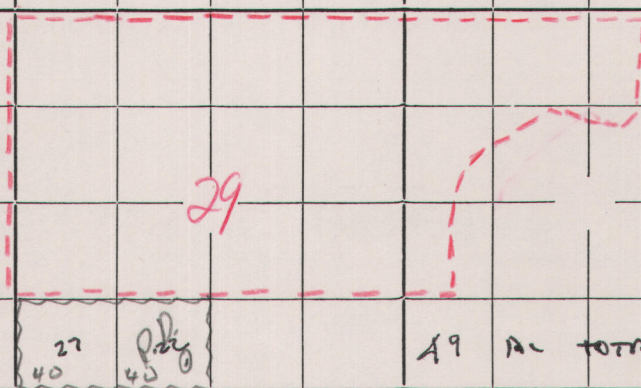


Pge. 33 E.B.M.

To Springfield

↑
Twp 4 So.



AREA - 49 ACRES

SUBD - 2

Q - .98 c.f.s.

VOL = 173 AC-FT / SEASON

PRIORITY - A-1365

E ~~356~~
593
1-2



32319

Thurland D. Thurston
Pingree, Idaho

Permit No. G-32319

Examination for Completion of Works & Beneficial Use

County Bingham

Quantity: 1.6 c.f.s. Sec. 29 T. 4 S. R. 33 E., B.M.

Source: a well

P. D.: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T. 4 S., R. 33 E., B.M.

Use: Irrigation

Filed: 4/13/1965

Due: 4/16/1970

Made: 4/29/1966 - 10-19-65

Extension:

Protest:

Completion of Works:

Other Rights: none

INSTRUCTIONS TO EXAMINERS

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

10 HP

FOR BANKS
11-00-54 + 164 1/2
585057

8" CENTRIFUGAL
PUMP

3' concrete block
well 10' deep

8" 2' 10' VERT

6' diam

10' 2' 10' VERT

Case 11 1104

3' 2' 10' 3' 10'

1.59 c.f.s.

32319

RECEIVED

MAY 11 1966

Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

} ss.

I, Drury R. Brown do solemnly

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

Friday issue of said newspaper 4 consecutive

weeks, the first publication having been made on

the 18th day of March, 1966,

and the last publication having been made on the

8th day of April, 1966; 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 8th

day of April, 1966

Margaret Hunt
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
January 10th, 1967.

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

Notice is hereby given that at xxxxM., on the 29 day of April, 1966, at Blackfoot, County of Bingham, State of Idaho before Dalyle Esplin, Notary Public, at (address) 50 N. Ash, Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 1.6 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 N. G-32319, 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 Thurland D. Thurston, Pingree, 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 1.6 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 1.6 cubic feet per second.

4. The point of diversion of said water is SE 1/4 of the SW 1/4 of Sec. 29, Twp. 4 S., Rge. 33 E., B.M.

5. The place where said water is used is SE 1/4 of the SW 1/4 and the SW 1/4 of the SW 1/4 of Sec. 29, Twp. 4 S., Rge. 33 E., B.M.

6. The date of priority which said user is prepared to establish is 13, April, 1965.

Carl E. Tappan
State Reclamation Engineer
Pub. Mar. 18-25-April 1-8

32319

R

Dec 2 1966

A S S I G N M E N T

For value received, I hereby assign 100% of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G 32319 to Thurland D. Thurston and Margarete H. Thurston of Pingree, Idaho - 83262

* _____

Delos H. Wells
Permit Holder

Luella J. Wells
Wife of Permit Holder

STATE OF IDAHO)
County of Bingham)

On this 11th day of February, 1966, before me, a Notary Public for the State of Idaho, residing at Blackfoot, Idaho personally appeared Delos H. Wells and Luella J. Wells are known to me to be the person s whose name s ~~is~~ subscribed to the within instrument, and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

My Commission expires Oct. 30, 1967

Doris Underwood
Notary Public, Residing at
Blackfoot, Idaho
Pingree

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions.

32319

LEGAL NOTICE

Published in the Aberdeen Times, September 9, 16, 23, and 30, 1965.

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

Notice is hereby given that at 4 p.m. on the 19 day of October 1965, at Blackfoot, County of Bingham, State of Idaho before Dalyle Esplin, Notary Public, at Rt. #2 Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-32319, 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 Delos H. Wells, Box 274, Moreland, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said user is capable of conveying to the place of use is 1.6 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 1.6 cubic feet per second.

4. The point of diversion of said water is SW 1/4 NE 1/4 Sec. 29, Twp. 4 S., Range 33 E. b.m. BINGHAM COUNTY, IDAHO.

5. The place where said water is used is SE 1/4 NE 1/4 SW 1/4 NE 1/4, Sec. 29, Twp. 4 S., Range 33 E.

6. The date of priority which said user is prepared to establish is 13, April 1965.

Carl E. Tappan
State Reclamation Engineer 52

Re: Permit No. G-32319
Delos H. Wells

Date: August 31, 1965

Aberdeen Times,
Aberdeen, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to October 19, 1965
the date set for proof; the expense of the publication is to be paid
by the applicant Delos H. Wells,
of Box 274, Moreland, Idaho to whom you should
furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

