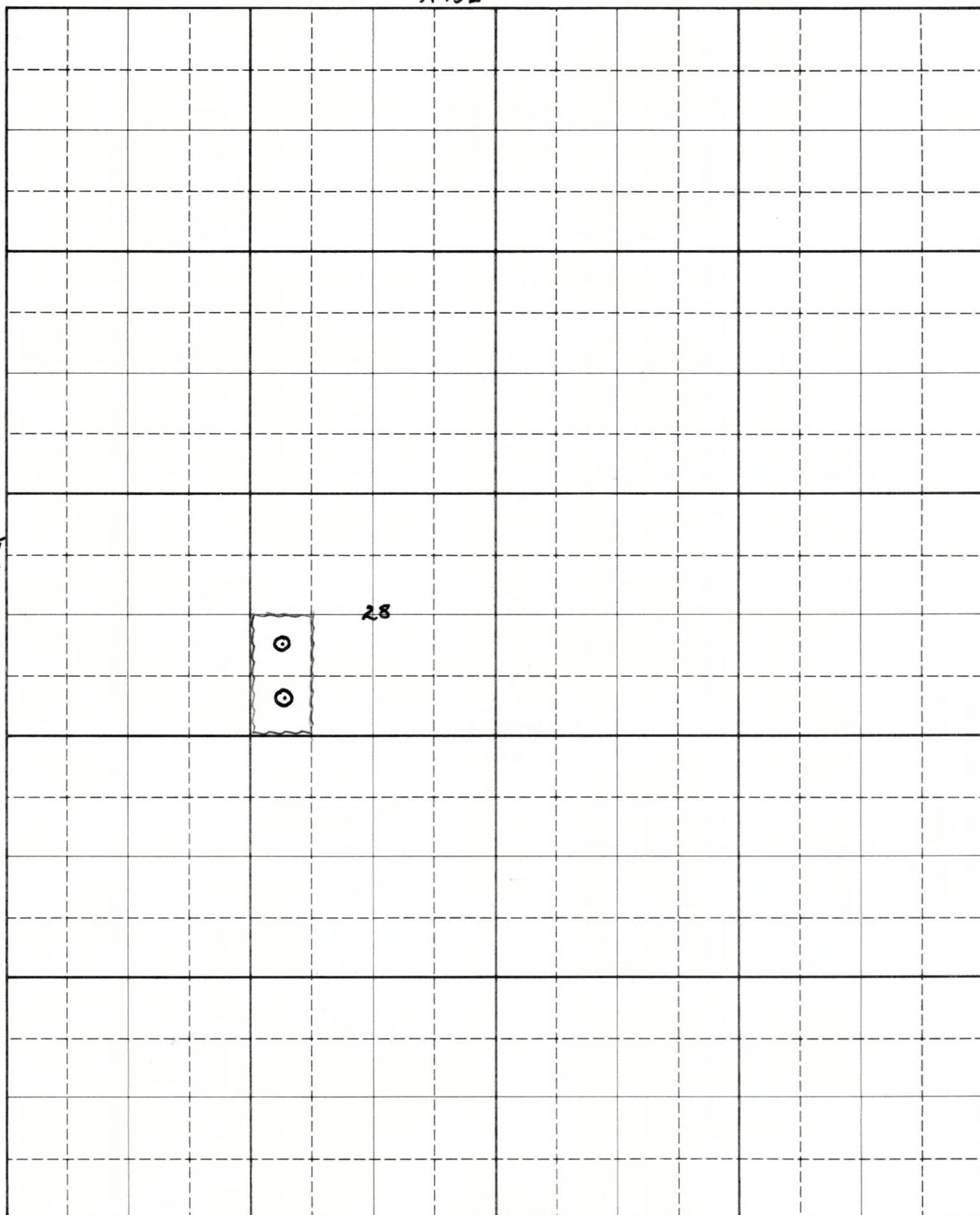


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

R 15E



Scale: 2 inches equal 1 mile

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

Herman J. Antzler
(Applicant)

Affidavit of Publication

APR 14 1972

State of Idaho, }
County of Gooding } ss.

Department of Water Administration

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

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

first publication of said advertisement was on the 6 day

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

was on the 13 day of April, 1972

Subscribed and sworn to before me this 13

day of April, 1972

(SEAL)

Andrew C. Belcher
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice.....

Number of Insertions

Lines at 14¢

Lines at 10¢

TOTAL COST.....

COPY OF NOTICE

Title of Notice

Water Permit
Title of Notice

Herman Jantzen

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Herman Jantzen P. O. Box 281, Gooding, Idaho has on March 24, 1972 submitted Application No. 37-7137 for a permit to appropriate 1.0 cubic feet per second of water from a ground-water source by means of well, motor & pump within the SW 1/4 SW 1/4, NW 1/4 SW 1/4, Sec. 28 T. 5S, R. 15E, B. M., Gooding County to be used from April 1 to Nov. 1 for the irrigation of 80 acres within the W 1/2 SW 1/4, Sec. 28, T. 5S, R. 15E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before April 24, 1972.

R. KEITH HIGGINSON
Director

4-6-2tc

PUBLICATION RATES:

