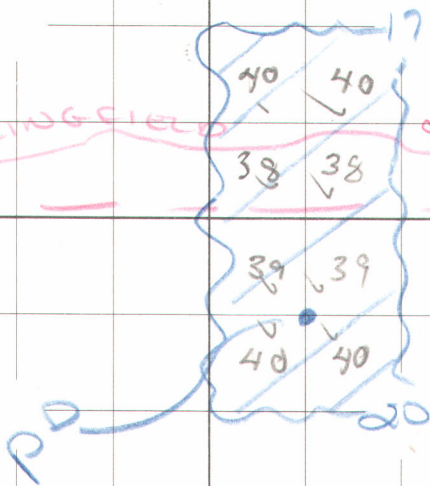


R. 30 E

1

5

3



TO AMERICAN
FAUS RES.
11 mi.

80

6 mi to road
to ABERDEEN

78

78

80

314

$$A = 314 \text{ ACU}$$

$$Q = 5,13 \text{ CFS}$$

$$V = 1099 \text{ ACU/SEC}$$

there are 12 laterals with 32 rainbird
30 heads each with 1/64 noz at
an average of 50 psi

RECEIVED
Department of Reclamation

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 Saturday and 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 28th day of August, 1969,

and the last publication having been made on the 4th day of September 1969; 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.

Drury R. Brown
Subscribed and sworn to before me this 7th

day of October, 1969

Layne Dayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho

My commission expires
~~XXXXXX~~ November 10, 1972

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that James S. Johnston, Box 1015, Blackfoot, Idaho, has received an approved permit No. G-31873 to divert 6.4 cubic feet per second of water from a groundwater source. The priority to be established under this permit is May 8, 1964. Water will be diverted by well and sprinklers within the NW1/4, Sec. 20, T.5 S, R. 30 E, B.M., Bingham County, and is to be used for irrigation in the SW1/4, Sec. 17; NW1/4, Sec. 20, T.5 S, R. 30 E, B.M.

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

R. KEITH HIGGINSON
State Reclamation Engineer
(2133)
Pub.: Aug. 28 and Sept. 4

31873
35-2884

NAME OF APPLICANT.....T. S. Vanderford, Aberdeen, Idaho.....

Form No. 0

SW $\frac{1}{4}$ of Sec. 17 Twp. 5 South Range 30 EBM.

X X X X X X
X X X X X X
X X X X X X
X X X X X X
X X X X X X
X X X X X X
X X X X X X
X X X X X X
X X X X X X
X X X X X X
X X X X X X
X X X X X X

Also NW $\frac{1}{4}$ of Section 20 Twp. 5 South Range 30 E.B.M.

Location of Well

Permit Map No. 31873
As Approved
CARL E. TAPPAN MAY 15 1964
State Reclamation Engineer

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31873/35-2884 Priority July 9, 1964 Amount 5.13 cfs
(late proof)

THIS IS TO CERTIFY, that JAMES S. JOHNSTON
of Blackfoot, Idaho, has complied with the terms and conditions of Permit
No. 31873/35-2884 issued pursuant to Application for Permit dated May 8, 1964,
and has submitted proof to the Department of Water Administration on July 16, 1969,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 5.13 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 5.13 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 5.13 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 20, Twp. 5 S, Rge. 30 E, B.M.

in the county of Bingham; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,099 acre feet per year or _____
3.5 acre feet per acre.

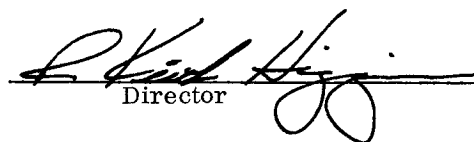
Description and location of place of use:

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 $\frac{1}{4}$	
5 S	30 E	17									40	40	38	38					156
		20					39	39	40	40									158

Total number of acres irrigated 314

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 23 day of
February, 19 73.


Director

35 2884

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Assigned to *[Signature]*

Application No. G- 39998
Permit No. G- 31873
District No.

1. Name of Applicant: T. S. Vanderford
Postoffice address: P.O. Box 67
Aberdeen County: Bingham State: Idaho

LAPSED

2. Quantity of water claimed: 6.4 Second Feet or 320 Idaho Miners Inches
(a) Rate of withdrawal in cubic feet per second or Idaho Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean

4. Location of point of diversion or well is in the / ~~most central point in the~~ NW 1/4 of Section 20
Twp. 5 So., Rge. 30 E, B.M., County of Bingham, State of Idaho

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 1/4 of the 1/4 of Section, Twp.
Rge., B.M.

