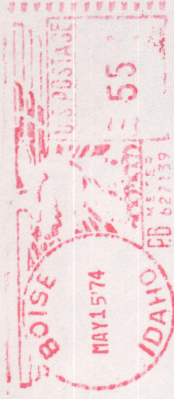


STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707



MAY 16 1974

MOVED, left no address
☐ No such number
☐ Moved, not forwardable
☒ Addressee unknown

H. E. Benson
Route # 2
Blackfoot, Idaho

83221

RECEIVED

MAY 17 1974

Department of Water Administration



SENDER: Be sure to follow instructions on other side

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

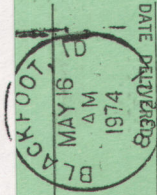
☐ Show address where delivered ☐ Deliver ONLY to addressee

RECEIPT
Received the numbered article described below

REGISTERED NO. _____
CERTIFIED NO. 32090
INSURED NO. _____

DATE DELIVERED MAY 18 1974
SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
SIGNATURE OF ADDRESSEE'S AGENT, IF ANY



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A'D

7.2.8

A'D

H. 4.2

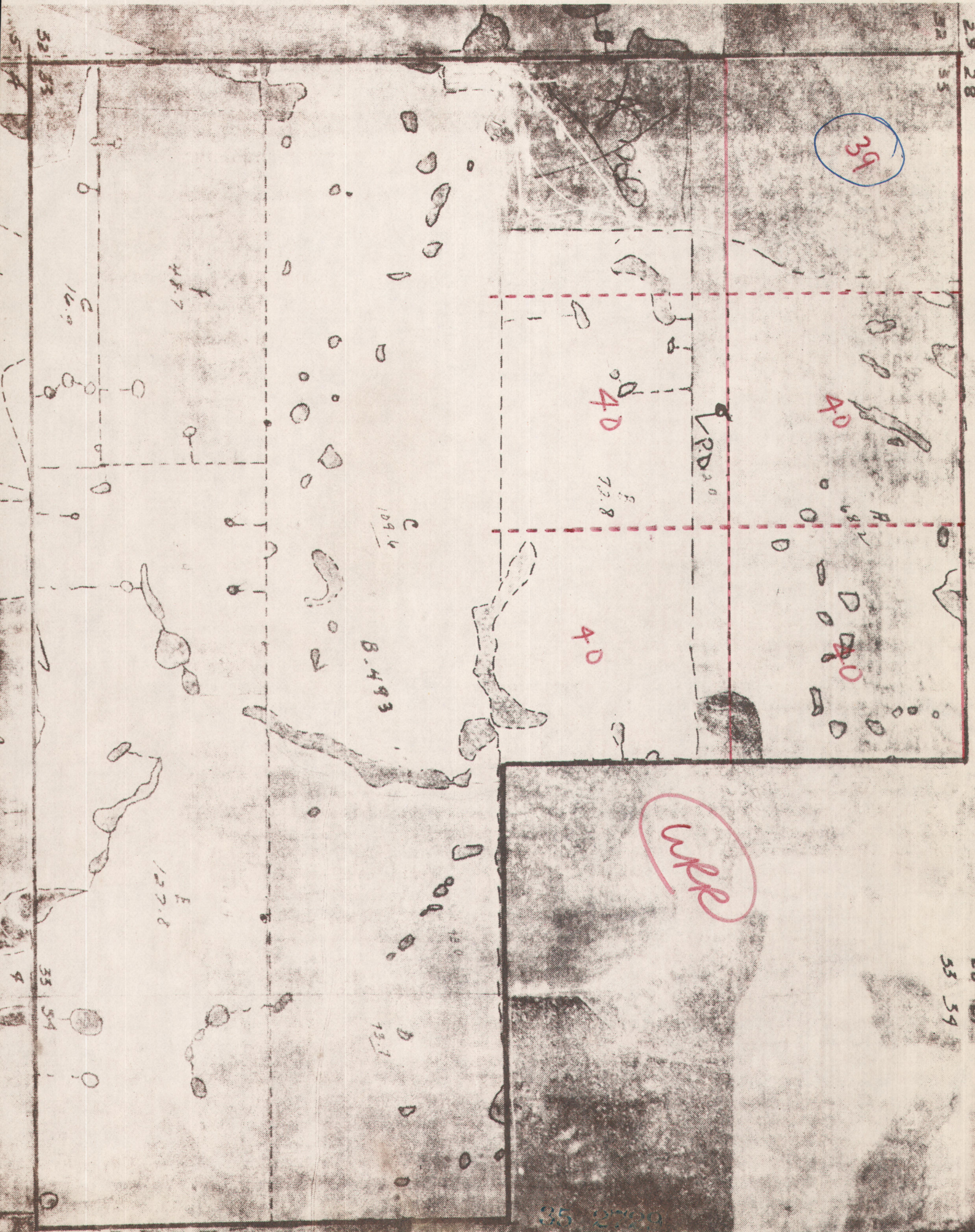
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8-11