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

No 1461

37 7137

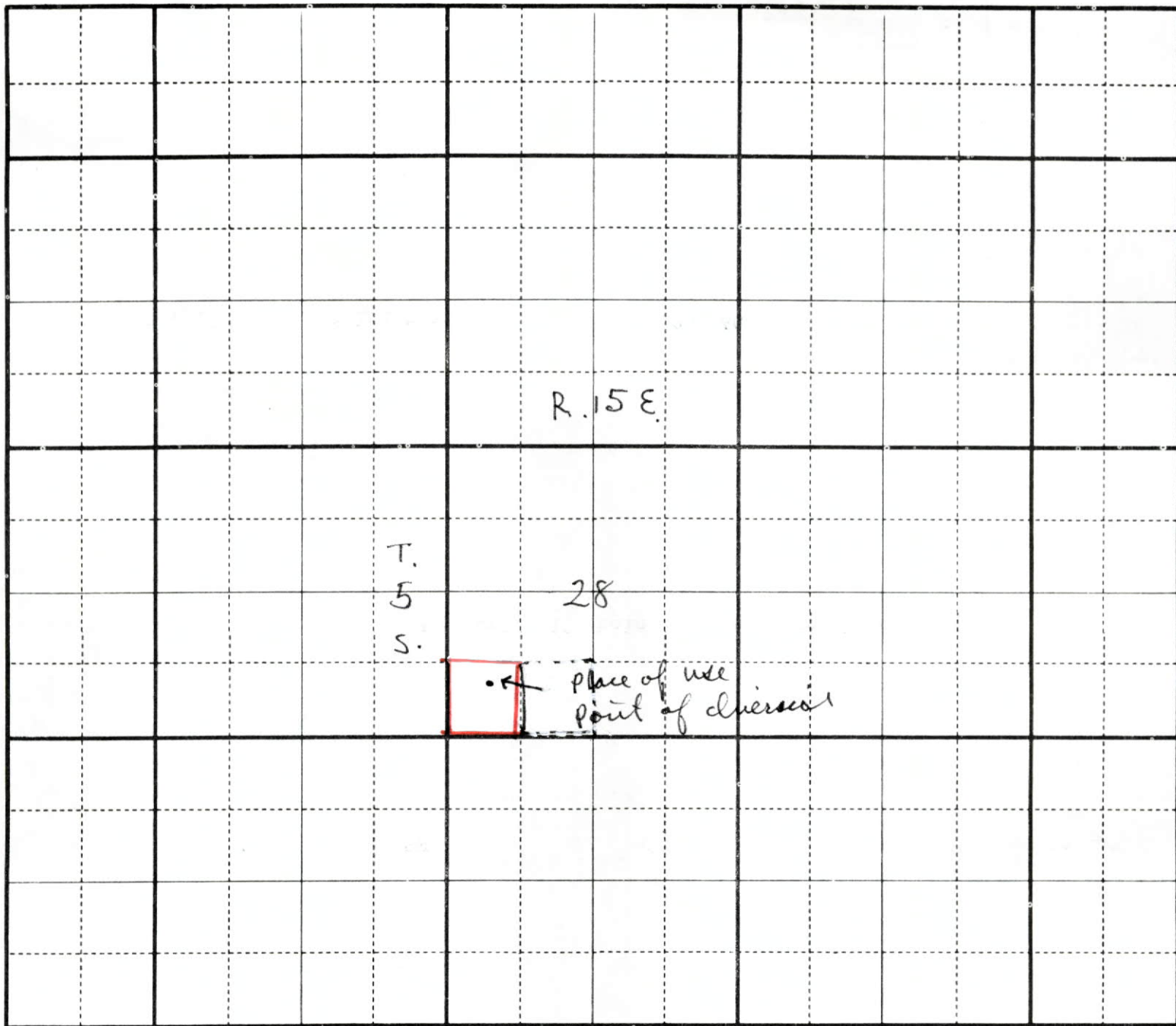


Diagram of System

RECEIVED
BUREAU OF LANDS
WASHINGTON, D. C.
JUN 2 1917

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7137 Priority March 24, 1972 Amount 0.027 cfs

THIS IS TO CERTIFY, that MARK HANSEN
of Fairfield, Idaho, has complied with the terms and conditions of Permit
No. 37-7137 issued pursuant to Application for Permit dated March 24, 1972,
and has submitted proof to the Department of Water Resources on October 24, 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 0.027 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>Stockwater</u>	from <u>Oct. 31</u> to <u>May 1</u>	at <u>0.027</u> cfs and	<u>6 acre feet</u>
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.027 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
6 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 28,
Twp. 5 S, Rge. 15 E, B. M. in the County of Gooding

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5 S	15 E	28									X								

Total number of acres irrigated _____

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 24 day of
September, 19 76.

Director

10-24.95 MB

RECEIVED

OCT 24 1975

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES **Department of Water Resources**

Permit No. 37-7137

Comes now MARK HANSEN of (address) _____

Fairfield, Idaho, and represents to the Director of
the Idaho Department of Water Resources:

1. Point of diversion: _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Sec. _____ Twp. _____
Rge. _____, B. M., County of _____. Other-points of diversion:

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated

[illegible]

October 19 75

Director
A. KENNETH DUNN, Administrator
OPERATIONS DIVISION

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING)
DEVICE REQUIREMENT FOR PERMIT NO. 37-7137)
IN THE NAME OF MARK HANSEN)

ORDER

WHEREAS, on March 24, 1972, Herman Jantzen applied to the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 1.00 cubic feet per second of groundwater to be diverted from points with the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28 and the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, Twp. 5S, Rge. 15E, B.M., Gooding County, to be used for irrigation purposes; and,

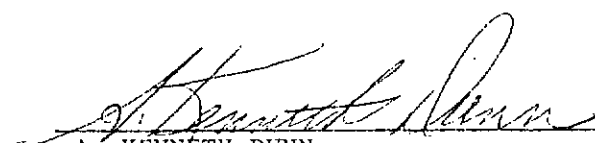
WHEREAS, on November 7, 1972, the Department approved said application and issued Permit No. 37-7137 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before December 1, 1975, and that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on October 24, 1975, the Department received an assignment from the permit holder assigning all his right, title, and interest in and to Permit No. 37-7137 to Mark Hansen along with an amendment amending the period and nature of use. The Department on this date also received the required proof of application of water to beneficial use along with a request that the measuring device requirement be removed from said permit; and,

WHEREAS, it has been determined by the Department that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from Permit No. 37-7137.

Dated this 28 day of October, 1975.


A. KENNETH DUNN
Administrator, Operations Division

State of Idaho

Department of Water Administration

RECEIVED

OCT 24 1975

ASSIGNMENT OF PERMIT

Department of Water Resources

I, Herman Jantzen, hereby assign to Mark Hansen
of Fairfield, Idaho
Address

CHECK ONE

☒ All my right, title, and interest, in and to Permit No. 37-7137
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the State
of Idaho. (Describe that portion of the permit being assigned by list-
ing the acreage within each 40-acre subdivision, the point of diversion
and the amount of water in cubic feet per second for direct diversion,
or acre feet for storage.)

Made this 12th day of October, 19 73.

Herman Jantzen
Permit Holder

a single man.

Spouse of Permit Holder

State of Idaho)
County of Gooding) ss.

On this 12 day of October, 19 73, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

