

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4065
WATER RIGHT NO(S). 45-02283/~~45-02322~~/45-02575

This is to certify that: TUGAW RANCH
RT 1
MURTAUGH ID 83344

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>DIVERSION VOLUME</u>
Right No. 45-02283 : IRRIGATION Priority: 12/13/1948	04/01 to 10/31	1.64 CFS	
Right No. 45-02322 : IRRIGATION Priority: 01/16/1950	04/01 to 10/31	3.33 CFS	
Right No. 45-02575 : IRRIGATION Priority: 04/03/1959	04/01 to 10/31	0.55 CFS	
TOTAL:		5.52 CFS	1663.0 AF

SOURCE
GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:
SESE , Sec. 23, Township 12S, Range 20E
SWNW , Sec. 25, Township 12S, Range 20E
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>
12S	20E	13	SWSW 3.0			3.0
		14	NENE 37.9	NWNE 35.7	SWNE 40.0	
			SENE 37.0	NENW 38.8	NWNW 35.7	
			SWNW 16.9	SENE 39.0	NESW 25.6	
			NESE 38.5	NWSE 40.0	SWSE 23.4	
			SESE 36.7			445.2
	23		NENE 40.0	NWNE 29.5	SWNE 32.4	
			SENE 40.0	NESE 31.7	NWSE 10.3	183.9
	24		NWNW 33.8	SWNW 36.8	NWSW 23.6	
			SWSW 6.9			101.1

Total number of acres irrigated: 733.2

RECORDED

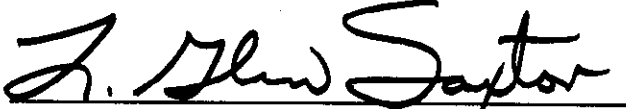
APR 29 1996

TRANSFER NO. 4065
WATER RIGHT NO(S). 45-02283/45-02322/45-02575

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 45-0.
3. 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.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
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this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.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. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. Right Nos. 45-02283, 45-02322 and 45-02575 when combined shall not exceed the total diversion rate of 5.52 cfs, a total annual diversion volume of 1663.0 af, nor irrigation of more than 733.2 acres.
9. Totalizing measuring devices and lockable controlling works of a type approved by this Department shall be maintained as a part of the diverting works of each authorized point of diversion in a manner that will provide the watermaster suitable control of the diversion.
10. Right Nos. 45-02283, 45-02322 and 45-02575 are subject to the conditions of the decree of Case No. 9818 dated 06-25-1980.
11. Two points of diversion are located in SWNW, S25, T12S, R20E.

Dated this 17th day of April, 1996.


Chief, Water Alloc. Bureau

APR 29 1996

2

DOCKETED

45-K-2

BDF

21359/45-2322

Indy 8 July 30 1971
H. B. Dunlap
District Judge

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3
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9
10 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
11 STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA
12

13
14 SIMON L. BAKER and MARJORIE BAKER,) Civil No. 7876
15 husband and wife, RALPH POULTON and)
16 DESMA POULTON, husband and wife,)
17 BILL R. POULTON and PATRICIA L.)
18 POULTON, husband and wife, RAYMOND)
19 POULTON and BESSIE MAUDE POULTON,)
20 husband and wife, and J. RICHARD)
21 POULTON, a bachelor,)
22
23 Plaintiffs,)
24)

25 vs.) AMENDED DECREE
26)

27 ORE-IDA FOODS, INC., a Delaware)
28 corporation, HOI CORPORATION,)
29 formerly Ore-Ida Foods, Inc.), an)
30 Oregon corporation, U.S. NATIONAL BANK)
31 OF OREGON, Trustee, K.C. BARLOW, INC.,)
32 GOLDEN VALLEY LAND & CATTLE COMPANY,)
a corporation, GOLDEN VALLEY MUTUAL)
WATER COMPANY, a corporation, GLEN)
BRIGGS and HAZEL BRIGGS, husband and)
wife, BILL BROCKMAN and JANE DOE)
BROCKMAN, husband and wife, WILEY)
COOPER and MATTIE COOPER, husband and)
wife, and HAROLD CRANNEY and CIRMA)
CRANNEY, husband and wife,)
Defendants.)

33
34 The above-entitled case came on regularly for hearing
35 before the Honorable Robert B. Dunlap, sitting without a jury, at
36 the Courthouse in Cassia County, Idaho, on February 17, 1969.

AFR 2 9136

1 Range 21 East of the Boise Meridian, Cassia County, Idaho, developed
2 and licensed pursuant to Permit and License No. G-27987 issued by
3 the State Reclamation Engineer of the State of Idaho with a priority
4 date of June 16, 1959, licensed for 4.0 second feet except as that
5 right may be otherwise limited herein. The right to the use of the
6 water produced by said well is hereby declared appurtenant to the
7 following-described real property located in Township 12 South,
8 Range 21 East of the Boise Meridian, Cassia County, State of Idaho:

9	<u>Section</u>	<u>Forty-Acre Tract</u>	<u>Owner</u>
10	20	E 1/2 NE 1/4	Simon & Marjorie Baker
		NE 1/4 SE 1/4	Bill & Patricia Poulton
11		NW 1/4 SE 1/4	Bill & Patricia Poulton
		SW 1/4 SE 1/4	Simon & Marjorie Baker
12		SE 1/4 SE 1/4	Bill & Patricia Poulton
13	21	NW 1/4 NW 1/4	Ralph & Desma Poulton
14		SW 1/4 NW 1/4	Ralph & Desma Poulton
	29	NW 1/4 NE 1/4	Simon & Marjorie Baker
15		SW 1/4 NE 1/4	Simon & Marjorie Baker
		SE 1/4 NW 1/4	Simon & Marjorie Baker
16		E 1/2 SW 1/4	Simon & Marjorie Baker
		NW 1/4 SW 1/4	Simon & Marjorie Baker
17		SW 1/4 SW 1/4	Simon & Marjorie Baker
18		W 1/2 SE 1/4	Simon & Marjorie Baker
	31	NE 1/4 NE 1/4	Bill & Patricia Poulton
19		SE 1/4 NE 1/4	Simon & Marjorie Baker
20	32	NW 1/4 NE 1/4	Simon & Marjorie Baker
		NE 1/4 NW 1/4	Simon & Marjorie Baker
21		W 1/2 NW 1/4	Ralph & Desma Poulton

22 IV.

23 Of the water produced by the well described in Paragraph III
24 hereof, Simon L. and Marjorie Baker are entitled to and are hereby
25 awarded 5/6 of the production thereof and Bill R. and Patricia L.
26 Poulton are entitled to and are hereby awarded 1/6 of the production
27 thereof.

28 V.

29 Glen and Hazel Briggs are the owners, and Bill and Marie
30 Brockman the contract purchasers of, and are entitled to and are
31 hereby awarded the right to the use of the water produced by the

32

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1 following described wells located in Township 12 South, Range 20
2 East Boise Meridian, Cassia County, State of Idaho, except as that
3 right may be otherwise limited herein:

4	Location	Idaho Power Pole No.	Permit No.	Priority Date	Licensed Amount
5	SE 1/4 SE 1/4				
6	Sec. 23, Tp. 12 S				
7	R. 20 E	Lic. 205 45-2322 →	G-20805	12/13/48	1.64 cfs
8			G-21359	1/16/50	3.30 cfs
9			G-27866	4/03/59	.55 cfs
10	SW 1/4 SE 1/4				
11	Sec. 23, Tp. 12 S				
12	R. 20 E	201	G-28632	4/18/60	1.14 cfs
13	NE 1/4 SE 1/4				
14	Sec. 26, Tp. 12 S				
15	R. 20 E	331	G-28649	4/22/60	2.03 cfs

13 VI.

14 Defendants Glen and Hazel Briggs are the owners and Bill
15 and Marie Brockman the contract purchasers of the following real
16 property located in Township 12 South, Range 20 East Boise Meridian,
17 Cassia County, Idaho, to which the right to the use of the water
18 produced by the wells herein-described is hereby declared
19 appurtenant:

21	Section	Forty-Acre Tract
22	14	NW 1/4 NE 1/4
23		NE 1/4 NE 1/4
24		SW 1/4 NE 1/4
25		SE 1/4 NE 1/4
26		NW 1/4 SE 1/4
27		NE 1/4 SE 1/4
28		SW 1/4 SE 1/4
29		SE 1/4 SE 1/4
30	23	NW 1/4 NE 1/4
31		NE 1/4 NE 1/4
32		SE 1/4 NE 1/4
		NE 1/4 SE 1/4
	24	NW 1/4 NW 1/4
		SW 1/4 NW 1/4
		NW 1/4 SW 1/4
		SW 1/4 SW 1/4

APR 29 1996

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Name of applicant Joseph E. Tugaw Phone (801) 487-1321
Post office address 1875 Jeremy Drive, Salt Lake City, Utah 84121

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree to Joseph E. Tugaw (Name)
in case of Glen Briggs, et ux, et al. vs R. Keith Higginson, Director
dated June 25, 1980 in Fifth District Court County of Cassia Civil No. 9818
Decree (Name of court)
- b. License No./ (copy attached) issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Groundwater tributary to _____
4. Date of priority Lic.No.45-2283-12/13/1948; Lic.No.45-2322-1/16/1950;
Lic.No.45-2575-4/3/1959

5. Water is used for the following purposes:
(45-2283) amount 1.64 for Irrigation purposes from April 1 to October 1
2322
(45-2282) amount 3.33 for Irrigation purposes from April 1 to October 1
(45-2575) amount 0.55 for Irrigation purposes from April 1 to October 1
(month/day - both dates inclusive)

6. Total amount of water under right: a. 5.52 cubic feet per second
&/or
b. 1663 acre feet per annum
7. Location of original point of diversion is (45-2283) SW¼ of SE ¼ of Section 23
Township 12 South Range 20 East, B.M., in Cassia County
Additional points of diversion, if any (45-2322) SE1/4SE1/4 said Sec.23; (45-2575) SW1/4
NW1/4 of Sec.25 Township 12 South, Range 20 East B.M.

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	20E	13											X						
12S	20E	14	X	X	X	X	X			X	X				X	X	X	X	
12S	20E	23	X	X	X	X									X	X			
12S	20E	24						X	X			X	X						

Total number of acres to be irrigated 600*

9. Describe any other water rights used for the same purposes as described above

License Nos. 4426 (45-2057) and 21358 (45-2321); 60 inches of water
from Mountain Meadows Creek

*See Remarks

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

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

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

1. Change in point of diversion
- a. Amount of water to be diverted 5.52 c.f.s. &/or 1663.0 acre feet
- b. Point(s) of diversion (45-2283) SW1/4 SE ¼, Section 23 Township 12 South
Range 20 East, B.M., Cassia County
Additional points (45-2322) SE1/4 SE1/4 said Sec.23; (45-2575) SW1/4 NW1/4
Sec.25, Township 12 South, Range 20 East, B.M. (Same Wells as Para.7)
- c. Description of diverting works 3 wells with pumps; conveyance by means of
concrete ditches and/or supply lines to sprinkler system
- d. Describe the reasons for applying for a change in the point(s) of diversion
No change in points of diversion - See Remarks

2. Change in place of use

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	20E	13											3.0						3.0
12S	20E	14	32.8	35.7	40.0	32.0	38.8	35.7	16.9	39.0	25.6				38.5	40.0	23.4	36.7	445.2
12S	20E	23	40.0	29.5	32.4	40.0									31.7	10.3			183.9
12S	20E	24						33.8	36.8			23.6	6.9						101.10

Total number of acres to be irrigated 733.20

Transfer No. _____

Water Right No. _____

4. Remarks (Continued)

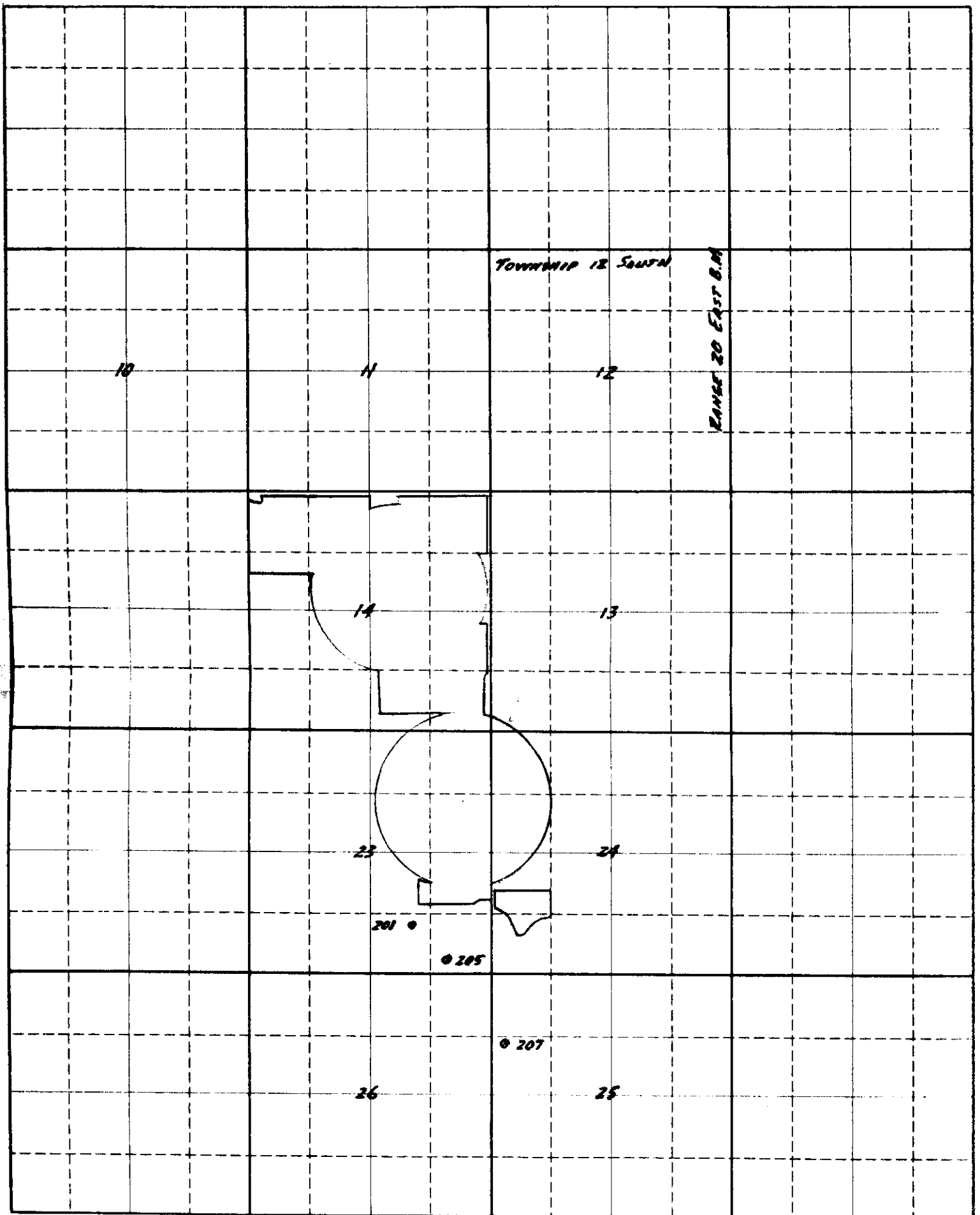
Thus, there is no actual change in point of diversion.

