

WATER LICENSE

Water License No. G-33002 Priority June 16, 1966 Amount 3.82 c.f.s.

THIS IS TO CERTIFY, that BANNOCK BRANDS LIVESTOCK, INC.
 of Pocatello, Idaho, made application for a permit to appropriate the public waters of
 the State of Idaho, dated June 16, 1966; that Permit G-33002 was issued pursuant
 to said application; that the proposed works were completed on or about 5-10-63,
 with a storage or carrying capacity of 3.81 c.f.s., said works consisting of well,
pump, motor, and sprinkler system, and that on July 12, 1967

proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 1860
when combined with all other rights appurtenant to the same land and shall not exceed
 acre feet per season, with a maximum rate of diversion of 3.82 cubic feet per second of the waters that
amount
 of ground water, tributary of _____,

for the purpose of irrigation from April 1 to October 31;
 and for _____ from _____ to _____; and for

_____ from _____ to _____; and that the use
 of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
 mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
 located in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22, T. 4 S, R. 33 E, B.M., and
 other additional points _____, in the County of

Bingham; and that the amount of water to which such right is
 entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
 used for said purposes and shall not exceed 1860 acre feet per year. when combined with all other rights
appurtenant to the same land and shall not exceed that amount.

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 $\frac{1}{4}$	
4 S	33 E	11											5				12		17
		14		31	16		35	11	39	40	9	40	40	14					275
		15				5									34		11	40	90
		22	34	40	40	6									3	27			150

Total number of acres irrigated 532

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

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

7th day of April, 19 69.

R. Keith Higin
 State Reclamation Engineer

35 2838

33002

Address all communications to:

Vern E. Herzog, Jr.

P. O. Box 1412, Pocatello, Idaho

APPLICATION FOR PERMIT

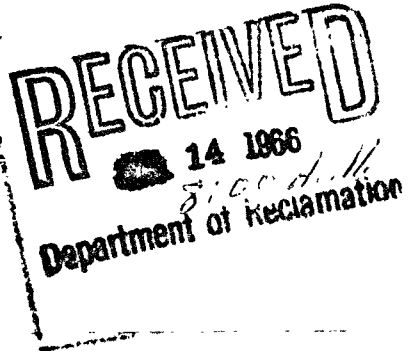
TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G 411 91

33002

Permit No. G _____

Water District No. _____



1. Name of applicant: Bannock Brands Livestock, Inc.

Post office address Pocatello County Bannock State Idaho

2. Quantity of water claimed: 5.5 c.f.s.

3. Source of water supply: Subterranean

4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 22
Twp. 4S, Rge. 33E, B.M., County of Bingham

5. Water is to be used for: Irrigation

6. If for domestic, municipal, industrial or recreational purposes give: Not applicable

(a) Point of use of water is in the _____ $\frac{1}{4}$ of the _____ $\frac{1}{4}$ of Section _____
Twp. _____, Rge. _____, B.M.

(b) Waste water or sewage effluent is to be returned to _____
at a point in the _____ $\frac{1}{4}$ of the _____ $\frac{1}{4}$ of Section _____, Twp. _____, Rge. _____, B.M.

7. Kind of Works: Drilled - Cased

8. Estimated cost of works: \$ 25,000.00

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 one
~~already completed~~ years.

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation: January 9, 1959 - Idaho

(b) Amount of capital stock \$ 75,000.00 (c) Amount paid in: \$ 21,726.00

(d) Names and addresses of directors: Fred Zweigart, Sr. - P. O. Box 1367, Pocatello,

Idaho; Fred Zweigart, Jr. - P. O. Box 1367, Pocatello, Idaho; E. J.

Therkildsen, P. O. Box 121, Pocatello, Idaho

33002

(Continued)

II. The financial resources of the applicant are: (a) Cash on hand: \$60,000.00

(b) Treasury stock: 10,813 shares (c) Bonds to be issued: None

(d) Other resources: _____

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

12. The land to be irrigated is described as follows:

The Northeast quarter of the Southeast Quarter and the Southwest Quarter of the Southeast quarter and the Southeast quarter of the Southwest quarter and Lot One (1) of Section Eleven (11); and the North Half of the Northwest quarter and the Southwest quarter of the Northwest Quarter and Lots One (1), Two (2), Three (3) and Four (4) of Section Fourteen (14), and the East Half of the Southeast quarter of Section Fifteen (15) and Lot One (1) of Section Twenty-three (23); also, Lots One (1), Two (2) and Three (3) and the Northwest Quarter of the Northeast quarter of Section Twenty-two (22), all in Township Four (4) South, Range 33 East of the Boise Meridian, containing 875 acres, more or less.

This image shows a full page of blank graph paper. The grid consists of 20 vertical columns and 20 horizontal rows, creating a total of 400 small squares. The lines are thin and black, set against a white background. There are no margins, text, or other markings on the page.

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 179 shares capital stock of Thorn Springs Canal Co. and 179 shares of capital stock of Peoples Canal and Irrigation Co.

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

33002

REMARKS:

The ~~three~~ wells described in the Application has already been completed and there has been an application of the water to a beneficial use. Bannock Brands Livestock, Inc. and its officers were mistakenly under the impression that the well driller, Mr. Jack Cushman of Idaho Falls, had "taken care of" the matter at the time each of the wells were completed. This fact was not brought to light until the applicant contemplated a sale of the ranch and discovered that they did not have the necessary legal permits.

I have enclosed herewith three separate APPLICATIONS FOR PERMIT. Please advise me of the appropriate filing fees for the Applications. I will forward them directly to you.

Insofar as the work has already been completed, and the appropriation in fact perfected, would you please advise me as to what additional information, etc. is necessary, including the amount of the filing fees.

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

BANNOCK BRANDS LIVESTOCK, INC.

