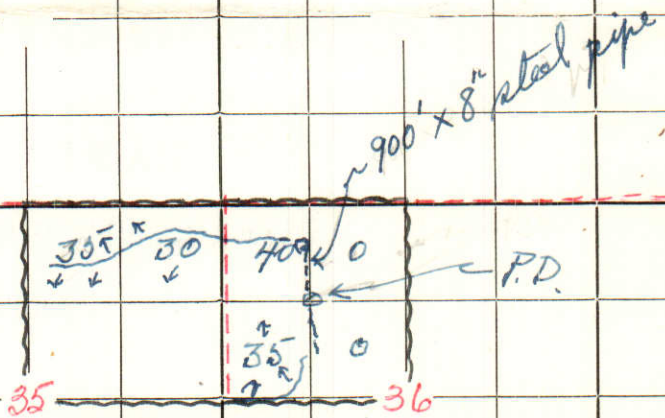


R-15E.

TO WENDELL

T.
8
S.



Sub = 4
Area = 140
Q = 100"

Subdivisions = 4
Area = 140 acres.
Q = 2 cfs.

2
W 2 NW + 36

RECEIVED
AUG 13 1959

Department of Reclamation

A S S I G N M E N T

WHEREAS J. A. McEWEN and INEZ P. McEWEN are husband and wife, and,

WHEREAS said J. A. McEwen and Inez P. McEwen did on or about the 13th day of April, 1956, sell the following described property for the total amount of Sixteen Thousand Five Hundred Dollars (\$16,500.00) to FLORE and CATHERINE PAGE SO:

Northwest Quarter (NW 1/4) of Section Thirty-Six (36), Township Eight (8) South Range Fifteen (15) East.

WHEREAS said J. A. McEwen does hereby desire to release all of his right, title and interest in said contract of sale to his wife, Inez P. McEwen, and to release all rights of remainder, reversion, re-entry and any other right allowed or permitted under said contract whatever.

NOW THEREFORE said J. A. McEwen does hereby sell, assign, and transfer all of his right, title and interest in and to said contract of sale to Inez P. McEwen to be her sole and separate property free and clear of any community interest of the said J. A. McEwen.

15 J. A. McEWEN

STATE OF IDAHO }
County of Twin Falls } ss.

On this 10TH day of September, 1957, before me the undersigned, personally appeared J. A. McEwen, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and seal this 10TH day of September, 1957.

William H. Bakes

Notary Public for Idaho
Residing in Twin Falls, Idaho

24652

AFFIDAVIT OF PUBLICATION

RECEIVED
MAR 3 1959

Department of Reclamation

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

Notice is hereby given that 10:00 A.M. on the 23rd of February, 1959, at Wendell, County of Gooding, State of Idaho, before Clyde Petersen, Notary Public, at Wendell, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 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-24652 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 Floyd Peterson, Rt. No. 2, 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 3.2 cubic feet per second.
3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.
4. The point of diversion of said water is center of NW $\frac{1}{4}$ Sec. 36, and NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 36, Twp. 8 S., Rge. 15 E. BM.
5. The place where said water is used is NE $\frac{1}{4}$ Sec. 35; NW $\frac{1}{4}$ Sec. 36 Twp. 8 S., Rge. 15 E. BM.
6. The date of priority which said user is prepared to establish is December 31, 1953.

Geo. N. Carter

State Reclamation Engineer

STATE OF IDAHO,
COUNTY OF GOODING

SS.

I, *Leland G. Burress*, do solemnly swear that I am the printer and publisher of THE GOODING LEADER, a weekly newspaper of general circulation, published once each week at Gooding, Idaho; that the notice attached hereto was

published in said newspaper *four* consecutive weeks, the first publication having been made on the *22nd* day of *January* 195*9*, and the last publication having been

made on the *12th* day of *February*, 195*9* that said notice was published in the regular and entire issue of every number of the paper during that period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper; has been printed and published continuously in *Gooding, Gooding County, Idaho*, for a period of more than 78 weeks prior to the first publication of the attached notice.

Leland G. Burress

Subscribed and sworn to before me this

12 day of *February*, 195*9*.

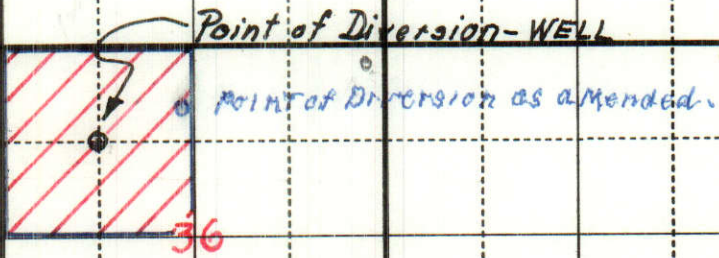
Lorin Scoulson

Notary Public.

L24652

R-15E.

T.
8
S.



Permit Map No. 4-21652
As Approved
JAN 18 1954
MARK R. KULP
State Reclamation Engineer

9/89

Drilling Permit No. 36-90-S-044Water Right Permit 36-2241, 2598

Injection Permit No. _____

Called in
To Allen
✓**RECEIVED**
MAY 10 1990State of Idaho
Department of Water ResourcesDepartment of Water Resources **DRILLING PERMIT**

1. Applicant (Please Print) Bill Slade
2. Mailing Address 3511 S 2100 E.
Wendell, Id. Telephone 536-6119
☒ Well Owner ☐ Well Operator ☐ Other, specify _____
3. Proposed well location NE 1/4 NW 1/4, or Gov't lot No. _____,
 Sec. 36, Twp. 8S, Rge. 15E, County Gooding,
 Street Address of Well Site _____,
 Lot, block and subdivision _____
4. Proposed use of well:
☐ Single family or stockwater use (less than 13,000 gallons per day)
☒ Irrigation (more than 1/2 acre)
☐ Monitoring - A well bore schematic and map is required for each well.
 No. of proposed wells: _____
☐ Other (describe fully) _____
5. Well construction information:
 A. ☐ New well ☒ Deepen ☐ Replace - See Condition 9.
 B. Proposed surface diameter 12" # 2 Maximum depth 205'
 C. Anticipated bottom hole temperature:
☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212°F or more (Geothermal well)
6. Construction Start Date 5-2-90
7. Anticipated Well Driller Edgar Drilling #26
 NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature [Signature] Date 5-2-90
 Title Drilling Contractor
 (Owner, Firm Representative, Other)

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Approved Date 5/7/90.

If approved, this permit authorizes the construction of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Loren O. Halbur
Signature of Authorized Department Representative

MANAGER, SOUTHERN REGION
Title

Receipt No. SO/2265 Received by JS Fee \$/00. Date 5-7-90

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.

State of Idaho
License and Certificate of Water Right

Water License No. G-24652

Amount 1.5 c.f.s.

Water District No. _____

Priority December 31, 1953

THIS IS TO CERTIFY that J. A. McEWEN - Assignee - FLOID PETERSON - Assignee
DONALD L. McGAFFEY and GLADYS McGAFFEY
of Twin Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 31, 19 53; that Permit No. G-24652
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.5 second feet, was issued thereunder on February 9, 19 65, showing that said works
were completed on the 23rd day of February, 19 59; and that on the 23rd
day of February, 19 59,

- FLOID PETERSON - Assignee DONALD L. McGAFFEY
and GLADYS McGAFFEY
of San Francisco, State of California, 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 & domestic
use, under Use Permit No. G-24652 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
13 of Licenses at page 8084, on the 9 day of February, 19 65;

The right hereby confirmed dates from December 31, 19 53;

The Point of Diversion is located Center NW $\frac{1}{4}$
in the $\frac{1}{4}$ $\frac{1}{4}$, Sec. 36, Tp. 8 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 1.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S	15 E	36	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	<u>35</u>
			Total number of acres to be irrigated:		75

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

9th day of February, 19 65.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

36 2241

APPLICATION FOR PERMIT 36-2241

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 32459
Permit No. G- 24652
District No.

