

Transfer No. 2910

Water Right No. 45-2176
45-2220
45-2408

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

APPROVED

Name of applicant Theodore &/or Helga Sturgill Phone 423-5434

Post Office address Route #2, Kimberly, ID

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)
in case of _____ VS _____
dated in _____ in _____ county of _____
(Name of court)

b. License No. 45-2176, 2220, 2408 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 _____
_____ purchase _____

3. Source of water Groundwater tributary to _____

4. Date of priority See enclosures

5. Water is used for the following purposes: See enclosures
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

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

7. Location of original point of diversion is _____ 1/4 of _____ 1/4 of Section _____
Township _____ Range _____, B.M., in _____ County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

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	

Total number of acres to be irrigated _____

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

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? _____ If yes, describe in item D, REMARKS.

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- Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

- [illegible]

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

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____. No _____. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

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

Name of applicant _____ Phone _____

Post Office address _____

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)

b. License No. 45-2408 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 _____
_____ purchase _____

3. Source of water Groundwater tributary to _____

4. Date of priority 2-20-1952

5. Water is used for the following purposes:

amount 1.32 cfs for Irrigation & purposes from _____ to _____
amount _____ for Domestic purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 1.32 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 6
Township 12S Range 20E, B.M., in Cassia County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12S	20E	6	40	40	40	40				40	20					20			240

Total number of acres to be irrigated 240

9. Describe any other water rights used for the same purpose as described above _____
45-2176, 2220, surface-water rights

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No if yes, describe in item D, REMARKS.

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

Name of applicant _____ Phone _____

Post Office address _____

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)

b. License No. 45-2176 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 _____
_____ purchase _____

3. Source of water Groundwater tributary to _____

4. Date of priority 10-11-1929

5. Water is used for the following purposes:

amount 1.6 cfs for Irrigation purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 1.6 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5
Township 12S Range 20E, B.M., in Cassia County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12S	20E	6	X	X	X	X				X	X				X	X		X	

Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purpose as described above _____
45-2220, 2408, surface-water rights

10. To your knowledge, has any portion of _____ water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

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

Name of applicant _____ Phone _____
Post Office address _____

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
In case of _____ vs _____
dated in _____ in _____ county of _____ (Name of court)
- b. License No. 45-2220 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 5-10-1946

5. Water is used for the following purposes:

amount 1.86 cfs for Irrigation purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)

6. Total amount of water under right: a. 1.86 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 5
Township 12S Range 20E, B.M., in Cassia County
Additional points of diversion, if any SE $\frac{1}{4}$ Sec. 6; NE $\frac{1}{4}$ Sec. 7 T. 12S R. 20E

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12S	20E	6	40	40	40	40													160

Total number of acres to be irrigated 160

9. Describe any other water rights used for the same purpose as described above _____
45-2176, 2408, surface-water rights

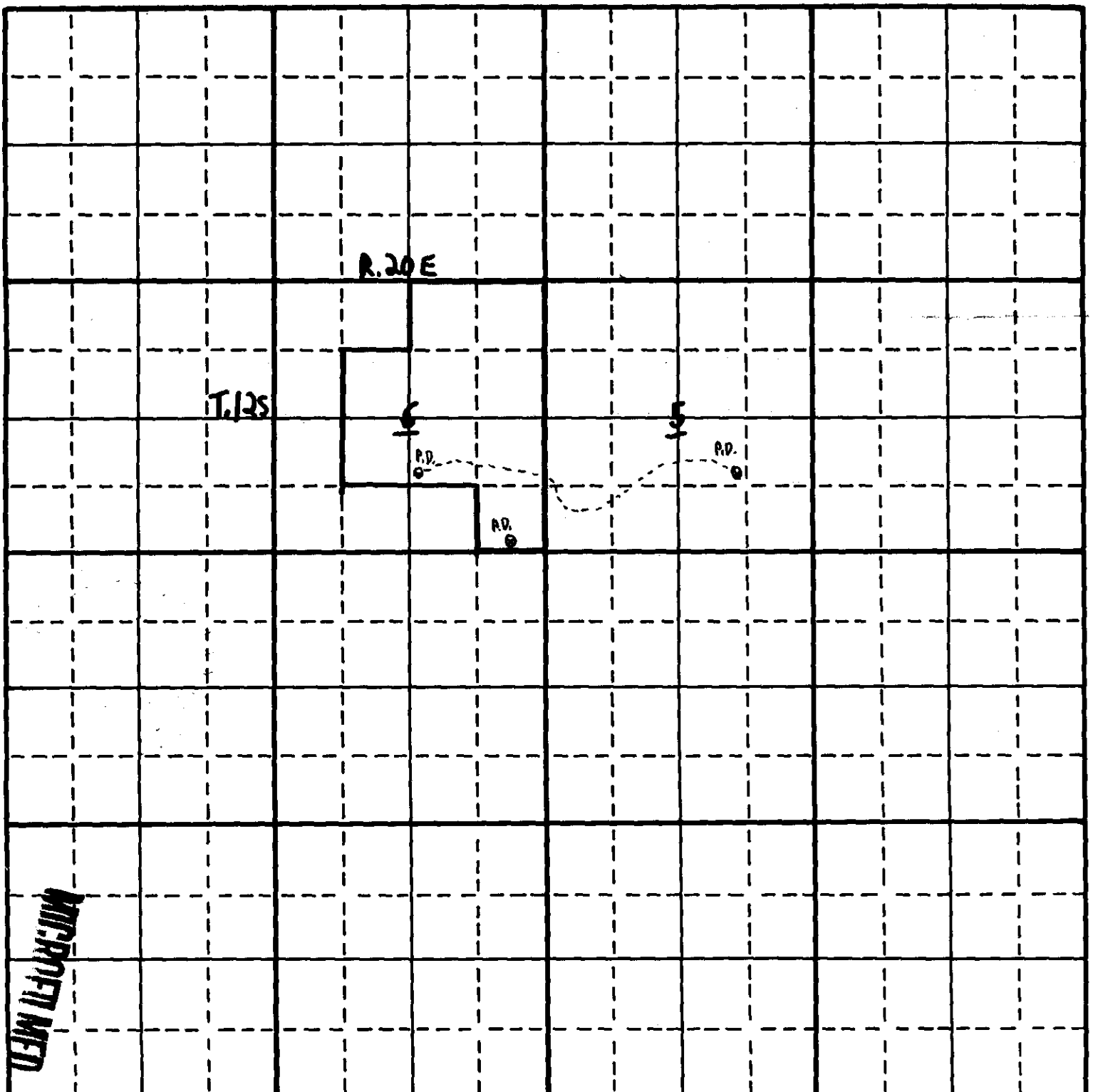
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in Item D, REMARKS.

c. Describe the land or place of use to which the right will be transferred:

[illegible]

Total number of acres to be irrigated _____

4. Describe any other water rights used for the same purpose as described above. decreed surface-water rights
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



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

D. REMARKS

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

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

Theodore Sturgill
(Signature of Applicant)

Subscribed and sworn to before me this 2nd day of March, 19 83

Larry Kalm
(Notary Public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 45-2176/2220/2408
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 22nd day of March, 19 84

A. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>JA</u>	Date <u>3/25/83</u>	Protest filed by <u>NBL</u>
Prelim. check by <u>ADM</u>	Fee <u>50.00</u> *27382426120	
Receipted by <u>mmg</u>	Date <u>3/25/83 5-2-83</u>	
Published in <u>South id press</u>		Copies of protest forwarded by _____
Pub. dates <u>7/14 + 7/21/83</u>		Hearing held by _____ Date _____
Watermaster recommendation requested on <u>N/A</u>		Recommended for <u>approval</u> denial
_____ rec'd.		by <u>Jim</u> <u>gc</u>



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

April 15, 1983

Ted Sturgill
Route 2
Kimberly, Idaho 83341

Re: Application for Permit

Dear Ted:

We are returning your application for permit for groundwater and your check in the amount of \$115.00 as we discovered during preliminary processing that the wells are in a critical groundwater area.

Please remit \$50.00 to cover the application for transfer which we are processing.

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

Sincerely,

James E. Stanton
Sr. Water Resource Agent

LOH:JES:mara

Encl:

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SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Mary Summers, being first

duly sworn, deposes and says that he is the

Clerk of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

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

dated November 3rd 1983, and ending

with the issue dated November 10th, 1983.

Mary Summers

Subscribed and sworn to before me

this 15th day of November

1983.

Kenneth M. Notary Public

Cost of Publication \$ 33.15

Notary Fee

Total Cost \$ 33.15

MICROFILMED

SOUTH IDAHO PRESS

BURLEY, IDAHO

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County of Cassia,)

STATE OF IDAHO) ss.

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Clerk of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

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

dated November 3rd 1983, and ending with the issue dated November 10th, 1983.

Subscribed and sworn to before me

this 15th day of November

1983.

Notary Public

Cost of Publication \$33.15

Notary Fee

Total Cost \$33.15

83-315

NOTICE OF PROPOSED CHANGE CHANGE OF WATER RIGHT

No. 45-2176

No. 45-2220

No. 45-2408

Notice is hereby given that Theodore and/or Helga Sturgill of Kimberly, Idaho have applied to the Department of Water Resources to change and add diversion points to 3 groundwater rights. The rights sought to be changed are evidenced by Licenses and are recorded as follows:

45-2176 (T907)

Amount: 1.60 cfs

Priority: October 11, 1929

Point of Diversion: NW¼SE¼, Sec. 5, T12S, R20E, B.M., Cassia County

Nature & Place of Use: Irrigation of lands within the NE¼, SE¼NW¼, NE¼SW¼, N¼SE¼, SE¼SE¼, Sec. 6, T12S, R20E

45-2220 (T266)

Amount: 1.86 cfs

Priority: May 10, 1946

Points of Diversion: SW¼SW¼, Sec. 5; SE¼SE¼, Sec. 6; NE¼NE¼, Sec. 7; T12S, R20E, B.M., Cassia County

Nature & Place of Use: Irrigation of 160 acres within the NE¼, Sec. 6, T12S, R20E

45-2408

Amount: 1.32 cfs

Priority: February 20, 1952

Point of Diversion: NW¼SE¼, Sec. 6, T12S, R20E, B.M., Cassia County

Nature & Place of Use: Irrigation of 240 acres within the NE¼, SE¼NW¼, NE¼SW¼, NW¼SE¼, Sec. 6, T12S, R20E

TO BE CHANGED AS FOLLOWS:

4.78 will be diverted from 3 wells within the NW¼SE¼, SE¼SE¼, Sec. 6; NW¼SE¼, Sec. 5, T12S, R20E

There will be no change in the nature or places of uses.

Any protest against the approval of the above proposed change of the rights described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before November 21, 1983.

A. KEN DUNN, Director

Published in the South Idaho Press on November 3 and 10, 1983.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 907

That JOHN P. SARGENT, That John Savage, of Murtaugh, Idaho is the owner of and using a certain water right for 1.6 cubic feet per second of subterranean water from a well located in the NE $\frac{1}{4}$ Sec. of Section 5, Township 12 South, Range 20 East B. M., County of Cassia, State of Idaho, with priority of October 11, 1929.

