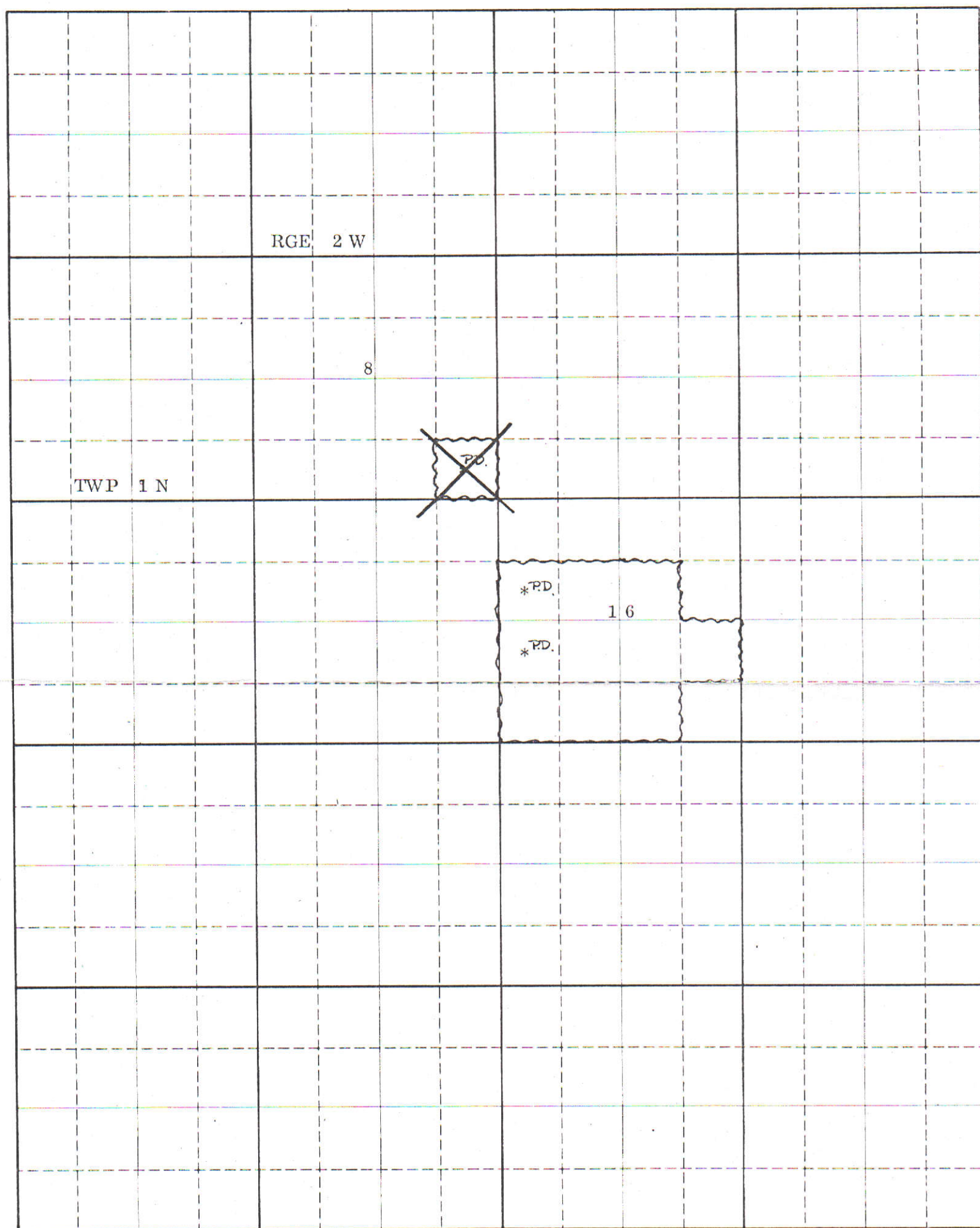


- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



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

Nampa
64967
Herbert A. Tiegs
Rt 2
Nampa, Idaho
Permit No. G-25789

49' over 2' Cip. Zoned
2.3 cfs - 115"

Examination for Completion of Works & Beneficial Use

County Canyon
16 - 1 N. - 2 W.
B = 5.0 a.f.s.
S = Well
P.D. = SW, NW, Sec. 16, T. 1 N. - R. 2 W. D.
Use = Irrigation & Domestic

U.S. Motor - 125 HP - 1800 RPM - 440V
Serial No. 1150497 - Layne Bouky pump
Vert. line
1600 GPD - 315 FT - 1760 RPM
Model 12 K4 MM - Serial 25060
6'x6' Concrete base - 8' discharge
pipe to a 21'x71' Tower
Delta Switch Panel with fuse Relay
delay N.E. of pump Not sheltered.
600' 12' concrete pipe buried

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.

Filed = June 24, 1955
Due = June 30, 1960

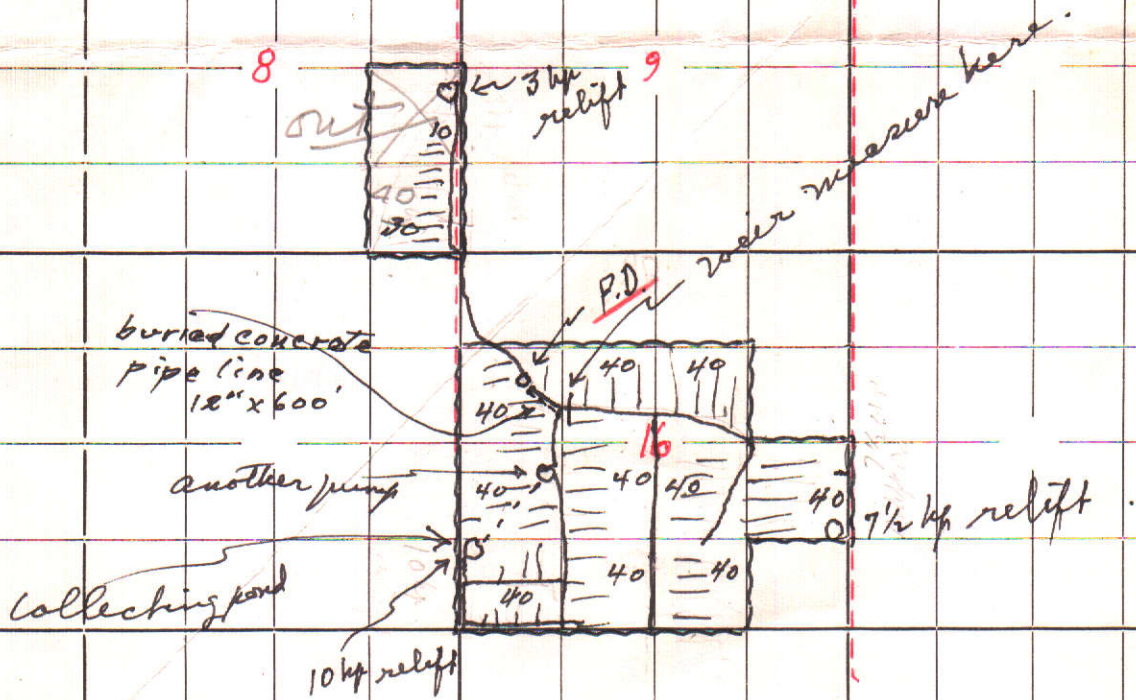
RECEIVED
AUG 1 8 1960
Department of Reclamation

P-21621 for approx. 250"

R-2 W.

STATE HWY. NO. 45
TO NAMPA

T.
N.



Subdivision = 12

Area = 440 acres

Q = 2.3 cfs
or 115"

S. Well - Permit 2/621

700 SW Sec. 16 - 199 1/2 inches
115

304 1/2 "

AFFIDAVIT OF PUBLICATION

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

Lucille Copple
of Nampa, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Four times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

May 28; June 4, 11, 18, 1960

Subscribed and sworn to before me this 18

day of June, 19 60.

[Signature]
Notary Public, Residing at Nampa, Idaho.

