

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 45-7005 Priority Sept. 6, 1967 Amount 5.0 cfs

THIS IS TO CERTIFY, that J. R. SEYMOUR
of Murtaugh, Idaho, has complied with the terms and conditions of Permit
No. 45-7005 issued pursuant to Application for Permit dated September 6, 1967,
and has submitted proof to the Department of Water Administration on February 17, 1970,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 7.87 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u> from <u>April 1</u> to <u>Oct. 31</u> at <u>5.0</u> cfs and <u>1,604 acre feet or</u>			<u>4.0 af per acre</u>
from _____ to _____ at _____ cfs and _____			
from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 5.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
* 1,604 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of
Sec. 3, Twp. 11 S, Rge. 21 E, B. M. in the County of Cassia

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
11 S	21 E	3	23	25	39	39	23	15	13	36	34				38	39		36	360
		4	24	17															41

Total number of acres irrigated 401

* Subject to the condition that the maximum volume per year shall not exceed
1,604 acre feet when combined with Licenses No. G-26747/45-2745 and G-
22803/45-2419.

Measuring devices of a type approved by this Department shall be permanently
maintained as part of the diverting works.

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 14 day of
June, 19 74.

Director

RECORDED

State of Idaho

Department of Water Administration

ASSIGNMENT OF PERMIT

RECEIVED

I, LEX KUNAU and CELIA KUNAU, hereby assign to J. R. Seymour

of Route 1, Murtaugh, Idaho Address

CHECK ONE

☐ All my right, title, and interest, in and to Permit No. 45-7005 to appropriate the public waters of the State of Idaho.

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

Made this 23rd day of February, 19 73.

Celia Pauline Kunau

Permit Holder

Lex H. Kunau

Spouse of Permit Holder

State of Idaho)
County of Cassia) ss.

On this 23rd day of February, 19 73, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

E. Paul Hall

Notary Public residing at

Rupert, Idaho

My commission expires: 5-11-75

45 7005

PREPARED BY
IDAHO LAND & APPRAISAL S.
BOX 2161, BOISE, IDAHO
PLEASE NOTIFY OF ANY DECISIONS
OR IF FURTHER INFORMATION IS NEEDED

Identification No. 45-7005
Application No. 42022

ASSIGNED TO:

J. R. Seymour
Route 1.
Murtaugh, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

LICENSE ISSUED FOR 50 SEC. F.
LICENSE PAGE NO.

1. Name of applicant Celia Pauline Kunau
post office address Burley, Idaho
2. Source of water supply subterranean which is a tributary of
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 3 Township 11 S
Range 21 E B.M. Cassia County; additional points of diversion if any:

b. If water is not consumed, it will be discharged into Unnamed drain at a point in SW $\frac{1}{4}$
of SE $\frac{1}{4}$ of Section 33 Township 10 S Range 21 E B.M.
4. Quantity to be appropriated:
 - a. 5 cubic feet per second and/or
 - b. acre feet per annum will be stored.
5. Water will be used for the following purposes:
irrigation purpose from April 1 to October 31 (both dates inclusive)
 purpose from to (both dates inclusive)
 purpose from to (both dates inclusive)
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 250 h.p. pump and motor and ditches
 - b. Height of storage dam feet; active reservoir capacity acre feet; total reservoir
capacity acre feet; materials used in storage dam:
 - c. Proposed well diameter is 24 inches; proposed depth of well is 500 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 2 years.
b. Estimated construction cost is \$ 24,000.
8. Description of proposed uses:
 - a. If water is **not** for irrigation:
 - (1) Give the place of use of water: $\frac{1}{4}$ of $\frac{1}{4}$ of Section Township
Range B.M.
 - (2) Amount of power to be generated: hp under feet of head.
 - (3) List number of each kind of livestock to be watered
 - (4) Name of municipality to be served , or number of families to be
supplied with domestic water .
 - (5) If water is to be used for other purposes describe:

* See amendment to point of diversion

45 7005

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
* 11 S	21 E	3	30	28	39	40	25	24	35	40	38				40	39		25	403
		4	32	20															52

Total number of acres to be irrigated 455

c. Describe any other water rights used for the same purposes Water license G-22803
(see remarks below)

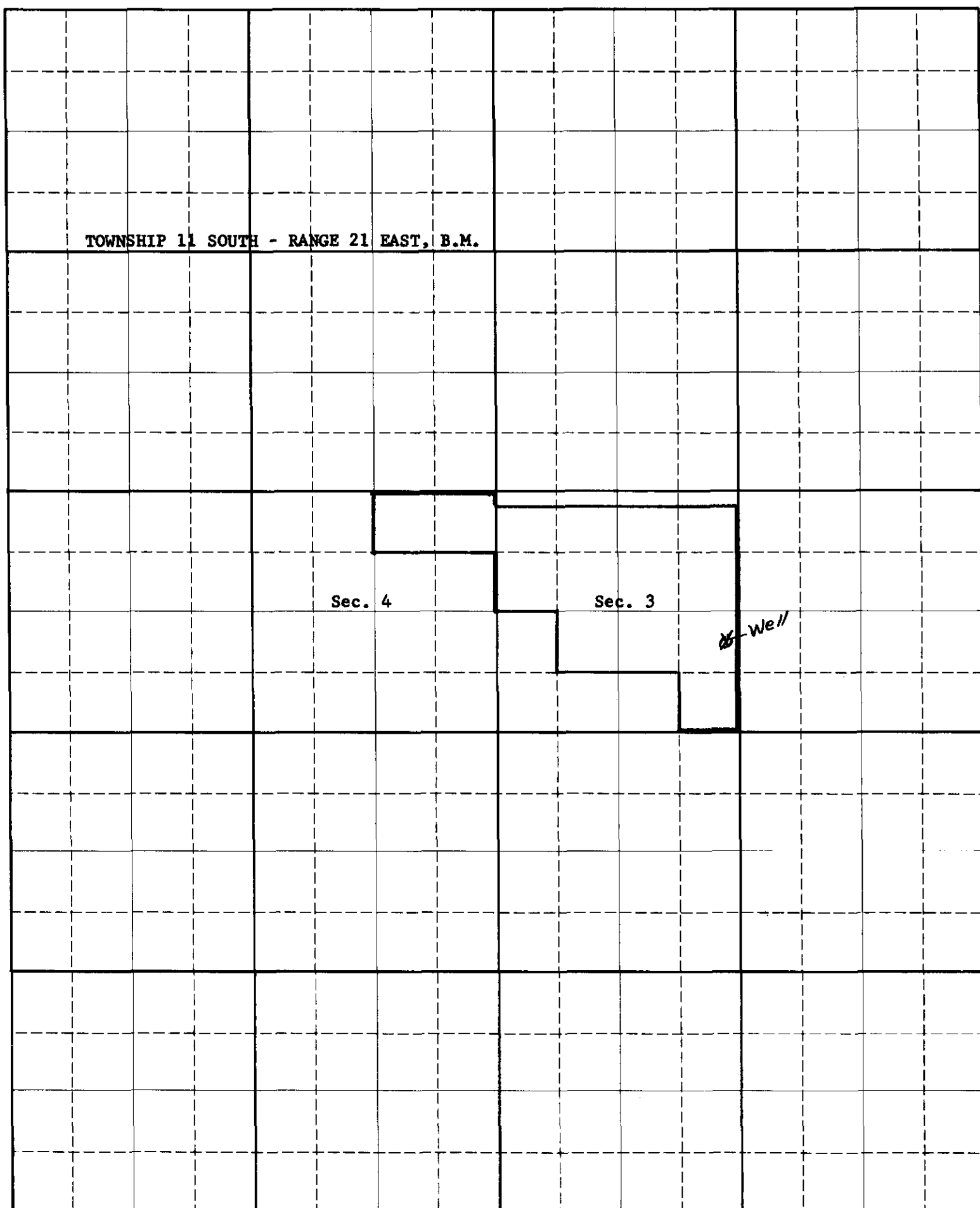
9. a. Who owns the property at the point of diversion Celia Pauline Kunau
b. Who owns the land to be irrigated or place of use Celia Pauline Kunau
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks As soon as this permit is approved and the well actually drilled I intend to transfer 100 inches of water, that licensed under G-22803 from well #1 in the SE1/4, Sec. 34, T10S-R21E, to lands belonging to Mr. & Mrs. Mark Moorman which are located directly to the North of my property and to lands under desert land application #I-016941, applied for by Mrs. Vera Lindburg.

