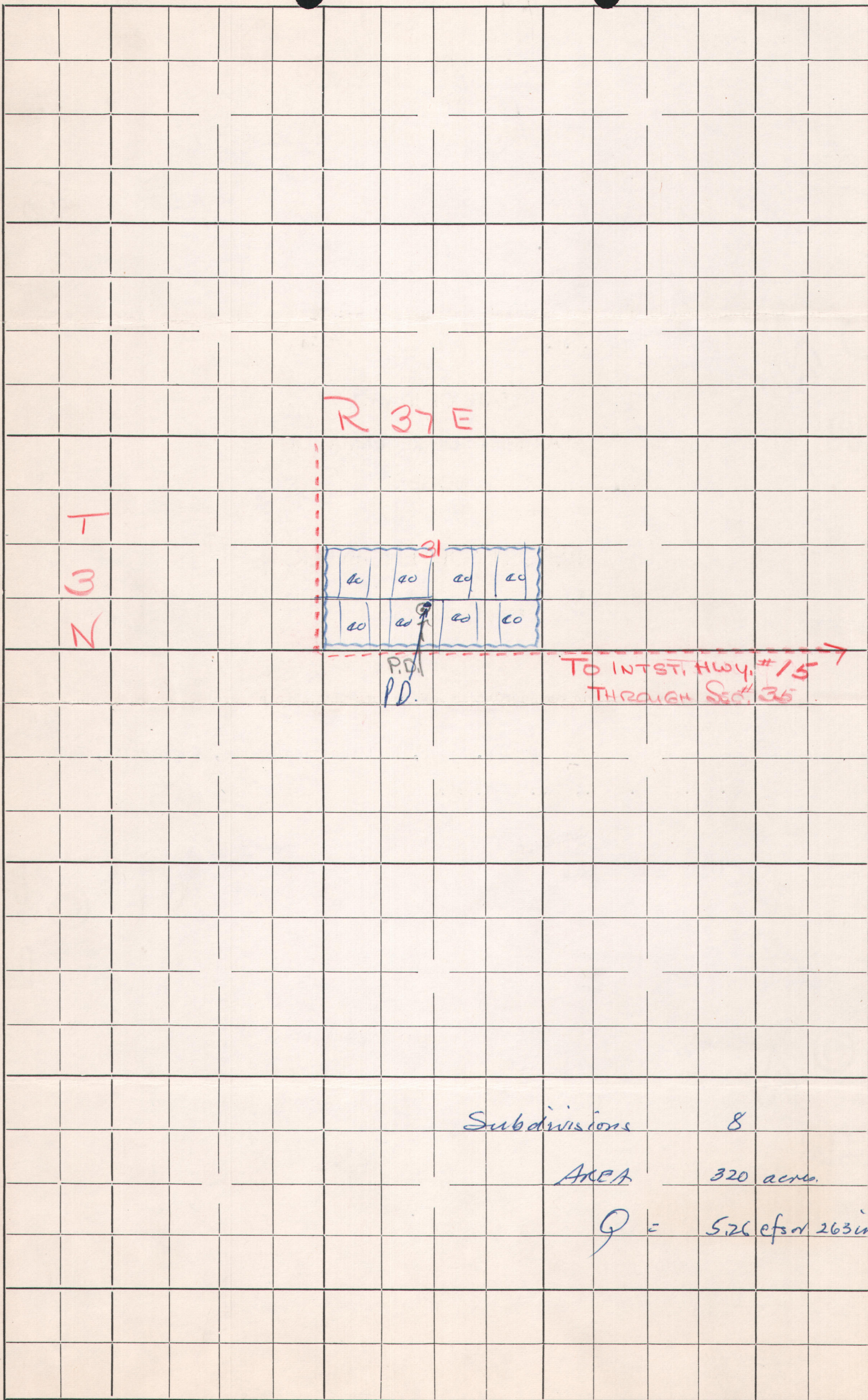




Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

30445

RECEIVED

JAN 26 1965

Department of Reclamation

Affidavit of Publication The Post - Register

STATE OF IDAHO }
County of Bonneville } ss.

I, **Edwin F. McDermott**, being first duly sworn, depose and say: That I am the **Principal Clerk** of the Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publisher of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, in Bonneville County, Idaho, and that said newspaper has been published continuously and uninterruptedly for more than four (4) years up to and including the last publication of the notice hereinafter referred to.

Affiant further says that the said newspaper, prior to the date of the first publication of said notice, as hereinafter stated, did designate a particular day of the week as the day on which legal notices, required by law or by order of any Court of competent jurisdiction within the State to be published weekly, would be published, and that since prior to the date of the first publication of said notice, as hereinafter stated, said newspaper has at the head of the editorial column of said paper and in each issue thereof announced the day of the week on which such legal notices required by law or by order of any Court of competent jurisdiction to be published weekly would be published, and that such day so designated was and is the Sunday issue or edition of said newspaper of each week.

Affiant further says that the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said The Post-Register in the Sunday edition or issue of said newspaper for four consecutive weeks, the first publication having been made in the Sunday issue of said newspaper on the 6th day of December, 1964, and that said notice was thereafter published in each Sunday issue of said newspaper as follows:

On Sunday the 13th day of December, 1964.
and on Sunday the 20th day of December, 1964.
and on Sunday the 27th day of December, 1964.
and on Sunday the _____ day of _____, 19____.
and on Sunday the _____ day of _____, 19____.
and on Sunday the _____ day of _____, 19____.
and that said notice was published in the regular and entire issue of said newspaper on the said respective dates of publication, and that such notice was published in the newspaper and not in any supplement issue thereof.

