

45-02657

Transfer No. 3264

Water Right No. 45-2657

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT 14 1986

To Change the Point of Diversion and/or the Place of Use
Department of Water Resources

Name of applicant Lambert Produce Company Phone 862-3480
Post Office address Attn: Mike Cranney Route 1, Box 40 D Oakley, Idaho 83345

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)

In case of _____ vs _____

dated in _____ in _____ county of _____ (Name of court)

b. License No. 45-2657 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 By purchase;
the quitclaim deed for the water right is attached hereto.

3. Source of water Groundwater tributary to _____

4. Date of priority June 14, 1961

5. Water is used for the following purposes:

amount 2.96 cfs for irrigation purposes from 3/15 to 11/15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)

6. Total amount of water under right: a. 2.96 cfs cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SW % of SW % of Section 15
Township 12 S Range 23 E, B.M. in Cassia County

Additional points of diversion, if any _____

B. 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	
12S	23E	15							15			29	35						79
		16	32	34	34	33								5	40	32	40	40	290

Total number of acres to be irrigated 369

9. Describe any other water rights used for the same purpose as described above 45-4048 and
45-0168

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No

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

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use: _____

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

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

1. General Information
 - a. Amount of water to be diverted same c.f.s. &/or _____ acre feet
 - b. Description of diverting works same
 - c. Describe the reasons for the proposed changes To relocate water onto dry ground
2. Change in point of diversion same

Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Change in place of use
 - a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No XX If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
 - b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
Some land will no longer be irrigated.

RECEIVED

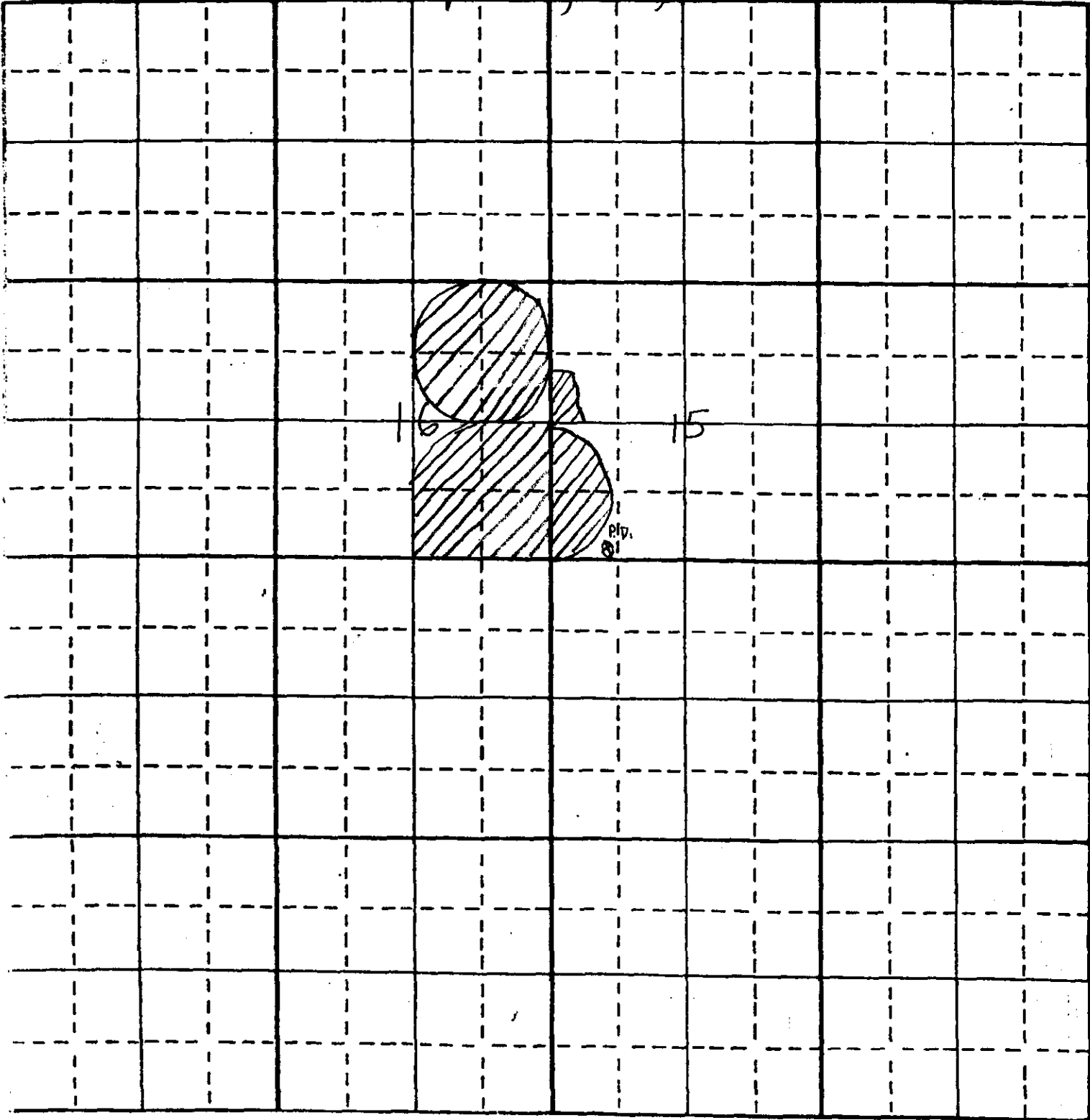
TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12 S	23 E	15							15			29	35						79
		16	34	34	34	34								40	34	40	40		290

Total number of acres to be irrigated 369

4. Describe any other water rights used for the same purpose as described above. 45-0168

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

Township 12 S, Range 23 E. B.M.



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

MICROFILMED

D. REMARKS

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

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

Marga W. Richard
Attorney for Lambert Bodine
(Signature of Applicant)

Subscribed and sworn to before me this 13th day of March, 1986

(Notary Public)

My commission expires 6-25-87

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 45-2657 and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 18th day of August, 1986

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by Jim Date 3-14-86 Protest filed by None
Prelim. check by JB Fee 50.00
Receipted by Jg Date 5-19-86 # 37702
Published in South Idaho Press
Pub. dates June 19, June 26
Watermaster recommendation requested on N/A
rec'd.

Copies of protest forwarded by
Hearing held by Date
Recommended for approval denial
by ADM Jim B.S.