MY COMMISSION EXPIRES JUNE 29, 1964

825789

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

Notice is hereby given that 10:00 A. M., on the 6th day of July, 1960, at Nampa, County of Canyon, State of Idaho, before Wally Sorenson, Notary Public, at Idaho 1st National Bank, proof will be submitted of the completion of works for the diversion of 5 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-25789 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 are Herbert A. and Opal L. Tiegs, Rt. No. 2, Nampa, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 5 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16., Twp. 1 N., Rge. 2 W. E. M.

5. The place where said water is used is SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ W $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 16. E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 8. T. 1 N. R. 2 W. E. M.

6. The date of priority which said user is prepared to establish is June 24, 1955.

GEO. N. CARTER,
State Reclamation Engineer.
May 28; June 4, 11, 18, 1960.

NAME OF APPLICANT.....Herbert A. & Opal L. Tiegs,

Form No. 0

Twp. 1.N. R. 2.W.

Points of Diversion, Wells,

16

Permit Map No. 25789
As Approved
JUN 30 1955
MARK R. KULP
State Reclamation Engineer

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

25789

+ 7376

State of Idaho
License and Certificate of Water Right

Water License No. G-25789

Amount 2.3 c.f.s.

Water District No. _____

Priority June 24, 1955

THIS IS TO CERTIFY that HERBERT A. TIEGS & OPAL L. TIEGS - Assignee OPAL L. TIEGS, by Court Decree
of Nampa, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 24, 1955; that Permit No. G-25789
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.3 second feet, was issued thereunder on August 3, 1962, showing that said works
were completed on the 6th day of July, 1960; and that on the 6th
day of July, 1960,

HERBERT A. TIEGS - Assignee OPAL L. TIEGS, by Court Decree
of Nampa, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation & domestic
use, under Use Permit No. G-25789 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

12 of Licenses at page 7376, on the 3 day of August, 1962;

The right hereby confirmed dates from June 24, 1955;

The Point of Diversion is located

in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, Tp. 1 N., R. 2 W., B. M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 2.3 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N.	2 W.	8 16	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			Total number of acres to be irrigated:		440

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

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

3rd day of August, 1962.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

63 2054

47306

State of Idaho
License and Certificate of Water Right

Water License No. 21621

Amount 3.79 c.f.s.

Water District No.

Priority July 24, 1950

THIS IS TO CERTIFY that HERBERT A. TIEGS AND OPAL L. TIEGS
of Nampa, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 24, 1950; that Permit No. 21621
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
5.0 second feet, was issued thereunder on June 30, 1955, showing that said works
were completed on the 24th day of June, 1955; and that on the 12th
day of June, 1961,

OPAL L. TIEGS, Assignee by Court Decree
of Nampa, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation &
domestic use, under Use Permit No. 21621 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

12 of Licenses at page 7375, on the 3 day of August, 1962;

The right hereby confirmed dates from July 24, 1950;

The Point of Diversion is located
in the NW 1/4 SW 1/4, Sec. 16, Tp. 1 N., R. 2 W., B. M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 3.79 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N.	2 W.	8 16	SE 1/4 SE 1/4	40	40
			SW 1/4 NE 1/4	40	40
			SE 1/4 NW 1/4	40	40
			SW 1/4 NW 1/4	40	40
			NE 1/4 SW 1/4	40	40
			NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
			NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40
Total number of acres to be irrigated:					440

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
3rd day of August, 1962.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

63-3054

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 33654
Permit No. G- 25789
District No.

Assigned to Opal L. Tieg

1. Name of Applicant: HERBERT A. TIEGS and OPAL L. TIEGS
Postoffice address: Rt. 2, Nampa County: Canyon State: Idaho
2. Quantity of water claimed: 5.00 cubic feet per second
 - (a) Rate of withdrawal in cubic feet per second. 5.00 or Idaho
Miners' inches 250 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean Flow (Well)
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 16
Twp. 1 N. , Rge. 2 W. , B.M., County of Canyon
5. Water is to be used for: Irrigation and domestic purposes
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, Pump and ditches
8. Estimated cost of works: \$12,000.00
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 Five 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: This filing is supplemental to existing water rights, Permit No. 21621 for approximately 250 miner inches.
 - (a) 5.00 cfs. (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.

Remarks:

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

Herbert A. and Opal L. Tiegs

Applicant.

By HERBERT A. TIEGS

Agent.

Date of first receipt at Department of Reclamation: 5-P.M. June 24, 1955

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-25789

Recorded in Book 91 Page 25789 Approved June 30, 1955

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before August 30, 1955 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before December 30, 1957

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before June 30, 1960

Witness my hand this 30th day of June, 1955

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 30th day of June, 1955.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS
Secretary of State.

By ROBERT E. SMYLLIE
Governor

12.

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	
1 N.	2 W.	16	40	40 40	40 40 40 40	40 40 40	400

TO APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-25789

Comes now Herbert A. and Opal L. Tiegs, and represents to the State Reclamation Engineer of the State of Idaho:

That they are the owners and holders of Permit to appropriate the Public Waters of the State of Idaho, No. G-25789 and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

To include E¹/₂SE¹/₄, Sec. 8, T. 1 N., R. 2 W., B. M., making a total of 480 acres.

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

Signed at Boise, Idaho, this 23rd day of May, 1960.

s/ Herbert A. Tiegs

Date of receipt at office of the Department of Reclamation: 5-23-60

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-25789. 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: May 25, 1960

ASSIGNMENT

SEE PROBATE COURT DECREE in file assigning Permit No. G-25789 to

OPAL L. TIEGS

Permit No. G-25789
 CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that HERBERT A. TIEGS and OPAL TIEGS - Assignee Opal L. Tiegs, of Nampa, County of Canyon, and State of Idaho, the holder of Permit No. G-25789, issued upon Application No. G-33654, bearing date of priority of June 24, 1955 authorizing the diversion of 5.0 second feet of waters of a well, County of Canyon, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.3 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, T. 1 N., R. 2 W., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

440 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8; SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, T. 1 N., R. 2 W., B. M.

Witness my hand this 3rd day of August, 1962. A. D.

s/ RALPH W. THOMAS
 Deputy State Reclamation Engineer

Proof of Completion of Works Made: July 6, 1960

LICENSE ISSUED FOR 2.3 SEC. FT.
page 7376

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Security Interest in a Water Right

And Request for Notification of a Change in Ownership or Any Proposed Or Final Action
to Amend, Transfer, or Otherwise Modify a Water Right

1. Water Right No(s): 63-2824, Priority Date July 24, 1950
63-3054, Priority Date June 24, 1955

Adjudication Claim No(s):

2. The following **REQUIRED** information must be submitted with this form:

(A) Evidence of the security interest. This may be a copy of a **DEED of TRUST, MORTGAGE, CONTRACT OF SALE** or other legal document indicating your interest in the property and water rights or claims in questions, **WITH ATTACHED LEGAL DESCRIPTION.**

(B) A **FEE** of \$25.00 per water right or adjudication claim.

