

# Affidavit

I the undersigned give this affidavit that I have personal knowledge that the well in use by John R. Williams was drilled and used by Cornelious Williams 7-1-30.

Right number

A 35-10505

Address John R Williams

1191 W 200 S

Pingree, Id 83262

L. A. Higginson  
July 5, 1991

Subscribed and sworn to before me  
this 5 day of June, 1991

Stephen Miller

Notary Public

Residing at: Blackfoot Ida.

My Commission Expires: 7-7-92

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DEC 10 1992

# AMERICAN FALLS CANAL SECURITIES CO.

914 KEARNS BUILDING  
SALT LAKE CITY, UTAH

Feb. 17, 1930.

Mr. Neal Williams,  
Blackfoot, Idaho.

Dear Sir:-

Following is statement of amount due on your Rockford Canal Co., Contract No. 100, figured to March 1, 1930.

|                                                     |                  |
|-----------------------------------------------------|------------------|
| Balance due as per statement rendered Jan. 9, 1929. | \$503.47         |
| March, 1, 1929, Installment on Principal.           | 150.00           |
| " " " Interest 3/1/28 to 3/1/29                     | 192.00           |
| Dec. 1, 1929. Maintenance season 1929.              | 281.60           |
| March, 1, 1930. Installment on Principal.           | 200.00           |
| " " " Interest 3/1/29 to 3/1/30                     | 192.00           |
| Maintenance interest.                               | 14.40            |
| Total,                                              | <u>\$1533.47</u> |

| Credits.                     |          |                 |
|------------------------------|----------|-----------------|
| Sept. 27, Part of (\$665.21) | \$376.41 |                 |
| Oct. 26, Ck. to Johnston.    | 162.70   |                 |
| Balance due March, 1, 1930.  |          | <u>539.11</u>   |
|                              |          | <u>\$994.36</u> |

The items making the above amount are as follows:

|                     |                 |
|---------------------|-----------------|
| Principal past due. | \$450.00        |
| Interest. " "       | 248.36          |
| Maint. " "          | 281.60          |
| Maint. Int.         | 14.40           |
| Total,              | <u>\$994.36</u> |

Credits were applied as follows:

|                             |                            |                 |
|-----------------------------|----------------------------|-----------------|
| \$376.41 (Part of \$665.21) | Applied bal. 1928 Maint.   | \$211.04        |
| "                           | Cont. interest.            | 164.94          |
| "                           | Bal. on Hd. Gate.          | .43             |
|                             |                            | <u>\$376.41</u> |
| \$162.70                    | Applied on Cont. interest. |                 |

An advance payment of \$1.50 per share, to apply as part payment on 1930 maintenance charge, will be due and payable April 1, 1930, and no water will be delivered until this payment is made. Total \$120.00 Balance of 1930 maintenance will be due and payable Dec. 1, 1930.

Yours truly,

ROCKFORD CANAL COMPANY.,

By, [Signature]

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28-Jun-1991

JOHN R WILLIAMS  
1191 W 200 S  
PINGREE, ID 83262

RE: **Evidence of Priority** A35-10505

Dear Claimant:

The Notice of Claim identified with the numbers shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notice and the pamphlet entitled **"Evidence of Priority"**. The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date"**.

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. **But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.**

Please submit the required evidence supporting the priority date by JULY 29, 1991, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

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All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Eric Verner  
Senior Water Agent

EV:sc

Enclosure: Brochure on "Evidence of Priority"  
Proof Report

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