R. 33 E

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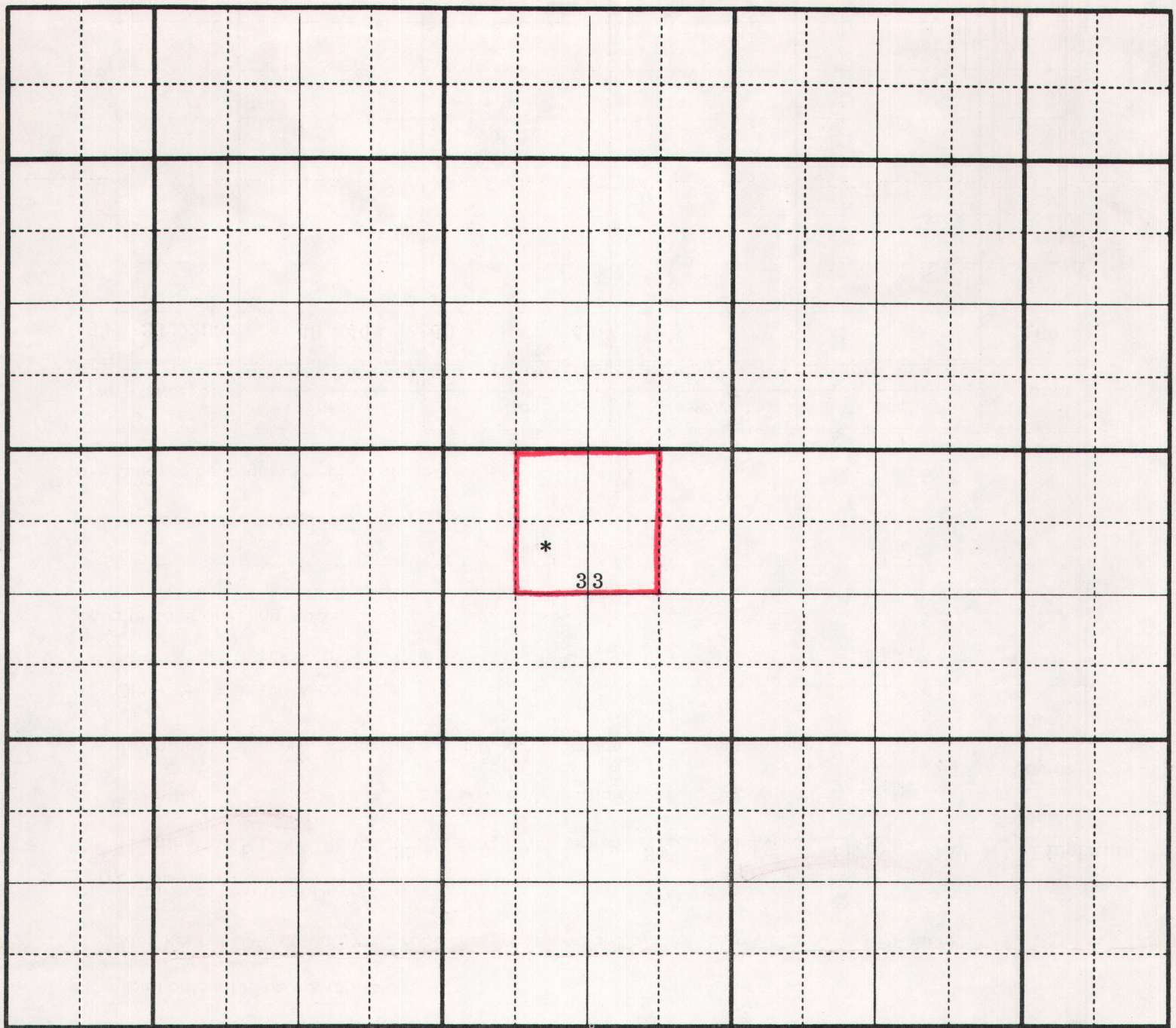


Diagram of System

35 2729

SECTION THIRTY-THREE, IN TOWNSHIP ONE SOUTH,
RANGE THIRTY-THREE, EAST OF THE BOISE MERIDIAN,
IN IDAHO.

Laterals

Main Line

Well

Section
33

Permit Map No. 31274

As Approved JUL 22 1953

Carl E. Gappan
Acting State Reclamation Engineer

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 31274/35-2729 Priority August 19, 1963 Amount 1.15 cfs

THIS IS TO CERTIFY, that H. E. BENSON
of Blackfoot, Idaho, has complied with the terms and conditions of Permit
No. 31274/35-2729 issued pursuant to Application for Permit dated July 18, 1963,
and has submitted proof to the Department of Water Administration on August 23, 1968 (late proof),
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.15 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Oct. 31</u>	at <u>1.15</u> cfs and	<u>488 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.5 af per acre</u>
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.15 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
488 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 33,
Twp. 1 S, Rge. 33 E, B. M. in the County of Bingham

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 $\frac{1}{4}$	
1 S	33 E	33	40	40		40			40										160

Total number of acres irrigated 160

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29 day of
May, 19 74.

Director

35-2729

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

35-2729

Application No. G- 39376
Permit No. G- 31274
District No.

1. Name of Applicant: H. E. Benson
Postoffice address: Blackfoot County: Bingham State: Idaho
2. Quantity of water claimed: 3.2 cubic feet 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 SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 33
Twp. 1 South, 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: Irrigation well, turbine pump and electric motor
8. Estimated cost of works: \$ 24,000.00
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) 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.

H. E. BENSON *Applicant.*

By

s./ H. William Furchner
His Attorney

Agent.