1. Name of Applicant: J. A. McEWEN
Postoffice address: Box 868, Twin Falls County: Twin Falls State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. 3.2 or Idaho
Miners' inches 160 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean flow from a well
4. Location of point of diversion or well is in the center $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 36
Twp. 8 S. , Rge. 15 E. , B.M., County of Gooding
5. Water is to be used for: Irrigation and domestic purposes
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, pump and ditches
8. Estimated cost of works: \$ 4,800.00
9. (a) Is reservoir to be used?
(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 Five (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 onhand: \$
(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: None
 - (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) (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.

Corrected application received:

MARK R. KULP
State Reclamation Engineer.

Governor

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	
8 S.	15 E.	36		40	40	40	160
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. G-24652 Comes now J. A. McEwen and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-24652. That the point of diversion is described in said permit as being located Center of the NW¹/₄ Section 36, Twp. 8.S. Rge. 15.E. That he now requests that the points of diversion be changed to points located Center of NW¹/₄ Section 36, and an additional point of Diversion in NE¹/₄NW¹/₄ Section 36, Twp. 8.S. Rge 15.E.B.M. That the reason for desiring to make such change is as follows: Needs an additional well to irrigate land more economical. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. Signed at Boise, this 19 day of January, 1959 /s/ J. A. McEwen Date of receipt at Department of Reclamation January 19, 1959 APPROVAL OF STATE RECLAMATION ENGINEER I, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-24652. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby. /s/ Geo. N. Carter State Reclamation Engineer Recorded: January 19, 1959							

Application for Amendment
To Permit to appropriate the Public Waters
of the State of Idaho, No. G-24652

Comes now J. A. McEwen, and represents to the State Reclamation Engineer of the State of Idaho. That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-24652, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: NW $\frac{1}{4}$ Section 36 and NE $\frac{1}{4}$ Section 35, Twp. 8.S. Rge. 15 E.B.M., making a total of 320 acres. That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, this 19 day of January, 1959

/s/ J. A. McEwen

Date of receipt at office of Department of Reclamation
Jan. 19, 1959

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-24652. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ Geo. N. Carter
State Reclamation Engineer

Recorded: January 19, 1959.

A S S I G N M E N T

For value received, I hereby assign my right, title, and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-24652 to Floyd Peterson, Route #2, Wendell, Idaho

s/ J. A. McEwen
Permit Holder

s/ Inez Puckett McEwen
Wife of Permit Holder

State of Idaho)
 : ss
County of Blaine)

On this 15th day of August, 1959, before me, a Notary Public for the State of Idaho, residing at Ketchum, Idaho, personally appeared J. A. McEwen and Inez Puckett McEwen, known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

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

My commission expires Feb. 28, 1963

s/ Florence Atkinson
Notary Public

Recorded: August 20, 1959

A S S I G N M E N T

For value received, I hereby assign all of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-24652 to Walter C. BENTZINGER, whose wife's name is Shirley A. Bentzinger, LEROY H. BENTZINGER, whose wife's name is Alma A. Bentzinger, and ARLEY R. PETERSON, whose wife's name is Mable B. Peterson, of Jerome, Idaho.

s. Floyd Peterson
Permit Holder
Katherine Peterson
Wife of Permit Holder

STATE OF IDAHO)
 : ss
County of _____)

On this 20th day of July, 1960, before me, a Notary Public for the State of Idaho, residing at Twin Falls, Idaho, personally appeared FLOYD PETERSON AND KATHERINE PETERSON, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same.

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

s/ Harry Benoit
Notary Public, Residing
at Twin Falls, Idaho

My commission expires June 19, 1963

ASSIGNMENT

For value received, I hereby assign all of my right, title and interest in and to Permit to appropriate the Public Water of the State of Idaho, No. G-24652, to Donald L. McGaffey and Gladys McGaffey, husband and wife of San Francisco, California

s/ WALTER C. BENTZINGER
LeRoy H. Bentzinger
Arley R. Peterson
Permit Holders

STATE OF IDAHO)
County of Twin Falls) ss

On this 10th day of August, 1964, before me, a Notary Public for the State of Idaho, residing at Twin Falls, Idaho, personally appeared Walter C. Bentzinger, LeRoy H. Bentzinger and Arley R. Peterson known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same.

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

s/ CHESTER Bullers, Jr.
Notary Public
Residing at Twin Falls, Idaho

My commission expires May 1, 1965

ASSIGNMENT

For value received, I hereby assign all of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-24652 to Donald L. McGaffey and Gladys McGaffey, husband and wife of San Francisco, California.

s/ SHIRLEY A. BENTZINGER
Wife of Walter C. Bentzinger, Permit Holder

s/ ALMA A. BENTZINGER
Wife of LeRoy H. Bentzinger, Permit Holder

s/ MABEL B. PETERSON
Wife of Arley R. Peterson, Permit Holder

STATE OF IDAHO)
County of Twin Falls) ss

On this 17th day of December, 1964, before me, a Notary Public for the State of Idaho, residing at Twin Falls, Idaho, personally appeared Shirley A. Bentzinger, Alma A. Bentzinger and Mable B. Peterson, same person as Mabel B. Peterson), known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same.

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

s/ CHESTER BULLERS, Jr.
Notary Public
Residing at Twin Falls, Idaho

My commission expires: May 1, 1965

Application for Amendment
LAND LIST
Permit No. G-24652

Comes now Donald L. McGaffey and Gladys McGaffey, husband and wife, and represents to the State Reclamation Engineer of the State of Idaho:

That they are the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-24652, and request that the list of lands to be irrigated as described in said permit, be changed to read as follows:

The West Half of the Northwest Quarter of Section 36, Twp. 8 S., R. 15 E. B. M., Gooding County, State of Idaho making a total of 75 acres in said W $\frac{1}{2}$ NW $\frac{1}{4}$, of Section 36.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at San Francisco, California, this 20 day of January, 1965.

s/ DONALD L. McGaffey

s/ GLADYS McGaffey

APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-24652. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ RALPH W. THOMAS, Deputy
State Reclamation Engineer

Recorded: February 9, 1965

Permit No. G-24652 ✓
 CERTIFICATE OF COMPLETION OF WORKS

ALL WHOM IT MAY CONCERN:

This is to certify that J. A. McEWEN - Assignee - FLOID PETERSON - Assignee - DONALD L. McGAFFEY AND GLADYS McGAFFEY of Twin Falls, County of Twin Falls, and State of Idaho the holders of Permit No. G-24652, issued upon Application . G-32459, bearing date of priority of December 31, 1953, authorizing the diversion of 3.2 second feet of waters of a well unty of Gooding, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; at said works are adequate for diverting and conveying to the place of intended use 1.5 second feet of the waters of a well om subterranean flow; that the point of diversion of said waters Center NW $\frac{1}{4}$, Sec. 36, T. 8 S., R. 15 E., B. M.; and that e lands proposed to be irrigated by the use of said water are described as follows, to-wit:

W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 36, T. 8 S., R. 15 E., B. M.

Witness my hand this 9th day of February, A. D. 1965

s/ RALPH W. THOMAS
 Deputy State Reclamation Engineer

oof of Completion of Works Made February 23, 1959

LICENSE ISSUED FOR 1.5 SEC. FT.
 LICENSE PAGE NO. 8087

December 2, 1968

Re: Water License No. G-24652
Donald L. McGaffey and Gladys McGaffey
William J. Slade and Wylene Slade

Cecil D. Hobday
Attorney At Law
125 Fifth Avenue West
Gooding, Idaho 83330

Dear Mr. Hobday:

Enclosed herewith is the original License and Certificate of Water Right No. G-24652 and a copy of the Assignment of that License to William J. Slade and Wylene Slade. The original of the assignment has been placed in the Department's records.

After a license has been issued, the water is appurtenant to the lands included in the license and is no longer personal property. Therefore, no formal assignment can be made by our office. If you sell the property a notation on the bill of sale should give the license number and the license itself should be given to the new owner.

If we can be of further assistance to you, please contact us.

Very truly yours,

M. Russell Bosch
Administrative Assistant

MRB:dj
Enclosures

24652
36-2241

A S S I G N M E N T

For value received, we hereby assign all of our right,
title and interest in and to State of Idaho water license No. G-24652
to William J. Slade and Wylene Slade, 1700 Dora Avenue, Yuma, Arizona,
85364.

