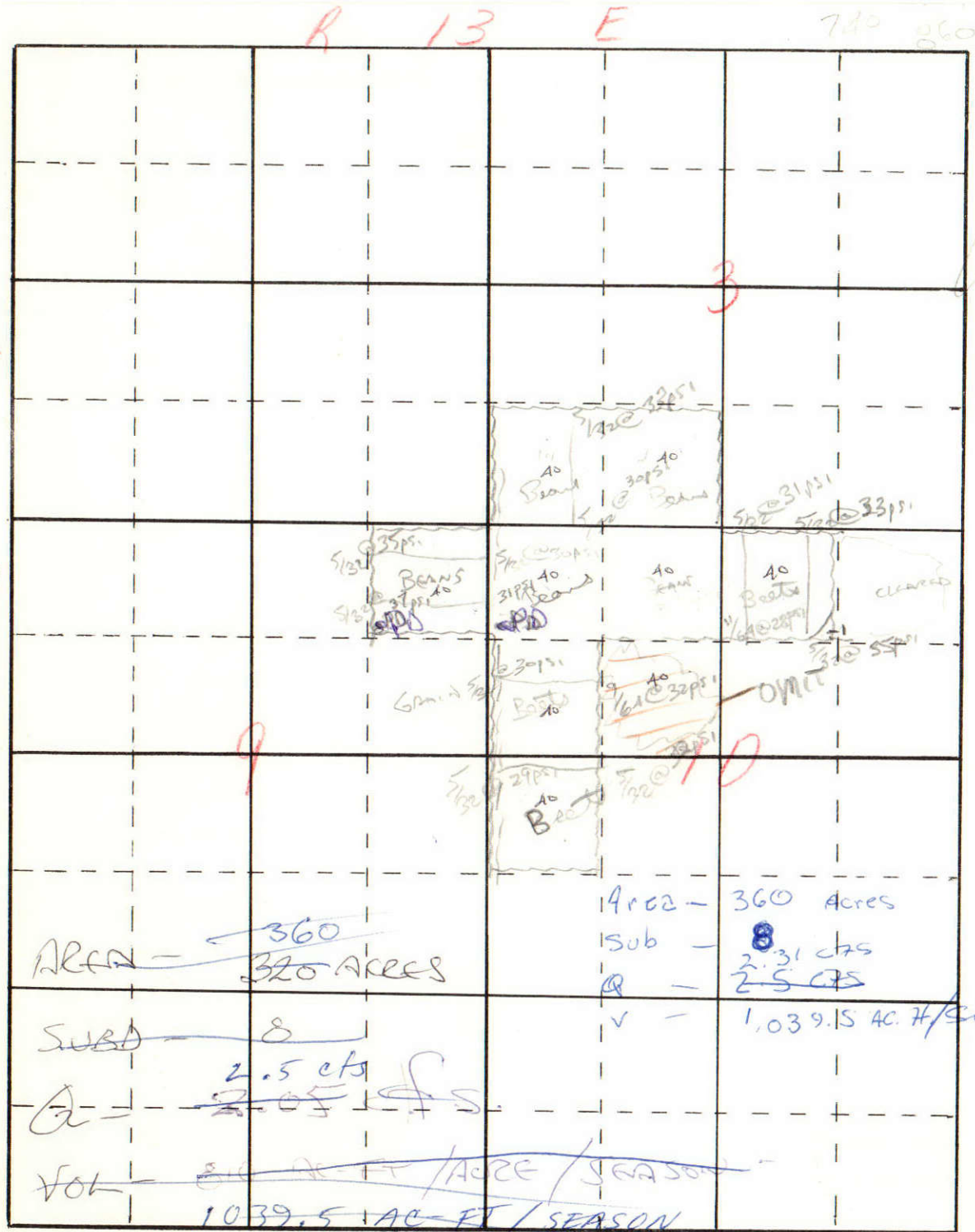




Permit No. G-31529

47

WARSHAW 733-3983

Name of Applicant Gerald Guentz, Route 3, Nampa, Idaho

Source of Water Subterranean

a tributary of

Location of P.D. NE¹/₄NE¹/₄, Sec. 9; NW¹/₄NW¹/₄, Sec. 10, T. 10 S, R. 13 E, B.M., Twin Falls County.

Water is used for Irrigation

Quantity of water claimed: Permit 6.4 c.f.s. Depositions 3.5 c.f.s.

Type of measuring device installed or method of measurement and general description of diversion works 125 h.p. & 150 h.p. turbine pumps, steel & aluminum mainlines, and sprinkler lines

Land to be irrigated or place of use:

TWP.	RGE.	SEC.	Description
10 S	13 E	3	S ¹ / ₂ SW ¹ / ₄
		9	NE ¹ / ₄ NE ¹ / ₄
		10	NW ¹ / ₄ NW ¹ / ₄ , N ¹ / ₂ NW ¹ / ₄ , SW ¹ / ₄ NW ¹ / ₄ , NW ¹ / ₄ SW ¹ / ₄
			NWNE ¹ / ₄

Date filed: November 13, 1963 Total acreage 320

Proof due: November 18, 1968

Proof made: August 30, 1968

Priority: November 13, 1963

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

None

A - 2.5 cfs

see attached notice

RECEIVED

DEC 9 1968

Department of Reclamation

NOTICE OF APPROVED APPLICATION FOR WATER
 Notice is hereby given that Gerald Guentz, Route 3, Nampa, Idaho, has received an approved permit No. G-31529 to divert 6.4 cubic feet per second of water from a ground water source. The priority to be established under this permit is November 13, 1963. Water will be diverted by well, electric turbine pump, and sprinkler system within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 10; and NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, T. 10 S., R. 13 E., B.M., Twin Falls County, and is to be used for irrigation in the S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 3; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9; NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10, T. 10 S., R. 13 E., B.M.
 Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.
 R. KEITH HIGGINSON
 State Reclamation Engineer
 Published in the Times-News, Twin Falls, Idaho, on November 28, and December 5, 1968.

Affidavit of Publication

 STATE OF IDAHO,
 COUNTY OF TWIN FALLS } ss.

No 13707

I, Margaret L. Clark, being first duly sworn upon oath depose and say that I am Office Manager 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 Aug 28 1968, and ending with the issue dated Dec 5 1968.

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.

Margaret L. Clark
 Subscribed and sworn to before me this 6th day of

December, 1968.

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

31529

AFFIDAVIT OF PUBLICATION

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

Verla Harker
of Nampa, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principle Clerk of the Idaho Free Press a daily, (except Sunday) newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Two Times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

October 17, 24, 1968

Subscribed and sworn to before me this

24th day of October, 19 68

Adam & Kane
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRE. JUNE 23, 1971

