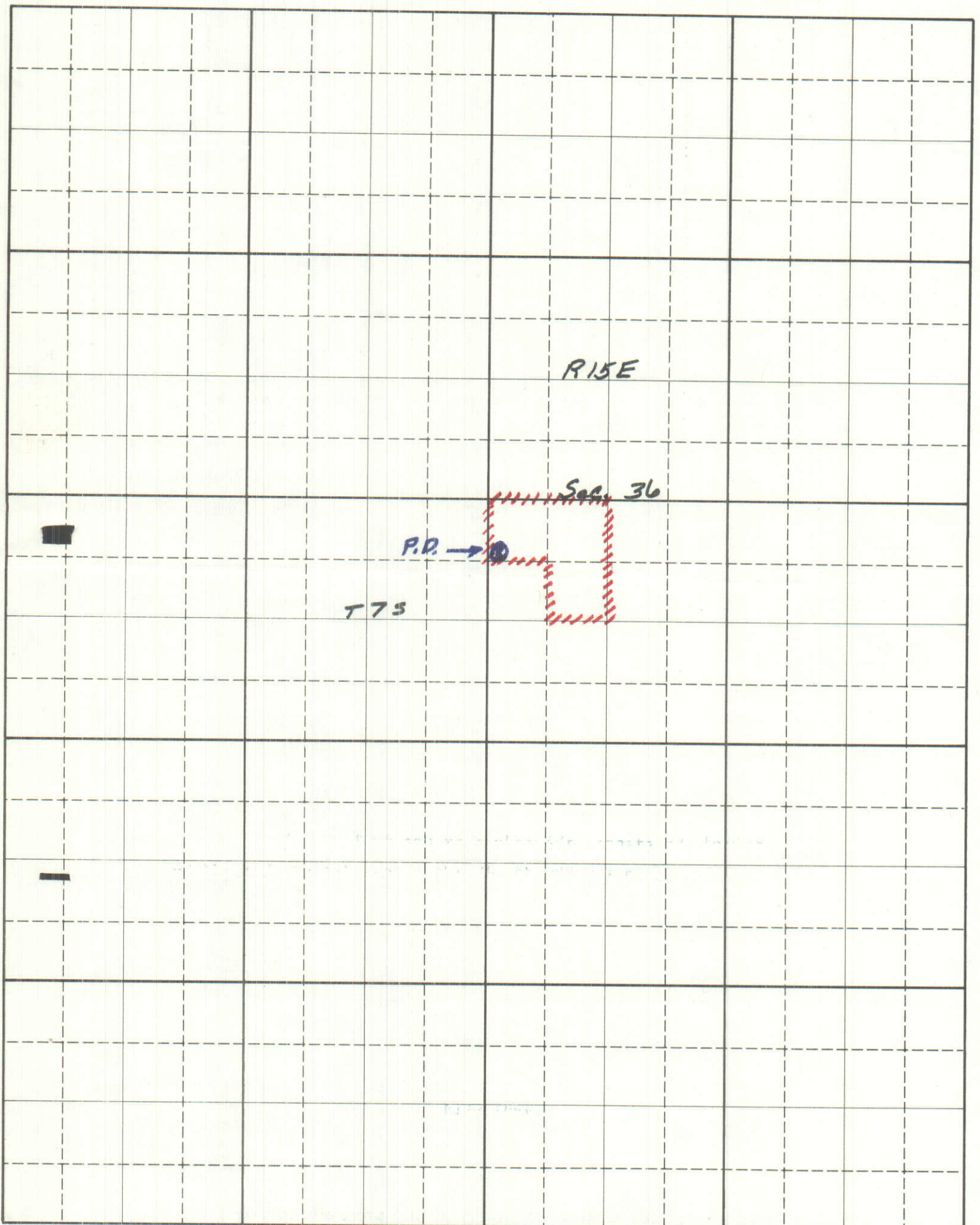




SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

RECORDED

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Gooding } SS.

APR 8 1974

Department of Water Administration
Southern District Office

Gordon O. Glasmann 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 March

19 74, and the date of the last publication was on the 4

day of April, 19 74.

GORDON O. GLASMANN

Subscribed and sworn to before me this 5

day of April, 19 74.
(SEAL)

Shirley Commons
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 52 52 52

Number of Insertions 2 2 2

Lines tabular at 315c

52 Lines straight at 10.92 21c 10.92

52 Subsequent lines at 7.80 15c 7.80

TOTAL COST 18.72

COPY OF NOTICE

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 36-2445

Notice is hereby given that Scott and Winmill, Inc. of Box 116, Wendell, Idaho, has applied to the Department of Water Administration for a change of the point of diversion and place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 36-2445 and is recorded as follows:

Amount: 1.90 cfs

Priority: July 18, 1960

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T 7S, R 15E, B.M., Gooding Co.

The water is used for irrigation purposes from Apr. 1 to Nov. 1 within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 15E, B.M.

TO BE CHANGED AS FOLLOWS

Amount: 1.90 cfs

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 15E, B.M.

The water will be used for irrigation of 95 acres within the N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 15E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Dept. of Water Administration, 1041 Blue Lakes Blvd. N., Twin Falls, Idaho, on or before Apr. 15, 1974.

R. KEITH HIGGINSON

Director

Pub. 3-28;4-4

7 pt. per line, straight 21c

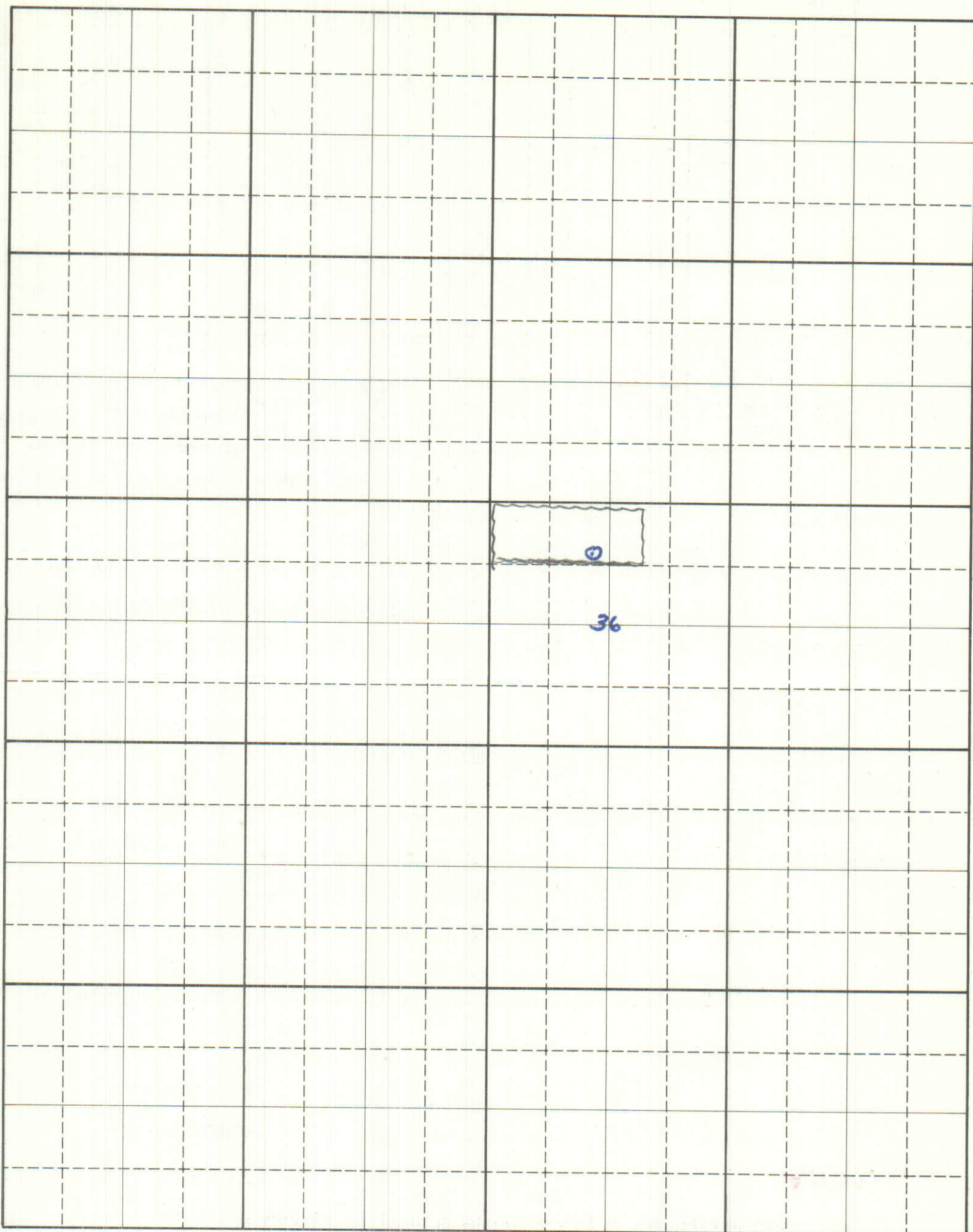
7 pt. per line, tabular 315c

7 pt. per line, successive insertions 15c

W Hig # 5467
4/5/74
@

No. 4

36 2445



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

Affidavit of Publication

State of Idaho, }
County of Gooding } ss.

