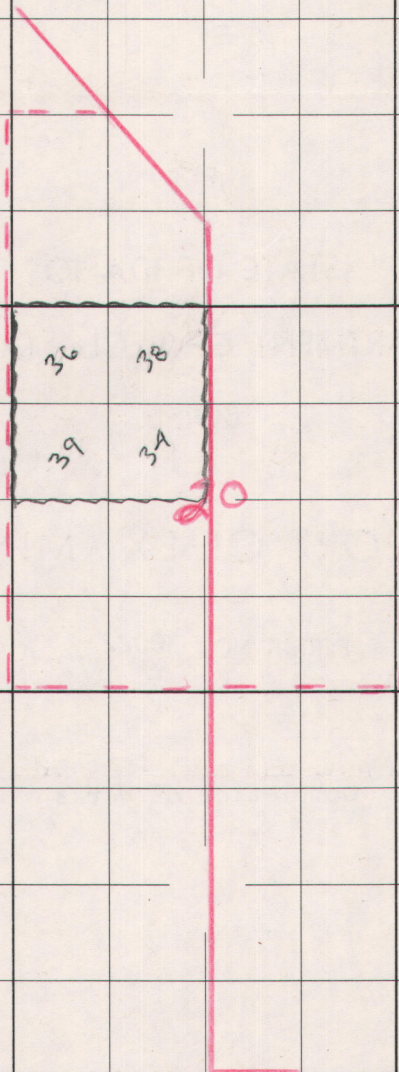


Rge. 37E.

Top 5N.



71
73
147

Roberts

AREA - 147 ACRES

SUBD. - A

Q - 1.12 c.f.s.

RECEIVED
NOV 22 1966

AFFIDAVIT OF PUBLICATION
The Rigby Star

RECEIVED
OCT 10 1966

Department of Reclamation

STATE OF IDAHO,

ss.

County of Jefferson

I, Hope B. Jones, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes annotated section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that said attached notice, advertisement or publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supple-

ment issue thereof, for four consecutive issues thereof; first publication having been made on the

7th day of July, 1966
and the last publication on the

28th day of July, 1966

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each, printed from type matter, of at least seventeen and three-fourths inches depth; and that there are at least two hundred bona fide subscribers in Jefferson County.

Hope B. Jones

Subscribed in my presence and sworn to before me this 16th

day of August, 1966
(SEAL)

R. H. Hamm
Notary Public for the State of Idaho,
Residence and P.O. Address Rigby Idaho.

My commission expires _____, 19__

Publication Fee: \$ Pd

MY COMMISSION EXPIRES JULY 15, 1969

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

NOTICE is hereby given that on the 29th day of July 1966, at Roberts, County of Jefferson, State of Idaho, before Florence Gilchrist, Notary Public, at (address) Roberts, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of the waters of Unnamed Slough, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30022, 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: Hyrum Victor Bell, Roberts, 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 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 cubic feet per second.

4. The point of diversion of said water is various places along slough bank in the NW 1/4, Sec. 20, T. 5 N., R. 37 E., B.M.