Andrew James
Notary Public residing at Gooding

My commission expires: Nov. 1, 1974

ASSIGNED TO: MARK HANSEN
Farifield, ID
10-27-1975

Identification No. 37-7137
Application No. _____

APPROVED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

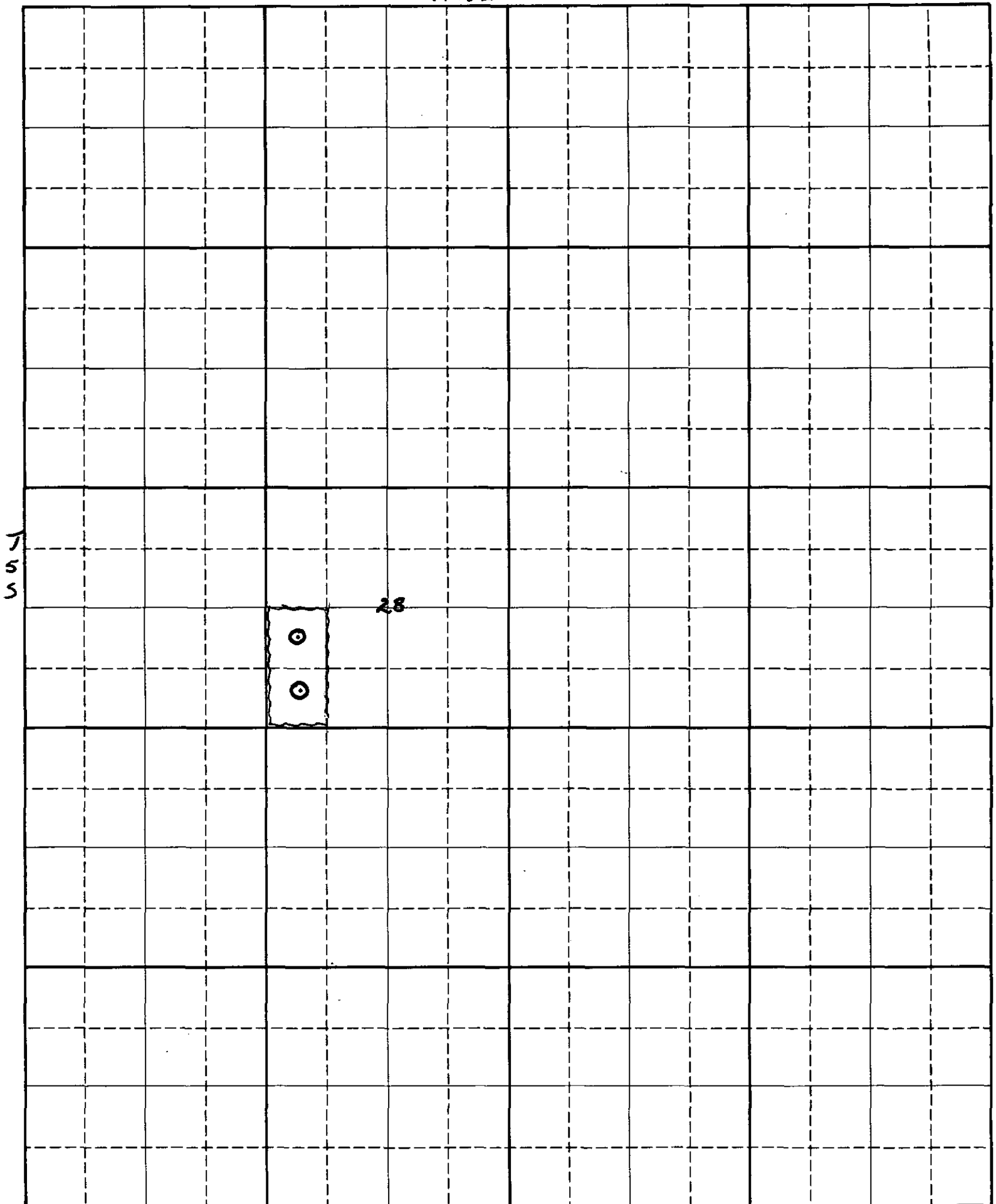
To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant HERMAN JANTZEN
post office address Post Office Box #281 Gooding, Idaho
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 28 Township 5 S
Range 15 E B.M. Gooding County; additional points of diversion if any: _____
NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 5 S, R. 15 E, B.M.
- 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 1.0 for irrigation purpose from April 1 to November 1 (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. 1.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
drilled well, electric motor with turbine pump
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 12 inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 3 years.
b. Estimated construction cost is \$ _____.
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: _____

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

R 15E



Scale: 2 inches equal 1 mile

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

x Herman J. Antz
(Applicant)

Received by EB Date 24 Mar 72 Time 8:30A
 Preliminary check by EB Fee \$ 25.00 rec # 1215
 Receipted by ef Date 3-24-72
 Publication prepared by b1 Date 3-30-72
 Published in Gooding County Leader, Gooding
 Publication dates 4-6 & 4-13-72
 Publication approved CR Date 4-19-72
 Priority reduced to _____ Reason _____

 Protests filed by: Robert Deasy

 Copies of protests forwarded by dr 5/16/72
 Hearing held by bdf Date 10-18-72
 Recommended for approval denial by bdf

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

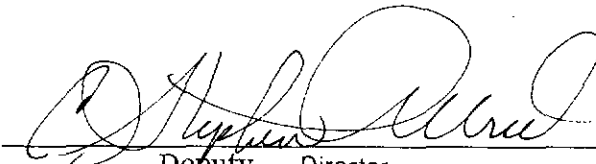
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-7137, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1975.
- c. Other: A measuring device of a type approved by the 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 7th day of November, 19 72.


 Deputy Director

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 37-7137 Name Herman Jantzen
 Source Groundwater
 Point of Diversion SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 5S, R. 15E, B.M., Gooding County
 Quantity 1.0 Use Irrigation Period April 1 to Nov. 1
 Quantity Use Period
 Quantity Use Period
 Well Size Diameter 12" Proposed Depth ----- Feet
 Use 80 acres for irrigation

Date Forwarded 4-3-72 Date Returned 4-10-72 Received by SL

COMMENTS: Water levels show some fluctuation, but no
net declines. Water levels about 135'.

RECOMMENDED:

Applied: Qty.	<u> </u>	Use	<u> </u>	Period	<u> </u>	AF/A	<u> </u>	AF	<u> </u>
	Qty.	<u> </u>	Use	<u> </u>	Period	<u> </u>	AF/A	<u> </u>	AF
	Qty.	<u> </u>	Use	<u> </u>	Period	<u> </u>	AF/A	<u> </u>	AF
Maximum: Qty.	<u> </u>	Use	<u> </u>	Period	<u> </u>	AF/A	<u> </u>	AF	<u> </u>
	Qty.	<u> </u>	Use	<u> </u>	Period	<u> </u>	AF/A	<u> </u>	AF
	Qty.	<u> </u>	Use	<u> </u>	Period	<u> </u>	AF/A	<u> </u>	AF

ACTION: Approved ☒ Denied ☐

Conditions of approval or reason for denial:

INVESTIGATION By Paul M. Casteln Title W.R.I. - I

Date April 10, 1972

37 7137

Affidavit of Publication

APR 24 1972

State of Idaho, }
County of Gooding } ss.

Department of Water Administration

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

was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 6 day of April, 1972, and the date of the last publication was on the 13 day of April, 1972

Subscribed and sworn to before me this 13

day of April, 1972
(SEAL)

Andrew C. Belcher
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice.....

Number of Insertions

Lines at 14¢

Lines at 10¢

TOTAL COST.....