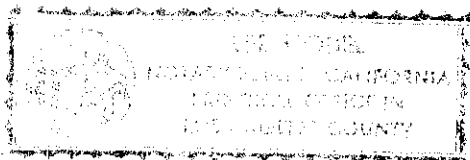
W J Slade
Gladys McGaffey

STATE OF CALIFORNIA

County of Los Angeles ss.

On this 16th day of October, 1968, before me, the
undersigned, a notary public in and for said State, personally
appeared D. L. McGaffey, known to me to be the person whose name
is subscribed to the within instrument and acknowledged to me that
he executed the same.

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



Lee Howell
Notary Public for the State of
California, residing at _____

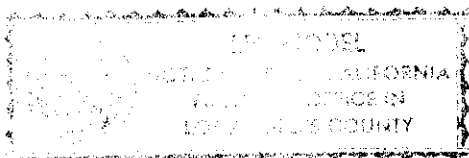
LEE HOWEL, Notary Public in and for
the County of Los Angeles, State of California
My Commission Expires October 21, 1970

STATE OF CALIFORNIA

County of Los Angeles) ss.

On this 16th day of October, 1968 before me, the
undersigned, a notary public in and for said State personally appeared
Gladys McGaffey known to me to be the person whose name is subscribed
to the within instrument and acknowledged to me that she executed the
same.

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



Lee Howell
Notary Public for the State of
California, residing at _____

LEE HOWEL, Notary Public in and for
the County of Los Angeles, State of California
My Commission Expires October 21, 1970

36-2241
24652

LAW OFFICES

JAMES, HOBDEY & SHAW

ANDREW F. JAMES
CECIL D. HOBDEY
CHAS. C. SHAW

125 FIFTH AVENUE WEST
GOODING, IDAHO 83330

P. O. BOX 176
TELEPHONE 934-4429
AREA CODE 208

November 4, 1968

RECEIVED

NOV 5 1968

Department of Reclamation
State of Idaho
Boise, Idaho

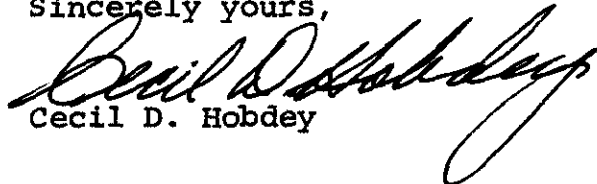
Department of Reclamation

Gentlemen:

We inclose herewith permit # G-32166 together with an assignment of the permit, executed by Mr. and Mrs. McGaffey. Would you please record this assignment on your records and return. If there is a fee for this service please advise and we will promptly remit.

Also, we inclose an assignment of water license No. G-24652 signed by Mr. and Mrs. McGaffey and ask that you make appropriate changes in connection with the license.

Sincerely yours,


Cecil D. Hobdey

CDH:fm
Encls.

34652
36-3241

February 9, 1965

Re: Permit No. G-24652
Donald L. & Gladys McElaffey

Clayton Johnson
Route #2
Wendell, Idaho

Dear Mr. Johnson:

Enclosed are the assignments of the above numbered permit, the amendment to the land list, the Certificate of Completion of Works and the License and Certificate of Water Right, all of which have been recorded in this office.

Also enclosed is departmental receipt #G-9085, in the amount of \$12.50 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. assignments
amendment
certificates
receipt

24652

RECEIVED
JAN 29 1965

Department of Reclamation

Wendell, Idaho
January 28, 1965

Mr. Ralph W. Thomas
Deputy State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho

Dear Mr. Thomas: Re: Permit No. G-24652 - McGaffey

In accordance with your letter of December 22, 1964, you will find enclosed the following papers:

Application for Amendment to amend where the water has been used, signed by McGaffey and wife;

Assignment of Permit signed by the wives of the permit holders at the time the water was previously being used;

Assignment of Permit signed by the previous holders of the permit as above;

Check in the amount of \$12.50 covering following costs:

- \$ 9.00 to cover Completion of Works Certificate and license and certificate of water right
- 1.00 to cover cost of recording two assignments
- 1.00 to cover cost of recording application for amendment, and
- 1.50 to cover cost of photo copies according to your letter of August 13, 1964.

We still do not have a well log for your files on this particular well in Section 36. We shall appreciate it very much if you will make a photo copy and we shall immediately remit.

Thanks.

Sincerely,

Clayton Johnson
Clayton Johnson

G 24652

December 22, 1964

Re: Permit No. G-24652

Clayton Johnson
Route #2
Wendell, Idaho

Dear Mr. Johnson:

Returned herewith is your check for \$16.50, application to amend the land list, blank amendment form and application for permit with attached check for \$5.25.

Changing the land list to NW $\frac{1}{4}$, Sec. 36, T. 8 S., R. 15 E. reduces the fee for the Certificate of Completion of works to \$5.00 plus \$4.00 for the License and Certificate of Water Right or total of \$9.00. Other fees total \$3.50 making grand total of \$12.50, instead of \$16.50.

The application to amend the permit must be signed by the holder of the permit or by agent with power of attorney. We must have a copy of your power of attorney or Mr. McGaffey must sign the application.

The application for permit under 4 shows the well in NE $\frac{1}{4}$ NW $\frac{1}{4}$, said Sec. 36, whereas the maps show NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36. Kindly correct and return. The land list should be E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 36. Any one can sign as agent on application for permit, it is only after the permit is issued that the holder or authorized agent can sign.

The water right under G-24652 must be completed for 75 acres in W $\frac{1}{2}$ NW $\frac{1}{4}$, said Sec. 36, as the balance of the land was not irrigated at the time of inspection of the works

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. check
amendment
blank amendment form
application for permit
with attached check

f 24652

RECEIVED RECEIVED

JAN 29 1965

DEC 22 1964

Department of Reclamation

A S S I G N M E N T

For value received, I hereby assign all of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-24652 to Donald L. McGaffey and Gladys McGaffey, husband and wife, of San Francisco, California.

Walter C. Bentinger
Ledy H. Bentinger
Arlene B. Peterson
Wife of Permit Holder

STATE OF IDAHO)
County of Twin Falls) ss

Permit Holders

On this 10th day of August, 1964, before me, a Notary Public for the State of Idaho, residing at Twin Falls, Idaho personally appeared Walter C. Bentinger, Ledy H. Bentinger, & Arlene B. Peterson known to me to be the person whose name is subscribed to the within instrument and duly acknowledged to me that they executed the same.

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

Charles Buller, Jr.
Notary Public
Residing at Twin Falls, Idaho

My commission expires: May 1, 1965

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions

24652

RECEIVED RECEIVED

JAN 29 1965

DEC 22 1964

Department of Reclamation

ASSIGNMENT

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-24652 to Donald L. McGaffey and Gladys McGaffey, husband and wife of San Francisco, California.

(Shirley A. Bentsinger) Shirley A. Bentsinger
Wife of Permit Holder Walter C. Bentsinger

(Alma A. Bentsinger) Alma A. Bentsinger
Wife of Permit Holder Leroy E. Bentsinger

(Mabel) Mabel B. Peterson
Wife of Permit Holder Arley R. Peterson

STATE OF IDAHO)
County of Twin Falls : ss
Jerome)

On this 17th day of December, 1964, before me, a Notary Public for the State of Idaho, residing at Twin Falls, Idaho

personally appeared Shirley A. Bentsinger, Alma A. Bentsinger and Mable B. Peterson (same person as Mabel B. Peterson) are known to me to be the person s whose names is subscribed to the within instrument and duly acknowledged to me that it is executed by me.

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

Charles B. B. Jr.
Notary Public
Residing at Jerome, Idaho

My commission expires: May 4, 1965

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions

24652

RECEIVED

JAN 29 1965

APPLICATION FOR AMENDMENT

LAND LIST

Permit No. G-24652

Comes now Donald L. McCaffey and Gladys McCaffey, husband and wife, and represents to the State Reclamation Engineer of the State of Idaho:

That they are the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-24652, and request that the list of lands to be irrigated as described in said permit, be changed to read as follows:

The West Half of the Northwest Quarter of Section 36, Twp. 8 S. R. 15

E. B. M., Gooding County, State of Idaho,

making a total of 75 acres in said W $\frac{1}{2}$ NW $\frac{1}{2}$ of Section 36.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at San Francisco, California, this 20 day of January, 1965.