The locations of the 600 acres of land under paragraph A.8 herein were generally identified as such in said Transfer when the nature and extent of applicant's water rights were in dispute in the then pending litigation in Cassia County, Civil No. 9818. There, the director sought to limit applicant's rights to 1233 acre feet annually and applicant claimed 1982 acre feet annually. A final Judgment was entered in Cassia County, Civil No. 9818 on June 25, 1980, (copy attached) wherein applicant's water rights under the designated licenses were fixed and finally adjudicated at 1663 acre feet annually.

The purpose of this application is to conform the licensed water rights covered herein to the actual use of the waters, as confirmed by the final Judgment in Cassia County Civil No. 9818. The 1663 acre feet of water annually as confirmed under paragraph I thereof are diverted by any combination of the three wells specified and are used on the 733.2 acres of land described in paragraph C.2 above, all of which overlay the Big Cedar Buckhorn Aquifer. Paragraph IX of said Judgment specifically confirms that applicant in fact is and has been applying the waters awarded to him under Paragraph I thereof to beneficial use in compliance with the statutes of the State of Idaho and the law as established in that case. Thus, the primary purpose hereof is to identify the lands upon which said waters are and have been applied to beneficial use as confirmed by Paragraph IX of said Judgment and to conform applicant's designated licenses accordingly.

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



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

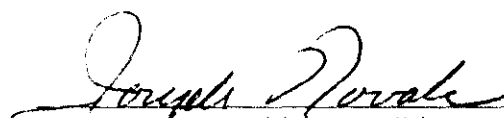
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- 2322
4. Remarks Prior Transfer No. 45-2283/45-~~2232~~/45-2575 amended applicant's designated license rights to authorize the diversion of the waters by means of four wells located at Pole Nos. 201, 205, 207 and 208. This application proposes to eliminate the well at Pole No. 208 and to divert the waters by any combination of the remaining three wells. (See attached sheet).

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

(Signature of applicant)

Subscribed and sworn to before me this 27th day of August, 19 81.

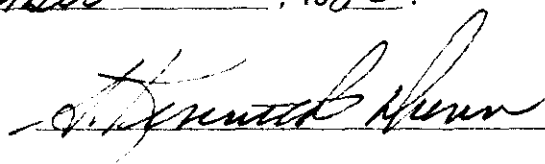

(Notary public)

My commission expires July 20, 1982

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 45-2283, 45-2322, 45-2575 and said application is hereby APPROVED, subject to the following limitations and conditions:
Pursuant to Order attached.

Witness my hand this 26th day of November, 1982.



FOR DEPARTMENT USE ONLY

Received by <u>DRT</u>	Date <u>8/28/81</u>	Protest filed by _____
Prelim. check by _____	Fee <u>50.00</u> # <u>19744</u>	_____
Receipted by <u>RB</u>	Date <u>9-1-81</u>	_____
Published in <u>South Idaho Press</u>	Copies of protest forwarded by _____	
Pub. dates <u>10/1 & 10/15/81</u>	Hearing held by _____	Date _____
Watermaster recommendation requested on _____	Recommended for <u>approval</u>	denial
_____ rec'd.	by <u>LH</u>	_____

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR
TRANSFER OF WATER RIGHTS NOS.
45-2283, 45-2322 AND 45-2575 IN
THE NAME OF JOSEPH E. TUGAW

O R D E R

WHEREAS, on August 28, 1981, the Department of Water Resources received from Joseph E. Tugaw an Application For Transfer of water rights Nos. 45-2283, 45-2322 and 45-2575; and,

WHEREAS, said Application For Transfer proposes to change the description of the place of use on said water rights from 600 acres to 733.2 acres to conform with the present use of the water rights; and,

WHEREAS, based on an initial analysis, the consumptive use of said water rights would apparently be increased if the number of acres irrigated is increased; and,

WHEREAS, under provisions of Section 42-222, Idaho Code, the director cannot approve a transfer application that constitutes enlargement in the use of the original rights; and,

WHEREAS, an Order to Show Cause why the Application For Transfer should not be denied was sent to the applicant on January 30, 1982, by the Director; and,

WHEREAS, the applicant has submitted evidence that indicates Paragraph IX of the District Court Judgment for Case No. 9818 signed by District Judge Theron W. Ward on June 25, 1980, was intended to affix irrigated acreage at the quantities irrigated at the time the judgment was signed; and,

WHEREAS, the applicant has demonstrated that the acreage irrigated by his system in 1980 was in fact the 733.2 acres described in the Application For Transfer; and,

WHEREAS, the applicant has provided affidavits signed by all parties represented in the final judgment, except the Idaho Department of Water Resources, which indicate that counsel for all parties concurred in the interpretation that said judgment, and particularly Paragraph IX thereof, awarded to the applicant the right to irrigate the full 733.2 acres of land

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IDAHO DEPT. OF WATER RESOURCES

with the 1,663 acre feet of water awarded to him; and,

WHEREAS, parties submitting affidavits represent all of the parties presently entitled to use water from the ground water basin; and,

WHEREAS, the evidence submitted by the applicant is sufficient to interpret that the Judgment in Case No. 9818 dated June 25, 1980, allowed for the irrigation of 733.2 acres with 1,663 acre feet of water per annum:

NOW, THEREFORE, Application For Transfer No. T2603 is hereby APPROVED subject to the conditions:

1. Totalizing devices and lockable controlling works of a type acceptable to the department shall be permanently installed and maintained as part of the diverting works.

2. Use of water under this right is subject to control by the watermaster of State Water District No. 45-0, Golden Valley.

DATED this 26th day of November, 1982.


A. KENNETH DUNN
Director

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BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
TRANSFER OF WATER RIGHTS NOS.)
45-2283, 45-2322 AND 45-2575 IN) ORDER TO SHOW CAUSE
THE NAME OF JOSEPH E. TUGAW)
_____)

WHEREAS, on August 28, 1981, the Department of Water Resources received from Joseph E. Tugaw an Application For Transfer of water rights nos. 45-2283, 45-2322 and 45-2575; and,

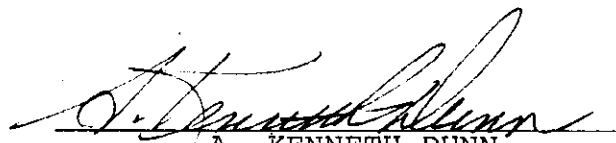
WHEREAS, said Application For Transfer proposes to change the description of the place of use on said water rights from 600 acres to 733.2 acres to conform with the present use of the water rights; and,

WHEREAS, the consumptive use of said water rights would apparently be enlarged if said Application For Transfer is approved; and,

WHEREAS, under provisions of Section 42-222, Idaho Code, the Director cannot approve a transfer application that constitutes an enlargement in the use of the original rights;

IT IS, THEREFORE, HEREBY ORDERED that the Applicant for Transfer of said water rights show cause before the Director of the Department of Water Resources on or before April 1, 1982, why Application For Transfer No. T2603 should not be Denied, by demonstrating how the water right can be spread on an additional 133.2 acres without causing an increase in consumptive use.

Dated this 30 day of January, 1982.


A. KENNETH DUNN
Director

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Identification No. _____

Transfer No. 45-2283/45-2322/
#1875 45-2575

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPROVED

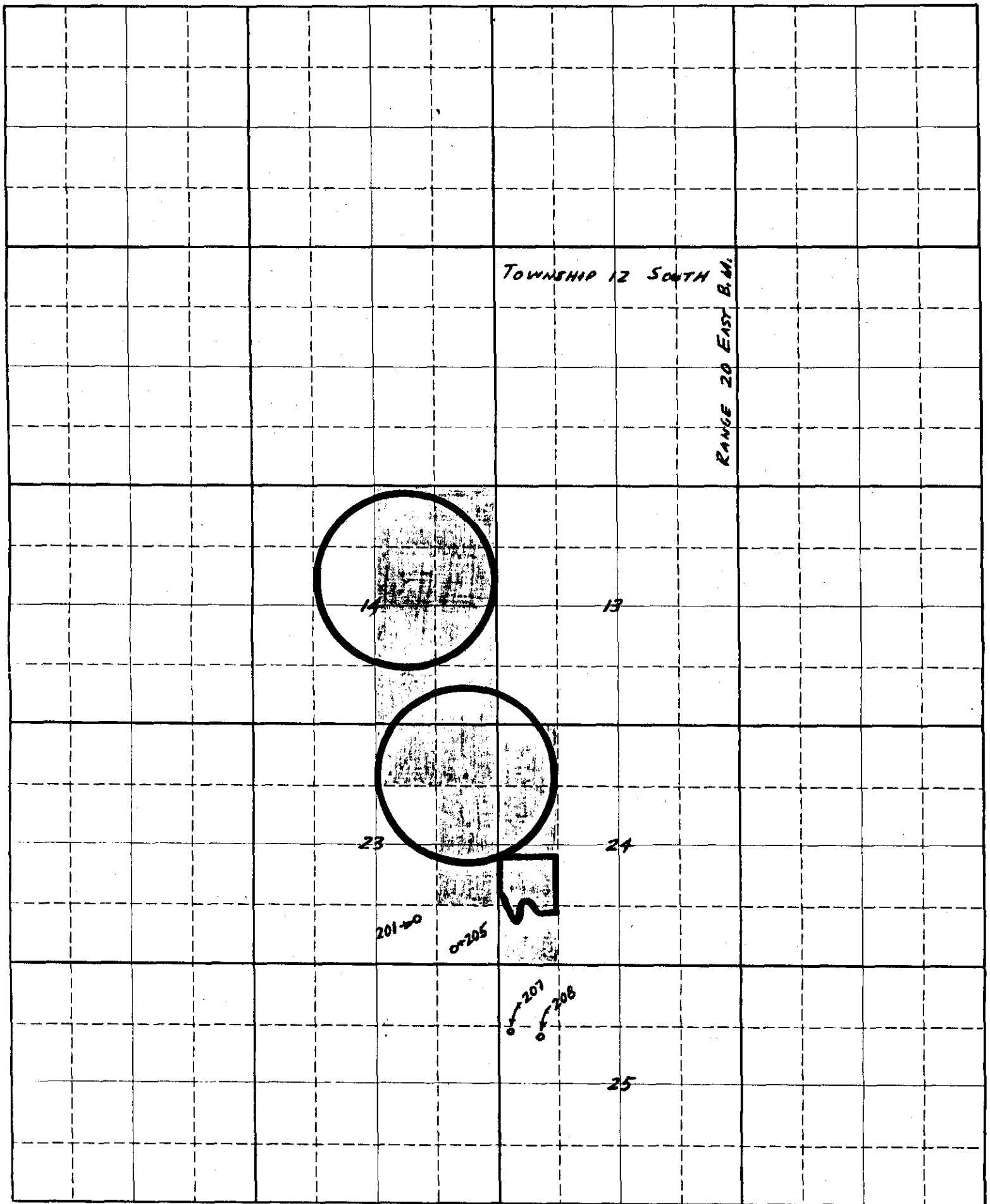
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder Joseph E. Tugaw
Post office address 1875 Jeremy Drive, Salt Lake City, Utah 84121
2. Right obtained by:
Glen Briggs and Hazel Briggs; Bill
a. Decree to Brockman and Marie Brockman in Case of Simon L. Baker et ux, et al
(Name) Inc. et al
vs. Ore-Ida Foods/, Dated Oct. 1, 1971 in Fifth District
(Name of Court)
Court. County of Cassia
G-20805 (45-2283); G-21359 (45-2322); G-27866 (45-2575); Tran:
b. License No. Rt. Nos. 1030 and 1031 issued by the State of Idaho, Department of Reclamation.
- Buckhorn Aquifer
3. Source of water Underground - Big Cedar/ tributary to -
(Name of stream or source)
4. Date of Priority 12/13/48, 1/16/50 and 4/3/59 resp.
5. Amount of water a. _____ c.f.s. and/or
b. 1982 acre feet/annum
6. Water is used for irrigation from April 15 to October 15
(Pole No. 205) (Month, Day) (Month, Day)
7. Original location of point of diversion is / SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23,
Township 12 South, Range 20 East, B.M., in Cassia County;
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use: (See attached sheet - Explanatory)

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 $\frac{1}{4}$	
12 S	20 E	14	40	24	27	40									40	36	33	40	280
12 S	20 E	23	40	2		37									11				90
12 S	20 E	24					37	40			39	5							121

Total number of acres presently irrigated 491 *
* See attached sheet - Explanatory



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

MICROFILMED



IRRIGATED SUBDIVISIONS
UNDER LIC. No. G-27866

Identification No. _____

Transfer No. 45-2283/45-2322/45-2575

EXPLANATORY

Par. 8, continued

The 491 acres described herein are those specified in License No. G-27866 upon which proof was made during the period when junior wells had substantially reduced the water levels in the limestone aquifer known as the Big Cedar-Buckhorn aquifer, and by reason thereof applicant's predecessors were unable at that time to irrigate the total acreage theretofore irrigated of at least 580 acres, and applicant does not intend hereby to jeopardize his claim of right to irrigate the full 580 acres.

Par. 11, continued

Applicant proposes to install two center pivot sprinklers and hand moved sprinklers at the approximate locations shown on the included sketch. It is impractical at this time to specify the number of acres to be irrigated within each 40 acre tract because of the circular perimeter thereof and the positioning of the center of pivot. However, the total acreage will be embraced within the 40 acre tracts designated herein.