COPY OF NOTICE

Title of Notice

Water Permit
Title of Notice

Herman Jantzen

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Herman Jantzen P. O. Box 281, Gooding, Idaho has on March 24, 1972 submitted Application No. 37-7137 for a permit to appropriate 1.0 cubic feet per second of water from a ground-water source by means of well, motor & pump within the SW 1/4 SW 1/4, NW 1/4 SW 1/4, Sec. 28 T. 5S, R. 15E, B. M., Gooding County to be used from April 1 to Nov. 1 for the irrigation of 80 acres within the W 1/2 SW 1/4, Sec. 28, T. 5S, R. 15E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before April 24, 1972.

R. KEITH HIGGINSON
Director

4-6-2tc

PUBLICATION RATES:

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

No 1461

37 7137

September 28, 1976

Re: Permit No. 37-7137

Mark Hansen
Fairfield,
Idaho 83327

Dear Mr. Hansen:

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.

RECEIVED

NOV 8 1975

Department of Water Resources
Southern District Office

RECEIVED

SEP 22 1976

Department of Water Resources

Permit No. 37-7137

Examination for b/u

- Person to contact

- Tributary to

- Other uses:

- Other Points of Diversions:

Description of diverting works: deep well, 12" hole, 2 hp submersible pump

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

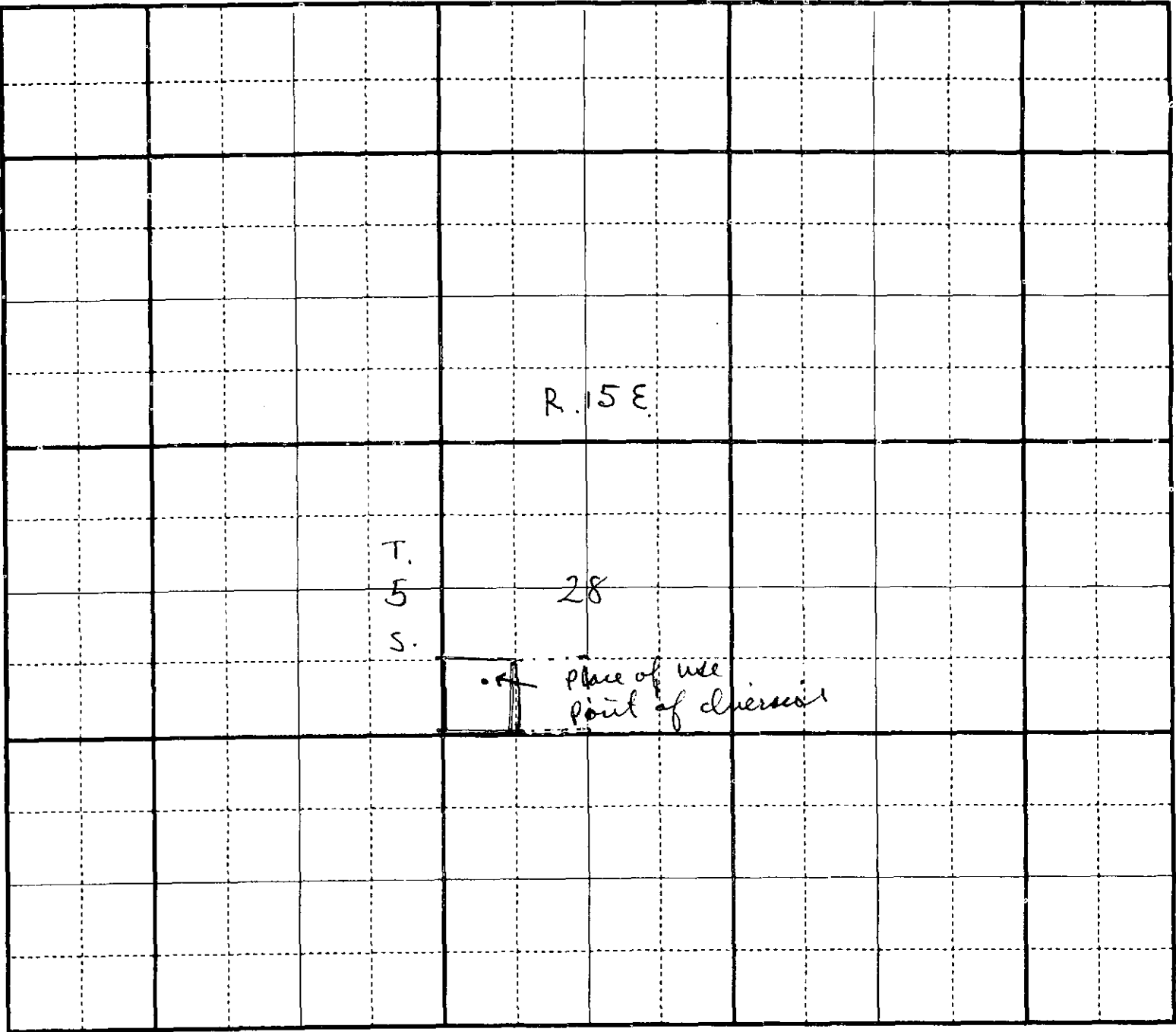


Diagram of System

DATE OF EXAM 8-17-76

ACREAGE
Found ✓
Recommended ✓

Irrigation Requirement Ac Ft/Ac

USE

Irrigation Q = _____ c.f.s.	V = _____ AF/Ann. from _____ to _____
Domestic Q = <u>6.0</u> c.f.s.	V = _____ AF/Ann. from _____ to _____
Livestock Q = <u>.026</u> c.f.s.	V = <u>9.4</u> AF/Ann. from <u>Oct 31</u> to <u>May 1</u>

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 12 gal/min = 0.026 cfs. Method of measurement Sparling Meter

Total Q recommended .026 cfs Meter No. 61015 Type 61015 Condition good

Total V recommended 9.4 Ac Ft/ANN.

Recommended Amendments:

P.D. ☒
Place of Use ☒
Other ☐
None ☐

MEASUREMENT CALCULATION:

MEASUREMENT CALCULATION:
Meas: $12 \text{ gal/min} \div 448.8 \frac{\text{gal/min}}{\text{cfs}} = .026 \text{ cfs}$
Allowed: $.026 \text{ cfs}$
Volume: $9.4 \text{ ACF} (.026 \text{ cfs}) (1.98 \frac{\text{ACF}}{\text{cfs day}}) (182 \text{ days})$
ANN.

SYSTEM DESCRIPTION:

SYSTEM DESCRIPTION:
Sta-Rite 2Hp Submersible Motor & Pump.
Water is diverted to The Watering Troughs by a
1 1/4" pipeline. 900lb Range Cattle.

REMARKS:

REMARKS: 1 livestock is watered at the SW SW, Sec 28 5S-15E.

