

45-02637

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29428/45-2637 Priority Feb. 8, 1961 Amount 4.80 cfs

THIS IS TO CERTIFY, that Connecticut General Life Insurance Company
of Dallas, Texas, has complied with the terms and conditions of Permit
No. 29428/45-2637 issued pursuant to Application for Permit dated February 8, 1961,
and has submitted proof to the Department of Water Resources on March 1, 1965,
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 5.37 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u>	at <u>4.80</u> cfs and	<u>1,280 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 4.80 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
1,280 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$ of
Sec. 6, Twp. 10 S, Rge. 25 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 $\frac{1}{4}$	
10 S	24 E	1	40			40													80
10 S	25 E	6		40	40		40	40	40	40									240

Total number of acres irrigated 320

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.

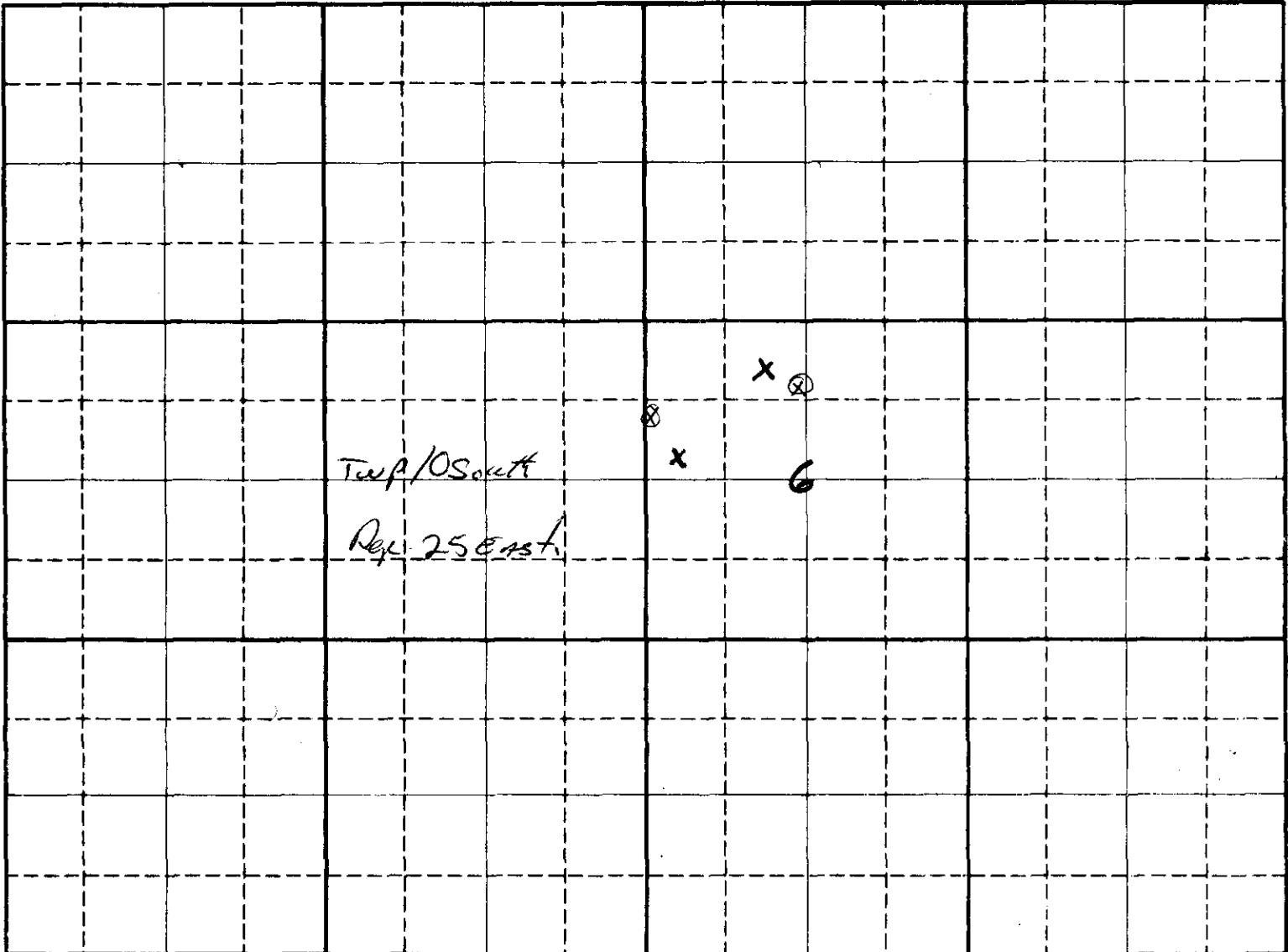
The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
January, 19 75.

MICROFILMED

Director

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Berry Idaho, this 20 day of June, 1972

Paul Spaulbauer
(signature)

ACTION OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above application for amendment for Permit No. 45-2637

Witness my hand this 5 day of September, 1972

R. Keith Higginson
State Reclamation Engineer

Idaho Land & Appraisal
Service
Box 2161
Boise, Idaho

45-2637

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

ASSIGNED TO:

A. S. & G Ranches, Box 789, Burley, Idaho

Application No. G- 37426
Permit No. G- 29428
District No.

1. Name of Applicant: W. Wayne Newcomb
Postoffice address: Declo County: Cassia State: Idaho

2. Quantity of water claimed: 240 Miner's inches
(a) Rate of withdrawal in cubic feet per second 4.8 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 NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 6 (Lot 3)
Twp. 10 S , Rge. 25 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: Drilled well to be cased and equipped with turbine type pump & motor.
Sprinkler system

8. Estimated cost of works: \$ 30,000

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 on hand: \$

(b) Treasury stock:

(c) Bonds to be issued:

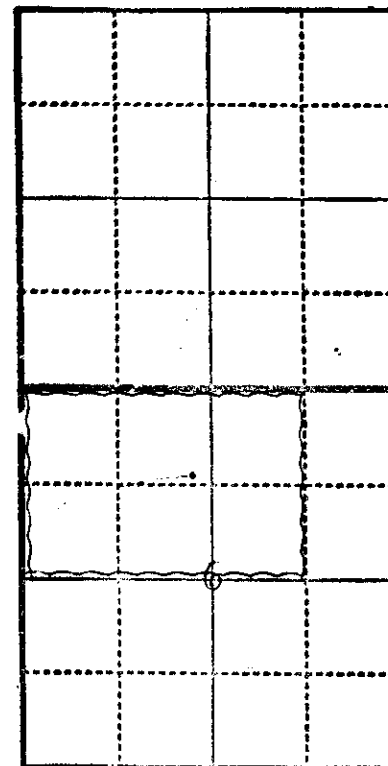
(d) Other resources:

12. The land to be irrigated is described in the following tabulation:

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Permit G-26074 which is being relinquished

(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) 4.8 (cubic feet per second, inches or gallons per minute) is for new lands.



Remarks: This permit is applied for in connection with the irrigation of deeded 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.

W. Wayne Newcomb Applicant.
By s/ Harley M. McDowell Agent.
B

Date of first receipt at Department of Reclamation: 8:00 A.M. February 8, 1961

Returned to applicant for correction:

Corrected application received: ~~DEED ENTRY~~ Idaho Ser. No. _____
Allowed: _____

Approval of State Reclamation Engineer

The number of this permit is G-29428
Recorded in Book 103 Page 29428 Approved February 15, 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 August 15, 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 February 15, 1966
Witness my hand this 15th day of February, 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 15th day of February, 1961
Countersigned: STATE OF IDAHO

(SEAL) By ARNOLD WILLIAMS, Secretary of State.
S/ By: Paula L. Fleenor, Deputy Secretary of State
12. By s/ ROBERT E. SMYLIE, Governor

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10 S	25 E	6	L.2 40	40			L.3 40	L.4 40	L.5 40	40									240
Application for Amendment LAND LIST Permit No. 29428																			
Comes now W. WAYNE NEWCOMB 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. 29428, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: NW¼, Section 6 - 10 S. - 25 E.; W½ of NE¼ of Section 6 - 10S - EBM 25 and E½NE¼ of Sect 1, 10S-EBM 24 making a total of 320 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 Declo, Idaho, this 15 day of January, 1965 Date of receipt at office of Department of Reclamation January 19, 1965 APPROVAL OF STATE RECLAMATION ENGINEER I, RALPH W. THOMAS, Deputy 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. 29428. 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: January 20, 1965 s/ RALPH W. THOMAS, Deputy State Reclamation Engineer																			

TO BE FILED FOR SEC. FEE
LICENSE PAGE NO.

State of Idaho

Department of Water Administration

ASSIGNMENT OF PERMIT

xx A. S. & G. RANCHES, a partnership, hereby assign to Connecticut General Life Insurance Company,
of 910 Stemmons Tower North, Dallas, Texas 75207
Address

☒ All my right, title, and interest, in and to Permit No. 45-2637
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.)