Said water right being evidenced by virtue of license and Certificate of Water Right No. 1717, issued by the Commissioner of Reclamation, State of Idaho, dated March 10, 1939, and being appurtenant to the following described lands, to-wit:

NE $\frac{1}{4}$ Sec. Section 32, Township 11 South,
Range 20 East, B. M.,

That said license has been entered in the records of the Department of Reclamation of the State of Idaho in Volume No. 7 of licenses, at page 3935.

And that now, upon the application of John Savage, of Murtaugh, Idaho, for a transfer of 1.6 cubic feet per second of said subterranean water, made before the Commissioner of Reclamation of the State of Idaho, and said application having been granted, the right to the use of the said water upon the lands above described is hereby abandoned, and the lands to which said water shall, by this certificate, become appurtenant for irrigation and domestic purposes, are described as follows, to-wit:

NE $\frac{1}{4}$ Sec. 24, NE $\frac{1}{4}$ Sec. 25, NE $\frac{1}{4}$ Sec. 26, Township
12 South, Section 6, Township 12 South,
Range 20 East, 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:

1.6 cubic feet per second of
subterranean water, with priority of
October 11, 1929.

That the water right hereby transferred has heretofore been conducted to the first above described lands through private ditches, with point of diversion in the NW $\frac{1}{4}$ Sec. of Section 5, Township 12 South, Range 20 East, B. M.

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

Certificate of Water Right
Transferred Right No. 907-A

THIS IS TO CERTIFY, That John Savage, of Murtaugh, Idaho is the owner of and using a certain water right for 1.6 cubic feet per second of subterranean water from a well located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 12 South, Range 20 East B. M., County of Cassia, State of Idaho, with priority of October 11, 1929.

Said water right being evidenced by virtue of License and Certificate of Water Right No. 17147, issued by the Commissioner of Reclamation, State of Idaho, dated March 10, 1939, and being appurtenant to the following described lands, to-wit:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32, Township 11 South,
Range 20 East, B. M.,

That said license has been entered in the records of the Department of Reclamation of the State of Idaho in Volume No. 7 of Licenses, at Page 3935.

And that now, upon the application of John Savage, of Murtaugh, Idaho, for a transfer of 1.6 cubic feet per second of said subterranean water, made before the Commissioner of Reclamation of the State of Idaho, and said application having been granted, the right to the use of the said water upon the lands above described is hereby abandoned, and the lands to which said water shall, by this certificate, become appurtenant for irrigation and domestic purposes, are described as follows, to-wit:

NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$
SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 6, Township 12 South,
Range 20 East, 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:

1.6 cubic feet per second of
Subterranean water, with priority of
October 11, 1929.

That the water right hereby transferred has heretofore been conducted to the first above described lands through private ditches, with point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 12 South, Range 20 East, B. M.

That the water right hereby transferred will hereafter be conducted through the last above described lands through private ditches, and from the same point of diversion.

That the right to the use of the water aforesaid, hereby confirmed, 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, A. D., 1950.

E. N. Humphrey

E. N. HUMPHREY
Deputy State Reclamation Engineer

T-9674
115-2176

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of)
John Savage, of)
Rupert, Idaho,)
Murtough)
For a Transfer of water right for)
subterranean water in Cassia County,)
Idaho)

ORDER GRANTING TRANSFER

NO. ~~907~~ 907 /
~~907~~

WHEREAS, On the 17th day of April, 1958, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of the application of John Savage, of Murtough, 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 good or higher 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, 1958.

E. N. Humphrey
E. N. HUMPHREY
Deputy State Reclamation Engineer

907 /
13-6-58

State of Idaho
License and Certificate of Water Right

Water License No. 17187
Water District No.

Amount 1.6 second feet
Priority October 11, 1929

THIS IS TO CERTIFY that D. E. MOORMAN
of Twin Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 11, 1929; that Permit No. 17187
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.6 second feet, was issued thereunder on September 26, 1934, showing that said works
were completed on the 26th day of September, 1934; and that on the 7th
day of February, 1938,

GLADYS SOMSEN, Assignee,

of Murtaugh, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of subterranean
waters, a tributary of, for the purpose of irrigation and domestic
use, under Use Permit No. 17187 of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 3935, on the 10th day of March, 1939;

The right hereby confirmed dates from October 11, 1929;

The Point of Diversion is located
in the NW 1/4 SE 1/4, Sec. 35, Tp. 12 S., R. 20 E., B. M. Cassia County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,
is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 1.6
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S.	20 E.	32	NE 1/4 SW 1/4	40	40.
			NW 1/4 SW 1/4	40	40
			Total number of acres irrigated-	80	

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 Commissioner of Reclamation, affixed at Boise, Idaho,
this 10th day of March, 1939

JAMES SPOFFORD

Commissioner of Reclamation

(SEAL)

45 2176

45-2176

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 24209
Permit No. 17187
District No.

1. Name of Applicant: D. B. Moorman

Postoffice address: Twin Falls, 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:

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

2. Quantity of water claimed: 4 cubic feet per second.

3. Source of water supply: Subterranean Water 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 NW $\frac{1}{4}$ SE $\frac{1}{4}$
of Section 5 , 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: \$ 2500.00

8. Kind of works: Well, Pump and Ditch.

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 2 feet; width at water line 3 feet; depth of water 1
feet; dimensions of flume

Diameter of pipe inches; length of conduit $1\frac{1}{2}$ miles.

Average grade per mile 30 feet.

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

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

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

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11 S	20 E	31																40	40
"	"	32																40	160
Total number of acres to be irrigated																			200
<u>ASSIGNMENT OF PERMIT</u>																			
I hereby assign all my right, title and interest in and to that certain permit to appropriate the public waters of the State of Idaho No. 17187 to Gladys Somsen.																			
Dated at Twin Falls, Idaho, this 10th day of May, 1933.																			
																			<u>D. B. Moorman</u>
State of Idaho) County of Twin Falls) ss																			
On this 10th day of May, in the year 1933, before me, the undersigned, a Notary Public in and for said State and County, personally appeared D. B. Moorman, a single man, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.																			
In witness whereof I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.																			
																			<u>R. B. SMITH</u> Notary Public in and for the State of Idaho, residing at Twin Falls, Idaho.
Received and filed for record in the Department of Reclamation at Boise, Idaho, at 4:45 P. M. August 6, 1934.																			
																			R. W. FARIS Commissioner of Reclamation By PLH

1.10

PERMIT NO. 17187
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that GLADYS SOMSEN, Assignee of D. B. Moorman, of Murtaugh, County of Twin Falls, and State of Idaho, the holder of Permit No. 17187, issued upon Application No. 24209 bearing date of priority of October 11, 1929, authorizing the diversion of 4 second feet of subterranean water, 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 1.6 second feet of subterranean water and that the point of diversion of said waters is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 5, T. 12 S., R. 20 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 220 acres, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ & SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, all in T. 11 S., R. 20 E., B. M.

Witness my hand this 26th day of September, A. D. 1934.

Proof of Completion of Works made September 26, 1934.
Certificate of Completion of Works issued September 26, 1934.

R. W. FARIS
Commissioner of Reclamation

LICENSE ISSUED FOR 1.6 SEC. FT.

page 3935

ASSIGNMENT OF LICENSE AND CERTIFICATE OF WATER RIGHT.

KNOW ALL MEN BY THESE PRESENTS, That FRANK SOMSEN and GLADYS SOMSEN, husband and wife, for and in consideration of the sum of One Dollar (\$1.00) lawful money of the United States of America, and other good and valuable consideration to them in hand paid by FIRST SECURITY BANK OF IDAHO, NATIONAL ASSOCIATION, the receipt whereof is hereby acknowledged, do by these presents GRANT, BARGIN, SELL, ASSIGN, TRANSFER, and SET OVER unto the said First Security Bank of Idaho, National Association, that certain license and certificate of water right No. 17187 issued by the Commissioner of Reclamation to Gladys Somsen, assignee, on March 10, 1939, pursuant to Use Permit No. 17187, which said license and certificate of water right is now recorded in the office of the Department of Reclamation of the State of Idaho in Book 7 of Licenses at page 3935 thereof, together with all water rights and rights to public waters appropriated thereunder and thereby, and including all of the right, title and interest of Frank Somsen and Gladys Somsen in and to the waters of that certain well located in the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 5, Twp. 12 S. Rge 20 E., B. M.

IN WITNESS WHEREOF, The parties hereto have hereunto set their hands, this 29th day of August, 1941.

Frank Somsen /s/
Gladys Somsen /s/

STATE OF IDAHO)
) SS
County of Ada)

On this 3rd day of September, in the year 1941, before me, the undersigned, a Notary Public for the State of Idaho, personally appeared FRANK SOMSEN and GLADYS SOMSEN, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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

SEAL

Florence La Salle /s/
Notary Public for Idaho residing at Boise, Idaho

Recorded in the department of reclamation: Sept. 25, 1941

ASSIGNMENT OF LICENSE AND CERTIFICATE OF WATER RIGHTS

KNOW ALL MEN BY THESE PRESENTS, That FIRST SECURITY BANK OF IDAHO, NATIONAL ASSOCIATION, for and in consideration of the sum of One Dollar (\$1.00) lawful money of the United States of America, and other good and valuable consideration to it in hand paid by John Savage, the receipt whereof is hereby acknowledged, does by these presents GRANT, BARGAIN, SELL, ASSIGN, TRANSFER and SET OVER unto the said John Savage that certain license and certificate of water right No. 17187 issued by the Commissioner of Reclamation to Gladys Somsen, Assignee, on March 10, 1939, pursuant to Use Permit No. 17187, which said license and certificate of water right is now recorded in the office of the Department of Reclamation of the State of Idaho in Book 7 of License at page 3935 thereof, together with all water rights and rights to public waters appropriated thereunder and thereby, and including all of the right, title and interest of First Security Bank of Idaho, National Association, in and to the waters of that certain well located in the Northwest Quarter of the Southeast Quarter (NW 1/4 SE 1/4) of Section 5, Twp. 12 S, R 20 E, B.M.

IN WITNESS WHEREOF, The party of the first part has caused this instrument to be signed in its name and on its behalf by its Executive Vice-President, and its corporate seal to be hereto affixed and attested by its Cashier, this 29th day of August, 1941.

FIRST SECURITY BANK OF IDAHO,
NATIONAL ASSOCIATION,

J. L. Driscoll
C. D. Rankin

STATE OF IDAHO)
) SS
COUNTY OF ADA)

On this 18th day of September in this year 1941, before me, the undersigned, a Notary Public for the State of Idaho, personally appeared J. L. DRISCOLL and C. D. RANKIN, known to me to be the Executive Vice-President and Cashier, respectively, of the national banking association that executed the foregoing instrument, and acknowledged to me that such association executed the same.

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

Florence LaSalle /s/
Notary Public for Idaho residing at Boise, Idaho

Received and filed for record in the Department of Reclamation at Boise, Idaho: Jan. 31, 1947

March 23, 1984

RE: Transfer of Water Right Nos. 45-2176/2220/2408

Theodore &/or Helga Sturgill
Rt. 2
Kimberly, ID 83341

Dear Mr. and Mrs. Sturgill:

Enclosed is a copy of your approved Application for Transfer of the above
referenced water rights (Transfer No. 2910).

