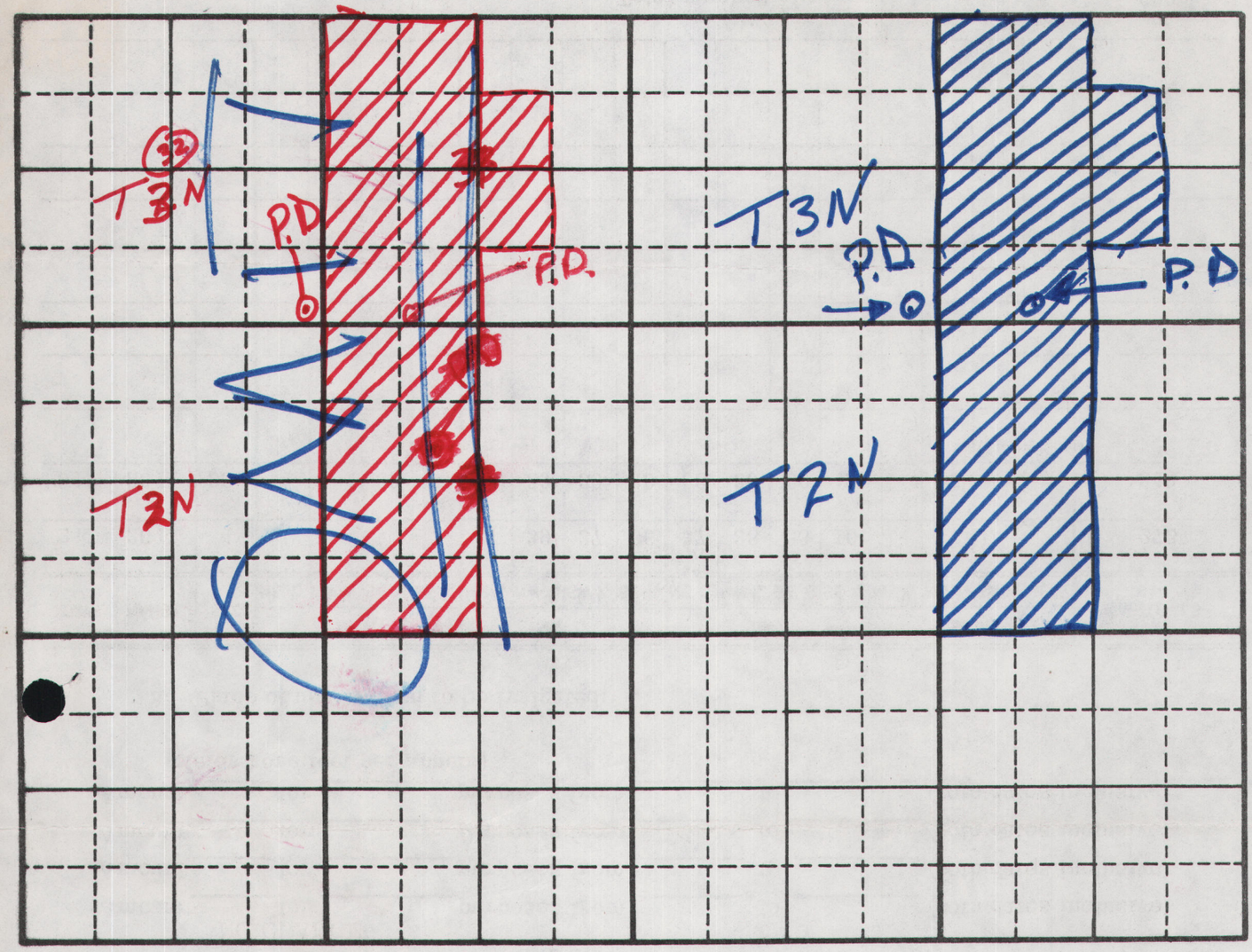
Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Idaho Falls, this 23rd day of January, 19 74.

(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration, hereby approve the above application for amendment for Permit No. 32588/35-2799.

Witness my hand this 31 day of January, 19 74.

Director

35-2799

Proof of Publication

The Post-Register

State of Idaho,
County of Bonneville } ss.

I, E. F. McDermott, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 8th day of Oct., 1970, last publication having been made on the 15th day of Oct., 1970, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Eleanor M. McDermott

Subscribed and sworn to before me, this 16th day of Oct., 1970

Karen Hall
Notary Public

My commission expires April 5, 1971

B10, 1M

dg
OK
11-2-70

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Jess Croft, Rt. 5, Box 116, Idaho Falls, Idaho has received an approved permit No. G-32588-35-2799 issued by the Idaho State Department of Water Administration authorizing the diversion of 11.0 cubic feet per second of water from a groundwater source subject to all prior rights. The priority to be established under this permit is October 29, 1965 and the permit was approved November 5, 1965.

Water is to be diverted by pump, sprinkler, well from a point within the SE¼SW¼, Sec. 33, T. 3 N, R. 3 6E.B.M., Bonneville County to be used for irrigation in the SW¼NE¼, W½, NW¼SE¼, Sec. 33, T. 3 N, R. 36 E; NW¼, N½SW¼, SW¼SW¼, Sec. 4, T. 2N, R. 36 E.B.M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before November 5, 1970. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
Director

Pub: Oct. 8 and 15, 1970.