Alfred E. 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 3 day

of February, 1972, and the date of the last publication

was on the 10 day of February, 1972

Subscribed and sworn to before me this 11

day of February, 1972

(SEAL)

Andrey C. Belsher
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice _____

Number of Insertions _____

_____ Lines at 14¢ _____

36 2445 _____ Lines at 10¢ _____

TOTAL COST _____

COPY OF NOTICE

Title of Notice

Change of Water
Title of Notice

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 36-2445

Notice is hereby given that KEITH DAVIS of Wendell, Idaho has applied to the Department of Water Administration for a change of point of diversion of the waters of a ground water source. The right sought to be changed is evidenced by License No. 36-2445 and is recorded as follows. Amount: 1.90 c.f.s. Priority: July 18, 1960. Point of Diversion NW 1/4 NE 1/4, Sec. 36, Twp. 7 S, Rge. 15 E, B.M., Gooding County. The water is used for irrigation purposes from March 15 to November 15, within the NW 1/4 NE 1/4, N 1/2 NW 1/4, Sec. 36, Twp. 7 S, Rge. 15 E, B.M., for a total of 95 irrigated acres.

TO BE CHANGED AS FOLLOWS

Point of Diversion: NE 1/4 - NW 1/4, Sec. 36, Twp. 7 S, Rge. 15 E, B.M.

Any protests against approval of the proposed change of water right application must be filed with the Department of Water Administration on or before February 21, 1972.

R. KEITH HIGGINSON,
Director

2-3-2tc

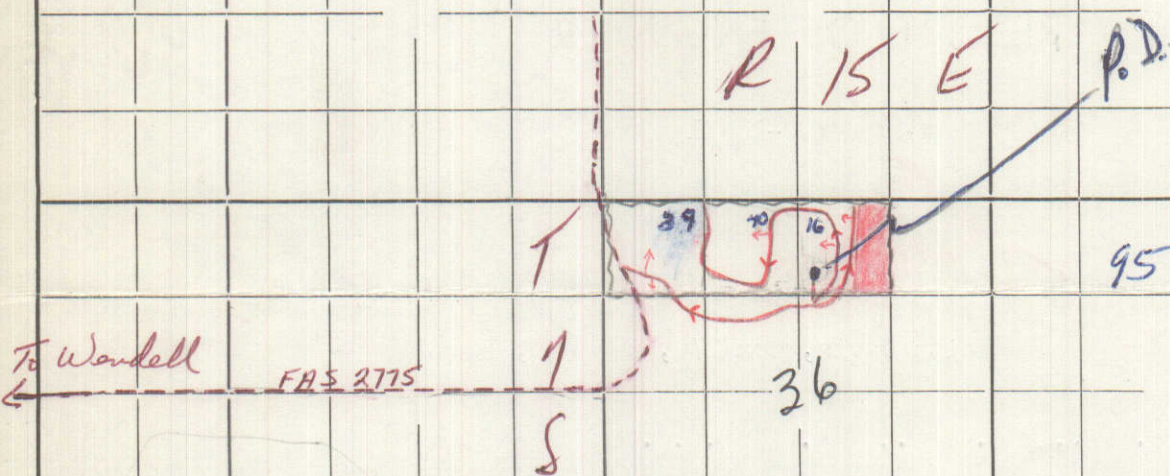
ESTIMATED RATES:	
(Idaho Code, (Rev. Statutes) 1956	
7 pt. per line, straight	14c
7 pt. per line, tabular	20c
7 pt. per line, successive	
insertions	10c
6 pt. per line, straight	15c
6 pt. per line, tabular	20c
6 pt. per line, successive	
insertions	10c

No 1390

RECEIVED

FEB 14 1972

Department of Water Administration



Subdivisions 3

AREA 95 ACRES

ALLOW $\odot$ 1.90 CFS OR 25 inches

PRODUCTION OF WELL

2.51 CFS OR 125 1/2 inches

NAME OF APPLICANT

Kath Davis

Form No. 0

T-7.5. R. 15 E



WELL

(36)

Permit Map No. *928871*
As Approved
GEO. N. CARTER
Reclamation Engineer
JUL 26 1960

Identification No. 36-2445

Transfer No. 1826

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPROVED

**APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use**

1. Name of Right Holder Scott and Winmill, Inc.

Post office address Box 116, Wendell, Idaho

2. Right obtained by:

a. Decree to _____ in Case of _____
(Name)

vs. _____, Dated _____ in _____
(Name of Court)

Court, County of _____

b. License No. 36-2445 issued by the State of Idaho, Department of Reclamation.

3. Source of water groundwater tributary to _____
(Name of stream or source)

4. Date of Priority July 18, 1960

5. Amount of water a 1.90 c.f.s. and/or

b. _____ acre feet/annum

6. Water is used for irrigation from Apr. 1 to Nov. 1
(Month, Day) (Month, Day)

7. Original location of point of diversion is NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 36,

Township 7S, Range 15E, B.M., in Gooding County;

Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7S	15E	36		16			40	39											95

Total number of acres presently irrigated 95

36 2445

9. If applicant was not the original holder of this right explain how it was acquired: _____
by purchase _____

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 1.90 c.f.s. and/or _____ acre feet
- b. New point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 36, Township 7S
_____, Range 15E, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: _____
well, pump, sprinkler system

- d. Is water to be conveyed to the lands previously irrigated? Yes X No X
If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion:
To get transmission lines out of the way which will interfere
with sprinkler systems and to appropriate additional waters
for new lands on a new permit.

- f. Do you intend to make the transfer permanent? yes
- g. Do you intend to abandon completely the old point of diversion? yes

- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

- a. Describe the new lands on which you wish to use your right.

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7S	15E	36					40	39		16									95

Total number of acres to be irrigated 95

36-2445
b. Do you intend to make the transfer permanent? yes

c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:
no. I am making application for permit to irrigate those acres
in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36.

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: none

e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Scott & Winnie Hsu,
By Vern R. Winnie Pres
(signature of applicant)

Subscribed and sworn to before me this 20th day of March, 1974

Lidia L. Tippett
(notary public)

My commission expires 2-24-78

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 36-2445,
and said application is hereby APPROVED

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

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 29 day of May, 1974

[Signature]
Director ~~State Reclamation Engineer~~
Idaho Dept. of Water Administration

FOR DEPARTMENT USE ONLY

Received by 1207 Date 3-20-74

Protest filed by: _____ Date _____

Prelim. check by mls Date 3-22-74

Fee received by LT Date 3-20-74 Fee \$ 30.00 (13857)

Approved for publication by mls

Published in Gooding Co. L Dates 3-28 & 4-4-74

Hearing held _____

Watermaster Recommendation sent _____

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Gooding } SS.

Legal Notice of Publication
Gooding, Idaho

Gordon O. Glasmann 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 March,

19 74, and the date of the last publication was on the 4

day of April, 19 74.

GORDON O. GLASMANN

Subscribed and sworn to before me this 5

day of April, 19 74.
(SEAL)

Shirley Commons
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 52 52 52

Number of Insertions 2 2 2

Lines tabular at 315c

52 Lines straight at 10.92 21c 10.92

52 Subsequent lines at 7.80 15c 7.80

TOTAL COST 18.72

COPY OF NOTICE

The water right is the right of the State of Idaho, as evidenced by License No. 22,345 and is recorded as follows:

Amount: 1.50 cfs

Priority: July 15, 1900

Point of diversion: NW 1/4

NW 1/4, Sec. 34, T 7S, R 15E

B.M. Gooding, Idaho

The water is used for irrigation purposes from Apr.

