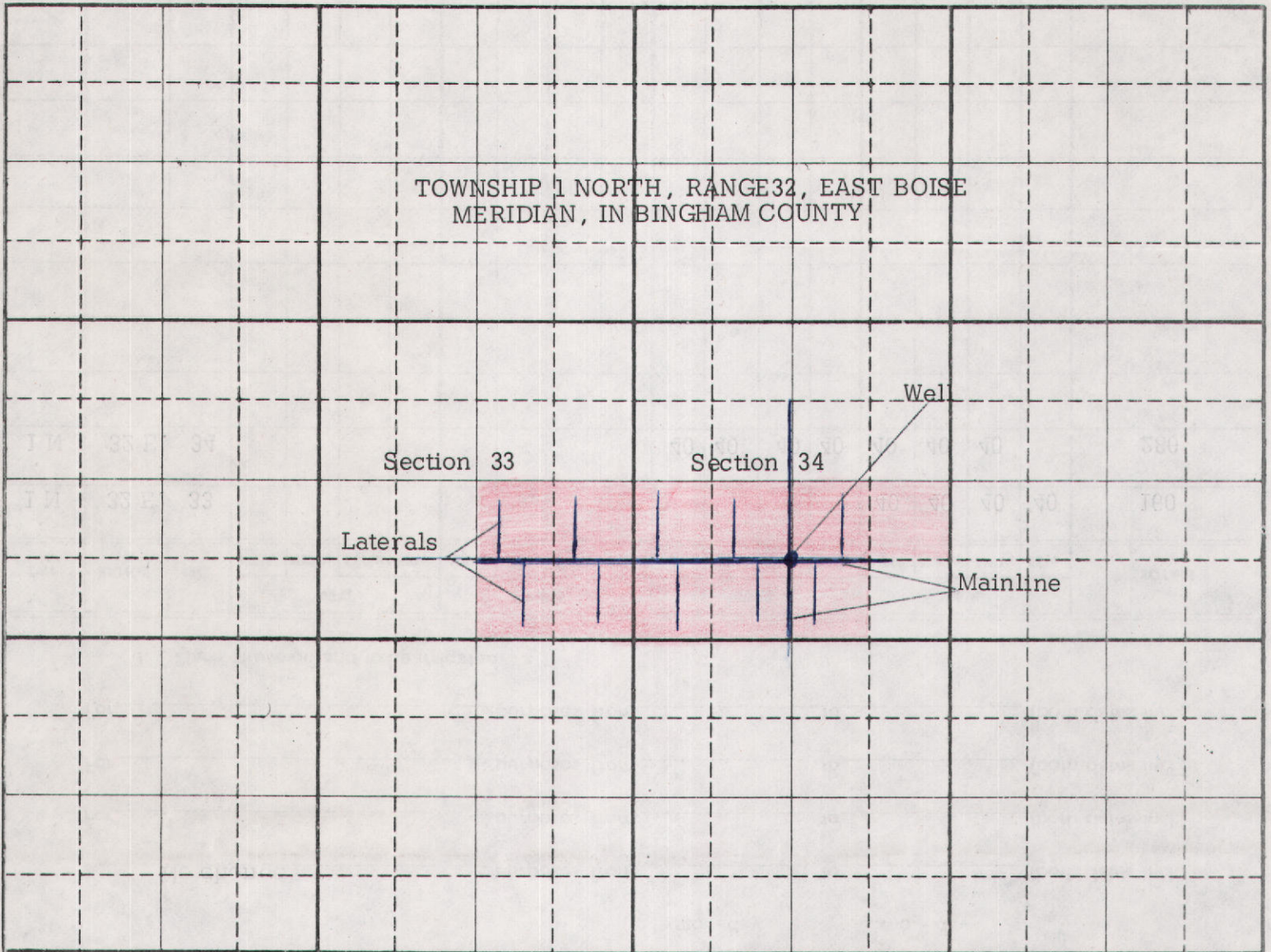


35 7277

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 Blackfoot, Idaho, this 7th day of January, 1974.

V. R. Benson
(signature)

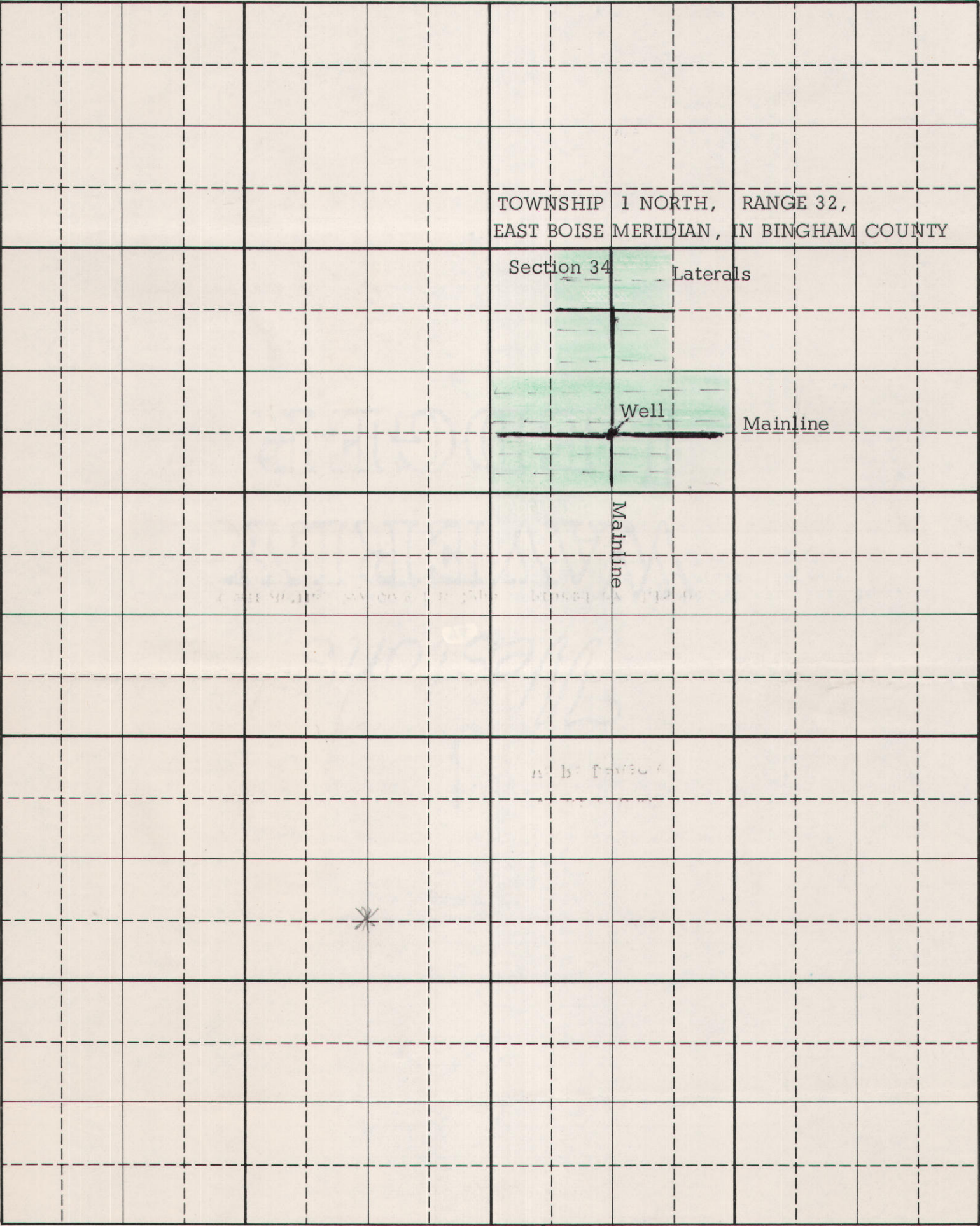
ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby approve the above application for amendment for Permit No. 35-7277.