35-2799
32588

Rge. - 36E

T
3
N

T
2
N

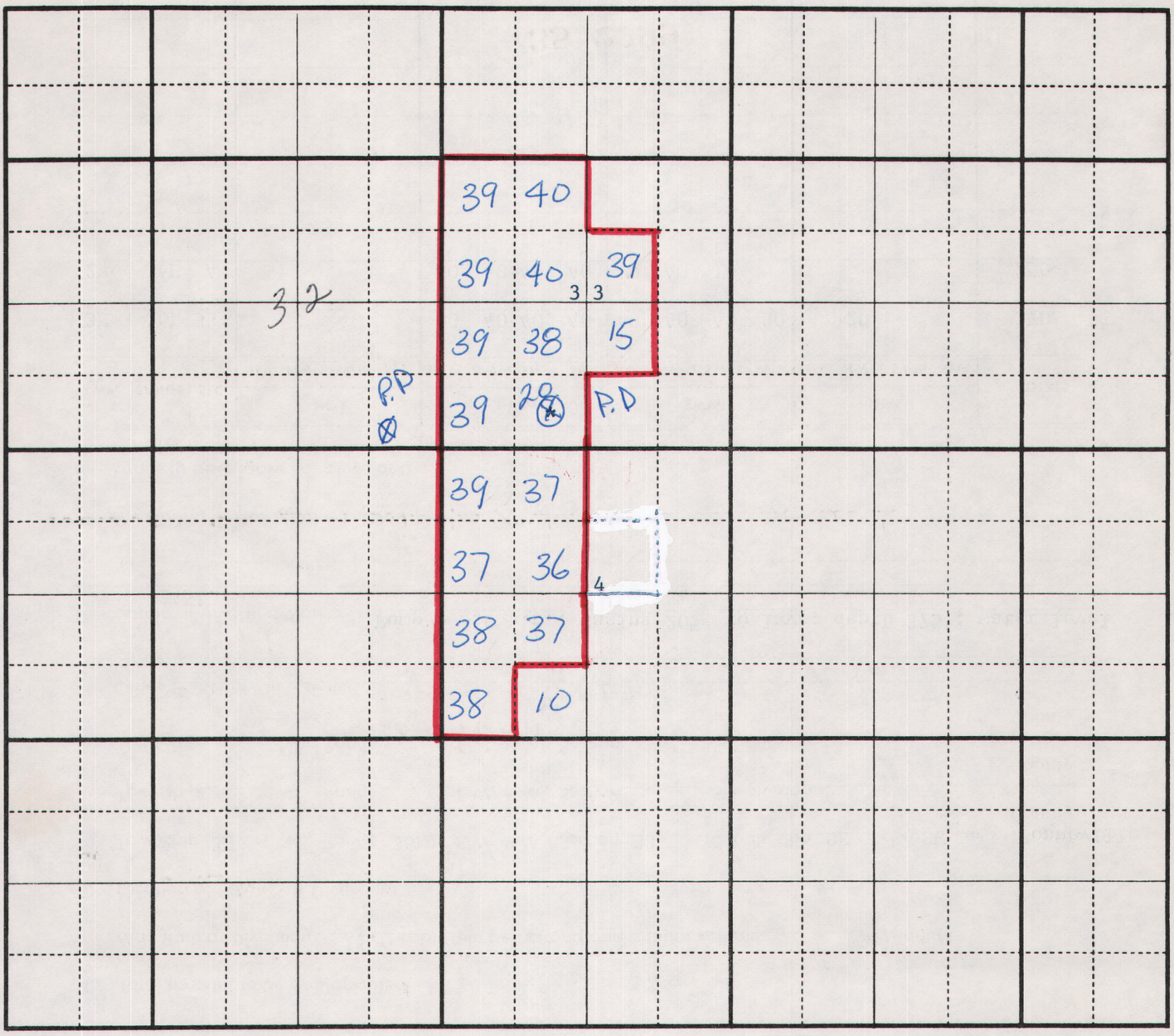


Diagram of System

T 3 N

T 2 N

NOT TO SCALE

NOT TO SCALE

35 2799

35 2799

R 36 E

T 3 N

T 2 N

38 40

39 40 40 38

39 38 15

39 20

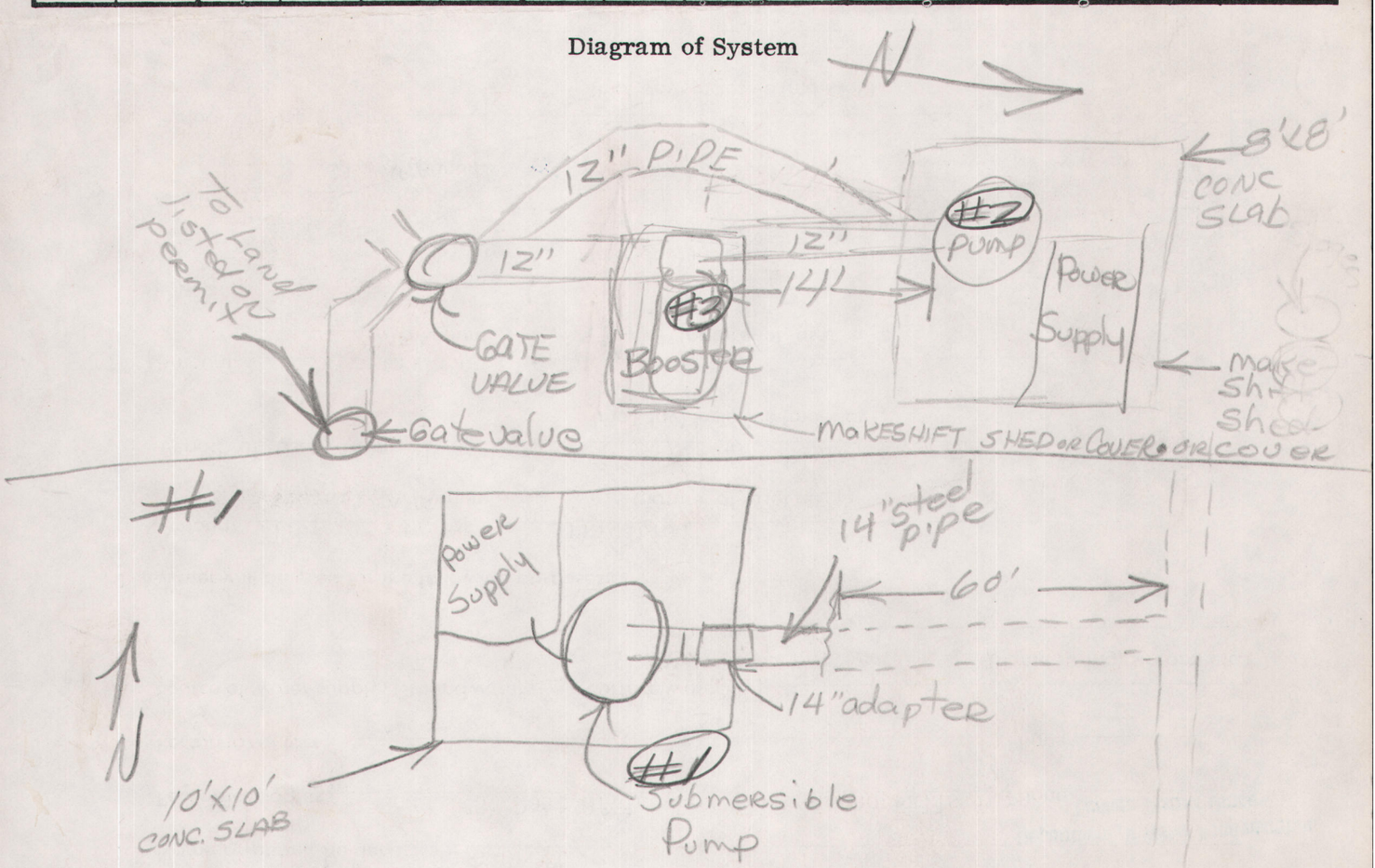
38 37.5

37 37.5

37 37 ←?

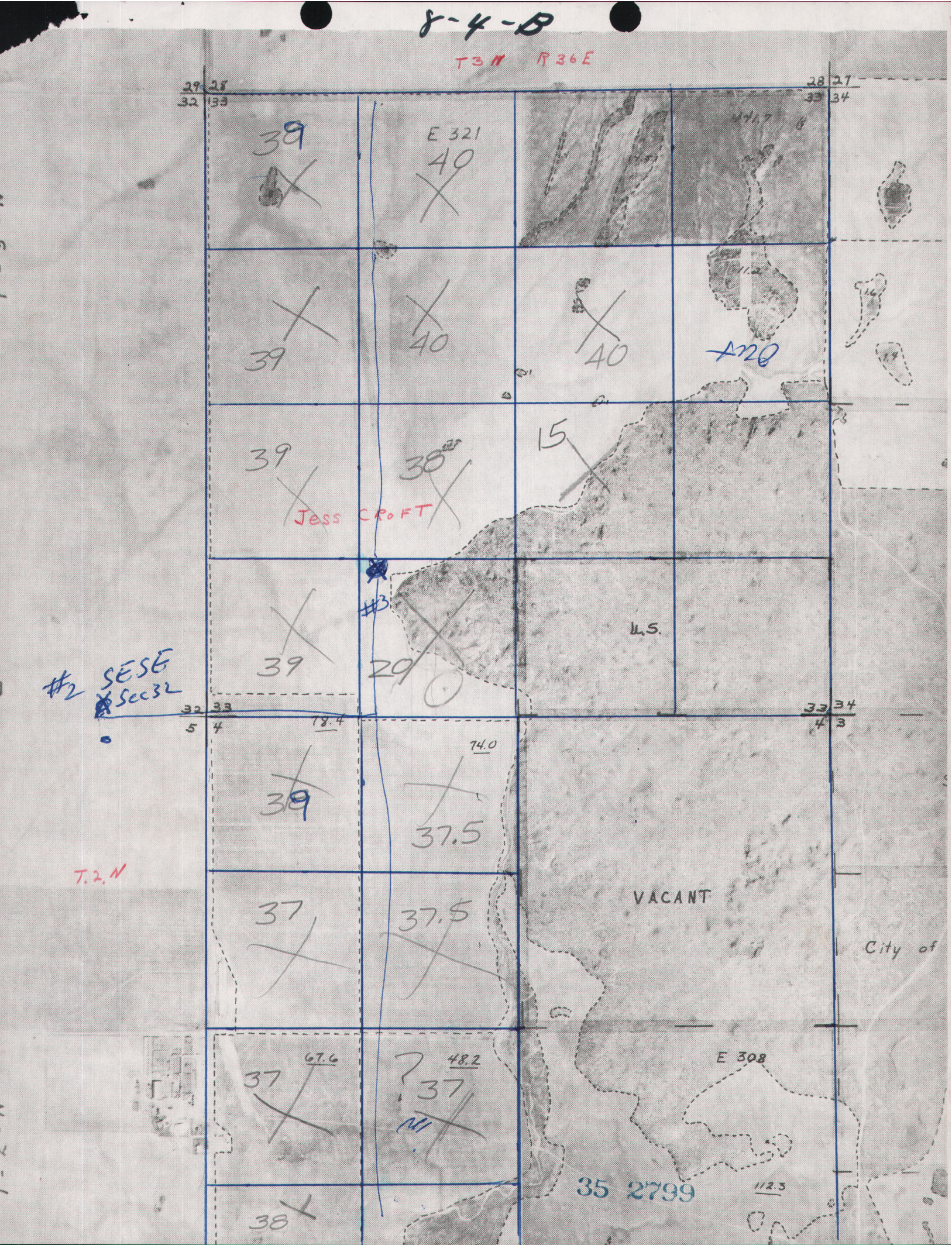
38

Diagram of System



8-4-B

T3N R3E


29 28
32 33
28 27
33 34
39
E 321
40
39
40
40
A20
39
39
15
JESS CROFT
#3
L.S.
#2 SESE
Sec 32
32 33
5 4
18.4
33 34
4 3
74.0
39
37.5
T. 2. N
37
37.5
VACANT
City of
37
67.6
37
48.2
E 308
38
35 2799
112.3

DATE OF EXAM June 30-71

ACREAGE
Found 619
Recommended 610

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q= 6.9 c.f.s. V= 2135 AF/Ann. from April 1 to Nov. 1
Domestic Q= ____ c.f.s. V= ____ AF/Ann. from ____ to ____
Livestock Q= ____ c.f.s. V= ____ AF/Ann. from ____ to ____

Is water co-mingled? yes ____ no ✓

Name source: ____
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Exchange? yes ____ no ✓

Name source exchanged with: ____
P.D. twp. 3 N/S, Rge 36 E/W, B.M., Sec. 33, Sub. SE ¼ SW ¼ ____ County
also P.D 3 N 36 E SEC. 5 CENTER of N½ NE¼
Point of injection:
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County
Point of exchange:
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

2170
Total Q measured 6.9 cfs Method of measurement pitot

Total Q recommended 6.9 cfs Meter No. ____ Type ____ Condition ____

Total V recommended 2135 AF/ANN.

Recommended Amendments:

P.D. ANOTHER P.D. to land listed on Permit IS CENTER
~~Place of Use~~ OF N½ NE¼ SEC. 5
Other ____
None ____

MEASUREMENT CALCULATION:
1/64 Nozzles · 30 PSI · 4.64 gpm/p.head · 396 heads · 396X4.64=1837.44 · (1837.44+1270.50) ÷ 450=6.9 cfs
5/32 Nozzles · 30 PSI 3.85 gpm/ahead · 330 heads · 330X3.85=1270.50 ·
#2 pumps South from 12" discharge [illegible] to Booster pump AND ONTO Buried pipe which runs East to land listed ON permit. Another 12" pipe also runs from #2 around Booster to some pipe RUNNING East

SYSTEM DESCRIPTION:
#1 B) Submersible (Byron Jackson) Motor Type H · 350 H.P. R.P.M. Not listed · 2300 Volts · 88 Amps · 60 cycle · 3/4 phase SERIAL 372458 · 14" GH 6 stages · 2000 gpm G10 head 74. Discharge RUNS out of GROUND TO AN ADAPTER ENLARGING into 14" steel pipe and running into ground EAST FOR 60' TO buried North South mainline

REMARKS:
#2 US Motors Pump Motor · 600 H.P. · 2300 Volts · 60 cycles · 1800 R.P.M. SER# 1387470 PEERLESS VERTICAL Pump · 14X14X24.5 size · SER.# 210348
#3 Booster · US Motors Pump motor · 200 H.P. · 60 cycles · 1800 RPM 2300 Volts · SER No. 1240430 · PEERLESS pump · CENTRIFUGAL 1750 RPM · Model 10A14 · SER# 138179.

Examiner's Signature Rex L. Chapman Date July 6, 71

Checked by mjl Date 7-8-71

Approved by ____ Date ____

35 2799

8-4-B

29 | 28
32 | 33

28 | 27
33 | 34

E 321

ALL of NW¼ Sec. 33 t. 3N. R 36 E.

SW¼ NE¼ Sec. 33 tp 3N. R. 36E.