(b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section, Twp., Rge., B.M.

7. Kind of works: Drilled well and sprinkling system

8. Estimated cost of works: \$20,000.00

9. (a) Is reservoir to be used?

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation:

(b) Amount of capital stock: \$ (c) Amount paid in: \$

(d) Names and addresses of directors:

II. The financial resources of the applicant are (a) Cash on hand: \$

(b) Treasury stock: (c) Bonds to be issued:

(d) Other resources:

12. The land to be irrigated is described in the following tabulation:

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none

(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) 6.4 (cubic feet per second, inches or gallons per minute) is for new lands.

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

Applicant.

Agent.

Returned to applicant for correction:

Corrected application received:

The number of this permit is G— 31873

Recorded in Book 111 Page 31873 Approved May 15, 1964

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 **November 15, 1966**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before May 15, 1969

Witness my hand this 15th day of May, 1964

s/ CARL E. TAPPAN
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 15th
day of May, 19 64

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SAYLIE

Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals		
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄			
5 So.	30 E.	17											X	X	X	X					160
5 So.	30 E.	20								X	X	X	X								160
																			TOTAL		320
																	</				

February 26, 1973

Re: Permit No. 31873/35-2884

Mr. James S. Johnston
Box 1015
Blackfoot, Idaho 83221

Dear Mr. Johnston:

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

February 6, 1973

Mr. James S. Johnston
Box 1015
Blackfoot, Idaho 83221

Dear Mr. Johnston:

A representative of this Department has made an examination of the works covered by your Permit No. 31873/35-2884 and has found the following:

Quantity of water diverted: 5.13 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 5.13 cfs

The maximum quantity diverted shall not exceed 1,099 acre feet per year.

Beneficial use: Irrigation of 314 acres within the SW $\frac{1}{4}$ (156), Sec. 17; NW $\frac{1}{4}$ (158), Sec. 20; Twp. 5S, Rge. 30E, B.M.

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 20, Twp. 5S, Rge. 30E, B.M.

Priority date established: July 9, 1964 (late proof)

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

2884

LICENSING DATA ANALYSE

- Permit No. 35-2884
- Name license is to be issued in James S. Johnston
Assignment required - Yes ☐ No ☒
- Date of first receipt 5/8/64 Date proof due 5/15/69 Made 7/16/69
- Priority ☐ Late proof - Yes ☒ No ☐
- Source Grandwater tributary ☐
- Point of diversion:
Twp. 5 N E Rge. 30 E/W, B.M., Sec. 20, Center of NW 1/4
? Twp. ☐ N S, Rge. ☐ E/W, B.M., Sec. ☐, ☐
Twp. ☐ N S, Rge. ☐ E/W, B.M., Sec. ☐, ☐
Amendment required - Yes ☐ No ☒
- Beneficial use for license:
Amt. 5.13 for Irr. from April 1 to Nov. 1 AF 1099
Amt. ☐ for ☐ from ☐ to ☐ AF ☐
Amt. ☐ for ☐ from ☐ to ☐ AF ☐
Amount not to exceed at any one time 5.13 c.f.s. or 1099 acre feet per season or 3.5 acre feet per acre
Amendment required - Yes ☐ No ☒
- Permitted Amount: 6.4 c.f.s. Volume for season ☐ AF
- Measured Amount: 5.13 Reason for reduction Capacity of system
- Description and location of place of use:

Twp	Rge	Sec	NE 160				NW 160				SW 160				SE 160				Total
			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	
55	30E	17									40	40	38	38					156
"	"	20					39	39	40	40									158