This Assignment is given as collateral security for a
loan from Connecticut General Life Insurance Company to
A. S. & G. Ranches, a partnership, to be secured by
mortgage on the lands affected by said permit and other
lands, all in Cassia County, Idaho,

Made this 27 day of Sept, 1972.

A. S. & G. RANCHES, a partnership
By Paul A. Spauld
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Cassia) ss.

On this 27 day of September, 1972, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Phyllis C. Butterfield
Notary Public residing at Bozeman, Idaho

My commission expires: Dec 11, 1974

45 2637

State of Idaho
Department of Water Administration
ASSIGNMENT OF PERMIT

RECEIVED

JUL 17 1972

I, Wayne Newcomb, hereby assign to A. S. & G. R. Newcomb
of Box 789, Burley, Idaho Address

☒ All my right, title, and interest, in and to Permit No. 45-2637
to appropriate the public waters of the State of Idaho.

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

Made this 10 day of July, 1972.

Wayne Newcomb
Permit Holder

Margaret Newcomb
Spouse of Permit Holder

State of Idaho
County of Cassia ss.

On this 10 day of July, 1972, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

Phyllis C. Butterfield
Notary Public residing at
Heyburn, Idaho

My commission expires: Dec 11 - 1974

45 2637

A DUAL OFFICE MOVE HAS CHANGED OUR MAILING ADDRESS

PLEASE CHANGE ADDRESS FOR ANYTHING YOU HAVE FOR
CONNECTICUT GENERAL LIFE INSURANCE COMPANY

TO:

% CIGNA CORPORATION
SOUTH BUILDING ----- S-305
900 COTTAGE GROVE ROAD
BLOOMFIELD, CONNECTICUT 06002

45-2637

~~45-70868~~

DEPARTMENT OF JUSTICE

DEPARTMENT OF JUSTICE

2

RECEIVED

JUL 8 1977

910 Stemmons Tower North
Dallas, Texas 75207
(214) 638-1330

Department of Water Resources

CONNECTICUT GENERAL

INSURANCE CO.

Agricultural Investment Division

July 5, 1977

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

Gentlemen:

Paid Loans G0053 (1st and 2nd) - A. S. & G. Ranches, a Partnership

In connection with the above loan, we took assignment of the following permits from A. S. & G. Ranches:

G0053 (1st) - Permits No. 45-2637, 45-7102, 45-7104, and 45-7109
G0053 (2nd) - Permits No. 45-2637, 45-7102, 45-7104, 45-7109,
45-7158, 45-7159

The loans have now been paid in full, and we request the Permits be cancelled.

Very truly yours,

Jimidene Dunlap

Jimidene Dunlap
Agricultural Loan Servicing

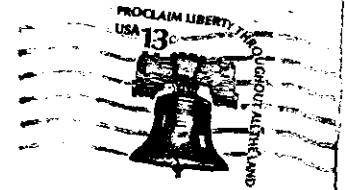
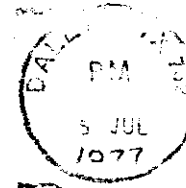
cc: Tippet Land & Mortgage Company
Mr. William A. Parsons

DIRECTOR	
DEPUTY DIR.	
GEN. ADMIN.	
PLANS. ANALYSIS	
EXT. BUREAU	
INSTR. SER. BUR.	
PROD. STDS. BUR.	
LEGAL	
LEGAL	
PERSONNEL	
FILES	

MICROFILMED

**CONNECTICUT GENERAL
LIFE INSURANCE COMPANY**

Agricultural Investment Division
Stemmons Tower North
Dallas, Texas 75207



Department of Water Administration
Statehouse Annex 2
Boise, Idaho 83707



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

12 July, 1977

Mr. William A. Parsons
137 West 13th Street
Burley, Idaho 83318

Dear Mr. Parsons,

Enclosed are the two assignment forms you requested for Water Rights #45-7104 and 45-7158,9. These forms are used to transfer ownership of permits.

45-7109, 45-7102 and 45-2637 are licensed to Connecticut General Life Insurance Company of Dallas, Texas. The State of Idaho has no provision for changing the names on a water right once it has gone to license. The water right is always sold with the land it is appurtenant to, unless specifically withheld in the bill of sale.

Should the new owners wish to change either the point of diversion or the place of use on the licenses, they should file a transfer form with the department. This form will carry the new owners' names.

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

Sincerely,

(Ms.) Kay Weaver
Records Supervisor

MICROFILMED

Kes
WILLIAM A. PARSONS
RICHARD K. SMITH
RANDOLPH C. STONE
ASSOCIATE

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

RECEIVED

JUL 11 1977

Department of Water Resources

July 8, 1977

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

RE: Permits - 45-2637, 45-7102, 45-7104, 45-7109, 45-7158,
45-7159

Gentlemen:

Connecticut General Life Insurance recently asked that these permits be canceled. The interest of the Mortgage Company is to be canceled but the permits themselves are not to be canceled as our client, A.S. & G. has sold the property and the permits must be retained and passed on to the new owner.

Please send us whatever forms are necessary to handle this transaction.

Yours very truly,


William A. Parsons

WAP/st

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 394-2215

January 30, 1975

Re: Permit No. 29428/45-2637

Connecticut General Life Insurance Co.
910 Stemmons Tower North
Dallas, Texas 75207

Gentlemen:

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

cc: A. S. & G. Ranches, Burley, Idaho
Bill Parsons, Attorney
Burley, Idaho

MICROFILMED

WATER RESOURCE BOARD:

John F. Straiff
Chairman
Franklin Jones
Member

George L. Yost
Vice-Chairman
M. Reed Hansen
Member

Donald R. Kramer
Secretary
Scott W. Reed
Member

Edwin C. Schlender
Member
Joseph H. Nettleton
Member

January 7, 1975

Connecticut General Life Insurance Company
910 Stemmons Tower North
Dallas, Texas 75207

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 29428/45-2637 and has found the following:

Quantity of water diverted: 5.37 cfs Source: wells

Amount of water that can be recognized as beneficially used under
Idaho law: 4.80 cfs

The maximum quantity diverted shall not exceed 1,280 acre feet per
year.

Point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Twp. 10 S, Rge.
25 E, B. M., Cassia County

Beneficial use: Irrigation of 320 acres within the E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 1,
Twp. 10 S, Rge. 24 E and W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 6, Twp. 10 S, Rge.
25 E, B. M.

Priority date established: February 8, 1961

A fee totaling \$21.00 must be received within 30 days from the date of this letter in order that we may issue a water right license as set forth above. If you do not concur with these findings, please contact us within the 30-day period.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

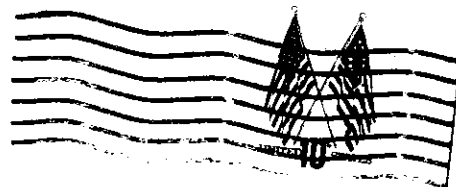
cc: A.S. & G. Ranches, Burley, Idaho
Bill Parsons, Attorney, Burley, Idaho

MICROFILMED

A. S. & G. RANCHES

Box 789

Burley, Idaho 83318



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

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-29428/45-2637

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

1. Name of applicant W. Wayne Newcomb, Declo, Idaho A. S & G Ranches

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the SW 1/4 NW 1/4 of Section 6

T. 10 S R. 25 E County of Cassia

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

#10 100 HP. U.S. MOTORS, 1800 RPM, 440 VOLTS, SER. # 1274916
LAYNE PUMP # 2506B 8" DISCHARGE

5. Water is used for: irrigation

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

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

NW 1/4, W 1/2 NE 1/4, Sec. 6, T. 10 S., R. 25 E.; E 1/2 NE 1/4, Sec. 1, T. 10 S., R. 24 E.

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

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

Remarks: _____

Only partially completed. Saline water also.
W. N. does not like the way we are measuring the
condition he has. His operation can improve from condition.

This examination was made on the 29 day of July, 1955

(Signed) John W. Miller Examiner.

MICROFILMED

Recomb pump #10

100HP CSMotor

Ser # 872142

Large Pump #25063

Discharge to 8" Hatter Valve #1861

DATE EXAMINATION RECORDS

by

by

by

by

MICROFILMED

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.

