

Identification No. 1849
1585/45-2526(A), 1098/45-2519(A)
Transfer No. 45-2520(A), 45-2653(A)

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder MARTIN & ANDERSON FARMS
- Post office address Box 626, Burley, Idaho
2. Right obtained by:
- a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court. County of _____.
- b. License No. X issued by the State of Idaho, Department of Reclamation.
3. Source of water Groundwater tributary to _____
(Name of stream or source)
4. Date of Priority _____
5. Amount of water a. 20.92 c.f.s. and/or _____
b. _____ acre feet/annum
6. Water is used for Irrigation from March 1 to November 1
(Month, Day) (Month, Day)
7. Original location of point of diversion is See Below $\frac{1}{4}$ _____ $\frac{1}{4}$ of Section _____,
Township _____, Range _____, B.M., in Cassia County;
- Additional points of diversion, if any _____
- 45-2526 - P.D. SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 20, Twp. 12S, Rge. 23E.
- 45-2519 - P.D. SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 20, Twp. 12S, Rge. 23E.
- 45-2653 - P.D. NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 20, Twp. 12S, Rge. 23E.
- 45-2520 - P.D. SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 17, Twp. 12S, Rge. 23E.
8. Lands presently irrigated or place of use:

[illegible]

Total number of acres presently irrigated 1,625

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

10. CHANGE IN POINT OF DIVERSION

a. Quantity to be diverted at new point: Same c.f.s. and/or acre feet

b. New point of diversion: SW ¼ SW ¼, Section 17, Township 12S
_____, Range 23E, B.M. NW¼NW¼, SW¼NW¼, SE¼NW¼, Sec. 20, Twp. 12S, Rge. 23E

c. Description of method of diversion and conveyance from new points of diversion: Pump & Motor and sprinkler system

d. Is water to be conveyed to the lands previously irrigated? Yes X No _____

If not, the place of use should be changed below.

e. Describe the reasons for applying for a change in the point of diversion:

All lands being irrigated is watered from all points of diversions.

f. Do you intend to make the transfer permanent? Yes

g. Do you intend to abandon completely the old point of diversion? No

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

11. CHANGE IN PLACE OF USE

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

SAME

[illegible]

Total number of acres to be irrigated_____

b. Do you intend to make the transfer permanent? _____

c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____

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

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

Martin and Anderson
By Mac Martin (Partner)
(signature of applicant)

Subscribed and sworn to before me this 13 day of February, 1975

Robert L. Haynes
(notary public)

My commission expires 11-20-78

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

This is to certify that I have examined Application for Transfer of Water Rights No. 1849/ 45-2519, 45-2526
45-2520, 45-2653
and said application is hereby APPROVED

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

(1) That totalizing measuring devices of a type approved by the Department be maintained at each point of diversion.

(2) That no water shall be diverted directly or indirectly from the wells and used for any purpose or to irrigate other lands for which no water right exists for the use of these wells.

Witness my hand this 18 day of August, 19 75

R. Keith Higginson
R. KEITH HIGGINSON, Director
Idaho Department of Water Resources

FOR DEPARTMENT USE ONLY

Received by GLF Date 2-13-75

Protest filed by: _____ Date _____

Prelim. check by KEP Date 2-14-75

Fee received by GLF Date 2-13-75 Fee \$ 30.00

Approved for publication by MLS

Published in So. Ida. Press Dates 2-25 & 3-4-75

Hearing held _____

Watermaster Recommendation sent _____

114736
RECEIVED

Identification No. 45-2526

Transfer No. 1585

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

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

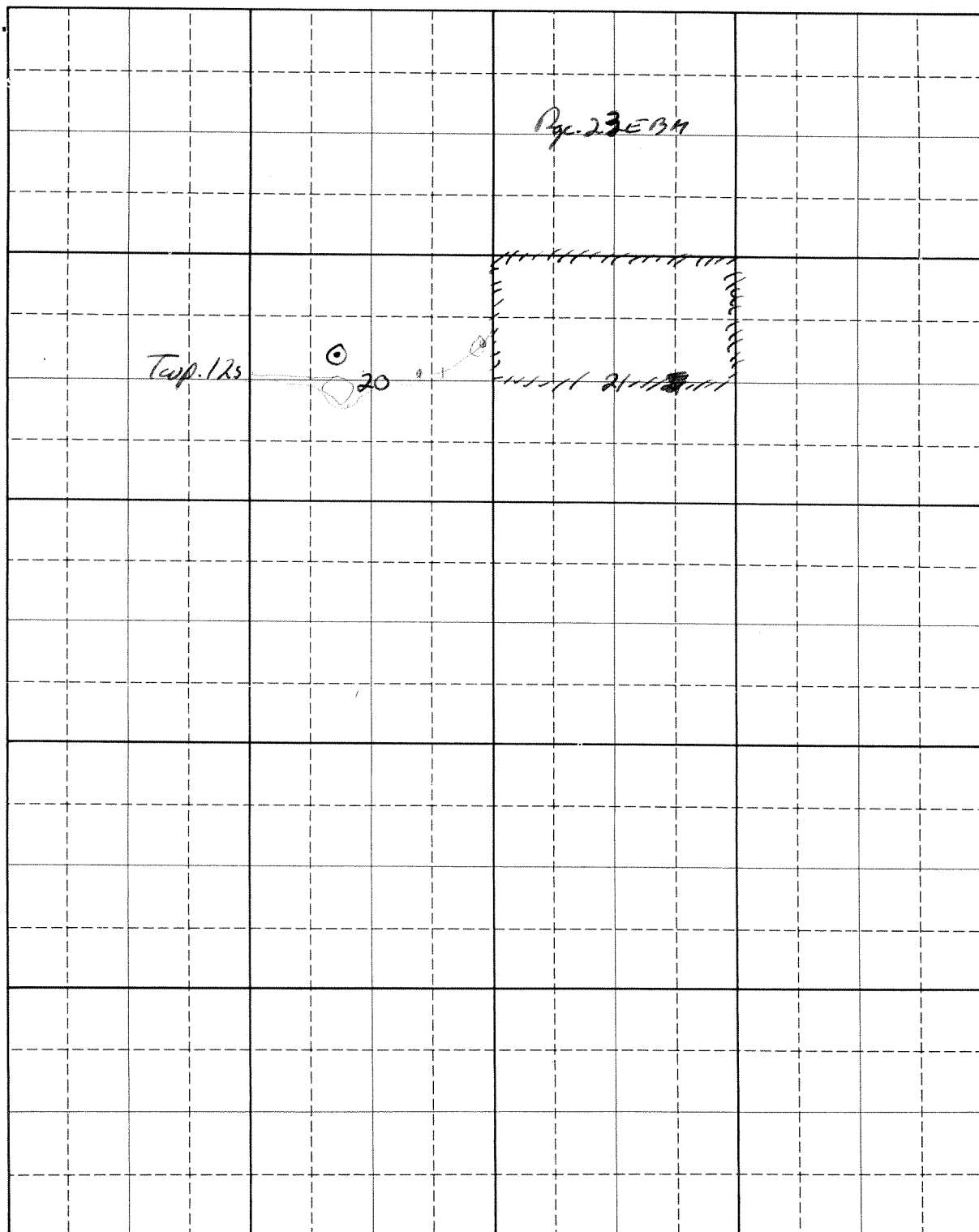
APPROVED

1. Name of Right Holder MABLE S. MATHEWS
Post office address Oakley, Idaho
2. Right obtained by:
 - a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court. County of _____.
 - b. License No. G-26346 issued by the State of Idaho, Department of Reclamation.
3. Source of water subterranean tributary to _____
(Name of stream or source)
4. Date of Priority May 25, 1956
5. Amount of water a. 4.55 c.f.s. and/or
b. _____ acre feet/annum
6. Water is used for Irrigation from March 1 to November 1
(Month, Day) (Month, Day)
7. Original location of point of diversion is NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 15,
Township 13 S, Range 22 E, B.M., in Cassia County;
Additional points of diversion, if any SW $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 15, T. 13 S, R. 22 E, B.M.

8. Lands presently irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
13 S	22 E	11				x								39	x		36 15	13	
		12						x				x							
		14		x															
		15									40	37					21		

Total number of acres presently irrigated 320



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

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

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 4.55 c.f.s. and/or _____ acre feet
- b. New point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 20, Township 12 S
 _____, Range 21 E, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: open ditch
to small pond then re-pumped into sprinkler system
- d. Is water to be conveyed to the lands previously irrigated? Yes X No _____
 If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion:
more profitable irrigation program
- f. Do you intend to make the transfer permanent? yes
- g. Do you intend to abandon completely the old point of diversion? yes
- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

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

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12 S	21 E	21	40	40	40	40	40	40	40	40									320

Total number of acres to be irrigated 320

- b. Do you intend to make the transfer permanent? yes
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:
no - surface water available for the lands
- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____
- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

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

Mabel S. Matchew
(signature of applicant)

Subscribed and sworn to before me this 21 day of May, 1968

Herman E. Bedke
(notary public)

My commission expires 6-13-69

APPROVED

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

This is to certify that I have examined Application for Transfer of Water Rights No. 1585,
and said application is hereby APPROVED

1. Approval of said application is subject to the following limitations and conditions:
Acre feet limitation not to exceed 1280 a.f. per season. Totalizing
flow meter to be installed and kept in working order.
2. Denial of said application is for the following reasons: _____

Witness my hand this 27 day of January, 1969

R. Keith Higgins
State Reclamation Engineer

For Department Use Only

Received by df Date _____

Protest filed by: _____

Date _____

Prelim. check by Rutt Date _____

Fee Received by df Date 6-17-68 Fee \$ 21.00

Approved for publication by Rutt

Published in South Dakota Press Dates 12-19 12-26

Hearing held _____

RECOMMENDED FOR APPROVAL R. E.

Final date for hearing _____

45 2526

LEGAL NOTICES

68-236

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT NO. 26346

NOTICE IS HEREBY GIVEN that Mabel A. Mathews, Oakley, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing her to change the place of use and the point of diversion of the waters of a ground water source as perfected under Water License No. G-26346 as issued by the State of Idaho, Department of Reclamation.

The license authorizes the use of 4.55 cubic feet per second with a priority of May 25, 1956, with a point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T. 13 S., R. 22 E., B. M., and the place of use in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14; N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, T. 13 S., R. 22 E., B. M. totalling 320 acres.

Transfer No. G-26346 proposes to change the point of diversion to the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, T. 12 S., R. 23 E., B. M. and the lands to the N $\frac{1}{2}$, Sec. 21, T. 12 S., R. 23 E., B. M. with the same quantity and priority as the original right.

On the 30th day of December at 10:30 a.m. at the Department of Reclamation, Statehouse Annex No. 2, 614 State Street, Boise, Idaho, before the State Reclamation Engineer or his authorized agent, the opportunity will be given to any and all persons to appear and present for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the South Idaho Press, Burley, Idaho on December 19 and December 26, 1968.

68-237

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT NO. 29596

NOTICE IS HEREBY GIVEN that Yale Farms Co., assignee—Ruby Company now known as Simplot Industries, Inc., P. O. Box 2777, Boise, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion of the waters of a ground water source as perfected under Water License No. G-29596 as issued by the State of Idaho, Department of Reclamation. The license claims the use of 4.20 cubic feet per second with the priority of March 28, 1961. The original point of diversion is located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 11 S., R. 27 E., B. M., Cassia County with the place of use in the W $\frac{1}{2}$, Sec. 4, T. 11 S., R. 27 E., B. M. totalling 304 acres.

Transfer No. 29596 proposes to transfer the point of diversion to the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, T. 11 S., R. 27 E., B. M., with the same place of use, quantity, and priority as the original right.

On the 6th of January, 1969, at 10:30 a.m. at the Department of Reclamation, Statehouse Annex No. 2, 614 State Street, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration, any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the South Idaho Press, Burley, Idaho on December 19 and December 26, 1968.

These two legal notices were received in our Dec. 17 mail, which did not allow us time to submit a galley proof prior to first publication.

Edith Raustedt

PHONE
208-678-2201

230 EAST MAIN STREET
P. O. BOX 190, BURLEY, IDAHO 83318

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

Ruth Chambers being first

duly sworn, deposes and says that he is the
Bookkeeper of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for 2
consecutive weeks, commencing with the issue
dated December 19 1968, and ending
with the issue dated December 26, 1968.

Edith Raustadt

Subscribed and sworn to before me

this 27th day of December

1968.

Edith Raustadt Notary Public

Cost of Publication \$ 13.00

Notary Fee _____

Total Cost _____

My commission expires October 23, 1971

RECEIVED

DEC 31 1968

Department of Reclamation

68-236

NOTICE OF PROPOSED
TRANSFER OF WATER
RIGHT NO. 26346

NOTICE IS HEREBY GIVEN
that Mabel A. Mathews, Oakley,
Idaho has applied to the State
Reclamation Engineer of the State
of Idaho for a certificate
authorizing her to change the place
of use and the point of diversion of
the waters of a ground water source
as perfected under Water License
No. G-26346 as issued by the State
of Idaho, Department of
Reclamation.

The license authorizes the use of
4.55 cubic feet per second with a
priority of May 28, 1956, with a
point of diversion in the NW 1/4 SW 1/4,
and the SW 1/4 SW 1/4, Sec. 15, T. 13
S., R. 22 E., B. M. and the place of
use in the SE 1/4 NE 1/4, SE 1/4 SW 1/4,
E 1/2 SE 1/4, SW 1/4 SE 1/4, Sec. 11;
SW 1/4 NW 1/4, NW 1/4 SW 1/4, Sec. 12;
NW 1/4 NE 1/4, Sec. 14; N 1/2 SW 1/4,
SW 1/4 SE 1/4, Sec. 15, T. 13 S., R. 22
E., B. M. totalling 320 acres.

Transfer No. G-26346 proposes to
change the point of diversion to the
SE 1/4 NW 1/4, Sec. 20, T. 12 S., R. 23
E., B. M. and the lands to the NW 1/4
Sec. 21, T. 12 S., R. 23 E., B. M.
with the same quantity and priority
as the original right.

On the 30th day of December at
10:30 a.m. at the Department of
Reclamation, Statehouse Annex
No. 2, 614 State Street, Boise,
Idaho, before the State
Reclamation Engineer or his
authorized agent, the opportunity
will be given to any and all persons
to appear and present for his
consideration any reason or reasons
why a certificate should not be
issued authorizing such transfer.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the South Idaho
Press, Burley, Idaho on December
19 and December 26, 1968.

45 2526

WATER LICENSE

Water License No. G-26346 Priority October 15, 1956 Amount 4.55 c.f.s.
(late proof)

THIS IS TO CERTIFY, that MABEL S. MATTHEWS

of Oakley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 25, 1956; that Permit G-26346 was issued pursuant to said application; that the proposed works were completed on or about 1962, with a storage or carrying capacity of 4.55 c.f.s., said works consisting of well, pump, motor, concrete box & ditch; and that on April 13, 1965, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 1120 acre feet per season, with a maximum rate of diversion of 4.55 cubic feet per second of the waters of a ground water source, tributary of _____, for the purpose of irrigation from April 1 to October 31; and for _____ from _____ to _____; and for _____ from _____ to _____; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in SW 1/4 SW 1/4, Sec. 15, T. 13 S., R. 22 E., B.M., and other additional points NW 1/4 SW 1/4 Sec. 15, T. 13 S., R. 22 E., B.M., in the County of Cassia; and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 1120 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13 S	22 E	11			40								40	39		36	13		168
		12						36				9							45
		14		8															8
		15								40	38						21		99

Total number of acres irrigated 320

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

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

18th day of November, 19 68.

John A. Bennett
Deputy State Reclamation Engineer

45 2524

45-2524

45-2526
Trans 41585

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-34254
Permit No. G- 26346
District No.

1. Name of Applicant: HABEL S. MATTHEWS
Postoffice address: Oakley County: Cassia State: Idaho
2. Quantity of water claimed: 320
(a) Rate of withdrawal in cubic feet per second. 6.4 or Idaho
Miners' inches 320 or gallons per minute.
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean water; 20" well, approximately 500 feet deep
4. Location of point of diversion or well is in the NW 1/4 of the NE 1/4 of Section 14
Twp. 13 S. , Rge. 22 E. , B.M., County of Cassia
5. Water is to be used for: irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: 20" well
8. Estimated cost of works: \$ 25,000.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 3
years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) (cubic feet per second, inches or gallons per minute) is for new lands.

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, Permit No. G-26346

Comes now Mabel S. Matthews and represents to the State Reclamation Engineer of the State of Idaho:

That she is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-26346.

That the point of diversion is described in said permit as being located NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, T. 13 S., R. 22 E., B. M.

That she now requests that the point of diversion be changed to a point located in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T. 13 S., R. 22 E.

