

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF POWER. } ss.

Phyllis Ringe

being first duly sworn
on oath, states:

That she is the principal clerk of the printer
of the Power County Press, a newspaper of general circulation
in Power County, Idaho, published weekly at American Falls
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 publication of the
annexed notice or advertisement:

That the annexed notice or advertisement was published as
per clipping attached in the regular and entire edition of said
newspaper and not in any supplement thereof for ²
successive weekly issues thereof, the date of the first publica-
tion being the 26th day of December, 1968
the date of last publication being the

2nd day of January, 1969.

(Signed) *Phyllis Ringe*

Subscribed and sworn to before me this

day of, 19

Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL) day of, 19

RECEIVED

JAN 14 1969

Department of Reclamation

Published in The Power County
Press Dec. 26, 1968 and Jan.
2, 1969

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that
Joseph Mayer, Route 1, Am-
erican Falls, Idaho has received
an approved permit No. G-31735
to divert 3.2 cubic feet per
second of water from a ground
water source. The priority
to be established under this
permit is February 24, 1964.
Water will be diverted by well,
pump, motor and sprinkler sys-
tem within the SW 1/4 NE 1/4,
Sec. 33, T. 6 S., R. 30 E.,
B.M. Power County and is to
be used for irrigation in the
NE 1/4, Sec. 33 T. 6 S., R. 30
E., B.M.

Any protests against the in-
tent of the permit must be filed
with the Department of Recla-
mation within ten days from the
last date of publication of this
notice.

R. KEITH HIGGINSON
State Reclamation Engineer

	RECL. ENGR.	
	DEPUTY	
	WATER RIGHTS	
✓	APPROP	
	DIST	
	ADJ	
	INVESTIGATION	
	WELLS	
	DAMS	
	ACCOUNTING	
	FILE	
	RETURN TO	
	RECORD	

31735

December 2, 1968

Re: Permit No. G-31735

Joseph Mayer
Route 1
American Falls, Idaho

Dear Mr. Mayer:

One of the conditions of the approval of your permit
was that proof of application of the water to
~~G-31735~~ beneficial use be submitted to this office on or before _____
~~February 24~~, 19~~69~~.

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

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

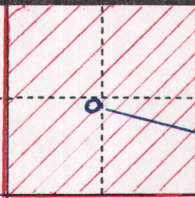
R. Kevin Higginson

State Reclamation Engineer

Enclosure: Proof form

NAME OF APPLICANT Joseph Mayer

Form No. 0



well

Sec. 33, T. 6 S. R. 30 E. B. M.

Permit Map No. 9-31735
As Approved FEB 24 1964
CARL E. TAPPAN
State Reclamation Engineer

Published in The Power County
Press Dec. 26, 1968 and Jan.
2, 1969

NOTICE OF APPROVED
APPLICATION FOR WATER

Notice is hereby given that Joseph Mayer, Route 1, American Falls, Idaho has received an approved permit No. G-31735 to divert 3.2 cubic feet per second of water from a ground water source. The priority to be established under this permit is February 24, 1964. Water will be diverted by well, pump, motor and sprinkler system within the SW 1/4 NE 1/4, Sec. 33, T. 6 S., R. 30 E., B.M. Power County and is to be used for irrigation in the NE 1/4, Sec. 33 T. 6 S., R. 30 E., B.M.

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

R. KEITH HIGGINSON
State Reclamation Engineer

State of Idaho
Department of Water Administration
LICENSE OF WATER RIGHT

License of Water Right No. 31735/35-2733 Priority Feb. 24, 1964 Amount 3.08 cfs

THIS IS TO CERTIFY, that JOSEPH MAYER
of American Falls, Idaho, has complied with the terms and conditions of Permit
No. 31735/35-2733 issued pursuant to Application for Permit dated February 24, 1964,
and has submitted proof to the Department of Water Administration on January 21, 1969,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 3.08 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 3.08 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)

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

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

Subject, however, to the condition that no more than 3.08 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 33, Twp. 6 S, Rge. 30 E, B. M.

in the county of Power; 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 549.5 acre feet per year or _____
3.5 acre feet per acre.

