Basin: 36 Starting Water Right: 07342

S E L	Water Right No.	Name Last, First	O W N	Priority Date	STG/ STS	Source	Use Desc	S Y S
—	36-07342	JOHNSON JR, ELMER	C	06/20/1973	D/	GROUNDWATER	IRR	WR
—		JOHNSON, JUDY	C					
—	*36-07342	JOHNSON JR, ELMER	C	06/20/1973	D/	GROUNDWATER	P DECR	AJ
—		JOHNSON, JUDY	C					
—	*36-07342	JOHNSON JR, ELMER	C	06/20/1973	D/	GROUNDWATER	P DECR	AJ
—		JOHNSON, JUDY	C					
—	A36-07342	JOHNSON, JUDY	C	06/20/1973	L/	GROUNDWATER	IRR	AJ
—		JOHNSON JR, ELMER	C					
—								
—								
—								

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NOV 25 1998

SRBA SUBCASE SUMMARY REPORT 36-07342

[Return to SRBA Home Page](#)

SRBA
09-29-1998

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 36-07342 FILE#: 00000
CLAIMANT: JOHNSON JR, ELMER
STATUS: PD ISSUED
WATER SOURCE: GROUNDWATER,

**** PARTIES INVOLVED ****

ELMER JOHNSON JR

PRO SE

**** ROA ENTRIES ****

01-15-1998 PARTIAL DECREE FILED
01-15-1998 CERTIFICATE OF MAILING - PARTIAL DECREE

01-15-1998

[Return to SRBA Home Page](#)

9/29/98

MICROFILMED
NOV 25 1998

File requested from Southern Region 9-30-98

1:14:22 PM

SPLIT RIGHT SUMMARY
9/30/98
TRANSFER 5156

SD-0611-2 Basin: 36 Starting Water Right: 07342

S	Water	Name	O	Priority	STG/		Use	S
E	Right No.	Last, First	N	Date	STS	Source	Desc	Y
L								S
---	36-07342	JOHNSON, JR., ELMER	C	06/20/1973	L/	GROUNDWATER	IRR	WR
---	T36-07342	JOHNSON JR, ELMER	C	06/20/1973	D/	GROUNDWATER	IRR	WR
---		JOHNSON, JUDY	C					
---	36-07342	JOHNSON JR, ELMER	C	06/20/1973	D/	GROUNDWATER	P DECR	AJ
---		JOHNSON, JUDY	C					
---	36-07342	JOHNSON JR, ELMER	C	06/20/1973	D/	GROUNDWATER	P DECR	AJ
---		JOHNSON, JUDY	C					
---	A36-07342	JOHNSON, JUDY	C	06/20/1973	L/	GROUNDWATER	IRR	AJ
---		JOHNSON JR, ELMER	C					

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IDWR TRANSFER ANALYSIS SHEET

APPLICANT Elmer Johnson Jr.

TRANSFER NO. 5156

1. Right number(s) 36-07462

2. Type of right ☐ Decree ☒ License ☐ Statutory Claim
☐ SRBA Beneficial Use Claim

3. Purpose of transfer ☒ Change P/D ☐ Add P/D ☐ Change P/U
☐ Change N/U ☐ Change Source ☐ Split Right
☐ Other: _____

4. Check Existing Right: ☒ Source ☒ Priority ☒ Amount ☒ Purpose
☒ Period ☒ SRBA Claim
☒ Description of original point(s) of diversion
☒ Description of original place of use
☒ Overlapping rights on original place of use

Comments: App. is based on SRBA findings

5. Check Proposed Right for amount of land &/or water transferred:

☒ Also see attached memo for more analysis information

- a. ☒ All of right
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of right is owned by the applicant)
- c. ☒ Description of point(s) of diversion
- d. ☒ Description of place of use
- e. ☒ Map showing P/D & P/U after transfer
- f. ☒ Correct notarized signature and \$100 fee
- g. ☒ Proof of ownership of right &/or land from which water is transferred
- h. ☒ Expansion in use of right - Comments: _____

N/A

RECEIVED

APR 16 1998

Department of Water Resources

FROM: Allen Merritt

DATE: November 12, 1997

TO: Transfer File No. 5156
Water Right(s): 36-07462

RECEIVED

APR 16 1998

In the Name of: Johnson

SUBJECT: Review and Recommendation

Department of Water Resources

This transfer proposes to change the point of diversion of license (36-07462). The license presently is served by a well that also provides water to another license (36-07342). Both licenses are limited in that when combined the rate shall not exceed 3.12 cfs or the capacity of the original well.

If the transfer was approved without condition there could be an expansion in rate. It could be approved with condition that the old well and new well combined capacities should not exceed 3.12 cfs. How to accomplish this is questionable.

RECOMMENDATION

I recommend that the transfer be approved subject to the following conditions:

- Subject to SRBA.
- Right 36-07462 be limited to $(80/231)3.12 = 1.08$ cfs.
- Right 36-07342 be limited to $(151/231)3.12 = 2.04$ cfs.
- P/D description for 36-07342 be corrected to SWNW Sec 35, T08S, R15E in this process.
- New and old wells maintain measuring devices &/or provide for power records determine use. Measure & report use as required.
- Drilling permit requirement for new well.