With the lifting of the groundwater restriction in my area I have found it to my advantage to drill a new well. This will enable me to transfer back to Mrs. Moorman the 2 cfs that I acquired from her. At that time my property was in the critical groundwater area which prevented me from drilling this additional well to obtain the necessary irrigation water.

* See amendment to land list

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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

PREPARED BY
IDAHO LAND & APPRAISAL SERVICE
BOX 2161, BOISE, IDAHO
PLEASE NOTIFY OF ANY DECISIONS
OR IF FURTHER INFORMATION IS NEEDED

Helia Pauline Kinan
(Applicant)

45 7005

Received by KD Date 9-6-67 Time 8:00 A.M.
Preliminary check by Durr Fee \$ 40.00
Receipted by KD Date 9-6-67
Publication prepared by KS Date 9-14-67
Published in Star of Idaho
Publication dates 9-21-28
Publication approved KS Date 9-22-67
Priority reduced to _____ Reason _____

Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by CA

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 45-7005, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 70.
- c. Other: The applicant shall permanently install a measuring device of a type approved by the department as part of the diverting works. This permit is supplemental to all prior rights. Boundary of old critical ground water area so can allow only two years for proof due.

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

Witness my hand this 18 day of March, 19 68.

R. Keith Higgins
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR AMENDMENT

Permit No. 45-7005

Comes now **Celia Pauline Kunau**

of (address)_____

Burley, Idaho, 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. 45-7005, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE 1/4 SE 1/4, Sec. 3, T. 11 S,
R. 21 E, B.M. Other points of diversion SE 1/4 NE 1/4, sec. 3, T. 11 S, R. 21 E, B.M.

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

mo. - day

mo. - day

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

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

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

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

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated

486

45 7005

A hand-drawn map on a grid background. The map shows a rectangular area divided into two sections. The left section is labeled '4' and the right section is labeled '3'. Below the left section is the text 'Top 11S.' and below the right section is the text 'Rgr. 21E.'.

Debra Pauline Kinnear
(signature)

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho,

Witness my hand this 12th day of June, 19 68

R. Kirk Higgins
State Reclamation Engineer

Identification No. _____

Permit No. _____

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
FEB 17 1970
Department of Reclamation

February 14, 1970

1. a) Name of Permit Holder Celia Pauline Kunau
b) Post Office Address P. O. Box 548, Burley, Idaho 83318
2. Permit Number 45-7005
3. Date of Priority that you are prepared to establish September 6, 1967
4. a) Source from which water was appropriated Deep well
b) Location of the point of diversion: NE 1/4 SE 1/4, Section 3
Township 11S, Range 21E, Boise Meridian, Other points of diversion:
Permit no G-22803, NE 1/4 of SE 1/4, Sec. 3, T11N, R21 EBN

5. a) The amount of water and use to which the water has been applied:
amount 4.7 CFS - 2120 A.M. for Irrigation purposes from March 1 to Oct. 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 4.7 CFS (2120 A.M.) cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Hersey-Sparling flow meter, a 5 minute and a 4 minute test taken by Mark Moorman, farmer, Witnesses: E. W. Moorman, and James Brock (Layne Pump Co.) Stop watch and care was used.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: owner's concrete ditches are used for distribution

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

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 300 H.P. Elec. motor, line shaft pump, 14" bowls. 50' 24" casing to lava rock. 22" well on down to 527'. Water stands at 436' April 19, 1969.

b) Describe the type and size of measuring device which you have installed at your point of diversion: Measured by 12" Hersey-Sparling Flow Meter.

c) Give well drillers name and address and date the well was completed Commons Drilling Co., Rupert, Idaho. Completed drilling Feb. 10, 1968

45 7005

Exam TYPED
2-19-70
JMS

JMS

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

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
11S	21E	3	54	35	39	40	35	35	20	39	38				40	39		40	434
		4	32	20															52

Total number of acres irrigated 486

10. Remarks: _____

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

Feb. 14, 1970
(Date)

Mrs. Selma Pauline Kumar
(Signature)

State of IDAHO)
County of CASSIA ss.)

On this 16th day of February, 1970, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Julio Gregory
Notary Public residing at Rupert, Idaho

My commission expires Jan. 2, 1971

THE WORLD OF IDAHO
~~The Burley Herald-Bulletin~~

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

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

Gary L. Fernau, 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

two (2) consecutive weeks, commencing
with the issue dated September 21, 1967
ending with the issue dated October 2, 1967

Gary L. Fernau
Subscribed and sworn to before me this

3 day of October, 19 67

Keith Chambers Notary Public

Cost of Publication My Commission Expires Feb. 18, 1969

Notary fee _____

Total Cost _____



45 7005

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

Gary L. Fernau . . . , 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

two (2) consecutive weeks, commencing

with the issue dated September 21, 1967
ending with the issue dated October 2, 1967

Subscribed and sworn to before me this

3 day of October, 19 67

Notary Public

My Commission Expires Feb. 18, 1962

Notary fee

Total Cost

67-255

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Celia Pauline Kuna has on September 6, 1967 applied for permit to divert 50 cubic feet per second of water from a subterranean source under application No. 45-7005. Water will be diverted by a well pump and motor within the NE 1/4 Sec. 3, T. 11 S. R. 21 E., B.M., Cassia County and is to be used from April 1 to October 31 for irrigation in NE 1/4, NE 1/4 SW 1/4, NE 1/4 SE 1/4, Sec. 3, N. 1/2 NE 1/4, Sec. 4, T. 11 S. R. 21 E., B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the World of Idaho,
Burley, Idaho, on September 21
and October 2, 1967.

The World

P.O. Box 190

Phone 678-2201

BURLEY, IDAHO 83318 September, 1967

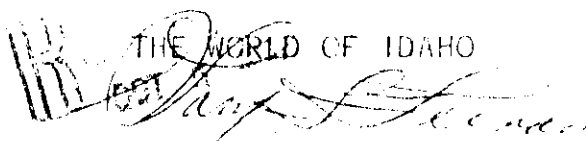
State of Idaho
Department of Reclamation
107 State House
Boise, Idaho

Legal
Advertising

67-255 27 lines 2 times

6.75

I hereby certify that the above account is correct and just, that the services were actually rendered as charged, and that we have not received payment therefor.