NOTICE OF APPROVED APPLICATION FOR WATER

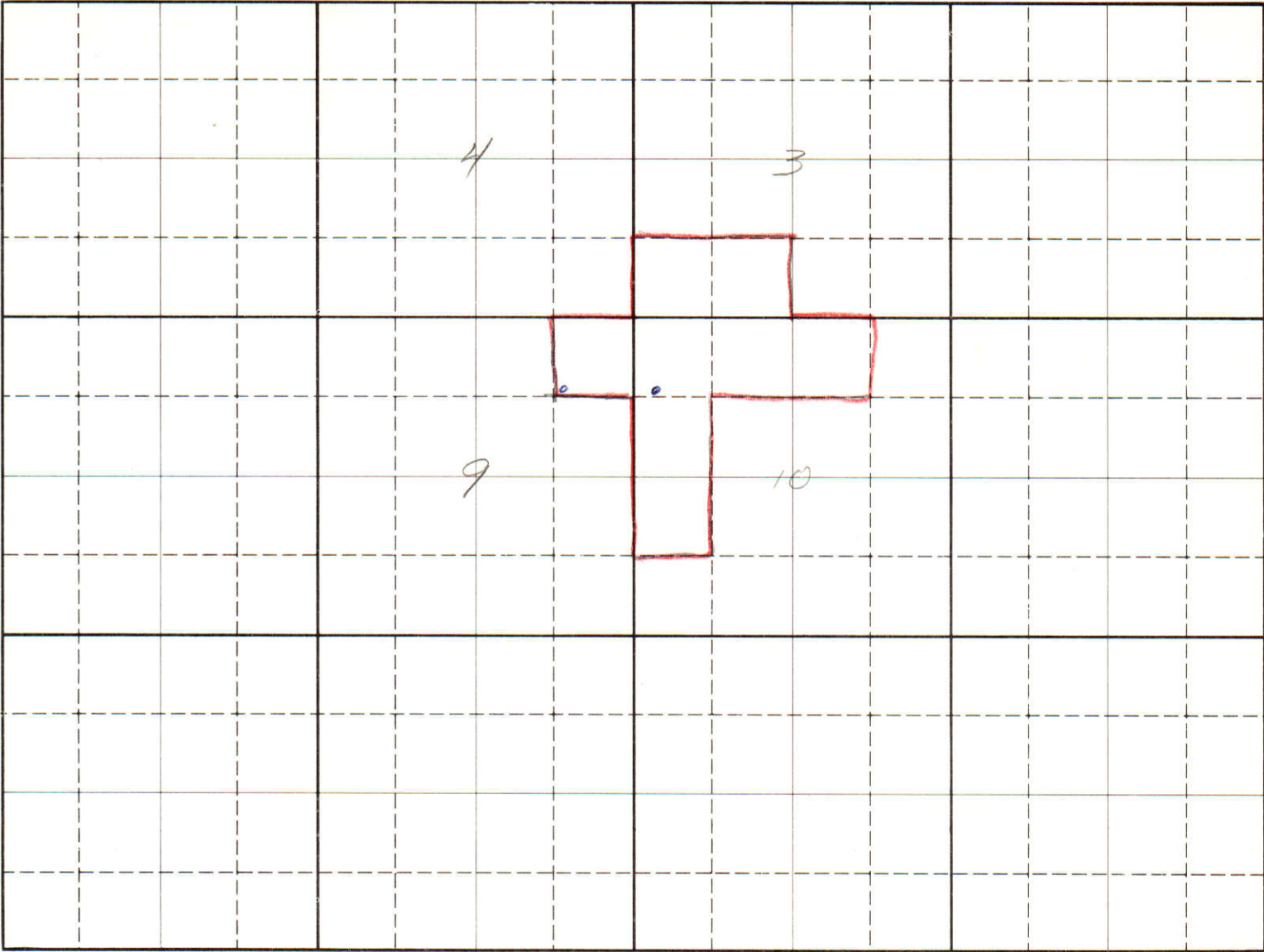
Notice is hereby given that Gerald Guentz, Rt. 3, Nampa, Idaho has received an approved permit No. G-31529 to divert 6.4 cubic feet per second of water from a subterranean source. The priority to be established under this permit is November 13, 1963. Water will be diverted by well, electric turbine pump, and sprinkler system within the NW 1/4 NW 1/4, Sec. 10, T. 10 S., R. 13 E., B.M., Twin Falls County and is to be used for irrigation in the S 1/2 SW 1/4, Sec. 3; NE 1/4 NE 1/4, Sec. 3; NW 1/4 NE 1/4, N 1/2 NW 1/4, SW 1/4 NW 1/4, NW 1/4 SW 1/4, Sec. 10, T. 10 S., R. 13 E., B.M.

Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
October 17, 24, 1968.

pd
10/24/68
by app.
31529

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



Scale: 2 inches equal 1 mile

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

Signed at NAMPA IDAHO, this 26 day of July, 19 68.

[Signature]
(signature)

ACTION OF STATE RECLAMATION ENGINEER

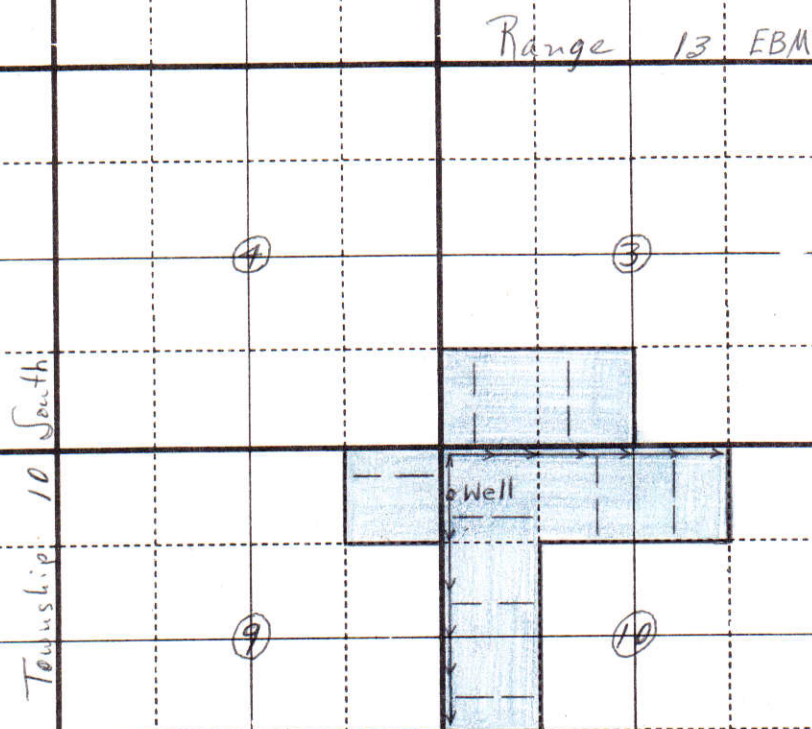
I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby approve the above application for amendment for Permit No. G-31529.

Witness my hand this 15th day of August, 19 68.

[Signature]
State Reclamation Engineer

31529

Form No. 0



As Approved

CARL E. TAPPAN
State Reclamation Engineer

NOV 18 1963

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

31529

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5588

WATER RIGHT NO(S). 47-02316B/47-02316C/47-02331/47-02341
47-02342/47-02381/47-02402/47-02417/47-07642

This is to certify that: **VISSER HOLSTEINS**
DBA EAGLE VIEW FARM
6851 BICKMORE
CHINO CA 91790

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 47-02316B :			
Priority: 01/12/1959			
IRRIGATION	04/01 to 10/31	3.33 CFS	1166.4 AF
Right No. 47-02316C :			
Priority: 01/12/1959			
IRRIGATION	03/15 to 11/15	6.92 CFS	2324.0 AF
Right No. 47-02402 :			
Priority: 04/05/1965			
IRRIGATION	03/15 to 11/15	6.40 CFS	1280.0 AF
Right No. 47-02417 :			
Priority: 04/19/1966			
IRRIGATION	03/15 to 11/15	16.89 CFS	6640.0 AF
Right No. 47-07642 :			
Priority: 04/30/1980			
IRRIGATION STORAGE	04/01 to 10/31		140.0 AF
IRRIGATION FROM ST	04/01 to 10/31		140.0 AF
DIVERSION TO STORA	04/01 to 10/31	12.00 CFS	
		* 24.71 CFS	7374.0 AF
Right No. 47-02331 :			
Priority: 03/22/1960			
IRRIGATION	03/15 to 11/15	3.91 CFS	1244.0 AF
Right No. 47-02341 :			
Priority: 09/12/1960			
IRRIGATION	03/15 to 11/15	3.42 CFS	1662.0 AF
Right No. 47-02342 :			
Priority: 09/12/1960			
IRRIGATION	03/15 to 11/15	3.10 CFS	1240.0 AF
Right No. 47-02381 :			
Priority: 11/13/1963			
IRRIGATION	04/01 to 10/31	2.31 CFS	1122.6 AF
		** 12.74 CFS	5548.0 AF **
TOTAL:		*** 37.45 CFS	7374.0 AF ***

APPROVED
JUL 27 1986

TRANSFER NO. 5588
WATER RIGHT NO(S). 47-02316B/47-02316C/47-02331/47-02341
47-02342/47-02381/47-02402/47-02417/47-07642

SOURCETRIBUTARY OF

Right Nos. 47-02316B/47-02316C/47-02402/47-02417/47-07642 :
SALMON FALLS CREEK SNAKE RIVER

Right Nos. 47-02331/47-02341/47-02342/47-02381 :
GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

Right Nos. 47-02316B/47-02316C/47-02402/47-02417/47-07642 :
SENE , Sec. 20, Township 10S, Range 13E
TWIN FALLS County