Applicant proposes to more efficiently use the full quantity of water awarded to his predecessors under the Amended Decree referred to above by means of the proposed sprinkler irrigation system, and by reason thereof applicant will be able to irrigate more acreage with the same quantity of water than under the prior corrugate system. In addition thereto, the waters covered hereby will be used supplementary to applicant's rights from intermittent surface sources as specified in par. 11(d) herein.

MICROFILMED

9. If applicant was not the original holder of this right explain how it was acquired: On December 8, 1971 William J. Brockman and Marie Brockman assigned their interests as purchasers from Glen Briggs and Hazel Briggs under Contract of Purchase and Sale dated May 27, 1966 to applicant. See attached Assignment.

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: - c.f.s. and/or 1982 acre feet
(205) SE $\frac{1}{4}$ SE $\frac{1}{4}$ (same well as par. 7)
- b. New point of diversion: (201) SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 12 South
, Range 20 East, B.M. (207) and (208) both in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 25, Township 12 South, Range 20 East, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: Diversion - 4 wells with pumps; conveyance by means of concrete ditches and pipes from each well to boxes and/or supply lines to sprinkler system and corrugates
- d. Is water to be conveyed to the lands previously irrigated? Yes x No x

If not, the place of use should be changed below.

- e. Describe the reasons for applying for a change in the point of diversion:
Reductions in water levels in limestone aquifer necessitates utilizing additional wells to divert the 1982 acre feet of water awarded under the above amended decree to applicant's predecessors and to more efficiently use the waters so awarded by center pivot sprinkler system and corrugates
- f. Do you intend to make the transfer permanent? Yes
- g. Do you intend to abandon completely the old point of diversion? No

h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE (See attached sheet - Explanatory)

- a. Describe the new lands on which you wish to use your right.

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 $\frac{1}{4}$	
12 S	20 E	13											x						
12 S	20 E	14	x	x	x	x	x			x	x				x	x	x	x	
12 S	20 E	23	x	x	x	x									x	x			
12 S	20 E	24						x	x			x	x						

Total number of acres to be irrigated 600

13 2283

45 2283

b. Do you intend to make the transfer permanent? Yes

c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

Two center pivot sprinklers and hand move sprinklers will be used to irrigate in part lands presently irrigated and new lands as generally shown on the above sketch

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this

right: License Nos. 4426 and 21358; 60 inches of water from Mountain Meadows Creek.

e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Joseph E. Ziegler
(signature of applicant)

Subscribed and sworn to before me this 21st day of June, 19 73

Joseph Novak
(notary public)

Residing in Salt Lake City, Utah

My commission expires June 20, 1976

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

45-2283/

This is to certify that I have examined Application for Transfer of Water Rights No. 45-2322/45-2575

and said application is hereby APPROVED

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

A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 26th day of July, 19 73

L. Keith Higin
Director

FOR DEPARTMENT USE ONLY

Received by if Date 6-25-73

Protest filed by:

Date

Prelim. check by KOF Date 6-26-73

Fee received by fm Date 6-26-73 Fee \$ 30.00

Approved for publication by _____

South Idaho

Published in _____ Press Dates 7-3 & 7-10-73

Hearing held _____

Master Recommendation sent _____



STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE OF WATER RIGHT
TRANSFERRED RIGHT NO. 1031

THIS IS TO CERTIFY, That Glen Briggs of Murtaugh, Idaho, is the owner of and using a certain water right of 3.33 cubic feet per second of the waters of subterranean source, said water being obtained by virtue of License No. 21359, issued by the State of Idaho, Department of Reclamation, dated September 15, 1958, bearing date of January 16, 1950, for the purpose of irrigating the following described lands situate, lying and being in the County of Cassia, State of Idaho, to-wit:

SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 23;
NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$,
Section 24;
Township 12 South, Range 20 E.B.M.,

That said license has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 10 of Licenses, at Page 6423 thereof;

And that Glen Briggs has become the owner of said right by appropriation;

And that now, upon the application of Glen Briggs for the transfer of 3.33 cubic feet per second, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 3.33 cubic feet per second of the waters of subterranean source by well upon the above described lands is hereby abandoned, and the place of use of said water under such right is HEREBY CONFIRMED, shall by this Certificate become appurtenant for irrigation purposes, is described as follows, to-wit:

N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 14;
E $\frac{1}{2}$ NE $\frac{1}{4}$, (55 acres) Section 15;
NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, 65 acres in the
N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 23;
W $\frac{1}{2}$ W $\frac{1}{2}$ (125 acres) Section 24;
Township 12 South, Range 20 E.B.M.,

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

3.33 cubic feet per second of the
waters of subterranean source with
priority of January 16, 1950;

And that the water right hereby transferred has heretofore been conducted from subterranean source with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 12 South, Range 20 E.B.M., and conducted through private ditch;

T-1031

45-3322

That the water right hereby transferred will hereafter be conducted to the last above described lands from subterranean source by well with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 12 South, Range 20 E.R.M., and conducted through private ditch;

That the right to the use of the waters aforesaid, hereby described, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho;

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 10th day of June, 1964.

(SEAL)

s/

CARL E. TAPPAN

CARL E. TAPPAN
State Reclamation Engineer

T-1031

45-0000

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of	)	
	)	
Glen Briggs	)	ORDER GRANTING TRANSFER
of	)	
Murtaugh, Idaho	)	NO. 1031
	)	
For a Transfer of Water Right in the	)	
County of Cassia, State of Idaho	)	

WHEREAS, On the 20th day of March, 1964, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of Glen Briggs of Murtaugh, Idaho, for a transfer of water right came on regularly for hearing, pursuant to the published notice, in due and statutory form, and;

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant with the application shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby;

NOW, THEREFORE, IT IS HEREBY ORDERED, That the said application be, and the same is, HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 10th day of June, 1964.

CARL E. TAPPAN
State Reclamation Engineer

T-1031

45-0300

6423

State of Idaho

License and Certificate of Water Right

Water License No. 21359

Amount 3.33 c.f.s.

Water District No.

Priority January 16, 1950

THIS IS TO CERTIFY that GLEN BRIGGS
 of Murtaugh, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated January 16, 1950; that Permit No. 21359
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 4.5 second feet, was issued thereunder on July 31, 1951, showing that said works
 were completed on the 14th day of July, 1951; and that on the 25th
 day of February, 1958, GLEN BRIGGS

of Murtaugh, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of two wells
 , a tributary of subterranean, for the purpose of Irrigation and domestic
 use, under Use Permit No. 21359 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
 10 of Licenses at page 6423; on the 15th day of September, 1958;
 The right hereby confirmed dates from January 16, 1950;

The Point of Diversion^s are located (two wells) #2 - #3
 in the SW 1/4 SE 1/4, Sec. 23, Tp. 12S., R. 20E., B. M. County Cassia

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed 3.33 cubic feet per second. (#2 - .93 c.f.s.)
 (#3 - 2.4 c.f.s.)

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
12 S.	20E.	24	NW 1/4 NW 1/4	--	20
			SW 1/4 NW 1/4	--	40
			NW 1/4 SW 1/4	--	40
			SW 1/4 SW 1/4	--	40
			SE 1/4 NE 1/4	--	40
			SW 1/4 NE 1/4	--	15
			NE 1/4 SE 1/4	--	40
			SE 1/4 SE 1/4	--	40
		23			
Total number of acres irrigated - - -					275

from # 1031
 #1031

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

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

15th day of September, 1958.

/s/ Geo. N. Carter

State Reclamation Engineer.

(SEAL)

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, No. 21359

Comes now Glen Briggs 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. 21359, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 23; W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 24; All in Twp. 12 S., Range 20 E., B.M., making a total of 440 acres.

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

Signed at Boise, Idaho, this 13th day of July, 1951.

GLEN BRIGGS

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, 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. 21359. 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.

MARK R. KULP
State Reclamation Engineer

Permit No. 21359
CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that GLEN BRIGGS of Mirtaugh, County of Twin Falls, and State of Idaho, the holder of Permit No. 21359, issued upon Application No. 29027 bearing date of priority of January 16, 1950, authorizing the diversion of 4.5 second feet of the waters of subterranean flow two wells, County of Cassia, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 4.5 second feet of the waters of said wells; that the points of diversion of said waters are in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, Township 12 South, Range 20 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 23; W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 24; All in Township 12 South, Range 20 East, B.M.

Witness my hand this 31st day of July, A. D. 1951.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made July 14, 1951.

Certificate of Completion of Works issued July 31, 1951.

LICENSE ISSUED FOR 333 SEC. FL

7.6423

N^o 21359
45-2322

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 29027
PERMIT No. 21359
DISTRICT No.

1. Name of Applicant: GLEN BRIGGS

Postoffice address: Murtaugh

County: Twin Falls

State: Idaho

I. If applicant is a corporation, give:

- (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:

- (b) Treasury stock:
- (d) Other resources:
- (a) Cash on hand:
- (c) Bonds to be issued:

2. Quantity of water claimed: 225 inches or 4.5 cubic feet per second.

3. Source of water supply: Subterranean flow from 2 wells which is a tributary of

4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B. M., and is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 34, and NW $\frac{1}{4}$ NW $\frac{1}{4}$
of Section 35 , T. 12 S. , R. 20 E. , B.M., County of Cassia

5. Water is to be used for Irrigation and domestic purposes.

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section , T. , R. , B.M.
- (b) Amount of power generated: H.P., under feet head.
- (c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 10,000.00

8. Kind of works: Two wells, pumps and ditches

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is Five (5) years.

13. The time required for the complete application of the water to the proposed use is Six (6) additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Application filed same date
for flood waters only, which are quite uncertain as to amount of flow, if any. See Permit No. 21358.

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

Applicant.

Agent.

Corrected application received:

The number of this permit is **21359**
 Recorded in Book **76** Page **21359** Approved **February 2, 1950**
 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 **April 2, 1950** and to continue diligently and uninterruptedly to completion,
 unless temporarily interrupted by circumstances over which permit holder has no control.
 One-fifth of the work above specified to be completed on or before **August 2, 1952**
 The whole of said work to be completed on or before **February 2, 1955**
 Beneficial use of water appropriated in accordance herewith, to be made on or before **February 2, 1961**

MARK R. KULP
State Reclamation Engineer.

day of _____, 19____.

Countersigned: _____

(SEAL) By J. D. "CY" PRICE

Secretary of State.

By C. A. ROBINS

Governor.

14.

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
12 S.	20 E.	23 24	40	40			40			40			40	40	40		200 80		
Total Number of Acres to be Irrigated - - 280																			
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 21359																			
Comes now Glen Briggs, 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. 21359; That the points of diversion are described in said Permit as being located in the SW1/4 NE1/4 Section 24, and the NW1/4 NE1/4 Section 35, Twp. 12 S., Range 20 East, B.M. That he now requests that the points of diversion be changed to points located in the SW1/4 SW1/4 Section 23, Twp. 12 S., Range 20 E.B.M. That his reasons for desiring to make such change are as follows: Description in first application made was wrong. I employed Mr. R. D. Armstrong, a Certified Engineer to make survey and determine the correct location. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. Signed at Murtaugh, Idaho, this 23 day of July, 1951.																			
GLEN BRIGGS																			
Date of receipt at Department of Reclamation July 30, 1951.																			
APPROVAL OF STATE RECLAMATION ENGINEER																			
I, Mark R. Kulp, 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. 21359. 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.																			
MARK R. KULP State Reclamation Engineer																			



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

APRIL 18, 1996

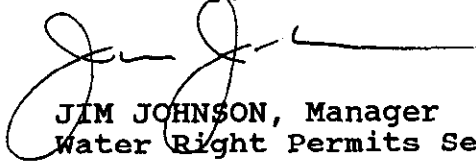
TUGAW RANCH
RT 1
MURTAUGH ID 83344

RE: Transfer of Water Right Nos. 45-02283/~~45-02283~~/45-02575

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer No. 4065). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

RECORDED
APR 29 1996

INTER-DEPARTMENT MEMO — 1

FROM Kay Walker

DATE 12/7/1982

TO Water Right Files No. 45-2322 and 45-2575

SUBJECT Transfer No. 2603

See Water Right File No. 45-2283 for all correspondence regarding the above referenced transfer.

1

SIGNATURE

Please see
#45-2283
for transfer
correspondence

July 26, 1973

Re: Transfer No. 45-2283/45-2322/45-2575

Mr. Joseph E. Tugaw
1875 Jeremy Drive
Salt Lake City, Utah 84121

Dear Mr. Tugaw:

Enclosed is a copy of the above referenced approved Transfer of Water Right. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device as part of the diverting works has been placed on your transfer. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosures

45 2322

July 7, 1971

Re: Transfer of Water Right No. 1030
Transfer of Water Right No. 1031
License No. 45-2575/27866

C
Miller, Anderson, Nash, Yerke & Wiener
200 S.W. Fifth Avenue
Portland, Oregon 97204

ATTN: R. Alan Wight

Gentlemen:

Please find enclosed copies of the above referenced license and transfers of water rights as requested in your letter of June 28, 1971.

P
The fee for these copies is \$1.75. Your prompt remittance would be appreciated.
If we can be of further assistance, please contact us.

Very truly yours,

Y
Donald W. McKidowney
Appropriation Supervisor

DWM:CR

Enclosures

45 2822

MILLER, ANDERSON, NASH, YERKE & WIENER

ATTORNEYS AND COUNSELORS AT LAW

900 S. W. FIFTH AVENUE
PORTLAND, OREGON 97204

RALPH H. KING
ROBERT S. MILLER
GRANT T. ANDERSON
FRANK E. NASH
FREDRIC A. YERKE
NORMAN J. WIENER
ORVAL O. HAGER
JOHN W. HILL
CURTIS W. CUTSFORTH
MAURICE O. GEORGES
MARK C. MCCLANAHAN
CLIFFORD N. CARLSEN, JR.
DONALD R. HOLMAN
KENNETH W. HERGENHAN
WILLIAM B. CROW
HARVEY C. BARRAGAN
GERALD A. FROEBE
CONRAD L. MOORE
DEAN D. DECHANE
R. ALAN WIGHT

TELEPHONE
(503) 224-5888

CABLE ADDRESS
"KINGMAR"

WILLIAM H. STILES
DAVID W. MORTLAND
DOUGLAS M. RAGEN
J. FRANKLIN CABLE
RALPH M. DAVISSON
RICHARD A. EDWARDS
DAVID M. MUNRO
JOHN R. BAKKENSEN
T. LEONARD O'BRYNE
G. TODD NORVELL
MARTIN B. VIDDOFF

June 28, 1971

State Reclamation Engineer
Department of Reclamation
State House - Annex 2
Boise, Idaho 83707

Dear Sir:

Please send me a photocopy of the following:

1. License issued with respect to permit 27866.
2. Order of transfer of water right No. 1030.
3. Order of transfer of water right No. 1031.

