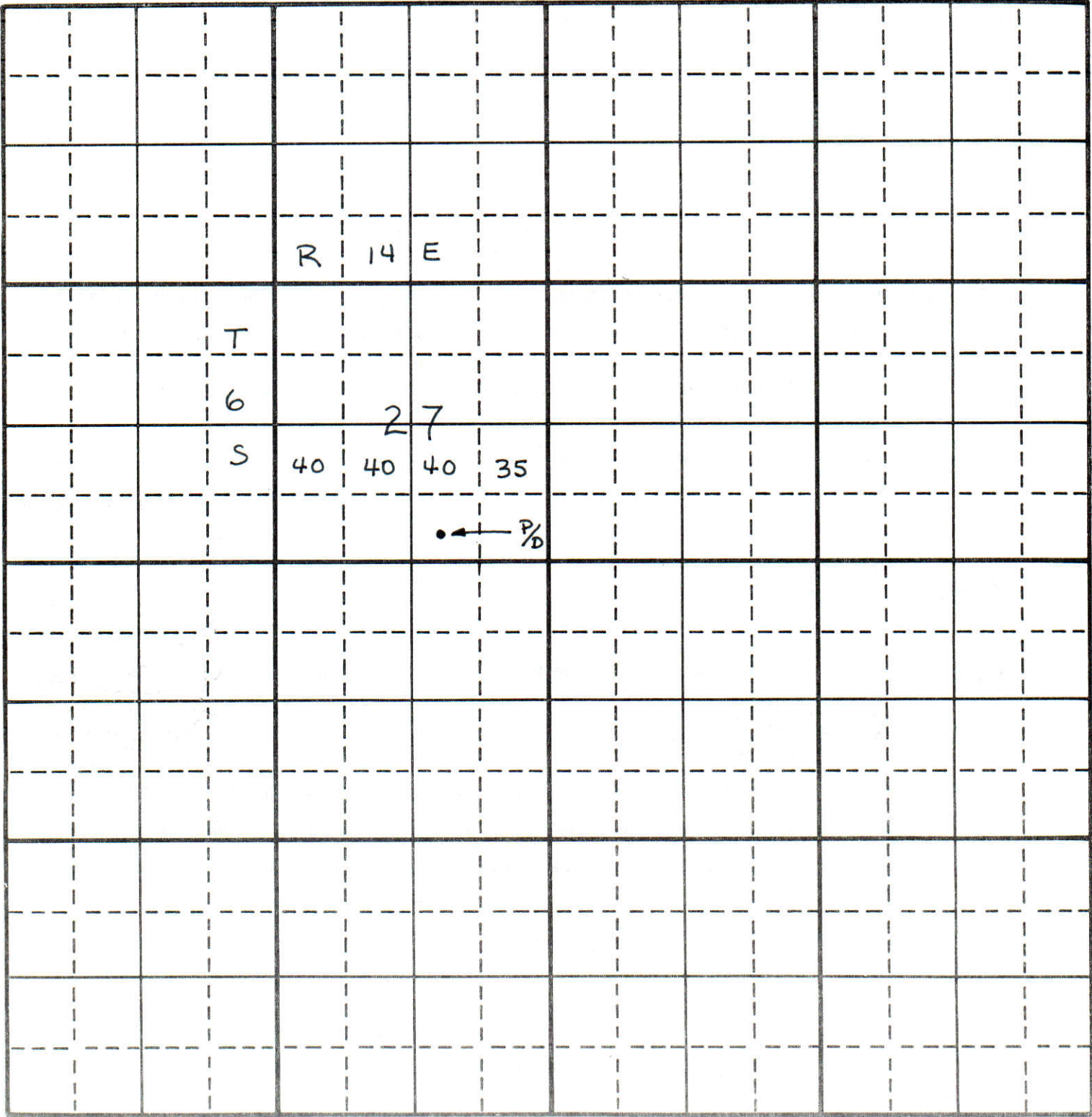


c. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	14E	27									40	40			35	40			155

Total number of acres to be irrigated 155

4. Describe any other water rights used for the same purpose as described above.
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho,)
) SS.
County of Gooding)

JUN 24 1985

Department of Water Resources
Southwest District Office

Frank T. Crow, Jr., 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 11 day of June 19 85, and the date of the last publication was on the 18 day of June, 19 85.

Subscribed and sworn to before me this 18
day of June, 19 85.
(SEAL)

Linda E. Esterbrook
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

JUN 24 1985

Department of Water Resources
Southwest District Office

Number of Lines in Notice 39
Number of Insertions 2
Lines tabular at 48¢
39 Lines straight at 38¢ \$14.82
39 Subsequent lines at .28.5¢ \$11.12
Total Cost \$25.94

COPY OF NOTICE (Paste Here)

~~Notice of Proposed Change~~
TITLE OF NOTICE
of Water Right #3705

PLAINTIFF ATTORNEY

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 37-7316

Notice is hereby given that Don and Carol McFarland of Eden, Idaho have applied to the Department of Water Resources for a change of place of use of a right from a groundwater source. The right sought to be changed is evidenced by License No. 36-7316, and is recorded as follows:

Amount: 3.10 cfs

Priority: November 7, 1973

Point of Diversion: SWSE, Sec. 27, T6S, R14E, B.M., Gooding County

The water is used for irrigation of 251 acres from March 15 to November 15 within the SW¼, N½SE¼, SWSE, Sec. 27, T6S, R14E

TO BE CHANGED AS FOLLOWS:

Amount: 3.10 cfs

Point of Diversion: No change

Place of Use: N½SW¼, N½SE¼, Sec. 27, T6S, R14E for irrigation of 155 acres from March 15 to November 15

Any protest against the approval of the above proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301, on or before June 28, 1985.