3. Name and Mailing Address or Company holding Security Interest:

American AgCredit, PCA
P.O. Box 1120
Santa Rosa, California 95402

4. Name of Water Right Owner/Claimant(s):

Bert DeWinkle and Tryntje De Winkle

5. Expiration Date of Notification Period is January 1, 2007.

6. Is this a Renewal of Request for Notification: ☐ Yes ☒ No

7. Signature(s) (and title if applicable) American AgCredit, PCA

By:

Todd Morgan
Todd Morgan, Vice President

For Office Use Only

Received by *J. M. ...* Date 2/19/02 Fee \$50.00
Receipted by *J. M. ...* Date 2/19/02 Receipt No. 0060034
Processed by AJ Date WR Date

See file # 63-2824 for support documentation

MICROFILMED

MAR 27 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5255
WATER RIGHT NO(S). 63-02824/63-03054

This is to certify that: BERT DE WINKLE
TRYNTJE DE WINKLE
DBA MOO RIAH DAIRY
3438 LYNWOOD
MELBA ID 83641

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 63-02824 :			
IRRIGATION	03/15 to 11/15	3.49 CFS	* 1615.1 AF
STOCKWATER	01/01 to 12/31	0.30 CFS	59.6 AF
COMMERCIAL	01/01 to 12/31	0.30 CFS	7.8 AF
Priority: 07/24/1950			
SUBTOTAL:		3.79 CFS	1682.5 AF
Right No. 63-03054 :			
IRRIGATION	03/15 to 11/15	2.12 CFS	* 1030.2 AF
STOCKWATER	01/01 to 12/31	0.18 CFS	36.5 AF
COMMERCIAL	01/01 to 12/31	0.18 CFS	4.8 AF
Priority: 06/24/1955			
SUBTOTAL:		2.30 CFS	1071.5 AF
TOTAL:		** 6.09 CFS	** 1723.8 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 16, Township 01N, Range 02W
NWSW , Sec. 16, Township 01N, Range 02W
CANYON County

MICROFILMED

OCT 27 1998

TRANSFER NO. 5255
WATER RIGHT NO(S). 63-02824/63-03054

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N	02W	16	SWNE 40.0	SWNW 39.0	SENE 40.0	
			NESW 40.0	NWSW 5.9	SWSW 37.0	
			SESW 39.0	NESE 39.0	NWSE 40.0	
			SWSE 39.0			358.9

Total number of acres irrigated: * 358.9

PLACE OF USE: STOCKWATER

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
01N	02W	16

NWSW

PLACE OF USE: COMMERCIAL

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
01N	02W	16

SWNE	SWNW	SENE
NESW	NWSW	SWSW
SESW	NESE	NWSE
SWSE		

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- ** 8. The total instantaneous diversion of water from all points of diversion under Transfer 5255 shall not exceed 6.09 cfs, nor a total combined annual volume of 1723.8 af.
- * 9. Rights 63-02824 and 63-03054 when combined shall not exceed a total annual maximum diversion volume of 1615.1 af at the field headgate for the irrigation of 358.9 acres.

MICROFILMED

OCT 27 1998

MICROFILMED

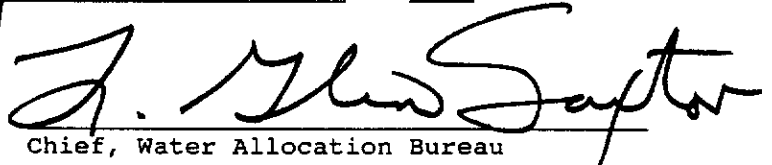
TRANSFER NO. 5255
WATER RIGHT NO(S). 63-02824/63-03054

CONDITIONS OF APPROVAL AND REMARKS

10. Commercial use under Rights 63-02824 and 63-03054 is for a dairy.
11. The water used for commercial use under this transfer approval is applied to and irrigates land listed in the place of use to satisfy water quality requirements. Water shall not irrigate growing plants unless the water is first beneficially used for dairy purposes as authorized by these water rights.
12. Two points of diversion are located within NWSW, S16, T01N, R02W.

Dated this 22nd day of

September, 1998


Chief, Water Allocation Bureau

OCT 27 1998

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Opal L. Tiegs	2.3	2.3	63-3054
2021	Dale H. Tiegs	2.3	N/A	63-3054

R

E

F

S

N

A

R

T

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

Amended

APPROVED

Name of applicant Dale H. Tiegs Phone 466-2284
Post office address Route 1, Box 142, Melba, Idaho 83641 Western Regional Office

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. (1) 63-2824
(2) 63-3054 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____
Purchased from mother, Opal L. Tiegs
3. Source of water ground water tributary to _____
4. Date of priority (1) July 24, 1950 (2) June 24, 1955
5. Water is used for the following purposes:
- (1) amount 3.79 cfs for Irrigation purposes from March 15 to Nov. 15
- (2) amount 2.30 cfs for Irrigation purposes from March 15 to Nov. 15
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)
6. Total amount of water under right: a. 6.09 cubic feet per second
&/or
b. _____ acre feet per annum
7. Location of original point of diversion is _____ ¼ of _____ ¼ of Section _____
Township _____ Range _____, B.M., in _____ County
Additional points of diversion, if any (1) NW¼SW¼, Sec. 16, Twp. 1 N, Rge. 2 W, B.M.
(2) SW¼NW¼, Sec. 16, Twp. 1 N, Rge. 2 W, B.M.
8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1 N	2 W	8																40	40
		16			40				40	40	40	40	40	40	40	40	40		400

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____ Township _____
Range _____, B.M., _____ County
- Additional points _____

3. Place of use:

[illegible]

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

1. Change in point of diversion

a. Amount of water to be diverted 6.09 cfs c.f.s. &/or _____ acre feet

b. Point(s) of diversion ~~SE~~ $\frac{1}{4}$ ~~SE~~ $\frac{1}{4}$, Section ~~8~~ Township ~~1 N~~
Range ~~2 W~~, B.M., Canyon County

Additional points NW $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, Twp. 1 N, Rge. 2 W, B.M.

c. Description of diverting works

d. Describe the reasons for applying for a change in the point(s) of diversion. The 400 acres in Sec. 16 are being sold; ~~the new well in SE¹SE¹ of Sec. 8 will irrigate that 40-~~
~~acres in Sec. 8.~~ All of the water right will be used on
the 400 acres being sold.

2. Change in place of use

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

[illegible]

	400
Total number of acres to be irrigated	<u>440</u>

3. Remarks _____

I hereby assert that no one will be injured by such change and 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.

Dave H. Fries
(Signature of applicant)

Subscribed and sworn to before me this 29th day of October, 19 76

D. Pauline Smith
(Notary public)

My commission expires 10-20-1980

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-2824/63-3054, and said application is hereby APPROVED.

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 8 day of January, 19 77

R. Keith Higgins

FOR DEPARTMENT USE ONLY

Received by h Date 10-29-76 Protest filed by _____

Prelim. check by BDF Fee 30.00

Receipted by h Date 10-29-76 #6098 #5928

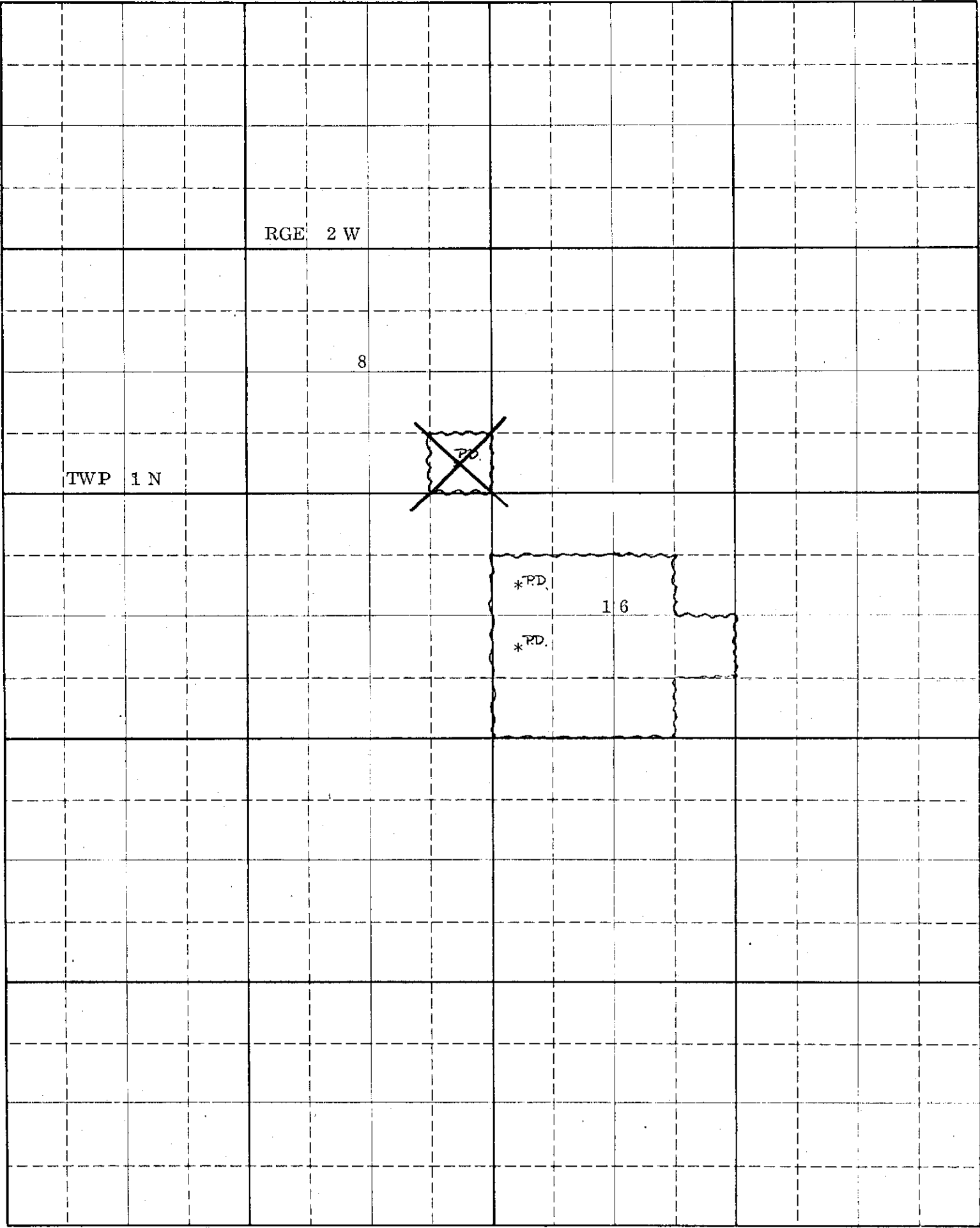
Published in Idaho Free Press Copies of protest forwarded by _____