We shall promptly respond to your statement for costs.

Very truly yours,

R. Alan Wight

45 2322

KING, MILLER, ANDERSON, NASH & YERKE
ATTORNEYS AND COUNSELORS AT LAW
900 S. W. FIFTH AVENUE
PORTLAND, OREGON 97204

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DONALD R. HOLMAN
KENNETH W. HERGENHAN
WILLIAM B. CROW
HARVEY C. SARRAGAR
GERALD A. FROEBE

TELEPHONE
AREA CODE 503
224-5858

October 30, 1970

CABLE ADDRESS
"KINGMAR"

CONRAD L. MOORE
DEAN D. DECHAMPE
WILLIAM N. STILES
R. ALAN WIGHT
DAVID W. MORTHLAND
DOUGLAS M. RAGEN
J. FRANKLIN CABLE
RALPH M. DAVISSON
RICHARD A. EDWARDS
DAVID M. MUNRO
JOHN R. BAKKENSEN
T. LEONARD O'BYRNE
ROBERT L. HASKINS
G. TODD NORVELL
MARTIN B. VIDDGOTT
ROBERT E. BABCOCK

RECEIVED

NOV 2 1970

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

Department of Water Administration

Attention: Mr. Donald W. McEldowney

Subject: Transfer No. 45-2322
Transfer No. 45-2283
License No. 45-2575

Gentlemen:

Replying to your letter dated October 27, 1970,
our enclosed check in the amount of \$2.75 is for your fees
in providing copies of the subject transfer orders and
license.

For your information, a copy of your letter
dated October 16, 1970, is enclosed.

Very truly yours,

R. Alan Wight

ck
B.

November 2, 1970

King, Miller, Anderson, Nash and Yerke
Attorneys at Law
900 Southwest Fifth Avenue
Portland, Oregon 97204

Gentlemen:

Returned herewith is Departmental Receipt No. 5284 in the amount of
\$2.75 for copies of transfer and license (45-2322, 45-2283, 45-2575),
which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure: Receipt

45 2322

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



Department of Water Administration
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

October 16, 1970

Re: Transfer No. 45-2322
Transfer No. 45-2283
License No. 45-2575

KING, MILLER, ANDERSON, NASH, & YERKE
Attorneys and Counselors at Law
900 South West 5th Avenue
Portland, Oregon 97204

ATTENTION: R. Allan Wight

Dear Mr. Wight:

As requested in your October 5, 1970 letter, please find enclosed photo copies of transfers numbered 1030 and 1031. These two numbers are the same that you have referenced later in your letter as being 30805 and 21359. We are enclosing Water License No. 27866/45-2575. We are returning your check in the amount of \$10.00, as the fee for these copies will only be \$2.75.

If we may be of any further assistance in this matter, please feel free to contact us.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cm

Enc: Copy of : Transfer No. 45-2322
Transfer No. 45-2283
License No. 45-2575

45 2322

RECEIVED
OCT 21 1970
FWD

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

October 16, 1970

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900 South West 5th Avenue
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ATTENTION: R. Allan Wight

Dear Mr. Wight:

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If we may be of any further assistance in this matter, please feel free to contact us.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cm

Enc: Copy of : Transfer No. 45-2322
Transfer No. 45-2283
License No. 45-2575

45 2322

February 4, 1964

RE: Permit No. G-27866
License Nos. 20805, 21359

Glen Briggs
Murtaugh, Idaho

Dear Mr. Briggs:

Enclosed are two forms, Transfer of Water Right, Form No. 20,
and form to amend the land list.

You may complete the applications for transfer of water right
for change in point of diversion under the two water licenses
where the wells are dry. We would prepare two legal notices
for publication in two weekly issues of the county paper at
your cost which would probably be under \$10.00 each. In case
of protest, a hearing would be held. In case of no protest,
the certificates for change of point of diversion would be
issued upon receipt of the Affidavits of Publication, and a
fee of \$1.00 for each transfer. The land list could also be
changed to make both licenses appurtenant to the same land.

Your area is in a Critical Ground Water Area and this office
is not approving any permits to divert subterranean water in
that area.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

Enc. Form 20 2
Amendment

21359

September 15, 1958

Re: Permits No. 21358 and 21359

Mr. Glen Briggs
Murtaugh
Idaho

Dear Mr. Briggs:

Enclosures: Three

License and Certificate of Water Right issued under Permit No. 21358 confirming the right with priority of February 9, 1954, to the use of 3.5 second feet of water from Buckhorn Creek and Robber Gulch, with points of diversion - Buckhorn Creek--SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 34, Robber Gulch--NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, for irrigation of 380 acres in W $\frac{1}{2}$ W $\frac{1}{2}$ Section 24, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ Section 23, all in Township 12 South, Range 20 East, B.M.

License and Certificate of Water Right issued under Permit No. 21359 confirming the right with priority of January 16, 1950 to the use of 3.33 second feet of subterranean water, with points of diversion (two wells) in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, for irrigation of 275 acres in the W $\frac{1}{2}$ W $\frac{1}{2}$ Section 24, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 23, all in Township 12 South, Range 20 East, B.M.

Departmental receipt #29238 for \$30.00, issued as receipt of twenty dollar fee for the licenses - \$10.00 refund (9/11/58) voucher #89812, warrant #79064.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

21359

Raw

GEO. N. CARTER
~~XXXXXXXXXX~~

August 11, 1958

Re: Permits No. 21358 and 21359

Mr. Glen Briggs
Murtaugh
Idaho

Dear Mr. Briggs:

Our field engineer's reports on his inspection of the beneficial use of water under the terms of Permits No. 21358 and 21359 shows that the works are capable of conveying 175 miners' inches (3.5 c.f.s.) of water from Robber Gulch and Buckhorn Creek for irrigation of 380 acres and that the wells are capable of conveying amounts as follows: #two - $4\frac{1}{2}$ miners' inches (.93 c.f.s.) and #three - 120 miners' inches (2.40 c.f.s.) a combined total of 3.33 second feet of subterranean water, for irrigation of 275 acres, which are included in the original 380 acres, mentioned above.

Upon receipt of the statutory fees, totaling \$30.00, we will issue the Certificates of Completion of Works under each permit (for which the fee is five dollars each) and the License and Certificate of Water Rights (twenty dollar fee for both licenses, fee based at the rate of two dollars for each 40-acre subdivision) confirming the rights with priority of January 16, 1950, as follows:

Permit No. 21358

21358
For 3.5 second feet of water from Robber Gulch and Buckhorn Creek, with points of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35 and SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 34, for irrigation of 380 acres in the W $\frac{1}{2}$ Section 24, S $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ Section 23, all in Township 12 South, Range 20 East, B.M.

Permit No. 21359

For 3.33 second feet of subterranean water, with the points of diversion (two) in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23, for irrigation of 275 acres in the W $\frac{1}{2}$ Section 24, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 23, all in Township 12 South, Range 20 East, B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls

21359

plus

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

Permit No. 21359This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Glen Briggs, Marttaugh, Idaho2. Source of water supply: Subterranean Flow from two wells3. Location of point of diversion: ^{are} in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23T. 12 S. R. 20 E. County of Blaine

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

2 wells about 200' deep - 6" dia - water was pumped out on surface5. Water is used for: Domestic and 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):

W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 23;W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 24;All in Twp 12 S., Rge 20 E., B.M. ERapp. 4.5 cfs
grv - 4.5 cfs

Published notice is in error, but this is an isolated tract and there were no protests. Should be no question re well location in anyone's mind.
(Submit map on attached plat, showing location and details of above description.)

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

Remarks:

Area = 27.5 acres
Subdivisions = 8#2 = .93 cfs delivered#3 = 2.4 cfs deliveryQ = 3.33 cfsno fees. Inspected under
#21358This examination was made on the 6 day of Aug, 1908

(Signed)

J. C. Morris
by E. N. H.

Examiner.

21359

Pumping Plant #1 - (Already Licensed)

Pump - Fairbanks Morse Turbine
Serial # PH7365
6" discharge - 150' to ditch

Motor - G.E. Serial # D6710230
P-3 Ph-60cy

Controls AG-8

Meter - sealed
Housing - None - 7' x 7' x 12" concrete
pump foundation

Test

Meter Measurement
50 cu. ft. of water during
2 minutes 0.0 seconds

Pumping Plant #3
Housing - None - 7' x 7' concrete slab
Well - 450' deep - 15" dia.

Pump - Hayner + Bowler
Serial # 7
Discharge 12"
Setting 160'
Motor - U.S. Serial # 961048,
P-75
Ph-3
Cyc-60
V-220
Amp-90

Controls - G.E.
Meter - G.E. Serial No. 38050973
Service # 2438 X
Demand 1.3 x 41 = 52 K.V.

Test
Meter Measurements
300 cu. ft. water during
2 min + 3 seconds = 123 seconds
 $\frac{300}{123} = 2.44$ CFS. *2.44 cfs*

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
AUG 1 1958
Department of Reclamation

Glen Briggs
Murtaugh, Idaho

Permit No. 21359

Examination for Beneficial Use

County Cassia
23-12S.-20E.

Q = 4.5 c.f.s.

S = Wells (2)

P.D. = SW. SE., Sec. 23, T.12S. R. 20E

*Use = Irrigation & Domestic
Claim 200' deep
4.5 cfs = witness.*

Filed Jan. 16, 1950
Feb 2-61

Pumping Plant #2 = 120' deep

Pump - Fairbanks Morse Turbine
Serial # PL6798
8" I.D. Discharge
Setting 120'

Motor - G.E. Model # 31E230V
P-20-3Ph-60cy.

Controls - E.M.

Meter - sealed - G.E. # 28-161504
Service TR54 X
Housing - None - 7' x 7' x 12" concrete
well - slab

Test with Meter

1-57 = 117 sec.

100 cu. ft. of water

0.85' CFS. 1.93 cfs.

= 42.5' Miners Inches

70.8' Head with elec. sounder

Downed. 0.21 x 80 = 16.8 KW

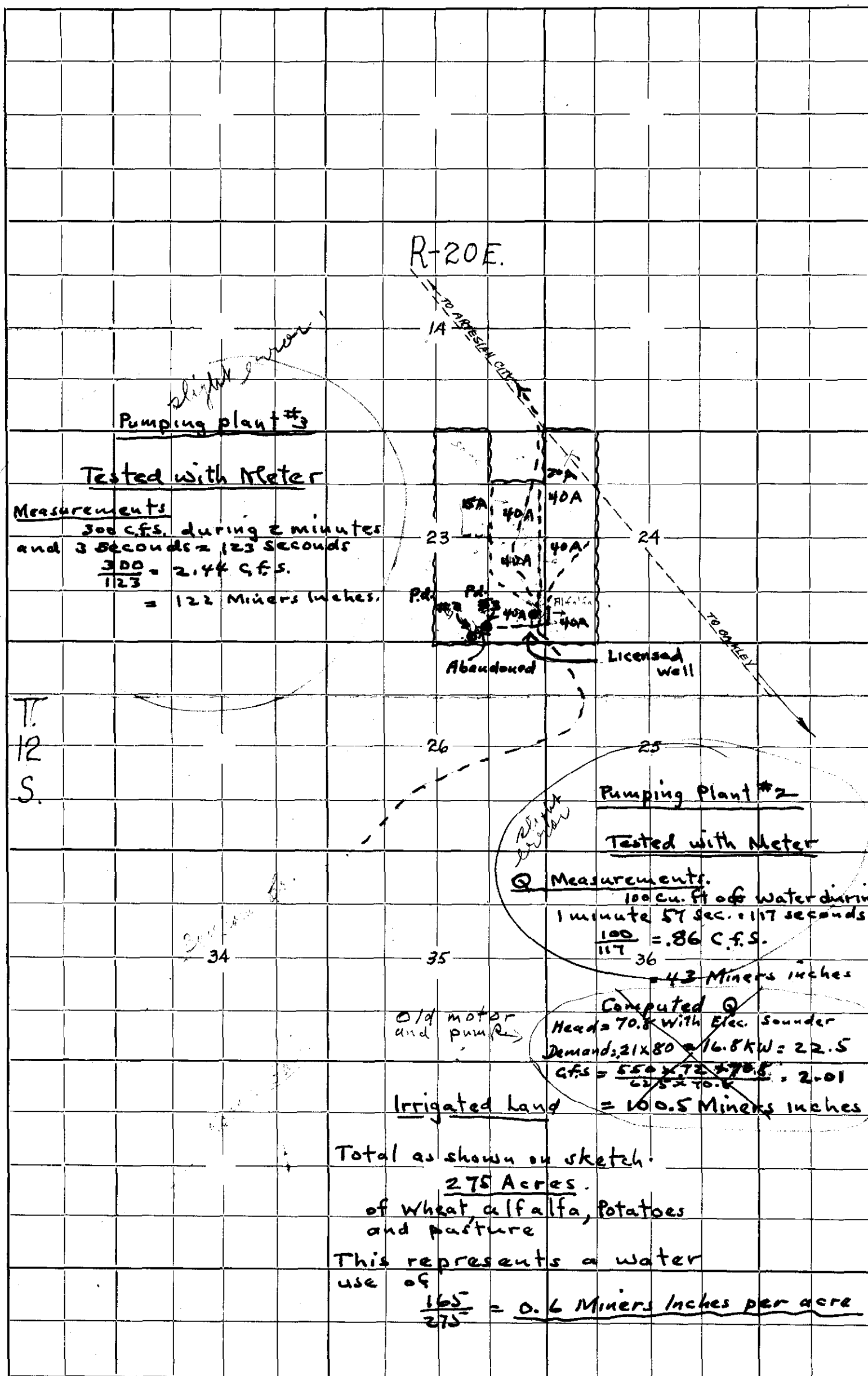
This inspection (8-7-58) was made at same time as the one for Permit #21358 in the company of Messrs. Dee Huskins and Peter Taft who represented Mr. Glen Briggs.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21359

REPORT ON PROOF OF Beneficial Use
Glen Briggs, Murtaugh, Idaho



March 10, 1958

Re: Permit No. 21358 & No. 21359

Mr. Glen Briggs
Murtaugh
Idaho

Dear Mr. Briggs:

This acknowledges receipt of the depositions of Holder and two witnesses, also, the affidavits of publication in The Burley Herald in proof of Beneficial Use under Permit No. 21358, & No. 21359.