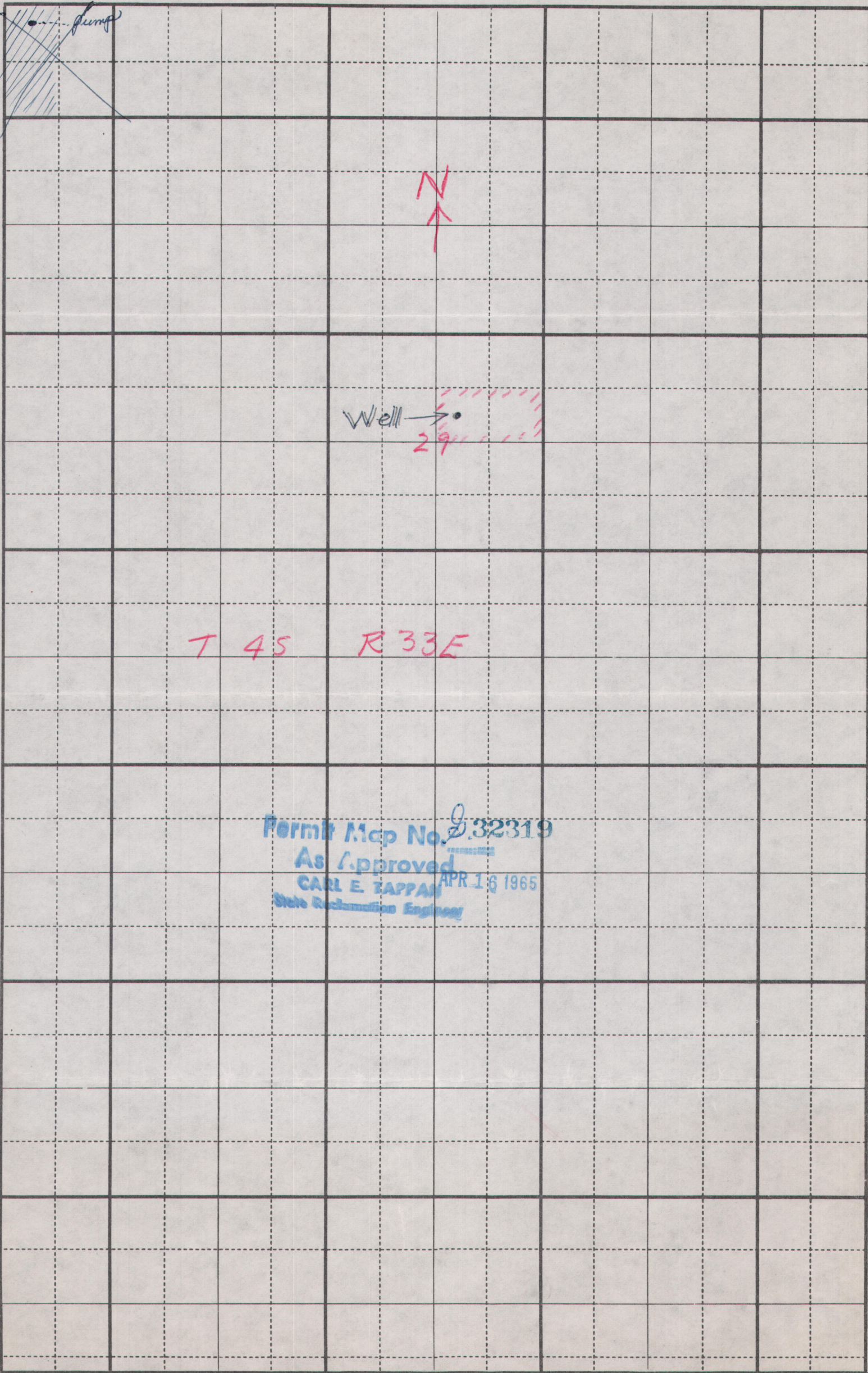
** If the first copy is not received in this office for checking
purposes and errors appear in subsequent issues, it is possible
that re-publication of corrected copy will be at your own expense

32319

Must Be Readvertised
2-10-66 Davis

NAME OF APPLICANT Del. H. Wells

Form No. 0



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

32319

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

Notice is hereby given that at ~~xxxx~~M., on the 29 day of April, 1966, at Blackfoot, County of Bingham, State of Idaho before Dalyle Esplin, Notary Public, at (address) 50 N. Ash, Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 1.6 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 N. G-32319, 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 Thurston D. Thurston, Pingree, 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 1.6 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 1.6 cubic feet per second.

4. The point of diversion of said water is SE 1/4 of the SW 1/4 of Sec. 29, Twp. 4 S., Rge. 33 E., B.M.

5. The place where said water is used is SE 1/4 of the SW 1/4 and the SW 1/4 of the SW 1/4 of Sec. 29, Twp. 4 S., Rge. 33 E., B.M.

6. The date of priority which said user is prepared to establish is 13, April, 1965.

Carl E. Tappan
State Reclamation Engineer
Pub. Mar. 18-25-April 1-8

Published in the Aberdeen Times, September 9, 16, 23, and 30, 1965.

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

Notice is hereby given that at 4 p.m. on the 19 day of October 1965, at Blackfoot, County of Bingham, State of Idaho before Dalyle Esplin, Notary Public, at Rt. #2 Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-32319, 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 Delos H. Wells, Box 274, Moreland, 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 1.6 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 1.6 cubic feet per second.

4. The point of diversion of said water is SW 1/4 NE 1/4, Sec. 29, Twp. 4 S., Range 33 E., B.M., BINGHAM COUNTY, IDAHO.

5. The place where said water is used is SE 1/4 NE 1/4, SW 1/4 NE 1/4, Sec. 29, Twp. 4 S., Range 33 E.

6. The date of priority which said user is prepared to establish is 13, April 1965.

Carl E. Tappan
State Reclamation Engineer

WATER LICENSE

Water License No. G-32319 Priority April 13, 1965 Amount 0.98 c.f.s.

THIS IS TO CERTIFY, that Delos H. Wells - Assignee - THURLAND D. & MARGARETE H. THURSTON of Pingree, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 13, 1965; that Permit G-32319 was issued pursuant to said application; that the proposed works were completed on or about 1942, with a storage/or carrying capacity of 1.59 c.f.s., said works consisting of well, motor, pump and earth ditch; and that on April 29, 1966, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 173 acre feet per season, with a maximum rate of diversion of 0.98 cubic feet per second of the waters 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 Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, 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 173 acre feet per year.

Description and location of place of use:

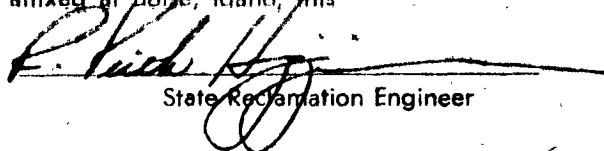
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>4 S</u>	<u>33 E</u>	<u>29</u>											<u>27</u>	<u>22</u>					<u>49</u>

Total number of acres irrigated 49

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

6th day of May, 19 69.


State Reclamation Engineer

35 2773

32319

Delos Wells
Box 274
Moreland, Idaho

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

25-2773

Application No. G- 40467
Permit No. G- 32319
District No.

Assigned to: *Thurmond & Thurston*
Pingree, Idaho

1. Name of Applicant: Delos H. Wells
Postoffice address: Pingree County: Bingham State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 1.6 or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Underground
4. Location of point of diversion or well is in the SW 1/4 of the NE 1/4 of Section 29
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:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Electrically operated centrifugal pump
8. Estimated cost of works: \$ 1500.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 1.6 (cubic feet per second, inches or gallons per minute) is for new lands.

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	
4 S	33 E.	29			40	40												80	
CONVEYANCED A S S I G N M E N T ✓ ✓ For value received, I hereby 100% of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-32319 to Thurland D. Thurston and Margarete H. Thurston of Pingree, Idaho 83262. /s/ DELOS H. WELLS Permit Holder /s/ LUELLA J. WELLS Wife of Permit Holder State of Idaho) ; ss County of Bingham) On this 11th day of February, 1966, before me, a Notary Public for the State of Idaho, residing at Blackfoot, Idaho, personally appeared before me, Delos H. Wells and Luella J. Wells known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written. My commission expires October 30, 1967 /s/ DEZZIE UNDERWOOD Notary Public residing at Pingree, Idaho Recorded February 16, 1966.																			