That the reason for desiring to make such change is as follows: Well is in production.

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

Signed at Oakley, this 12th day of June, 1959.

Mabel S. Matthews

Date of Receipt at Department of Reclamation: June 15, 1959.

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-26346. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ GEO. N. CARTER
State Reclamation Engineer

Recorded: June 17, 1959

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

WHEREAS, Permit No. G-26346, in the name of Mabel S. Matthews, requires proofs of completion of works and beneficial use to be made by some indefinite time due to delay in approval of the Desert Land Entry Idaho Serial No. 07543; and,

WHEREAS, applicant was prevented from proceeding with construction pending allowance of said Desert Land Entry, which was not allowed until November 23, 1959;

NOW, THEREFORE, An Extension of Time is allowed for Completion of Works and Beneficial Use Proofs on Permit No. G-26346 to November 23, 1964, or the length of time applicant was prevented from proceeding pending allowance of his Desert Land Entry and a similar extension is allowed for every other act required under the terms and conditions of Permit No. G-26346.

Signed at Boise, Idaho, this 1st day of December, 1961.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Application for Amendment
POINT OF DIVERSION
Permit No. G-26346

Comes now MABEL S. MATTHEWS and represents to the State Reclamation Engineer of the State of Idaho: That she is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-26346. That the point of diversion is described in said Permit as being located: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T. 13 S., R. 22 E., B.M.

That she now requests that the points of diversion be changed to points located: SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T. 13 S., R. 22 E., B.M.

That the reason for desiring to make such change is as follows: Insufficient water for irrigation of land. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho, this 22 day of November, 1963.

Mabel S. Matthews
by
/s/ Ennis B. Matthews

Date of Receipt at Department of Reclamation: November 29, 1963 (See Affidavit in File)

APPROVAL OF STATE RECLAMATION ENGINEER

I, CARL E. TAPPAN, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-26346. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby. Approved subject to condition that priority of well in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T. 13 S., R. 22 E., B.M. shall be changed to November 22, 1963.

Recorded: December 2, 1963

/s/ Carl E. Tappan, State Reclamation Engineer

AMENDMENT TO LAND LIST

Comes now Mabel S. Matthews, and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-26346, and requests that the permit be changed as follows:

1. Place of use or land to be irrigated: SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 11; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 12; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 14; N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 15; T 13 S., R 22 E., B.M., totaling 320 acres/

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

Signed at Boise this 14th day of March, 1968.

/s/ MABEL S. MATTHEWS

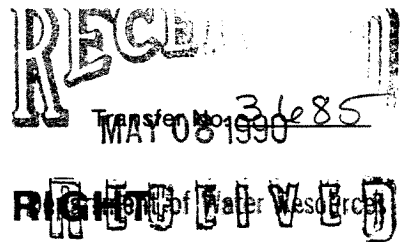
Date of receipt at office of Department of Reclamation: April 5, 1968.

ACTION OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above amendment for Permit G-26346. Witness my hand this 5th day of April, 1968.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

Trans. #1585
LICENSE ISSUED FOR 4.55 SEC. FT.
LICENSE PAGE NO. 26346

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHTS
PART 1

MAR 6 1996

Name of applicant Lambert Produce, Inc. Phone 208-862-3346
 Post Office address Route #1, Box 44-A, Oakley, Idaho 83346 Southern Region Office

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes No expansion of irrigated acreage or amount of water being used has occurred. Allows more efficient use of points of diversion and overall utility and efficiency in the irrigation system.

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

1. Right Number part Priority Amount (cfs/ac-ft) Nature of Use Period of Use
- | | | | | |
|-----------------------|------------|----------|------------|----------------|
| ~~X45-02526X~~ | 10-15-1956 | 4.00 cfs | Irrigation | 03/01 to 11/01 |
| ~~X45-02526X~~ | 10-15-1956 | .550 cfs | Irrigation | 03/01 to 11/01 |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 4.00 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	NE		31	12S	23E	Cassia	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	23E	21	40	40	40	40	40	40	40	40									320

Total acres 320

6. General Information:

- ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

Witness my hand this _____ day of _____, 19____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. A45-02526 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☒ Warranty Deed

☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority October 15, 1956

5. Water is used for the following purpose:

amount 4.55 for irrigation purposes from 03/01 to 11/01
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 4.550 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	17	12S	23E	Cassia	
		NW	NW	20	12S	23E	Cassia	
		SW	NW	20	12S	23E	Cassia	
		SE	NW	20	12S	23E	Cassia	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
12S	23E	21	40	40	40	40	40	40	40	40									320

Total acres 320

9. Describe any other water rights used for the same purpose as described above _____

A45-04008

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 4.00 cfs for irrigation purposes from 03/01 to 11/01
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	17	12S	23E	Cassia	
		NW	NW	20	12S	23E	Cassia	
		SW	NW	20	12S	23E	Cassia	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	23E	21	40	40	40	40	40	40	40	40									320

Total acres 320**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount .550 for irrigation purposes from 03/01 to 11/01
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	NW		20	12S	23E	Cassia	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	23E	21	40	40	40	40	40	40	40	40									320

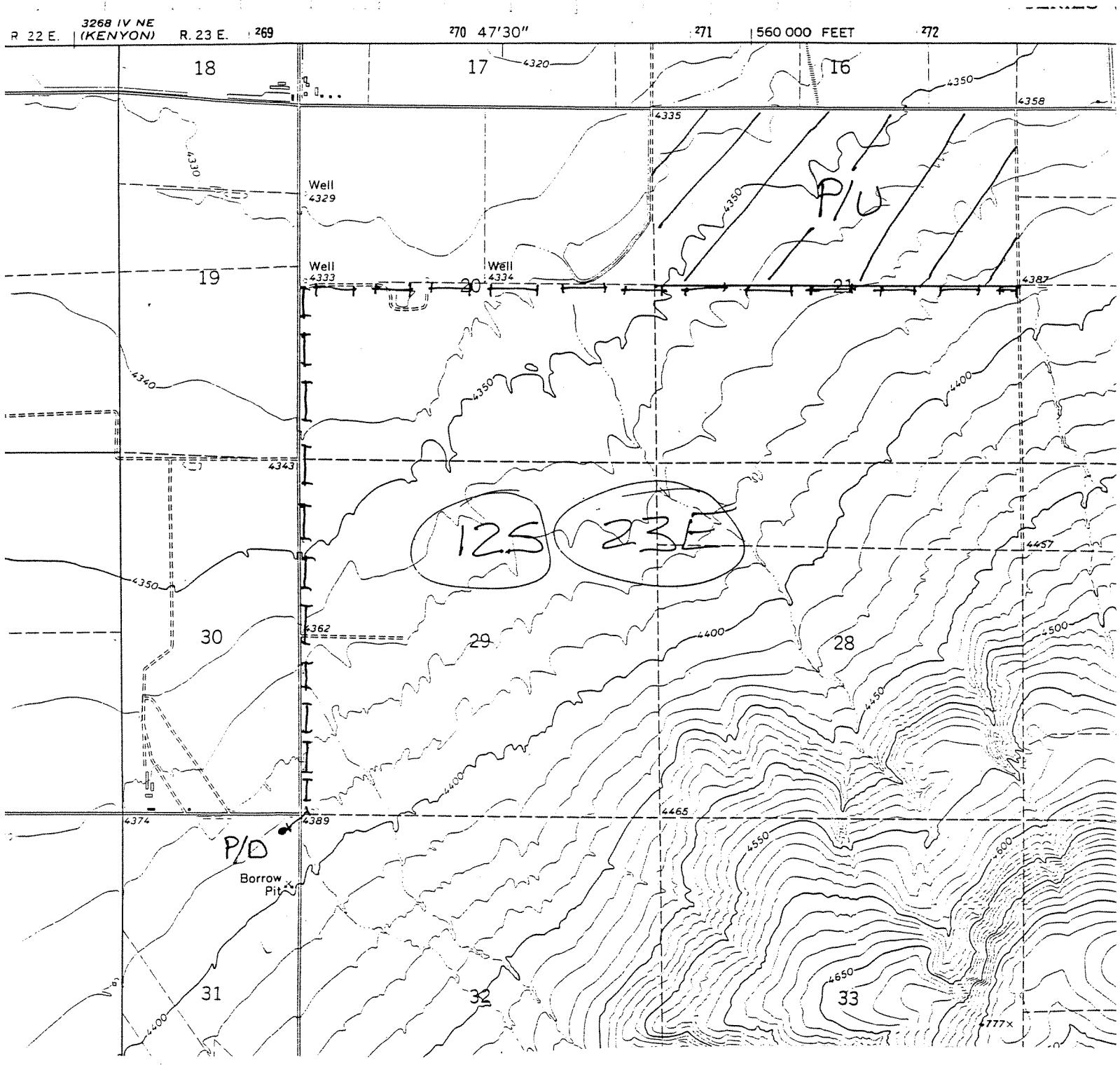
Total acres 320

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

J. Stone

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

T12S R23E CASSIA County



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

PART 3**B. CHANGES IN NATURE OF USE**

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

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

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

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

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

x Cory King Farm Manager
(Signature of Applicant)

Subscribed and sworn to before me this 2nd day of March, 1990.

[Signature]
(Notary Public)

My commission expires 9/16/92

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments
Received by SL Date 3/6/90 all attached Protest filed by _____
Prelim. check by JEH Fee \$50 5011412
Received by DRJ Date 3/6/90
Published in So. ID. Press Copies of protest forwarded by _____
Pub. dates 5/17 & 5/24/90 Hearing held by _____ Date _____
Watermaster recommendation requested on N/A Recommended for ☐ approval ☐ denial
_____ rec'd. _____ by _____
Copy of transfer sent to lien holder _____



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 29, 1985

RE: License Nos. 45-2066, 45-2109, 45-2519 (Trans. 1849), 45-2520, (Trans. 1849)
45-2526 (Trans. 1849), 45-2567, 45-2579 (Trans. 3139), 45-2611,
45-2613, 45-2614, 45-2620, 45-2629, 45-2630 (Trans. 3141),
45-2642, 45-2657, 45-2668 & 45-2254A (Trans. 3134)

Lambert Produce, Inc.
Attn: Mr. Chris Drakos
P.O. Box 793
Blackfoot, ID 83221

Gentlemen:

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 to 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,

KAY WALKER
Chief Clerk

KW:sc
Enclosures

MICROFILMED

LAW OFFICE

MOFFATT, THOMAS, BARRETT & BLANTON

CHARTERED

FIRST SECURITY BUILDING

P. O. BOX 829

BOISE, IDAHO 83701

WILLIS C. MOFFATT
(1907-1980)

OFFICE ADMINISTRATOR
DONNA K. BROWN

TELEPHONE
(208) 345-2334

TELECOPIER
(208) 345-2340

EUGENE C. THOMAS
JOHN W. BARRETT
J. CHARLES BLANTON
R. B. ROCK
RICHARD C. FIELDS
RICHARD E. HALL
MYRON D. GABBERT, JR.
PAUL S. STREET
DONALD J. FARLEY
LOREN C. IPSEN
T. N. AMBROSE
LARRY C. HUNTER
PHILLIP S. OBERRECHT
JEFFREY A. STROTHER
GLENN M. CHRISTENSEN
MARK S. PRUSYNSKI
MORGAN W. RICHARDS, JR.
MICHAEL G. MCPHEE

STEPHEN R. THOMAS
JON S. GORSKI
ROBERT C. GRISHAM
GERALD T. HUSCH
DONALD D. SAINT-JUST
THOMAS C. MANNSCHRECK
THOMAS V. MUNSON
KIRK R. HELVIE
RAYMOND D. POWERS
THOMAS C. MORRIS
CANDY WAGAHOFF DALE
ROBERT B. LUCE
MICHAEL E. THOMAS
DOUGLAS M. CONDE
STEVEN V. CAMPBELL
LARRY D. SPURGEON
KRISTI EMIG-MARK
MARK B. PERRY

August 5, 1985

RECEIVED
AUG 7 1985

Department of Water Resources
450 West State
Statehouse Mail
Boise, Idaho 83720

Department of Water Resources

Re: Lambert Produce, Inc.
MTB&B File No. 14-262

Gentlemen:

Enclosed please find copies of relevant deeds which transfer water rights from First Security Bank of Idaho, N.A. to Lambert Produce, Inc. This transfer is as a result of the purchase of part of First Security Bank's real property in Cassia County, Idaho by Lambert Produce, Inc. Any future correspondence regarding the water rights set out in the two documents should be addressed to:

Lambert Produce, Inc.
Attention: Mr. Chris Drakos
Post Office Box 793
Blackfoot, Idaho 83221

Thank you for your assistance.

Sincerely,

Woody
Morgan W. Richards, Jr.

MWR/lc

Enclosures

cc w/o encl.: Mr. Chris Drakos

MICROFILMED

QUITCLAIM DEED

FOR VALUE RECEIVED, FIRST SECURITY BANK OF IDAHO, N.A.,
herein "Grantor," hereby quitclaims to LAMBERT PRODUCE COMPANY,
herein "Grantees," whose current address is Post Office Box 793,
Blackfoot, Idaho, all of Grantor's right, title and interest in
and to the following described water rights, copies of which are
attached hereto and incorporated herein by reference:

45-0166	45-2611
45-0168	45-2613
45-0169	45-2614
45-0695	45-2620
45-0696	45-2629
45-0698	45-2630
45-0701	45-2642
45-2066	45-2657
45-2109	45-2668
45-2519	45-4009
45-2520	45-4011
45-2526	45-4013
45-2567	45-4048
45-2579	45-7379

AND that portion of License No. 45-2254 which has not previously
been obligated for transfer to Vanco, Inc. and also an unnumbered
permit for appropriation of water from Land Creek and Willow Creek.

No warranty is given by Seller as to any water rights
transferred hereby or as to the quality of any water. Any other
water rights not specifically transferred herein, including but
not limited to other licenses and claims, are retained by the
Seller.

DATED this 9th day of April, 1985.

FIRST SECURITY BANK OF IDAHO, N.A.

BY

J. LaMar Giles

Senior Vice-president

MICROFILMED

STATE OF IDAHO)

County of Cassia)

ss.

On this 9th day of April, 1985, before me, a notary public in and for said county and state, personally appeared J. LAMAR GILES, known to me to be the Senior Vice-president of FIRST SECURITY BANK OF IDAHO, N.A., the corporation named in the above instrument and acknowledged to me that he 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.



NOTARY PUBLIC for Idaho

Residing at Burley Idaho

My Commission Expires: 6-30-85

SUPPLEMENTAL AGREEMENT

WHEREAS on April 9, 1985, FIRST SECURITY BANK OF IDAHO, N.A., ("First Security") and LAMBERT PRODUCE, INC., ("Lambert") entered into a Real Estate Purchase and Sale Agreement ("Agreement"); and

WHEREAS certain terms of the transaction and agreement between First Security and Lambert should be added and/or clarified; and

WHEREAS First Security desires to assign to Lambert all of its right to obtain easements from Vanco, Inc., ("Vanco") for pipelines or ditches to transport irrigation water; and

WHEREAS First Security desires to quitclaim to Lambert all of its rights in certain additional water rights; and

WHEREAS First Security has advised Lambert of Vanco's right to approximately 3.91 c.f.s of water from First Security and Jackson W. Allred ("Allred"); and

WHEREAS Allred has applied to the Idaho Department of Water Resources to transfer License 45-2352 to Vanco and First Security has applied to the Idaho Department of Water Resources to transfer a portion of License 45-2254 to Vanco; and

WHEREAS to facilitate the transfer of the aforementioned water rights, the place of use for certain water rights has been or will need to be reduced or transferred by First Security and/or Allred; therefore

Based upon the consideration received by First Security and Lambert in the original Agreement and also independently based upon the consideration recited herein the parties agree as follows:

1. First Security hereby assigns to Lambert all of its

MICROFILMED

right and interest in obtaining easements for transportation of irrigation water from Vanco; and

2. First Security quitclaims all of its right, title and interest in and to water rights 45-4000, 45-4001, 45-4002, 45-4005, 45-4006, 45-4007, 45-4008 and 45-4014; and

3. First Security assigns and Lambert accepts any obligation or responsibility that First Security owes to Vanco to complete the transfer of approximately 3.91 c.f.s. of water to Vanco:

DATED this 11TH day of April, 1985.

FIRST SECURITY BANK OF IDAHO,
N.A.,

By J. Lamar Giles J MWR
J. LaMar Giles,
Senior Vice President

LAMBERT PRODUCE, INC.

By Chris Drakos
Chris Drakos,
President

MICROFILMED

QUITCLAIM DEED

FOR VALUE RECEIVED, ORLAND E. BATEMAN and MARY G. BATEMAN, husband and wife, ~~_____~~
~~_____~~ all right, title and interest in and to ~~_____~~ a copy of which is attached hereto and incorporated herein by reference.