Before final action is taken the law requires that a field examination be made by an engineer from this department. We cannot say just when this examination will be made but our field engineer will contact you prior to the time he is to make the examination so that you can arrange to show him over the ground.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls

21359

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAR 4 1958
Department of Reclamation

Permit No. 21359

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Glen Briggs Murtaugh, Idaho, Farmer, Murtaugh, 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.

Ans. _____

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

Ans. 21359 dated January 16, 1950 2-2-50

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

Ans. Subterranean flow from two wells located: SW¹ SE¹ Sec. 23, T12 R 20
E.B.M.

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

Ans. Wells are 200 ft deep, have 6" discharge pipe. Water was measured by use of orifice. Water conveyed in open ditches of no limit.

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

Ans. Water is used for domestic and irrigation. Land to be irrigated:
W¹ NE¹, SE¹ NE¹, and SE¹ Sec. 23: W¹ NW¹, W¹ SW¹ sec. 24 all in Township
12 S. Range 20 E.B.M.

21359

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

Ans.

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

Ans. 1 inch per acrea.

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

Ans.

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

Ans. Since June 1 1950 225 inches has been used from these wells for irrigation and domestic use.

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

Ans. Waters under permit # 21358.

(Sign) Glen Briggs

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 Muslaugh County of Twin Falls

State of Idaho, on this 25th day of February, A. D. 1958.

Herbert Shorne

My commission expires Sept 8, 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 10 1941
U.S. DEPT. OF AGRICULTURE
BUREAU OF RECLAMATION
BOISE, IDAHO

Permit No. 21359

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Adrian Tadlock Murtaugh, Idaho. Farmer. Murtaugh, Idaho.

Ques. 2. Are you acquainted with Glen Briggs, the holder of Permit No. 21359 Yes? How long have you known him and where does he reside?

Ans. 25 years. He lives 3 miles East of Murtaugh, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21359, and are you familiar with its provisions and conditions?

Ans. Yes.

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

Ans. Subterranean flow from two wells. 194' W, 56' N and 178' N 100' W from the SE corner SW $\frac{1}{4}$ of sec. 23 T 12S, Range 20 E.B.M.
Open ditches for irrigation.

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

Ans. 4.5 sec. ft.

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

Ans. 4.5 sec. ft. measured by use of an orifice.

21359

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

Ans. $W\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 23; $W\frac{1}{2}$ NW $\frac{1}{4}$, $W\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 24; all in T 12S, Range 20 E.B.N. Most land cultivated or in irrigated pasture. Good improvements of buildings, fences etc. are on the farm.

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

Ans. This land is a little on the gravelly side but very productive. I would say that this land needs at least 1 inch per. acre.

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

Ans. This is good land and with at least 1 inch per acrea of water it will produce a very good crop.

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

Ans. Ever since Mr. Briggs began using this water I have been a neighbor to him. It is my opinion that the very best of use has been made of this water.

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

Ans. Since June 1 1950 4.5 Sec. ft have been diverted,

(Signed) *A. W. Tadlock*

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 *Mustang*, County of *Time Falls*, State of Idaho, on this *25th* day of *February*, A. D. 19*58*.

Herbert Thorne
Notary Public.

My commission expires *Sept 8, 1961*

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

JUL 11 1958
Department of Reclamation

PERMIT NO. 21359

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Russel Riggs Murtaugh, Idaho. Farmer, Murtaugh, Idaho.

Ques. 2. Are you acquainted with Glen Briggs, the holder of Permit No. 21359? How long have you known him and where does he reside?

Ans. Yes. 15 years. 3 miles East of Murtaugh, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21359, and are you familiar with its provisions and conditions?

Ans. Yes.

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

Ans. Subterranean flow from two wells used; W₂¹ N₂¹, SE₂¹ N₂¹, and SE₄¹ Sec. 23; W₂¹ NW₄¹, W₂¹ SW₄¹, Sec. 24; all in T 12, Range 20 E.B.M.
water conveyed through open ditches.

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

Ans. 4.5 second ft.

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

Ans. Irrigation; same as ans. for question #4

21359

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

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.

Ans. This land is a little on the gravelly side but is very productive.
I would say that this land must have at least 1 inch per. acrea.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Ever since the use of this water began I have been a neighbor to
Mr. Briggs. It is my opinion that the very best use has been made
of this water.

(Signed) *Russell Briggs*

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 Muslaugh
County of Twin Falls, State of Idaho, on this 25 day of February
A. D. 19

Herbert Thorne
Notary Public.

My commission expires Sept 8, 1961

LOCATION

Department of Reclamation

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto, was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated Jan. 30, 1958, and ending with the issue dated Feb. 20, 1958.

Subscribed and sworn to before me this

.....
 Carl Jones

 re me this 20th day of February 19.58.

 Hazel G. Woodruff

 Notary Public in and for the State of Idaho,
 Residing at Burley, Idaho.
 My Commission Expires June 4, 1959

21359

**NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL USE**

Notice is hereby given that at 10:00 A. M. on the 25 day of February, 1958, at Murtaugh, County of Twin Falls, State of Idaho, before Herbert Thorn, Notary Public, proof will be submitted of the application to beneficial use of 4.5 cubic feet per second of the waters of subterranean in accordance with the terms and conditions of Permit No. 21359 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person holding said permit is Glen Briggs, Murtaugh, Idaho.

The use to which said water has been applied is irrigation & domestic.

The amount applied to beneficial use is 4.5.

The point of diversion is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 34, & NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, T. 12 S., R. 20 E.B.M.

The place where said water is used W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23; NY $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 24; Twp. 12 S. Rge. 20 E.B.M.

The right to take water from such works is based upon permit No. 21359.

The source of supply from which such water is diverted is subterranean.

The date of priority which said user is prepared to establish is Jan. 18, 1950.

MARK R. KULP
State Reclamation Engineer
Published in the Burley Herald
Jan. 30, Feb. 6-13-20, 1958.

Affidavit of Publication.

The Burley Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
COUNTY OF CASSIA }

JOHN L. JONES, first being duly sworn, deposes and says: That he is the printer of The Burley Herald and/or The Burley Bulletin, a weekly newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published weekly and has been continuously and uninterruptedly published in said county, not less frequently than once a week, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to:

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated Jan. 20, 1958, and ending with the issue dated Feb. 24, 1958.

Subscribed and sworn to before me this 20th day of February, 1958.

W. G. Jones
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

AFFIDAVIT OF PUBLICATION

RECEIVED

MAR 4 1958

STATE OF IDAHO }
COUNTY OF CASSIA } ss.

.....Carl Jones..... first being duly sworn, deposes and says: That he is the printer of The Burley Herald and/or Publication Bulletin, a weekly newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published weekly and has been continuously and uninterruptedly published in said county, not less frequently than once a week, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto, was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for ...four... consecutive weeks, commencing with the issue dated Jan...30., 19.58., and ending with the issue dated Feb...20., 19...58.

Subscribed and sworn to before me this 20th day of February, 1958.

Hazel G. Sheddell
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

My Commission Expires June 4, 1959

21359

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

COUNTY OF CASSIA

Carl Jones

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 25 day of February, 1958, at Murtaugh, County of Twin Falls, State of Idaho, before Herbert Thorne, Notary Public, personally submitted the application to beneficial use of 4.5 cubic feet per second of the waters of subterranean in accordance with the terms and conditions of Permit No. 21359 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person holding said permit is Glen Briggs, Murtaugh, Idaho.

The use to which said water has been applied is irrigation & domestic.

The amount applied to beneficial use is 4.5.

The point of diversion is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 34, & NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, T. 12 S., R. 20 E.B.M.

The place where said water is used W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 23; NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 24; Twp. 12 S. Rge. 20 E.B.M.

The right to take water from such works is based upon Permit No. 21359.

The source of supply from which such water is diverted is subterranean.

The date of priority which said user is prepared to establish is Jan. 16, 1950.

MARK R. KULP

State Reclamation Engineer

Published in the Burley Herald
Jan. 30, Feb. 6-13-20, 1958.

I, Carl Jones, first being duly sworn, deposes and says that I am the printer of The Burley Herald and/or The Burley Bulletin, a newspaper published at Burley, in the County of Cassia, State of Idaho, and that I have published the notice for publication of said water right in the said newspaper, and have done so continuously and not discontinuously, during a period of not less than ten consecutive weeks immediately prior to the first publication of the printed notice herein.

The said newspaper, as herein mentioned, has been a newspaper of printed circulation of at least four pages of at least five columns each, printed from typeset matter in printed forms of at least seven-eighths and three-fourths inches depth, and during the whole of said time has had at least two hundred copies of each issue being within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for ten consecutive weeks, commencing with the issue dated Jan. 10, 1958, and ending with the issue dated Feb. 20, 1958.

Subscribed and sworn to before me this 20th day of February, 1958.

Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

January 21, 1958

RE: Permit Nos. 21358 & 21359

Mr. Glen Briggs
Murtaugh, Idaho

Dear Mr. Briggs:

This acknowledges receipt of the Notice of proof of Application of Water to Beneficial Use under Permit Nos. 21358 & 21359, to be made at Murtaugh at 10:00 A.M. on the 25th day of February, before Mr. Herbert Thorn, Notary Public.

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

In completing the enclosed depositions, it is very important that they be executed by you and the disinterested witnesses, who are familiar with the terms and the work done thereunder, at the time, date, place, and before the Notary as advertised in the publication Notice, as well as all other necessary information called for. The signatures and the Notary's seal are essential.

When returning the depositions to this office, please be sure to include the affidavit of publication.

Very truly yours,

WILLIAM R. KNIP
State Reclamation Engineer
BY

Berna L. Rutledge (Mrs.)
Chief Clerk

R:vm
Encl.
cc. Herbert Thorn

21359

January 21, 1958

RE: Permit Nos. 21358 & 21359

Mr. Glen Briggs
Murtaugh, Idaho

Dear Mr. Briggs:

This acknowledges receipt of the Notice of proof of Application of Water to Beneficial Use under Permit Nos. 21358 & 21359, to be made at Murtaugh at 10:00 A.M. on the 25th day of February, before Mr. Herbert Thorn, Notary Public.

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

In completing the enclosed depositions, it is very important that they be executed by you and two disinterested witnesses, who are familiar with the terms and the work done thereunder, at the time, date, place, and before the Notary as advertised in the publication Notice, as well as all other necessary information called for. The signatures and the Notary's seal are essential.

When returning the depositions to this office, please be sure to include the affidavit of publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

R:vm
Encl.
cc. Herbert Thorn

21359

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RE: Permit No. 21359
Glen Briggs

Date: January 21, 1958

Burley Herald
Burley, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to February 25th, 1958 the date set for proof, the expense of the publication to be paid by the applicant, Glen Briggs, of Murtaugh 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 of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

21359

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Jan. 15, 1958

Address

Murtaugh, Idaho

City State

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 of Burley, Idaho published in the county in which the works are situated.

Glen Briggs

By Glen Briggs

(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

21357

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Date 3-2-61

Notice is hereby given that at 10:00 A. M. on the 25 day of February, 1958,
at Murtaugh, County of Twin Falls, State of Idaho, before
Harbert Thorn, Notary Public, proof will be submitted of the
application to beneficial use of 4.5 cubic feet per second of the waters of subterranean
in accordance with the terms and conditions of Permit No. 21359
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person ~~or corporation~~ holding said permit is
Glen Briggs, Murtaugh, Idaho

The use to which said water has been applied is irrigation & domestic

The amount applied to beneficial use is 4.5

The point of diversion is in the SW¹/₄ NE¹/₄ Sec. , & NW¹/₄ NW¹/₄ Sec. 35, T.12 S., R. 20 E. B.M.
The place where said water is used ~~(if for irrigation, give full and accurate description of the lands irrigated)~~
W¹/₄ NE¹/₄, W¹/₄ SE¹/₄, SE¹/₄ Sec. 23; NW¹/₄ NW¹/₄, SW¹/₄ SW¹/₄ Sec. 24; Twp. 12 S. Rgs. 20 E. BM

~~The name of the canal or ditch or other works by which said water is conducted to such place of use is~~

The right to take water from such works is based upon Permit No. 21359

The source of supply from which such water is diverted is subterranean

The date of priority which said user is prepared to establish is Jan. 16, 1950

MARK R. KULP
State Reclamation Engineer.

21359

August 1, 1951

Re: Permit No. 21359

Mr. Glen Briggs
Murtaugh, Idaho

Dear Mr. Briggs:

We enclose herewith the following instruments in connection with Permit No. 21359.

Approval of the State Reclamation Engineer of your Applications for Amendment to the land list and point of diversion in Permit No. 21359.

Certificate of Completion of Works issued under said Permit for the diversion of 4.5 second feet of water from two wells in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, Township 12 South, Range 20 East, B.M., for irrigation and domestic use on the W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 23, W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 24, all in Township 12 South, Range 20 East, B.M.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

21359

NAME OF APPLICANT Ien Briggs

T 12 S, R 20 E, B.M.

23

24

SW 1/4
SE 1/4
Sec. 23

Points of Diversion
2 Wells

26

25

Buckhorn Creek

Amended Map on Permit No. 21359

34

35

36

Gulch

Robber

6/30/51
Rothmation
Idaho 197

21359

Revised Permit Map 6/30/51
Wells Located at 197

July 25, 1951

Re: Permit No. 21359

Mr. Glen Briggs
Murtaugh, Idaho

Dear Mr. Briggs:

Your proof of completion of works on Permit No. 21359 is acceptable, but you have failed to sign your application for amendment to the land list, and we return it herewith for that purpose.

We also note that while you have changed the original permit to show a change in the location of the wells, such change has not been recorded in this Department. We, therefore, enclose a form of application for amendment to change the point of diversion, which you should complete by stating the reasons for such change, and sign, and return to this department for approval and record.

Upon return of these two instruments, a certificate of completion of works will be issued on Permit No. 21359.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By
Chief Clerk

A
Encls.

P. S. We return Permit No. 21359 for your own files.

21359

Permit No. 21359STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Cassia

ss.