Donald L. McCaffey
Donald L. McCaffey

Gladys McCaffey
Gladys McCaffey

APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-24652. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Ralph W. Thomas

Deputy State Reclamation Engineer

Recorded: February 9, 1965

G-24652

August 13, 1964

Re: Permit No. G-24652

Mrs. Loretta Strickling,
Wendell, Idaho.

Dear Mrs. Strickling:

We enclose Departmental Receipt No. G-8803, which
was issued covering payment in the amount of \$3.25 for
photo copies of the above mentioned permit and well log.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl. - Receipt
EPR:pmk

24652

August 13, 1964

RE: Permit G-24652
Walter C., and LeRoy H. Bentsinger
Arley R. Peterson

Mrs. Loretta Strickling
Wendell,
Idaho

Dear Mrs. Strickling:

Our letter of August 4th enclosed a complete copy of the subject permit, and the holders of same. The last recorded holders are listed above, and this office must be furnished evidence of changes of ownership from subject owners to Mr. & Mrs. McGaffey before license can be issued.

We are enclosing photo copies of our examiner's report which clearly shows only one pumping well and, under remarks, states that a second well had no pump and was not used. Therefore, only one well will be considered on this permit.

Also enclosed are forms for amendment to the land list to show being on the NW $\frac{1}{4}$, Section 36.

Further we enclose assignment forms for use in recording the new owners names and interest in this permit.

The fee for recording each assignment is \$.50 and for each amendment it is \$1.00.

The fee for the photo copies is \$1.50.

Please attach check to cover the above fees due including the \$13.00 due since June, 1960, for Completion of Works Certificate and License and Certificate of Water Right. Thank you.

Very truly yours,

CARL F. TAPPAN
State Reclamation Engineer

H. PETRI
State Water Rights Clerk

Enc. Forms for
assignment and amendments; photo copies

24652

Wendell, Idaho
August 11, 1964

RECEIVED
AUG 12 1964

Mr. H. Petri
State Water Rights Clerk
Department of Reclamation
Boise, Idaho

Department of Reclamation

Dear Mr. Petri: Re: Permit #G-24652

Thank you for your letter of August 4, 1964, regarding the above permit. We are enclosing check in the amount of \$3.25 to cover your costs.

According to my information the second well is located in the NW¹/₄ of Section 36 as well as the above permit well. For this reason I believe the copy of the well log you sent me must be for still another well as its location is Section 35. Perhaps the second well log has not been filed.

We will be sending the \$13.00 for the water license in the near future, but we will need to amend that to cover only land in Section 36. Do you have special forms to do this? We are also obtaining transfers from the last owners of record in your office of Permit G24652 to the present owners.

May we hear from you.

Sincerely,


Mrs. Loretta Strickling

Enc.
1s

24652

P.S. If more copies are necessary, please send and we will remit again to cover costs. My reason for asking for copies is that we haven't been able to locate original papers there have been so many parties involved.

August 4, 1964

RE: Permits G-24652 & G-27730

Mrs. Loretta Strickling
Wendell,
Idaho

Dear Mrs. Strickling:

As requested by your letter of July 31, 1964, copies of Application for Permit No. G-24652 and a copy of the Well Log are forwarded herewith. A copy of our letter of June 14, 1960 shows that the fee of \$13.00 has not been received.

This permit is presently recorded to Walter C. Bentsinger, Leroy H. Bentsinger, and Arley R. Peterson as shown on the final assignment.

The enclosed Permit has been marked to show the addition of another well.

The cost of making photocopies of the Permit and Well Log is \$3.25, for which you may forward a check to cover.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

H. PETRI
State Water Rights Clerk

HP:ot

Enc. Photocopies of Permit & Well Log, Dept. ltr. June 14, 1960

f 24652

Wendell, Idaho
July 31, 1964

DEPARTMENT OF RECLAMATION

Department of Reclamation
Boise, Idaho

Gentlemen:

In March of this year Donald L. McGaffey and wife purchased under contract from Jasper A. McEwen and wife the NW¹/₄, Section 36, Twp. 8 S., Range 15 E.B.M., Gooding County, Idaho. There are two wells on the place and I have been asked to help prove up on these wells.

According to records a permit was issued in your office with a priority date of Dec. 31, 1953. This was Permit No. G-24652. Will you please send us a copy of this permit, also of the well log if one was filed. We would like copies of any other pertinent information and upon receipt of charges will send check. On this well we cannot tell whether a new permit will have to be obtained or whether the time has run out for proof. On the second well we understand no permit has yet been obtained. However, one could have been issued.

Any information you can furnish will be greatly appreciated.

Thank you.

Sincerely,

Loretta Strickling
Mrs. Loretta Strickling

ls

P.S. If we can prove up now will you please send the necessary forms for publication.

24652

March 25, 1964

RE: Permit Nos. G-24652, G-27730

Edward L. Benoit
Attorney at Law
Twin Falls Bank & Trust Building
Twin Falls, Idaho 83301

Dear Mr. Benoit:

Enclosed is departmental receipt No. G-2628 in the amount of
\$4.00 covering the fee for making the copies of the above
numbered permits which were mailed to you on February 3, 1964.
Thank you.

Very truly yours,

C. E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

ELR:mr

Enc. receipt

24652

March 6, 1964

RE: Permit Nos. G-24652
W. C. & LeRoy ~~Benoit~~ ~~Ginger~~
Arley R. Peterson
G-27730
Floyd Peterson

Benoit & Benoit
Attorneys
Twin Falls Bank & Trust Building
Twin Falls, Idaho

Attn: Edward L. Benoit

Dear Mr. Benoit:

We refer you to our letter of January 31, 1964, in which we enclosed a copy of each of the Permits listed above. The fee for the copy work was \$4.00 and up to date our records do not show that we have received a check for this fee.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR

24652

January 31, 1964

RE: Permit Nos. G-24652
Walter C. & LeRoy H. Bentzinger, Arley R. Peterson
G-27730
Floid Peterson

Benoit & Benoit
Attorneys
Twin Falls Bank & Trust Building
Twin Falls, Idaho

Attn: Edward L. Benoit

Dear Mr. Benoit:

Your letter requested copies of the application of the above two permits. We assume you also want all amendments to Permit No. G-24652.

The fee for copy work is \$1.50 for Permit No. G-27730 and \$2.50 for Permit No. G-24652, making a total of \$4.00 which you may remit to this office.

Floid Peterson was notified by letter dated June 14, 1960 that the Certificates of Water Right would be issued for 2.0 c.f.s. from a well in the center of the NW¹/₄, Sec. 36 for irrigation of the W¹/₂NW¹/₄, Sec. 36; N¹/₂NE¹/₄, Sec. 35, T. 8 S., R. 15 E., B.M. upon payment of fees totaling \$13.00.

Proofs were completed under Permit No. G-27730 in December, 1963. The works have not been examined by our field examiner.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

Enc. copies of 2 permits

24652

July 26, 1960

Re: Permit No. G-24652

Mr. Walter C. Bentsinger
Jerome, Idaho

Dear Mr. Bentsinger:

We enclose the assignment of Permit No. G-24652 to you, Leroy Bentsinger and Arley R. Peterson from Floid Peterson and Katherine Peterson, his wife, which has been recorded in this office.

We also enclose departmental receipt No. G-5059 for the fifty cents recording fee, sent in by Benoit and Benoit, attorneys at Twin Falls.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Bule
Chief Clerk

EPR:ew

Enc. assignment
receipt

24652

RT

LAW OFFICES
BENOIT & BENOIT
TWIN FALLS BANK & TRUST BLDG.
TWIN FALLS, IDAHO

HARRY BENOIT
EDWARD L. BENOIT

July 20, 1960

RECEIVED
JUL 22 1960
Department of Reclamation

Mr. Geo. N. Carter
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Re: Permit No. G-24652

Dear Sir:

We are enclosing assignment of Permit No. G-24652 to Walter C. Bentzinger, LeRoy H. Bentzinger and Arley R. Peterson, executed by Floid Peterson and wife. Please record the same and enclosed is our check for \$.50 in payment of your fee.

