

ASSIGNMENT

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. G-26626 to Wallace W Dussell of Aberdeen Idaho

Jerry T. Twigg
Permit Holder

Sandra E. Twigg
Wife of Permit Holder

STATE OF IDAHO)
County of) : ss

On this 19th day of March, 1964, before me, a Notary Public for the State of Idaho, residing at Blackfoot Idaho personally appeared Jerry T. Twigg and Sandra E. Twigg his wife known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same.

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

Clay Williams
Notary Public
Residing at Blackfoot

My commission expires: 4-6-66

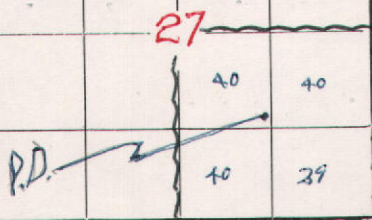
* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions

B26626

R-30 E.

TO ABERDEEN

T.
6
S.



80

69
~~79~~

159
149

Subdivisions

4

area ~~260~~

149
~~159~~ acres

Q 2.60 C.F.S. or 130 inches

RECEIVED
OCT 18 1961
Department of Reclamation
RECEIVED
OCT 11 1961
Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

} ss.

I, Drury R. Brown do solemnly

publisher

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

Friday issue of said newspaper 4 consecutive weeks, the first publication having been made on

the 8 day of September, 1961,

and the last publication having been made on the

29 day of Sept., 1961; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Drury R. Brown
Subscribed and sworn to before me this 3

day of October, 1961.

Marjorie Flint
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
January 10th, 1963

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 10th day of October, 1961, at Blackfoot, County of Bingham, State of Idaho, before Dean Williams, Notary Public, at 291 N. Broadway, Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 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. G26626, 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 Jerry T. Twiggs, Route No. 2, Blackfoot, 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 NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ Sec. 27 T. 6 South Range 30 EBM, Bingham County.

5. The place where said water is used is SE $\frac{1}{4}$ Sec. 27, T. 6 South, Range 30 EBM.

6. The date of priority which said user is prepared to establish is December 3, 1956.

GEO. N. CARTER
State Reclamation Engineer
Pub. Sept. 8, 15, 22, 29.

G26626

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

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1. The name and postoffice address of the person or corporation holding said permit is Jerry T. Twiggs, Route No. 2, Blackfoot, 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 NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ Sec. 27 T 3 S, Range 30 EBM, Bingham County.

5. The place where said water is used is SE $\frac{1}{4}$ Sec. 27, T 6 S, Range 30 EBM.

6. The date of priority which said user is prepared to establish is December 3, 1936.

GEO. N. CARTER
State Reclamation Engineer
Pub. Sept. 8, 15, 22, 29.

IN THE PROBATE COURT

State of Idaho
License and Certificate of Water Right

Water License No. G-26626

Amount 2.6 c.f.s.

Water District No.

Priority Dec. 3, 1956

THIS IS TO CERTIFY that JERRY T. TWIGGS - Assignee - WALLACE W. DRISCOLL
of Blackfoot, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 3, 1956; that Permit No. G-26626
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.6 second feet, was issued thereunder on April 15, 1964, showing that said works
were completed on the 10th day of October, 1961; and that on the 10th
day of October, 1961,

JERRY T. TWIGGS - Assignee - WALLACE W. DRISCOLL
of Aberdeen, 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-26626 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
12 of Licenses at page 7827, on the 15 day of April, 1964;

The right hereby confirmed dates from December 3, 1956;

The Point of Diversion is located
in the NW 1/4 SE 1/4, Sec. 27, Tp. 6 S, R. 30 E, B. M. Bingham 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 2.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S	30 E	27	NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	29
			Total number of acres to be irrigated:		149

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
15th day of April, 1964.

State Reclamation Engineer

(SEAL)

35 2484

35-2411

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 34547
Permit No. G- 26626
District No.

Assigned to Wallace W. Driscoll
Aberdeen, Ida

1. Name of Applicant: JERRY T. TWIGGS
Postoffice address: Rte #2, Blackfoot County: Bingham State: Idaho
2. Quantity of water claimed: 160 inches (miner's)
 - (a) Rate of withdrawal in cubic feet per second. 3.2 or Idaho
Miners' inches 160 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Drilled well
4. Location of point of diversion or well is in the NW 1/4 of the SE 1/4 of Section 27
Twp. 6 S. , Rge. 30 E. , B.M., County of Bingham
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 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: Drilled well, installation of pump, pipe and portable sprinkler equipment.
8. Estimated cost of works: \$15,000.00
9. (a) Is reservoir to be used? No.
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: -
 - (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) (cubic feet per second, inches or gallons per minute) is for new lands.

