

45-02577

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4563
WATER RIGHT NO(S). 45-02375C/45-02577/45-02653B/45-04048B

This is to certify that: JACKSON W ALLRED
MIRIAM ALLRED SMITH
RT 2 BOX 2486
BURLEY ID 83318

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 45-02375C : IRRIGATION	04/01 to 10/31	8.31 CFS	3520.0 AF
Right No. 45-02577 : IRRIGATION	05/01 to 09/30	3.40 CFS	1025.1 AF
Right No. 45-02653B : IRRIGATION	04/01 to 10/31	4.67 CFS	1973.0 AF
Right No. 45-04048B : IRRIGATION	04/01 to 10/31	2.00 CFS	400.0 AF
	TOTAL:	18.38 CFS	6025.0 AF

DATE OF PRIORITY:

Right No. 45-02375C : 04/28/1951
Right No. 45-02577 : 04/23/1959
Right No. 45-02653B : 05/17/1961
Right No. 45-04048B : 09/01/1959

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 27, Township 11S, Range 23E
NWSE , Sec. 27, Township 11S, Range 23E
NWNW , Sec. 34, Township 11S, Range 23E
NWSW , Sec. 34, Township 11S, Range 23E
SWSW , Sec. 34, Township 11S, Range 23E
CASSIA County

MAY 18 1995

TRANSFER NO. 4563
WATER RIGHT NO(S). 45-02375C/45-02577/45-02653B/45-04048B

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11S	23E	27	NESW 40	NWSW 39	SWSW 32.5	
			SESW 40	NESE 15	NWSE 36	
			SWSE 40	SESE 40		282.5
		34	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENE 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 38			638
12S	23E	3	NWNW 40	SWNW 40	NWSW 20	100
		4	NWNE 40	SWNE 40	SENE 40	
			NENW 40	NWNW 40	SWNW 40	
			SENE 40	NESW 40	NWSW 40	
			SWSW 40	SESW 40	NESE 40	
			NWSE 40	SWSE 5		525
Total number of acres irrigated:						* 1545.5

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. The total instantaneous diversion of water from all 4 points of diversion under Transfer No. 4563 shall not exceed 18.38 cfs, nor total combined annual volume of 6,025.0 af.
8. Combined Right Nos. 45-02375C and 45-02577 shall not exceed a total combined irrigation of 913 acres, nor a total combined annual volume of 3,652.0 af.

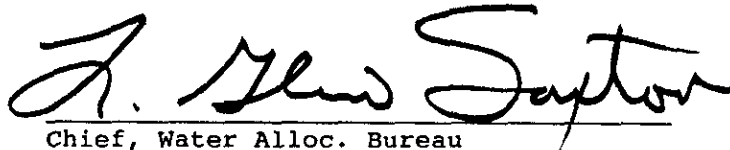
APPROVED
MAY 18 1995

TRANSFER NO. 4249
WATER RIGHT NO(S). 45-02375C/45-02577

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4249 shall not exceed 11.71 cfs.
8. Right No. 45-02375C is limited to the irrigation of 880 acres in the place of use described above in a single irrigation season.
9. Right No. 45-02577 is limited to the irrigation of 913 acres in the place of use described above in a single irrigation season.

Dated this 14th day of March, 1994.


Chief, Water Alloc. Bureau

APR 12 1994

TRANSFER NO. 4563
WATER RIGHT NO(S). 45-02375C/45-02577/45-02653B/45-04048B

CONDITIONS/REMARKS:

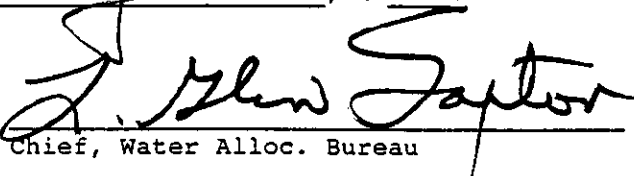
9. Combined Right Nos. 45-02375C, 45-02577, 45-02653B and 45-04048B shall not exceed a total combined irrigation of 1,538 acres, nor a total combined annual volume of 6,025.0 af.
10. Approval of this transfer in no way confirms claimed Right No. 45-04048B.
- *11. Right No. 45-02375C is limited to the irrigation of 880 acres in the place of use described above in a single irrigation season.
- *12. Right No. 45-02577 is limited to the irrigation of 913 acres in the place of use described above in a single irrigation season.
- *13. Right No. 45-02653B is limited to the irrigation of 525 acres in the place of use described above in a single irrigation season.
- *14. Right No. 45-04048B is limited to the irrigation of 100 acres in the place of use described above in a single irrigation season.
15. A single point of diversion is authorized on or near the line between the NESW and NWSE, S27, T11S, R23E.

Dated this 8th day of

May

19

95


Chief, Water Alloc. Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4249
WATER RIGHT NO(S). 45-02375C/45-02577

This is to certify that: JACKSON W ALLRED
MIRIAM ALLRED SMITH
RT 2 BOX 2486
BURLEY ID 83318

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 45-02375C :			
IRRIGATION	04/01 to 10/31	8.31 CFS	3520.0 AF
Priority: 04/28/1951			
Right No. 45-02577 :			
IRRIGATION	05/01 to 09/30	3.40 CFS	1025.1 AF
Priority: 04/23/1959			
TOTAL:		11.71 CFS	3682.0 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 27, Township 11S, Range 23E
NWNW , Sec. 34, Township 11S, Range 23E
NWSW , Sec. 34, Township 11S, Range 23E
SWSW , Sec. 34, Township 11S, Range 23E
CASSIA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11S	23E	27	NESW 40	NWSW 39	SWSW 32.5	
			SESW 40	NESE 15	NWSE 36	
			SWSE 40	SESE 40		282.5
34			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 38			638.0

Total number of acres irrigated: 920.5

APR 12 1994

WATER LICENSE

Water License No. G-27903/45-2577 Priority April 23, 1959 Amount 3.40 c.f.s.THIS IS TO CERTIFY, that ANGUS & NOWLAND

of Burley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 23, 1959; that Permit G-27903/45-2577 was issued pursuant to said application; that the proposed works were completed on or about 1959, with a storage/or carrying capacity of 3.40 c.f.s., said works consisting of well, motor, pump, and open ditches; and that on April 27, 1964, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 3,652 acre feet per season, with a maximum rate of diversion of 3.40 cubic feet per second of the waters of ground-water, tributary of _____, for the purpose of Irrigation from May 1 to September 30; and for _____ from _____ to _____; and for _____ from _____ to _____; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T. 11 S, R. 23 E, B.M., and other additional points _____, in the County of Cassia; and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 3,652 acre feet per year.

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 $\frac{1}{4}$	
<u>11 S</u>	<u>23 E</u>	<u>27</u>									<u>40</u>	<u>39</u>	<u>32</u>	<u>40</u>	<u>8</u>	<u>36</u>	<u>40</u>	<u>40</u>	<u>275</u>
		<u>34</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>38</u>	<u>638</u>

Total number of acres irrigated 913

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

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

22nd day of January, 19 70.