Right Nos. 47-02331/47-02341/47-02342/47-02381 :
NWSW , Sec. 5, Township 10S, Range 13E
SENW , Sec. 8, Township 10S, Range 13E
SESW , Sec. 8, Township 10S, Range 13E
NENE , Sec. 9, Township 10S, Range 13E
NWSW , Sec. 9, Township 10S, Range 13E
NWNW , Sec. 10, Township 10S, Range 13E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S	13E	3	SWSW 39.4	SESW 39.0		78.4
		5	NWNW 25.0	SWNW 39.2	NWSW 39.2	
			SWSW 37.8			141.2
		6	SESE 37.8			37.8
		7	NENE 29.7			29.7
		8	NENE 37.6	NWNE 38.6	SWNE 39.2	
			SENE 37.6	NENW 38.6	NWNW 37.6	
			SWNW 38.5	SENW 35.1	NESW 33.7	
			NWSW 39.2	SESW 40.0		415.7
		9	NENE 39.3	NWNE 39.3	SWNE 39.3	
			SENE 39.3	NENW 39.3	NWNW 38.6	
			SWNW 38.6	SENW 39.3	NESW 39.3	
			NWSW 38.6	SWSW 38.6	SESW 39.3	
			NESE 39.3	NWSE 39.3	SWSE 39.3	
			SESE 38.2			624.9
		10	NWNE 31.8	NENW 39.3	NWNW 39.3	
			SWNW 39.3	SENW 36.7	NWSW 40.0	
			SWSW 29.0			255.4
		16	NENE 3.2	NWNE 25.2	NENW 40.0	
			NWNW 39.0	SWNW 34.0	SENW 24.5	165.9
		17	NENE 33.4	SWNE 27.1	SENE 34.0	94.5
Total number of acres irrigated:						1843.5 ****

MICROFILMED

JUL 27 2000

TRANSFER NO. 5588
WATER RIGHT NO(S) . 47-02316B/47-02316C/47-02331/47-02341
47-02342/47-02381/47-02402/47-02417/47-07642

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this right may be affected by an agreement between the protestant and the right holder.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. The period of use for the irrigation described under Rights 47-02316B, 47-02381 and 47-07642 may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this approval.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. Use of water under Rights 47-02316B, 47-02316C, 47-02402, 47-02417 and 47-07642 will be regulated by the watermaster of State Water District No. 47-G, Salmon Falls Creek.
10. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the Salmon Falls Creek diversion.
- * 11. Rights 47-02316B, 47-02316C, 47-02402, 47-02417 and 47-07642 when combined with Rights 47-07565, 47-07569, 47-07615 and 47-07618 shall not exceed the 24.71 cfs diversion capacity of the Salmon Falls Creek diversion system.

RECORDED
FEB 27 1985

TRANSFER NO. 5588

WATER RIGHT NO(S). 47-02316B/47-02316C/47-02331/47-02341
47-02342/47-02381/47-02402/47-02417/47-07642CONDITIONS OF APPROVAL AND REMARKS

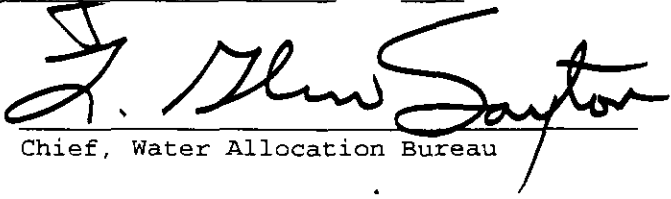
12. Prior to diversion of ground water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized ground water points of diversion which will allow determination of the total rate of diversion of ground water.
- ** 13. The total instantaneous diversion of ground water from all ground water points of diversion under Rights 47-02331, 47-02341, 47-02342 and 47-02381 shall not exceed 12.74 cfs, nor a total combined annual volume of 5548.0 af for the irrigation of 1387.0 acres.
- *** 14. The total instantaneous diversion of water from all points of diversion under Transfer 5588 shall not exceed 37.45 cfs, nor a total combined annual volume of 7374.0 af for the irrigation of 1843.5 acres.
- **** 15. Right 47-02316B is limited to the irrigation of 291.6 acres in the place of use described above in a single irrigation season.
- **** 16. Right 47-02316C is limited to the irrigation of 581.0 acres in the place of use described above in a single irrigation season.
- **** 17. Right 47-02331 is limited to the irrigation of 311.0 acres in the place of use described above in a single irrigation season.
- **** 18. Right 47-02341 is limited to the irrigation of 446.0 acres in the place of use described above in a single irrigation season.
- **** 19. Right 47-02342 is limited to the irrigation of 310.0 acres in the place of use described above in a single irrigation season.
- **** 20. Right 47-02381 is limited to the irrigation of 320.0 acres in the place of use described above in a single irrigation season.
- **** 21. Right 47-02402 is limited to the irrigation of 320.0 acres in the place of use described above in a single irrigation season.
- **** 22. Right 47-02417 is limited to the irrigation of 1660.0 acres in the place of use described above in a single irrigation season.
23. The storage of water under Right 47-07642 is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.

Dated this 14th day of

July

20

00


Chief, Water Allocation BureauAPPROVED
JUL 27 1988

WATER LICENSE

Water License No. G-31529/47-2381 Priority November 13, 1963 Amount 2.31 c.f.s.THIS IS TO CERTIFY, that GERALD GUENTZ

of Nampa, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated November 13, 1963; that Permit G-31529/47-2381 was issued pursuant to said application; that the proposed works were completed on or about August 30, 1968, with a storage or carrying capacity of 2.81 c.f.s., said works consisting of 2 wells, pumps, motors, and sprinkler system; and that on September 4, 1968, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 810 acre feet per season, with a maximum rate of diversion of 2.31 cubic feet per second of the waters of ground-water, tributary of _____, for the purpose of Irrigation from April 1 to October 31; and for _____ from _____ to _____; and for _____ from _____ to _____; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in NE 1/4 NE 1/4, Sec. 9, T. 10 S, R. 13 E, B.M., and other additional points NW 1/4 NW 1/4 Sec. 10, Twp. 10 S., Rge. 13 E., B.M., in the County of Twin Falls; and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 810 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10 S	13 E	3											40	40					80
		9	40																40
		10		40			40	40	40			40							200

Total number of acres irrigated 320

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

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

30th day of December, 19 69.

P. Keith Higgins
State Reclamation Engineer

47 2381

31529
47-2381

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

47-3381

Application No. G- 39636
Permit No. G- 31529
District No.

1. Name of Applicant: GERALD GUENTZ
Postoffice address: Rt. 3, Nampa County: Canyon State: Idaho
2. Quantity of water claimed: 6.4 c.f.s.
 (a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 10
Twp. 10 South, Rge. 13 E, B.M., County of Twin Falls
5. Water is to be used for: irrigation
6. If for municipal, industrial or recreational purposes, give:
 (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section, Twp.
Rge., B.M.
 (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section, Twp., Rge., B.M.
7. Kind of works: drilled well, electric turbine pump, sprinkler system
8. Estimated cost of works: \$ 41,000
9. (a) Is reservoir to be used? No
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 II. The financial resources of the applicant are (a) Cash on hand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 (b) 6.4 (cubic feet per second, inches or gallons per minute) is for new lands.

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

By _____ *Agent.*

Returned to applicant for correction:

Corrected application received:

The number of this permit is G— 31529

Recorded in Book 110 Page 31529 Approved Nov 18, 1963

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before May 18, 1966

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before November 18, 1968

Witness my hand this 18th day of November, 1963

CARL E. TAPPAN
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 18th
day of November, 1963.