Application for Amendment

POINT OF DIVERSION ✓✓
Permit No. G-32319

Comes now Thurland D. Thurston and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-32319. That the point of diversion is described in said Permit as being located: SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 29. That he now requests that the point of diversion be changed to a point located: SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 29. That the reason for desiring to make such change is as follows: Error in description on original application. That no one will be injured by such change and that such change will be made at Permit Holder's own risk.

Signed at Moreland, Idaho this 16th day of February, 1966.

/s/ Thurland D. Thurston

Date of Receipt at Department of Reclamation: March 4, 1966.

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, Assistant State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the public Waters of the State of Idaho, No. G-32319. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ R. KEITH HIGGINSON
Assistant, State Reclamation Engineer

Recorded in Book 113 of permits, at page G-32319, March 15, 1966.

Application for Amendment
LAND LIST ✓✓
Permit No. G-32319

Comes now Thurland D. Thurston, and represents to the State Reclamation Engineer of the State of Idaho; That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-32319, and requests that the list of lands to be irrigated as described in said permit, be changed to read as follows: SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 29, T 4 S., R 33 E., B.M., making a total of 80 acres. That an additional amount of water is not asked for and that the rights of others will not be adversely affected by such change.

Signed at Moreland, Idaho this 16th day of February, 1966.

/s/ THURLAND D. THURSTON

Date of receipt at Department of Reclamation: March 4, 1966.

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, Assistant State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-32319. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ R. KEITH HIGGINSON,
Assistant State Reclamation Engineer

Recorded March 15, 1966.

LICENSE ISSUED FOR 0.98 SEC. FT.
LICENSE PAGE NO.

May 6, 1969

Re: Permit No. G-32319

Mr. & Mrs. Thurland D. Thurston
Pingree,
Idaho 83262

Dear Mr. & Mrs. Thurston:

Enclosed you will find your Water License issued on the
above numbered permit.

Also enclosed is departmental receipt No. 2990 in the
amount of \$9.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures

32319

April 29, 1969

Re: Permit No. G-32319

Mr. & Mrs. Thurland D. Thurston
Pingree,
Idaho 83262

Dear Mr. & Mrs. Thurston:

A representative of this department has made an examination of the works covered by your Permit G-32319 and has found the following:

Quantity of water diverted: 1.59 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 0.98 c.f.s.

The maximum quantity diverted shall not exceed 173 acre feet per season.

Purpose of use: Irrigation of 49 acres in S₁SW₄ Sec. 29, T. 4 S., R. 33 E., B.M.

The priority date established is: April 13, 1965

A fee totaling \$ 9.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:kh

3 - 3/4

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

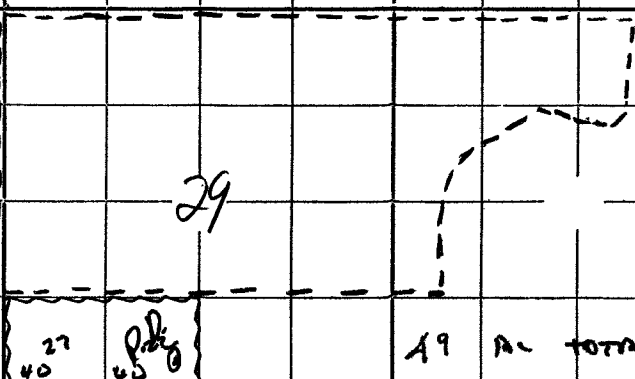
PERMIT NO. G-32319 ✓

REPORT ON PROOF OF Completion of Works & Beneficial Use

Page 33 E.B.M.

To Springfield

Twsp 4 So.



AREA - 49 ACRES

SUBD - 2

Q - .98 c.f.s.

VOL = 173 AC-FT / SEASON

PRIORITY - A-1365



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

Permit No. G-32319This proof is for Completion of Works & Beneficial Use Water District No. _____1. Name of applicant Thurland D. Thurston and Margarete H. Thurston2. Source of water supply: a well3. Location of point of diversion: Is in the SE 1/4 SW 1/4 of Section 29T. 4 S R. 33 E. County of Bingham

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

10 HP FAIRBANKS - HORSE ELEC MOTOR
5053578" CENTRIFUGAL PUMP - 8" DISCHARGE 10' V
d 6' H INTO SOUTH DITCH. GRAVITY5. 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):

SE 1/4 SW 1/4, Sec. 29, T. 4 S., R. 33 E., B.M.Grain

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

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

Remarks: _____

UNABLE TO CONTACT ANYONEANOMETER USED. 300 CF W. 3:09Q = 1.59 c.f.s.IRRIGATION REQUIREMENT = 3.5 AC-FT / ACRE / SEASONThis examination was made on the 16TH day of JULY, 1968(Signed) Don Reynolds

Examiner.

Priority - 01-13-1968

32319

Plat
mfr

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.

Examination for Completion of Works & Special Use

County: Mayhew

Quantity: 1.6 c.f.s. Sec. 29 T. 4 S. R. 33 E. 2 N.

Source: a well

P.D.: SENSEWA, Sec. 29, T. 4 S., R. 33 E., 2 N.

Use: Irrigation

Filed: 4/13/1965

Date: 4/16/1960

Made: 4/29/1966 10-19-65

Extension:

Protect:

Construction of Works:

Remarks:

10 HP

FOR BANKS

MOORE & CO. INC.

585057

8" CENTRIFUGAL

7' 2"

CONCRETE BLOCK

WELL 10' DEEP

8" 10' 10"

6' 10"

FROM SOURCE DIVER

GRAND P. WAY

300' 10' 10"

1.59 c.f.s.

April 29, 1969

Re: Permit No. G-32319

Mr. & Mrs. Thurland D. Thurston
Pingree,
Idaho 83262

Dear Mr. & Mrs. Thurston:

A representative of this department has made an examination of the works covered by your Permit G-32319 and has found the following:

Quantity of water diverted: 1.59 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 0.98 c.f.s.

The maximum quantity diverted shall not exceed 173 acre feet per season.

Purpose of use: Irrigation of 49 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 29, T. 4 S., R. 33 E., B.M.

The priority date established is: April 13, 1965

A fee totaling \$ 9.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:kh

32319

May 17, 1966

Re: Permit No. G-32319

Thurland D. Thurston
Pingree, Idaho

Dear Mr. Thurston:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Blackfoot News all submitted in proof of completion of works and beneficial use on Permit No. G-32319.

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

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

Very truly yours,

M. Russell Bosch
Office Manager

MRB:mr

RECEIVED
MAY 11 1966

Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho) ss.