TO HAVE AND TO HOLD unto First Security Bank of Idaho, N.A., its successors and assigns forever.

DATED this 8TH day of February, 1985.

Orland E. Bateman
 Orland E. Bateman

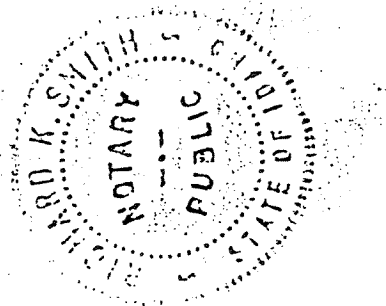
Mary G. Bateman
 Mary G. Bateman

STATE OF IDAHO)
) ss.
 County of)

On this 8TH day of February, 1985, before me, a notary public in and for said county and state, personally appeared ORLAND E. BATEMAN and MARY G. BATEMAN, husband and wife, known to me to be the persons whose names are subscribed to the within Quitclaim Deed, and acknowledged to me that they executed the same.

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

Notary Public for Idaho
 Residing at





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 to 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 you
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 15/
President

ATTEST:

15/
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.

15/
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

T RANSFER NO. 1849

SEE CORRESPONDENCE IN 45-2653

MICROFILMED

August 20, 1975

Re: Permit Nos. 1585/45-2526 (A), 1098/45-2519 (A), 45-2520 (A),
45-2653 (A)

Martin & Anderson Farms
Box 626
Burley, ID 83318

Gentlemen:

Enclosed is a copy of your approved Application for Transfer. We direct your attention to the conditions of approval as listed on the fourth page.

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:rb

Enc.

UNRECORDED

February 4, 1975

Re: Transfer No. 1585

Norman H. Nielson
Nielson & Bedke
Box 249, 1734 Overland Ave.
Burley, ID 83318

Dear Mr. Nielson:

Pursuant to your letter and our conversation of this date, enclosed is a copy of Transfer No. 1585.

The fee for this copy is \$1.00 which you may remit to this office at your earliest convenience.

Sincerely,

Jan Grover
Secretary

JG
Enclosure

RECEIVED
FEB 10 1975
FBI - BURLEY

NORMAN H. NIELSON
HERMAN E. BEDKE

NIELSON & BEDKE
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 249
1734 OVERLAND AVENUE
BURLEY, IDAHO 83318

RECEIVED

FEB 3 1975

Department of Water Resources

AREA CODE 208
TELEPHONE 678-5574

January 31, 1975

Dept. of Water Resources
373 W. Franklin
Boise, Idaho 83702

Attention: Water Permit Dept.

Gentlemen:

Would you please send a copy of water permit # 49-25-26 to our office as soon as possible. It is in the name of either Anderson Brothers or Matthews Brothers, and concerns water located in Cassia County, Idaho.

Thank you.

Very truly yours,

NIELSON & BEDKE

By:

Norman H. Nielson

Norman H. Nielson

NHN:dk

RECEIVED

January 25, 1971

Mr. Mack Martin
P. O. Box 626
Burley, Idaho 83318

Dear Mr. Martin:

Returned herewith is Departmental Receipt No. 5543 in the amount of
\$2.75 for Copies of various permits,
which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure: Receipt

45 2526

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

January 7, 1971

Re: License Nos. 45-2526
45-2653
Trans. Nos. 1585
1098

Mr. Mack Martin
P.O. Box 626
Burley, Idaho 83318

Dear Mr. Martin:

Pursuant to our telephone conversation of January 7, 1971, please find enclosed the copies that you requested.

The fee for these copies will be \$2.75. If we may be of any further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

ENCLOSURES

45 2526

January 28, 1969

C
O
P
Y

Mrs. Mabel S. Mathews
Oakley
Idaho 83346

Dear Mrs. Matthews:

We enclosed a copy of your approved transfer of water right No. 1585, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Also enclosed is Departmental Receipt No. 1001 in the amount of \$20.00 covering the fees.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:mjl

Enclosures: Copy of approved transfer

Departmental Receipt No. 1001

45 4501

December 30, 1968

C
O
P
Y

Mrs. Mable S. Matthews
Oakley, Idaho 83346

Dear Mrs. Matthews:

We have not received any protests to your application for transfer of water right, so upon receipt of an affidavit of publication and a \$1.00 recording fee, we will issue your transfer of water right.

The South Idaho Press, Burley, Idaho, can furnish the affidavit of publication in the event you have not already received it.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:mjl

Paid 1-9-1969

Done

Receipt Given

15 2521

December 10, 1968

re: Application for Transfer

Mabel A. Mathews
Oakley, Idaho

Dear Mrs. Mathews:

We have mailed the notice of proposed transfer of water right to the South Idaho Press, Burley, Idaho, to be published once a week for two consecutive weekly issues, December 19 and December 26, 1968.

Please furnish the Department of Reclamation with an affidavit of publication on or prior to December 30, 1968.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

45 2526

December 10, 1968

Re: Application for Transfer
Mabel A. Mathews

South Idaho Press
Burley, Idaho

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 date. If you cannot publish the notice on the proposed date, please contact us immediately.

The expense of the publication is to be paid by Mabel A. Mathews, Oakley, Idaho, to whom you should furnish an affidavit of publication on or prior to December 30, 1968.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

Enc: Legal Notice

45 2526

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT NO. G-26346

Notice is hereby given that Mabel A. Mathews, Oakley, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing her to change the place of use and the point of diversion of the waters of a ground water source as perfected under Water License No. G-26346 as issued by the State of Idaho, Department of Reclamation.

The license authorizes the use of 4.55 cubic feet per second with a priority of May 25, 1956, with a point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T. 13 S., R. 22 E., B. M., and the place of use in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14; N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, T. 13 S., R. 22 E., B. M. totalling 320 acres.

Transfer No. G-26346 proposes to change the point of diversion to the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, T. 12 S., R. 23 E., B. M. and the lands to the N $\frac{1}{2}$, Sec. 21, T. 12 S., R. 23 E., B. M. with the same quantity and priority as the original right.

On the 30th day of December at 10:30 a.m. at the Department of Reclamation, Statehouse Annex #2, 614 State Street, Boise, Idaho, before the State Reclamation Engineer or his authorized agent, the opportunity will be given to any and all persons to appear and present for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the South Idaho Press, Burley, Idaho on
December 19 and December 26, 1968/

15 2526

HERMAN E. BEDKE

ATTORNEY AT LAW

POST OFFICE BOX 249

BURLEY, IDAHO 83318

TEL. 678-2401

1416 OVERLAND

RECEIVED
JUN 13 1968
Department of Reclamation
June 12, 1968

State of Idaho
Department of Reclamation
State House, Annex 2
Boise, Idaho 83707

Re: G-26346 & G-26349
Ennis B. and Mabel S. Matthews

ATTENTION: Donald W. McEldowney

Dear Mr. McEldowney:

Enclosed please find the affidavits of publication from the South Idaho Press, formerly the World of Idaho, in the matter of the above two permits.

Would you please proceed with the licensing of the above, please.

Yours truly,


HERMAN E. BEDKE

HEB:bhm

Enc: 2 affid.

P.S. Also please find enclosed a check for the application fee in the matter of Water License No. G-26345 for Hal R. Matthews.

45 2520

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

January 7, 1971

Re: License Nos. 45-2526
45-2653

Trans. Nos. 1585
1098

Mr. Mack Martin
P.O. Box 626
Burley, Idaho 83318

Dear Mr. Martin:

Pursuant to our telephone conversation of January 7, 1971, please find enclosed the copies that you requested.

The fee for these copies will be \$2.75. If we may be of any further assistance, please contact us.

Very truly yours,

Donald W. McElldowney
Appropriation Supervisor

DWM/DG

ENCLOSURES

45 2526

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

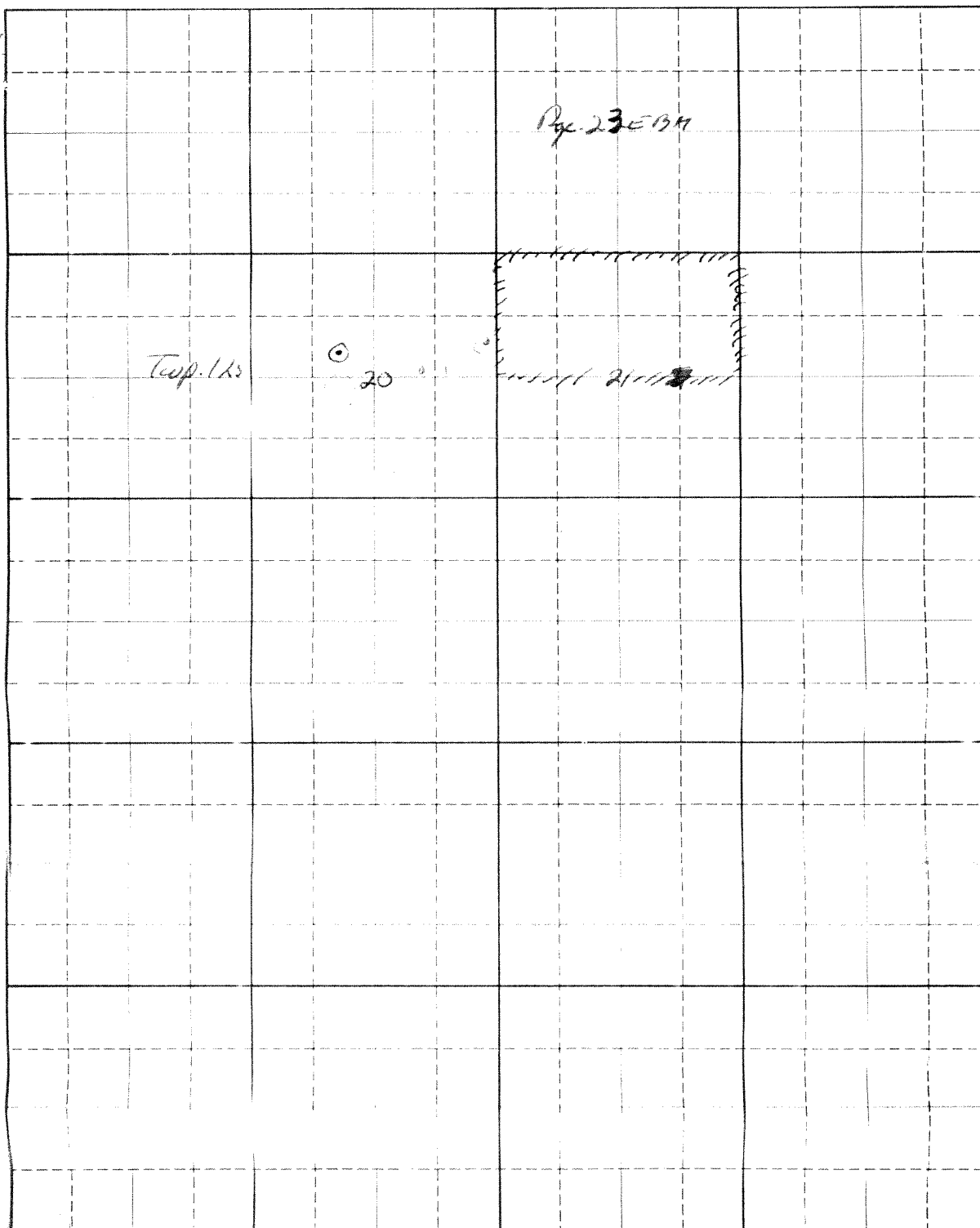
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

1. Name of Right Holder MAPLE S. MATHEWS
Post office address Oakley, Idaho
2. Right obtained by:
a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court, County of _____
- b. License No. G-26346 issued by the State of Idaho, Department of Reclamation.
3. Source of water subterranean tributary to _____
(Name of stream or source)
4. Date of Priority May 25, 1950
5. Amount of water a. 4.55 c.f.s. and/or
b. _____ acre feet/annum
6. Water is used on Irrigation from March 1 to November 1
(Month, Day) (Month, Day)
7. Original location of point of diversion is NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 15,
Township 13 S, Range 22 E, B.M., in Cassia County;
Additional points of diversion, if any SW $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 15, T. 13 S, R. 22 E, P.M.
8. Lands presently irrigated or place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS	
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4		
13 S	22 E	11				X									39	X		36 15	13	
		12						X				X								
		14		X																
		15									40	37						21		

Total number of acres presently irrigated 320



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

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

c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

no - surface water available for the lands

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____

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

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

Walter & Matthews
(signature of applicant)

Subscribed and sworn to before me this 21 day of May, 1968

Herman E. Bedke
(notary public)

My commission expires 6-13-69

APPROVED

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

This is to certify that I have examined Application for Transfer of Water Rights No. 1585,
and said application hereby APPROVED

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

Acre feet limitation not to exceed 1280 a.f. per season. Totalizing
flow meter to be installed and kept in working order.

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

Witness my hand th 27 day of January, 1969

R. Keith Higgins
State Reclamation Engineer

Identification No. _____

Transfer No. _____

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

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

1. Name of Right Holder AMLE S. APPL 25

Post office address Chiley, Idaho

2. Right obtained by:

a. Decree to _____ in Case of _____

(Name)

_____ Dated _____

in

(Name of Court)

Court, County of _____

b. License No. 3-26346 issued by the State of Idaho, Department of Reclamation.

3. Source of water subterranean tributary to _____

(Name of stream or source)

4. Date of Priority Aug 22, 1952

5. Amount of water a. 4.55 c.f.s. and/or

b. _____ acre feet/annum

6. Water is used for Irrigation from March 1 to November 1

(Month, Day)

(Month, Day)

7. Original location of point of diversion is NW $\frac{1}{4}$ Sw $\frac{1}{4}$ of Section 15,

Township 13 S, Range 22 E, B.M. in Cassia County;

Additional points of diversion, if any SW $\frac{1}{4}$ sec. 15, T. 13 S, R. 22 E, P.M.

8. Lands presently irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
13 S	22	11				4 ² X								37 39	20 x		16 15	1	116
		12							15 x			1 x							6
		14																	21
		15									40	37					13 21		41

Total number of acres presently irrigated 320

45-2526 233 ACRES
26346

NOTE PHOTO - CONTOUR DITCH - TO HAUF IRRIGATED
THE GROUND INDIANIA

10. CHANGE IN POINT OF DIVERSION

- d. Is water to be conveyed to the lands previously irrigated? Yes X No _____

If not, the place of use should be changed below.

- more profitable irrigation program

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

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

11. CHANGE IN PLACE OF USE

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

[illegible]

Total number of acres to be irrigated 320

15921015

1944

45-2526

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

c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:
no - surface water available for the land.

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____

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

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

William S. Hutchins
(signature of applicant)

Subscribed and sworn to before me this 21 day of May, 1968

Herman E. Sedke
(notary public)

My commission expires 6-13-69

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

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

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

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

Witness my hand this _____ day of _____, 19____.

State Reclamation Engineer

45-2526
26346

I DON'T WANT TO TURN THIS OFF INTO YOU -
BUT I SERIOUSLY FEEL DISCUSSION & DECISION WOULD
HELP BOTH THE MATTHEWS & MYSELF.