Witness my hand this 15 day of January, 19 74.

R. Keith Higgins
State Reclamation Engineer

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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

V. P. Benson
(Applicant)

R 32 E

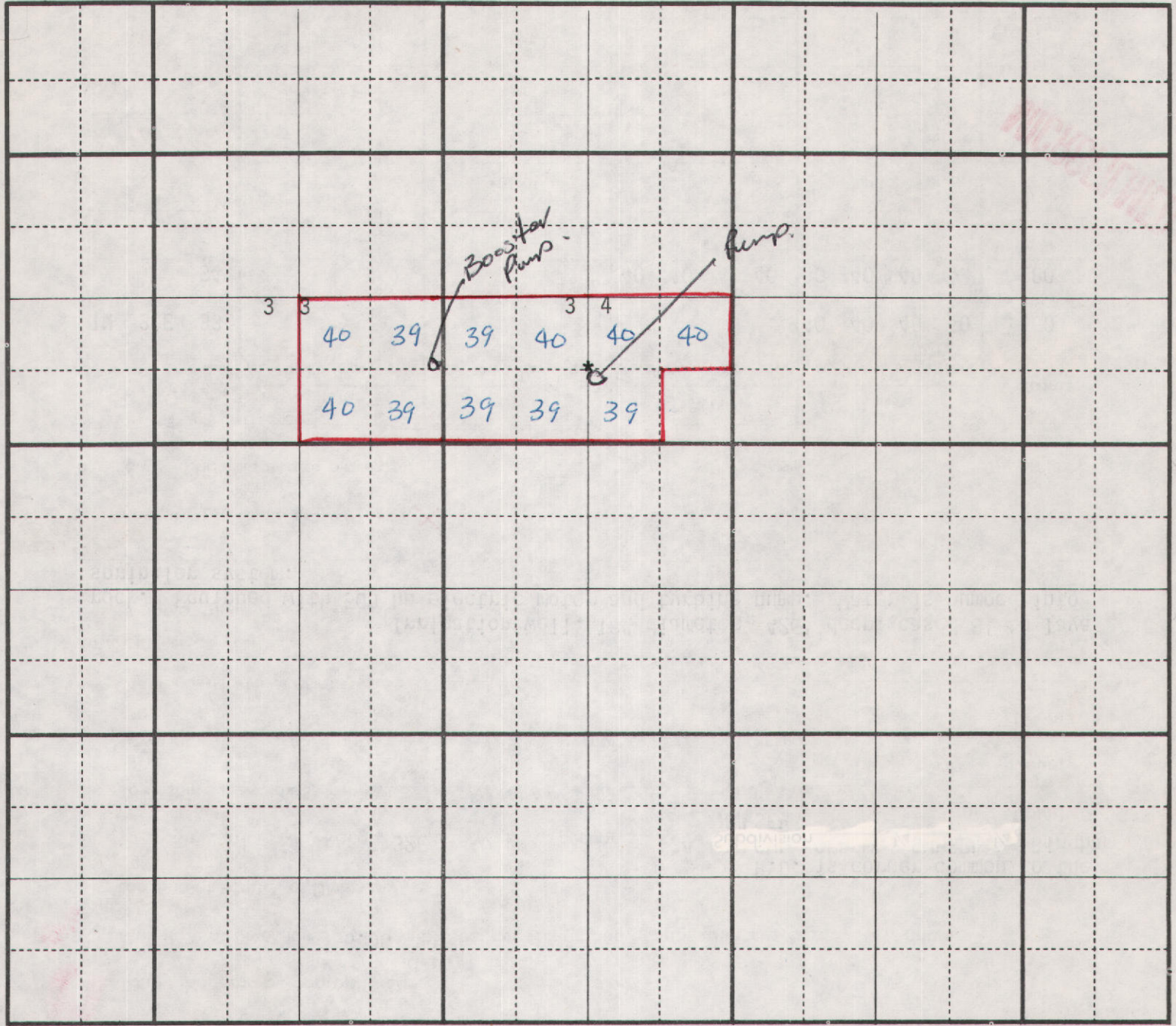
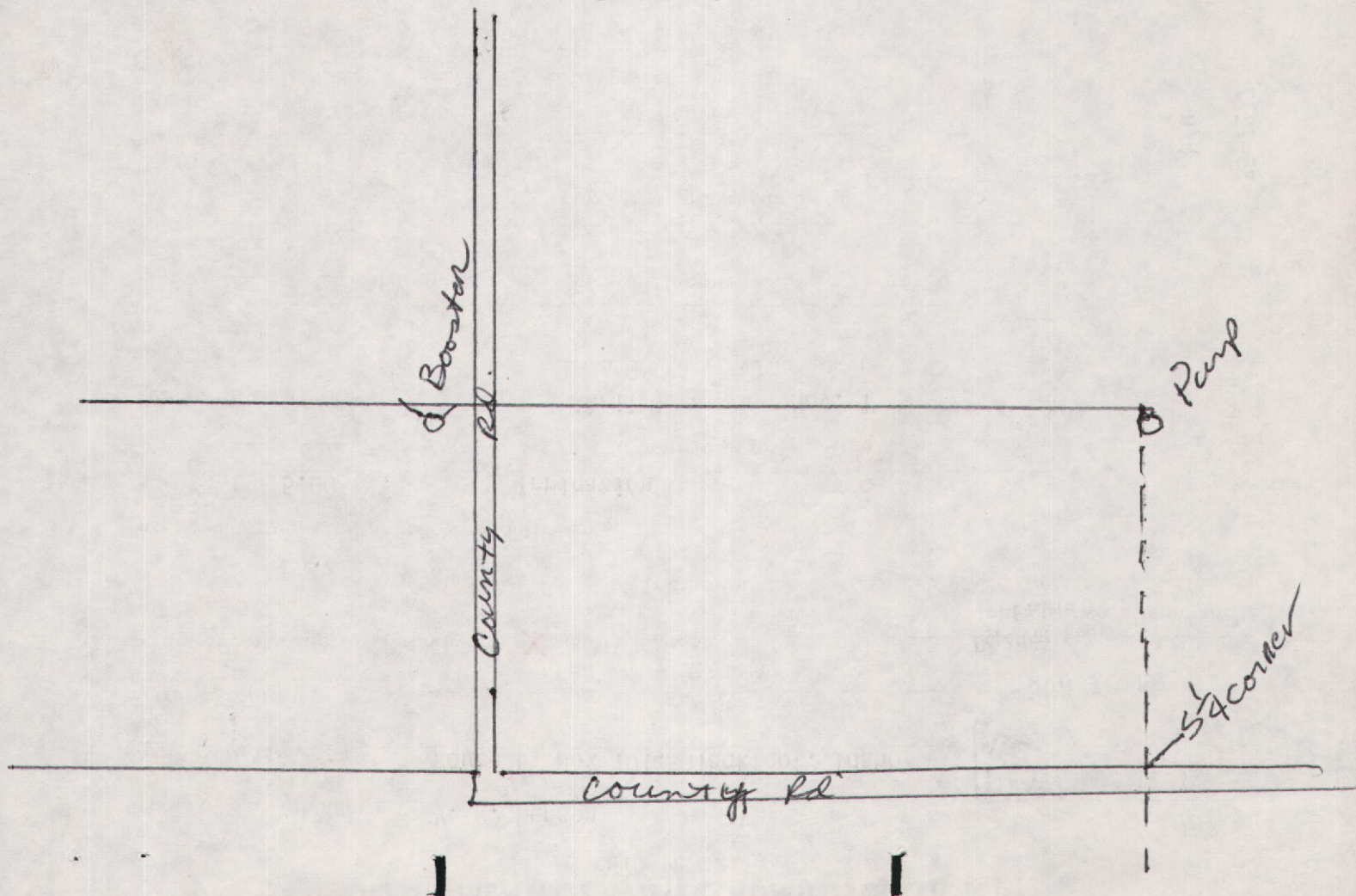


