

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/15/93
PAGE: 1

WR5809NP
No. 35-02488

OWNER CODE: C
NAME & ADDRESS: SAMUEL ALVIN BATES
LORENZO ID

PRIORITY DATE: 01/10/1957
WATER USE: IRRIGATION DOMESTIC

USE PERIOD FROM TO: 00-00 00-00
DIVERSION RATE: 2.64 CFS
DIVERSION VOLUME: 132.0

Water Source: GROUNDWATER
Point(s) of Diversion: T05N R38E S15 SW NW
Tributary to: SW NW
Stage: LICENSE

Place of use Legal Description for: IRRIGATION

NE		NW		SE	
T	R	S	ENE	SENE	SENE
05N	38E	15	30	05	40
		20		37	
		TOTAL ACRES		132.0	

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: MADISON

Other Water Rights with Same Point(s) of Diversion and Source:
35-02922 35-040738 35-08951 L35-02922

Other Water Rights Listing Overlapping Place(s) of use:
35-08951

Dates: App. Received: 01/10/1957
Proof Due Date: 01/10/1957
Exam Made Date: 08/07/1979
Licensed Date: 08/07/1979

Misc: Water District Number: 05/21/88 CONVERT

Audit: 05/06/85 05/21/88 CONVERT

License - 35-02488

OWNER
CODE NAME & ADDRESS
C JESS D KEELER
C DELLA KEELER
3627 E 960 N
MENAN ID 83434
(208) 754-4138

Water Source: GROUNDWATER Tributary to: Stage: LICENSE

Point(s) of Diversion:	T05N R38E S15	SESWNW	MADISON County
Place of use Legal Description for:	IRRIGATION		
	NE	SW	SE
	NENE NWNE SWNE SENE	NENW NWNW SWNW SENW	NESE NWSE SWSE SESE
T R S	Lt Ac Lt Ac Lt Ac Lt Ac	Lt Ac Lt Ac Lt Ac Lt Ac	Lt Ac Lt Ac Lt Ac Lt Ac
05N 38E 10	:	:	:
05N 38E 15	26 08	40 16 20 38	01 27
	:	:	:
	:	14	43.0
	:	:	148.0
	:	:	191.0
		TOTAL ACRES	

POU County: MADISON

Other Rights: 35-02922

Other Water Rights with Same Point(s) of Diversion and Source:
A35-02488 A35-02922 A35-04073B R35-02922

Other Water Rights Listing Overlapping Place(s) of use:
A35-02488 A35-02922 R35-02922

Conditions of Approval:
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

Remarks:
USE OF THIS RIGHT WITH RIGHT NO. 35-02922 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.14 CFS, A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 764 AF, A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 573 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 191 ACRES IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 35-02922 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 132 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date: 02/17/1993 Verified Date: 04/07/1993

Misc: Water District Number: Field Inspection Flag: C
Presumption Flag:

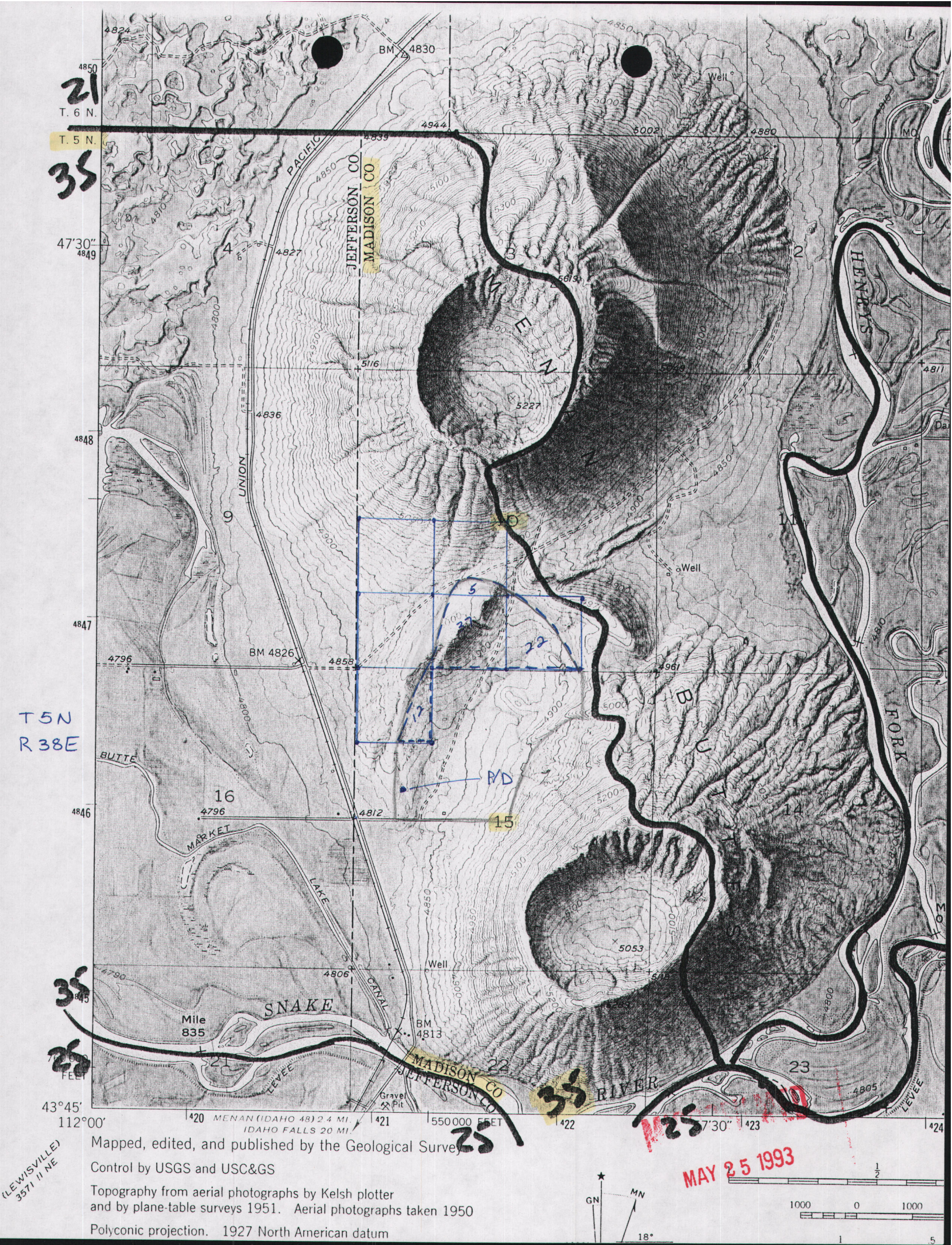
Comments: Date: 02/17/1993 User-ID: DCARLSON Subject: COPIED FROM REMARKS
*** RIGHT INITIALLY ISSUED WRONG BASIN NUMBER. THIS RIGHT