I, Drury R. Brown do solemnly

swear that I am the publisher of The Blackfoot News which is a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot aforesaid for more than one year past; that said newspaper heretofore compiled with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933, and duly conformant to law, a particular day of the week of which legal notices required by law of any Court of competent jurisdiction 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 4 consecutive weeks, the first publication having been made on the 18th day of March, 19 66,

and the last publication having been made on the

8th day of April, 19 66; that said notice ever regular and entire issue of period is aforesaid during the period and that notice was published in a supplement.

Drury R. Brown
Subscribed and sworn to before me this 8th

day of April, 19 66

Margaret Hunt
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
January 10th, 1967.

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

Notice is hereby given that at XXXX M., on the 25th day of April, 1966, at Blackfoot, County of Bingham, State of Idaho before Dalyle Espino, Notary Public, at (address) Blackfoot, Idaho, 18-25 was submitted for the completion of works for the diversion of 1.6 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 N. G. 33217, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and post office address of the person or corporation holding said permit is Thurmond D. Thurston, Pingree, 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 State of use is 1.6 cubic feet per second.

3. The use to which said water has been applied in irrigation, purpose and the amount applied to beneficial use is 1.6 cubic feet per second.

4. The point of diversion of said water is SE 1/4 of the SW 1/4 of Sec. 29, Twp. 4 S., Rge. 33 E., B.M.

5. The place where said water is used is SE 1/4 of the SW 1/4 and the SW 1/4 of the SW 1/4 of Sec. 29, Twp. 4 S., Rge. 33 E., B.M.

6. The date of priority which said user is prepared to establish is 13 April, 1965.

Carl E. Tappan
State Reclamation Engineer

18-25-April 1-8

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 2-32319

MAY 11 1966

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF HOLDER

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

Thurston - Farmer at Pingree, 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:

Ques. 3. State number, approval date of permit, and date of priority: Permit # 2-32319

approval date April 16, 1965 Priority Date April 13, 1965

Ques. 4. State source of water supply: underground

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

SE 1/4 of the SW 1/4 of Sec. 29 Twp 4S, Rge. 33E., B.M.

Ques. 5. Describe your works of diversion: Electrically operated Centrifugal

pumps - pumping into a ditch; state amount of water they are capable of con-

veying from point of diversion to place of use: 1.6 cu. ft. per sec. Give name of canal or ditch

or other works by which water is conducted to such place of use: ditch

_____ ; if a well, state depth of well 31 ft. ; depth and size of

casing 16 inch - 10 ft long ; depth to water 15 ft. ; if pump is used,

state discharge of pump: 6 inch ; tell how it was measured or determined

by weir ; if sprinkler irrigation, give number and size

of nozzles and operating pressure: _____

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:

40 acres in SE 1/4 of the SW 1/4 and 40 acres in

SW 1/4 of the SW 1/4 of Sec. 29, Twp. 4S, Rge. 33E. B.M.

20. log

32319 D

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

Eighty acres of ground farmed

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

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

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:

Water Farm Purchased by present holder & water rights transferred

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 1942 - Time used since first use:

1.6 cu ft. per sec

Ques. 10. Describe all other water rights appurtenant to same place of use: none

(sign) Thurmond D. Johnston ✓

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

B. Oakford, County of Bingham
State of Idaho, on this 29 day of April, A. D. 1966.

My commission expires: Dec 30, 1966

Arnel M. Drape

32319

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RECEIVED
MAY 11 1966
Department of Reclamation

Permit No. 8-32319

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

DEPOSITION OF WITNESS

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

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

Stephen J White age 47 - Pingree Idaho - Farmer

Ques. 2 Are you acquainted with Thurmond S. Thurston, the holder of
Permit No. yes? How long have you known him and where does he reside?

Eight years - Pingree, Idaho

Ques. 3. Have you read or heard said Permit No. 8-32319 read, and are you familiar
with its provisions and conditions: Yes yes No.

Ques. 4. State source of water supply: underground

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

SE 1/4 of the SW 1/4 of Sec. 29 Twp 4S, Rge 33 EBM

Describe works for conveying water to place of use: Electrically operated

Centrifugal pump - 10 H P motor

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1.6 How much water have you seen being so
conveyed? 1.6

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

40 acres in SE 1/4 of the SW 1/4 and 40 acres
in SW 1/4 of the SW 1/4 of Sec 29, Twp 4S, Rge
33 EBM

32319

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

irrigation only

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.

rolling - 1.6 cu ft per sec

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? 1960

Other times you have seen such use: 4 or 5 times

(Signed):

Stephen J White

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

Blackfoot, County of Bingham, State of Idaho, on
this 29 day of April, A. D. 1966

Arnold M. Dropter

Notary Public for the State of Idaho

Residing

Blackfoot

My commission expires

Dec 30 1968

32319

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 8-32319

RECEIVED
MAY 11 1966

Department of Reclamation

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

DEPOSITION OF WITNESS

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

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

Louella J. Skells - 34 - Box 274 Maryland, Idaho,
Clerk -

Ques. 2 Are you acquainted with Everland D. Thurston, the holder of
Permit No. 832319? How long have you known him and where does he reside?

Six years Pinque, Idaho

Ques. 3. Have you read or heard said Permit No. 832319 read, and are you familiar
with its provisions and conditions: Yes yes No. _____

Ques. 4. State source of water supply: underground

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

SE 1/4 of the SW 1/4 of Sec 29 Twp 4S Rge 33 E BM

Describe works for conveying water to place of use: Electrically operated

Centrifugal pump - 10 horse power motor

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1.6 How much water have you seen being so

conveyed? 1.6

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

40 acres in SE 1/4 of SW 1/4 and 40 acres in
SW 1/4 of the SW 1/4 of Sec 29 Twp 4S Rge 33 E BM

32319

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

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.

rolling - 1.6 Cu. ft per sec

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? ✓ 1956

Other times you have seen such use: ✓ 1958 to present date

(Signed):

Luelle J. Shells

* * * * *

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

Blackfoot, County of Bingham, State of Idaho, on this 29th day of April, A. D. 1966

Daryl Epton

Notary Public for the State of Idaho

Residing Blackfoot, Idaho

My commission expires 4-25-1970

32319

March 15, 1966

RE: Permit No. G-32319
Thurland D. Thurston

Delos H. Wells
P.O. Box 274
Moreland, Idaho

Dear Mr. Wells:

Enclosed are the amendments to Land List and Point of Diversion which has been recorded in this office under the above numbered name and permit.

Also enclosed is departmental receipt No. G-10216 in the amount of \$2.00 covering the fees.