ALL of SW¼ Sec. 33 tp 3N. R 36E except 16 A.

10 A. in NW¼ SE Sec. 33, tp 3N R. 36E

U.S.

32 | 33
5 | 4

78.4

74.0

ALL of NW¼ Sec. 4, tp. 2N. R. 36E

67.6

48.2

ALL of N½ SW¼ Sec. 4, TP2N. R. 36E.

10 A. in SW¼ SW¼ Sec. 4 tp. 2N. R. 36E.

5 | 4
8 | 9

E 29

33 | 34
4 | 3

State

VACANT

City of Idaho Falls

E 308

E 321

98.3

112.3

4 | 3
9 | 10

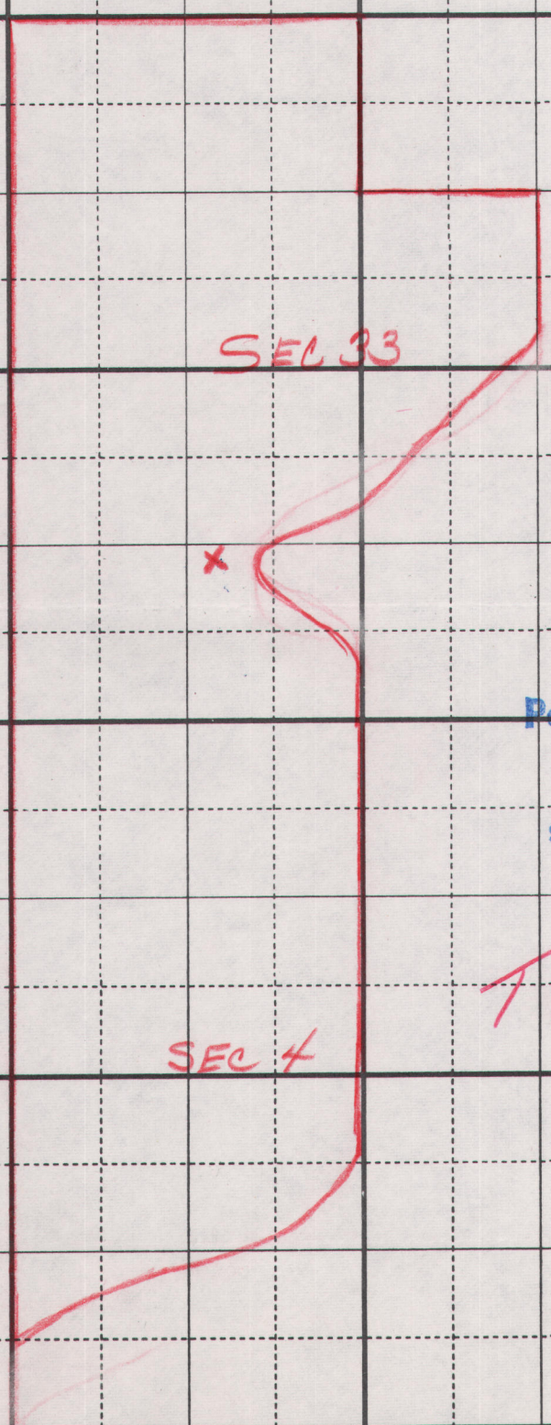
U.S.

35-279
32588

2-4-C

NAME OF APPLICANT Jess Croft

Form No. 0



Permit Map No. 32588
As Approved NOV 5 - 1965
CARL E. TAPPAN
State Reclamation Engineer

T 31 N R 36 E

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

32588

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 32588/35-2799 Priority Oct. 29, 1965 Amount 6.96 cfs

THIS IS TO CERTIFY, that JESS CROFT

of Idaho Falls, Idaho, has complied with the terms and conditions of Permit No. 32588/35-2799 issued pursuant to Application for Permit dated October 29, 1965, and has submitted proof to the Department of Water Administration on October 30, 1970, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 6.96 cfs of water from a ground water source, tributary to _____, and that the permit holder has applied to a beneficial use & established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from April 1 to Nov. 1	at 6.96 cfs and	2,170 acre feet or 3.5 af per acre
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 6.96 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 2,170 acre feet per year, said waters to be diverted within the $SE\frac{1}{4}SE\frac{1}{4}$ Sec. 32 -and- $SE\frac{1}{4}SW\frac{1}{4}$ Sec. 33, Twp. 3 N, Rge. 36 E, B.M. in the County of Bonneville

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2 N	36 E	4					37	39	37	36	37	38	38	10					272
3 N	36 E	33			39		40	39	39	40	38	39	39	20		15			348

Total number of acres irrigated 620

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of January, 19 74.

Director

35-2799

Filing Fee: $10.00
Receipt # 12708
MB

RECEIVED
JAN 25 1974
Department of Water Administration
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR AMENDMENT

Permit No. 32588/35-2799

Comes now Jess Croft of (address) Route 5 - Box 116, Idaho Falls, Idaho, and represents to the Director of the Idaho Department of Water Administration:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 32588/35-2799, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE ¼ SE ¼, Sec. 32 Twp. 3 N Rge. 36 E, B.M., County of Bonneville. Other points of diversion:
SE¼SW¼ Sec. 33, Twp. 3 N, Rge. 36 E, B.M.

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

Amount NO CHANGE for _____ purposes from _____ to _____ (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

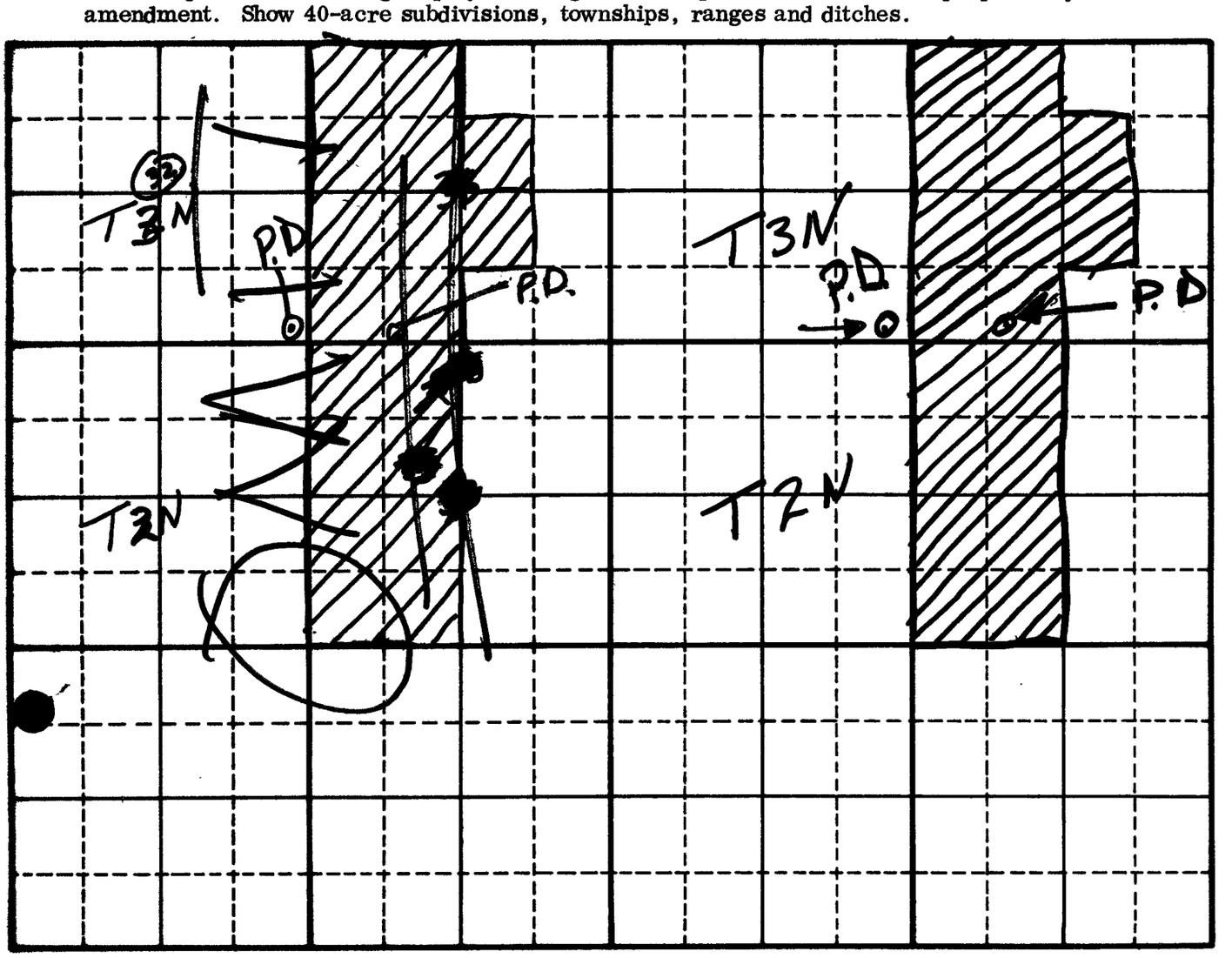
3. Place of use or land to be irrigated:

TWP	RANGE	SEC	NE ¼				NW ¼				SW ¼				SE ¼				TOTALS
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2 N	36 E	4					37	39	37	36	37	38	38	10					272
3 N	36 E	33			39		40	39	39	40	38	39	39	20		15			348

Total number of acres to be irrigated 620

35-2799

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Idaho Falls, this 23rd day of January, 19 74.

(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration, hereby approve the above application for amendment for Permit No. 32588/35-2799.

Witness my hand this 31 day of January, 19 74.