Diagram of System



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(late proof)
License of Water Right No. 35-7277 Priority April 5, 1973 Amount 4.45 cfs

THIS IS TO CERTIFY, that V. R. Benson
of Blackfoot, Idaho, has complied with the terms and conditions of Permit
No. 35-7277 issued pursuant to Application for Permit dated February 15, 1973,
and has submitted proof to the Department of Water Resources on May 20, 1975,
that he has applied water to a beneficial use, an examination by the Department indicates that the works have a
capacity for the diversion of 4.45 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>4.45</u> cfs and	<u>1519</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 4.45 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1519 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, Twp. 1N,
Rge. 32E, B.M. in the County of Bingham

Description and location of place of use:

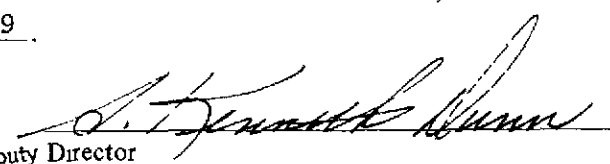
Twp	Range	Sec	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1N	32E	33													39	40	40	39	158
		34									40	39	39	39	40	40	39		276

Total number of acres irrigated 434

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 27 day of
March, 19 79.


Deputy Director

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-7277
in the name of V. R. BENSON

ORDER OF REINSTATEMENT

WHEREAS, on February 15, 1973, V. R. Benson applied to the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 5.0 cubic feet per second of groundwater within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, & NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, Twp. 1N, Rge. 32E, B.M., Bingham County, to be used for irrigation purposes; and,

WHEREAS, on March 14, 1973, the Department approved said application and issued Permit No. 35-7277 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before April 1, 1975; and,

WHEREAS, on January 31, 1975, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on April 7, 1975, the Department notified the permit holder that Permit No. 35-7277 had lapsed for failure to submit proof of beneficial use; and,

WHEREAS, on May 20, 1975, the Department received the required proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 35-7277 be REINSTATED and the priority advanced to April 5, 1973.

Dated this 21st day of May, 1975.


A. KENNETH DUNN, Administrator
Operations Division

Receipt # 12675

JAN 10 1974

\$10.00 MB

Department of Water Administration
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR AMENDMENT

Permit No. 35 7277

Comes now V. R. Benson

of (address) _____

Route #5 Box 101, Blackfoot, Idaho 83221, 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. 35 7277, and requests that the permit and permit map be changed as follows:

1. Point of diversion: No change $\frac{1}{4}$ $\frac{1}{4}$, Sec. I.

R. _____, B.M. Other points of diversion _____

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

mo. - day

mo. - day

For No change purposes from _____ to _____ (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:

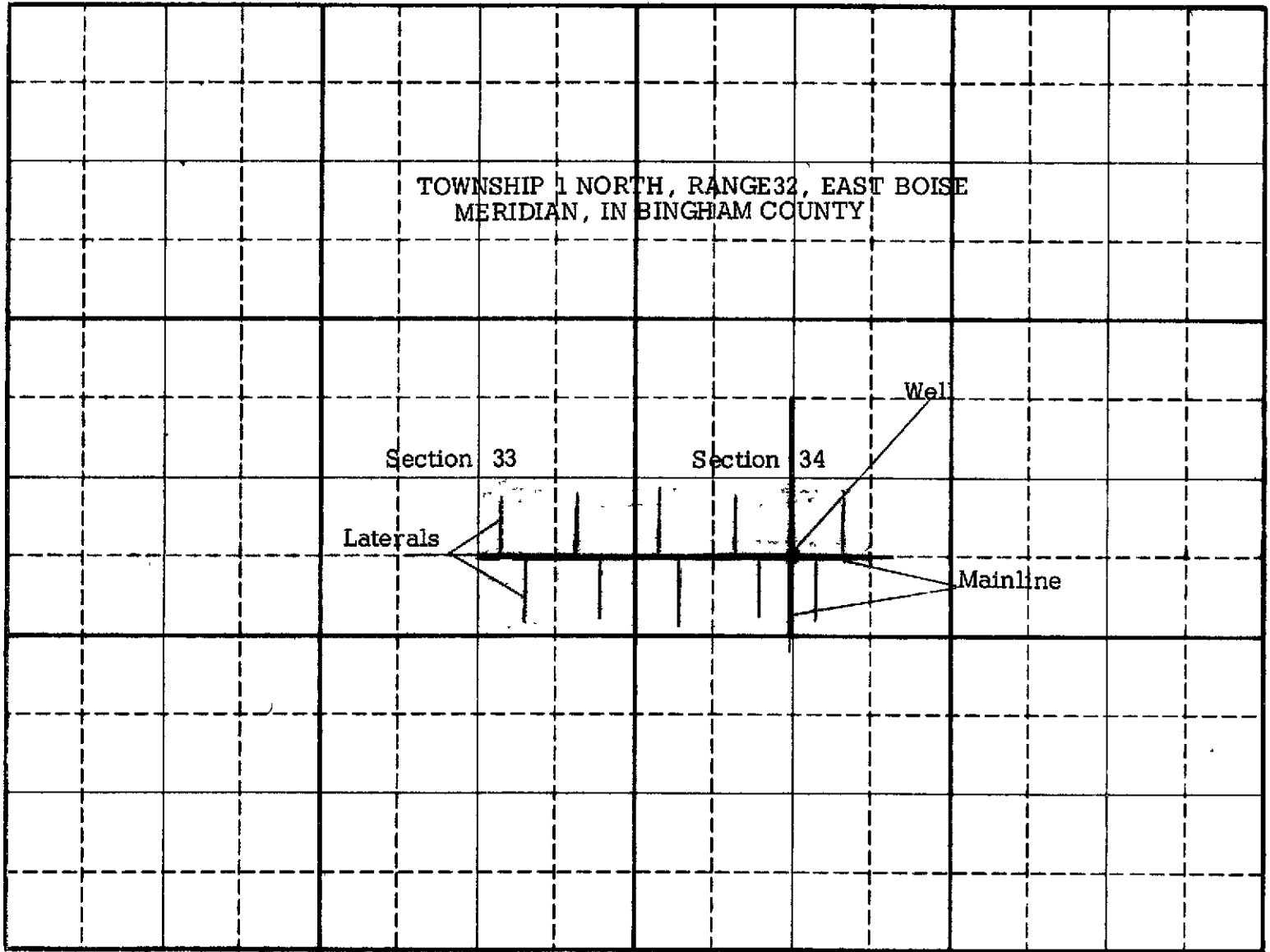
[illegible]**Total number of acres to be irrigated**

: 440

35 7277

35 7277

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 Blackfoot, Idaho, this 7th day of January, 1974.

J. R. Benson
(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. 35-7277.

Witness my hand this 15 day of January, 19 74

R. Keith Higgins
State Reclamation Engineer

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
 (TYPE OR PRINT IN INK)

1. Name of applicant V. R. BENSON
 post office address Route 5, Box 101, Blackfoot, Idaho 83256
2. Source of water supply : Subterranean flow ~~which is a tributary of~~ _____
3. a. Location of point of diversion is ~~center of well S¹/₂~~ ~~Section~~ 34, Township 1 North,
 Range 32, E. B.M. Bingham County; additional points of diversion if any: _____
(P.D. is @ corner common to) NW¹/₄ SW¹/₄, SE¹/₄ SW¹/₄, SW¹/₄ SE¹/₄, and
NW¹/₄ SE¹/₄ Sec 34, T¹/₂R TELECOM ATTORNEY FURCHES
3/15/73 AGU
- b. If water is not consumed, it will be discharged into _____ at a point in _____
 of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
 Amount 5.0 cfs for irrigation purpose from April 1 to November 1 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
 a. 5.0 cubic feet per second ~~and/or~~
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. Irrigation well 18 inch diameter,
426 feet deep, cased 8 feet to lava rock. 500 h.p. General Electric motor and
turbine pump. Mainline pipe: 12 inch, one-half mile in length, 10 inch, one and
one quarter mile in length; 8 inch, one-half mile in length; Lateral lines: 4 inch,
14 laterals 1/4 mile each in length.
 b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
 capacity _____ acre feet, materials used in storage dam: _____
 Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
 c. Proposed well diameter is 18 inches; proposed depth of well is 426 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
 is two years.
 b. Estimated construction cost is \$ 95,000.00.
8. Description of proposed uses:
 a. If water is ~~not~~ for irrigation.
 (1) Give the place of use of water: _____ 1/4 of _____ 1/4 of Section _____ Township _____
 Range _____ B.M. _____
 (2) Amount of power to be generated. _____ hp under _____ feet of head
 (3) List number of each kind of livestock to be watered _____

 (4) Name of municipality to be served _____, or number of families to be
 supplied with domestic water _____.
 (5) If water is to be used for other purposes describe. _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1 North	32 E	34		40	40		40			40	40	40	40	40	40	40	40		440

Total number of acres to be irrigated 440

c. Describe any other water rights used for the same purposes as described above None