R-FILE

35-02488

35-02488

R-FILE

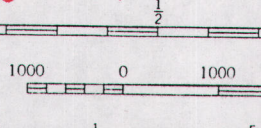
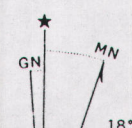


T 5 N
R 38 E

(LEWISVILLE)
3571 II NE

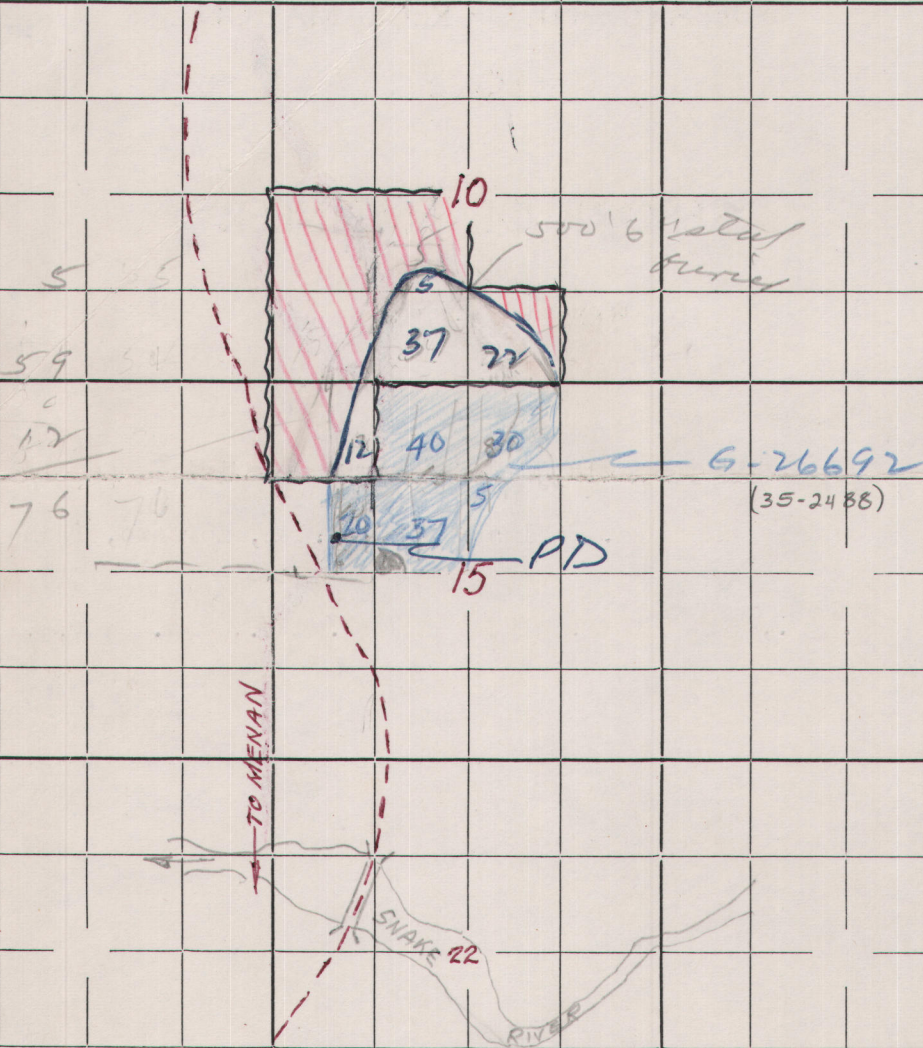
Mapped, edited, and published by the Geological Survey
Control by USGS and USC&GS
Topography from aerial photographs by Kelsh plotter
and by plane-table surveys 1951. Aerial photographs taken 1950
Polyconic projection. 1927 North American datum

MAY 25 1993



R-38 EBM.

T.
5
N.



C/W 3.14 cfs.

G-27314 C/W 3.14

G-26692 = Lic. 2.64 - 132 ac.

.50 cfs

Subdivisions

#

AREA

76 acres

Allow.

Q

.50 cfs or 75 inches

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO

Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

I, Annette Porter,
being first duly sworn, depose and say,
that I am the printer of THE REXBURG

Standard, a newspaper printed and
published weekly at Rexburg, Madison
County, Idaho; and I do solemnly swear
that the

NOTICE OF PROOF OF COM-
PLETION OF WORKS

a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in

any supplement issue thereof for four
consecutive issues, the first publication hav-

ing been made on March 5, 1963
and the last publication having been made

on March 26, 1963.

Further, that said newspaper is one of
general circulation in said county; that it
is a legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide sub-
scribers living within the county of publica-
tion; and that it has been continuously and
uninterruptedly published in said county dur-
a period of seventy-eight consecutive weeks
prior to the first publication of the said not-
ice.

Annette Porter

Subscribed to and sworn to before me

this 27th Day of March 1963.

John C. Porter

Notary Public.

(SEAL)

My commission expires

5-24-64

NOTICE OF PROOF OF COM-
PLETION OF WORKS AND AP-
PLICATION OF WATER TO
BENEFICIAL USE

Notice is hereby given that at
10:00 A.M., on the 5th day of Ap-
ril 1963, at Rexburg, County of
Madison, State of Idaho, before
Mary Smith, Notary Public, at
70 E. Main Rexburg, Idaho, proof
will be submitted of the complet-
tion of works for the diversion of
3.2 cubic feet per second of un-
derground water from a well,
and of the application to benefi-
cial use of said water, in accord-
ance with the terms and condi-
tions of Permit No. G 27314,
heretofore issued by the Depart-
ment of Reclamation of the State
of Idaho.

1. The name and postoffice ad-
dress of the person or corpora-
tion holding said permit is Thel-
ma Bates, Rte. 1, Lorenzo, Idaho.

2. Said works of diversion will
be fully completed on the date
set for such completion, and the
amount of water which said
works are capable of conveying
to the place of use is 3.2 cubic
feet per second.

3. The use to which said wa-
ter has been applied is irrigation
purposes, and the amount applied
to beneficial use is 3.2 cubic
feet per second.

4. The point of diversion of
said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15,
Township 5 N., Range 38 East,
Boise Meridian.

5. The place where said water
is used is SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec-
tion 10; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 15,
Township 5 North, Range 38
East, Boise Meridian.