1 to Nov. 1 within the NW

1/4 NW 1/4, N 1/4 NW 1/4, Sec.

34, T 7S, R 15E, B.M.

TO BE CHANGED AS

Amount: 1.50 cfs

Point of diversion: NW 1/4

NW 1/4, Sec. 34, T 7S, R

15E, B.M.

The water will be used for

irrigation purposes from Apr.

1 to Nov. 1 within the NW

1/4 NW 1/4, N 1/4 NW 1/4,

Sec. 34, T 7S, R 15E,

B.M.

Any protest against ap-

proval of the above pro-

posed change of water

right must be filed with

the Idaho Dept. of Water

Administration, 1041 Blue

Lake Blvd SE, Twin Falls,

Idaho, on or before Apr.

15, 1974.

E. JAMES HARRINGTON

Notary Public

Full Charge

7 pt. per line, straight 21c

7 pt. per line, tabular 315c

7 pt. per line, successive

insertions 15c

W Hig # 5467

4/5/74

@

No

4

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Gooding } SS.

Superior Court of the State of Idaho
Gooding County Office

Gordon O. Glasmann 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 9 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 March

19 74, and the date of the last publication was on the 4

day of April, 19 74.

GORDON O. GLASMANN

Subscribed and sworn to before me this 5

day of April, 19 74.
(SEAL)

Shirley Cammon
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 52 52 52

Number of Insertions 2 2 2

Lines tabular at 315c

52 Lines straight at 10.92 21c 10.92

52 Subsequent lines at 7.80 15c 7.80

TOTAL COST 18.72



PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

State of Idaho
BILL TO
Water Dept
Swain Falls, Ida.

PUBLICATION RATES (Idaho Code, Rev. Statutes 1971)

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

Wing # 5467
4/5/74
cu No 4

7753

State of Idaho
License and Certificate of Water Right

Water License No. G-28871

Amount 1.90 c.f.s.

Water District No. _____

Priority July 18, 1960

THIS IS TO CERTIFY that KEITH DAVIS
of Wendell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 18, 1960; that Permit No. G-28871
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.90 second feet, was issued thereunder on October 24, 1963, showing that said works
were completed on the 22nd day of July, 1963; and that on the 22nd
day of July, 1963,

KEITH DAVIS

of Wendell, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-28871 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7763, on the 24 day of October, 1963;
The right hereby confirmed dates from July 18, 1960;

The Point of Diversion is located
in the NW 1/4 NE 1/4, Sec. 36, Tp. 7 S, R. 15 E., B. M. County Gooding
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.90 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	15 E.	36	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	16
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	39
			Total number of acres to be irrigated:		95

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

24th day of October, 1963.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

36 2445

State of Idaho
License and Certificate of Water Right

Water License No. 28094 Amount .85 c.f.s.
Water District No. Priority Sept. 14, 1959

THIS IS TO CERTIFY that STANLEY MORRELL
of Arco, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated August 7, 1959; that Permit No. 28094
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.85 second feet, was issued thereunder on October 24, 1963, showing that said works
were completed on the 21st day of September, 1961; and that on the 21st
day of September, 1961,

STANLEY MORRELL
of Arco, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of an unnamed
stream, a tributary of sinks or Big Lost Creek for the purpose of irrigation
, under Use Permit No. 28094 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7764, on the 24 day of October, 1963;
The right hereby confirmed dates from September 14, 1959;

The Point of Diversion is located
in the N¹/₂ ~~SW~~ SW ¹/₄, Sec. 7, Tp. 3 N., R. 27 E., B. M. Butte County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed .85 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	27 E.	7	NE ¹ / ₄ SW ¹ / ₄	40	40
			NW ¹ / ₄ SW ¹ / ₄	40	20
			Total number of acres to be irrigated:		60

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
24th day of October, 1963.

RALPH W. THOMAS
DEPUTY State Reclamation Engineer.

(SEAL)

Keith Davis
Box 278
Wendell, Idaho

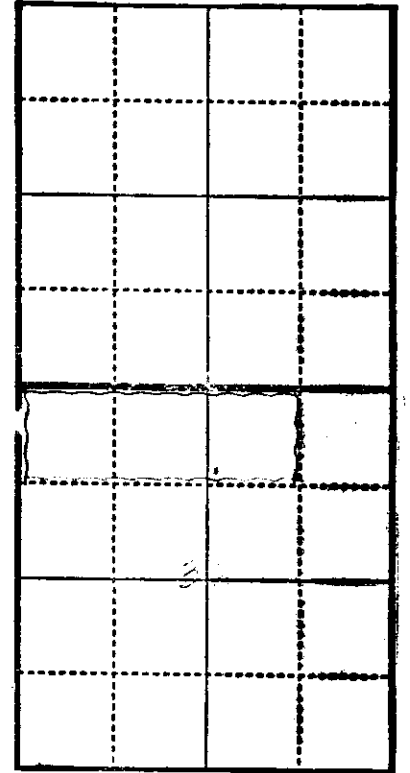
APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

36-2445

Application No. G- 36854
Permit No. G- 28871
District No.

1. Name of Applicant: Keith Davis
Postoffice address: Box 278, Wendell County: Gooding State: Idaho
2. Quantity of water claimed: 120 miners inches
 - (a) Rate of withdrawal in cubic feet per second 2.4 or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean flow from 1 well
4. Location of point of diversion or well is in the NW 1/4 of the NE 1/4 of Section 36
Twp. 7 S , Rge. 15 E , B.M., County of Gooding
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Turbine type pump, electric motor
8. Estimated cost of works: \$ 6000.00
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 2.4 (cubic feet per second, inches or gallons per minute) is for new lands.



BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

By _____ Agent.

Returned to applicant for correction:

Corrected application received:

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	
7 S	15 E	36	40				40 40												120
Total acres to be irrigated																	120		
Permit No. G-28871																			
CERTIFICATE OF COMPLETION OF WORKS ✓																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that KEITH DAVIS of Wendell, County of Gooding, and State of Idaho, the holder of Permit No. G-28871, issued upon Application No. G-36854, bearing date of priority of July 18, 1960, authorizing the diversion of 2.4 second feet of waters of a well, County of Gooding, State of Idaho, for irrigation purposes has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.90 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NW ¹ / ₄ NE ¹ / ₄ , Sec. 36, T. 7 S., R. 15 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:																			
95 acres in NW ¹ / ₄ NE ¹ / ₄ , N ¹ / ₂ NW ¹ / ₄ , Sec. 36, T. 7 S., R. 15 E., B. M.																			
Witness my hand this 24th day of October, A. D. 1963.																			
s/ RALPH W. THOMAS Deputy State Reclamation Engineer																			
Proof of Completion of Works Made: July 22, 1963.																			
LICENSE ISSUED FOR 1.90 SEC. FT.																			
page 7713																			

LICENSE ISSUED FOR 1.90 SEC. FL.

page 7763

May 30, 1974

Re: Transfer No. 36-2445

Scott & Winmill, Inc.
Box 116
Wendell, Idaho 83355

Gentlemen:

Enclosed herewith is a copy of your approved Application for Transfer of Water Right No. 36-2445.

Be sure to note that a special condition requiring you to install and maintain a measuring device as part of the diverting works has been placed upon this transfer. We have enclosed a letter describing different types of measuring devices accepted by this Department.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosures

bc: Southern District Office

36 2445

Handwritten: Winmill's Note

CONTRACT OF SALE

THIS CONTRACT OF SALE made and entered into this 5th day of December, 1973, by and between MYRLAND J. SLADE and ANN SLADE, husband and wife, Route 2, Wendell, Idaho, vendors, and SCOTT & WINMILL, INC., an Idaho Corporation, Route 1, Wendell, Idaho, purchaser.

In consideration of the sum of \$133,000.00, vendors sell and purchaser buys the following described property situate in Gooding County, State of Idaho, to wit:

Tract No. 1:

Twp. 7 S., R. 15 E.B.M.:

Section 36: N $\frac{1}{2}$ NW $\frac{1}{4}$ and that part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ lying East of the County Road as now constructed.