R. Kirk Higin
State Reclamation Engineer

45-2577

27903

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 35849
Permit No. G- 27903
District No.

Angus and Nowland
c/o James L. Nowland
Rt. #2,
Burley, Idaho.

1. Name of Applicant: Angus and Nowland

Postoffice address: Burley

County: Cassia

State: Idaho

2. Quantity of water claimed: 7.0 cubic feet per second

(a) Rate of withdrawal in cubic feet per second 7.0 or Idaho
Miners' inches 350 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 NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 34
Twp. 11 S., Rge. 23 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: Well, pump and ditches

8. Estimated cost of works: \$ 20,000

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:

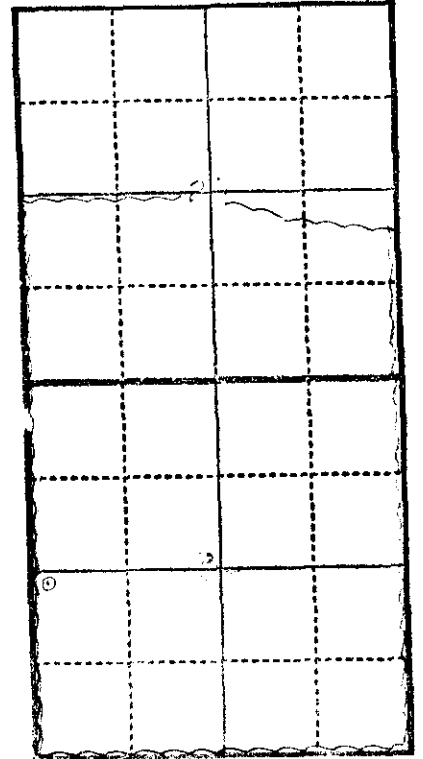
(d) Other resources:

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: License No. 22070
2 wells in Sec. 34 and $\frac{3}{4}$ of well in Sec. 28 for total of 8.56 c.f.s.

(a) 7.0 (cubic feet per second, ~~inches or gallons per minute~~) of the water herein applied for is to be supplemental to the existing water rights.

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



Remarks:

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

Angus and Nowland

Applicant.

By s/ James L. Nowland

Agent.

Date of first receipt at Department of Reclamation: 11:00 A.M. April 23, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 27903

Recorded in Book 98 Page 27903 Approved May 4, 1959

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 November 4, 1961

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 May 4, 1964

Witness my hand this 4th

day of May, 1959

s/ GEO. N. CARTER

STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, 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 4th day of May, 1959.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

Secretary of State.

By s/ ROBERT E. SMYLLIE

Governor

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
11 S	23 E	27									40	40	40	40	15	35	40	40	290
		34	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
																			930

PERMIT ISSUED FOR 3.4 SEC.
LICENSE PAGE NO. _____

The Burley Herald-Bulletin

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

MAY 5 1964

County of Cassia,)
STATE OF IDAHO) ss.

Department of Reclamation

R. C. Ostrander, being first

duly sworn, deposes and says that he is the

Business 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

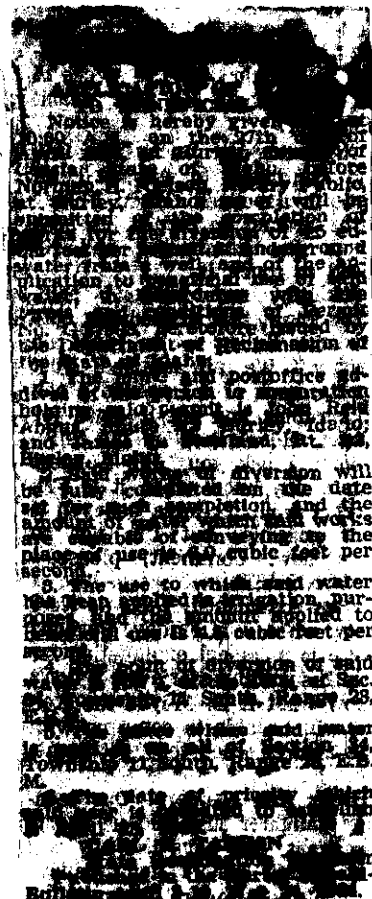
with the issue dated April 3, 1964 and

ending with the issue dated April 24, 1964

Subscribed and sworn to before me this

27th day of April, 1964

Mildred A. Sank Notary Public



27903

The Burley Herald-Bulletin

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

R. C. Ostrander, being first

duly sworn, deposes and says that he is the

Business 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 April 3, 1964 and

ending with the issue dated April 24, 1964

Subscribed and sworn to before me this

27th day of April, 1964

W. A. Swank Notary Public

64-100

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 27th day of April 1964, at Burley, County of Cassia, State of Idaho, before Norman H. Nielson, Notary Public, at Burley, Idaho, proof will be submitted of the completion of works for the diversion of 4.5 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 27903, 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 John Reid Angus, Route #2 Burley, Idaho; and James L. Nowland, Rt. #2, Burley, 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 6.0 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 4.5 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 34, Township 11 South, Range 23, E.B.M.

5. The place where said water is used is on all of Section 34, Township 11 South, Range 23, E.B.M.

6. The date of priority which said user is prepared to establish is April 23, 1959.

CARL E. TAPPAN
State Reclamation Engineer
Published in the Burley Herald-Bulletin April 3-10, 17 & 24, 1964.

27903

MAY 5 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G-27903

* * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

* * * * *

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address: John Reid Angus and James L. Nowland, Rt. #2, Burley, Idaho, Farming, Rt. #2, Burley, 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; No. G-27903, April 23, 1959, April 23, 1959

Ques. 4. State source of water supply: Subterranean Well
Give location of point of diversion, showing subdivision, section, township and range:
NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 34, Township 11 South, Range 23, E.B.M.

Ques. 5. Describe your works of diversion: consists of open ditches and a concrete pipeline.
_____; state amount of water they are capable of conveying from point of diversion to place of use 6 cu. ft. per second give name of canal or ditch or other works by which water is conducted to such place of use: open ditches and a pipeline
_____; if a well, state depth of well 500 ft.; depth and size of casing: 15 in. casing down 80 ft - liner at the bottom of the well up 150 ft.; depth to water 300 ft.; if pump is used, state discharge of pump: 4.5 cu.ft. per second tell how it was measured or determined: by use of a weir
_____; if sprinkler irrigation, give number and size of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: water is used for 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 : water is used on all of Section 34, Township 11 South, Range 23, E.B.M. and all of the lands in Section 34 can be irrigated with the exception of that land that is used for ditches and for pipelines and for roadways.

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

The land has been reclaimed from desert land. A pump has been placed in the well at a cost of \$17,000.00, and the well costs \$7,500.00. The land has been leveled and ditches installed at a cost of \$8,000.00 and said land has been placed in cultivation from desert land.

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

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:

These deponents need additional water over and above 4.5 cu.ft. per second for the irrigation of the lands described in this deposition, but are able to get by with a 4.5 cu. ft. per second by careful use of the water.