Mr. Floid Peterson still has Permit No. G-127730 and if there are any amendments to be made, the same will be taken care of by him.

After the assignment has been recorded, please mail the same to Walter C. Bentzinger, Jerome, Idaho.

Very truly yours,

BENOIT & BENOIT

Harry Benoit
Harry Benoit

HB:mo

Enclosure

24652

June 14, 1960

Re: Permit No. **G-24652**

Floid Peterson
Route #2
Wendell, Idaho

Dear **Mr. Peterson:**

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-24652** shows the well is ~~100~~ capable of conveying **100** miner's inches, or **2.0** c.f.s. of water for the irrigation of **140** acres.

Upon receipt of the statutory fees, totaling \$ **13.00**, we will issue the Certificate of Completion of Works (fee \$5.00) and the License and Certificate of Water Right (fee \$ **8.00**, based at the rate of \$2.00 for each 40-acre subdivision) confirming the right, with priority of **December 31, 1953** to the use of **2.0** second feet of subterranean water with the point of diversion in **center of the NW 1/4, Sec. 36, for the irrigation of the NW 1/4, Sec. 36; NE 1/4, Sec. 35, T. 8 S., R. 15 E., B. M.**

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

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

EPR:ew

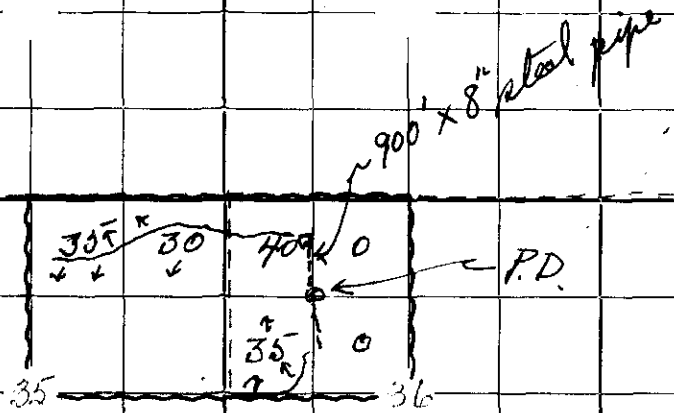
f 24652

R-15E.

A

TC WENDELL

T.
38
S.



Subdiv 4
1400 - 1400
2000

Subdivisions = 4
Area = 140 acres.
Q = 2 qfs.

1000
1000
1000

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-21652

REPORT ON PROOF OF Completion of Works & Beneficial Use

Floid Peterson, Rt. #2, Wendell, Idaho

Floid Peterson
Rt. #2, Wendell, Idaho

Permit No. G-24652

Examination for Completion of Works & Beneficial Use

County Gooding

36-8S.-15E.

Q- 3.2 c.f.s.

S- Wells.

P.H. - Sec. 36, T. 8S. -
R. 15E.

advice by mail.

W.P. Driscoll & Son, Inc.

H=104' well 100' deep
has been measured at 3.2 c.f.s.

Filed Dec. 31, 1953

Dec. 18, 1959

no other right

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.

RECEIVED
JUN 1 3 1960

Department of Reclamation

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-24652

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

1. Name of applicant: Floid Peterson
2. Source of water supply: Subterranean flow from a well
3. Location of point of diversion: Is in the NE 1/4 NW 1/4 of Section 36
center NW 1/4 of Section 36
 T. 8 S R. 15 E B.M. County of Gooding

4. Describe works as they exist, giving dimensions and capacities of same: 160' x 12' x 10'
Col. 132' x 8" h = 106' no dd.
Tacvazi submersible # WA E 0002 50 hp motor # 1558719.
440V 80amps 1775 A.P.M. 1st panel 3.7 x 10 demand
motor # 38135-388. No protection.

5. Water is used for: irrigation and domestic
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 1/4 Sec. 36 and NE 1/4 Sec. 35., Twp. 8 S., Rge. 15 E.B.M. making a total of 320 acres

Lightening storm came up. Pump off.

(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. Peterson along.

Mr. P. estimates 100 inches.
By calculation it will do that or better.

Only one well operating. No pump in other well.

wants later to transfer all this water to
Section 36.

This examination was made on the 6 day of June, 1960

(Signed) E. H. Humphrey Examiner.

G 24652

May 31, 1960

RE: Permit No. G-24652
G-27730
Floyd Peterson

Benoit & Benoit
Lawyers
Twin Falls Bank & Trust Building
Twin Falls, Idaho

Attention: Harry Benoit

Dear Mr. Benoit:

Enclosed are forms for amending the point of diversion. One form should be filed in this office to correct our records. Changes in points of diversion are generally approved where the change in location does not appear to be detrimental to a well with a later date of priority. All changes are made at the risk of the applicant, as shown on the form.

Probably Mr. Peterson drilled the second well in a location different from that shown in Permit No. G-27730. Details of Permit No. G-27730 as shown on our record are as follows:

Filed: January 19, 1959

Amount: 3.2 c.f.s.

Point of Diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 35, T. 8 S., R. 15 E., B.M.

Use: Irrigation to irrigate the NE $\frac{1}{4}$ of Section 35; the NW $\frac{1}{4}$ of Section 36, Township 8 South, Range 15 East.

Completion of Works and Beneficial Use proofs due January 27, 1964.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Office Engineer

RWT:mr
Enc. amendment forms

24652

May 19, 1960

Re: Permit No. G-24652 - G-27730
Floird Peterson

C
O
P
Y
Benoit and Benoit
Attorneys at Law
Twin Falls, Idaho

Attn: Harry Benoit

Dear Mr. Benoit:

Permit A-24652 was issued to Mr. McEwen for 3.2 c.f.s. to irrigate the NW¹/₄, Sec. 36, T. 8 N., R. 15 E., who later amended the land list to include the NW¹/₄, Sec. 35. The points of diversion are shown as center NW¹/₄ and NE¹/₄NW¹/₄, Sec. 36.

Mr. Peterson with two witnesses made the proofs of use of water, however it was in August, 1959, before Mr. Peterson filed the assignment to him from Mr. McEwen, and the works have not been inspected by our field engineer. Mr. Peterson's depositions showed both points of diversion, however he showed 3.2 c.f.s. of water from the well, indicating there may be only one well under the permit.

Permit G-27730 was issued to Mr. Peterson for 3.2 c.f.s. to irrigate the same land, the NW¹/₄, Sec. 36 and NE¹/₄, Sec. 35, T. 8 N., R. 15 E. with point of diversion in the SE¹/₄NW¹/₄, Sec. 35.

Our records do not show any other valid permit on the land.

Both permits are in the name of Floird Peterson and he can assign either or both by completing the enclosed forms. There is a fee of \$0.50 for recording each assignment.

Very truly yours,

Geo. H. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS
Office Engineer

RT:ew

24652

LAW OFFICES
BENOIT & BENOIT
TWIN FALLS BANK & TRUST BLDG.
TWIN FALLS, IDAHO

HARRY BENOIT
EDWARD L. BENOIT

RECEIVED
MAY 18 1960
Department of Reclamation

May 17, 1960

State Reclamation Engineer
Reclamation Department
Boise, Idaho

Dear Sir:

Re: Permit G-24652

It is our understanding that Jasper A. McEwen and Inez Puckett McEwen, husband and wife, were issued the above permit involving the NW $\frac{1}{4}$ of Section 36, Township 8 South, Range 15 EBM, Gooding County, Idaho.

The McEwens sold this property under contract to Floid Peterson and Kathryn Peterson, husband and wife. Would you be good enough to advise me as to the status of this permit and whether it has been assigned to the Petersons.

I have been advised that there is another well upon the premises and if so, has there been issued a permit therefor and the status thereof.

The Petersons are assigning their contract from the McEwens to our clients and before the transaction is consummated, we would very much appreciate the above requested information.