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

45-2176
45-2220
45-2408

INITIAL REVIEW BY: ADM

1. Right number _____ Applicant STURGILL, Theodore &/or Helga
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Other _____
4. Check:
a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
b. ☒ Description of original point of diversion.
c. ☒ Description of original place of use.
Not listed
Not listed
5. Amount of land &/or water transferred:
a. ☒ All of right.
b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
c. ☒ Check description of point(s) of diversion. 3 pts
d. ☒ Check description of place of use. No Change
e. ☒ Check map (shows p.d. and p.u. after transfer).
f. ☒ Check for correct signature, notarization, and fee.
g. ☒ Check proof of ownership of right &/or land from which water is transferred. N/A
h. ☒ Check for expansion in use of right. Comments None

i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) N/A

j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

FINAL PROCESSING REVIEW BY: ADM

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

Conditions* OTE

By ADM Date 12/29/83

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 45-2176
45-1120
45-2600

Notice is hereby given that Theodore and/or Inga Storgill of Kimberly, Idaho have applied to the Department of Water Resources to change and add diversion points to 3 groundwater rights. The rights sought to be changed are evidenced by Licenses and are recorded as follows:

45-2176 (1907)

Amount: 1.11 cfs

Priority: October 11, 1907

Point of Diversion: NW1SE1, Sec. 5, T12S, R20E, S.M., Cassia County

Nature & Place of Use: Irrigation of lands within the NE1, SE1NW1, NE1SW1, NW1SE1, Sec. 6, T12S, R20E

45-1120 (1966)

Amount: 1.86 cfs

Priority: May 10, 1946

Points of Diversion: SW1SW1, Sec. 5; SE1SE1, Sec. 6; NE1NE1, Sec. 7; T12S, R20E, S.M., Cassia County

Nature & Place of Use: Irrigation of 160 acres within the NE1, Sec. 6, T12S, R20E

45-2600

Amount: 1.36 cfs

Priority: February 20, 1907

Point of Diversion: NW1SE1, Sec. 6, T12S, R20E, S.M., Cassia County

Nature & Place of Use: Irrigation of 240 acres within the NE1, SE1NW1, NE1SW1, NW1SE1, Sec. 6, T12S, R20E

TO BE CHANGED AS FOLLOWS:

4.73 will be diverted from 3 wells within the NW1SE1, SE1SE1, Sec. 6; NW1SE1, Sec. 5, T12S, R20E.

There will be no change in the nature or places of uses.

Any protest against the approval of the above proposed change of the rights described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before November 21, 1983
~~August 1, 1982~~

A. KEN DUNN, Director

Published in South Idaho Press July 14 and July 21, 1983 November 3 and Nov. 10, 1983

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 45-2176
45-2220
45-2408

Notice is hereby given that Theodore and/or Helga Sturgill of Kimberly, Idaho have applied to the Department of Water Resources to change and add diversion points to 3 groundwater rights. The rights sought to be changed are evidenced by Licenses and are recorded as follows:

45-2176 (T907)

Amount: 1.60 cfs

Priority: October 11, 1929

Point of Diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, T12S, R20E, B.M., Cassia County

Nature & Place of Use: Irrigation of lands within the NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T12S, R20E

45-2220 (T266)

Amount: 1.86 cfs

Priority: May 10, 1946

Points of Diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7; T12S, R20E, B.M., Cassia County

Nature & Place of Use: Irrigation of 160 acres within the NE $\frac{1}{4}$, Sec. 6, T12S, R20E

45-2408

Amount: 1.32 cfs

Priority: February 20, 1952

Point of Diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T12S, R20E, B.M., Cassia County

Nature & Place of Use: Irrigation of 240 acres within the NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T12S, R20E

TO BE CHANGED AS FOLLOWS:

4.78 will be diverted from 3 wells within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6; NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, T12S, R20E.

There will be no change in the nature or places of uses.

Any protest against the approval of the above proposed change of the rights described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before November 21, 1983
~~August 11, 1983~~

A. KEN DUNN, Director

Published in South Idaho Press July 14 and July 21, 1983 November 3 and Nov. 10, 1983

MICROFILM

OK
ASM
7/

83-315

**NOTICE OF PROPOSED CHANGE
CHANGE OF WATER RIGHT**

No. 45-2176

No. 45-2220

Notice is hereby given that Messrs. and/or Helga Sturgill of Kimberly, Idaho have applied to the Department of Water Resources to change and add diversion points to 3 groundwater rights. The rights sought to be changed are evidenced by Licenses and are recorded as follows:

45-2176 (T907)

Amount: 1.60 cfs

Priority: October 11, 1929

Point of Diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, T12S, R20E, B.M., Cassia County

Nature & Place of Use: Irrigation of lands within the NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T12S, R20E

45-2220 (T266)

Amount: 1.86 cfs

Priority: May 10, 1946

Points of Diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, T12S, R20E, B.M., Cassia County

Nature & Place of Use: Irrigation of 160 acres within the NE $\frac{1}{4}$, Sec. 6, T12S, R20E

45-2408

Amount: 1.32 cfs

Priority: February 20, 1952

Point of Diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T12S, R20E, B.M., Cassia County

Nature & Place of Use: Irrigation of 240 acres within the NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T12S, R20E

TO BE CHANGED AS FOLLOWS:

4.78 will be diverted from 3 wells within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6; NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, T12S, R20E

There will be no change in the nature or places of uses.

Any protest against the approval of the above proposed change of the rights described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before November 21, 1983.

A. KEN DUNN, Director

Published in the South Idaho Press on November 3 and 10, 1983.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN DISTRICT

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

July-8,-1983
October 27, 1983

South Idaho Press
Box 190
Burley, Idaho 83318

Re: Notice of Proposed Change of Water Right No. 45-2176 - 45-2220 - 45-2408

Gentlemen:

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

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

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

Sincerely,

Mary A. Newby
Sec/Office Coord

Encl:

MICROFILMED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 45-2176
45-2220
45-2408

Notice is hereby given that Theodore and/or Helga Sturgill of Kimberly, Idaho have applied to the Department of Water Resources to change and add diversion points to 3 groundwater rights. The rights sought to be changed are evidenced by Licenses and are recorded as follows:

45-2176 (T907)

Amount: 1.60 cfs

Priority: October 11, 1929

Point of Diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, T12S, R20E, B.M., Cassia County

Nature & Place of Use: Irrigation of lands within the NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T12S, R20E

45-2220 (T266)

Amount: 1.86 cfs

Priority: May 10, 1946

Points of Diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7; T12S, R20E, B.M., Cassia County

Nature & Place of Use: Irrigation of 160 acres within the NE $\frac{1}{4}$, Sec. 6, T12S, R20E

45-2408

Amount: 1.32 cfs

Priority: February 20, 1952

Point of Diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T12S, R20E, B.M., Cassia County

Nature & Place of Use: Irrigation of 240 acres within the NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T12S, R20E

TO BE CHANGED AS FOLLOWS:

4.73 will be diverted from 3 wells within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6; NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, T12S, R20E.

There will be no change in the nature or places of uses.

Any protest against the approval of the above proposed change of the rights described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before August 1, 1983.

A. KEN DUNN, Director

Published in South Idaho Press July 14 and July 21, 1983.

MICROFILM

OK
ADM
7/5/83



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN DISTRICT

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

July 8, 1983

South Idaho Press
Box 190
Burley, Idaho 83318

Re: Notice of Proposed Change of Water Right No. 45-2176 - 45-2220 - 45-2408

Gentlemen:

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

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

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

Sincerely,

Mary A. Newby
Sec/Office Coord

Encl:

MICROFILMED

WATER RIGHT NUMBER 45-2176

WATER RIGHTS EDIT REPORT

12/21/79

PAGE 115

ACT
ION

N OWNER LAST NAME - MOORMAN
N OWNER LAST NAME - SAVAGE

FIRST NAME - D. B.
FIRST NAME - JOHN

ORIG OWNER - O

N
N SOURCE - GROUNDWATER
N STAGE - LICENSE

CITY - MURTAUGH STATE - ID

PRIORITY - 10-11-1929 COUNTY - CASSIA

TOTAL DIV. RATE - 1.6000CFS

N TRFR/AMEND - I
N DIVERSION POINT - NWSE 05 12S 20E

USE - IRRIGATION

USE DIV. RATE - 1.6000CFS

USE - DOMESTIC

N USE - IRRIGATION

PLACE OF USE - TWN 12S RNG 20E SEC 06

TRACT NENE

TRACT NWNE

TRACT SWNE

TRACT SENE

TRACT SENW

TRACT NESW

TRACT NWSE

** W ** MISSING ACRES FOR IRRIGATION WATER USE
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N REMARKS - TRANS. 907A.

N

ULD NO. - 17187

IDENT. NO. 45 2176

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 17187 / 45-2176
Old No. New No.

Record

1. Original Owner: D. B. Moorman
~~John Savage~~Present Owner: John Savage

2. Address:

3. City: Murtaugh State: Id Zip:4. A. Source of Water: groundwater

B. Tributary of:

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 10-11-1929D. County: BlE. Total Diversion Rate: 1.6

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank): T

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NW3E</u>	<u>5</u>	<u>12S</u>	<u>20E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from _____ to _____ for A purposes. Amount 1.6
(cfs or AC-Ft/yr)from _____ to _____ for D purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: ~~11~~

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. TRANS 907 ft
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: 1714577

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

5, 12 179
18

17187

April 2, 1948

Re: John Savage

Utah Mortgage Loan Corporation
233 Soshone St.,
Twin Falls, Idaho

Attention: J. H. Hall, Manager
Twin Falls Branch Office

Dear Mr. Hall:

I reply to your letter of April 24, 1948 in which you seek information and verification of water rights in the name of John Savage, having filings which are a lien on the following described lands:

SE $\frac{1}{4}$ of Section 31 and the NE $\frac{1}{4}$ of Section 32, Township 11 South,
Range 20 East.

The records in the office of the Department of Reclamation disclose the following.

License No. 17112

Applicant - John Savage

Source of Supply - Subterranean

Amount covered by filing - 2.6 cubic feet per second

Priority - June 17, 1929

Point of Diversion - SE $\frac{1}{4}$ of Section 5, Township 12 South, Range 20 East.

Place of Use - SE $\frac{1}{4}$ of Section 31, and the SE $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East.

License No. 19798

Applicant - John Savage

Amount of License - 4.0 cubic feet per second

Source of Supply - Subterranean flow

Priority - April 11, 1940

Point of Diversion - NE $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East and the NW $\frac{1}{4}$ of Section 5, Township 12 South, Range 20 East.

Place of Use - NE $\frac{1}{4}$ of Section 31 and the NE $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East.

License No. 21143

Applicant - John Savage

Source of Supply - Subterranean flow

Amount of License - 1.6 cubic feet per second

Priority - July 15, 1949

Point of Diversion - SE $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East.

Place of Use - SE $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East.

17187

See letter of transmittal in file 17112

Mr. J. S. Hall

-2-

April 2, 1958

Permit No. 24088

Applicant - John Savage

Source of Supply - Subterranean flow

Filed - January 19, 1953

Completion of Works and Beneficial Use Proofs due January 30, 1958.

Point of Diversion - NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East.

Place of Use - W $\frac{1}{2}$ of Section 32, Township 11 South, Range 20 East.

Completion of Works and Beneficial Use Proofs on file in this department, however the same has not been approved by this department due to the fact that said land has already been licensed over one inch per acre. License on this permit pending.

Permit No. 24156

Applicant - John Savage

Source of Supply - Un-named stream - waste water

Point of Diversion - NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East.