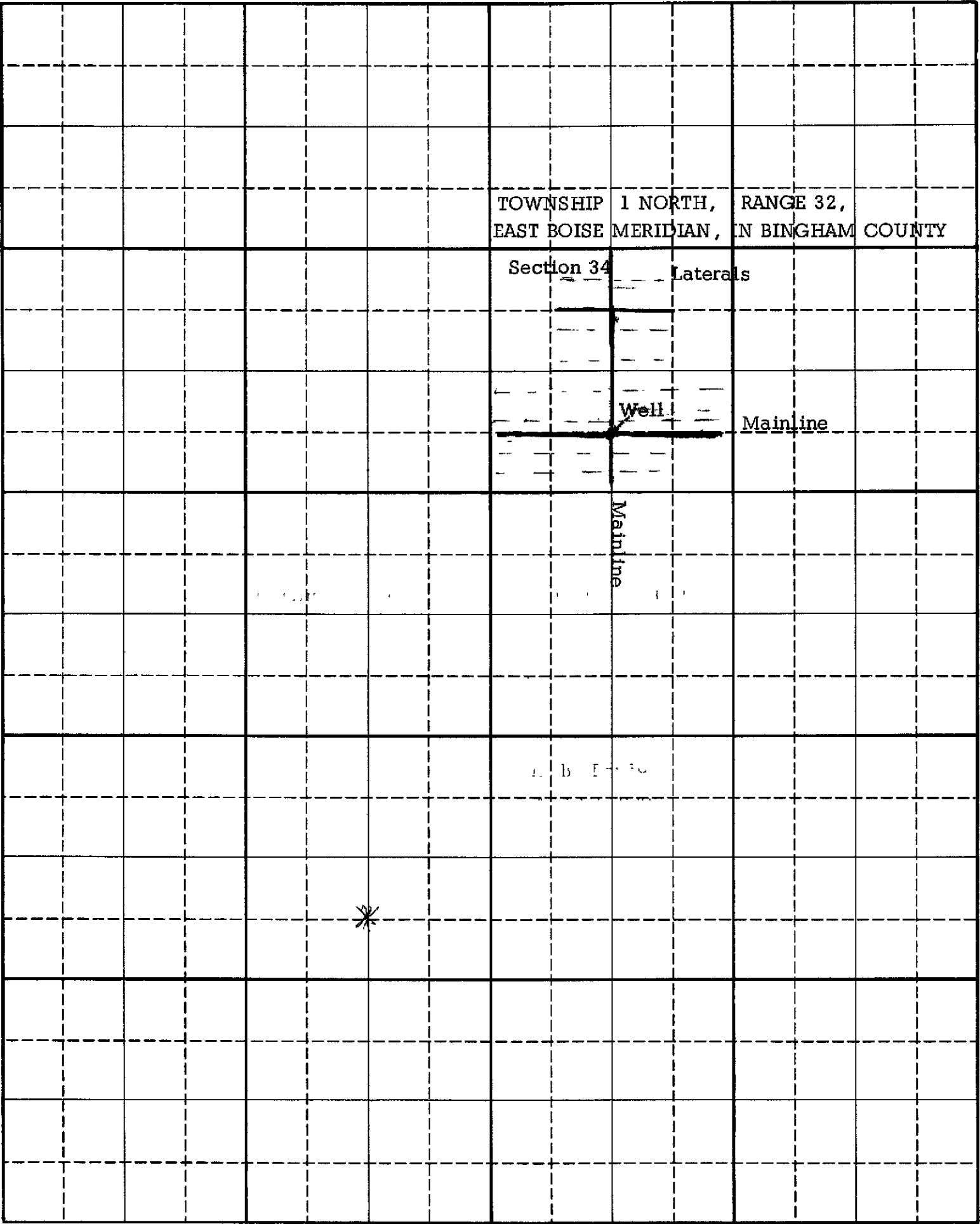
9. a. Who owns the property at the point of diversion V. R. Benson

b. Who owns the land to be irrigated or place of use V. R. Benson

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing -----

10. Remarks Well drilled by Jack Cushman, Blackfoot, Idaho.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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

V. R. Benson
(Applicant)

Received by ha Date 2-15-73 Time 10 00 A
 Preliminary check by NCP Fee \$ 65.00
 Receipted by ha Date 2-15-73 R# 7089
 Publication prepared by ha Date 2-16-73
 Published in Blackfoot News
 Publication dates 2-22 + 3-01-73
 Publication approved NCP Date 3-12-73
 Priority ~~reduced~~ to 2-15-73 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by NCP (D)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7277, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1975.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 14th day of March 1973.

R. Karl Higgin
 Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	NCY	2/15/73	Application No. <u>35-7277</u> Name <u>V.R. BENSON</u>
(2)	"	"	Check: ☒ Signature ☒ Point of Diversion <u>NEED TO REARREST 40 A.</u> ☒ Quantity of Water and Period of Use <u>Contacted attorney</u> ☒ Description of Diverting Works <u>Further by telephone</u> ☒ Time required for C/W and application of water to B/U ☒ Place of Use <u>He was adamant about not changing</u> ☒ Map <u>the description from ~~the~~ center</u> ☒ Fee <u>County of 5 1/2 sec 34.</u>
(3)	"	"	Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management <u>N.A.</u>
(4)	"	"	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. <u>N.A.</u>
(5)	"	"	In form for advertising <u>Advertise as is</u>
(6)	BA	3-2-73	Affidavit of Publication received <u>3-2-73</u>
(7)	"	3-12-73	Final date for protests <u>3-12-73</u> Protests received: yes <u>no</u> ☒
(8)	"	"	Date and Place of hearing <u>N.A.</u> Decision reached at hearing <u>N.A.</u>
(9)	NCY	2/15/73	Located within Water District No. <u>—</u>
(10)	"	"	Critical groundwater area: yes <u>no</u> ☒
(11)	"	"	Groundwater levels: ☐ Decline (comment) <u>—</u> ☐ Stable (comment) <u>No nearby obs wells</u> ☐ Increasing (comment) <u>—</u>
(12)	"	"	Comments: <u>Eastern district plots do not show any other ground water rights on this land.</u>
(13)	NCY	3/12/73	Action recommended: ☒ Approve Priority <u>2/15/73</u> ☐ Deny Reason for Reduction <u>—</u> <u>See attached sheet for conditions of approval</u> <u>No conditions for approval</u>
(14)	"	"	District <u>Eastern</u> By <u>Norman C. Young</u> Date <u>3/12/73</u> Title <u>D.E.</u>

RECEIVED
100-12-1023
Department of Water Administration

35 7277

RECOMMENDEDCONDITIONS OF APPROVAL

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

☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

☐ Maximum rate of diversion shall not exceed _____ c.f.s.

☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.

☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.

☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.

☐ The proposed well shall not be drilled within _____ feet of another well.

☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.

☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.

☐ Other: _____

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho) ss.

I, Drury R. Brown do solemnly

swear that I am the Publisher of
The Blackfoot News which is a daily newspaper of general
circulation published each day except Sunday at Blackfoot,
Bingham County, Idaho, said newspaper having been so
published at Blackfoot, aforesaid for more than one year
past; that said newspaper heretofore complied with all the
provisions of Chapter 154 of the Sessions Laws of Idaho of
1933, approved March 11, 1933, and duly designated,
pursuant to law, a particular day of the week as the day on
which legal notices required by law or by the order of any
Court of competent jurisdiction within the State of Idaho
shall be published to-wit Friday of each week, that the
notice attached hereto and which is a part of this affidavit
and part of the proof of publication was, published in said

Friday issue of said newspaper 2 consecutive

weeks, the first publication having been made on
the 22nd day of February, 1973..

and the last publication having been made on the
1st day of March, 1973; that said

notice was published in the regular and entire issue of every
number of the paper as aforesaid during the period and time
of publication, and that notice was published in the
newspaper and not in a supplement.

Subscribed and sworn to before me this 1st.....

day of March, 19 73..

Patricia A. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
~~October 28, 1973~~

October 28, 1975

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that V.
R. Benson, Route No. 5, Box
101, Blackfoot, Idaho, has on 2-
15-73 submitted Application No.
85-7277 for a permit to ap-
propriate 5.0 cubic feet per
second of water from a ground-
water source by means of well
and pump at the corner com-
mon the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$,
SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34,
T 1N, R. 32E, B.M., Bingham
County; to be used from Apr. 1
to Nov. 1 for the irrigation of 440
acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$,
E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$,
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 34, T 1N, R.
32E, B.M.