Edwin F. McDermott

Subscribed in my residence and sworn to before me this 28th day of December, 1964.

Kareldaale

Notary Public
Residence: Idaho Falls, Idaho
My commission expires April 5th, 1967.

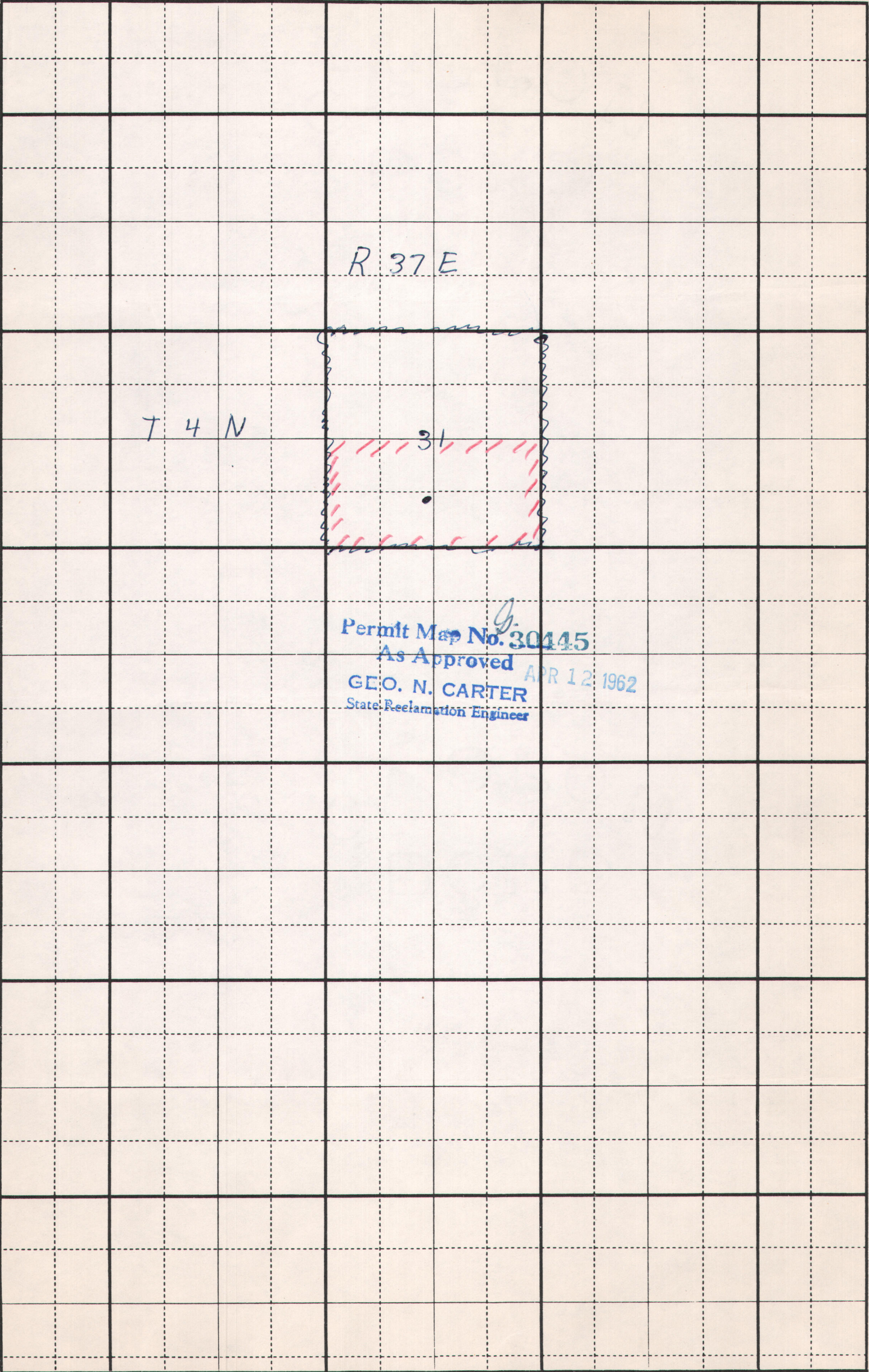
B-11, 500

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE
Notice is hereby given that at 10 A.M., on the 6th day of January, 1965, at Idaho Falls, County of Bonneville, State of Idaho, before George C. Petersen, Jr., Notary Public, at 520 D Street, Idaho Falls, Idaho, proof will be submitted of the completion of works for the diversion of 5.8 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30445, heretofore issued by the Department of Reclamation of the State of Idaho.
1. The name and postoffice address of the person or corporation holding said permit is Neal W. Sauer, 1521 Westland Avenue, Idaho Falls, Idaho.
2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5.8 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 5.8 cubic feet per second.
4. The point of diversion of said water is The Southeast Quarter of the Southwest Quarter of Section Thirty-one, Township Three North, Range Thirty-seven, East Boise Meridian.
5. The place where said water is used is on the South Half of Section Thirty-one, Township Three North, Range Thirty-seven, East Boise Meridian.
6. The date of priority which said user is prepared to establish is April 10, 1962.
CARL E. TAPPAN
State Reclamation Engineer
Pub: Dec. 6, 13, 20, 27, 1964

30445

NAME OF APPLICANT Neal W. Sauer

Form No. 0



✓

State of Idaho

License and Certificate of Water Right

Water License No. G-30445

Amount 5.26 c.f.s.

Water District No.