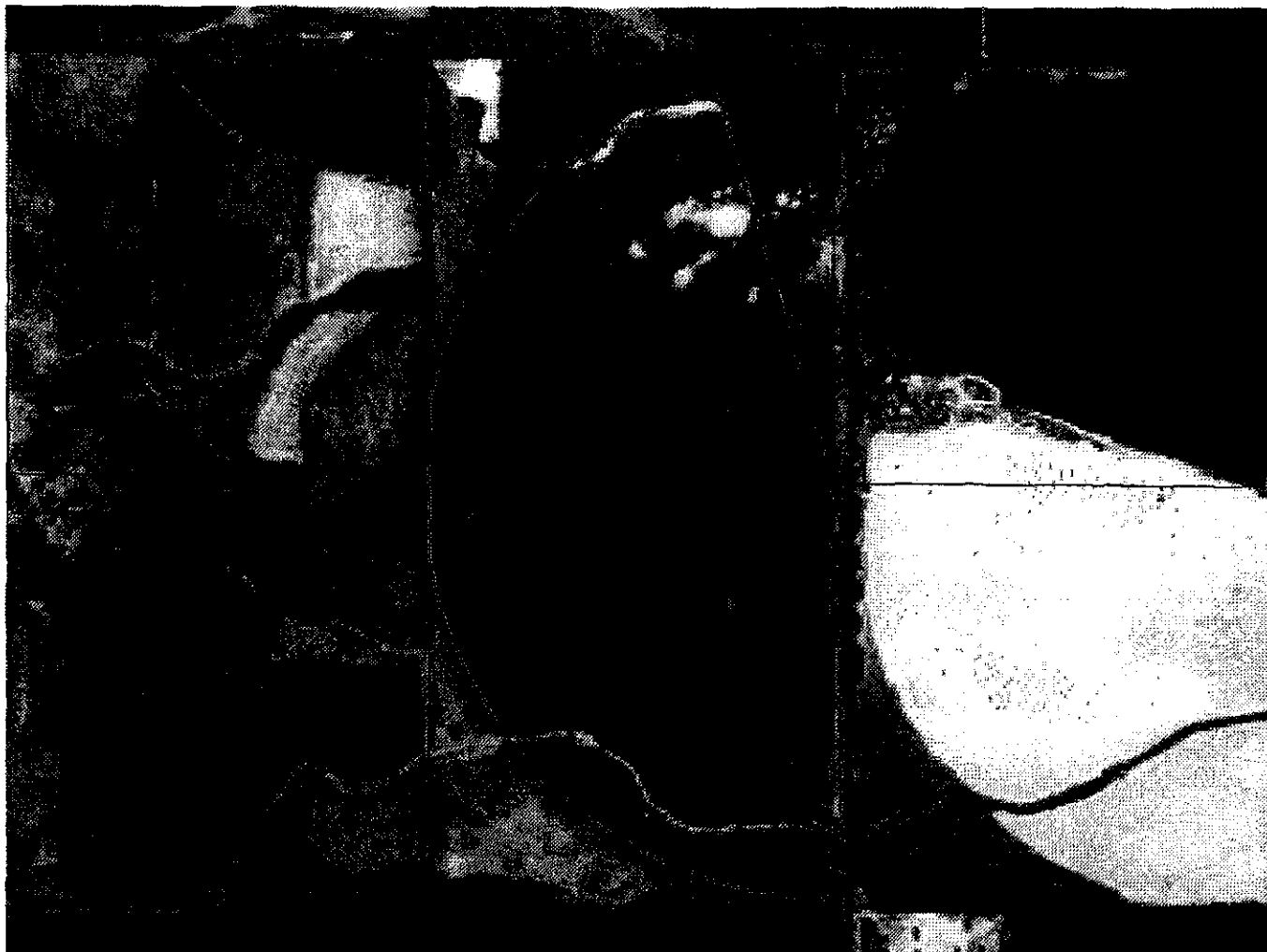
1/12/98, Jones: Concur with enlargement concerns due to combined use limits on decrees. Language limiting use to one well or the other may or may not be a viable alternative. One well-or-other limitation would be a problem if land is split up to different owners.

MICROFILMED

NOV 25 1998

IDAHO DEPARTMENT OF WATER RESOURCES

36-07462
Post Transfer

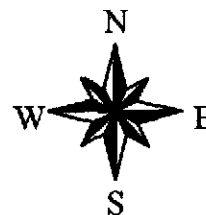


1320

0

1320 Feet

TNS 8S, RNG 15E, SEC 34 E1/2NE



⊙ RECOMMENDED POINT OF DIVERSION



RECOMMENDED PLACE OF USE



SECTION LINES &/OR TRACT LINES



QUARTER/QUARTER LINES

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NOV 25 1998

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY JANUARY 9, 1998
BY DOUGLAS JONES



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 30, 1998

Elmer Johnson Jr.
3520 S 2100 E
Wendell Id 83355

COPY

Dear Mr. Johnson,

Enclosed is your check and application for drilling permit. In reviewing your application for the drilling permit we found your transfer of the water right indicated on your application has not been approved, therefore, we cannot approve this application. If you have any question please call the office at 736-3303.

Sincerely,

Carrie Hahn

/ch

MICROFILMED

NOV 25 1998

AFFIDAVIT of PUBLICATION

State of Idaho }
County of Gooding } ss.

OCT 23 1997

Department of Water Resources
Southern Region

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

2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 15th day of October, 1997, and the date of the last publication was on the 22nd day of October, 1997.