THE WORLD OF IDAHO
GARY L. FERNAU
BUSINESS MANAGER

45-7005

45 7005

June 17, 1974

C
Re: Permit No. 45-7005

O
Mr. J. R. Seymour
Route 1
Murtaugh, Idaho 83344

Dear Mr. Seymour:

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

P
Sincerely,

Y
BOBBY D. FLEENOR
Assistant Director

BDF:jfr

Enclosure

MICROFILMED

May 29, 1974

Mr. J. R. Seymour
Route # 1
Murtaugh, Idaho 83344

Dear Mr. Seymour:

A representative of this Department has made an examination of the works covered by your Permit No. 45-7005 and has found the following:

Quantity of water diverted: 7.87 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 5.0 cfs

* The maximum quantity diverted shall not exceed 1,604 acre feet per year.

Point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 3, Twp. 11 S, Rge. 21 E, B.M., Cassia County

Beneficial use: Irrigation of 401 acres within the N $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 4; Twp. 11 S, Rge. 21 E, B.M.

Priority date established: Sept. 6, 1967

* Subject to the condition that the maximum volume per year shall not exceed 1,604 acre feet when combined with Licenses no. G-26747/45-2745 and G-22803/45-2419.

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

bc: Southern District Office

BDF:DR

MICROFILMED

FIELD REPORT

- 486

R21E

CE 2005

T
11
5

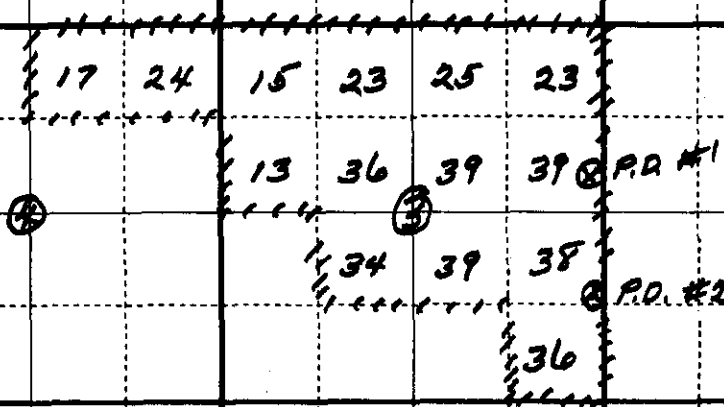


Diagram of System

DATE EXAMINATION RECORDS

4/14/72 Check for measuring device only

by: J.E.

12/11/72 Data taken on measuring device. (NEK, SEK)
Turned pump on, line frozen, unable to check flow. Measure after line is thawed.

by: J.E.

by:

by:

8-15-73
DATE OF EXAM ~~8-16-73~~ KOT

ACREAGE
Found 401
Recommended 401

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q= 7.87 c.f.s. V= 1604 AF/Ann. from April 1 to Oct. 31
Domestic Q= c.f.s. V= AF/Ann. from to
Livestock Q= c.f.s. V= AF/Ann. from to

Is water co-mingled? yes no ☒

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

Exchange? yes no ☒

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

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

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

Total Q measured 7.87 cfs Method of measurement Badger Motors stop watch

Total Q recommended 5.0 cfs Meter No. MO 461353 Type Condition Near New

Total V recommended 1604 AF/Ann

Recommended Amendments:

P.D.
Place of Use
Other
None None.

MEASUREMENT CALCULATION:

$Q = \frac{SENE .01 AF / 89 \text{ sec.} \cdot (43560 \times .01)}{43560 \div 89} = 4.89 \text{ cfs}$
 $Q = \frac{NESE .01 AF / 2 \text{ min } 36 \text{ sec.} \cdot (43560 \times .01)}{43560 \div 146} = 2.98 \text{ cfs}$

$V = (401 \text{ Acres}) (4 \text{ AF/Ac}) = 1604 \text{ AF/Ann}$

SYSTEM DESCRIPTION:

SE, NE Badger Meter, 10" SER # MO 461353
WELDON CAMER Motor 3 phase 440 volt 1800 R.P.M. Ser 4467
300 H.P. SENE Pole # 0965
NESE 12" Badger Meter Ser # MO 461362, US Motors, 200 H.P., 1800 RPM, 440V, Type CFU
Pump Ser # 170057
Discharges into open ditches

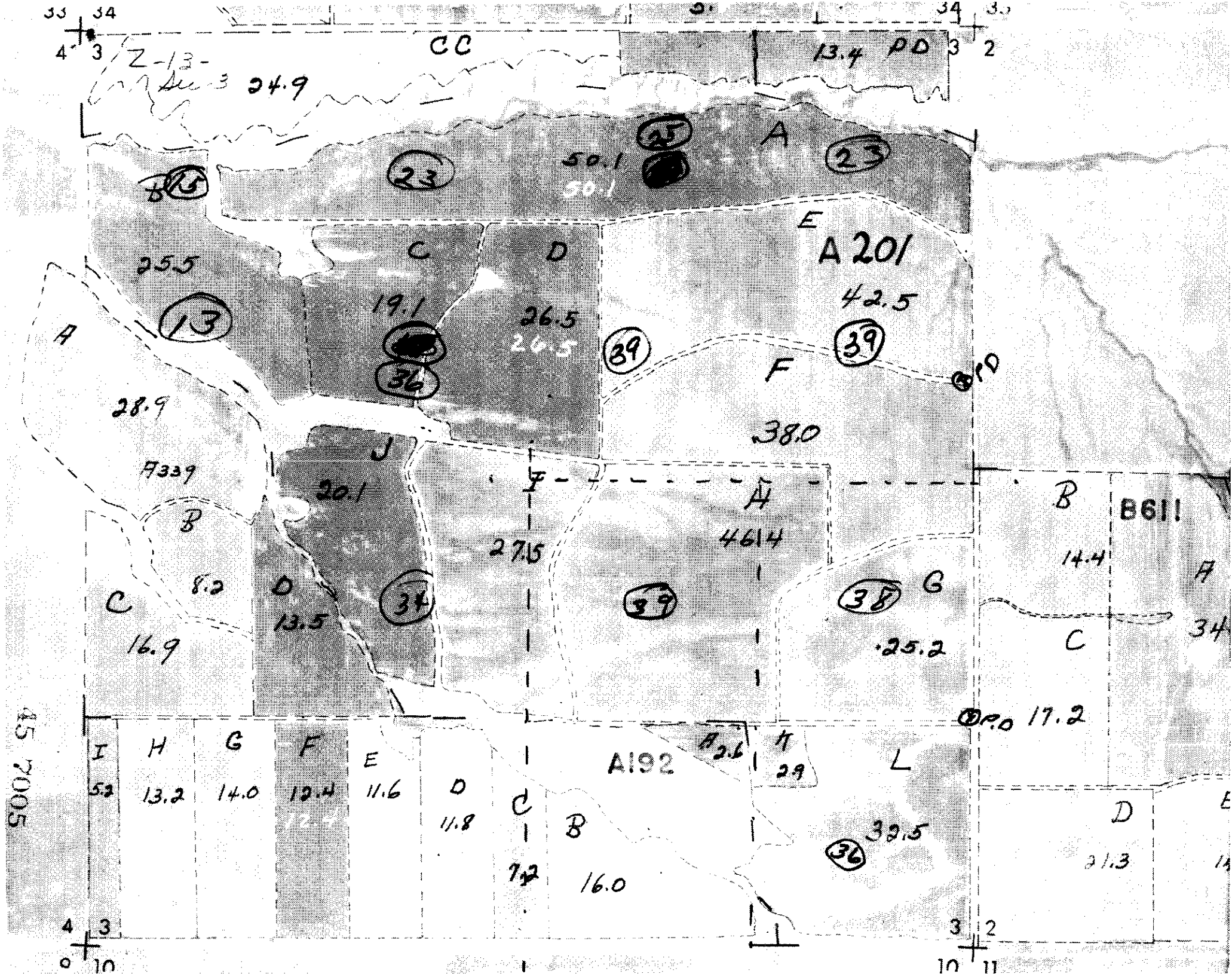
REMARKS:

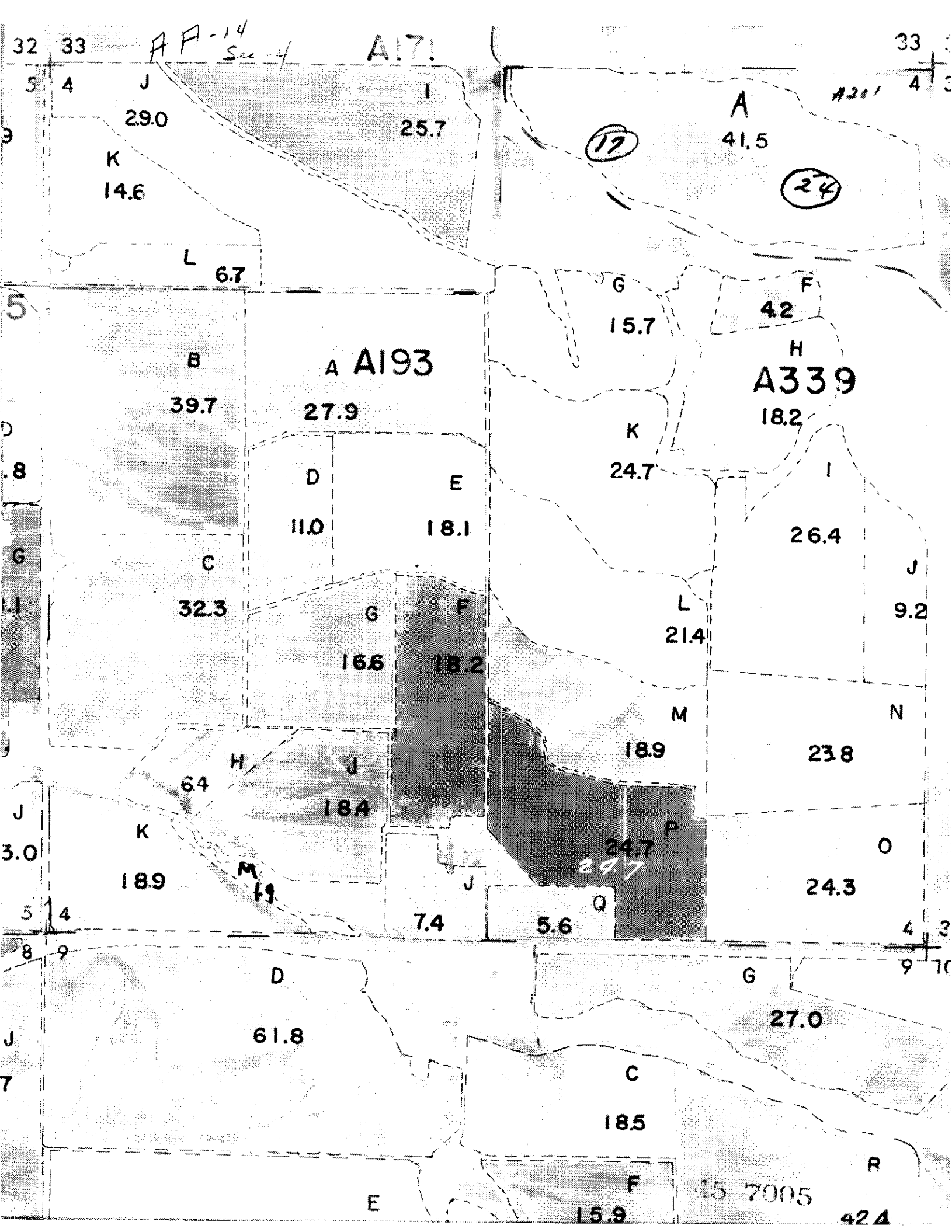
These two wells are already licensed under two existing licenses. 45-2419, 45-2745

Examiner's Signature KOT L. Lueken Date 8/16/73

Checked by Michael L. Steele Date 8/16/73

Approved by Date





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

Permit No. 45-7005

This proof is for b/u - 5.0 cfs

In Water District No.

1. Name of applicant ^{LEX} Celia Pauline Kunau, Burley, Idaho

2. Source of water supply: ground-water

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 3

T. 11 S R. 21 E County of Cassia

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

^{#2} ^{SEE NO. 4467}

PROOF - 300 HP electric motor, line shaft pump, 14" bowls, 50'24" casing to
lava rock, 22" well on down to 527'. Water stands at 436' - Apr. 19, 1969.

#1 U.S. Motors 200 HP SER NO. 1032598 1800 RPM

Peerless Pump SER NO. 170057 10" discharge to 14" buried line.

#2 Layne Bowler pump. ser. no. 44502 10" discharge 15' to open ditch

5. Water is used for: Irrigation

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):

N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 4, T. 11 S, R. 21 E (486 acres)

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

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

Remarks: Pl. #2 is in SE NE Sec 3 11 S 21 E and corresponds to Kunau's well #4

Measurements with pygmy meter R-149

Acres determined from Conrad Ranches Diagram.
Moorman Ranch #3.

This examination was made on the 21 day of July, 1970

(Signed)

William Schuis

Examiner.