5. The place where said water is used is NW 1/4 of Sec. 20, Twp. 5 N., R. 37 E., B.M. Total 160 acres.

6. The date of priority which said user is prepared to establish is July 31, 1961.

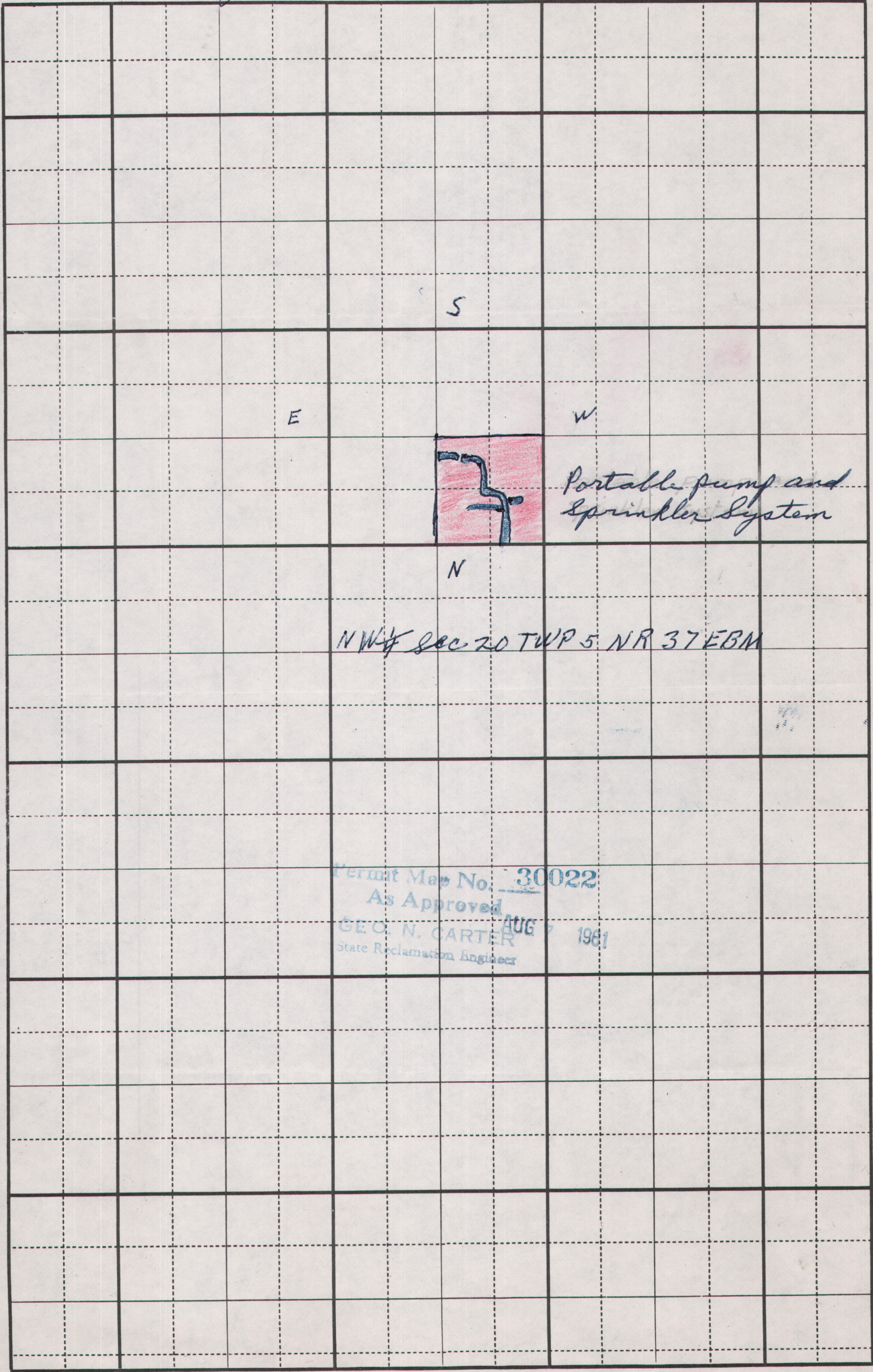
R. Keith Higginson,
Deputy State Reclamation
Engineer

(Pub.: July 7-14-21-28, 1966)

30022

NAME OF APPLICANT Hyron Victor Bell

Form No. 0



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

Land to be irrigated *Water source & Place of diversion* 30022

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

NOTICE is hereby given that on the 29th day of July 1966, at Roberts, County of Jefferson, State of Idaho, before Florence Gilchrist, Notary Public, at (address) Roberts, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of the waters of Unnamed Slough, and of the

application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30022, 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: Hyrum Victor Bell, Roberts, 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 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 cubic feet per second.

4. The point of diversion of said water is various places along slough bank in the NW $\frac{1}{4}$, Sec. 20, T. 5 N., R. 37 E., B.M.

5. The place where said water is used is NW $\frac{1}{4}$ of Sec. 20, Twp. 5 N., R. 37 E., B.M. Total 160 acres.

6. The date of priority which said user is prepared to establish is July 31, 1961.

R. Keith Higginson,
Deputy State Reclamation
Engineer

(Pub.: July 7-14-21-28, 1966)

WATER LICENSE

Water License No. 30022 Priority July 31, 1961 Amount 1.12 c.f.s.

THIS IS TO CERTIFY, that Hyrum Victor Bell-Assignee-David H. Bell
of Roberts, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated July 31, 1961; that Permit 30022 was issued pursuant
to said application; that the proposed works were completed on or about 1961,
with a storage/or carrying capacity of 1.12 c.f.s., said works consisting of pump and
earth contour ditches; and that on August 3, 1966,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 514.5
acre feet per season, with a maximum rate of diversion of 1.12 cubic feet per second of the waters
of unnamed slough, tributary of N.A.,
for the purpose of irrigation from April 1 to October 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in points in the various / xx NW 1/4, Sec. 20, T. 5 N, R. 37 E, B.M., and
other additional points _____, in the County of
Jefferson; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 514.5 acre feet per year.

Description and location of place of use:

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	
5 N	37 E	20					38	36	39	34									147

Total number of acres irrigated 147

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

14th day of October, 19 68.

R. Keith Higgins
State Reclamation Engineer

30022

35 2082

Application For Permit To Appropriate the Public Waters of the State of Idaho

35-2682

APPLICATION No. 38048
PERMIT No. 30022
DISTRICT No.

1. Name of Applicant: Hyrum Victor Bell

Postoffice address: Roberts, Rt. 1

County: Jefferson

State: Idaho

I. If applicant is a corporation, give:

- (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) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: 3.2 cubic feet per second.