STEVE

7-21-68

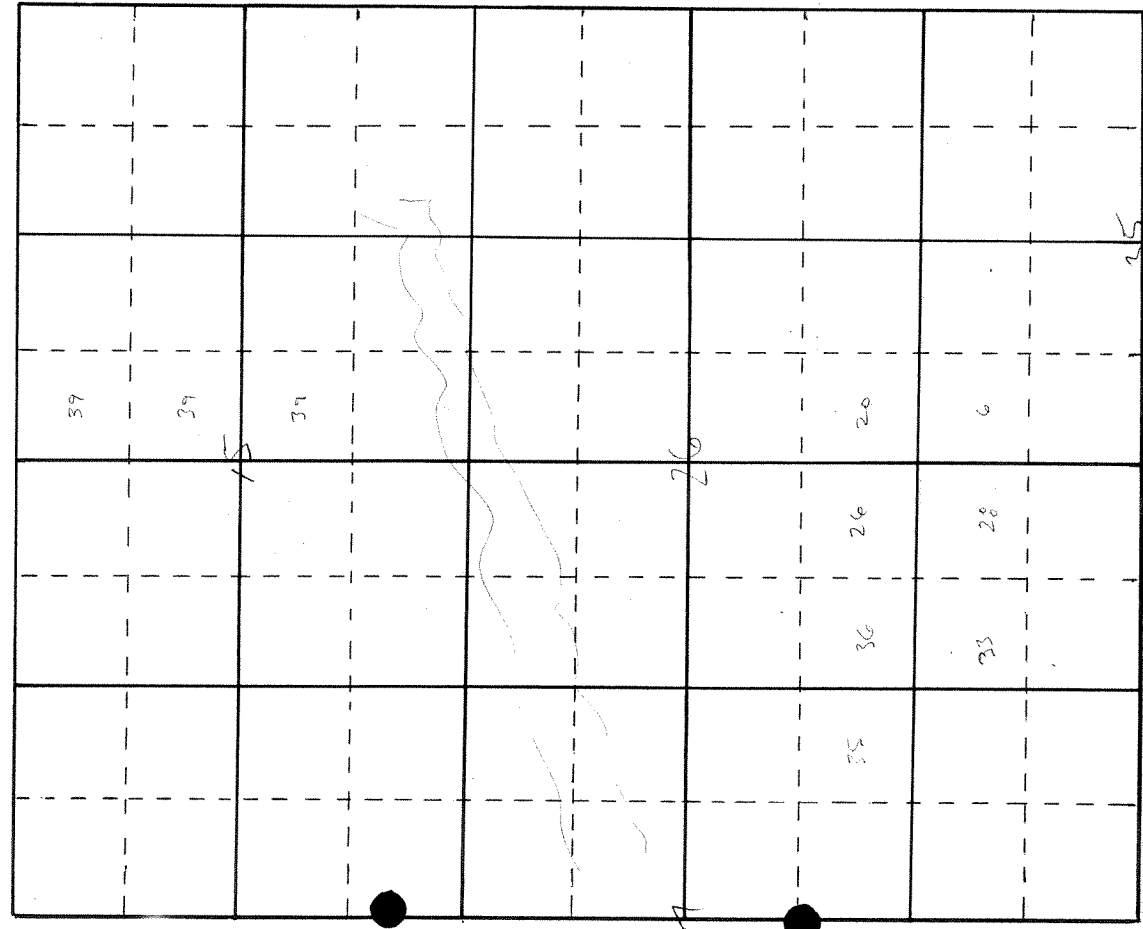
QUESTION REGARDING BU - REFERENCE
G-26349 & G-26346 - & QUESTION REGARDING
ADDITIONAL GROUND NOT COVERED BY TRANSFER - SEC 21 / 2523E
I HAVE SHOWN GROUND PREVIOUSLY IRRIGATED
FROM SOURCES INDICATED. (WHETHER CROPS
WERE RAISED IS QUESTIONABLE & AS FAR
AS I COULD DETERMINE NO BU WAS
REALLY DERIVED) GROUND NOW BEING GRAZED -
SEC 11 - 12.

NOTE ADDITIONAL GROUND IRRIGATED
SEC 21 - TO BE COVERED BY TRANSFER?
SEC 11 a APPLICATION FOR TRANSFER.

DON HAS A GOOD GRASP ON THIS SITUATION
- YOU MAY WISH TO REVIEW THIS WITH
HIM OR HAVE HIM PROPOSE A COUPLE OF
ANSWERS - IN EITHER CASE I WOULD
LIKE TO DISCUSS THIS WITH BOTH YOU
& D.M. (7-22-68) & PROCESS THE
REMAINS.

Don

45-2526
26346



Permit No. G-26349
Name of Applicant GEORGE B. WATKINS
Source of Water SUBSURFACE
a tributary of _____
Location of P.D. SE 1/4 SEC 3 14S 22E
NW 1/4 SEC 15 13S 22E

Water is used for IRRIGATION
Quantity of water claimed: Permit _____ Depositions _____
Type of measuring device installed or method of measurement and general description
of diversion works _____

Land to be irrigated or place of use:			Description
TWP.	RGE.	SEC.	
13S	22E	26	SW 1/4, S 1/2 SW
"	"	27	SE 1/4
"	"	35	W 1/2 NW 1/4 NW 1/4
"	"	15	W 1/2 NW 1/4 NW 1/4
Total acreage			320

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and
acreage covered by subdivision; also show land covered on the map.)

Source of supply SUBTERRANEAN
a tributary of _____
Location of P.D.(s) STAGE SEC 3 145226
NUSSON " 15 135226
Water is used for IRRIGATION
Quantity of water found 6.68 cfs.
How was the measurement made? ORIFICE & CURRENT METER
Measurement calculations _____

NOTE PREVIOUS EXAMS
STAGE SEC 3 145226 Q = 4.46 cfs.
NUSSON " 15 135226 Q = 2.22 "

Diversion works description and diagram

NOTE PREVIOUS
INSPECTION

Indicate area irrigated in each subdivision on the map.
Total acreage irrigated 130

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination?

NOTE EXAMINER # G-26346
Recommended allowance for licensing 8136/A FOR EACH PERMIT OR 5.08 cfs.
Description of required amendments. Comments. _____

NOTE AMENDMENTS COMPLETED AFTER THE
FIRST INSPECTION & THE PROPOSED
TRANSFER TO FOLLOW THIS LIC PERMIT.

Report checked? _____
Examination date 6-13-68 U.R.
Signature _____

52

10

20

39

04

3

Total acreage 320

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.

2074
O.R.M. # C-26349

Source of supply WATER TOWER
a tributary of SW 1/4 SEC 15 T15S R22E
Location of P.D.(s) SW 1/4 SEC 15 T15S R22E
NEW SW 1/4 SEC 15 T15S R22E
Water is used for IRRIGATION
Quantity of water found 4.55
How was the measurement made? USING A CURRENT METER
Measurement calculations _____

(NOTE: PREVIOUS INSPECTION & MEASUREMENTS)

SW 1/4 SEC 15 T15S R22E
NEW SW 1/4 SEC 15 T15S R22E

Division works description and diagram

NOTE: PREVIOUS
INSPECTION

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated 233 AC

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination?

Recommended allowance for licensing

Description of required amendments. Comments.

NOTE: AMENDMENTS COMPLETED AFTER
THE FIRST INSPECTION. THE
PERMIT TRANSFER TO FOLLOW THIS
LIC PERMIT

Report checked?

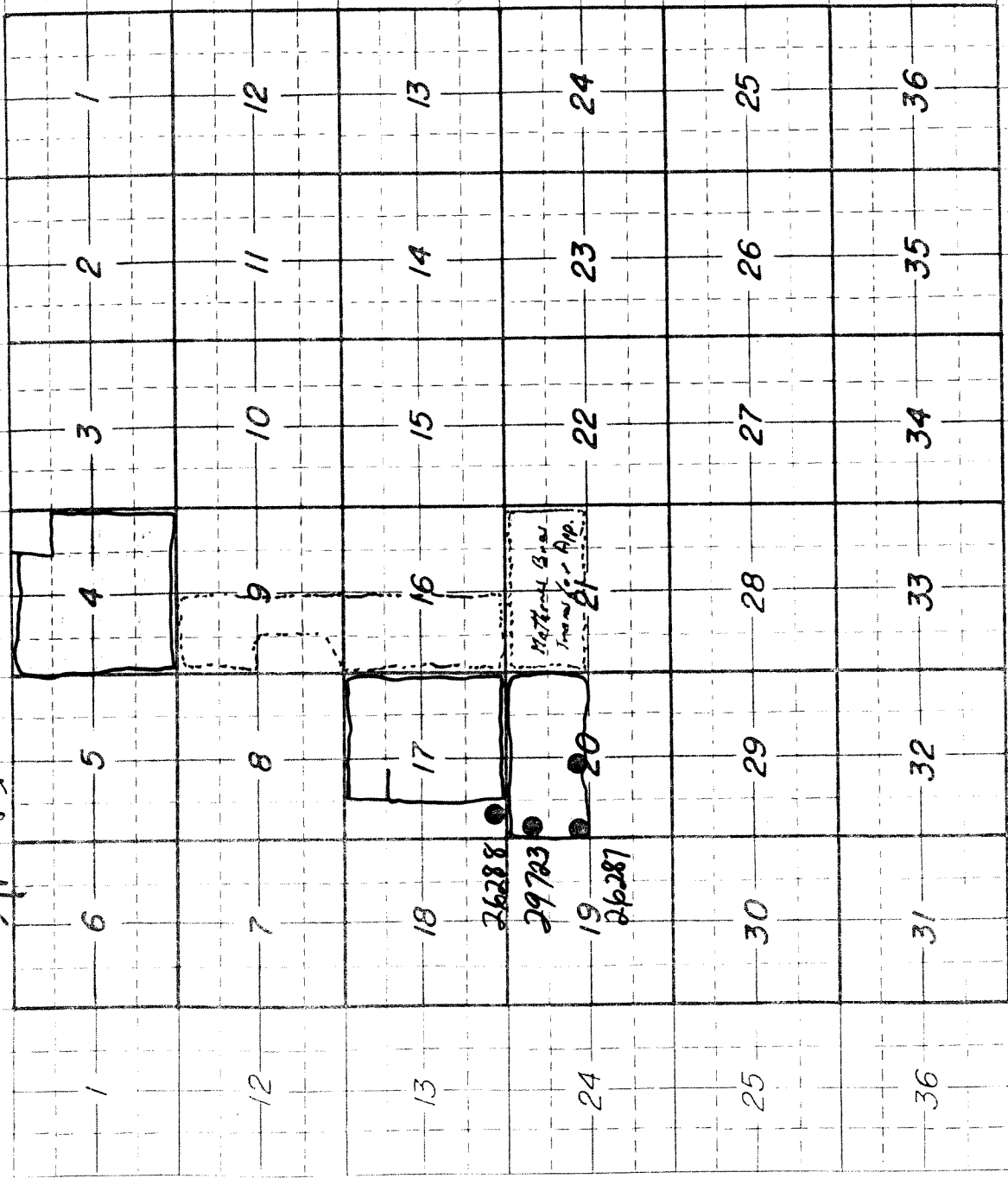
Examination date

Signature

6-15-68 DR

TWP. 12 S. RANGE 32 E. COUNTY 31 ALE: 1" = 1 MILE

Transfer #1098



45-2526
26346

17 16

17

HH

Z
743

220.1

220.1

BB
35.6

CC
82.4

DD 115.2

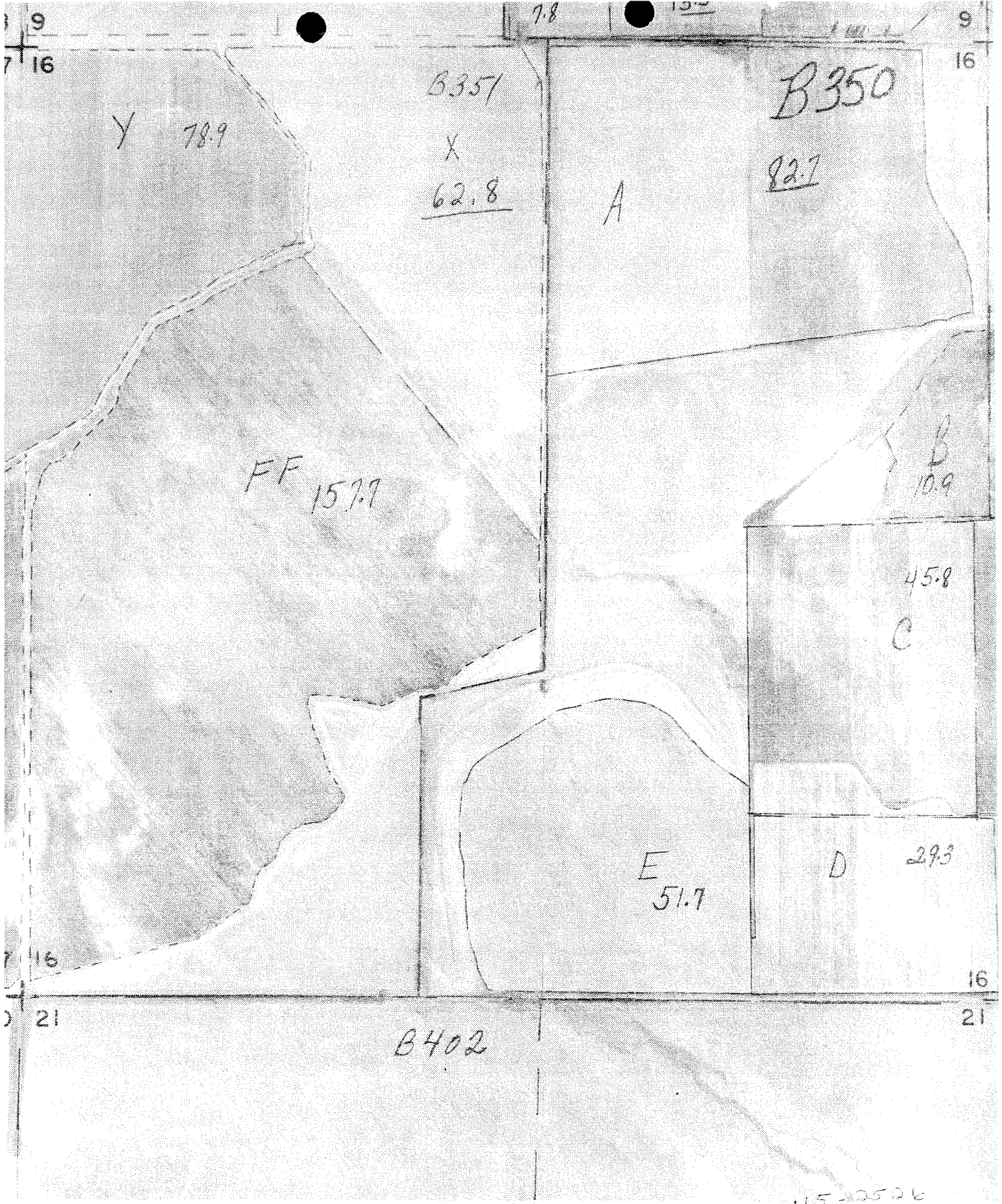
EE
33.3

8 17
9 20

17
20

B351

45-2526
26346



45-2506
26346

B351

38.3

II
11.7

HH

GG

123.5

A

A

52.1

KK

⊙

⊙

⊙

Phonon Rec. 15

B402
4-7

15
170
174
285

111
136
159

20

29

20

29

43-0506
26340

- 26345 - license as is but only on well in 35 ✓
- 6346 - ~~license as is~~ (amend to cover 320) ✓
- 6347 - land - amend land & license ✓
- 6348 - land " " " ✓
- 6349 - amend? to include one well in sec 15. ✓

11/17/2040

198
120
318

320	320	229	<u>1960</u>
9	5	198	
1280	1600	218	
160		183	
<u>1440</u>		<u>828</u>	
		<u>320</u>	
		<u>1148</u>	

218	320	5.50
37	65	
255		4.55
10		4.52
295		4.56
		<u>19.13</u>

45-2526
26346

- 30928 - GROWER WARD BU - 2-4-68
- 26348 - DESERT ENTRY NOT ALLOWED
(WATER USED OTHER THAN DESCRIBED IN PERMIT)
- G-29783 - EXAMINED, REF LETTER SENT.
(SHOULD BE NO PROBLEM)
- G-26347 - (PROBLEM) DESERT ENTRY
DENIED (NOW USED ON OTHER LAND)
- G-26349 - NEED LAND CHECK
- G-26346 - are 2 wells under this permit?
looks like it.
- G-30928 - All land to which Matthews
wanted the Ward well
to is covered by water under licence
G-30834 (.77"/A). Where is water
from wells in sec 20 & 28 used & why?