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

Corrected application received:

/s/ MARK R. KULP
State Reclamation Engineer.

Secretary of State.

12.

Twp.	Range	Sec.	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	Totals
			NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	
6 S.	30 E.	27	A S S I G N M E N T				40 40 40 40 160
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. G-26626 to Wallace W. Driscoll of Aberdeen, Idaho							
s/ JERRY T. TWIGGS Permit Holder							
s/ Sandra D. Twiggs Wife of Permit Holder							
STATE OF IDAHO) County of) ss							
On this 19th day of March, 1964, before me, a Notary Public for the State of Idaho, residing at Blackfoot, Idaho, personally appeared JERRY T. TWIGGS and SANDRA D. TWIGGS, his wife, known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that the 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.							
s/ C. GAYLE WILLIAMS Notary Public Residing at Blackfoot, Idaho							
(SEAL) My commission expires 4-6-66							

Permit No. G-26626
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that JERRY T. TWIGGS - Assignee - WALLACE W. DRISCOLL of Blackfoot, County of Bingham, and State of Idaho, the holder of Permit No. G-26626, issued upon Application No. G-34547, bearing date of priority of December 3, 1956, authorizing the diversion of 3.2 second feet of waters of a well, County of Bingham, 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 the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.6 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 6 S., R. 30 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

149 acres in SE $\frac{1}{4}$, Sec. 27, T. 6 S., R. 30 E., B. M.

Witness my hand this 15th day of April, A. D. 1964.

s/ CARL E. TAPPAN
State Reclamation Engineer

Proof of Completion of Works Made: October 10, 1961

LICENSE ISSUED FOR 2.6 SEC. FT.
page 7827

April 15, 1964

Re: Permit No. G-26626

Wallace W. Driscoll
Aberdeen, Idaho

Dear Mr. Driscoll:

Enclosed is the Assignment of the above numbered permit to you, together with Certificate of Completion of Works and License and Certificate of Water Right, which have been recorded in this office.

Also enclosed is departmental receipt No. G-9652 in the amount of \$13.50 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. assignment
certificates
receipt

G26626

ASSIGNMENT

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. Q-26626 to Wallace W. Dussell of Abadan, Idaho

Wallace W. Dussell
Permit Holder

Sandra E. Dussell
Wife of Permit Holder

STATE OF IDAHO)
) ss
County of)

On this 19th day of March, 1964, before me, a Notary Public for the State of Idaho, residing at Blackfoot Idaho personally appeared Jerry T. Turgeon and Sandra E. Turgeon his wife are known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same.

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

G. Lloyd Williams
Notary Public
Residing at Blackfoot

My commission expires: 6-66

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

B26626

March 9, 1964

Re: Permit No. G-26626
Jerry T. Twiggs

Wallace W. Driscoll
Aberdeen, Idaho

Dear Mr. Driscoll:

Mr. Twiggs was notified by letter dated June 19, 1962, that the fees were \$13.00 for the certificates of water right.

Mr. Twiggs and his wife should assign the permit to you and file the form in this office with the \$0.50 recording fee.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

26626

- Dear Sir

I would like to know how much fee is
to be paid on water permit no. G.26626
so I can send a check & get this
taken care of.

Thank you
H. Wallace W. Driscoll
Aurden, Idaho B26626

June 19, 1962

Re: Permit No. G-26626

Jerry T. Twiggs
Rt 4
Blackfoot, Idaho

Dear Mr. Twiggs:

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-26626 shows the well is (~~are~~) capable of conveying 130 miner's inches, or 2.60 c.f.s. of water for the irrigation of 149 acres.