3. Source of water supply: Unnamed Slough which is a tributary of None

4. Location of point of diversion: Portable pump is to be used & water is to be diverted at feet distant from the corner of Section , T. , R. , B.M., and is in the NW $\frac{1}{4}$ of section 20 , T. 5 N , R. 37 E , B. M., County of Jefferson

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section T. , R. , B.M., in the of Section of , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet distant from the corner of Section , T. , R. , B.M., in the of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 2500

8. Kind of works: Portable pump & sprinkler system

9. Height of dam feet; length of dam at top feet; length of dam at bottom feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom fee; width at water line feet; depth of water feet; dimensions of flume:

Diameter of pipe 4 inches; length of conduit $\frac{1}{2}$ mile miles.
Average grade per mile feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 0 additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
140 inches Butte Market Lake Water

16. (a) Is reservoir to be used? no If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

s/ Hyrum V. Bell, Sr. *Applicant.*

By _____ Agent.

Date of first receipt at Department of Reclamation: 1:00 P.M. July 31, 1961

Returned to applicant for correction: July 31, 1961

Corrected application received: August 3, 1961

Approval of State Reclamation Engineer

The number of this permit is 30022

Recorded in Book 105 Page 30022 Approved August 7, 1961

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 October 7, 1961 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before February 7, 1964

The whole of said work to be completed on or before August 7, 1966

Beneficial use of water appropriated in accordance herewith, to be made on or before August 7, 1966

WITNESS My hand this 7th day of August, 1961

s/ GEO. N. CARTER
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.....7th.....

day of August, 1961
Countersigned:

STATE OF IDAHO

(SEAL) By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLLIE
Governor.

REMARKS:

14.

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	
5 N	37 E	20					40	40	40	40									160
A S S I G N M E N T ✓																			
For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriatethe Public Waters of the State of Idaho, No. 30022 to David H. Bell, address: Roberts, Idaho.																			
/s/ H.V.BELL																			
wife of Permit holder is Deceased																			
State of Idaho) : ss County of Jefferson)																			
On this 23rd day of September, 1966, before me, a Notary Public for the State of Idaho, residing at Roberts, Idaho, personally appeared H. D. Bell known to me to be the person whose name is subscribed to the within instrument and duly acknowledged to me that he executed the same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal this day and year in this certificate first above written.																			
/s/ FLORENCE GILCHRIST Notary Public residing at Robert, Idah																			
My commission expires: 1969.																			
LICENSE ISSUED FOR 1.12 SEC. FT. LICENSE PAGE NO. 30022.																			

October 14, 1968

Re: Permit No. 30022

Mr. David H. Bell
Roberts,
Idaho 83444

Dear Mr. Bell:

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

Also enclosed is departmental receipt No. 2193 in the
amount of \$13.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures

Handwritten:
30022

September 23, 1968

Re: Permit No. 30022

Mr. David H. Bell
Roberts, Idaho 83444

Dear Mr. Bell:

A representative of this department has made an examination of the works covered by your permit 30022 and has found the following:

Quantity of water diverted: 1.12 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 1.12 c.f.s.

Purpose of use: For irrigation 147 acres in the NW 1/4, Sec. 20, T. 5 N., R. 37 E., B. M.

The priority date established is: July 31, 1961.

A fee totaling \$ 13.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

DONALD W. McELDOWNEY
Appropriations Examiner

DWMc: ew

30022

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

September 23, 1968

Re: Permit No. 30022

Mr. David H. Bell
Roberts, Idaho 83444

Dear Mr. Bell:

A representative of this department has made an examination of the works covered by your permit 30022 and has found the following:

Quantity of water diverted: 1.12 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 1.12 c.f.s.

Purpose of use: For irrigation 147 acres in the NW $\frac{1}{4}$, Sec. 20, T. 5 N., R. 37 E., B. M.

The priority date established is: July 31, 1961.

A fee totaling \$ 13.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

A handwritten signature in cursive script, reading "Donald W. McElDowney".