Glen Briggs, being first duly sworn, upon his oath deposes and says:First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 21359, and that his postoffice address is Mertsaugh
State of Idaho

Second: That the name of the stream which said water is to be directed is

Two wellsThird: That the point of diversion of said water is Two Wells located in SW 1/4 SE 1/4 Sec. 23, T. 12 S., R. 20 E., B.M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Feb. 2, 1955Fifth: That the use for which said water is intended is irrigation and domesticSixth: That on the date above mentioned, the works constructed under said permit were (~~or were not~~) fully completed and consisted of the following:I. Kind of works: Two Wells

(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam _____ feet, length of dam at top _____ feet, length of dam at bottom _____ feet. Material used in construction _____

1 well, 66' Deep other 110' deep fully cased - 12", 16" small well
(State whether wood, earth, stone or concrete)(b) Capacity of reservoir X _____ acre feet.(c) Size of headgate: Width X _____ feet, height _____ feet.(d) Conduit X _____ width at bottom X _____ feet, width at water line _____
(State whether ditch, flume or pipe)feet, depth of water X _____ feet; diameter of pipe X _____ inches, average grade per mile is X _____ feet. Length of conduit is X _____ miles.Seventh: That said works are capable of conducting to the place of intended use _____
5 second feet of water.Eighth: That water appropriated under said permit is available for 440 acres of land described as follows: W 1/2 NE 1/4 and SE 1/4 NE 1/4 Sec. 23, T. 12 S., R. 20 E., B.M.
Also SE 1/4 of said Sec. 23, N 1/2 SW 1/4 and W 1/2 NW 1/4 Sec. 24, T. 12 S., R. 20 E., B.M.Ninth: Remarks: That permana pumps are in use on these wells.
Electric PowerGlen Briggs
(Sign Here)Subscribed and sworn to before me this 14th day of July, 1951My commission expires Sept 7, 1953Herbert Thomas
Notary Public.

21359

February 6, 1950

Re: Permits Nos. 21357, 21358, & 21359

Mr. Glen Briggs
Murtaugh, Idaho

Dear Mr. Briggs:

We enclose Permits Nos. 21357, 21358, & 21359, and direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

On Permit No. 21359, we have tried to show the location of the wells in Buckhorn Canyon as well as we could from the amended sketch map showing the location of Buckhorn Creek and Robber Gulch. If this should not be the correct location, you may file an application for amendment later on.

We enclose Departmental Receipt No. 22019 for \$17.75, which includes the three filing fees, and as your check was in the amount of \$18.00 (which we told you at the time) there is a refund of twenty-five cents due you, which we enclose in stamps.

Very truly yours,

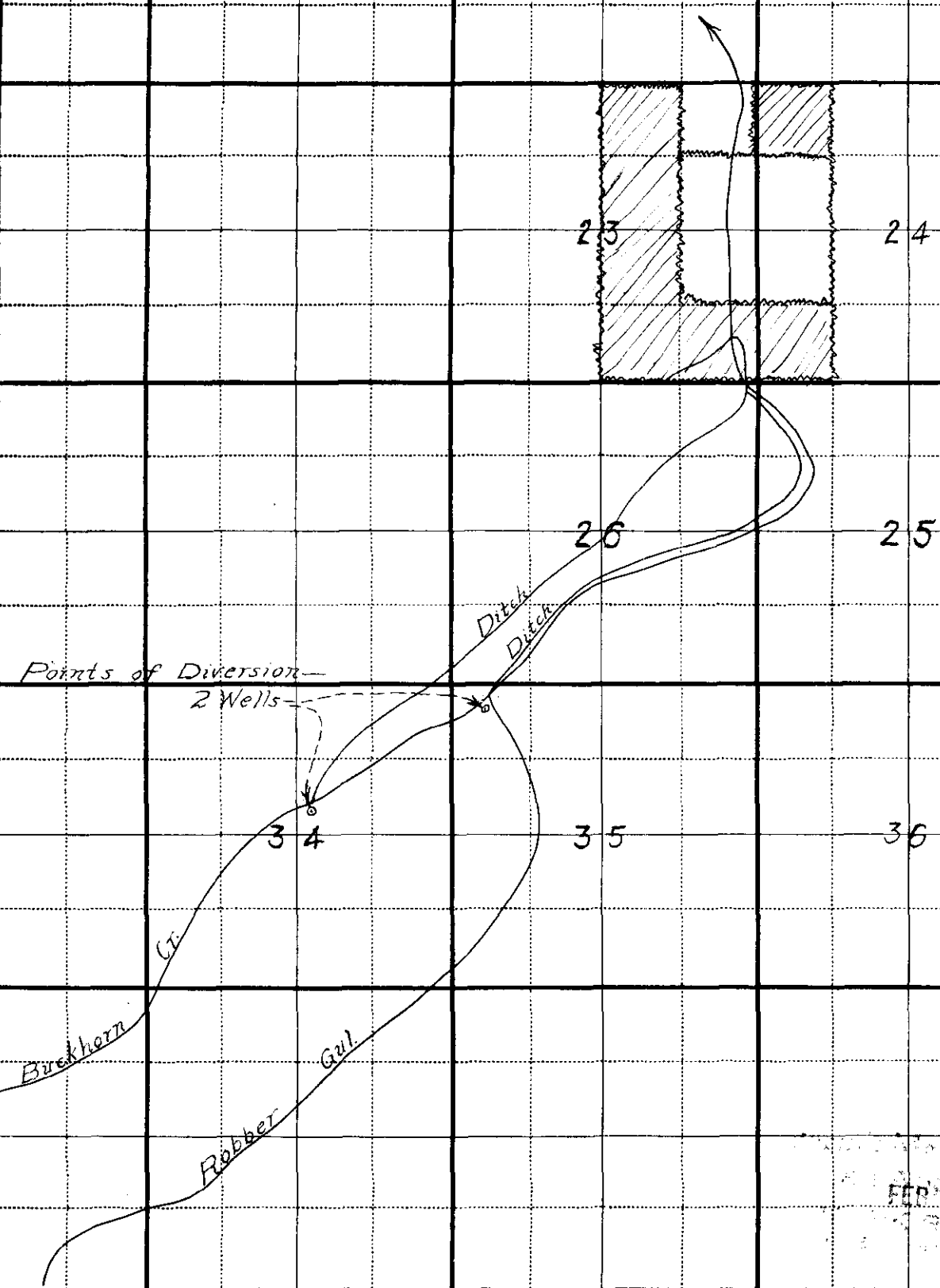
MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

21359

T. 12 S., R. 20 E.



APPROVED
JUL 10 1924
U.S. DEPT. OF AGRICULTURE
BUREAU OF RECLAMATION

June 10, 1964

Re: Transfer of Water Right
Nos. 1030 and 1031
Glen Briggs

Mr. Julien S. Blaye,
542 Addison Avenue West,
Twin Falls, Idaho.

Dear Mr. Blaye:

We enclose Certificate of Transfer of Water Right
Nos. 1030 and 1031, together with Departmental Receipt
No. G-9755, which was issued in the amount of \$2.00 cover-
ing payment of the recording fee in connection with the
above transfers.

Also enclosed is a copy of the Certificates for
your file.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

ROBERT W. HAMILTON
Supervisor of Water Distribution

Encl. - Certificates (2)
Copies of Certificates (2)
Receipt No. G-9755

RWH:pmk
cc: Glen Briggs
Murtaugh, Idaho

T-1031

45-2300

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of	)	
Glen Briggs	)	ORDER GRANTING TRANSFER
of	)	
Murtaugh, Idaho	)	NO. 1031
For a Transfer of Water Right in the	)	
County of Cassia, State of Idaho	)	

WHEREAS, On the 20th day of March, 1964, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of Glen Briggs of Murtaugh, Idaho, for a transfer of water right came on regularly for hearing, pursuant to the published notice, in due and statutory form, and;

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant with the application shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby;

NOW, THEREFORE, IT IS HEREBY ORDERED, That the said application be, and the same is, HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 10th day of June, 1964.

CARL E. TAPPAN
State Reclamation Engineer

T. 1031
45-2302

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

CERTIFICATE OF WATER RIGHT
TRANSFERRED RIGHT NO. 1031

THIS IS TO CERTIFY, That Glen Briggs of Murtaugh, Idaho, is the owner of and using a certain water right of 3.33 cubic feet per second of the waters of subterranean source, said water being obtained by virtue of License No. 21359, issued by the State of Idaho, Department of Reclamation, dated September 15, 1958, bearing date of January 16, 1950, for the purpose of irrigating the following described lands situate, lying and being in the County of Cassia, State of Idaho, to-wit:

SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 23;
NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$,
Section 24;
Township 12 South, Range 20 E.B.M.,

That said license has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 10 of Licenses, at Page 6423 thereof;

And that Glen Briggs has become the owner of said right by appropriation;

And that now, upon the application of Glen Briggs for the transfer of 3.33 cubic feet per second, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 3.33 cubic feet per second of the waters of subterranean source by well upon the above described lands is hereby abandoned, and the place of use of said water under such right is HEREBY CONFIRMED, shall by this Certificate become appurtenant for irrigation purposes, is described as follows, to-wit:

N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 14;
E $\frac{1}{2}$ NE $\frac{1}{4}$, (55 acres) Section 15;
NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, 65 acres in the
N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 23;
W $\frac{1}{2}$ W $\frac{1}{2}$ (125 acres) Section 24;
Township 12 South, Range 20 E.B.M.,

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

3.33 cubic feet per second of the
waters of subterranean source with
priority of January 16, 1950;

And that the water right hereby transferred has heretofore been conducted from subterranean source with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 12 South, Range 20 E.B.M., and conducted through private ditch;

T 1021

48 0000

That the water right hereby transferred will hereafter be conducted to the last above described lands from subterranean source by well with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 12 South, Range 20 E.B.M., and conducted through private ditch;

That the right to the use of the waters aforesaid, hereby described, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho;

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 10th day of June, 1964.

(SEAL)

s/

CARL E. TAPPAN

CARL E. TAPPAN
State Reclamation Engineer

T-1031
45-0804

LEGAL NOTICE

64-68

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Glen Briggs of Murtaugh, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion and/or place of use of the waters of subterranean flow as follows: Amount ~~2.64~~ cubic feet per second. Priority ~~December 13, 1948~~. Point of diversion: ~~SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 12 S. Range 20 E., B.M. Place of Use: SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24; Twp. 12 S., Rge. 20 E.B.M.~~

To Be Transferred To
Point of diversion: ~~SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 12 S., Range 20 E.B.M. Place of Use: N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 14; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 15; NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23; W $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 24, Twp. 12 S., Rge. 20 E.B.M.~~

And that on the 20th day of March, 1964, at 10:00 o'clock A.M., at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

CARL E. TAPPAN

State Reclamation Engineer
Published in the Burley Herald-Bulletin March 6 & 13, 1964.

Send Certificate of Transfers

JULIEN S. BLAYE, 542 Addison Ave., West,
Twin Falls, Idaho

T-1031

45-2322

Get receipt from Edna -
a check was originally
sent from the bank to
cover 2 transfers + for
permit No. 827866 (Amendment)

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

February 28, 1964

Re: Transfer of Water Right
Glen Briggs

Burley Herald,
Burley, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for two consecutive weeks prior to **March 20, 1964** the date set for hearing; the expense of the publication is to be paid by the applicant **Glen Briggs** of **Murtaugh, Idaho** to whom you should furnish proof of publication on or prior to the date set for hearing.

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
State Reclamation Engineer
By

ROBERT W. HAMILTON
Supervisor of Water Distribution

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

Encl.

T-1031

45-2300

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Olen Briggs of
Murtaugh, Idaho has applied to the State Reclamation Engineer of the
State of Idaho for a certificate authorizing him to change the point of diversion
and/or place of use of the waters of subterranean flow as follows:
Amount: 1.64 cubic feet per second. Priority: December 13, 1948
Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 12 S., Range 20 E., B.M.
Place of Use: SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24;
Twp. 12 S., Rge. 20 E.B.M.

To Be Transferred To

Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 12 S., Range 20 E.B. M.
Place of Use: N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 14; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 15; NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 23;
W $\frac{1}{2}$, Sec. 24, Twp. 12 S., Rge. 20 E.B.M.

And that on the 20th day of March, 1964, at 10:00 o'clock A. M.,
at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer,
or his authorized agent, the opportunity will be given to any and all persons to
appear and present, for his consideration any reason or reasons why a certificate
should not be issued authorizing such transfer.

CARL E. TAPPAN
State Reclamation Engineer

T-1031

45-2302

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

two (2) consecutive weeks, commencing

with the issue dated March 6, 1964, and

ending with the issue dated March 13, 1964

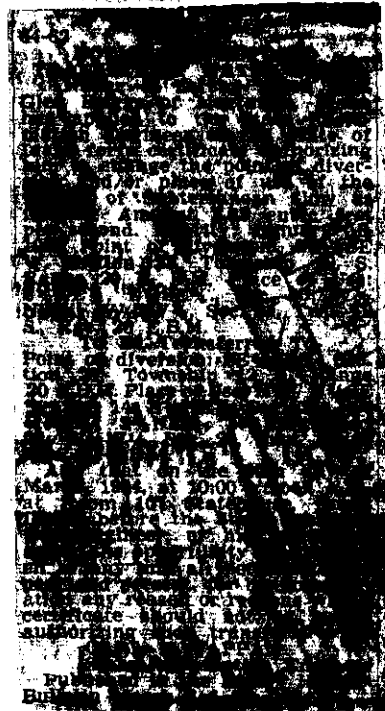
R. C. Ostrander

Subscribed and sworn to before me this

17th day of March, 1964

Dorothy L. Judd Notary Public

RECEIVED
JUN 10 1964



MY COMMISSION EXPIRES
APRIL 24, 1967

T-1031
45-2322

The Burley Herald-Bulletin

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

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

W. C. Calender 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

two (2) consecutive weeks, commencing
with the issue dated March 4, 1961, and
ending with the issue dated March 13, 1961.

Subscribed and sworn to before me this

27th day of March, 1961

Notary Public

61-62

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Glen Briggs of Murtaugh, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion and/or place of use of the waters of Subterranean flow as follows: Amount 3.33 cubic feet per second. Priority: January 16, 1950 Point of diversion: SW 1/4 Sec. 14, Township 12 S, Range 20 E, R.M. Place of Use: S 1/4 NE 1/4, E 1/4 SE 1/4, Sec. 23, NW 1/4, W 1/4 SW 1/4, Sec. 24, Twp. 12 S, Rge. 20 E.B.M.

To Be Transferred To Point of diversion: SE 1/4 SE 1/4, Section 23, Township 12 S, Range 20 E.B.M. Place of Use: N 1/4 NE 1/4, Sec. 14; E 1/4 NE 1/4, Sec. 15; NW 1/4 NE 1/4, S 1/4 NE 1/4, N 1/4 SE 1/4, Sec. 23; W 1/4 W 1/4, Sec. 24, Twp. 12 S, Rge. 20 E.B.M.