6. The date of priority which
said user is prepared to establish
is April 7, 1958.

Geo. N. Carter
State Reclamation
Engineer

(Publ. Mar. 5, 12, 19, 26, 1963)

RECEIVED
APR 8 1963
Department of Reclamation

27314

**NOTICE OF PROOF OF COM-
PLETION OF WORKS AND AP-
PLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10:00 A.M., on the 5th day of April 1963, at Rexburg, County of Madison, State of Idaho, before Mary Smith, Notary Public, at 70 E. Main Rexburg, Idaho, proof will be submitted for the completion of works for the diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 27314, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Thelma Bates, Rte. 1, Lorenzo, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15, Township 5 N., Range 38 East, Boise Meridian.

5. The place where said water is used is SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 15, Township 5 North, Range 38 East, Boise Meridian.

6. The date of priority which said user is prepared to establish is April 7, 1958.

Geo. N. Carter
State Reclamation
Engineer

(Publ. Mar. 5, 12, 19, 26, 1963)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-02922

Priority: April 7, 1958

Maximum Diversion Rate: 1.18 CFS
Maximum Diversion Volume: 236.0 AF

This is to certify, that THELMA BATES
RT 1

LORENZO ID 83432 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 7, 1958; and has submitted Proof of Beneficial Use on April 8, 1963. An examination indicates that the works have a diversion capacity of 3.140 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.18 CFS	236.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWNW , Sec. 15, Township 05N, Range 38E
MADISON 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>
05N	38E	10	NESW 0.5	SESW 14	NWSE 1	42.5
		15	SWSE 27	SWNE 8	NENW 40	148
			NWNE 26	SWNW 20	SENE 38	
			NWNW 16			

Total number of acres irrigated: 190.5

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

RECORDED

MAY 25 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

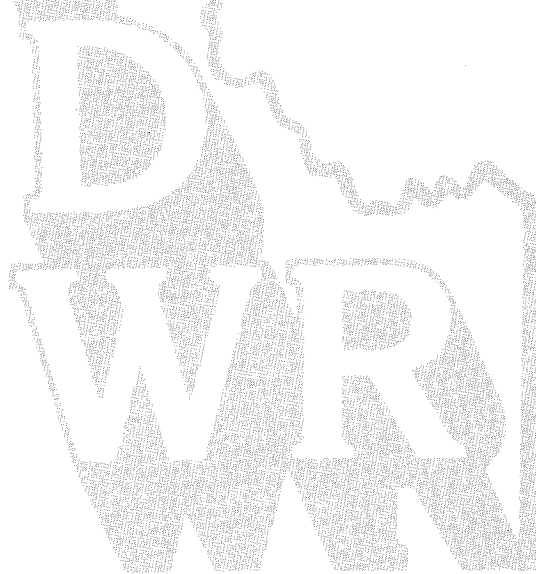
WATER RIGHT NO. 35-02922

CONDITIONS/REMARKS:

6. The total combined rate of diversion under this right and Right 35-02488 shall not exceed 3.14 cfs.
7. The total irrigated area shall not exceed 59 acres in any one irrigation season.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 28TH day of April, 1993.

Acting for R. Keith Higginson, Director



RECEIVED

MAY 25 1993

APPROVED

State of Idaho
Department of Water Resources

RECEIVED

APR 22 1993

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-02922

Date of Priority: April 7, 1958

Maximum Diversion Rate: 1.18 CFS
Maximum Diversion Volume: 236.0 AF

Comes now
RT 1
LORENZO ID 83432

THELMA BATES

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 35-02922, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.18 CFS	236.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWNW, Sec. 15, Township 05N, Range 38E
MADISON County

PLACE OF USE: IRRIGATION
TWN RGE SEC

	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N 38E 10	NESW 0.5	SESW 14	NWSE 1	
	SWSE 27			42.5
15	NWNE 26	SWNE 8	NENW 40	
	NWNW 16	SWNW 20	SENW 38	148

Total number of acres irrigated: 190.5

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

Signed at Monahan, Id, this 19th day of April, 1992.

Joe D. Kaler
(Signature)

RECORDED

MAY 25 1993

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-02922

FOR DEPARTMENT USE ONLY

Preliminary check by CA Fee = 33⁰⁰ Received by CA # 0027294 Date 4-22-93

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 35-02922 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
6. The total combined rate of diversion under this right and Right 35-02488 shall not exceed 3.14 cfs.
7. The total irrigated area shall not exceed 59 acres in any one irrigation season.

Witness my hand this 28TH day of April, 1993.

Acting for R. Keith Higginson, Director

RECEIVED

MAY 25 1993

THE POINT OF DIVERSION OF THIS
FILE LIES OUTSIDE OF BASIN 25
IN BASIN # 35. PLEASE CHECK
AND CHANGE # IF NECESSARY

Bill Nessing

MAP NUMBERED ~~W-93~~ W-93

MAY 25 1993

changed 7-27-78

35-2922
~~25-2138~~

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 35243
Permit No. G- 27314
District No.

Mrs. Thelma Bates
Lorenzo, Idaho
(Rt. # 1)

1. Name of Applicant: **MRS. THELMA BATES**
Postoffice address: **Rt. # 1 Lorenzo** County: **Jefferson** State: **Idaho**
2. Quantity of water claimed: **160 Miner's Inches**
 - (a) Rate of withdrawal in cubic feet per second. **3.2** or Idaho
Miners' inches or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Subterranean flow from a well**
4. Location of point of diversion or well is in the **SW** $\frac{1}{4}$ of the **NW** $\frac{1}{4}$ of Section **15**
Twp. **5 N.**, Rge. **38 E.**, B.M., County of **Madison**
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: **Turbine type pump, motor and sprinklers**
8. Estimated cost of works: \$ **8,000.00**
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) **4.8** (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

Idaho as herein set forth.

/s/ Mrs. Thelma Bates

Applicant.

Agent.

Date of first receipt at Department of Reclamation: 2:15 P, M. April 7, 1958

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is **G-27314**

Recorded in Book 96 Page 27314 Approved April 18, 1958

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 **October 18, 1960**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before **April 18, 1961**

Witness my hand this 18th day of April, 1958

/s/ MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and JAS. H. YOUNG, 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 April, 1958

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ JAS. H. YOUNG
Secretary of State.

By /s/ ROBERT E. SMYLIE
Governor

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	
5 N.	38 E.	10			40 40 40 40	40	200
"	"	15		40			40
					Total number of acres to be irrigated - -		240



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 30, 1993

THELMA BATES

RT 1

LORENZO ID 83432

RE: WATER RIGHT NO. 35-02922

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jim Johnson', written over a horizontal line.