DONALD W. McELDOWNEY
Appropriations Examiner

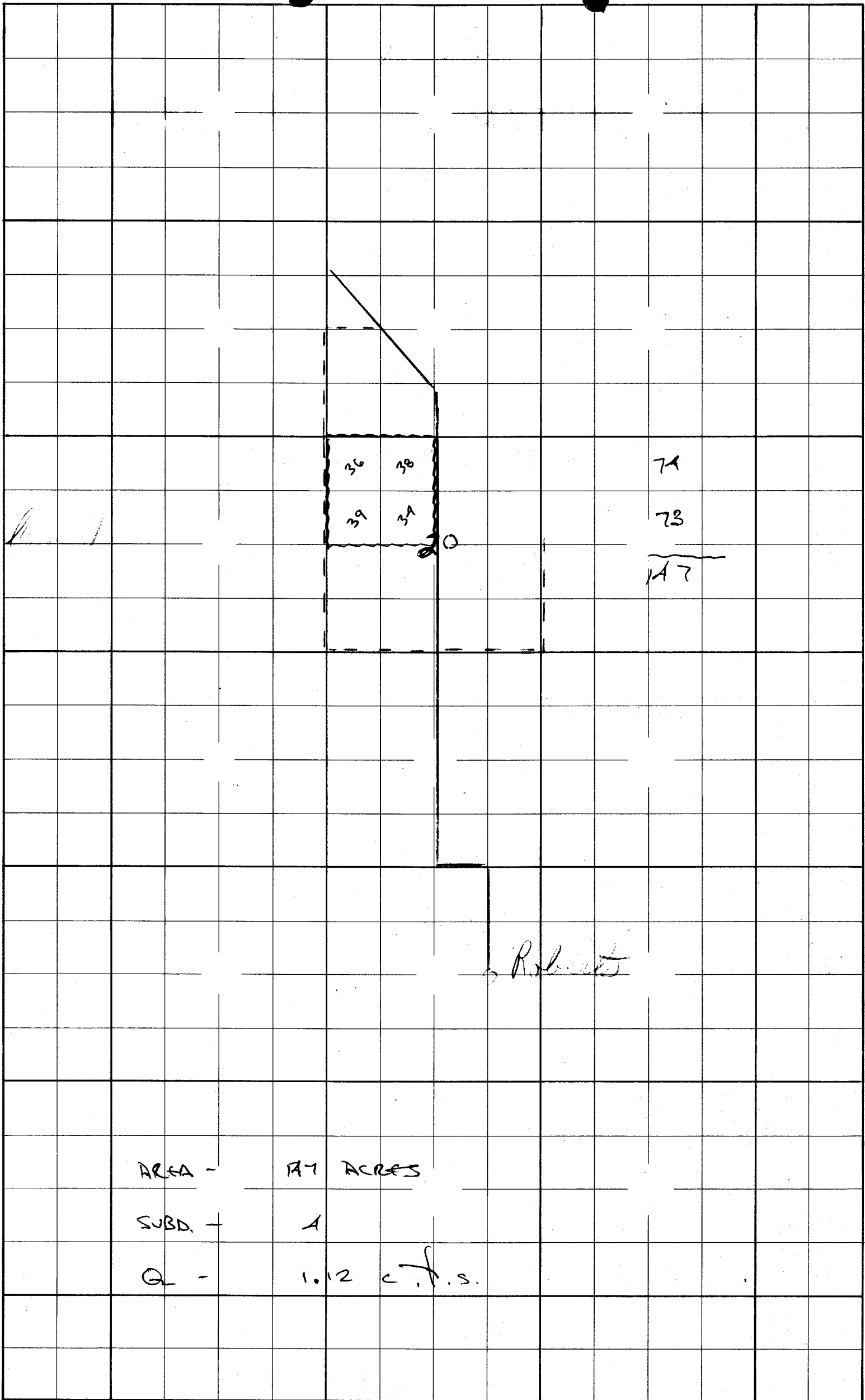
DWMc: ew

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 30022

REPORT ON PROOF OF Completion of Works & Beneficial Use





D-265

24.1

6.5

9.8

8.7

D-242

D-29

D-28

22.0

D-231

9.7

10.4

11.9

11.7

10.0

3.4

6.5

5.2

11.9

11.5

12.0

D-279

9.9

D-249

16.4

13.7

16.4

8.3

11.2

1.4

4.2

9.5

D-26

20 21
29 28

30022

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

Permit No. 30022

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

1. Name of applicant David H. Bell

2. Source of water supply: unnamed slough

3. Location of point of diversion: Is in the various points in NW $\frac{1}{4}$ of Section 20

T. 5N R. 37E County of Jefferson

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

3" x 1" BERKELEY PORTABLE CENTRIFUGAL GAS
POWERED PUMP, (DESIGNED BY JCS)
OPEN DISCHARGE THROUGH EARTH CONTOUR
DITCHES

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):

NW $\frac{1}{4}$, Sec. 20, T. 5 N, R. 37 E, B.M.

(160 acres)

(147 acres)

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

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

Remarks: MR BELL CONTACTED.

MR BELL USES THE WATER FROM THE SLOUGH
FROM VARIOUS POINTS OF DIVERSION. SLOUGH
SUPPLIES AN ABUNDANCE OF WATER THROUGHOUT THE
IRRIGATION SEASON

MANUFACTURES - DESIGN CAPACITY - (RATING CURVE) Q = 1.12 cfs

This examination was made on the 21 day of SEPT, 1965

(Signed) DR

Examiner.