Date of first receipt at Department of Reclamation: 8:30 A.M. July 18, 1963

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 31274

Recorded in Book 109 Page 31274 Approved July 22, 1963

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 January 22, 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 July 22, 1968

Witness my hand this 22nd day of July, 1963

s/ CARL E. TAPPAN, Acting
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, WM. E. DREVLLOW, Acting....., Governor of the State of Idaho,
and ARNOLD WILLIAMS....., Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 22nd.....
day of July....., 19 63.....

Countersigned:

STATE OF IDAHO

(SEAL)

AL)
By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ W. E. DREVLOW,
Acting 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	
1 South	33 E	33	40	40			40		40									160	

LICENSE ISSUED FOR 7/5 SEC. 33
LICENSE P. 3

May 29, 1974

Re: Permit No. 31274/35-2729
H. E. Benson

Lazy "B" Land & Cattle Co.
P. O. Box 1528
Pocatello, Idaho 83201

Gentlemen:

Enclosed herewith is a copy of the water license issued on the above referenced permit. Also enclosed is Receipt #14483 in the amount of \$13.00 covering the licensing fee.

Although this license is not in your name, you control that portion(s) of the license that covers your land. Please note the limits of the water right as shown on the license.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:jfr

Enclosure

35-2729

STATE OF IDAHO
 DEPARTMENT OF WATER ADMINISTRATION
 Statehouse - Annex 2
 Boise, Idaho 83707

CERTIFIED MAIL
 NO. 32090
RETURN RECEIPT REQUESTED

H. E. Benson
 Route #2
 Blackfoot, Idaho 83221

☐ M.O.S. left no address
☐ No such number
☒ Address unknown

RECEIVED

BOISE
 MAY 14 1974

35-2729

BOISE IDAHO 83707
 MAY 14 1974
 32090
 ON RECEIPT
 ON RETURN
 ON RECEIPT

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

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

May 15, 1974 CERTIFIED MAIL

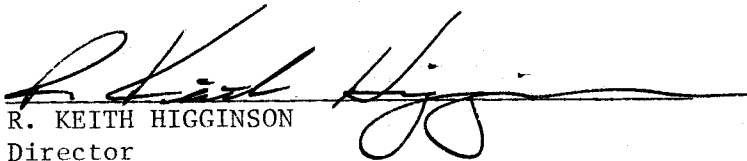
Re: Permit No. 31274 (New No. 35-2729)

H. E. Benson
Route # 2
Blackfoot, Idaho 83221

Dear Mr. Benson:

It appearing to the Department of Water Administration that the terms and conditions of Permit No. 31274/35-2729 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of \$13.00, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before June 24, 1974, why said permit should not be cancelled.

Permit No. 31274/35-2729 claims the use of 3.2 cubic feet per second of water from a ground water source, the point of diversion was to be located within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 33, Twp. 1 S, Rge. 33 E, B.M. and the permit was approved July 22, 1963.


R. KEITH HIGGINSON
Director

cc: H. William Furchner
Box 671, Blackfoot

Placerton, Inc.
Box 10913, Blackfoot

35-2729

May 15, 1974

CERTIFIED MAIL

32090

Rec'd
14483

Re: Permit No. 31274 (New No. 35-2729)

H. E. Benson
Route # 2
Blackfoot, Idaho 83221

Dear Mr. Benson:

It appearing to the Department of Water Administration that the terms and conditions of Permit No. 31274/35-2729 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of \$13.00, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before June 24, 1974, why said permit should not be cancelled.

Permit No. 31274/35-2729 claims the use of 3.2 cubic feet per second of water from a ground water source, the point of diversion was to be located within the SE 1/4 NW 1/4 of Sec. 33, Twp. 1 S, Rge. 33 E, B.M. and the permit was approved July 22, 1963.

cc: H. William Furchner
Box 671, Blackfoot

Placerton, Inc.
Box 10913, Blackfoot


R. KEITH HIGGINSON
Director

35-2729

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707

RECEIVED

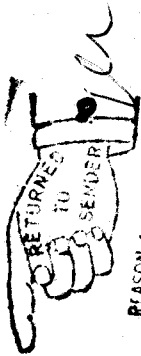
FEB 10 1974

DEPARTMENT OF WATER ADMINISTRATION

Letter to
Reamt to
C/O Route #5 - Blackfoot, Idaho
Jan 10 913

BOISE
FEB 14 74
IDAHO
FEB 13 1974

35-2729



REASON CHECKED
Incorrect ☐ Refused ☐
Address unknown ☐
Insufficient Address ☐
No such street ☒ number ☐
No such office in state ☐
Do not mail in this envelope ☐

Mr. Beeler
Lazy B Land & Cattle Co.
100 S. Arthur
Blackfoot, ID 83221

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

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

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

February 12, 1974

Re: Permit No. 31274/35-2729
H. E. Benson

Mr. Beeler
Lazy B Land & Cattle Co.
P. O. Box 1528
Blackfoot, Idaho 83221

Dear Mr. Beeler:

This office has been advised that the property covered under the above referenced permit is now owned by Placerton, Inc. The Department is prepared to issue a water license for this permit; enclosed is a copy of our fee letter dated December 5, 1973.

We are writing to you in the event that Placerton, Inc. is interested in securing this licensed right. We wish also to advise you that in order to change the name under the permit, it would be necessary to have Mr. Benson complete an assignment of permit. We are enclosing an assignment form for your consideration.