45 7005

Permit No. 45-7005

Examination for b/u - Celta P. Kumanu, Burley

County Cassia

Quantity: 50 cfs Sec. 3 T.11S R.21E

Source: ground-water

P.D.: NE¹/₄SE¹/₄, SE¹/₄NE¹/₄

Use: irrigation

~~Remarks:~~

~~Remarks:~~

~~Geological Notes:~~

~~Other Remarks:~~

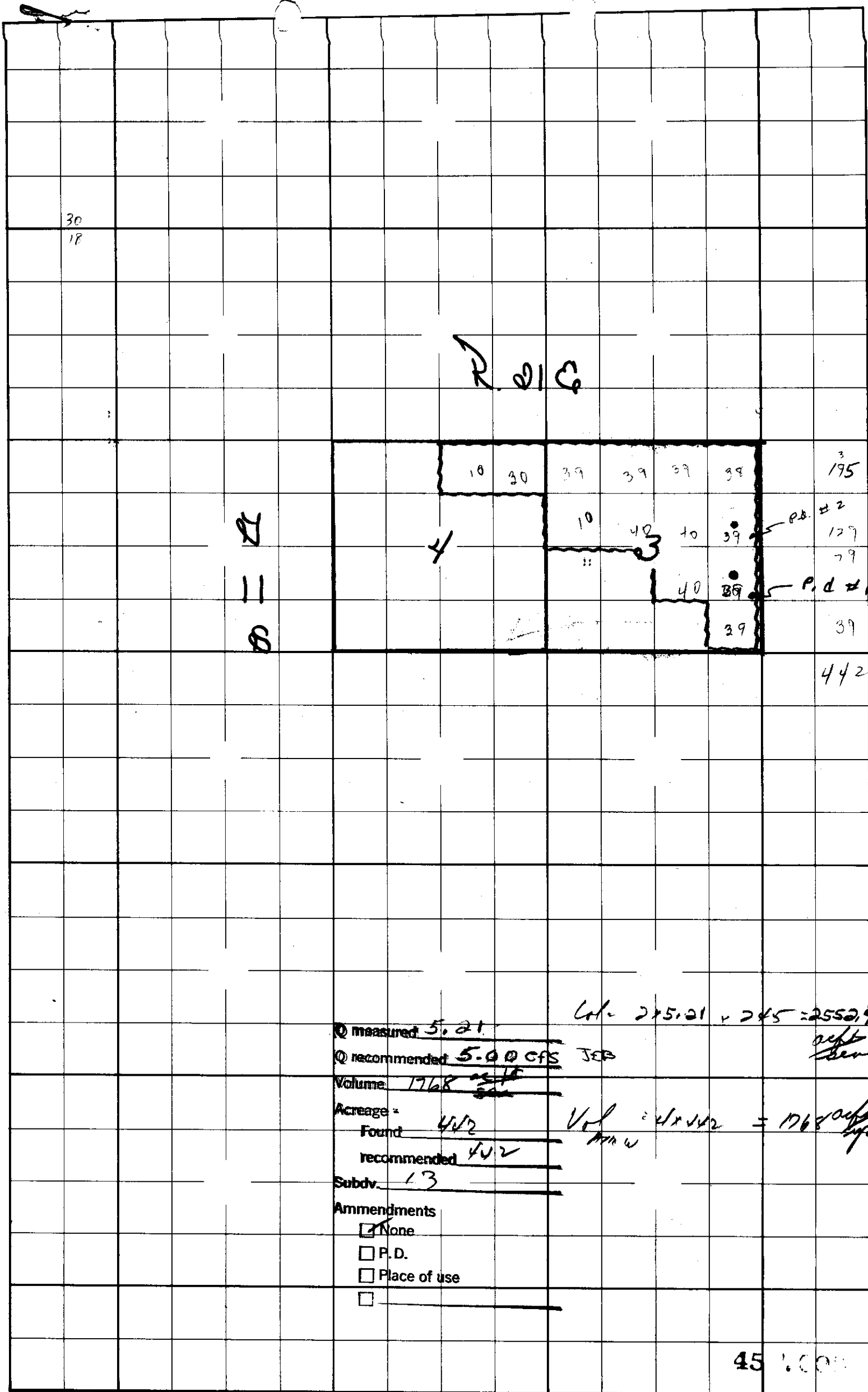
Filed: 9-6-67 Made: 2-17-70

Due: 4-1-70 Priority: 9-6-70 "67"?

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.

45 7005



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

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

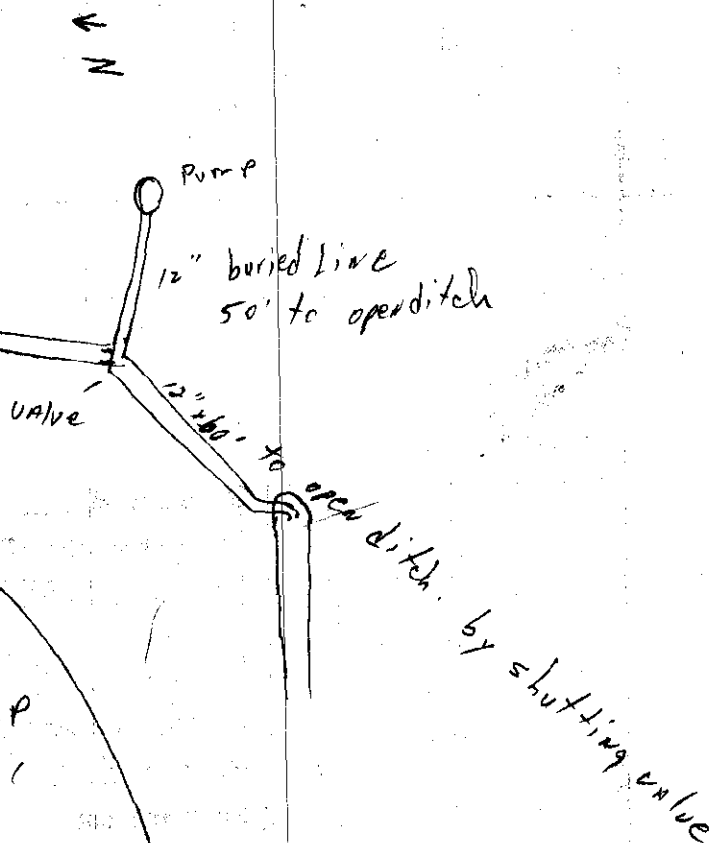
PERMIT NO. 45-7005

REPORT ON PROOF OF b/u - Gelia Pauline Kuman, Burley, Idaho

diversion #1.

NESE S₃ T11S R21E

open ditches are cement lined.

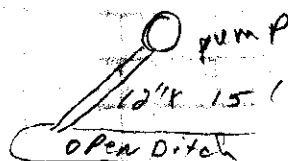


diversion #2

SENE Sec 3

11S21E

N 7



45 7005

meters not installed

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

River at

45	70
----	----

Chk. by

February 27, 1973

Re: Permit No. 45-7005

Mr. J. R. Seymour
Route 1
Murtaugh, ID 83344

Dear Mr. Seymour:

We have received the Assignment for Permit No. 45-7005 and the assignment has been recorded in our records. We are enclosing a copy of the permit and a copy of the assignment for your information.

Very truly yours,

Donald W. McEldowney
Water Rights Administrator

DWM/cd

Enc: Copy Application
Copy Assignment

CC: William A. Parsons
Attorney at Law

45 7005

WILLIAM A. PARSONS
RICHARD K. SMITH

PARSONS & SMITH
ATTORNEYS AND COUNSELLORS AT LAW
137 WEST 13TH STREET
BURLEY, IDAHO 83318
AREA CODE 208
678-8382

RECEIVED
P. O. BOX 910

Department of Water Administration

February 23, 1973

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

RE: Water license No. 22803/45-2419
No. 26747/45-2745
Permit No. 45-7005
Kunau - Seymour

Attention: Bobby D. Fleenor

Dear Mr. Fleenor:

Enclosed is the form which you returned to us to have signed by Mr. and Mrs. Kunau. It has been filled in and notarized. The address of Mr. and Mrs. Seymour as you will note is Route 1, Murtaugh, Idaho.

Very truly yours,

PARSONS & SMITH

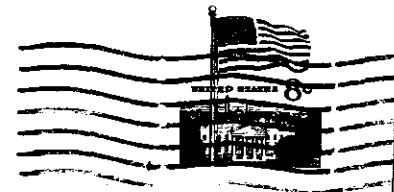
William A. Parsons

William A. Parsons

WAP:rt

45 7005

PARSONS & SMITH
ATTORNEYS AND COUNSELLORS AT LAW
137 WEST 13TH STREET
POST OFFICE BOX 910
BURLEY, IDAHO 83318



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

Attn: Bobby D. Fleenor

February 22, 1973

Re: Water License No. 22803/45-2419
" " No. 26747/45-2745
Permit No. 45-7005

Mr. William A. Parsons
Parsons & Smith
P. O. Box 910
Burley, Idaho 83318

Dear Mr. Parsons:

We have received the assignment in connection with the above referenced licenses and permit.

We wish to advise you that the Department has no procedure for changing the records of ownership once a permit has been licensed. When a license is issued, it becomes appurtenant to the land and ownership is automatically conveyed with the land unless it is specifically withheld in the sale transaction.