Countersigned:

STATE OF IDAHO

(SEAL)

By ARNOLD WILLIAMS

By ROBERT E. SMYLIE
Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	Totals
			NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	
10 So.	13 EBM	9 10 3	40 40	40 40 40	40 40 40		40 200 80 320
See application for amendment in file. LICENSE ISSUED FOR <u>2.31</u> SEC. FL LICENSE PAGE NO. <u> </u>							

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAY 25 2001
Department of Water Resources
Southern Region

Notice of Security Interest in a Water Right

And Request for Notification of a Change in Ownership or Any Proposed
Or Final Action to Amend, Transfer, or Otherwise Modify a Water Right

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED

JUN 08 2001

Department of Water Resources
Southern Region

1. Water Right No(s): (see attached) 47-02381
Adjudication Claim No(s): _____
2. The following **REQUIRED** information must be submitted with this form:
 - A) Evidence of the security interest. This may be a copy of a **DEED of TRUST, MORTGAGE, CONTRACT OF SALE** or other legal document indicating your interest in the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - B) A **FEE** of \$25.00 per water right or adjudication claim.
3. Name and Mailing Address of Person or Company holding Security Interest

RECEIVED
JUN 15 2001
Department of Water Resources

American AgCredit, FLCA
P.O. Box 1120
Santa Rosa, California 95402-1120
4. Name of Water Right Owner/Claimant(s) Visser Holsteins, a General Partnership dba Eagle View Farms
5. Expiration Date of Notification Period May 1, 2031
6. Is this a Renewal of Request for Notification? YES X NO
7. Signature(s) (and title if applicable) American AgCredit, FLCA
By: [Signature]

For Office Use Only

Received by [Signature] Date 6/5/01 Fee \$250.00
 Receipted by [Signature] Date 6/10/01 Receipt No. 9024051
 Processed by [Signature] AJ Date _____ WR _____ Date _____

MICROFILMED

AUG 08 2001

ATTACHMENT

RECEIVED

JUN 08 2001

Department of Water Resources
Southern Region

Idaho Department of Water Resources License Number 47-02371, Priority Date March 4, 1963, 2.02 CFS.

Idaho Department of Water Resources License Number 47-02316B, Priority Date January 12, 1959, 3.33 CFS.

Idaho Department of Water Resources License Number 47-02316C, Priority Date January 12, 1959, 6.92 CFS.

Idaho Department of Water Resources License Number 47-02402, Priority Date April 5, 1965, 6.40 CFS.

Idaho Department of Water Resources License Number 47-02417, Priority Date April 19, 1966, 16.89 CFS.

Idaho Department of Water Resources License Number 47-07642, Priority Date April 30, 1980, 12.00 CFS.

Idaho Department of Water Resources License Number 47-02331, Priority Date March 22, 1960, 3.91 CFS.

Idaho Department of Water Resources License Number 47-02341, Priority Date September 12, 1960, 3.42 CFS.

Idaho Department of Water Resources License Number 47-02342, Priority Date September 12, 1960, 3.10 CFS.

Idaho Department of Water Resources License Number 47-02381, Priority Date November 13, 1963, 2.31 CFS.

MICROFILMED

AUG 08 2001

MEMORANDUM

TO: 47-02316C, 47-02402, 47-02417, 47-07642 from Salmon Falls Creek and 47-02331, 47-02341, 47-02342, 47-02381 from groundwater to the Water Supply Bank.

FROM: Sunny Healey

DATE: 5-21-2001

SUBJECT: Application to lease water right numbers listed above.

All information regarding the Application to Lease these water rights listed above, is located within:

FILE # 47-02316B

MICROFILMED

AUG 08 2001

MEMORANDUM

TO: FILE 47-02381

FROM: VAULT

RE: TRANSFER # 5588

DATE: 12/17/99

=====

**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # ~~47-02381~~
47-02316B

MICROFILMED

JUL 27 2000

December 15, 1970

Re: Permit No. 47-2381(31529)

C
Gerald Guentz
South of City
Nampa, Idaho 83651

O
Dear Mr. Guentz:

This letter is to notify you as a permit holder in the Blue Gulch area that a portion of the land west of Salmon Falls Creek has been declared a critical ground-water area and closed to further appropriation of ground water. This designation went into effect December 9, 1970 and will remain until it is shown that ground-water withdrawals do not exceed the estimated natural recharge to the area.

P
A public hearing will be held at the Buhl Senior High School, January 7, 1971 at 8:00 P.M., to accept any testimony or comment regarding the closure. A copy of the notice and hearing and description of the area is enclosed for your information.

Y
Very truly yours,

Sherl L. Chapman
Acting Assistant Director

SLC:rh
Enc.

47 2381

December 30, 1969

Re: Permit No. G-31529/47-2381

Mr. Gerald Guentz
Route 3
Nampa, Idaho 83651

Dear Mr. Guentz:

Enclosed herewith is your Water License issued on the above
numbered permit.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh

Enclosure

31529
47-2381

November 21, 1969

Re: Permit No. G-31529/47-2381

Mr. Gerald Guentz
Route 3
Nampa, Idaho 83651

Dear Mr. Guentz:

A representative from this department made an examination of your works covered by permit 47-2381. The works were found capable of producing 2.05 c.f.s. of which 2.05 c.f.s. can be recognized as beneficially used and licensed under Idaho law. The water is used for irrigation of 320 acres of land within S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 3, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 9, NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 10, Twp. 10 S., Rge. 13 E., B.M. If you disagree with the findings, please advise within 10 days. Otherwise a license will be issued showing the findings as set forth in this letter.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh

31529
47-2381
Form 9

12-2-69

Mr. Johnson came to the office in behalf of the land owner, Mr. Guentz. I spoke to Mr. Marshall who rents the land and he has agreed that between 7 & 8 laterals are in use when both pumps are on. Water is sometimes pumped from a sump, but when it is on the flow rate is higher even if only one of the other pumps is on. One pump with not handle 7 laterals.

11-4-69

I spoke to Mr. Guentz explaining the number of sprinklers, size, and pressure that were found. He will confer with Mr. Marshall and call back.

11-5-69

Mr. Guentz called after conferring with Mr. Marshall. They feel that the pressure was ~~was~~ lower ~~that~~ than normal. A valve diverting water to other land was possibly not shut off completely or there was excessive leakage at the time due to pipes not being together properly. Normal pressure was between 40# and 95#

Rather than re-examine, I feel that we could licence 2.5 cts based on 41# pressure on the nozzles. > should be 2.31

31529

47-2381

Mr. Guentz said he would be agreeable to this, otherwise he would ~~was~~ request a re-examination.

32 $\frac{5}{32}$ @ 32 psi

33 $\frac{5}{32}$ @ 29 psi

33 $\frac{5}{32}$ @ 34 psi

33 $\frac{5}{32}$ @ 31 psi

33 $\frac{5}{32}$ @ 31 psi

33 $\frac{5}{32}$ @ 33 psi

33 $\frac{5}{32}$ @ 34 psi

$$\begin{array}{r} 2 \overline{) 224 \overline{) 32}} \\ \underline{21} \\ 14 \end{array}$$

$$\begin{array}{r} 2.5 \\ 50 \overline{) 125} \\ \underline{10} \\ 25 \end{array}$$

25

$$\begin{array}{r} 415.8 \\ 2.5 \\ \hline 20790 \\ 8316 \\ \hline 1039.50 \end{array}$$

$$\begin{array}{r} 33 \\ \hline 231 \end{array}$$

31529
47-2381

Source of supply SUBTERREAN
a tributary of _____
Location of P.D.(s) 1 - NENE SEC 9 , 1 - NWNW SEC 10
T 10 S R 13 E TWIN FALLS CO.
Water is used for IRRIGATION
Quantity of water found _____
How was the measurement made? SPRINKLER NOZ PRESSURE
Measurement calculations _____

$$Q = \frac{(1 \text{ in}) (33 \text{ noz}) (3.97 \text{ gpm})}{448.8 \text{ gpm}} = 2.05 \text{ cfs}$$

2 - ASSUME 41 #
$$Q = \frac{2 \text{ in} (33 \text{ noz}) (4.50)}{448.8} =$$

Diversion works description and diagram

- #1 WEST (NENE SEC 9) 150 HP USLEC MOTOR # HJ1409-499
LB VTP # 21144 840 gpm @ 600' 8" DISCHARGE
UNDERGROUND STEEL MAIN LINE - INTERCONNECTED WITH
#2 125 HP GEE MOTOR # NW11213, - NWT
LB VTP # 12616 800 gpm @ 500'

8" DISCHARGE INTO UNDERGROUND MAIN LINE
SPRINKLER SYSTEM - 7 - 1/4 mile LAT

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated _____

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination?