MICROFILMED

RECEIVED

SOUTH IDAHO PRESS

JUL 8 1986

OK MB 7/8/86

BURLEY, IDAHO

Department of Water Resources
Southern District Office

AFFIDAVIT OF PUBLICATION

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

Marge Barendsegt being first
duly sworn, deposes and says that...he is the

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

The South Idaho Press for *2*
consecutive weeks, commencing with the issue
dated *June 19* 19*86*, and ending
with the issue dated *June 26*, 19*86*

Marge Barendsegt

Subscribed and sworn to before me
this *7th* day of *July*

19*86*
Dolly Staller Notary Public

Cost of Publication *31.68*
Notary Fee *.50*
Total Cost *32.18*

No. 48-2657
Notice is hereby given that LAMBERT PRO-
DUCT COMPANY of Oakley, ID, has applied
to the Department of Water Resources for a
change of Point of Diversion and Place of
Use of Water.
The right said to be changed is evidenced
by License No. 48-2657 and is recorded as
follows:
Amount: 2.50 cfs
Priority: June 14, 1961
Point of Diversion: SW1/4SW1/4 of Section
15, T 12 S, R 23 E, B.M., Cassia County.
The water is used for irrigation of 369
acres within NW1/4 and SW1/4 of Sec. 15,
T 12 S, R 23 E, and within NE1/4 and
SE1/4 of Sec. 16, T 12 S, R 23 E, B.M.,
Cassia County.
TO BE CHANGED AS FOLLOWS
Amount: no change
Point of Diversion: no change
The water will be used for irrigation of 369
acres within NW1/4 and SW1/4 of Sec. 15,
and within NE1/4 and SE1/4 of Sec. 16, T
12 S, R 23 E, B.M., Cassia County.
Any protest approval of the proposed
change of water right application must be
filed with the Department of Water
Resources on or before July 7, 1986.
A. KENNETH DUNN
19

MICROFILMED

RECEIVED

JUL 8 1986

2 K
MB
7/8/86

SOUTH IDAHO PRESS

BURLEY, IDAHO

Department of Water Resources
SOUTHERN DISTRICT OFFICE

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Marge Barendregt being first

duly sworn, deposes and says that...he is the

Clark of the South Idaho Press, a daily 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 editions of

The South Idaho Press for *2* consecutive weeks, commencing with the issue

dated *June 19* 19*86*, and ending with the issue dated *June 26*, 19*86*

Marge Barendregt

Subscribed and sworn to before me this *7th* day of *July*

19*86*
Patty Staller Notary Public

Cost of Publication *31.68*
Notary Fee *.50*
Total Cost *32.18*

86-159

NOTICE OF PROPOSED CHANGE OF
WATER RIGHT
No. 45-2657

Notice is hereby given that LAMBERT PRODUCE COMPANY of Oakley, ID has applied to the Department of Water Resources for a change of Point of Diversion and Place of Use of groundwater. The right sound to be changed is evidenced by License No. 45-2657 and is recorded as follows:

Amount: 2.9% cfs

Priority: June 14, 1961

Point of Diversion: SW1/4SW1/4 of Section 15, T 12 S, R 23 E, B.M., Cassia County.

The water is used for irrigation of 369 acres within NW1/4 and SW1/4 of Sec. 15, T 12 S, R 23 E; and within NE1/4 and SE1/4 of Sec. 16, T 12 S, R 23 E., B.M., Cassia County.

TO BE CHANGED AS FOLLOWS

Amount: no change

Point of Diversion: no change

The water will be used for irrigation of 369 acres within NW1/4 and SW1/4 of Sec. 15; and within NE1/4 and SE1/4 of Sec. 16, T 12 S, 23 E., B.M., Cassia County.

Any protest approval of the proposed change of water right application must be filed with the Department of Water Resources on or before July 7, 1986.

A. KENNETH DUNN
Director

Published in the South Idaho Press June 19 and 26, 1986.

STATE OF IDAHO

License and Certificate of Water Right

Water License No. G-29819 /45-2657Amount 2.96 c.f.s.

Water District No. _____

Priority June 14, 1961THIS IS TO CERTIFY that VERNON C. PHILLIPS - Assignee - ALLEN G. LINZY

of Burley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 14, 1961; that Permit No. G-29819 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 2.96 second feet, was issued thereunder on September 1, 1967, showing that said works were completed on the 20th day of May, 1966; and that on the 20th day of May, 1966,

ALLEN G. LINZY

of Burley, 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, under Use Permit No. G-29819 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 14 of Licenses at Page 8866, on the 1st day of September, 1967.

The right hereby confirmed dates from June 14, 1961.

The Point of Diversion is located

in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, Twp. 12S, Rge. 23E B.M., County of Cassia.

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 2.96 cubic feet per second

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated		
12 S	23 E	15	SW¼ NW¼	15	15		
			NW¼ SW¼	40	29		
		16	SW¼ SW¼	40	35		
			NE¼ NE¼	38	32		
			NW¼ NE¼	30	34		
			SW¼ NE¼	30	34		
			SE¼ NE¼	38	33		
			SE¼ SW¼	15	5		
			NE¼ SE¼	38	40		
			NW¼ SE¼	35	32		
			SW¼ SE¼	38	40		
			SE¼ SE¼	38	40		
			Total number of acres to be irrigated:				369

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 1st day of September, 1967.

s/ R. KEITH HIGGINSON

State Reclamation Engineer.

(SEAL)

45 2657

State of Idaho

License and Certificate of Water Right

Water License No. G-29819 Priority June 14, 1961 Amount 2.96 c.f.s.

THIS IS TO CERTIFY that VERNON C. PHILLIPS - Assignee - ALLEN G. LINZY

of Burley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 14, 19 61; that Permit No. G-29819 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 2.96 second feet, was issued thereunder on September 1, 19 67, showing that said works were completed on the 20th day of May, 19 66; and that on the 20th day of May, 19 66

ALLEN G. LINZY

of Burley, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well

a tributary of subterranean flow for the purpose of irrigation, under Use Permit No. G-29819 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 14 of Licenses, at Page 8866, on the 1st day of September, 19 67.

The right hereby confirmed dates from June 14, 19 61.

The Point of Diversion is located

in the SW 1/4 SW 1/4, Sec. 15, Twp. 12 S, R. 23 E, B.M. of Cassia 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 2.96 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
12 S	23 E	15	SW ¹ / ₄ NW ¹ / ₄	15	15
			NW ¹ / ₄ SW ¹ / ₄	40	29
		16	SW ¹ / ₄ SW ¹ / ₄	40	35
			NE ¹ / ₄ NE ¹ / ₄	38	32
			NW ¹ / ₄ NE ¹ / ₄	30	34
			SW ¹ / ₄ NE ¹ / ₄	30	34
			SE ¹ / ₄ NE ¹ / ₄	38	33
			SE ¹ / ₄ SW ¹ / ₄	15	5
			NE ¹ / ₄ SE ¹ / ₄	38	40
			NW ¹ / ₄ SE ¹ / ₄	35	32
			SW ¹ / ₄ SE ¹ / ₄	38	40
			SE ¹ / ₄ SE ¹ / ₄	38	40
			Total number of acres to be irrigated:		

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 1st day of September, 19 67.

R. Keith Higgins
State Reclamation Engineer.

29819

State of Idaho

LICENSE AND CERTIFICATE
OF WATER RIGHT

Water License No. G-29819

To Allen G. Linzy

Burley, Idaho

Source of Supply subterranean

Cassia County

Amount 2.96 Sec. Ft.

Point of Diversion SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15,

T. 12 S, R. 23 E, B.M.

Place of Use SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 15;

E $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, T. 12 S, R.

23 E, B.M.

Purpose irrigation

Date of Priority June 14, 1961

Recorded September 1, 1967

in Book 14 of Licenses, Page 8866



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

Application No. G- 37830
Permit No. G- 29819
District No.