Examiner's Signature Gail Funderburg Date 8-18-76

Checked by TERRY C. Blay Date 8-8-76

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

October 29, 1975

Re: Permit No. 37-7137

Mr. Mark Hansen
Fairfield,
Idaho 83327

Dear Mr. Hansen:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. We also acknowledge receipt of the assignment conveying this permit to you. The assignment has been recorded and the Department's records have been changed. Also enclosed is an approved copy of the amendment and an Order which removes the measuring device requirement from this 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 regarding the field exam, please contact our District Office in Twin Falls.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

Enclosures

cc: Cecil D. Hobdey
Box 176
Gooding, ID 83330

Identification No. _____

Permit No. _____

RECEIVED
OCT 24 1975

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder Mark Hansen
b) Post Office Address Fairfield, Idaho
2. Permit Number 37-7137
3. Date of Priority that you are prepared to establish October 31, 1973
4. a) Source from which water was appropriated deep well
b) Location of the point of diversion: SW 1/4 - SW 1/4, Section 28
Township 5 South, Range 15 Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 18,000 gallons per day for stock watering purposes from 10/31 to 5/1 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 18,000 gallons per day 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: 900 cows were watered a day at an average consumption of 20 gallons per cow--determined by the undersigned an experienced cattle man.
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:
N/A
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) deep well, 12 inch hole, 2-horse power submersible pump
b) Describe the type and size of measuring device which you have installed at your point of diversion: request that requirement for measuring device be waived
c) Give well driller's name and address and the date the well was completed: _____
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Examined 10-27-75 by ji

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	

Total number of acres irrigated _____

10. Remarks: _____

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

10/23/75
(Date)

✓ Mark Hansen
(Signature)

State of Idaho)
County of Gooding) ss.

On this 23rd day of October, 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.

David D. Mahoney
Notary Public residing at Gooding

My commission expires Lifetime

ANDREW F. JAMES
CECIL D. HOBDEY
JOHN F. VARIN

LAW OFFICES
JAMES, HOBDEY & VARIN
P. O. BOX 176
GOODING, IDAHO 83330
(208) 934-4429

FAIRFIELD OFFICE
P. O. BOX 185
FAIRFIELD, IDAHO 83327
(208) 764-2251

October 23, 1975

RECEIVED

OCT 24 1975

Department of Water Resources

Department of Water Resources
Statehouse
Boise, Idaho 83720

Re: Permit No. 37-7137

Gentlemen:

In connection with the above, we enclose herewith the following:

1. Assignment of Permit
2. Application for Amendment
3. Proof of Application of Water to Beneficial Use
4. Our check in the amount of \$10.00 for filing the Application for Amendment.

If there are any other charges involved, please advise and we will promptly remit.

Sincerely yours,


Cecil D. Hobdey

CDH:dh

Enc.

RECEIVED
OCT 24 1975
DEPARTMENT OF WATER RESOURCES

October 7, 1975

Re: Permit No. 37-7137

Cecil D. Hobdey
James, Hobdey & Varin
Box 176
Gooding, Idaho 88330

Dear Mr. Hobdey:

Your October 3 letter indicates that the well has been drilled and a limited use of the water has been made. It also indicates that Permit No. 37-7137 has been assigned to Mr. Mark Hansen. According to our records, the permit is still in the name of Herman Jantzen and, therefore, an assignment will be necessary before any action can be taken by Mr. Hansen.

There appears to be two alternatives available. One is that an amendment could be made to the existing permit to change the use to a stockwatering purpose and then proof of beneficial use could be made for the amount of water used for stockwatering purposes and a license can be issued for that amount. Two, an extension of time could be requested if the permit holder intends to proceed with the irrigation portion of the permit. Of course, the permit holder must show that he has proceeded with diligence on the project. Enclosed is an amendment form if he wished to amend the application to change the nature of use to stockwater, an assignment form to change the ownership of the permit and an extension of time request if he wishes additional time in which to complete the project.

You also requested information concerning the requirements of a measuring device. If proof of beneficial use is made for stockwatering purposes only, and the diversion rate is less than 135 gallons per minute, the measuring device requirement could be removed upon the permit holders request. If you wish to continue with the irrigation portion of the permit, a measuring device of a type shown on the enclosed letter must be installed.

If you have any questions, please contact us.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

ANDREW F. JAMES
CECIL D. HOBDEY
JOHN F. VARIN

LAW OFFICES
JAMES, HOBDEY & VARIN
P. O. BOX 176
GOODING, IDAHO 83380
(208) 934-4429

FAIRFIELD OFFICE
P. O. BOX 185
FAIRFIELD, IDAHO 83327
(208) 764-2251

October 3, 1975

RECEIVED

OCT 6 1975

Department of Water Resources

State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

Re: Permit No. 37-7137

Gentlemen:

Mr. Mark Hansen is the Assignee of the above numbered permit.

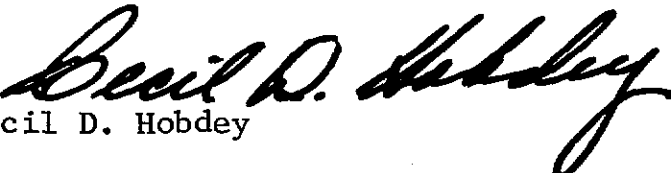
Mr. Hansen advises me that the facts of the matter are that he acquired the property and the Assignment of the permit in 1973.

At that time, a hole had been drilled and capped. Mr. Hansen then installed a two-horse power submersible pump and from October 31, 1973 to May 1, 1974 and from October 31, 1974 to May 1, 1975 used the well and pump for the purpose of watering livestock. He states that this amounts to about 18,000 gallons per day usage during the period of the year involved.

We would appreciate your advice on how to proceed. Will it be necessary to file a new application or can the existing application be amended in conformance with the facts.

What are your requirements so far as a measuring device is concerned for the use of water as outlined?

Sincerely yours,


Cecil D. Hobdey

CDH:dh

● 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.
	27280	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. *Herman Jentzen*

DATE OF DELIVERY

OCT 2 1975

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

Z

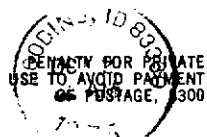
UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

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.

**RETURN
TO**



DEPARTMENT OF THE ARMY
STATES OF
DOWNTOWN

October 1, 1975

CERTIFIED MAIL

27280

Re: Permit No. 37-7137

Herman Jantzen
Box 281
Gooding, Idaho 83330

Dear Mr. Jantzen:

One of the conditions of approval of your water Permit No. 37-7137 (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 December 1, 1975. 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

cc: Andrew F. James, Attorney
125 Fifth Avenue West, Box 176
Gooding, ID 83330

USE TYPEWRITER OR
BALL POINT PEN

State of Idaho
Department of Reclamation

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer
within 30 days after completion or abandonment of the well.