W. Wayne Newcomb
Route #1
Declo, Idaho
Permit No. G-29428/45-2637
Completion of Works
Examination for and Beneficial Use

County Cassia

Quantity: 4.8

45-2637

Source: Well

P.D.: NENW-6-105-25E

Use: Irrigation

Filed: 15 Feb 61

Due: 15 Feb 61

Extension:

Protest:

Completion of Works:

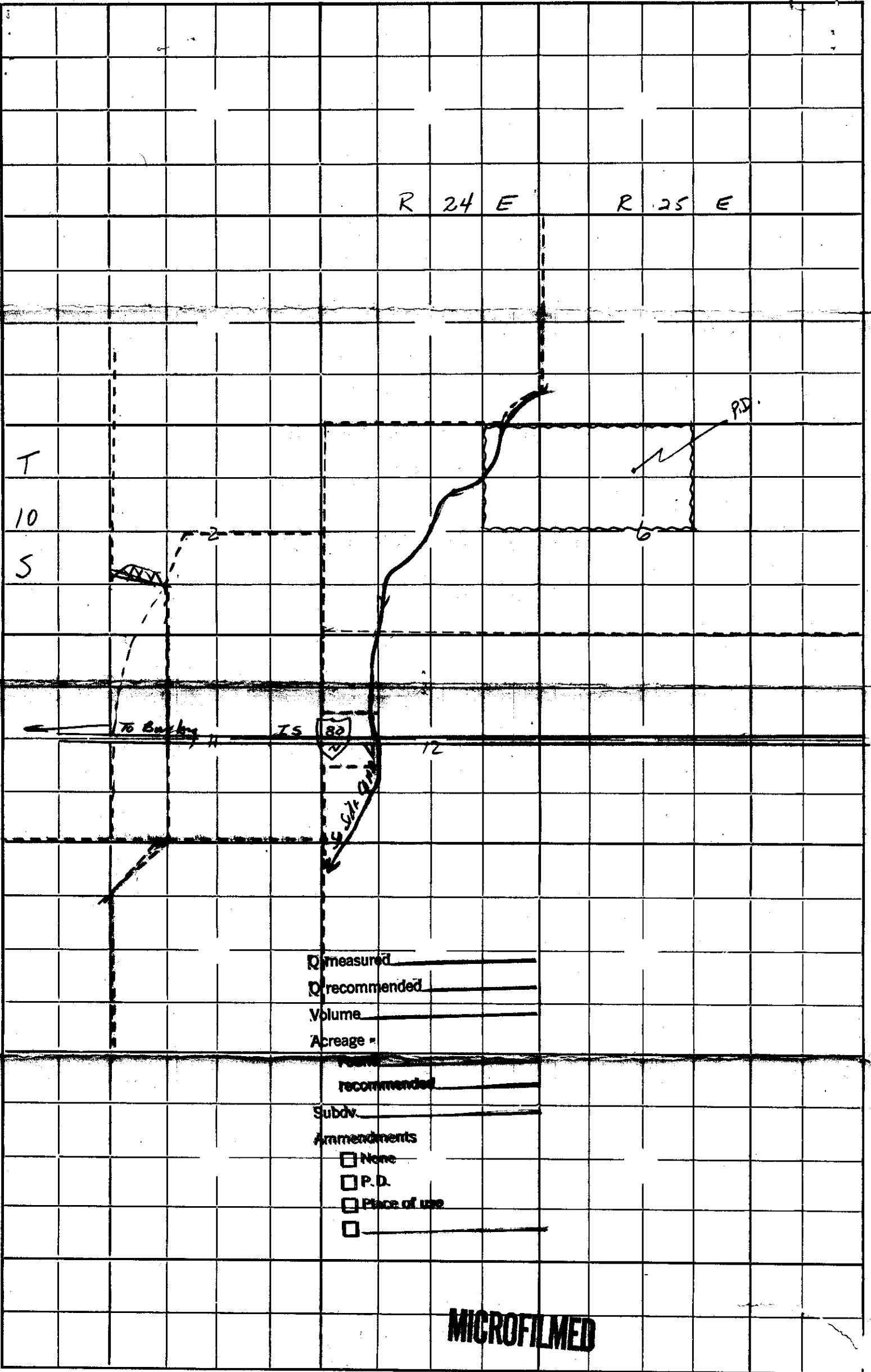
Other Rights: G-26074

Being relinquished

Made March 1, 1965

86 7/22/70

ANDERSON 5th



Q measured	_____
Q recommended	_____
Volume	_____
Acres	_____
Points	_____
recommended	_____
Subdv.	_____
Amendments	_____
☐ None	_____
☐ P.D.	_____
☐ Place of use	_____
☐	_____

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-29428/45-2637

~~REPORT ON PROOF OF COMPLIANCE WITH PERMIT~~

W. Wayne Newcomb
Route #1
Declo, Idaho

DO NEXT SPRING OR
SUMMER

B-2-71

MICROFILMED

31

6

3.4

31

32

6

5

H

13.7

G

30.4

F

28.8

C 307

5.9

J

31.7

L

104.4

85.3

K

O

68.0

76.1

P

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1 6
12 7

6 5
7 8



10 to 1000

3. Water will be used for the following purposes:

Other uses: _____

Permit No. 29428/45-2637

Examination for c/w & b/u

Other Points of Diversions: _____

Description of diverting works: _____

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

320

R. 24 E

R. 25 E

T.
10
S

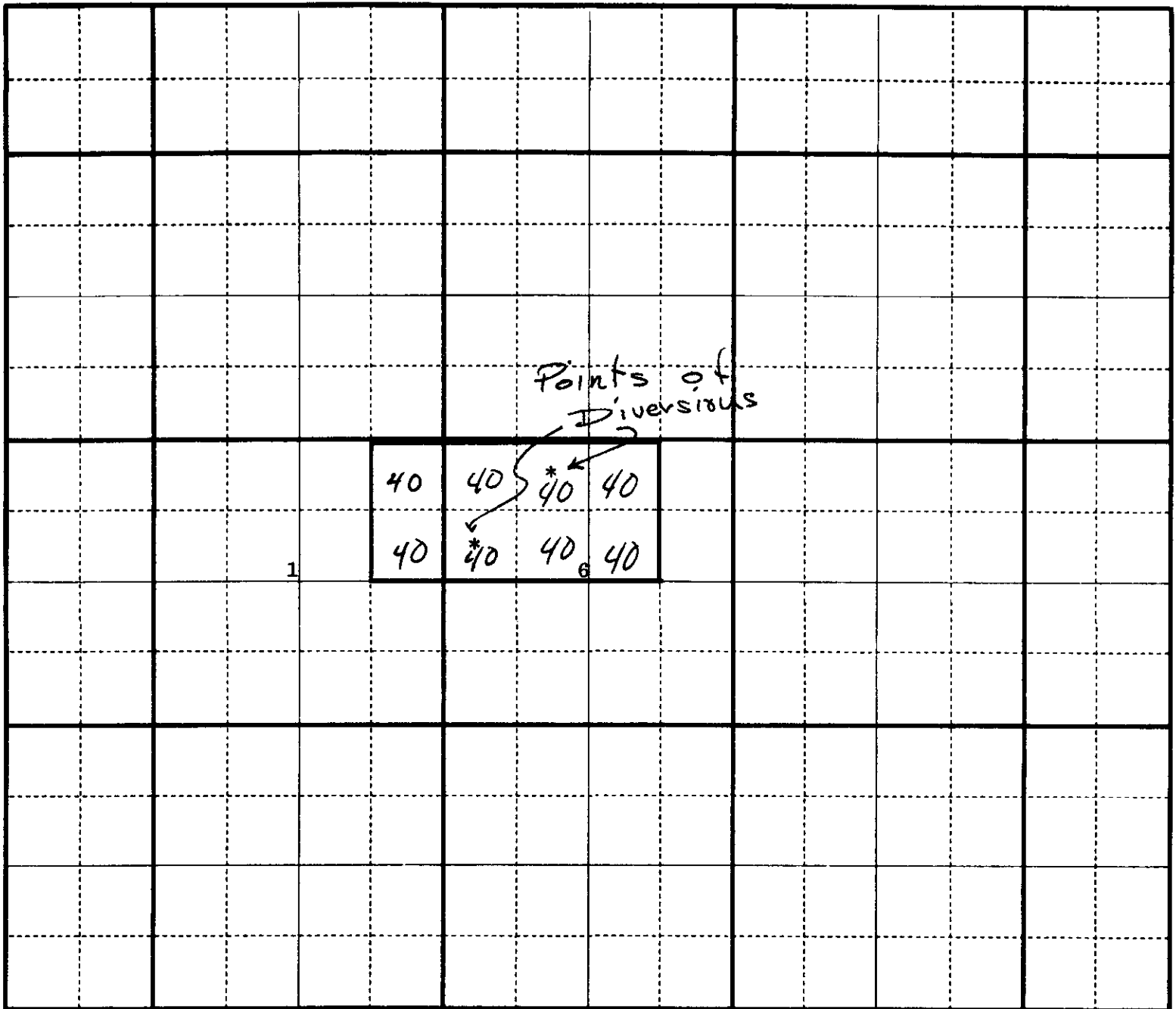


Diagram of System

DATE OF EXAM 10-9-74

ACREAGE
Found 320
Recommended 320

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q = 4.8 c.f.s. V = 1280 AF/Ann. from March-15 to Nov-15
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 760 gal/min = 1.69 cfs Method of measurement Badger
1650 gal/min = 3.68 cfs

Total Q recommended 4.8 cfs Meter No. M0539323 Type 10" Condition New

Total V recommended 1280 AcFt/ANN M0539374 8" New

Recommended Amendments:

P.D. ☒
Place of Use ☒
Other ☒
None ☒

MEASUREMENT CALCULATION:

$Q = 5.37 \text{ cfs}$ $760 + 1650 = 2410 \text{ gal/min} \div 448.8$
 $Q = 4.8 \text{ cfs}$ Amount Applied for
 $V = 1280 \text{ AcFt/ANN. (320 Acres) (4.0 Irr Req.)}$

SYSTEM DESCRIPTION:

① U.S. Electric Motor 100 Hp. # 1274916
Hayne Bowler pump -
② G.E. Motor 75 Hp EJ502575 Hayne & Bowler Pump.
(2) Pivot Systems w/ hand lines

REMARKS:

two pivot systems and 6 hand lines
Mr Biggs was present at Exam.