IRIGATOR CONTACTED

Recommended allowance for licensing 2.05 cfs

Description of required amendments. Comments. _____

IRRIGATION REQUIREMENT = 4.0 AC-FT/ACR/SEASON

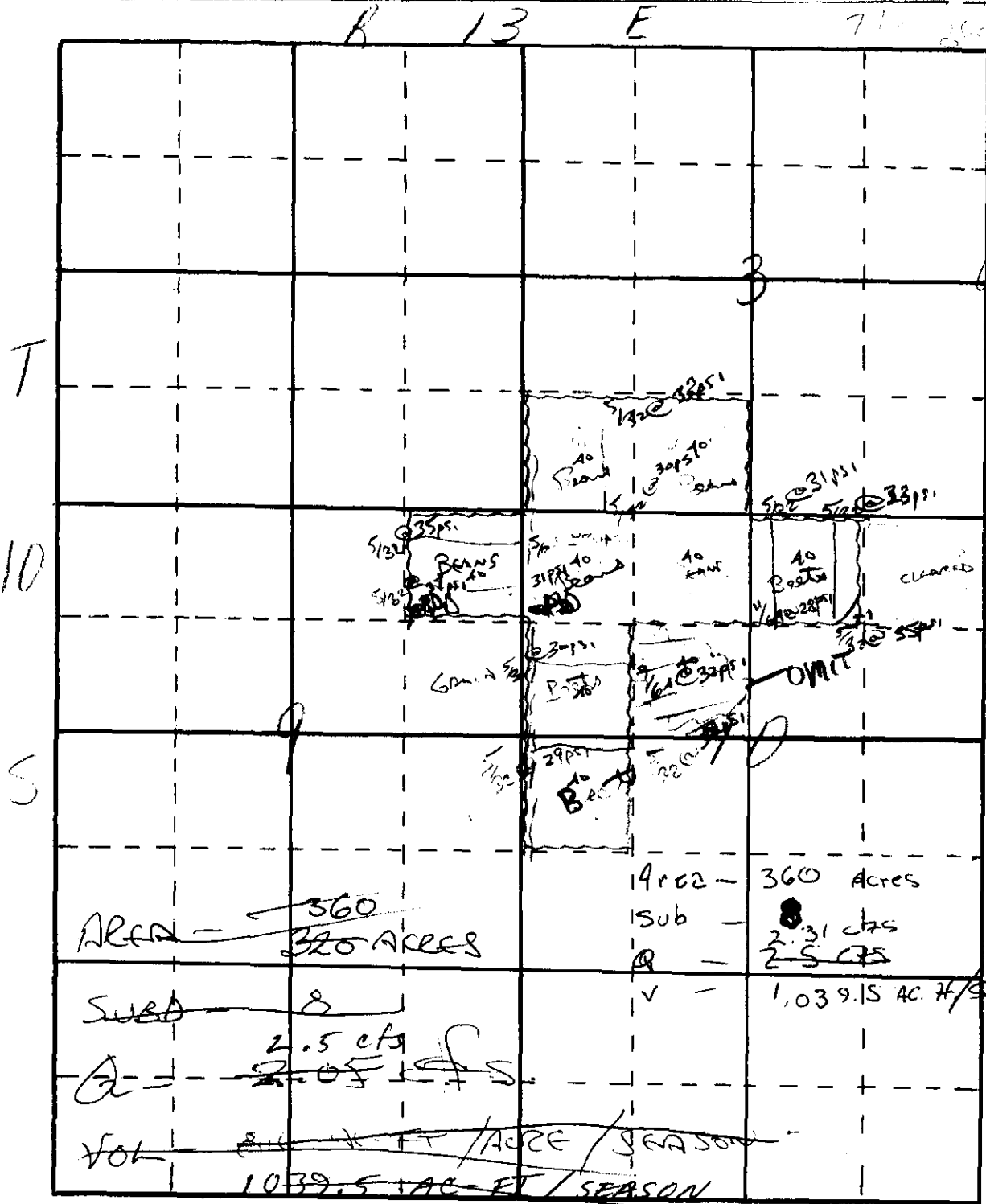
Report checked? _____

Examination date 8-13-69 DR

Signature

Don Reynolds

31529
47-2381



Permit No. G-31529 **47** March 733-3983

Name of Applicant Gerald Guentz, Route 3, Nampa, Idaho

Source of Water Subterranean

a tributary of _____

Location of P.D. NE 1/4 Sec. 9; NW 1/4 Sec. 10, T. 10 S, R. 13 E, B.M., Twin Falls County.

Water is used for Irrigation ✓

Quantity of water claimed: Permit 6.4 c.f.s. Depositions 3.5 c.f.s.

Type of measuring device installed or method of measurement and general description of diversion works 125 h.p. & 150 h.p. turbine pumps, steel & aluminum mainlines, and sprinkler lines

Land to be irrigated or place of use:

TWP.	RGE.	SEC.	Description
10 S	13 E	3	SW 1/4
		9	NE 1/4
		10	NW 1/4, SW 1/4, NW 1/4, NW 1/4
			NW 1/4

Date filed: November 13, 1963 Total acreage 320 ✓

Proof due: November 18, 1968

Proof made: August 30, 1968

Priority: November 13, 1963

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

None

Q - 2.5 cfs

see attached notes

- The TIMES-NEWS -
TWIN FALLS, IDAHO

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

NOTICE OF APPROVED APPLICATION FOR WATER

(Gerald Quents) - 29-3150

Nov 28 68	30 Lines Legal Adv. @ .15 . . .	\$4.50
DEC 5 68	30 " " @ .10 . . .	3.00
	Total	\$7.50

"I hereby certify that the above account is correct and
just, that the supplies were actually furnished and/or that
the services were actually rendered as charged, and that
I/we have not received payment therefor."

SIGNED: The Times-News - Magic Valley Newspapers, Inc.

BY: *Alfred L. Quents*

INVOICE



31529

The TIMES-NEWS
TWIN FALLS, IDAHO

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

NOTICE OF APPROVED APPLICATION FOR WATER
(Gerald Guentz)

4-31529

Nov 28 68	30 Lines Legal Adv. @ .15 . . .	\$4.50
DEC 5 68	20 " @ .10 . . .	3.00
	Total	\$7.50

"I hereby certify that the above account is correct and
just, that the supplies were actually furnished and/or that
the services were actually rendered as charged, and that
I/we have not received payment therefor."
SIGNED: The Times-News - Magic Valley Newspapers, Inc.

BY M. L. Clark

31529 INVOICE



December 10, 1968

Re: Permit No. G-31529

Kansas City Life Insurance Company
Investment Department
P. O. Box 1587
Kansas City, Missouri 64141

Gentlemen:

The Department of Reclamation wishes to advise that Mr. Gerald Guentz, holder of the above referenced permit has complied with the conditions of the permit and that the permit is in good standing.

The department has received proof of beneficial use as required under the terms and conditions of Permit No. G-31529. At present, the permit is pending a field examination by the Department of Reclamation. Upon completion of the field examination, the Department of Reclamation will issue the license for the permit.

Any further questions as to the present standing of the permit may be directed to the Department of Reclamation, Annex 2 - Statehouse, Boise, Idaho 83707.

Very truly yours,

Donald W. McElDowney
Appropriation Examiner

DWM:KS

Hand delivered copies to Mr. Gerald Guentz and Mr. Ken Todd

31529

Affidavit of Publication

No 13707

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

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 con-
tinuously 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 ex-
cept 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.

NOTICE OF APPROVED
APPLICATION FOR WATER
Right hereby given that the
County of Twin Falls, Idaho,
has approved the application
of _____ to divert 6.6 cubic feet
per second of water from a
water source. The project was
established under the permit
numbered 1889, which will be
diverted to _____
_____ well, located in the
_____ section, _____
_____ Township, _____
_____ Range, _____
_____ B.M., Twin Falls County, and is to
be used for irrigation in the SW
1/4, Sec. 2, NE 1/4, Sec. 4,
NW 1/4, NW 1/4, SW 1/4,
NW 1/4, Sec. 18, T. 12 N., R. 43
E., _____
Any person desiring the content of
the _____ may obtain the same from the
Department of Reclamation within
ten days from the last date of pub-
lication of this notice.
R. KEITH HIGGINSON
State Reclamation Engineer
Published in _____ Times-News,
Twin Falls, Idaho, on _____
and December 5, 19____.

31529

October 28, 1968

Re: Permit No. G-31529

TO WHOM IT MAY CONCERN:

The Department of Reclamation wishes to advise that Mr. Gerald Guentz, holder of the above referenced permit has complied with the conditions of the permit and that the permit is in good standing.