JIM JOHNSON
Water Rights Supervisor

JJ:cz

Enclosure

RECEIVED

MAY 25 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

April 15, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

JESS D KEELER
DELLA KEELER
3627 E 960 N
MENAN ID 83434

RE: WATER RIGHT NO. 35-02922

Dear Mr. and Mrs. Keeler:

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner and the current adjudication information.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

Also, the field exam fee of \$13.00 was never paid by the original permit owner, Thelma Bates. In order to maintain the validity of the process, that fee must also be paid, making a total due of \$33.00.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

A handwritten signature in cursive script that reads "Brenda Chapman".

BRENDA CHAPMAN
Water Resource Agent

Enclosure

MAY 25 1993

MEMORANDUM

TO: File 35-02922

FROM: Brenda Chapman

DATE: April 15, 1993

RE: Licensing Review Information
Consensus of Jim Johnson and Ernie Carlsen.

=====

The licensing process was never completed on this permit and the 1963 field exam in the file conflicts with the current information on the adjudication "R" file record.

This permit is part of a system that includes licensed right 35-02488, for 2.64 cfs and 132 acres. The original exam on 35-02922 indicates a total combined diversion for the two as 3.14 cfs. Because the exam is so old and the R file information is more current, we are going to use R file recommendation for the total acres. The total acreage (191 acres) covered under both systems is listed on both R files as a permissible place of use situation.

In order to license 35-02922, we are going to use the 191 acres as a base figure minus the acres listed on the licensed right (132) limiting the total to 59 acres that can be irrigated in any one irrigation season with a diversion rate of 1.18 cfs (an inch per acre).

Also, the fee required for the completion of works and the license certificate (\$13.00) was never paid by the original permit holder (Thelma Bates). The property is now owned by Jess and Della Keeler. We are going to request Mr. Keeler pay that fee and a \$20.00 amendment fee.

RECEIVED
MAY 25 1993

OWNER CODE NAME & ADDRESS
C THELMA BATES
RT 1
LORENZO ID 83432

PRIORITY DATE
04/07/1958

WATER USE
IRRIGATION

USE PERIOD FROM TO
04-01 10-31

DIVERSION RATE
1.18 CFS

DIVERSION VOLUME
236.0 AFA

TOTAL DIVERSION:
1.18 CFS

236.0 AFA

Water Source: GROUNDWATER

Point(s) of Diversion Capacity: 3.14 CFS

Point(s) of Diversion: T05N R38E S15 SW NW

Place of use Legal Description for: IRRIGATION

		NE		NW		SW		SE			
		NENE		NNWN		NNWN		NENE			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
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		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			
		SWNE		SENE		SWNW		SESW			

**DIVERSION
RATE**

0.50 CFS

**DIVERSION
VOLUME**

0.50 CFS

0.50 CFS

Stage: PERMIT
MADISON County

SE		SWSE		SESE		
USE	AC	Lt	AC	Lt	AC	SUM
01						43.0
	27					148.0
TOTAL ACRES						191.0

Comments: Date: 02/17/1993 User-ID: DCARLSON Subject: COPIED FROM REMARKS
*** RIGHT WAS INITIALLY ISSUED WRONG BASIN. THIS RIGHT HAS BEEN
CLAIMED UNDER A22-11068.
*** THE PREVIOUS NOTATION IS IN ERROR. THE ORIGINAL RIGHT WAS

R-FILE of 35-02922

AJ5809NP
No. R35-02922

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/15/93
PAGE: 4

Comments: Date: 02/17/1993 User-ID: DCARLSON Subject: COPIED FROM REMARKS
PLACED IN THE PROPER BASIN. 7-23-1991 PRM

Audit: 01/30/92 DCARLSON 02/17/93 DCARLSON 04/07/93 DCARLSON 04/08/93 DCARLSON

WR5809NP
No. 35-02922

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/15/93
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THELMA BATES RT. 1 LORENZO ID 83432	04/07/1958	IRRIGATION	00-00 00-00	3.20 CFS	
TOTAL DIVERSION:					3.20 CFS	

Water Source: GROUNDWATER

Tributary to:

Point(s) of Diversion: T05N R38E S15 SW NW

Place of use Legal Description for: IRRIGATION

NE		NW		SW		SE		SUM	
T	R	S	ENE	ENE	ENE	ENE	ENE	ENE	ENE
05N	38E	10	Ac	Lt	Ac	Lt	Ac	Lt	Ac
05N	38E	10	:	:	:	:	:	:	:
05N	38E	15	:	:	:	:	:	:	:
TOTAL ACRES									240.0

Pou County: MADISON

Other Water Rights with Same Point(s) of Diversion and Source:
35-02488 35-040738 35-08951 L35-02922

Other Water Rights Listing Overlapping Place(s) of use:
35-040738 35-08951 L35-02922

Dates:	App. Received:	Priority Date:
	Proof Due Date:	Proof Made Date:
	Exam Made Date:	Exam Sent to S.O.:
	Licensed Date:	

Misc: Water District Number: Field Exam Fee:

Audit: 09/22/87 05/21/88 CONVERT

35-02922 - Original Permit

WR5809NP
No. 35-02488

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/15/93
PAGE: 1

OWNER NAME & ADDRESS
C SAMUEL ALVIN BATES
LORENZO ID

PRIORITY DATE
01/10/1957

WATER USE
IRRIGATION
DOMESTIC

USE PERIOD FROM TO
00-00 00-00
00-00 00-00

DIVERSION RATE
2.64 CFS

DIVERSION VOLUME
2.64 CFS

TOTAL DIVERSION:
2.64 CFS

Water Source: GROUNDWATER
Tributary to: SW NW

Point(s) of Diversion: T05N R38E S15

Place of use Legal Description for: IRRIGATION

NE		NW		SW		SE	
T	R	S	E	T	R	S	E
05N	38E	15	30	05	40	20	37
NENE		NWNW		NWSW		NWSE	
Lt Ac		Lt Ac		Lt Ac		Lt Ac	
SENE		SENW		SESW		SESE	
Lt Ac		Lt Ac		Lt Ac		Lt Ac	
SUM		SUM		SUM		SUM	
132.0		132.0		132.0		132.0	
TOTAL ACRES		TOTAL ACRES		TOTAL ACRES		TOTAL ACRES	
132.0		132.0		132.0		132.0	

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: MADISON

Other Water Rights with Same Point(s) of Diversion and Source:
35-02922 35-040738 35-08951 L35-02922

Other Water Rights Listing Overlapping Place(s) of use:
35-08951

Dates: App. Received: 01/10/1957
Proof Due Date: 01/10/1957
Exam Made Date: 01/10/1957
Licensed Date: 08/07/1979