Subscribed and sworn to before me this 22nd day of October, 1997
(SEAL)

Norma Lee Doe

NOTARY PUBLIC

#6644
GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2x

affidavit fee 2.25

Lines tabular at _____ 7¢/Pica

470.25 Lines straight at 28.22 6¢/Pica

470.25 Subsequent lines at 23.51 5¢/Pica

TOTAL COST 53.98

COPY OF NOTICE

(Paste Here)

Not. of Proposed Change
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

IDWR

BILL TO

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. T# 5156

Notice is hereby given that Elmer Johnson, Jr., 3520 S 2100 E; WENDELL ID 83355 has applied to the Department of Water Resources for changes to a water right.

PRESENTLY, Snake River Basin Adjudication Claim No. 36-07462 (1.60 cfs) with a priority date of 04/03/1974 is diverted from groundwater within SW1/4NW1/4, S35, T08S, R15E; Gooding County for irrigation of 80 acres within parts of S34, T08S, R15E; Gooding County.

PROPOSED CHANGE

The purpose of Transfer No. 5156 is to change the point of diversion to a new well to be drilled within SE1/4NE1/4, S34, T08S, R15E; Gooding County.

Any protest against the proposed changes must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before November 3, 1997 to be considered by the Department in its decision to grant or deny any part of the proposed change. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Pub: 10/15-10/22 G18403

IN 6644

MICROFILMED

NOV 25 1997

**NOTICE OF PROPOSED CHANGE
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Karl J. Dreher, Director

Published in the Gooding County Leader on 10/15 & 10/22/97.

MICROFILMED

NOV 25 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

October 10, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LEGALS DEPT
MAGIC VALLEY PUBLISHING CO
ATTN Gooding County Leader
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.

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.

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
NOV 25 1998

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
No. T# 5156

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Karl J. Dreher, Director

Published in the Gooding County Leader on 10/15 & 10/22/97.

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NOV 25 1998

05/10-



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

October 9, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ELMER JOHNSON JR
3520 S 2100 E
WENDELL ID 83355

Re: Application for Transfer No. 5156 (36-07462)

Dear Mr. Johnson:

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

This office has scheduled advertising the application in The Gooding County Leader for 10/15 and 10/22/97.

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

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

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

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

MICROFILMED

NOV 25 1998

TO: File

DATE: September 11, 1997

FROM: Jim Stanton

SUBJECT: App. for Transfer, Elmer Johnson Jr.

On 9-9-97, I visited the subject property accompanied by Mr. Johnson. We discussed how the system operates. He has historically run the pivot and a few rainbirds on the 80 in Sec. 34. There is about an acre directly north of the pivot center that was irrigated with well water, but this will probably not be watered in the future. He plans to convert the half pivot to low pressure, and wants to drill a well just south of the pivot center instead of continuing to use the existing well straight across the road from the pivot center. According to Mr. Johnson, the half pivot uses about 1 cfs. Although the original license on the well is for 3.0 cfs, the full pivot east of the road runs about 2 cfs. The total licensed capacity is 3.12 cfs. The applicant proposes a simple point-of-diversion change, so I see no problem approving this transfer. New well should be limited to 3.12 cfs when combined with License 36-07342. Although the license and SRBA findings for 36-07462 show 80 acres, the ASCS photo shows 56.7 acres. Applicant did not request a change in place of use, however, so we probably don't need to be concerned about the acreage discrepancy at this time.

MICROFILMED

NOV 25 1998

T # 5156

TO: Doug Jones

DATE: September 11, 1997

FROM: Jim Stanton

SUBJECT: Claims 36-07462 & 7342, Elmer Johnson Jr.

I have been working with Mr. Johnson at his request in order to prepare an application for transfer. He wants to drill a separate well for 7462 (the same well now serves both rights). In my field investigation, I observed that the well is located exactly east of the center of the half pivot in Sec. 34. So the well could be described as being in the SW/NW/NW or NW/SW/NW Sec. 35. But the well is NOT located in SW/SW/NW Sec. 35 as shown the Director's Report. Mr. Johnson said there is a ditch pump in this latter location, and the claim file shows the p/d right along the irrigation ditch that runs thru the area. Both licenses list the SW/NW Sec. 35 as the p/d, so I will stay with this in the proposed transfer. I will let you decide what to do with the AJ end of things.

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NOV 25 1998

T # 5156

CLAIM NUMBERS 36-7342

DATE 10-22-97

AGENT KKC

TRANSFER NUMBER _____

OBJECTION FILED _____

TOTAL ACRES FROM RECOMMENDATION 151

GEOGRAPHIC INFO SYSTEM 151

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	8S	15E	3S					46	36	40	35								151
GIS								40	36.9	40	34.7								151.4
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

POLYGON #

UPDATED

B36-DBPOU.DBF 10/22

B36-DBPOD.DBF 10/22

POLYGON CREATED ON 604 (X) 9-30
ATTRIBUTES OF B36-POU.SHP (637) 10/22
ATTRIBUTES OF B36-POD.SHP (611) 10/22

Sham a P/O with
36-7462

P/U CONFLICT yes () no (X)

P/D CONFLICT yes () no (X)

READY FOR DECREE yes (X) no ()

SENT FOR DECREE yes () no ()