By *Paul E. Hayes Jr.* Applicant
Agent

33002

Approval of State Reclamation Engineer

33002

The number of this permit is G_____

JUL 15 1966

Recorded in Book_____115_____ Page_____33002_____ Approved_____

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 before _____

One-fifth of the work above specified to be completed on or before_____January 15, 1967_____

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before_____July 15, 1967_____

Witness my hand this_____15th_____day of_____July_____1966_____

Deputy, State Reclamation Engineer

IN TESTIMONY WHEREOF, We_____ROBERT E. SMYLLIE_____, Governor of the State of Idaho,

and_____LOUIS E. CLAPP_____, 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_____July_____1966_____

Countersigned,

STATE OF IDAHO

By

Secretary of State

By

Governor.

No. G 33002

PERMIT

Date of first receipt at office of State Reclamation Engineer

June 16, 1966 10:45 A.M.

Returned to applicant for correction

Corrected application received

July 14, 1966 8:00 A.M.

Fees, \$ 6.25

FILING FEES FOR USE PERMIT:

For the first Sec. Ft. \$5.00

For each additional Sec. Ft. or Fraction

Thereof 25

33002

REMARKS:

The ~~three~~ wells described in the Application has already been completed and there has been an application of the water to a beneficial use. Bannock Brands Livestock, Inc. and its officers were mistakenly under the impression that the well driller, Mr. Jack Cushman of Idaho Falls, had "taken care of" the matter at the time each of the wells were completed. This fact was not brought to light until the applicant contemplated a sale of the ranch and discovered that they did not have the necessary legal permits.

I have enclosed herewith three separate APPLICATIONS FOR PERMIT. Please advise me of the appropriate filing fees for the Applications. I will forward them directly to you.

Insofar as the work has already been completed, and the appropriation in fact perfected, would you please advise me as to what additional information, etc. is necessary, including the amount of the filing fees.

33002

35
K.O.

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41191
Permit No. G- 33002
District No.

Vern E. Herzog, Jr.
Box 1412, Pocatello, Idaho

1. Name of Applicant: Bannock Brands Livestock, Inc.
Postoffice address: Pocatello County: Bannock State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 5.5 or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 22
Twp. 4 S , Rge. 33 E , B.M., County of Bingham
5. Water is to be used for: irrigation
6. If for municipal, industrial or recreational purposes, give: N/A
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Drilled - Cased
8. Estimated cost of works: \$ 25,000.00
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
years. 1
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation: January 9, 1959 - Idaho
(b) Amount of capital stock: \$ 75,000.00 (c) Amount paid in: \$ 21,726.00
(d) Names and addresses of directors: Fred Zweigart, Sr., P.O. Box 1367, Pocatello, Idaho; Fred Zweigart, Jr., P.O. Box 1367, Pocatello, Idaho; E.J. Therkildsen, P.O. Box 121, Pocatello, Idaho.
 - II. The financial resources of the applicant are (a) Cash onhand: \$ 60,000.00
(b) Treasury stock: 10,813. shares (c) Bonds to be issued: none
(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: 179 shares capital stock of Thorn Springs Canal Co. and 179 shares of capital stock of Peoples Canal and Irrigation Co.
 - (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) (cubic feet per second, inches or gallons per minute) is for new lands.

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

By /s/ VERN E. HERZOG, Jr. Agent.

Corrected application received: July 14, 1966 8:00 A.M.

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	

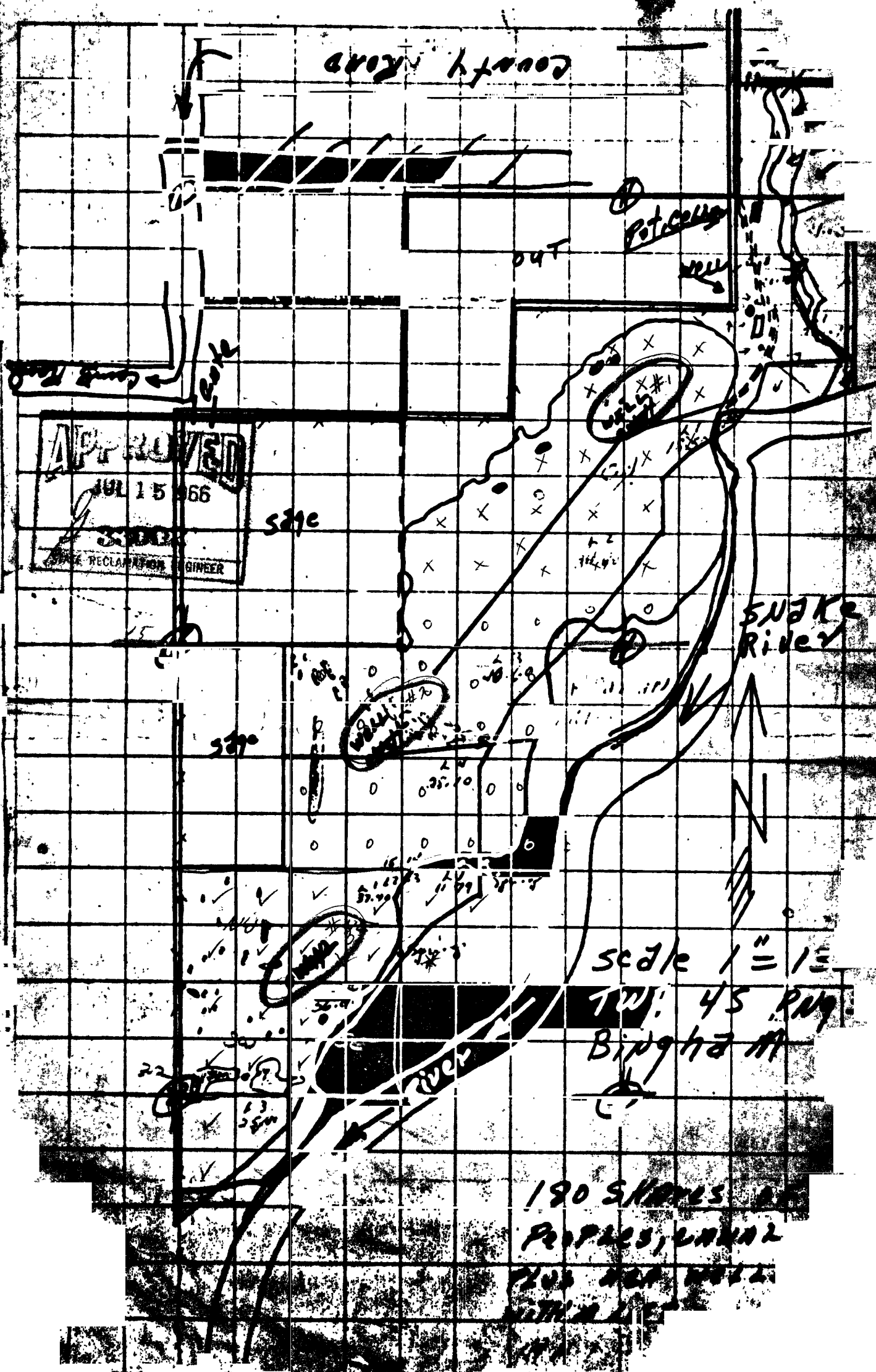
12. The land to be irrigated is described as follows:

The Northeast Quarter of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter and the Southeast Quarter of the Southwest Quarter and Lot One (1) of Section Eleven (11); and the North Half of the Northwest Quarter and the Southwest Quarter of the northwest Quarter and Lots One (1), Two (2), Three (3) and Four (4) of Section Fourteen (14), and the East Half of the Southeast Quarter of Section Fifteen (15) and Lot One (1) of Section Twenty-three (23); also, Lots One (1), Two (2) and Three (3) and the Northwest Quarter of the Northeast Quarter of Section Twenty-two (22), all in Township Four (4)South, Range 33 East of the Boise Meridian, containing 875 acres, more or less.

LICENSE ISSUED FOR 3,822 SEC. F1
LICENSE PAGE NO. _____

PLAT ON PAIN

Use Standard Legend. Indicate roads and show direction and distance to nearest town. Indicate points of abutment. Designate section numbers at section centers. If more than one source of irrigation water, indicate area



NAME OF APPLICANT.

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

33012

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE — ANNEX 2
BOISE, IDAHO 83707

April 7, 1969

Re: Permit Nos. G-33000, G-33001 & G-33002

Bannock Brands Livestock, Inc.
Pocatello,
Idaho 83201

Gentlemen:

Enclosed you will find your Water Licenses issued on the
above numbered permits.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures

33002

DEPARTMENT OF RECLAMATION

Permit No. G-33002

Comes now **BANNOCK BRANDS LIVESTOCK, INC.**

Pocatello, Idaho

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho

1. Point of diversion: _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Sec. _____, T. _____

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

mo. - day mo. - day

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated 532

33002

[illegible]

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

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

Blackfoot

this 18th day of March, 1969.

(Signature)
J. Edgar Hoover

पक्षः

1, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho,

hereby approve the above application for amendment for permit no. G-35002.

24th day of March, 1969

1969

F. Keith H. [Signature]

State Reclamation Engineer

33002

March 25, 1969

Re: Permit Nos. G-33000, G-33001 and G-33002

Bannock Brands Livestock, Inc.
Pocatello, Idaho

Gentlemen:

Enclosed please find a copy of each of the APPROVED application for amendment for the above referenced permits. Also, please find enclosed Departmental receipt no. 2834 in the amount of \$162.00 for the licensing and amendment fees.

We shall forward the licenses for each of the above permits to you in the near future.

Very truly yours,

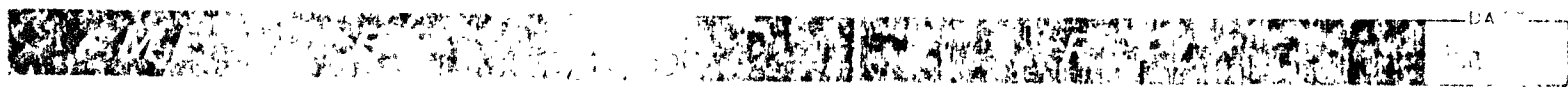
Donald W. McEldowney
Appropriation Examiner

DWM:TG

Enc: amendment copies (3)
Receipt no. 2834

33002

HANSON REALTY
 678 WEST BRIDGE
 BLACKFOOT, IDAHO 83221
 (208) 785-4095



TO
 Stat. Id. 1111
 Department of Reclamation
 Postoffice - Boise
 Boise, Idaho 83707

ATTENTION: Mr. John W. Cowley
 11111 1st St. N. Boise, Idaho

fold.....

Re: Permit No. 1
 G-3300, G-3301 &
G-3302
 Idaho State Five-
 3300, 1969

NOTE:

Please sign the permits for the above captioned permits.

The enclosed invoice is for the amount of \$162.00 & is to cover the cost of the permits and the printing of the three permits.

If you wish to have the invoice, please advise.

cc: Ken Telford, Director,
 Encl. (One) ()
 SENT BY Fred E. [unclear]
 SEND WHITE AND PINK [unclear]
 RETURN YELLOW [unclear]

ANSWERED BY

Thank you for your envelope Mrs. [unclear]
 Atlanta, Ga. • Pearl Harbor, New York • Melrose Park, Ill.

STATE OF IDAHO		Department of Reclamation		No 2834	
Boise, Idaho,		Mar 24		1969	
RECEIVED FROM	Annexed Grants Linestock		162 ⁰⁰		
One hundred sixty two & no/100		DOLLARS			
FOR	amendments		\$	162	00
	& fee		\$		
	G-3300 - G-3301		\$		
	G-3302		\$		
TOTAL		\$	162	00	
		 STATE RECLAMATION DEPARTMENT			

33002

DON SAMUELSON
GOVERNOR



P. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE ANNEX 2
BOISE, IDAHO 83707

March 17, 1969

Re: Permit Nos. G-33000, C-33001 & G-33002

Bannock Brands Livestock Inc.
Pocatello,
Idaho 83201

Gentlemen:

Please be informed that the department has conducted a field examination. Results indicate that an amendment is required for each of the above referenced permits. If you agree with the department's intention to change the original land list, sign and submit the enclosed partially completed forms along with the filing fee of \$5.00 each. Also enclosed is a sketch of the findings of ground irrigated for your assistance.