30022

DW
Plat

David H. Bell
Roberts, Idaho
sprinkler pipe?
reservoir & dam?
surface water

DESIGNED BY SOIL CONSERVATION
3x4" DUT WATER

BRICKLEY PUMP PORTABLE

Permit No. 30022

Examination for Completion of Works & Beneficial Use

County Jefferson

Quantity: 3.2 c.f.s. Sec. 20 T. 5N R. 37E

Source: unnamed slough

P.D.: various points in NW $\frac{1}{4}$, Sec. 20, T. 5 N,

R. 37 E, B.M.

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights: 140 in.s Butte Market Lake Water

Filed: July 31, 1961

Due: August 7, 1966

Made: August 3, 1966

Priority: July 31, 1961

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.

Jefferson
XXXXXXXXXX

November 25, 1966

Re: Permit No. 30022

David H. Bell
Roberts, Idaho

Dear Mr. Bell:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Bigby Star all submitted in proof of completion of works and beneficial use on Permit No. 30022.

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

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

Very truly yours,

M. Russell Bosch
Office Manager

MRB:nw

30022

RECEIVED
NOV 22 1966

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 30022

RECEIVED
AUG 4 1966

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF HOLDER

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

H. Bell - ROBERTS IDAHO

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

Purchase of property from Hyman Victor Bell

Ques. 3. State number, approval date of permit, and date of priority: 30022

Aug 15, 1961

Ques. 4. State source of water supply: unnamed slough

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

NW 1/4 Sec 20 Twp 5 N Rge 37 E

Ques. 5. Describe your works of diversion: Digging reservoirs & damming

water; state amount of water they are capable of con-

veying from point of diversion to place of use: 3.2 cu ft per sec; Give name of canal or ditch

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

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

casing _____; depth to water surface; if pump is used,

state discharge of pump: 3.2 cu ft per sec; tell how it was measured or determined soil

conservation records; if sprinkler irrigation, give number and size

of nozzles and operating pressure: 66 3/16 in nozzles at 40 lb per sq in

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:

NW 1/4 Sec 20 Twp 5 N Rge 37 E 160 acres

no log

30022

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

Improved pasture + Supplemental water

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

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

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

Purchase Contract

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 1961 - Time used since first use:

Summer irrigation 1962, 1963, 1964, 1965 + 1966

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

14 Shares Butte Market Lake Canal

(sign) David H. Bell

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

Roberts, County of Jefferson

State of Idaho, on this 3 day of August, A. D. 1966.

Florence Gulchrist

My commission expires: 1968

RECEIVED
NOV 22 1966

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 30022

RECEIVED
AUG 4 1966

Department of Reclamation

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

DEPOSITION OF WITNESS

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

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

Rollo Dutton 56 Roberts Idaho Farmer and Merchant Roberts, Ide,

Ques. 2 Are you acquainted with David H. Bell, the holder of
Permit No. 30022? How long have you known him and where does he reside?

I have known David H. Bell for 25 years, David Resides at Roberts Idg

Ques. 3. Have you read or heard said Permit No. 30022 read, and are you familiar
with its provisions and conditions: Yes yes No. _____

Ques. 4. State source of water supply: unnamed slough

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

nw-1/4 Sec. 20 Twp 5 N Rge 37E

Describe works for conveying water to place of use: Digging out the slough for
more storage at some places & draining water

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

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

n.w. 1/4 Sec. 20 Twp 5 N Rge 37E 160 acres

30022

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

Improved Pasture and Supplemental Water

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.

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

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

Other times you have seen such use: _____

(Signed):

Rollo Dutton

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 Roberts

_____, County of Jefferson, State of Idaho, on this 3 day of August, A. D. 19 66

Flarence Gulchrist

Notary Public for the State of Idaho

Residing Roberts Idaho

My commission expires 1968

RECEIVED
NOV 22 1966

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 30022

RECEIVED
AUG 4 1966

Department of Reclamation

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

DEPOSITION OF WITNESS

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

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

Dean C. Gollinger 43 Robert G. Hahn Farmer + Surveyor

Ques. 2 Are you acquainted with David H. Bell, the holder of
Permit No. 30022? How long have you known him and where does he reside?

I have known 16 years

Ques. 3. Have you read or heard said Permit No. 30022 read, and are you familiar
with its provisions and conditions: Yes yes No. no

Ques. 4. State source of water supply: unknown slough

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

M. W. 1/4 Sec. 20 Twp 5 N Rge 37 E

Describe works for conveying water to place of use: to make a reservoir

for water storage & to use for irrigating

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

conveyed? 3.2 cu. ft. per acre

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

M. W. 1/4 Sec. 20 Twp. 5 N Rge 37 E. 160 acres

30022

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

Improve pasture & Supplemental water

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.