Director

35-2799

Identification No. _____

Permit No. _____

RECEIVED

dg
OK
11-3-70

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Jess Croft

   b) Post Office Address Route #5, Box 116, Ida. Falls

2. Permit Number G-32588/35-2799

3. Date of Priority that you are prepared to establish October 29, 1965

4. a) Source from which water was appropriated Ground water

   b) Location of the point of diversion: SE ¼ SW ¼, Section 33 Township 3North, Range 36 East Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

   amount 11.0 cfs. (cfs and/or acre feet per annum) for agricultural purposes from June 1 (Month-Day) to Sept. 15th. (Month-Day) incl.

   amount _____ (cfs and/or acre feet per annum) for _____ purposes from _____ (Month-Day) to _____ (Month-Day) incl.

   amount _____ (cfs and/or acre feet per annum) for _____ purposes from _____ (Month-Day) to _____ (Month-Day) incl.

   b) Total amount appropriated 11.0 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: Andrews Well Drilling

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: N/A

   b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Breifly 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 breif description of diversion structure and/or canal or ditch) Subterranean: Pump 350 h.p. Casing 20" to lava; depth 375'; water level 345'

   b) Describe the type and size of measuring device which you have installed at your point of diversion: None other than limited by h.p. rating of pump motor.

   c) Give well drillers name and address and date the well was completed Andrews Well Drilling, 1268 East 17th., Idaho Falls, Idaho July, 1965;

Exam Typed
February 9, 1971
C.M.

35-2799
32588

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

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	36E	33			40		40	40	40	40	40	40	40	30		20			370
2N	36E	4					40	40	40	40	40	40	10						250
																Total			620

Total number of acres irrigated 620

10. Remarks:

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

10-20-70
(Date)

X [signature]
(Signature)

State of Idaho)
County of Bonneville) ss.

On this 20th. day of October, 19 70, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

[signature]
Notary Public residing at Idaho Falls, Idaho
My Commission Expires: 2/26/74

My commission expires _____

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-32588/35-2799)
in the name of [illegible]dess Croft)
Rt. #5, Box 116, Idaho Falls, Idaho)

ORDER MODIFYING REQUIREMENTS FOR COMPLETION OF PERMIT TO APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 35-2799 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.

2. The conditions of the above-numbered permit are modified as follows:

   a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.

Dated this 11TH day of May, 1970.

R. KEITH HIGGINSON
State Reclamation Engineer

RKH/DG

35-2799
32588

g-32588

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40747
Permit No. G- 32588
District No.

1. Name of Applicant: Jess Croft

   Postoffice address: Rt. #5, Box 116 Idaho Falls County: Bonneville State: Idaho

2. Quantity of water claimed: 4937 Gallons 11.0 cfs

   (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 SE ¼ of the SW ¼ of Section 33 Twp. 3 N , Rge. 36 E , B.M., County of Bonneville

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 ¼ of the ¼ of Section , Twp. Rge. , B. M.

   (b) Waste water or sewage effluent is to be returned to at a point in the ¼ of the ¼ of Section , Twp. , Rge. , B. M.

7. Kind of works: Pump and sprinkler

8. Estimated cost of works: $80,000.00

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 five 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:

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

Remarks:

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.

s/ Jess Croft *Applicant.*

By David H. Croft *Agent.*

Date of first receipt at Department of Reclamation: 9:00 A.M. October 29, 1965

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 32588

Recorded in Book 114 Page 32588 Approved November 5, 1965

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 deligently 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 May 5, 1968

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 November 5, 1970

Witness my hand this 5th day of November, 1965

s/ RALPH W. THOMAS, Deputy
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, W. E. DREVLOW Acting, 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 5th day of November, 1965

Countersigned: STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ W. E. DREVLOW
Acting *Governor*

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	36 E	33		40			40	40	40	40	40	40	40	30		20			370
2N	36 E	4					40	40	40	40	40	40	10						250
																	TOTAL		620

LICENSE ISSUED FOR 6.9 SEC. FT.
LICENSE PAGE NO.

Proof of Publication

The Post-Register

State of Idaho,
County of Bonneville } ss.

I, E. F. McDermott, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 8th day of Oct., 1970, last publication having been made on the 15th day of Oct., 1970, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and ~~not~~ in a supplement.

E. F. McDermott

Subscribed and sworn to before me, this 16th day of Oct., 1970

Kari Stacy
Notary Public

My commission expires April 5, 1971

B10, 1M

dcp
OK
11-2-70

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Jess Croft, Rt. 5, Box 116, [redacted] Idaho has received an appl[redacted] No. G-32588-35-2799 issued by the [redacted] State Department of Water Administration authorizing the diversion of [redacted] cubic feet per second of water from a groundwater source subject to all [redacted] rights, the priority to be established [redacted] this permit is October 29, 1965 and [redacted] was approved November 5, 1968.

Water is to be diverted by pump, sprinkler, [redacted] within the SE¼SW¼ Sec. [redacted] T. 3 N., R. 3 E.B.M., Bonneville County, to be used for irrigation in the [redacted], NW¼SE¼, Sec. 33, T. [redacted] E; W½, N½SW¼, SW¼SW¼ Sec. [redacted] 2N., R. 36 E.B.M.

Proof of [redacted] the water to beneficial [redacted] submitted to the department [redacted] November 5, 1970. Any protest against the issuance of a license for the above referenced permit should be filed with the Department of Water Administration [redacted] ten (10) days of [redacted] publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
Director

Pub: Oct. 8 and 15, 1970.

35-2799
32588

PETERSEN, MOSS, OLSEN & BEARD
ATTORNEYS AT LAW
485 "E" STREET
IDAHO FALLS, IDAHO 83401

GEORGE C PETERSEN, JR
REED L MOSS
DENNIS M. OLSEN
WINSTON V BEARD

TELEPHONE
AREA CODE 208
523-4650

April 23, 1974

Department of Water Administration
614 State Street, Statehouse
Annex 2
Boise, Idaho 83720

Re: Permit (License) No. 32588/35-2799

Gentlemen:

Our office represents Jess Croft & Son, Inc., an Idaho corporation and also Jess Croft as an individual and David Croft, who is Jess Croft's son. With regard to the above identified permit which has ripened into a "water right license" we have been instructed to advise you, by Norman Young of the local office of the Department of Water Administration, that the lands associated with the permit and license identified above have been conveyed to Jess Croft & Son, Inc., whose address is:

Jess Croft & Son, Inc.
c/o David Croft
Route #5
Idaho Falls, Idaho 83401

It is our understanding of the law and also we are so advised by Mr. Young that the license or water right follows the land and therefore is in the corporation for all intents and purposes; but he suggested that we file this letter with you so that any correspondence relating to this permit will henceforth go directly to the corporate headquarters. We will appreciate it if you will keep this letter in the file pertaining to this permit and license and direct any future correspondence to the corporation.

If there are any questions about this procedure, please advise.

Very truly yours,

PETERSEN, MOSS, OLSEN & BEARD

Reed L. Moss

RLM:pm

cc: Mr. Jess Croft
Mr. David Croft

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show address where delivered

☐ Deliver ONLY to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

CERTIFIED NO.

25103

INSURED NO.

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

Laverell Croft

2 SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

JAN 24 1974

3 SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

35-2799

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PM
JAN 24
1974

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

IDAHO
U.S. MAIL

IDAHO
LETTER
STS

Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

RETURN
TO

DEPT. OF ADMINISTRATION
ANNEX #2
BOISE, IDAHO 83707

35-2799

PS Form 3811 Sep. 1972 c55—16—81277-2

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse – Annex 2
Boise, Idaho 83720
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

January 21, 1974 CERTIFIED MAIL

I-25102

Re: Permit No. 32588/35-2799

Mr. Jess Croft
Route #5, Box 116
Idaho Falls, Idaho 83401

Dear Mr. Croft:

On November 7, 1973, the Department requested that you amend the above referenced permit to change the point of diversion as listed under the permit to that location actually found by the field examiner. You were advised that when such amendment was approved, the Department could issue a water license.

The Department has failed to receive said amendment and, as a result, is unable to issue a water license. Therefore, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation for failure to complete the permit as required, and you are required to show cause before the Director of the Department of Water Administration on or before March 2, 1974 why said permit should not be cancelled.

Permit No. 32588/35-2799 claims the use of 11.0 cfs of water from a groundwater source and the permit was approved November 5, 1965.

A. KENNETH DUNN
Deputy Director

35-2799

35-2799

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE

Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse – Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

January 31, 1974

Re: Permit No. 32588/35-2799

Jess Croft
Route 5, Box 116
Idaho Falls, Idaho 83401

Dear Mr. Croft:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

We are also enclosing a copy of the approved amendment issued on this permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosures

35-2799

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse – Annex 2
Boise, Idaho 83720
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

January 2, 1974

Re: Permit No. 32588/35-2799

Mr. Jess Croft
Route 5, Box 116
Idaho Falls, Idaho 83401

Dear Mr. Croft:

On November 7, 1973, we forwarded an application for amendment to you and requested that you amend your permit prior to issuance of a license. As of this date, we have not heard from you regarding this matter.

Please submit the application for amendment along with a $10.00 filing fee within 10 days so that we may issue a water license on the above referenced permit.

If you do not concur with these findings or have any questions, please contact this office within the 10 day period in order to keep the permit in good standing.

Sincerely,

Bobby D. Fleenor

BOBBY D. FLEENOR
Assistant Director

jfr

35 2799

November 7, 1973

Mr. Jess Croft
Route 5, Box 116
Idaho Falls, Idaho 83401

Re: Permit No. 32588/35-2799

Dear Mr. Croft:

A representative of this Department has made a re-examination of the works covered by the above referenced permit and has found the following:

Quantity of water diverted: 6.96 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 6.96 cfs

The maximum quantity diverted shall not exceed 2,170 acre feet per year.

Beneficial use: Irrigation of 620 acres within the W½, Sec. 4, Twp. 2N, Rge. 36E, B.M. and SW¼NE¼, W½, NW¼SE¼, Sec. 33, Twp. 3N, Rge. 36E, B.M.

Point of diversion: SE¼SE¼ Sec. 32 and SE¼SW¼ Sec. 33, both in Twp. 3N, Rge. 36E, B.M.

Priority date established: Oct. 29, 1965

The well found in the SE¼SE¼ of Sec. 32 is not listed under your permit, therefore, it will be required that you amend your permit to cover this point of diversion before a water license can be issued. We have enclosed a partially completed application for amendment for your use in this matter. Please sign the application and return it to this office with a $10.00 filing fee within 20 days of the date of this letter in order that we may issue your license as set forth above.

If you do not concur with these findings or have any questions, please contact us within the 20-day period. It may be more convenient for you to contact our District Office at 1515 Lincoln Road in Idaho Falls,

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Amendment form
cc: Eastern District Office, IDWA

35 2799

INTER-DEPARTMENT MEMO — 1

DATE 6/25/73

FROM Darlene

TO Eastern District

SUBJECT Permit 35-2799 - Jess Croft

Attached herewith is a field exam report for the above subject permit. You will note that an exam was made in July, 1971, however, Mr. Croft did not agree with our findings (see letter of 5/16/73).