Priority April 10, 1962

THIS IS TO CERTIFY that NEAL W. SAUER
of Idaho Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 10, 1962; that Permit No. G-30445
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
6.4 second feet, was issued thereunder on September 16, 1965, showing that said works
were completed on the 6th day of January, 1965; and that on the 6th
day of January, 1965, NEAL W. SAUER

of Idaho Falls, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a
well, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-30445 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
13 of Licenses at page 8261, on the 16 day of September, 1965;

The right hereby confirmed dates from April 10, 1962;

The Point of Diversion is located
in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Tp. 3 N, R. 37 E, B. M. Bonneville County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 5.26 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N	37 E	31	S $\frac{1}{2}$	320	320

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
16th day of September, 1965.

s/RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

35 2708

Neal W. Saver

P.O. 225, Rt. 5
Idaho Falls, Idaho

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 38512
Permit No. G- 30445
District No.

1. Name of Applicant: Neal W. Saver

Postoffice address: Idaho Falls

County: Bonneville

State: Idaho

2. Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second 6.4 or Idaho
Miners' inches 320 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 1/4 of the SW 1/4 of Section 31

Twp. 4 N , Rge. 37 E , B.M., County of Jefferson

5. Water is to be used for: Irrigation

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.

(b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.

7. Kind of works: Well, pump, sprinkler system

8. Estimated cost of works: \$40,000

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 onhand: \$

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

Remarks:

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

s/ Neal W. Saver Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 9:00 A.M. April 10, 1962

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 30445

Recorded in Book 107 Page 30445 Approved April 12, 1962

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

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

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

One-fifth of the work above specified to be completed on or before October 12, 1964

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 April 12, 1967

Witness my hand this 12th day of April, 1962 s/ RALPH W. THOMAS
Deputy 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 12th day of April, 1962.

Countersigned: STATE OF IDAHO

(SEAL) By s/ ARNOLD WILLIAMS By s/ ROBERT E. SMYLIE
Secretary of State. Governor

12.

Twp.	Range	Sec.	NE¼	NW¼	SW¼	SE¼	Totals
			NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	
4 N	37 E	31			40 40 40 40	40 40 40 40	320
Application for Amendment ✓ LAND LIST Permit No. G-30445							
Comes now Neal W. Sauer, and represents to the STATE RECLAMATION ENGINEER of the State of Idaho: That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-30445, and requests that the list of lands to be irrigated, as described in said permit. be changed to read as follows:							
On the South Half of Section Thirty-one, Township Three North, Range Thirty-seven, East Boise Meridian, making a total of 320 acres.							
That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.							
Signed at Idaho Falls, Idaho this 13th day of November, 1964.							
/s/ Neal W. Sauer							
Date of receipt at office of Department of Reclamation: November 19, 1964							
APPROVAL OF STATE RECLAMATION ENGINEER							
I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-30445. This approval constitutes a new permit and is issued as an amendment to the original permit. to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.							

Recorded: December 9, 1964 /s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Application for Amendment ✓
POINT OF DIVERSION
PERMIT NO. G-30445

✓ Comes now Neal W. Sauer and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-30445. That the point of diversion is described in said Permit as being located: The Southeast Quarter of the Southwest Quarter of Section Thirty-One, Township Four North, Range Thirty-Seven, East Boise Meridian.

That he now requests that the point of diversion be changed to a point located: The Southeast Quarter of the Southwest Quarter of Section Thirty-one, Township Three North, Range Thirty-seven, East Boise Meridian.

That the reason for desiring to make such change is as follows: Applicant made an error in describing the Township as Four North when it in fact should have been "Township Three North."

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

Signed at Idaho Falls, Idaho, this 13th day of November, 1964

/s/ Neal W. Sauer

Date of Receipt at Department of Reclamation: November 19, 1964

APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-30445. This approval constitutes a new permit and is issued as an amendment to the original permit. to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Recorded: December 9, 1964

Permit No. G-30445 ✓

CERTIFICATE OF COMPLETION OF WORKS

✓ TO ALL WHOM IT MAY CONCERN:

This is to certify that Neal W. Sauer of Idaho Falls, County of Bonneville, and State of Idaho, the holder of Permit No. G-30445, issued upon Application No. G-38512 bearing date of priority of April 10, 1962, authorizing the diversion of 6.4 second feet of waters of a well County of Bonneville, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of works for diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 5.26 second feet of waters of a well from subterranean flow that the point of diversion of said waters SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 31, T. 3 N., R. 37 E.B.M. and that the lands proposed to be irrigated by the use or place of use of said waters are described as follows, to wit: S $\frac{1}{2}$, Section 31, T. 3 N., R. 37 E.B.M.

Witness my hand this 16th day of September, A.D., 1965.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works, January 6, 1965.

LICENSE ISSUED FOR 5.26 SEC. FT.
LICENSE PAGE NO. 8261

September 16, 1965

RE: Permit No. 30445 - 30446
Neal W. Sauer

Neal W. Sauer
1521 Westland Avenue
Idaho Falls, Idaho

Dear Mr. Sauer:

Enclosed are Licenses and Certificates of Water Right
on the above numbered permits.

Also enclosed is departmental receipt No. G-9817, in
the amount of \$42.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ejw

Encl: Licenses (2)
receipt

30445

Sept. 10, 1965

Re: Permit No. G-30445; G-30446

Neal W. Sauer
1521 Westland Ave.
Idaho Falls, Idaho

Dear Mr. Sauer:

We notified you by two letters dated August 12, 1965, that the Certificates of Water Right would be issued on the above noted permits upon receipt of fees of \$21.00 for each permit.

We received a check, signed by Mildred Sauer for \$21.00.