Total No. of acres 314

Supplemental acreage - Yes ☐ No ☐

Total permitted acres 320

Amendment required - Yes ☐ No ☒

11. Remarks:

12. Measuring device required - Yes ☐ No ☒

13. Type of letter required: Fee ☐ Notice ☒

14. Analysis by T. J. E. Date 1/25/69 Checked by Date

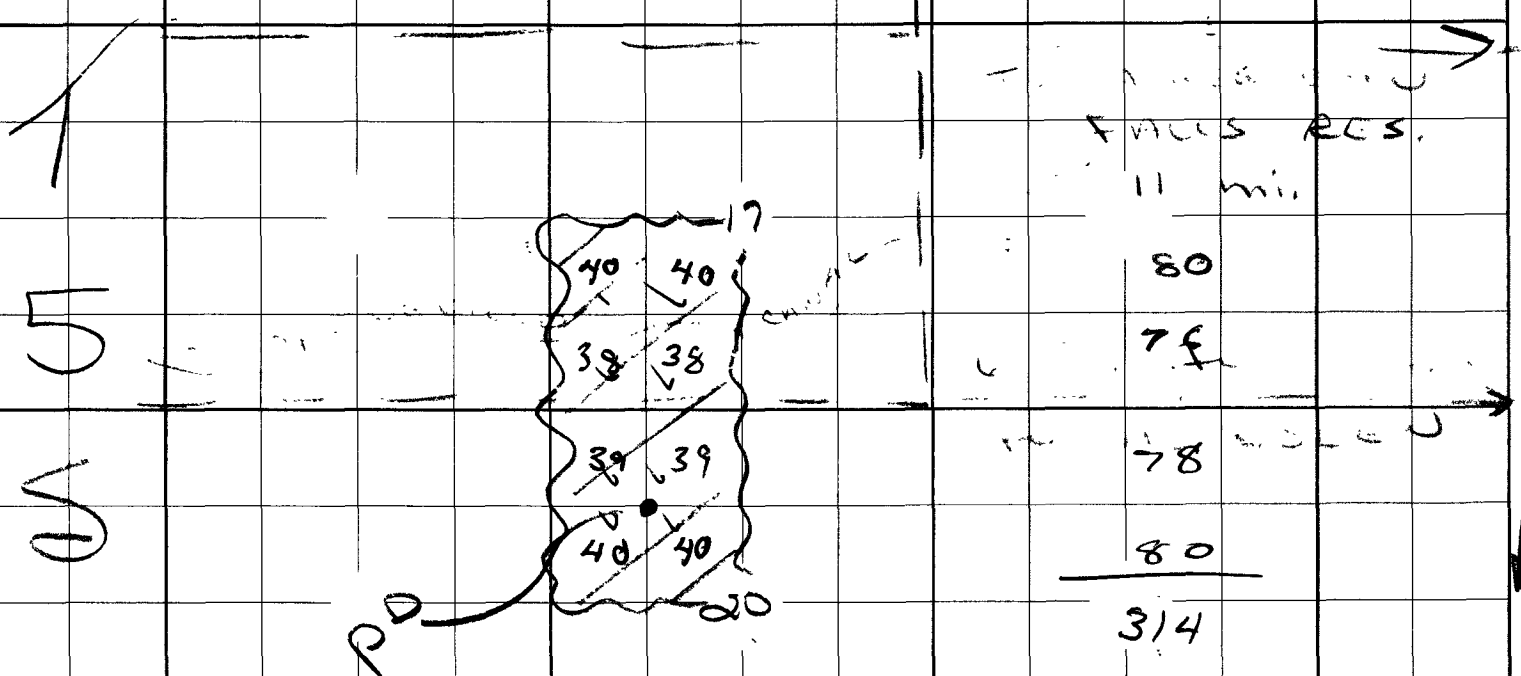
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-31873/35-2884

REPORT ON PROOF OF James S. Johnston

R. 30 S



$$A = 314 \text{ ACU}$$

$$Q = 5,13 \text{ CFS}$$

$$V = 1099 \text{ ACU/Sec}$$

there are 12 laterals with 32 rainbird
30 heads each with 1/64 no. at
an average of 50 psi

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

Permit No. G-31873/35-2884

This proof is for 6.4 cfs In Water District No. 20
PROOF - T. S. Vanderford or James S. Johnston (See folder) B04 1015, Bkft.