If at all possible, we should ~~xxxx~~ make this a priority exam. If you need any further information from the file, please let me know.

Attached: New exam report
Original ~~xxxx~~ exam report
Copy of notice letter

35 2799
SIGNATURE

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

RECEIVED
JUN 26 1973
Department of Water Administration
Eastern District Office

1. Name of permit holder Jess Croft

Post office address Route #5, Box 116, Idaho Falls, Idaho Phone

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)

Tributary to _____

3. Water will be used for the following purposes:

Amount 11.0 c.f.s. for irrigation
_____ AF/Annum (nature of use)

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

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

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

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

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

Other uses: _____

Permit No. 35-2799

Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 11.0 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 3N N/S, Range 36E E/W, B.M., Section 33, Subdivision SE ¼ SW ¼, Bonneville County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Other Points of Diversions: _____

Description of diverting works: Pump - 350 h.p., Casing 20" to lava; depth 375'; water level 345'.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	36E	33			40		40	40	40	40	40	40	40	30		20			370
2N	36E	4					40	40	40	40	40	40	10						250

35 2799

TOTAL ACREAGE 620

Rge. - 36E

T 3 N

T 2 N

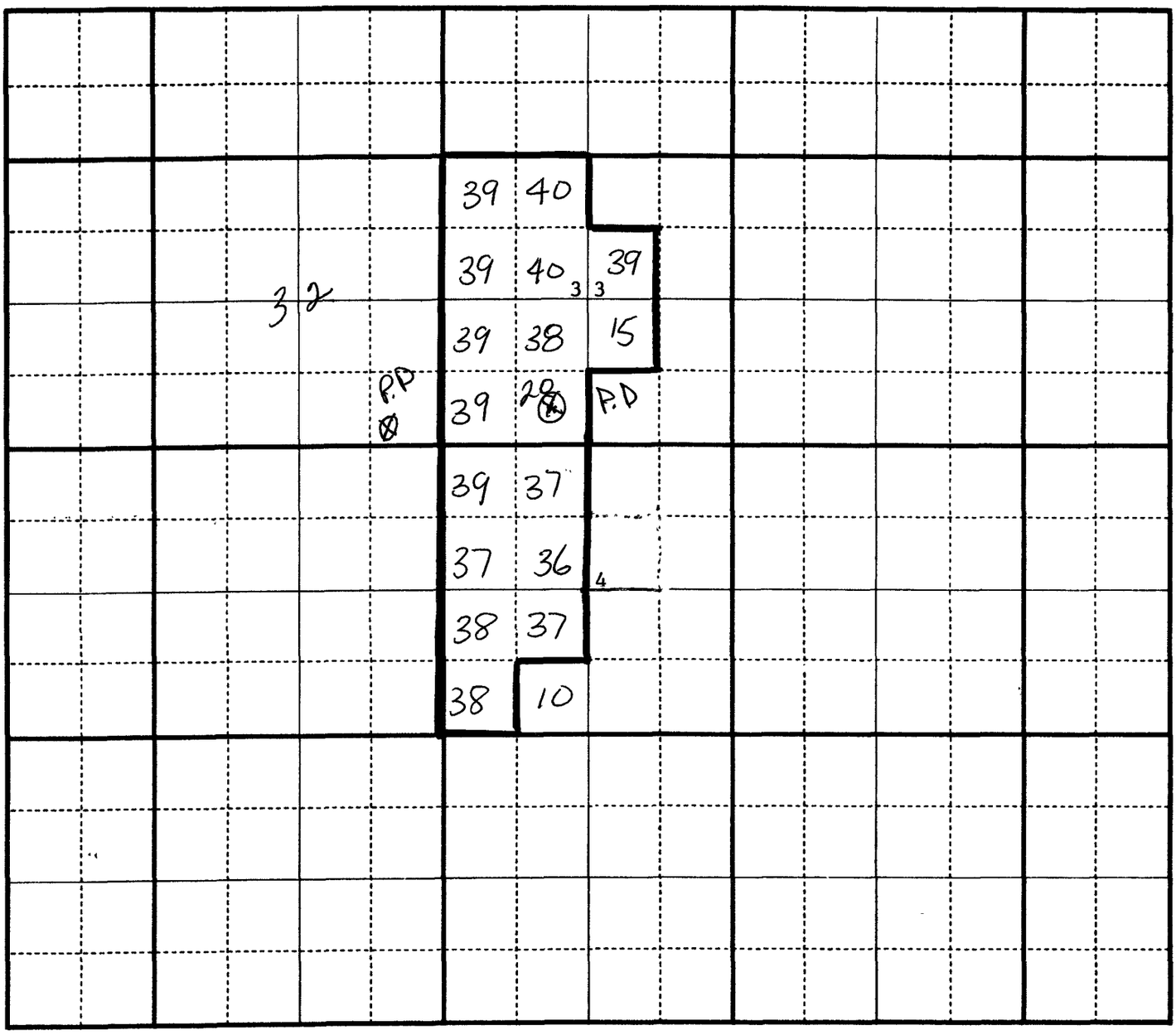


Diagram of System

T 3 N

T 2 N

NOT TO SCALE

NOT TO SCALE

40
33
1300

6
72.00

2

450

7.0

3/4"

73
450
3150

520
.02
6.40 cts

DATE OF EXAM Aug 10, 1973

ACREAGE
Found 620
Recommended 620

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q= 6.96 c.f.s. V= 2170 AF/Ann. from Ap 1 to Nov 1
Domestic Q= ____ c.f.s. V= ____ AF/Ann. from ____ to ____
Livestock Q= ____ c.f.s. V= ____ AF/Ann. from ____ to ____

Is water co-mingled? yes ____ no X

Name source: ____
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Exchange? yes ____ no X

Name source exchanged with: ____
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Point of injection: ____
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Point of exchange: ____
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Total Q measured 6.96 cfs Method of measurement Pitto

Total Q recommended 6.96 cfs Meter No. A-203 Type ____ Condition IDWR

Total V recommended 2170 Af/Ann

Recommended Amendments:

P.D. X
Place of Use X See Rough Draft.
Other ____
None ____

MEASUREMENT CALCULATION:
11/64 Nozzles 30 psi 4.64 gpm/head · 400 heads = 1856.0 gpm
5/32 Nozzles 30 psi 3.85 gpm/head · 330 heads = 1270.5 gpm
3126.5 gpm
620 Ac X 3.5 Af/A = 2170 Af/Ann 448.8 = 6.96 cfs

SYSTEM DESCRIPTION: (SE SE Sec 33)
Byron Jackson Submersible Motor type H 350 Hp. Ser# 372458
Out of well To An Adapter Enlarging into 14" Steel pipe
& Burried N-S Main Line
(SE SE Sec 32) → U.S. Motors 600 Hp Ser# 1387970
↓ Peerless Pump Ser# 210348
Booster U.S. Motors 200 HP Ser# 12404300
Peerless Pump

REMARKS:
System & Land Shown by David Craft.

Examiner's Signature William Rhoads Date Oct 5, 1973
Checked by Norman C. Young, P.E. Date Oct 5, 1973
Approved by ____ Date ____

35 2799

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

RECEIVED
JUN 26 1973
Department of Water Administration
Eastern District Office

Permit No. G-32588/35-2799

Examination for Beneficial Use

1. Name of permit holder Jess Croft

Post office address Route #5, Post Office Box #116, Idaho Falls, Id Phone

Person to contact _____ Phone _____

2. Source of water supply: Groundwater [X] Surface water [ ] _____
(name spring, stream, etc.)

Tributary to _____

3. Water will be used for the following purposes:

Amount 11.0 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from June 1 to September 15
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 11.0 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 3N N/S, Range 36E E/W, B.M., Section 33, Subdivision SE ¼ SW ¼, Bonneville County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Other Points of Diversions: _____

Description of diverting works: subterranean: Pump 350 H.P. casing 20" to lava; depth 375'; water level 345'

Measuring device required: yes [ ] no [X]

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	36E	33			40		40	40	40	40	40	40	40	30		20			370
2N	36E	4					40	40	40	40	40	40	38 10						250