Kindly remit \$21.00 for the other permit fees in order that the certificates can be issued.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

30445

500 - July 8, 1964

August 12, 1965

RE: Permit No. G-30445

Neal W. Sauer
1521 Westland Avenue
Idaho Falls, Idaho

Dear Mr. Sauer:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-30445 shows the well is ~~(are)~~ capable of conveying 263 miner's inches, or 5.26 c.f.s. of water for the irrigation of 320 acres.

Upon receipt of the statutory fees, totaling \$ 21.00, we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of April 10, 1962, to the use of 5.26 second feet of subterranean water with the point of diversion in the SE 1/4, Sec. 31 for irrigation of 320 acres in the S 1/2, Sec. 31, T. 3 N., R. 37 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

30445

500 - July 8, 1964
ROBERT E. SMYLIE
Governor



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

August 12, 1965

RECEIVED
AUG 16 1965

Department of Reclamation

RE: Permit No. G-30445

Neal W. Sauer
1521 Westland Avenue
Idaho Falls, Idaho

Dear Mr. Sauer:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-30445 shows the well is (~~are~~) capable of conveying 263 miner's inches, or 5.26 c.f.s. of water for the irrigation of 320 acres.

Upon receipt of the statutory fees, totaling \$ 21.00, we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of April 10, 1962, to the use of 5.26 second feet of subterranean water with the point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31 for irrigation of 320 acres in the S $\frac{1}{2}$, Sec. 31, T. 3 N., R. 37 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

Edna P. Rule
(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

30445

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

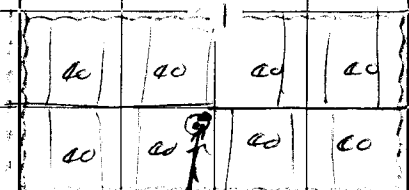
REPORT OF ENGINEER

PERMIT NO. G-30445

REPORT ON PROOF OF Completion of Works & Beneficial Use

Neal W. Sauer, 1521 Westland Avenue, Idaho Falls, Idaho

30445



P.D.
P.D.

1 IN. = 1 MILE
T.

Subdivisions 8

AREA 320 acres.

Q = 5.26 cfs or 263 in/hr

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

Permit No. G-30445

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Neal W. Sauer
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31
T. 3 N R. 37 E.B.M. County of Bonneville
4. Describe works as they exist, giving dimensions and capacities of same: 250 HP G.E. Motor
VJ 414001, Wintroath Pump # 10066, 10" discharge 15' south
that y's into main line East & West.
5. Water is used for: irrigation
6. State whether or not water has been turned into works of diversion: yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

S $\frac{1}{2}$ Sec. 31., Twp. 3 N., Rge. 37 E.B.M.

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

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

Remarks: 250 HP G.E. Motor # VJ 414001Wintroath Pump # 10066; 10" Disch 15' South
to Main lineMr. Sauer was contacted at his headquarters after
measurements were made.Measurement made by averaging pressure reading over system
42 # for 1/4" pipe = 5.80 GPM X 429 nozzles = 526 cfs (2359 GPM)This examination was made on the 6th day of August, 19 65(Signed) Leon J. Plummer
Don Wath Examiner.

30445

5/12/41
300' x 20' x 10' x 4' 1521 Westland Avenue
20' x 20' x 10' x 4' Idaho Falls, Idaho
4-24-1/2-1/2-1/2-1/2 Permit No. G-30445

Examination for Completion of Works & Beneficial Use

County Bonneville

Sec. 31 T. 3N R. 37 E. BM

Quantity: 6.41 CFS

Source: Subterranean

P. D.: SE 1/4 SW 1/4, Sec. 31, T. 3N - R. 37E
Bonneville

Use: Irrigation

Filed: April 10, 1962

Due: April 12, 1967

Extension:

Protest:

Completion of Works:

Other Rights: None

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
AUG 10 1965

Department of Reclamation

30445

1M April 1962

January 26, 1965

Re: Permits No. 0-30445 &
0-30446

Neal W. Sauer
1521 Westland Avenue
Idaho Falls, Idaho

Dear Mr. Sauer:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the POST-REGISTER, all submitted in proof of completion of works and beneficial use on Permit No. 0-30445 and 0-30446.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:
cc: George C. Petersen, Jr.
Attorney at Law
520 "H" Street
Idaho Falls, Idaho

30445

Affidavit of Publication
The Post - Register

RECEIVED
JAN 26 1965
DEPARTMENT OF AGRICULTURE

STATE OF IDAHO }
County of Bonneville } SS.

I, **Edwin F. McDermott**, being first duly sworn, depose and say: That I am the **Principal Clerk** of the Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publisher of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, in Bonneville County, Idaho, and that said newspaper has been published continuously and uninterruptedly for more than four (4) years up to and including the last publication of the notice hereinafter referred to.

Affiant further says that the said newspaper, prior to the date of the first publication of said notice, as hereinafter stated, did designate a particular day of the week as the day on which legal notices, required by law or by order of any Court of competent jurisdiction within the State to be published weekly, would be published, and that since prior to the date of the first publication of said notice, as hereinafter stated, said newspaper has at the head of the editorial column of said paper and in each issue thereof announced the day of the week on which such legal notices required by law or by order of any Court of competent jurisdiction to be published weekly would be published, and that such day so designated was and is the Sunday issue or edition of said newspaper of each week.