Place of Use - E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 32 and the W $\frac{1}{2}$ of Section 32, Township 11 South, Range 20 East.

Certificate of Completion of Works issued by this department March 23, 1954 for 2 cubic feet per second. Beneficial Use Proof due May 29, 1954, and not made.

License No. 17187

Assigned to John Savage

Source of Supply - Subterranean flow

Priority - October 11, 1929

Amount of License - 1.6 cubic feet per second

Point of Diversion - NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 12 South, Range 20 East.

Place of Use - NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East.

In reference to the last above stated water license, the same is in process of transfer proceedings, transferring this water right from the land to which it is now appurtenant to lands in Sections 5 and 6, in the name of Harold Savage.

17187

Mr. J. E. Hall

-2-

April 2, 1954

Permit No. 23588

Applicant - John Savage

Source of Supply - Subterranean Flow

Filed - January 19, 1953

Completion of Works and Beneficial Use Proofs due January 30, 1954.

Point of Diversion - NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East.

Place of Use - W $\frac{1}{2}$ of Section 32, Township 11 South, Range 20 East.

Completion of Works and Beneficial Use Proofs on file in this department, however the same has not been approved by this department due to the fact that said land has already been licensed over one inch per acre. License on this permit pending.

Permit No. 24150

Applicant - John Savage

Source of Supply - Un-runned stream - waste water

Point of Diversion - NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East.

Place of Use - E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 31 and the W $\frac{1}{2}$ of Section 32, Township 11 South, Range 20 East.

Certificate of Completion of Works issued by this department March 23, 1954 for 2 cubic feet per second. Beneficial Use Proof due May 29, 1954 and not made.

License No. 17187

Assigned to John Savage

Source of Supply - Subterranean Flow

Priority - October 11, 1929

Amount of License - 1.6 cubic feet per second

Point of Diversion - NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 5, Township 12 South, Range 20 East.

Place of Use - E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East.

In reference to the last above stated water license, the same is in process of transfer proceedings, transferring this water right from the land to which it is now appurtenant to lands in Sections 5 and 6, in the name of Harold Savage.

17187

Mr. J. S. Hall

-3-

April 2, 1958

The above stated information is a full and correct statement taken from the records of this department as to the water rights in the name of John Savage, appurtenant to the lands as described above.

We hope this answers your inquiry.

Very truly yours,

MAY R. ELLIOTT
State Reclamation Engineer
By

Ray V. Thompson
Office Manager

RAF:lw

17187

March 7, 1958

Re: License No. 17187

Stephan, Stephan and Heap
Attorneys At Law
Twin Falls Bank & Trust Building
Twin Falls, Idaho

Attention: Robert W. Stephan

Dear Mr. Stephan:

We have checked over the proposed transfer in the name of John Savage and the same seems to be in due form, therefore we are returning, as per your request, this unsigned transfer of water right, also the quit claim deed that was in connection therewith.

License No. 17187 is real estate and is transferable by deed as any other real estate. The Department of Reclamation has no jurisdiction on real estate transfers, but has functions in the transfer of point of diversion and place of use of completed water right. (Licenses - Section 42-222, Idaho Code). Relative to the transfer of this water right, as licensed under License No. 17187, we will transfer this water right after application for transfer is received and the same published for two weekly issues in the county paper, providing no protests against the issuance of said transfer is received by this department relative to the publication notice. The statutes state, in part: - "To be published once a week for two issues in a newspaper published in the county in which such lands are situated from which it is proposed to transfer the water". Therefore the publication notice should be published in Twin Falls county, only.

Relative to additional water owned by John Savage, we list the following licenses:

License No. 19798

Amount - 4 cubic feet per second

License for use of 40 inches for each 40 acres in the NW $\frac{1}{4}$ of Section 32, and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31, Township 11 South, Range 20 East.

17187

March 7, 1958

License No. 17112

Licensed for 2.4 cubic feet per second

Distributed to lands as follows -

20 Inches to the NE $\frac{1}{4}$ SW $\frac{1}{4}$

20 Inches to the NW $\frac{1}{4}$ SW $\frac{1}{4}$

20 Inches to the SW $\frac{1}{4}$ SW $\frac{1}{4}$

20 Inches to the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32 and 40 Inches to the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31, making a total of 2.4 cubic feet per second, appurtenant to the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31, and the SW $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East.

License No. G-21143

Amount of license - 1.6 cubic feet per second

40 inches made appurtenant to the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and 40 Inches to the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East.

The total water right from subterranean source issued by this department appurtenant to the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East, totals 200 Inches, or $\frac{1}{4}$ cubic feet per second.

Relative to the mortgage in connection with License No. 17178, which is appurtenant to the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, the writer is of the opinion that the Department of Reclamation would have no interest in connection with the mortgage relative to issuing a transfer of water right and we think that this question would be up to the mortgagor and the mortgagee.

Very truly yours,

MARK R. KELP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RWT:lw

P. S. The Department of Reclamation will prepare the publication notice for the paper.

STEPHAN, STEPHAN AND HEAP

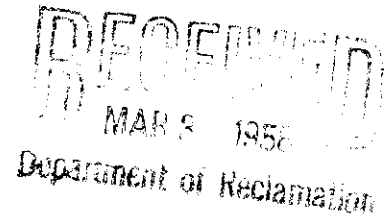
ATTORNEYS AT LAW

FRANK L. STEPHAN (1886-1952)
ROBERT W. STEPHAN
EDWARD H. HEAP

TWIN FALLS BANK AND TRUST CO. BUILDING

TWIN FALLS, IDAHO

March 1, 1958



HONORABLE MARK R. KULP
State Reclamation Engineer
Capitol Building
Boise, Idaho

Dear Mr. Kulp:

Att. Mr. Thompson
Re: License No. 17187

Mr. John Savage of Murtaugh, Idaho, is now the owner of the above numbered State of Idaho License and Certificate of Water Right which covers a well located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 12 South, Range 20 E. B. M. and the water from said well, now appurtenant to the North Half of the Southwest Quarter (NE $\frac{1}{2}$ SW $\frac{1}{4}$) of Section 32, Township 11 South, Range 20 E. B. M.

Mr. John Savage, we understand, wishes to transfer said water and water right, the well in question, and his rights in said License to his son, Harold Savage, also of Murtaugh, Idaho, for use on the Northeast Quarter (NE $\frac{1}{4}$), East Half of the Southeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$), Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$), Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$), and Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 6, Township 12 South, Range 20 E. B. M., Cassia County, Idaho.

Mr. John Savage is ill and is now confined to the Magic Valley Memorial Hospital here at Twin Falls and we want to get the mechanics of the transfer arranged before bothering him to sign the application, deed etc. We have read Section 42-222 Idaho Code and note that we will have to publish notice. Since the land to which the water is now appurtenant is in Twin Falls County and we want to transfer it to land in Cassia County, I suppose we will have to publish in both counties.

We have prepared an application to be signed by John and also a Quitclaim Deed, and we are enclosing copies. Would you be so kind as to go over the copies submitted and write us and advise whether they are in proper form, and give us the information required as to what additional water John Savage has on his land in Sections 31 and 32, Township 11 South, Range 20 E. B. M. which is described as E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 31, NW $\frac{1}{4}$ and SW $\frac{1}{4}$ Section 32, Twp. 11 South, Range 20 E. B. M. I believe he has three wells other than the one in question here, but I do not know the Application or License numbers, also I do know the one in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32-11-20 is covered by Application #G-23588 and we recently submitted proof of beneficial use on the well in that subdivision.

17187

MARK R. KULP--#2.

3-1-58

There is one other thing that is puzzling us - the water covered by License No. 17187 is at present mortgaged to Equitable Life Assurance Society of the United States on a mortgage covering John's land in Sections 31 and 32 and there is now pending a new application for refinancing and the water covered by License No. 17187 will not be included in the new mortgage. Will your department require a release of the mortgage in question before making the transfer, or can it be made subject to the mortgage. Within a relatively short time, in all probability, the water in question will be released when the new mortgage is placed on the land and the present mortgage released. As you know, sometimes these refinancing matters take longer than we anticipate, and we are quite anxious to consummate the transfer as soon as possible.

Any suggestions you may care to make as to the form we are proceeding under will be very much appreciated. We have not had too much experience on these transfer matters and are open for suggestions. Thanking you for your courtesies in this regard, we are

Very truly yours,

STEPHAN, STEPHAN AND HEAP

By

Robert W. Stephan
Robert W. Stephan

RWS:D

Enclosures listed

P.S. Please return the copies enclosed when you write us, and if you wish - feel free to make corrections on the copies enclosed.

17187

✓
February 18, 1947

Re: Permits Nos. 17112 and 17187

Messrs. Chapman & Chapman
Burkholder Building
Twin Falls, Idaho

Gentlemen:

We have duly recorded the assignment of Permit No. 17112 and License No. 17187, from the First Security Bank of Idaho, to John Savage and Edith Savage, and to John Savage, respectively, and return same to you herewith.

We also enclose Departmental Receipt No. 188k3 for the \$1.50 recording fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

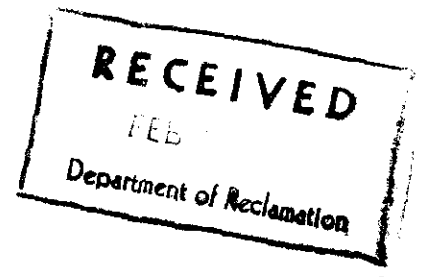
Chief Clerk

A
Encls.

17187

CHAPMAN & CHAPMAN
LAWYERS
BURKHOLDER BUILDING
TWIN FALLS, IDAHO

ORR CHAPMAN (DECEASED)
MARSHALL CHAPMAN
ASSOCIATE
LAWRENCE B. QUINN



February 10, 1947.

State of Idaho,
Department of Reclamation,
Boise, Idaho.

Gentlemen:

Under date of January 29, 1947, we forwarded to you Assignment of Permit to Appropriate Public Waters of the State of Idaho, in connection with Permit No. 17112, issued upon Application No. 24119, executed by First Security Bank of Idaho, National Association, to John Savage and Edith Savage, husband and wife; also Assignment of License and Certificate of Water Right No. 17187, executed by First Security Bank of Idaho, National Association, to John Savage, for recordation in your office, and requested that you bill the First Security Bank of Idaho for the recording of these instruments in your office.

This request, as to payment only, was made in error, which error was occasioned by the absence of the writer from his office, caused by illness. You will now find enclosed our check in the sum of \$1.50 to cover these recording fees, and we have on this date written the First Security Bank advising them that remittance is being made from this office.

Thanking you, and regretting the error which was made, we are

Very truly yours,

CHAPMAN & CHAPMAN,

By *Marshall Chapman*

C/s
Enc-check.

17187

February 10, 1947.

First Security Bank of Idaho, N.A.,
Boise, Idaho.

Attention Mr. J. L. Driscoll,
President.

Gentlemen:

Receipt is acknowledged of your letter of February 5, 1947, with respect to the payment of the recording fee to the State Department of Reclamation, in the sum of \$1.50, for recording the assignment of the Somsen water permit back to Mr. Savage. I am entirely in agreement with you that the instruction given to the State Department of Reclamation was in error, and that this charge should be paid by our client. We are, therefore, on this day, forwarding to the Department our check in the sum of \$1.50 in payment of this fee, and are also forwarding copy of this letter.