35 2799

TOTAL ACREAGE 620 TOTAL

35 2799

R 36 E

T 3 N

T 2 N

38 40

39 40 40 33

39 38 15

39 20

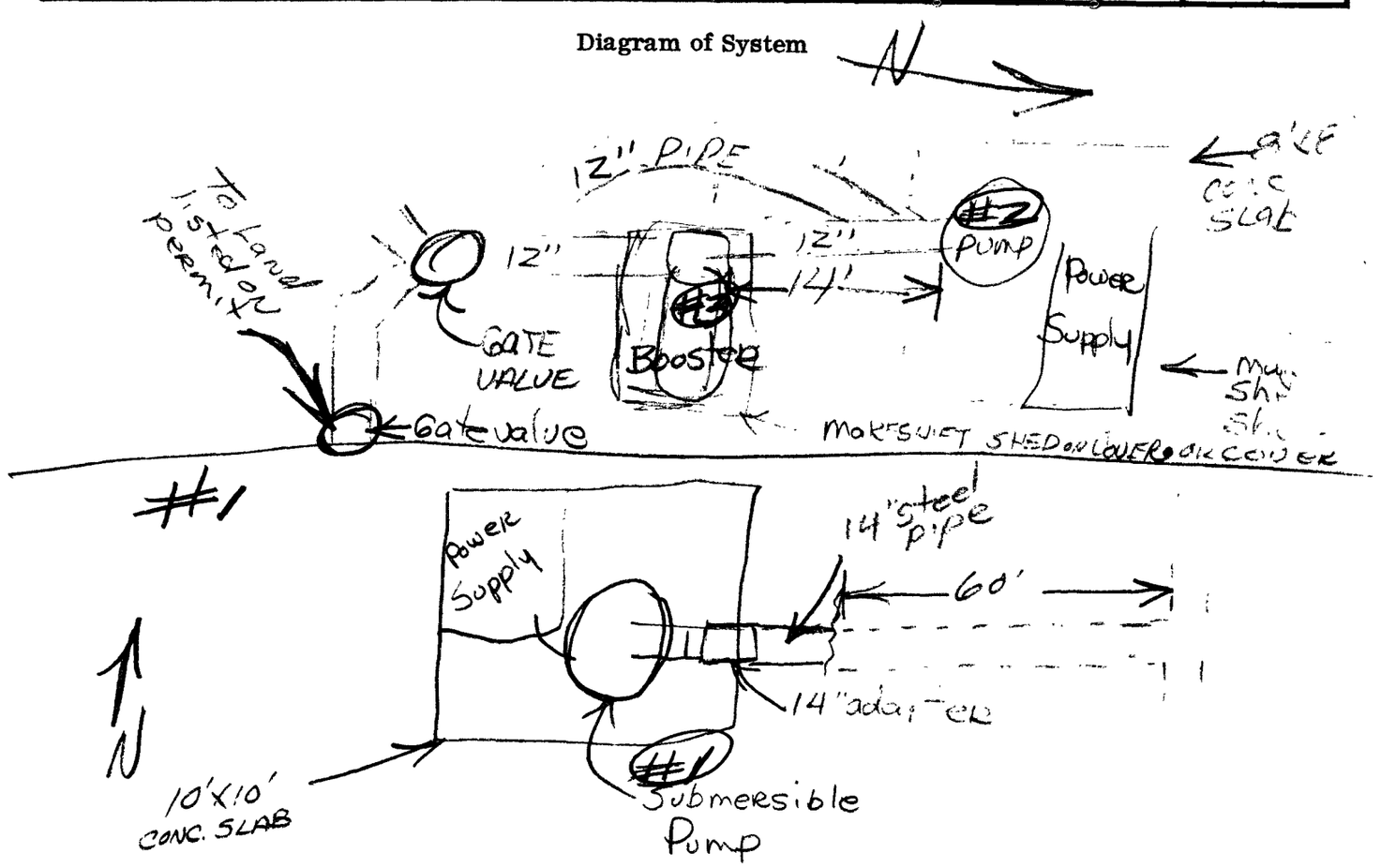
38 37.5

37 37.5

37 37 ← ?

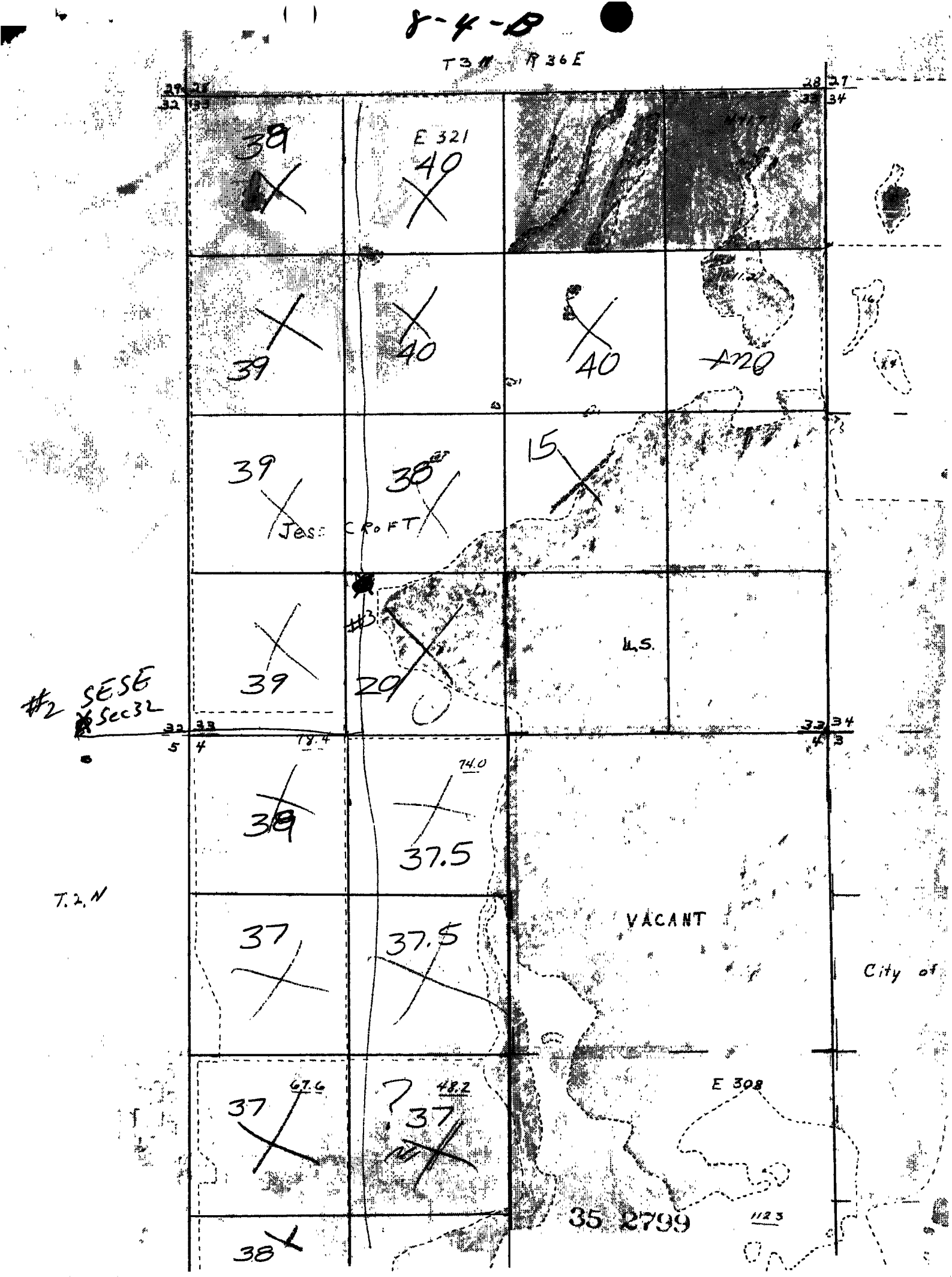
38

Diagram of System



8-4-B

T3N R36E


39
E 321
40
39
40
40
A20
39
38
15
Jess CROFT
#3
29
39
L.S.
#2 SESE Sec32
18.4
74.0
37.5
T. 2. N
37
37.5
VACANT
City of
37
67.6
37
48.2
E 308
38
35 2799
1123

DATE OF EXAM June 30-71

ACREAGE
Found 619
Recommended 610

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q= 6.9 c.f.s. V= 2135 AF/Ann. from APRIL 1 to Nov. 1
Domestic Q= c.f.s. V= AF/Ann. from to
Livestock Q= c.f.s. V= AF/Ann. from to

Is water co-mingled? yes no ✓

Name source:
twp. N/S, Rge E/W, B.M., Sec., Sub. ¼ ¼ County

Exchange? yes no ✓

Name source exchanged with:
P.D. twp. 3 (N)/S, Rge 36 (E)/W, B.M., Sec. 33, Sub. SE ¼ SW ¼ County
also P.D 3 N 36 E SEC. 5 CENTER of N½ NE¼
Point of injection:
twp. N/S, Rge E/W, B.M., Sec., Sub. ¼ ¼ County

Point of exchange:
twp. N/S, Rge E/W, B.M., Sec., Sub. ¼ ¼ County

2170

Total Q measured 6.9 cfs Method of measurement pitot

Total Q recommended 6.9 cfs Meter No. Type Condition

Total V recommended 2135 AF/ANN.

Recommended Amendments:

(P.D.) ANOTHER P.D. to land listed on Permit IS CENTER
Place of Use OF N½ NE¼ SEC. 5
Other
None

MEASUREMENT CALCULATION:
1/64" Nozzles · 30 PSI · 4.64 gpm/p.head · 396 heads · 396 X 4.64 = 1837.44 · (1837.44 + 1270.50) ÷ 450 = 6.9 cfs
5/32" Nozzles · 30 PSI 3.85 gpm/ahead · 330 heads · 330 X 3.85 = 1270.50 ·
#2 pumps South from 12" discharge 14" to Booster pump AND ONTO BURIED pipe which RUNS East to land listed ON permit. Another 12" pipe also RUNS from #2 around Booster to some pipe RUNNING East

SYSTEM DESCRIPTION:
#1 B.J. Submersible (Byron Jackson) Motor Type H · 350 H.P. R.P.M. Not listed · 2300 Volts · 85 Amps · 60 cycle · 3/4 phase SERIAL 372458 · 14" GH 6 stages · 2000 gpm 610 head Ft. Discharge RUNS out of GROUND TO AN ADAPTER ENLARGing into 14" steel pipe and RUNNING into GROUND EAST FOR 60' TO BURIED North South mainLINE

REMARKS:
#2 US Motors Pump Motor · 600 H.P. · 2300 Volts · 60 cycles · 1800 RPM. SER# 1387470 PEERLESS VERTICAL Pump · 14" [illegible] 1.5 SIZE · SER# 210348
#3 Booster · US Motors Pumpmotor · 200 H.P. · 60 cycles · 1800 RPM 2300 Volts · SER No. 1240430 · PEERLESS pump · CENTRIFUGAL 1750 RPM · Model 10A14 · SER# 138179.

Examiner's Signature Rut L. Chapman Date July 6, 71

Checked by Date 7-7-71

Approved by Date

35 27S9

June 13, 1973

Re: Permit No. 35-2799

Mr. Jess Croft
Route #5, Box 116
Idaho Falls, Idaho 83401

Dear Mr. Croft:

We received your objections to including the well we found in the NE¼NE¼, of Sec. 5, Twp. 2N, Rge. 36E, in the license proposed on Permit No. 35-2799.

We will schdule a re-examination of your project, and will attempt to contact you prior to making the exam.

Thank you for your prompt reply to our May 16 letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:jc

35 2799

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse – Annex 2
Boise, Idaho 83707
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

May 16, 1973

RECEIVED
JUN 13 1973
Department of Water Administration

Mr. Jess Croft
Route 5, Box 116
Idaho Falls, Idaho 83401

Dear Mr. Croft:

A representative of this Department has made an examination of the works covered by your Permit No. 32588/35-2799 and has found the following:

Quantity of water diverted: 6.90 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 6.90 cfs

The maximum quantity diverted shall not exceed 2,135 acre feet per year.

