

RECEIVED

APR 15

OK
4-21-70

Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

ss.

I, Drury R. Brown do solemnly

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

Friday issue of said newspaper 2 consecutive

weeks, the first publication having been made on

the 26th day of March, 1970,

and the last publication having been made on the

2nd day of March, 1970; 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 2nd

day of March, 1970

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

My commission expires

XXXXXX

November 10, 1972

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Elvin W. and Helen M. Murdock, Route 5, Blackfoot, Idaho, have received an approved Permit No. G-32163/35-2747 issued by the Idaho State Reclamation Department authorizing the diversion of 3.84 cubic feet per second of water from a groundwater source subject to all prior rights. The priority to be established under this permit is February 15, 1965, and the permit was approved January 6, 1965.

Water is to be diverted by well, pump, motor and sprinkler system from a point within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, T. 2S, R. 33E, B.M., Bingham County, to be used for irrigation in the NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 36, T. 2 S, R. 33 E, B.M. Proof of the application of the water to beneficial use was submitted to the Department on February 17, 1970.

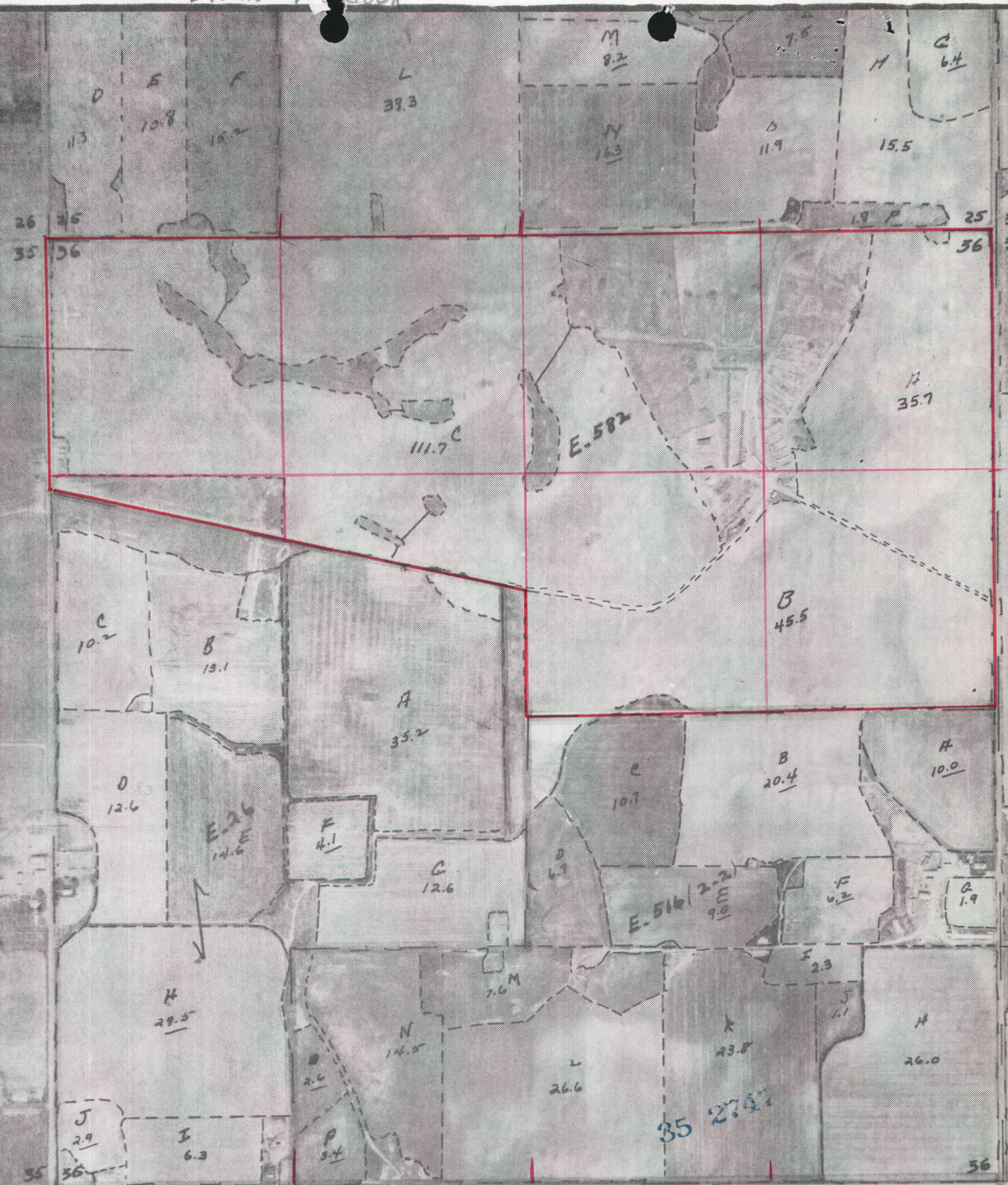
Any protests against the issuance of a license for the above referenced permit should be filed with the Idaho Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit.