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

Ques. 10. When did you first see this water used? 16 years ago

Other times you have seen such use: _____

(Signed):

Dean C. Zeller

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 Roberts

_____, County of Jefferson, State of Idaho, on this 3 day of August, A. D. 1966

Flurence Gulchrist

Notary Public for the State of Idaho

Residing Roberts Idaho

My commission expires 1968

AFFIDAVIT OF PUBLICATION
The Rigby Star

STATE OF IDAHO,

ss.

County of Jefferson

I, Hope B. Jones, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes annotated section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that said attached notice, advertisement or publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supple-

ment issue thereof, for four consecutive issues thereof; first publication having been made on the

7th day of July, 1966
and the last publication on the

28th day of July, 1966

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each, printed from type matter, of at least seventeen and three-fourths inches depth; and that there are at least two hundred bona fide subscribers in Jefferson County.

Hope B. Jones

Subscribed in my presence and sworn to before me this 16th

day of August, 1966

(SEAL)

B. A. Hamm
Notary Public for the State of Idaho,
Residence and P.O. Address Rigby Idaho.

My commission expires _____, 19__

Publication Fee: \$ 2.00

MY COMMISSION EXPIRES JULY 15, 1969

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

NOTICE is hereby given that on the 29th day of July 1966, at Roberts, County of Jefferson, State of Idaho, before Florence Gilchrist, Notary Public, at (address) Roberts, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of the waters of Unnamed Slough, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30022, 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: Hyrum Victor Bell, Roberts, 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 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 cubic feet per second.

4. The point of diversion of said water is various places along slough bank in the NW $\frac{1}{4}$, Sec. 20, T. 5 N., R. 37 E., B.M.

5. The place where said water is used is NW $\frac{1}{4}$ of Sec. 20, Twp. 5 N., R. 37 E., B.M. Total 160 acres.

6. The date of priority which said user is prepared to establish is July 31, 1961.

R. Keith Higginson,
Deputy State Reclamation
Engineer
(Pub.: July 7-14-21-28, 1966)

30022

November 15, 1966

RE: Permit 30022

David H. Bell
Roberts, Idaho

Dear Mr. Bell:

We received the affidavit from Florence Gilchrist as requested by our letter of October 11, 1966. However, you neglected to return the proofs.

Would you please return the depositions at the earliest possible date.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl:

30022

FLORENCE GILCHRIST

ROBERTS, IDAHO

I Hereby certify that my office was open
on the 29th of July and each working day
until August 3 1966 and that I received
no protests with reference to Water
Permit #30022 for David H Bell of
Roberts Idaho.

Florence Gilchrist

NOTARY

Roberts, Idaho

RECEIVED

NOV 14 1966

Department of Reclamation

36022

November 2, 1966

Re: Permit 30022

David H. Bell
Roberts, Idaho

Dear Mr. Bell:

Enclosed please find a copy of a letter our department sent you on October 11, 1966. It would be greatly appreciated if you will return the corrected depositions and affidavit as soon as possible so that this permit will not be cancelled.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:mml

Encl: Copy of letter

30022

October 11, 1966

RE: Permit 30022

David H. Bell
Roberts, Idaho

Dear Mr. Bell:

Returned herewith are your proofs taken in connection with the above referenced permit. These proofs were to have been taken on the 29th day of July, 1966. Since they were not taken until the 3rd of August, 1966, we will have to have an affidavit from the Notary, Florence Gilchrist, stating that her office was open on the 29th day of July and each working day until August 3, 1966, and that no protests were received against it, the permit.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Proofs

36022

October 11, 1966

RE: Permit 30022

David H. Bell
Roberts, Idaho

Dear Mr. Bell:

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

Also enclosed is departmental receipt No. 33455 in the amount of \$.50 which covers the fee for recording the same.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:efw

Encl: Assignment
Receipt

30022

RECEIVED
OCT 10 1966

\$.50 recording fee required

Department of Reclamation

A S S I G N M E N T

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 30022 to David H Bell
Address: Roberts Idaho

*

X David H Bell
Permit Holder

Deceased
Wife of Permit Holder

STATE OF IDAHO)
County of Jefferson) ss

On this 23 day of September, 1966, before me, a Notary Public for the State of Idaho, residing at Roberts Idaho personally appeared David H Bell known to me to be the person whose name is subscribed to the within instrument and duly acknowledged to me that he executed the same.

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

Lawrence Gulchurst
Notary Public
Residing at Roberts Idaho

My commission expires: 1969

Note:

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

30022

October 5, 1966

RE: Permit 30022

Mr. Hyrum V. Bell
Roberts, Idaho

Dear Mr. Bell:

Your proofs taken on July 29, 1966 in the connection of the above numbered permit were received August 4, 1966. On August 8, we wrote asking you for affidavit of publication which was to be obtained from the Rigby Star, Rigby, Idaho. These have not been received to date.

If these papers are not received your permit will have to be cancelled. Please advise.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRBtefw

36622

August 8, 1966

Re: Permit No. 30022

Mr. Hyrum Victor Bell,
Roberts, Idaho.