Tract No. 2:

Twp. 7 S., R. 15 E.B.M.:

Section 36: S $\frac{1}{2}$ NW $\frac{1}{4}$ lying East of the County Road as now constructed.

All sprinkler pipe laterals, sprinkler heads, main lines and deep well pump.

The agreed purchase price is being and shall be paid in the following manner:

- (1) The sum of \$5,000.00 has heretofore been paid, receipt of which is hereby acknowledged.
- (2) The sum of \$32,500.00 shall be paid concurrently with the execution and delivery of this contract.
- (3) The deferred balance of \$95,500.00 shall be paid in annual installments of \$12,000.00, or more, the first of such installments to be made on or before the 5th day of January, 1975, and subsequent installments on or before the 5th day of January of each year thereafter to and including the 5th day of January, 1981.
- (4) The entire unpaid balance shall be paid on or before the 5th day of January, 1982.

The deferred balance shall bear interest at the rate of 7% per annum from date and as each payment is made the same shall be applied first to the accrued interest and the balance to principal.

By way of clarification and recital it is understood and agreed that the described premises were sold by Keith Davis and Louise Davis to Don L. Alsbury and Shirley Alsbury, husband and wife, and Gil Atkin and Gail Atkin, husband and wife, pursuant to the terms of a contract dated January 15, 1972 and which said contract is held in escrow by the Jerome Branch, Bank of Idaho,

Jerome, Idaho; further that said contract provides for annual installments of \$1,775.00 plus interest on the deferred balance and recites that at that time approximately \$7,000.00 was due the State of Idaho pursuant to a State Land contract and that from the annual payments made the escrow holder should remit the amount required to be paid on the State Land contract and to then remit the balance to said Keith and Louise Davis.

By way of clarification and recital it is understood and agreed that the described premises were sold by the said Don L. Alsbury and Shirley Alsbury, husband and wife, and Gil Atkin and Gail Atkin, husband and wife, to Carwin D. Slade and Kristine M. Slade, husband and wife, and Myrland J. Slade and Ann Slade, husband and wife, pursuant to the terms of a contract dated September 11, 1972, and which said contract of sale is held in escrow by the Jerome Branch, Bank of Idaho, Jerome, Idaho; that this contract provides for annual payments of \$3,000.00 together with the accrued interest on the deferred balance.

The parties hereto do hereby agree to enter into escrow agreement directing the escrow holder to apply the payments made pursuant to the terms of this contract to the payments due under the above described contracts of sale and a State Land contract.

Concurrently herewith vendors are executing a Warranty Deed in the usual Idaho form conveying said property to purchaser in accord with this contract. Such deed shall convey marketable

title to purchaser subject only to existing rights of way and any liens or encumbrances made or suffered by purchaser. Such deed shall be deposited with the escrow holder hereinafter named.

All taxes and legal assessments for the year 1973 and previous years have been or will be paid by vendors. All subsequent taxes and legal assessments shall be paid by purchaser promptly as and when the same become due.

As promptly as the same can be obtained, vendors will obtain and deliver to purchaser a preliminary title report which shall be made to show good and marketable title in the names of vendors subject only to existing rights of way, the right, title and interest of Keith Davis and Louise Davis; the right, title and interest of Don L. Alsbury and Shirley Alsbury; the right, title and interest of Gil Atkin and Gail Atkin; the right, title and interest of the State of Idaho. In this connection, it is also understood and agreed that an assignment of the contract between Alsbury and Atkin, as vendors and Slade and Slade as purchasers has heretofore been made in favor of the F.M.A. Financial Corporation, 2060 East 2100 South, Salt Lake City, Utah, as collateral security. It is agreed that the Wendell Realty shall satisfy the said obligation in favor of F.M.A. Financial Corporation from the proceeds paid by purchaser herein and shall obtain a satisfaction of said assignment prior to remitting the funds received hereunder to vendors.

Until said debt and all other sums secured hereby are fully paid, purchaser agrees to keep the buildings and improvements on said land constantly insured against fire in companies satisfactory to vendors to the full insurable value thereof or the unpaid balance of this contract whichever is lesser.

All policies of insurance so procured shall have an appropriate loss-payable clause attached. In the event of loss by fire the proceeds shall be applied to repair or replacement as the case may be or shall be applied on the unpaid purchase price, in the discretion of purchaser. All of such policies or renewals thereof shall be deposited with the escrow holder hereinafter named.

It is agreed that the legal fees incurred for the preparation of this contract and other documents shall be paid equally by the parties.

The Bank of Idaho, Jerome, Idaho is hereby designated escrow holder. Its initial charges shall be paid equally by the parties and the subsequent annual charges shall be paid by vendors. There shall be deposited with said escrow holder the following documents:

1. Original of this contract.
2. Original escrow agreement.
3. Warranty Deed.
4. Fire Insurance policy (or evidence of the issuance thereof)
5. Title Insurance policy.

Possession of the farm land shall be granted to purchaser immediately and possession of the dwelling house and farmyard, corrals, etc. shall be delivered to purchaser concurrently with the closing of this transaction.

Possession of the property so being sold shall be given to purchaser not later than the.....day of.....
(as stated in contract)

19....., and henceforth during the life of this contract purchaser agrees to maintain and care for said property and all improvements thereon or to be placed thereon in a good and husband-like manner, so that no waste shall be committed thereon, and no unlawful use made of any part thereof; and he agrees to maintain all buildings and other improvements in as good order and repair as the same now are, reasonable wear and use excepted, and to keep said property free and clear of all liens and encumbrances. Vendor may re-enter at reasonable times for the purpose of making necessary inspections or repairs.

Should purchaser fail or neglect to make timely payment of assessments, any taxes, insurance or other lawful charges against said property, vendor may pay the same, and such sums with interest thereon at the rate of seven per cent per annum shall become a part of and be secured by this contract, and such advancements and interest thereon will be due and payable on the first principal payment date thereafter.

Purchaser expressly agrees that he has personally carefully inspected said property and the whole thereof as to amount of land in cultivation, prevalence of rocks, noxious weeds and other objectionable features, and is exercising his own judgment as to the condition and value of the property he is purchasing, and has not been influenced by any representation by or for vendor other than those contained in this contract.

Any notice to be given to either party in connection herewith must be given in writing, which may be delivered by some third party or sent by certified mail directed to the above address, or such other addresses as may later be furnished in writing.

The provisions hereof shall be binding upon and inure to the benefit of the heirs, personal representatives and assigns of the contracting parties.

Vendor's waiver of any breach or delay on the part of purchaser shall not be a waiver of any subsequent or other breach or delay.

If suit be instituted for the collection of any part of said purchase price or the enforcement of any right hereunder, the successful party shall recover in addition to other relief, such sum as the court shall adjudge reasonable as an attorneys fee.

It is expressly understood and agreed that time is of the essence of this contract and should purchaser fail, neglect or refuse to comply with any of the covenants herein contained all his right, title and interest in and to said property and any and all improvements and additions placed thereon by purchaser shall, at the option of the vendor, be subject to termination and cancellation. Before purchaser's interest may be terminated or cancelled vendor shall give purchaser written notice specifying the particulars in which purchaser is in default, and in the event purchaser complies with all the then-due terms and conditions of this contract within days of said notice, then such notice shall become ineffective, but if purchaser fails to comply with the then-due terms of this contract as required by said notice within such-day period, then this contract will be subject to final and complete termination and cancellation by vendor. In the event of such termination or cancellation of this contract all payments theretofore made by purchaser hereunder, together with all improvements placed upon said property by him, shall be considered as rental for said property during purchaser's occupation and use thereof and as liquidated damages, and immediately upon such termination or cancellation all purchaser's title and interest in or to said property and improvements, and the whole thereof, either in law or in equity, shall completely terminate and be cancelled, and vendor shall be entitled to and shall have immediate and absolute possession, control and ownership of said property, together with any and all improvements placed thereon by purchaser. Advice of cancellation may be given in the same manner as written notices.

IN WITNESS WHEREOF the parties have hereunto set their hands as of the day and year first above written.