If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with
the Idaho Department of Water
Administration, 240 South
Holmes, Idaho Falls, Idaho,
83401, on or before March 12,
1973.

R. KEITH HIGGINSON
Director

(3313)
Pub.. 2-22, 3-1

34



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

March 28, 1979

RE: Permit No. 35-7277

V. R. Benson
Route 5, Box 101
Blackfoot, ID 83221

Dear Mr. Benson:

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw
Enclosure

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

March 6, 1979

Re: Permit No. 35-7277

V. R. Benson
Route 5, Box 101
Blackfoot, Idaho 83221

Dear Mr. Benson:

A representative of this Department made an examination of the works covered by your Permit No. 35-7277 on July 14, 1975, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 4.45 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1519 acre feet per
year.

Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, Twp. 1N, Rge. 32E, B. M.

Beneficial use: Irrigation of 434 acres within the SE $\frac{1}{4}$, Sec. 33,
SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, Twp. 1N, Rge. 32E, B. M.

Priority date established: April 5, 1973 (late proof)

If you do not concur with these findings please contact us within 10 days, otherwise a
water license will be issued as set forth above.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

379
1-1-79
10:10 AM
JAN 10 1979
JAN 10 1979

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder V. R. Benson
Post office address Route 5, Box 101, Blackfoot, Idaho
Person to contact _____

RECEIVED
JUN 10 1975
Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐
Tributary to _____
Department of Water Resources
(not for stream, etc.)
Eastern District Office

3. Water will be used for the following purposes:

Amount 5.00 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from April 1 to Nov. 1
_____ (mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
_____ (mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
_____ (mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 35-7277
Examination for b/u

4. Total amount to be appropriated.

Max Rate of Diversion 5.00 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 1N N/S, Range 32E E/W, B.M., Section 34, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Bingham County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County

Other Points of Diversions: _____

Description of diverting works. Irrigation well, 18" diameter, 426' deep, cased 8' to lava rock. Equipped with 500 hp electric motor and turbine pump. Water is pumped into sprinkler system.

Measuring device required: yes ☒ no ☐

6. Lands to be 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 $\frac{1}{4}$	
1N	32E	33													40	40	40	40	160
		34									40	40	40	40	40	40	40		280

TOTAL ACREAGE 440

MICROFILMED

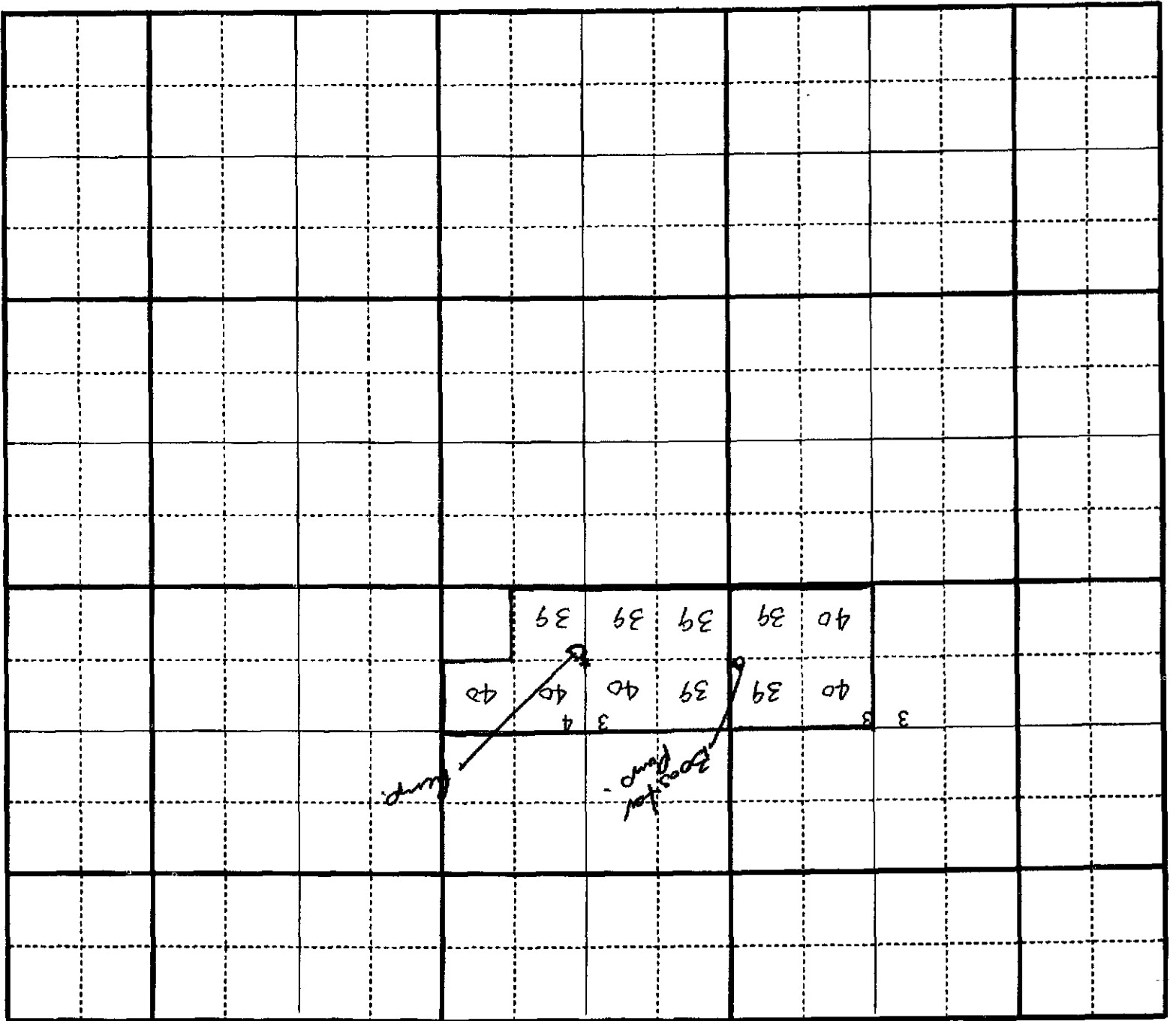
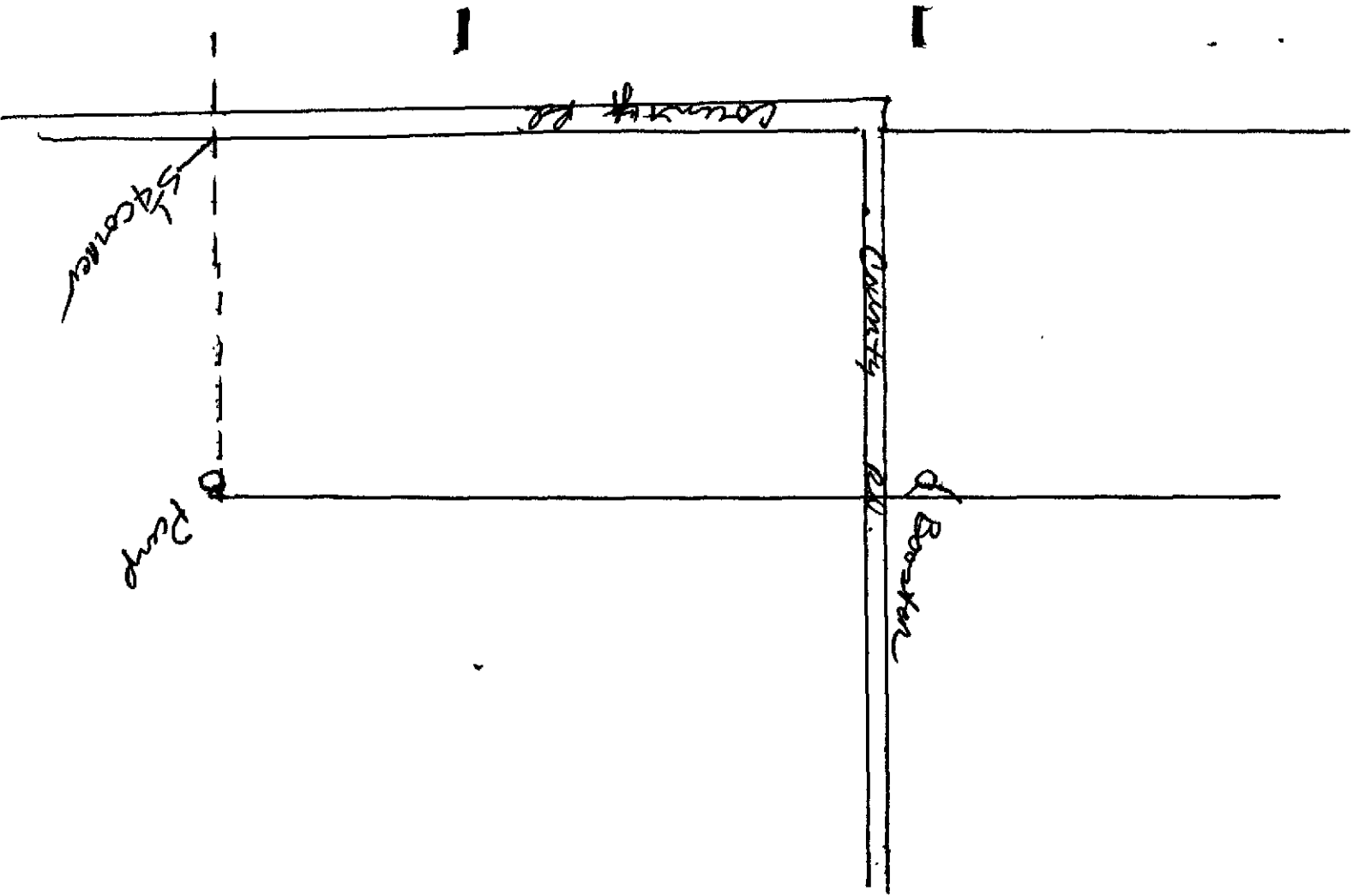