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NOV 25 1998

IDAHO DEPARTMENT OF WATER RESOURCES

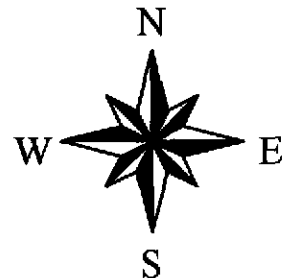
36-07342

ELMER & JUDY JOHNSON JR



660 0 660 1320 1980 2640 Feet

TNS 8S, RNG 15E,
SEC 35, NW1/4



● Recommended Point of Diversion

□ Recommended Place of use

∧ Section lines

□ Quarter/Quarter Lines

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NOV 25 1998

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY OCTOBER 22, 1997
BY KELLY K CHRISTENSEN

IDAHO DEPARTMENT OF WATER RESOURCES

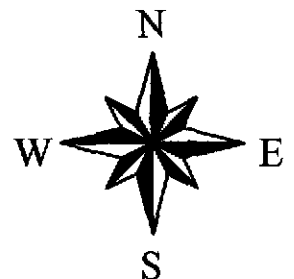
36-07342

ELMER & JUDY JOHNSON JR



660 0 660 1320 1980 2640 Feet

TNS 8S, RNG 15E,
SEC 35, NW1/4



● Recommended Point of Diversion

□ Recommended Place of use

∩ Section lines

□ Quarter/Quarter Lines

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NOV 25 1998
"DO NOT FILM"

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY OCTOBER 22, 1997
BY KELLY K CHRISTENSEN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:18:56
08/30/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-07342

MICROFILMED

FEB 03 1993

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE				N		SCW 10-1-91	DA 10-11-90	
POINT OF DIV	Y			Y	1 6			
SOURCE				N				
PLACE OF USE	Y			N	1 4 6			
DIV. AMOUNT CFS/VOLUME				N	6.			
CONSUMPTIVE USE				N	6.			
PURPOSES				N				
PERIOD OF USE				N				
BASIS OF CLAIM				N				
REMARKS				N	6.			

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:18:56
08/30/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-07342

MICROFILMED

FEB 03 1993

LAST: JOHNSON
ADDRESS: 3520 S. 2100 E.
CITY: WENDELL
PHONE NUMBER: 208-536-2131
OWNER CODE: C

FIRST: JUDY
STATE: ID ZIP: 83355

LAST: JOHNSON, JR.
ADDRESS: 3520 S. 2100 E.
CITY: WENDELL
PHONE NUMBER: 208-536-2131
OWNER CODE: C

FIRST: ELMER
STATE: ID ZIP: 83355

FIELD EXAM REQUIRED?

FIELD
EXAMINER

DATABASE
N

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

CONTACT PERSON: _____

PHONE NUMBER: (____) _____

DATE OF FIELD EXAM: ____ / ____ / ____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____ : ____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) _____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

A. AJ CLAIM: # A36-07342 PRIORITY DATE: 06-20-1973 STAGE: L
B. WR RECORD: # 36-07342 PRIORITY DATE: 06-20-1973 STAGE: L

C. FIELD EXAM REQUIRED? FIELD EXAMINER
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(✓)

REMARKS:

MICROFILMED
FEB 03 1993

RECOMMENDED PRIORITY DATE:
06-20-1973

REVIEWED BY *W* DATE 9/7/90

CLAIM NUMBER: A36-07342

A. A1 CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	35					
A36-07342	08S	15E							
OTHER A1 CLAIMS WITH SAME A1 POD									
A PREFIX									
A36-07462									
R PREFIX									
NONE									
SOURCE: GROUNDWATER									
B. WR POINT OF DIVERSION AND SOURCE:									
RIGHT	TWP.	RGE.	SEC.	35					
36-07342	08S	15E							
OTHER WR RECORDS WITH SAME WR POD									
A PREFIX									
A36-07462									
R PREFIX									
NONE									
SOURCE: GROUNDWATER									

TRIB:

RIGHT	TWP.	RGE.	SEC.	35					
36-07342	08S	15E							
OTHER WR RECORDS WITH SAME WR POD									
A PREFIX									
A36-07462									
R PREFIX									
NONE									
SOURCE: GROUNDWATER									

TRIB:

C. FIELD EXAM REQUIRED?

FIELD EXAMINER	DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE
N	N	N	N

REMARKS:

Confirmed POD with original survey

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC.

COUNTY

LOT

1/4

1/4

1/4

47

NW

SW

SW

35

150

82

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

DATE:

9/7/90

1W

MICROFILMED

FEB 03 1993

A. ROOT WATER RIGHT NUMBERS: A36-07342

B. POU LISTING

TWP RNG SEC 1/4 1/4 LOT NAME

08S 15E 35 NE NW JOHNSON, JUDY

08S 15E 35 NW NW JOHNSON, JUDY
JOHNSON, JR., ELMER
NICCUM, W.H.

08S 15E 35 SW NW JOHNSON, JUDY

08S 15E 35 SE NW JOHNSON, JUDY

TOTAL ACRES A36-07342

AI
#/ACRES

WR
#/ACRES

LANDSAT
DATA

FIELD
EXAM.

RECOMM.
ACRES

39 39 39 40

36 36 36 36

40 40 40 40

35 35 35 35

150 150 150 151

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N (✓)

IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

PRESUMPTION FLAG:

REMARKS:

DATABASE
Y

FIELD
EXAMINER
N

Source Out = Waste ground appears irrigated in SE NW due to Run off water.
However in NW NW were there in 1976 and are still there today. If cannot irrigate.