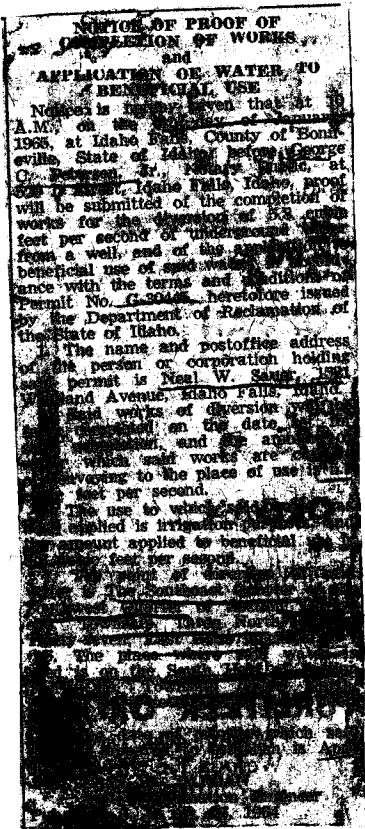
Affiant further says that the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said The Post-Register in the Sunday edition or issue of said newspaper for four consecutive weeks, the first publication having been made in the Sunday issue of said newspaper on the 6th day of December, 1964, and that said notice was thereafter published in each Sunday issue of said newspaper as follows:

On Sunday the 13th day of December, 1964
and on Sunday the 20th day of December, 1964
and on Sunday the 27th day of December, 1964
and on Sunday the _____ day of _____, 19____
and on Sunday the _____ day of _____, 19____
and on Sunday the _____ day of _____, 19____
and that said notice was published in the regular and entire issue of said newspaper on the said respective dates of publication, and that such notice was published in the newspaper and not in any supplement issue thereof

Edwin F. McDermott

Subscribed in my residence and sworn to before me this 28th day of December, 1964

Karek Hale
Notary Public
Residence: Idaho Falls, Idaho
My commission expires April 5th, 1967



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 26 1965
Department of Reclamation

Permit No. G 30445

* * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

* * * * *

DEPOSITION OF HOLDER

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

Neal W. Sauer, 1521 Westland Avenue, Idaho Falls, Idaho; Farmer; 1521 Westland Avenue,
Idaho Falls, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a 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 you propose to establish under the permit; G-30445; April 12, 1962; April 10, 1962.

Ques. 4. State source of water supply: subterranean
Give location of point of diversion, showing subdivision, section, township and range:

The SE 1/4 of the SW 1/4 of Sec. 31, Township 3 North, Range 37, East of the Boise Meridian

Ques. 5. Describe your works of diversion: deep well pump

_____ ; state amount of water they are capable of conveying from point of diversion to place of use 5.8 cubic feet per second

or other works by which water is conducted to such place of use: steel main line and aluminum laterals ; if a well, state depth of well approx 300 ft ; depth and size of casing: 20 feet of casing, balance solid lava ; depth to water 240 feet ; if pump is used, per second

state discharge of pump: 5.8 cubic feet ; tell how it was measured or determined: by a mechanical engineer for the purpose of measuring said flow

device used by a pump ; if sprinkler irrigation, give number and size of nozzles and operating pressure: 429 nozzles, size 11/64ths., with a 40 pounds pressure

Ques. 6. State for what purpose water is used: irrigation

If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water : South Half of Section 31,

Township 3 North, Range 37, East Boise Meridian, 320 acres are under irrigation

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

Non-irrigable land has been converted to irrigable land.

Sauer

30445

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Ralph P. Cope, 927 Poulsen, Idaho Falls, Idaho

Ques. 7. If for other than irrigation purposes, state purpose and how used:

not applicable

Ques. 8. What is the minimum amount of water required for the purpose specified above:

5.8 cubic feet per second

Ques. 9. 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

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: April 10, 1962 Time used since first use:

For each farming season following the above date.

Ques. 11. Describe all other water rights appurtenant to same place of use:

None

(sign)

Neal W. Sauer

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

Idaho Falls

, County of

Bonneville

State of Idaho, on this 6th day of January, A.D. 19 65.

My Commission expires:

3/15/67

George A. Sauer
Notary Public for State of Idaho
Idaho Falls - Idaho

RECEIVED
JAN 26 1935

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G 30445

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

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

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

Howard Taylor, age 48, Route Two, Box 262, Idaho Falls, Idaho, farmer, post office address
same as residence

Ques. 2. Are you acquainted with Neal W. Sauer, the holder of

Permit No. G-30445? How long have you known him and where does he reside:

1521 Westland Avenue, Idaho Falls, Idaho

Ques. 3. Have you read or heard said Permit No. G-30445 read, and are you familiar
with its provisions and conditions: Yes: XXXX No:

Ques. 4. State source of water supply: Deep water well

State place of diversion: The SE 1/4 of the SW 1/4 of Section 31, Township Three North, Range
37, East of the Boise Meridian

Describe works for conveying water to place of use: steel main line and aluminum laterals

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 5.8 How much water have you seen being so

conveyed: 5.8 cubic feet per second

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

A half section is irrigated by the above described pump consisting of a total of 320 acres.

said acreage being described as the S 1/2 of Section 31, Township 3 North, Range 37,

East of the Boise Meridian.

30445

Ques. 7. If for power or other purposes than irrigation, state how water has been 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:
dry farm land has been converted into an irrigable farm with a total of 320 acres
being converted into profitable cultivation; 5.8 cubic feet per second.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No.

Ques. 10. When did you first see this water used: April or May, 1962
Other times you have seen such use: during the farming seasons of 1962, 1963, and 1964.