We are enclosing the Department's assignment of permit form for your use in submitting an assignment for Permit 45-7005. Please note that we will need Mr. & Mrs. Seymour's mailing address before we could record the assignment.

Also enclosed is the assignment you submitted. If you have any questions regarding this matter, please contact us.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosures (2)

45 7005

WILLIAM A. PARSONS
RICHARD K. SMITH

PARSONS & SMITH
ATTORNEYS AND COUNSELLORS AT LAW
137 WEST 13TH STREET
BURLEY, IDAHO 83318

AREA CODE 208
678-8362

RECEIVED
FEB 21 1973
Department of Water Administration

February 20, 1973

The State Water Administration Division
State of Idaho
Boise, Idaho

RE: Seymour - Kuna

Gentlemen:

Enclosed is the Assignment of Water license numbers G-26747 and G-22803 from Kuna to Seymour. If there are any fees due for filing this assignment please advise us and we will promptly remit.

Thank you.

Very truly yours,

PARSONS & SMITH

William A. Parsons
William A. Parsons

WAP:rt

45 7000

November 28, 1972

Re: Permits 45-2745, 45-7005 & 45-2419

Parsons & Smith
Attorneys & Counsellors at Law
137 West 13th Street
Burley, Idaho 83318

ATTN: William A. Parsons

Dear Mr. Parsons:

Recently we advised our Southern District Office that since your letter of November 17, 1972, measuring devices are now installed on both wells questioned. Just when a field examination will be made is up to the Southern District Office. If you have any questions on the matter, please contact Bob Haynes, District Engineer in charge of the Southern District.

The quantity of water to be licensed will be based on the amount of water measured through the flow meter and limited by prior licenses and measurements established from these wells and the number of acres actually irrigated. Our previous examination totaled 442 acres in Sections 3 and 4, Township 11 South, Range 21 East. Following the field examination we will tell you what the Department proposes for licensing.

Permit G22802/45-2419 has been licensed and a transfer has been submitted for approval by the Department. We are enclosing a copy of the water license and transfer. We are also enclosing a copy of the Department's Memorandum Decision on the matter.

As to your last question, please be advised that our issuing the license is based on the re-examination and measurement of the water through the measuring devices.

Please contact us if we can be of further assistance.

Very truly yours,

Donald W. McEldowney
Water Rights Administrator

DWM/cd

Enc: License
Transfer
Memorandum decision
CC: Southern District Office

45 7005

WILLIAM A. PARSONS
RICHARD K. SMITH

PARSONS & SMITH
ATTORNEYS AND COUNSELLORS AT LAW
137 WEST 13TH STREET
BURLEY, IDAHO 83318
AREA CODE 208
678-8382

RECEIVED
Nov 14 1972
P. O. BOX 910
Department of Water Administration

November 13, 1972

Department of Water Administration
State House Annex 2
Boise, Idaho 83707

Attention: Donald W. McEldowney

RE: Permit 45-7005- license number G26747/45-2745 and
G22803

Dear Mr. McEldowney:

I apologize for having to carry on additional correspondence regarding these permits and licenses, however, I don't understand the situation and my client cannot enter into a contract unless we fully understand it.

As I understand license G26747/45-2745 is licensed for .32 cubic feet per second.

As I understand there will be a license issued for permit number 45-7005 when the measuring device is installed (the measuring device is installed now) and I assume that the administration will soon make their inspection and issue the license based thereon. How much water will that be licensed for?

In your letter of October 27, 1972, to us you also mentioned G22803 as having been licensed for 2.8 cubic feet per second. If this is a correct number I do not have a copy of the permit and do not understand where this number arises. Could you please send me a copy of the same and make an explanation of where this is.

Could you also give me some idea as to when we might expect a license under 45-7005.

Again thank you for this inconvenience but it is imperative that we have a full understanding of the matter.

Very truly yours,

45 7005

PARSONS & SMITH

William A. Parsons
William A. Parsons

WAP:rt

October 27, 1972

Re: Permit No. 45-7005
Water License G26747/45-2745

Parsons and Smith
P. O. Box 910
Burley, Idaho 83318
ATTN: William A. Parsons

Dear Mr. Parsons:

In reference to your letter of October 12, 1972, we are enclosing a copy of the amendment of point of diversion and a letter advising that the Department was to re-examine Permit No. 45-7005. We are sorry that this information was deleted from previous correspondence. Also enclosed is a copy of Mrs. Kunau's certified letter concerning her installation of a measuring device. We are also enclosing a copy of a July 28, 1972 letter from Mrs. Kunau concerning her confusion over measuring device requirements.

Under Water License 45-2745, the holder was not required to install a measuring device in connection with the priority established. However, as a term of condition of approval of Permit No. 45-7005 the holder was required to install a measuring device. As indicated in the amendment approved by the Department the original point of diversion in the North East Quarter of the South East Quarter, Section 3, Township 11 South, Range 21 East was maintained under the new application and an additional point of diversion in the South East Quarter of the North East Quarter, Section 3, Township 11 South, Range 21 East was added. When this amendment was approved, the terms and conditions of the permit applied to both points of diversion, and in this case the permit holder was required to install two measuring devices instead of one. Before the discrepancy concerning the installation of measuring devices was found, a field examination was conducted and as previously indicated the system was ordered re-examined. Apparently lack of measuring devices prevented the final examination from being completed. We would assume that as soon as the measuring device issue is clarified, our Southern District Office in Twin Falls, can complete the examination and we can draft a license.

As to your inquiries in connection with License No. G26747/45-2745, indications in the field examination report show that the production of this well was 3.12

45 7005

cubic feet per second. A license was issued for 2.8 cubic feet per second of the total under G22803 leaving a balance of .32 cubic feet per second for this license. This amount was proposed to the permit holder in a fee letter and the permit holder submitted the fees and the Department issued a license accordingly.

If you require any information from the files, please contact us.

Very truly yours,

Donald W. McEldowney
Water Rights Administrator

DWM/cd

ENC: copy of amendment
letter to re-examin
Mrs. Kunau's certified letter
July 28, 1972 letter

C
O
P
Y

RECEIVED

OCT 13 1972
WILLIAM A. PARSONS
RICHARD K. SMITH

Department of Water Administration
Southern District Office

PARSONS & SMITH
ATTORNEYS AND COUNSELLORS AT LAW
137 WEST 13TH STREET
BURLEY, IDAHO 83318
AREA CODE 208
678-8382

P/O BOX 910

October 12, 1972

Department of Water Administration
State of Idaho
Boise, Idaho

RE: Permit 45-7005 and License G26747

Gentlemen:

I have a couple of questions about the referenced permit and license.

First as to permit number 45-7005 when I recently received a copy of the permit for future reference I noticed a quotation on the bottom of the front page of the permit "See amendment to point of diversion". Apparently that amendment did not get with the photo copies that I ordered. Could you please send me such amendment to the point of diversion and land list if such is the case. Secondly, as to this permit it is my understanding that the applicant has installed the measuring device and there are no other items necessary for this to be licensed except by a state inspection. Would you clarify this latter point for me at the same time the other information is furnished.

Next, as to license G26747 I noticed the photo copy I received that the amount of water confirmed and the amount needed shall not exceed ".32" cubic feet per second. I am wondering whether or not there was a typographical error in this regard in view of the number of acres and the land list. Would you please check this and let me know.