1. Name of applicant James S. Johnston, Blackfoot, Idaho

2. Source of water supply: ground-water

3. Location of point of diversion: Is in the Center NW 1/4 of Section 20
T. 5 S R. 30 E County of Bingham

4. Describe works as they exist, giving dimensions and capacities of same:
well and sprinkling system.

PROOF - 300 HP Wagner Motor - P7260 Layne Boller pump; discharge 20-25; AC-12;
14" bowles; 340' column; 3" oil tube; 1 15/16" shaft

US Motors Hollow shaft 3.50 HP 440V 1800 RPM Ser # 1390030 Layne Boller Vertical Pump Ser # 002766

5. Water is used for: irrigation PROOF - (Apr. - Nov.)

6. State whether or not water has been turned into works of diversion: Yes 30 psi
at gate valve 12" discharge buried mainline

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):

5S-30E, Sec. 17 SW 1/4 160 acres
Sec. 20 NW 1/4 160 acres

TOTAL - 320 acres

Rainbird 11/64 12 lines 32 heads each
50 psi - 6.01 gpm @ 50 psi

$Q = (12)(32)(6.01) / 450$

$Q = 5.13$

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

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

Remarks: pump in operation since 6-64.

The land is planted grain and hay. The subdivisions are fully planted and cultivated.
No soundments are required to my knowledge. The well is so close to the center of the 1/4 that a survey would be necessary to determine which subdivision it is in.

This examination was made on the 8th day of July, 1970

(Signed) James Booker Examiner.

Permit No. G-31873/35-2884
Examination for b/u - James S. Johnston
County Bingham Sec. 20 T. 5S R. 30E
Quantity: 6.4 cfs

Source: ground-water

P.D.: center NW $\frac{1}{4}$

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: 5-8-64 Made: 7-16-69
Due: 5-15-69 Priority: 7-9-64

Date: CHV 9.12.65
BS

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.

October 10, 1969

Re: Permit No. G-31873/35-2884

James S. Johnston
Box 1015
Blackfoot, Idaho 83221

Dear Mr. Johnston:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

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

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

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

cc. H. William Furchner
Furchner & Anderson
178 West Judicial Street
Blackfoot, Idaho 83221

31873
35-2884

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 Saturday and 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 28th day of August, 1969,

and the last publication having been made on the

4th day of September 1969; 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

Drury R. Brown
Subscribed and sworn to before me this 7th

day of October, 1969

Raye Dayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho

My commission expires

November 10, 1972

NO. 3
APPROVED
It is hereby given that James Johnston, Box 1015, Blackfoot, Idaho, has received an approval permit No. G-31873 to divert 10 cubic feet per second of water from a groundwater source to be established this permit is May 8, 1969, water will be diverted to and sprinklers, within 4 Sec. 20, T. 5 S, R. 30 E, Bingham County, and to be used for irrigation SW1/4, Sec. 17; NW1/4, T. 5 S, R. 30 E, B. N. Any notice against the intent of the must be filed with the of Reclamation ten days from the date of publication of this notice.

W. KIRBY HIGGINSON

State Reclamation Engineer

(2133)

Pub.: Aug. 28 and Sept. 4

31873
35-2884

Law Offices

FURCHNER & ANDERSON

178 W. JUDICIAL STREET
BLACKFOOT, IDAHO 83221

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

H. WILLIAM FURCHNER
J. BLAINE ANDERSON
JAMES L. MARTSCH

October 9, 1969

Mr. R. Keith Higginson
State Reclamation Engineer
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Re: Permit No. G-31873
(New No. 35-2884)

Dear Mr. Higginson:

We enclose herewith the affidavit of publication of notice of the approved application for water in connection with the above permit which should be the final document required to establish the permitholder's right to a license.

When the license is issued will you please send it to us for Mr. James S. Johnston, present holder of the permit.

Very truly yours,

FURCHNER & ANDERSON

H. William Furchner

H. William Furchner

HWF:ec
Encl.

31873
35-2884

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

October 6, 1969

OFFICE COPY

Re: Permit No. G-31873 (New No. 35-2884)

Mr. James S. Johnston
P. O. Box 1015
Blackfoot, Idaho 83221

Dear Mr. Johnston:

As of this date, we have not yet received the affidavit of publication to be submitted in connection with permit No. G-31873. You should be aware that many newspapers do not keep copies of these advertisements for their files. We, therefore, recommend that you obtain this affidavit as soon as possible from the Blackfoot News, Blackfoot, Idaho, and submit it promptly to the Department. Please be advised that a license will not be issued until we are in receipt of this affidavit.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

31873
35-2884

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF REINSTATEMENT OF PERMIT NO. G-31873)

ORDER

in the name of JAMES S. JOHNSTON)