Assigned to

Allen S. [unclear]
Lt # 3
[unclear]

1. Name of Applicant: Vernon C. Phillips
Postoffice address: Route 1,
Paul County: Minidoka State: Idaho
2. Quantity of water claimed: 4 cubic ft. per second
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 15
Twp. 12 S , Rge. 24 E , B.M., County of Cassia
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the $\frac{1}{4}$ 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: Drilling irrigation well
8. Estimated cost of works: \$18,000
9. (a) Is reservoir to be used? no
(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 5 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 onhand: \$
(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: Water from Willow Creek & permit No. 29330
(a) 4 (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.

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

By _____ Agent.

Returned to applicant for correction:

Corrected application received:

The number of this permit is G— 29819

Recorded in Book 105 Page 29819 Approved June 21, 1961

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

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 21, 1963

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before June 21, 1966

Witness my hand this 21st day of June, 1961

s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ...ROBERT E. SMYLIE....., Governor of the State of Idaho,
and ARNOLD WILLIAMS....., 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.....21st.....
day of June....., 1961.....

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLIE
Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12 S	23 E	15																80	
12 S	23 E	16	40	33	33	40				4	40	40	15	40	35	40	40	320	
																		400	
TOTAL																			
ASSIGNMENT ✓ ✓																			
For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-29819 to Allen G. Linzy of Route # 2, Burley, Idaho																			
/s/ Vernon C. Phillips Permit Holder																			
Mabel J. Phillips Wife of Permit Holder																			
State of Idaho) : County of Ada)																			
On this 5th day of March, 1966, before me, a Notary Public for the State of Idaho, residing at Boise, Idaho, personally appeared Vernon C. Phillips and Mabel J. Phillips known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.																			
/s/ Sharron Deroin Notary Public Residing at Boise, Idaho																			
My commission expires: 9/28/68																			

LAND LIST AMENDMENT

Permit No. G-29819 ✓

Comes now Allen G. Linzy and represents to the State Reclamation Engineer of the State of Idaho, that he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-29819, and requests that the list of lands to be irrigated as described in said Permit, be changed to read as follows: T 12 S., R 23 E., B.M., Section 15, SW $\frac{1}{4}$ NW $\frac{1}{4}$ (15 Acres); NW $\frac{1}{4}$ SW $\frac{1}{4}$ (40 acres); SW $\frac{1}{4}$ SW $\frac{1}{4}$ (40 Acres); Section 16, NE $\frac{1}{4}$ NE $\frac{1}{4}$ (38 Acres); NW $\frac{1}{4}$ NE $\frac{1}{4}$ (30 Acres); SW $\frac{1}{4}$ NE $\frac{1}{4}$ (30 acres); SE $\frac{1}{4}$ NE $\frac{1}{4}$ (38 acres); NE $\frac{1}{4}$ SW $\frac{1}{4}$ (5 Acres); SE $\frac{1}{4}$ SW $\frac{1}{4}$ (15 Acres); NE $\frac{1}{4}$ SE $\frac{1}{4}$ (38 Acres); NW $\frac{1}{4}$ SE $\frac{1}{4}$ (35 Acres); SW $\frac{1}{4}$ SE $\frac{1}{4}$ (38 Acres); SE $\frac{1}{4}$ SE $\frac{1}{4}$ (38 Acres), making a total of 400 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.

/s/ ALLEN G. LINZY

BY: Harley M. McDowell

Date of receipt at Department of Reclamation: March 25, 1966.

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, Assistant 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-29819. 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/ R. KEITH HIGGINSON,
Assistant, State Reclamation Engineer

Recorded March 30, 1966.

AMENDMENT, POINT OF DIVERSION ✓

Permit No. G-29819 ✓

Comes now Allen G. Linzy and represent to the State Reclamation Engineer of the State of Idaho, that he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. G-29819. That the point of diversion is described in said Permit as being located: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15, T 12 S., R 24 E., B.M. and that he now requests that the point of diversion be changed to a point located: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T 12 S., R 23 E., B.M. That the reason for desiring to make such change is as follows: An error was made when the permit was filed and this well has been drilled where it was intended when the permit was made. That no one will be injured by such change and that such change will be made at Permit Holders own risk.

Signed at Boise, Idaho this 24th day of March, 1966.

/s/ Allen G. Linzy

By Harley M. McDowell

Date of Receipt at Department of Reclamation: 3/25/66.

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, Assistant 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-29819. This approval constitutes a new permit which 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/ R. KEITH HIGGINSON,
Assistant, State Reclamation Engineer

Recorded in book 105 of permits, at page G-29819, March 29, 1966.

Permit No. G-29819 +
Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that VERNON C. PHILLIPS - Assignee - ALLEN G. LINZY of Burley, County of Cassia, and State of Idaho, the holder of Permit No. G-29819, issued upon Application No. G-37830 bearing date of priority of June 14, 1961, authorizing the diversion of 4.0 second feet of waters of a well, County of Cassia, State of Idaho, for irrigation 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 2.96 second feet of the waters of a well, tributary of subterranean flow; that the point of diversion of said waters is in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15, Township 12 South, Range 23 East, Boise Meridian; and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Section 15, E $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 16, Township 12 South, Range 23 East, Boise Meridian.

Proof of Completion of Works made: May 20, 1966.

Witness my hand this 1st day of September, A.D. 1967

s/ R. KEITH HIGGINSON
State Reclamation Engineer

LICENSE ISSUED FOR 2.96 SEC. FT.
LICENSE PAGE NO. 8866



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

August 20, 1986

RE: Water Right No. 45-2657

Lambert Produce Co.
Attn: Mike Cranney
Rt. 1, Box 40D
Oakley, ID 83345

Dear Mr. Cranney:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3264).

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

June 10, 1986

South Idaho Press
Box 190
Burley, ID 83318

Re: 45-2657

Gentlemen:

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

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

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary A. Baldwin
Sec/Office Coord.

Encl:

RECEIVED
JUN 11 1986
SOUTHERN REGION

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO.45-2657

Notice is hereby given that LAMBERT PRODUCE COMPANY of Oakley, ID has applied to the Department of Water Resources for a change of Point of Diversion and Place of Use of groundwater.

The right sought to be changed is evidenced by License No. 45-2657 and is recorded as follows:

Amount: 2.96 cfs

Priority: June 14, 1961

Point of Diversion: SW1/4SW1/4 of Section 15, T 12 S, R 23 E, B.M., Cassia County.

The water is used for irrigation of 369 acres within NW1/4 and SW1/4 of Sec. 15, T 12 S, R 23 E; and within NE1/4 and SE1/4 of Sec. 16, T 12 S, R 23 E, B.M., Cassia County.

TO BE CHANGED AS FOLLOWS

Amount: no change

Point of Diversion: no change

The water will be used for irrigation of 369 acres within NW1/4 and SW1/4 of Sec. 15; and within NE1/4 and SE1/4 of Sec. 16, T 12 S, R 23 E., B.M., Cassia County.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources on or before July 7, 1986.

A. KENNETH DUNN
Director

Published in South Idaho Press on June 19 and June 26, 1986.

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

June 9, 1986

Moffatt, Thomas, Barrett & Blanton
P.O. Box 829
Boise, ID 83701

Re: Application for Transfer-Lambert Produce Co. (45-4048-A)

Gentlemen:

45-2519
~~45~~-2657

The Department of Water Resources acknowledges receipt of the application for Transfer, on behalf of your client.

This office is currently in the process of advertising the application in the South Idaho Press. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When the transfer is approved, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Enclosed please find your receipt no. 37702 for the amount of \$150.00.