Very truly yours,

(Mrs.) EDNA P. RULE
Chief Clerk

EPR:ejw
Encl: Amendments (2)
Receipt

32319

RECEIVED
MAR 14 1966

Application for Amendment

POINT OF DIVERSION

Permit No. 32319

Department of Reclamation

Department of Reclamation

Comes now Detos H. Wells (Thurland D. Thurston)
and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 32319.

That the point of diversion is described in said Permit as being located:

SW 1/4 of the NE 1/4 of Section 29

That he now requests that the point of diversion be changed to a point located:

SE 1/4 of the SW 1/4 of Section 29

That the reason for desiring to make such change is as follows:

Error in description on original Application

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

Signed at MORLAND Idaho this 16 day of June, 1966

Thurland D. Thurston

Date of Receipt at Department of Reclamation: March 4, 1966.

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, Assistant, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-32319. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

R. Keith Higginson
Assistant, State Reclamation Engineer

Recorded in Book 113 of
Permits, at Page G-32319
March 15, 1966

32319

RECEIVED
MAR 14 1966

Application for Amendment

LAND LIST

Permit No. G-32319

Department of Reclamation

Comes now Delos H. Wells - Thurston D. Thurston and represents
to the STATE RECLAMATION ENGINEER of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho, No. G-32319, and requests that the list of lands to be irrigated,
as described in said permit, be changed to read as follows:

SW 1/4, T. 29 N., R. 45 E., S. 10 E.
SW 1/4, T. 29 N., R. 45 E., S. 10 E.

, making a total of 80 acres.

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

Signed at Morley, Idaho this 16 day of Feb., 1966

Thurston D. Thurston
Delos H. Wells

Date of receipt at office of Department of Reclamation March 4, 1966

APPROVAL OF STATE RECLAMATION ENGINEER

R. Keith Higginson, Assistant
I, ~~XXXXXXXXXX~~, State Reclamation Engineer of the State of Idaho, hereby approve

the above and foregoing application for amendment to Permit to Appropriate the Public
Waters of the State of Idaho, No. G-32319. This approval constitutes a new permit
and is issued as an amendment to the original permit, to which it refers, and of which
it becomes a part, and said application is approved only insofar as the rights of others
will not be adversely affected thereby.

Recorded March 15, 1966.

R. Keith Higginson
Assistant
State Reclamation Engineer

32319

March 14, 1966

Re: Permit No. G-32319

Thurland D. Thurston
Pingree, Idaho

Dear Mr. Thurston:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. G-32319. The proofs are to be made at xxxxxx o'clock xxxxxx on the 29th day of April, 1966, before Dalyle Esplin, 50 W. Ash, Blackfoot, Idaho Notary Public.

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

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. 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, the 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,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

32319

March 7, 1966

RE: Permit No. G-32319

Thurland D. Thurston
Pingree, Idaho 83262

Dear Mr. Thurston:

This is in reply to your letter of March 3, 1966, regarding the above numbered permit.

On the 3rd of March, we received a phone call from Mrs. Delos Wells. We explained the difficulty with the permit. We sent back the Notice of Publication and the amendments for your signature and return.

Upon receipt of the new Notice of Publication and the amendments, we will re-publish the permit and new proofs can be taken showing the right well location and the correct land list. This will in turn give you a licensed water right for S_{1/2} of the SW_{1/4}, Section 29.

It is possible to establish a use right dating back to 1945, without the permit, however, it is relatively expensive as it has to go through the District Court and the water decreed to the land. By the same token a license issued by this Department becomes appurtenant to the lands, should be recorded and transferred or listed on any sale of property as part thereof.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

32319

Thurland D. Thurston
Pingree, Ida. 83262

March 3, 1966

RECEIVED
MAR 7 1966

State of Idaho
Department of Reclamation
107 State House

Department of Reclamation

B o i s e , Ida.

Dear Mr. Bosch,

In regard to the copies of the letters you sent me regarding to Permit No. G 32319 dated March 2, 1966 and Dec. 8th, 1965, the Permit in question is to establish a water right for the S $\frac{1}{2}$ of SW $\frac{1}{4}$ of Section 29, T 4 S., R 33 E B M in Bingham County, Idaho.

As I interpret the permit, this tract of land is not included in either the permit or the proofs.

The well to be filed on is located in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec 29, T 4 S., R 33 E B M in Bingham County, Idaho. This well was drilled previous to 1945 and has been in use to irrigate the S $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec 29, T 4 S., R 33 E B M.

Is it possible to establish a water right by right of use for this land dated back to 1945 without the issuance of a well permit. If so, what is the procedure.

Respectfully,

32319

RECEIVED
MAR 4 1966

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

I-32319

(Date) 3 March 1966

(P. O.) Box 274 Moreland, 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.

Richard D. Thurston
Delas H. Wells

(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

32319

RECEIVED
MAR 14 1966

RECEIVED
MAR 4 1966

Department of Reclamation

Department of Reclamation

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

Notice is hereby given that M., on the 29 day of April, 1966, at Blackfoot, County of Bingham, State of Idaho before Dalyle Eppin, Notary Public, at (address) 50 N. Ash, proof will be submitted of the completion of works for the diversion of 1.6 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. 832319, 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 Thurmond D. Thurston P. in care, 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 1.6 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 1.6 cubic feet per second.

4. The point of diversion of said water is SE 1/4 of the SW 1/4 of Sec 29 Twp 4S. Rge 33 E B1

5. The place where said water is used is SE 1/4 of the SW 1/4 and the SW 1/4 of the SW 1/4 of Sec 29, Twp 4S, Rge 33 E B1

6. The date of priority which said user is prepared to establish is 13 April 1965.

State Reclamation Engineer

32319

Re: Permit No. G-32319
Thurland D. Thurston

March 14, 1966

Blackfoot, News
Blackfoot, Idaho

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to April 29, 1966. The expense of the publication is to be paid by Thurland D. Thurston of Pingree, Idaho to whom you should furnish proof of publication on or prior to the above date.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking at least one week prior to the first publication.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

32319

March 4, 1966

RE: Permit No. G-32319

Delos H. Wells
P.O. Box 274
Moreland, Idaho
Attention: Mrs. Wells

Dear Mrs. Wells:

Returned herewith is your amendments to Permit No. G-32319 and Notice of Publication, with your check in the amount of \$2.00.

Please be advised the assignment of your permit has been recorded and therefore, the amendments must be in Mr. Thurston's name and signed by Mr. Thurston. Also, Mr. Thurston's name must be entered on form #36 and advertised as permit holder. We have erased your name from all forms where Mr. Thurston's name should be.

Thanking you for your attention and cooperation in this matter, we remain . . .