WHEREAS, James S. Johnston applied to the Department of Reclamation on May 8, 1964, for a permit to appropriate the public waters of the State of Idaho, proposing the diversion of 6.4 cubic feet per second of the waters of a groundwater source for use in Sections 17 and 20, T. 5 S, R. 30 E, B.M., Bingham County, Idaho; and,

WHEREAS, on May 15, 1964, permit G-31873 was approved with the condition that the whole of said works be completed and the water applied to beneficial use on or before May 15, 1969; and,

WHEREAS, on March 3, 1969, the Department of Reclamation forwarded to the permit holder by certified mail an order modifying the requirements for completion of permit G-31873 as adopted under the Rules of Practice and Procedures on August 1, 1968, notifying the permit holder that he was required to submit proof of the application of the water to beneficial use and setting forth the steps to be taken to make that proof; and,

WHEREAS, on June 2, 1969, the permit holder was notified by the Department of Reclamation that the permit had lapsed since proof of application of the water to beneficial use was not received on or before the required date; and,

WHEREAS, on July 16, 1969, the Department of Reclamation received the required proof of application of the water to 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 lapsing; and,

WHEREAS, submission of an affidavit of proof of application of the water to beneficial use is considered as a reasonable showing as to why the permit should be reinstated;

THEREFORE, IT IS HEREBY ORDERED that Permit G-31873 be REINSTATED and the priority reduced to July 9, 1964.

Dated this 19th day of August, 1969.



JACK A. BARNETT, Deputy
State Reclamation Engineer

31873

35-2884

August 19, 1969

Re: Permit No. G-31873

Mr. James S. Johnston
P.O. Box 1015
Blackfoot, Idaho 83221

Dear Mr. Johnston:

Enclosed please find an order REINSTATING the above referenced permit. We have also enclosed a copy of the permit for your use.

We acknowledge receipt of the affidavit submitted as proof of beneficial use for permit G-31873. The assignment has been recorded for this permit and we have enclosed a copy for your records.

Before a license can be issued you must submit an affidavit of publication to this Department. The affidavit may be obtained after September 4, 1969, from the Blackfoot News, Blackfoot, Idaho, upon payment of the bill of publication.

If we may be of any help at any time, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Order of Reinstatement
Copy of permit
Copy of assignment

31873
35-2884

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

August 19, 1969

Re: Permit No. G-31873 - James S. Johnston

Blackfoot News
Box 70
Blackfoot, Idaho 83221

Gentlemen:

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

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

The expense of the publication is to be paid by James S.

Johnston, Box 1015, Blackfoot, Idaho,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR
Enc: Legal notice

31873
35-2824

NOTICE OF APPROVED
APPLICATION FOR WATER

Notice is hereby given that James S. Johnston, Box 1015, Blackfoot, Idaho, has received an approved permit No. G-31873 to divert 6.4 cubic feet per second of water from a groundwater source. The priority to be established under this permit is: May 8, 1964. Water will be diverted by well and sprinklers within the NW1/4, Sec. 20, T.5 S, R. 30 E, B.M., Bingham County, and is to be used for irrigation in the SW1/4, Sec. 17; NW1/4, Sec. 20, T. 5 S, R. 30 E, B.M.

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

R. KEITH HIGGINSON
State Reclamation Engineer
(2133)
Pub.: Aug. 28 and Sept. 4

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

ASSIGNMENT OF PERMIT

Executor of the Will of T. S. Vanderford, dec'd,
I, Robert V. Pence, hereby assign to James S. Johnston,
of Blackfoot, Idaho,
(address)

CHECK ONE

☒ All ~~my~~ right, title, and interest, in and to Permit No. G-31873
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in
and to Permit No. _____ to appropriate the public waters
of the State of Idaho. (Give that portion of the permit being assign-
ed by describing the land list and the point of diversion - describe
by acreage within each 40-acre subdivision.)

Made this 15th day of July, 19 69.

Robert V. Pence

Permit Holder
Executor of the Will of T.S.Vanderford,
deceased.

Wife of Permit Holder

State of Idaho)
County of Bingham.) ss.

On this 15th day of July, 19 69, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (~~she~~) (~~they~~) executed the same. as executor of the estate of
T. S. Vanderford, deceased.

J. Williams
Notary Public residing at

Blackfoot, Idaho.