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

Very truly yours,

Loren O. Holmes, P. E.
Southern Region Supervisor

LOH:mb

RECEIVED
JUN 11 1986

STATE OF IDAHO
Department of Water Resources

No 37702

Boise, Idaho, May 19, 1956

RECEIVED FROM W. J. Hart, Thepa, Limited of Boise \$ 150.00
One hundred fifty and 00/100 DOLLARS
(Hambert Produce Co.) CR 65429 92-1/241

FOR		
<u>Transfer</u>	\$	
<u>45-4045 B, D</u>	\$	<u>50</u>
<u>45-2657</u>	\$	<u>50</u>
<u>45-2219</u>	\$	<u>50</u>
TOTAL	\$	<u>150</u>

Roberta Garrett



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

August 29, 1985

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

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

Gentlemen:

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

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

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

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

Sincerely,

KAY WALKER
Chief Clerk

KW:sc
Enclosures

MICROFILMED

LAW OFFICE

MOFFATT, THOMAS, BARRETT & BLANTON

CHARTERED

FIRST SECURITY BUILDING

P. O. BOX 829

BOISE, IDAHO 83701

WILLIS C. MOFFATT
(1907-1980)

OFFICE ADMINISTRATOR
DONNA K. BROWN

TELEPHONE
(208) 345-2334

TELECOPIER
(208) 345-2340

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

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

August 5, 1985

RECEIVED
AUG 7 1985

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

Department of Water Resources

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

Gentlemen:

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

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

Thank you for your assistance.

Sincerely,

Woody
Morgan W. Richards, Jr.

MWR/lc

Enclosures

cc w/o encl.: Mr. Chris Drakos

MICROFILMED

QUITCLAIM DEED

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

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

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

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

DATED this 9th day of April, 1985.

FIRST SECURITY BANK OF IDAHO, N.A.

By

J. Lamar Giles
Senior Vice-president

MICROFILMED

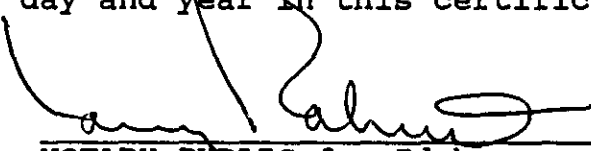
STATE OF IDAHO)

County of Cassia)

ss.

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

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



NOTARY PUBLIC for Idaho

Residing at Burley Idaho

My Commission Expires: 6-30-85

SUPPLEMENTAL AGREEMENT

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

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

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

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

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

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

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

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

1. First Security hereby assigns to Lambert all of its

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

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

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

DATED this 11th day of April, 1985.

FIRST SECURITY BANK OF IDAHO,
N.A.,

By J. LaMar Giles JMR
J. LaMar Giles,
Senior Vice President

LAMBERT PRODUCE, INC.

By Chris Drakos
Chris Drakos,
President

MICROFILMED

167339

QUITCLAIM DEED

FOR VALUE RECEIVED, ORLAND E. BATEMAN and MARY G. BATEMAN, husband and wife, ~~Bank of Idaho, N.A., 1111~~
~~Box 7060, Boise, Idaho 83720~~ all right, title and interest in and to ~~the above described property~~ a copy of which is attached hereto and incorporated herein by reference.

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

DATED this 8TH day of February, 1985.

Orland E. Bateman
Orland E. Bateman

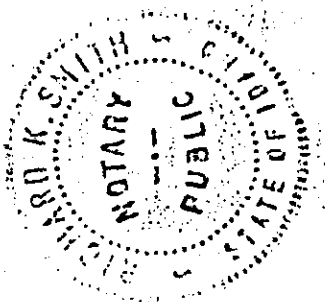
Mary G. Bateman
Mary G. Bateman

STATE OF IDAHO)
) ss.
County of)

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

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

[Signature]
Notary Public for Idaho
Residing at





State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

August 3, 1983

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

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

Dear Mr. Giles:

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

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

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

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

Sincerely,

ROBYN CARLSON
Chief Clerk

RC:kw
Enclosures

OK to process
Re 8/2/83

ASSIGNMENT OF WATER RIGHTS

NOT RECORDED

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

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

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

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

ALBERT ANDERSON AND SONS COMPANY

By 15/
President

ATTEST:

15/
Assistant Secretary

STATE OF IDAHO)

County of Cassia)

ss.

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

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

15/
NOTARY PUBLIC for Idaho
Residing at _____, Idaho

WATER RIGHTS

EXHIBIT J

Licenses and Permits

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

Decrees and Adjudications

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

Claims

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

Agreements

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

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

Stock in Water Companies

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

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that VERNON C. PHILLIPS - Assignee - ALLEN G. LINZY
of Burley, County of Cassia, and State of
Idaho, the holder of Permit No. G-29819, issued upon
Application No. G-37830 bearing date of priority of June 14, 1961, authorizing the
diversion of 4.0 second feet of waters of a well,

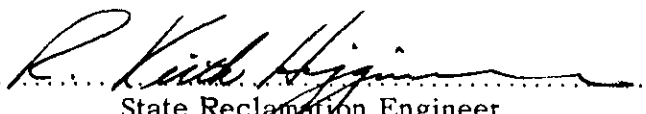
County of Cassia, State of Idaho, for irrigation
purposes, has fully complied with the provisions of the laws of the State of Idaho
relating to the proof of completion of the works of diversion set out and described in said
Permit; that said works are adequate for diverting and conveying to the place of intended
use 2.96 second feet of the waters of a well, tributary of
subterranean flow;

that the point of diversion of said waters is in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15, Township 12
South, Range 23 East, Boise Meridian;

and that the lands proposed to be irrigated by the use or place of use of said water are
described as follows, to-wit: SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Section 15; E $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 16,
Township 12 South, Range 23 East, Boise Meridian.

Proof of Completion of Works made: May 20, 1966

Witness my hand this 1st day of September, A. D. 19 67


State Reclamation Engineer

Permit No. G-29819

**Certificate of Completion
of Works**

Dated September 1, 19 67

Stream ... subterranean

County ... Cassia

Amount ... 2.96 c.f.s.

Date of Priority ... June 14, 1961

Recorded in Book ... 105

of ... Permits, page 29819

29819

September 1, 1967

Re: Permit No. G-29819

Allen G. Linzy
Route #2
Burley, Idaho

Dear Mr. Linzy:

Enclosed are your Certificates of Completion of Works and License
and Certificate of Water Right on the above numbered permit.

Also enclosed is departmental receipt No. G-11770 in the amount
of \$29.00 covering the fees.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:ks

Enclosures: Certificates
Receipt

29819

August 11, 1967

Re: Permit G-29819

Allen G. Linzy
Route #2
Burley, Idaho

Dear Mr. Linzy:

A representative of this department has made an examination of the works covered by your permit G-29819 and has found the following:

Quantity of water diverted: 2.96 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 2.96 c.f.s.

Purpose of use: Irrigation of 369 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$,
W $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16; E $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, T. 12 S,
R. 23 E, B.M.

The priority date established is: June 14, 1961.