Diagram of System



DATE OF EXAM July 19, 1975

ACREAGE
Found 434
Recommended 434

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 4.45 c.f.s. V = 1519 AF/Ann. from Apr to Nov
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: N.A.
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Exchange? yes _____ no ☒

Name source exchanged with: N.A.
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of injection: N.A.
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of exchange: N.A.
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Total Q measured 4.45 cts Method of measurement In line Meter

Total Q recommended 4.45 cts Meter No. MD461356 Type Badger Condition ?

Total V recommended 1519 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

$Q = 2,000 \text{ gal/min} = 4.45 \text{ cts}$
 $V = 3.5 \times 434 \text{ Ac} = 1519 \text{ AF/Ann}$

SYSTEM DESCRIPTION:

500 Hp G.E. MOTOR Ser #CHJ329011
Layne & Bowler Pump No Ser #
12" discharge North To Burried E-W main
15' diam wheel laterals
Booster: 30 Hp U.S. Motors Ser #00327 Peerless Pump Ser #3HD80608

REMARKS:

Examiner's Signature Bills Rhoads Date Aug 20, 1975

Checked by Ernest M. Carlson Date Oct 22, 1976

Approved by _____ Date _____

Re: Permit No. 35-7277

Dear Mr. Benson:

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

Sincerely,

DDR:JFR

Enclosure

RECEIVED

Identification No. _____

Permit No. 35-7277

STATE OF IDAHO

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder V.R. BENSON
b) Post Office Address Route #5 Box 101, Blackfoot, Idaho 83221
2. Permit Number 35-7277
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated Irrigation well.
b) Location of the point of diversion: center x of S $\frac{1}{2}$ x, Section 34
Township 1 North, Range 32, E. Boise Meridian, Other points of diversion: _____
--
5. a) The amount of water and use to which the water has been applied:
Amount 5.00 cfs for irrigation purposes from April 1 to Nov. 1, incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 5. cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: by meter installed at pump.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
--
b) Describe the agreement or understanding by which you take water from the works: _____
--
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Irrigation well, 18 inch diameter, 426 feet deep, cased 8 feet to lava rock. Equipped with ~~12 inch~~ 500 h.p. electric motor and turbine pump. Water is pumped into sprinkler system.
b) Describe the type and size of measuring device which you have installed at your point of diversion: 12-inch, Badger meter.
c) Give well driller's name and address and the date the well was completed: Well drilled by Jack Cushman, Blackfoot, Idaho. Completed
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____
--

Exam typed 6-6-75 by js MICROFILMED

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	32E	33													40	40	40	40	160
1N	32E	34									40	40	40	40	40	40	40		280

Total number of acres irrigated 440

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

May 15, 1975. V.R. Benson
(Date) (Signature)

State of Idaho,)
) ss.
County of Bingham)

On this _____ day of May, 19 75, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

H. Williams
Notary Public residing at Blackfoot, Idaho

My commission expires Jan. 31, 1978

Law Offices

FURCHNER, MARTSCH & BAKER

178 W. JUDICIAL STREET
BLACKFOOT, IDAHO 83221

May 19, 1975

RECEIVED

MAY 20 1975

Department of Water Resources

AREA CODE 208
785-2310
P. O. BOX 752

H. WILLIAM FURCHNER
JAMES L. MARTSCH
DWIGHT E. BAKER

Mr. R. Keith Higginson, Director
Department of Water Resources
State House
Boise, Idaho 83720

Re: Permit no. 35-7277
V. R. Benson
Route #5 Box 101, Blackfoot, Idaho 83221

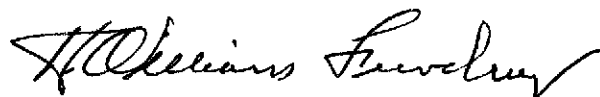
Dear Mr. Higginson:

We enclose herewith the Proof of Application of Water to Beneficial Use for the above named permit holder. The filing of this proof was delayed due to an oversight in our office. However, you may consider this letter as his application for reinstatement of the permit.