Misc: Water District Number: 05/21/88 CONVERT

Audit: 05/06/85 05/21/88 CONVERT

License - 35-02488

AJ5809NP
No. R35-02488

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/15/93
PAGE: 1

OWNER
CODE

NAME & ADDRESS

PRIORITY
DATE

WATER USE

USE PERIOD
FROM TO

DIVERSION
RATE

DIVERSION
VOLUME

C JESS D KEELER
C DELLA KEELER
3627 E 960 N
MENAN ID 83434
(208) 754-4138

01/10/1957 IRRIGATION

2.64 CFS

TOTAL DIVERSION: 2.64 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T05N R38E S15 SESNW

MADISON County

Place of Use Legal Description for: IRRIGATION

		NE				SW				SE				SUM			
		NENE		MNE		SWNE		SENE		NWSW		SWSW		SESW		SESE	
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt
05N	38E	10	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
05N	38E	15	:	26	08	:	:	40	16	20	38	:	:	.5	14	:	:
TOTAL ACRES																	
43.0																	
148.0																	
191.0																	

POU County: MADISON

Other Rights: 35-02922

Other Water Rights with Same Point(s) of Diversion and Source:
A35-02488 A35-02922 A35-04073B R35-02922

Other Water Rights Listing Overlapping Place(s) of use:
A35-02488 A35-02922 R35-02922

Conditions of Approval:

C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

Remarks:

USE OF THIS RIGHT WITH RIGHT NO. 35-02922 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.14 CFS, A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 764 AF, A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 573 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 191 ACRES IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 35-02922 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 132 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Dates:

Exam Made Date: 02/17/1993

Verified Date: 04/07/1993

Misc:

Water District Number:

Field Inspection Flag:

Presumption Flag: C

Comments:

Date: 02/17/1993 User-ID: DCARLSON Subject: COPIED FROM REMARKS
*** RIGHT INITIALLY ISSUED WRONG BASIN NUMBER. THIS RIGHT

R-FILE

35-02488

FILE

35-02488

AJ5809NP
No. R35-02488

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/15/93
PAGE: 2

Comments: Date: 02/17/1993 User-ID: DCARLSON Subject: COPIED FROM REMARKS
WAS FILED UNDER CLAIM A22-11063.
*** THE PREVIOUS NOTATION IS IN ERROR. THE ORIGINAL RIGHT WAS
ISSUED THE PROPER BASIN. 7-23-1991 PRM
*** SEE A22-11063 RENUMBERED TO REFLECT CORRECT BASIN 7/29/91 SC.

Audit: 01/30/92 DCARLSON 02/17/93 DCARLSON 04/07/93 DCARLSON

MEMORANDUM

Date: March 5, 1993
From: Jim Johnson
To: File
Subject: License Review

=====

During the review for licensing this permit questions arose concerning the adjudication process on the permit. Specifically, the R version lists a permissible place of use with different acres than the exam contained in the file. After discussing the matter with Ernie Carlsen, we decided to not process this right until he had a chance to review the adjudication review. He will be calling back.