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw
Encl: Amendment
Notice of Publication
Receipt

32319

March 2, 1966

RE: Permit No. G-32319

Delos H. Wells
P.O. Box 274
Moreland, Idaho

Dear Mr. Wells:

As of this date we have not received a reply to our letter of December 8, 1965. Therefore, unless we receive a reply with 20 days we will accept the deposition as proof of Beneficial Use of water on only 40 acres, SW¹/₄NE¹/₄, Section 29, T 4 S., R 33 E., B.M.

Please advise us as to your intent.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

cc: Thurland D. Thurston
Pingree, Idaho 83262

Farmers Home Administration
US Department of Agriculture
Blackfoot, Idaho

Enclosures: Copy of letter dated 12-8-65

C
O
P
Y

32319

February 16, 1966

RE: Permit No. G-32319

Thurland D. Thurston
Pingree, Idaho

Dear Mr. Thurston:

Enclosed is your assignment on the above numbered permit, which has been recorded in this office.

Also enclosed is departmental receipt No. G-10149 in the amount of \$.50 covering the fee.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw
Encl: Assignment
receipt

cc: Farmers Home Administration
U. S. Department of Agriculture
Blackfoot, Idaho

Encl: copy assignment
copy receipt

32319

ASSIGNMENT

Deeds

1101

For value received, I hereby assign 100% of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G 32319 to Thurland D. Thurston and Margarete H. Thurston of Pingree, Idaho - 83262

Delos H. Wells
Permit Holder

Luella J. Wells
Wife of Permit Holder

STATE OF IDAHO)
County of Bingham)

On this 11th day of February, 1966, before me, a Notary Public for the State of Idaho, residing at Blackfoot, Idaho personally appeared Delos H. Wells and Luella J. Wells are known to me to be the person^s whose name^s ~~is~~ subscribed to the within instrument, and duly acknowledged to me that they executed the same.

(IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

My Commission expires Oct. 30, 1967

Ernie Underwood
Notary Public, Residing at
Blackfoot, Idaho
Pingree

* If fractional part of permit to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions.

32319

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

RECEIVED
FEB 14 1966

Department of Reclamation

Blackfoot, Idaho
February 11, 1966

Mr. Carl E. Tappan
State of Idaho
Department of Reclamation
107 State House
Boise, Idaho - 83702

RE; Thurland D. Thurston

Dear Mr. Tappan:

This is to advise you that Thurland D. Thurston has mortgaged the rights of the following permits and applications of water rights:

Application # G 35114, Permit # G 27191
Application # G 40467, Permit # G 32319 (last permit
presently under the name of Delos H. Wells-
assignment to Thurland D. Thurston, enclosed).

Also, an undivided 1/4 interest in the water produced from a well under Permit # G 27113, also a Permit # G 32700, Application # 40861, to the United States and agreed that he will not assign or amend the permits and/ or applications without the consent of the Farmers Home Administration. We are enclosing 50¢ for the filing of the Assignment.

Very truly yours,

L. D. Crawford
L. D. Crawford
County Supervisor

Encl.

32319

JK
AK

February 10, 1966

RE: Permit No. G-32319

Delos H. Wells
P.O. Box 274
Moreland, Idaho

Dear Mr. Wells:

Pursuant to our telephone conversation of February 10, 1966,
we are forwarding the requested forms:

Amendment form - Point of Diversion
Amendment form - Land List
Form 11 - Authorization for Publication
Form 36 - Notice of Publication
Form 36 - Instructions for Publication

Please be advised that there is a recording fee of \$1.00 for each
amendment received.

If we can be of any further assistance notify this department.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw
Encl: 6 forms as listed above

32319

December 8, 1965

RE: Proofs under Permit No. G-32319

Delos H. Wells
Box 274
Moreland, Idaho

Dear Mr. Wells:

Received the above mentioned proofs and noticed that the land list on all three depositions state 80 acres in the SW~~1~~/~~4~~NE~~1~~/~~4~~, Sec. 29.

This is at variance with both the original permit and the advertized notice in the newspaper which reads SW~~1~~/~~4~~NE~~1~~/~~4~~ and the SE~~1~~/~~4~~NE~~1~~/~~4~~, Sec. 29, under Question No. 6.

Further processing of your permit will be delayed until we are informed in what subdivisions the irrigated acreage is located.

Please let us hear from you by return mail.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

H. Petri
Office Manager

HP:mr

Enc. publisher's statement

32319

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
COUNTY OF BINGHAM

ss.

Leggie J. Wells being first duly sworn
on oath, states:

That *she* is the *manager*.....
of The Aberdeen Times, a newspaper of general circulation
in Bingham County, Idaho, published weekly at Aberdeen
in said County; that said newspaper has been published in
said County uninterruptedly and continuously for over
seventy-eight consecutive weeks, prior to the first publica-
tion of the annexed notice or advertisement:

That the annexed notice or advertisement was publish-
ed as per clipping attached in the regular and entire edition
of said newspaper and not in any supplement thereof for

..... successive weekly issues thereof, the date of the first

publication being the *9th* day of *Sept.*....., 19*65*

the date of last publication being the

30th day of *Sept.*....., 19*65*

(Signed. *Leggie J. Wells*)

Subscribed and sworn to before me this

11th day of *October*....., 19*65*

Robert J. Smith

Notary Public, residing at Aberdeen, Idaho.

My Commission expires the

(SEAL) ...*8th* day of *December*....., 19*66*

32319

LEGAL NOTICE

Published in the Aberdeen
Times, September 9, 16, 23,
and 30, 1965.

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

Notice is hereby given that at 4 p.m. on the 19 day of October 1965, at Blackfoot, County of Bingham, State of Idaho before Dalyle Esplin, Notary Public, at Rt. #2 Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-32319, 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 Delos H. Wells, Box 274, Moreland, 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 1.6 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 1.6 cubic feet per second.

4. The point of diversion of said water is SW 1/4 NE 1/4, Sec. 29, Twp. 4 S., Range 33 E., B.M. BINGHAM COUNTY, IDAHO

5. The place where said water is used is SE 1/4 NE 1/4, SW 1/4 NE 1/4, Sec. 29, Twp. 4 S., Range 33 E.

6. The date of priority which said user is prepared to establish is 13, April 1965.

Carl E. Tappan
State Reclamation Engineer 52

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G 32319

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

DEPOSITION OF HOLDER

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

Delos H. Wells ^{Farmer And} Warehouse man P.O. Box 274 Moreland 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:

Ques. 3. State number, approval date of permit, and date of priority: _____

D-32319, 16 April 1965, April 13, 1965

Ques. 4. State source of water supply: Underground

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

SW 1/4 NE 1/4, Sec. 29, Twp 45, Rge 33 EBM

Ques. 5. Describe your works of diversion: 10 H.P. Electrical motor, 6x6 Centrifugal

Pump, Belt Driven; state amount of water they are capable of con-

veying from point of diversion to place of use: 1.6; Give name of canal or ditch

or other works by which water is conducted to such place of use: Irrigation Ditch

_____; if a well, state depth of well 24 feet; depth and size of

casing 16" casing 12 feet; depth to water 12 feet; if pump is used,

state discharge of pump: 1.6; tell how it was measured or determined Weir

_____; if sprinkler irrigation, give number and size

of nozzles and operating pressure: _____

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:

80 Acres - SW 1/4 NE 1/4, Sec. 29, Twp 45, Rge 33 EBM.

32319

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

Ground has been broken up, Cultivated, and farmed.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Ed Shelman Springfield, Idaho (Deceased)

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

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:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: Approximate 1942 - 1.6 cu. feet - Time used since first use: Continually for 23 yrs.
per. sec.