Upon the remittance of the three amendment forms with the \$15.00 total for processing, the department would be prepared to issue three licenses for a total of 9.92 c.f.s. for irrigation of 532 acres as found being beneficially used under the above referenced permits. The priority date to be established is June 16, 1966 for two of the permits and June 13, 1966 for permit G-33000 due to proof being submitted late.

If at this time you wish to submit the licensing fees in addition to the above mentioned amendment fees, the licenses could be issued shortly. The statutory licensing fee is \$2.00 per subdivision per permit and \$5.00 for each permit for examination and processing. Therefore, the total fee for the amendments and the licensing of the three permits would be \$162.00.

Your prompt attention to this matter will be appreciated.

Very truly yours,

Donald W. McKelowney
Appropriations Examiner

DRR:DWM:kh

Enclosures

33002

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-33002

REPORT ON PROOF OF Completion of Works & Beneficial Use

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

Permit No. G-33002

This proof is for C/W & B/U

In Water District No.

1. Name of applicant Bannock Brands Livestock, Inc.

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the NW 1/4 NE 1/4 of Section 22

T. 4 S. R. 33 E. County of Bingham

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

Geo. HP US Flee motor # 3775916
Berkley VTP # 7473 U
10" DISCHARGE - GATE VALVE - ALUM
MAIN LINE - SPRINKLER SYSTEM

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):

NE 1/4 SE 1/4, SW 1/4 SE 1/4, SE 1/4 SW 1/4, Lot 1, Sec. 11;

N 1/2 NW 1/4, SW 1/4 NW 1/4, Lots 1, 2, 3, 4, Sec. 14;

E 1/2 SE 1/4, Sec. 15;

Lots 1, 2, 3, NW 1/4 NE 1/4, Sec. 22;

Lot 1, Sec. 23; all in T. 4 S, R. 33 E, B.M.

(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. DeWain Compton assisted with inspection

DEPOSITIONS STATE 2600 gpm

8 1/2 mile Lat 1/64" Rain Bird, 3000, Buckner Co 58 lbs

(264002) (645 gpm) = 3081 c.f.s.

148.8 gpm

12216000 2000000000 = 30500-FT / ACRE / SEASON

This examination was made on the day of 1968

(Signed)

Examiner.

33002

Bannock Brands Livestock, Inc. *10' x" 25' approx*
Pocatello, Idaho *spring*
16" - 89'
4 - 20'
Q - 5.5 c.f.s.

Permit No. G-33002

Examination for C/W & B/U

County Bingham

Quantity: 5.5 c.f.s.

35-
Source: subterranean

P.D.: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22, T. 4 S, R. 33 E, B.M.

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights: Thorn Springs Canal Co. & Peoples Canal & irrigation Co.