And that on the 20th day of March, 1961, at 10:00 o'clock A.M., in Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

CARL E. TAPPAN

State Reclamation Engineer
Published in the Burley Herald-Bulletin March 6-A-13, 1961.

64-62

**NOTICE OF PROPOSED
TRANSFER OF WATER RIGHT**

Notice is hereby given that Glen Briggs of Murtaugh, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion and/or place of use of the waters of Subterranean flow as follows: Amount 3.33 cubic feet per second. Priority January 16, 1950 Point of diversion SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 12 S., Range 20 E. B.M. Place of Use: SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 23; W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 24, Twp. 12 S., Rge. 20 E.B.M. -

To Be Transferred To
Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 12 S., Range 20 E.B.M. Place of Use: N $\frac{1}{2}$, N $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 15; NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 23; W $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 24, Twp. 12 S., Rge. 20 E.B.M. -

And that on the 20th day of March, 1964, at 10:00 o'clock A.M., at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

CARL E. TAPPAN
State Reclamation Engineer
Published in the Burley Herald,
Bulletin March 6 & 13, 1964.

BLAYE REALTY

SPECIALIZING IN FARMS — RANCHES — ACREAGES



JULIEN S. BLAYE, REALTOR

542 ADDISON AVENUE WEST, TWIN FALLS, IDAHO
83301

PHONE 733-7064
DAY OR NIGHT

June 9, 1964

RECEIVED
JUN 10 1964

Department of Reclamation

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

Re: Transfer of Water Rights
Glen Briggs

Attention: Mr. Robert W. Hamilton

Dear Mr. Hamilton:

Thank you for your letter of clarification, dated June 5, 1964, in regards to the affidavits for transfer of water rights.

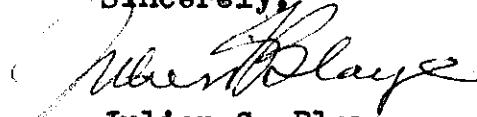
These affidavits were procured from the Burley Herald- Bulletin and are enclosed herewith for your records.

It will be noted on the enclosed affidavit, ad number 64-63, place of use: reads N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$, section 14; ... T.12S., R20 E.B.M. It is believed this description should read N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, section 14...

The affidavit, ad number 64-62, appears to be correct.

Your advice is please requested in the event additional data is required.

Sincerely,


Julien S. Blaye

cc: Mr. Glen Briggs
Murtaugh, Idaho

T-1031

45- 0003

May 29, 1964

Re: Transfer of Water Right

Mr. Glenn Briggs,
Murtaugh, Idaho.

Dear Mr. Briggs:

This is to inform you that we have not as yet received the Affidavits of Publication in connection with your transfers of water right.

Upon receipt of same, your Certificates will be forwarded to you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:pek

T-1031

45-2322

March 11, 1964

Re: Transfer of Water Right

Mr. Glen Briggs,
Murtaugh, Idaho.

Dear Mr. Briggs:

Upon receipt of the Affidavits of Publication,
the Certificate of Transfer of Water Right will be issued.

The Burley Herald Bulletin, Burley, Idaho, will
supply these affidavits if you have not already received
them.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:pmk

T-1031

45-2322

Application For Transfer of Water Right

STATE OF IDAHO

County of Twin Falls

ss.

Glen Briggs

, being first duly sworn, deposes and says:

That his name is Glen Briggs; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is

Murtaugh, Idaho

That he is the owner and using a certain water right, bearing date of priority of Dec. 13, 1948, for 1.64 cubic feet per second of the waters of Underground

County of Cassia, State of Idaho, ~~located in~~

~~By decree of Judge~~ of the ~~Fourth District of the State of~~

~~Idaho, in and for the County of~~, ~~in the case of~~

~~vs~~, said decree bearing date of

(or obtained by virtue of License No. 20805, issued by the State Department of Reclamation of the State of Idaho, dated July 15, 1952, bearing date of December 13, 1948)

for the purpose of irrigating the following described lands situate, lying and being in Water District

No. -- in the County of Cassia and State of Idaho, to-wit: T. 12 S., R. 20 E. B.M.

Section 23 SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$: Section 24 SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i.e. Appropriator

as per abstract of title of said water right hereto attached and made a part of this statement;

That said waters are now diverted from said stream as shown in record of ~~the~~ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23, Township 12 South, Range 20 East, B. M., and conducted to the above described lands through Private Ditch

as per map herewith and of this affidavit made a part.

CHANGE IN PLACE OF USE

That affiant and petitioner desires to abandon the use of 1.64 cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Cassia and State of Idaho, to-wit:

T. 12 S., R. 20 E. Sec. 14 N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$; Sec. 15 55 ac. in E $\frac{1}{2}$ NE $\frac{1}{4}$;
Sec. 23 NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, 65 ac in N $\frac{1}{2}$ SE $\frac{1}{4}$; Sec. 24 125 ac. in W $\frac{1}{2}$ W $\frac{1}{2}$.

That reasons for desiring to make such transfer are as follows: Water License No. 20805 well is now dry.

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T-1031

45-3332

That he intends to divert and convey said 1.64 second feet of water to the tract of land last above described in the following manner and as per map accompanying this application:
From well point of diversion through private ditch

Note—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

CHANGE IN POINT OF DIVERSION

That affiant desires to change the point of diversion of said waters from the point above described to a point located in SE 1/4 of SE 1/4 of Section 23, Township 12 South Range 20 East, and thereafter conduct same to the above described land through the Private ditch, as per map appended.

That his reasons for desiring to make such change are as follows: That Water License No. 20805 well is now dry.

Petitioner asserts that no one will be injured by such transfer, or change in point of diversion, and that the change will be made at petitioner's own risk.

WHEREFORE, Affiant and Petitioner prays that the State Reclamation Engineer of the State of Idaho issue to him the proper certificate authorizing such change in point of diversion and/or place of use, in accordance with the provisions of Sections 42-108 and 42-222 of the Idaho Code.

Ellen Briggs Applicant.

Subscribed and sworn to before me this 27th day of FEBRUARY, 1964.

Robert Blay
Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? Underground

Where is the diversion point located? T. 12 S., R. 20 E. B. M. Section 23 SE 1/4 SE 1/4

Through what ditch is it now conducted? Private Ditch

How much land is now irrigated by the water sought to be transferred? 160 acres

Give the description: T. 12 S., R. 20 E. B. M. Section 23 SE 1/4 NE 1/4, NE 1/4 SE 1/4;
Section 24 SW 1/4 NW 1/4, NW 1/4 SW 1/4

What is the total amount of water in inches, or second feet, dedicated to said land?.....1.64 c.f.s.

What kind of crops are being raised? Row Crops

How much water per acre is now required to irrigate said land?.....5/8 inch

What will be the effect on the land now irrigated, if the use of water on it is discontinued?.....None

Give location of new point of diversion, if change is to be made T.12S., R.20E.B.M. Sec.23, SE $\frac{1}{4}$ SE $\frac{1}{4}$

Through what ditch will it be conducted after transfer?.....Private Ditch

How much water will be required per acre to irrigate the land to which this water is transferred?.....5/8 inch

Do you claim any other water right for the land from which you seek to abandon the use of this water?

If so, give amount, date and source.....Not abandoned

Is there any other water right for the land to which you seek to make this transfer? If so, give amount,

date and source 3.33 cfs License No. 21359, dated January 16, 1950
7.5 cfs Permit No. G 27866, dated April 8, 1959
2.0 cfs Permit No. G 28649, dated May 4, 1960

Signed Ellen Briggs Applicant.

~~STATE OF IDAHO,~~

~~County of _____ } ss.~~

~~I, _____, Watermaster of _____~~

~~Water District No. _____, County of _____, State of Idaho, whose postoffice address is _____, have read or heard read the foregoing affidavit and petition~~

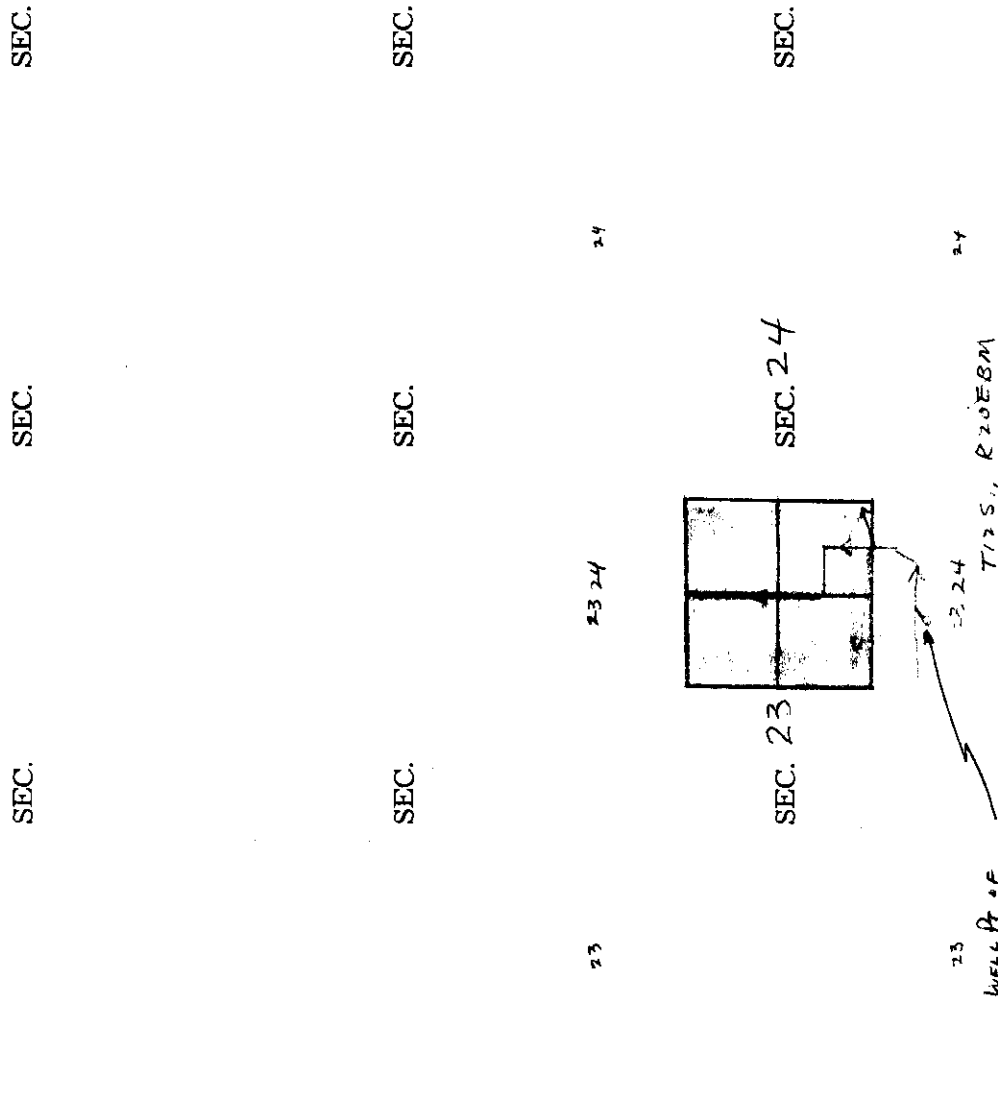
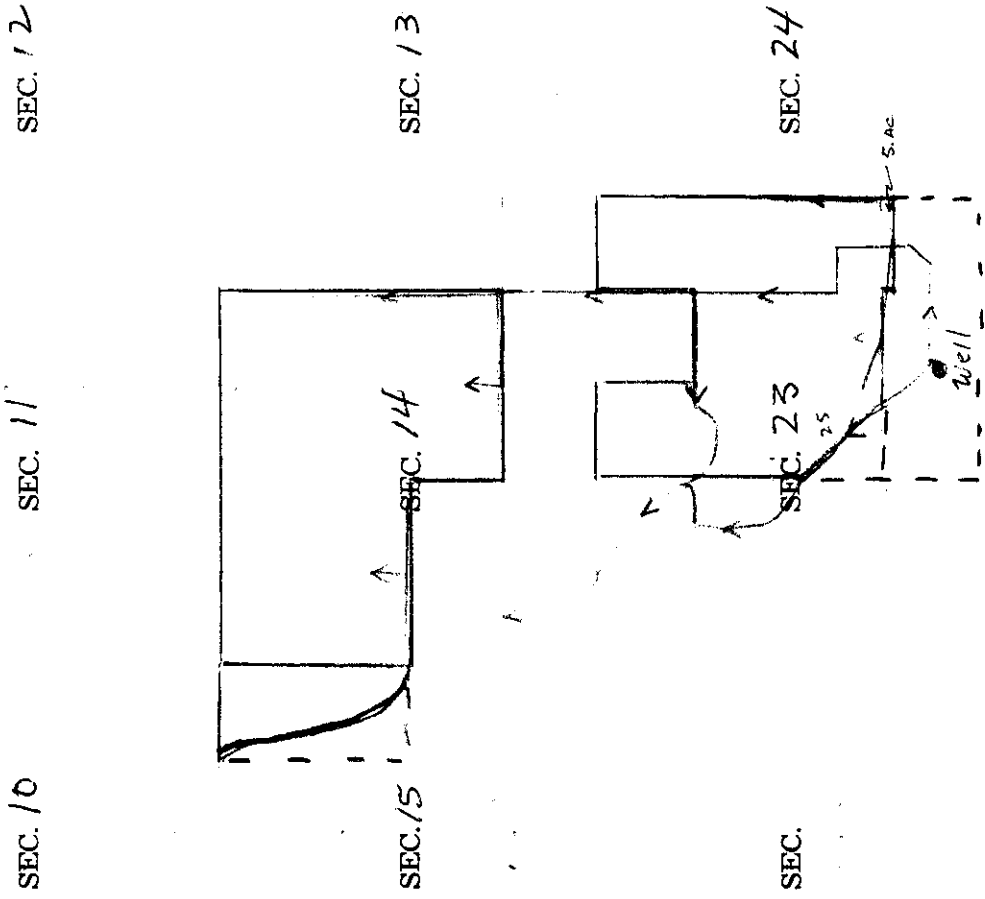
~~of _____, and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized; and I hereby endorse my approval of said petition, and request that the State Reclamation Engineer issue the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of transfer prayed for) for the following reasons: _____~~

~~Watermaster, District No. _____~~

~~Dated at _____, Idaho, this _____ day of _____, 19____~~

T-1031

45-2302



Application For Transfer of Water Right

STATE OF IDAHO

County of Twin Falls

ss.