My commission expires Jan. 31, 1970.

31873

35-2884

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE — ANNEX 2
BOISE, IDAHO 83707

July 31, 1969

Re: Permit No. G-31873 (Lapsed)
T. S. Vanderford

Mr. H. William Furchner
FURCHNER AND ANDERSON
178 W. Judicial Street
Blackfoot, Idaho 83221

Dear Mr. Furchner:

We are in receipt of your letter of July 15, 1969, concerning the above referenced permit.

The forms you have submitted appear to be in order. However, as proof of the application of the water to beneficial use was not received on or before May 15, 1969, Permit No. G-31873 lapsed on that date, as indicated by our letter of June 2, 1969, a copy of which is enclosed.

The permit holder has 60 days from the date of the notice of lapsing to show adequate cause why the permit should be reinstated in order for a reinstatement to be effective. We can consider the proof of beneficial use and the advertising received with your July 15, 1969, letter as adequate cause only if Mr. Johnson can submit to the Department of Reclamation proof of ownership of the permit. As you are aware, these permits from the time they are approved until licensing remain personal property of the permit holder and are not considered real property as is the license. Therefore, it will be necessary for the estate of T. S. Vanderford to assign the permit directly to Mr. Johnson and a copy of this assignment to be submitted to the Department of Reclamation.

We are enclosing an assignment form for your use in this matter and if we can be of further assistance, please contact us.

Very truly yours,

Donald W. McElldowney
Appropriation Examiner

DWM:tg

Enc: copy of 6-2-69 letter
assignment

31873

35-2884

Identification No. _____

Permit No. G 31873

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder T. S. Vanderford or James S. Johnston
 b) Post Office Address P.O. Box 1015, Blackfoot, Idaho
2. Permit Number G 31873
3. Date of Priority that you are prepared to establish May 8, 1964
4. a) Source from which water was appropriated Subterranean
 b) Location of the point of diversion: Center of ~~xx~~ NW 1/4, Section 20
 Township 5 S, Range 30 E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
 amount 6.4 cfs for irrigation purposes from April to November 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 6.4 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: _____
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) 300 h.p. Wagner Motor - P7260
Layne Boller pump; Discharge 20-25; A.C.-12; 14" bowles; 340' of column;
3" oil tube; 1 15/16 in. shaft.
 b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
- c) Give well drillers name and address and date the well was completed Paul Vollmer & Son
6-15-64 Lic. #171

31873
35-2884 T4260
E44mm 10-29-69
mrs jms

Notary Public residing at Blackfoot, Idaho

State of IDAHO)
County of Bingham) ss.

~~(Signature)~~

10. Remarks: This pump has been in operation since June, 1964

Total number of acres irrigated 320

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	30	17								X	X	X	X						
5	30	20							X	X	X	X							

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

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use

NOTICE OF APPROVED APPLICATION FOR WATER

Department of Reclamation

Notice is hereby given that T. S. Vanerford, P. O. Box 67,

Aberdeen, Idaho

has received an approved permit No. G-31873 to divert 6.4 cubic feet per second of water from a groundwater source

The priority to be established under this permit is May 8, 1964

Water will be diverted by well and sprinklers

within the NW 1/4, Sec. 20, T. 5 S., R. 30 E., B. M., Bingham County

and is to be used for irrigation

in the SW 1/4, Sec. 17; NW 1/4, Sec. 20, T. 5 S., R. 30 E., B. M.

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

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Blackfoot News, Blackfoot, Idaho
on August 28 and September 4, 1969

State Reclamation Engineer:

Permit No. G-31873

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

(signature)

P.O. Box 1015, Blackfoot, Idaho
(address)

July 15, 1969
(date)

31873

35-2884

Law Offices

FURCHNER & ANDERSON

178 W. JUDICIAL STREET

BLACKFOOT, IDAHO 83221

July 15, 1969

H. WILLIAM FURCHNER

J. BLAINE ANDERSON

JAMES L. MARTSCH

AREA CODE 208

785-2310

P.O. BOX 752

Mr. R. Keith Higginson
State Reclamation Engineer
Department of Reclamation
State House - Annex 2
Boise, Idaho 83707

Re: Permit No. G-31873

Dear Sir:

We enclose herewith the signed Notice of Approved Application for Water for publication in connection with the above permit and also the Proof of Application of Water to Beneficial Use concerning the same permit.