1. WELL OWNER

Name HERMAN J. HARTZEN
Address BOX 281 Shoshone Idaho
Owner's Permit No. 37-7137

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test
☐ Municipal ☐ Industrial ☐ Stock

4. METHOD DRILLED

☒ Cable ☐ Rotory ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 12 inches Total depth 370 feet
Casing schedule: ☐ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>1/4</u> inches	<u>12 ID</u> inches	<u>0</u> feet	<u>12</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was a packer or seal used? ☐ Yes ☐ No
Perforated? ☐ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

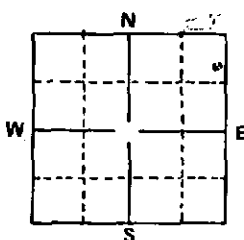
Well screen installed? ☐ Yes ☐ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☐ No Size of gravel _____
Placed from _____ feet to _____ feet

Surface seal? ☒ Yes ☐ No To what depth 18 feet
Material used in seal ☒ Cement grout ☐ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.



37 7137

County _____
T. 5S N. 12E E/W

7. WATER LEVEL

Static water level 110 feet below land surface
Flowing? ☐ Yes ☐ No G.P.M. flow _____
Temperature 50 ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
12	0	12	12 in. 12 in. 12 in.		
12	12	24	12 in. 12 in. 12 in.		
12	24	36	12 in. 12 in. 12 in.		
12	36	48	12 in. 12 in. 12 in.		
12	48	60	12 in. 12 in. 12 in.		
12	60	72	12 in. 12 in. 12 in.		
12	72	84	12 in. 12 in. 12 in.		
12	84	96	12 in. 12 in. 12 in.		
12	96	108	12 in. 12 in. 12 in.		
12	108	120	12 in. 12 in. 12 in.		
12	120	132	12 in. 12 in. 12 in.		
12	132	144	12 in. 12 in. 12 in.		
12	144	156	12 in. 12 in. 12 in.		
12	156	168	12 in. 12 in. 12 in.		
12	168	180	12 in. 12 in. 12 in.		
12	180	192	12 in. 12 in. 12 in.		
12	192	204	12 in. 12 in. 12 in.		
12	204	216	12 in. 12 in. 12 in.		
12	216	228	12 in. 12 in. 12 in.		
12	228	240	12 in. 12 in. 12 in.		
12	240	252	12 in. 12 in. 12 in.		
12	252	264	12 in. 12 in. 12 in.		
12	264	276	12 in. 12 in. 12 in.		
12	276	288	12 in. 12 in. 12 in.		
12	288	300	12 in. 12 in. 12 in.		
12	300	312	12 in. 12 in. 12 in.		
12	312	324	12 in. 12 in. 12 in.		
12	324	336	12 in. 12 in. 12 in.		
12	336	348	12 in. 12 in. 12 in.		
12	348	360	12 in. 12 in. 12 in.		
12	360	370	12 in. 12 in. 12 in.		

10.

Work started July 15 1972 finished July 24 72

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is
true to the best of my knowledge.

Driller's or Firm's Name James H. Hartzel Number 75

Address Box 281 Shoshone Idaho

Signed By _____ Date _____

October 12, 1973

Re: Permit No. 37-7137, Herman Jantzen

James & Hobdey
Attn: Andrew F. James
125 5th Ave. West
P. O. Box 176
Gooding, Idaho 83330

Dear Mr. James:

Pursuant to your letter of October 12, 1973, we are enclosing an assignment form for your use in connection with the above referenced permit.

If you need further assistance, please contact us.

Sincerely,

Jan Carpenter, Secretary to
Bobby D. Fleenor
Assistant Director

jc
Enclosure

37 7137

ANDREW F. JAMES
CECIL D. HOBDEY
JOHN F. VARIN

LAW OFFICES
JAMES & HOBDEY
125 FIFTH AVENUE WEST
P. O. BOX 176
GOODING, IDAHO 83330

October 11, 1973

RECEIVED
TELEPHONE 934-4428
AREA CODE 208
OCT 12 1973
Department of Water Administration

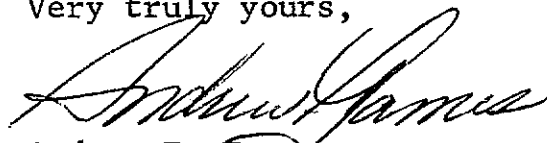
State of Idaho
Department of Water Administration
Statehouse Annex #2
Boise, Idaho 83707

Permit #37-7137

Gentlemen:

Mr. Herman Jantzen, holder of the above permit is selling the land to which the proposed water right will be appurtenant and he desires to assign the permit. Can you provide us with the necessary assignment forms.

Very truly yours,


Andrew F. James

AFJ:ev

37 7137

November 9, 1972

Re: Permit No. 37-7137

Mr. Herman Jantzen
P. O. Box 281
Gooding, Idaho 83330

Dear Mr. Jantzen:

Enclosed is a copy of your approved Application for Permit No. 37-7137. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your points of diversion has been placed upon this permit. We have enclosed a letter describing different types of measuring devices accepted by this Department.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

Enc: Copy of permit
Information letter

bc: Southern District Office

37 7137

I Robert Deasy hereby withdraw my protest
against the approval of application 37-7137
upon the amending of the place of use from
80 acres to 60 acres, only, as described on
the permit.

Dated this 18th day October at Gooding, Idaho

Bob Deasy

37 7137

37-7137 - Herman Jantzen

Gooding County Courthouse, Gooding, Idaho

October 18, 1972 - 9:00 am

ROSTER OF ATTENDANCE

Name	Address	Representing
Bob Deasy	Gooding, Ida	
Andrew James	Box 176 Gooding, Ida	Herman Jantzen

37 7137

RECEIVED May 25 - 72

Mr Bobby D. Fleenor -
Boise, Idaho.

Dear Mr Fleenor:

Mr Deasy seems
to be kind of unhappy.

If you could, or
would, see the set up,
I'm sure there
would be no problems.

Mr Fleenor, would
you please see
that this matter
is taken care of soon?

Regards
Herman Janzen

37 7137

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show to whom, date and address
where delivered

☐

Deliver **ONLY**
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

24043

①

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

②

DATE DELIVERED

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

DEC 12 1972

⑧

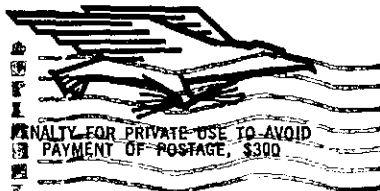
37 7137

PS Form 3811 Nov. 1970 e55-16-81277-1

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



Postmark of Delivering Office



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

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707.