Very truly yours,

BENOIT & BENOIT

by

Harry Benoit
Harry Benoit

HB:dr

P 24652

August 20, 1959

Re: Permit No. G-24652

Mr. Floid Peterson
Route #2
Wendell, Idaho

Dear Mr. Peterson:

We enclose the assignment of Permit No. G-24652 to you from J. A. and Inez McEwen, which has been recorded in this office.

We also enclose departmental receipt No. G-4295 in the amount of 50¢ covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR:aw
Enc. assignment
receipt

24652

August 20, 1959

RE: Permit No. G-24652

Mr. Floid Peterson
Route #2
Wendell, Idaho

Dear Mr. Peterson:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in The Gooding Leader, all submitted in proof of completion of works and beneficial use on Permit No. G-24652.

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.

The assignment of Permit No. G-24652 from the McEwens was received yesterday.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR

G-24652

RECEIVED
AUG 19 1959
Department of Land Reclamation

August 18, 1959
Box 1062
Twin Falls Idaho

Dear Mr. Honorable George N. Carter;

Please dont stagger back and clutch edge of desk when
your eyes behold the enclosed!

Its a miracle but its happened- the duly notarized water
assignment for permit No. G-24652.

Meanwhile our Magic Valley's gallant and "going-places"
young barrister, William Bakes, has already sent you a
copy of evidence of my ownership of the property concerned
in above.

The original of this property assignment is held in escrow
in the Twin Falls Bank and Trust here in Twin Falls.

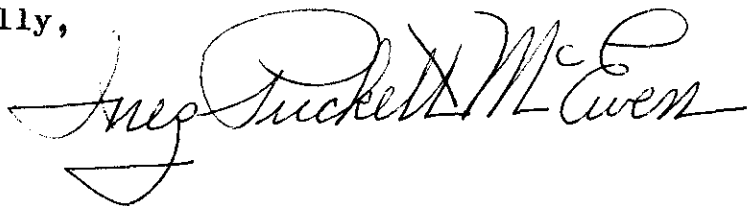
I regret the delay and general hemming and hawing on
this matter, and do hope your office hasn't been unduly
inconvenienced because of it.

Am hoping this satisfactorily concludes this particular
business for all concerned. (That means we have nothing
further to worry about save joining our fellow Americans
in seeing that so-and-so Khrushchev safely over and back
to own land)

My sincere thanks meanwhile, for all past courtesies from
you and your office.

Long may you flourish, sir,

Cordially,



G 24652

TWIN FALLS BANK & TRUST COMPANY

ESTABLISHED 1905

TWIN FALLS, IDAHO

August 11, 1959

RECEIVED
AUG 13 1959

Department of Reclamation

The Honorable George N. Carter
State Reclamation Engineer
State House
Boise, Idaho

Re: Permit No. G-24652

Dear Mr. Carter:

On July 22 of this year you wrote to Mrs. Inez Puckett McEwen relating to the above-numbered permit. In your letter you asked for evidence of her ownership of this property.

I am enclosing a copy of an assignment by J. A. McEwen to Inez Puckett McEwen, the original of which is held in escrow in the Twin Falls Bank & Trust Company. Also, I have returned the Assignment of the Permit to Appropriate the Public Waters of the State of Idaho to Mrs. McEwen for her endorsement and advised her to forward the same to you.

Very truly yours,

William H. Bakes

William H. Bakes
Trust Officer

am

encl.

cc: Mrs. Inez Puckett McEwen

J 24652

15 J. A. M^d Ewan

1074

1074

William A. Bates

24652

July 22, 1959

Re: Permit No. G-24652

Mrs. Ines Puckett McEwen,
9415 Workman,
Tempe City, California.

Dear Mrs. McEwen:

We have been trying for some little time to straighten out the title to the water right for the land which apparently has now been purchased by Mr. Floyd Peterson of Wendell, Idaho.

In January, 1959, Mr. McEwen was in the office and advised to assign Permit No. G-24652 to Floyd Peterson. Evidently he sent the Assignment to you to sign as co-owner, and in response, we received your letter of February 16, 1959, stating that the land in question was legally turned over to you some time ago. Obviously, this office did not know that you had come into possession of the property.

If, as I assume, you wish to clear the title with water rights to Mr. Floyd Peterson, you should furnish us a copy of the legal document which gave you possession of this property, and sign the enclosed Assignment which makes ownership of the water right clearly a matter of legal record.

As the matter now stands, Mr. Peterson does not have any instrument of record showing that he has acquired this water right. Consequently proof of application of water to beneficial use is in status quo.

Please conform to the two above requirements as promptly as convenient, so that this matter may be closed in our records.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer

CNC/pmk

cc: Floyd Peterson
J. A. McEwen

J 24652

May 28, 1959

Re: Permit G-24652
J. A. McEwen

Mr. Floid Peterson
Route #2
Wendell, Idaho

Dear Mr. Peterson:

On March 12, we sent you a letter in regard to assignment of permit G-24652.

We must have the assignment or other record of *your* ownership of the permit in this office or we will have to send out the pre-cancellation notice next month.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

RT:ERR:ew

f 24652

March 12, 1959

Re: Permit G-24652
J. A. McEwen

Mr. Flويد Peterson
Route #2
Wendell, Idaho

Dear Mr. Peterson:

Enclosed are two blank assignment forms.

We have received your depositions along with two depositions of witness making proof of beneficial use of water under Permit G-24652.

This permit is still in the name of Mr. J.A. McEwen. The assignment of the permit to you has not been received, though we have the 0.50 fee for recording one assignment.

Mrs. Inez Puckett McEwen, 9415 Workman, Temple City, California, wrote us February 19 that the property legally belongs to her. As the permit is in the name of Mr. J. A. McEwen, it will be necessary to have an assignment signed by both Mr. and Mrs. McEwen, or two assignments signed separately, or a certified copy of the court order giving Mrs. McEwen, individually, the ownership of the property and an assignment of Permit No. G-24652 signed by Mrs. McEwen.

An assignment form was sent to Mr. McEwen, Box 868, Twin Falls, on January 28, 1959 requesting signatures by Mrs. McEwen and him, to be returned to this office. A letter was sent Mrs. McEwen on February 19 noting both signatures would be required. Possibly that assignment will be received in the near future.

We suggest you check to determine why the assignment has not been received and if necessary use the enclosed forms to get the Permit in your name to prevent cancellation of the permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

GNC:RT:ew
Enc. 2

f 24652

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAR 3 1959
Department of Reclamation

Permit No. G-24652

Proof of Application of Water to Beneficial Use

Deposition of Holder and Completion of Works

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

Ans. Floid Peterson, Route 2, Wendell, Idaho

Farmer

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.

Ans. No corporation

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. Permit No. G-24652 Jan. 18, 1954 January 30, 1959 Date of Priority - December 31, 1953

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Underground Water. Location of Point of Diversion is Center of NW $\frac{1}{4}$.

Sec. 36, and NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 36, Twp. 8S, Range 15 E.B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and 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, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Water carried by ditch on farm capable of carrying 3.2 feet. The well is
160 ft. deep, the 8" casing is 120 ft. and the depth to water is 104 ft. The
discharge of pump is 3.2 second feet measured by weir.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used for Irrigation and Domestic purposes on 80 acres in NE $\frac{1}{4}$ of Sec. 35 and
160 acres in NW $\frac{1}{4}$ Sec. 36, Twp. 8S, Range 15 E.B.M. This will be used to
cultivate land.

G 24652

RT

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. None

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

Ans. 3.2 second feet

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.

Ans. Owner

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Has been used for farming since December, 1953 to full extent of water.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

(Sign)

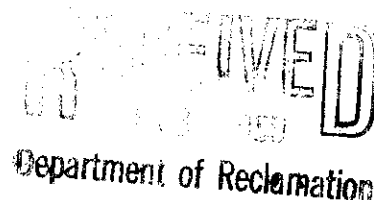
I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Wendell, County of Gooding, State of Idaho, on this 23rd day of February, A. D. 1959.