Dear Mr. Bell:

We are in receipt of depositions for Permit No. 30022. It is noted you have not enclosed the required affidavit of publication, therefore, further action will be delayed until we receive it. You can obtain the affidavit from the Rigby Star, Rigby, Idaho.

Also, it is noted David H. Bell has shown himself as holder of Permit No. 30022 on the deposition, whereas, Hyrum Victor Bell is the present permit holder. Therefore, we must have either a Power of Attorney from Hyrum Victor Bell appointing David H. Bell as Attorney in Fact, or an assignment of the permit to David H. Bell. We are enclosing forms for assignment and power of attorney. The other choice would be to submit a new deposition of holder showing Hyrum Victor Bell as permit holder. If you decide to submit a new deposition of holder, please advise us.

Your prompt attention to this matter will be appreciated.

Very truly yours,

DONALD W. McELDOWNEY
State Water Rights Clerk

Encl. Assignment
Power of Attorney
DWMc:pmk

30022

June 29, 1966

Re: Permit No. 30022

Hyrum Victor Bell
Roberts, Idaho

Dear Mr. Bell:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 30022. The proofs are to be made ~~at xxxxxxxxxx 9 o'clock xxxxxxxxxx~~, on the 29th day of June, 19 66, before Florence Gilchrist Roberts, Idaho Notary Public.

As of this date, we have mailed the Notice to the Market Lake Citizen, 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 ~~xxxxx~~ David H. Bell.

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,

M. Russell Bosch
Office Manager

Encl.

cc: Notary

30022

Re: Permit No. 30022

June 29, 1966

Re: 30022
Market Lake Citizen
Roberts, Idaho

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to **July 29, 1966**. The expense of the publication is to be paid by David H. Bell of Roberts, Idaho to whom you should furnish proof of publication on or prior to the above date.

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

Very truly yours,

R. Keith Higginson
XXXXXXXXXXXXX
Deputy CARL E. TAPPAN
State Reclamation Engineer

RKH:mr

Enc. legal notice

30022

RECEIVED
JUN 27 1966

Department of Reclamation

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

NOTICE is hereby given that at A M., on the 29th day of June ~~July~~
1966, at Roberts, County of Jefferson, State of Idaho, before
Glarence Gulchriest, Notary Public, at (address) Roberts
Idaho, proof will be submitted of the completion of works for the diversion of
3.2 cubic feet per second of the waters of Unnamed S. Lough
, and of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No. 30022, 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: Hyrum Victor Bell Roberts, 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
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 cubic
feet per second.

4. The point of diversion of said water is Various Points along
Shough bank in the NW 1/4, Section 20 Twp 5N. Rge 37E BM.
5. The place where said water is used is NW 1/4 of Sec 20 Twp 5N
Rge 37E BM.

Total 160 acres.

6. The date of priority which said user is prepared to establish is July 31, 1961.

Hyrum Victor Bell
HYRUM VICTOR BELL

State Reclamation Engineer

Glarence Gulchriest NOTARY

Residing at Roberts Idaho My commission expires 1968

30022

JUN 27 1966

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 24, 1966
(P. O.) Roberts 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 Market Lake Citizen of
Roberts Jefferson county Published in
the county in which the works are situated.

David M. Bell

(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

35822

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

Re: Permit No. 30022

Date:
June 1, 1966

Hyrum Victor Bell
Route #1
Roberts, Idaho

Dear Mr. Ball:

Under the terms of your Permit No. 30022 you are required to make proofs of completion of works and application of water to beneficial use on or before **August 7, 1966**

Before this proof can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper in the county.

We enclose Form 36-A in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use, or lands which are irrigated - - by legal description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your notice is published, or you may have to readvertise and complete another set of proof forms.

Also enclosed is Form 11, which is the authorization for us to have the notice published in the designated county newspaper, at your expense. This is to be returned with Forms 36-A

At the time we send the notice to the newspaper we will send you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, and at the place named, before the Notary Public as advertised in the publication notice.

The amount of water allowed in a license cannot be more than is actually produced and measured and put to beneficial use, and cannot be more than the statutory amount allowable per acre of land actually found by the field inspection to have been irrigated at the time of proof.

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

Enc. m 36A and 11
cc:

30022

August 15, 1961

Re: Permit No. 30022

Mr. Hyrum Victor Bell
Rt. 1,
Roberts, Idaho.