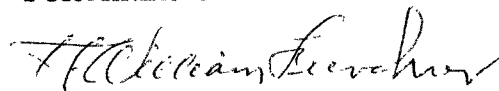
Due to the death of T. S. Vanderford, original holder of the permit, and of his chief clerk, Nate Turpin, the sale of the property for which the permit was issued by the Vanderford Estate to James S. Johnston, there has been considerable delay in making these proofs.

However waters authorized by the permit have been in use for a number of years and I believe that all essential elements of proof are available to establish the water right.

If you find these to be in order, will you please cause the notice to be published at Mr. Johnston's expense and notify us of anything further and necessary to be done in making final proof.

Very truly yours,

FURCHNER & ANDERSON



H. William Furchner

Encls:

HWF:fb

31873

35-2884

June 2, 1969

LAPSED

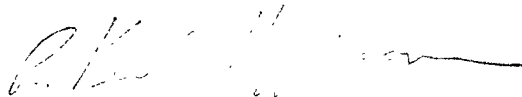
Re: Permit No. G-31873

T. S. Vanderford
P.O. Box 67
Aberdeen, Idaho

Dear Mr. Vanderford:

You are hereby notified that under the provisions of Section 42-218a, Idaho Code, Permit G-31873 has lapsed.

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



State Reclamation Engineer

DR

Form 7

31873

March 3, 1969

Re: Permit No. G-31873

T. S. Vanderford
P. O. Box 67
Aberdeen, Idaho

Dear Mr. Vanderford:

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

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

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

Very truly yours,

Donald W. M. Eldowney
Appropriation Examiner

DWM:tg

Enc: order
proof due notice
proof package
advertising package

31873

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and address where delivered ☐ Deliver ONLY to addressee
(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

20951

INSURED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

3-6-69

SHOW WHERE DELIVERED (only if requested)

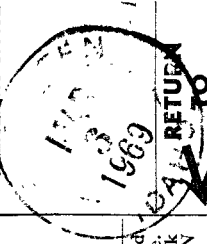
**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

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

c55-16-71648-10

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

**POSTMARK OF
DELIVERING OFFICE**



NAME OF SENDER

STREET AND NO. OR P.O. BOX

POST OFFICE, STATE, AND ZIP CODE

Apr. 1967 **3811** **POD Form**

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered ☐ Deliver ONLY
to addressee
(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

20852

INSURED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (only if requested)

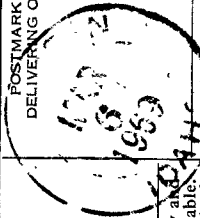
3-6-67

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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

655-16-71548-10

**POSTMARK OF
DELIVERING OFFICE**



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

**RETURN
TO**

NAME OF SENDER

STREET AND NO. OR P.O. BOX

POST OFFICE, STATE, AND ZIP CODE

Apr. 1967

3811 **POD Form**

March 3, 1969

Re: Permit No. G-31873

T. S. Vanderford,
P. O. Box 67,
Aberdeen, Idaho

Dear Mr. Vanderford:

One of the conditions of the approval of your permit
G-31873 was that proof of application of the water to
beneficial use be submitted to this office on or before _____
May 15, 1969.

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

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



State Reclamation Engineer

Enclosure: Proof form

May 14, 1965

RE: Permit 31873
T. S. Vanderford

T. S. Vanderford Potato Co., Inc.
Aberdeen,
Idaho

ATTENTION: Mr. Nate V. Turpin, Secretary

Dear Mr. Turpin:

Your letter of May 10th received. A copy of the Court Order designating T. S. Vanderford Potato Co., Inc. as the executor for the Estate of T. S. Vanderford, deceased, would be acceptable to allow processing of the steps necessary to complete the contract with the State of Idaho up to the actual licensing of the water right.

There seems to be ample time for the estate to be probated and distributed, showing the name of the true holder of the permit.