Beneficial use: Irrigation of 610 acres within the NW¼, N½SW¼, SW¼SW¼ (262), Sec. 4, Twp. 2N, Rge. 36E, B.M. and SW¼NE¼, W½, NW¼SE¼ (348), Sec. 33, Twp. 3N, Rge. 36E, B.M.

Point of diversion: NE¼NE¼ Sec. 5, Twp. 2N, Rge. 36E, B.M. and SE¼SW¼ Sec. 33, Twp. 3N, Rge. 36E, B.M.

Priority date established: Oct. 29, 1965

The well found in the NE¼NE¼ of Sec. 5 is not listed under your permit, therefore, it will be required that you amend your permit to cover this point of diversion before a water license is issued. We have enclosed a partially completed application for amendment for your use in this matter. Please sign the application and return it to this office with a $10.00 filing fee within 10 days of the date of this letter in order that we may issue your water license as set forth above.

If you do not concur with these findings or have any questions, please contact us within the 10-day period.

There is no well that fits this discription on my land. What more should be done to complete this for license? When you send an representative have him check with us instead of look at the farm then guess about facts.

Sincerely,

Bobby D. Fleenor

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Amendment form

35 2799

May 16, 1973

Mr. Jess Croft
Route 5, Box 116
Idaho Falls, Idaho 83401

Dear Mr. Croft:

A representative of this Department has made an examination of the works covered by your Permit No. 32588/35-2799 and has found the following:

Quantity of water diverted: 6.90 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 6.90 cfs

The maximum quantity diverted shall not exceed 2,135 acre feet per year.

Beneficial use: Irrigation of 610 acres within the $NW\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$, $SW\frac{1}{4}SW\frac{1}{4}$ (262), Sec. 4, Twp. 2N, Rge. 36E, B.M. and $SW\frac{1}{4}NE\frac{1}{4}$, $W\frac{1}{2}$, $NW\frac{1}{4}SE\frac{1}{4}$ (348), Sec. 33, Twp. 3N, Rge. 36E, B.M.

Point of diversion: $NE\frac{1}{4}NE\frac{1}{4}$ Sec. 5, Twp. 2N, Rge. 36E, B.M. and $SE\frac{1}{4}SW\frac{1}{4}$ Sec. 33, Twp. 3N, Rge. 36E, B.M.

Priority date established: Oct. 29, 1965

The well found in the $NE\frac{1}{4}NE\frac{1}{4}$ of Sec. 5 is not listed under your permit, therefore, it will be required that you amend your permit to cover this point of diversion before a water licenses is issued. We have enclosed a partially completed application for amendment for your use in this matter, Please sign the applicatinn and return it to this office with a $10.00 filing fee within 10 days of the date of this letter in order that we may issue your water license as set forth above.

If you do not concur with these findings or have any questions, please contact us within the 10-day period.

Sincerely,

35 [illegible]

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Amendment form

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse – Annex 2
Boise, Idaho 83707
(208) 384-2215

R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

March 31, 1971

Re: Permit No. G-26876/35-2502 - Jess Croft
" " G-32588/35-2799 - Jess Croft
" " G-29667/35-2661 - Croft & Reed, Inc.

IDAHO TITLE & TRUST COMPANY
547 Capital Avenue
Idaho Falls, Idaho 83401

ATTENTION: Stanley E. Gagor

Dear Mr. Gagor:

Pursuant to your letter of February 16, 1971, we wish to advise you of the status of the above referenced permits. Water right number G-29667/35-2661 has been licensed; therefore, we could not accept an assignment of this water right. We are of the opinion that once a water right has been licensed, it is no longer personal property, but is appurtenant to the lands described in the license and whoever holds title to the land would have the water right.

Water rights number G-26876/35-2502 and G-32588/352799 are still in the permit stage and could be assigned; however, the licensed right will have to be deleted from the assignment. We are, therefore, returning the original assignment and a new assignment for your use in this matter.

If you should have any further questions, please advise.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC/bb
Enc: assignments

35 2799

ABSTRACTS OF TITLE ESCROWS TITLE INSURANCE

IDAHO TITLE AND TRUST COMPANY

COMPLETE TITLE SERVICE IN BONNEVILLE COUNTY, IDAHO
PHONE 522-7895 BOX 367 547 CAPITAL AVE.
IDAHO FALLS, IDAHO
83401

February 16, 1971

RECEIVED
FEB 17 1971
Department of Water Administration

State of Idaho
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

ATTENTION: Donald W. McEldowney

Gentlemen:

We are enclosing a loan on property belonging to Jess Croft and Son, David H. Croft and we are in need of your approval of the enclosed assignment. When this is done would you have this sent to us.

Very truly yours,

IDAHO TITLE AND TRUST COMPANY

BY Stanley E. Lagon
Vice President

SEG:kf

Enc.

35 2799

January 7, 1971

Re: Permit Nos. G-26876/35-2502
G-29667/35-2661
G-32588/3502799

Mr. Bill Dishman
Post Office Box # 460
Idaho Falls, Idaho 83401

Dear Bill:

Pursuant to our telephone conversation of January 6, 1971, we are enclosing three (3) sets of transfer applications, three (3) claim to a water right forms, and copies of Water Licenses Nos. G-26876/35-2502 and G-29667/35-2661.

Please be advised that Permit No. G-32588/35-2799 is not licensed, and that there has been no examination in connection with this permit. This examination should be conducted sometime during the 1971 irrigation season.

If we may be of any further assistance, please do not hesitate to contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:cm

Enc: three (3) application for transfer forms
three (3) claim to a water right forms
copy of Water License #G-26876/35-2502
copy of Water License #G-29667/35-2661

35 2799

November 2, 1970

Re: Permit No. G-32588/35-2799 - Jess Croft

Petersen, Moss, and Olsen
Attorneys-at-Law
485 "E" Street
Idaho Falls, Idaho 83401

ATTENTION: Reed L. Moss

Dear Mr. Moss:

We acknowledge receipt of the affidavit of publication and the affidavit of beneficial use 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 Mr. Croft at the time he makes the examination so the he may show him the system. If someone other than Mr. Croft should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

35-2799
32588

PETERSEN, MOSS & OLSEN
ATTORNEYS AT LAW
485 'E' STREET
IDAHO FALLS, IDAHO 83401

GEORGE C. PETERSEN, JR.
REED L. MOSS
DENNIS M. OLSEN

WINSTON V. BEARD

TELEPHONE
523-4650

October 28, 1970

RECEIVED
OCT 30 1970
Department of Water Administration

Department of Water Administration
614 State Street
Statehouse Annex II
Boise, Idaho 83707

Re: Permit No. G-32588/35-2799
(Jess Croft)

Gentlemen:

We are enclosing herewith the following documents:

1. State of Idaho Department of Reclamation Proof of Application of Water to Beneficial Use, attached to which will be a copy of an aerial photo from the ASCS Office showing the location of the lands irrigation by the well and water being proved up on.

2. Proof of publication from the Post Register.

These are submitted to request that a permanent license now be granted.

If there is any further information which may be necessary, will you please advise.

Very truly yours,

PETERSEN, MOSS & OLSEN

Reed L. Moss

RLM:pm

Encls.

35-2799
32588

September 25, 1970

Re: Permit No. G-32588/35-2799

Idaho Falls Post Register
P.O. Box 1800
Idaho Falls, Idaho 83401

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 to 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 cannot publish the notice on the proposed dates, please contact the Department of Water Administration immediately.

The expense of the publication is to be paid by Reed L. Moss, PETERSEN, MOSS & OLSEN, 485 "E" Street, Idaho Falls, Idaho, to whom you should furnish an affidavit of publication.

Very truly yours,

Dorian Clay,
Appropriation Examiner

DC/DG
Enc: legal notice

35-2799
32588

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse – Annex 2
Boise, Idaho 83707
(208) 384-2215

R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

September 25, 1970

Re: Permit No. G-32588/35-2799

Petersen, Moss, and Olsen
Attorneys-at-Law
485 "E" Street
Idaho Falls, Idaho 83401

ATTENTION: Reed L. Moss

Dear Mr. Moss:

Please be advised that it is the Department's policy to have all legal notices published on Thursdays. Therefore, the legal notice for the above referenced permit is being published in the Idaho Falls Post Register on October 8 and October 15, 1970, giving the newspaper plenty of time to have the notice proofed.

Upon payment of the bill of publication, the affidavit of publication will be sent to you. The affidavit will already be completed. You may make a copy of the affidavit for your records, but the Department must have the original for our files.

If you have any questions, please feel free to contact us.

Very truly yours,

Dorian Clay,
Appropriation Examiner

DC/DG
cc: Jess Croft

35-2799
32588

September 23, 1970

Re: Permit No. 35-2799 - Jess Croft

Mr. Reed Moss, Attorney
485 East Street
Idaho Falls, Idaho 83401

Dear Mr. Moss:

We are enclosing a copy of Permit No. 35-2799, and a beneficial use affidavit, with instructions.

If we can be of further assistance, please feel free to contact us.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cm

Enc: copy of Permit No. 35-2799
Beneficial Use form, with instructions

35-2799
32588

RECEIVED

SEP 22 1970

Department of Water Administration

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Jess Croft, Rt. #5, Box 116, Idaho Falls, Idaho has received an approved permit No. G-32588/35-2799 issued by the Idaho State Reclamation Department authorizing the diversion ~~storage~~ of 11.0 cubic feet per second ~~acre feet~~ of water from a groundwater source.

subject to all prior rights. The priority to be established under this permit is October 29, 1965 and the permit was approved November 5, 1965. Water is to be diverted by pump, sprinkler, well

from a point within the SE¼SW¼, Sec. 33, T. 3 N, R. 36 E, B. M., Bonneville County

to be used for irrigation

in the SW¼NE¼, W½, NW¼SE¼, Sec. 33, T. 3 N, R. 36 E; NW¼, N½SW¼, SW¼SW¼, Sec. 4, T. 2 N, R. 36 E, B. M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before November 5, 1970. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Post Register, Idaho Falls, Idaho on October 8 and October 15, 1970.