MICROFILMED

MAY 25 1993

LICENSE REVIEW CHECKLIST

Permit # 35-02922

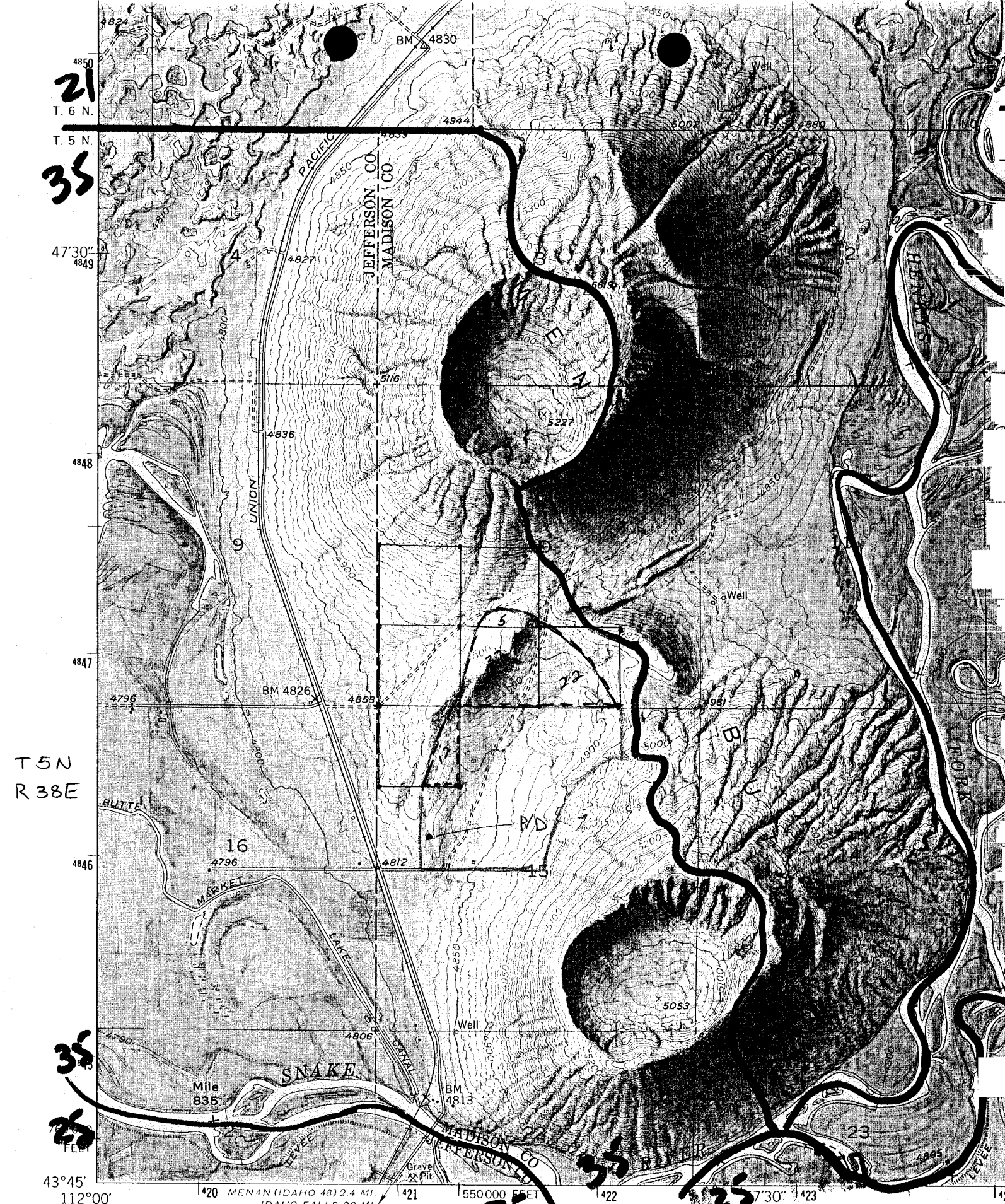
Date 02-25-93

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance?
	☐	☒	Memo to Advance
	☐	☒	Order to Reinstate Needed?
TOTAL CFS	☐	☒	Exam Made 1963 Incorrect Fee for rate recommended?
	☐	☒	Disagree with Actual Measurement?
	☐	☒	<u>76K.02 = 1.52 (IRR)</u>
	☐	☒	Disagree with Theoretical? <u>1.25 x 8.8 x .7 = 3.23</u>
	☐	☒	Limited by Capacity? <u>3.14</u> <u>100' + (2.31 x 60)</u> (measured)
TOTAL VOLUME	☐	☒	Rate/ac <u>4.0</u> AFA Irr. Season <u>C</u>
	☐	☒	<u>4-1 to 10-31</u> Standard Irr. Season
	☐	☒	<u>Same</u> Season Recommended
	☐	☒	Disagree with Examiner's Calculations? *
	☐	☒	<u>76 x 4 = 304 afa (IRR) 59 x 4 = 236 AFA</u>
	☐	☒	Limited by Flow? <u>1.52 x 214 x 1.9835 = 645.27364</u> <u>1.18 x 214 x 1.9835 = 500.87236 *</u>
SOURCE	☐	☒	Changes? Clarification of Originally
	☐	☒	Intended source
	☐	☒	Notice of Intent to Void.
P/D	☐	☒	Verify with Map <u>N</u>
	☐	☒	Amendment Needed?
	☐	☒	Is Overlap Analysis a Consideration?
P/U	☐	☒	Verify with Map <u>NE SW (5) SE SW (37) SW SE (22), S10</u>
	☐	☒	Amendment Needed? <u>NWNW (12), S15</u>
	☐	☒	Is Overlap Analysis a Consideration?
USES	☐	☒	Change(s) in Nature of Use?
	☐	☒	Amendment Needed?
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4?
	☐	☒	Non-Irr. Uses
	☒	☐	Special Overlap Condition <u>P/D Overlap 35-2488</u>
	☐	☒	Other
CONDITIONS	☐	☒	Measuring Device
	☐	☒	W/Master Control
	☒	☐	Overlap
	☐	☒	Water Quality
	☐	☒	DATES/MISC
	☐	☒	Water Dist.
	☐	☒	App Rec'd
	☐	☒	Exam Made

COMMENTS: * New recommendations w/ 4-14-1993.

LICENSE ☒ AMEND ☐ SPECIAL PARAGRAPH ☐

25-2488 capacity
132 ACPS - 2.64 CPS



21
T. 6 N.
T. 5 N.
35
47°30'
4849
4848
4847
T 5 N
R 38 E
4846
35
25
43°45'
112°00'
420 MENAN (IDAHO 48) 2.4 MI.
IDAHO FALLS 20 MI.
421 550000 E.F.T.
422 423 424
Mapped, edited, and published by the Geological Survey
Control by USGS and USC&GS
Topography from aerial photographs by Kelsh plotter
and by plane-table surveys 1951. Aerial photographs taken 1950
Polyconic projection. 1927 North American datum
MAY 25 1993
1000 0 1000
18°

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho
August 16, 1963

Re: Permit No. G-27314

Mrs. Thelma Bates
Rt 1
Lorenzo, Idaho

Dear Mrs. Bates:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-27314 shows the well is (~~25~~) capable of conveying 25 miner's inches, or .50 c.f.s. of water for the irrigation of 76 acres.

Upon receipt of the statutory fees, totaling \$ 13.00 , which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 8.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of April 7, 1958 to the use of .50 second feet of subterranean water with the point of diversion in the SW 1/4, Sec. 15 for irrigation of 76 acres in the E 1/4 SW 1/4, Sec. 10; NW 1/4, Sec. 15, T. 5 N., R. 38 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

27314
R1

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NOG-27314

REPORT ON PROOF OF Completion of Works & Beneficial Use

Mrs. Thelma Bates, Rt. #1, Lorenzo, Idaho

8/5/53

~~25-2128~~
35-2922

27314

R-38EBM.

T.
5
N.

5
59
12
76



500' 6" total
buried

G-26692
(35-2488)

C/W 3.14 cfs.

G-27314 C/W 3.14
G-26692 = Lic. 2.64 - 132 ac.
.50 cfs

Subdivisions

AREA

Allow. Q

76 acres
.50 cfs or 75 inches

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

Permit No. G-27314

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Mrs. Thelma Bates
2. Source of water supply: Subterranean flow from a well SW 1/4 NW 1/4
3. Location of point of diversion: Is in the SW 1/4 SW 1/4 of Section 15
T. 5 N R. 38 E.B.M. County of Madison
4. Describe works as they exist, giving dimensions and capacities of same: 125 HP GE Motor
VNS 724044, Layne-Barker Pump #23790 (350 GPM @ 288' @ 1770 RPM)
100' X 10" Column, Well - 107' X 16" - 6' X 16" casing h: 65', dd 10'

5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: yes.
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SW 1/4, SW 1/4 SE 1/4 Sec. 10., NW 1/4 NW 1/4 Sec. 15 all in Twp. 5 N., Rge. 38 E.B.M.

Making a total of 240 acres

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

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

Remarks: Mr. Alvin Bates along

Measured by taking pressure reading along each lateral.

This examination was made on the 7th day of August, 19 63

(Signed)

Loyd Johnson

Examiner.

27314

5-101166
100 ylb
h 163
132 y 1163
43
Mrs. Thelma Bates
Route #1 754-4623
Lorenzo, Idaho
Permit No. Q-27314

Examination for Completion of Works & Beneficial Use

County Madison

Quantity: 3.2 c.f.s. Sec. 15 T. 5N R. 38 EBM

Source: Well

P.D.: SW. NW. Sec. 15, T. 5N. - R. 38 EBM

Use: Irrigation

Filed: April 7, 1958

Due: April 18, 1963

Extension: —

Protest: —

Completion of Works: —

Other Rights: none

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
AUG 15 1963

Department of Reclamation

27314

1M April 1962

April 9, 1963

Re: Permit No.