My commission expires July 18, 1962

Notary Public in and for the State of Idaho
Residing at Wendell, Idaho

H 24652

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. _____

Proof of Application of Water to Beneficial Use

Deposition of Witness *and Completion of Works*

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.

Ans. Elmer Fattig, 66, Route 2, Wendell, Idaho - retired farmer

Ques. 2. Are you acquainted with Floid Peterson, the holder of Permit No. G-24652? How long have you known him and where does he reside?

Ans. Yes, I have known him 18 years and he lives on Route 2, Wendell, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-24652, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Underground water. Point of diversion is Center of NW $\frac{1}{4}$, Sec. 36 and NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 37, Twp 8S, Range 15 E.B.M. Water is pumped to ditch which carries to point of use.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 3.2 second feet.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 3.2 second feet measured by weir

G 24652

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used for irrigation on 80 acres in NE $\frac{1}{4}$ of Sec. 35 and 160 acres in NW $\frac{1}{4}$ Sec. 36, Twp. 8S, Range 15 E.B.M. This is used to cultivate land.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None

Ques. 9. (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.

Ans. Average farm land and 3.2 second feet needed.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. As live beside place, have had repeated opportunities to watch use of water in past five years.

(Signed)

Calvin F. Atty

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 23rd day of February, A. D. 1959.

George F. Peterson
Notary Public.

My commission expires July 18, 1962.

24652

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAR 3 1959
Department of Reclamation

Permit No.

Proof of Application of Water to Beneficial Use
Deposition of Witness and Completion of Works

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.

Ans. Wayne Fattig, 31, Route 2, Wendell, Idaho - farmer

Ques. 2. Are you acquainted with Floid Peterson, the holder of Permit No. G-24652? How long have you known him and where does he reside?

Ans. Yes, I have known him 18 years and he lives on Route 2, Wendell, Idaho

Ques. 3. Have you read or heard read said Permit No. G-24652, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Underground water. Point of diversion is center of NW $\frac{1}{4}$, Sec. 36 and NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 37, Twp. 8S, Range 15, E.B.M. Water is pumped to ditch which carries to point of use.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 3.2 second feet

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 3.2 second feet measured by weir

G-24652

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used for irrigation on 80 acres in NE $\frac{1}{4}$ of Sec. 35 and 160 acres in NW $\frac{1}{4}$ of Sec. 36, Twp. 8S, Range 15 E.B.M. This is used to cultivate land.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. No

Ques. 9. (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.

Ans. Average farm land and 3.2 second feet are needed.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. As live directly beside Mr. Peterson's farm, I have had repeated opportunities to watch use of water in past five years.

(Signed)

Wayne Fattig

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 23rd day of February, A. D. 1959.

Wendell Peterson

Notary Public.

My commission expires July 18, 1962

24652

AFFIDAVIT OF PUBLICATION

RECEIVED
MAR 3 1959

Department of Reclamation

STATE OF IDAHO,
COUNTY OF GOODING

SS.

I, *Leland G. Burress*, do solemnly swear that I am the printer and publisher of THE GOODING LEADER, a weekly newspaper of general circulation, published once each week at Gooding, Idaho; that the notice attached hereto was published in said newspaper *four* consecutive weeks, the first publication having been made on the *22nd* day of *January* 195*9*, and the last publication having been made on the *12th* day of *February*, 195*9*; that said notice was published in the regular and entire issue of every number of the paper during that period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper; has been printed and published continuously in *Gooding, Gooding County, Idaho*, for a period of more than 78 weeks prior to the first publication of the attached notice.

Leland G. Burress
Subscribed and sworn to before me this

12 day of *February*, 195*9*.

Lorin Scaulson
Notary Public.

S 24652

February 19, 1959

Re: Permit No. G-24652

Mrs. Inez Puckett McEwen
9415 Workman
Temple City, California

Dear Mrs. McEwen:

This is in answer to your letter of February 16, 1959 in connection with the above stated permit.

Upon receipt of your first letter, the writer acknowledged that we inadvertently sent you the wrong form to sign. We went to send you an Assignment Form, assigning Permit No. G-24652 to Floyd Peterson.

This permit is now in the name of J. A. McEwen and will require the signature of both husband and wife in order to assign the permit over to Floyd Peterson. Mr. Peterson is now in the process of proving up on said permit, therefore we should have the assignment, assigning same to Mr. Peterson as soon as possible.

There is a fifty cent recording fee in connection with the assignment.

We are enclosing herewith, a copy of our letter to Mr. J. A. McEwen as of January 28, 1959.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

ROY W. THOMPSON
Supervisor of Water Distribution

RWT/lw
cc: J. A. McEwen
Encls: Copy of Letter dated January 28, 1959

24652

RECEIVED
FEB 19 1959

Department of Reclamation
Febr. 18, 1959
9415 Workman
Temple City Calif.

Dept. of Reclamation
State House
Boise Idaho.

Dear Folks;

Several weeks ago I wrote to you regarding a relinquishment paper sent me by Mr. McEwen.

Said paper stated that I relinquished to the state of Idaho, all right, title, and interest in and to "Permit to to Appropriate Public Waters of the State No. G-24652"

My husband requested that I sign this before a notary and forward it to you people. *(He had already signed)*

Since I did not understand what this was all about I wrote to you in hopes of a clarification.

Moreover Mr. McEwen has called to say my letter was sent on to him; also that there is now no need of signing.

Since the property to which the above pertains was legally turned over to me some time ago, I am at a loss to know why my letter was sent to Mr. McEwen and remained unanswered by the Reclamation Dept.

All business connected with the above land must of necessity be with me.

I should be most grateful if information pertaining to this relinquishment were sent to me at above address.

Cordially,

Inez Buckett McEwen

G24652

January 28, 1959

Re: Permit No. G-24652

Mr. J. A. McEwen
P. O. Box 868
Twin Falls, Idaho

Dear Mr. McEwen:

We are enclosing a letter from Mrs. McEwen in regard to the assignment of Permit No. G-24652 to Floid Peterson.

We inadvertently sent Mrs. McEwen a Relinquishment Form instead of the Assignment Form, assigning the permit to Floid Peterson.

Will you see that the enclosed Assignment Form is signed by Mrs. McEwen and yourself, notarized, and returned to this department.

We regret the mistake.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

ROY W. THOMPSON
Supervisor of Water Distribution

RWT/lw
Encls. Form of Assignment
Letter

24652

January 21, 1959

Re: Permit No. G-24652

Mr. J. A. McEwen
P. O. Box 868
Twin Falls, Idaho

Dear Mr. McEwen:

Enclosed are amendments to the points of diversion and list of
land under Permit No. G-24652. These were approved by the State
Reclamation Engineer and recorded in the Department of Reclamation.

Very truly yours

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

G 24652

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-24652

Comes now J.A. McEwen and
represents to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-24652.

That the point of diversion is described in said permit as being located ;
Center of the ^{nw 1/4} NW $\frac{1}{4}$ Section 36, Twp. 8.S. Rge, 15.E

That he now requests that the point of diversion be changed to a point
located Center of ^{nw 1/4} NW $\frac{1}{4}$ Section 36, and an additional point of Diversion
In ^{new nw 1/4} NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 36, Twp. 8.S. Rge 15.E. B.M.

That the reason for desiring to make such change is as follows:

Needs an additional well to irrigate land more economical.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Boise, this 19 day of January, 1959

J.A. McEwen

Date of receipt at Department of Reclamation January 19, 1959

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-24652. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 87 of
Permits, at Page 24652
January 19, 1959

DEPARTMENT OF RECLAMATION

Geo. N. Carter
State Reclamation Engineer

Application for Amendment

To Permit to appropriate the Public Waters
of the State of Idaho, No. G-24652

Comes now J. A. McKwan, and represents to the State
Reclamation Engineer of the State of Idaho.

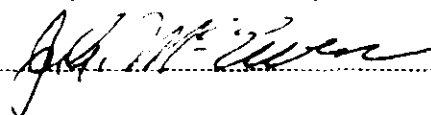
That he is the owner and holder of Permit to appropriate the Public Waters of the State of
Idaho, No. G24652, and requests that the list of lands to be irrigated, as described in said
permit, be changed to read as follows:

NW 1/4 Section 36 and NE 1/4 Section 35, Twp. 8.S. Rge. 15 E. B.M.

making a total of 320 acres.