Filed: June 16, 1966

Due: July 15, 1967

Made: July 12, 1967

Priority: June 16, 1966

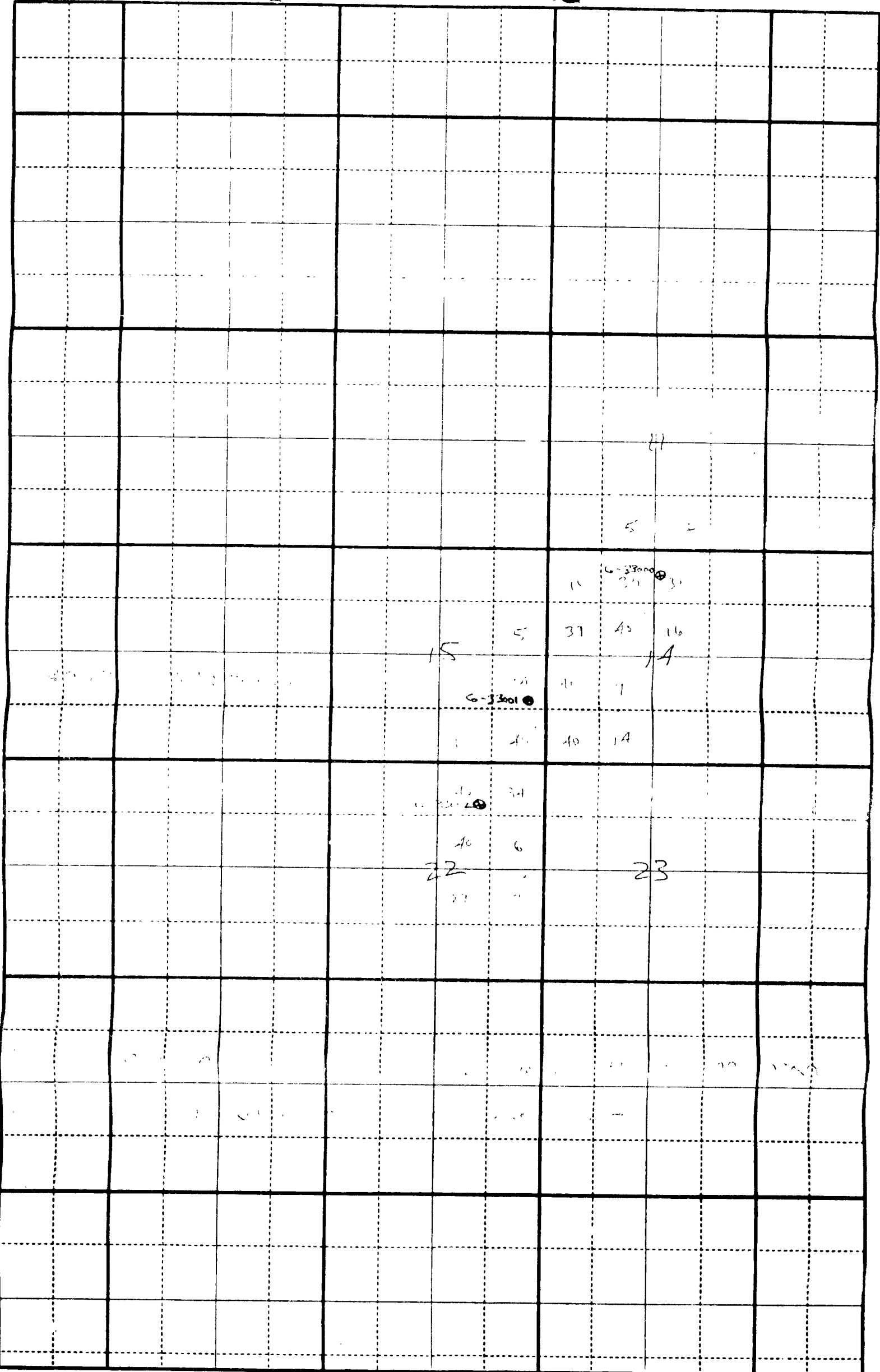
INSTRUCTIONS TO EXAMINERS

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.

33002

NAME OF APPLICANT C-33002 C-33002 33002

Form No. 0



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

33002

NOTICE OF CORRECTION OF
LEGAL NOTICE PUBLISHED
UNDER THE PROVISIONS OF
SECTIONS 42-214, 42-217,
IDAHO CODE

Notice is hereby given that the legal notice printed in the Blackfoot News on June 16 and 23, 1967, showing that Bannock Brands Livestock, Inc. was to make proof of completion of works and beneficial use of water July 12, 1967, on Permit No. G-33002 was in error as it was not published in four issues of the paper.

That any protests against the approval of the depositions made July 12, 1967, must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated this 5th day of September, 1967.

R. KEITH HIGGINSON
State Reclamation Engineer

Last Date of Protest October 15, 1967.

Pub. September 15 & 22
(478)

33002

September 26, 1967

Re: Permit ⁶33002

Banneck Brands Livestock, Inc.
Peostello, Idaho

Gentlemen:

We acknowledge receipt of the depositions and affidavit of publication in the
Blackfoot News submitted as proof of completion of works and beneficial use on Permit G-33002.

Before a certificate and license of water right 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 field examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

3 3002

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 15th day of Sept., 1967

and the last publication having been made on the 22nd day of Sept., 1967; 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 22nd day of September, 1967

Sharon L. Olson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
June 1, 1969.

33002

LAW OFFICES OF
RACINE, HUNTLEY, HERZOG, OLSON & ZENER

CENTER PLAZA - CORNER FIRST & CENTER

POST OFFICE BOX 1391

POCATELLO, IDAHO 83201

TELEPHONE (208) 232-6101

LOUIS F. RACINE, JR.
ROBERT C. HUNTLEY, JR.
VERN E. HERZOG, JR.
WILLIAM D. OLSON
MILTON E. ZENER

OFFICE AT KETCHUM, IDAHO
P. O. Box 315
TELEPHONE (208) 726-3301

September 25, 1967

SEP 26 1967
Dep.

Mr. Donald W. McEldowney
Water Rights Clerk
Department of Reclamation
107 State House
Boise, Idaho

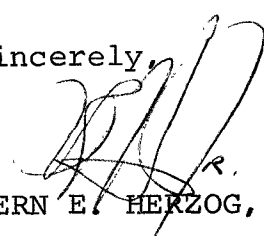
Re: Affidavit of Publication, Notice of Correction
of Legal Notice

Dear Mr. McEldowney:

Enclosed herewith are two separate original Affidavits
of Publication from the Blackfoot News, one referring to Well
Permit No. G-33001, and the other to Well Permit No. G-33002.

I assume the matter may now be regarded as concluded.

Sincerely,


VERN E. HERZOG, JR.

lc
Encs.

33002
Made

September 5, 1967

Re: Permit No. G-33002
Bannock Brands Livestock, Inc.

Blackfoot News
Blackfoot, Idaho 83221

Gentlemen:

Enclosed is a legal notice which is to be published once a week for two consecutive weeks. Insert the dates of first and last publication in one copy and return to us along with a galley proof for proofing.

The cost of the publication is to be paid by Vern E. Herzog, Jr., P. O. Box 1412, Pocatello, Idaho. Please send the bill and the affidavit of publication to him and he will forward the affidavit to this department.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

cc: Bannock Brands Livestock, Inc.

Enc: Legal notice (2 copies)

2 3 3 0 2

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 33002

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: _____
Fred Zweigart, Sr., meat packing plant, 671 Richland Ave., Pocatello, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:
Bannock Brands Livestock, Inc., Pocatello, Idaho, President - Same

Ques. 3. State number, approval date of permit, and date of priority: _____
33002, July 15, 1966, June 16, 1966

Ques. 4. State source of water supply: Subterranean
Give location of point of diversion, showing subdivision, section, township and range
NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 22, T 4 S, Rge, 33 EBM, Bingham County

Ques. 5. Describe your works of diversion: Sprinklers and ditch
_____; state amount of water they are capable of conveying from point of diversion to place of use: No test; Give name of canal or ditch or other works by which water is conducted to such place of use: N/A
_____; if a well, state depth of well 89'; depth and size of casing 16" o.d. 89' top to bottom; depth to water 20'; if pump is used, state discharge of pump: 5.5 cfs; tell how it was measured or determined _____
Pumping test; if sprinkler irrigation, give number and size of nozzles and operating pressure: 10 - 4" 2,500 g.p.m.

Ques. 6. State for what purpose water is used: Irrigation
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water: _____)

The land to be irrigated is described as follows: _____

The Northeast Quarter of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter and the Southeast Quarter of the Southwest Quarter and Lot One (1) of Section Eleven (11); and the North Half of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter and Lots One (1), Two (2), Three (3) and Four (4) of Section Fourteen (14), and the East Half of the Southeast Quarter of Section Fifteen (15) and Lot One (1) of Section Twenty-three (23); also, Lots One (1), Two (2) and Three (3) and the Northwest Quarter of the Northeast Quarter of Section Twenty-two (22), all in Township Four (4) South, Range 35 East of the Boise Meridian, containing 675 acres, more or less.