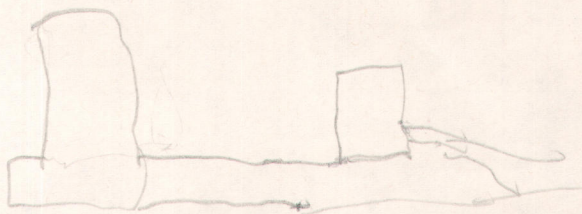
R. KEITH HIGGINSON
State Reclamation Engineer
(2348)
Pub.: March 26 and April 2

32163

35-2747

Elwin Woodcock





STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-32163/35-2747

REPORT ON PROOF OF B/U - Elwin W. and Helen M. Murdock

35 2747

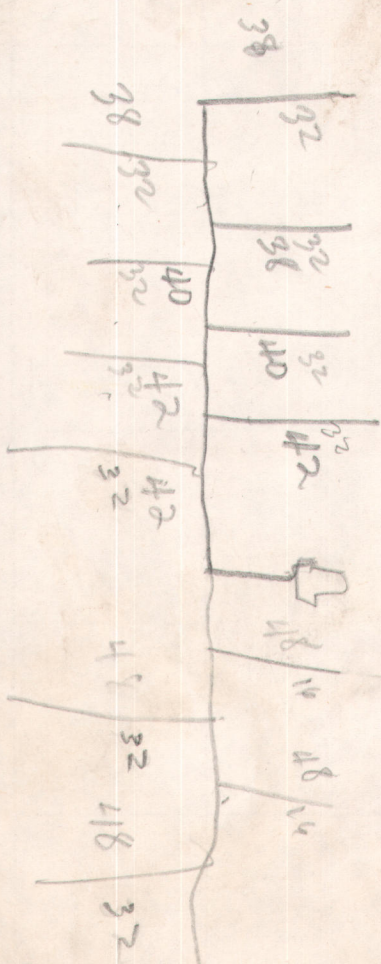
30w
32

Waddinghouse Life Line
100 H.P.
Model: AUDP
3 phase 60 cycle
Ser: 4-34V 8284
1760 RPM

Johnson Vertical Pump
Serial 1FV 180

12" discharge into 8" main

4/55 42 lbs Average
3.5 c.f.s.



Roads

37 36 30 30
15 38 39
SAC 36

Roads

Lanny Van Orden
owns the land.

Area = 225 acres

Q = 3.5 c.f.s

V = $3.5 \times 225 = 875$ AF/Season

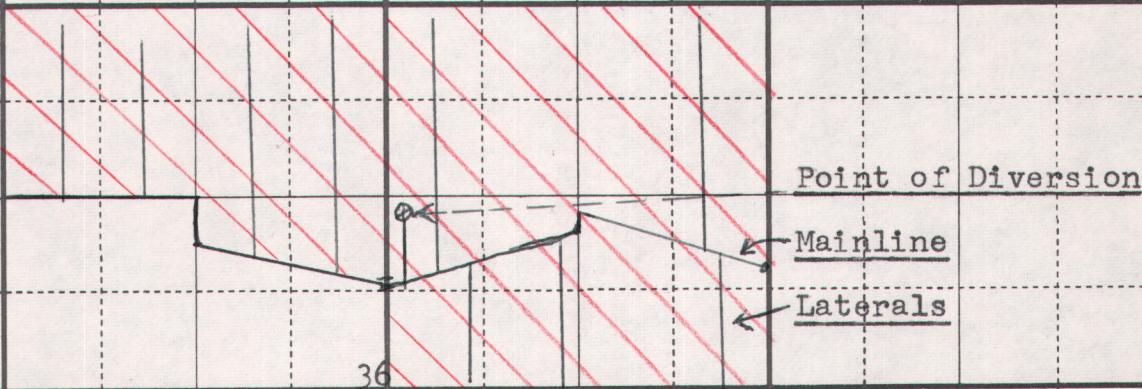
Acres Reg = 3.5

Priority

February 15, 65
(Lab Proof)

225
16
3

Section 36,
Township 2 South,
Range 33 E. B. M.,
Bingham County



Permit Mwp No. 32163
As Approved
CARL E. TAPPAN AN 6 1965
State Reclamation Engineer

State of Idaho
Department of Water Administration
LICENSE OF WATER RIGHT

License of Water Right No. 35-2747 Priority 2-15-65 Amount 3.5 c.f.s.
(late proof)

THIS IS TO CERTIFY, that Elwin W. & Helen M. Murdock
of Blackfoot, Idaho, have ~~xxx~~ complied with the terms and conditions of Permit
No. 35-2747 issued pursuant to Application for Permit dated 1-4-65,
and has submitted proof to the Department of Water Administration on 2-17-70,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 3.5 c.f.s., and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground-water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 3.5 c.f.s. for Irrigation from April 1 to Dec. 1 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 3.5 c.f.s. of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 36, Twp. 2 S., Rge. 33 E., B. M.

in the county of Bingham; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 875 acre feet per year or _____
3.5 acre feet per acre.

Description and location of place of use:

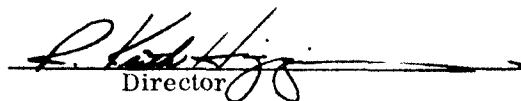
TWP	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2 S	33 E	36	30	30	38	39	36	37		15									225

Total number of acres irrigated 225

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 8TH day of

DECEMBER, 19 70.


Director

35-2747

35-2747

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-32163/35-2747)
)
in the name of HARRY KATSEANES and assigned) ORDER OF REINSTATEMENT
)
to ELVIN W. AND HELEN M. MURDOCK)
)

WHEREAS, on January 4, 1965, Harry Katseanes applied to the Department of Reclamation for a permit to appropriate 3.84 cubic feet per second of water from a groundwater source, to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, T. 2S, R. 33E, B.M., Bingham County, Idaho, to be used for the irrigation of 256 acres of land in Sec. 36, T. 2S, R. 33E, B.M.; and,

WHEREAS, on January 6, 1965, Permit No. G-32163/35-2747 was approved with the condition that the whole of said work be completed and proof of the application of the water to beneficial use be submitted to the Department on or before January 6, 1970; and,

WHEREAS, on August 1, 1968, Permit No. G-32163/35-2747 was brought under the requirements of Chapter 2, Title 42 of the Idaho Code as amended by the 1967 session of the Idaho Legislature; and,

WHEREAS, on November 3, 1969, the permit holder was notified by certified mail that he was required to submit proof of beneficial use and was instructed as to the steps to be taken to make that proof; and,