Examiner's Signature Larry Lundberg Date 10-9-74

Checked by Bob Holmes Date 10-17-74

Approved by _____ Date _____

October 26, 1972

Re: A. S. & G. Ranches

Hawley, Troxell, Ennis & Hawley
Attorneys and Counselors
Post Office Box 1617
Boise, Idaho 83701
ATTN: Tom Miller

Dear Tom:

We are enclosing copies of the assignments submitted in connection with A. S. & G. Ranches to Connecticut General Life Insurance Company. They have been stamped as requested. The original of the assignments have been placed in the Water Right file.

Connecticut General should be advised that now they are in position as the applicant or permit holder, which ever case prevails, and they must meet the requirements as imposed under Idaho Law.

If we may be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Water Rights Administrator

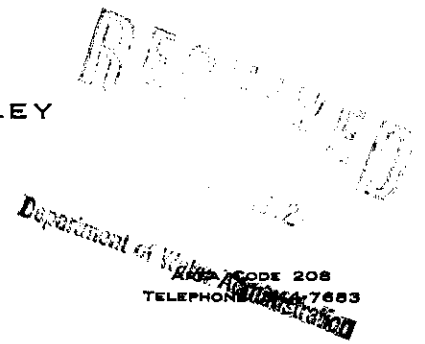
DWM/cd

Enc: assignments

HAWLEY TROXELL ENNIS & HAWLEY
ATTORNEYS AND COUNSELORS
BANK OF IDAHO BUILDING
POST OFFICE BOX 1617
BOISE, IDAHO 83701

ROBERT I. TROXELL
JESS B. HAWLEY, JR.
PAUL B. ENNIS
JOHN T. HAWLEY
THOMAS A. MILLER
MARSHALL NEAL NEWHOUSE
ROBERT J. ENNIS
CRAIG L. MEADOWS
ROBERT L. BILOW
ROBERT L. ALDRIDGE

October 2, 1972



Department of Reclamation
Statehouse Annex
Boise, Idaho 83702

Gentlemen:

Re: Connecticut General - A. S. & G. Ranches,
a partnership

Enclosed herewith are original and two copies each of
collateral Assignments of Permits Nos. 45-2637, 45-7102,
45-7104 and 45-7109, the originals of which are for filing
in your office.

Please stamp both extra copies of each Assignment with
your filing stamp and return them to me. I need one for my
file and will send one to Connecticut General.

If you have any questions or if there are any problems,
please let me know.

Yours truly,

A handwritten signature in dark ink, appearing to read "Tom Miller".

THOMAS A. MILLER

TAM/ju
Encs.

cc: Connecticut General Life
Insurance Company
Tippett Land & Mortgage Co.
(Boise & Kennewick offices)
w/out encs.

45 2637

September 11, 1972

Re: Permit No. 29428/45-2637

A.S. & G. Ranches
Box 789
Burley, Idaho 83318

Gentlemen:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been recorded and the Department's records changed accordingly.

Enclosed please find a copy of the approved application for amendment for this permit. Also enclosed is departmental receipt No. 9793 in the amount of \$60.00 covering the fees for the amendments and transfer.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Copy of amendment
Receipt #9793

bc: Southern District Office
Enc: Copy of amendment
New field exam report

45 2637

MEMORANDUM

From: Don McEldowney
To: Bob Haynes
Date: September 5, 1972
Subject: Application Nos. 45-2637, 45-7102, 45-7104, 45-7108, 45-7109
A. S. & G. Ranches

It seems like everything takes forever with these files. They have finally been renumbered and after having been reviewed with the lending agency as well as here in our office, the following actions appear to be in order.

45-2637

The amendment will be approved by the department. This provides for changes of point of diversion only, to Township 10 South, Range 25 East.

45-7102

We are returning the original application. The application duplicates 45-2637 prior to the Township amended. At present the Township is incorrect.

We would suggest that the applicant either file an amended application or withdraw this file. The lender feels no additional water will be developed.

45-7109

An application form for amendment was submitted to correct the Township and Range described on this application. This should have been an amended

application or an amendment made directly on the original form. Please treat the amendment application form as an amended application and use the \$10 collected as an amended application fee. Please re-advertise the application under the proper Township and Range.

45-7104

This should be an amended application. Use the application fee as an amendment application fee. Please advertise the application showing the correct Township and Range.