C-27314

**Mrs. Thelma Bates
Route #1
Lewiston, Idaho**

Dear Mrs. Bates:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the **Roadburg Standard**, all submitted in proof of completion of works and beneficial use on Permit No. **C-27314**.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:
cc: **Mary Smith
Attorney
Roadburg, Idaho**

27314

LAW OFFICES
W. LLOYD ADAMS
AND
MARY SMITH
REXBURG, IDAHO

April 5, 1963

Mrs. Edna P. Rhule
Bureau of Reclamation
State House
Boise, Idaho

Re: G-27314, Thelma Bates

Dear Mrs. Rhule:

I am enclosing herewith the Depositions
Holder and two witnesses, and Affidavit of Publi-
cation pertaining to the above numbered permit.

Best regards,

Mary Smith
Mary Smith

rs

Enclosures

27314

MR

RECEIVED
APR 8 1963

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. 27314

Proof of Application of Water to Beneficial Use and Completion of Works

Deposition of Holder

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

Ans. Thelma Bates, Rt. #1, Lorenzo, Idaho.

Occupation - farming.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

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

Ans. G 27314, April 18, 1958. Priority - April 7, 1958

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

Ans. Subterranean flow from well. SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15, T 5 N., R 38 EBM.

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

Ans. Depth of well- 100 Ft.; depth of casing, 10 ft. 16 in.; depth to water 63 ft. Discharge of pump 3.2 cfs. Measured by Mel Brown, who installed pump and sprinkler system. No. and size of nozzles 132 -11/64's; Operating pressure - 45 lbs.

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

Ans. Irrigation of SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 10; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15, T. 5 N., R 38 EBM.
Broken out of sage brush and put under cultivation and crops have been grown on the land as a direct result of the use of said water.

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. Hopkins Bros., Thornton, Idaho.

27314

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

Ans. None

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

Ans. 3.2 cfs.

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

Ans. _____

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

Ans. Started using the ^{pump and} sprinkler system in 1958, ~~and have used~~ and have used it on the property every crop season since then. The full 3.2 cfs. is used for the irrigation of said property during the crop season.

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

Ans. None

(Sign) Thelma A Bates

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Rexburg, County of Madison, State of Idaho, on this 5th day of April, A. D. 1963.

Mary Smith
Notary Public, residing at
Rexburg, Idaho.

My commission expires June 25, 1963.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G 27314

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

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

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

Steve Buckland, 29, Rt. 1, Lorenzo, Idaho. Farming. Rt. 1, Lorenzo, Idaho.

Ques. 2. Are you acquainted with Thelma Bates, the holder of
Permit No. G 27314 ? How long have you known him and where does he reside:

11 years. Rt. 1, Lorenzo, Idaho.

Ques. 3. Have you read or heard said Permit No. G 27314 read, and are you familiar
with its provisions and conditions: Yes: x No:

Ques. 4. State source of water supply: Well.

State place of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15, T 5 N., R 38 EBM

Describe works for conveying water to place of use: Sprinkler system and pump.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 3.2 cfs. How much water have you seen being so
conveyed: 3.2 cfs.

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 10; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15, T 5 N., R 38 EBM.

27314

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

None.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

The land is sandy loam in character and needs 3.2 cfs. for
profitable cultivation.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: None.

Ques. 10. When did you first see this water used: Crop season of 1958.

Other times you have seen such use: I have seen it used during the crop season
every year since then.

(Signed)

Steve Buckland

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Rexburg

 , County of Madison, State of Idaho, on this 5th day of April,

A. D., 1963.

Mary Smith

Notary Public for State of Idaho

Residing: Rexburg, Idaho

My commission expires: June 25, 1963.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G 27314

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

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

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

Clyde Clifford, 28, Rt. 1, Lorenzo, Idaho. Farming. Rt. 1, Lorenzo, Idaho.

Ques. 2. Are you acquainted with Thelma Bates, the holder of
Permit No. 27314? How long have you known him and where does he reside:

10 years. She resides at Rt. 1, Lorenzo, Idaho.

Ques. 3. Have you read or heard said Permit No. 27314 read, and are you familiar
with its provisions and conditions: Yes: x No:

Ques. 4. State source of water supply: Well

State place of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15, T 5 N., R 38 EBM.

Describe works for conveying water to place of use: Pump and sprinkler system.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 3.2 cfs How much water have you seen being so
conveyed: 3.2 cfs.

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 10; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15. T 5 N., R. 38 EBM.

27314

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

None

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Sandy loam soil and requires the full 3.2 cfs for profitable cultivation.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: None

Ques. 10. When did you first see this water used: During summer of 1958.

Other times you have seen such use: During crop seasons of 1959, 1960, 1961 and 1962.

(Signed)

Clyde Clifford

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Rexburg

 , County of Madison, State of Idaho, on this 5th day of April,

A. D., 1963.

Mary Smith

Notary Public for State of Idaho

Residing: Rexburg, Idaho

My commission expires: 6-25-63.

**The REXBURG STANDARD and
The REXBURG JOURNAL**
REXBURG, IDAHO

Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

I, Annette Porter,
being first duly sworn, depose and say,
that I am the printer of THE REXBURG

Standard, a newspaper printed and
published weekly at Rexburg, Madison
County, Idaho; and I do solemnly swear
that the

**NOTICE OF PROOF OF COM-
PLETION OF WORKS**

a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in

any supplement issue thereof for four
consecutive issues, the first publication hav-

ing been made on March 5, 1963
and the last publication having been made

on March 26, 1963.

Further, that said newspaper is one of
general circulation in said county; that it
is a legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide sub-
scribers living within the county of publica-
tion; and that it has been continuously and
uninterruptedly published in said county dur-
a period of seventy-eight consecutive weeks
prior to the first publication of the said not-
ice.

Annette Porter



Subscribed to and sworn to before me

this 27th Day of March 1963.

John C. Porter

Notary Public.

(SEAL)

My commission expires

5-24-64

**NOTICE OF PROOF OF COM-
PLETION OF WORKS AND AP-
PLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at
10:00 A.M., on the 5th day of Ap-
ril 1963, at Rexburg, County of
Madison, State of Idaho, before
Mary Smith, Notary Public, at
70 E. Main Rexburg, Idaho, proof
will be submitted of the complet-
tion of works for the diversion of
3.2 cubic feet per second of un-
derground water from a well,
and of the application to benefi-
cial use of said water, in accord-
ance with the terms and condi-
tions of Permit No. G 27314,
heretofore issued by the Depart-
ment of Reclamation of the State
of Idaho.

1. The name and postoffice ad-
dress of the person or corpora-
tion holding said permit is Thel-
ma Bates, Rte. 1, Lorenzo, Idaho.

2. Said works of diversion will
be fully completed on the date
set for such completion, and the
amount of water which said
works are capable of conveying
to the place of use is 3.2 cubic
feet per second.

3. The use to which said wa-
ter has been applied is irrigation
purposes, and the amount applied
to beneficial use is 3.2 cubic
feet per second.