SCOTT & WINMILL, an Idaho Corporation

By: Vern R. Winmill
President- Purchaser

Myrland J. Slade
Ann Slade
Vendor

STATE OF IDAHO Elaine Scott Sec
COUNTY OF GOODING Apache

On this 15 day of February, 1974, before the undersigned a notary public in and for

said county, personally appeared Myrland J. Slade and Ann Slade known to me to be the persons whose names are subscribed to the foregoing contract and acknowledged to me that they executed the same.

In witness whereof I have hereunto set my hand and affixed my seal the day and year in this certificate first above written.

(SEAL)

Michael G. Gwin
Notary Public residing at Gooding, Idaho
Springville
Idaho

STATE OF Idaho } ss.
COUNTY OF Gooding

My Commission Expires Nov. 25, 1975

On this 20 day of February, 1974, before the undersigned a notary public in and for

said county, personally appeared Vern R. Winmill, known to me to be the President of the corporation that executed the

~~he~~ ~~same~~ ~~on behalf of the corporation and the corporation executed~~ the same on behalf of the corporation and the corporation executed the same

In witness whereof I have hereunto set my hand and affixed my seal the day and year in this certificate first above written.

(SEAL)

Marion P. Hall
Notary Public residing at Woodell

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>mls</u>	<u>3-21-74</u>	Application No. <u>36-2445</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>mls</u>	<u>3-21-74</u>	In form to receipt Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>mls</u>	<u>3-21-74</u>	In form for advertising
(6)			Located within Water District No. _____
(7)	<u>mls</u>	<u>3-21-74</u>	Critical groundwater area: yes _____ no ☒
(8)	<u>mls</u>	<u>3-21-74</u>	Groundwater levels: ____ Decline (comment) _____ ☒ Stable (comment) _____ ____ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>LT</u>	<u>4-8-74</u>	Affidavit of Publication received (date) <u>4-8-74</u>
(11)			Final date for protests <u>4-15-74</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)			All requested information received from agencies or applicant yes ☒ no _____
(14)			Action recommended: ☒ Approve Priority _____ ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☐ No additional conditions for approval
(15)	District <u>Southern</u>	By <u>Bob</u>	Date <u>4-23-74</u>

MAY 24 1974

Department of Water Administration

36 2445

April 15, 1974

RE: Application No. 36-2445

Scott and Winmill, Inc.
Box 116
Wendell, Idaho 83355

Gentlemen:

We have completed processing your application for transfer of a water right for application no. 36-2445 in this office. However, prior to submission for Boise consideration, we find it necessary to have a copy of a warranty deed of the land you purchased from Mr. Keith Davis (NW $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 36, T 7S, R 15E). Please send us this information as soon as possible.

If you have any questions, don't hesitate to contact this office.

Sincerely,

Ken Flowerdew
Water Resource Technician II
Southern District

KF:lt

36-2445

March 22, 1974

RE: Application No. 36-2445 - Scott and Wilmill, Inc.

Gooding County Leader
Box 56
Gooding, Idaho 83330

Gentlemen:

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

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

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

Sincerely,

Bob Haynes
Southern District Engineer

enc.

Bill submitted 4-9-74

36 2445

Need Galley Proof

**NOTICE OF
PROPOSED CHANGE OF
WATER RIGHT
No. 36-2445**

Notice is hereby given that Scott and Winmill, Inc. of Box 116, Wendell, Idaho, has applied to the Department of Water Administration for a change of the point of diversion and place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 36-2445 and is recorded as follows:

Amount: 1.90 cfs

Priority: July 18, 1960

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T 7S, R 15E, B.M., Gooding Co.

The water is used for irrigation purposes from Apr. 1 to Nov. 1 within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 15E, B.M.

**TO BE CHANGED AS
FOLLOWS**

Amount: 1.90 cfs

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 15E, B.M.

The water will be used for irrigation of 95 acres within the N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 15E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Dept. of Water Administration, 1041 Blue Lakes Blvd. N., Twin Falls, Idaho, on or before Apr. 15, 1974.

R. KEITH HIGGINSON
Director
Pub. 3-28;4-4

Department of Water Admin's ration
Southern District Office

MAR 28 1974

RECEIVED

ok
LT 3-28-74

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 36-2445

Notice is hereby given that Scott and Winmill, Inc. of Box 116, Wendell, Idaho, has applied to the Department of Water Administration for a change of the point of diversion and place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 36-2445 and is recorded as follows:

Amount: 1.90 cfs

Priority: July 18, 1960

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T 7S, R 15E, B.M., Gooding Co.

The water is used for irrigation purposes from Apr. 1 to Nov. 1 within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T 7S, R 15E, B.M.

TO BE CHANGED AS FOLLOWS

Amount: 1.90 cfs

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 15E, B.M.

The water will be used for irrigation of 95 acres within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T 7S, R 15E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Dept. of Water Administration, 1041 Blue Lakes Blvd. N., Twin Falls, Idaho, on or before Apr. 15, 1974.

R. KEITH HIGGINSON
Director

Published in the Gooding County Leader on 3-28 & 4-4-74.

36 2445

March 30, 1972

Re: Transfer No. 36-2445

Mr. Keith Davis
Wendell,
Idaho 83355

Dear Mr. Davis:

Please find enclosed a copy of your APPROVED Application for Transfer.

If we may be of any assistance in this matter, or if you should have any questions, please do not hesitate to contact this Department.

Very truly yours,

Fred Eisenberth
Registration Examiner

FE:CS

Enc: referenced copy

36 2445

Identification No. 36-2445

Transfer No.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

JAN 25 1972

Department of Water Administration

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

1. Name of Right Holder Keith Davis
Post office address Wendell, Idaho

2. Right obtained by:
a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court, County of _____
b. License No. 36-2445 issued by the State of Idaho, Department of Reclamation.

3. Source of water Groundwater tributary to _____
(Name of stream or source)

4. Date of Priority July 18, 1960

5. Amount of water a. 1.90 c.f.s. and/or
b. _____ acre feet/annum

6. Water is used for irrigation from March 15 to November 15
(Month, Day) (Month, Day)

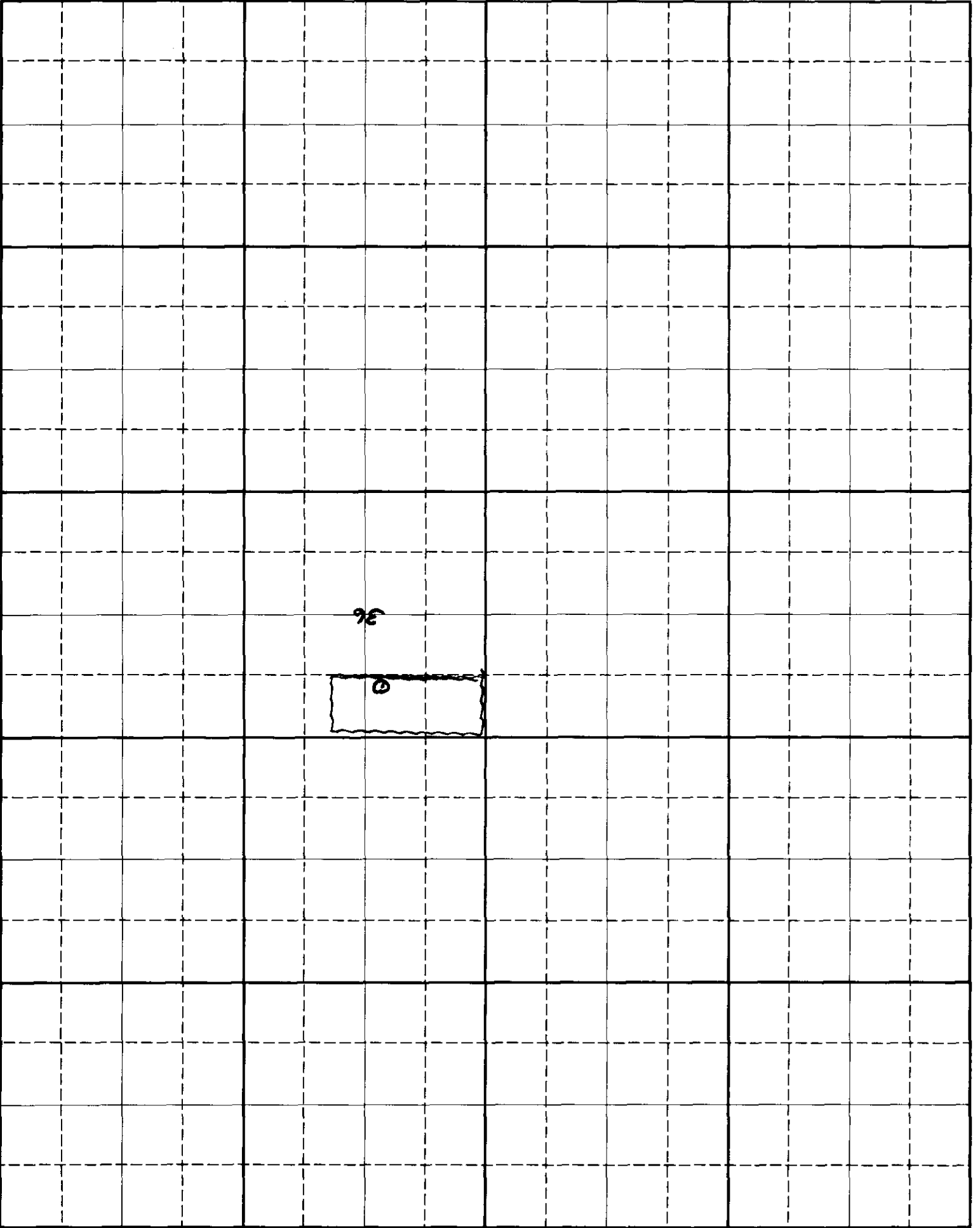
7. Original location of point of diversion is NW 1/4 NE 1/4 of Section 36,
Township 7S, Range 15E, B.M., in Gooding County;
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7S	15E	36		16			40	39											95