Should Placerton Inc. have an interest in this permit, please contact us within 30 days of the date of this letter.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:jfr

Encl: Copy of fee letter
Assignment Form

35-2729

December 5, 1973

Re: Permit No. 31274/35-2729

H. E. Benson
Blackfoot,
Idaho 83221

Dear Mr. Benson:

A representative of this Department has made an examination of the works covered by your Permit No. 31274/35-2729 and has found the following:

Quantity of water diverted: 1.15 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 1.15 cfs

The maximum quantity of water diverted shall not exceed 488 acre feet per season.

Beneficial use: for irrigation of 160 acres within the W¹/₄NE¹/₄, E¹/₂NE¹/₄, Sec. 33, Twp. 1 S, Rge. 33 E

Point of diversion: SE¹/₄NE¹/₄ of Sec. 33, Twp. 1 S, Rge. 33 E, B.M.

The priority date established is: August 19, 1963

A fee totaling \$ 13.00 must be received within 30 days from the date of this letter in order that we can issue you a Water License as set forth above.

If you do not concur with these findings, please contact this office within the 30 day period.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

fjr

35-2729

35 2729

INTER-DEPARTMENT MEMO — 1

RECEIVED

DATE January 29, 1974

JAN 30 1974

Department of Water Administration

FROM Norm

TO Darlene

SUBJECT License No. 35-2729

HELP IS ON THE WAY.....We talked with Bingham County Assessors and found that Mr. Benson's land is now owned by Placerton, Inc. On further checking, we found that Mr. Beeler of Lazy "B" Land & Cattle Co., 100 South Arthur, P. O. Box 1528, Blackfoot, Idaho, (he evidently has some interest in both Placerton and Lazy "B") would like the proposed licensing letter routed to him and he will pay the fee. Be sure to send the letter attention of Mr. Beeler to the aforementioned address, and it might be worth while suggesting an assignment could be made by Mr. Benson to him.

35-2729

NCT

SIGNATURE

INTER-DEPARTMENT MEMO — 1

FROM Darlene
TO Norm
SUBJECT Permit 35-2729

~~all but state~~

Glacerton Inc.
Rt 5, Box 10913

Blackfoot 684-4454

ATTN. MR Beebe.
232-9000

ddd July '73

DATE 1/22/74

Lazy B

RECEIVED

Land Cattle Co

Box 1528

Piccatello

JAN 28 1974

106 S. Arthur

Department of Water Administration
Eastern District Office

HELP....I can't seem to locate the permit holder in connection with the above subj

permit, my fee letters keep coming back marked "unknown".

Could you please check on the current land owner and see if we could interest them in a \$13.00 license?

If we could just locate Mr. Benson it would help. Am attaching a ~~xx~~ copy of the proposed license for your review.

I appreciate any help you ~~xx~~ can give in this matter.

Bingham Co. Assessor - 785-1050

Dr

SIGNATURE

35-2729

INTER-DEPARTMENT MEMO — 1

FROM **Darlene**

DATE **1/22/74**

TO **Norm**

SUBJECT **Permit 35-2729**

HELP....I can't seem to locate the permit holder in connection with the above subj permit, my fee letters keep coming back marked "unknown".

Could you please check on the current land owner and see if we could interest them in a \$13.00 license ?

If we could just locate Mr. Benson it would help. Am attaching a ~~an~~ copy of the proposed license for your review.

I appreciate any help you ~~an~~ can give in this matter.

35-2729

SIGNATURE

December 5, 1973

Re: Permit No. 31274/35-2729

H. E. Benson
Blackfoot,
Idaho 83221

Dear Mr. Benson:

A representative of this Department has made an examination of the works covered by your Permit No. 31274/35-2729 and has found the following:

Quantity of water diverted: 1.15 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 1.15 cfs

The maximum quantity of water diverted shall not exceed 488 acre feet per season.

Beneficial use: for irrigation of 160 acres within the W¹/₄NE¹/₄, E¹/₄NE¹/₄, Sec. 33, Twp. 1 S, Rge. 33 E

Point of diversion: SE¹/₄NE¹/₄ of Sec. 33, Twp. 1 S, Rge. 33 E, B.M.

The priority date established is: August 19, 1963

A fee totaling \$ 13.00 must be received within 30 days from the date of this letter in order that we can issue you a Water License as set forth above.

If you do not concur with these findings, please contact this office within the 30 day period.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

fjr

35 2729

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707



accidentally sent to
Alvin Kramlinger
H. E. Benson Rt. 1 American Falls
Blackfoot ID 83221

10/10/8



35 2729

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

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

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

January 10, 1974

Re: Permit No. 31274/35-2729

H. E. Benson
Route 2
Blackfoot, Idaho 83221

Dear Mr. Benson:

On December 5, 1973, we forwarded to you a letter requesting a \$15.00 licensing fee prior to issuance of a water license. As of this date we have not heard from you regarding this matter.

Therefore, please submit the \$15.00 fee within 10 days of the date of this letter in order that we may issue a water license on the above referenced permit.