At present, the permit is pending a field examination by the Department of Reclamation. Upon completion of the field examination, the Department of Reclamation will issue the license for the permit.

Any further questions as to the present standing of the permit may be directed to the Department of Reclamation, Annex 2 - Statehouse, Boise, Idaho 83707.

Very truly yours,

Donald W. McKelowney
Appropriation Examiner

DWM:ks
enclosure: Copy of permit

31529

RECEIVED

SEP 23 1968

NOTICE OF APPROVED APPLICATION FOR WATER

Department of Reclamation

Notice is hereby given that ~~Gerald Guents, Rt. 3, Nampa, Idaho~~

has received an approved permit No. ~~G-31529~~ to divert ~~store~~
~~6.4~~ cubic feet per second ~~acre feet~~ of water from
~~a subterranean source~~

The priority to be established
under this permit is ~~November 13, 1963~~.
Water will be diverted by ~~well, electric turbine pump, and sprinkler~~
~~system~~ within the ~~NW1/4, Sec. 10,~~
~~T. 10 S., R. 13 E., B. M., Twin Falls County~~

and is to be used for ~~irrigation~~
in the ~~S1/4SW1/4, Sec. 3; NE1/4SW1/4, Sec. 9; NW1/4SW1/4, Sec. 10; S1/4SW1/4, Sec. 10; T. 10 S., R. 13 E., B. M.~~

Any protests against the intent of the permit must be filed with the
Department of Reclamation within ten days from the last date of publication
of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Idaho Free Press, Nampa, Idaho
on October 17 and October 24, 1968

State Reclamation Engineer:

Permit No. G-31529

You are hereby authorized to have the attached notice published at my expense
in the Idaho Free Press of Nampa, Idaho;
published in the county in which the works are situated.

(signature)

(address)

(date)

31529

The Idaho Free Press

Published Daily Except Sunday

NA

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Gerald Guentz, Rt. 3, Nampa, Idaho has received an approved permit No. G-31529 to divert 6.4 cubic feet per second of water from a subterranean source. The priority to be established under this permit is November 13, 1963. Water will be diverted by well, electric turbine pump, and sprinkler system within the NW 1/4 NW 1/4, Sec. 10, T. 10 S., R. 13 E., B.M., Twin Falls County and is to be used for irrigation in the S 1/2 SW 1/4, Sec. 3; NE 1/4 NE 1/4, Sec. 3; NW 1/4 NE 1/4, N 1/2 NW 1/4, SW 1/4 NW 1/4, NW 1/4 SW 1/4, Sec. 10, T. 10 S., R. 13 E., B.M.

Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
October 17, 24, 1968.

Above is a proof of your copy at
ginning Oct 17
prior to that time concerning a

Adam J. Kath
Publisher

31529

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Gerald Guents, Route 3, Nampa, Idaho

has received an approved permit No. G-71529 to divert ~~state~~
6.4 cubic feet per second ~~state~~ of water from
a ground water source

_____ . The priority to be established
under this permit is November 13, 1963 .
Water will be diverted by well, electric turbine pump, and sprinkler
system within the NW1/4NW1/4, Sec. 10
and NE1/4NE1/4, Sec. 9,
/ T. 10 S., R. 13 E., B. M., Twin Falls County

and is to be used for irrigation
in the SWSW, Sec. 3; NEANEX, Sec. 9; NWANEX, NWANEX, SWANEX, NWANEX,
Sec. 10, T. 10 S., R. 13 E., B. M.

Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Times News, Twin Falls, Idaho
on November 28, and and December 5, 1968

31529

November 18, 1968

Re: Permit No. G-31529
Gerald Guentz

The Times News
Twin Falls Idaho

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 date. If you can not publish the notice on the proposed dates please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of same has been paid.

Signature of claimant

Very truly yours,

Donald W. McElDowney
Appropriation Examiner

DWM:tg

31529

November 14, 1968

Re: Permit No. 31529

United States of America
Bureau of Land Management
Federal Building
P. O. Box 2237
Boise, Idaho

Gentlemen:

Enclosed is a copy of the amendment filed by Mr. Gerald Guentz for the above referenced permit. The amendment shows the correct points of diversion and the correct land list.

If you have any further questions, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks
enclosure: Copy of amendment
cc: Mr. Gerald Guentz
Route #3
Nampa, Idaho

31529

✓

RECEIVED

NOV 25 1968

Department of Reclamation

**GEO — LEGAL
NOTICE OF APPROVED
APPLICATION FOR WATER**

APPLICATION FOR WATER
Notice is hereby given that Gerard Guentz, Route 3, Nampa, Idaho, has received an approved permit No. G-31529 to divert 6.4 cubic feet per second of water from a ground water source. The priority to be established under this permit is November 13, 1963. Water will be diverted by well, electric turbine pump, and sprinkler system within the NW¼NW¼, Sec. 10, and NE¼NE¼, Sec. 3, T. 10 S., R. 13 E., B.M., Twin Falls County, and is to be used for irrigation in the SW¼SW¼, Sec. 3, NE¼NE¼, Sec. 9, NW¼NE¼, NW¼SW¼, SW¼NW¼, NW¼SW¼, Sec. 10, T. 10 S., R. 13 E., B.M.

Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Times-News,
Twin Falls, Idaho, on November 28,
and December 5, 1968.

31520

AFFIDAVIT OF PUBLICATION

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

Verla Harker
of Nampa, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principle Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Two Times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

October 17, 24, 1968

Subscribed and sworn to before me this

24th day of October, 19 68

Edna Kane
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES JUNE 23, 1971

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Gerald Guentz, Rt. 3, Nampa, Idaho has received an approved permit No. G-31529 to divert 6.4 cubic feet per second of water from a subterranean source. The priority to be established under this permit is November 13, 1963. Water will be diverted by well, electric turbine pump, and sprinkler system within the NW 1/4 NW 1/4, Sec. 10, T. 10 S., R. 13 E., B.M., Twin Falls County and is to be used for irrigation in the S 1/2 SW 1/4, Sec. 3; NE 1/4 NE 1/4, Sec. 3; NW 1/4 NE 1/4, N 1/2 NW 1/4, SW 1/4 NW 1/4, NW 1/4 SW 1/4, Sec. 10, T. 10 S., R. 13 E., B.M.

Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON

State Reclamation Engineer

October 17, 1968

31529

October 8, 1968

Re: Permit No. G-31529
Gerald Guentz

The Idaho Free Press
316 10th Avenue South
Nampa, Idaho 83651

Gentlemen:

Enclosed is a legal notice which we wish to have published 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 our 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 date. If you can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

Gerald

The expense of the publication is to be paid by _____
Guentz, Route 3, Nampa, Idaho

_____ ,
to whom you should furnish an affidavit of publication.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:tg

Enc: Legal Notice

cc: Gerald Guentz

NOTE: The permit holder is required to obtain an affidavit of publication from the above reference newspaper and to submit it to the Department at once.

31529

September 12, 1968

Re: Permit No. G-31529

Gerald Guentz
Rt. 3
Nampa, Idaho 83651

Dear Mr. Guentz:

We acknowledge receipt of your affidavit submitted as proof of beneficial use on ~~application for~~ permit G-31529.

Before a license can be issued a field examination must be made by a representative from this department.

We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than you should be contacted by the examiner, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

Enc: Order
Advertisement package

p.s. Please be advised that the priority date which is the first date receipt for your permit is November 13, 1963.

Form 8

31529

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-31529	)	
in the name of Gerald Guentz	)	ORDER MODIFYING REQUIREMENTS
<u>Route 3, Nampa, Idaho</u>	)	FOR COMPLETION OF PERMIT TO
		APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. **G-31529** was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before November 18, 1968. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for Completion of Works may be grounds for cancellation at the instance of the Department.

Dated this _____ day of _____, 19__.

R. KEITH HIGGINSON
State Reclamation Engineer

31529

September 12, 1968

Re: Permit No. G-31529

**Gerald Guentz
Rt. 3
Nampa, Idaho 83651**

Dear Mr. Guentz:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with those rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit and are now submitting proof of beneficial use. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

**Donald W. McEldowney
Appropriation Examiner**

DWM:tg

31529

RECEIVED

SEP 4 1968

Please acknowledge ^{Department of Reclamation} receiving
this "Proof of Application of Water
To Beneficial Use".