4. The point of diversion of
said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15,
Township 5 N., Range 38 East,
Boise Meridian.

5. The place where said water
is used is SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec-
tion 10; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 18,
Township 5 North, Range 38
East, Boise Meridian.

6. The date of priority, which
said user is prepared to establish
is April 7, 1958.

Geo. N. Carter
State Reclamation
Engineer

(Publ. Mar. 5, 12, 19, 26, 1963)

27314

March 1, 1963

Re: Permit No. G-27314
Thelma Bates

Mary Smith,
Attorney at Law,
70 E. Main,
Rexburg, Idaho.

Dear Miss Smith:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-27314, in the name of Thelma Bates, as Notary on the 5th day of April, 19 63, at 10:00 o'clock A.M., at 70 E. Main, Rexburg,, Idaho.

As of this date we have mailed the Notice to the Rexburg Standard Rexburg, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk
Enc.
cc: Applicant

27314

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-2734
Thelma Bates

Date: March 1, 1963

Rexburg Standard,
Rexburg, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to April 5, 1963 the date set for proof; the expense of the publication is to be paid by the applicant's attorney

Mary Smith

of 70 E. Main, Rexburg, Idaho

to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication.**

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

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

Encl.

27314

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M., on the 5th day of April of 1963, at Rexburg, County of Madison, State of Idaho, before Mary Smith, Notary Public, at (address) 70 E. Main Rexburg, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 27314, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Thelma Bates Rte. #1, Lorenzo, Idaho
2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 cubic feet per second.
3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.
4. The point of diversion of said water is SW¹/₄ NW¹/₄ Sec. 15, Township 5 N., Range 38 East, Boise Meridian
5. The place where said water is used is SW¹/₄, SW¹/₄ SE¹/₄ Section 10; NW¹/₄ NW¹/₄ Section 15, Township 5 North, Range 38 East, Boise Meridian.
6. The date of priority which said user is prepared to establish is April 7, 1958

Geo. H. Carter

State Reclamation Engineer

27314

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) _____

(P. O.) _____

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Rexburg Standard of Rexburg, Idaho published in

the county in which the works are situated.

Thelma A. Bates

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

27314

Form No. 11

2M - 10/60

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) _____

(P. O.) _____

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Rexburg Standard

of Rexburg, Idaho

published in

the county in which the works are situated.

Madison Co.

Thelma A. Bates

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

27314

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 27314

Date: Feb. 1, 1963

Mrs. Thelma Bates
Route #1
Lorenzo, Idaho

Dear Mrs. Bates:

The date for proofs of Completion of Works and Application of Water to Beneficial Use, as set out under the terms of Permit No. G- 27314 are due not later than **April 18, 1963**

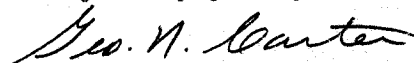
Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list which has been recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the mentioned date, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point of, or points of diversion; and the location of use of the lands which are irrigated -- all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with Form 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named and before the notary public, as advertised in the publication notice.

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

Enclosures **Forms 36 & 11**

27314

NR

00000 09429

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Land Office
P. O. Box 2237
Boise, Idaho

RECEIVED
APR 1 1968
NOTICE OF ALLOWANCE
Department of Reclamation

The Line A Dates

Figure 41

Lorenz, Idaho

Your **Depart Land Entry**, Serial No. 1460 02423.

Receipt No. 378468, for 202, 204, 205, Sec. 10; 206, 207,
, Section 19;

Township 5 N., Range 30 E., Boise Meridian, Idaho, containing 240 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.

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

Sincerely yours,

Donald I. Bailey
Manager

cc: DM, 1-3

WM

State Council of India

1992

Acting

27314

May 5, 1958

Re: Permit No. G-27314

Mrs. Thelma Bates
Rt. #1
Lorenzo, Idaho

Dear Mrs. Bates:

We enclose Permit No. G-27314 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.

Departmental receipt No. G-3233 was issued covering payment in the amount of \$7.75, which included \$5.75 for the filing fee and \$2.00 for the copies sent to the Bureau of Land Management. This receipt was given to you while in our office. We also enclose Departmental receipt No. G-3257, which was issued in the amount of \$.25, which was the balance due on the filing fee, for additional lands. As you sent us \$1.00 on the balance due, we are therefore refunding \$.75, enclosed herewith.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Mrs. Edna P. Rutledge
Chief Clerk

EPR:lw
Encls.
Seventy-five cents in cash

27314

May 5, 1958

Re: Permit No. G-27314
Mrs. Thelma Bates

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

Gentlemen:

We enclose two copies of Permit No. G-27314, one of which has been certified, to be used in connection with the Desert Land Entry filed in your office by permit holder, Mrs. Thelma Bates, Rt. #1, Lorenzo, Idaho.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Mrs. Edna P. Rutledge
Chief Clerk

EPR:lw
cc: Mrs. Thelma Bates
Encls.

27314

*\$ 1.00 Enc.
Refund 75 cents*
RECEIVED
APR 2 11 1958
Department of Reclamation

**Application for Amendment
To Permit to Appropriate the Public Waters
of the State of Idaho, No.**

24300

Comes now, 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., and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

*T. 5 N - R 38 E. B. M. Sec. 15 - the NW 1/4 NW 1/4,
T. 5 N - R 38 E. B. M. Sec. 10 - the SW 1/4, SW 1/4 SE 1/4,*

....., making a total of *240* acres.

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

Signed at *Torrey, Ida.* this *19* day of *April*, 19*58*
Mrs. Helma Bates

Date of receipt at office of Department of Reclamation

APPROVAL OF STATE RECLAMATION ENGINEER

I, ..., State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

State Reclamation Engineer

application corrected as of this date Apr. 21-1958

27314

RS. THELMA BATES

Form No. 0

Page 38 E, 11

J

5



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40

15

Permit Map No. 9-27314

As Approved

MARK R. KULP

-State-Reclamation Engineer

APR 18 1958

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

27314

**NOTICE OF PROOF OF COM-
PLETION OF WORKS AND AP-
PLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10:00 A.M., on the 5th day of April 1963, at Rexburg, County of Madison, State of Idaho, before Mary Smith, Notary Public, at 70 E. Main Rexburg, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 27314, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Thelma Bates, Rte. 1, Lorenzo, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15, Township 5 N., Range 38 East, Boise Meridian.

5. The place where said water is used is SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 15, Township 5 North, Range 38 East, Boise Meridian.

6. The date of priority which said user is prepared to establish is April 7, 1958.

Geo. N. Carter
State Reclamation
Engineer

(Publ. Mar. 5, 12, 19, 26, 1963)