/s/ A. KENNETH DUNN
Director

PUB: 6-11, 18 #3705

PUBLICATION RATES

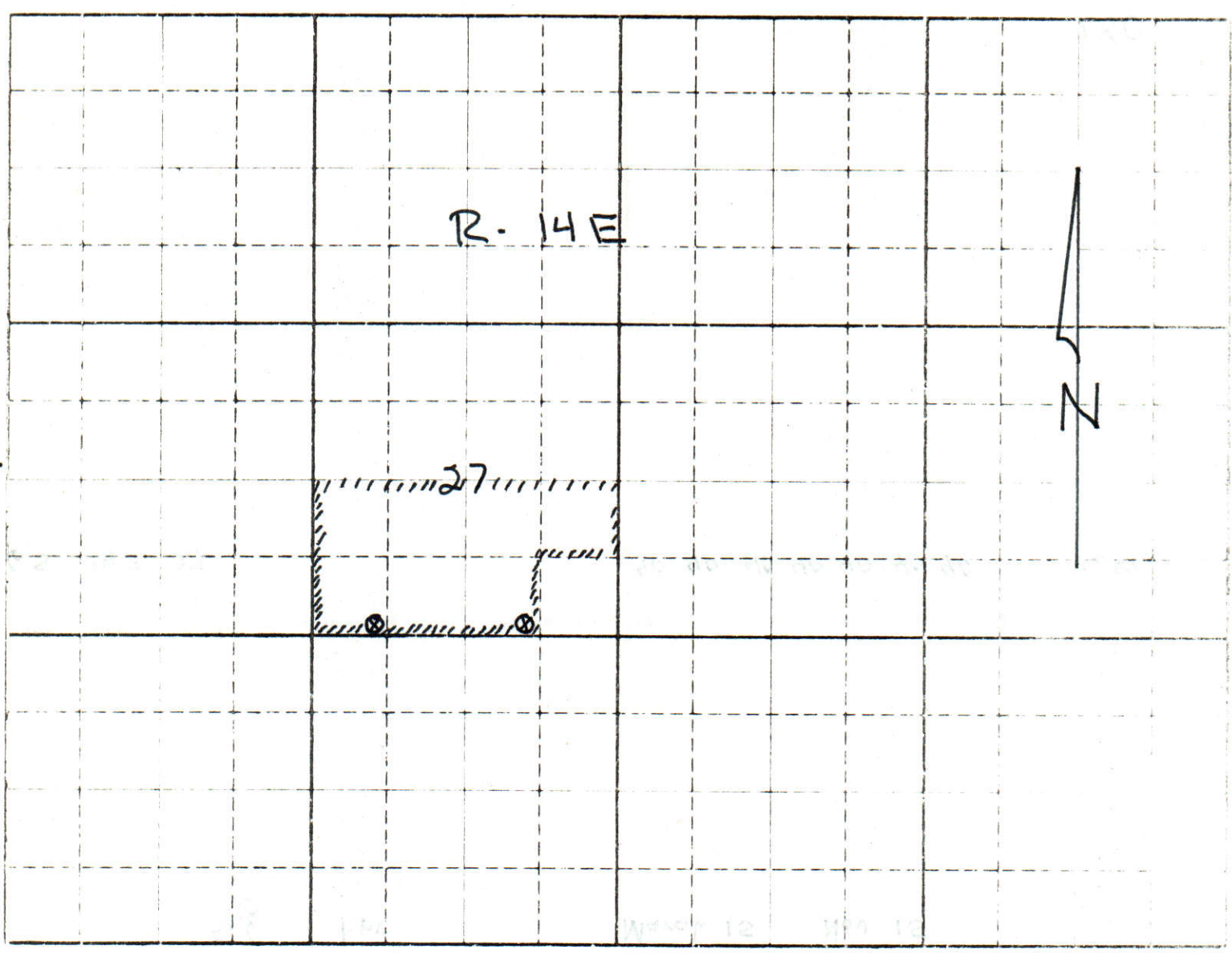
(Idaho Code, Rev. Statutes 1971)
7 pt. per line, straight 38¢
7 pt. per line, tabular 48¢
7 pt. per line, successive
insertions 28.5¢

No. #3705

MICROFILMED

37-7316

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holder's own risk

Signed at James D. McFie, this _____ day of _____, 19__

James D. McFie
(signature)
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration

hereby approve the above application for amendment for Permit No. 37-7316.

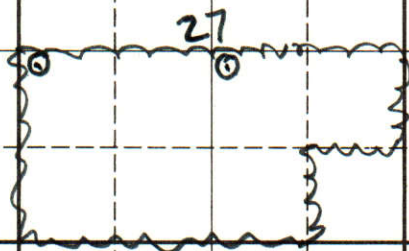
Witness my hand this 2/ day of January, 19 74

R. Keith Higginson
Director

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

R14E

T6S



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

James D. Nafziger
(Applicant)
Partner of
Anderson
37 7316 37 7316

COPY OF NOTICE

RECEIVED

NOV 29 1973

Department of Water Administration
Southern District Office

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that
Anderson-Nafziger (a partner-
ship) 1961 Falls Ave East,
Twin Falls, ID has on No-

vember 7, 1973 submitted Ap-
plication No. 37-7316 for a
permit to appropriate 5.6 cu-
bic feet per second of water
from groundwater by means
of well, pump, sprinkler sys-
tem within the NW $\frac{1}{4}$ SW $\frac{1}{4}$,
NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 6S, R.
14E, B.M., Gooding County
to be used from Mar. 15 to
Nov. 15 for irrigation of 280
acres within the SW $\frac{1}{4}$, N $\frac{1}{2}$
SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T.
6S, R. 14E, B.M.

If issued, this permit will
be subject to all prior water
rights. Protests against the
granting of the permit must
be filed with the Idaho De-
partment of Water Admini-
stration, 1041 Blue Lakes
Blvd. North, Twin Falls, Ida-
ho, 83301 on or before De-
cember 3, 1973.