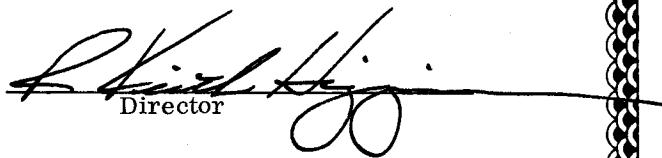
Description and location of place of use:

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 $\frac{1}{4}$	
6 S	30 E	33	39	39	40	39													157

Total number of acres irrigated 157

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 9th day of
July, 19 73.


Director

35 2733

APPLICATION FOR PERMIT 35-2733

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 39857
Permit No. G- 31735
District No.

1. Name of Applicant: Joseph Mayer
Postoffice address: Rt. #1, American Falls County: Power State: Idaho
2. Quantity of water claimed: 3.2 cubic ft. per second
 - (a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 33
Twp 6 South, Rge. 30 E., B.M., County of Power
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: Well, pump, motor and sprinkler system
8. Estimated cost of works: \$ 20,000.00
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 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) 3.2 (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/ Joseph Mayer *Applicant.*

By _____ Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. February 24, 1964

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-31735

Recorded in Book 111 Page 31735 Approved February 24, 1964

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before **August 24, 1966**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before February 24, 1969

Witness my hand this 24th day of February, 1964

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 24th
day of February, 19 64.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLIE
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	
6 S	30 E	33	40	40	40	40												160	

LICENSE ISSUED FOR 3.08 SEC. FT.
LICENSE PAGE NO. 1



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

March 22, 1983

Mr. Joseph Mayer
Rt. 1, Box 66
American Falls, ID 83211

Dear Mr. Mayer:

In your letter of March 10, 1983, you accurately described water rights, Nos. 27281/35-2530, 22066/35-2197, 32161/35-2745, 31735/35-2733, and 32162/35-2746, which are on record with this department in the form of valid licenses.

Licensed rights are considered real property and appurtenant to the lands. Ownership of the licensed rights are evidenced by ownership of the lands. Therefore, no further action on your part is required as long as you continue to use the water in compliance with the rights.

If you have any questions or need additional assistance, please do not hesitate to contact us.

Sincerely,

ROBERTA GARRETT
Records Supervisor

RG:sc

July 10, 1973

Re: Permit No. 31735/35-2733

Mr. Joseph Mayer
Route #1
American Falls, Idaho 83211

Dear Mr. Mayer:

Enclosed please find a copy of the Water License issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

bjg

Enclosure

June 22, 1973

Mr. Joseph Mayer
Route # 1
American Falls, Idaho 83211

Dear Mr. Mayer:

A representative of this Department has made an examination of the works covered by your Permit No. 31735/35-2733 and has found the following:

Quantity of water diverted: 3.08 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 3.08 cfs

The maximum quantity diverted shall not exceed 549.5 acre feet per year.

Beneficial use: Irrigation of 157 acres within the NE $\frac{1}{4}$ Sec. 33, Twp. 6S, Rge. 30E, B.M.

Point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, Twp. 6S, Rge. 30E, B.M.

Priority date established: Feb. 24, 1964

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

35 2733

EXAMINATION REPORT

NO ANSWERS

PA 26 2133

Permit No. G-31735/35-2733

Name of Applicant Joseph Mayer, Route #1, American Falls

Source of Water Ground water

a tributary of

Location of P.D. ~~sub 1/4~~, sec. 33, T. 6 S, R. 30 E, B.M., Power Co.

Water is used for irrigation

Quantity of water claimed: Permit 112/ 3.2 Depositions 3.08

Type of measuring device installed or method of measurement and general description of diversion works no measuring device required - none installed

Well 295 feet, cased to 100 feet with 14 inch casing.

125 HP electric motor and pump with 6 stages of 12 inch bowls

Land to be irrigated or place of use:

TWP. RGE. SEC. Description

6 S 30 E 33 NE 1/4

Filed - February 24, 1964

Due - February 24, 1969

Made - January 21, 1969

Priority - February 24, 1969

Total acreage 160 acres

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

none

Examined for P.D. in the SW 1/4



35 2733

Source of supply Ground

a tributary of _____

Location of P.D.(s) SW NW

Water is used for IRRIGATION

Quantity of water found _____

How was the measurement made? P Gauge

Measurement calculations _____

7 lines 33 heads/line
1/4 heads

$Q = (7)(33)(6.01)(450)$

$Q = 3.08$ - (proof must have used
the same rainbird catalogue I did)

Diversion works description and diagram

125 HP US Motors Hollow shaft

1800 RPM 440 Volts

Ser # 1301653

Laguer & Bowler

pump 18" discharge

to 8" mainlines

running north

and south 60 psi at the pump

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated _____

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

irrigation
there are 7 laterals with 33
rainbird heads 1/4 at 50 psi
the mainline runs north and
south and the well is very
close to the center of the 1/4

Who represented the permit holder at the examination?