22 23
27 26

From ASC
Photo 1961
hashed Area now irrigated
US

Brush

11.6

40.6

Brush

14.4

Brush

26345
26349

56.8

53.9

27 26
39 35

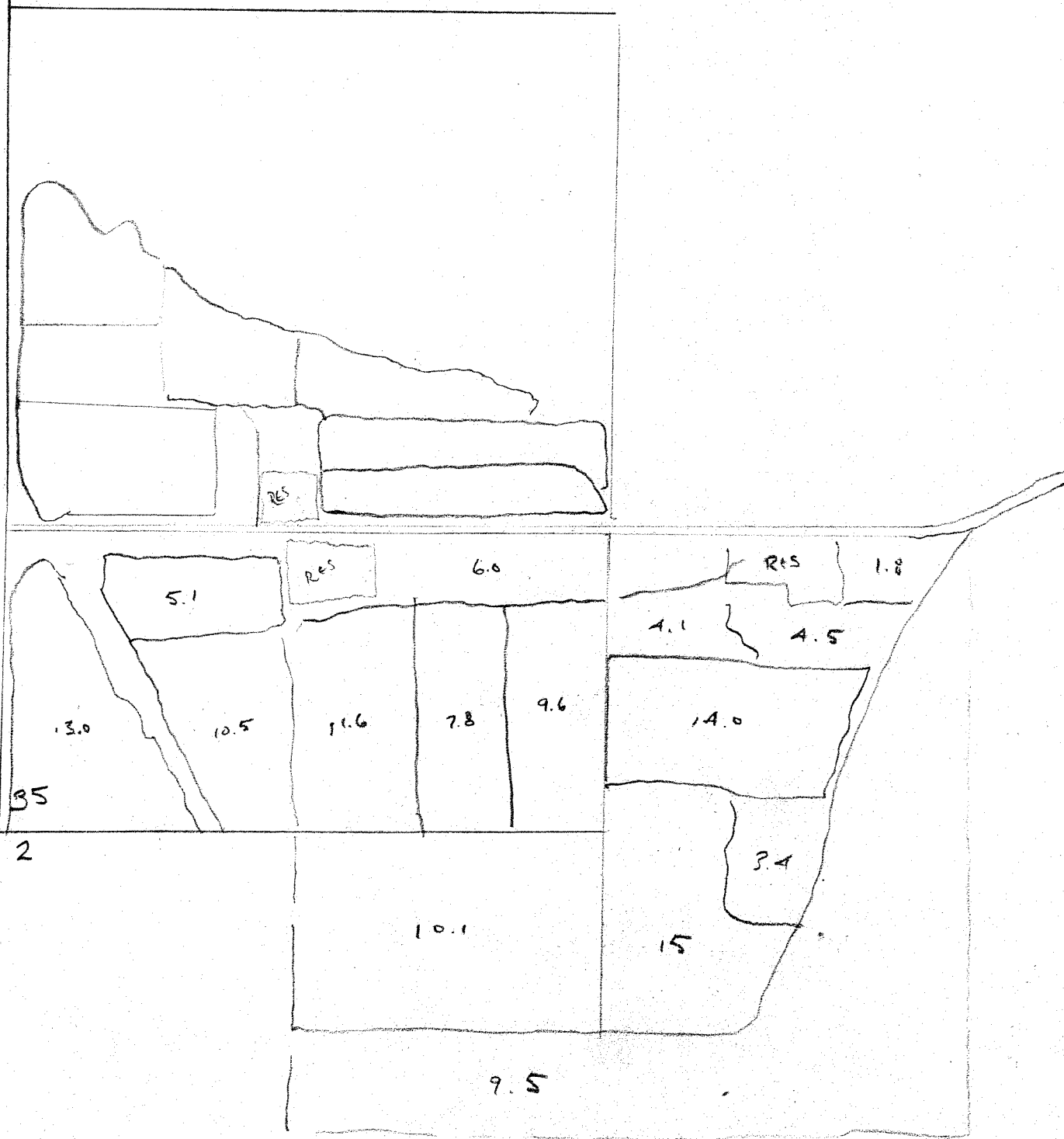
Brush

72.0

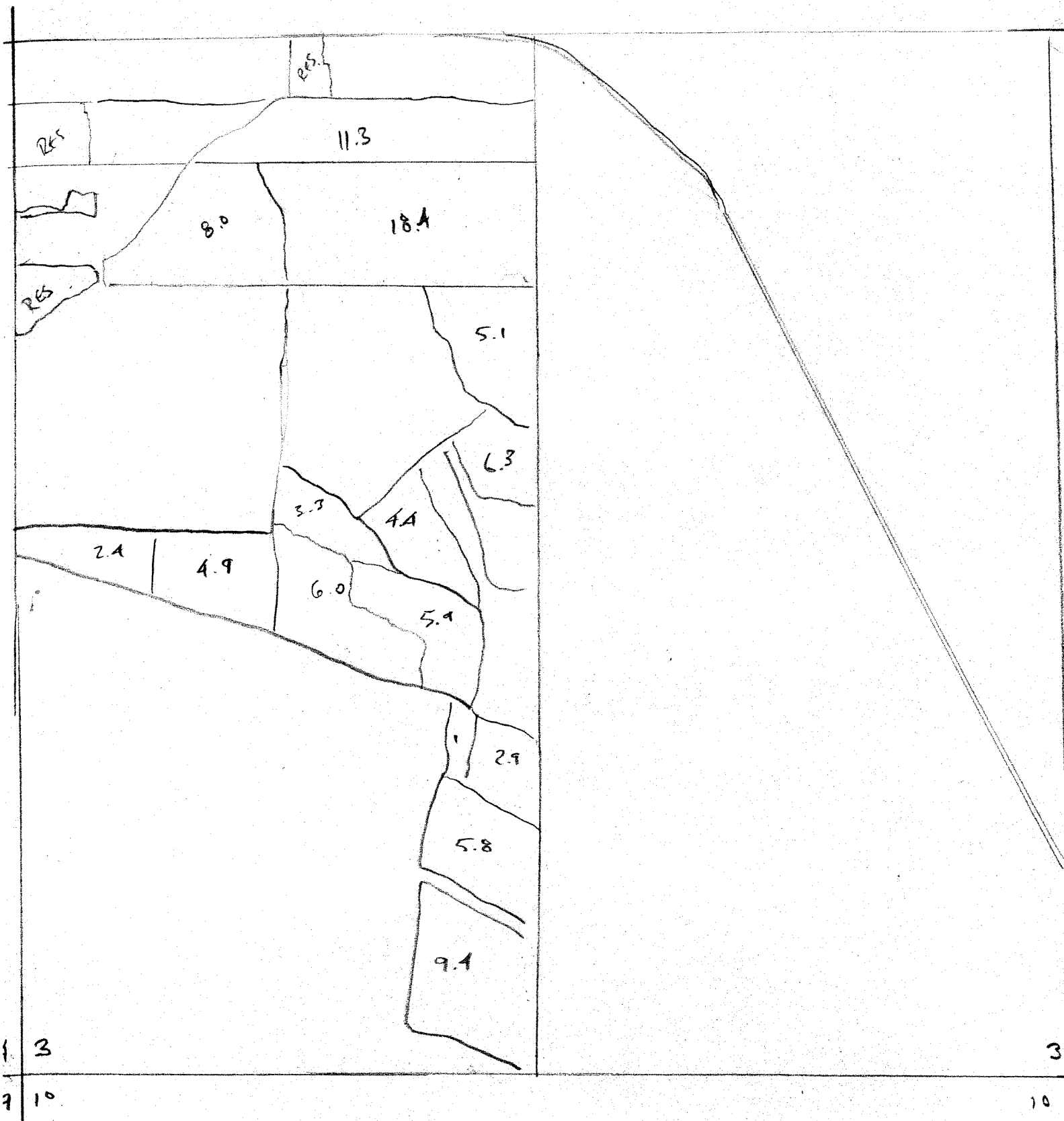
45-2526
26346

21 16
34 35

34 35
3 2

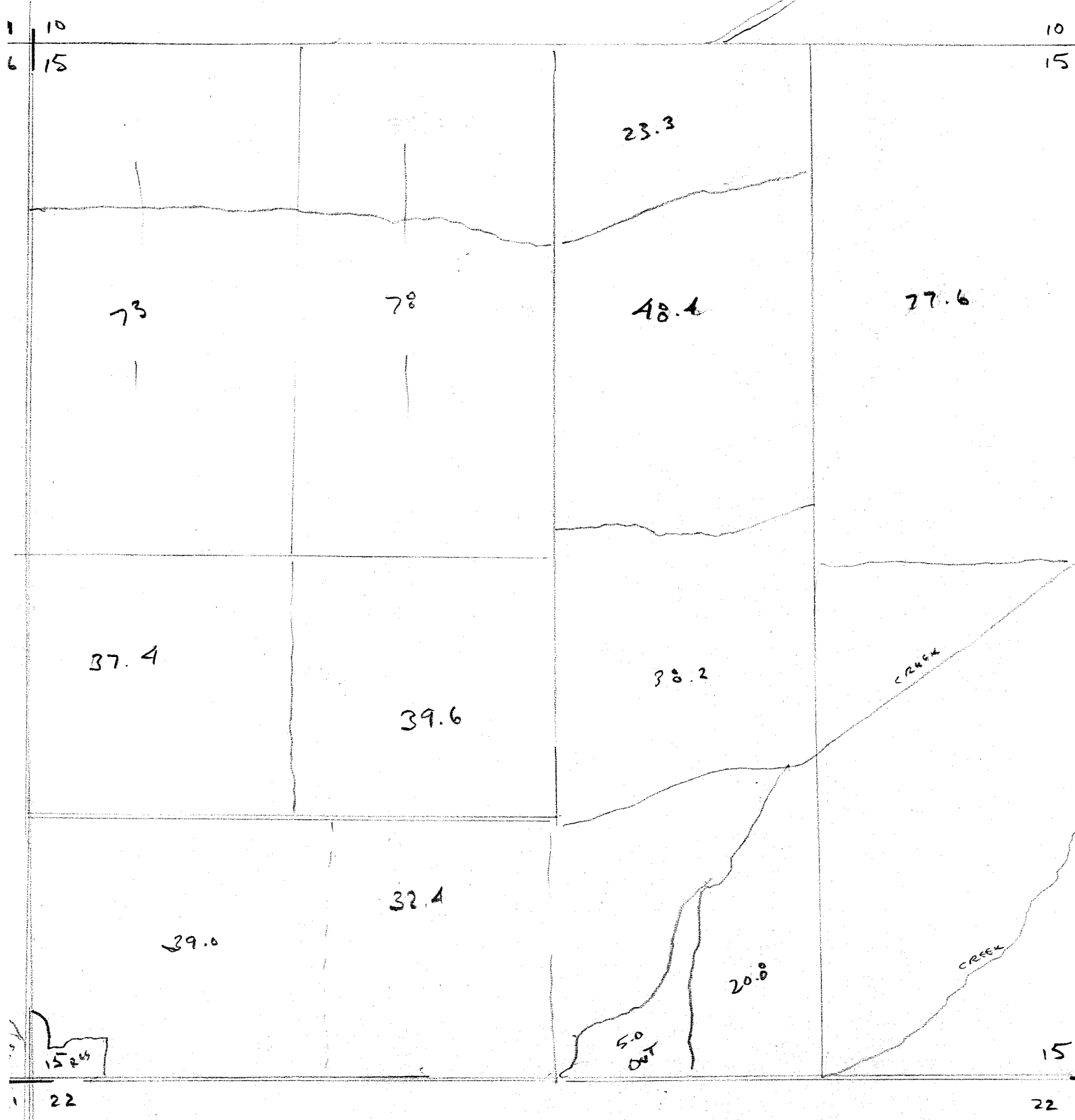


45-2526
26346



45-2526

26346



415-2526
26346

45-2526

September 9, 1968

Re: G-26346

Mabel S. Matthews
Oakley,
Idaho

Dear Mrs. Matthews:

A representative of this department has made an examination of the works covered by your permit G-26346 and has found the following:

Quantity of water diverted: 4.55 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 4.55 c.f.s.

Purpose of use: irrigation of 320 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 11; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 12; NW $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 14; N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, sec. 15, T. 13 S. R. 22 E. B.M.

The priority date established is: October 25, 1956 (late proof)

A fee totaling \$ 26.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

P.S. Please be advised that our original fee letter dated August 16, 1968, a copy of which is enclosed was in error as to the amount of water to be diverted and the purpose and acreage of use. Please submit an additional \$5.00, which with your previous check of \$21.00 will total the required \$26.00 licensing fee.

45-2526

71.346

September 9, 1968

Re: G-26346

Mabel S. Matthews
Oakley,
Idaho

Dear Mrs. Matthews:

A representative of this department has made an examination of the works covered by your permit ~~G-26346~~ and has found the following:

Quantity of water diverted: 4.55 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 4.55 c.f.s.

Purpose of use: irrigation of 320 acres in the SE $\frac{1}{4}$, NE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, sec. 11, SW $\frac{1}{4}$, NE $\frac{1}{4}$, sec. 12, NW $\frac{1}{4}$, sec. 14, NW $\frac{1}{4}$, SW $\frac{1}{4}$, sec. 15, T. 13 S, R. 22 E, E.M.

The priority date established is: October 25, 1956 (late proof)

A fee totaling \$ 26.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McKelowney
Appropriation Examiner

DWM:ks

P.S. Please be advised that our original fee letter dated August 16, 1968, a copy of which is enclosed was in error as to the amount of water to be diverted and the purpose and acreage of use. Please submit an additional \$5.00, which with your previous check of \$21.00 will total the required \$26.00 licensing fee.

MR BAKER CONTACTED 10-13-68
ADDITIONAL \$5.00 TO

45-2526
He will submit T&L

26346

November 12, 1968

Re: Permit No. G-26346
Mabel S. Matthews

Herman E. Bedke
Attorney At Law
P. O. Box 249
Burley, Idaho 83318

Dear Mr. Bedke:

Please be advised that the Department of Reclamation has not as yet received the \$5.00 fee requested in our letter of September 9, 1968, and in our telephone conversation.

We would appreciate receiving this fee as soon as possible.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:dj

45-2524

21246

November 18, 1968

Re: Permit No. G-26346

Mabel S. Matthews
Oakley,
Idaho 83346

Dear Mrs. Matthews:

Enclosed herewith is your Water License issued on the
above numbered permit.

Also enclosed is departmental Receipt No. 2321 in the
amount of \$26. covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures

45-2526
26346

August 16, 1968

Re: Permit No. G-26346

Mabel S. Matthews
Oakham,
Idaho

Dear Mrs. Matthews:

A representative of this department has made an examination of the works covered by your permit G-26346 and has found the following:

Quantity of water diverted: 4.36 c.f.s. ^{4.55 c.f.s.}

Amount of water that can be recognized as beneficially used under Idaho Law: 4.36 c.f.s. ^{4.55 c.f.s.}

Purpose of use: irrigation of 225 acres in ^{320 AC}

the SE1/4, NE1/4, S1/4, SE1/4, sec. 11, SW1/4, NW1/4, sec. 12, NW1/4, sec. 14, T. 13 S., R. 22 E., E.M. ^{ALSO}

N1/2 SW1/4 & SW SE SEC 15

The priority date established is: October 25, 1956 (late proof)

A fee totaling \$ 21.00 ^{20.00} must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

7-5-68
REVISE. DR
RETURN.
REQUEST
26 ⁵⁰

45-2526

August 16, 1968

Re: Permit No. G-26346

Mabel S. Matthews
Oakley,
Idaho

Dear Mrs. Matthews:

A representative of this department has made an examination of the works covered by your permit G-26346 and has found the following:

Quantity of water diverted: 4.36 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 4.36 c.f.s.

Purpose of use: irrigation of 218 acres in
the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 11; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$,
sec. 12; NW $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 14, T. 13 S, R. 22 E, B.M.

The priority date established is: October 25, 1956 (late proof)

A fee totaling \$ 21.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

26346

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

Keith Chambers, being first

duly sworn, deposes and says that he is the
Bookkeeper of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for 2
consecutive weeks, commencing with the issue
dated April 16, 1968, and ending
with the issue dated April 23, 1968.

Keith Chambers

Subscribed and sworn to before me
this 25th day of April
1968.

Edith Raustadt Notary Public

Cost of Publication \$11.25

Notary Fee

Total Cost

My commission expires October 23, 1971

**—68.19
NOTICE OF CORRECTION OF
LEGAL NOTICE PUBLISHED
UNDER THE PROVISIONS OF
SECTIONS 42-214, 42-217, IDA-
HO CODE**

Notice is hereby given that the
legal notice printed in the Bur-
ley Herald-Bulletin on March 8,
15, 22 and 29, 1965, showing that
Mabel S. Matthews, Oakley, Ida-
ho, was to make proof of comple-
tion of works and beneficial use
of water April 13, 1965, on Permit
No. G-26346 was in error and the
place of use was given as SE $\frac{1}{4}$,
NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$
SE $\frac{1}{4}$, Sec. 11, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ S
W $\frac{1}{4}$, Sec. 12, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14,
all in T. 13 S., R. 22 E.B.M.;
whereas the actual place of use
is SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$,
SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, SW $\frac{1}{4}$ NW $\frac{1}{4}$, N
W $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, NW $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 14, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$,
Sec. 15, T. 13 S., R. 22 E.B.M., to-
talling 320 acres.

That any protests against the
approval of the depositions made
April 13, 1965, must be filed in
the Department of Reclamation at
Boise, Idaho, within forty (40)
days from the date of this notice,
and such protest shall state the
name and address of the protest-
ant and shall clearly set forth his
objection to the approval of said
proof of completion of works and
beneficial use of water.

Dated this 9th day of April,
1968.

R. KEITH HIGGINSON
State Reclamation Engineer
Last Date of Protest May 20, 1968.
Published in the South Idaho
Press April 16, 23, 1968.

DEPARTMENT OF RECLAMATION
APR 23 1968
26346

June 10, 1968

Re: Permit No. G-26346
No. G-26349

Ennis B. and Mabel S. Matthews
Oakley, Idaho 83346

Dear Mr. and Mrs. Matthews:

Enclosed is a copy of our letter to you of May 20, 1968, in which we request an affidavit of publication from the South Idaho Press.