State Reclamation Engineer: Permit No. G-32588/35-2799

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

(Signature)

Route #5, Box 116, Idaho Falls, Idaho
(Address)

September 15, 1970
(Date)

Please have the Post Register bill for the cost of publication directly to my attorneys, Petersen, Moss & Olsen, 485 "E" Street, Idaho Falls, Idaho, 83401, attention: Reed L. Moss.

35-2799
32588

PETERSEN, MOSS & OLSEN
ATTORNEYS AT LAW
485 "E" STREET
IDAHO FALLS, IDAHO 83401

TELEPHONE
523-4650

GEORGE C. PETERSEN, JR.
REED L. MOSS
DENNIS M. OLSEN

WINSTON V. BEARD
GARY J. JENSEN

SEP 22 1970
Department of Administration

September 15, 1970

Mr. Donald W. McEldowney
Appropriation Supervisor
State of Idaho
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Re: Permit No. G-32588/35-2799

Dear Donald:

Enclosed you will find herewith a notice of existing water permit signed by Mr. Jess Croft, our client. Will you please proceed to publish the notice in the Post Register on dates to be selected by you. Normally these publications appear in the Saturday (identified as the Sunday) issue, so I would suggest that you select two Sundays, consecutively, with the first to be on the Sunday coming up after you have forwarded the notice to the Post Register. In order to insure getting it in the paper on the dates which you have indicated, you should be certain that you mail the notice at least three to four days before the first date of publication. You of course, are authorized to fill in the dates on the notice.

Also as I had discussed with you, you will forward to me the deposition of the holder, which I believe is now termed an "affidavit" for us to fill in after the publication is completed. Also this will remind you to ask the Post Register to bill this office for the cost of publication, and to furnish the affidavit of publication to us.

Thank you for your very efficient help.

Very truly yours,

PETERSEN, MOSS & OLSEN

Reed L. Moss

Reed L. Moss

RLM:pm

Encl.

35-2799
32588

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.

CERTIFIED NO.

22117

INSURED NO.

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

2 SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SEP 10 1970

3 SHOW WHERE DELIVERED (*only if requested*)

35-2799

c55—16—71548-10 GPO

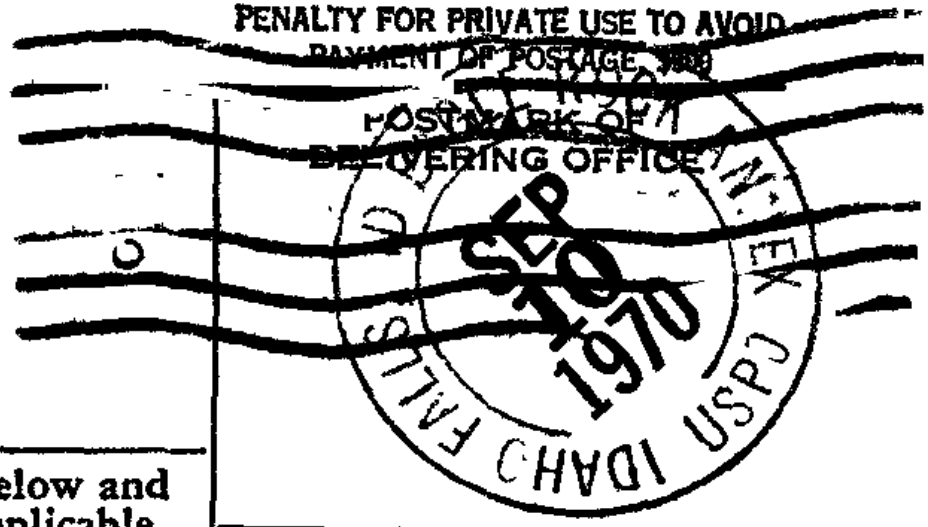
35-2799

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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

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

Dept. of Water Administration

STREET AND NO. OR P.O. BOX

Statehouse - Annex 2

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83707

35-2799

POD Form 3811 Apr. 1967 c55—16—71548-10

September 1, 1970

Re: Permit No. G-32588/35-2799

Mr. Jess Croft
Route 5, Box 116
Idaho Falls, Idaho 83401

Dear Mr. Croft:

One of the conditions of the approval of your Permit No. G-32588/35-2799 was that proof of application of the water to beneficial use be submitted to this office on or before November 5, 1970.

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

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

R. Keith Higginson

Director

Enc: Proof affidavit
dr

CERTIFIED MAIL # 22117

35-2799
32588

8-4-B

E 321 ft

ALL of N½ NW¼ Sec. 33 T. 3N R. 36 E

ALL of SW¼ NE¼ Sec. 33 T. 3N R. 36 E

ALL of NW¼ Sec. 33 T. 3N R. 36 E

U.S.

79.4

74.0

State

VACANT

City of Idaho Falls

67.6

ALL of W½ NW¼ Sec. 4 T. 2N R. 36 E

48.2

E 308

112.3

98.3

E 321

E 29

4-3-C

35-27-
32588

May 11, 1970

Re: Permit No. G-32588/35-2799

Mr. Jess Croft
Rt. #5, Box 116
Idaho Falls, Idaho

Dear Mr. Croft:

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; 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 them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: order
advertising package

35-2799
35-PP

November 10, 1965

Re: Permit No. G-32588

Mr. Jess Croft,
Rt. 5, Boox 116,
Idaho Falls, Idaho.

Dear Mr. Croft:

We enclose Permit No. G-32588 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-40747 which was issued covering payment in the amount of $ 7.50 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

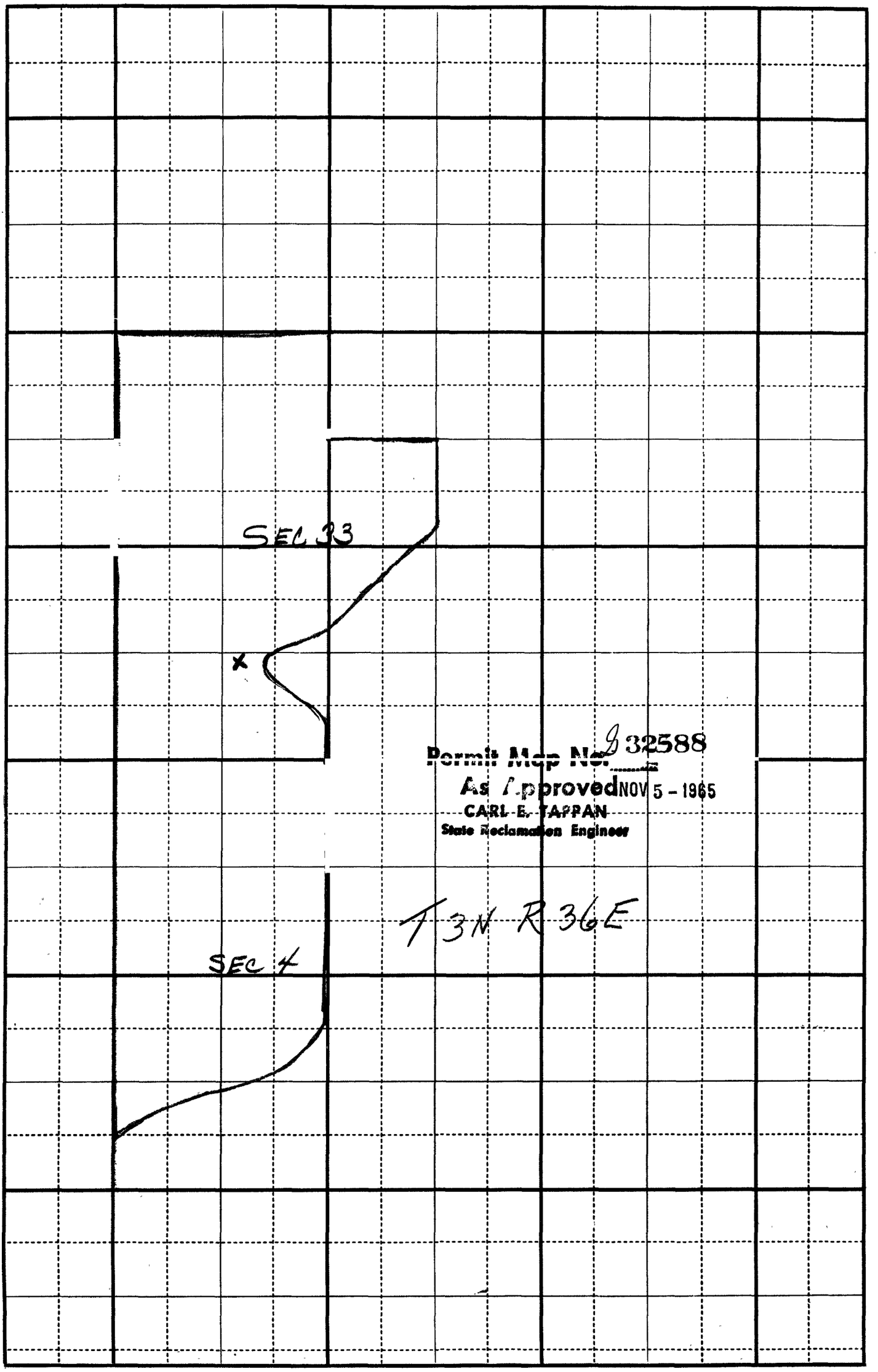
(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

32588

NAME OF APPLICANT JESS CROFT

Form No. 0



Permit Map No. 32588
As Approved NOV 5 - 1965
CARL E. TAPPAN
State Reclamation Engineer

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

32588

October 22, 1965

RE: Application for Permit
Jess Croft

Andrew Well Drilling Contractors
1268 17th Street
Idaho Falls, Idaho

Dear Mr. Andrew:

Returned herewith is the application for permit with attached check for $7.50.

Include the applicant's complete address.

Quantity of water claimed 5500 gallons, I presume per minute, is approximately 0.02 c.f.s. per acre and 12.4 c.f.s. has been inserted.

The time for completion under 10 has been changed to 5 years.

No. 13 (a) shows 11 c.f.s. as supplementary to existing water rights which are not shown under 13.

The fee for 11 c.f.s. is $7.50 as per check enclosed. The amount of water claimed can be reduced to 11 c.f.s. or additional fee is due for 12.4 c.f.s.

Kindly correct as necessary and return.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

Enc. application, check

32-5388