R. KEITH HIGGINSON
Director

11-15-20c

PUBLICATION NOTICE

Idaho Code Title 18, Section 18-101	10c
Idaho Code Title 18, Section 18-102	10c
Idaho Code Title 18, Section 18-103	10c
Idaho Code Title 18, Section 18-104	10c
Idaho Code Title 18, Section 18-105	10c
Idaho Code Title 18, Section 18-106	10c
Idaho Code Title 18, Section 18-107	10c
Idaho Code Title 18, Section 18-108	10c
Idaho Code Title 18, Section 18-109	10c
Idaho Code Title 18, Section 18-110	10c
Idaho Code Title 18, Section 18-111	10c
Idaho Code Title 18, Section 18-112	10c
Idaho Code Title 18, Section 18-113	10c
Idaho Code Title 18, Section 18-114	10c
Idaho Code Title 18, Section 18-115	10c
Idaho Code Title 18, Section 18-116	10c
Idaho Code Title 18, Section 18-117	10c
Idaho Code Title 18, Section 18-118	10c
Idaho Code Title 18, Section 18-119	10c
Idaho Code Title 18, Section 18-120	10c

NOV 29 1973

COST OF PUBLICATION

TOTAL COST

T
6
S

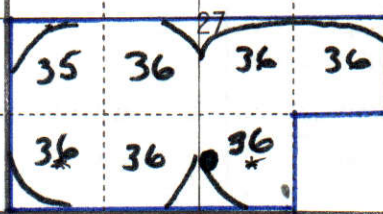


Diagram of System

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

HAWLEY TROXELL ENNIS & HAWLEY

ATTORNEYS AND COUNSELORS

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

ONE CAPITAL CENTER
POST OFFICE BOX 1617
BOISE, IDAHO 83701

TELEPHONE
(208) 344-6000

TELECOPIER
(208) 342-3829

PAUL B. ENNIS
(1916-1982)

POCATELLO OFFICE
125 NORTH GARFIELD
POST OFFICE BOX 4167
POCATELLO, IDAHO 83205

TELEPHONE
(208) 233-0845

September 12, 1985

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

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

Gentlemen:

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

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

see in
file
36-7157

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

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

MICROFILMED

Department of Water Resources
September 12, 1985
Page 2

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

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

Yours truly,

HAWLEY TROXELL ENNIS & HAWLEY

By 
Thomas A. Miller

Attorneys for Connecticut General
Life Insurance Company

TAM:jw
Encl.

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

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

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

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

DEPARTMENT OF WATER RESOURCES
STATE OF IDAHO

By _____
Name:
Title:

MICROFILMED

Transfer No. 3129

Water Right No. 37-7316

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

APPROVED

Name of applicant Don and Carol McFarland Phone 208-825-5258
Post Office address P.O. Box 268 Eden, ID 83325

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____ (Name of court)
- b. License No. 37-7316 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources
2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired _____
Right purchased with land. See attached

3. Source of water groundwater tributary to _____
4. Date of priority 11-7-1973
11-7-63 * Adm
5. Water is used for the following purposes:
amount 3.10 for Irrigation purposes from 3-15 to 11-15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)
6. Total amount of water under right: a. 3.10 cubic feet per second
b. 1,004 &/or acre feet per annum
7. Location of original point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 27
Township 6S Range 14E, B.M., in Gooding County
Additional points of diversion, if any _____

8. Lands 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 $\frac{1}{4}$	
6S	14E	27									36	35	36	36	36	36	36		251

Total number of acres to be irrigated 251

9. Describe any other water rights used for the same purpose as described above _____
37-7363, 37-7001 (to be transferred simultaneously)
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? no If yes, describe in item D, REMARKS.

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B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

MICROFILMED

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

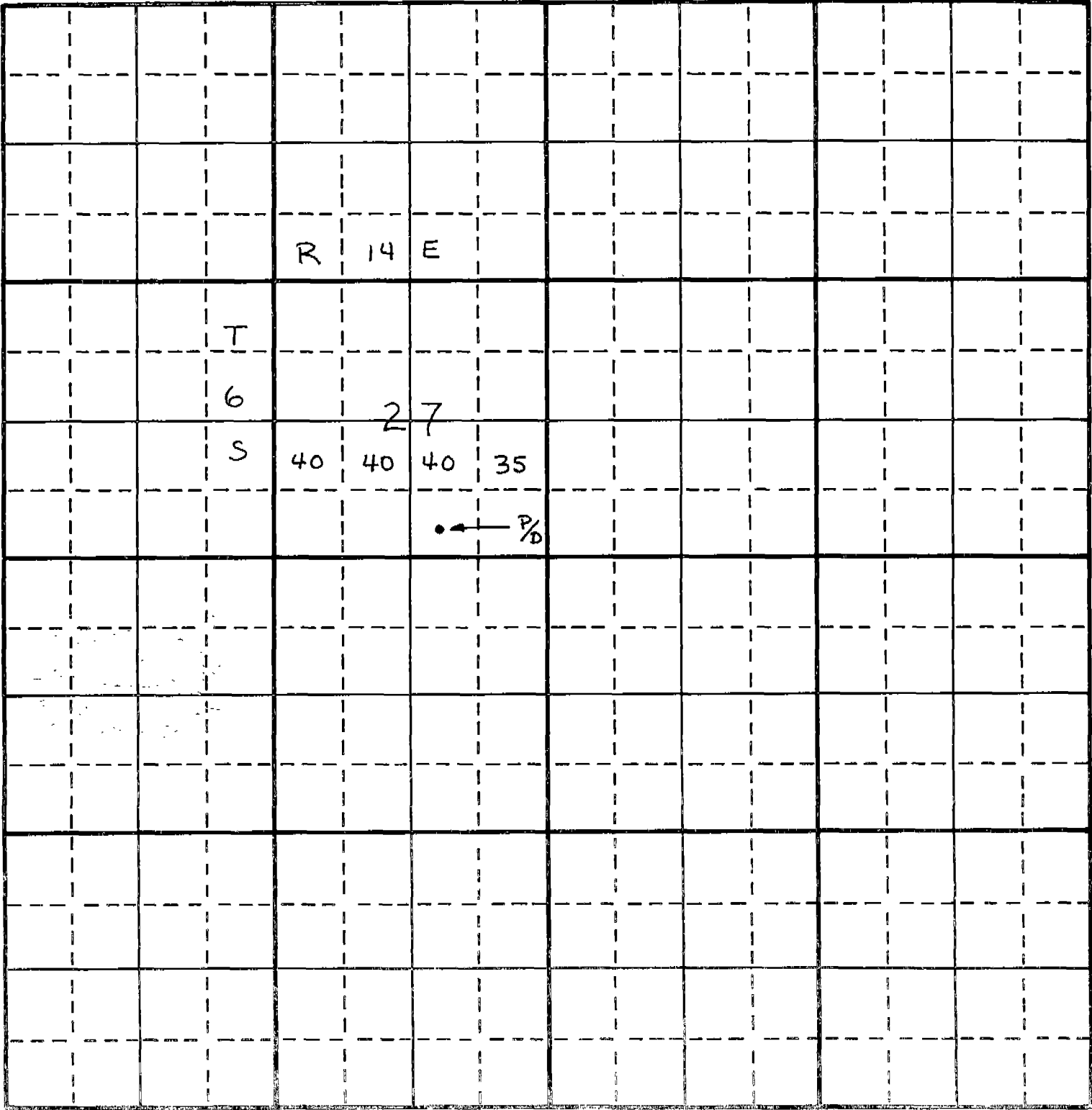
1. General Information
- a. Amount of water to be diverted 3.10 c.f.s. &/or 1,004 acre feet
- b. Description of diverting works same - groundwater well
- c. Describe the reasons for the proposed changes clarify overlapping water rights
2. Change in point of diversion none
- Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
- Range _____, B.M., _____ County
- Additional points _____
3. Change in place of use
- a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed change.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
The change will allow for the filling of transfer of water rights
37-7363 and 37-7001 to a portion of the farm

c. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	14E	27									40	40			35	40			155

Total number of acres to be irrigated 155

4. Describe any other water rights used for the same purpose as described above. _____
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink

MICROFILMED

D. REMARKS

The transfers are requested to merely clarify the existing licensed rights as to appurtenancy.

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

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

Don McFarland
(Signature of Applicant)

Subscribed and sworn to before me this 5 day of April, 19 85

Mary A. Newby
(Notary Public)

My commission expires life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 37-7316 and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 1st day of August, 19 85

A. Glen Saxton
Chief, Operations Bureau

35320

FOR DEPARTMENT USE ONLY

Received by <u>AS.</u>	Date <u>4-4-1985</u>	Protest filed by <u>None</u>
Prelim. check by <u>ADM</u>	Fee <u>50⁰⁰</u>	
Received by <u>AS.</u>	Date <u>4-4-1985</u>	
Published in <u>Gooding Co. Leader</u>	Copies of protest forwarded by _____	
Pub. dates <u>4/23 - 4/30 - 1985 1/11 + 6/18/85</u>	Hearing held by _____	Date _____
Watermaster recommendation requested on <u>N/A</u>	Recommended for <u>approval</u>	denial
_____ rec'd.	by <u>ADM Jim</u>	

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho,)
) SS.
County of Gooding)

DEPARTMENT OF WATER RESOURCES
COMPUTER 12-1-85

Frank T. Crow, Jr., 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 11 day of June 19 85, and the date of the last publication was on the 18 day of June, 19 85.

Subscribed and sworn to before me this 18 day of June, 19 85.
(SEAL)

Jinda E. Esterbrook
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 39
Number of Insertions 2
Lines tabular at 48¢
39 Lines straight at 38¢ \$14.82
39 Subsequent lines at .28.5¢ \$11.12
Total Cost \$25.94

COPY OF NOTICE
(Paste Here)

~~Notice of Proposed Change~~
TITLE OF NOTICE
of Water Right #3705

PLAINTIFF ATTORNEY
NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 37-7316

Notice is hereby given that Don and Carol McFarland of Eden, Idaho have applied to the Department of Water Resources for a change of place of use of a right from a groundwater source. The right sought to be changed is evidenced by License No. 36-7316, and is recorded as follows:

Amount: 3.10 cfs
Priority: November 7, 1973
Point of Diversion: SWSE, Sec. 27, T6S, R14E, B.M., Gooding County

Ida Resc.
104 No.
Twi
833

The water is used for irrigation of 251 acres from March 15 to November 15 within the SW¼, N¼SE¼, SWSE, Sec. 27, T6S, R14E

TO BE CHANGED AS
FOLLOWS:

Amount: 3.10 cfs
Point of Diversion: No change
Place of Use: N¼SW¼, N¼SE¼, Sec. 27, T6S, R14E for irrigation of 155 acres from March 15 to November 15

Any protest against the approval of the above proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301, on or before June 28, 1985.

/s/ A. KENNETH DUNN
Director

PUB: 6-11, 18 #3705

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)
7 pt. per line, straight 38¢
7 pt. per line, tabular 48¢
7 pt. per line, successive
insertions 28.5¢

No. #3705

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7316 Priority Nov. 7, 1973 Amount 3.10 cfs

THIS IS TO CERTIFY, that ANDERSON - NAFZIGER
of Twin Falls, Idaho, has complied with the terms and conditions of Permit
No. 37-7316 issued pursuant to Application for Permit dated November 7, 1973,
and has submitted proof to the Department of Water Resources on December 17, 1975,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.10 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use		Rate of Diversion		Annual Volume
<u>Irrigation</u>	from <u>March 15</u>	to <u>Nov. 15</u>	at <u>3.10</u> cfs and	<u>1,004 acre feet or</u>	<u>4.0 af per acre</u>
	from _____	to _____	at _____ cfs and		
	from _____	to _____	at _____ cfs and		
(both dates inclusive)					

Subject, however, to the condition that no more than 3.10 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1,004 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 27,
Twp. 6 S, Rge. 14 E, B. M. in the County of Gooding

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 S	14 E	27									36	35	36	36	36	36	36		251

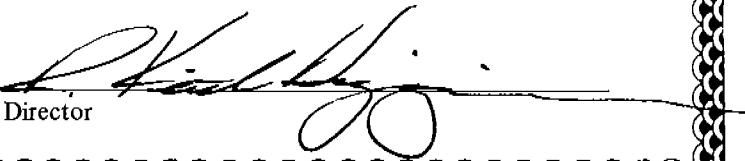
Total number of acres irrigated 251

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

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 22 day of
October, 19 76.