Very truly yours,

PARSONS & SMITH

William A. Parsons
William A. Parsons

WAP:rt

45 7005

INTER-DEPARTMENT MEMO — 1

RECEIVED

DATE

Nov. 3, 1972

8 1972
Department of Water Administration

FROM Ken Flowerdew

TO Don McEldowney

SUBJECT Permit No. 45-7005

In reply to your inquiry on this permit, may we advise you that a representative of this permit was in to our office and stated that he was writing a letter to Boise requesting a waiver of the measuring device to the one point of diversion; NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 11S, R. 21E, B.M. As of this time, we have received no word from your office that this waiver has been granted. This is why the re-exam of this permit has not been completed.

2003
11/7/72

Ken

SIGNATURE

45 7005

July 28, 1972

CERTIFIED MAIL

RECEIVED

JUL 29 1972

Department of Water Administration

Mr. C. Stephen Allred
Deputy Director
DEPARTMENT OF WATER ADMINISTRATION
614 State Street
Boise, Idaho 83707

ok to file

Answered by telephone by
Bob Hamilton

Re: Permit No. 45-7005

Dear Mr. Allred,

On February 3, 1972 ~~ME~~ I thought I had met all the conditions necessary for approval of Permit No. 45-7005 for issuance of License. I had installed a Badger Flow Meter to be used for measuring purposes.

Yesterday Mr. Mike Steel of your Twin Falls office called me about a measuring device on the well that is already licensed under No. G-26747.

Since we have made no changes in this pump or well since the license was issued I did not understand that a measuring device would need to be installed before the license could be issued on the other well.

Mark Moorman visited with you on the telephone this morning about this.

Very truly yours,

Celia Pauline Kunau

Celia Pauline Kunau
P. O. Box 548
Burley, Idaho 83318

45 7005

Celia Pauline Kunau
Box 548
Burley, Idaho 83318



RETURN RECEIPT REQUESTED

CERTIFIED
No. 257002
MAIL

Mr. D. Stephen Allred

Deputy Director

DEPARTMENT OF WATER ADMINISTRATION

614 State Street

Boise, Idaho 83707

45 7005

February 11, 1972

C Re: Permit No. 45-7005

C Celia Pauline Kunau
P.O. Box 548
Burley, Idaho 83318

C Dear Mrs. Kunau:

P We have received your letter of February 3, 1972. Therefore, we hereby set aside our order to show cause dated January 7, 1972.

P Please be advised that a re-examination of your system will be necessary before we can issue your Water License. We hope to have a representative in your area during the 1972 irrigation season.

Y Very truly yours,

Y C. STEPHEN ALLRED
Deputy Director

45 7005

CSA:DR

February 3, 1972

CERTIFIED MAIL

Mr. C. Stephen Allred
Deputy Director
DEPARTMENT OF WATER ADMINISTRATION
614 State Street,
Boise, Idaho 83707

Re: Permit No. 45-7005

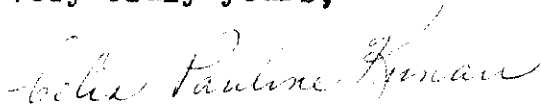
Dear Mr. Allred,

I have now met all conditions of approval of
Permit No. 45-7005.

Will you please issue me the License for my
permit No. 45-7005.

I have installed a Badger Flow Meter purchased from
Intermountain Water Service, Inc., Boise, Idaho, as part
of the diverting works, which I understand is the
measuring device type approved by your Department.

Very truly yours,



Celia Pauline Kunau
P. O. Box 548
Burley, Idaho 83318

45-7005

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.
☐ Show to whom, date and address where delivered
☐ Deliver ONLY to addressee

RECEIPT
Received the numbered article described below.
REGISTERED NO. _____
CERTIFIED NO. 23219
INSURED NO. _____
DATE DELIVERED _____
AS _____

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.

☐ Show to whom, date and address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

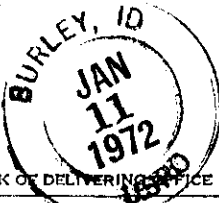
Received the numbered article described below.

REGISTERED NO.	1 2 3	SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
CERTIFIED NO. 23289		<i>Celia Pauline Runau</i>
INSURED NO.		SIGNATURE OF ADDRESSEE'S AGENT, IF ANY <i>Lux H. Runau</i>
DATE DELIVERED		SHOW WHERE DELIVERED (only if requested) 45 7005

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS



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



POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.

RETURN
TO 1

15 7005 DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

POD Form 3511 Apr. 1969 c35-16-71248-11

January 7, 1972

CERTIFIED MAIL #23289

Re: Permit No. 45-7005

Celia Pauline Kunau
P.O. Box 548
Burley, Idaho 83318

Dear Mrs. Kunau:

On July 21, 1970, this office inspected the water diversion works and place of use as described in Permit No. 45-7005. Our examiner found no measuring device of a type approved by this Department installed as part of your diverting works. Such a measuring device is an express condition which must be met prior to approval of a license for your permit.

As you may be aware, your water right cannot be confirmed by the issuance of a license unless all of the conditions of approval are met. In the event that a license is not issued and the permit lapses, further diversion of water under the permit would be illegal.

You are, therefore, hereby ordered to show cause, if any there be, before the Director of the Department of Water Administration, 614 State Street, Boise, Idaho, on or before February 7, 1972, as to why Permit No. 45-7005 should not be lapsed for failure to complete the requirements under said permit.

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

Very truly yours,


C. STEPHEN ALLRED
Deputy Director

CSA:DR

45 7005

February 18, 1970

Re: Permit No. 45-7005

Mrs. Celia Pauline Kunau
P.O. Box 548
Burley, Idaho 83318

Dear Mrs. Kunau:

We acknowledge receipt of your affidavit submitted as proof of beneficial use ~~on application~~ for permit 45-7005.

Before a license can be issued a field examination must be made by a representative from this department.

We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than you should be contacted by the examiner, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

45 7005

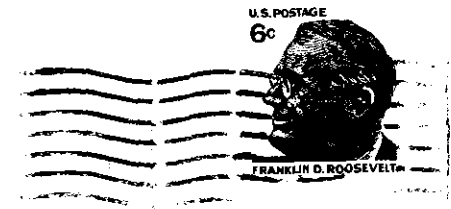
Form 8

CASSIA COUNTY ABSTRACT CO., LTD.

"COMPLETE TITLE SERVICE"

P. O. BOX 548

BURLEY, IDAHO - 83318



DEPARTMENT OF RECLAMATION

Statehouse - Annex 2

Boise, Idaho 83707

CERTIFIED

No. 869240

MAIL

45 7005

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and address where delivered

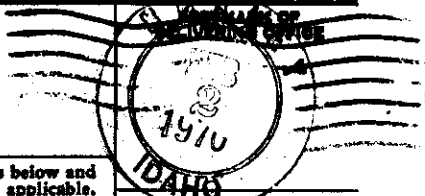
☐ Deliver ONLY to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.	1 2 3 4	SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
CERTIFIED NO.		<i>Celia Pauline Kuman</i>
INSURED NO.		SIGNATURE OF ADDRESSEE'S AGENT, IF ANY
DATE DELIVERED		<i>Pat Kuman</i>
		SHOW WHERE DELIVERED (only if requested)
		<i>45-7005</i>



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

← RETURN TO

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Annex # 2 Statehouse

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83707

January 30, 1970

Re: Permit No. 45-7005

Mrs. Celia Pauline Kunau
Burley,
Idaho 83318

Dear Mrs. Kunau:

One of the conditions of the approval of your permit no. 45-7005 was that proof of application of the water to beneficial use be submitted to this office on or before April 1, 1970.