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: Spring of 1959 Time used since first use:

The water has been used continuously from May to September of each year commencing with 1959 through and including the cropping season of 1963.

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

That there are other waters which are used on the premises described in this deposition, but are also appurtenant to other lands, but the waters described in this deposition and

the other waters which may also be used on these lands do not equal an inch to the acre on said lands.

(sign)

James L. Hubbard
Reid Angus

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 27th day of April, A.D. 19 64.

James B. Whitely
Notary Public in and for Idaho
Residing at Burley, Idaho

My Commission expires: May 12, 1966

MEMORANDUM

TO: FILE 45-02577

FROM: PAM SKAGGS

RE: TRANSFER # 4563

DATE: 3/20/95

=====

Original Transfer Application, Form and correspondence regarding the above referenced Transfer is located within file # 45-02375.

RECEIVED

MAY 18 1995

MEMORANDUM

TO: FILE 45-2577

FROM: PAM SKAGGS ^{CK}

RE: TRANSFER # 4249

DATE: 11-16-93

=====

Original Transfer Application, Form and correspondence regarding the above referenced Transfer is located within file # 45-2375.

APR 12 1994

MEMORANDUM

TO: FILES 45-02375C & 45-02577

FROM: PAM SKAGGS^{OB}/STATE OFFICE

SUBJECT: TRANSFER NO. 4249

DATE: March 4, 1994

=====

Transfer No. 4249 was filed to change and add a point of diversion under the two rights referenced above. These rights were developed on a mostly overlapping place of use and this transfer will reflect the common system and points of diversion.

Right No. 45-02375C was licensed for 880 acres and Right No. 45-02577 was licensed for 913 acres. The total land base of the overlapping places of use is 920.5 acres. Each right is limited to licensed number of acres within the described place of use.

Multiple points of diversion are conditioned to limit the total rate of diversion to 11.71 cfs and provide for measurement. Combined Volumes of these rights exceed standard 4.0 af/acre and are limited to 3682.0 afa ($4.0 \times 920.5 = 3682.0$).

[Handwritten signature]

APR 12 1994

WR0749NP
No. T45-02577

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/23/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JACKSON W ALLRED RT 2 BOX 2486 BURLEY ID 83318 (208) 678-0850	04/23/1959	IRRIGATION	05-01 09-30	3.40 CFS	1025.10 AFA
TOTAL DIVERSION:					3.40 CFS	1025.10 AFA

C MIRIAM ALLRED SMITH
RT 2 BOX 2486
BURLEY ID 83318

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:	T11S R23E S27 S34	NESW NWNW	NWSW	SWSW	CASSIA County CASSIA County
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Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE																										
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM																					
11S	23E	27	:											40	39	32	40	:	15	36	40	40	:	282.5																		
11S	23E	34	:	40		40		40		40		40		40		40		40		40		38	:	638.0																		
																					TOTAL ACRES																					920.5

Pou County: CASSIA

Other Water Rights with Same Point(s) of Diversion and Source:
45-02375A 45-02375C 45-02577 45-02653B 45-040488 T45-02375C

Other Water Rights Listing Overlapping Place(s) of use:
45-02375C 45-02577 T45-02375C

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- R31 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T17 - Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

WR0749NP
No. T45-02577

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/23/94
PAGE: 2

=====

Remarks: Right No. 45-02577 is limited to the irrigation of 913 acres in the place of use described above in a single irrigation season. The total instantaneous diversion of water from all points of diversion under Transfer No. 4249 shall not exceed 11.71 cfs.

Dates: App. Received: 11/03/1993 Priority Date: 04/23/1959
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 05/29/1979

Misc: Water District Number: Field Exam Fee:

Comments: Date: 11/12/1993 User-ID: BALDWIN Subject: TRANSFER NO. 4249
T# 4249 filed on 11/3/93 proposes to change a point of diversion and add a point of diversion.
Water rights in this transfer are 45-02375C & 45-02577.

Audit: 11/12/93 BALDWIN 02/23/94 SKAGGS 02/23/94 SKAGGS

January 5, 1965

RE: Permit 45-2375 and 45-2577

John L. Gray, Manager
Federal Land Bank
1308 Albion Avenue
Burley, Idaho 83318

Dear Mr. Gray:

As requested, the following information on the four wells in Cassia County is as follows:

45-2375 (22070) for 10.96 c.f.s. with a priority of April 28, 1951, for use on the SE $\frac{1}{4}$, Section 28, 160 acres; SW $\frac{1}{4}$, 160 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$, 30 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$, 35 acres; S $\frac{1}{2}$ SE $\frac{1}{4}$, 80 acres; in Section 27; N $\frac{1}{2}$, 320 acres; SW $\frac{1}{4}$, 160 acres; N $\frac{1}{2}$ SE $\frac{1}{4}$, 80 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$, 30 acres; Section 34, all in T 11 S., R 23 E., B.M. This is a licensed right.

45-2577 (G-27903) for 3.4 c.f.s. with a priority of April 23, 1959, for use on the S $\frac{1}{2}$, Section 27, all in Section 34 for a total of 930 acres. This permit has not been licensed. A fee letter for \$53.00 was written on June 23, 1964, requesting the fees. Upon receipt of the \$53.00 a water license will be issued. Otherwise, the permit will be cancelled in the near future.

If we can be of further assistance please let us know.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

45-2577

27903

FEDERAL LAND BANK ASSOCIATION OF BURLEY

1305 ALBION AVENUE BURLEY, IDAHO 83318



JOHN E. GRAY, MANAGER

December 16, 1969

RECEIVED
DEC 18 1969

Department of Reclamation

Mr. Russell Bosch
Administrative Assistant
State Reclamation Department
State House
Boise, Idaho 83700

Dear Mr. Bosch:

We are in need of some information relative to four wells located in Cassia County. Well number 1 is located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, well number 2 is located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, well number 3 is located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, and well number 4 is located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, all in Township 11 South, Range 23 EBM.

We believe that wells No. 1, 2, and 3 are registered under License No. 22070 and well No. 4 under License G-27903. We need the following information on these wells:

1. Amount of water permitted.
2. Date of priority.
3. Acres permitted to be irrigated
4. License or permit number.

We would appreciate receiving this information either by letter or by obtaining a copy of the license.

Very truly yours,

John E. Gray
John E. Gray, Manager

JEG/b1



"OWNED BY FARMERS : FOR FARMERS"

45-2577

27903

45-2375(22070) Limer -

10.96 CFS.

April 28, 1951

SE $\frac{1}{4}$ Sec 28 160 acres.

SW $\frac{1}{4}$ ¹⁶⁰ ~~160~~ SE $\frac{1}{4}$, NESE - 30

NWSE 35

SWSE - 80 Section 27

N $\frac{1}{2}$ - 320, SW $\frac{1}{4}$ - 160, N $\frac{1}{2}$ SE - 80

SWSE - 40 - SESE 30, Sec 34

all T11S, R23E

45-2577 -

3.4 CFS.

SW $\frac{1}{2}$ Sec 27, all Section 34 930 acres.