FEB 28 1964

Department of Reclamation

Glen Briggs

being first duly sworn, deposes and says:

That his name is Glen Briggs; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is

Murtaugh, Idaho

That he is the owner and using a certain water right, bearing date of priority of Jan. 16, 1950, for 3.33 c.f.s. cubic feet per second of the waters of Underground

County of Cassia, State of Idaho, decreed to~~by decree of Judge~~~~of the~~~~Judicial District of the State of~~~~Idaho, in and for the County of~~~~Idaho, in and for the County of~~~~and~~~~and decreed bearing date of~~

(or obtained by virtue of License No. 21359, issued by the State Department of Reclamation of the State of Idaho, dated Sept. 15, 1958, bearing date of January 16, 1950, 1950.)

for the purpose of irrigating the following described lands situate, lying and being in Water District No. -- in the County of Cassia and State of Idaho, to-wit: T.12 S., R.20 E.B.M.

Section 23 SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$;Section 24 NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$.

and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i.e. Appropriator

as per abstract of title of said water right hereto attached and made a part of this statement;

That said waters are now diverted from said stream in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23, Township 12 South, Range 20 East, B. M., and conducted to the above described lands through Private Ditch as per map herewith and of this affidavit made a part.

CHANGE IN PLACE OF USE

That affiant and petitioner desires to abandon the use of 3.33 cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Cassia and State of Idaho, to-wit:

T.12 S., R.20 E. Sec.14 N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$; Sec.15 E $\frac{1}{2}$ NE $\frac{1}{4}$ (55ac);Sec. 23 NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, 65ac in N $\frac{1}{2}$ SE $\frac{1}{4}$; Sec. 24 125 ac in W $\frac{1}{2}$ W $\frac{1}{2}$.

That reasons for desiring to make such transfer are as follows: Water License No. 21359 Well is now dry.

\$1.00

Ad. 10
7-2 6423

T-1031
45-2323

That he intends to divert and convey said 3.33 second feet of water to the tract of land last above described in the following manner and as per map accompanying this application:
From well point of diversion through private ditch

Note—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

CHANGE IN POINT OF DIVERSION

That affiant desires to change the point of diversion of said waters from the point above described to a point located in SE 1/4 of SE 1/4 of Section 23, Township 12 South Range 20 East, and thereafter conduct same to the above described land through the Private ditch, as per map appended.

That his reasons for desiring to make such change are as follows: That Water License No. 21359 well is now dry/

Petitioner asserts that no one will be injured by such transfer, or change in point of diversion, and that the change will be made at petitioner's own risk.

WHEREFORE, Affiant and Petitioner prays that the State Reclamation Engineer of the State of Idaho issue to him the proper certificate authorizing such change in point of diversion and/or place of use, in accordance with the provisions of Sections 42-108 and 42-222 of the Idaho Code.

Glen Briggs Applicant.

Subscribed and sworn to before me this 27th day of FEBRUARY, 1964.

Shen Blay Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? Underground

Where is the diversion point located? T. 12 S., R. 20 E. B.M. Section 23 SE 1/4 SE 1/4

Through what ditch is it now conducted? Private Ditch

How much land is now irrigated by the water sought to be transferred? 275 acres

Give the description: T. 12 S., R. 20 E. Section 23 SE 1/4 NE 1/4, SW 1/4 NE 1/4, NE 1/4 SE 1/4, SE 1/4 SE 1/4:
Section 24 NW 1/4 NW 1/4, SW 1/4 NW 1/4, NW 1/4 SW 1/4, SW 1/4 SW 1/4.

What is the total amount of water in inches, or second feet, dedicated to said land? 3.33

What kind of crops are being raised? Row Crops

How much water per acre is now required to irrigate said land? 5/8 inch

What will be the effect on the land now irrigated, if the use of water on it is discontinued? None

Give location of new point of diversion, if change is to be made T.12S., R.20E.B.M.Sec.23 SE $\frac{1}{4}$ SE $\frac{1}{4}$

Through what ditch will it be conducted after transfer? Private Ditch

How much water will be required per acre to irrigate the land to which this water is transferred? 5/8 inch

Do you claim any other water right for the land from which you seek to abandon the use of this water?

If so, give amount, date and source. Not abandoned

Is there any other water right for the land to which you seek to make this transfer? If so, give amount,

date and source 1.64 cfs License No. 20805, dated December 13, 1948
7.5 cfs Permit No. G 27866, dated April 8, 1959
2.0 cfs Permit No. G 28649, dated May 4, 1960

Signed Glen Briggs Applicant.

STATE OF IDAHO,

County of _____ } ss.

I, _____, Watermaster of _____

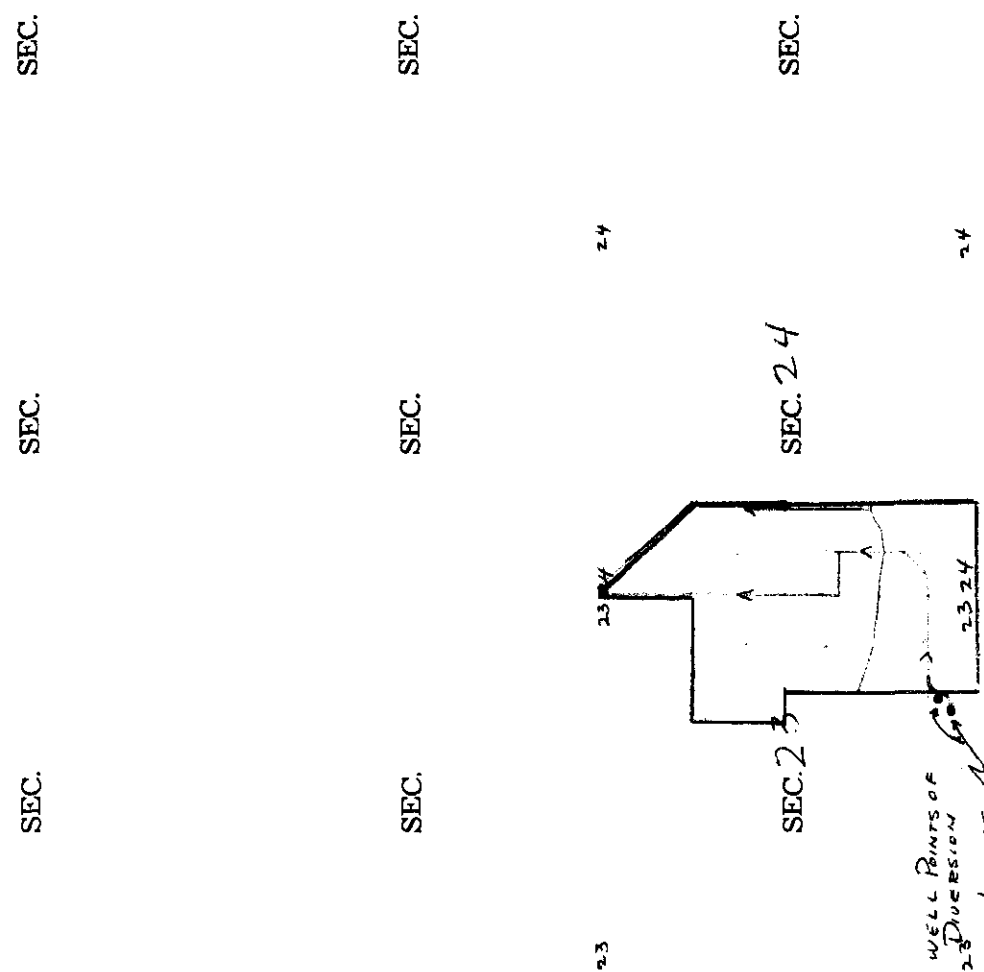
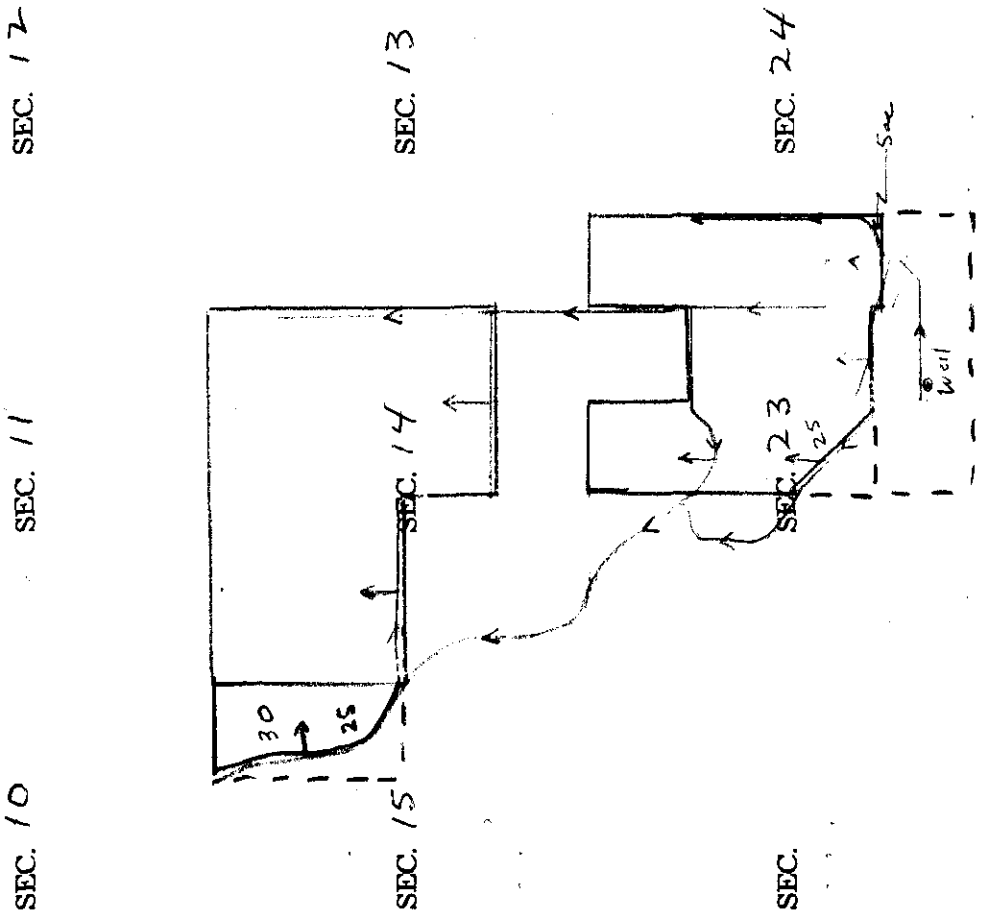
Water District No. _____, County of _____, State of Idaho, whose postoffice address is _____, have read or heard read the foregoing affidavit and petition

of _____, and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized; and I hereby endorse my approval of said petition, and request that the State Reclamation Engineer issue the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of transfer prayed for) for the following reasons:

Watermaster, District No. _____

Dated at _____, Idaho, this _____ day of _____, 19 _____

T-1031
45-2322



WELL POINTS OF
DIVERSION
WATER LICENSE
No. 21359

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

February 28, 1964

Re: Transfer of Water Right
Glen Briggs

Burley Herald,
Burley, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for two consecutive weeks prior to **March 20, 1964** the date set for hearing; the expense of the publication is to be paid by the applicant **Glen Briggs** of **Murtaugh, Idaho** to whom you should furnish proof of publication on or prior to the date set for hearing.

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
State Reclamation Engineer
By

ROBERT W. HAMILTON
Supervisor of Water Distribution

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

Encl.

4-1031

45-2322

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Glen Briggs of
Murtough, Idaho has applied to the State Reclamation Engineer of the
State of Idaho for a certificate authorizing him to change the point of diversion
and/or place of use of the waters of Subterranean flow as follows:
Amount: 3.33 cubic feet per second. Priority: January 16, 1950
Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 12 S., Range 20 E., B.M.
Place of Use: S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 23; W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 24, Twp. 12 S., Rge. 20
E.B.M.

To Be Transferred To

Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 12 S., Range 20 E. B. M.
Place of Use: N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 14; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 15; NW $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 23;
W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 24, Twp. 12 S., Rge. 20 E.B.M.

And that on the 20th day of March, 19 64, at 10:00 o'clock A. M.,
at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer,
or his authorized agent, the opportunity will be given to any and all persons to
appear and present, for his consideration any reason or reasons why a certificate
should not be issued authorizing such transfer.

CARL E. TAPPAN
State Reclamation Engineer

T-1031

45-2322

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Glen Briggs of
Mustaugh, Idaho has applied to the State Reclamation Engineer of the
State of Idaho for a certificate authorizing him to change the point of diversion
and/or place of use of the waters of Subterranean as follows:
Amount: 3.33 cubic feet per second. Priority: 1-16-50
Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 12 S Range 20 E, B.M.
Place of Use: S²NE⁴, E²SE⁴-23; W²NW⁴, W²SW⁴-24; 12 S-20 E. B.M.

To Be Transferred To

Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, Township 12 S, Range 20 E B. M.
X Place of Use: N², N²SE⁴-14; E²NE⁴-15; NW⁴NE⁴, S²NE⁴, N²SE⁴-23;
W²W²-24-12 S-20 E B.M.

And that on the 20 day of March, 1964, at 10:00 o'clock A M.,
at Room 107 State Capitol, Boise, Idaho, before the State Reclamation Engineer,
or his authorized agent, the opportunity will be given to any and all persons to
appear and present, for his consideration any reason or reasons why a certificate
should not be issued authorizing such transfer.

State Reclamation Engineer

T-1031
45-2322

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 25 day of February, 1958, Glen Murtaugh, County of Twin Falls, State of Idaho, before Herbert Thorn, Notary Public, proof will be submitted of the application to beneficial use of 4.5 cubic feet per second of the waters of subterranean in accordance with the terms and conditions of Permit No. 21359 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person holding said permit is Glen Briggs Murtaugh, Idaho.

The use to which said water has been applied is irrigation & domestic.

The amount applied to beneficial use is 4.5.

The point of diversion is in the



SW 1/4 Sec. 24; Twp. 12 S. Rge. 20 E.B.M.

The right to take water from such works is based upon Permit No. 21359.

The source of supply from which such water is diverted is subterranean.

The date of priority which said user is prepared to establish is Jan. 16, 1950.

MARK R. KULP

State Reclamation Engineer

Published in the Burley Herald,
Jan. 30, Feb. 6-13-20, 1958.