A fee totaling \$ 29.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

29819

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

August 11, 1967

RECEIVED
AUG 22 1967
Department of Reclamation

Re: Permit G-29819

Allen G. Linzy
Route #2
Burley, Idaho

Dear Mr. Linzy:

A representative of this department has made an examination of the works covered by your permit G-29819 and has found the following:

Quantity of water diverted: 2.96 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 2.96 c.f.s.

Purpose of use: irrigation of 369 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$,
W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 15; E $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, T. 12 S,
R. 23 E, B.M.

The priority date established is: June 14, 1961.

A fee totaling \$ 29.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

A handwritten signature in cursive script, reading "Donald W. McEldowney".
Donald W. McEldowney
Water Rights Clerk

DWM:nw

17
46
83

29819

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

Permit No. G-29819

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

1. Name of applicant Allen G. Linzy

2. Source of water supply: a well

3. Location of point of diversion: Is in the SW¹/₄SW¹/₄ of Section 15

T. 12 S R. 23 E., B.M. County of Cassia

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

250 HP GE Motor # VVJ 818570

Rayne & Bowler Pump # 29218 1500 gpm @ 520'

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):

SW¹/₄NW¹/₄, W¹/₂SW¹/₄, Sec. 15; E¹/₂, E¹/₂SW¹/₄, Sec. 16, T. 12 S., R. 23 E., B.M.

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

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

Remarks:

10 1/4" ID 1" F.P. 12" @ 15 1/2"

$$V = \frac{4.01 (15.5)}{12 (1)} = 5.18 \text{ b/c} = \frac{1}{10.25} = .098$$

$$A = .573 (.949) 5.18 = 2.82$$

allow 5% for surges

$$2.82 (1.05) = 2.96$$

This examination was made on the 27th day of July, 1967

(Signed) Don Watt Examiner.

DW
Plat
29819

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.

Allen G. Linzy 150 E Willow Cr
Rt 2
Burley, Idaho 678-5790
Permit No. G-29819

Examination for Completion of Works & Beneficial Use

County Cassia

Quantity: 4.0 c.f.s. Sec. 15 T. 12S R. 23E., B.M.

Source: a well

P.D.: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T. 12 S., R. 23 E., B.M.

Use: Irrigation

Filed: June 14, 1961

Due: June 21, 1966

Made: May 20, 1966

Extension:

Protest:

Completion of Works:

Other Rights: 29330, Willow Creek

Priority June 14, 1961

29819

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-29819

~~REPORT ON PROOF OF Completion of Works & Beneficial Use~~

To Boundary

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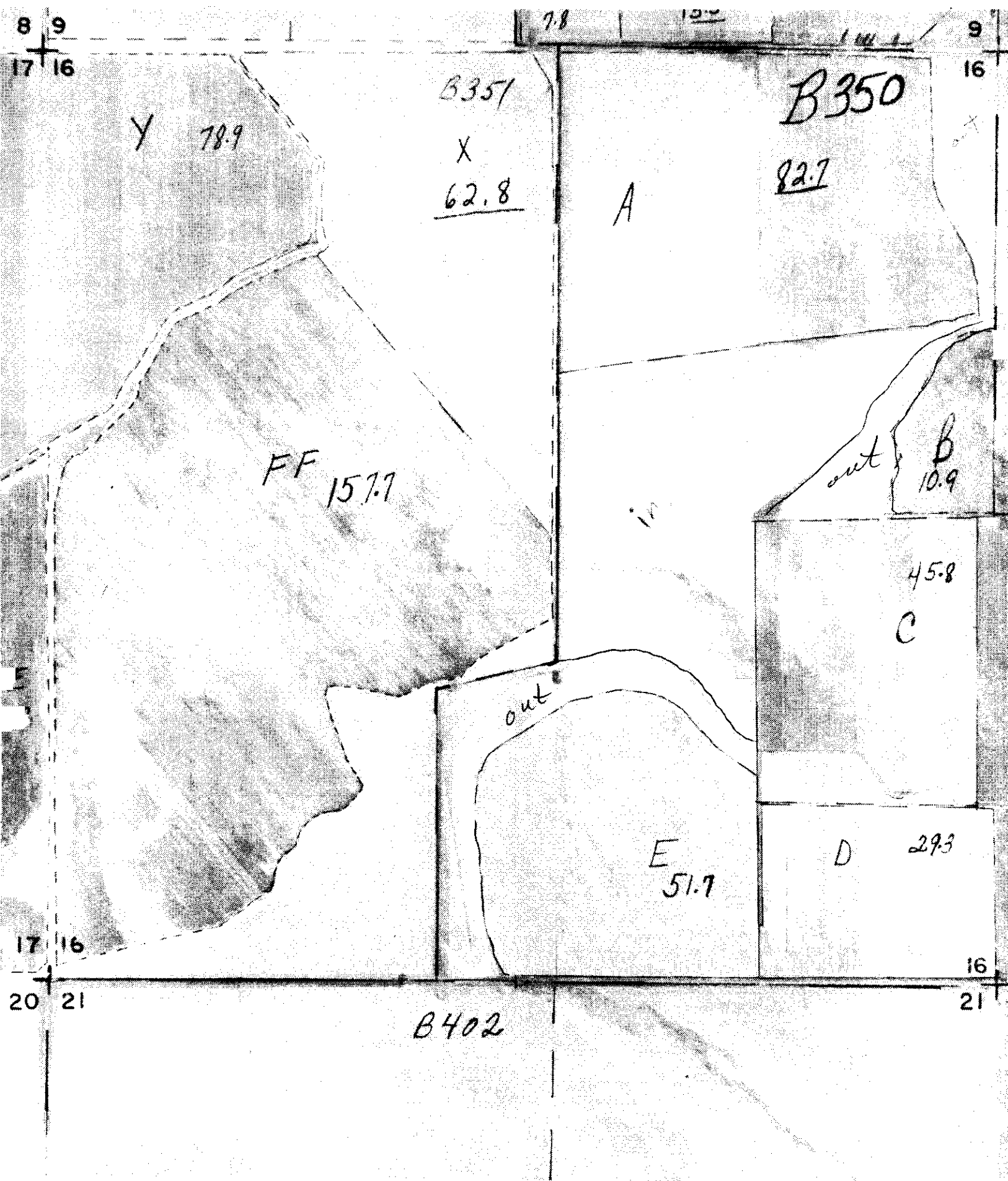
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29819



Re: Permit No. **G-29819**

June 17, 1966

**Allen G. Linzy
Rt 2
Burley, Idaho**

Dear Mr. Linzy:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ~~Burley Herald Bulletin~~ all submitted in proof of completion of works and ~~Beneficial Use Permit~~ No. **G-29819**.

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 to contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

**M. Russell Bosch
Office Manager**

MRB:mr

29819

RECEIVED
JUN 8 1966

Department

The Burley Herald-Bulletin

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

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

Walter W. Schramm, being first

duly sworn, deposes and says that he is the

Editor 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

four (4) consecutive weeks, commencing with the issue dated April 4, 1966, and ending with the issue dated April 25, 1966.

[Signature]
Subscribed and sworn to before me this

27th day of April, 1966

[Signature]
Notary Public

Cost of Publication My Commission Expires Feb. 18, 1969

Notary fee _____

Total Cost _____

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Engineer
Published in the Burley Herald-
Bulletin April 4, 11, 18, 25, 1966.