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

Sincerely,

Bobby D. Fleenor

BOBBY D. FLEENOR
Assistant Director

jfr

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DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

1. Name of permit holder H. E. Benson JUN 25 1973
Post office address Blackfoot, Idaho Phone Department of Water Administration
Person to contact _____ Phone Eastern District Office

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

3. Water will be used for the following purposes:

Amount 3.2 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

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

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

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

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

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

Other uses: _____

Permit No. 31274/35-2729
Examination for c/w & b/u

4. Total amount to be appropriated:

Max Rate of Diversion 3.2 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 1 S N/S, Range 33 E E/W, B.M., Section 33, Subdivision SE $\frac{1}{4}$ NW $\frac{1}{4}$, Bingham
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Other Points of Diversions: _____

Description of diverting works: _____

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or 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 $\frac{1}{4}$	
1 S	33 E	33		40	40		40			40									160

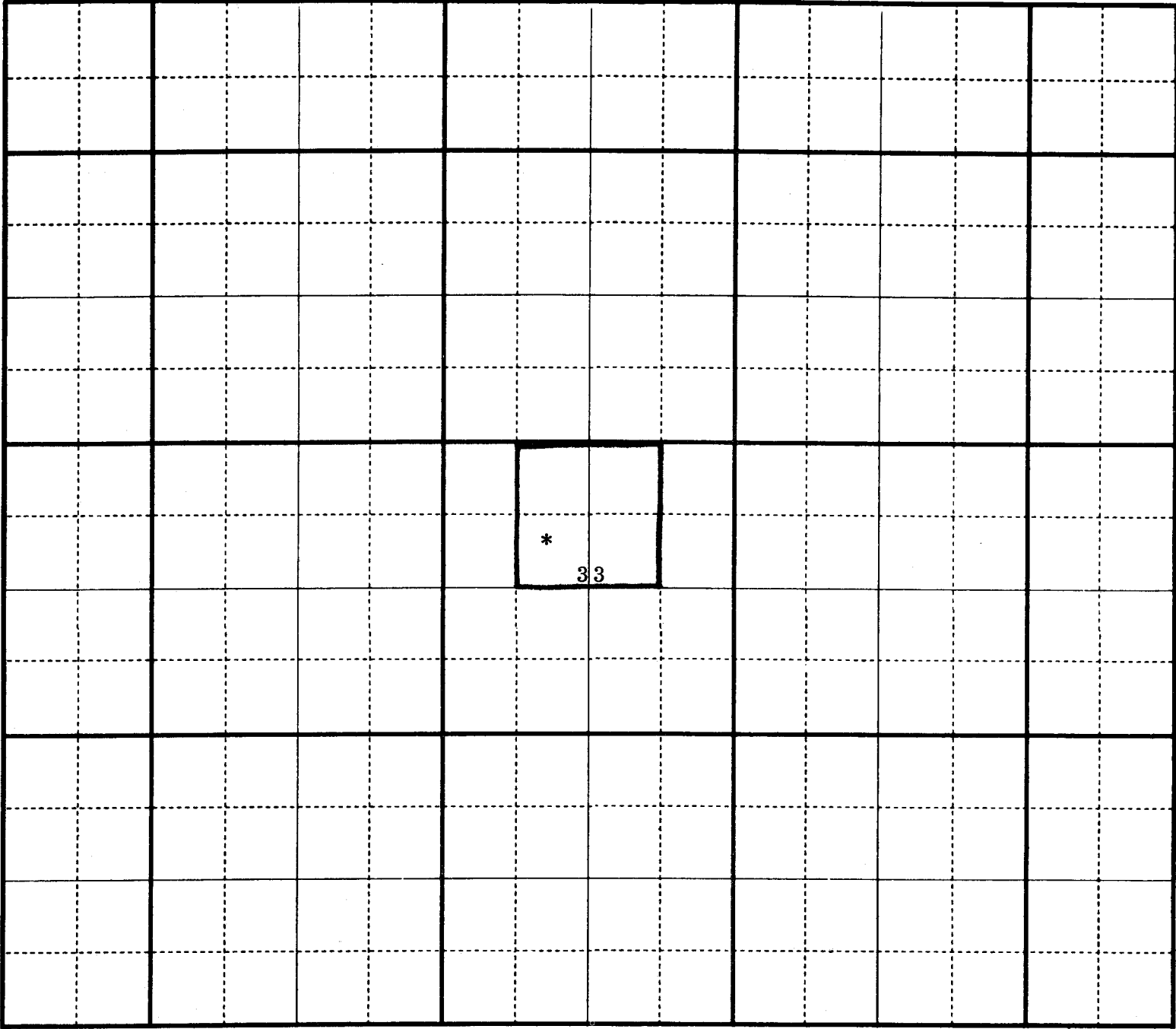


Diagram of System

DATE OF EXAM July 3, 1973

ACREAGE
Found 200 199
Recommended 160

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 1.15 c.f.s. V = 494 AF/Ann. from Apr. 1 to Nov 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no X

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 1.15 cfs Method of measurement Pitot Tube

Total Q recommended 1.15 cfs Meter No. A-203 Type _____ Condition IDWA

Total V recommended 494 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None X

MEASUREMENT CALCULATION:

33 NO2 / Lat X 6 Lat = 198 NO2 9/64 @ 20psi = 2.61/NO2

516 g/system / 448.8 = 1.15 cfs

1.9835 X 247 X 1.15 = 494 AF/Ann

SYSTEM DESCRIPTION:

GE TRI-CIAD Motor 100 HP Ser# TJ415115
WINTROATH Pump Ser 9870

8' main w/6 laterals

REMARKS:

40 Acres in NW 1/4 NW 1/4 Sec 33 T1S R33E B.M.
is also being irrigated by this well. perm main
indicates this 40 should be included under permit.