Thank you

Gerald Hunt

R+3

Nampa Idaho

83651

31529

RECEIVED

SEP 4 1968

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

State of Idaho)
County of Canyon)

Gerald Guentz of Route 3, Nampa, Idaho 83651
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says that the following information is true and correct to the best of his knowledge:

1. That he is the owner or duly authorized agent of the owner of Permit G-31529
2. State source of water supply Wells - underground supply.
3. The point of diversion of the water is NE $\frac{1}{4}$ NE $\frac{1}{4}$ sec 9 & NW $\frac{1}{4}$ NW $\frac{1}{4}$ sec 10,
Township 10 South, Range 13 EBM.

4. State for what purpose water is used Irrigation.
5. The amount of water used is 3.5 c. f. s. (state in what manner the quantity of water was determined and the qualifications of the person making such determination) Measurement through sprinklers by owner.

6. State the place of such use, and if for irrigation the description by legal subdivisions of the land so irrigated Township 10 South, Range 13 EBM: Section 3 - S $\frac{1}{2}$ SW $\frac{1}{4}$;
Section 9 - NE $\frac{1}{4}$ NE $\frac{1}{4}$; Section 10 - NE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$

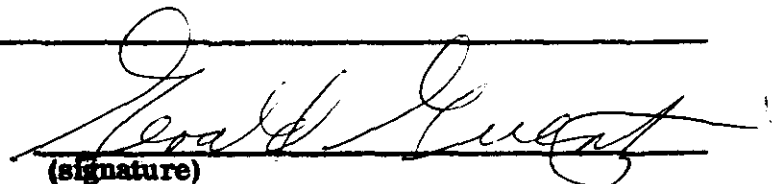
7. Give description of works by which water is conducted to such place of use including the name of any canal or stream used to carry the water 125 HP & 150 HP turbine pumps, steel & aluminum mainlines, and sprinkler lines.

8. The relation or understanding upon which the right to take water from the works is based is Water permit # G-31529 and amendment approved August 16, 1968.

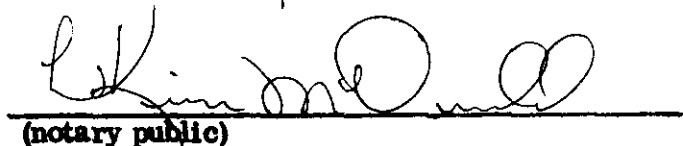
9. List all other water rights appurtenant to same place of use

10. The date of priority to be established is November 18, 1963.

11. Remarks 11-13 3


(signature)

Subscribed and sworn to before me this 30 day of August, 1968.


(notary public)

My commission expires Jan. 27, 1969.

31529

August 21, 1968

RE: Permit 31529

Gerald Gueutz
Route #3
Nampa, Idaho 83651

Dear Mr. Gueutz:

Enclosed herewith is a copy of the application for amendment you submitted to this office for recording. We have placed the original in our files.

Also enclosed is Departmental Receipt No. W-458 in the amount of \$5.00 which covers the recording fee.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosures

31529

August 20, 1968

Re: Permit No. G-31529
Gerald Guentz

Gerald Guentz
Route 3
Nampa, Idaho 83651

Dear Mr. Guentz:

One of the conditions of the approval of your permit G-31529 was that proof of application of the water to beneficial use be submitted to this office on or before November 18, 1968.

Enclosed is an affidavit form which must be used to submit this proof. You may also request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension must be received by this department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.

State Reclamation Engineer

RKH:tg

Enclosure: Proof form

31529

RECEIVED

AUG 20 1968

Department of Reclamation

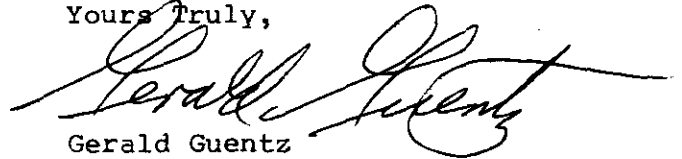
Dept. of Reclamation
Statehouse Annex 2
Boise, Idaho 83707

Dear Sir:

I would like to proceed on proving up with water permit No. G 31529 to make beneficial use proof and secure water license.

Please acknowledge this request and inform of futher instructions.

Yours Truly,



Gerald Guentz

31529

Aug 12 1968
Pampa Idaho

Ronald W Mc Elowney
Dept of Reclamation
Boise Idaho

RECEIVED
AUG 13 1968
Department of Reclamation

Dear Mr. Mc Elowney

Enclosed is another check for \$5.00 for the
filing fee for permit No. G-31529. My
records show that a check for \$5.00 was
made out to your office for this fee
on July 26, 1968. Evidently it was
misplaced, here, there, or lost in the
mail. I'm very sorry -

Yours truly
Gerald Gentry

31529

August 7, 1968

Re: Permit No. G-31529

Gerald Guentz
Route #3
Nampa, Idaho

Dear Mr. Guentz:

We have received your application for amendment to Permit No. G-31529. Please be advised that we cannot proceed with processing the amendment until we are in receipt of the required \$5.00 filing fee.

Your prompt attention to this matter is appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

31529

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR AMENDMENT

RECEIVED
 JUL 26 1968
 Department of Reclamation

Permit No. 31529

Comes now Gerald Guentz of (address) _____

Rt 3, Nampa, Idaho 83651, and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 31529, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE 1/4 NE 1/4, Sec. 9, T. 10 S.
R. 13 E, B.M. Other points of diversion NW NW Section 10, T. 10 S, R. 13 E

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

For Irrigation purposes from April 1 to Oct. 31 (both dates incl.)
 For _____ purposes from _____ to _____ (both dates incl.)
 For _____ purposes from _____ to _____ (both dates incl.)
 For _____ purposes from _____ to _____ (both dates incl.)

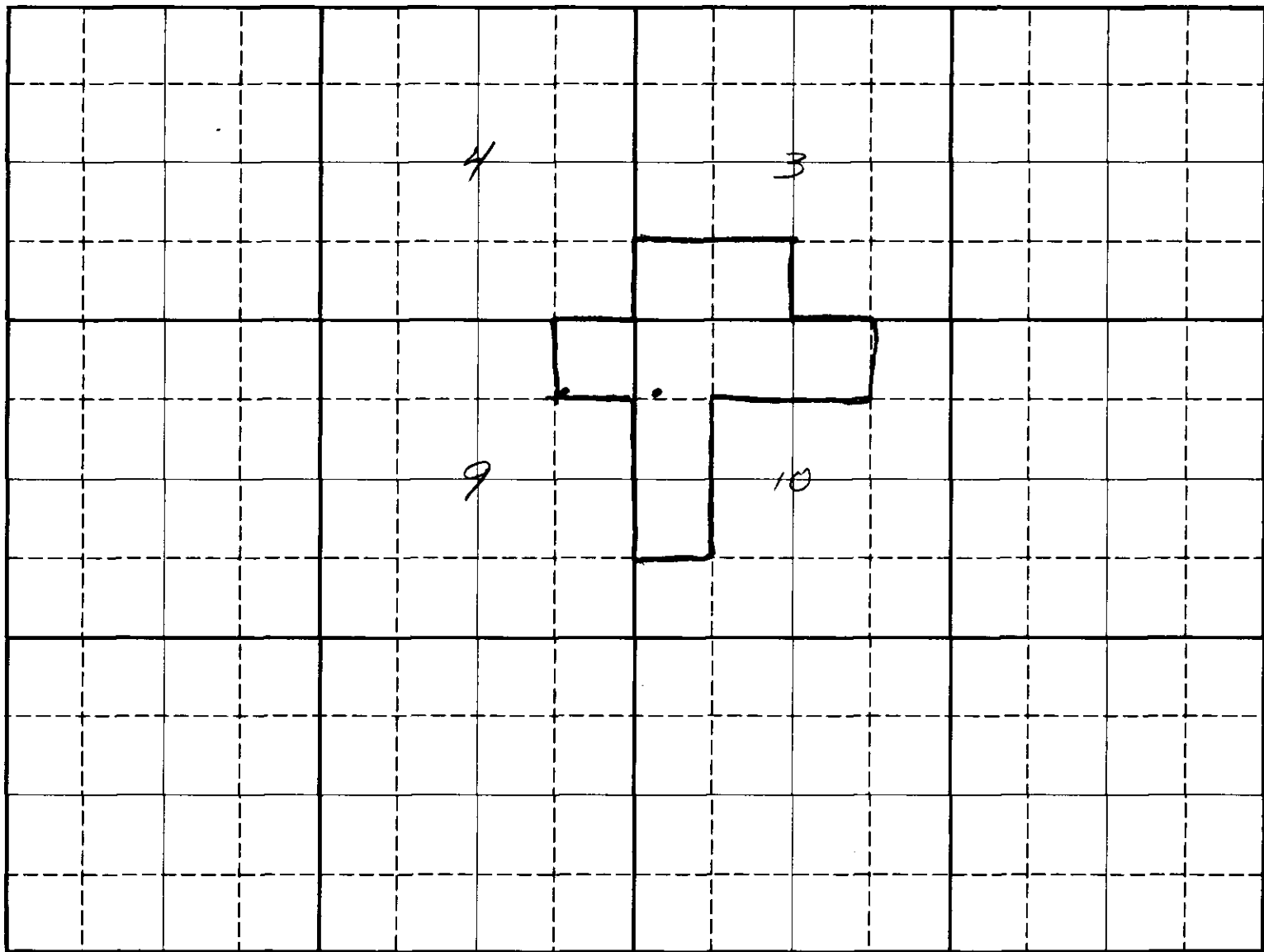
3. Place of use or land to be irrigated:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>10 S.</u>	<u>13 E.</u>	<u>3</u>											<u>40</u>	<u>40</u>					<u>80</u>
		<u>9</u>	<u>40</u>																<u>40</u>
		<u>10</u>	<u>40</u>	<u>40</u>			<u>40</u>	<u>40</u>	<u>40</u>		<u>40</u>								<u>200</u>
																			<u>320</u>