37

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show to whom, date and address
where delivered

☐

Deliver **ONLY**
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

24042

1

Herman Jantzen

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

X *Musso Slusma*

DATE DELIVERED

10-4-72

3

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

37 7137

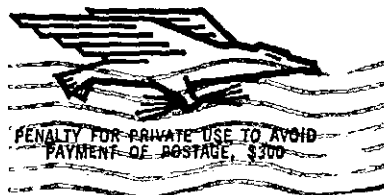
PS Form 3811 Nov, 1970 c45-16-81277-1

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



Postmark of Delivering Office

5744333333



SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**

**DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83702**

37 7137

NAME AND
ADDRESS
OF SENDER

DEPT. OF WATER ADMINISTRATION

Indicate type of mail:

☐ REGISTERED ☐ REGISTERED
C.O.D.☒ CERTIFIEDAffix stamp here if issued as certificate of mailing or for additional
copies of this bill.

POSTMARK AND DATE OF RECEIPT

H E A R I N G S

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST OFFICE ADDRESS	POSTAGE	FEE	R. R. FEE	REST. DEL. FEE	ACTUAL VALUE	SURCHARGE	REMARKS*
1	24038 Vern Fallin &/or Roy L. Mays &/or William James Mac.	08	30	15				
2	Hagerman							36-7221
3	24039 Vay M. & Jean Cook, Route 1, Hagerman							"
4	24040 Richard L. Cook, Box 121, Hagerman							"
5	24041 William Strange, Box 387, Hagerman							"
6	24042 Herman Jantzen, P.O. Box 281, Gooding							37-7137
7	24043 Robert Deasy, Route 1, Gooding							"
8	24044 James S. Andrade, Tuttle							37-7140
9	24045 Richard H. Dalton, Star Route, Bliss							"
10	24046 Tom Anderson, Route 1, Hagerman							"
11	24047 Lyons D. & Karen L. Woody, Route 1, Hagerman							"
12	24048 Floyd H. & Thelma Marsh, Route 1, Hagerman							"
13	24049 R.K. & Twilla Bendorf, Route 1, Hagerman							"
14	24050 Justice Ditch Co., % James & Hobdey, P.O. Box 176, Gooding							"
15	24051 Elmer Claude Faddis, 2810 Kerr, Boise							37-7090*
16	24052 Gary L. Kissler, Box 134, Shoshone							"
17	24053 Earl J. Hubsmith, 607 Sage Ave., Selah, Washington							"
18								
19								
20								

TOTAL NO. OF PIECES
LISTED BY SENDER

Sixteen

TOTAL NO. OF
PIECES REC'D AT P. O.

POSTMASTER, PER (Name of receiving employee)

*Show under "Remarks" class postage paid if other than first or
if international

POD Form 8877, Nov. 1968

APPLICATION FOR REGISTRATION OR CERTIFICATION

(Surcharges are not required on international registered mail)

c48-16-8792-15 U.S. GOVERNMENT PRINTING OFFICE

mailed 10-3-72
by Darlene Rich 37 7137

In the Matter of Protest Against Approval)
of Application for Permit No. 37-7137 in)
the name of HERMAN JANTZEN)
)

27 2137

October 2, 1972

Gooding County Courthouse
Clerk of the District Court
Gooding, Idaho 83330

Gentlemen:

This is to confirm the use of a room in the Courthouse for conference &/or hearing to be held by this office on Tuesday, October 17th at 9:00 am & 1:00 pm and Wednesday, October 18th at 9:00 am.

Thank you for your cooperation in this matter.

Very truly yours,

Darlene Reich, Secretary to
BOBBY D. FLEENOR
Assistant Director

RDF:DR

37 7137

August 31, 1972

Re: Application 37-7137

Mr. Herman Jantzen
P. O. Box 231
Gooding Idaho 83330

Dear Mr. Jantzen:

The Application for Permit which you filed with us was protested by Mr. Robert Deasy. According to our records on May 16, 1972 a letter was mailed to you signed by Bobby D. Fleener concerning Mr. Deasy's protest. Enclosed is a copy of that letter.

It will be necessary for the Department of Water Administration to hold a hearing and take testimony on the four (4) points listed in Mr. Fleener's letter before we can approve or deny your permit. At this time I cannot say when the hearing date will be set.

In answer to your question, it is not possible for you to legally pump the well until the matter of the protest has been dissolved.

If you have any further questions, please feel free to contact us.

Very truly yours,

Rob Haynes
District Engineer
Southern District

RM:alw

Enc.

37 7137

7 RECEIVED 71
Mr James E. Baker
Dear Sir

Department of Water Administration
Southern District Office

The 23d of March

I asked, and got a
permit to drill an
irrigation well on
my place.

I was under the
impression that a
expert would come
out and check the
well.

Application 37-7137

37 7137

If so, I ²sure would
appreciate it, if it
was taken care of.

If not, May
I go ahead largely.

Put a pump on
it & build a power
line to the well.

Mr. Rosco Harley
from Wendell drilled
the well.

He thought the
well was good for
50 in. water.

I understood that
I am allowed that
much. Correct me
if I'm wrong. I'd
like to do some
irrigating, so I can
seed some of my
land.

I hope this will
be taken care of.

Thank you.

Truly yours -

Herman Janzen,
37 7137

ANDREW F. JAMES
CECIL D. HOBDEY
JOHN F. VARIN

LAW OFFICES
JAMES & HOBDEY
125 FIFTH AVENUE WEST
P. O. BOX 176
GOODING, IDAHO 83330

RECEIVED
JUN 6 1972
TELEPHONE 934-4428
AREA CODE 208

June 5, 1972

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

RE: Application for Permit No. 37-7137
Herman Jantzen

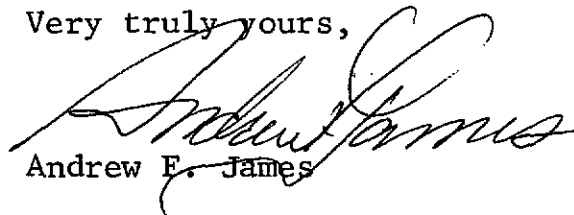
Dear Sir:

Mr. Jantzen has handed to us your letter of May 16th, to which was attached two letters of Mr. Robert Deasy, generally protesting the granting of the application above.

We have represented Mr. Jantzen for a number of years in his legal work and being long-time residents of the area, we are acquainted with Mr. Robert Deasy and familiar with his operation across the river from the lands of Mr. Jantzen and we feel that the proposed use will not reduce the quantity of water, nor is it insufficient for the purposes intended; the application is in good faith and not for delay or speculation and the applicant has sufficient financial resources. In other words, the answers to the four queries set forth in your letter would all be in favor of the applicant.

His concern, of course, is that your office, either by hearing or personal investigation, make an early disposition of the protest so that applicant can immediately continue with his development.

Very truly yours,


Andrew F. James

AFJ/bg

37 7137

37-7137

RECEIVED
51/12/72
MAY 20 1972

Mr James E. Booker.
Department of Water Administration
Boise, Idaho.