WHEREAS, the Department of Reclamation informed the permit holder on February 6, 1970, that the permit had lapsed for failure to submit proof of beneficial use; and,

WHEREAS, on February 10, 1970, an assignment was received from the permit holder naming Elvin W. and Helen M. Murdock as the new permit holders; and,

32163
35-2747

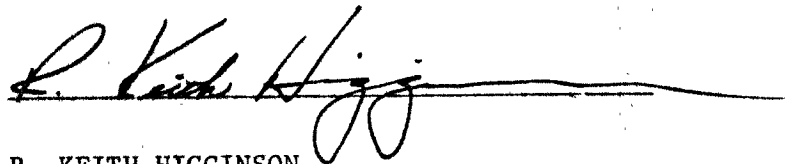
WHEREAS, on February 17, 1970, the Department of Reclamation received the required affidavit of proof of beneficial use of the water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of notice of lapsing; and,

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

THEREFORE, IT IS HEREBY ORDERED that Permit No. G-32163/35-2747 be REINSTATED and the priority be reduced to February 15, 1965.

Dated this 13TH day of March, 1970.



R. KEITH HIGGINSON
State Reclamation Engineer

32163
35-2747

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-32163)

in the name of Harry Katseanes)

R.F.D. #2, Blackfoot, 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,

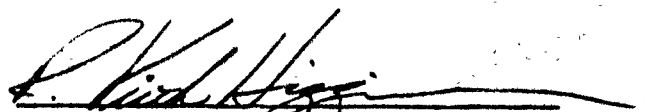
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-32163 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 14TH day of August, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

35-2447
32163

APPLICATION FOR PERMIT 35-2747

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40303
Permit No. G- 32163
District No.

Assigned to Elwin W. E.
Allen M. Munsick,
Rt. 5, Blackfoot

1. Name of Applicant: **Harry Katseanes**
Postoffice address: **R.F.D. #2**
Blackfoot County: **Bingham** State: **Idaho**
2. Quantity of water claimed: **192 miner's inches - 3.84 c.f.s.**
(a) Rate of withdrawal in cubic feet per second
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum or Idaho
3. Source of water supply: **Subterranean**
4. Location of point of diversion or well is in the **SW** $\frac{1}{4}$ of the **NE** $\frac{1}{4}$ of Section **36**
Twp. 2 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 $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
7. Kind of works: **Drilled well; electric motor turbine pump and portable sprinkler irrigation equipment.**
8. Estimated cost of works: **\$46,000.00**
9. (a) Is reservoir to be used? **no**
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is **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: **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) **192** (cubic feet per second, inches or gallons per minute) is for new lands.

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

s/ Harry Katseanes

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. January 4, 1965

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 32163

Recorded in Book **112** Page **32163** Approved **January 6, 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 diligently and uninterruptedly to completion, unless

temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before

July 6, 1967

One-fifth of the work above specified to be completed on or before January 6, 1970.
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 January 6, 1970.
/ s/ CARL E. TABBAN

Witness my hand this **6th**

day of **January, 1965**

s/ CARL E. TAPPAN

STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, 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 6th
day of January, 19 65.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLLIE
Governor

12.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
2 S	33 E	36	40	40	36	40	40	40	20									256 acres	
LICENSE ISSUED FOR <u>3.5</u> SEC. FR. LICENSE PAGE NO. <u> </u>																			

ASSIGNMENT

RECEIVED

FEB 11 1970

Department of Reclamation

For value received, I hereby assign my right, title, and interest
in and to Permit to Appropriate the Public Waters of the State of Idaho,
G-32163/35-2747
No. _____ to Elwin W. Murdock and Helen M. Murdock
of Rt. 5, Blackfoot, Idaho
*

Harry Katseanes
Permit Holder

Hannah Katseanes
Wife of Permit Holder

State of Idaho)
 : ss
County of Bingham)

On this 10th day of February, 1970, before me, a Notary Public
for the State of Idaho, residing at Blackfoot, Idaho
personally appeared Harry Katseanes and Hannah Katseanes
are
known to me to be the persons whose names are subscribed to the within instru-
ment, 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 January 31, 1974

Edna B. Cappel
Notary Public, residing at
Blackfoot, Idaho

*
If fractional part of permit is to be assigned, the same fractional part of
the land to which the assigned fraction is appurtenant should be shown.

32163

35-2747

AFFIDAVIT of PUBLICATION

County of Bingham
State of Idaho

} ss.

I, Drury R. Brown do solemnly

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

Friday issue of said newspaper 2 consecutive

weeks, the first publication having been made on

the 26th day of March, 1970.

and the last publication having been made on the

2nd day of March, 1970; 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

Subscribed and sworn to before me this 2nd

day of March, 1970

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

My commission expires

~~XXXXXX~~ November 10, 1972

NOTICE OF EXISTING WATER PERMIT

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Water is to be diverted by well, pump, motor and sprinkler system from a point within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, T. 2S, R. 33E, B.M., Bingham County, to be used for irrigation in the NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 36, T. 2 S, R. 33 E, B.M. Proof of the application of the water to beneficial use was submitted to the Department on February 17, 1970.

Any protests against the issuance of a license for the above referenced permit should be filed with the Idaho Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit.