Total number of acres to be irrigated

31529

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



Scale: 2 inches equal 1 mile

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

Signed at Nampa IDAHO, this 26 day of July, 19 68.

[Signature]
(signature) D

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby approve the above application for amendment for Permit No. G-31529.

Witness my hand this 15th day of August, 19 68

[Signature]
State Reclamation Engineer

31529



UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Land Office
P. O. Box 2237
Boise, Idaho

IN REPLY REFER TO:

L:VSS
Idaho 014877

JUL 23 1964

NOTICE OF ALLOWANCE

Gerald Guentz
Route #3
Nampa, Idaho

Dear Mr. Guentz:

Your Desert Land Entry, Serial No. Idaho 014877,
Receipt No. 63456, for S1SW1/4 Sec. 3: NE1/4NE1/4
Sec. 9; N1/4NW1/4, SW1/4NW1/4, NW1/4SW1/4, NW1/4NE1/4, Section 10,
Township 10 S., Range 13 E., Boise Meridian, Idaho,
containing 320 acres, has this day been allowed, subject
to any valid existing rights and your further compliance with laws
and regulations applicable thereto. In correspondence relating to
this entry, always refer to the serial number shown above.

Subject to the Act of July 17, 1914, which may require the
reservation of all oil and gas deposits to the United States.

Final proof will be acceptable only upon development and
application of an adequate supply of water from the proposed source.

Sincerely yours,
(Signed) Orval G. Hadley

Orval G. Hadley
Land Office Manager

cc: State Recl. Engr. ✓

December 18, 1963

Re: Permit No. 0-31529

Mr. Gerald Quenta,
Rt. #3,
Nampa, Idaho.

Dear Mr. Quenta:

We enclose Permit No. 0-31529 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

By this same mail, we have sent to the Bureau of Land Management two copies of this permit, one of which has been certified, to be used in connection with the Desert Land Entry filed in that office. A copy of that letter is enclosed.

We also enclose Departmental Receipt No. 0-8378 which was issued covering payment in the amount of \$ 6.50, which includes \$ 6.50 for the filing fee and \$ 2.00 for the copies sent to the Bureau of Land Management, ~~was given~~ to you while in our office.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

31529

December 10, 1963

Re: Permit No. **G-31529**
Gerald Cuente

Bureau of Land Management,
P. O. Box 2237,
Boise, Idaho.

Gentlemen:

We enclose two copies of Permit No. **G-31529**, one
of which has been certified, to be used in connection with
Desert Land Entry filed in your office by permit holder
Gerald Cuente of
Rt. 3, Nampa, Idaho.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

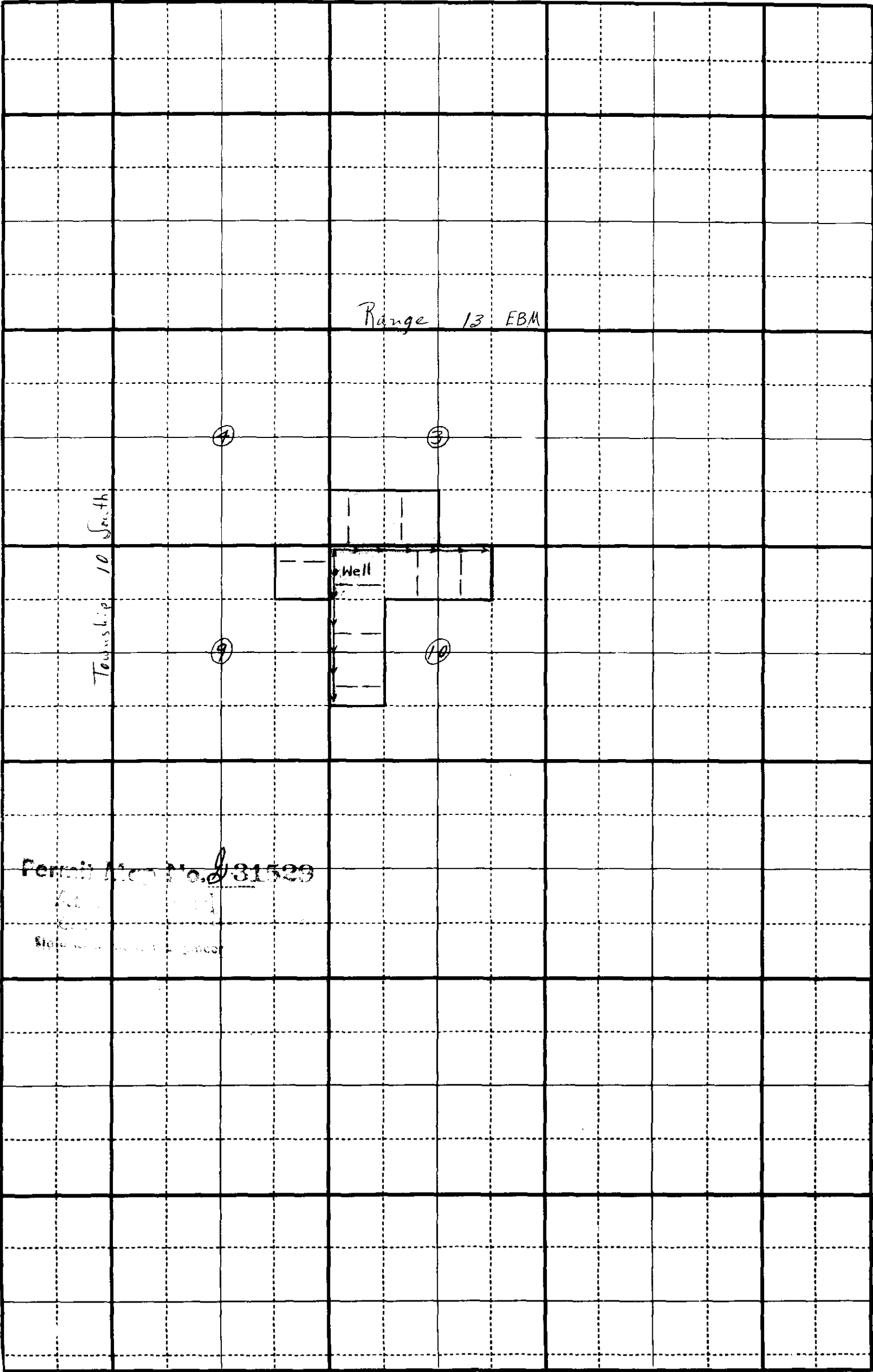
(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Applicant

3-1529

NAME OF APPLICANT.....Gera' Guentz.....

Form No. 0



Permit No. 31529
State of New York

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

31529