NOTE: EXTRA 40 Ac. Applied for —

Examiner's Signature William Rhoads Date July 3, 1973

Checked by Norman C. Young, P.E. Date 8/1/73

Approved by _____ Date _____

September 2, 1968

Re: Permit No. G-31274

H. E. Benson
Blackfoot, Idaho 83221

Dear Mr. Benson:

We acknowledge receipt of the depositions and affidavit of publication in the Blackfoot News submitted as proof of completion of works and beneficial use on Permit G-31274.

Before a certificate and license of water right can be issued, a field examination must be made by a representative from this department. We cannot tell just when this examination will be made, but our field examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

31274

RECEIVED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

AUG 28 1968

Boise, Idaho

Department of Reclamation

Permit No. G-31274

* * * * *

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:

OTTO DETMER, 58 years of age, Route #2, Box 17, Blackfoot, Bingham County, Idaho.

I operate a gasoline service station.

Ques. 2 Are you acquainted with H. E. BENSON, the holder of
Permit No. G-31274? How long have you known him and where does he reside?

I have known him for approximately 16 years. He resides at Route #2, Blackfoot, Idaho.

Ques. 3. Have you read or heard said Permit No. G-31274 read, and are you familiar
with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: Subterranean flow

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

Irrigation well located in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 33, Township 1 South, Range 33, EBM.

Describe works for conveying water to place of use: Irrigation well equipped with 100 hp
motor and turbine pump, one-half mile of main line pipe and seven sprinkler laterals.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 3.2 second feet How much water have you seen being so
conveyed? 3.2 second feet

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

Water is all used for irrigation by sprinkler system of the lands so described in the permit
as follows: Township 1 South, Range 33, East of the Boise Meridian, Section 33:

NE $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres.

31274

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

Not applicable

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.

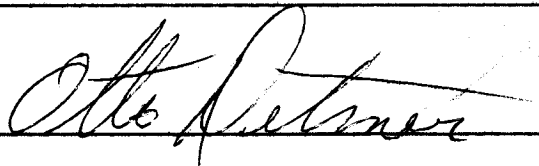
The land is a lava ash soil and requires about one inch of water per acre for profitable cultivation.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? 1963

Other times you have seen such use: Every year since 1963.

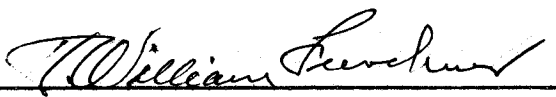
(Signed):



* * * * *

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 23rd day of August, A. D. 19 68



Notary Public for the State of Idaho

Residing at Blackfoot, Idaho

My commission expires January 1, 1970

31274

RECEIVED

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

AUG 28 1968

Boise, Idaho

Department of Reclamation

Permit No. G-31274

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: H. E. BENSON,
Route #2, Blackfoot, Bingham County, Idaho. I am a farmer.

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:

Not applicable

Ques. 3. State number, approval date of permit, and date of priority: G-31274; Approval
date - ~~July 18, 1963~~ ; Priority date - July 18, 1963.

Ques. 4. State source of water supply: Subterranean flow
Give location of point of diversion, showing subdivision, section, township and range
Irrigation well located in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 33, Township 1 South, Range 33, East of the
Boise Meridian

Ques. 5. Describe your works of diversion: Irrigation well equipped with 100 hp electric
motor, turbine pump and sprinkler system.

; state amount of water they are capable of con-
veying from point of diversion to place of use: 160 inches; Give name of canal or ditch
or other works by which water is conducted to such place of use: -----

; if a well, state depth of well 300 feet; depth and size of
casing 10 feet of 20 inch casing; depth to water 200 feet; if pump is used,
state discharge of pump: 160 inches; tell how it was measured or determined by
estimate; if sprinkler irrigation, give number and size

of nozzles and operating pressure: 231 nozzles with 1/8 inch aperture and operating
pressure of 40 lbs per square inch.

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

Water is all used for irrigation by sprinkler system of the lands described in the permit

as follows: Township 1 South, Range 33, East of the Boise Meridian, Section 33:

NE $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres.

31274

Wells Brothers

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

None

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Webb Bros., Blackfoot, Idaho

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

Not applicable

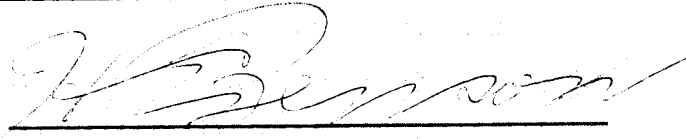
Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Not applicable

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 160 inches used in 1963 - Time used since first use:

The entire flow of the well has been used for irrigation every year since 1963, including the present year, 1968.

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

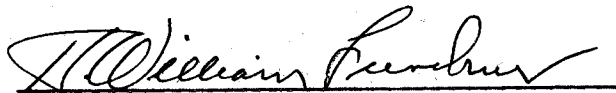
(sign) 

* * * * *

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 23rd day of August, A. D. 1968.



My commission expires: January 1, 1970

31274

RECEIVED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

AUG 28 1963

Boise, Idaho

Department of Reclamation

Permit No. G-31274

* * * * *

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:

KENNETH C. CHRISTENSEN, 40 years of age, Route #2, Box 151, Blackfoot, Bingham
County, Idaho. I am a salesman for International Harvester Company.

Ques. 2 Are you acquainted with H. E. BENSON, the holder of
Permit No. G-31274? How long have you known him and where does he reside?