\$53.00 fee letter June 23, 1964.

45-3875
UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
Post Office Box 577
Burley, Idaho 83318

Department of Agriculture

January 12, 1970

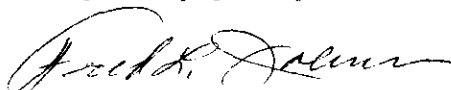
State Department of Reclamation
Room 107 - The State House
Boise, Idaho 83701

Attn: Mr. R. Keith Higginson
State Reclamation Engineer

Dear Mr. Higginson:

This is to advise that all interests of the United States of America, acting through Farmers Home Administration, has now been paid in full by Dean G. Angus who owned interests in Permit Number G-27903 and Water License number 22070, as recorded by our letter to you of September 4, 1963.

Very truly yours,



Fred L. Johnson
County Supervisor

45-3877

27903

45-2577
45-2577
UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
Post Office Box 577
Burley, Idaho 83318
Department of Reclamation

January 12, 1970

State Department of Reclamation
Mr. R. Keith Higginson, State Engineer
Room 107 - The State House
Boise, Idaho 83701

Dear Mr. Higginson:

This is to advise that all interests of the United States of America, acting through Farmers Home Administration, has now been paid in full by John Reid Angus and Iris Angus, his wife, who owned interests in Permit number G-27903, as recorded by our letter to you dated September 4, 1963.

Very truly yours,



Fred L. Johnson
County Supervisor

45-2577
27903

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Post Office Box 577
Burley, Idaho 83318



POSTAGE AND FEES PAID
U. S. DEPARTMENT OF AGRICULTURE

OFFICIAL BUSINESS

State Department of Reclamation
Mr. R. Keith Higginson, State Reclamation Engineer

Room 107 - The State House
Boise, Idaho 83701

45-2577
27903

46-2577
UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
Post Office Box 577
Burley, Idaho 83318

RECEIVED
January 12, 1970
Department of Reclamation

Department of Reclamation
Mr. R. Keith Higginson, State Reclamation Engineer
Room 107 - The State House
Boise, Idaho 83701

Dear Mr. Higginson:

This is to advise that all interests of the United States of America, acting through Farmers Home Administration, have now been paid in full by James L. and Ovena Nowland, who owned interests in Permit Number G-27903, as recorded by our letter to you dated September 4, 1963.

Very truly yours,


Fred L. Johnson
County Supervisor

46-2577

G-27903

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Post Office Box 577
Burley, Idaho 83318

OFFICIAL BUSINESS



POSTAGE AND FEES PAID
U. S. DEPARTMENT OF AGRICULTURE

State Department of Reclamation
Mr. R. Keith Higginson, State Reclamation Engineer

Room 107 - The State House
Boise, Idaho 83701

45-2577

27903

January 5, 1970

RE: Permit 45-2375 and 45-2577

John S. Gray, Manager
Federal Land Bank
1305 Albion Avenue
Burley, Idaho 83318

Dear Mr. Gray:

As requested, the following information on the four wells in Cassia County is as follows:

45-2375 (22070) for 10.96 c.f.s. with a priority of April 28, 1951, for use on the SE $\frac{1}{4}$, Section 28, 160 acres; SW $\frac{1}{4}$, 160 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$, 30 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$, 35 acres; S $\frac{1}{2}$ SE $\frac{1}{4}$, 80 acres; in Section 27; N $\frac{1}{2}$, 320 acres; SW $\frac{1}{4}$, 160 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$, 80 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$, 30 acres; Section 34, all in T 11 S., R 23 E., B.M. This is a licensed right.

45-2577 (G-27903) for 3.4 c.f.s. with a priority of April 23, 1959, for use on the S $\frac{1}{2}$, Section 27, all in Section 34 for a total of 930 acres. This permit has not been licensed. A fee letter for \$53.00 was written on June 23, 1964, requesting the fees. Upon receipt of the \$53.00 a water license will be issued. Otherwise, the permit will be cancelled in the near future.

If we can be of further assistance please let us know.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

45-2577
27903

FEDERAL LAND BANK ASSOCIATION OF BURLEY

1305 ALBION AVENUE BURLEY, IDAHO 83318



JOHN E. GRAY, MANAGER

December 16, 1969

RECEIVED
DEC 17 1969

Department of Reclamation

Mr. Russell Bosch
Administrative Assistant
State Reclamation Department
State House
Boise, Idaho 83700

Dear Mr. Bosch:

We are in need of some information relative to four wells located in Cassia County. Well number 1 is located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, well number 2 is located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, well number 3 is located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, and well number 4 is located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, all in Township 11 South, Range 23 EBM.

We believe that wells No. 1, 2, and 3 are registered under License No. 22070 and well No. 4 under License G-27903. We need the following information on these wells:

1. Amount of water permitted.
2. Date of priority.
3. Acres permitted to be irrigated
4. License or permit number.

We would appreciate receiving this information either by letter or by obtaining a copy of the license.

Very truly yours,

John E. Gray
John E. Gray, Manager

JEG/b1



"OWNED BY FARMERS : FOR FARMERS"

45-2577
27903

January 22, 1970

Re: Permit No. G-27903/45-2577

C
O
P
Y

John Grey
Federal Land Bank Association of Burley
1305 Albion Avenue
Burley, Idaho 83318

Dear Mr. Grey:

Enclosed herewith is a Water License issued on the above numbered permit and departmental receipt No. 4072 in the amount of \$53 covering the licensing fees. Will you please forward this license to the proper persons.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA: kh

Enclosures

45-2577
27903

FEDERAL LAND BANK ASSOCIATION OF BURLEY

1305 ALBION AVENUE BURLEY, IDAHO 83318



JOHN E. GRAY, MANAGER

January 12, 1970

RECEIVED

DEPT. OF RECLAMATION

Mr. M. Russell Bosch
Administrative Assistant
State Dept. of Reclamation
State House - Annex 2
Boise, Idaho 83707

Re: 139803--Allred Bros.

Dear Mr. Bosch:

In response to your letter of January 5, 1970, we are enclosing our Draft No. 174300 in the amount of \$53.00 as payment for license fee on permit #45-2577. Please send the license to this office and we will then forward it to the new owner of the property.

Yours truly,

John E. Gray
John E. Gray, Manager

JEG/bl

Encls.



"OWNED BY FARMERS : FOR FARMERS"

45-2577

27903

December 24, 1969

Re: Permit No. 27903/45-2577
Water License No. 22070

John Grey
Federal Land Bank Association
1305 Albion Avenue
Burley, Idaho 83318

Dear Mr. Grey:

Enclosed are copies of Water License No. 22070 and Permit No. 27903/45-2577 along with the fee letter, pursuant to your telephone request of today's date.

If we may be of further assistance, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

Enc. Water License 22070
Permit No. 27903/45-2577 - fee letter

27903

45-2577

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho
June 23, 1964

Re: Permit No. G-27903
James L. Nowland
Angus & Nowland
Rt 2
Burley, Idaho

Dear Mr. Nowland:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-27903 shows the well is (are) capable of conveying 170 miner's inches, or 3.4 c.f.s. of water for the irrigation of 913 acres.