Enclosed is an affidavit form which must be used to submit this proof. You may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code Amended.

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



State Reclamation Engineer

Enc: Proof form
RKH:DR

CERTIFIED MAIL #21594

45 7005

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

March 19, 1968

Re: Permits 63-7053 & 45-7005

Idaho Land & Appraisal Service
Box 2161
Boise, Idaho

Dear Sir:

Enclosed you will find copies of the above referenced permits
which have been approved by this office.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kd

Enclosures

45 7005

March 19, 1968

Re: Permit 45-7005

Celia Pauline Kunau
Burley,
Idaho 83318

Dear Mrs. Kunau:

We enclose a copy of your approved application for permit 45-7005 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kd

Enclosure: Copy of application
Receipt No. 33933 for \$40.00

45 7005

Form 4

March 8, 1963

Re: Application No. 45-7005

C
O
P
Y

Cecilia Pauline Kunau
Burley,
Idaho

Dear Mrs. Kunau:

During November, 1967, your representatives appeared before the State Reclamation Engineer, E. Keith Higginson, and applied for permission to drill a well under application for permit 45-7005, prior to its approval. Permission was granted by the State Reclamation Engineer, allowing 90 days from December 1, 1967, within which to determine the quantity of water available from your new well.

In order that we may continue processing this application for permit, you are requested to advise this department by return mail as to the results of your well drilling efforts.

Your prompt attention to this matter is appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

cc: Idaho Land and Appraisal
Bo Box 2161
Boise, Idaho

45 7005

M E M O

FROM: Don McEldowney

DATE: November 28, 1967

SUBJECT: Application for Permit, 45-7005, Cecilia Pauline Kunau

In response to the department's letter of November 7, 1967, representatives for Cecilia Pauline Kunau appeared before the State Reclamation Engineer and requested that they be allowed to drill a well as referenced in their application for permit, and determine the quantity of water available prior to action by the Department of Reclamation requiring the transfer indicated in the remark section of the application.

As a result of the conference, the State Reclamation Engineer granted the authority to drill the well and determine the quantity of water prior to determination in regards to the proposed transfer or quantity of water to be approved under this application.

Therefore, further action on Application for Permit No. 45-7005 will be deferred for 90 days from December 1.

D

45 7005

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

November 7, 1967

Re: Application No. 45-7005 and License No. G-22803

Cecilia Pauline Kunau
Burley, Idaho

Dear Mrs. Kunau:

The Department of Reclamation has processed your application for permit to appropriate the public waters of the State of Idaho. However, before final action is taken on your application for permit, the department would like clarification on the following issues.

You have filed an application for permit to irrigate 455 acres of ground with 5.0 cubic feet of water. This is in effect, equal to .55 miners inches per irrigated acre. The majority of the land in question is already covered by Water License G-22803. This was issued for 397 acres at 4.8 cubic feet per second or approximately .60 miners inches per irrigated acre.

Therefore, it is probable that if approved, the application would be allowed for no more water than is required to irrigate the following: the N $\frac{1}{2}$, N $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 11 S, R. 21 E, B.M. This would be approved for no more than 140 miners inches per irrigated acre. The exception to this would be that possibly, 2 acres, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3; 40 acres, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4; and 40 acres, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 11 S, R. 21 E, B.M. could be approved for 1.0 miners inches per irrigated acre.

Therefore, in conclusion to this proposal, the application would be approved for an amount less than 5.0 cubic feet per second. This proposed action would seem acceptable under existing Idaho statutes. However, a question is raised by the comments entered under the remarks section on the application. The comments infer that a transfer of 100 inches of Water License No. G-22803 is proposed. The deficiency created by a transfer on the ground now irrigated by Permit No. G-22803 would be covered by a new appropriation under Application No. 45-7005. It should be brought to your attention that apparently there would be insufficient water to replace the 100 inches that you are transferring if Application No. 45-7005 is approved for a lesser amount.

To insure adequate water for your proposed project, the probable solution would be to submit the application for transfer prior to approval of Application No. 45-7005. Your prompt attention will be appreciated.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk
DWM:ks

45 7005

Enclosure: Transfer form

20 @ .55" 32 @ .55" 24 @ .55" 25 @ .55" 28 @ .55" 30 @ .55"
32 @ .60" 21 @ .60" 25 @ .60" 30 @ .60" 28 @ .60"
35 @ .55" 40 @ .55" 39 @ .55" 40 @ .55"
35 @ .60" 40 @ .60" 39 @ .60" 40 @ .60"
38 @ .55" 39 @ .55" 40 @ .55"
39 @ .60" 40 @ .60"
25 @ .55"
25 @ .60"

App. 45-7005

455A @ 5 cfs

455A @ .55" per Acre

Water Lic. G-22803

397A @ 4.8 cfs

397A @ .60" per Acre

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

107 STATE HOUSE

BOISE, IDAHO 83701

October 6, 1967

Re: Applications 45-7005, 45-7006, 45-7010, 45-7012, 45-7013, 45-7007,
45-7009, 45-7004, 45-7003, 45-7008 and Claim 43-4001

The World of Idaho
P. O. Box 190
Burley, Idaho 83318

Gentlemen:

Returned herewith are the bills of publication for the above referenced applications and claim. Please be advised that a State Warrant may not be issued until we have a certified bill to submit. Please certify the bills as per our attached instruction letter and return as soon as possible.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:KS

Enclosure: bills of publication
instruction letter

45 7005

**NOTICE OF APPLICATION
FOR WATER**

67-255

Notice is hereby given that Cella Pauline Kurau has on September 6, 1967 applied for permit to divert 5.0 cubic feet per second of water from a subterranean source under application No. 45-7005. Water will be diverted by a well pump and motor within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 11 S. R. 21 E. B.M., Cassia County and is to be used from April 1 to October 31 for irrigation in NE $\frac{1}{4}$, NE $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 4, T. 11 S. R. 21 E. B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON

State Reclamation Engineer
Published in the World of Idaho,
Burley, Idaho, on September 21
and October 2, 1967.

RECEIVED

SEP 22 1967

45-7005

September 14, 1967

Re: Application 45-7005

The World of Idaho
Burley,
Idaho 83316

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 proofing 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 can not publish the notice on the proposed dates, please contact us immediately.

The expense of this publication is to be paid by the Department of Reclamation to whom you must furnish an affidavit of publication with the bill as soon as the publication is completed.

Very truly yours,

Donald W. McElDowney
Water Rights Clerk

DWM:ks

Enclosure: legal notice

P.S. Please send a certified bill.

Form 3

45 7005

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Celia Pauline Kunau
has on September 6, 1967 applied for permit to (divert) (store) ////
5.0 (cubic feet per second) (acre feet) of water from a sub-
terranean source under application No. 45-7005. Water will be
diverted by a well, pump, and / ^{motor} within the NE1/4 Sec. 3, T. 11 S,
R. 21 E, B.M., Cassia County and is to be used from April 1
to October 31 for irrigation
in N1/4 NE1/4, N1/4 SE1/4, SE1/4 Sec. 3, N1/4 NE1/4, Sec. 4, T. 11 S, R. 21 E,
B.M.

Any protest against this application must be filed with the Department
of Reclamation within ten days from the last date of publication of this
notice.

R. KEITH HIGGINSON

State Reclamation Engineer

World of Idaho Burley
Published in the
September 21 September 28
Idaho, on and .