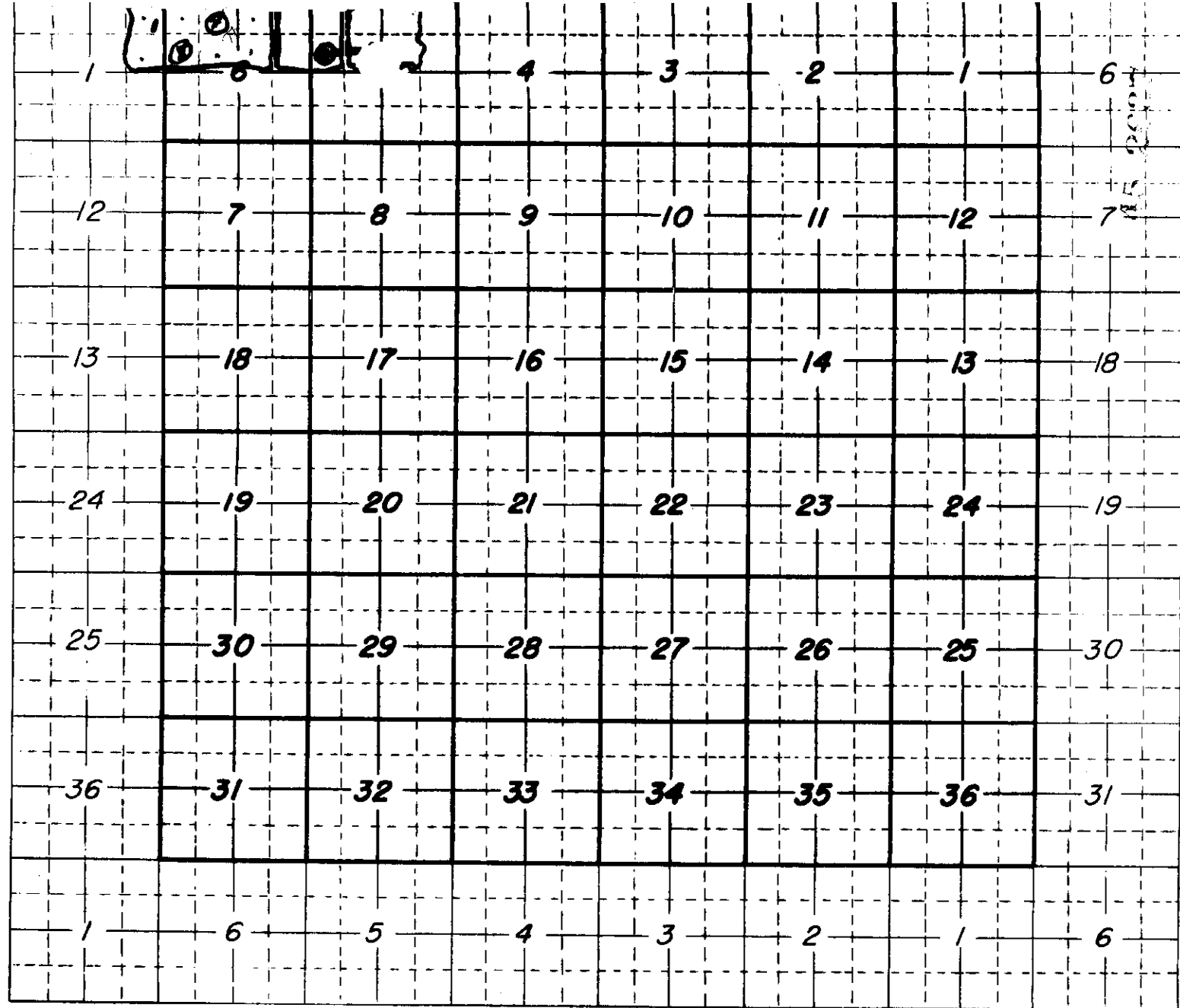
45 2637

45-7108

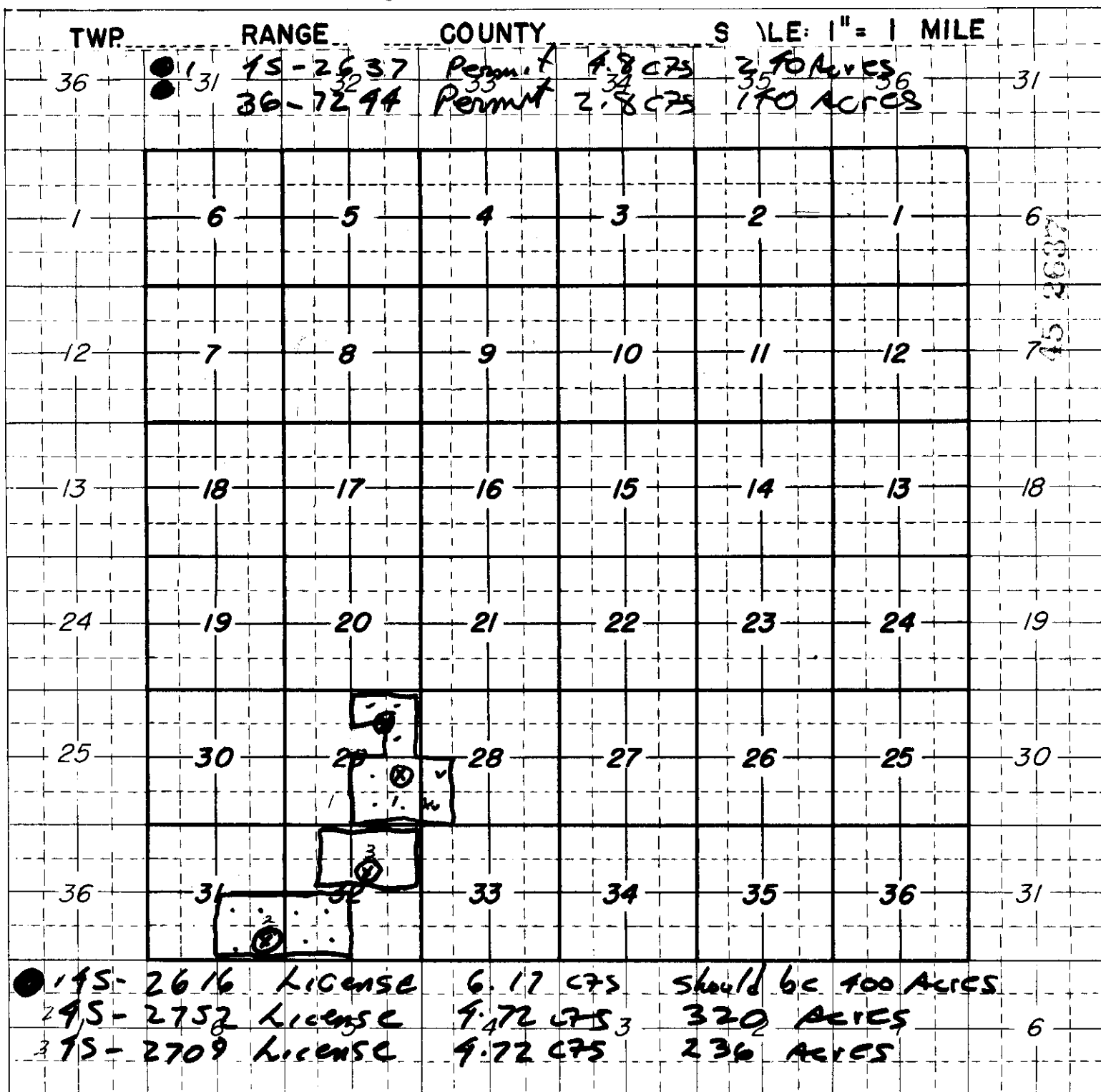
Appears to be in order and will be approved as filed. We have also received a partial assignment, a beneficial use application, and an additional assignment. These will not be processed until the application has been approved. We are holding the original application in Boise for approval at this time.

If you have any questions, please contact us.

45 2637



111 SW 2



December 15, 1970

Re: Permit No: 45-2637 NW1/4, W1/2NE1/4, Sec. 6; Twp. 10S, Rge. 25E, B.M.
E1/2NE1/4, Sec. 1; Twp. 10S, Rge. 24E, B.M.

Permit No: 45-2638 S1/2, Sec. 5; NE1/4, Sec. 8; Twp. 10S, Rge. 25E, B.M.

Permit No: 45-2714 S1/2, Sec. 9; W1/2SW1/4, Sec. 10; Twp. 10S, Rge. 25E, B.M.

Mr. Wayne Newcomb
Route 1
Declo, Idaho 83323

Dear Mr. Newcomb:

Thank you for answering my December 2 letter relative to the installation of water measuring devices on your irrigation system. The Badger meter, which you suggested, has been approved by this department and is completely satisfactory for installation as a measuring device. Several of these instruments have been installed throughout the state and are available in most areas.

I will notify my examiners to complete an examination of your system during the last part of May or the first part of June 1971. Prior to our making an inspection, we will contact you and establish a confirmed date.

Thank you.

Sincerely,

A. KENNETH DUNN
Assistant Director

AKD:mjl

45 2637

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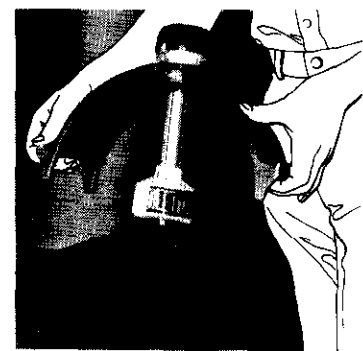
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You can practically forget about routine maintenance when you use Badger's new MDIM meters with magnetic drive. ■ Totalizers are sealed against moisture and corrosion.



There are no gears in the water, no stuffing boxes with their inevitable drag and leaks. You don't even have to lubricate. Not ever. ■ Installation of the meter is just as easy. Simply cut a hole in the water pipe, insert meter, and clamp on with two U bolts. ■ Here

are two other things you'll like about this latest irrigation meter from Badger. It costs only about half of previous types. And it's backed by a company with 65 years' experience in water metering. Want to know more? Write for Bulletin DMR-305.

Instruments Division

Badger meter

Manufacturing Company

P-3-70

4545 W. Brown Deer Road • Milwaukee, Wis. 53223

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

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

December 2, 1970

Re: Permit Nos. 45-2637,
45-2638, and 45-2714

Mr. Wayne Newcomb
Route 1
Declo, Idaho 83323

Dear Mr. Newcomb:

In regard to your November 18, 1970 telephone conversation with Mr. Keith Higginson. During the conversation, you stated that an examination had been made for your water rights. Our files indicate that on July 22, 1970, our examiner attempted to make an examination of your three permits; however, he was unsuccessful because of the method of operation of your system. His report indicates that you were unable to isolate each well so that a measurement could be made; and, in addition, there was considerable leakage which would not have been measured at the sprinkler head.

I hope that in your decision to install measuring devices as required by our October 9, 1970 letter, that you will consider permanent devices which would enable you to determine the actual amount of water pumped by your system. The benefit of the measuring device is really for the water user, in that he is able to determine accurately the amount of water pumped and the amount of power necessary to pump each acre-foot required during the season. I am positive you would find that these measuring devices would more than pay for themselves in a very short period of time, if they are used for the purpose in which they are designed. Please notify me as to the type of devices you finally select so that I can determine if it is the approved measuring device, and also notify me when they are installed for examination. I would suggest that you install them early in the season so that we can complete our examinations at the earliest possible time. The reason for this is that the groundwater would be highest earlier in the season; therefore, your production would be at a maximum and our measurements would provide you with the greatest amount of water at that time.

I will attempt to make the examinations as soon as I hear from you that your system is in operation.

Sincerely,

A. KENNETH DUNN
Assistant Director

AKD:mil

RECEIVED

DEC 7 1970

Department of Water Administration

*Please give legal
description
opinion 2 of these
changed years
ago*

*Your man disappeared awfully fast.
It won't be in use til May-June '71*

*Will the enclosed be acceptable
Sounds more practical than the
Boise outfit.*

December 2, 1970

Re: Permit Nos. 45-2637,
45-2638, and 45-2714

Mr. Wayne Newcomb
Route 1
Declo, Idaho 83323

Dear Mr. Newcomb:

In regard to your November 18, 1970 telephone conversation with Mr. Keith Higginson. During the conversation, you stated that an examination had been made for your water rights. Our files indicate that on July 22, 1970, our examiner attempted to make an examination of your three permits; however, he was unsuccessful because of the method of operation of your system. His report indicates that you were unable to isolate each well so that a measurement could be made: and, in addition, there was considerable leakage which would not have been measured at the sprinkler head.