NO CANAL WATER USED.

RECOMMENDATIONS:

TOTAL ACRES: 151

REVIEWED BY: W

DATE: 9/2/90

See 10-1-91

A. AJ CLAIMED USES:

PURPOSES
A36-07342 IRRIGATION

MONTH/DAY
FROM 03-15 TO 11-15

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
3.000 CFS

3.000 CFS 640.00 AE/A

B. WR RECORDED USES:

PURPOSES
36-07342 IRRIGATION

MONTH/DAY
FROM 03-15 TO 11-15

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
3.000 CFS 640.00 AE/A

3.000 CFS 640.00 AE/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

DATABASE

N
N
N

FIELD EXAMINER

NU
NU

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

REMARKS:

Y(✓) N()

Y() N()

Explain in remarks, below.

MICROFILMED
FEB 03 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 3.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 3.000 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
Y

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: ~~SAME SYSTEM A36-07462~~

NO CLAIMS FOUND WITH SAME POW AND IRRIGATION USAGE

LIST ALL RIGHTS WITH SAME POW BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-10529	STOCKWATER	JOHNSON, JR., ELMER	FROM 01-01 TO 12-31	.040 CFS	
A36-10529	DOMESTIC	JOHNSON, JR., ELMER	FROM 01-01 TO 12-31	.040 CFS	
A36-15137	DOMESTIC	NICCUK, W.H.	FROM 01-01 TO 12-31	.040 CFS	
A36-15137	STOCKWATER	NICCUK, W.H.	FROM 01-01 TO 12-31	.040 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

1a. IRRIGATION RATE
ACRES 151 $\times$ 0.02 CFS/ACRE = 3.02 CFS
(Taken from p/u review)

Limit to License Rate

3.00 cfs

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(/)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 480.0 AE/A
ACRES 151 $\times$ CONSUMPTIVE VOL. AE/A FOR AREA 3 =
151 TOTAL CONSUMPTIVE USE 480 AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 640.00 AE/A
ACRES 151 $\times$ DIVERSION VOL. AE/A FOR AREA 4 =
151 TOTAL DIVERSION VOLUME 640 AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(/)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

A36-07462 + this might be same well - different area

MICROFILMED
FEB 03 1993

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AE/A	REC. CONS. USE
IRRIGATION	03-15 11-15	DATABASE EXAMINER 3.000	DATABASE EXAMINER 640.00	DATABASE EXAMINER 480.0
TOTAL FOR THIS RIGHT		3.000	640.00	480.0

REVIEWED BY: *mw* DATE: *9/7/90* *604* *453*
See 10-1-91

EOT = 312 cfs cap.

209

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FORFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED

NEEDS
REVIEW

NA

MICROFILMED
FEB 03 1993

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-07342

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT
NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

A36-07342

3.000

-

36-07342

3.000

TOTAL CFS

3.000

3.000

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
Y

FIELD
EXAMINER

NA

REMARKS:

AUTHENTICATION:

SIGNATURE:

lw

DATE:

Steve Chellid 10-10-90

9/17/90

NAME OF FIELD EXAMINER:

TITLE:

VABM

3412

LOCATION

3411

HATCH

3422

25

R 15 E

PA

FEB 03 1963

36

35

CLAIM #36-07342

INIT

SCC

T. R. S. Q/Q

P/D BS 15E 35 SWSWNW

PHOTO

DT. & ID. B821 1976

Well
3356

4

ROCK

WATER

SPRINGS

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE:

DATE:

BY:

A36-7342
A36-7462
10-1-91
Scr

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (H.P.) \times (EFF.)}{TDH}$

Q = CFS

H.P. = Total Brake Horsepower of pumping plant (including booster)

EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)

TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]

LIFT = depth to water in FEET from land surface to pumping water level

PSI = pumping pressure measured in psi near pump
(if open discharge assume zero [0])

$$Q = \frac{(8.8) \times (125) \times (0.70)}{[(100) + (70 \times 2.31)]} = \frac{770}{261.7} = 2.94 \text{ cfs}$$

LIFT FROM:

measurement ()

owner ()

area estimate (X)

well logs (X)

Booster (Y) (N)

PSI FROM:

measurement ()

owner ()

estimate (X) Pivots

owner gage ()

NOTES ON PUMP:

Motor Make, Serial or ID

125 HP # BKJ 0220102

Pump Make, Serial or ID, rating

Wayne & Bowler Pump # A5296

REMARKS

License Exam measured 3.12 Capacity

ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season)	(days)	
3/15 - 11/15	246	POTENTIAL = $\frac{((246) \times (1.98) \times (3.12))}{((240))}$
4/1 - 11/1	215	
4/15 - 10/15	184	
3/1 - 12/1	276	

POTENTIAL = 6.3

REQUIRED Acre Feet/Acre/Annum = 4.0
(AF/Ann/Ac irrigation requirement from chart for area)

NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY (X)

IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

Well Capacity @ 3.12 cfs

FEB 03 1993

**This right has been
superceded by
a Decree.**

**All actions above this point
are based on the decreed
version of this right.**



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

August 3, 1978

Re: Permit No. 36-7342

Elmer Johnson, Jr.
Route #2
Wendell, ID 83355

Dear Mr. Johnson:

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw
Enclosure

cc: Alan D. McCombs, Mgr.
Federal Land Bank Assoc. of Idaho
507 Idaho Street
Gooding, ID 83330
Encl: copy of License

MICROFILMED

June 29, 1978

Re: Permit No. 36-7342

Alan D. McCombs, Mgr.
Federal Land Bank Assoc. of Idaho
507 Idaho Street
Gooding, ID 83330

Dear Mr. McCombs:

A license will be issued for this permit after the 10-day period given permit holders to comment on the letter we send stating what the license will be issued for. The 10-day period is up for this permit on July 1, 1978. We will send you a copy of the license at that time.