Dear Sir:

I Applied for a Permit,
for drilling a irrigation
well the 24th of
March.

Nobody contested the
deal, so the man went
to drilling. May have
water before long.

As I get it, there
is to be an expert check
on location etc. Right?

(over)

37 7137

To I get a paper;
Stating everything
is in order. The well
is mine? And showing
the location.

Respectfully yours
Herman Janzen.

May 16, 1972

Mr. Herman Jantzen
P.O. Box 281
Gooding, Idaho 83330

Re: Application for Permit No. 37-7137

Dear Mr. Jantzen:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 37-7137. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department cannot allow a permit for irrigation purposes which would entail the use of more than a continuous flow of 0.02 c.f.s. of water for each acre of land, or an annual amount of 5 acre feet of water for each acre of land, unless the applicant can show that more is required.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. If we may be of any assistance, please contact us.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosures

37 7137

May 16, 1972

Re: Application No. 37-7137 - Herman Jantzen

Mr. Robert Deasy
Route # 1
Gooding, Idaho 83330

Dear Mr. Deasy:

Please be advised that we have accepted your letter of May 5, 1972, as a valid protest against the above referenced application for permit.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

37 7137

Gooding, Ida,
May 5 - 1972

accepted 5/8/72
BDF

RECEIVED
MAY 11 1972

Department of Water Administration

Bobby Fleenor
Hoise,
Ida

Dear Sir,

Mr. Hermon Jantzen states
in his application for a water
permit that he wishes a
permit to irrigate 80 acres.

Mr. Jantzen doesn't own 80
acres. Mr. Jantzen only owns
part of the 80 ~~acres~~, & Lloyd
Rickey owns the north part of
the 80 acres. Mr. Jantzen has
about sixty some acres. The
A.L.C. ^{office} measurement says he
has only 54 acres.

He has a water right,
he has a electric motor &
Pump in Big Wood river & has
been pumping for his farm
land.

It looks like he is
speculating by drilling the

Well to try and obtain
some of my private grazing
land. He is drilling the
well on his east side fence
line of his place.

He only has about 15 or 20
acres of farm land on his
place. A well costs too much
to drill & operate for such a
small amount of ground.

It must be speculation
or some idea to obtain
more land.

The legal description of his
land isn't right as advertised,
in his permit application as it
for more than he owns. My
father used to own the land
Mr Jantzen owns.

I sure don't like to see
any more wells drilled so
close. My 2 domestic wells are
both dry since they drilled
several wells north east of me.
I have to haul all the
water I use.

I hope you look into this
matter & see what the ~~real~~
real purpose is.

Very Sincerely
Robert Deas
Gooding, Idaho

April 28, 1972

C
Mr. Robert Deasy
Route # 1
Gooding, Idaho 83330

Re: Application No. 37-7137 - Herman Jantzen

Dear Mr. Deasy:

O
We have received your letter of April 21st concerning the above referenced application for permit. However, the items mentioned as the basis of your protest are not normally considered as valid reasons for denial of an application. The principle items we can consider in either approving or denying an application for permit are as follows: (Section 42-203, Idaho Code)

- P
1. Will the proposed use reduce the quantity of water under existing water rights?
 2. Is the proposed water supply insufficient for the purposes intended?
 3. Is the application made in good faith or for delay or speculative purposes?
 4. Has the applicant sufficient financial resources with which to complete the project?

Y
There is apparently some discrepancy in the ownership of this land. You mention that it is part of your private grazing land, while Mr. Jantzen states that he owns the land. The application for irrigation of 80 acres does not obligate Mr. Jantzen to that number of acres, but would allow him to irrigate as many acres as are irrigable within the 80 acres.

The matters of interference with the roads and the flood route are not within the jurisdiction of this Department when considering denial or approval of a water right permit.

We will withhold action on this application until May 8, 1972, to allow you to submit a valid protest based upon an item we can consider.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

37 7137

BDF:dr

Gooding Idaho
April 21 - 1972
APR 23 1972

Department of Water Administration

R. Keith Higginson
Boise,
Idaho.

Dear Sir:

I am writing in to protest the drilling and operation of a irrigation well by Herman Jantzen of Gooding, Ida "No 37-7137."

The 80 acres he intends to irrigate with the well isn't suited for farming. It consists mostly of solid lava rock ledges & high rim rock. There is only about 10 percent of it that could be plowed & cultivated.

It is part of my private grazing land and the only source of water for the cattle on my private grazing & deeded grazing land.

It would also interfere with the two roads that go through it used by the ditch riders & ditch owners myself.

37 7137

The City of Gooding uses
the 80 acres to dump the flood
waters of little Wood river
during the flood stage, to
dump it into Big Wood river.

I think you should make
a personal inspection of the
80 acres & see first hand
the type of land it really is.

I have used this land
for grazing more than 30 years
and that is all it is suited
for.

I sincerely hope you will
look into this matter thoroughly.

It looks like a waste of
money & water to try
to farm such rocky land.

I hope to hear from you.

Very Sincerely
Robert Deasy
Gooding,

Rt. 1

Ida,

83330

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

March 30, 1972

Re: Application for Permit No. 37-7137 Herman Jantzen
" " " " 37-7138 - Willis Castle
" " " " 38-7139 - Willis Castle

Gooding County Leader
Box 56
Gooding, Idaho 83330

Gentlemen:

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

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

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

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

(signature of claimant)

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE/BL
Enc: legal notices (3)

Bill submitted 5-4-72.ch

37 7137

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Herman Jantzen
P. O. Box 281, Gooding, Idaho
has on March 24, 1972 submitted Application No. 37-7137
for a permit to appropriate 1.0 cubic feet per second ~~some feet per second~~
of water from a groundwater source
by means of well, motor & pump
within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 5S, R. 15E, B.M., Gooding County
to be used from April 1 to Nov. 1
for the irrigation of 80 acres
within the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 28, T. 5S, R. 15E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before April 24, 1972.

R. KEITH HIGGINSON

Director

Published in the Gooding County Leader, Gooding, Idaho
on April 6 and April 13, 1972.

37 7137

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that Herman Jantzen P. O. Box 281, Gooding, Idaho has on March 24, 1972 submitted Application No. 37-7137 for a permit to appropriate 1.0 cubic feet per second of water from a ground-water source by means of well, motor & pump within the SW 1/4 SW 1/4, NW 1/4 SW 1/4, Sec. 28 T. 5S, R. 15E, B. M., Gooding County to be used from April 1 to Nov. 1 for the irrigation of 80 acres within the W 1/2 SW 1/4, Sec. 28, T. 5S, R. 15E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before April 24, 1972.

R. KEITH HIGGINSON
Director

4-6-2tc

O.K.
4-5-72
SK

37 7137