Director

APPLICATION FOR AMENDMENT

Comes now ANDERSON - Nafziger (a partnership) of (address) _____

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho

1. Point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, T. 6S

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

mo. - day

Amount 5.6 for 1 yr. purpose from March 15 to Nov 15 (both dates inclusive)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

3. Place of use or land to be irrigated:

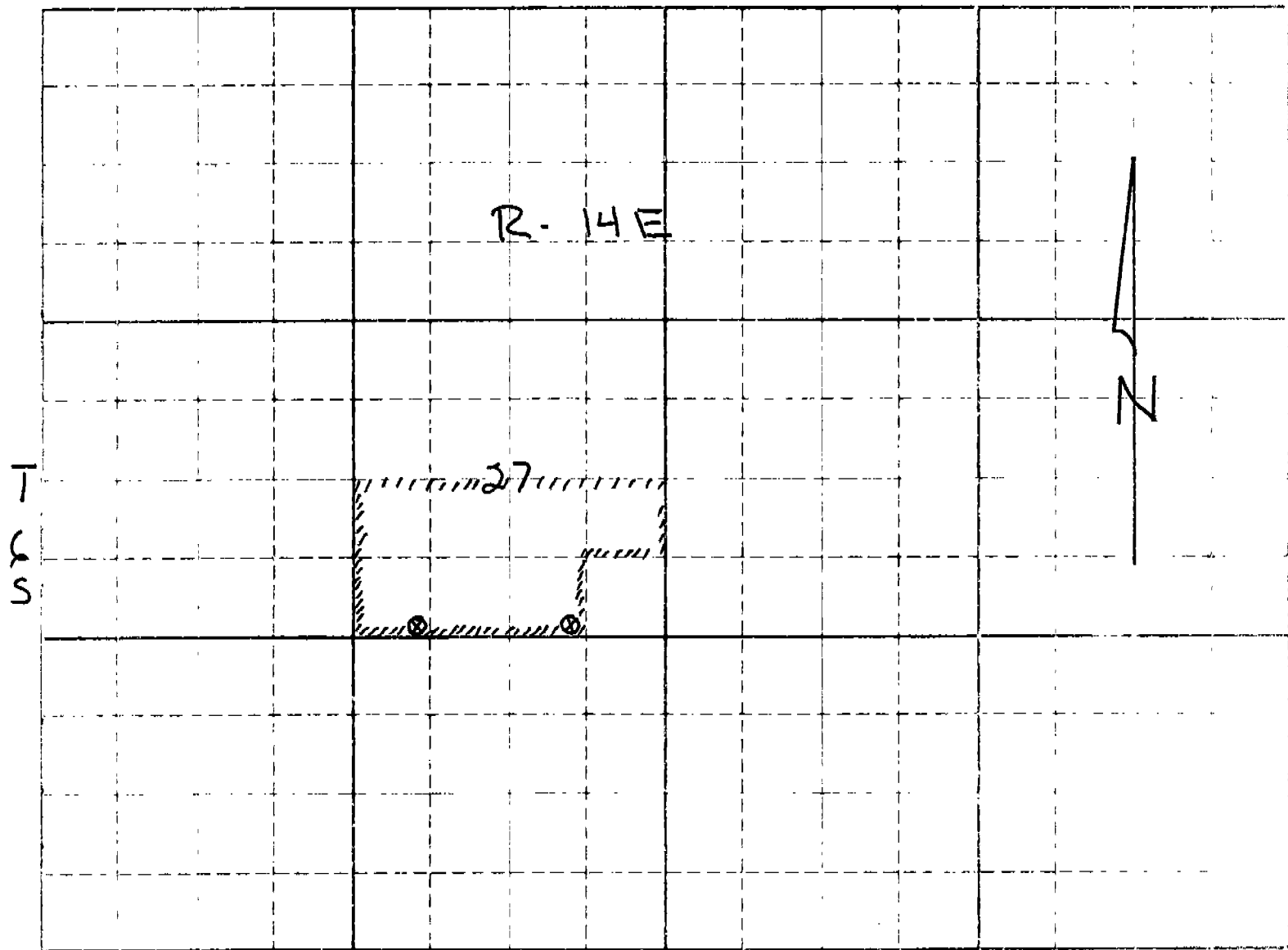
[illegible]

280

37 7316

37-7316

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

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

Signed at James D. Wifiger, this _____ day of _____, 19____.

James D. Wifiger
(signature)
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration

hereby approve the above application for amendment for Permit No. 37-7316.

Witness my hand this 21 day of January, 19 74.

R. Keith Higginson
Director

Identification No. _____

Application No. 37-7316

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Anderson - Nafziger (a partnership) 733-2274
post office address 1961 Falls Avenue East, Twin Falls, Idaho 83301
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 27 Township 6S
Range 14E B.M. Gooding County; additional points of diversion if any: NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 27, T6S, R14E
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 5.6 cfs for Irrigation purpose from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 5.6 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, pump, sprinkler system
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 20 inches; proposed depth of well is 250 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 2 years.
b. Estimated construction cost is \$ 70,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

LICENSE ISSUED FOR 3-10 SEC. 19.

37 7316

37 7316

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	14E	27									40	40	40	40	40	40	40		280

Total number of acres to be irrigated 280

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

280 shares of Northside Canal

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

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

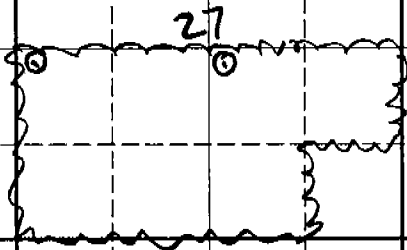
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

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

R14E

T6S



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

James D. Nafziger
(Applicant)
Partner of
Anderson Nafziger
37 7316 37 7316

Proposed Priority 11-7-1973

Received by RMM Date 11-7-73 Time 5:00 PM

Preliminary check by KOF Fee \$ 75.00

Received by RMM Date 11-7-73 No. 11706

KOF Publication prepared by jmm Date 11-8-73

Published in Times News

Publication dates 11-15 & 11-22-73

Publication approved jmm Date 11-29-73

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by dr JDE

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-7316, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 1976.
- c. Other: A measuring device of a type approved by this department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 6th day of December 19 73.