R. KEITH HIGGINSON
State Reclamation Engineer

(2348)

Pub.: March 26 and April 2

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

CO-252
FEB 17 1970 JMS

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder ELWIN W. MURDOCK
b) Post Office Address Route 5, Box 182, Blackfoot, Idaho
2. Permit Number G-32163 (New No. 35-2747)
3. Date of Priority that you are prepared to establish January 4, 1965
4. a) Source from which water was appropriated Subterranean flow
b) Location of the point of diversion: SW 1/4 NE 1/4, Section 36
Township 2 South, Range 33 East Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 3.84 cfs for irrigation purposes from April 1 to Dec. 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 3.84 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: Ron Heberger, Engineer - measurement
by pressure lift and number of nozzles
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: Not applicable
b) Describe the agreement or understanding by which you take water from the works: Not applicable
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 100 h/p electric motor and turbine
pump, 10' by 30' casing; well depth 160 feet
b) Describe the type and size of measuring device which you have installed at your point of diversion: Pressure gauge
c) Give well drillers name and address and date the well was completed Webb Brothers,
Blackfoot, Idaho; well completed July 29, 1963

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Not applicable

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	
2S	33E	36	40	40	36	40	40	40		20									256 acres

Total number of acres irrigated 256

10. Remarks:

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

2-13-1970 (Date) Elwin W. Murdoch (Signature)

State of IDAHO)
County of Bingham) ss.

On this 13th day of February, 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.

William L. Loring
Notary Public residing at Blackfoot, Idaho

My commission expires January 31, 1974

PHONE
785-1100

The Blackfoot News

P.O. BOX 70

BLACKFOOT, IDAHO

DATE

4/27/70

CLASSIFIED	DISPLAY	SUBSCRIPTION	PAID OUT
✓			
AMOUNT PAID		9.89	

NAME

Erwin W. F. Murdock

ADDRESS

Rte 5 Box 182

CITY & STATE

Blackfoot, Idaho

SUBSCRIPTION FROM

TO

#2348- Notice of Existing
Water Permit

16758

BY

[Signature]

UARGO INCORPORATED

32163

35-2747

The Blackfoot News

P. O. Box 70

BLACKFOOT, IDAHO 83221

Department of Reclamation

Statehouse-Annex 2

Boise, Idaho 83707

check sent to Murray R. Brown
April 25, 1970
4/6/80

#2348-Notice of Existing Water Permit-Murdock

43 lines @ 13¢ 1 time

\$5.59

43 lines @ 10¢ 1 time

4.30

\$9.89

I hereby certify that the foregoing account is
just and correct, that the amount claimed is
legally due, after allowing all just credits and
that no part of same has been paid.

THE BLACKFOOT NEWS, BLACKFOOT, IDAHO

Claimant (Firm Name)

By

Name and Title

Murray R. Brown
32163
35-2747
Publisher

December 8, 1970

Re: Permit No. 35-2747 (G-32163)

Elwin W. & Helen M. Murdock
Route 5
Blackfoot, Idaho 83221

Dear Mr. & Mrs. Murdock:

Enclosed herewith is your Water License issued on the above numbered permit.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:KH

cc. Mr. H. William Furchner
Furchner & Anderson
178 W. Judicial St.
Blackfoot, Idaho 83221

Enclosure

35 2747

October 8, 1970

Re: Permit No. 35-2747 (G-32163)

Elwin W. & Helen M. Murdock
Route 5
Blackfoot, Idaho 83221

Dear Mr. & Mrs. Murdock:

A representative of this department has made an examination of the works covered by your Permit No. 35-2747 and has found the following:

Quantity of water diverted: 3.5 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho law: 3.5 c.f.s.

The maximum quantity diverted shall not exceed 875 acre feet per season.

Beneficial Use: Irrigation of 225 acres within the NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 36, T. 2 S., R. 33 E., B.M.

The priority date established is : February 15, 1965
(late proof)