29819

The Burley Herald-Bulletin

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)

) ss:

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Subscribed and sworn to before me this

27th day of April, 1966

Notary Public

Cost of Publication

Notary fee

Total Cost

LEGAL NOTICES

66-108

NOTICE OF PROOF OF COMPLETION OF WORKS

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on the 20th day of May, 1966, at Boise, County of Ada, State of Idaho before Sharron Peroin, Notary Public, at 224 Idaho Building, proof will be submitted of the completion of works for the diversion of 4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 11-29819 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Allen G. Linzy, Route #2, Burley, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes and the amount applied to beneficial use is 4 cubic feet per second.

4. The point of diversion of said water is SW 1/4 Sec. 15, T12S-R23E-B.M.

5. The place where said water is used is SW 1/4 Sec. 15, T12S-R23E-B.M. - 400 ac.

6. The date of priority which said user is prepared to establish is 6/14/61.

CARL E. TAPPAN

State Reclamation Engineer
Published in the Burley Herald-Bulletin April 4, 11, 18, 25, 1966.

29819

34X-2547

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-29819

RECEIVED
JUN 8 1966

Department of Reclamation

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: Allen G.
Linzy, Route # 2, Burley, Idaho, Farmer, Route # 2, Burley, Idaho

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

Acting as an individual

Ques. 3. State number, approval date of permit, and date of priority: _____
No: G-29819; Approved 6/21/61; Priority 6/14/61

Ques. 4. State source of water supply: deep well
Give location of point of diversion, showing subdivision, section, township and range
SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15, T12S-R23E, B.M.

Ques. 5. Describe your works of diversion: well, casing, 250 hp electric pump &
motor, ditches; state amount of water they are capable of conveying from point of diversion to place of use: 1500 GPMs; Give name of canal or ditch or other works by which water is conducted to such place of use: private ditches
_____; if a well, state depth of well 700'; depth and size of casing 550' - 16"; depth to water 215'; if pump is used, state discharge of pump: 10"; tell how it was measured or determined Layne-Bowler Pump Co., Twin Falls; if sprinkler irrigation, give number and size of nozzles and operating pressure: Gravity

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

Township 12 South - Range 23 East, B.M., Section 15 - SW $\frac{1}{4}$ NW $\frac{1}{4}$ - 15 ac; NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 32 ac; SW $\frac{1}{4}$ SW $\frac{1}{4}$ - 39 ac., Section 16 - NE $\frac{1}{4}$ NE $\frac{1}{4}$ - 32 ac; NW $\frac{1}{4}$ NE $\frac{1}{4}$ - 40 ac; SW $\frac{1}{4}$ NE $\frac{1}{4}$ - 40 ac; SE $\frac{1}{4}$ NE $\frac{1}{4}$ - 34 ac; NE $\frac{1}{4}$ SE $\frac{1}{4}$ - 40 ac; NW $\frac{1}{4}$ SE $\frac{1}{4}$ - 20 ac; SW $\frac{1}{4}$ SE $\frac{1}{4}$ - 40 ac; SE $\frac{1}{4}$ SE $\frac{1}{4}$ - 40 ac; NE $\frac{1}{4}$ SW $\frac{1}{4}$ - 2 ac; SE $\frac{1}{4}$ SW $\frac{1}{4}$ - 5 ac. - Total 379 ac.

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29819

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

All improvements are a direct result of said use.

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

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Irrigation only

Ques. 8: 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:

Assigned to me by Vernon C. Phillips.

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: September, 1961 - Time used since first use:

Every irrigation season since.

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

One-half of Willow Creek Stream 8 days out of every 18.

(sign)

Allen Linzy ✓

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

Boise

, County of Ada

State of Idaho, on this 20th day of May, A. D. 1966.

Shannon Deaton

My commission expires: 9/28/68

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RECEIVED
JUN 8 1966
Department of Reclamation

Permit No. G-29819

* * * * *

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:

Mabel J. Phillips, 39, Route # 1, Paul, Idaho, housewife, Route # 1, Paul, Idaho

Ques. 2 Are you acquainted with Allen G. Linzy, the holder of Permit No. G-29819? How long have you known him and where does he reside?

I have known Mr. Linzy for 5 years & he resides on Willow Creek South of Burley, Idaho.

Ques. 3. Have you read or heard said Permit No. G-29819 read, and are you familiar with its provisions and conditions: Yes xxx No.

Ques. 4. State source of water supply: drilled well

Give location of place of diversion, showing subdivision, section, township and range
SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15, T12S-R23E, B.M.

Describe works for conveying water to place of use: 250 hp motor, well, casing,
and ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 160" How much water have you seen being so conveyed? 160"

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

Township 12 South - Range 23 East, B.M., Section 16 - NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ - 40 ac. each; NE $\frac{1}{4}$ NE $\frac{1}{4}$ - 32 ac; SE $\frac{1}{4}$ NE $\frac{1}{4}$ - 34 ac; NW $\frac{1}{4}$ SE $\frac{1}{4}$ - 20 ac; NE $\frac{1}{4}$ SW $\frac{1}{4}$ - 2 ac; SE $\frac{1}{4}$ SW $\frac{1}{4}$ - 5 ac., Section 15 - NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 32 ac; SW $\frac{1}{4}$ NW $\frac{1}{4}$ - 11 ac; SW $\frac{1}{4}$ SW $\frac{1}{4}$ - 39 ac.

29819

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Irrigation only.

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

Flat ground of a sandy loam and clay loam soil and all of the water used is required for the profitable, productive cultivation & irrigation of this land.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? No.

Ques. 10. When did you first see this water used? September, 1961

Other times you have seen such use: Every year since.

(Signed):

Mabel J. Phillips

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 _____

Boise, County of Ada, State of Idaho, on this 20th day of May, A. D. 19 66

Shannon Deaton

Notary Public for the State of Idaho

Residing Boise, Idaho

My commission expires 9/28/68

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RECEIVED
JUN 8 1966
Department of Reclamation

Permit No. G-29819

* * * * *

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:

Louis Schell, 53, Route # 2 Burley, Idaho, Farmer, Route # 2, Burley, Idaho

Ques. 2 Are you acquainted with Allen G. Linzy, the holder of
Permit No. G-29819? How long have you known him and where does he reside?

I have known him 6 years and he lives about 6 miles south of me.

Ques. 3. Have you read or heard said Permit No. G-29819 read, and are you familiar
with its provisions and conditions: Yes xxx No.

Ques. 4. State source of water supply: drilled well

Give location of place of diversion, showing subdivision, section, township and range

SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15, T12South - Range 23 East, B.M.

Describe works for conveying water to place of use: 16" casing in well, 250 hp electric

GE motor, open ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 6 cfs How much water have you seen being so
conveyed? 6 cfs

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

Township 12 South - Range 23 East, B.M., Section 15 - SW $\frac{1}{4}$ NW $\frac{1}{4}$ - 11 ac; NW $\frac{1}{4}$ SW $\frac{1}{4}$ -

32 ac; SW $\frac{1}{4}$ SW $\frac{1}{4}$ - 39 ac; Section 16 - W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ - 200 ac; NE $\frac{1}{4}$ NE $\frac{1}{4}$ - 32 ac;

SE $\frac{1}{4}$ NE $\frac{1}{4}$ - 34 ac; NE $\frac{1}{4}$ SW $\frac{1}{4}$ - 2 ac; SE $\frac{1}{4}$ SW $\frac{1}{4}$ - 5 ac; NW $\frac{1}{4}$ SE $\frac{1}{4}$ - 20 ac.