State nature of all improvements which have been made as a direct result of said use:

Hay, potato crop, corn

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Jack Cushman, 1405 South Broadway, Blackfoot, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

N/A

Ques. 8: 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:

Same

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: x~~5~~ 5-10-63 - Time used since first use:

Continuously

Ques. 10. Describe all other water rights appurtenant to same place of use:

179 shares capital stock of Thorn Springs Canal Co. and 179 shares
of capital stock of Peoples Canal and Irrigation Co., plus unknown
riparian rights.

(sign) Fred Zweigart, Sr.

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

Pocatello, County of Bannock

State of Idaho, on this 12th day of July, A. D. 19 67.

My commission expires: Oct. 1968

Paul E. Hays Jr.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 33002

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

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:

Stanton Magee, adult, 260 Skyline Dr. Pocatello, Idaho - Dentist

Ques. 2 Are you acquainted with Fred Zweigart, Sr. of, the holder of
Bannock Brands Livestock, Inc.
Permit No. 33002? How long have you known him and where does he reside?

Yes, 5 years, 671 Richland, Pocatello, Idaho

Ques. 3. Have you read or heard said Permit No. 33002 read, and are you familiar
with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: Subterranean

Give location of place of diversion, showing subdivision, section, township and range
NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 22, T 4 S, Rge. 33 EBM, Bingham County

Describe works for conveying water to place of use: Sprinklers and ditches

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: No test, but should be adequate to supply the demand. How much water have you seen being so
conveyed? Same

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

12. The land to be irrigated is described as follows:

The Northeast Quarter of the Southeast Quarter and the Southwest
Quarter of the Southeast Quarter and the Southeast Quarter of the
Southwest Quarter and Lot One (1) of Section Eleven (11); and the
North Half of the Northwest Quarter and the Southwest Quarter of
the Northwest Quarter and Lots One (1), Two (2), Three (3) and
Four (4) of Section Fourteen (14), and the East Half of the South-
east Quarter of Section Fifteen (15) and Lot One (1) of Section
Twenty-three (23); also, Lots One (1), Two (2) and Three (3) and
the Northwest Quarter of the Northeast Quarter of Section Twenty-
two (22), all in Township Four (4) South, Range 33 East of the
Boise Meridian, containing 875 acres, more or less.

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

N/A

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.

Good soil, quite productive when water is available.

Amount presently being pumped, so long as no additional land is redlaimed.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? No

Ques. 10. When did you first see this water used? May 1967

Other times you have seen such use: Various

(Signed):

Stanton Magee

* * * * *

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

Pocatello, County of Bannock, State of Idaho, on
this 12th day of July, A. D. 19 67

Notary Public for the State of Idaho

Residing Pocatello, Idaho

My commission expires Oct. 1968

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 33002

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

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:

Gary Brown, adult, Hawthorne Rd, Pocatello, Idaho - Pocatello Title Co.

Ques. 2 Are you acquainted with Fred Zweigart, Sr. of, the holder of Bannock Brands Livestock, Inc.

Permit No. 33002? How long have you known him and where does he reside?

4 years, 671 Richland Avenue Pocatello, Idaho

Ques. 3. Have you read or heard said Permit No. 33002 read, and are you familiar with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: Underground

Give location of place of diversion, showing subdivision, section, township and range

NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 22, T 4 S, Rge. 33 EBM, Bingham County

Describe works for conveying water to place of use: ~~Ditches and~~ Sprinkler system

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: Unknown, but should be adequate to supply the demand. How much water have you seen being so conveyed? Same

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

12. The land to be irrigated is described as follows:

The Northeast Quarter of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter and the Southeast Quarter of the Southwest Quarter and Lot One (1) of Section Eleven (11); and the North Half of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter and Lots One (1), Two (2), Three (3) and Four (4) of Section Fourteen (14), and the East Half of the Southeast Quarter of Section Fifteen (15) and Lot One (1) of Section Twenty-three (23); also, Lots One (1), Two (2) and Three (3) and the Northwest Quarter of the Northeast Quarter of Section Twenty-two (22), all in Township Four (4) North, Range 33 East of the Boise Meridian, containing 875 acres, more or less.

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

N/A

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.

Quite productive soil when water is provided.

Amount presently being pumped, so long as no additional land is reclaimed.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? No

Ques. 10. When did you first see this water used? Spring 1967

Other times you have seen such use: Various

(Signed):

Gary Brown

* * * * *

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 _____

Pocatello, County of Bannock, State of Idaho, on this 12th day of July, A. D. 19 67


Notary Public for the State of Idaho
Residing Pocatello, Idaho

My commission expires Oct. 1968

NOTICE IS HEREBY GIVEN, that on the 12th day of July, 1967, at Pocatello, County of Bannock, State of Idaho before Vern E. Herzog, Jr., Notary Public, at Center Plaza Building, Pocatello, Idaho, proof will be submitted of the completion of works for the diversion of 5.5 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. G33002, 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 Bannock Brands Livestock, Inc., c/o Vern E. Herzog, Jr., Attorney at Law, P. O. Box 1412, Pocatello, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 5.5 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 5.5 cubic feet per second.

4. The point of diversion of said water is NW 1/4 of the NE 1/4 of Section 22, Twp. 4 S, Rge. 33 E.B.M.

The place where said water is used is:

The Northeast Quarter of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter of the Southwest Quarter and Lot One (1) of Section Eleven (11); and the North Half of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter and Lots One (1), Two (2), Three (3) and Four (4) of Section Fourteen (14), and the East Half of the Southeast Quarter of Section Fifteen (15) and Lot One (1) of Section Twenty-three (23); also, Lots One (1), Two (2) and Three (3) and the Northwest Quarter of the Northeast Quarter of Section Twenty-two (22), all in Township Four (4) South, Range 33 East of the Boise Meridian, containing 875 acres, more or less.