I have known him for five years, and he resides at Route #2, Blackfoot, Idaho.

Ques. 3. Have you read or heard said Permit No. G-31274 read, and are you familiar
with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: Subterranean flow

Give location of place of diversion, showing subdivision, section, township and range
Irrigation well located in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 33, Township 1 South, Range 33, EBM

Describe works for conveying water to place of use: Irrigation well equipped with 100 hp
motor and turbine pump, one-half mile of main line pipe and seven sprinkler laterals.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 3.2 second feet How much water have you seen being so
conveyed? 3.2 second feet

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

Water is all used for irrigation by sprinkler system of the lands described in the permit
as follows: Township 1 South, Range 33, East of the Boise Meridian, Section 33:

NE $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres.

31274

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

Not applicable

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. The land is a lava ash soil and requires about one inch of water per acre for profitable cultivation.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? In 1963
Other times you have seen such use: Every year since 1963.

(Signed):

Herold C. Christensen

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 23rd day of August, A. D. 19 68

W. William Leland

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

My commission expires January 1, 1970

31274

RECEIVED

AUG 26 1968

Department of Reclamation

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

Notice is hereby given that on August 23, 1968, at Blackfoot, County of Bingham, State of Idaho, before notary public (name & address) H. William Furchner, 178 West Judicial, Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 c.f.s. of the waters of a subterranean source, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-31274, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is H. E. Benson, Blackfoot, 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 3.2 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 3.2 c.f.s.

4. The point of diversion of said water is SE1/4 NW1/4, Sec. 33, T. 1 S, R. 33 E, B.M., Bingham County.

5. The place where said water is used is W1/2 NE1/4, E1/2 NW1/4, Sec. 33, T. 1 S, R. 33 E, B.M.

6. The date of priority which said user is prepared to establish is July 18, 1963.

R. KEITH HIGGINSON
State Reclamation Engineer
(801)
Pub.: July 31, Aug. 7, 14 and 21

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 31st day of July, 1968.

and the last publication having been made on the

21st day of August, 1968; 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 21st

day of August, 1968

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires

XXXXX Jan. 10, 1972

31274

RECEIVED

LAW OFFICES
FURCHNER & ANDERSON

AUG 28 1968

H. WILLIAM FURCHNER
J. BLAINE ANDERSON
DWAIN H. STUFFLEBEAM

178 W. JUDICIAL STREET
BLACKFOOT, IDAHO 83221

August 27, 1968

Department of Reclamation
785-2310
P. O. BOX 752

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

Re: Permit No. G-31274
H. E. Benson
Route #2, Blackfoot, Idaho

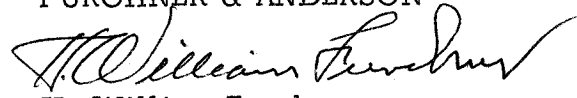
Dear Mr. Higginson:

We enclose herewith the depositions of the holder and witnesses in final proof of application of water to beneficial use for the above named permit holder, together with the affidavit of publication of the Notice of Proof.

We will appreciate notification from your office that these proofs are in order subject, of course, to the field examination to be made by your department.

Very truly yours,

FURCHNER & ANDERSON


H. William Furchner

HWF:slo

Encls.

P.S. We are unable to find the original Permit and do not, therefore, have the approval date. Would you kindly insert same on the enclosed Deposition of Holder.

31274

RECEIVED

NOTICE OF PROOF
OF COMPLETION OF WORKS
AND APPLICATION OF WATER

AUG 1 1968 TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that on August 23, 1968, at Blackfoot, County of Bingham, State of Idaho, before notary public (name & address) H. William Furchner, 178 West Judicial, Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 c.f.s. of the waters of a subterranean source, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-31274, heretofore issued by the Department of Reclamation of the State of Idaho.

for the di-

1. The name and address of permit holder is H. E. Benson, Blackfoot, 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 3.2 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 3.2 c.f.s.

4. The point of diversion of said water is SE1/4 NW1/4, Sec. 33, T. 1 S, R. 33 E, B.M., Bingham County.

5. The place where said water is used is W1/2 NE1/4, E1/2 NW1/4, Sec. 33, T. 1 S, R. 33 E, B.M.

6. The date of priority which said user is prepared to establish is July 18, 1963.

R. KEITH HIGGINSON
State Reclamation Engineer
(801)
Pub.: July 31, Aug. 7, 14 and 21

31274

Re: Permit No. G-31274
H. E. Benson

July 23, 1968

H. William Furchner, Attorney At Law
178 West Judicial
Blackfoot, Idaho 83221

Dear Mr. Furchner:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit No.

G-31274.

We have mailed the notice to the Blackfoot News to be published once a week for four consecutive weeks prior to August 23, 1968,**** which is the hearing date when the permit holder

H. E. Benson

and two disinterested witnesses must appear before

H. William Furchner, notary public, to complete the enclosed depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by H. William Furchner. Be sure all the forms have the notary's seal and are signed. Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: Depositions

cc: Applicant

****The hearing date has been advanced to allow time for advertising. If this is inconsistent with your plans, please notify us immediately.

31274

July 23, 1968

Re: Permit No. G-31274
H. E. Benson

Blackfoot News
Blackfoot, Idaho 83221

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to August 23, 1968. The expense of the publication is to paid by H. William Furchner, Attorney At Law, 178 West Judicial Street, Blackfoot, Idaho 83221.