Upon receipt of the statutory fees, totaling \$ 53.00, which consists of a Completion of Works fee of \$ _____ and License and Certificate of Water Right fee of \$ _____ - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of April 23, 1959 to the use of 3.4 second feet of subterranean water with the point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34 for supplemental irrigation of 913 acres in the S $\frac{1}{2}$, Sec. 27; Sec. 34, T. 11 S., R. 23 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

*Fees Received
1-16-70
E*

27903

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. C-27903

REPORT ON PROOF OF Completion of Works & Beneficial Use

Angus and Nowland, c/o James L. Nowland,
Rt. #2, Burley, Idaho

R 23 E

J CANAL

Gravel Pit
123

39 40 36

37 40 40 40

152

Farmstead

Lowell Baker
25 24 36
R 23 E S 11 T 123

40 40 40 40

160

400 ft

340 ft

PR

40 40 40 40

160

34

Lowell Baker

25 24 36
R 23 E S 11 T 123

40 40 40 40

160

376 ft

40 40 40 38

158

11.16 Total cfs.

913

Permit 22070

42.8" for this land

Subdivisions

24

AREA

913 acres

Q: 340 cfs @ 170 inches

Y: 3,652 Ac 2 1/2 / Season

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

Permit No. G-27903

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

1. Name of applicant Angus and Nowland
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34
T. 11 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
*SSJ 508011, Layne-Bowley Pump #26392 (2100 GPM @ 395' @ 1770 RPM) (14RN)
10" x 70' to a 18" x 20' tower (Corrugated twisted pipe) to open ditches
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):

640 acres
290 acre in S $\frac{1}{2}$ Sec. 27., Sec. 34., Twp. 11 S., Rge. 23 E.B.M.

Total acre 930

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

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

Remarks: Mr. Reed Angus along

Measured by Sperling Meter 5 Rev 2 Min. 21 Sec. = 3.40 cfs

This examination was made on the 17th day of June, 1964

(Signed)

Lynn Johnson

Examiner.

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

Permit No. G-27903

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

1. Name of applicant: Angus and Nowland
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34
T. 11 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
*SSJ 508011, Layne-Bowley Pump # 26392 (2100 GPM @ 39.5' @ 1770 RPM) (14RN)
10" X 20' to a 18" X 20' tower (Corrugated twisted pipe) to open ditches
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):
290 acre in S $\frac{1}{2}$ Sec. 27., ^{640 acres} Sec. 34., Twp. 11 S., Rge. 23 E.B.M.

Total acres 930

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

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

Remarks: Mr. Reed Angus along

Measured by Spurling Meter 5 Rev 2 Min. 2 Sec. = 3.40 cfs

This examination was made on the 17th day of June, 1964

(Signed)

Layne Bowley

Examiner.

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
JUN 22 1964

Department of Reclamation

00
500' 15' 15' 80' 15' 300'
150' 15' 15' 80' 15' 300'
150' 15' 15' 80' 15' 300'
150' 15' 15' 80' 15' 300'
Angus and Nowland
c/o James L. Nowland
Rt. #2, Burley, Idaho
Permit No. G-27903

Examination for Completion of Works & Beneficial Use

County Cassia

Quantity: 7.0 cfs Sec. 34 T. 11S R. 23 EBM

Source: Well

P. D.: NWSW, 34-11S-23E

Use: Irrigation

Filed: 4-23-59

Due: 5-4-64

Extension:

Protest:

Completion of Works:

Other Rights: 22070 8.56 cfs

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
BURLEY, IDAHO

A. H. NIELSON
N. H. NIELSON

May 1, 1964

TELEPHONE
678-5574

RECEIVED
MAY 5 1964

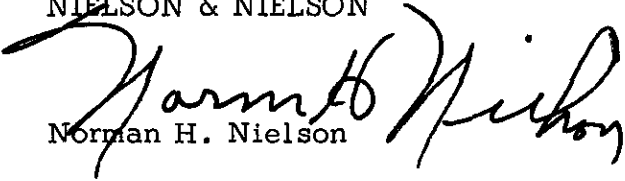
Department of Reclamation
Statehouse
Boise, Idaho

Gentlemen:

Enclosed you will find the Depositions in proof of completion of works and application of water to beneficial use, together with the Affidavit for publication. Would you please process these applications and depositions.

Very truly yours,

NIELSON & NIELSON


Norman H. Nielson

NHN:mh
Encl.

1M April 1962

May 5, 1964

Re: Permit No. ~~C-27903~~

John R. Angus & James L. Howland
Route #2
Burley, Idaho

Gentlemen:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the BURLEY HERALD-BULLETIN, all submitted in proof of completion of works and beneficial use on Permit No. ~~C-27903~~.

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:
cc: Norman H. Nielson
Nielson & Nielson
Attorneys and Counselors at Law
Burley, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-27903

RECEIVED
MAY 5 1964
Department of Reclamation

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

DEPOSITION OF WITNESS

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

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

Max Casperson, 31 yrs. of age, Rt. #2, Burley, Idaho, Farmer and Livestock raiser
Burley, Idaho

Ques. 2. Are you acquainted with John Reid Angus and James L. Nowland, the holder of

Permit No. G-27903 ? How long have you known him and where does he reside:

I have known John Reid Angus and James L. Nowland for approximately 8 years, and they reside
at Rt. #2, Burley, Idaho.

Ques. 3. Have you read or heard said Permit No. G-27903 read, and are you familiar
with its provisions and conditions: Yes: X No:

Ques. 4. State source of water supply: Subterranean Well

NW¹/₄ of the SW¹/₄ of Section 23, Township 11 South, Range
State place of diversion: 23, E.B.M.

Describe works for conveying water to place of use: open ditches and a pipeline

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 6 cu. ft. per second How much water have you seen being so
conveyed: approximately 235 to 250 inches

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

All of section 34, Township 11 South, Range 23, E.B.M. can be irrigated with the exception
of that area taken out for ditches, roads and a stack yard.

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

None

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

The land has been reclaimed from desert land and I estimate that the amount of water that is required for profitable cultivation is approx. $4\frac{1}{2}$ cu. ft. per second

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: I have no interest in the said water or land mentioned in this deposition.

Ques. 10. When did you first see this water used: Approx. 8 yrs. ago

Other times you have seen such use: I have been on the land approx. once a week for the last five or six years and have observed the water being put to beneficial use.

(Signed)

Max Cassperson

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 27th day of April,

A. D., ~~1962~~ 1964

Harmon H. Gibson

Notary Public for State of Idaho

Residing: Burley, Idaho

My commission expires: May 12, 1966

RECEIVED
MAY 5 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-27903

Department of Reclamation

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

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

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

Dean Angus, 43 yrs. of age, Rt. #2, Burley, Idaho, Farmer, Rt. #2, Burley, Idaho

Ques. 2. Are you acquainted with John Reid Angus and James L. Nowland, the holders of

Permit No. G-27903 ? How long have you known him and where does he reside:

I have known John Reid Angus all my life and I have known James L. Nowland for approx. 15 years.