R. Karl Higin
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	jmm	11-8-73	Application No. <u>37-7316</u> <u>Anderson-Nafziger</u>
(2)	KDT	11-8-73	☒ 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)	KDT	11-8-73	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)	KDT	11-8-73	In form for advertising
(6)			Located within Water District No. _____
(7)			Critical groundwater area: yes _____ no ☒
(8)			Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(9)			Comments: _____ _____
(10)	jmm	11-29	Affidavit of Publication received (date) _____
(11)			Final date for protests <u>December 3, 1973</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____ _____
(13)			All requested information received from agencies or applicant yes ☒ no _____
(14)			Action recommended: ☒ Approve Priority <u>11-7-B</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☐ No additional conditions for approval
(15)	District <u>Southern</u>	By <u>Bob Haynes</u>	Date <u>12-3-73</u>

Affidavit of Publication

RECEIVED

NOV 29 1973

State of Idaho, }
County of Gooding } ss.

Department of Water Administration
Southern District Office

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

was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 15th day of Nov., 1973, and the date of the last publication was on the 21st day of November, 1973

Gale Z. Brammer

Subscribed and sworn to before me this 27th

day of November, 1973
(SEAL)

Helen H. Leake
NOTARY PUBLIC

GOODING COUNTY LEADER Gooding, Idaho 83330 COST OF PUBLICATION

Number of Lines in Notice.....	<u>33</u>	
Number of Insertions.....	<u>11-15</u>	<u>11-22</u>
<u>33</u> Lines at 21¢		<u>6.93</u>
<u>33</u> Lines at 15¢		<u>4.95</u>
TOTAL COST.....	<u>11.88</u>	

COPY OF NOTICE

Title of Notice
Notice of Application
for water permit
Title of Notice
#37-7316
Anderson - Naggiger
Plaintiff Attorney

Defendant

Plaintiff

Bill to

Idaho Dept. of Water
Administration
1041 Blue Lakes Blvd N
Twin Falls, Idaho
83301

PUBLICATION RATES:

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

No. 2077
37 7316

**NOTICE OF APPLICATION
FOR WATER PERMIT**

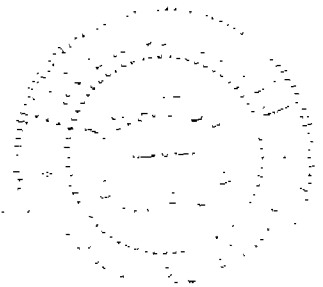
Notice is hereby given that Anderson-Nafziger (a partnership) 1961 Falls Ave East, Twin Falls, ID has on No-

vember 7, 1973 submitted Application No. 37-7316 for a permit to appropriate 5.6 cubic feet per second of water from groundwater by means of well, pump, sprinkler system within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 6S, R. 14E, B.M., Gooding County to be used from Mar. 15 to Nov. 15 for irrigation of 280 acres within the SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 6S, R. 14E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before December 3, 1973.

R. KEITH HIGGINSON
Director

11-15-2tc



August 1, 1985

RE: Transfer of Water Right No. 37-7316

Don & Carol McFarland
Box 258
Eden, ID 83325

Dear Mr. and Mrs. McFarland:

Enclosed is a copy of your approved Application for Transfer of the
above referenced water right (Transfer No. 3129).

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: ADN

1. Right number 37-7316 Applicant MC FARLAND, Don & Carol
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____

4. Check:

- a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
- b. ☒ Description of original point of diversion.
- c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

- a. ☒ All of right.
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- c. ☒ Check description of point(s) of diversion. No Change ✓
- d. ☒ Check description of place of use.
- e. ☒ Check map (shows p.d. and p.u. after transfer).
- f. ☒ Check for correct signature, notarization, and fee.
- g. ☒ Check proof of ownership of right &/or land from which water is transferred. info in file 36-7001
- h. ☒ Check for expansion in use of right. Comments None

☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) _____

☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

FINAL PROCESSING REVIEW BY: ADN

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* over

MICROFILMED4. By ADN Date 7/16/85Jim 7-29-85

Department of Water Resources

* All uses within Watermaster Districts require special conditions.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 37-7316

Notice is hereby given that Don and Carol McFarland of Eden, Idaho have applied to the Department of Water Resources for a change of place of use of a right from a groundwater source. The right sought to be changed is evidenced by License No. 36-7316, and is recorded as follows:

Amount: 3.10 cfs

Priority: November 7, 1973

Point of Diversion: SWSE, Sec. 27, T6S, R14E, B.M, Goding County

The water is used for irrigation of 251 acres from March 15 to November 15 within the SW1/4, N1/2SE1/4, SWSE, Sec. 27, T6S, R14E

TO BE CHANGED AS FOLLOWS:

Amount: 3.10 cfs

Point of Diversion: No change

Place of Use: N1/2SW1/4, N1/2SE1/4, Sec.27, T6S, R14E for irrigation of 155 acres from March 15 to November 15

Any protest against the approval of the above proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301, on or before ~~May 10, 1985~~

June 28, 1985

A. KENNETH DUNN
Director

Published in ~~- April 23 and April 30, 1985 -~~

June 11 and June 18, 1985

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John A. Evans
Assistant

A. Kenneth Dunn
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 731-3578

May 29, 1985

~~April 12, 1985~~

Gooding County Leader
Box 56
Gooding, Idaho 83330

Re: Notice of Proposed Change of Water Right ~~37-7004~~, ~~37-7364~~,
~~36-7480~~ ~~--72899~~; 36-7157; 37-7316; 37-7019;
~~Notice of Amendment to a Water Right No: 37-7004--~~

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.

Very truly yours,

Mary A. Newby
Sec/Office Coord.

Encl:

MICROFILMED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 37-7316

Notice is hereby given that Don and Carol McFarland of Eden, Idaho have applied to the Department of Water Resources for a change of place of use of a right from a groundwater source. The right sought to be changed is evidenced by License No. 36-7316, and is recorded as follows:

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Point of Diversion: SWSE, Sec. 27, T6S, R14E, B.M, Gooding County

The water is used for irrigation of 251 acres from March 15 to November 15 within the SW1/4, N1/2SE1/4, SWSE, Sec. 27, T6S, R14E

TO BE CHANGED AS FOLLOWS:

Amount: 3.10 cfs

Point of Diversion: No change

Place of Use: N1/2SW1/4, N1/2SE1/4, Sec. 27, T6S, R14E for irrigation of 155 acres from March 15 to November 15

Any protest against the approval of the above proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301, on or before May 10, 1985.