6. The date of priority which said user is preparing to establish is June 16, 1967.

R. KEITH HIGGINSON
State Reclamation Engineer
June 16, 23, 30 & July 7
(399)

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

ss.

I, K.R. Thompson do solemnly

swear that I am the Adm. MANAGER 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 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 16th day of JUNE, 1967,

and the last publication having been made on the

23rd day of JUNE, 1967; 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.

K.R. Thompson

Subscribed and sworn to before me this 29th

day of JUNE, 1967

Sharon L. Olson

Notary Public for the State of Idaho,

Residing at Blackfoot, Idaho

My commission expires

June 1, 1969.

NOTICE OF CORRECTION OF LEGAL NOTICE PUBLISHED UNDER THE
PROVISIONS OF SECTIONS 42-214, 42-217, IDAHO CODE

Notice is hereby given that the legal notice printed in the Blackfoot News on June 16 and 23, 1967, showing that Bannock Brands Livestock, Inc. was to make proof of completion of works and beneficial use of water July 12, 1967, on Permit No. G-33002 was in error as it was not published in four issues of the paper.

That any protests against the approval of the depositions made July 12, 1967, must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated this 5th day of September, 1967.

R. KEITH HIGGINSON
State Reclamation Engineer

Date of First Publication _____

Date of Last Publication _____

Last Date of Protest October 15, 1967

LAW OFFICES OF
RACINE, HUNTLEY, HERZOG, OLSON & ZENER

CENTER PLAZA - CORNER FIRST & CENTER

LOUIS F. RACINE, JR.
ROBERT C. HUNTLEY, JR.
VERN E. HERZOG, JR.
WILLIAM D. OLSON
MILTON E. ZENER

POST OFFICE BOX 1391
POCATELLO, IDAHO 83201
TELEPHONE (208) 232-6101

OFFICE AT KETCHUM, IDAHO
P. O. Box 315
TELEPHONE (208) 726-3301

August 29, 1967

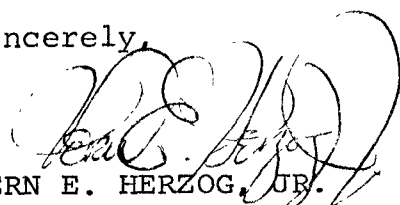
Mr. Donald W. McEldowney
Water Rights Clerk
107 State House
Boise, Idaho 83701

Re: Permit No. G-33000, G-33001 and G-33002

Dear Mr. McEldowney:

I have enclosed herewith the completed depositions
together with the Affidavits of Publication on each of the
above mentioned permits.

Sincerely,


VERN E. HERZOG, JR.

lc
Encs.

RECEIVED
31 1967
Department of Reclamation
G-33002

OK
for corrections
RJA
1/1/67

RECEIVED
JUN 13 1967

Department of Reclamation

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

NOTICE IS HEREBY GIVEN, that on the 12th day of July, 1967, at Pocatello, County of Bannock, State of Idaho before Vern E. Herzog, Jr., Notary Public, at Center Plaza Building, Pocatello, Idaho, proof will be submitted of the completion of works for the diversion of 5.5 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. G33002, 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 Bannock Brands Livestock, Inc., c/o Vern E. Herzog, Jr., Attorney at Law, P. O. Box 1412, Pocatello, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 5.5 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 5.5 cubic feet per second.

4. The point of diversion of said water is NW 1/4 of the NE 1/4 of Section 22, Twp. 4 S, Rge. 33 E.B.M.

The place where said water is used is:

The Northeast Quarter of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter and the Southeast Quarter of the Southwest Quarter and Lot One (1) of Section Eleven (11); and the North Half of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter and Lots One (1), Two (2), Three (3) and Four (4) of Section Fourteen (14), and the East Half of the Southeast Quarter of Section Fifteen (15) and Lot One (1) of Section Twenty-three (23); also, Lots One (1), Two (2) and Three (3) and the Northwest Quarter of the Northeast Quarter of Section Twenty-two (22), all in Township Four (4) South, Range 33 East of the Boise Meridian, containing 875 acres, more or less.

6. The date of priority which said user is prepared to establish is June 16, 1966.

R. KEITH HIGGINSON
State Reclamation Engineer
June 16, 23, 30 & July 7
(399)

399

Re: Permit Nos. G-33000, G-33001, and G-33002
Bannock Brands Livestock, Inc.

June 8, 1967

Vern E. Herzog, Jr.
Attorney At Law
P. O. Box 1412
Pocatello, Idaho 83201

Dear Mr. Herzog:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. ~~G-33000, G-33001, and~~ G-33002 in the name of Bannock Brands Livestock, Inc.. Final Proof is to be made before you, as Notary on the 12th day of July, 1967, at 9 o'clock ~~xxxxxx~~ at Center Plaza Building, Pocatello, Idaho.

As of this date, we have mailed the Notice to the Blackfoot News, Blackfoot, 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,

DWM:dj
Encl.

Donald W. McEldowney
Water Rights Clerk

cc: Applicant

June 8, 1967

Re: Permit Nos. G-33000, G-33001, & G-33002

The Blackfoot News
Blackfoot, Idaho 83221

Gentlemen:

Enclosed ^{are} ~~xxx~~ legal notice^s which we wish to have published for four consecutive weeks prior to July 12, 1967. The expense of the publication is to paid by Vern E. Herzog, Jr., P. O. Box 1432, Pocatello, Idaho,

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

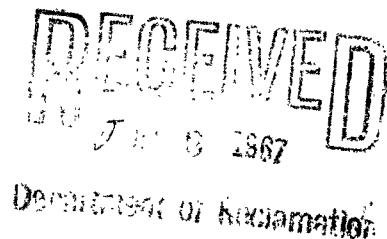
Donald W. McEldowney
Water Rights Clerk

DWM:dj

33002

State Reclamation Engineer

The Northeast Quarter of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter and the Southeast Quarter of the Southwest Quarter and Lot One (1) of Section Eleven (11); and the North Half of the Northwest Quarter and the Southwest Quarter of the northwest Quarter and Lots One (1), Two (2), Three (3) and Four (4) of Section Fourteen (14), and the East Half of the Southeast Quarter of Section Fifteen (15) and Lot One (1) of Section Twenty-three (23); also, Lots One (1), Two (2) and Three (3) and the Northwest Quarter of the Northeast Quarter of Section Twenty-two (22), all in Township Four (4) South, Range 33 East of the Boise Meridian, containing 875 acres, more or less.



NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

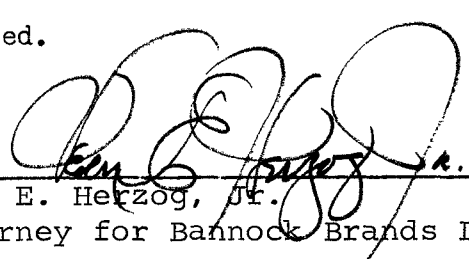
(Date) June 5, 1967
(P. O.) Pocatello, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

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.


Vern E. Herzog, Jr.
Attorney for Bannock Brands Livestock, Inc.

(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

LAW OFFICES OF
RACINE, HUNTLEY, HERZOG, OLSON & ZENER

LOUIS F. RACINE, JR.

ROBERT C. HUNTLEY, JR.

WILLIAM D. OLSON

VERN E. HERZOG, JR.

MILTON E. ZENER

CENTER PLAZA
P. O. BOX 1391
CORNER FIRST & CENTER
TELEPHONE 232-6101, AREA CODE 208
POCATELLO, IDAHO 83201

OFFICE IN.
KETCHUM, IDAHO
P. O. BOX 315
TELEPHONE 726-3301

June 6, 1967

Mr. R. Keith Higginson
State Reclamation Engineer
107 Statehouse
Boise, Idaho

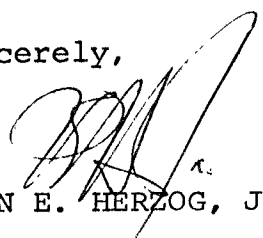
Re: Permit No. G-33000, G-33001, G-33002
Bannock Brands Livestock, Inc.

Dear Mr. Higginson:

I have enclosed herewith the completed Form No. 11
for each of the above, together with completed Form No. 36 -
4M in duplicate.

I shall await receipt of the forms for the depositions
to be taken on the dates set out in the completed forms.

Sincerely,


VERN E. HERZOG, JR.

lc
Encs.

33002

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G - 33000; G-33001; G-33002

May 1, 1967

Bannock Branch Livestock, Inc.
c/o Vern E. Harrop, Jr.
Box 1012, Burley, Idaho 83801

Gentlemen:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 33000 are due not later than July 15, 1967
33001
33002

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 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, or points, of diversion; and the location of use or 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 two Forms 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,

STATE RECLAMATION ENGINEER

Enc. Form 36 and 11 (3 sets)

cc:

33002

ROBERT E. SMYLLIE
Governor



CARL E. TAPPAN
State Reclamation Engineer

*Office
copy*

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

July 26, 1965

Re: Permit No. ~~Q-33000~~, Q-33001 and Q-33002
Bannock Brands Livestock, Inc.

Vern E. Herzog, Jr.
P.O. Box 1412
Pocatello, Idaho

Dear Mr. Herzog:

Q-33000 and Q-33001,
Q-33002

We enclose Permit No. _____ 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. 7-71614
which was issued covering payment in the amount of \$ 12.50
for the filing fee of the above mentioned permit.

Very truly yours,

H. MARSHALL STEVEN
Office Manager

WBS:qjw

Enc: permits (3)
receipt

cc: Bannock Brands Livestock, Inc.
Pocatello, Idaho

7

LAW OFFICES
ZENER AND HERZOG

MILTON E. ZENER P. O. BOX 567
VERN E. HERZOG, JR. P. O. BOX 1412

CENTER PLAZA BUILDING
POCATELLO, IDAHO 83201
PHONE: 232-3012

July 13, 1966

33002

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

Attention: M. Russell Bosch

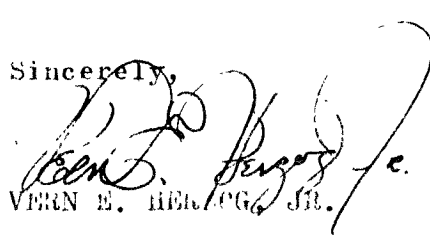
Dear Mr. Bosch:

In accordance with your letter of instruction dated June 16, 1966, I have enclosed herewith a check in the amount of \$17.50 for the three well permit applications. I have also enclosed six copies of a plat showing the land to be irrigated and the location of each of the three wells.

I was unable to satisfactorily plat the well locations on the suggested Form 10; however, the plat used has been prepared to scale according to the legend in the right-hand corner. Each of the three wells has been circled in colored pencil: Well #1 appearing at the top of the platted land; well #2 in the middle; and well #3 in the lower left-hand section. Each of the wells provides water for that parcel of land indicated by either #1, #2, or #3.

Hoping this will suffice.

Sincerely,


VERN E. HERZOG, JR.

VTH:es

Enclosures

cc: Bannock Brand Livestock, Inc.
P. O. Box 1367
Pocatello, Idaho

33002
RECEIVED
JUL 14 1966
Department of Reclamation

33002

*General
Cottrell on business*

33002

June 16, 1966

Vern E. Herzog, Jr.
P.O. Box 1612
Pocatello, Idaho

Dear Mr. Herzog:

Returned herewith are your applications for permit. Our department requires two copies of a plat showing the lands to be irrigated and the location of the wells. We are enclosing six (6) copies of the Form "0" to be completed.

The fees for each permit are listed at the top for a total of \$17.50.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw
Enclosures

33002

PVA