(Signed)

X Howard Taylor

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 Idaho Falls

_____, County of Bonneville, State of Idaho, on this 6th. day of January

A. D., ~~1962~~ 1965.

Sharon E. Peterson

Notary Public for State of Idaho

Residing: Idaho Falls, Idaho

My commission expires: 3/15/67

RECEIVED
JAN 26 1935

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-30446

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:
age 48;

Ivan L. Ashment, 2205 East 1700 Street, Idaho Falls, Idaho, farmer, postoffice address same
as residence

Ques. 2. Are you acquainted with Neal W. Sauer, the holder of
Permit No. G-30446 ? How long have you known him and where does he reside:
approx. 15 years. 1521 Westland Avenue, Idaho Falls, Idaho

Ques. 3. Have you read or heard said Permit No. G-30446 read, and are you familiar
with its provisions and conditions: Yes: XXX No:

Ques. 4. State source of water supply: Deep Water Well

State place of diversion: The SE 1/4 of the SW 1/4 of Section 31, Township 3 North,
Range 37, East of the Boise Meridian.

Describe works for conveying water to place of use: Metal pipe consisting of a steel main
line and aluminum laterals

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 5.8 How much water have you seen being so
conveyed: 5.8 cubic feet per second

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

A half section is irrigated by the above described pump consisting of a total of 320
acres, said acreage being described as the S 1/2 of Section 31, Township 3 North, Range 37,
East of the Boise Meridian.

30445

Ques. 7. If for power or other purposes than irrigation, state how water has been 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:
dry farm land has been converted into an irrigable farm with a total of 320 acres being converted into profitable cultivation

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No.

Ques. 10. When did you first see this water used: In the spring of 1962.
Other times you have seen such use: during the farming seasons of 1962, 1963, and 1964.

(Signed)

Ivan H. Ashmead

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 Idaho Falls

_____, County of Bonneville, State of Idaho, on this 6th. day of January, A. D., ~~1962~~ 1965.

George C. Peterson
Notary Public for State of Idaho

Residing: Idaho Falls, Idaho

My commission expires: 3/15/67

PETERSEN, MOSS & OLSEN

ATTORNEYS AT LAW

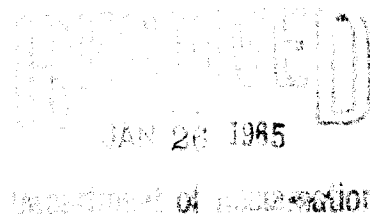
520 "D" STREET

IDAHO FALLS, IDAHO 83402

January 20, 1965

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

TELEPHONE
JACKSON 3-4650



Mrs. Edna P. Rule, Chief Clerk
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Permit No. G-30445
Neal W. Sauer

Dear Mrs. Rule:

Enclosed herewith please find properly executed deposition of holder properly completed and executed by Neal W. Sauer, the deposition of witness completed and executed by Ivan L. Ashment, a second deposition of witness properly completed and executed by Howard F. Taylor and the original Affidavit of Publication from the Post Register properly executed by the publisher.

I would appreciate your reviewing and processing the enclosed documents at your earliest convenience in order that the appropriation of our client can be proved in accordance with his proof.

Your cooperation on the above is greatly appreciated.

Yours very truly,

PETERSEN, MOSS & OLSEN



George C. Petersen, Jr.

GCP:lkn

Encls.

30445

December 9, 1964

RE: Permit Nos. G-30445, G-30446
Neal W. Sauer

Petersen, Moss & Olsen
Attorneys
520 "D" Street
Idaho Falls, Idaho

Gentlemen:

Enclosed are the amendments to the points of diversion and to the land lists on the above numbered permits.

Also enclosed is departmental receipt No. G-9021 in the amount of \$4.00 covering the recording fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rile
Chief Clerk

EPR:mr

Enc. amendments 4
receipt

30445

ROBERT E. SMYLLIE
Governor



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

November 19, 1964

RE: Permit Nos. G-30445, G-30446
Neal W. Sauer

Peterson, Moss & Olson
Attorneys at Law
520 "D" Street
Idaho Falls, Idaho 83402

Attention: George C. Peterson, Jr.

Dear Mr. Peterson:

Receipt is acknowledged of your letter of November 13, 1964 regarding the above referenced permits.

The fee for amendments is \$1.00 each. Since there were four amendments involved please remit an additional \$2.00.

For ready reference you will find enclosed a sheet listing fees charged by this department.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By


M. Russell Bosch, Assistant
Water Rights & Records Section

MRB:mr

Enc. list

30445

November 30, 1964

Re: Permit No. G-28362 - Lynn Bingham
G-30445 - Neal W. Sauer
G-30446 - " " "

Post Register
Idaho Falls, Idaho

Gentlemen:

On November 16th and 19th we mailed you Notices of Publication on the above numbered permits, requesting that tear sheets be mailed into this office for checking purposes.

To date we have not received such copies and ask that these be mailed to us as soon as possible.

Under the ruling of the Attorney General it is imperative that we check these publications, as in case of error it must then be readvertised before the certificates of water right can be issued.

Thank you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

H. PETRI
Head of Division
State Water Rights and Records

HP:ew

30445

Application for Amendment

LAND LIST

Permit No. G-30445

Department of Reclamation

Comes now Neal W. Sauer, and represents
to the STATE RECLAMATION ENGINEER of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the
State of Idaho, No. G-30445, and requests that the list of lands to be irrigated,
as described in said permit, be changed to read as follows:

on the South Half of Section Thirty-one, Township Three North, Range Thirty-seven,
East Boise Meridian.

, making a total of 320 acres.

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

Signed at Idaho Falls, Idaho this 13th. day of November, 1964

Neal W. Sauer

Date of receipt at office of Department of Reclamation: November 19, 1964

APPROVAL OF STATE RECLAMATION ENGINEER

RALPH W. THOMAS, Deputy

I, ~~XXXXXXXXXX~~, State Reclamation Engineer of the State of Idaho, hereby approve
the above and foregoing application for amendment to Permit to appropriate the Public
Waters of the State of Idaho, No. G-30445. This approval constitutes a new permit
and is issued as an amendment to the original permit, to which it refers, and of which
it becomes a part, and said application is approved only insofar as the rights of others
will not be adversely affected thereby.