Ques. 10. Describe all other water rights appurtenant to same place of use: None

(sign) Edgar H. Wells

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

Blackfoot, County of Bingham
State of Idaho, on this 19th day of October, A. D. 1965.

Daryl E. Esplin
My commission expires: 4-25-1966

32319

RECEIVED
DEC 6 1965
DEPT. OF RECLAMATION

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. _____

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

DEPOSITION OF WITNESS

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

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

Thurland Thurston - 47 yrs. Pingree, Idaho, Farmer
Pingree, Idaho

Ques. 2 Are you acquainted with Delos H. Wells -, the holder of
Permit No. G-32319? How long have you known him and where does he reside?

30 yrs. Moreland, Idaho

Ques. 3. Have you read or heard said Permit No. G-32319 read, and are you familiar
with its provisions and conditions: Yes ✓ No. _____

Ques. 4. State source of water supply: Underground

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

SW 1/4 NE 1/4 Sec 29 Twp 45 Rge 33 EBM

Describe works for conveying water to place of use: Irrigation Ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1.6 How much water have you seen being so
conveyed? 1.6

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

SW 1/4 NE 1/4, Sec. 29 Twp. 45 Rge. 33 EBM
80 acres

32319

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

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.

Rolling, gravelly soil 1.6

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? 1950
Other times you have seen such use: 100 times or 2 Irrigating
Seasons of irrigating it.

(Signed):

Thurston Thurston

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

Blackfoot, County of Bingham, State of Idaho, on
this 19th day of Oct., A. D. 1965

Dale Epler
Notary Public for the State of Idaho
Residing Box 2 Blackfoot

My commission expires 4-25-1966

32319

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. _____

* * * * *

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

DEPOSITION OF WITNESS

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

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

Steve White, 46, Pingree, Idaho, Farmer
Pingree, Idaho

Ques. 2 Are you acquainted with Delos H. Wells, the holder of
Permit No. G-32319? How long have you known him and where does he reside?

7 yrs, Moreland, Idaho

Ques. 3. Have you read or heard said Permit No. G-32319 read, and are you familiar
with its provisions and conditions: Yes ☒ No. ☐

Ques. 4. State source of water supply: Underground

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

SW 1/4 NE 1/4, Sec 29, Twp. 45 Rge 33 E 8 m

Describe works for conveying water to place of use: Irrigation Ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1.6 How much water have you seen being so
conveyed? 1.6

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

SW 1/4 NE 1/4, Sec. 29, Twp. 45, Rge 33 E 8 m.
80 Acres

32319

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

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.

Rolling, Gravelly Soil 1.6

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? 1958
Other times you have seen such use: Yearly irrigation since 1958

(Signed): Stephen J. White

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 _____

Blackfoot, County of Bingham, State of Idaho, on this 14th day of October, A. D. 1965

Nat'l. Epler
Notary Public for the State of Idaho
Residing At Blackfoot

My commission expires 4-23-1966

32319

RECEIVED
AUG 31 1965

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) 30 AUGUST 1965

(P. O.) BOX 274 MORELAND, 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 ABERDEEN TIMES of
ABERDEEN, IDAHO Published in
the county in which the works are situated.

Delos H. Wells

(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

32319

RECEIVED
AUG 31 1965

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

Department of Reclamation

Notice is hereby given that at 4: P.M., on the 19 day of OCTOBER
19 65, at BLACKFOOT, County of BINGHAM, State of Idaho
before Dalyle Esplin, Notary Public, at (address) _____
Rt. # 2 Blackfoot, Idaho, proof will be submitted of the completion
of works for the diversion of 1.6 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. G - 32319, 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 DELOS H. WELLS BOX 274 MORELAND, 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 1.6 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
1.6 cubic feet per second.

4. The point of diversion of said water is in the SOUTH WEST QUARTER OF THE NORTH EAST
QUARTER (SW $\frac{1}{4}$ NE $\frac{1}{4}$) OF SECTION TWENTY-NINE (29) TOWNSHIP FORTY-FIVE (45), RANGE THIRTY-THREE
(33), EAST OF THE BOISE MERIDIAN IN BINGHAM COUNTY, IDAHO.
5. The place where said water is used is IN THE SOUTH WEST QUARTER OF THE NORTH EAST
QUARTER (SW $\frac{1}{4}$ NE $\frac{1}{4}$) OF SECTION TWENTY-NINE (29) TOWNSHIP FORTY-FIVE (45), RANGE THIRTY-THREE
(33), EAST OF THE BOISE MERIDIAN IN BINGHAM COUNTY, IDAHO.

SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec 29, T4S - R3E.

6. The date of priority which said user is prepared to establish is _____
13 APRIL 1965.

Carl E. Tappan
State Reclamation Engineer

32319

6

Re: Permit No. **G-32319**
Delia H. Wells

Date: **August 31, 1965**

Aberdeen Times,
Aberdeen, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to **October 19, 1965**
the date set for proof; the expense of the publication is to be paid
by the applicant **Delia H. Wells,**
of **Box 274, Moreland, Idaho** to whom you should
furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

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

32319

Must Be Rechecked
8-10-66

Moreland, Idaho 83256

August 23, 1965

RECEIVED
AUG 25 1965

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

Department of Reclamation

Ref: Permit No. G-32319

Dear Sirs:

Would you please send me the necessary information and forms so that I may make the required proofs on my well, and recieve my Certificate.

This well was drilled by Ed. Shelman from Springfield, Idaho in about the year, 1942. Mr. Shelman died about 15 Years ago, so we are unable to obtain a log on the drilling of this well from him.

This is an Underground Well, its output is 1.6 cubic feet per second. The well is located in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 29 TWP 45, Range 33 E, B.M. County of Bingham. The purpose of this well is for Irrigation.

Please send the necessary information as soon as possible. Thanks so much.

Sincerely

Delos H. Wells

Box 274

Moreland, Idaho 83256

mailed 8-25-65
32319

April 22, 1965

Re: Permit No. G-32319
Delos H. Wells

Mr. Delos Wells,
Box 274,
Moreland, Idaho.