Total number of acres presently irrigated 95

SCALE: 2 inches Equal 1 Mile. Draw Plan in Ink.



9. If applicant was not the original holder of this right explain how it was acquired: _____

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 1.90 c.f.s. and/or _____ acre feet
- b. New point of diversion: NE 1/4 NW 1/4, Section 36, Township 7S
Range 15E, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: Drilled well,
electric pump
- d. Is water to be conveyed to the lands previously irrigated? Yes X No _____
If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion:
The original point of diversion was incorrectly located in the NW 1/4 NE 1/4, Sec.
36. Owner wishes to change the license to reflect the actual location of the
well in the NE 1/4 NW 1/4, Sec. 36, T. 7S, R. 15E, B.M.
- f. Do you intend to make the transfer permanent? Yes
- g. Do you intend to abandon completely the old point of diversion? Yes
- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

- a. Describe the new lands on which you wish to use your right.

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	

Total number of acres to be irrigated _____

- b. Do you intend to make the transfer permanent? _____
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:
- _____
- _____
- _____
- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____
- _____
- _____
- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Keith Davis
(signature of applicant)

Subscribed and sworn to before me this 25 day of Jan, 1972

Donald E. Eby
(notary public)

My commission expires 2-18-1974

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 36-2445,
and said application is hereby APPROVED

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

APPROVED

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

Witness my hand this 29 day of March, 19 72

Stephen Allred
State Reclamation Engineer
Deputy Director

Rec'd #8741

FOR DEPARTMENT USE ONLY

Received by YES Date 25 Jan 72

Protest filed by: _____ Date _____

Prelim. check by YES Date 25 Jan 72

Fee received by ej Date 1/25/72 Fee \$ 30.00

Approved for publication by _____

Published in Good Cnty Ld Dates 2/3/72 & 2/10/72

Hearing held _____

Watermaster Recommendation sent _____

February 16, 1972

Re: Application for Transfer No. 36-2445

The Gooding County Leader
Post Office Box #56
Gooding, Idaho 83330

Gentlemen:

We are in receipt of the affidavit of publication in connection with the above referenced application for transfer.

However, we still require a certified bill for the above referenced transfer,

which was advertised on February 3, 1972 and February 10, 1972.

Your assistance in this matter will be greatly appreciated.

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE:CS

Bill Eisenbarth
5-1-72

36 244.5

36 244.5

Affidavit of Publication

State of Idaho, }
County of Gooding } ss.

Alfred E. 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 3 day

of February, 1972, and the date of the last publication

was on the 10 day of February, 1972

Alfred E. Hagen

Subscribed and sworn to before me this 11

day of February, 1972
(SEAL)

Rudrey C. Belcher
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice.....

Number of Insertions

..... Lines at 14¢

36 2445 Lines at 10¢

TOTAL COST.....

COPY OF NOTICE

Title of Notice

Change of Water
Title of Notice

Notice is hereby given that KEITH DAVIS of Gooding, Idaho has applied to the Department of Water Administration for a change of point of diversion of the waters of a ground water source. The right sought to be changed is evidenced by License No. 2445 and is recorded as follows. Amount: 1.25 cfs.

Priority: July 15, 1966. Point of Diversion NW 1/4, Sec. 36, Twp. 7 S, Rge. 15 E, B.M. Gooding County. The water is used for irrigation purposes from March 15 to November 15, within the NW 1/4.

Point of Diversion NW 1/4, Sec. 36, Twp. 7 S, Rge. 15 E, B.M.

Any protests against approval of the proposed change of water right application must be filed with the Department of Water Administration on or before February 15, 1972.

R. KEITH HIGGINS
Director

PUBLICATION RATES:	
(Idaho Code, (Rev. Statutes) 1956)	
7 pt. per line, straight	14c
7 pt. per line, tabular	20c
7 pt. per line, successive insertions	10c
6 pt. per line, straight	15c
6 pt. per line, tabular	20c
6 pt. per line, successive insertions	10c

No 1390

Affidavit of Publication

State of Idaho, }
County of Gooding } ss.

Alfred E. 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 3 day of February, 1972, and the date of the last publication was on the 10 day of February, 1972

Alfred E. Hagen
Subscribed and sworn to before me this 11 day of February, 1972
(SEAL)

Ludrey C. Belsher
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice.....

Number of Insertions

Lines at 14¢

36 244.5 Lines at 10¢

TOTAL COST.....

PUBLICATION RATES:	
(Idaho Code, (Rev. Statutes) 1956	
7 pt. per line, straight	14c
7 pt. per line, tabular	20c
7 pt. per line, successive insertions	10c
6 pt. per line, straight	15c
6 pt. per line, tabular	20c
6 pt. per line, successive insertions	10c

No 1390

Defendant
36 - 244.5
Plaintiff
Bill to
Water Admin.

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
438 Idaho Street
Gooding, Idaho 83330

Department of Water Administration

February 4, 1972

Mr. R. Keith Higginson, Director
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Our reference: Keith J. Davis
Water License

G-28871

36-2445

Dear Mr. Higginson:

This is to advise that Mr. Keith J. Davis loan has been paid in full and that our mortgage, which included the above water right, has been satisfied.

Sincerely,

Dell E. Taylor
Dell E. Taylor
County Supervisor

36 2445

January 27, 1972

Re: Application for Transfer No. 36-2445

The Gooding County Leader
Post Office Box # 56
Gooding, Idaho 83330

Gentlemen:

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

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:CS

Enc: Legal notice

Bill submitted 3-1-72. cl

36 2445

**NOTICE OF PROPOSED
CHANGE OF WATER
RIGHT**

NO. 36-2445

Notice is hereby given that KEITH DAVIS of Wendell, Idaho has applied to the Department of Water Administration for a change of point of diversion of the waters of a ground water source. The right sought to be changed is evidenced by License No. 36-2445 and is recorded as follows. Amount: 1.90 c.f.s. Priority: July 18, 1960. Point of Diversion NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, Twp. 7 S, Rge. 15 E, B.M., Gooding County. The water is used for irrigation purposes from March 15 to November 15, within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 36, Twp. 7 S, Rge. 15 E, B.M., for a total of 95 irrigated acres.

**TO BE CHANGED AS
FOLLOWS**

Point of Diversion: NE $\frac{1}{4}$ - NW $\frac{1}{4}$, Sec. 36, Twp. 7 S, Rge. 15 E, B.M.

Any protests against approval of the proposed change of water right application must be filed with the Department of Water Administration on or before February 21, 1972.

R. KEITH HIGGINSON,
Director

36 2445-3-2tc

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 36-2445

Notice is hereby given that KEITH DAVIS
of Wendell, Idaho has applied to the Department of Water
Administration for a change of point of diversion of the waters of
a ground water source.