Ralph W. Thomas

Deputy State Reclamation Engineer

Recorded: December 9, 1964

30445

Application for Amendment

POINT OF DIVERSION

Permit No. G-30445

Comes now Neal W. Sauer and
represents to the State Reclamation Engineer of the State of Idaho:

That he is (he) the owner and holder of Permit to appropriate the Public
Waters of the State of Idaho, No. G-30445.

That the point of diversion is described in said Permit as being located:
The Southeast Quarter of the Southwest Quarter of Section Thirty-One, Township Four North,
Range Thirty-seven, East Boise Meridian

That he now requests that the point of diversion be changed to a point
located: The Southeast Quarter of the Southwest Quarter of Section Thirty-one, Township
Three North, Range Thirty-seven, East Boise Meridian.

That the reason for desiring to make such change is as follows:
Applicant made an error in describing the Township as Four North when it in fact should have
been "Township Three North."

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

Signed at Idaho Falls, Idaho, this 13th day of November 1964

Neal W. Sauer

Date of Receipt at Department Of Reclamation: November 19, 1964

APPROVAL OF STATE RECLAMATION ENGINEER

RAUL W. THOMAS, Deputy
I, RAUL W. THOMAS, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE
the above and foregoing application for amendment to Permit to appropriate the Public
Waters of the State of Idaho, No. G-30445. This approval constitutes a new
permit and is issued as an amendment to the original permit, to which it refers and of
which it becomes a part, and said application is approved only insofar as the rights of
others will not be adversely affected thereby.

Recorded in Book 107 of
Permits, at Page 2442
December 9, 1964

Deputy Raul W. Thomas
State Reclamation Engineer

30445

RECEIVED
NOV 13 1964
DEPARTMENT OF RECLAMATION

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 13, 1964

(P. O.) 1521 Westland Drive, Idaho Falls, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the POST REGISTER of
333 North Yellowstone Highway, Idaho Falls, Idaho published in the
county in which the works are situated.

Neal W. Sauer

(In case of canals or other works designed to divert and
carry more than 50 cubic feet of water per second, the following certificate
must be signed by a well known and competent engineer.)

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

Engineer

30445

RECEIVED
NOV 19 1964

10/1/63

NOTICE OF PROOF OF COMPLETION OF WORKS

Department of Reclamation

and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 10 AM., on the 6th. day of January
1965, at Idaho Falls, County of Bonneville, State of Idaho,
before George C. Petersen, Jr., Notary Public, at (address) 520 D Street
Idaho Falls, Idaho, proof will be submitted of the completion of works for
the diversion of 5.8 cubic feet per second of underground water from a well, and of the
application to beneficial use of said water, in accordance with the terms and conditions
of Permit No. G-30445, heretofore issued by the Department of Reclamation of the
State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is Neal W. Sauer, 1521 Westland Avenue, Idaho Falls, Idaho

2. Said works of diversion will be fully completed on the date set for such comple-
tion, and the amount of water which said works are capable of conveying to the place of
use is 5.8 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
5.8 cubic feet per second.

4. The point of diversion of said water is The Southeast Quarter of the Southwest Quarter of
Section Thirty-one, Township Three North, Range Thirty-seven, East Boise Meridian.

5. The place where said water is used is on the South Half of Section Thirty-One,
Township Three North, Range Thirty-seven, East Boise Meridian.

6. The date of priority which said user is prepared to establish is April 10, 1962

CARL E. TAPPAN

State Reclamation Engineer

30445

Re: Permit No. G-30445
Neal W. Sauer

Date: Nov. 19, 1964

Post Register,
Idaho Falls, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to January 6, 1965 the date set for proof; the expense of the publication is to be paid by the applicant Neal W. Sauer of 1521 Westland Avenue, Idaho Falls, Idaho to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

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

30445

Re: Permit No. G-30445

November 19, 1964

Mr. Neal W. Sauer,
1521 Westland Avenue,
Idaho Falls, Idaho.

Dear Mr. Sauer:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. G-30445. The proofs are to be made at 10:00 o'clock A.M., on the 6th day of January, 1964, before George C. Peterson, Jr., 520 N Street, Idaho Falls, Idaho, Notary Public.

As of this date, we have mailed the Notice to the Post Register Idaho Falls, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the affidavit of publication and statement of costs to you.

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

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

30445

November 19, 1964

RE: Permit Nos. G-30445, G-30446
Neal W. Sauer

Peterson, Moss & Olson
Attorneys at Law
520 "D" Street
Idaho Falls, Idaho 83402

Attention: George C. Peterson, Jr.

Dear Mr. Peterson:

Receipt is acknowledged of your letter of November 13, 1964
regarding the above referenced permits.

The fee for amendments is \$1.00 each. Since there were four
amendments involved please remit an additional \$2.00.

For ready reference you will find enclosed a sheet listing
fees charged by this department.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

. Russell Bosch, Assistant
Water Rights & Records Section

RB:mr

Enc. list

30445

November 9, 1964

RE: Permit Nos. G-30445, G-30446
Neal W. Saver

Peterson, Moss & Olson
Attorneys at Law
520 "D" Street
Idaho Falls, Idaho

Attention: George C. Peterson, Jr.

Dear Mr. Peterson:

Returned herewith are Notices of Proof of Completion of Works and Application of Water to Beneficial Use for the above listed permits.

Item #1 should include the permit holder's name as well as the address. Items #4 and 5 both indicate the lands as being in Township 3 North; however both permits have the land listed as being in Township 4 North. If the property is actually located in Township 3 North we will require amendments to both the points of diversion and the land lists. Forms requesting these amendments are enclosed.