Dear Mr. Bell:

We enclose Permit No. 30022 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Departmental Receipt No. 30682, which was issued covering payment in the amount of \$5.75 for the filing fee of the above mentioned permit, was mailed to you with our letter of July 31, 1961.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

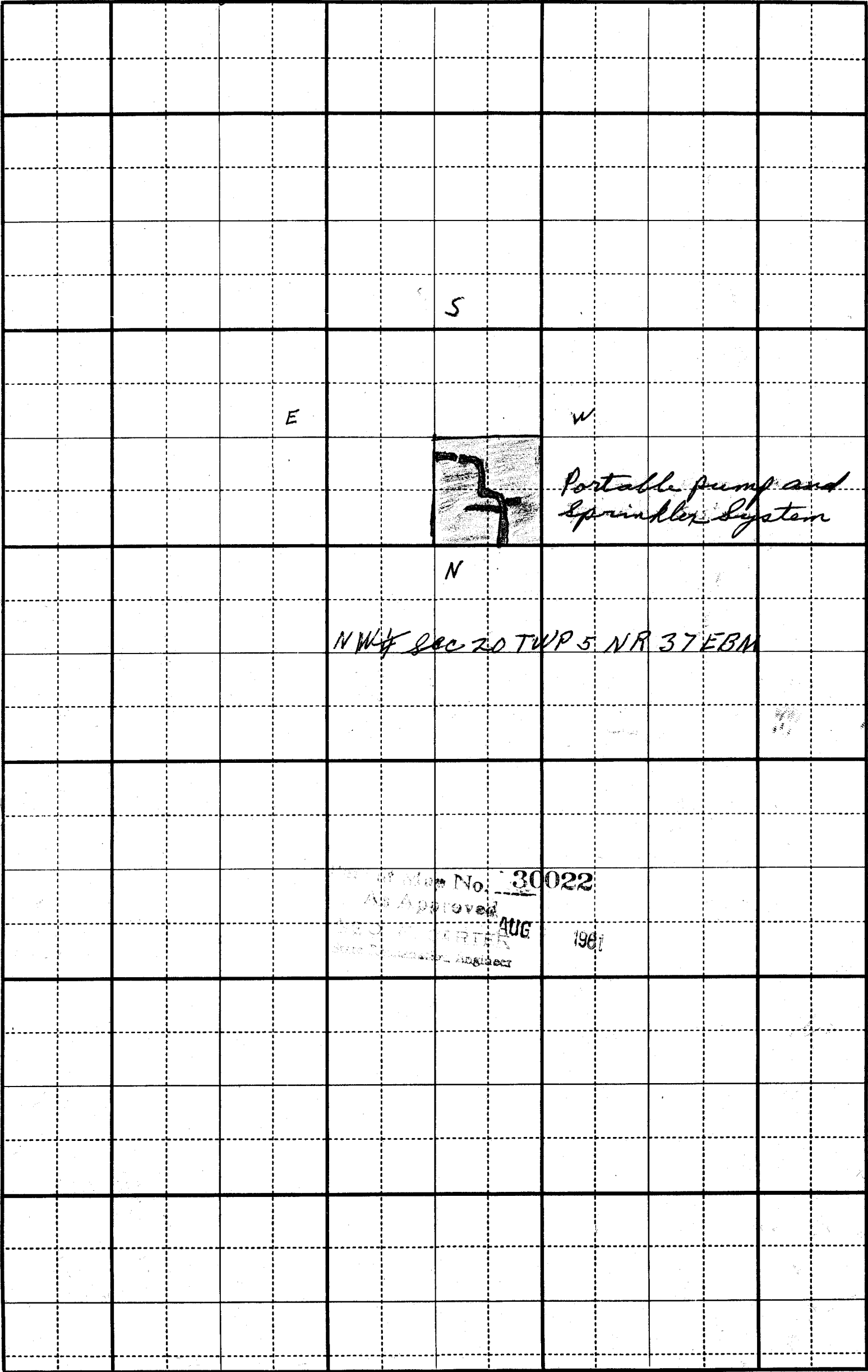
(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

30022

NAME OF APPLICANT Hyron Victor Bell

Form No. 0



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

Water source & Place of diversion
30022

July 31, 1961

RE: Application No. 38048

Myrum Victor Bell
Rt 1
Roberts, Idaho

Dear Mr. Bell:

Returned herewith is your application for permit with attached receipt No. 30682 for the \$5.75 filing fee.

There have been several pencil changes made. The pump and sprinkler cost should be shown under No. 7. Also size of pipe under 11.

Check corrections and additional information and return the application within 60 days for processing.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Deputy State Reclamation Engineer

RWT:mr
Enc. application
receipt

30022

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

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application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30022, 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: Hyrum Victor Bell, Roberts, 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 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 cubic feet per second.

4. The point of diversion of said water is various places along slough bank in the NW $\frac{1}{4}$, Sec. 20, T. 5 N., R. 37 E., B.M.

5. The place where said water is used is NW $\frac{1}{4}$ of Sec. 20, Twp. 5 N., R. 37 E., B.M. Total 160 acres.

6. The date of priority which said user is prepared to establish is July 31, 1961.

R. Keith Higginson,
Deputy State Reclamation
Engineer

(Pub.: July 7-14-21-28, 1966)