As of this date, we have not received an answer to this request. May we hear from you promptly concerning this matter?

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: Copy of our letter of 5-20-68

Copy to: Albert Anderson & Sons
Oakley, Idaho 83346

May 16, 1968

Ennis Matthews
Oakley, Idaho 83346

Dear Mr. Matthews:

C
O
P
Y

Water Permits G-26346 and G-26349 are in the names of Ennis and Mable Matthews. It was my impression the land involved in either or both of these permits was now in the corn bank and that it was your intention to transfer all or a portion of the water rights to a well in Sec. 20 on the Martin-Anderson farms. This would allow for the irrigation of lands in Sec. 21 during the 1968 irrigation season. When the possibility of this was first discussed it was realized that the licenses had not been issued on these rights and that additional advertising was necessary before the licenses could be issued. Because of the time involved we realized that this could not all be accomplished and the transfers filed and approved prior to some of the 1968 irrigation needs. We therefore felt that if we were to allow this irrigation in Sec. 21 that the paper work must be followed with utmost diligence. I am therefore writing this letter to remind you that the licenses can be issued on May 21st, and immediately we could and would receive the transfer applications. Copies of the transfer applications are enclosed herein. It may be that you will find it easier for us to assist you in preparing them than to try to complete them in Burley and forward them to our office. If this is your choice you may wish to have Mable Matthews sign one of the forms blank if she is not going to visit our office. Mr. Don McEldowney of our office will be available on the 20th or 21st to assist you.

For your information we received papers from Herman Bedke relating to the Tobin well. It appears that everything is in order and that we can readvertise the proofs of beneficial use including your newer well at Bridge. Field examinations of the Tobin well and your well at Bridge will follow later in the irrigation season.

Very truly yours,

Jack A. Barnett
Deputy State Reclamation Engineer

JAB:mr

Enc. transfer application forms 2

56346

May 20, 1968

C
Re: Permit Nos. G-26346 & G-26349

O
Ennis B. and Mabel S. Matthews
Oakley, Idaho 83346

Dear Mr. and Mrs. Matthews:

P
Please be advised that advertising of the correction notice has been completed and the protest period is up; therefore, as soon as we receive the affidavits of publication from the South Idaho Press, formerly the World of Idaho, we can proceed with the licensing of the above referenced permits.

Please submit the two affidavits promptly.

Very truly yours,

Y
Donald W. McEldowney
Appropriation Examiner

DWM:dj

26346

May 16, 1968

Mac Martin
Box 638
Burley, Idaho 83318

Dear Mr. Martin:

C
O
P
Y

The right to use the newer well in question near the center of Sec. 20 on the Mac Martin farms has been authorized by Transfer No. 1098. In connection with the authorization of this and the approval of the transfer the state engineer ordered that measuring devices be placed on this and the 3 other wells in question. I am sure that you are aware of this requirement, and your letter of May 14 conveyed to us the fact that you are attempting to have measuring devices installed. Because of the critical nature of this ground water area we cannot authorize the pumping and use of water from the well in question until the provisions of the approval of the transfer have been met. Our field examination on May 13th disclosed that the well is in use, and we must insist that this use be discontinued until the measuring device is installed. We anticipate being in the area on May 21st and will make a point of checking the use of the well and the installation of the measuring device.

The question of the use of the water from this well on lands under lease from Matthews Brothers has been the subject of previous discussion. As I remember two alternatives were suggested. The first was that you allow certain lands in Sec. 20 to remain idle so that you might irrigate the newer more productive lands in Sec. 21. The second alternative was for additional water rights to be transferred onto the well. At the time of our last discussion it was my impression that further negotiations were made between yourself and the Matthews Brothers and that it was tentatively agreed upon that the Matthews Brothers would transfer rights they hold in the general area onto that well. Matthews Brothers had indicated that all or a portion of rights under Permits G-26346 and G-26349 would be used to accomplish this. These particular rights need some additional paper work before the licenses could be issued

Mac Martin - page 2

C
O
P
Y

finalizing the right as it was originally used on the Matthews property. Once these licenses have been issued on the rights in question transfer applications should be filed. Because of the time required to accomplish this we realized that the transfers could not be finalized before irrigation water was needed on the lands in Sec. 21. We felt that to allow irrigation on these lands under this arrangement in the forthcoming irrigation season that the transfers should be filed and processed with diligence. The licenses for these rights can be issued on May 21st and transfer applications could immediately be received and processed. Although it appears that the responsibility lies with Matthews Brothers to accomplish this I am informing you by this letter of the situation so that you might be aware of the arrangements as to irrigation of the lands directly involved.

We were sorry to hear of the unfortunate accident that Hal Matthews was involved in. We are hoping that this does not delay any of the paper work involved in accomplishing what is required. At first glance it would appear that it would not as the water rights are in the names of Ennis and Mable Matthews and they can sign the necessary documents. I am transmitting a letter to Ennis today with transfer forms to expedite this.

Very truly yours,

Jack A. Barnett
Deputy State Reclamation Engineer

JAB:mr

cc. Adonis Nielson

26346

NOTICE OF CORRECTION OF LEGAL NOTICE PUBLISHED UNDER THE
PROVISIONS OF SECTIONS 42-214, 42-217, IDAHO CODE

Notice is hereby given that the legal notice printed in the Burley Herald-Bulletin on March 8, 15, 22, and 29, 1965, showing that Mabel S. Matthews, Oakley, Idaho, was to make proof of completion of works and beneficial use of water April 13, 1965, on Permit No. G-26346 was in error and the place of use was given as SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 11; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, all in T. 13 S, R. 22 E, B.M.; whereas, the actual place of use is SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14; N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, T. 13 S, R. 22 E, B.M., totalling 320 acres.

That any protests against the approval of the depositions made April 13, 1965, must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated this 9th day of April, 1968.

R. Keith Higginson

R. KEITH HIGGINSON
State Reclamation Engineer

Date of First Publication April 16, 1968
Date of Last Publication April 23, 1968
Last Date of Protest May 20, 1968

No. 68-19.

Sub. Apr. 16, 23, 1968

NOTICE OF CORRECTION OF LEGAL NOTICE PUBLISHED UNDER THE
PROVISIONS OF SECTIONS 42-214, 42-217, IDAHO CODE

Notice is hereby given that the legal notice printed in the Burley Herald-Bulletin on March 8, 15, 22, and 29, 1965, showing that Mabel S. Matthews, Oakley, Idaho, was to make proof of completion of works and beneficial use of water April 13, 1965, on Permit No. G-26346 was in error and the place of use was given as SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 11; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, all in T. 13 S, R. 22 E, B.M.; whereas, the actual place of use is SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14; N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, T. 13 S, R. 22 E, B.M., totalling 320 acres.

That any protests against the approval of the depositions made April 13, 1965, must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated this 9th day of April, 1968.

R. KEITH HIGGINSON
State Reclamation Engineer

Date of First Publication _____

Date of Last Publication _____

Last Date of Protest _____ May 20, 1968

April 9, 1968

C
O
P
Y

Re: Permit No. G-26346
Mabel S. Matthews

World of Idaho
Burley, Idaho 83318

Gentlemen:

Enclosed is a legal notice which is to be published once a week for two consecutive weeks. Insert the dates of first and last publication in one copy and return to us along with a galley proof for proofing.

The cost of the publication is to be paid by Mabel S. Matthews, Oakley, Idaho. Please send the bill and the affidavit of publication to her and she will forward the affidavit to this department.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: legal notice

cc: Mabel S. Matthews

April 8, 1968

RE: Permit G-26346 and G-26349

Ennis B. Matthews
Oakley, Idaho 83346

Dear Mr. Matthews:

Enclosed herewith are copies of the amendments you submitted to this office for recording. The originals have been placed in our files.

Also enclosed is Departmental receipt No. 745 in the amount of \$10.00. This amount covers the recording fee.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

26346

MAR 15 1968

Department of Reclamation

Permit No. G-26346

Comes now Mabel S. Matthews

and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-26346, and requests that the permit be changed as follows:

1. Place of use or land to be irrigated: $SE\frac{1}{4}NE\frac{1}{4}$, $NE\frac{1}{4}SE\frac{1}{4}$, $S\frac{1}{2}SE\frac{1}{4}$, $SE\frac{1}{4}SW\frac{1}{4}$, sec. 11;
 $SW\frac{1}{4}NW\frac{1}{4}$, $NW\frac{1}{4}SW\frac{1}{4}$, sec. 12; $NW\frac{1}{4}NE\frac{1}{4}$, sec. 14; $N\frac{1}{2}SW\frac{1}{4}$, $SW\frac{1}{4}SE\frac{1}{4}$, sec. 15, T. 13 S.
 R. 22 E, B.M. totalling 320 acres

2. Point of diversion: _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Sec. _____, T. _____, R. _____, B.M.
Other points of diversion _____

3. Period and nature of use:

For _____ purposes from _____ to _____ (both dates incl.)
 For _____ purposes from _____ to _____ (both dates incl.)
 For _____ purposes from _____ to _____ (both dates incl.)

4. Other: _____

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

Signed at _____ this 14 day of Mar, 19 68

Mark L. Matthews
(signature)

Date of receipt at office of Department of Reclamation April 5, 1968.

ACTION OF STATE RECLAMATION ENGINEER R

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby approve the above application for amendment for Permit No. G-26346.

Witness my hand this 5th day of April, 19 68.

State Reclamation Engineer

RECEIVED

MAR 15 1968

Department of Reclamation

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

RECEIVED

APR 5 1968

Department of Reclamation

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the World of Idaho of Burley, Idaho; published in the county in which the works are situated.

Mabel S. Matthews
(signature)

Oakley
(address)

3/14/68
(date)

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

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

Engineer

March 27, 1968

Re: Permit No. G-26346 & G-26349

Ennis B. Matthews
Oakley, Idaho 83346

Dear Mr. Matthews:

We are returning your personal check in the amount of \$10.00 and applications for amendment for the lands covered by Permit No. G-26346 and G-26349. Please be advised that we are not able to accept and process your applications until the amendments have been signed by the permit holders.

Please sign your amendment application and have Mable S. Matthews sign her application. Return both applications and a \$10.00 check along with both Form 11s to the Department so that we can continue processing your application.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: Return check for \$10.00
Return app. for amendment (2)
Return Form 11 (2)

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

March 6, 1968

Ennis Matthews
Oakley, Idaho

Dear Mr. Matthews:

We have reviewed the several filings held by the Matthews family and believe we are now in a position to help you devise a program to arrange your water rights in a way so as to distribute the water to the land where it is actually used.

We would like to meet with you sometime in the near future on a date of your choice. You should bring a map of all your lands around Oakley so that an arrangement of the water can be indicated on it for your future use and ours.

If you believe action should be held until Hilton's estate is settled, please advise us; otherwise, notify us of a date suitable for a meeting.

Very truly yours,

Donald J. Watts, P. E.
Engineer

DJW:dj

Copy to: Hal Matthews
Route 2
Burley, Idaho

February 14, 1968

Matthew Brothers
Oakley, Idaho

Gentlemen:

This letter is to confirm our discussion of February 14th, relating to certain water rights in the Oakley-Kenyon Critical Ground Water Area.

Permit G-26346 has had proof submitted on it and is in the process of being licensed. It calls for the diversion of 6.4 c.f.s. of water to irrigate 320 acres of land. The only thing remaining before the license can be issued is for a water flow measurement to be made on one of the two wells covered under the permit. Mr. Don Watts, of this office, is arranging to make a trip in the near future to secure this measurement if it can be arranged with the Idaho Power Company to have the pump fused long enough to make the observation. Upon completion of this the license can be issued and we could immediately receive a transfer application to move this right to other lands, if this were your choice.

Although we cannot indicate in advance this office's action on a given application, the proposal to transfer this potential 320-acre water right to either the S $\frac{1}{2}$, Section 20 and/or the W $\frac{1}{2}$ of Section 21, T. 12 S., Range 23 E., appears to be feasible. As I understand the proposal, this would allow for the use of water from a well near the center of Section 20, on the Anderson-Martin property, on property owned by you.

I am sure that you realize that a portion of the flow on that well in Section 20 is already taken up, so to speak, by a transfer filed by Martin-Anderson, who included it with 3 other wells. Any flow in excess of the rights associated with these three wells, however, could be used to meet your needs, if the proposed transfer was properly executed and approved.

Very truly yours,

JACK A. BARNETT, Deputy
State Reclamation Engineer

JAB:ew

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-26346This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Mabel S. Matthews2. Source of water supply: Subterranean3. Location of point of diversion: Is in the SW 1/4 SW 1/4 of Section 15T. 13S R. 22 E.B.M. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: _____

N. Well 125 H.P. U.S. Motor # 1056835 F-M Pump # Ph 3407 5/18/67
19" discharge to concrete box & E-W ditch & abandoned standpipe
S. Well 200 H.P. U.S. Motor # 1226996 Layne & Bowler Pump # 21408
10" discharge to concrete box & E.W. ditch

5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: yes

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

NW 1/4 Sec. 11., Twp. 13S., Rge. 22 E.B.M., SE 1/4 NE 1/4, SE 1/4 SW 1/4, NE 1/4 SE 1/4, S 1/4 SE 1/4 Sec. 11.,
SW 1/4 NW 1/4, NW 1/4 SW 1/4 Sec. 12., Twp. 13 S., Rge. 22 E.B.M.

(NOTE AMENDMENT 9-3-68 DR) - N 1/2 SW 1/4 SW 1/4 Sec. 15
Corrected by G-26349

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

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

Remarks: water is used in sections 10 & 15

Only 55 acres of the land shown on the permit
has been irrigated continually from these wells

S-Well sparkling 2 rev in 86 sec 2/29/68 2.33 cfs

N-Well current meter 2.22 cfs

total - 4.55

This examination was made on the 18th day of May, 1967(Signed) Don Walter Examiner.

DW
Plat.

Oakley, Idaho
Permit No. G-26346
Examined for Completion of Works & Beneficial Use

County Cassia

Quantity: 6.4 Sec. 15 T. 13S R. 22 E

Source: Well

P. D.: SWSW NW SW - 15-13S-22E

Use: Irrigation

Filed: 25 May 56

Due: 11-23-64

Extension: Indefinite

Protest: —

Completion of Works: —

Other Rights: None

MADE: 2-13-65

PRIORITY: 10-25-56

INSTRUCTIONS TO EXAMINERS

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

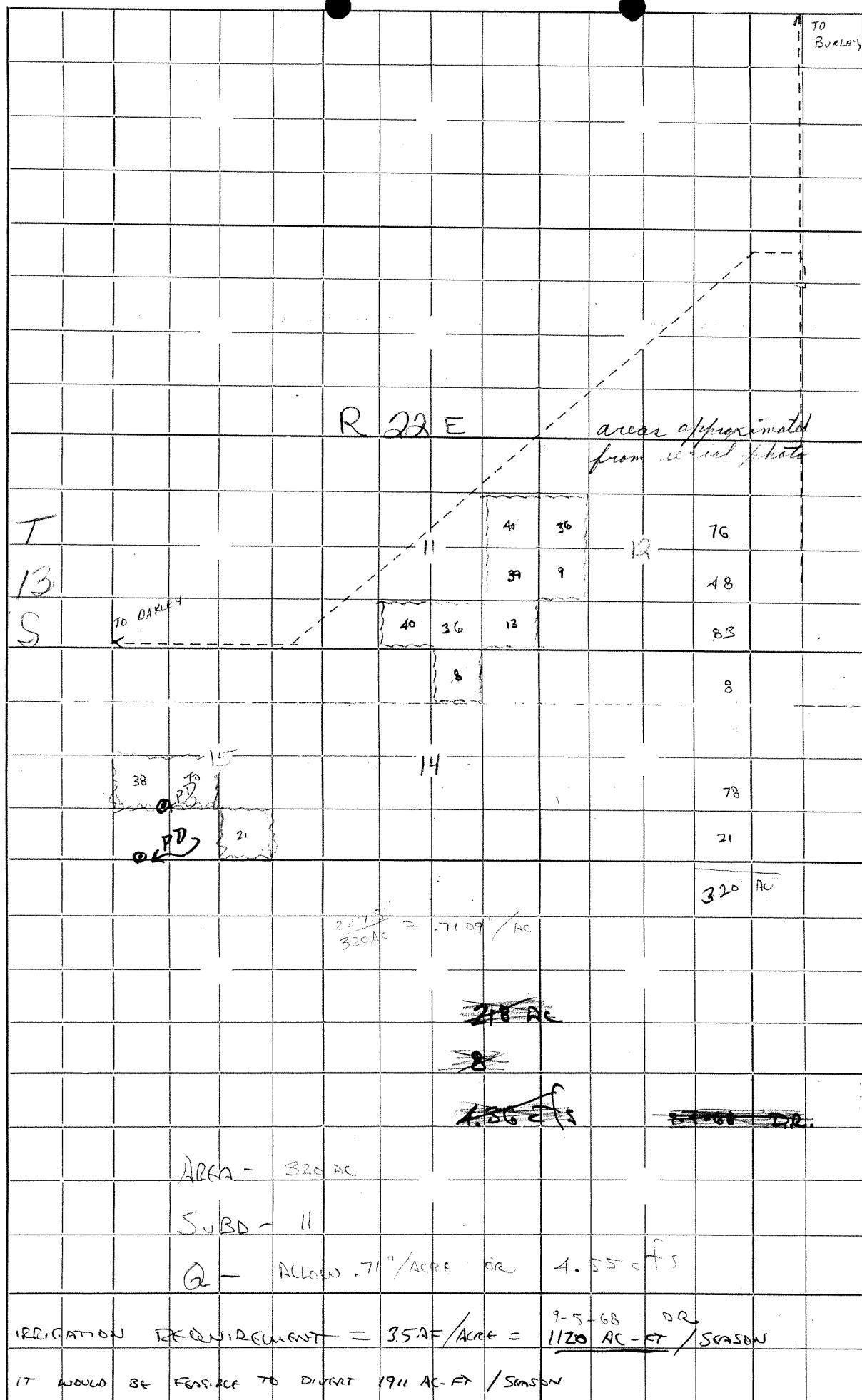
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-26346