That an additional amount of water is not asked for, and that the rights of others will not be ad-
versely affected by such change.

Signed at Boise, this 19 day of January, 19 59



Date of receipt at office of Department of Reclamation Jan. 19, 1959

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, hereby approve
the above and foregoing application for amendment to Permit to appropriate the Public Waters of
the State of Idaho, No. G-24652. This approval constitutes a new permit and is issued as an
amendment to the original permit, to which it refers, and of which it becomes a part, and said appli-
cation is approved only insofar as the rights of others will not be adversely affected thereon.

Recorded in Book 87 of

G 24652

January 20, 1959

Re: Permit No. G-24652

Mr. Floid Peterson
Rt. # 2
Wendell, Idaho

Dear Mr. Peterson:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-24652. The proofs are to be made at 10:00 A. M., on the 23rd day of February, 1959, before Clyde Peterson, Notary Public, at Wendell, Idaho.

As of this date we have mailed the notice to the Gooding Leader, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then to 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, 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. CENTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR/lw
Encls. (3)
cc: Clyde Peterson
Notary Public
Wendell, Idaho

24652

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. G-24652
Floid Peterson

Date: January 20, 1959

The Gooding Leader
Gooding, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **February 23, 1959** the date set for proof; the expense of the publication is to be paid by the applicant

Floid Peterson of **Rt. # 2, 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.**

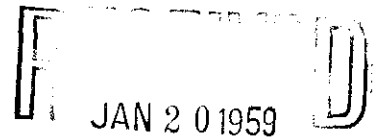
Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) **Edna P. Rutledge**

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

24652



NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN ~~DUPLICATE~~ of reclamation

(Date) ~~Wendell, Idaho~~ Jan. 19, 1959

(P. O.) 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

The Gooding Leader of Gooding, Idaho published in

the county in which the works are situated.

Floyd Peterson

(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.

24652

RECEIVED
JAN 20 1959
Department of Reclamation

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

Notice is hereby given that 10:00^{AM}, on the 23rd day of February, 1959, at Wendell, County of Gooding, State of Idaho, before Glyde Pektersen, Notary Public, at (address) Wendell, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 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-24652 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 Floyd Peterson, Rt. #2, 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 3.2 cubic feet per second.
3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.
4. The point of diversion of said water is center of NW¹ Sec. 36, and NE¹ NW¹ Sec. 36, Twp. 8 S., Rge. 15 E. BM
5. The place where said water is used is NE¹ Sec. 35; NW¹ Sec. 36 Twp. 8 S., Rge. 15 E. BM
6. The date of priority which said user is prepared to establish is December 31, 1953.

24652

GEO. N. CARTER
State Reclamation Engineer

A107

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

BOISE

RE: Permit No. G-24652

Date November 24, 1958

J. A. McEwen
Box 868
Twin Falls, Idaho

Dear Sir:

The date for proofs of completion of works and application of water to beneficial use, as set out under the terms of Permit No. G-24652 are due not later than January 18, 1959.

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list which has been recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the above mentioned date, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point or points of diversion; and the location of use or the lands which are irrigated--all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with Form 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named and before the notary public, as advertised in the publication notice.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

Enclosures

G-24652

January 25, 1954

RE: Permit No. G-24652
G-24653

Mr. J. A. McEwen
Box 868
Twin Falls, Idaho

Dear Mr. McEwen:

We enclose permit No. G-24652 in your own name and G-24653 in the name of S. S. Reinke and direct 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-392 for the \$11.50 filing fee.

Very truly yours,

W. H. Galt
State Reclamation Engineer
By

Chief Clerk

A:ml

24652

January 25, 195.

RE: Permit No. G-24652

~~G-24653~~

Stephan, Stephan and Heap
Twin Falls Bank and Trust Co. Building
Twin Falls, Idaho

Dear Mr. Heap:

Attention- Mr. Edward H. Heap

Reference made to your letter of January 23
in regard to permit No. 21939 in the name of
J. A. McEwen and Inez Puckett McEwen.

This permit was cancelled for failure to make
the statutory proofs within the required time,
and permits No. G-24652 and G-24653 have been issued
in lieu of permit No. 21939 and these permits will
be sent to Mr. McEwen today.

Permit No. G-24652 in the name of J. A. McEwen
is for 160 inches from a well in the center of the
NW $\frac{1}{4}$, Section 36, TS. 8 S., Range 15 E. B. M. for
irrigation of the NW $\frac{1}{4}$ of said section.

Permit No. G-24653 in the name of S. S.
Reinke is for 160 inches from a well in the
NE $\frac{1}{4}$, Section 36, TS. 8 S., Range 15 E. B. M.
for irrigation in the NE $\frac{1}{4}$ of said section.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

24652

STEPHAN, STEPHAN AND HEAP

ATTORNEYS AT LAW

TWIN FALLS BANK AND TRUST CO. BUILDING

TWIN FALLS, IDAHO

FRANK L. STEPHAN (1886-1952)
ROBERT W. STEPHAN
EDWARD H. HEAP

RECEIVED
JAN 25 1954

Department of Reclamation

January 23, 1954

HONORABLE MARK R. KULP
State Reclamation Engineer
Capitol Building
Boise, Idaho

Dear Mr. Kulp:

Re: Permit No. 21939
Jasper A. McEwen and
Inez Puckett McEwen

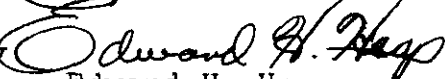
On December 7th, 1953 we wrote you with regard to the above numbered permit and having the same transferred to Mr. Sigmund S. Reinke. You answered our letter and advised that the above numbered Permit had been canceled for failure to make proof etc. Mr. McEwen took your letter in answer to ours of December 7th and it is our understanding he went to Boise to take up with your department the matter. He advised us that he had done what was necessary in the matter and that your department was to forward either the reinstated Permit 21939 or the new Permit to Mr. Reinke. Mr. Reinke was in the office a few days ago on another matter and advised us that he had not yet received the Permit.

Will you please bring us up to date on the matter. If it still will be necessary for Mr. Reinke to file a new application for Permit will you once more so advise us and we will attempt to get this matter straightened out. We should have written you before this time, but Mr. McEwen insisted on taking care of the matter - hence, we are still in the dark, so to speak.

Very truly yours,

STEPHAN, STEPHAN AND HEAP

By


Edward H. Heap

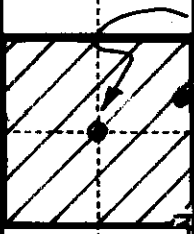
EHH:D

24652

R-15 E.

Point of Diversion- WELL

Point of Diversion as amended.



T.
8
S.

36

Permit Map No. 4-24652
As Approved
JAN 18 1954
MARK R. KULP
State Reclamation Engineer

January 6, 1954

Mr. J. A. McEwen
Box 868
Twin Falls, Idaho

Dear Mr. McEwen:

We have filed the applications of yourself and S. S. Reinke for permit to appropriate 3.2 second feet of subterranean water from wells in Section 36, Township 8 South, Range 15 East, B.M.

However, the filing fees on these applications amount to \$5.75 each, being at the rate of \$5.00 for the first second foot and 25¢ for each additional second foot or fraction thereof.

Your check accompanying these applications is for only \$11.00, so there is a balance of 50¢ due.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re

24652

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

Notice is hereby given that 10:00 A.M., on the 23rd of February, 1959, at Wendell, County of Gooding, State of Idaho, before Clyde Petersen, Notary Public, at Wendell, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 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-24652 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 Floid Petersen, Rt. No. 2, 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 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is center of NW $\frac{1}{4}$ Sec. 36, and NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 36, Twp. 8 S., Rge. 15 E. BM.

5. The place where said water is used is NE $\frac{1}{4}$ Sec. 35; NW $\frac{1}{4}$ Sec. 36 Twp. 8 S., Rge. 15 E. BM.

6. The date of priority which said user is prepared to establish is December 31, 1953.

Geo. N. Carter
State Reclamation Engineer