Ques. 3. Have you read or heard said Permit No. G-27903 read, and are you familiar with its provisions and conditions: Yes: X No:

Ques. 4. State source of water supply: Subterranean Well

State place of diversion: NW¹/₄ of the SW¹/₄ of Section 34, Township 11 South, Range 23, E.B.M.

Describe works for conveying water to place of use: open ditches and a pipeline

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 6 cu. ft. per second How much water have you seen being so conveyed: approximately 235 to 250 inches

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

All of section 34, Township 11 South, Range 23, E.B.M. can be irrigated with the exception of that area taken out for ditches, roads and a stack yard.

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

None

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

The land has been reclaimed from desert land and I estimate that the amount of water that is required for profitable cultivation is approx. 4½ cu. ft. per second

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: I have no interest in the said water or land mentioned in this deposition.

Ques. 10. When did you first see this water used: Spring of 1959

Other times you have seen such use: I helped operate the land described in this deposition with Mr. Angus and Mr. Nowland, and have seen the water used almost every day that the water was in use since it was first used in the spring of 1959.

(Signed)

Dean Angus

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 27th day of April,

A. D., ~~1962~~ 1964.

Wm H Gibson

Notary Public for State of Idaho

Residing: Burley, Idaho

My commission expires: May 12, 1966

April 6, 1964

Re: Permit No. G-27903 = John Reid Angus &
James L. Nowland
Permit No. G-29284; G-28028 - Wesley B. Ward
Permit No. G-29592 - Critchfield Land & Livestock

Burley Herald Bulletin
Burley, Idaho

Gentlemen:

Notices of Publication were mailed to you on March 16th
(2) and on March 23 and 24th, on the above numbered permits,
requesting tear sheets or copies for checking purposes.

To date we have not received ~~such~~ copies and ask that
these be mailed to us as soon as possible.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

H. PETRI
State Water Rights Clerk

HP:ew

March 24, 1964

Re: Permit No. G-27903
Angus & Nowland

Norman H. Nielson
Attorney at Law
Burley, Idaho

Dear Mr. Nielson:

Returned herewith is amendment to the land list
for above noted permit and your check for \$2.00.

Since the land shown on the amendment is included
in the permit the amendment is not necessary.

Incidentally, the fee for recording an amendment is
\$1.00.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

D. L. RHODES, Assistant
State Reclamation Engineer

DLR:ew

Enc. amendment with
\$2.00 check

Re: Permit No. G-27903
John Reid Angus & James L. Nowland

March 24, 1964

Mr. Norman H. Nielson,
Attorney at Law,
Burley, Idaho.

Dear Mr. Nielson:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-27903, in the name of John Reid Angus & James L. Nowland. Final Proof is to be made before you, as Notary on the 27th day of April, 1964, at 10:00 o'clock A.M., at Burley, 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 hereunder, 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

Re: Permit No. G-27903
John Reid Angus and
James L. Nowland

Date: March 24, 1964

Burley Herald Bulletin,
Burley, Idaho.

Gentlemen:

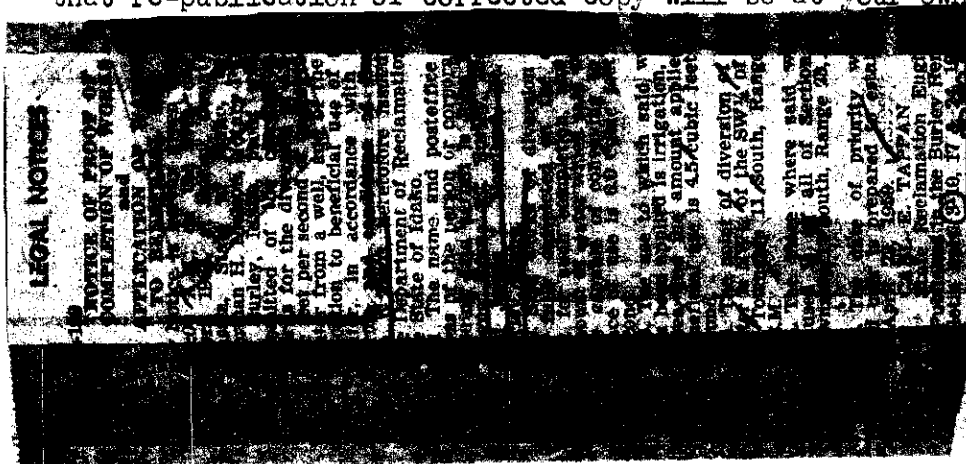
Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to April 27, 1964
the date set for proof; the expense of the publication is to be paid
by the applicant 's attorney, Norman H. Nielson
of Burley, Idaho to whom you should
furnish proof of publication on or prior 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



27903

Re: Permit No. G-27903
John Reid Angus and
James L. Nowland

Date: March 24, 1964

Burley Herald Bulletin,
Burley, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to April 27, 1964
the date set for proof; the expense of the publication is to be paid
by the applicant 's attorney, Norman H. Nielson
of Burley, 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

LEGAL NOTICES

64-109
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 27th day of
April 1964, at Burley, County of
Cassia, State of Idaho, before
Norman H. Nielson, Notary Public,
at Burley, Idaho, proof will be
submitted of the completion of
works for the diversion of 4.5 cu-
bic feet per second of underground
water from a well, and of the ap-
plication to beneficial use of said
water, in accordance with the
terms and conditions of Permit
No. G-27903, heretofore issued by
the Department of Reclamation of
the State of Idaho.
1. The name and postoffice ad-
dress of the person or corporation
holding said permit is John Reid
Angus, Route #2, Burley, Idaho;
and James L. Nowland, Rt. #2,
Burley, 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 6.0 cubic feet per
second.
3. The use to which said water
has been applied is irrigation, pur-
poses, and the amount applied to
beneficial use is 4.5 cubic feet per
second.
4. The point of diversion of said
water is NW 1/4 of the SW 1/4 of Sec.
28, Township 11 South, Range 28,
E.B. Township 11 South, Range 28, E.B.
M. 6. The place where said water
is used is on all of Section 34,
Township 11 South, Range 28, E.B.
M. 6. The date of priority which
said user is prepared to establish
is April 23, 1938.
CARL E. TAPPAN
State Reclamation Engineer
Published in the Burley Herald-
Bulletin April 3-10, 17 & 24, 1964.

NOTICE OF PROOF OF COMPLETION OF WORKS

MAR 24 1964

10/1/63

and
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that at 10:00 A.M., on the 27th day of April 19 64, at Burley, County of Cassia, State of Idaho, before Norman H. Nielson, Notary Public, at (address) Burley, Idaho, proof will be submitted of the completion of works for the diversion of 4.5 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 27903, 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 John Reid Angus, Route #2, Burley, Idaho; and James L. Nowland, Rt. #2, Burley, 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 6.0 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 4.5 cubic feet per second.