The oversight, or error, was occasioned by the writer's absence from the office, because of somewhat long-continued illness.

Thanking you for your patience and cooperation in connection with this matter,

Very truly yours,

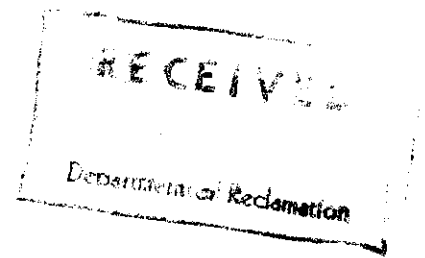
CHAPMAN & CHAPMAN,

By

MC/s
cc-State Department of
Reclamation.

17187

FIRST SECURITY BANK OF IDAHO
NATIONAL ASSOCIATION
BOISE, IDAHO



February 5, 1947

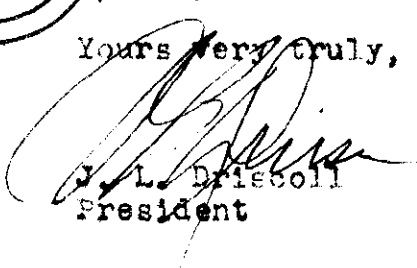
Chapman and Chapman
Attorneys at Law
Twin Falls, Idaho

Gentlemen:

We enclose herewith letter received from the State Department of Reclamation billing us for \$1.50 for recording the assignment of the Somson water permit back to Mr. Savage.

I have no desire to quibble over small items, but this certainly is not our bill, any more than it would be our obligation to pay the recording fees for recording a release of the real estate mortgage that had been given by Mr. Savage to us. This assignment was made and put on record to secure the contract Mr. Savage made with Mr. Somson for the purchase of this property. It was in no way a convenience to us.

Yours very truly,


J. L. Driscoll
President

jld:bq

cc: J. Anderson, Chief Clerk
State Reclamation Dept.

enc: 1

17187

C. A. Robins

February 3, 1947

First Security Bank
Boise, Idaho

Gentlemen:

We have received from Mr. Lawrence B. Quinn, of the firm of Chapman & Chapman, Twin Falls, Idaho, the assignments of Permit No. 17112 and License No. 17187, from the First Security Bank of Idaho, National Association, to John Savage and Edith Savage, husband and wife, who states that the recording fees are to be paid by you.

These fees amount to 75 cents each, or \$1.50, for which please send us your check.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A
CC to Lawrence B. Quinn.

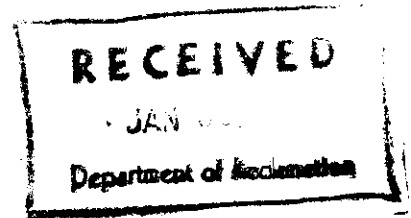
Chief Clerk

17187

CHAPMAN & CHAPMAN
LAWYERS
BURKHOLDER BUILDING
TWIN FALLS, IDAHO

ORR CHAPMAN (DECEASED)
MARSHALL CHAPMAN

ASSOCIATE
LAWRENCE B. QUINN



January 29, 1947.

State of Idaho,
Department of Reclamation,
Boise, Idaho.

Gentlemen:

You will find herewith enclosed Assignment of Permit to Appropriate Public Waters of the State of Idaho, in connection with Permit No. 17112, issued upon Application No. 24119, executed by First Security Bank of Idaho, National Association, to John Savage and Edith Savage, husband and wife; also Assignment of License and Certificate of Water Right No. 17187, executed by First Security Bank of Idaho, National Association, to John Savage, which are for recordation in your office.

The recording charge for the instruments is to be paid by First Security Bank of Idaho, Boise, Idaho.

Will you please acknowledge receipt of these instruments?

Very truly yours,

CHAPMAN & CHAPMAN,

By

Lawrence B. Quinn

C/s
Encs-2

17187

March 10, 1939

Re: Permit No. 17187

Gladys Somsen,
Martaugh, Idaho.

Dear Madam:-

We are herewith enclosing License and Certificate of Water Right issued under the above numbered permit, confirming your right to use 1.6 second feet of subterranean waters for irrigation and domestic use upon the N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 32, Township 11 South, Range 20 East, S.M., with a date of priority of October 11, 1929.

The Department's Receipt No. 16898 for the \$4.00 fee which you paid in connection with final proof is also enclosed.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

Chief Clerk

JLA
Encs.

17187

~~James Spofford, Commissioner~~

C. A. Bettolfsen, Governor

January 27, 1939

Re: Permit No. 17187

Gladys Somsen,
Murtaugh, Idaho.

Dear Madam:-

A short time ago we received the report of our field engineer on examination for beneficial use under the above numbered permit.

Our engineer found that the works would be capable of conducting to the place of use 1.6 cubic feet per second; and inasmuch as the land you are irrigating covers a portion of two 40-acre legal subdivisions, the statutory fee will amount to \$4.00/

Upon receipt of this fee, a license will be issued.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

JLA

Chief Clerk

17187

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 17187

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Gladys Somsen

2. Source of water supply: Subterranean Water

3. Location of point of diversion: Is in the NW¹SE¹ of Section 5

T. 12 S. R. 20 E., B.M. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: Drilled well of approximately 300 ft. depth x 12" top diameter "nd 6" at bottom. Equipped with a 30 H.P. driven Cornova Pump which discharges through a 14" steel pipe to a ditch which is 2 ft. wide x 1 ft. deep

5. Water is used for: Irrigation and domestic purposes

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

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): N¹SW¹ of Sec. 32, T. 11 S., R. 20 E., B. M.

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

8. What large stream would the water here appropriated finally reach? None

Remarks This well requires a 40 ft. lift.

This examination was made on the 8th day of April, 1938

17187

(Signed) Scott J. Brown Examiner.

Gladys Somsen
Murtaugh, Idaho

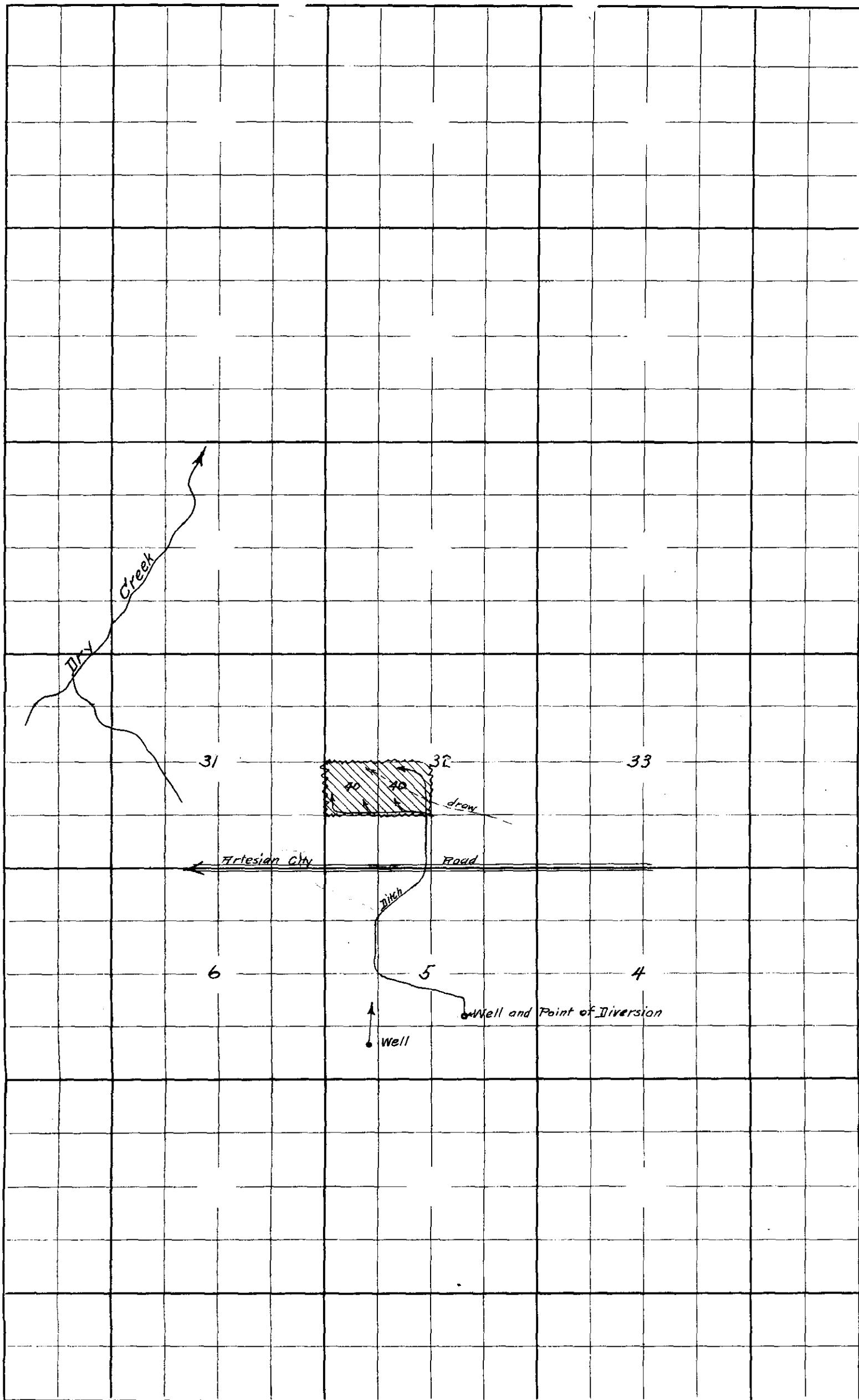
Permit No. 17187

Examination for Beneficial Use

County Twin Falls

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 a 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.
-



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 17187

REPORT ON PROOF OF BENEFICIAL USE

16-12-11

16-12-11

February 21, 1938

Re: Permit No. 17187.

Mrs. Gladys Somsen
Murtaugh, Idaho

Dear Madam:

This will acknowledge receipt of the deposition of the holder, depositions of two witnesses and the affidavit of proof of publication from the newspaper, all in connection with beneficial use proof under the above permit.

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this department. We are unable to say just when this examination will be made, since the department has but one field engineer who makes examinations all over the state.

However, Mr. Tolman, Field Engineer for this department, will contact you at the time set for examination so that you may show him over the grounds. After his report is on file in this office, you will be further notified as to fees due before the issuance of your license.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By

Chief Clerk

j1

17187

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

Notice is hereby given that at 10:00 A. M. on the 7th day of February, 1938, at Murtaugh, County of Twin Falls, State of Idaho, before W. F. Wachholtz, Notary Public, proof will be submitted of the application to beneficial use of 1.6 cubic feet per second of subterranean waters in accordance with the terms and conditions of Permit No. 17187 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Gladys Somsen, Murtaugh, Idaho.

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

The amount applied to beneficial use is 1.6 second feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated):

N $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, T. 11 S., R. 20 E., B. M.

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

The right to take water from such works is based upon Permit No. 17187.

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

The date of priority which said user is prepared to establish is October 11, 1929.

R. W. FARIS,
Commissioner of Reclamation.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
COUNTY OF TWIN FALLS,

FEB 9 1938

No.

264

Department of Reclamation

I, Lisa Molony, being first duly sworn upon oath depose and say that I am Principal Clerk of the TWIN FALLS DAILY NEWS, published daily, except Monday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for 4 consecutive Wednesday, commencing with the issue dated January 12, 1938, and ending with the issue dated February 8, 1938.