A. KENNETH DUNN
Director

Published in April 23 and April 30, 1985.

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

April 12, 1985

Gooding County Leader
Box 56
Gooding, Idaho 83330

Re: Notice of Proposed Change of Water Right 37-7001, 37-7363;
36-7480 - 12899; 36-7157; 37-7316; 37-7019;
Notice of Amendment to a Water Right No. 37-7806

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.

Very truly yours,

Mary A. Newby
Sec/Office Coord.

Encl:

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

August 3, 1983

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

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

Dear Mr. Giles:

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

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

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

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

Sincerely,

ROBYN CARLSON
Chief Clerk

RC:kw
Enclosures

ok to process
Re 8/2/83

ASSIGNMENT OF WATER RIGHTS

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

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

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

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

ALBERT ANDERSON AND SONS COMPANY

By 151
President

ATTEST:

151
Assistant Secretary

STATE OF IDAHO)
County of Cassia) ss.

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

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

151
NOTARY PUBLIC for Idaho
Residing at _____, Idaho

WATER RIGHTS

EXHIBIT J

Licenses and Permits

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

Decrees and Adjudications

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

Claims

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

Agreements

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

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

Stock in Water Companies

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

PER RIGHT NUMBER 37-7316

WATER RIGHTS EDIT REPORT

05/21/79

PAGE 70

OWNER- LAST NAME - ANDERSON-NAFZIGAP
ADDRESS LINE 1 - 1961 FALLS AVE. E.

CITY - TWIN FALLS

STATE - ID ZIP CODE - 83301

SOURCE - GROUNDWATER

STAGE - LICENSE

PRIORITY - 11-07-1973 COUNTY - GOODING TOTAL DIV. RATE - 3.1000CFS

TOTAL DIV. VOLUME - 1004.00 AFA

DIVERSION POINT - SWSE 27 06S 14E

FROM - 03-15 TO - 11-15 USE - IRRIGATION

USE DIV. RATE - 3.1000CFS USE DIV. VOLUME - 1004.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 06S RNG 14E SEC 27 TRACT NESW AC 36 TRACT NWSW AC 35

TRACT SWSW AC 36 TRACT SESW AC 36

TRACT NESE AC 36 TRACT NWSF AC 36

TRACT SWSE AC 36

COND. OF APPRVL - 01

October 25, 1976

Re: Permit No. 37-7316

Anderson-Nafziger
1961 Falls Ave. East
Twin Falls, ID 83301

Gentlemen:

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

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:mef

Enc.

cc: Lonnie Leavell
1705 N. Cole Road
Boise, ID 83704

10/29/76 10:00 AM

October 4, 1976

Anderson - Nafziger
1961 Falls Ave. East
Twin Falls, ID 83301

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 37-7316 and has found the following:

Quantity of water diverted: 3.10 cfs Source: ground water

Amount of water that can be recognized as beneficially used under Idaho law: 3.10 cfs

The maximum quantity diverted shall not exceed 1,004 acre feet, or 4.0 af per acre, per year.

Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, Twp. 6 S, Rge. 14 E, B.M.

Beneficial use: Irrigation of 251 acres within the SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, Twp. 6 S, Rge. 14 E, B.M.

Priority date established: November 7, 1973

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

cc: Lonnie Leavell
1705 No. Cole Road
Boise, ID 83704

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

921 6 1576

9-1-196

1. Name of permit holder Anderson-Nafziger

Department of Water Resources 1961 Falls Ave., East, Twin Falls, ID Phone 733-2274

Post Office address _____

Southern District Office _____

Person to contact James Nafziger Phone _____

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

3. Water will be used for the following purposes:

Amount 5.60 c.f.s. for Irrigation
2 AF/Annum (nature of use)

Period of Use: from March 15 to Nvo. 15
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: _____

Permit No. 37-7316

Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 5.60 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion: (Proof affidavit lists the NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, 16S, R14E)

Township 6S N/S, Range 14E E/W, B.M., Section 27, Subdivision ~~SW~~ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Gooding

Township _____ N/S, Range _____ E/W, B.M., Section 27, Subdivision SW $\frac{1}{4}$ SE $\frac{1}{4}$, Gooding County

Township_____N/S, Range_____E/W, B.M., Section_____, Subdivision_____1/4_____1/4, _____
County_____County_____

Other Points of Diversions: _____

Description of diverting works: 20 inch well to sprinkler system

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]

T
6
S

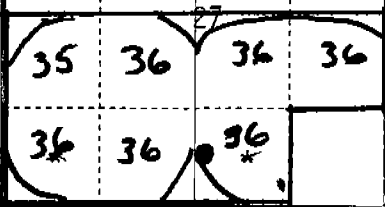


Diagram of System

DATE OF EXAM 8-

ACREAGE
Found 251
Recommended 251

Irrigation Requirement 4.0 Ac Ft/Ac

245

USE
Irrigation Q = 3.10 c.f.s. V = 1004.0 AF/Ann. from March 15 to Nov. 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

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

Exchange? yes _____ no ☒

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

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

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

Total Q measured 3.10 c.f.s. Method of measurement McCrometer

Total Q recommended 3.10 c.f.s. Meter No. 512-354 Type 10 Condition New

Total V recommended 1004. Ac Ft/ANN.

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$Q = 3.10 \text{ c.f.s.}$ $(1390 \text{ gal/min} \div 448.8 \text{ gal/min c.f.s.})$
 $V = 1004. \text{ Ac Ft/ANN.}$ $(\text{Irr. Req } 4.0 \text{ Ac Ft/Ac.}) (251 \text{ Acres})$

SYSTEM DESCRIPTION:

G.E. Motor 300Hp. #5K6287XH16B
Layne & Bowler Pump #95446
Sprinkler System & Handlines

REMARKS:

Earl Green was present during Exam.
only one point of diversion SWSE, Sec 27; T6S-R14E

Examiner's Signature Dan Sunderburg Date 9-2-76

Checked by Leid J. Newby Date 9-2-76

Approved by Michael L. Steele Date 9-15-76

Identification No. _____

Permit No. 37-7316

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 17 1975 o/c.jm
Department of Water Resources
Southwest District Office

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder ANDERSON - NAZIGER (a partnership)
b) Post Office Address 1961 FALLS AVE EAST. I. F.