The right sought to be changed is evidenced by License No. 36-2445
and is recorded as follows.

Amount: 1.90 c.f.s. Priority: July 18, 1960
Point of Diversion: NE1/4, Sec. 36, Twp. 7 S, Rge. 15 E, B.M., Gooding County
The water is used for irrigation purposes from March 15 to November
15, within the NE1/4, (NW1/4), Sec. 36, Twp. 7 S, Rge. 15 E, B.M., for a total of 95
irrigated acres

TO BE CHANGED AS FOLLOWS

~~XXXXXXXXXXXXXXXXXXXX~~
Point of Diversion: NE1/4, Sec. 36, Twp. 7 S, Rge. 15 E, B.M.
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~

Any protests against approval of the proposed change of water right appli-
cation must be filed with the Department of Water Administration on or before
February 21, 1972.

R. KEITH HIGGINSON
Director

Published in the Gooding County Leader, Gooding, Idaho
on February 3, 1972 and February 10, 1972.

36 2445

October 24, 1963

Re: Permit No. G-28871

Mr. Keith Davis
Box 278
Wendell, Idaho

Dear Mr. Davis:

Enclosed are Certificate of Completion of Works
and License and Certificate of Water Right which has been
issued on Permit No. G-28871

Also enclosed is departmental receipt No. G-8327
in the amount of \$11.00.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

28871

500 - June 20-62

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho
September 13, 1963

Re: Permit No. G-28871

Keith Davis
Box 278
Wendell, Idaho

Dear Mr. Davis:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-28871 shows the well is ~~capable~~ capable of conveying ⁹⁵ miner's inches, or ^{1.90} c.f.s. of water for the irrigation of ⁹⁵ acres.

Upon receipt of the statutory fees, totaling \$ 13.00, which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 8.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of July 18, 1960 to the use of ^{1.90} second feet of subterranean water with the point of diversion in the NW¹/₄, NE¹/₄, Sec. 36 for irrigation of 95 acres in the NW¹/₄, NE¹/₄, Sec. 36, T. 7 S., R. 15 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

28871

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

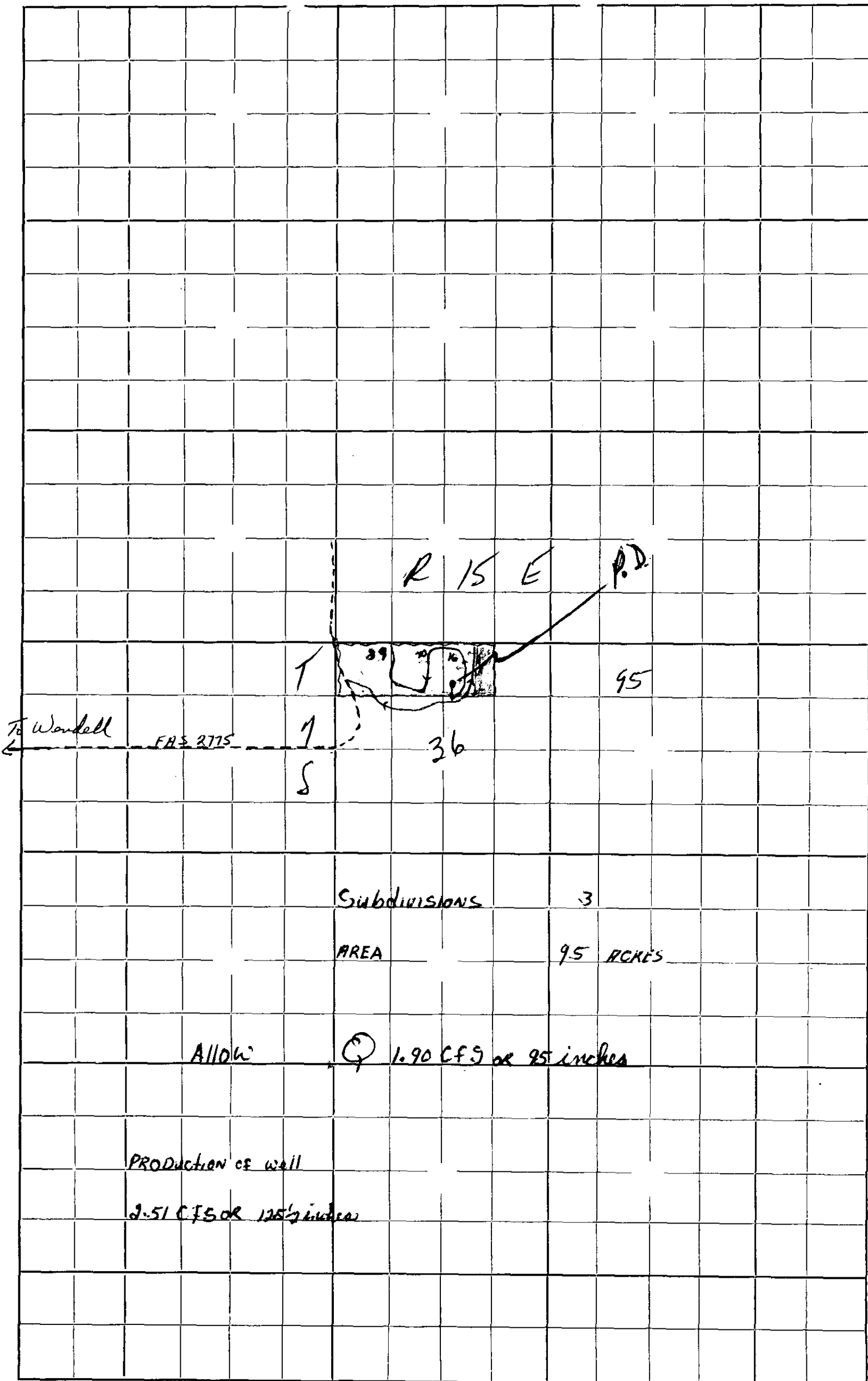
REPORT OF ENGINEER

PERMIT NO. G-28871

REPORT ON PROOF OF Completion of Works & Beneficial Use

Keith Davis, Box 278, Wendell, Idaho

28871



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-28871

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Keith Davis

2. Source of water supply: Subterranean

3. Location of point of diversion. Is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 36

T. 7 S R. 15 E.B.M. County of Gooding

4. Describe works as they exist, giving dimensions and capacities of same: 60 H.P. H.E.

Motor # N.M.J. 125011 Western Pump # 261-E 8" x 200' Column
16" x 6'6" Casing h: 145' DD 25 Well depth 310' 8" x 250'
discharge pipe into open ditches

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 36., Twp. 7 S., Rge. 15 E.B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Mr Davis (brother) participated in examination
measurement was made with Cippolletti weir
.52 over 2' weir or 125 $\frac{1}{2}$ inches

This examination was made on the 27th day of August, 1963

(Signed) Ron Debeiz Examiner.

28871

Keith Davis
Box 278
Bendell, Idaho
Permit No. G-28871

Examination for Completion of Works & Beneficial Use

County Gooding

Sec. 36 T. 7S R. 15 EBM

Quantity:

Source:

Salt,

P. D.: NW NE Sec 7S 15E

Use:

Dr.

Filed:

July 18, 1960

Due:

July 24, 1965

Extension:

Protest:

Completion of Works:

Other Rights:

None stated

Dillon - Keith Davis

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

1M April 1962

July 23, 1963

Re: Permit No.
G-28871

Mr. Keith Davis
Box 278
Wendell, Idaho

Dear Mr. Davis:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Wendell Irrigatorist, all submitted in proof of completion of works and beneficial use on Permit No. G-28871.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours ,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

28871

First published in the Irrigationist, Wendell, Idaho, on Thursday, June 13, 1963, for four consecutive issues, ending on Thursday, July 4, 1963.

**NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10:00 A.M., on the 22 day of July 1963, at Wendell, County of Gooding, State of Idaho, before Adeline G. Hirrel, Notary Public, at 117 South Idaho Street, proof will be submitted of the completion of works for the diversion of 2.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28871, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Keith Davis, Box 278, Wendell, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 2.4 cubic feet per second.

4. The point of diversion of said water is NW 1/4 NE 1/4 of Section 36 Twp. 7 S, Rge. 15 E, B. M. County of Gooding.

5. The place where said water is used is N 1/2 NW 1/4, NW 1/4 NE 1/4, of Section 36 Twp. 7 S, Rge. 15 E, B. M. County of Gooding.