4. The point of diversion of said water is NW 1/4 of the SW 1/4 of Sec. 34, Township 11 South, Range 23, E.B.M.

5. The place where said water is used is on all of Section 34, Township 11 South, Range 23, E.B.M.

6. The date of priority which said user is prepared to establish is May 4, 1959
APRIL 23, 1959.

CARL E. TAPPAN

State Reclamation Engineer

27963

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
BURLEY, IDAHO

A. H. NIELSON
N. H. NIELSON

March 23, 1964

MAR 24 1964

TELEPHONE
678-5574

Reclamation

Department of Reclamation
Statehouse
Boise, Idaho

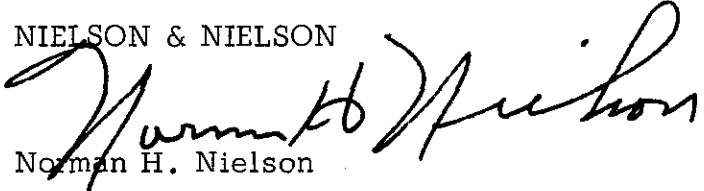
Gentlemen:

Enclosed you will find an Amendment to Permit
No. G 27903 for John Reid Angus and James L. Nowland, and the Notice
of Proof of Completion of Works, together with our check for \$2.00.

Would you please process this application.

Very truly yours,

NIELSON & NIELSON


Norman H. Nielson

NHN:mh
Encl.

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

Boise, Idaho

Re: Permit No. G- 27903

March 13, 1964

Angus & Noland
c/o James Nowland
Route #2
Burley, Idaho

Gentlemen:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 27903 are due not later than **May 4, 1964**

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

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

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

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

Very truly yours,

CARL E. TAPPAN

State Reclamation Engineer

Enclosures Form 36 and 11

February 13, 1963

RE: Permit No. G-27903
License No. 22070

Nielson & Nielson
Attorneys
Box 367
Burley, Idaho

Attention: Norman H. Nielson

Dear Mr. Nielson:

Enclosed are departmental receipts No. G-7719 in the amount of \$2.50, and No. 31444 in the amount of \$2.00 covering the fees for certified copies of the above numbered permit and license which were mailed to you previously.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. receipts 2

27903

UNITED STATES DEPARTMENT OF AGRICULTURE

FARMERS HOME ADMINISTRATION

Post Office Box 577
Burley, Idaho

September 4, 1963

State Reclamation Engineer
Room 107 - The State House
Boise, Idaho

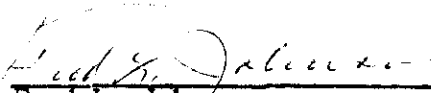
Dear Sir:

This is to advise that Farmers Home Administration is in the process of closing a real estate loan to John Reid Angus and Iris Angus, his wife, to purchase land from Newell Baker. Involved in this transaction is Permit number G-27903.

We are requesting that you make note on the files of this Permit of this real estate mortgage as Mr. Angus has agreed not to assign, transfer or make any other changes in the Permit (said Permit and the water developed under same has been pledged as a portion of the security for said loan) which would be adverse to the interests of Farmers Home Administration without prior notice in writing for our consent.

Please sign the copy of this letter, which is attached, and return the same to this office as acknowledgment of this request.

Sincerely yours,



Fred L. Johnson
County Supervisor

"The above letter has been placed on file in connection with Permit Number G-27903."

9-5-63
(Date)

CET

State Reclamation Engineer



27903

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Post Office Box 577

Burley, Idaho

Department of Reclamation

September 4, 1963

State Reclamation Engineer
Room 107 - The State House
Boise, Idaho

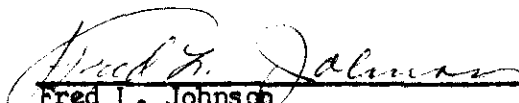
Dear Sir:

This is to advise that Farmers Home Administration is in the process of closing a real estate loan to James L. Nowland and Ovena Nowland, his wife, to purchase land from Newell Baker. Involved in this transaction is Permit Number G-27903.

We are requesting that you make note on the files of this Permit^{of} the real estate mortgage as Mr. Nowland has agreed not to assign, transfer or make any other changes in his portion or equity in the Permit (said Permit and the water developed under same has been pledged as a portion of the security for said loan) which would be adverse to the interests of Farmers Home Administration without prior notice in writing for our consent.

Please sign the copy of this letter, which is attached, and return the same to this office as acknowledgment of this request.

Sincerely yours,


Fred L. Johnson
County Supervisor

"The above letter has been placed on file in connection with Permit Number G-27903."

9-5-63
(Date)

C.E.T.
State Reclamation Engineer



27903

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Post Office Box 577
Burley, Idaho

September 4, 1963

State Department of Reclamation
Room 107 - The State House
Boise, Idaho

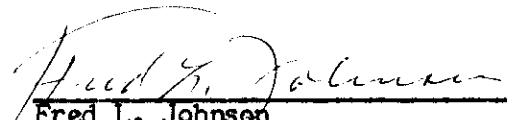
Dear Sir:

This is to advise that Farmers Home Administration is in the process of closing a real estate loan to Dean G. Angus and Juanita Angus, his wife, to purchase land from Newell Baker. Involved in this transaction is Permit Number G-27903 and Water License number 22070.

We are requesting that you make note on the files of this Permit and the License of this real estate mortgage as Mr. Angus has agreed not to assign, transfer or make any other changes in his portion or equity in the Permit and License (said Permit and License and the water developed under them has been pledged as a portion of the security for said loan) which would be adverse to the interests of Farmers Home Administration without prior notice in writing for our consent.

Please sign the copy of this letter, which is attached, and return the same to this office as acknowledgment of this request.

Sincerely yours,


Fred L. Johnson
County Supervisor

"The above letter has been placed on file in connection with Permit Number G-27903 and the copy of the above letter has been placed on file with License number 22070."

9-5-63
(Date)

CE.T
State Reclamation Engineer



27903

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 367
BURLEY, IDAHO

A. H. NIELSON
N. H. NIELSON

February 15, 1963

Department of Reclamation
State House
Boise, Idaho

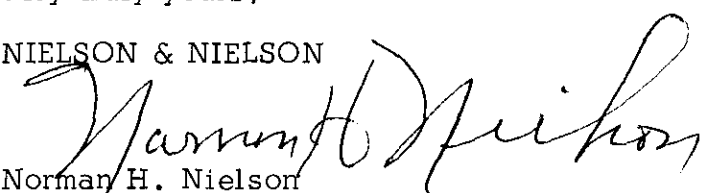
Gentlemen:

Enclosed you will find our check for \$4.50 for the copies
of Permit No. G27903 and License No. 22070.

Thank you for your consideration in this matter.

Very truly yours,

NIELSON & NIELSON


Norman H. Nielson

NHN:mh
Encl.