When inspection of the works has been made in the field and when the license is issued please forward the same to us for Mr. Benson.

Very truly yours,

FURCHNER, MARTSCH & BAKER



H. William Furchner

HWF/jt
Encl.

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

April 7, 1975

Re: Permit No. 35-7277

V. R. Benson
Moreland,
Idaho 83256

Dear Mr. Benson:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 35-7277 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

RKH:jg

MICROFILMED

WATER RESOURCE BOARD:

John F. Streiff
Chairman
Franklin Jones

George L. Yost
Vice-Chairman
M. Reed Hansen

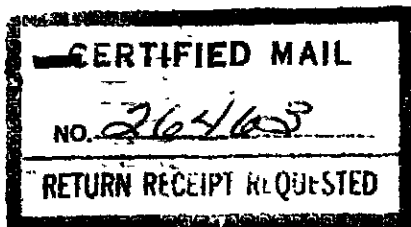
Donald R. Kramer
Secretary
Scott W. Reed

Edwin C. Schlender
Member
Joseph H. Nettleton
Member

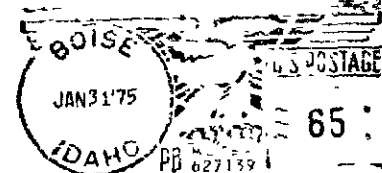
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83707

RETURN
TO
SENDER
UNCLAIMED

V. R. Benson
Route #5, Box 101
Blackfoot, ID 83221



Not for 2-1-75
~~Re-sent to~~ Moreland, ID
83256
by Cert. # 26531



FINAL NOTICE
FEB 11 1975



MICHAEL

SENDER: Complete items 1 and 2

Add your address in the "RETURN TO" space on reverse

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
- ☐ Show to whom, date, & address of delivery.. 35¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery..... 85¢

2 ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO.

CERTIFIED NO.

INSURED NO.

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

4.

DATE OF DELIVERY

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE

CLERK'S
INITIALS

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below

- Complete items 1 and 2 on reverse side
- Moisten gummed ends and attach to back of article

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



RETURN
TO



DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE ID 83720

January 31, 1975

CERTIFIED MAIL

26463
Re-sent by
Cert. # 26531

Re: Permit No. 35-7277

V. R. Benson
Route #5, Box 101
Blackfoot, ID 83221

Dear Mr. Benson:

One of the conditions of approval of your water Permit No. 35-7277 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before April 1, 1975. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

ME

January 15, 1974

Re: Permit No. 35-7277

V. R. Benson
Route #5, Box 101
Blackfoot, Idaho 83221

Dear Mr. Benson:

Enclosed is a copy of the approved application for amendment submitted in connection with the above referenced permit.

If you have any questions concerning this matter, please contact us.

Sincerely,

BOBEY D. FLEENOR
Assistant Director

BDF:JC
Enclosure

bc: Eastern District Office

35 7277

INTER-DEPARTMENT MEMO — 1

FROM Ron Carlson

TO Bob Fleenor

SUBJECT Permit No. 35-7277

DATE January 10, 1974

RECEIVED
JAN 14 1974
Department of Water Administration

I recommend that the above subject Amended Permit No. 35-7277 be approved without being advertised.

35 7277

RC/AB
SIGNATURE

March 14, 1973

Re. Permit No.: 35-7277

V. R. Benson
Route 5, Box 101
Blackfoot, Idaho 83256

Dear Mr. Benson:

Enclosed is a copy of your approved Application for Permit No. 35-7277 . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosures

February 16, 1973

Re: Application No. 35-7277 - V. R. Benson
35-7278 - Ronnie D. Watt

Blackfoot News
P.O. Box 70
Blackfoot, ID 83221

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.

An affidavit of publication must be submitted to the Department 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 the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

Bill submitted 3-2-73 by BA

NCY:BA
Enc: Legal notices (2)

35 7277

**NOTICE OF APPLICATION
FOR WATER PERMIT**

2222.55

Notice is hereby given that V. R. Benson, Route No. 5, Box 101, Blackfoot, Idaho, has on 2-15-73 submitted Application No. 35-7277 for a permit to appropriate 5.0 cubic feet per second of water from a ground-water source by means of well and pump at the corner common the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, T. 1N, R. 32E, B.M., Bingham County, to be used from Apr. 1 to Nov. 1 for the irrigation of 440 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, T. 1N, R. 32E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401, on or before March 12, 1973.

R. KEITH HIGGINSON
Director

(3313)

Pub 2-22, 3-1

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that V. R. Benson, Route #5, Box 101, Blackfoot,
Idaho

has on 2-15-73 submitted Application No. 35-7277
for a permit to appropriate 5.0 cubic feet per second ~~XXXXXX~~ XXXXXX
of water from a ground-water source
by means of well and pump

~~XXXXXX~~ at the corner common to the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34,
T. 1N, R. 32E, B.M., Bingham County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 440 acres

within the W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, T. 1N, R. 32E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before
March 12, 1973.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho
on February 22 and March 1, 1973

35 7277

NC

February 15, 1973

Mr. V. R. Benson
Route #5, Box 101
Blackfoot, ID 83221

Dear Mr. Benson:

Attached herewith is departmental receipt No. 7089 for \$65.00 for the application for permit which was received in this office under the above date.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA

Attachment

Law Offices

FURCHNER, MARTSCH & BAKER

178 W. JUDICIAL STREET
BLACKFOOT, IDAHO 83221

H. WILLIAM FURCHNER
JAMES L. MARTSCH
—
DWIGHT E. BAKER

February 14, 1973

AREA CODE 208
785-2310
—
P. O. BOX 752

Idaho Department of Water Administration
240 South Holmes
Idaho Falls, Idaho 83401

Re: V. R. Benson
Application for Permit

Gentlemen:

We enclose herewith the Application for Permit of
Mr. V. R. Benson, together with his check in the sum of
\$65 in payment of your fee.

Please return the permit to us and address future
correspondence to us as attorneys for Mr. Benson.

Very truly yours,

FURCHNER, MARTSCH & BAKER

H. William Furchner



EBC:n
Encl.