And I do further certify that said newspaper has been published as a daily paper, except Monday, under said name and in said city and county, continuously and uninterruptedly during a period of more than twelve consecutive months prior to the first publication of said notice or advertisement.

And I do further certify that pursuant to Chapter 154, Idaho 1933 Session Laws, Wednesday of each week has been designated as the day on which legal notices required by law or by order of any court of competent jurisdiction within the State of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said paper, and in each issue thereof, Wednesday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this 22nd day of Feb, 1938.

Helene G. Miller
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

17187

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE
INSTRUCTIONS
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,
January 28, 1938

W. F. Wachholtz
Notary Public
Murtaugh, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 17187

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On February 7, 1938, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Murtaugh, Idaho before W. F. Wachholtz, Notary Public.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly.

.....R. W. FARIS.....
Commissioner of Reclamation.

17187

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 17187

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Gladys Samsen age 40 housewife and farming Mustang 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. acting in my own behalf.

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

Ans. no. 17187 date of permit Oct 11-1929

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

Ans. Subterranean water and well located N W 1/4 of S E 1/4 sec. 5 T12R20 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.

Ans. a well, pump & ditch ditch will carry 2 sec. ft. private ditch

☒ 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. Irrigation and domestic
Irrigating cultivated lands described as the N 1/2 of S W 1/4 sec. 32 T11R20
Result of irrigation lands are now mostly in alfalfa.

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

Ans. Only irrigation & domestic

17187

A.K. P.H.O.

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

Ans.

5/8 to one inch

✓ 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.

acquired ownership through assignment

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

Ans.

Water under said permit has been on said lands each and every year

✓ 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.

no other appropriations

(Sign)

Gladys Lonsen

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 Murtaugh, County of Blaine, State of Idaho, on this 7th day of February, A. D. 1938.

W. W. Washburn
Notary Public
Murtaugh, Idaho

My commission expires

2-6-1939

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

PERMIT No. 17187

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. D.B. Moorman, age 78 yrs, Twin Falls Idaho
Farmers - Address, Hartough Idaho

✓ Ques. 2. Are you acquainted with Elsie Somers, the
holder of Permit No. 17187? How long have you known her and where does she reside?

Ans. 20 yrs. on ranch South of Hartough Idaho

✓ Ques. 3. Have you read or heard read said Permit No. 17187, 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. NW 1/4 of the SE 1/4 of Sec 5, T. 12 S., R. 20,
E. 9, M. Subterranean water, and well with
pump

✓ 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. one and six tenths - Yes - Have seen 100 mcf

✓ 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 and domestic - Irrigating the
N 1/2 of the SE 1/4 - of Sec 32 - T. 12 S., R. 20, E. 9, M
Cultivated to any and all farm crops. Land
is now mostly in alfalfa. 80 acres is
irrigated

17187

A.K. P.H.B.

STATE OF IDAHO

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

Ans. Water only used for irrigation and domestic use

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. rich loam. from 4 to 1 m per acre

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

Ans. No.

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. I once owned the said land and applied the water to said land under said permit in 1929, and have seen the water used in all subsequent years.

(Sign) D. B. Moorman

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 Murtaugh, County of Teton, State of Idaho, on this 7th day of February, A. D. 1938.

Notary Public.

My commission expires 2-6-1939

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 17187

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. J. R. Sturgeon age 32 Farmer Murtaugh Idaho

☒ Ques. 2. Are you acquainted with Gladys Samson, the holder of Permit No. 17187? How long have you known him and where does he reside?

Ans. 23 years Murtaugh Idaho

☒ Ques. 3. Have you read or heard read said Permit No. 17187, 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. NW 1/4 of SE 1/4 of Sect 32 Township 12 S. Range 20 E. B.M. Subterranean Water and Well with Pump

☒ 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. one and six tenths 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 and Domestic. Irrigating the North half of the S.W. 1/4 of Sect 32 Township 11-S Range 20 E. B.M. Cultivated for Farming. the Land is now Mostly in Alfalfa containing 80 acres

17187

OK P.A.D.

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

Ans. Water only used for Irrigating and Domestic use

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. Risk Loam Land Requires $\frac{3}{4}$ to 1 in Per Acre

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

Ans. No

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. I have seen the water applied in the year 1929 to said Land under said Permit

(Sign) J. R. Sturgeon

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 Murtaugh, County of Benewah, State of Idaho, on this 7th day of February, A. D. 1928.

H. M. Ashbolt
Notary Public.

My commission expires 2-6-1939

January 11, 1938

Re: Permits 17112 & 17187,
Frank Somsen & Gladys Somsen.

Mr. Frank Somsen
Murtaugh, Idaho

Dear Sir:

This will acknowledge receipt of notices in duplicate for publication in connection with beneficial use proofs, and also your authorization to have the notices published in the Twin Falls News, Twin Falls, Idaho, all in connection with Permits 17112 and 17187.

Copies of the notices have been mailed to the newspaper with instructions to publish them once a week for four consecutive weeks prior to February 7th, 1938. About ten days prior to this date two sets of depositions, each set consisting of one for the holder and one each for two witnesses, will be mailed to J. F. Wachholtz, Notary Public, Murtaugh, Idaho, so that he will have them in ample time for the proofs.

On the date designated you and Mrs. Somsen should appear at Mr. Wachholtz's office, each of you with two disinterested witnesses who are familiar with the terms of the permits and the works constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

R. L. FARIS
Commissioner of Reclamation

By

Chief Clerk

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date January 7, 1938

THE TWIN FALLS NEWS
Twin Falls, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to February 7, 1938, the date set for proof, the expense of the publication to be paid by the applicant, Gladys Somsen, 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.

Very truly yours,

R. W. FARIS

Commissioner of Reclamation

17132

JAN 6 1938

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) _____

(P. O.) _____

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Twin Falls News of Twin Falls, published in
the county in which the works are situated.

Gledys Jensen
By Erik Jensen

(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.

Gledys Jensen By Erik Jensen
Engineer.

17187

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

Notice is hereby given that at 10:00 A. M. on the 7th day of February, 1938,
 at Murtaugh, County of Twin Falls, State of Idaho, before
W. F. Wachholtz, Notary Public, proof will be submitted of the
 application to beneficial use of 1.6 cubic feet per second of ~~the~~ subterranean
waters in accordance with the terms and conditions of Permit No. 17187
 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....

Gladys Soreen, Murtaugh, Idaho.

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

The amount applied to beneficial use is 1.6 second feet.

The place where said water is used (if for irrigation, give full and accurate description of the
 lands irrigated) N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 32, T. 11 S., R. 20 E., B. M.

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

The right to take water from such works is based upon Permit No. 17187.

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

The date of priority which said user is prepared to establish is October 11, 1929.

17187

R. W. PARIS
 Commissioner of Reclamation.

October 16, 1934

Re: Permit No. 17187
Gladys Somesen

MR. FRANK SOMSEN, Agent
Murtaugh,
Idaho

Dear Sir:

We are enclosing herewith Certificate of Completion of Works, confirming the completion of the works proposed under the above numbered permit to a capacity of 1.6 second feet, together with office receipt in the amount of \$5.00.

Very truly yours,

R. W. FARRIS
Commissioner of Reclamation

By _____
Assistant Chief Clerk

C
Encl.

17187

Permit No. 17187STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Ada } ssGladys Samsen, assignee of R. B. Moorman, 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. 17187, and that his postoffice address is Murtough
State of IdahoSecond: That the name of the stream from which said water is to be diverted is Subterranean WaterThird: That the point of diversion of said water is NW4SE4, Sec 5, Twp 12 S, Rg 20 East, B. M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Oct 14, 1934Fifth: That the use for which said water is intended is Irrigation & 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: Well, pump and ditch
(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.....

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir.....acre feet.

(c) Size of headgate: Width.....feet, height.....feet.

(d) Conduit ditch width at bottom 2 feet, width at water line 3
(State whether ditch, flume or pipe.)
feet, depth of water 1 feet; diameter of pipe.....inches, average grade per mile is.....feet. Length of conduit is 1 1/2 miles.Seventh: That said works are capable of conducting to the place of intended use 1.6
.....second feet of water.Eighth: That water appropriated under said permit is available for 200 acres of land described as follows: SE4SE4, Sec 31, NE4SW4, NW4SW4, SW4SW4, Sec 32, all in Twp 11 S, Rg 20 East, B. M.

Ninth: Remarks: That

Gladys Samsen
(Sign here)Subscribed and sworn to before me this 26th day of September, 1934My commission expires Aug 31, 1935Lucy W. Walley
Notary Public.

17187

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

GLADYS SOMSEN
Murtaugh, Idaho

Boise, Idaho, August 11, 1934

Dear Sir:—

Under the terms of your permit No. 17187.....you are required to complete your diversion works on or before Oct. 14, 1934 I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

R. W. FARIS

Commissioner of Reclamation.

17187

August 7, 1934

Re: Permit No. 17187
Gladys Somsen

MR. FRANK SOMSEN
Murtaugh,
Idaho

Dear Sir:

We are enclosing herewith Assignment of the above numbered permit, which was executed by D. B. Moorman, for your files. This assignment has been made a matter of record in this department.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation.

By _____
Assistant Chief Clerk

9
Encl.

171 87

May 5, 1933

MR. D. B. MOORMAN
Murtaugh, Idaho

Re: Permit No. 17187

Dear Sir:

We are herewith enclosing certified copy of
the above permit, in accordance with your verbal request
of May 4.

We enclose also office receipt for \$1.50,
which covers charges for this service, paid by you in ad-
vance.

Very truly yours,

R. W. PARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

ELH:NC
Encls.