Mexican Farmers who did speak English!

Recommended allowance for licensing _____

Description of required amendments. Comments. _____

land is in grain & Beets
The grain was damaged so
is being turned under. Approx
80 acres of beets

No amendments appear to be
required

Report checked? _____

Examination date 8 July 70

Signature John Bowler

55 2733

my
8-20-70

RECL. ENGR.	
DEPUTY	
WATER RIGHTS	
✓ APPROP	
DIST	
ADJ	
INVESTIGATION	
WELLS	
CHMS	
ACCOUNTING	
FILE	
RETURN TO	
FILE	

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

Identification No. _____
Permit No. G-31735

RECEIVED

JAN 21 1969

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

1. a) Name of Permit Holder Joseph Mayer
- b) Post Office Address Reoute #1, American Falls, Idaho
2. Permit Number G-31735
3. Date of Priority that you are prepared to establish February 24, 1964
4. a) Source from which water was appropriated Well
- b) Location of the point of diversion: SW 1/4 NE 1/4, Section 33
Township 6S, Range 30 E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
amount 3.08 cfs for irrigation purposes from April 10 to Oct. 15 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 3.08 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: Joseph Mayer-by reference to Sprinkler Irrigation Handbook published by Rainbird Sprinkler MFG. Corp. Considering pressure, number, and sizes 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: _____
 - b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Well 295 feet deep cased to a depth of 100 feet with 14 inch casing, 125 H.P. electric motor and a pump with six stages of 12 inch bowls.
- b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
- c) Give well drillers name and address and date the well was completed Paul Vollmer, P. O. Box 176, Aberdeen, Idaho
Completed April 22, 1963.

31735

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

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6S	30E	33	40	40	40	40													160

Total number of acres irrigated 160

10. Remarks: _____

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

1-20-69
(Date)

Joseph Trayer
(Signature)

State of IDAHO)
County of Power) ss.

On this 20th day of January, 19 69, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

[Signature]
Notary Public residing at American Falls, Idaho

My commission expires April 16, 1969

31735

January 16, 1969

Re: Permit No. G-31735

Joseph Mayer
Route 1
American Falls, Idaho

Dear Mr. Mayer:

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

Let us remind you that proof of beneficial use of the water is due not later than February 24, 1969.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

31735

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF POWER. } ss.

Phyllis Ringe being first duly sworn
on oath, states:

That she is the principal clerk of the printer
of the Power County Press, a newspaper of general circulation
in Power County, Idaho, published weekly at American Falls
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 publication of the
annexed notice or advertisement:

That the annexed notice or advertisement was published as
per clipping attached in the regular and entire edition of said
newspaper and not in any supplement thereof for 2
successive weekly issues thereof, the date of the first publica-
tion being the 26th day of December, 1968
the date of last publication being the

2nd day of January, 1969.

(Signed) *Phyllis Ringe*

Subscribed and sworn to before me this

day of, 19.

Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL) day of, 19.

Published by The Power County
Press Dec. 26, 1968 and Jan.
2, 1969 NO WED. 1969

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that
Joseph Mayer, Route 1, Am-
erican Falls, Idaho has received
an approved permit No. G-31735
to divert 3.2 cubic feet per
second of water from a ground
water source. The priority
to be established under this
permit is February 24, 1964.
Water will be diverted by well,
pump, motor and sprinkler sys-
tem within the SW 1/4 NE 1/4,
Sec. 33, T. 6 S., R. 30 E.,
B.M. Power County and is to
be used for irrigation in the
NE 1/4, Sec. 33 T. 6 S., R. 30
E., B.M.

Any protests against the in-
tent of the permit must be filed
with the Department of Recla-
mation within ten days from the
last date of publication of this
notice.

R. KEITH HIGGINSON
State Reclamation Engineer

31735

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.