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Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Irrigation only.

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

Heavy to light Clay Loam soil and all of the water is required for profitable cultivation.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? No.

Ques. 10. When did you first see this water used? Spring, 1962, although it was obvious ~~XX~~ it had been used before this time.
Other times you have seen such use: Every irrigation season.

(Signed):

Louie Sherr

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 _____

Boise, County of Ada, State of Idaho, on
this 20th day of May, A. D. 19 66

Sharon Desoir

Notary Public for the State of Idaho

Residing Boise, Idaho

My commission expires 9/28/68

May 11, 1966

RE: Permit No. G-29819
Allen G. Linzy

Burley Herald Bulletin
Burley, Idaho

Gentlemen:

On March 29, 1966 we sent you a legal notice of the above numbered permit to be published in four successive weekly issues of your paper prior to May 20, 1966. To date we have not received a tear sheet for proofing.

Kindly send us a tear sheet promptly. If there is an error in the publication it will be necessary to republish at your expense.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:mr

29819

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G - 29819

April 4, 1966

Vernon C. Phillips
Route #1
Paul, Idaho

Dear Mr. Phillips:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 29819 are due not later than June 21, 1966

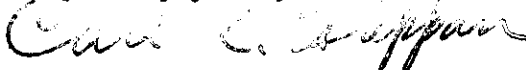
Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken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

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

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

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

Very truly yours,



STATE RECLAMATION ENGINEER

Enc. Form 36 and 11

cc:

29819

April 4, 1966

RE: Permit No. G-29819
Allen G. Linzy

Idaho Land and Appraisal Service
P.O. Box 2161
Boise, Idaho 83701

Gentlemen:

Enclosed are the amendments to Land List and Point of Diversion and the assignment from Vernon C. Phillips to Allen G. Linzy which has been recorded in this office.

The fees for the above are paid for under receipt No. G-10240.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Amendments (2)
Assignment

29819

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 24, 1966

(P. O.) Box 2161, Boise, Idaho 83701

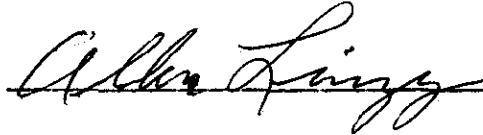
TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Burley-Herald Bulletin of
Burley, Idaho Published in

the county in which the works are situated. Please send the Statement of Charges
and Affidavit of Publication to Idaho Land & Appraisal Service, P. O. Box 2161,
Boise, Idaho 83701. Thank you.



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

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

Engineer

29819

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

Notice is hereby given that at ~~10:00 A.M.~~, on the 20th day of May
19 66, at Boise, County of Ada, State of Idaho
before Sharon Deroia, Notary Public, at (address) 224 Idaho
Building, proof will be submitted of the completion
of works for the diversion of 4 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. G-29819, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is Allen G. Linay, Route # 2, Burley, Idaho

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 4 cubic feet per second.

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

4. The point of diversion of said water is SW¹/₄SW¹/₄, Section 15, T12S-R23E, B.M.

5. The place where said water is used is SW¹/₄SW¹/₄, W¹/₄SW¹/₄, Sec. 15; E¹/₄, E¹/₄SW¹/₄, Sec. 16,
T12S-R23E, B.M. - 400 ac.

6. The date of priority which said user is prepared to establish is 6/14/61

CARL E. TAPPAN

State Reclamation Engineer

D
29819

March 29, 1966

Re: Permit No. G-29819
Allen G. Linzy

Burley Herald Bulletin,
Burley, Idaho.

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to May 20, 1966. The expense of the publication is to be paid by Idaho Land and Appraisal Service of Box 2161, Boise, Idaho to whom you should furnish proof of publication on or prior to the above date.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking at least one week prior to the first publication.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

29819

Re: Permit No. G-29819
Allen G. Linzy

March 29, 1966

Mr. Harley M. McDowell,
Idaho Land & Appraisal Service,
Box 2161,
Boise, Idaho.

Dear Mr. McDowell:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-29819, in the name of Allen G. Linzy, Final Proof is to be made before Sharon Deroia as Notary on the 20th day of May, 19 66, xxxxxxxxxxxxxx, at 224 Idaho Building, Boise, Idaho.

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

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. 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, that your Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Applicant

29819

RECEIVED
MAR 28 1968
NOTARY PUBLIC

A S S I G N M E N T

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-29819 to Allen G. Linzy of Route # 2, Burley, Idaho

* _____

Vernon C. Phillips
Permit Holder

Mabel J. Phillips
Wife of Permit Holder

STATE OF IDAHO)
 : ss
County of Ada)

On this 5th day of March, 19 66, before me, a Notary Public for the State of Idaho, residing at Boise, Idaho personally appeared Vernon C. Phillips and Mabel J. Phillips are known to me to be the persons whose names XX subscribed to the within instrument and duly acknowledged to me that they executed the same.

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

Sharon Devoir
Notary Public
Residing at Boise, Idaho

My commission expires: 9/28/68

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions

Application for Amendment

POINT OF DIVERSION

Permit No. G-29819

RECEIVED
MAR 25 1966

Department of Reclamation

Comes now Allen G. Linzy and
represent to the State Reclamation Engineer of the State of Idaho:

That he is (~~was~~) the owner and holder of Permit to Appropriate the Public
Waters of the State of Idaho, No. G-29819.

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

SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15, Township 12 South - Range 24 East, B.M.

That he now requests that the point of diversion be changed to a point

located: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15, Township 12 South - Range 23 East, B.M.

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

An error was made when the permit was filed and this well has been drilled
where it was intended when the permit was made.

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

Signed at Boise, Idaho, this 24th day of March 1966

ALLEN G. LINZY

By: Harley M. McDowell
Harley M. McDowell

Date of Receipt at Department Of Reclamation: 3/25/66

APPROVAL OF STATE RECLAMATION ENGINEER

P. Keith Higginson, Assistant,
I, GEO. W. 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-29819. 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 105 of
Permits, at Page 29819

March 29, 1966

P. Keith Higginson
State Reclamation Engineer

Recorded: March 29, 1966.

29819

Application for Amendment

LAND LIST

Permit No. G-29819

RECEIVED
MAY 19 1966

Comes now Allen G. Linzy, and represents
to the STATE RECLAMATION ENGINEER of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the
State of Idaho, No. G-29819, and requests that the list of lands to be irrigated,
as described in said permit, be changed to read as follows:

Township 12 South - Range 23 East, B.M.

Section 15 - SW $\frac{1}{4}$ NW $\frac{1}{4}$ - 15 ac; NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 40 ac; SW $\frac{1}{4}$ SW $\frac{1}{4}$ - 40 ac;

Section 16 - NE $\frac{1}{4}$ NE $\frac{1}{4}$ - 38 ac; NW $\frac{1}{4}$ NE $\frac{1}{4}$ - 30 ac; SW $\frac{1}{4}$ NE $\frac{1}{4}$ - 30 ac; SE $\frac{1}{4}$ NE $\frac{1}{4}$ -

38 ac; NE $\frac{1}{4}$ SW $\frac{1}{4}$ - 5 ac; SE $\frac{1}{4}$ SW $\frac{1}{4}$ - 15 ac; NE $\frac{1}{4}$ SE $\frac{1}{4}$ - 38 ac; NW $\frac{1}{4}$ SE $\frac{1}{4}$ - 35 ac; SW $\frac{1}{4}$ SE $\frac{1}{4}$ -

38 ac; SE $\frac{1}{4}$ SE $\frac{1}{4}$ - 38 ac.