17187

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 17187
D. B. Moorman
Twin Falls, Idaho
Dear Sir:

October 17, 1929
Boise, Idaho,

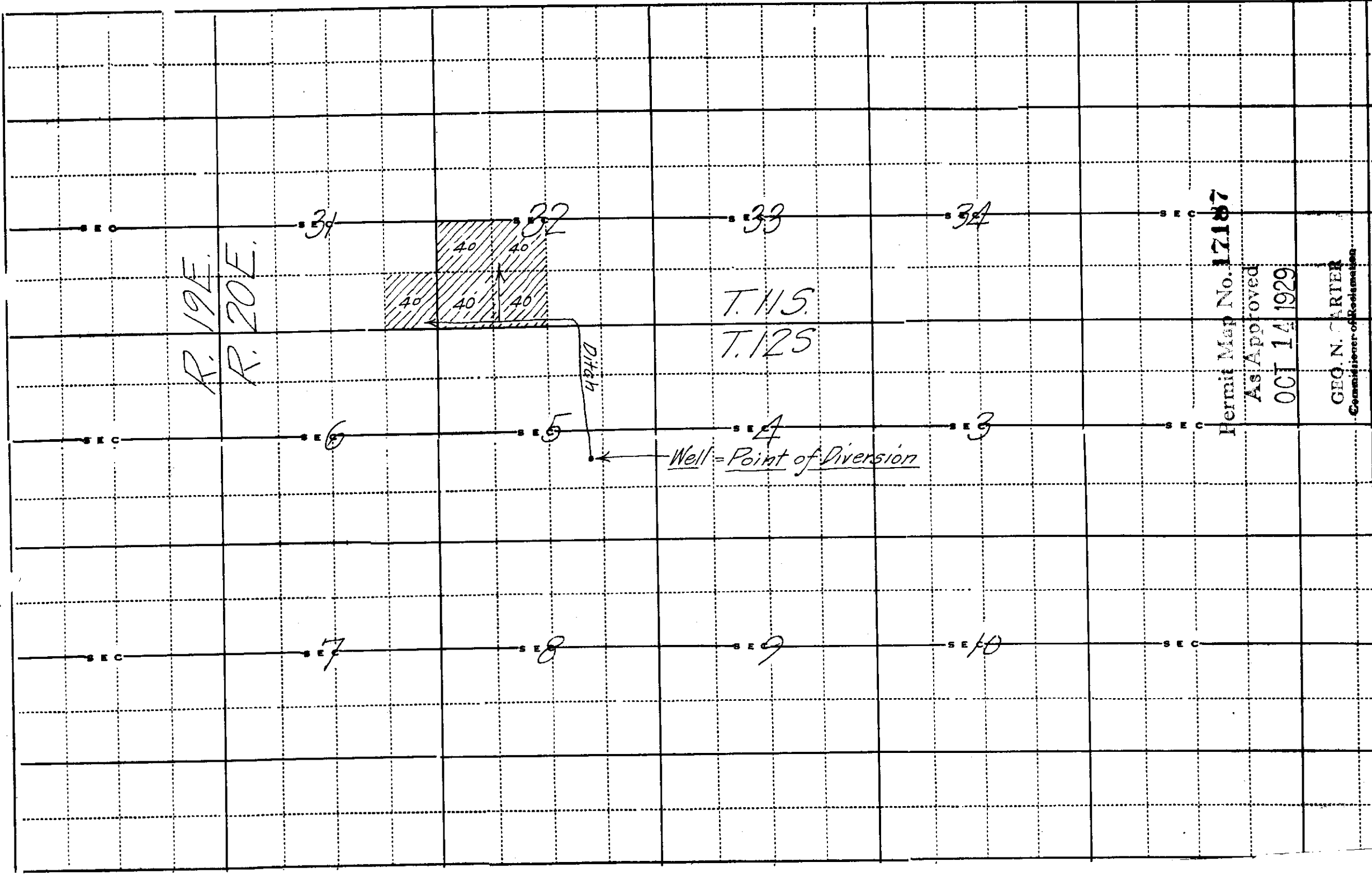
I enclose herewith above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as
given under approval of the Commissioner of Reclamation on
the third page.

Enc. Receipt for Fee.

GEO. N. CARTER
Commissioner of Reclamation.

17187

NAME OF APPLICANT *L. B. McManis*



June 10, 1958

Re: Water Transfer No. ⁴⁰⁸907 907

Mr. John Savage
Martaugh, Idaho

Dear Mr. Savage:

We are enclosing herewith, a Certificate of Water Right, Transferred Right No, 907, in the name of John Savage, of Martaugh, Idaho, which is self explanatory.

Departmental receipt No. 29103 was issued covering payment in the amount of one dollar. This receipt was given to you while in our office.

We regret our delay in getting this certificate to you.

Very truly yours,

E. N. HUMPHREY
Deputy State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RWT:lw
Encls. (1)
cc: Mr. Harry Eaton, President
Twin Falls Bank & Trust Company
Twin Falls, Idaho

T-907A
45-2176

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of)

John Savage, of)
Rupert, Idaho,)

For a Transfer of water right for)
subterranean water in Cassia County,)
Idaho)

ORDER GRANTING TRANSFER

NO. ~~907~~ 907
908

WHEREAS, On the 17th day of April, 1958, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of the application of John Savage, 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 good or higher 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, 1958.

E. N. Humphrey

E. N. HUMPHREY

Deputy State Reclamation Engineer

T-907A
45-2176

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 907

THIS IS TO CERTIFY, That John Savage, of Murtaugh, Idaho is the owner of and using a certain water right for 1.6 cubic feet per second of subterranean water from a well located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 12 South, Range 20 East B. M., County of Cassia, State of Idaho, with priority of October 11, 1929.

Said water right being evidenced by virtue of License and Certificate of Water Right No. 17187, issued by the Commissioner of Reclamation, State of Idaho, dated March 10, 1939, and being appurtenant to the following described lands, to-wit:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32, Township 11 South,
Range 20 East, B. M.,

That said license has been entered in the records of the Department of Reclamation of the State of Idaho in Volume No. 7 of Licenses, at Page 3935.

And that now, upon the application of John Savage, of Murtaugh, Idaho, for a transfer of 1.6 cubic feet per second of said subterranean water, made before the Commissioner of Reclamation of the State of Idaho, and said application having been granted, the right to the use of the said water upon the lands above described is hereby abandoned, and the lands to which said water shall, by this certificate, become appurtenant for irrigation and domestic purposes, are described as follows, to-wit:

NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$
SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 6, Township 12 South,
Range 20 East, 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:

1.6 cubic feet per second of
Subterranean water, with priority of
October 11, 1929.

That the water right hereby transferred has heretofore been conducted to the first above described lands through private ditches, with point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 12 South, Range 20 East, B. M.

That the water right hereby transferred will hereafter be conducted through the last above described lands through private ditches, and from the same point of diversion.

That the right to the use of the water aforesaid, hereby confirmed, 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, A. D., 1958.

E. N. Humphrey

E. N. HUMPHREY
Deputy State Reclamation Engineer

T-907A
45-2176

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of)

John Savage, of
Rupert, Idaho,)

For a Transfer of water right for
subterranean water in Cassia County,
Idaho)

ORDER GRANTING TRANSFER

NO. ~~907~~ 907
~~908~~

WHEREAS, On the 17th day of April, 1958, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of the application of John Savage, 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 good or higher 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, 1958.

E. N. Humphrey

E. N. HUMPHREY

Deputy State Reclamation Engineer

T-907A
4/5-2176

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

Certificate of Water Right
Transferred Right No. 907

THIS IS TO CERTIFY, That John Savage, of Murtaugh, Idaho is the owner of and using a certain water right for 1.6 cubic feet per second of subterranean water from a well located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 12 South, Range 20 East B. M., County of Cassia, State of Idaho, with priority of October 11, 1929.

Said water right being evidenced by virtue of License and Certificate of Water Right No. 17187, issued by the Commissioner of Reclamation, State of Idaho, dated March 10, 1939, and being appurtenant to the following described lands, to-wit:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32, Township 11 South,
Range 20 East, B. M.,

That said license has been entered in the records of the Department of Reclamation of the State of Idaho in Volume No. 7 of Licenses, at Page 3935.

And that now, upon the application of John Savage, of Murtaugh, Idaho, for a transfer of 1.6 cubic feet per second of said subterranean water, made before the Commissioner of Reclamation of the State of Idaho, and said application having been granted, the right to the use of the said water upon the lands above described is hereby abandoned, and the lands to which said water shall, by this certificate, become appurtenant for irrigation and domestic purposes, are described as follows, to-wit:

NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$
SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 6, Township 12 South,
Range 20 East, 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:

1.6 cubic feet per second of
Subterranean water, with priority of
October 11, 1929.

That the water right hereby transferred has heretofore been conducted to the first above described lands through private ditches, with point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 12 South, Range 20 East, B. M.

That the water right hereby transferred will hereafter be conducted through the last above described lands through private ditches, and from the same point of diversion.

That the right to the use of the water aforesaid, hereby confirmed, 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, A. D., 1958.

E. N. Humphrey
E. N. HUMPHREY
Deputy State Reclamation Engineer

T-907A
45-2176

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of)

John Savage, of
Rupert, Idaho,)

For a Transfer of water right for
subterranean water in Cassia County,
Idaho)

ORDER GRANTING TRANSFER

NO. 907

WHEREAS, On the 17th day of April, 1958, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of the application of John Savage, 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 good or higher 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, 1958.

E. N. Humphrey

E. N. HUMPHREY

Deputy State Reclamation Engineer

T-907A
45-2176

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 907

THIS IS TO CERTIFY, That John Savage, of Murtaugh, Idaho is the owner of and using a certain water right for 1.6 cubic feet per second of subterranean water from a well located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 12 South, Range 20 East B. M., County of Cassia, State of Idaho, with priority of October 11, 1929.

Said water right being evidenced by virtue of License and Certificate of Water Right No. 17187, issued by the Commissioner of Reclamation, State of Idaho, dated March 10, 1939, and being appurtenant to the following described lands, to-wit:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32, Township 11 South,
Range 20 East, B. M.,

That said license has been entered in the records of the Department of Reclamation of the State of Idaho in Volume No. 7 of Licenses, at Page 3935.

And that now, upon the application of John Savage, of Murtaugh, Idaho, for a transfer of 1.6 cubic feet per second of said subterranean water, made before the Commissioner of Reclamation of the State of Idaho, and said application having been granted, the right to the use of the said water upon the lands above described is hereby abandoned, and the lands to which said water shall, by this certificate, become appurtenant for irrigation and domestic purposes, are described as follows, to-wit:

NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$
SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 6, Township 12 South,
Range 20 East, 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:

1.6 cubic feet per second of
Subterranean water, with priority of
October 11, 1929.

That the water right hereby transferred has heretofore been conducted to the first above described lands through private ditches, with point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 12 South, Range 20 East, B. M.

That the water right hereby transferred will hereafter be conducted through the last above described lands through private ditches, and from the same point of diversion.

That the right to the use of the water aforesaid, hereby confirmed, 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, A. D., 1958.

E. N. Humphrey

E. N. HUMPHREY

Deputy State Reclamation Engineer

T-907A
45-2176

TWIN FALLS BANK & TRUST COMPANY

ESTABLISHED 1905

TWIN FALLS, IDAHO

June 6, 1958

RECEIVED
JUN 9 1958
Department of Reclamation

Mr. Roy W. Thompson
Supervisor of Water Distribution
Department of Reclamation
State House
Boise, Idaho

Dear Mr. Thompson:

This will acknowledge your June 2 letter relative to the transfer of John Savage water rights.

We appreciate the information contained therein and look forward to have the papers executed by Mr. Kulp on his return from the Denver meeting.

Sincerely yours

Harry Eaton
Harry Eaton, President

T-907A
45-2176

June 2, 1958

Re: Transfer of Water Right
John Savage

Mr. Harry Eaton, President
Twin Falls Bank and Trust Building
Twin Falls, Idaho

Dear Mr. Eaton:

Upon request of Mr. John Savage, of Murtaugh, Idaho, in connection with transfer of water right, filed with this department, transferring 1.06 cubic feet per second or 80 miner's inches from subterranean water from a well located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Township 12 North, Range 20 East, transferring the same from the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East, to be transferred to the NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 6, Township 12 South, Range 20 East.

This transfer of water right should have been processed by this department several days ago, however, we inadvertently failed to write up the certificate of transfer and the same signed by Mr. Kulp, State Reclamation Engineer. Mr. Kulp is now in Denver and will not be back in the office until June 10th, to sign said certificate.

We wish to state that the intent of the transfer has been published in the Times-News of Twin Falls on April 3rd and April 10th, 1958, and there were no protests filed against the transfer of water right, therefore we can assure you that the Certificate of Transfer will be issued by this department.

Mr. Savage states that the transfer certificate is holding up a business transaction initiated through your bank, therefore the reason for writing this letter.