Pub. dates November 17, 1976 + November 18, 1976 Hearing held by _____ Date _____

re-ad. December 9 + 16
Watermaster recommendation requested on _____ Recommended for approval denial

_____ rec'd. _____ by h

b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



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



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 22, 2002

AMERICAN AG CREDIT PCA
PO BOX 1120
SANTA ROSA CA 95402

RE: Notice of Security Interest for Water Rights 63-2824 & 63-3054

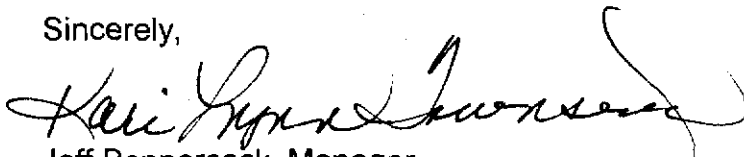
Dear Interested Parties:

The department acknowledges receipt of correspondence adding Notice of Security Interest to the above referenced water rights to you. The department has modified its records to reflect the change in security interest and has enclosed computer-generated reports for your records. Also enclosed is a receipt for the \$50.00 filing fee.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

cc: Bert & Tryntje DeWinkle

MICROFILMED

MAR 27 2002

MEMORANDUM

TO: Files 63-02824 & 63-03054
FROM: Pam Skaggs/State Office *PS*
SUBJECT: Transfer 5255
DATE: September 9, 1998

Transfer 5255 adds a point of diversion, and changes the nature and season of use under a portion of Rights 63-02824 and 63-03054. The applicant is adding a third well to the system and building a dairy on-site.

SRBA field investigation found a maximum of 390 irrigated acres under these rights instead of the licensed 400 acres. The dairy requires a reduction of 31.1 acres to provide water for commercial and stockwater uses, leaving 358.9 remaining irrigated acres. Commercial use includes the dairy barn site and all irrigated quarter-quarters for land application of wastewater from the dairy.

Season of use was adjusted to year round use at the dairy, and diversion volume was identified as current standards. Recommended conditions include drilling permit requirements, water quality, irrigation overlap, multiple points of diversion/measuring devices, combined right limits, land application limits and standard transfer conditions.

Change in Nature of Use Evaluation

				Div. Vol/C.U. Vol.
Licensed: 63-02824	3.79 cfs	IRR	400.0 acres	1800.0 afa/1400.0 afa
63-03054	<u>2.30 "</u>	IRR	<u>400.0 "</u>	<u>1117.7 " / 1117.7 "</u>
	6.09 cfs	IRR	400.0 acres	1800.0 afa/1400.0 afa
 Confirmed:	 6.09 cfs	 IRR	 390.0 acres	 1755.0 afa/1365.0 afa
 Transfer: 63-02824	3.49 cfs	IRR	358.9 acres	1615.1 afa/1256.2 afa
	0.30 "	COM	-----	7.8 " / 7.8 "
	<u>0.30 "</u>	<u>STOCK</u>	<u>-----</u>	<u>59.6 " / 59.6 "</u>
	3.79 cfs	IRR	358.9 acres	1682.5 afa/ 1323.6 afa
 63-03054	2.12 cfs	IRR	358.9 acres	1030.2 afa/1030.2 afa
	0.18 "	COM	-----	4.8 " / 4.8 "
	<u>0.18 "</u>	<u>STOCK</u>	<u>-----</u>	<u>36.5 " / 36.5 "</u>
	2.30 cfs	IRR	358.9 acres	1071.5 afa/ 1071.5 afa
 Combined	5.61 cfs	IRR	358.9 acres	1615.1 afa/1256.2 afa
	0.48 "	COM	-----	12.6 " / 12.6 "
	<u>0.48 "</u>	<u>STOCK</u>	<u>-----</u>	<u>96.1 " / 96.1 "</u>
	6.09 cfs	IRR	358.9 acres	1723.8 afa/1364.9 afa
			& DAIRY	

MICROFILMED

OCT 2 / 1998

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED

001 27 1998

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of, or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

TO: FILE 63-03054

FROM: PAM SKAGGS

RE: TRANSFER # 5255

DATE: 9.23.98

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 63-02824.

MICROFILMED

OCT 27 1998

MEMORANDUM

TO: FILE 63 - 03054

FROM: PAM SKAGGS

RE: TRANSFER # 2021

DATE: _____

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 63 - 02824.

*See 63-2824 for correspondence
relating to Transfer #2021*



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

January 10, 1977

Re: Permit No. 63-8381
License No. 63-2824/63-3054 (Trans. #2021)

Dale H. Tiegs
Route 1, Box 142
Melba, ID 83641

Dear Mr. Tiegs:

Enclosed is a copy of your approved Application for Permit and 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 permit. We are enclosing a letter describing the different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosures

July 25, 1957

Re: Permit No. G-25379

Mr. Wayne Keatts
Box 35-B,
Lewiston, Idaho

Dear Mr. Keatts:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Lewiston Morning Tribune, all submitted in proof of completion of works and beneficial use, on Permit No. G-25379.

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,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:lw

J 25379

August 3, 1962

Re: Permit No. 21621
G-25789

Mrs. Opal L. Tiegs
Route # 2
Nampa, Idaho

Dear Mrs. Tiegs:

Enclosed are Certificate of Completion of Works and
License and Certificate of Water Right on Permit No. G-25789 and
License and Certificate of Water Right on Permit No. 21621.

Also enclosed is departmental receipt No. G-7217
in the amount of \$29.00 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates (3)
receipt

f25789

August 3, 1962

Re: Permit No. 21621
G-25789

Mrs. Opal L. Tiegs
Route #2
Nampa, Idaho

Dear Mrs. Tiegs:

Enclosed are Certificate of Completion of Works and
License and Certificate of Water Right on Permit No. G-25789 and
License and Certificate of Water Right on Permit No. 21621.

Also enclosed is departmental receipt No. G-7217
in the amount of \$29.00 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates (3)
receipt

25789

AUG 1 1962

Department of Registration

Edward J. [illegible]

IN THE PROBATE COURT OF CANYON COUNTY, STATE OF IDAHO

IN THE MATTER OF THE ESTATE

OF

HERBERT A. TIEGS, deceased.

DECREE OF DISTRIBUTION AND
ORDER APPROVING FINAL ACCOUNT.