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

Very truly yours,

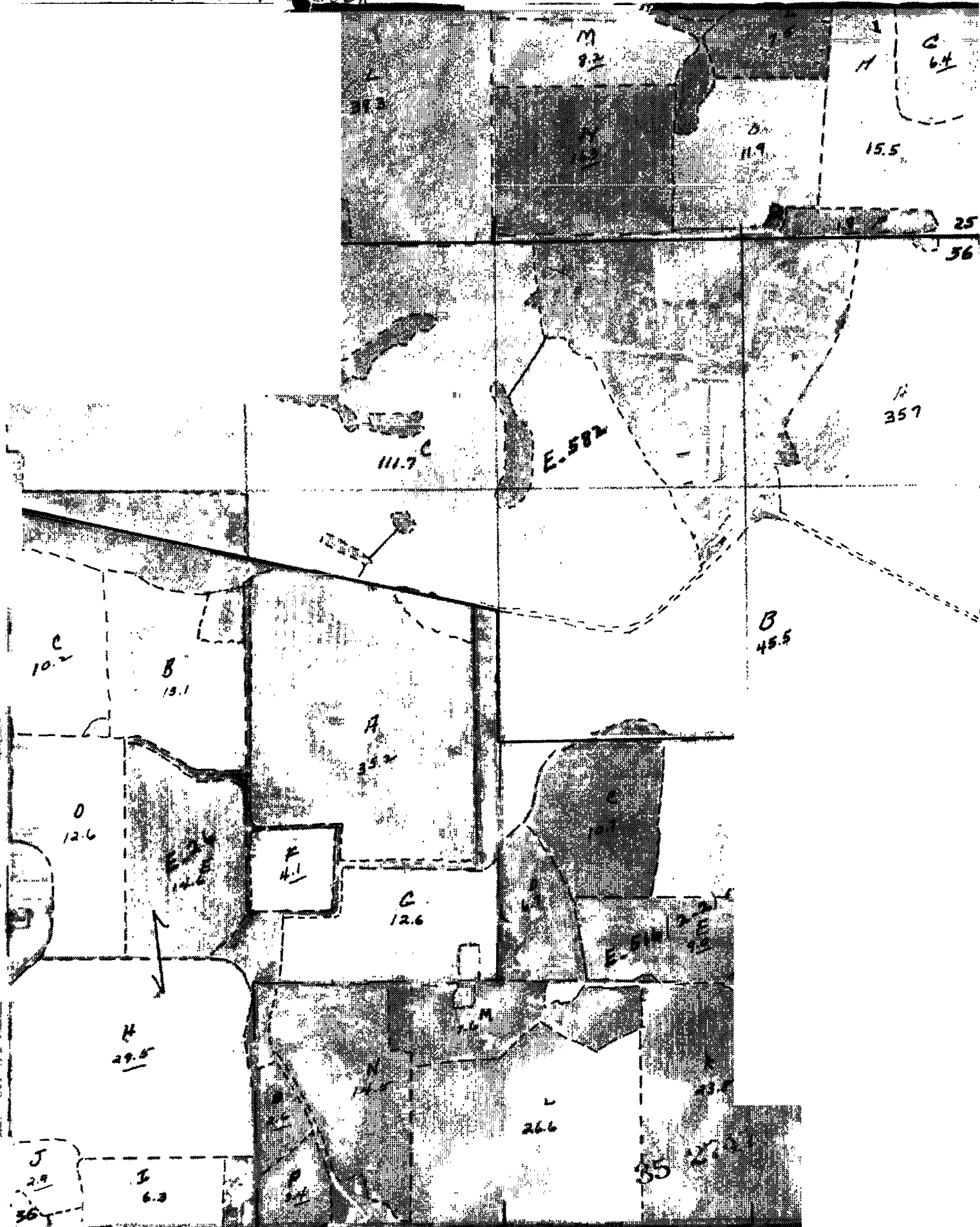
BOBBY D. FLEENOR
Assistant Director

BDF/kh

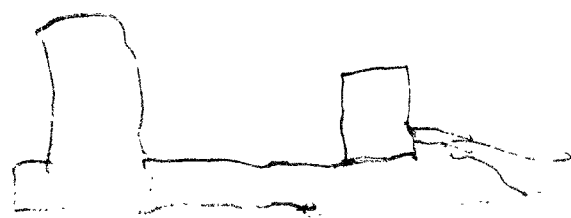
cc. Mr. H. William Furchner
Furchner & Anderson
178 W. Judicial St.
Blackfoot, Idaho 83221

35 2747

Elwin H. doek



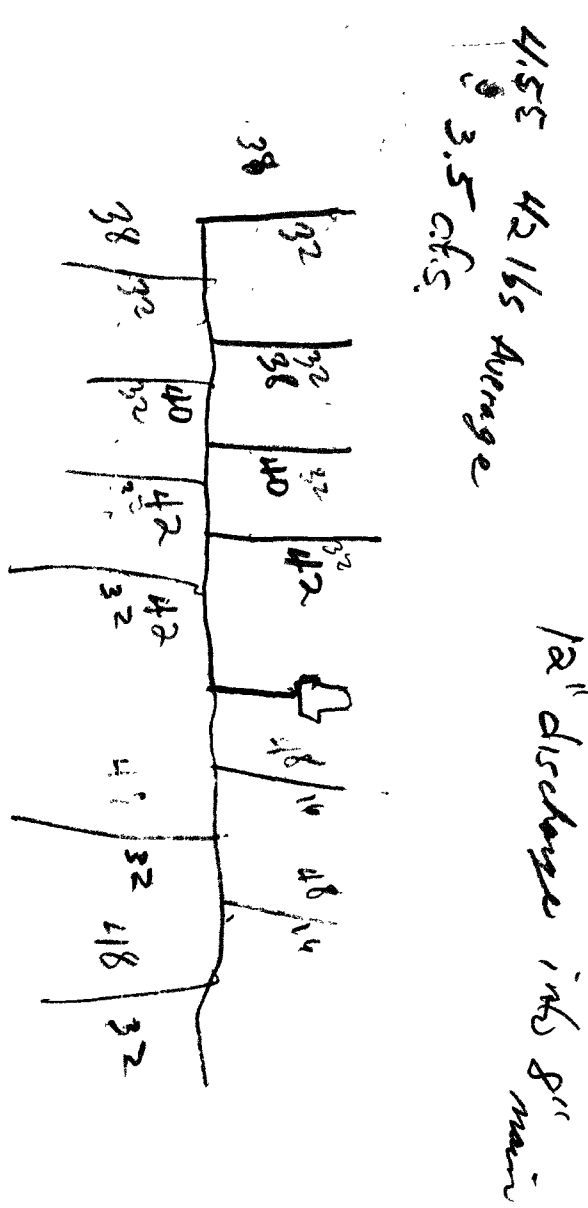
50 $\sqrt{2500}$



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE
REPORT OF EXAMINER

PERMIT NO. G-32163/35-2747

REPORT ON PROOF OF M/U - Elwin W. and Helen M. Murdock



35 2747

Westinghouse Life Line
100 H.P.
Model: AVDP
3 phase 60 cycle
Ser: 4-34V8284
1760 RPM
Johnson Vertical Pump
Serial IFV 180

5/32" 30W
3R 1/2 lines

T 2 S

Roads

37 36 30 30
15 38 39
500 36

Roads

Larry Van Orden
owns the land.

Area = 225 acres

Q = 3.5 c.f.s

V = $3.5 \times 225 = 875$ AF/Season

Acre Req = 3.5

Priority

February 13, 65
(Lab Proof)

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

Permit No. G-32163/35-2747

This proof is for b/u In Water District No. _____

1. Name of applicant Elwin W. & Helen M. Murdock, Rt. 5, Blackfoot, Idaho
2. Source of water supply: groundwater
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 36
T. 2 S R. 33E County of Bingham
4. Describe works as they exist, giving dimensions and capacities of same: 100 HP electric motor and turbine pump, 10' x 30' casing; well depth 160'
5. Water is used for: irrigation
6. State whether or not water has been turned into works of diversion: _____
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):
T. 2 S, R. 33 E, Sec. 36 NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{2}$ NW $\frac{1}{4}$ 256 acres

*Lanny Van Orden now owns this land.
He was present at Exam.*

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

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

Remarks: _____

*5/32" Nozzle 30W Rainbird
42 lbs. AUC. = 4.55 gpm/Nozzle
352 Nozzles x 4.55 = 1601 gpm
1601 ÷ 448.8 = 3.5 c.f.s*

This examination was made on the 23 day of June, 19 70
(Signed) L. E. [Signature] Examiner.