I hope that in your decision to install measuring devices as required by our October 9, 1970 letter, that you will consider permanent devices which would enable you to determine the actual amount of water pumped by your system. The benefit of the measuring device is really for the water user, in that he is able to determine accurately the amount of water pumped and the amount of power necessary to pump each acre-foot required during the season. I am positive you would find that these measuring devices would more than pay for themselves in a very short period of time, if they are used for the purpose in which they are designed. Please notify me as to the type of devices you finally select so that I can determine if it is the approved measuring device, and also notify me when they are installed for examination. I would suggest that you install them early in the season so that we can complete our examinations at the earliest possible time. The reasons for this is that the groundwater would be highest earlier in the season; therefore, your production would be at a maximum and our measurements would provide you with the greatest amount of water at that time.

I will attempt to make the examinations as soon as I hear from you that your system is in operation.

Sincerely,

45 2637

A. KENNETH DUNN
Assistant Director
AKD:m11

November 17, 1970

Re: Permits No. 45-2637, 45-2638, and 45-2714

Mr. Wayne Newcomb
Route #1
Declo, Idaho 83323

Dear Mr. Newcomb:

Reference is made to my letter of October 9 relative to your three above-numbered permits. That letter required that you install and maintain measuring devices on each of the wells drilled under the permits for the purpose of providing a means for this office to determine the rate of diversion and seasonal amount of water diverted under the permits. Since we have not heard from you since the order was issued, we are unable to determine whether or not you intend to comply with that order. I would, therefore, appreciate a letter from you by return mail indicating your plans in this regard.

As you are well aware, we cannot issue a water license confirming your rights unless we can determine the amount of water diverted. Your failure to comply with the order and install the necessary measuring devices may result in cancellation of your permits.

Please let us hear from you concerning this matter.

Very truly yours,

R. KEITH HIGGINSON
Director

RKH:cc

45 2637

October 9, 1970

Re: Permits No. 45-2637, 45-2638, and 45-2714

Mr. Wayne Newcomb
Route #1
Declo, Idaho 83323

Dear Mr. Newcomb:

During the 1970 irrigation season representatives of this office attempted to examine the wells which you have constructed under the above-numbered permits. As you are aware, we are required by law to determine the quantity of water diverted and applied to beneficial use. Due to the type of system you are operating, it is impossible for this quantity to be measured without accurate measuring devices.

You are, therefore, notified that you are required under provision of Sections 2-237a and 42-701, Idaho Code, to install and permanently maintain measuring devices of a type which can be approved by this office that will measure all of the water diverted during each irrigation season. Such devices must be installed on each of the wells covered by the above permits. Your plans for the type of devices you intend to install should be submitted to this office for approval prior to commencement of the installation. Until such installations are completed, it will not be possible for this office to determine the quantity of water diverted and license confirming the water rights cannot be issued. As you are aware, failure to complete construction of necessary works, including the above mentioned measuring devices, may be grounds for cancellation of permits by this office.

I would appreciate hearing from you by return mail concerning your plans for such installations.

Very truly yours,

R. KEITH HIGGINSON
Director

RKH:cc

45 2637

The well in sec 5 is tied into a system and when the other wells were shut down it wouldn't produce enough water to operate the sprinklers and Mr. Newcomb wouldn't shut down any of the lines.

The well in sec 8 was shut down to partial volume and what water was being pumped was for the most part it was leaking very badly.

The well in sec 6 was shut off completely to install valley sprinkler system.

The well in sec 9 was shut down to about half. The lines were leaking very badly and in instance the line itself was off and shooting water into the air.

Mr. Newcomb told me that in no circumstances did he think we could get an accurate measurement by any means except by figuring the lift from the pump house.

I think that a meter should be required!

Bill Lewis
7/22/70

1M April 1962

March 4, 1965

Re: Permit No. G-29426

G-29428

W. Wayne Newcomb

W. Wayne Newcomb
Route #1
Declo, Idaho

Dear Mr. Newcomb:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ~~The Burley-Herald Bulletin~~ Burley, Idaho, all submitted in proof of completion of works and beneficial use on Permit No.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

29428

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-29428

* * * *

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: _____

W. Wayne Newcomb - R7A #1 - Declo - Idaho

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

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; G-29428 - Feb 8, 1961 - SAME

Ques. 4. State source of water supply: Well and Pump
Give location of point of diversion, showing subdivision, section, township and range:

NE 1/4 NW 1/4 Sec 6 Twp. 10S Range 25E BM

Ques. 5. Describe your works of diversion: Well and Pump with

Sprinkler System; state amount of water they are capable of conveying from point of diversion to place of use 4.8; Give name of canal or ditch or other works by which water is conducted to such place of use: _____

_____; if a well, state depth of well 120 ft; depth and size of casing: 100 ft deep 10 inch; depth to water 70 ft; if pump is used, state discharge of pump: 12 inch; tell how it was measured or determined: unlimited water.; if sprinkler irrigation, give number and size of nozzles and

operating pressure: 8 lines 1/4 mile 30 nozzles 1 1/4 in diameter 60 lb max to 40 lb min

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:

NW 1/4, W 1/2 NE 1/4 of Section 6 - Twp 10S - Range 25E
and E 1/2 of NE 1/4 of Section 7 - Twp 10S Range
25E BM

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

Mainline 1 mile long with sprinkler system
for entire 320 acres

W. Wayne Newcomb

W. Wayne Newcomb
W. Wayne Newcomb

29428

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: C. L. Huddleston Shidling Co. - Rupert Idaho

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

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

3/4 8/8 inches for 320 acres - land sandy

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

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: Summer 1961 Time used since first use:

and continuously since

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

(sign)

W. W. Wayne Newcomb
W. W. Newcomb

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

Burley, County of Cassia

State of Idaho, on this 1st day of March, A.D. 1965.

[Signature]

My Commission expires: Dec 9, 1965

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-29428

* * * * *

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:

Mildred H. Jensen, 56, 1501 Miller, Burley, Idaho
Housewife, P.O. Box 617, Burley, Ida

Ques. 2. Are you acquainted with H. Wayne Newcomb, the holder of
Permit No. H-29428? How long have you known him and where does he reside:

Yes, 36 years he resides at R.T.D. #1, Seelo, Idaho

Ques. 3. Have you read or heard said Permit No. 29428 read, and are you familiar
with its provisions and conditions: Yes: _____ No: _____

Ques. 4. State source of water supply: Deep well and pump-ground water

State place of diversion: NE 1/4, N 2 1/2, Sec. 6, Twp. 10 S, Rge 25 E

Describe works for conveying water to place of use: Well & pump, sprinkler system.

N 2 1/4, N 1/2, NE 1/4, Sec. 6, Twp. 10 S, Rge 25 E and E 1/2 NE 1/4, Sec. 1, Twp. 10 S, Rge 24 E.B.M.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 4.8 Cu. ft. per sec. How much water have you seen being so

conveyed: Eight lines - 1 1/2 in. dia., 30 nozzles, 1 1/4 inch diameter

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

One piece - 320 acres - N 2 1/4, N 1/2 NE 1/4, Sec. 6, Twp. 10 S, Rge 25 E
and E 1/2 NE 1/4, Sec. 1, Twp. 10 S, Rge 24 E.B.M.

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

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:

Sandy-mud require 1 inch per acre

Ques. 9. Have you any 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: About 4 yrs ago

Other times you have seen such use: Many times

(Signed)

Mildred G. Jensen

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

_____, County of Cassia, State of Idaho, on this 1st day of March,

A. D., 1962. 1965

D Jensen

Notary Public for State of Idaho

Residing: Burley, Idaho

Romney Apts

My commission expires: Dec 9 1965

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-29428

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:

Harold G Lewis, 22 yrs - Rt. 2 - Rupert Idaho

Ques. 2. Are you acquainted with W. Wayne Newcomb, the holder of

Permit No. G-29428 ? How long have you known him and where does he reside:

Yes - 14 years - R. J. L. Co., Lemoore, Cal.

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

Ques. 4. State source of water supply: Ground water

State place of diversion: NE 1/4 NW 1/4, Sec. 6 Twp 10 S, Rge 25 E

Describe works for conveying water to place of use: Well & pump - sprinkler system

NW 1/4 N 1/2 NE 1/4, Sec. 6 Twp 10 S, Rge 25 E, and E 1/2 NE 1/4, Sec. 1 Twp 10 S Rge 24
E.B.M.