REPORT ON PROOF OF Completion of Works & Beneficial Use

Mabel S. Matthews, Oakley, Idaho



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

—68.19

SECTIONS 42.211,
HO CODE
 Notice is hereby given that the legal notice printed in the Bur-
 ley Herald Bulletin on March 8,
 15, 22 and 29, 1965, showing that
 Mabel S. Matthews, Oakley, Ida-
 ho, was to make proof of comple-
 tion of works and beneficial use
 of water April 13, 1965, on Permit
 No. G-26346 was in error and the
 place of use was given as SE¼
 NE¼, SW¼, NE¼, SE¼, S¼
 NE¼, Sec. 11, SW¼, NW¼, NW¼
 SE¼, Sec. 12, NW¼, NE¼, Sec. 14,
 W¼, Sec. 12, NW¼, NE¼, E.B.M.,
 all in T. 13 S. R. 22 E.B.M.,
 whereas, the actual place of use
 is SE¼, NE¼, NE¼, SE¼, S¼, SE¼,
 SE¼, NW¼, Sec. 11, SW¼, NW¼,
 SE¼, NW¼, Sec. 12, NW¼, NE¼,
 W¼, SW¼, Sec. 14, NW¼, SW¼,
 Sec. 14, NW¼, SW¼, E.B.M., to
 Sec. 15 T. 13 S. R. 22 E.B.M., to
 talling 320 acres.
 protests against the map

Sec. 15 1/2, 13 1/2, 14 1/2, 15 1/2, 16 1/2, 17 1/2, 18 1/2, 19 1/2, 20 1/2, 21 1/2, 22 1/2, 23 1/2, 24 1/2, 25 1/2, 26 1/2, 27 1/2, 28 1/2, 29 1/2, 30 1/2, 31 1/2, 32 1/2, 33 1/2, 34 1/2, 35 1/2, 36 1/2, 37 1/2, 38 1/2, 39 1/2, 40 1/2, 41 1/2, 42 1/2, 43 1/2, 44 1/2, 45 1/2, 46 1/2, 47 1/2, 48 1/2, 49 1/2, 50 1/2, 51 1/2, 52 1/2, 53 1/2, 54 1/2, 55 1/2, 56 1/2, 57 1/2, 58 1/2, 59 1/2, 60 1/2, 61 1/2, 62 1/2, 63 1/2, 64 1/2, 65 1/2, 66 1/2, 67 1/2, 68 1/2, 69 1/2, 70 1/2, 71 1/2, 72 1/2, 73 1/2, 74 1/2, 75 1/2, 76 1/2, 77 1/2, 78 1/2, 79 1/2, 80 1/2, 81 1/2, 82 1/2, 83 1/2, 84 1/2, 85 1/2, 86 1/2, 87 1/2, 88 1/2, 89 1/2, 90 1/2, 91 1/2, 92 1/2, 93 1/2, 94 1/2, 95 1/2, 96 1/2, 97 1/2, 98 1/2, 99 1/2, 100 1/2, 101 1/2, 102 1/2, 103 1/2, 104 1/2, 105 1/2, 106 1/2, 107 1/2, 108 1/2, 109 1/2, 110 1/2, 111 1/2, 112 1/2, 113 1/2, 114 1/2, 115 1/2, 116 1/2, 117 1/2, 118 1/2, 119 1/2, 120 1/2, 121 1/2, 122 1/2, 123 1/2, 124 1/2, 125 1/2, 126 1/2, 127 1/2, 128 1/2, 129 1/2, 130 1/2, 131 1/2, 132 1/2, 133 1/2, 134 1/2, 135 1/2, 136 1/2, 137 1/2, 138 1/2, 139 1/2, 140 1/2, 141 1/2, 142 1/2, 143 1/2, 144 1/2, 145 1/2, 146 1/2, 147 1/2, 148 1/2, 149 1/2, 150 1/2, 151 1/2, 152 1/2, 153 1/2, 154 1/2, 155 1/2, 156 1/2, 157 1/2, 158 1/2, 159 1/2, 160 1/2, 161 1/2, 162 1/2, 163 1/2, 164 1/2, 165 1/2, 166 1/2, 167 1/2, 168 1/2, 169 1/2, 170 1/2, 171 1/2, 172 1/2, 173 1/2, 174 1/2, 175 1/2, 176 1/2, 177 1/2, 178 1/2, 179 1/2, 180 1/2, 181 1/2, 182 1/2, 183 1/2, 184 1/2, 185 1/2, 186 1/2, 187 1/2, 188 1/2, 189 1/2, 190 1/2, 191 1/2, 192 1/2, 193 1/2, 194 1/2, 195 1/2, 196 1/2, 197 1/2, 198 1/2, 199 1/2, 200 1/2, 201 1/2, 202 1/2, 203 1/2, 204 1/2, 205 1/2, 206 1/2, 207 1/2, 208 1/2, 209 1/2, 210 1/2, 211 1/2, 212 1/2, 213 1/2, 214 1/2, 215 1/2, 216 1/2, 217 1/2, 218 1/2, 219 1/2, 220 1/2, 221 1/2, 222 1/2, 223 1/2, 224 1/2, 225 1/2, 226 1/2, 227 1/2, 228 1/2, 229 1/2, 230 1/2, 231 1/2, 232 1/2, 233 1/2, 234 1/2, 235 1/2, 236 1/2, 237 1/2, 238 1/2, 239 1/2, 240 1/2, 241 1/2, 242 1/2, 243 1/2, 244 1/2, 245 1/2, 246 1/2, 247 1/2, 248 1/2, 249 1/2, 250 1/2, 251 1/2, 252 1/2, 253 1/2, 254 1/2, 255 1/2, 256 1/2, 257 1/2, 258 1/2, 259 1/2, 260 1/2, 261 1/2, 262 1/2, 263 1/2, 264 1/2, 265 1/2, 266 1/2, 267 1/2, 268 1/2, 269 1/2, 270 1/2, 271 1/2, 272 1/2, 273 1/2, 274 1/2, 275 1/2, 276 1/2, 277 1/2, 278 1/2, 279 1/2, 280 1/2, 281 1/2, 282 1/2, 283 1/2, 284 1/2, 285 1/2, 286 1/2, 287 1/2, 288 1/2, 289 1/2, 290 1/2, 291 1/2, 292 1/2, 293 1/2, 294 1/2, 295 1/2, 296 1/2, 297 1/2, 298 1/2, 299 1/2, 300 1/2, 301 1/2, 302 1/2, 303 1/2, 304 1/2, 305 1/2, 306 1/2, 307 1/2, 308 1/2, 309 1/2, 310 1/2, 311 1/2, 312 1/2, 313 1/2, 314 1/2, 315 1/2, 316 1/2, 317 1/2, 318 1/2, 319 1/2, 320 1/2, 321 1/2, 322 1/2, 323 1/2, 324 1/2, 325 1/2, 326 1/2, 327 1/2, 328 1/2, 329 1/2, 330 1/2, 331 1/2, 332 1/2, 333 1/2, 334 1/2, 335 1/2, 336 1/2, 337 1/2, 338 1/2, 339 1/2, 340 1/2, 341 1/2, 342 1/2, 343 1/2, 344 1/2, 345 1/2, 346 1/2, 347 1/2, 348 1/2, 349 1/2, 350 1/2, 351 1/2, 352 1/2, 353 1/2, 354 1/2, 355 1/2, 356 1/2, 357 1/2, 358 1/2, 359 1/2, 360 1/2, 361 1/2, 362 1/2, 363 1/2, 364 1/2, 365 1/2, 366 1/2, 367 1/2, 368 1/2, 369 1/2, 370 1/2, 371 1/2, 372 1/2, 373 1/2, 374 1/2, 375 1/2, 376 1/2, 377 1/2, 378 1/2, 379 1/2, 380 1/2, 381 1/2, 382 1/2, 383 1/2, 384 1/2, 385 1/2, 386 1/2, 387 1/2, 388 1/2, 389 1/2, 390 1/2, 391 1/2, 392 1/2, 393 1/2, 394 1/2, 395 1/2, 396 1/2, 397 1/2, 398 1/2, 399 1/2, 400 1/2, 401 1/2, 402 1/2, 403 1/2, 404 1/2, 405 1/2, 406 1/2, 407 1/2, 408 1/2, 409 1/2, 410 1/2, 411 1/2, 412 1/2, 413 1/2, 414 1/2, 415 1/2, 416 1/2, 417 1/2, 418 1/2, 419 1/2, 420 1/2, 421 1/2, 422 1/2, 423 1/2, 424 1/2, 425 1/2, 426 1/2, 427 1/2, 428 1/2, 429 1/2, 430 1/2, 431 1/2, 432 1/2, 433 1/2, 434 1/2, 435 1/2, 436 1/2, 437 1/2, 438 1/2, 439 1/2, 440 1/2, 441 1/2, 442 1/2, 443 1/2, 444 1/2, 445 1/2, 446 1/2, 447 1/2, 448 1/2, 449 1/2, 450 1/2, 451 1/2, 452 1/2, 453 1/2, 454 1/2, 455 1/2, 456 1/2, 457 1/2, 458 1/2, 459 1/2, 460 1/2, 461 1/2, 462 1/2, 463 1/2, 464 1/2, 465 1/2, 466 1/2, 467 1/2, 468 1/2, 469 1/2, 470 1/2, 471 1/2, 472 1/2, 473 1/2, 474 1/2, 475 1/2, 476

1968. R. KEITH HIGGINSON
State Reclamation Engineer/
Last Date of Protest May 20, 1968.
Published in the South Idaho
Press April 16, 23, 1968. 26346

1M April 1962

April 15, 1965

Re: Permit No. 26346

Mabel S. Matthews
Oakley, Idaho

Dear Mrs. Matthews:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the BURLEY HERALD-BULLETIN, all submitted in proof of completion of works and beneficial use on Permit No. 26346.

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

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

Very truly yours ,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

cc: Church & Church
Attorneys at Law
Burley, Idaho

EPR:

26346

Form 16
1.5 M - 7-31-62

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-26346

* * * *

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

DEPOSITION OF HOLDER

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

Mabel S. Matthews Oakley, Idaho Farming and Registered Nurse.

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

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; Well #1: May 5, 1956 Well #2 November 22, 1963.

Ques. 4. State source of water supply: Two (2) Wells.
Give location of point of diversion, showing subdivision, section, township and range:

Well # 1 : SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 15 Township 13S, R 22 EBM;

Well # 2 : NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 15 Township 13S, R 22 EBM.

Ques. 5. Describe your works of diversion: _____

Ditches; state amount of water they are capable of conveying from point of diversion to place of use 450"; Give name of canal or ditch or other works by which water is conducted to such place of use: _____

No. 1 - 900 feet
; if a well, state depth of well No. 2 - 500 feet; depth and size of casing: No. 1 - 16" casing reduced in stages to 10" casing; 900 feet;
No. 2 - 16" casing - 500 feet; depth to water No. 1 - 125 ft. if pump is used,
No. 1 - 150" No. 2 - 125 ft.

state discharge of pump: No. 2 - 200" tell how it was measured or determined: Well test by

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

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

ALL IN TOWNSHIP 13 SOUTH, RANGE 22 EBM: Section 11 - SE $\frac{1}{4}$ NE $\frac{1}{4}$ - 40 acres;

SE $\frac{1}{4}$ SW $\frac{1}{4}$ - 40 acres;

NE $\frac{1}{4}$ SE $\frac{1}{4}$ - 40 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$ - 25 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$ - 5 acres. Section 12 - SW $\frac{1}{4}$ NW $\frac{1}{4}$ -

NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 25 acres.

40 acres. Section 14 - NW $\frac{1}{4}$ NE $\frac{1}{4}$ - 5 acres

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

Land cultivated and roads and ditches built.

B 26346

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

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

NONE

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

225 "

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

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: Cropping season of 1962 Time used since first use:

Cropping seasons of 1963 and 1964

Ques. 11. Describe all other water rights appurtenant to same place of use:

NONE

(sign) Mabel S. Matthews

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

Burley, County of Cassia

State of Idaho, on this 13th day of April, A.D. 19 65.

Thomas H. Clune

Notary Public for Idaho,
Residing at Burley, Idaho.

My Commission expires: June 17, 1968

B26346

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. _____

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

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

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

J. Grant Fillmore Age - 45 1643 Schodde Avenue, Burley, Idaho.
Merchant

Ques. 2. Are you acquainted with Mabel S. Matthews, the holder of
Permit No. G-26346 ? How long have you known him and where does he reside:

15 years Oakley, Idaho.

Ques. 3. Have you read or heard said Permit No. G-26346 read, and are you familiar
with its provisions and conditions: Yes: x No:

Ques. 4. State source of water supply: two (2) wells
No. 1 Well: SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 15 Township 13 South Range 22E1
State place of diversion: No. 2 Well: NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 15 Township 13 South Range 22E1

Describe works for conveying water to place of use: _____

Ditches

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 450 feet How much water have you seen being so
conveyed: Approximately 320

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

ALL IN TOWNSHIP 13 SOUTH RANGE 22 EBM: Section 11 - SE $\frac{1}{2}$ NE $\frac{1}{2}$ - 40 acres;
SE $\frac{1}{4}$ SW $\frac{1}{4}$ - 40 acres;
NE $\frac{1}{2}$ SE $\frac{1}{2}$ - 40 acres; SW $\frac{1}{2}$ SE $\frac{1}{2}$ - 25 acres; SE $\frac{1}{2}$ SE $\frac{1}{2}$ - 5 acres. Section 12 - SW $\frac{1}{2}$ NW $\frac{1}{2}$
NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 25 acres.
- 40 acres/ Section 14 - NW $\frac{1}{2}$ NE $\frac{1}{2}$ - 5 acres

826346

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

NONE

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

Soil is mountain loam and has a Northwest general slope and needs an
inch to the acre for profitable cultivation.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: NONE

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

Other times you have seen such use: Cropeing seasons of 1963 and 1964.

(Signed)

J. Grant Guilmore

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

 , County of Cassia, State of Idaho, on this 13th day of April,

A. D., 1965.

Thomas H. Church

Notary Public for State of Idaho

Residing: Burley, Idaho.

My commission expires: June 17, 1968

826346

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. _____

RECEIVED
APR 14 1936
DEPARTMENT OF RECLAMATION

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

DEPOSITION OF WITNESS

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

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

Arthur Schorzman Age - 52 1400 Miller Avenue, Burley, Idaho
Farmer

Ques. 2. Are you acquainted with Mabel S. Matthews, the holder of
Permit No. G-26346? How long have you known him and where does he reside:

22 years Oakely, Idaho

Ques. 3. Have you read or heard said Permit No. G-26346 read, and are you familiar
with its provisions and conditions: Yes: X No: 2

Ques. 4. State source of water supply: two (2) wells

State place of diversion: No. 1 Well: SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 15 Township 13 South Range 22 E
No. 2 Well: NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 15 Township 13 South Range 22 E
Describe works for conveying water to place of use: _____

Ditches

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 450 feet How much water have you seen being so
conveyed: approximately 320

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

ALL IN TOWNSHIP 13 SOUTH RANGE 22 EBM: Section 11 - SE $\frac{1}{4}$ NE $\frac{1}{4}$ - 40 acres:
SE $\frac{1}{4}$ SW $\frac{1}{4}$ - 40 acres;
NE $\frac{1}{4}$ SE $\frac{1}{4}$ - 40 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$ - 25 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$ - 5 acres. Section 12 - SW $\frac{1}{4}$ NW $\frac{1}{4}$
NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 25 acres.
- 40 acres; Section 14 - NW $\frac{1}{4}$ NE $\frac{1}{4}$ - 5 acres

B26346

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

NONE

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

Soil is mountain loam and has a Northwest general slope and needs an
inch to the acre for profitable cultivation.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: NONE

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

Other times you have seen such use: Croping seasons of 1963 and 1964.