35 2747

AKD 7/9/70

*Plot
X*

35 2747

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.
-

ASCS : Blackfoot
SCS : Blackfoot

Permit No. G-32163/35-2747 - Elwin W. & Helen M. Murdock

Examination for b/u

County Bingham

Quantity: (permit) Sec. 36 T. 2S R. 33E 3.84 cfs (proof) same

Source: groundwater

P.D.: SW $\frac{1}{4}$ NE $\frac{1}{4}$

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights: none

Filed: January 4, 1965 MADE: February 17, 1970

Due: January 6, 1970 PRIORITY: February 15, 1965

DON SAMUELSON
GOVERNOR



STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

R. KEITH HIGGINSON
State Reclamation Engineer

RECEIVED
MAY 12 1970
Department of Reclamation

April 21, 1970

Re: Permit No. G-32163/35-2747

Blackfoot News
P.O. Box 70
Blackfoot, Idaho 83221

Gentlemen:

Please find enclosed the bill of publication submitted in connection with the above referenced permit. Please be advised that the Department of Reclamation is not responsible for payment.

The expense of the publication is to be paid by Elwin W. and Helen M. Murdock, Route 5, Blackfoot, Idaho

Very truly yours,

A handwritten signature in cursive script, appearing to read "Donald W. McEldowney".
Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: bill

*from made
6-23-70
H.W.*

32163
35-2747

April 21, 1970

Re: Permit No. G-32163/35-2747

Blackfoot News
P.O. Box 70
Blackfoot, Idaho 83221

Gentlemen:

Please find enclosed the bill of publication submitted in connection with the above referenced permit. Please be advised that the Department of Reclamation is not responsible for payment.

The expense of the publication is to be paid by Elwin W. and Helen M. Murdock, Route 5, Blackfoot, Idaho

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: bill

32163

35-2747

April 21, 1970

Re: Permit No. G-32163/35-2747

Elwin W. and Helen M. Murdock
Route 5
Blackfoot, Idaho 83221

Dear Mr. and Mrs. Murdock:

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

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

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

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

32163
35-2747

March 13, 1970

Re: Permit No. G-32163/35-2747

Blackfoot News
P.O. Box 70
Blackfoot, Idaho

Gentlemen:

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

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

The expense of the publication is to be paid by ~~Elvin W. and~~
~~Helen M. Murdock, Route 5, Blackfoot, Idaho~~,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM/DG
Enc: Legal Notice

32163
35-2747

March 13, 1970

Re: Permit No. G-32163/35-2747

Elvin W. and Helen M. Murdock
Route # 5
Blackfoot, Idaho 83221

Dear Mr. & Mrs. Murdock:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed please find an order REINSTATING this permit; you will note that the priority has been reduced.

Please be advised that the legal notice for the above mentioned permit is to be published in the Blackfoot News on March 26 and April 2, 1970. You will be required to submit an affidavit of publication to this Department. The affidavit may be obtained from the newspaper upon payment of the bill for publication. The newspaper will bill you direct.

If you have any questions regarding this matter, or if we may be of any assistance, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR
Enc: Order

cc: Mr. H. William Furchner
178 W. Judicial St.
Blackfoot, Idaho 83221

32163
35-2747

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Elvin W. and Helen M. Murdock, Route 5, Blackfoot, Idaho, have received an approved Permit No. G-32163/35-2747 issued by the Idaho State Reclamation Department authorizing the diversion of 3.84 cubic feet per second of water from a groundwater source subject to all prior rights. The priority to be established under this permit is February 15, 1965, and the permit was approved January 6, 1965.

Water is to be diverted by well, pump, motor and sprinkler system from a point within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, T. 2S, R. 33E, B.M., Bingham County, to be used for irrigation in the NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T. 2S, R. 33E, B.M. Proof of the application of the water to beneficial use was submitted to the Department on February 17, 1970.

Any protests against the issuance of a license for the above referenced permit should be filed with the Idaho Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Blackfoot News, Blackfoot, Idaho, on March 26 and April 2, 1970.

32163
35-2747

Law Offices

FURCHNER & ANDERSON

178 W. JUDICIAL STREET
BLACKFOOT, IDAHO 83221

February 16, 1970

AREA CODE 208

785-2310

P. O. BOX 752

RECEIVED
FEB 17 1970
J. L. Martsch

Department of Reclamation

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

Donald W. McEldowney
Appropriation Engineer
Department of Reclamation
State House - Annex 2
Boise, Idaho 83707

Re: Permit No. G-32163/35-2747
Elwin W. and Helen M. Murdock

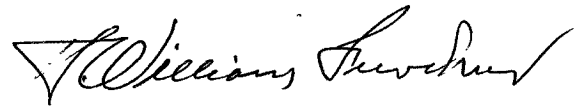
Dear Sir:

We enclose herewith the Proof of Application of Water to Beneficial Use for the above permit.

Will you please now proceed with the publication of the notice as outlined in your letter to me of February 9, 1970.

Very truly yours,

FURCHNER & ANDERSON



H. William Furchner

Encl:
HWF:fb

32163

35-2747

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

February 13, 1970

Re: Permit No. G-32163/35-2747

Elwin W. & Helen M. Murdock
Route 5
Blackfoot, Idaho 83221

Dear Mr. & Mrs. Murdock:

We are in receipt of the assignment from Harry Katseanes to you with regard to the above referenced permit. Your name has been permanently placed on the permit in our files.