6. The date of priority which said user is prepared to establish is July 18, 1960.

RALPH W. THOMAS, Deputy
State Reclamation Engineer

County of Gooding } ss
STATE OF IDAHO }

I, John Howard Todd, being duly sworn, say that I am the editor of THE WENDELL IRRIGATIONIST, a weekly newspaper of general circulation published at Wendell, in the County of Gooding, State of Idaho; that the attached printed copy hereto annexed was published in THE WENDELL IRRIGATIONIST, in the regular edition thereof and not in a supplement, for four consecutive weeks, commencing on the 13th day of June, 1963, and ending on the 4th day of July, 1963.

John Howard Todd

Subscribed and sworn to before me this 22nd day of

July, 1963
Adeline G. Hirrel

Notary Public in and for
the County of Gooding,

State of Idaho

My commission expires
May 2, 1966
Adeline G. Hirrel

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-28871

* * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address: Keith Davis

Box 278 Wendell, Idaho Blacksmith

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; G-28871 7-26-60 8/26/1960

Ques. 4. State source of water supply: Subterranean flow from 1 well
Give location of point of diversion, showing subdivision, section, township and range:

NW 1/4 of the NW 1/4 Section 36 Twp 7 S, Rge 15 E, B.M. County of Gooding

Ques. 5. Describe your works of diversion: 60 horse power electric turb. pump

_____ ; state amount of water they are capable of conveying from point of diversion to place of use 120" ; Give name of canal or ditch or other works by which water is conducted to such place of use: _____

_____ ; if a well, state depth of well 310' ; depth and size of casing: 10' 16" casing ; depth to water 165' ; if pump is used, state discharge of pump: 120" ; tell how it was measured or determined: _____

Pump Co. ; if sprinkler irrigation, give number and size of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: irrigation
If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water :

NW 1/4 NW 1/4 20 acres N 1/2 NW 1/4 70 acres Sec. 36, T7S, R15E, B.M.

State nature of all improvements which have been made as a direct result of said use:

Land levelling and ditches constructed

28871

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Keith Davis Wendell, Idaho

Ques. 7. If for other than irrigation purposes, state purpose and how used:

Ques. 8. What is the minimum amount of water required for the purpose specified above:

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: April 1962 120" Time used since first use:
Irrigating season 1962 and since beginning of 1963 season

Ques. 11. Describe all other water rights appurtenant to same place of use:
none

(sign) Keith Davis

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Wendell, County of Cooding

State of Idaho, on this 22 day of July, A.D. 1963.

Carline L. Kimmel

My Commission expires: June 1, 1965

28871

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Sandy At least inch to the acre

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No

Ques. 10. When did you first see this water used: Summer of 1962

Other times you have seen such use: July 15, 1963

(Signed)

Philip W. Hurrel

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Wendell

 , County of Gooding, State of Idaho, on this 22 day of July,
A. D., 1963

Adeline A. Hurrel

Notary Public for State of Idaho

Residing: Wendell

My commission expires: June 1, 1965

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-28871

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case

Ques. 1. State your name, age, residence, occupation and postoffice address:

John Wert 29 518 East Main Wendell, Idaho Auctioneer

Ques. 2. Are you acquainted with Keith Davis, the holder of
Permit No. G-28871 ? How long have you known him and where does he reside:

10 years Wendell, Idaho

Ques. 3. Have you read or heard said Permit No. G-28871 read, and are you familiar
with its provisions and conditions: Yes: X No: _____

Ques. 4. State source of water supply: Subterranean flow from one well

State place of diversion: NW¹ of the NE¹ Sec. 36, Twp 7 S, Rge 15 E., B.M.

Describe works for conveying water to place of use: _____

60 horse power electric turb. pump

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: approx. 2' How much water have you seen being so

conveyed: approx. 2'

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

NW¹ NE¹ 20 acres N¹ NW¹ 70 acres

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Sandy At least inch to the acre

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No

Ques. 10. When did you first see this water used: Summer of 1962

Other times you have seen such use: July 15, 1963

(Signed)

John Wertz

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Wendell

 , County of Gooding, State of Idaho, on this 22 day of July,
A. D., 1962.³

Adeline L. Herrel

Notary Public for State of Idaho

Residing: Wendell

My commission expires: June 1, 1965

RECEIVED
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 6, 1963

(P. O.) Box 278 Wendell, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Wendell Irrigationist of
Wendell, Idaho published in the
county in which the works are situated. Gooding Co.

Keith Davis

(In case of canals or other works designed to divert and
carry more than 50 cubic feet of water per second, the following certificate
must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the
attached notice are true.

Engineer

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Date of Completion of Work

Notice is hereby given that at 10:00 A. M., on the 22 day of July 1963, at Wendell, County of Gooding, State of Idaho, before Adeline G. Hiral, Notary Public, at (address) 117 South Idaho Street, proof will be submitted of the completion of works for the diversion of 2.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28871, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Keith Davis Box 278 Wendell, Idaho
2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.4 cubic feet per second.
3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 2.4 cubic feet per second.
4. The point of diversion of said water is NW 1/4 of the NW 1/4 of Section 36 Twp. 7 S, Rge. 15 E, B.M. County of Gooding
5. The place where said water is used is N 1/2 of the NW 1/4 and the NW 1/4 of the NW 1/4 of Section 36 Twp. 7 S, Rge. 15 E, B.M. County of Gooding
6. The date of priority which said user is prepared to establish is July 18, 1960.

RALPH W. THOMAS, Deputy

State Reclamation Engineer

28871

June 10, 1963

Re: Permit No. G-28871
Keith Davis

Wendell Irrigationist,
Wendell, Idaho.

Gentlemen:

Enclosed you will find notices for publication, once a week for four consecutive weeks prior to July 22, 1963, the date set for proof; the expense of the publication is to be paid by the applicant, Keith Davis, Box 278, Wendell, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication.**

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that republication of corrected copy will be at your own expense.

Encl.
RWT:pak

28871

June 10, 1963

Re: Permit No. G-28871

Mr. Keith Davis,
Box 278,
Wendell, Idaho.

Dear Mr. Davis:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28871. The proofs are to be made at 10:00 'clock A.M., on the 22nd day of July, 1963 before Adeline G. Mirrel, 117 South Idaho Street, Wendell, Idaho, Notary Public.

As of this date we have mailed the Notice to the Wendell Irrigationist Wendell, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
~~GEO. N. CARTER~~
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

28871

July 29, 1960

Re: Permit No. G-26871

**Mr. Keith Davis,
Box 778,
Mendota, Idaho.**

Dear Mr. Davis:

We enclose Permit No. G-26871 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-5042 which was issued covering payment in the amount of \$5.90 for the filing fee of the above mentioned permit.

Very truly yours,

**GEO. H. CARTER
State Reclamation Engineer
By**

**(Mrs.) Edna P. Hale
Chief Clerk**

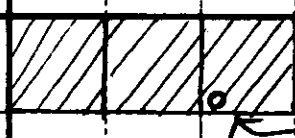
**Encl.
EPR:pmk**

28871

NAME OF APPLICANT Kurt Davis

Form No. 0

T-7.5. R. 15 E



WELL

156

Permit Map No. 923871
As Approved
JUL 26 1960
GEO. N. CARTER
Reclamation Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

28871

**NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10:00 A.M., on the 22 day of July 1963, at Wendell, County of Gooding, State of Idaho, before Adeline G. Hirrel, Notary Public, at 117 South Idaho Street, proof will be submitted of the completion of works for the diversion of 2.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28871, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Keith Davis, Box 278, Wendell, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 2.4 cubic feet per second.

4. The point of diversion of said water is NW 1/4 NE 1/4 of Section 36 Twp. 7 S, Rge. 15 E, B. M. County of Gooding.

5. The place where said water is used is N 1/2 NW 1/4, NW 1/4 NE 1/4, of Section 36 Twp. 7 S, Rge. 15 E, B. M. County of Gooding.

6. The date of priority which said user is prepared to establish is July 18, 1960.

RALPH W. THOMAS, Deputy
State Reclamation Engineer

28871
First published in the Irrigationist, Wendell, Idaho, on Thursday, June 13, 1963.