(Signed)

Arthur Schuyler

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

 , County of Cassia, State of Idaho, on this 13th day of April,

A. D., 1962.

Thomas H. Clund

Notary Public for State of Idaho

Residing: Burley, Idaho.

My commission expires: June 17, 1968

B26346

The Burley Herald-Bulletin

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Vern A. Miller, being first

duly sworn, deposes and says that he is the

General Manager of Burley Herald-Bulletin, a weekly newspaper published at Burley, Idaho, in the county aforesaid, and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular weekly editions of Burley Herald-Bulletin for

three (3) consecutive weeks, commencing with the issue dated March 8, 1965, and ending with the issue dated March 29, 1965.

Vern A. Miller

Subscribed and sworn to before me this

31st day of March, 1965

Ruth Chambers Notary Public

Cost of Publication _____

Notary Fee _____

Total Cost _____

B26346

65-72

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

Notice is hereby given that at 10:00 A.M. on the 13th day of April, 1965, at Burley, County of Cassia, State of Idaho before Tom Church, Notary Public, at Gem Building, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. G-26346, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Mabel S. MATTHEWS Oakley, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The point of diversion of said water is #1 SW $\frac{1}{4}$ SW $\frac{1}{4}$. #2 NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 15, T 13 S, R 22 E.B.M.

5. The place where said water is used is SE $\frac{1}{4}$ NE $\frac{1}{4}$. SE $\frac{1}{4}$ SW $\frac{1}{4}$. NE $\frac{1}{4}$ SE $\frac{1}{4}$. S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 11; SW $\frac{1}{4}$ NW $\frac{1}{4}$. NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 12; NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 14 all in T 13 S, R 22 E.B.M.

6. The date of priority which said user is prepared to establish is #1 25 May 1956; #2, November 22, 1963.

CARL E. TAPPAN
State Reclamation Engineer
Published in the Burley Herald-Bulletin March 8, 15, 22, 29, 1965.

THOMAS H. CHURCH
PETER K. CHURCH

CHURCH AND CHURCH
ATTORNEYS AT LAW
GEM BUILDING - 13TH ST. & ALBION AVENUE
BURLEY, IDAHO

P. O. BOX 444
TELEPHONE: 678-9088

April 13, 1965

State of Idaho
Department of Reclamation
Box 107 State House
 Boise, Idaho

Re: Well Permits Nos. G-26345 - Hal R. Matthews and
G-26346 - Mabel S. Matthews

Gentlemen:

Enclosed please find Deposition of Holder and Witnesses, together with the Affidavit of Publication in each of the above-captioned matter, which depositions were taken before the undersigned today.

Please notify either the holders or the undersigned upon approval.

Thank you.

Very truly yours,

CHURCH & CHURCH


T.H. Church

/mh

Enc: (8)

826346

Re: Permit No. G-26346

March 1, 1965

Mabel S. Matthews,
Oakley, Idaho.

Dear Mrs. Matthews:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. G-26346. The proofs are to be made at 10:00 o'clock A.M., on the 13th day of April, 19 65 before Tom Church, Gem Building, Burley, Idaho, Notary Public.

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

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

26346

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) 2-26-65
(P. O.) Orley, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Boise Herald Bulletin of
Boise, Idaho Published in
the county in which the works are situated.

Mabel S. Thompson

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

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

Engineer

826346

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver *ONLY* to addressee

☐ Show address where delivered

(Additional charges required for these services)

RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

Mabel S. Matthews

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (only if requested)

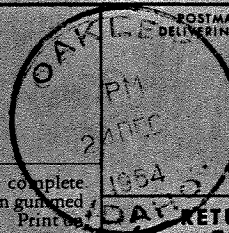
12/24/64

B26346

CSS-16-71548-S-P GPO

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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



INSTRUCTIONS: Fill in items below and complete instructions on other side, if applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

DATE RETURN TO

POD Form 3811 Apr. 1952

REGISTERED NO.	NAME OF SENDER Department of Reclamation
CERTIFIED NO. 19387	STREET AND NO. OR P. O. BOX Room 107 Statehouse
INSURED NO.	CITY, ZONE AND STATE Boise, Idah. 83701

L26346

826346

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

D E P A R T M E N T O F R E C L A M A T I O N

Boise, Idaho

Re: Permit No. G- 26346

Oct. 1, 1964

Mabel S. Matthews
Oakley, Idaho

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 26346 are due not later than Nov. 23, 1964

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

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

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

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

Very truly yours,

CARL E. TAPPAN

State Reclamation Engineer

S-26346

Enclosures Forms 36 and 11

December 2, 1963

RE: Permit No. G-26346

Mabel S. Matthews
Oakley, Idaho

Dear Mrs. Matthews:

Enclosed is the amendment to the point of diversion on the
above numbered permit.

Receipt No. G-8416 in the amount of \$1.00 covering the fee
for recording the amendment was given to you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. amendment

826346

C
O
P
Y

Application for Amendment

POINT OF DIVERSION

Permit No. G-26346

Comes now MAHEL S. MATTHEWS and represents to the State Reclamation Engineer of the State of Idaho:

That she is (are) the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-26346.

That the point of diversion is described in said Permit as being located:

SW 1/4, Sec. 15, T. 13 S., R. 22 E., B. M.

That she now requests that the point of diversion be changed to point s located: SW 1/4, NW 1/4, Sec. 15, T. 13 S., R. 22 E., B. M.
(SW 1/4 SW 1/4, NW 1/4 SW 1/4)

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

Insufficient water for irrigation of land.

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

Signed at Boise, Idaho, this 22 day of November, 1963.

Date of Receipt at Department of Reclamation November 28, 1963

APPROVAL OF STATE RECLAMATION ENGINEER

CARL E. TAPPAN

I, CARL E. TAPPAN, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-26346. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby. Approved subject to condition that priority of well in NW 1/4 SW 1/4, Sec. 15, T. 13 S., R. 22 E., B. M. shall be changed to November 22, 1963.

Carl E. Tappan

Recorded in Book 93 of
Permits, at Page 26346
December 2, 1963

State Reclamation Engineer

B26346

A F F I D A V I T

I, ENNIS B. MATTHEWS, do hereby declare that the well in the NW¹₄SE¹₄,
Sec. 15, T. 13 S., R. 22 E., B. M., has been in existence for the past eight
years.

Signed, November 22, 1963



STATE OF IDAHO)
) ss
County of Ada)

On this 29th day of November, 1963, before me, a Notary Public
for the State of Idaho, residing at Boise, Idaho, personally appeared
Ennis B. Matthews, known to me to be the person whose name is subscribed
to the within instrument and duly acknowledged to me that he executed the same.

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



Notary Public
Residing at Boise, Idaho

MY Commission expires:

Feb 23 - 1964

26346

December 4, 1961

Re: Permit No. G-26345 - Hal R. Matthews
G-26346 - Habel S. Matthews
G-26349 - Ennis B. Matthews

U. S. Bureau of Land Management
P. O. Box 2237
Boise, Idaho

Gentlemen:

Enclosed are Extensions of Time issued on the
above numbered permits, to November 23, 1961.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Hale
Chief Clerk

EPR:ew

Enc. copies of extensions

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

WHEREAS, Permit No. G-26346, in the name of Mabel S. Matthews, requires proofs of completion of works and beneficial use to be made by some indefinite time due to delay in approval of the Desert Land Entry Idaho Serial No. 07543; and,

WHEREAS, applicant was prevented from proceeding with construction pending allowance of said Desert Land Entry, which was not allowed until November 23, 1959;

NOW, THEREFORE, An Extension of Time is allowed for Completion of Works and Beneficial Use Proofs on Permit No. G-26346 to November 23, 1961, or the length of time applicant was prevented from proceeding pending allowance of his Desert Land Entry and a similar extension is allowed for every other act required under the terms and conditions of Permit No. G-26346.

Signed at Boise, Idaho, this 1st day of December,
1961.

Deputy State Reclamation Engineer

26346

December 4, 1961

Re: Permit No. G-26345 - Hal R. Matthews
G-26346 - Mabel S. Matthews
G-26349 - Ennis E. Matthews

Mr. Hal R. Matthews
Route #2
Burley, Idaho

Dear Mr. Matthews:

We enclose the Extensions of Time requested on
the above numbered permits to November 23, 1964.

Copies of these extensions have been mailed to
the office of the U. S. Bureau of Land Management as per
attached copy of letter.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. extensions (3)

1958)



IN REPLY REFER TO:

LO:V88

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Land Office
P. O. Box 2237
Boise, Idaho

RECEIVED
NOV 25 1959

Department of Reclamation

NOV 23 1959

NOTICE OF ALLOWANCE

Mabel S. Matthews

Oakley,

Idaho

Dear Madam:

Your Desert Land Entry, Serial No. Idaho 07543

Receipt No. 375486, for SE 1/4 NE 1/4, E 1/2 SE 1/4, SW 1/4 SE 1/4, SE 1/4 SW 1/4
Sec. 11 SW 1/4 NW 1/4, NW 1/4 SW 1/4 Sec. 12 NW 1/4 NE 1/4, Section 14
Sec. 11 SW 1/4 NE 1/4, NW 1/4 SW 1/4

Township 13 S., Range 22 E., Boise Meridian, Idaho,

containing 320 acres, has this day been allowed, subject to
any valid existing rights, and your further compliance with laws and
regulations applicable thereto. In correspondence relating to this
entry, always refer to the serial number.

Sincerely yours,

Donald I. Bailey
Manager

cc: DM, I-2
LHM

State Recl. Engr., Boise

B26346

June 17, 1959

Re: Permit No. G-26345
G-26346
G-26349

Mr. Hal Matthews
Burley, Idaho

Dear Mr. Matthews:

We enclose amendments to point of diversion on Permit No. G-26345 in your name, Permit G-26346 in the name of Mabel S. Matthews and Permit No. G-26349 in the name of Ennis B. Matthews which have been duly recorded in this office.

We also enclose departmental receipt G-4070 for \$3.00 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR:ew

JS 26346

RECEIVED
JUN 1 5 1959

Department of Reclamation

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-26346

Comes now Mabel S. Matthews and
represent to the State Reclamation Engineer of the State of Idaho;

That she is (are) the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-26346.

That the point of diversion is described in said permit as being located ;
NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 14, T13S, R22E BM

That she now requests that the point of diversion be changed to a point
located SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 15, T13S, R22E BM

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

Well is in production.

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

Signed at Oakley, this 12 day of June, 1959

Mabel S. Matthews

Date of receipt at Department of Reclamation _____

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-26346. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 93 of
Permits, at Page 26346
June 17, 1959

Geo. N. Carter
State Reclamation Engineer

B26346

June 17, 1959

Re: Permit No. G-26345 - Hal R. Matthews
" " G-26346 - Mabel S. Matthews
" " G-26349 - Ennis B. Matthews

U. S. Bureau of Land Management
Post Office Building
Boise, Idaho

Gentlemen:

We enclose photo-copies of application for amendments
to the point of diversion of the above numbered permits in the
names of Hal R., Mabel S., and Ennis B. Matthews.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR:ew
Enc. photo-copies
cc: Hal R. Matthews
Burley, Idaho

26346

June 15, 1959

Re: Permit No. G-26345 - G-26346
G-26347 - G-26348 - G-26349

Mr. Hal R. Matthews
Burley, Idaho

Dear Mr. Matthews:

We enclose an extension of time on Permit G-26347 in the name of Maurice J. Matthews to May 23, 1963, on Permit G-26348 in the name of Jean J. Matthews to May 23, 1963.

We also enclose extensions of time on Permit G-26346 in the name of Mabel S. Matthews, Permit G-26345 in the name of Hal R. Matthews, and Permit 26349 in the name of Emis B. Matthews pending the outcome of an appeal.

We are forwarding copies of these extension to the Bureau of Land Management.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna F. Rutledge
Chief Clerk

RT:EPH:ev
Enc. extensions

Cc: BLN

RT

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

DEPARTMENT OF RECLAMATION

BOISE

RE: Permit No. G-26346

Date March 5, 1959

Mabel S. Matthews
Oakley, Idaho

Dear Sir:

The date for proofs of completion of works and application of water to beneficial use, as set out under the terms of Permit No. G-26346 are due not later than May 25, 1959.

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

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

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

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

Very truly yours,

GEO. N. CARTER

State Reclamation Engineer

Enclosures

G26346

May 31, 1956

RE: Permits Nos. G-26345, G-26346, G-26347,
G-26348, G-26349

Mr. Hal R. Matthews
Burley
Idaho

Dear Mr. Matthews:

We enclose the following Permits together with departmental receipts for the \$8.50 fees on each, which includes \$6.50 filing fee and \$2.00 for extra copies of each permit, to be sent to the Idaho District Land Office. We direct the attention of the Permit Holders to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Permit No. G-26345 of Hal R. Matthews with departmental receipt No. G-1886
Permit No. G-26346 of Mabel S. Matthews with receipt No. G-1890
Permit No. G-26347 of Maurice J. Matthews with receipt No. G-1889
Permit No. G-26348 of Mrs. Jean J. Matthews with receipt No. G-1888
Permit No. G-26349 of Boris B. Matthews with receipt No. G-1887

By this same mail, we are sending two copies of each of these Permits, one certified, to the Idaho District Land Office to be used in connection with desert land entries filed in that office.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll
Enc.

May 31, 1956

RE: Permits Nos. G-26345, G-26346, G-26347
G-26348, G-26349

Idaho District Land Office
Box 2237
Boise, Idaho

Gentlemen:

We enclose two copies each of the following Permits, one of which has been certified, to be used in connection with desert land entries filed in your office:

Permit No. G-26345 of Hal R. Matthews
Permit No. G-26346 of Mabel S. Matthews
Permit No. G-26347 of Maurice J. Matthews
Permit No. G-26348 of Mrs. Jean J. Matthews
Permit No. G-26349 of Ennis B. Matthews

Very truly yours,

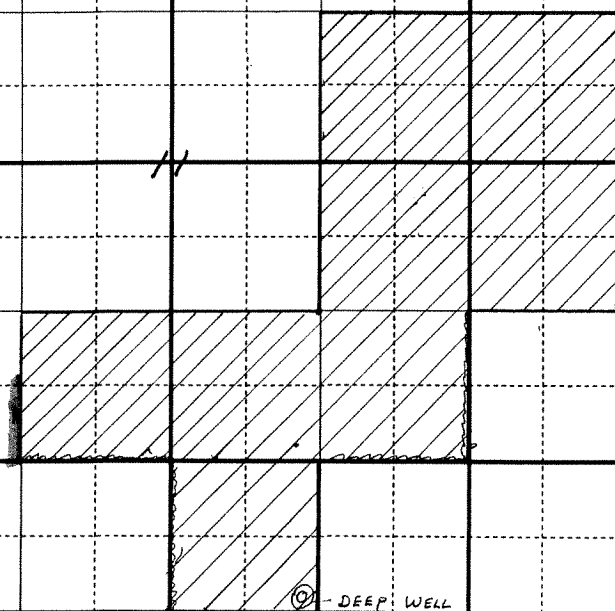
MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll

Enc.

cc - Mr. Hal R. Matthews
Burley, Idaho



WATER TO BE TRANSMITTED
By CONTOUR, LATERALS & DITCHES
OR SPRINKLER SYSTEM

Permit Map No. 9-26346
As Approved
MAY 25 1936
MARK R. KULP
State Reclamation Engineer

LEGAL NOTICES

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

Notice is hereby given that at 10:00 A.M., on the 13th day of April, 1965, at Burley, County of Cassia, State of Idaho before Tom Church, Notary Public, at Gem Building, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. G-26346, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Mabel S. MATTHEWS, Oakley, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The point of diversion of said water is #1, SW $\frac{1}{4}$ SW $\frac{1}{4}$, #2, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T 13 S, R 22 E.B.M.

5. The place where said water is used is SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 11, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14 all in T 13 S, R 22 E.B.M.

6. The date of priority which said user is prepared to establish is #1 25 May 1956, #2, November 22, 1963.

CARL E. TAPPAN
State Reclamation Engineer
Published in the Burley Herald-Bulletin March 8, 15, 22, 29, 1965.