No. 10307

Opal L. Tiegs, the administratrix of the estate of Herbert A. Tiegs, deceased, having on the 22nd day of December, 1961, filed in this court her Final Account and Petition for Distribution, showing that a portion of said estate remains for distribution to the person entitled thereto according to law, and that all accounts have been finally settled and said estate is in a condition to be closed, and said matter coming on regularly to be heard on the 3rd day of January, 1962, upon proof that due and legal notice of such hearing has been given as directed by the order of this Court heretofore made; the said administratrix appearing in person and by James E. Schiller, one of her attorneys herein, and no person at all appearing to object or to contest the said Final Account and Petition for Distribution; and this Court proceeded to the hearing of said petition; and it appearing to the satisfaction of this Court that the residue of said estate, consisting of the property hereinafter particularly described, is now ready for distribution, and that said estate is now in a condition to be closed; and it appearing to the satisfaction of the Court that the final account is in all respects true and correct.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that said final account be, and hereby is, settled, allowed and approved as rendered.

That all the property of said estate was and is the community property of said deceased and his surviving spouse,

25789

2.

Opal L. Tiegs, and that such property was acquired by the said deceased and his surviving spouse during coverture and by their joint work and labor.

That the said decedent died intestate, on the 17th day of May, 1961, in the County of Canyon, State of Idaho, and that said decedent, at the time of his death, was a resident of said County of Canyon, State of Idaho, and left as his heirs at law the following persons, whose names, addresses and relationship to the deceased are as follows, to-wit:

Opal L. Tiegs, surviving spouse, Route 2, Nampa, Idaho;
Kenneth D. Tiegs, son, Route 1, Melba, Idaho;
Donald E. Tiegs, son, Route 4, Nampa, Idaho;
Betty Jean Ludwig, daughter, Ontario, Oregon;
Dale M. Tiegs, son, Route 1, Melba, Idaho.

That all claims against the estate are fully paid, and that the federal estate tax and the State of Idaho transfer or inheritance tax have been paid in full; that since the rendition of said final account, no money has come into the hands of said administratrix and no money has been expended by said administratrix;

Now on this 3rd day of January, 1962, on motion of James E. Schiller, one of the attorneys for said administratrix;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the residue of said estate of Herbert L. Tiegs, deceased, particularly described in Exhibit "A" attached hereto and made a part hereof, and any other property not now known or discovered, which may belong to said estate, or in which the said estate may have an interest, be, and the same hereby is distributed to Opal L. Tiegs, the surviving spouse of the deceased, to hold all thereof as her sole and separate property.

Done in open court this 3rd day of January, 1962.

It is hereby certified that the foregoing is a true and correct copy of the original as filed in the court records.

DATE JAN 4 - 1962

Edward J. Aschenbrener

(SEAL)

Probate Judge

Edward J. Aschenbrener

P25289

1 71 Star well and pump machine
1 tractor mower
1 anhydros ammonia tank and pump
1 weed burner (one-half interest)
1 DW 10 Caterpillar tractor and scraper
1 720 tractor (John Deere)
1 adding machine
1 land leveler (Eversman)
1 gang plow
1 offset disc-harrow
1 till and pack
1 soil mover
1 grain drill
1 six row planter
1 spring tooth harrow
1 Eversman ditcher
1 Melroe harrow (one-half interest)
1 Killifer scraper
1 combine and pickup
1 roll over plow
1 grain auger
1 air compressor and motor
1 1950 G.M.C. truck
1 Chevrolet pickup
1 1952 Diamond T truck
1 1952 International truck L160
1 1952 International truck L180
Clover seed in storage
Joint savings account in the Idaho First National Bank,
Nampa, Idaho

Joint checking account in the Idaho First National
Bank, Nampa, Idaho

Certificate No. 1402 for 266 2/3 shares of Pacific
Employers Insurance Company in the names of Herbert A.
Tiegs and Opal L. Tiegs, joint tenants

1961 Cadillac automobile

Household furniture and fixtures

Account receivable from Marlon Seal
Account receivable from Don Saxton

P2578a

The SW of the NE of Sec. 11, Twp. 3 N., R. 2 W.B.M., in Canyon County, Idaho, being a part of Lots 29, 30, 31 and 32 of Cortland Place, in Canyon County, Idaho, according to the Plat thereof, recorded in Book 1 of Plats, page 26, records of Canyon County, Idaho, EXCEPT a tract conveyed to Hellen E. Call by Deed recorded in Book 99 of Deeds, page 80, records of Canyon County, Idaho, described as follows: All that part of the SE of the NE of Sec. 11, Twp. 3 N., R. 2 W.B.M., in Canyon County, Idaho, lying North and East of the Calkins Lateral as the same is now located and constructed, and more particularly described as follows: Commencing at the NE corner of the SE of the NE of said Sec. 11, Twp. 3 N., R. 2 W.B.M., in Canyon County, Idaho, and running thence South along the East line of said Tract of land a distance of 300 feet, more or less, to the SW line of the right of way of said Calkins Lateral; thence in a NW direction along the SW line of the right of way of said Calkins Lateral to a point on the North line of said SE of the NE of said Sec. 11, 448 feet, more or less, from the NE corner of said tract, being the point of intersection of the SW line of the right of way of the said Calkins Lateral with the North line of said tract of land; thence East along the North line of said tract a distance of 448 feet, more or less, to the point of Beginning.

Together with license No. 19347 issued by the Department of Reclamation of the State of Idaho to Herbert A. Tiegs for the diversion of 1.5 cubic feet per second of subterranean water, with the priority of September 10, 1942, and with the point of diversion being a well located in the SE of the NE, Sec. 11, Twp. 3 N., R. 2 W.B.M., and which water right is appurtenant to the real property described in the preceding paragraph.

The E of the NE of Sec. 3, Twp. 3 N., R. 2 W.B.M., Canyon County, Idaho.

The SW of the NE of Sec. 12, Twp. 3 N., R. 2 W.B.M., in Canyon County, Idaho, together with all that part of NW of the SE and NW of the SW of Sec. 12, lying North of the right of way of the Oregon Short line Railroad, said tract containing 86 acres, more or less.

Commencing at a point on the North and South half section line through Sec. 23, Twp. 3 N., R. 2 W.B.M., 1421 feet south of the North quarter corner of said section, which point is the intersection of the said line with the Southerly boundary of the right of way of the Idaho Traction Company, and running thence South 89° 40' East 850.5 feet; thence South 0° 10' East 454.3 feet; thence North 89° 40' West 260.0 feet to the real point of beginning; thence South 0° 10' East 166.7 feet; thence North 89° 40' West 348.8 feet to the intersection of the Easterly boundary of the public road; thence North 12° 35' West 64.0 feet; thence North 90° 0' West, 146.3 feet to a point 79.3 feet East of the said North and South half section line; thence North 104.25 feet on a line parallel to the said North and South half Section line; thence South 89° 40' East 509.0 feet to the point of beginning.

25789

All of Lot 1, Section 2, Twp. 3 N., R. 2 W.B.M., in Canyon County, Idaho; and

A tract of land situated in the S½ of the NE¼ of Sec. 2, Twp. 3 N., R. 2 W.B.M., Canyon County, Idaho, more particularly described as follows, to-wit: BEGINNING at a point 419 feet North of the East quarter corner of Sec. 2, Twp. 3 N., R. 2 W.B.M., Canyon County, Idaho, and running thence North 49° 45' West, 249 feet; thence West 1,230 feet; thence North 68° 0' West, 990 feet; thence North 59° 45' West, 350.5 feet to a point in the West line of the NE¼ of said Sec. 2; thence North along the said West line to the NW corner of the S½ of the said NE¼; thence East along the North line of said S½ of the NE¼ a distance of 2,640 feet to the East line of said Section 2; thence South 901 feet to the point of beginning.

Together with a use right in subterranean water appurtenant to the above described real property, with the point of diversion being an artesian well located in the SE¼ of the NE¼ of said Section 2, and with the usage being 1.16 cubic feet per second, and as evidenced by Permits Nos. 21623 and 19503 of the State of Idaho Department of Reclamation.