February 14, 1963

Re: Permit No. G-27903
License No. 22070

Fred L. Johnson, Supervisor
Farmers Home Administration
Box 577
Burley, Idaho

Dear Mr. Johnson:

The report of engineer of works under License No. 22070 shows that the well in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, produced 3.2 c.f.s.; in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, produced 4.0 c.f.s.; in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, 3.76 c.f.s., or a total of 10.96 c.f.s., for irrigation of 1160 acres.

Proofs of Completion of Works and Beneficial use of water under Permit No. G-27903 have not been completed. We do not know the amount of water to be licensed.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Post Office Box 577

Burley, Idaho

FEB 14 1963

Department of Reclamation

February 13, 1963

State Reclamation Engineer
State Department of Reclamation
Room 104 - The State House
Boise, Idaho

Dear Sirs:

We are seeking information relative to water license number 22070 in the name of Newel P. Baker. This license lists three points of diversion and the amount of water appropriated (10.96 second feet) is apparently the total from three wells.

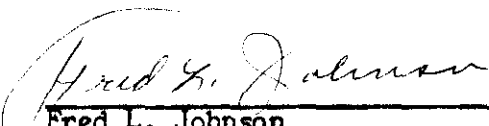
This Agency is preparing to take a real estate mortgage covering all the water in the two wells located in Section 34, but only one-fourth the water from the well in Section 28.

We would be pleased to have the Inspector's breakdown of all three wells so that we will have firm knowledge of the amount of water available to the land we are mortgaging.

These real estate mortgages will also cover water under Permit number G-27903, application number G-35849 to Angus and Nowland and located in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, Township 11 South, Range 23 East, Boise Meridian. The applicants indicate they have applied for a license for this well. We would also appreciate knowing the amount of water to be licensed under this permit if your office has this knowledge at this time.

Your prompt attention shall be appreciated. Thank you!

Very truly yours,


Fred L. Johnson
County Supervisor



27903

February 11, 1963

RE: Permit No. G-27903
License No. 22070

Norman H. Nielson
Attorney
Burley, Idaho

Dear Mr. Nielson:

Enclosed are the certified copies of License No. 22070 and Permit No. G-27903 which you requested in your letter of February 8, 1963.

The fee for making the copies is \$4.50 which you may remit to this department.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. copies of license and permit

27903

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
BURLEY, IDAHO

A. H. NIELSON
N. H. NIELSON

February 8, 1963

TELEPHONE
678-5574

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Would you please send us a certified copy of License No.
22070 and Permit No. 27903. This license and permit should be
in the name of Newel P. Baker, or the Angus Brothers, or James
Nowland.

Very truly yours,

NIELSON & NIELSON


Norman H. Nielson

NHN:mh

May 7, 1959

Re: Permit No. G-27903

Angus and Nowland,
R#2,
Burley, Idaho

Attention: Mr. James L. Nowland

Gentlemen:

We enclose Permit No. G-27903 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-3993 which was issued covering payment in the amount of \$6.50 for the filing fee of the above mentioned permit.

Very truly yours, .

GEO. N. CARTER
State Reclamation Engineer
By

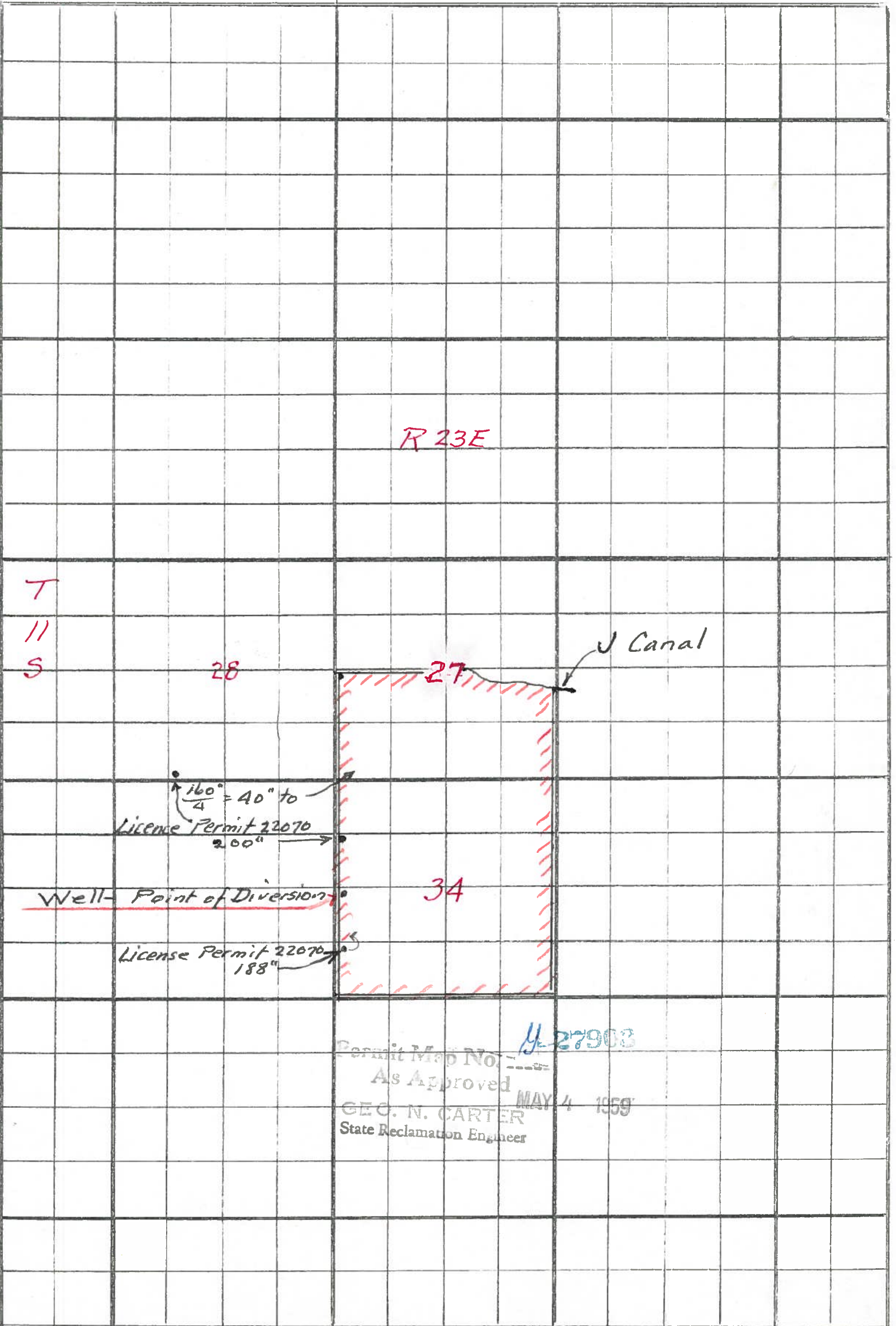
(Mrs.) Edna P. Rutledge
Chief Clerk

epr/pmk

Encl. (2)

NAME OF APPLICANT *Angus and Nowland*

Form No. 0



Scale: 2 inches equal 1 Mile. Draw Plan in ink.

27903