, making a total of 400 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 24th day of March, 1966
ALLEN G. LINZY

By: Harley M. McDowell
Harley M. McDowell

Date of receipt at office of Department of Reclamation March 25, 1966.

R. Keith Higginson, APPROVAL OF STATE RECLAMATION ENGINEER

I, ~~XXXXXXXXXXXX~~ Assistant,
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-29819. 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.

R. Keith Higginson
Assistant,
State Reclamation Engineer

Recorded March 30, 1966.

29819

STATE OF IDAHO
OFFICE OF STATE RECLAMATION ENGINEER
POWER OF ATTORNEY

RECEIVED
MAR 25 1966

Department of Reclamation

The undersigned owner ~~(s)~~ of Permit (~~Application~~) No. G-29819
of the State Reclamation Engineer of the State of Idaho hereby nominates
and appoints Idaho Land & Appraisal Service, whose address is
P. O. Box 2161, Boise, Idaho 83701, as attorney-in-fact, with full author-
ity to act for and on behalf of the undersigned in all matters pertaining
to Application or Permit. Such acts shall include, but not be limited
to the filing of applications, receiving of all notices, the signing and
filing of applications for extension of time and for amendment of said
Permit, and the submission of proofs of completion of works and beneficial
use of water.

Dated this 5th day of March, 1966.

STATE OF IDAHO)
County Ada) ss

On this 5th day of March 19 66, personally
appeared before me the signer ~~(ss)~~ of the above instrument, who duly
acknowledged to me that he ~~(she)~~ ~~(they)~~ executed the same.

Sharon Deroan
Notary Public

My Commission expires:
9/28/68

29819

June 28, 1961

Re: Permit No. G-29819

Mr. Vernon C. Phillips,
Route #1,
Paul, Idaho.

Dear Mr. Phillips:

We enclose Permit No. G-29819 in which we 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-6061 which was issued covering payment in the amount of \$5.75 for the filing fee of the above mentioned permit.

You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

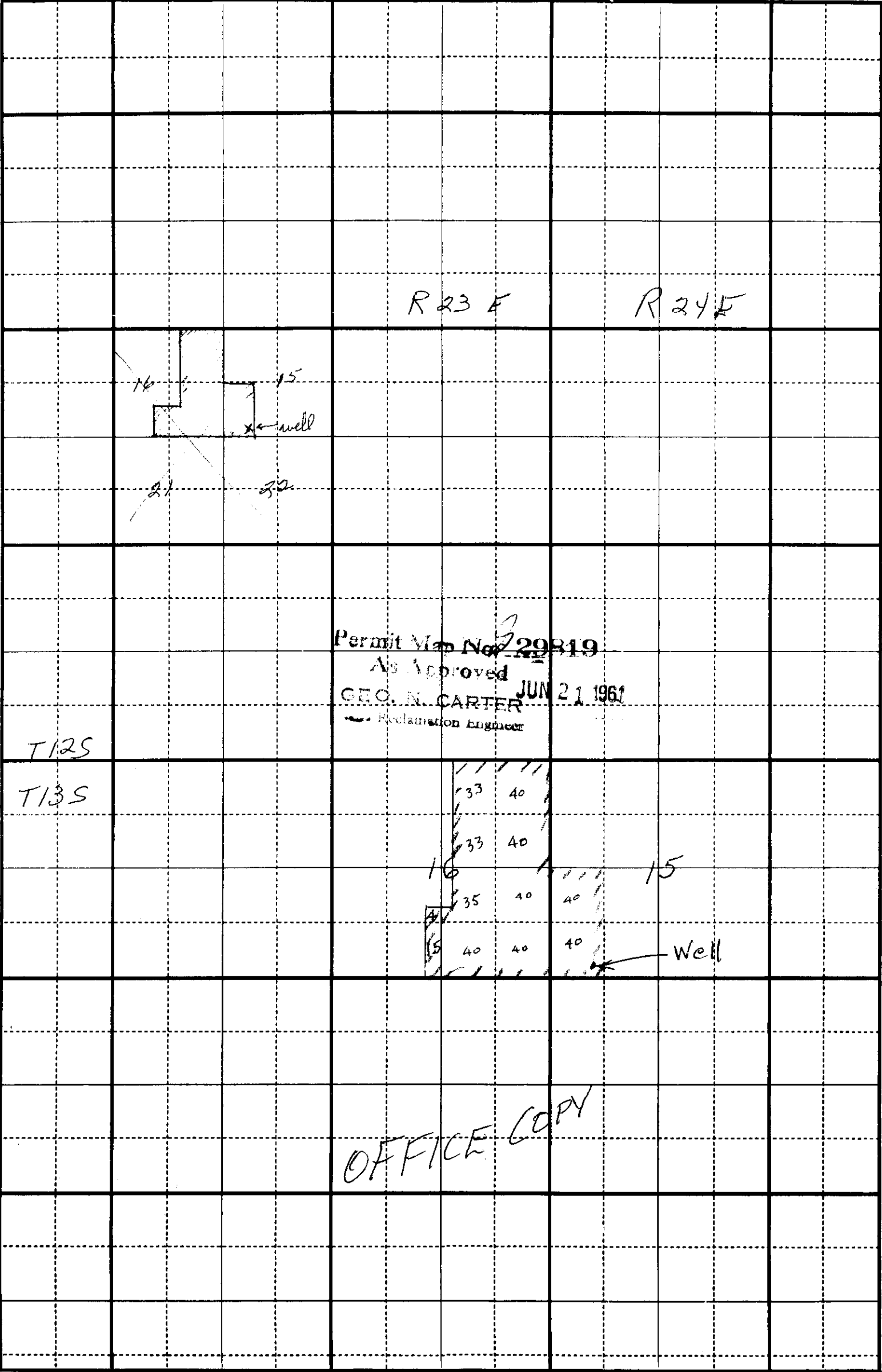
(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

29819

NAME OF APPLICANT Verno C. Phillips

Form No. 0



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

29819

IDENT. NO. 45-2657

WATER RIGHT
DATA ENTRY LOG

[illegible]

LEGAL NOTICES

66-108

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

Notice is hereby given that on the 20th day of May 1966, at Boise, County of Ada, State of Idaho before Sharron Deroin, Notary Public, at 224 Idaho Building, proof will be submitted of the completion of works for the diversion of 4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-29819, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Allen G. Linzy, Route #2, Burley, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes and the amount applied to beneficial use is 4 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15, T12S-R23E-B.M.

5. The place where said water is used is SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 15, E. 4, E. 4 SW $\frac{1}{4}$, Sec. 16, T12S-R23E-B.M. - 400 ac.

6. The date of priority which said user is prepared to establish is 6/14/61.

CARL E. TAPPAN 29819
State Reclamation Engineer

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