16.8 acres of land, more or less, being part of the SE¼ of Sec. 11, Twp. 3 N., R. 2 W.B.M., and more definitely described as follows:

Beginning at a point 923.5 feet West of the SE corner of said Sec. 11 and running Westerly a distance of 205.5 feet along the South line of said Section; thence Northerly a distance of 1366 feet on a line parallel with the East line of said Section 11, to a point on the Boise Branch of the Oregon Short Line Railroad; thence NErly along the center line of said railroad, a distance of 655.7 feet; thence Southerly a distance of 982 feet on a line parallel with the East line of said Section 11, to a point on the South bank of the Phyllis Canal; thence on SWrly courses along said South bank a distance of 864.4 feet to the point of beginning, excepting therefrom the rights of way of the Phyllis Canal and the Oregon Short Line Railroad.

Also: Beginning at a point on the East boundary line of Sec. 11, Twp. 3 N., R. 2 W.B.M., in Canyon County, Idaho, 1105 feet North of the SE corner of said Section; thence on a straight line in a Westerly direction 323 feet to a point on the South boundary of the right of way of the Phyllis Canal, as now located; thence on a straight line in a SWrly direction a distance of 157 feet to a point on the SErly boundary line of said right of way; thence SW on a straight line a distance of 260 feet to a point on the SErly side of the said right of way; thence North 982 feet to the center of the right of way of the O.S.L. R.R. Co; thence on a straight line in a NErly direction a distance of 623.7 feet to a point where the East boundary line of the said Section intersects the center line of the right of way of the said Ry. Co.; thence South on the East line of said Section, a distance

D25789

of 858.2 feet to the place of beginning, containing 11.6 acres, more or less, together with all water rights, ditches and rights of way therefor, appurtenant to said premises; excepting and reserving from the above, the rights of way of the Phyllis Canal and O. S. L. Railroad.

SAVE AND EXCEPT the following described property: Beginning at a point 923.5 feet West of the Southeast corner of Section 11, Township 3 North, Range 2 West of the Boise Meridian, in Canyon County, Idaho, and running Westerly a distance of 205.5 feet along the South line of said Section, thence Northerly a distance of 1366 feet on a line parallel with the East line of said Section 11 to a point on the Boise Branch of the Oregon Short Line Railroad; thence Northeasterly along the center line of said Railroad a distance of 655.7 feet, thence Southerly a distance of 982 feet on a line parallel with the East line of said Section 11 to a point on the South bank of the Phyllis Canal, thence on Southwesterly courses along said South bank a distance of 864.4 feet to the point of beginning, excepting therefrom the rights of way of the Phyllis Canal and the Oregon Short Line Railroad. ALSO, beginning at a point on the East boundary line of Section 11, Township 3 North, Range 2 West of the Boise Meridian in Canyon County, Idaho, 1105 feet North of the Southeast corner of said Section, thence on a straightline in a Westerly direction 323 feet to a point on the South boundary of the right of way of the Phyllis Canal as now located, thence on a straight line in a Southwesterly direction a distance of 157 feet to a point on the Southeasterly boundary line of said right of way, thence Southwesterly on a straight line a distance of 260 feet to a point on the Southeasterly side of the said right of way, thence North 982 feet to the center of the right of way of the Oregon Short Line Railroad Co., thence northeasterly 359.4 feet, on a straight line; thence South 269.8 feet, on a line 250 feet West and parallel to the East boundary of the aforesaid Section 11; thence East 250 feet to the intersection of the aforesaid East boundary; thence South 488.2 feet, along the aforesaid East boundary to the point of beginning; excepting and reserving from the above the rights of way of the Phyllis Canal and the Oregon Short Line Railway.

~~Together with the right in and to the water appurtenant to the above described land and the right of way of the Oregon Short Line Railroad and the right of way of the Phyllis Canal and the right of way of the Oregon Short Line Railway.~~

Commencing at the SE corner of Section 12, in Township 3 North and Range 2 West from the Boise Meridian, and bearing North 1867.1 feet along the East boundary of the aforesaid Section 12 to the intersection of the South boundary of the right-of-way of the Oregon Short Line Railroad; thence N. 88°53' W. 1559.7 feet, along the South boundary of the aforesaid right-of-way to the real point of beginning. Thence South 1166.7 feet; thence N. 53°9' W. 234.35 feet; thence N. 54°0' W. 1120.4 feet, to the intersection of the East boundary of the NE¼ of the S¼

25789

of the aforesaid Section 12; thence South 203 feet to the Southeast corner of the aforesaid NE $\frac{1}{4}$ of the SW $\frac{1}{4}$; thence West 1121.6 feet along the South Boundary of the aforesaid NE $\frac{1}{4}$ of the SW $\frac{1}{4}$; thence N. 35°40' W. 86 feet; thence N. 52°20' W. 78 feet; thence N. 70°40' W. 180 feet; thence S. 77°50' W. 184 feet; thence S. 13°30' W. 328 feet; thence S. 26°0' W. 150 feet; thence S. 49°0' W. 486 feet; thence N. 47°20' W. 195 feet; thence S. 65°0' W. 76 feet to the center of the Public Highway as now located and constructed; thence meandering N. 30°0' W. 11 feet, Northwest 318 feet on a curve to the left with a radius of 819 feet, N. 52°15' W. 53 feet and Northwest 112.9 feet on a curve to the right with a radius of 262 feet along the center of the Public Highway to the center of the Phyllis Canal; thence meandering N. 86°20' E. 73.4 feet, Northeast 285.6 feet on a curve to the left with a radius of 716.8 feet, and N. 63°30' E. 1063.4 feet along the center of the Phyllis Canal to the intersection of the West boundary of the aforesaid NE $\frac{1}{4}$ of the SW $\frac{1}{4}$; thence North 240 feet, along the West boundary of the aforesaid NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ to the intersection of the South boundary of the right-of-way of the Oregon Short Line Railroad; thence S. 88°53' E. 2425 feet, along the South boundary of the aforesaid right-of-way to the real point of beginning, containing 48 acres together with all appurtenant water, ditch and easement rights.

State of Idaho Land Sale Certificate No. 22661 in the name of Herbert A. Tiegs, selling and conveying the W $\frac{1}{2}$ of Sec. 8, Twp. 1 N., R. 2 W.B.M., in Canyon County, Idaho.

Together with Permit No. G-28730 for diversion of subterranean water from two wells, one located on the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 8, and the other located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 8, which water usage and water right is appurtenant to the above described real property, and which permit is in the names of Herbert A. Tiegs and Opal L. Tiegs, husband and wife.

State of Idaho Land Sale Certificate No. 21470, in the name of Herbert A. Tiegs, selling and conveying the N $\frac{1}{2}$ of the SE $\frac{1}{4}$, Sec. 16, Twp. 1 N., R. 2 W.B.M., in Canyon County, Idaho; and

State of Idaho Land Sale Certificate No. 22659 in the name of Opal Tiegs, selling and conveying the S $\frac{1}{2}$ of the NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Sec. 16, Twp. 1 N., R. 2 W.B.M., in Canyon County, Idaho.

Together with State of Idaho Department of Reclamation Permit No. 21621 for diversion of subterranean water from a well located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 16, and State of Idaho Department of Reclamation Permit No. G-25789 for diversion of subterranean water from a well located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Sec. 16, which permits are in the names of Herbert A. Tiegs and Opal L. Tiegs, husband and wife,

and which water and water rights are appurtenant to the following described real property, to-wit:

EW $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 8; SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Sec. 16; all in Twp. 1 N., R. 2 W.B.M., in Canyon County, Idaho.

I hereby certify that the foregoing document is a true and correct copy of the original as the same appears in the records of the County of Canyon, Idaho.

DAIED JAN 3 - 1932

Edward J. Schenbruner

825789

August 29, 1960

Re: Permit No. **Q-25789**

Herbert A. Tiegs
Rt 2
Nampa, Idaho

Dear Mr. Tiegs:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. **Q-25789** shows the well is (~~xxx~~) capable of conveying **115** miner's inches, or **2.3** c.f.s. of water for the irrigation of **440** acres.