Ques. 5. How many second feet of water do you estimate said works will safely conduct

to place of use: 4.8 cu. ft. per sec. How much water have you seen being so

conveyed: Eight lines - 1/2 mile, 30 nozzles, 1/64 inch diameter

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

One place - 320 acres NW 1/4 N 1/2 NE 1/4, Sec. 6 Twp 10 S Rge 25 E
and E 1/2 NE 1/4, Sec. 1 Twp 10 S, Rge 24 E.B.M.

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

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:

Very little water required for such use

Ques. 9. Have you any 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: 3 yrs ago

Other times you have seen such use: Many times

(Signed)

Norold D. Lewis

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

 , County of Cassia, State of Idaho, on this 1st day of March,

A. D., ~~1962~~. 1965

[Signature]

Notary Public for State of Idaho

Residing: Burley Idaho

Romney Apts.

My commission expires: Dec. 9, 1965

The Burley Herald-Bulletin

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Vern A. Miller, being first

duly sworn, deposes and says that he is the

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

four (4) consecutive weeks, commencing with the issue dated January 25, 1965 and ending with the issue dated February 15, 1965

Vern A. Miller

Subscribed and sworn to before me this

18th day of February, 1965

Maurice W. Sank Notary Public

Cost of Publication MY COMMISSION EXPIRES 1 - 4 - 67

Notary Fee _____

Total Cost _____

LEGAL NOTICES

65-26

NOTICE OF PROOF OF COMPLETION OF WORKS

and

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that 1:00 P.M. on the 1st day of March, 1965 at Burley, County of Cassia, State of Idaho, before David C. Jensen, Notary Public, at Romney Apts., Burley, Idaho, proof will be submitted of the completion of works for the diversion of 4.8 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-29426, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The time and place of completion of said works of diversion and application of water to beneficial use is at the place known as the Newcomb, R.D. #1, near Idaho.

2. Said works of diversion and application of water to beneficial use are such as to divert the amount of water to be used to the place of use is 4.8 cubic feet per second.

3. The time to which said water has been put to beneficial use is 18 days, commencing with the issue dated January 25, 1965 and ending with the issue dated February 15, 1965.

4. The place of diversion of said water is at the NW 1/4, Sec. 6, Twp. 10 S., R. 10 E., Co. Cassia, Idaho, where said water is used for irrigation.

5. The place of diversion of said water is at the NW 1/4, Sec. 6, Twp. 10 S., R. 10 E., Co. Cassia, Idaho, where said water is used for irrigation.

6. The place of diversion of said water is at the NW 1/4, Sec. 6, Twp. 10 S., R. 10 E., Co. Cassia, Idaho, where said water is used for irrigation.

29428

The Burley Herald-Bulletin

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Vern A. Miller, being first

duly sworn, deposes and says that he is the

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

four (4) consecutive weeks, commencing

with the issue dated January 25, 1965 and

ending with the issue dated February 19, 1965

Vern A. Miller

Subscribed and sworn to before me this

19th day of February, 1965

Maureen A. Saxen Notary Public

Cost of Publication SEE LAST PAGE EXHIBITS 1 & 4 & 67

Notary Fee _____

Total Cost _____

LEGAL NOTICES

65-26

NOTICE OF PROOF OF COMPLETION OF WORKS and

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that 1:00 P.M., on the 1st day of March, 1965 at Burley, County of Cassia, State of Idaho before David C. Jensen, Notary Public, at Romney Apts. Burley Idaho, proof will be submitted of the completion of works for the diversion of 4.8 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-29428, 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 W. Wayne Newcomb, R.F.D. #1, Declo, 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 4.8 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 4.8 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Twp. 10 S., Rge. 25 E.,

5. The place where said water is used is NW $\frac{1}{4}$, W $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, Twp. 10 S., Rge. 25 E., and E $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 1, Twp. 10 S., Rge. 24 E.B.M.

6. The date of priority which said user is prepared to establish is Feb. 8, 1961.

CARL E. TAPPAN
State Reclamation Engineer
Published in the Burley Herald-Bulletin January 25, February 1, 8, 15, 1965.

29428

January 20, 1965

Re: Permit No. 29428

W. Wayne Newcomb
Declo, Idaho

Dear Mr. Newcomb:

Enclosed is the Application for Amendment
to the land list on the above numbered permit, which has
been recorded in this office.

Also enclosed is departmental receipt No. G-9063
in the amount of \$1.00 covering the fee.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

29428

Application for Amendment

LAND LIST

Permit No. 29428

JAN 19 1965

Department of Reclamation

Signed by

W. Wayne Newcomb

, and represents

to the UNITED STATES OF AMERICA, the State of Idaho:

That the above named applicant desires to appropriate the Public Waters of the State of Idaho, for the purpose of diverting the same for the purpose of irrigating, as described in said permit, and to read as follows:

W. 1/2 Section 6, T. 10S, R. 25E, B. 1NW. 1/2 Section 6, T. 10S, R. 25E, B. 1N1/2 of NE 1/4 of Sect 1, 10S, EBM 24, a total of 320 acres.

The above named applicant desires to appropriate the Public Waters of the State of Idaho, for the purpose of diverting the same for the purpose of irrigating, as described in said permit, and to read as follows:

Witness my hand and seal

at Boise, Idaho, this 13 day of January, 1965W. Wayne NewcombDate of receipt at the Department of Reclamation, January 14, 1965

APPROVAL OF STATE RECLAMATION ENGINEER

I, W. Wayne Newcomb, of the State of Idaho, hereby approve the above and foregoing application for the purpose of appropriating the Public Waters of the State of Idaho, for the purpose of diverting the same for the purpose of irrigating, as described in said permit, and to read as follows: This approval constitutes a new permit and is issued in amendment to the original permit, to which it refers, and of which it becomes a part, and the applicant hereby agrees to indemnify and hold the rights of others harmless from all claims and damages.

Approved
by the
State Engineer

Ralph W. Thomas

Deputy
State Reclamation Engineer

29428

Re: Permit No. **G-29428**

January 19, 1965

**Mr. W. Wayne Newcomb,
R.F.D. #1,
Decle, Idaho.**

Dear Mr. Newcomb:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. **G-29428**. The proofs are to be made at **1:00 o'clock P.M.** on the **1st** day of **March**, 19**65**, before **David C. Jensen, Romney Apts., Burley, Idaho**, Notary Public.

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

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

29428

Re: Permit No. **G-29428**
W. Wayne Newcomb

Date: **Jan. 19, 1965**

**Burley Herald Bulletin,
Burley, Idaho.**

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to **March 1, 1965**
the date set for proof; the expense of the publication is to be paid
by the applicant **W. Wayne Newcomb**
of **R.F.D. #1, Declo, Idaho** to whom you should
furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

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

29428

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

Notice is hereby given that at 1:00 P.M., on the 1st day of March
1965, at Burley, County of Cassia, State of Idaho
before David C. Jensen, Notary Public, at (address) Romney Apts.
Burley, Idaho, proof will be submitted of the completion
of works for the diversion of 4.8 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. 0-29428, 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 W. Wayne Nannorh, R.F.D. #1, Declo, 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 4.8 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
4.8 cubic feet per second.
4. The point of diversion of said water is NE¹/₄ NW¹/₄, Sec. 6, Twp. 10 S., Rge. 25 E.,
5. The place where said water is used is NW¹/₄, W¹/₂ NE¹/₄, Sec. 6, Twp. 10 S., Rge. 25 E.,
and E¹/₂ NE¹/₄, Sec. 1, Twp. 10 S., Rge. 24 E.B.M.,
6. The date of priority which said user is prepared to establish is Feb. 8, 1961

CARL E. TAPPAN
State Reclamation Engineer

29428

NOTICE OF PROOF OF COMPLETION OF WORKS

and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 1 P M., on the 1st day of MARCH 1965, at Burley, Idaho, County of CASSIA, State of Idaho, before DAVID C JENSEN, Notary Public, at (address) Romney Apts Burley, Idaho, proof will be submitted of the completion of works for the diversion of 4.8 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. 29428, 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 M. Wayne Newcomb - R7D #1 - Declo, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 4.8 cubic feet per second.

3. The use to which said water has been applied is irrigation ~~potato and~~ feed crops, purposes, and the amount applied to beneficial use is 4.8 cubic feet per second.

4. The point of diversion of said water is NE 1/4 of NW 1/4 ~~NW 1/4 of NE 1/4~~ Section 6 - 10 South 25 East

5. The place where said water is used is In 10S-EB25, NW 1/4 of Section 6, N 1/2 of NE 1/4 of Sec 6 and E 1/2 of NE 1/4 of Section 1, 10S, 24 E.B.M

6. The date of priority which said user is prepared to establish is Feb 8, 1961

State Reclamation Engineer

29428

JAN 19 1965

JAN 11 1965

10/1/63

Department of Reclamation OF PROOF OF COMPLETION OF WORKS

Department of Reclamation

and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at LP M., on the 1st day of MARCH 1965, at Burley, Idaho, County of CASSIA, State of Idaho, before DAVID C JENSEN, Notary Public, at (address) Romney Apts Burley, Idaho, proof will be submitted of the completion of works for the diversion of 4.8 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. G29428, 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 W. Wayne Newcomb - R7D #1 - Declo Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 4.8 cubic feet per second.