Very truly yours,
MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

RWT:lw

T-907A
45-2176

FRANK L. STEPHAN (1886-1952)
ROBERT W. STEPHAN
EDWARD H. HEAP

STEPHAN, STEPHAN AND HEAP

ATTORNEYS AT LAW
TWIN FALLS BANK AND TRUST CO. BUILDING
TWIN FALLS, IDAHO

April 14, 1958

RECEIVED
APR 15 1958
U.S. DEPT. OF RECLAMATION

STATE RECLAMATION ENGINEER
Capitol Building
Boise, Idaho

Dear Sir: Attention: Mr. Thompson, Office Manager

We are enclosing herewith Affidavit of Publication of Notice
of Proposed Transfer of Water Right in the John Savage mat-
ter.

Very truly yours,

STEPHAN, STEPHAN AND HEAP

By 
Robert W. Stephan

RWS:hh
Enc. 1

T-907H
45-2176

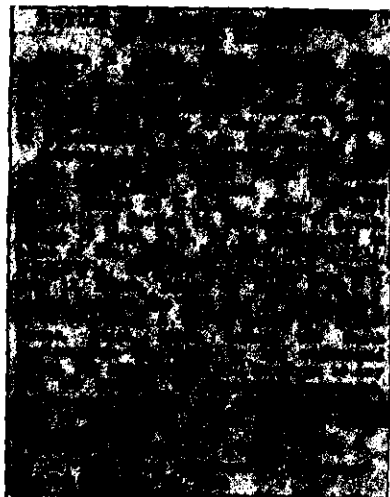
Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS }

APR 15 1958

N9

7254



I, Maheu F. Clark, being first duly sworn upon oath depose and say that I am Principal Clerk of the Times-News, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two consecutive Thursdays, commencing with the issue dated April 3, 1958, and ending with the issue dated April 10, 1958.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said Times-News, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Maheu F. Clark

Subscribed and sworn to before me this 10th day of

April, 1958.

Winsteg
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

T-907A
45-2176

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

Nº 7254

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Mr. John Savage of Murtaugh has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the place of use of the waters of Subterranean Flow as follows:

Amount: 1.6 cubic feet per second. Priority: October 11, 1923. Point of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Township 12 N., Range 20 E., B.M. Place of use: NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East, B.M. To be transferred to place of use: NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 6, Township 12, South, Range 20 East, B.M.

And that on the 17th day of April, 1958, 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.

MARK R. KULP

State Reclamation Engineer

Publish: Apr. 3, 1958

I, _____, being first duly sworn upon oath depose and say that I am _____ of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for _____ consecutive _____, commencing with the issue dated _____, 19____, and ending with the issue dated _____, 19____.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this _____ day of _____, 19____.

Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

FRANK L. STEPHAN (1886-1952)
ROBERT W. STEPHAN
EDWARD H. HEAP

STEPHAN, STEPHAN AND HEAP
ATTORNEYS AT LAW
TWIN FALLS BANK AND TRUST CO. BUILDING
TWIN FALLS, IDAHO
March 31, 1958

RECEIVED
APR 1 1958
Department of Reclamation

MR. ROY W. THOMPSON
Office Manager
Department of Reclamation
Capitol Building
Boise, Idaho

Dear Mr. Thompson:

Re: Transfer of Water rights--
John Savage

Thank you for your letter of March 28th enclosing copy of letter to Times-News and Publication Notice. We have checked over the Publication Notice and believe the same is correct as to descriptions.

Thanking you for your courtesies, we are

Very truly yours,

STEPHAN, STEPHAN AND HEAP

By *Robert W. Stephan*
Robert W. Stephan

RWS:hh

*T-907h
4153100*

**NOTICE OF PROPOSED TRANSFER
OF WATER RIGHT**

Notice is hereby given that ~~Mr. John~~ ~~Savage~~ of Murtaugh has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the place of use of the waters of Subterranean Flow as follows:

Amount: 1.6 cubic feet per second. Priority: October 11, 1929. Point of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 6, Township 12 N., Range 20 E., B.M. Place of use: N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East, B.M. To be transferred to place of use: NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 6, Township 12, South, Range 20 East, B.M.

And that on the 17th day of April, 1958, 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.

MARK R. KULP

State Reclamation Engineer

Publish: Apr. 3, 10, 1958

Memo

From
The TIMES-NEWS
TWIN FALLS, IDAHO

March 29, 1958

Department of Reclamation
Boise, Idaho

Gentlemen:

This is to acknowledge receipt of Notice for Legal Publication regarding the Notice of Proposed Transfer of Water Rights, Mr. John Savage, Murtaugh, applicant.

This has been scheduled to be published on April 3 & April 10, 1958 - a copy of first publication will be sent to your office for checking purposes.

Sincerely,

Times-News

Maude F. Clark

RECEIVED
MAR 31 1958
Department of Reclamation

T-907A
45-2174

March 28, 1958

Re: Transfer of Water Right
John Savage

Stephan, Stephan and Heap
Attorneys At Law
Twin Falls Bank and Trust Co. Building
Twin Falls, Idaho

- Attention: Robert W. Stephan

Dear Mr. Stephan:

We are enclosing herewith a copy of our letter to the Times-News of Twin Falls, together with a copy of the publication to be published in their paper for two weekly issues.

We are requesting the paper to send you the statement of costs for payment.

We will request that you check over this publication notice and if there are any errors, the same can be corrected before the first week's publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RWT:lw
Encls. (1)

T-907A
45-2174

Form No. 11-A

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise

Date March 28, 1958

Times News
Twin Falls, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for two consecutive weeks prior to **April 17, 1958** the date set for the hearing, the expense of the publication to be paid by the applicant, **'s Attorney - Stephan, Stephan & Heap, Attorneys, Twin Falls Bank and Trust Co. Building, Twin Falls, Idaho** **Attention: Robert W. Stephan** to whom you should furnish proof of publication on or prior to the date set for the hearing.

Please acknowledge receipt of this notice, and furnish this department with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Roy W. Thompson
Supervisor of Water Distribution

RWT:lw
Encl.

T-907H
115-9176

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Mr. John Savage of
Murtaugh 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: 1.6 cubic feet per second. Priority: October 11, 1929
Point of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Township 12N, Range 20 E, B. M.
Place of Use: _____

N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 32, Township 11 South, Range 20 East. B. M.

To Be Transferred To

~~Point of diversion: _____, Section _____, Township _____, Range _____, B. M.~~
Place of Use: _____

NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 6, Township 12 South,
Range 20 East, B.M.

And that on the 17th day of April, 19 58, 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.

MARK R. KULP

State Reclamation Engineer

T-907H
45-2176

STEPHAN, STEPHAN AND HEAP

FRANK L. STEPHAN (1886-1952)
ROBERT W. STEPHAN
EDWARD H. HEAP

ATTORNEYS AT LAW

TWIN FALLS BANK AND TRUST CO. BUILDING

TWIN FALLS, IDAHO

March 26, 1958

MAR 27 1958

Department of Reclamation

HONORABLE MARK R. KULP
State Reclamation Engineer
Capitol Building
Boise, Idaho

Dear Mr. Kulp:

Attention: Roy W. Thompson,
Office Manager
Re: License No. 17187

Thank you for your letter of March 7th regarding change of place of use of the well water covered by the above numbered license. We have had Mr. Savage execute the Application for transfer of water right and we are enclosing the same herewith and it will be appreciated if you will prepare the publication Notice for the paper. As you know the name of our paper in Twin Falls is the Times-News and its weekly publication date is Thursday.

I do not know what fees your department will charge for the transfer and will appreciate it if you will advise us. You may instruct the Times-News to forward the Affidavit of Publication and bill to us or if you would prefer having the Affidavit of Publication sent to you then the paper could send the bill to us. Do we have any other papers or proof to make on this transfer?

Thanking you, we are

Very truly yours,

STEPHAN, STEPHAN AND HEAP

By

Robert W. Stephan

Robert W. Stephan

RWS:hh
Enc. 1

*7-96-7h
45-0-1000*

Application For Transfer of Water Right

RECEIVED
 APR 27 1958
 Department of Reclamation

STATE OF IDAHO

County of Twin Falls

} ss.

JOHN SAVAGE

, being first duly sworn, deposes and says:

That his name is John Savage; 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 10-11, 1929, for 1.6 cubic feet per second of the waters of well from subterranean water.
 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 _____, in the case of _____ vs. _____, said decree bearing date of _____

(or obtained by virtue of License No. 17187, issued by the State Department of Reclamation of the State of Idaho, dated March 10, 1939, bearing date of _____, 19____)

for the purpose of irrigating the following described lands situate, lying and being in ~~Water District~~ No. _____ in the County of Twin Falls and State of Idaho, to-wit:

Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) and Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) in Section Thirty-two (32), Township Eleven (11) South, Range Twenty (20) East of the Boise Meridian

_____ 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. _____

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~~ ^{well} in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 12, Range 20, B. M., and conducted to the above described lands through ditches 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 1.6 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:

Northeast Quarter (NE $\frac{1}{4}$), East Half of the Southeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$), Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$), Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) and Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) Section 6, Twp. 12 S., Rge. 20 E.B.M.

That reasons for desiring to make such transfer are as follows: _____

Well and water from well being sold to Harold Savage for use on land last above described, which does not have adequate water for profitable cultivation, and Applicant has sufficient water from other wells to irrigate land to which water from well under License 17187 is appurtenant.

T-907A
 45-2176

That he intends to divert and convey said 1.6 second feet of water to the tract of land last above described in the following manner and as per map accompanying this application:

.....

.....

.....

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 1/4 of 1/4 of Section , Township , Range , and thereafter conduct same to the above described land through the ditch, as per map appended.

That his reasons for desiring to make such change are as follows:

.....

.....

.....

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.

John M. Savage
Applicant.

Subscribed and sworn to before me this 19 day of March, 1958

Idily Leonard
Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? Subterranean water from well

Where is the diversion point located? Well in NW 1/4, SE 1/4 Section 5, Twp. 12 S., Rge 20 E.B.M.

Through what ditch is it now conducted? Private ditch

How much land is now irrigated by the water sought to be transferred? 80 acres

Give the description: NE 1/4 SW 1/4, NW 1/4 SW 1/4 Section 32-11-20

.....

What is the total amount of water in inches, or second feet, dedicated to said land? 4,0 C.F.S.

What kind of crops are being raised? cultivated crops and hay

How much water per acre is now required to irrigate said land?

What will be the effect on the land now irrigated, if the use of water on it is discontinued?

Applicant has water from other wells sufficient to irrigate land from which water covered by this Application will be removed

Give location of new point of diversion, if change is to be made

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?

1 inch per acre

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

Is there any other water right for the land to which you seek to make this transfer? If so, give amount, Idaho License and Cert. of Water Right 1.86 second feet #19825 date and source Idaho License and Cert. of Water Right 1.32 second feet #G-22610

x Signed *[Signature]* 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-907A
45-2176

SEC.	SEC. 31	SEC. 32	SEC.	SEC.	SEC.
SEC.	SEC. 6	SEC. 5	SEC.	SEC.	SEC.
SEC.	SEC.	SEC.	SEC.	SEC.	SEC.

WELL LICENSE No 17187

PRESENT DITCH

LINE IN RED PROPOSED DITCH

LAND TO WHICH WATER FROM WELL IS NOW APPURTENANT

LAND TO WHICH WATER FROM WELL IS TO BE TRANSFERRED