Upon receipt of the statutory fees, totaling \$ **29.00**, we will issue the Certificate of Completion of Works (fee \$5.00) and the License and Certificate of Water Right (fee \$ **24.00**, based at the rate of \$2.00 for each 40-acre subdivision) confirming the right, with priority of **June 24, 1955** to the use of **2.3** second feet of subterranean water with the point of diversion in the **SW $\frac{1}{4}$ of Section 16** for irrigation of **440** acres in the **E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 8; SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16, all in Township 1 North, Range 2 West, B.M.**

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

BPR:ar

Q25789

RT

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

Permit No. G-25789

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

1. Name of applicant Herbert A. Tiegs
2. Source of water supply: Subterranean Flow (Well)
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16
T. 1 N R. 2 W County of Canyon

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

US Motor - 125 HP - 1800 RPM - 440V - Ser. # 1150497 - Layne-Bowler pump,
Vertiline, 1400 gpm - 315' - 1760 RPM - Model 12 K H M M Serial # 25060.
6'x6' Concrete base - 8" disch. pipe to 21'x7' - tower of pump - Delta
switch panel with time relay - delay. 5' NE of pump. Not sheltered. - 600'
12" concrete pipe buried. Gravity system

5. Water is used for: Irrigation and domestic purposes

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

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

E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 8; SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 16, T. 1 N., R. 2 W., B.M.

There is another large pump as indicated
that is integral in this system.
Some water is by exchange.

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

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

Remarks: Mr. Tiegs along

Water measured over 2' Cyp. weir h = .49'
Q = 2.3 cfs.

This examination was made on the 16 day of Aug, 19 60

(Signed) E. N. Humphrey Examiner.

25789

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
AUG 1 8 1960
Department of Reclamation

Nampa Robert A. Tings
64967 R. 2
Nampa, Idaho
Permit No. 9-25789

Examination for Completion of Works & Beneficial Use

County Canyon

16 - 1 N. - 2 W.

Q = 5.0 c.f.s.

S = Well

P.D. = SW. NW., Sec. 16, T. 1 N. - R. 2 W. D.

Use = Irrigation & Domestic

Filed = June 24, 1955

Due = June 30, 1960

P-21021 for approx. 250 "

49' over 2' Cip 2 new

2.3 cfs - 115 "

U.S. Motor - 125 HP - 1800 RPM - 440V
Serial No. 1150497 - Loyne Boulder pump
Vertical
1000 GPM - 315 FT - 1760 RPM
Model 12 KH MM - Serial 25060
6" Concrete base - 8" diameter
pipe to a 21" 471' T. Blue
Delta Switch Panel with time delay
delay n. 12 ft pump not sheltered.
600' 12" concrete pipe, buried

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-25789

REPORT ON PROOF OF Completion of Works & Beneficial Use
Herbert A. Tiegs
Et 2
Nampa, Idaho

August 8, 1960

RE: Permit No. G-25789

Herbert A. Tiegs
Rt 2
Nampa, Idaho

Dear Mr. Tiegs:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Idaho Free Press, all submitted in proof of completion of works and beneficial use on Permit No. G-25789.

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. Hale
Chief Clerk

EPR:mr

25789

RECEIVED
JUL 2 5 1955

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHOPermit No. G 25789

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.

Ans. Herbert A. Tiegs, Rt. 2 Nampa, Farming. Rt. 2 Nampa.

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

Ans. _____

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

Ans. G 25789 given ³⁰1955 June 24 1955

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

Ans. Underground well water. Point of diversion of said water is at well located near NE Corner of SW 1/4 NW 1/4 Sec. 16, Twp. 14 N. R. 2 W. B.M.

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

Ans. Well, 370' depth Casing 16" Cased 175' from Bottom up to hard Rock, water depth 190'. Approximately 150 Minors inches water measured over board in concrete box.

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

Ans. Domestic + Irrigation SW 1/4 NE 1/4, S 2 NW 1/4, All of SW 1/4, N 2 SE 1/4, SW 1/4 SE 1/4, all in Sec. 16, 1 N. - 2 W. Also, E 2 SE 1/4, Sec. 8, 1 N. - 2 W.containing 440 acres.

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

Ans. Herbert A. Tiegs

G 25789

XD

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

Ans. _____

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

Ans. _____

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

Ans. Original owner Receiving Permit

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

Ans. Continuously during irrigation season since July 5, 1958
Surface irrigation. Approximately 175' inches of water used
for irrigation And Domestic purposes.

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

Ans. Approximately 225 inches water have been diverted from a previous drilled
well and use on these lands since May 1952. Permit # 21621

(Sign) Herbert A. Siegs

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 Hampton, County of Canyon,

State of Idaho, on this 6 day of July, A. D. 1960.

My commission expires 2-21-61

25789

July 26, 1960

Re: Permit No. G-25789

Herbert A. Tiegs
Route #2
Nampa, Idaho

Dear Mr. Tiegs:

Returned herewith is your deposition of completion of works and beneficial use of water.

Kindly complete Question 6, by showing the acres and land description of place of use and return to this office at your earliest convenience.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

RT:EPR:dw

Enc. deposition

G25789

RT

AFFIDAVIT OF PUBLICATION

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

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

Notice is hereby given that 10:00 A. M., on the 6th day of July, 1960, at Nampa, County of Canyon, State of Idaho, before Wally Sorenson, Notary Public, at Idaho 1st National Bank, proof will be submitted of the completion of works for the diversion of 5 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-25789 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 are Herbert A. and Opal L. Tiegs, Rt. No. 2, Nampa, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 5 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16, Twp. 1 N., Rge. 2 W. B. M.

5. The place where said water is used is SW $\frac{1}{4}$ NE $\frac{1}{4}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ W $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 16, E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 3, T1 N., R2 W B. M.

6. The date of priority which said user is prepared to establish is June 24, 1955.

GEO. N. CARTER,
State Reclamation Engineer.
May 28; June 4, 11, 13, 1960.

Lucille Copple
of Nampa, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Four times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

May 2^d; June 4, 11, 18, 1960

Subscribed and sworn to before me this 18

day of June, 1960.

Notary Public, Residing at Nampa, Idaho.

825789

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
 JUL 2 6 1936
 Department of Reclamation

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.

Ans. Jerry Mabbott, 39 yrs, 507 10'th Ave. So, Nampa, Idaho, Banking,
507 10 Ave. So., Nampa, Idaho

Ques. 2. Are you acquainted with Herbert A. Tiegs, the holder of Permit No. G-25789? How long have you known him and where does he reside?

Ans. 14 years Route 2, Nampa, Idaho

Ques. 3. Have you read or heard read said Permit No. G-25789, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Underground or subterranean water. Diversion at well. Water conveyed from well to point of use by approximately 600 feet of 12 inch pipe and remainder of conveyance by open ditch 24 inches at bottom and 30 inches at top crosssection of ditch.

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

Ans. Works capable of carrying 6 second feet of water. Approximately 5 second feet observed pass in through works.

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

Ans. Approximately 150 miner's inches. Estimation based on water passing over board in cement box.

J25789

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

Ans. Domestic and irrigation. SW $\frac{1}{4}$ NE $\frac{1}{4}$ (40 acres) S $\frac{1}{2}$ NW $\frac{1}{4}$ (80 Acres) SW $\frac{1}{4}$ (160 Acres) NE $\frac{1}{4}$ SE $\frac{1}{4}$ (40 Acres). W $\frac{1}{2}$ SE $\frac{1}{4}$ (80 Acres). Sec. 16, E $\frac{1}{2}$ SE $\frac{1}{4}$ (40 Acres). Sec. 8 All T 1 N, R 2, W.B.M. Total acres under irrigation, 440. Sagebrush land, now land is highly cultivated.

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

Ans. Only domestic and irrigation.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Sandy Loam approximately 1 miners inch per acre.