Complete the works and apply the water to beneficial use before the due date which is May 15, 1969. Actually the Completion of Works and Beneficial Use Proofs can be made immediately following the Court's Order of Distribution, providing you are then ready to make the proofs. Upon receipt of a copy of the Estate Distribution Order, we will forward the necessary forms leading to license and certificate.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

H. PETRI
Head of Section
State Water Rights & Records

HP:ct

631873



TELEPHONE - 397-2335

Code: SPEEDCODE

T. S. Vanderford Potato Co. Inc.

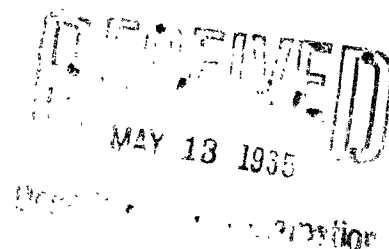
Grower and Shipper

FINE POTATOES

ABERDEEN, IDAHO

May 10, 1965

Department of Reclamation
Room 107, State House
Boise, Idaho



Gentlemen:

We are ready to complete the filing on our well in Section 20,
Twp. 5 South Range 30 E. B. M.

We filed Application for Permit No. G 39998 which you show being
received May 8, 1964 at 2:15 P. M. by the Department of Reclamation.
The Approval of State Reclamation Engineer, Carl E. Tappan was made
May 15, 1964 under Number G 31873 and Recorded in Book 111 Page
31873.

We also have Well Log and Report to the State Reclamation Engineer
of Idaho made by the Well Driller, Paul Vollmer & Son working under
License No. 171. We understand copy of this Log and Report was
filed in your office. The Log and Report is dated June 15, 1964.

This property is now an Estate, and I suppose the completion will
have to be done on the property showing it an Estate. Is there
any way these final papers and work could be done in the Name of
the T. S. Vanderford Potato Co., Inc., who will own the property
just as soon as the Estate is settled?

Please send us instruction for the completions of this filing and
the necessary forms to be completed.

Yours truly,

T. S. Vanderford Potato Co., Inc.

By Tate V. Tappan Secy.

MEMBER - UNITED FRESH FRUIT



AND VEGETABLE ASSOCIATION

531873

May 26, 1964

Re: Permit No. G-31873

Mr. T. S. Vanderford,
P.O.Box 67,
Aberdeen, Idaho.

Dear Mr. Vanderford:

We enclose Permit No. G-31873 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-9687 which was issued covering payment in the amount of \$ 6.50 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

P.S. You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

G31873

SW $\frac{1}{4}$ of Sec. 17 Twp. 5 South Range 30 EBM.

XXXXXX
XXXXXX
XXXXXX
XXXXXX
XXXXXX
XXXXXX
XXXXXX
XXXXXX
XXXXXX
XXXXXX
XXXXXX
XXXXXX

Also NW $\frac{1}{4}$ of Section 20 Twp. 5 South Range 30 E.B.M.

Location of Well

631873

May 4, 1964

Re: Application for Permit

T. S. Vanderford
P. O. Box 67
Aberdeen, Idaho

Dear Mr. Vanderford:

Returned herewith is the application for permit with attached check for \$6.50. Also enclosed is supply of complete Forms 3..

The point of diversion shown on the application is the center of NW $\frac{1}{4}$, Sec. 20, whereas under Remarks it is located on the highest point of the north and south center line which may be about 1/4 mile from the center of the NW $\frac{1}{4}$. The location is not shown on the maps.

Kindly show the location on the maps and revise the location under No. 4, if necessary.

Return completed application for processing.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application for permit
with attached check
Complete Forms 3

\$ 3187 3

ROBERT E. SMYLLIE
Governor



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

May 4, 1964

Re: Application for Permit

T. S. Vanderford
P. O. Box 67
Aberdeen, Idaho

Dear Mr. Vanderford:

Returned herewith is the application for permit with attached check for \$6.50. Also enclosed is supply of complete Forms 3.

The point of diversion shown on the application is the center of NW $\frac{1}{4}$, Sec. 20, whereas under Remarks it is located on the highest point of the north and south center line which may be about 1/4 mile from the center of the NW $\frac{1}{4}$. The location is not shown on the maps.

Kindly show the location on the maps and revise the location under No. 4, if necessary.

Return completed application for processing.

Very truly yours,

Ralph W. Thomas
RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

enc. application for permit
with attached check
Complete Forms 3

531873



4-30-64

SWIFT, SURE FREIGHT AND PASSENGER SERVICE IS A SANTA FE TRADITION

Would you please send
us a supply of
application for permit
Form No. 3
and Form No. 0.

T S Vanderford
Aberdeen, Idaho

631873