We are enclosing a copy of the assignment along with a copy of the permit for your use. Also enclosed, please find a copy of the letter the department wrote to Mr. Furchner with regard to this permit.

If we may be of any further assistance, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

Enc. Assignment - copy
Permit - copy

Letter 2-13-70 to H. William Furchner - copy

cc. H. William Furchner, FURCHNER & ANDERSON, 178 W. Judicial, Blackfoot

32163

35-2747

February 13, 1970

Re: Permit No. G-32163/35-2747 - Elwin W. & Helen M. Murdock

H. William Furchner
FURCHNER & ANDERSON
178 West Judicial
Blackfoot, Idaho 83221

Dear Mr. Furchner:

We are in receipt of the assignment of Permit No. G-32163/35-2747 from Harry Katseanes to Elwin & Helen Murdock. The assignment is in good order and will adequately convey the permit.

As you are aware, on January 6, 1970, the permit lapsed for failure of the permit holder to submit proof of beneficial use. We did not send the notice of lapsing until February 6, 1970. Therefore, Mr. Murdock has until April 7, 1970, to submit proof of beneficial use.

Section 42-204 Idaho Code provides for extension of time; however, they are limited to the extension requests received on or before the date set for completion. Therefore, we cannot allow the additional time requested in your letter of February 4, 1970.

Your assistance in this matter has been greatly appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

Enc. Proof package

cc. Elwin & Betty Murdock
Route 5
Blackfoot, Idaho 83221

0 21 2
35- 2747

Law Offices

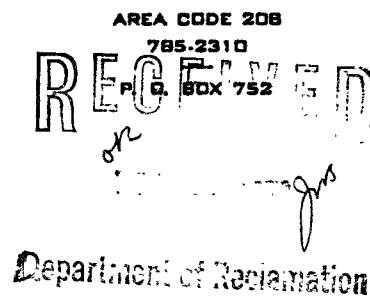
FURCHNER & ANDERSON

178 W. JUDICIAL STREET
BLACKFOOT, IDAHO 83221

February 10, 1970

H. WILLIAM FURCHNER
J. BLAINE ANDERSON

JAMES L. MARTSCH



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

Re: Permit No. G-32163

Dear Mr. Higginson:

We enclose herewith the Assignment of the above permit
executed by Mr. and Mrs. Harry Katseanes to Elwin W. Murdock and
wife.

Very truly yours,

FURCHNER & ANDERSON

H. William Furchner

H. William Furchner

HWF:ec
Encl.

32163
35-2747

February 9, 1970

Re: Permit No. G-32163 (New No. 35-2747)
Harry Katseanes

Mr. H. William Furchner
FURCHNER & ANDERSON
178 W. Judicial St.
Blackfoot, Idaho 83221

Dear Mr. Furchner:

We are in receipt of your letter of February 4, 1970, concerning the above referenced permit.

This is to advise that on February 6th, Permit No. 35-2747 was lapsed. This means that if Mr. Elwin Murdock wishes to submit proof of beneficial use, he will have to do so on or before April 7, 1970, in order for the permit to be reinstated. We will also require that Mr. Murdock obtain an assignment from Mr. Katseanes.

We will not publish the legal notice for this permit until the above matters have been taken care of.

If you have any questions regarding this matter, please contact us. We are enclosing an assignment form and also an affidavit to be used in submitting proof of beneficial use.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Assignment form
Proof package

35-2747

35-2747

Law Offices

FURCHNER & ANDERSON

178 W. JUDICIAL STREET
BLACKFOOT, IDAHO 83221

AREA CODE 208
785-2310

P. O. BOX 752

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

February 4, 1970

RECEIVED
FEB 6 1970
Department of Reclamation

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

Re: Permit No. G-32163

Dear Mr. Higginson:

The above permit has been brought to us for making final proof of completion of works and application of water to beneficial use.

The land for which the permit was issued has been sold to Mr. Elwin Murdock, Route 5, Blackfoot, Idaho, and it appears that Harry Katseanes and his wife failed to execute an assignment of the water permit which we have now prepared and which they have promised to come in and sign. We will file the assignment within the next few days.

In the meantime Mr. Murdock has signed the notice for publication which we enclose herewith and ask that you have it published in The Blackfoot News as indicated.

We recognize that this proof is being made approximately one month late and ask that time for making the proof be extended for an additional thirty days from this date.

Very truly yours,

FURCHNER & ANDERSON

H. William Furchner

EF

HWF:ec

32163

35-2747

RECEIVED

NOTICE OF EXISTING WATER PERMIT

Department of Reclamation

Notice is hereby given that Harry Katseanes, R.F.D. #2, Blackfoot, Idaho
_____ has received an approved permit No. G-
32163 issued by the Idaho State Reclamation Department authorizing the
diversion ~~storage~~ of 3.84 cubic feet per second ~~acre/feet/yr/annum/~~
of water from a ground water source,
subject to all prior rights. The priority to be established under this permit is
January 4, 1965 and the permit was approved January 6, 1965.
Water is to be diverted by well, motor, pump and portable sprinkler equipment
from a point within the SW1/4NE1/4, Sec. 36, T. 2S, R. 33E, B.M.,
_____ Bingham County
to be used for irrigation
in the NE1/4, NW1/4, SE1/4NW1/4, Sec. 36, T. 2S, R. 33E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the
Department on or before January 6, 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 Blackfoot News, Blackfoot, Idaho on
March 5 and March 12-13-14-15-16-17-18-19-20-21-22-23-24-25-26-27-28-29-30-31
March 26, April 2, 1970

State Reclamation Engineer:

Permit No. G-32163

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.