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

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: legal notice

31274

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

August 23, 1968,

Notice is hereby given that on ~~Tuesday, August 20, 1968~~ at Blackfoot,
County of Bingham, State of Idaho, before notary public (name & address) _____
H. William Furchner, 178 West Judicial, Blackfoot, Idaho, proof will be
submitted of the completion of works for the diversion of 3.2 c.f.s. of the waters
of a subterranean source, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G-31274, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is H. E. Benson, Blackfoot, 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
3.2 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 3.2 c.f.s.
4. The point of diversion of said water is SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, T. 1 S., R. 33 E,
B.M., Bingham County.
5. The place where said water is used is W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 33, T. 1 S.,
R. 33 E, B.M.
6. The date of priority which said user is prepared to establish is _____
July 18, 1963.

R. KEITH HIGGINSON

State Reclamation Engineer

31274

RECEIVED
JUL 17 1968
Department of Reclamation

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Blackfoot News of Blackfoot, Idaho 83221; published in the county in which the works are situated.

H. E. BENSON

(signature)

Route #2, Blackfoot, Idaho

By H. Williams Kevler, His attorney
~~(address)~~

July 16, 1968

(date)

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 when proof is for completion of works.

I hereby certify that the facts set forth in the attached notice are true.

Engineer

31274

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

H. WILLIAM FURCHNER
J. BLAINE ANDERSON

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

July 16, 1968

~~RYAN M. JOHNSON~~
James L. Martsch

RECEIVED
JUL 17 1968
Department of Reclamation

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

Re: Permit No. G-31274
H. E. Benson
Route #2, Blackfoot, Idaho

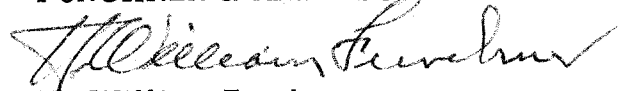
Dear Mr. Higginson:

We enclose herewith for publication the Notice of Proof of Completion of Works and Application of Water to Beneficial Use for the above named permit holder.

Will you please forward the same for publication in the Blackfoot News with the request that we be billed for the publication charges.

Very truly yours,

FURCHNER & ANDERSON


H. William Furchner

HWF:slo

Encls.

31274

Re: Permit No. G-31274

May 1, 1968

H. E. Benson
Blackfoot, Idaho 83221

Dear Mr. Benson:

Proof of completion of works and application of water to beneficial use for the above referenced permit is due not later than July 22, 1968.

Under the terms of your permit, it is required that a notice be published once a week for four consecutive weeks in a local newspaper showing your intent to submit proof. The proof will consist of depositions which the permit holder and two disinterested witnesses must complete before the listed notary public, and must be accompanied by an affidavit of publication of the legal notice.

We have prepared the enclosed notice from the information on your permit. The complete name and address of a notary public of the State of Idaho must be entered together with a date for you to appear before the notary. Allow at least 40 days from the date the notice is mailed to this department for your appearance before the notary.

If you find any discrepancy in the notice or have made any changes, please advise this department and we will assist you in doing whatever may be necessary to assure correct publication.

If the enclosed notice is correct, complete the blank spaces on both forms, sign the form authorizing us to publish the notice at your expense, and return all forms. At the time we send the notice to the newspaper, you will be supplied with further instructions.

If you do not desire to complete the proofs and obtain a license of water right, you are requested to complete the relinquishment portion of this form below and return it to the Department of Reclamation.

State Reclamation Engineer

RE LINQUISHMENT

I hereby relinquish to the State of Idaho, all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. _____.

Dated _____

Permit Holder

July 31, 1963

Re: Permit No. G-31274
H. E. Benson

Mr. H. William Furchner,
Attorney at Law,
Box 671,
Blackfoot, Idaho.

Dear Mr. Furchner:

We enclose Permit No. G-31274 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-8120 which was issued covering payment in the amount of \$ 5.75 for the filing fee of the above mentioned permit, together with a .25¢ refund.

Very truly yours,

~~CHUCK N. CARPENTER~~

State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

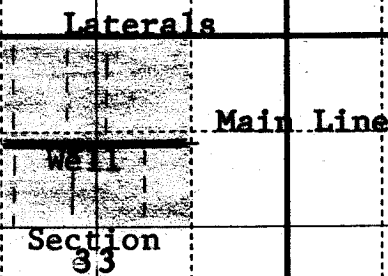
EPR:pmk

Encl

cc: H. E. Benson
Blackfoot, Idaho

31274

SECTION THIRTY-THREE, IN TOWNSHIP ONE SOUTH,
RANGE THIRTY-THREE EAST OF THE BOISE MERIDIAN,
IN IDAHO.



Acting
Permit No. 31274
31274

31274

LAW OFFICES
FURCHNER AND STUFFLEBEAM

116 N. E. MAIN STREET

BLACKFOOT, IDAHO

June 21, 1963

H. WILLIAM FURCHNER
DWAIN H. STUFFLEBEAM

RECEIVED
JUN 19 1963

Department of Reclamation

Mr. George N. Carter
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Carter:

We enclose herewith for filing, the Application for Water Permit of Mr. H. E. Benson, together with our check in the amount of \$6.00 in payment of the filing fee.

When the permit has been issued, will you please return it to me for the applicant, together with your receipt.

Very truly yours,



H. William Furchner

HWF/ms

Enclosure

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