1

Joseph Mayer

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

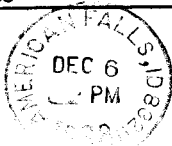
3

SHOW WHERE DELIVERED *(only if requested)*

12-668

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

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



**POSTMARK OF
DELIVERING OFFICE**

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

**RETURN
TO**

NAME OF SENDER

STREET AND NO. OR P.O. BOX

POST OFFICE, STATE, AND ZIP CODE

21-31435

655-16-71548-10

POD Form 3811 Apr. 1967

December 16, 1968

Re: Permit No. G-31735
Joseph Mayer

Power County Press
Americann Falls, 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 can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately.
Joseph Mayer,

The expense of the publication is to be paid by _____
Route 1, American Falls, Idaho

to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

Enc: legal notice
cc: Joseph Mayer

NOTE: The permit holder is required to obtain an affidavit of publication from the above referenced newspaper and to submit it to the Department at once.

31735

RECEIVED

DEC 11 1968

NOTICE OF APPROVED APPLICATION FOR WATER

Department of Reclamation

Notice is hereby given that

~~/Joseph/May/~~ Joseph Mayer, Route 1,
American Falls, Idaho

has received an approved permit No. G-31735 to divert store/
3.2 cubic feet per second acre feet of water from
a ground water source

The priority to be established
under this permit is February 24, 1964.

Water will be diverted by well, pump, motor and sprinkler system
within the SWANER, Sec. 33,
T. 6 S., R. 30 E., B. M. Power County

and is to be used for irrigation
in the SWAN, Sec. 33, T. 6 S., R. 30 E., B. M.

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

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Power County Press, American Falls, Idaho
on December 26, 1968 and January 2, 1969.

State Reclamation Engineer:

Permit No. G-31735

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

(signature)

Route # 1

(address)

American Falls, Idaho

(date)

December 10, 1968

31735

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-31735)
in the name of Joseph Mayer)
Route 1, American Falls, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

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

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

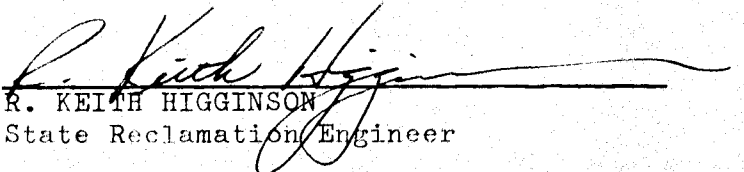
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-31735 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.
 - b. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before February 24, 1969. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for Completion of Works may be grounds for cancellation at the instance of the Department.

Dated this 3 day of December, 1968.


R. KEITH HIGGINSON
State Reclamation Engineer

31735

December 2, 1968

Re: Permit No. G-31735

Joseph Mayer
Route 1
American Falls, Idaho

Dear Mr. Mayer:

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

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

Very truly yours,

Donald W. McIlwainey
Appropriation Examiner

DWM:tg

Enc: order
proof due notice
proof package
advertising package

31735

January 27, 1969

Re: Permit No. G-31735

Joseph Mayer
Route 1,
American Falls, Idaho

Dear Mr. Mayer:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit ~~G-31735~~.

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 so that you may show him the system. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

*exam
typed
31735*

December 2, 1968

Re: Permit No. G-31735

Joseph Mayer
Route 1
American Falls, Idaho

Dear Mr. Mayer:

One of the conditions of the approval of your permit
was that proof of application of the water to
beneficial use be submitted to this office on or before _____

~~February 24~~, 19~~69~~.

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

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



State Reclamation Engineer

Enclosure: Proof form

Form 5

31735

March 2, 1964

Re: Permit No. G-31735

Mr. Joseph Mayer,
Rt. #1,
American Falls, Idaho.

Dear Mr. Mayer:

We enclose Permit No. G-31735 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-8562 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

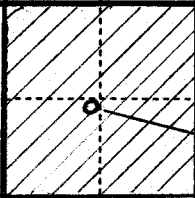
Encl.
EPR:pmk

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.

B 31735

NAME OF APPLICANT Joseph Mayer

Form No. 0



well

Sec. 33, T. 6 S. R. 30 E. B.M.

Permit Map No. 9-31735
As Approved FEB 24 1964
CARL E. TAPPAN
State Reclamation Engineer

5 31735