3. The use to which said water has been applied is irrigation ~~gated and~~ NE 1/4 & NW 1/4 ~~Section 6~~, purposes, and the amount applied to beneficial use is 4.8 cubic feet per second.

4. The point of diversion of said water is Section 6 - 10 South 25 East

5. The place where said water is used is

In 10S-24E NW 1/4 of Section 6, N 1/2 of NE 1/4 of Sec 6
and E 1/2 of NE 1/4 of Section 1, 10S, 24 E.B.M
NW 1/4, W 1/2 NE 1/4 SEC 6-10S-24E AND E 1/2 NE 1/4 SEC 1, 10S-24 E.B.M.

6. The date of priority which said user is prepared to establish is Feb 8, 1961

State Reclamation Engineer

29428

Save

Make

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Jan. 8, 1965
(P. O.) Arco, Idaho (R7D*1)

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.

W. Wayne Newcomb

(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

29428

RECEIVED

RECEIVED
JAN 11 1965

DEPARTMENT OF RECLAMATION

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Jan 8 1965
(P. O.) Arco, Idaho (R7D#1)

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.

W. Wayne Newcomb

(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

January 18, 1965

RE: Permit Nos. G-29426, G-28884, G-29428

C
O
P
Y
W. Wayne Newcomb
RFD No. 1
Declo, Idaho

Dear Mr. Newcomb:

Returned herewith are your publication notices for the above numbered permits. Several discrepancies exist between the notices and our records. Listed below is each permit and the discrepancies for each.

G-28884 - You list the point of diversion as being SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T. 7 S., R. 25 E., B. 1. Our records indicate it as being the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 7 S., R. 25 E., B. 1.

G-29426 - You have only the SE $\frac{1}{4}$ of Section 8, T. 10 S., R. 25 E., B. 1 on the land list. Our records indicate the SE $\frac{1}{4}$, Sec. 8, and SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9, T. 10 S., R. 25 E., B. 1.

G-29428 - You list the point of diversion as being the NW $\frac{1}{4}$ NE $\frac{1}{4}$, and the land as the NW $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 6, T. 10 S., R. 25 E., B. 1, and the E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 1, T. 10 S., R. 24 E., B. 1. Our records indicate that the point of diversion is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6. The land list does not include the E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 1, T. 10 S., R. 24 E., B. 1.

If your publication notices are correct all three of the permits will require amendments either to the points of diversion or the land lists. The proper forms are enclosed. The fee for each amendment is \$1.00

Please make the necessary corrections and/or amendments and return promptly.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
by

H. Russell Bosch, Assistant
Water Rights & Records Section

CRB:mr

Enc. publication notices, amendment forms

29428

February 26, 1961

Re: Permit Numbers

G-29422 - W. Wayne Newcomb	G-29429 - W. Wayne Newcomb
G-29423 - Owen E. Randall	G-29430 - " " "
G-29424 - Hannah H. Soule	G-29431 - " " "
G-29425 - Hannah H. Soule	G-29432 - " " "
G-29426 - W. Wayne Newcomb	G-29433 - " " "
G-29427 - " " "	G-29434 - " " "
G-29428 - " " "	G-29435 - " " "

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

Dear Mr. McDowell:

We enclose the above captioned permits in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Departmental Receipt No. G-5650, which was issued covering payment in the amount of \$86.25 for the filing fee of the above mentioned permits, was given to you while you were in our office.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer
By

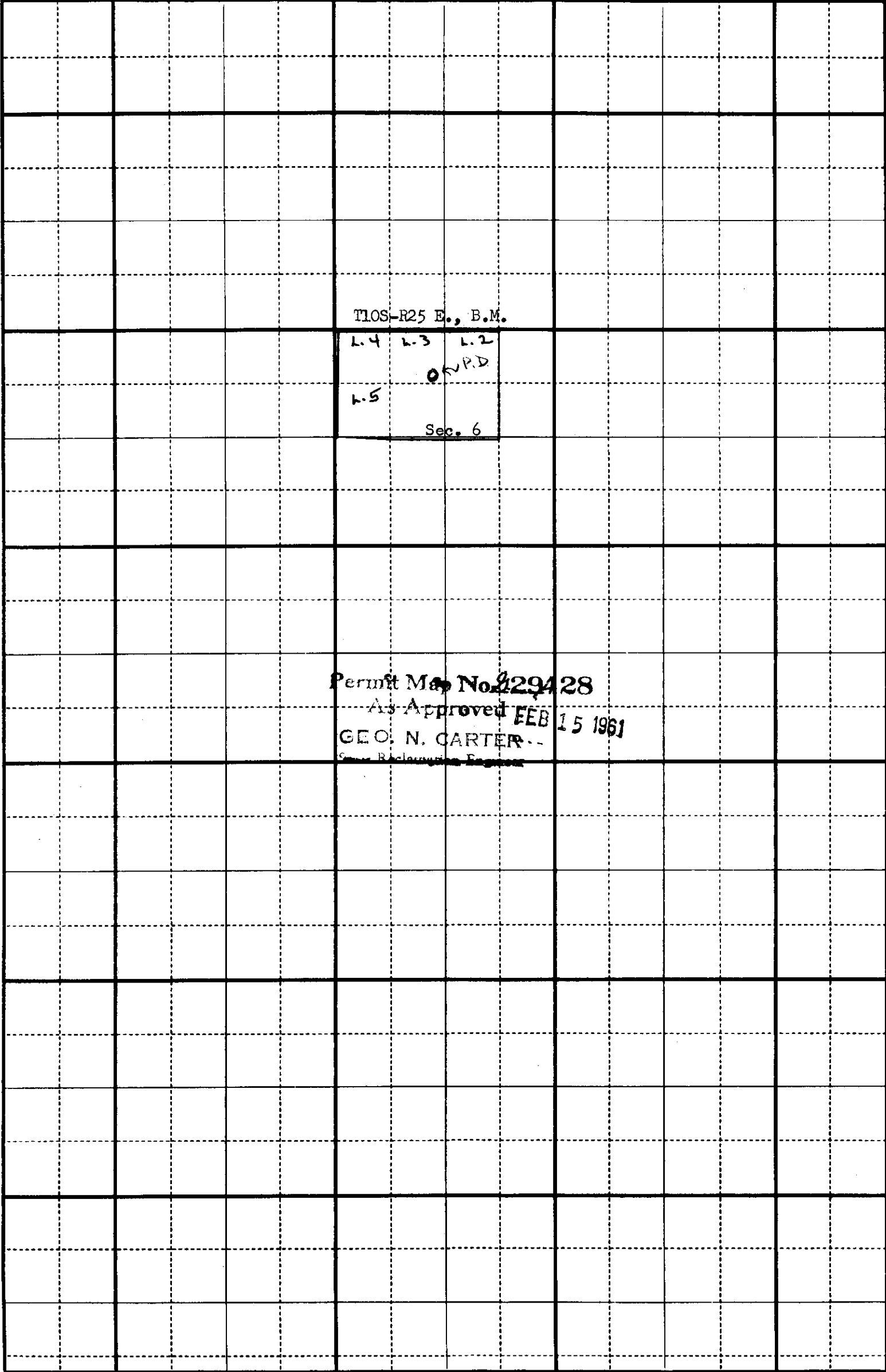
(Mrs.) Edna P. Rule
Chief Clerk

Encl.

M. R. Spink

cc: W. Wayne Newcomb
Owen E. Randall
Hannah H. Soule

29428



65-26

LEGAL NOTICES

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

Notice is hereby given that 1:00 P.M. on the 1st day of March, 1965, at Burley, County of Cassia, State of Idaho, before David C. Jensen, Notary Public, at Romney Apts. Burley, Idaho, proof will be submitted of the completion of works for the diversion of 4.8 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. C-29428, 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 W. Wayne Newcomb, R.F.D. #1, Declo, 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 4.8 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 4.8 cubic feet per second.

4. The point of diversion of said water is NE 1/4 NW 1/4, Sec. 6, Twp. 10 S., Rge. 25 E.,

5. The place where said water used is NW 1/4, W 1/2 NE 1/4, Sec. 10 S., Rge. 25 E., and E 1/2 NW 1/4, Sec. 1, Twp. 10 S., Rge. 24 E.,

6. The date of priority which said user is prepared to establish is Feb. 8, 1961.

CARL E. TAPPAN
State Reclamation Engineer
published in the Burley Herald-Examiner, January 25, February 1, 1965.

29428