Blair W. Mendenhall
(Signature)

R#5 Blackfoot Id
(Address)
Jan. 2 1970
(Date)

32163

35-2747

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

February 6, 1970

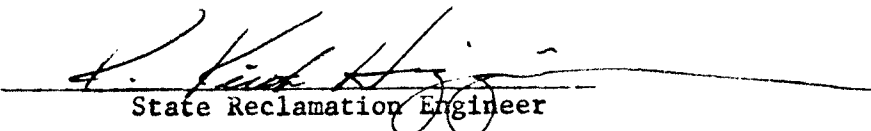
Re: Permit No. G-32163 (New No. 35-2747)

Mr. Harry Katseanes
RFD # 2
Blackfoot, Idaho 83221

Dear Mr. Katseanes:

You are hereby notified that under the provisions of Section 42-218a, Idaho Code, Permit 35-2747 has lapsed.

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


State Reclamation Engineer

R. KEITH HIGGINSON

RKH:DR

Form 7

32163

35-2747

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

INSURED NO.

DATE DELIVERED

1

2

3

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

SHOW WHERE DELIVERED *(only if requested)*

c55-16-71548-10

ORG

OFFICE DEPARTMENT
FICIAL 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

Department of Reclamation

STREET AND NO. OR P.O. BOX **Annex # 2 Statehouse**

Boise, Idaho 83707

POST OFFICE, STATE, AND ZIP CODE

32163

35-2747

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE — ANNEX 2
BOISE, IDAHO 83707

OFFICE COPY

November 3, 1969

CERTIFIED MAIL

Re: Permit No. G-32163 (New No. 35-2747)

Harry Katseanes
RBD #2
Blackfoot, Idaho

Dear Mr. Katseanes:

One of the conditions of the approval of your permit no. G-32163/35-2747 was that proof of application of the water to beneficial use be submitted to this office on or before January 6, 1970.

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

Either the proof 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.

A handwritten signature in cursive script, reading "R. Keith Higginson".

State Reclamation Engineer

BKH:DWM:JMB

Enc: Proof form

32163
35-2747

August 15, 1969

G-

RE: Permit No. 32163

Harry Katseanes
R.F.D. #2
Blackfoot, Idaho

Dear Mr. Katseanes:

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

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

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

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

SC
Enc. Order
Adv. Package

35-2447
32163

Re: Permit No. G-32163
Harry Katseanes

January 14, 1965

Mr. J. Blaine Anderson,
Attorney at Law,
P. O. Box 752,
Blackfoot, Idaho.

Dear Mr. Anderson:

We enclose Permit No. G-32163 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-9046 which was issued covering payment in the amount of \$ 5.75 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

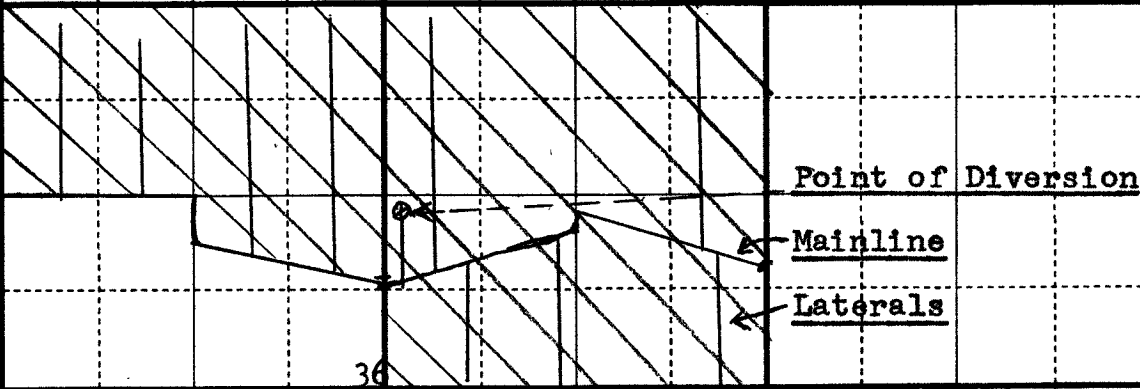
(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

cc: Harry Katseanes
R.F.D. #2,
Blackfoot, Idaho

3 2143

Section 36,
Township 2 South,
Range 33 E. B. M.,
Bingham County



Permit Licp No. 32163
As Approved
CARL E. TAPPAN JAN 6 1965
State Reclamation Engineer

LAW OFFICES
FURCHNER, ANDERSON & BEEBE
178 W. JUDICIAL STREET
BLACKFOOT, IDAHO, 83221

H. WILLIAM FURCHNER
J. BLAINE ANDERSON
ARNOLD T. BEEBE
DWAYN H. STUFFLEBEAM

AREA CODE 208
785-0840
785-2310
P.O. BOX 752

December 31, 1964

RECEIVED
JAN 4 1965

Department of Reclamation

Carl Tappan
State Reclamation Engineer
Statehouse
Boise, Idaho

Re: Application of Harry Katseanes to
appropriate subterranean waters

Dear Mr. Tappan:

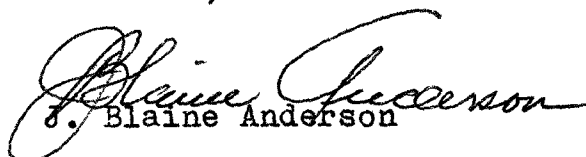
On behalf of the above named, we enclose original application to appropriate subterranean waters together with two maps showing his plan of development and irrigation.

We also enclose this firm's check number 193 in the sum of \$5.75 to cover the filing fee.

When the application is approved, you may return the same directly to this office.

Sincerely,

FURCHNER, ANDERSON & BEEBE


J. Blaine Anderson

JBA/kg

Encls.

32163