Please correct the notice or submit the amendments promptly. Fees for the amendments are \$1.00 each.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

H. Petri
State Water Rights Clerk

HP:mr

Enc. amendment forms 4
notice of proof 2

30445

April 19, 1962

Re: Permit No. G-30445

Mr. Neal W. Saver,
Box 225, Rt. 5,
Idaho Falls, Idaho.

Dear Mr. Saver:

We enclose Permit No. G-30445 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-6905 which was issued to George R. Lake covering payment in the amount of \$6.50 for the filing fee of the above mentioned permit.

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.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

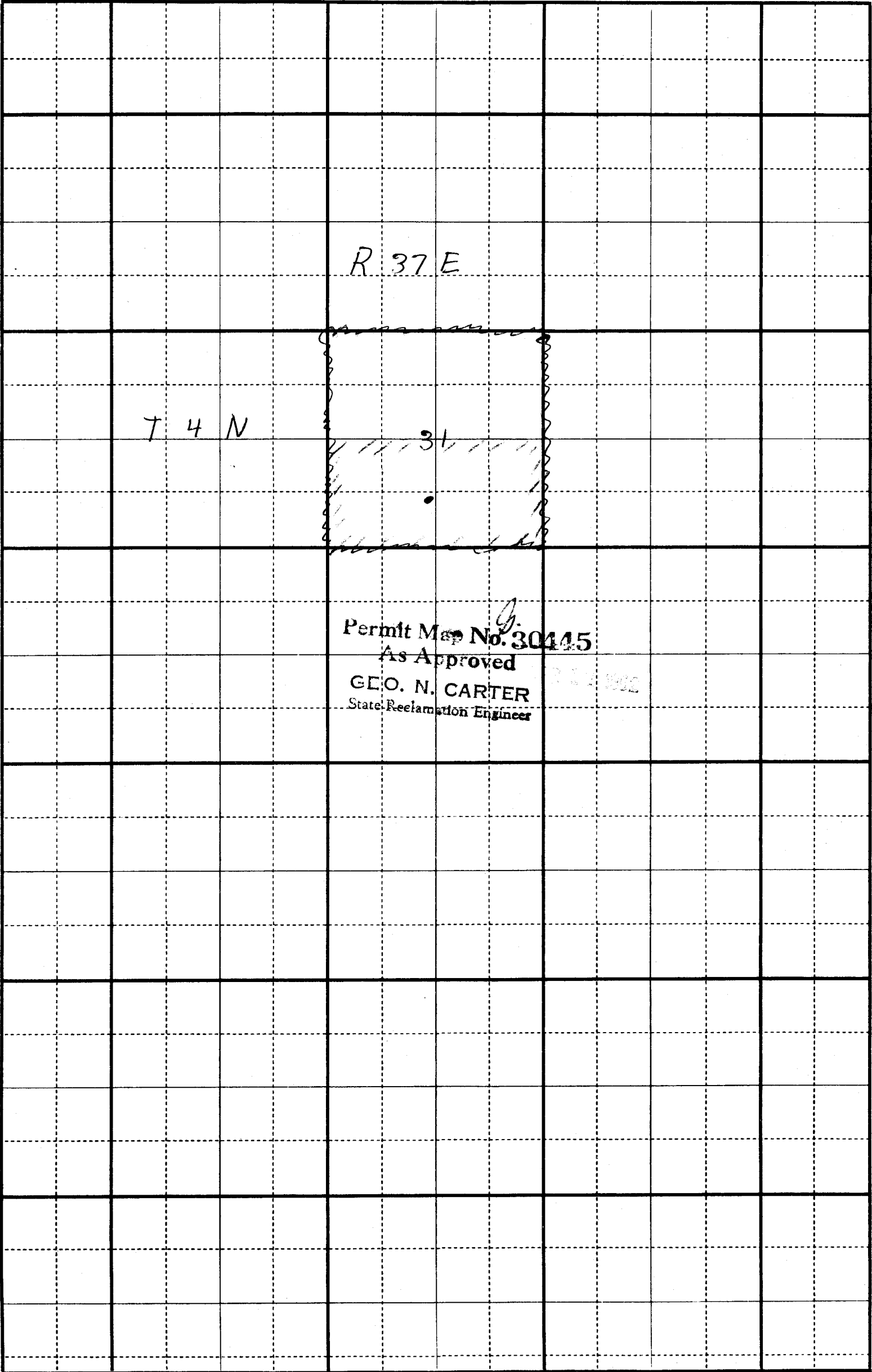
(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pak

30445

NAME OF APPLICANT Neal W. Sauer

Form No. 0



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

30445

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

and

**APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10 A.M. on the 6th day of January, 1965, at Idaho Falls, County of Bonneville, State of Idaho, before George C. Petersen, Jr., Notary Public, at 520 D Street, Idaho Falls, Idaho, proof will be submitted of the completion of works for the diversion of 5.8 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30445, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Neal W. Sauer, 1521 Westland Avenue, Idaho Falls, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5.8 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 5.8 cubic feet per second.

4. The point of diversion of said water is The Southeast Quarter of the Southwest Quarter of Section Thirty-one, Township Three North, Range Thirty-seven, East Boise Meridian.

5. The place where said water is used is on the South Half of Section Thirty-One, Township Three North, Range Thirty-seven, East Boise Meridian.

6. The date of priority which said user is prepared to establish is April 10, 1962.

CARL E. TAPPAN

State Reclamation Engineer

Pub: Dec 6, 13, 20, 27, 1964

NOTICE OF SALE

NOTICE TO HEREBY