2. Permit Number 37-7316

3. Date of Priority that you are prepared to establish 11-7-73

4. a) Source from which water was appropriated GROUNDWATER

b) Location of the point of diversion: NW 1/4 SW 1/4, Section 27

Township 6S, Range 14E Boise Meridian, Other points of diversion:

NW 1/4 of SE 1/4 SE 1/4 27 T6S R14E

5. a) The amount of water and use to which the water has been applied:

Amount 5.6 cfs for IRR. purposes from MAR. 15 to NOV. 15 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 5.6 cfs. cfs and/or acre-feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

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

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) WELL 20 inches dia to sprinkler system.

b) Describe the type and size of measuring device which you have installed at your point of diversion: BADGER flow meter.

c) Give well driller's name and address and the date the well was completed: CHUCK JONES. — 1973

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

1-5-76 j.

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
65	14E	27									40	40	40	40	40	40	40		280

Total number of acres irrigated 280

10. Remarks:

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

12-17-75
(Date)

A partnership
Anderson-Nafziger
by James D. Nafziger
(Signature)

State of Idaho)
County of Twin Falls) ss.

On this 17th day of December, 19 75, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Carol E. Clough
Notary Public residing at Twin Falls, Idaho

My commission expires 8-12-79

January 7, 1976

Re: Permit No. 37-7315 & 37-7316

Anderson-Hafzinger
1061 Falls Avenue East
Twin Falls, Idaho 83301

Gentlemen:

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

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

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

1061 Falls Avenue East
Twin Falls, Idaho 83301

PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

☐ Show to whom and date delivered..... 15¢

☐ Show to whom, date, & address of delivery.. 35¢

☐ RESTRICTED DELIVERY.
Show to whom and date delivered..... 65¢

☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	138230	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY NOV 3 1975

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

POSTMARK NOV 3 1975

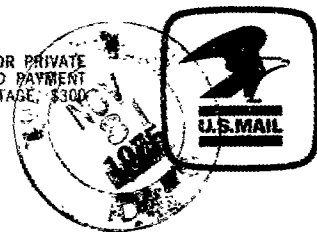
CLERK'S INITIALS

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.
• Complete items 1, 2, and 3 on reverse side.
• Moisten gummed ends and attach to back of article.

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



**RETURN
TO**



DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

October 31, 1975

CERTIFIED MAIL
#138030

Re: Permit No. 37-7315 & 37-7316

Anderson - Nafziger, A Partnership
1961 Falls Avenue East
Twin Falls, Idaho 83301

Gentlemen:

One of the conditions of approval of your water Permit No. 37-7315, 37-7316 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before January 1, 1976. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.

R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

WATER RESOURCE BOARD:

John F. Streiff
Chairman
Franklin Jones

George L. Yost
Vice Chairman
M. Reed Hansen

Donald R. Kramer
Secretary
Scott W. Hoed

Edwin C. Schlender
Member
Joseph H. Nottelton

January 22, 1974

Re: Permit No. 37-7316

Anderson - Nafziger(a partnership)
1961 Falls Avenue East
Twin Falls, Idaho 83301

Gentlemen:

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

If you have any questions regarding this matter, please contact us.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC
Enclosure

bc: Southern District Office

37 7316

FROM Bob Haynes
TO Bob Fleenor
SUBJECT App. 37-7316

RECEIVED
DATE 1-16-74
JAN 17 1974
Department of Water Administration

I recommend approval of the attached application for Amendment without advertising.

BH:lt
enc: App. Amend. 37-7316 -(Anderson-Nafziger)

37 7316



SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2190



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

December 18, 1973

Re: Permit No. 37-7315 and 37-7316

Anderson - Nafziger
1961 Falls Avenue East
Twin Falls, Idaho 83301

Gentlemen:

Enclosed are copies of your approved Application for Permit Nos. 37-7315 and 37-7316. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain measuring devices at your point of diversion has been placed upon your permits. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

37 7316

November 15, 1973

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

Gooding County Leader
Box 56
Gooding, Idaho 83330

Gentlemen:

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

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

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

Very truly yours,

Janet M. Messersmith
Secretary
Southern District

37 7316

November 8, 1973

RE: Application Nos. 37-7311 - Anderson - Hafziger (a partnership)
37-7316 - Anderson - Hafziger (a partnership)

Gooding County Leader
Box 11
Gooding, Idaho 83330

Gentlemen:

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

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

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

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

(signature of claimant)

Very truly yours,

Bob Haynes
District Engineer
Southern District

Bill Submitted _____ By _____

BJH:jmm

37 7316

Enc.: Legal Notices (2)

11-29-73 jmm

Need Galey Proof

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Anderson-Nafziger (a partnership) 1961 Falls Ave East, Twin Falls, ID has on November 7, 1973 submitted Application No. 37-7316 for a permit to appropriate 5.6 cubic feet per second of water from groundwater by means of well, pump, sprinkler system within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 6S, R. 14E, B.M., Gooding County to be used from Mar. 15 to Nov. 15 for irrigation of 280 acres within the SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 6S, R. 14E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before December 3, 1973.

R. KEITH HIGGINSON
Director

11-15-2tc

37-7316

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Anderson - Nafziger (a partnership)
1961 Falls Ave East, Twin Falls, ID
has on November 7, 1973 submitted Application No. 37-7316
for a permit to appropriate 5.6 cubic feet per second ~~acres feet per annum~~
of water from groundwater
by means of well, pump, sprinkler system
within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 6S, R. 14E, B.M., Gooding County

to be used from Mar. 15 to Nov. 15
for irrigation of 280 acres

within the SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 6S, R. 14E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before December 3, 1973.

R. KEITH HIGGINSON

Director

Published in the Gooding County Leader
on November 15 and November 21, 1973

37 7316