If you have any further questions, please contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

Palmer

FEDERAL LAND BANK ASSOCIATION OF GOODING

507 IDAHO STREET GOODING, IDAHO 83330

TELEPHONE: (208) 934-5655



RECEIVED

ALAN D. MCCOMBS, MANAGER

JUN 23 1978

Department of Water Resources

June 22, 1978

163463-6 Johnson

Department of Water Resources
Records Department
Statehouse
Boise, Idaho

Gentlemen,

Would you please advise our office if a license has been issued on permit no. 36-7342 - Elmer F. Johnson, Jr. If a license has been issued, please forward our office a copy. If there is a charge for this service, please bill our office accordingly.

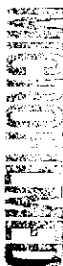
Thank you for your assistance in this matter.

Very truly yours,

A handwritten signature in cursive script that reads "Alan D. McCombs".

ALAN D. MCCOMBS
Manager

ADM/jg



SERVING GOODING, JEROME, LINCOLN, CAMAS, AND BLAINE COUNTIES



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

June 21, 1978

Re: Permit No. 36-7342

Elmer Johnson Jr.
Route 2
Wendell, Idaho 83355

Dear Mr. Johnson:

A representative of this Department made an examination of the works covered by your Permit No. 36-7342 on June 1, 1976, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 3.00 cfs Source: Groundwater

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

Point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Twp. 8S, Rge. 15E, B.M.

Beneficial use: Irrigation of 160 acres within the NW $\frac{1}{4}$ of Sec. 35,
Twp. 8S, Rge. 15E, B.M.

Priority date established: June 20, 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,

JAN GROVER
Water Rights Supervisor

JG/kw

MICROFILMED

RECEIVED

Phone MAR 26 1976

536-2131

Department of Water Resources
Southern District Office

3. Water will be used for the following purposes:

Other uses: _____

- Max Rate of Diversion 3.00 cubic feet per second and annual volume _____ AF/Annum.

- Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County _____

Other Points of Diversions:

Description of diverting works: 125 hp pump, center pivot, well

Measuring device required: yes ☒ no ☐

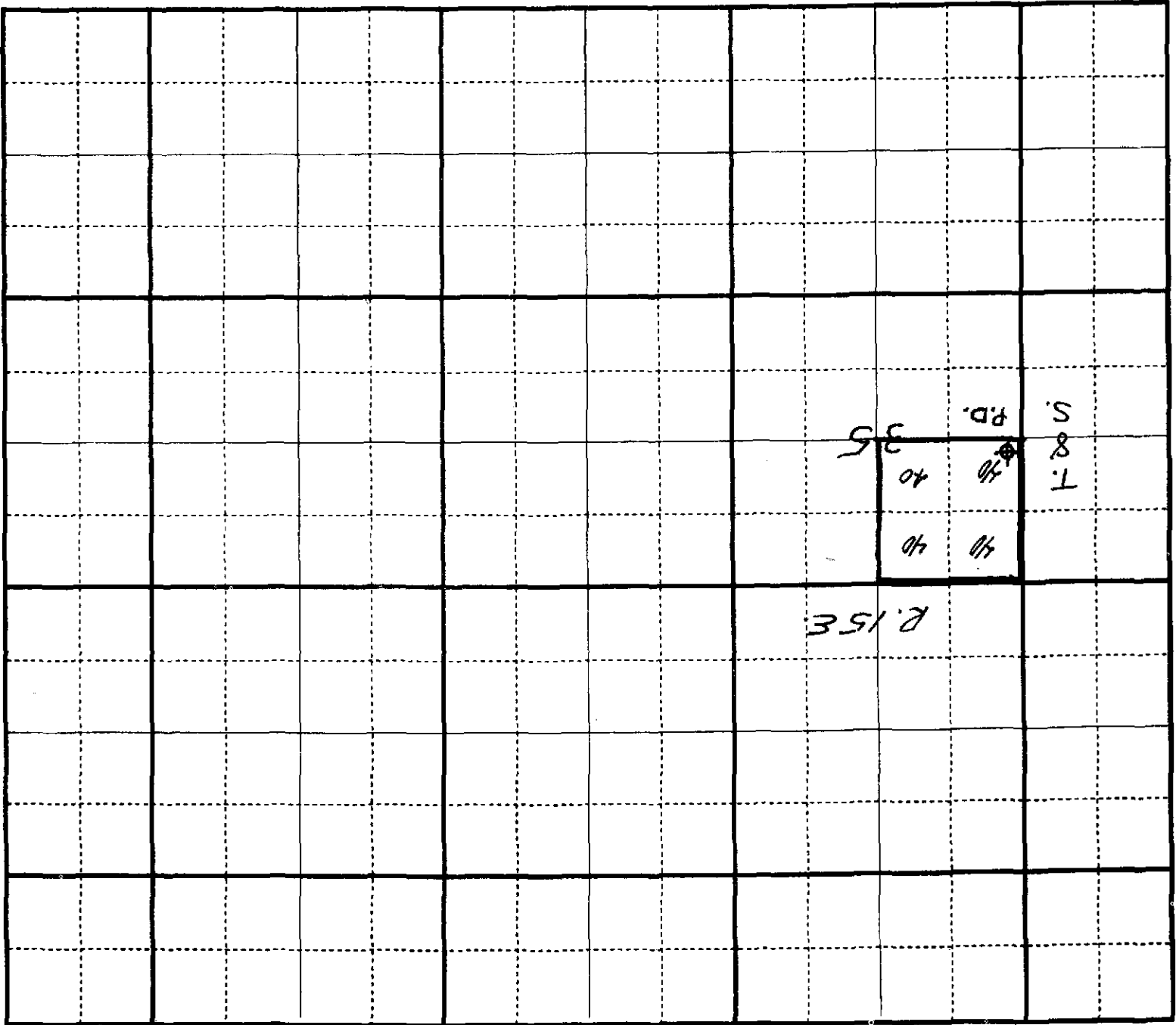
6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE _____ **160**