Dear Mr. Wells:

We enclose Permit No. G-32319 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-9205 which was issued covering payment in the amount of \$ 5.25 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

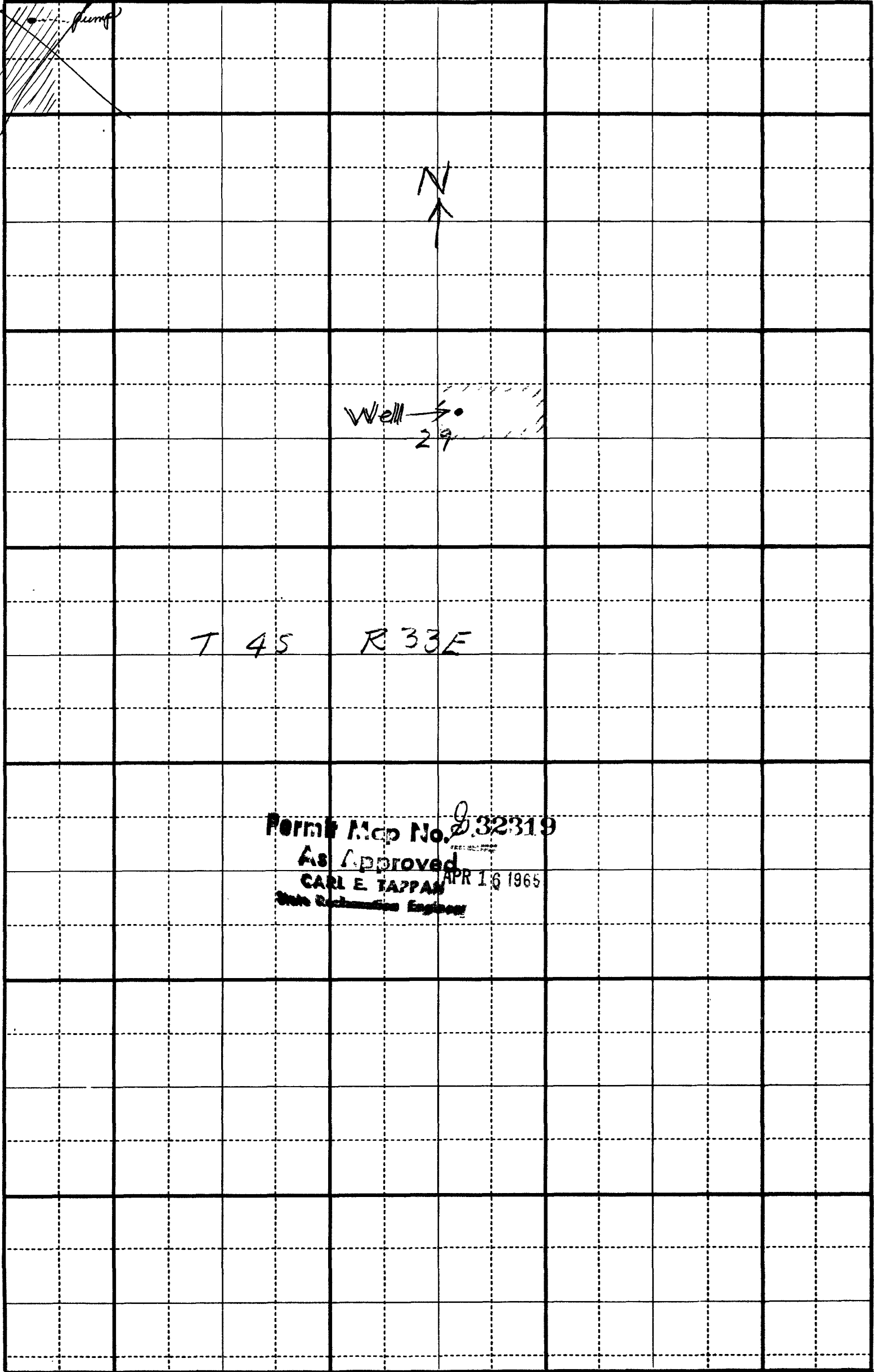
P.S. You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

cc: Delos H. Wells,
Pingree, Idaho

32319

NAME OF APPLICANT Del. H. Wells

Form No. 0



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

32319

March 30, 1965

C
O
P
Y
Re: Application for Permit

Delos H. Wells
Pingree, Idaho

Dear Mr. Wells:

Returned herewith is your application for permit with attached check for \$5.00.

The quantity of water claimed has been changed to 1.6 c.f.s. to agree with 80 acres to be irrigated, at rate of 1 c.f.s. for each 50 acres. The fee is \$5.25.

No. 4 is answered as I obtained from your map.

The time under 10 is changed to 5 years however proofs can be made at any prior time.

The maps have been changed to show section, township and range.

Kindly check, correct as necessary and return with correct filing fee.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application with
check

32319

**NOTICE OF PROOF OF
COMPLETION OF WORKS
and**

**APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at ~~xxxxx~~, on the 29 day of April, 1966, at Blackfoot, County of Bingham, State of Idaho before Dalyle Esplin, Notary Public, at (address) 50 N. Ash, Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 1.6 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 N. G-32319, 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 Thur-land D. Thurston, Pingree, 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 1.6 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 1.6 cubic feet per second.

4. The point of diversion of said water is SE 1/4 of the SW 1/4 of Sec. 29, Twp. 4 S., Rge. 33 E., B.M.

5. The place where said water is used is SE 1/4 of the SW 1/4 and the SW 1/4 of the SW 1/4 of Sec. 29, Twp. 4 S., Rge. 33 E., B.M.

6. The date of priority which said user is prepared to establish is 13, April, 1965.

Carl E. Tappan
State Reclamation Engineer
Pub. Mar. 19-25-April 1-8

Published in the Aberdeen
Times, September 9, 16, 23,
and 30, 1965.

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

Notice is hereby given that at 4 p.m. on the 19 day of October 1965, at Blackfoot, County of Bingham, State of Idaho before Dalyle Esplin, Notary Public, at Rt. #2 Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of underground water from a well and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-32319, 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 Delos H. Wells, Box 274, Moreland, 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 1.6 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 1.6 cubic feet per second.

4. The point of diversion of said water is SW 1/4 NE 1/4, Sec. 29, Twp. 4 S., Range 33, e.b.m., BINGHAM COUNTY, IDAHO

The place where said water is used is SE 1/4 NE 1/4, SW 1/4 NE 1/4, Sec. 29, Twp. 4 S., Range 33 E.

6. The date of priority which said user is prepared to establish is 13, April 1965

Carl E. Tappan
State Reclamation Engineer