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

Ans. None

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

Ans. Annual personal observation of all cultivated ground being watered under this permit. Land has personally been observed from its transition from sagebrush land to highlyproductive cultivated land.

(Signed) _____

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 Nampa, County of Canyon, State of Idaho, on this 6 day of July, A. D. 1960.

_____ Notary Public.

My commission expires 2-21-61

25789

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-25789

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

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

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

Ans. Ivan L. Dunbar 44 years, Rt. 1 Nampa Idaho, Banking. P.O. Box 86 Nampa, Ida.Ques. 2. Are you acquainted with Herbert A. Tiegs, the holder of Permit No. G-25789? How long have you known him and where does he reside?Ans. 20 years Rt. 2, Nampa, Idaho

Ques. 3. Have you read or heard read said Permit No. G-25789, and are you familiar with its provisions and conditions?

Ans. YesQues. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.Ans. Underground or subterranean water, Diversion at well. Water conveyed from well to point of use by Approximately 600' feet of 12 inch pipe and remainder of conveyance by open ditch 24 inches at bottom and 30 inches at top cross section of ditch.

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

Ans. Works capable of carrying 6 second feet of water. Approximately 5 second feet observed pass through works.

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

Ans. Approximately 150 miner's inches. Estimation based on water passing over board in cement box.

G25789

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

Ans. Domestic and irrigation. SW $\frac{1}{4}$ N.E. $\frac{1}{4}$ (40 Acres). S $\frac{1}{2}$ N.W. $\frac{1}{4}$ (80 Acres). SW $\frac{1}{4}$ (160 Acres). NE $\frac{1}{4}$ SE $\frac{1}{4}$ (40 Acres). W $\frac{1}{2}$ SE $\frac{1}{4}$ (80 Acres). Sec 16. E $\frac{1}{2}$ SE $\frac{1}{4}$ (40 Acres). Sec. 8 all T. 1 N., R. 2 W. B. M. Total acres under irrigation 440. Sagebrush land, now land is highly cultivated.

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

Ans. Only domestic and irrigation.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Sandy loam. Approximately 1 miners inch per acre.

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

Ans. None

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

Ans. Annual personal observation of all cultivated ground being watered under this permit. Land has personally been observed from its transition from sagebrush land to highly productive cultivated land.

(Signed)

Frank Sunday

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 Nampa, County of Canyon, State of Idaho, on this 6th day of July, A. D. 1960.

Hallam Amerson

Notary Public.

My commission expires 2-21-61

825789

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver **ONLY** to addressee

☐ Show address where delivered

(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side.

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

Herbert A. T. Signs

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

7-23-60

ADDRESS WHERE DELIVERED (only if requested in item #1)

25289

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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



POSTMARK OF
DELIVERING OFFICE

INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print on front of article RETURN RECEIPT REQUESTED.

RETURN
TO

REGISTERED NO.

NAME OF SENDER

Department of Reclamation

CERTIFIED NO.

STREET AND NO. OR P. O. BOX

Room 107, State House

INSURED NO.

CITY, ZONE AND STATE

Boise, Idaho

POD Form 3811 Jan. 1958

16-71548-4

9-25789

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

July 22, 19 60

Re: Permit No. G- 25789

To Herbert A. & Opal L. Tiegs
Route #2
Nampa, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 25789 to Appropriate the Public Waters of the State of Idaho, have not been complied with as to _____

Completion of Works & Beneficial Use Proofs which were due June 30, 1960

YOU ARE HEREBY notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G- 25789 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

SAID PERMIT NO. G- 25789 claims the use of 5.0 cubic feet per second of the Subterranean Waters of a well with point of diversion located SW 1/4 Sec. 16., Twp. 1 N., Rge. 2 W.B.M. and was approved June 30, 1955.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of my office at Boise, Idaho, the 22nd day of July, 19 60.

825789
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE
May 24, 1960

Re: Permit No. 0-25789

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

IS ATTACHED

Herbert A. & Opal L. Tiegs,
Route #2,
Hampa, Idaho.

Dear Mr. & Mrs. Tiegs:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 0-25789. The proofs are to be made at 10:00 o'clock A.M., on the 6th day of July, 1960, before Wally Sorenson, Idaho First National Bank, Hampa, Notary Public.

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

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.
EPR: pak
cc: Notary

025789

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-25789
Herbert A. & Opal L. Tiegs

Date: May 24, 1960

Idaho Free Press,
Nampa, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **July 6, 1960** the date set for proof;

the expense of the publication is to be paid by the applicant

Herbert A. & Opal L. Tiegs of **Route #1, Nampa, Idaho**

to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

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

Encl.

G25789

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

Notice is hereby given that 10:00 A.M., on the 6th day of July, 1960, at Nampa, County of Canyon, State of Idaho, before Wally Sorenson, Notary Public, at (address) Idaho Ist National Bank, proof will be submitted of the completion of works for the diversion of 5 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. C-25789 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 are Herbert A. and Opal L. Tiegs, Rt. #2, Nampa, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 5 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16., Twp. 1 N., Rge. 2 W. B. M.

5. The place where said water is used is SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 16, ~~#####~~ E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 8, T1N, R2W BM

6. The date of priority which said user is prepared to establish is June 24, 1955.

25789

Geo. H. Carter

State Reclamation Engineer

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 23, 1960

(P. O.) Rt. #2, Nampa, 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

Idaho Free Press

of

Nampa, Idaho

published in

the county in which the works are situated.

Canyon Co.

(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.

Herbert A. Siegr
Engineer.

825789

May 25, 1960

Re: Permit No. 21621
" " ~~G-25789~~

Mr. Herbert A. Tiegs
Route #2
Nampa, Idaho

Dear Mr. Tiegs:

We enclose herewith Application for amendment to the land list on Permit No. G-25789 and Application for amendment to the point of diversion on Permit No. 21621, which have been recorded in this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. amendments (2)

G25789

APPLICATION FOR AMENDMENT

Comes now . . . Herbert A. and Opal L. Tieggs . . . , and represents

are

To include E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 8. T1N, R2W BM

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

Signed at Boise, Idaho this 23rd day of May 19 60

Herbert A. J. reg.

Date of receipt at office of Department of Reclamation . . 5-23-60

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-25789 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 91 of
Permits, Page 25789
May 25, 1960

825789

E. N. Carter
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 25789

Date: April 1, 1960

Herbert A. & Opal L. Tiegs
Route #2
Nampa, Idaho

Dear Mr. & Mrs. Tiegs:

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- 25789 are due not later than June 30, 1960.

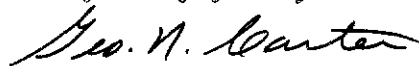
Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken 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 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 of, or points of diversion; and the location of use of 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 Form 36 - 11 - instructions

25789

July 7, 1958

RE: Permit No. G-25789

Mr. Herbert A. Tiegs
Route # 2
Nampa, Idaho

Dear Mr. Tiegs:

We enclose Permit No. G-25789 and direct your attention to the limitations and conditions as given on the fourth page under Approval of the State Reclamation Engineer.

We also enclose departmental receipt No. G-1302 for the \$6.00 filing fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:su
Enc.

P25789

NAME OF APPLICANT Herbert A. & Paul L. Ties,

Form No. 0

Two 1 N 3 2 0

Points of Diversion, Wells, 16

4-257859
A- APPROVED
JUL 28 1964
FBI
Bureau

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

8.25789

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

Notice is hereby given that 10:00 A. M., on the 6th day of July, 1960, at Nampa, County of Canyon, State of Idaho, before Wally Sorenson, Notary Public, at Idaho 1st National Bank, proof will be submitted of the completion of works for the diversion of 5 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-25789 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 are Herbert A. and Opal L. Tiegs, Rt. No. 2, Nampa, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 5 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16., Twp. 1 N., Rge. 2 W. B. M.

5. The place where said water is used is SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 16, E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 8, T 1 N, R 2 W B. M.

6. The date of priority which said user is prepared to establish is June 24, 1955.

GEO. N. CARTER.

State Reclamation Engineer.

May 28 June 4 11 18 1960