MICROFILMET

Diagram of System



DATE OF EXAM 6-1-1976

ACREAGE
Found 160
Recommended 160

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q = 3.0 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 3.12 c.f.s. Method of measurement Badger

Total Q recommended 3.00 c.f.s. Meter No. M0588497 Type 12" Condition New

Total V recommended 640.0 AcFt/ANN

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$Q = \frac{(1400 \text{ gpm})}{448.8 \text{ g.p.m.}} = 3.12 \text{ c.f.s. Meas.}$
 $Q = 3.0 \text{ c.f.s. Amount Applied for}$
 $V = 640.0 \text{ AcFt/ANN. (Irr Req 4.0 } \frac{\text{AcFt}}{\text{Ac Ann}}) (160 \text{ Acres})$

SYSTEM DESCRIPTION:

125 Hp. Motor Serial # BKJ220102
Layne & Bowler Serial # 45296
Sprinkler System and Handlines.

REMARKS: Permit # 36-7492 uses the same system.

Examiner's Signature Larry Lundberg Date 6-1-1976

Checked by Larry Lundberg Date 6-28-76

Approved by Michael L. Steele Date 8-26-76

March 23, 1976

Re: Permit No. 36-7362

Elmer Johnson, Jr.
Route 2
Wendell, Idaho 83355

Dear Mr. Johnson:

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 during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in Twin Falls.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

March 22, 1976

Re: Permit No. 36-7342

Elmer Johnson, Jr.
Route 2
Wendell, Idaho 83355

Dear Mr. Johnson:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been recorded and the Department's records have been changed.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

Rec. 3/8/76

RECEIVED
MAR 8 1976
Department of Water Resources

Department of Water Resources

MAR 8 1976

STATE OF IDAHO

Identification No. _____

Permit No. 36-7342

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder Elmer Johnson Jr.
b) Post Office Address Route #2 Wendell, Idaho 83355
2. Permit Number 36-7342
3. Date of Priority that you are prepared to establish 6-20-1973
4. a) Source from which water was appropriated Ground Water
b) Location of the point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 35
Township 8 S, Range 15 E Boise Meridian, Other points of diversion: Gooding County
5. a) The amount of water and use to which the water has been applied:
Amount 3.0 c.f.s. 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 3.0 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) 125-H.P. Pump, the Center Pivot.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Badger flow meter.
c) Give well driller's name and address and the date the well was completed: George Gailley - 427- Taylor, Hansen, Idaho
Feb, 1974
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

3-23-76

WJH

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	
8-S	15-E	35					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.

2-8-76
(Date)

Elmer Johnson Jr.
(Signature)

State of Idaho)
County of Teton Falls) ss.

On this 8th day of March, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

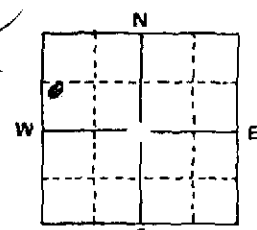
Carol E. Clough
Notary Public residing at Teton Falls, Ida.

My commission expires 8-12-79

WELL DRILLER'S REPORT

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

RECEIVED

1. WELL OWNER Name <u>Howard McCann</u> Elmer Johnson Address <u>Wendell R #2</u> Owner's Permit No. <u>36-7342</u>	7. WATER LEVEL Static water level <u>92</u> feet below land surface Flowing? ☐ Yes ☒ No G.P.M. flow _____ Temperature <u>60</u> ° F. Quality <u>Good</u> Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☐ Cap ☐ Plug																																																																																														
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____	8. WELL TEST DATA ☐ Pump ☐ Bailer ☐ Other <u>Notest</u> <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th>Discharge G.P.M.</th><th>Draw Down</th><th>Hours Pumped</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>	Discharge G.P.M.	Draw Down	Hours Pumped																																																																																											
Discharge G.P.M.	Draw Down	Hours Pumped																																																																																													
3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th rowspan="2">Hole Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>16</td><td>0</td><td>4</td><td>Surface</td><td> </td><td>X</td></tr><tr><td>16</td><td>4</td><td>20</td><td>Grey lava Hard</td><td> </td><td>X</td></tr><tr><td>16</td><td>20</td><td>25</td><td>Grey lava Loose</td><td> </td><td>X</td></tr><tr><td>16</td><td>25</td><td>80</td><td>Grey lava Hard</td><td> </td><td>X</td></tr><tr><td>16</td><td>80</td><td>85</td><td>Brown lava Broken</td><td>X</td><td> </td></tr><tr><td>16</td><td>85</td><td>90</td><td>Grey Pores lava</td><td> </td><td>X</td></tr><tr><td>16</td><td>90</td><td>105</td><td>Black Cinders</td><td> </td><td>X</td></tr><tr><td>16</td><td>105</td><td>110</td><td>Hard grey lava</td><td> </td><td>X</td></tr><tr><td>16</td><td>110</td><td>115</td><td>Black Pores lava</td><td> </td><td>X</td></tr><tr><td>16</td><td>115</td><td> </td><td>Black cinders</td><td> </td><td>X</td></tr><tr><td>16</td><td>115</td><td>125</td><td>Black Pores lava</td><td> </td><td>X</td></tr><tr><td>16</td><td>125</td><td> </td><td>+ Black Cinders</td><td> </td><td>X</td></tr><tr><td>16</td><td>125</td><td>130</td><td>Black Pores lava</td><td> </td><td>X</td></tr><tr><td>16</td><td>130</td><td>135</td><td>Grey Hard lava</td><td> </td><td>X</td></tr></tbody></table>	Hole Diam.	Depth		Material	Water		From	To	Yes	No	16	0	4	Surface		X	16	4	20	Grey lava Hard		X	16	20	25	Grey lava Loose		X	16	25	80	Grey lava Hard		X	16	80	85	Brown lava Broken	X		16	85	90	Grey Pores lava		X	16	90	105	Black Cinders		X	16	105	110	Hard grey lava		X	16	110	115	Black Pores lava		X	16	115		Black cinders		X	16	115	125	Black Pores lava		X	16	125		+ Black Cinders		X	16	125	130	Black Pores lava		X	16	130	135	Grey Hard lava		X
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16	130	135	Grey Hard lava		X																																																																																										
4. METHOD DRILLED ☒ Cable ☐ Rotary ☐ Dug ☐ Other	5. WELL CONSTRUCTION Diameter of hole <u>16</u> inches Total depth <u>135</u> feet Casing schedule: ☒ Steel ☐ Concrete <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td><u>250</u> inches</td><td><u>16</u> inches</td><td><u>1</u> feet</td><td><u>19</u> feet</td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr></tbody></table> Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal? ☒ Yes ☐ No To what depth <u>18</u> feet Material used in seal ☒ Cement grout ☐ Puddling clay	Thickness	Diameter	From	To	<u>250</u> inches	<u>16</u> inches	<u>1</u> feet	<u>19</u> feet																	Number	From	To																																																																			
Thickness	Diameter	From	To																																																																																												
<u>250</u> inches	<u>16</u> inches	<u>1</u> feet	<u>19</u> feet																																																																																												
Number	From	To																																																																																													
6. LOCATION OF WELL Sketch map location must agree with written location.  36 86-7342	10. Work started <u>11/12/73</u> finished <u>12/11/73</u> 11. DRILLER'S CERTIFICATION This well was drilled under my supervision and this report is true to the best of my knowledge. George Criley Well Drilling Driller's or Firm's Name Number <u>4</u> <u>P.O. Box 347 Kimberly Idaho</u>																																																																																														

July 19, 1973

Re: Permit No. 36-7342

Mr. W. H. Niccum
Route #2
Wendell, ID 83355

Dear Mr. Niccum:

Enclosed is a copy of your approved Application for Permit No. 36-7342. 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 7342

June 20, 1973

RE: Application No. 36-7342 - W. H. Niccum

Gooding County Leader
Box 56
Gooding, ID 83330

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the 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,

36 7342

Bob Haynes
District Engineer
Southern District

Bill submitted

7-3-73 by *jmm*

BH:jmm

Enc.: Legal Notice

OK jmm 6-26-73

Need Galley Proof
**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that W. H. Niccum, Route 2, Wendell, ID has on June 20, 1973 submitted Application No. 36-7342 for a permit to appropriate 3.0 cubic feet per second of water from groundwater by means of deep well pump and sprinkler system within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 8S, R. 15E, B.M., Gooding County to be used from Mar. 15 to Nov. 15 for Irrigation of 160 acres within the NW $\frac{1}{4}$, Sec. 35, T. 8S, 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 Boulevard North, Twin Falls, Idaho, 83301 on or before July 16, 1973.

R. KEITH HIGGINSON,
Director

6-28-2tc

2434 98

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that W. H. Niccum

Route 2, Wendell, ID

has on June 20, 1973 submitted Application No. 36-7342
for a permit to appropriate 3.0 cubic feet per second ~~XXXX XXXX XXX XXXXX~~
of water from groundwater
by means of deep well pump and sprinkler system
within the S¹/₄ NW¹/₄, Sec. 35, T. 8S, R. 15E, B.M., Gooding County

to be used from Mar. 15 to Nov. 15
for Irrigation of 16 acres

within the NW¹/₄, Sec. 35, T. 8S, 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 Boulevard North, Twin Falls, Idaho, 83301 on or before July 16, 1973.

R. KEITH HIGGINSON

Director

Gooding County Leader

36 7342

Published in the June 28 and July 5, 1973
on _____