Upon receipt of the statutory fees, totaling \$ 13.00 , we will issue the Certificate of Completion of Works (fee \$5.00) and the License and Certificate of Water Right (fee \$ 8.00 , based at the rate of \$2.00 for each 40-acre subdivision) confirming the right, with priority of December 3, 1956 to the use of 2.60 second feet of subterranean water with the point of diversion in the NW 1/4 SE 1/4, Sec. 27 for irrigation in the SE 1/4, Sec. 27, T. 6 S., R. 30 E., M.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Baile
Chief Clerk

EPR:mr

G26626

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-26626

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

1. Name of applicant Jerry T. Twiggs

2. Source of water supply: Drilled well

3. Location of point of diversion: Is in the NE 1/4 of Section 27

T. 6 S. R. 30 E.B.M. County of Bingham

4. Describe works as they exist, giving dimensions and capacities of same: 100 H.P. U.S. Motor #1081535 wentworth pump #8.761 8" discharge into 8" check valve into 8" buried main 8" X 182' Column 18" X 14' Casing h: 165' D.D. now well depth 182'

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):

SE 1/4 Sec. 27., Twp. 6 S., Rge. 30 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: Mr. Walter Driscoll along

Mr. Jerry Twiggs has sold this acreage to Walter Driscoll

Measurement was made by taking pressure readings along each lateral 165 nozzles size 3/16 5 lines

This examination was made on the 13th day of June, 1962

(Signed) Ron Heberger Examiner.

G26626

Examination for Completion of Works & Beneficial Use

County Bingham

Sec. 27 T. 6S R. 30 E B.M.

Quantity: 3.2 c.f.s.

Source: Well

P.D.: NW. SE., Sec. 27, T. 6 S. - R. 30 E. B.M.

Use: irrigation

Filed: Sec. 3, 1956

Due: Sec. 10, 1961

Extension:

Completion of Works: —

Other Rights: none stated.

Driller: Dale Inskeep

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

JUN 18 1962

Department of Reclamation

S
44-42577
Blackfoot, Idaho
Permit No. 9-26626
Jerry T. Twigg
Rt. 2
Blackfoot, Idaho
Permit No. 9-26626

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO G-26626

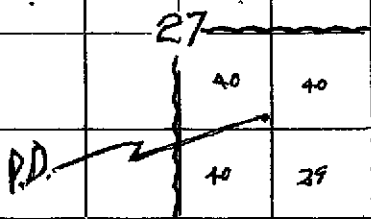
REPORT ON PROOF OF Completion of Works & Beneficial Use

Jerry T. Twiggs, Rt. #4, Blackfoot, Idaho

R-30 E.

TO ABERDEEN

T.
6
S.



80

~~69~~
~~98~~

~~159~~
149

Subdivisions

4

area ~~159~~

149
+59 acres

② 2.60 CFS. or 130 inches

October 24, 1961

Re: Permit No. G-26626

Jerry T. Twigg
Route #4
Blackfoot, Idaho

Dear Mr. Twigg:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Blackfoot News, all submitted in proof of completion of works and beneficial use on Permit No. G-26626.

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: Dean Williams
Attorney at Law
156 West Bridge
Blackfoot, Idaho

J26626

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED

OCT 11 1961

Department of Reclamation

RECEIVED

OCT 10 1961

Department of Reclamation

Permit No. G-26626

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.

Ans. Jerry Twiggs, Route #4, Blackfoot, Idaho, A farmer
Jerry Twiggs, Thomas, 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.

Ans. For self

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. G 26626 December 10, 1956 December 3, 1956

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Underground NW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 27, T. 6 S., Range 30 EBM

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. 18 inch diameter well, 100 HP Wintroth Pump, 8&6 inch main line on sprinkler, capable of carrying 160 miners inches. Well is 180 feet deep, 150 feet to water, 18 inches casing down 20 feet and then 60 feet 16 inches casing. Pump is discharging 160 miners inches. measured by pressure on nozzle. 165 nozzles 3/16 55 lbs. 5 laterals 4 in.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation - full 40 acres: each subdivision is irrigated. The full 40 in each subdivision has been irrigated. All is cultivated. Improvements are 210 x 40 feet potato cellar - pump house - pump well and sprinkler approximately \$300.00 leveling the subdivisions irrigated are NE $\frac{1}{4}$; NW $\frac{1}{4}$; SW $\frac{1}{4}$; SE $\frac{1}{4}$; all in SE $\frac{1}{4}$ of Sec. 27, T. 6 S., R. 30, E.B.M.

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

Ans. Dale Inskeep - Blackfoot, Idaho

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. None

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

Ans. 5/8 inches per acre

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.

Ans. original owner

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Pump installed 1957. Wheat, potatoes and feed grain have been raised on a t least 154 acres each year ever since. The full 160 acres has been irrigated each season since 1957 through 1961.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

(Sign) *Jerry A. Rugg*

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Blackfoot, County of Bingham, State of Idaho, on this 10th day of October, A. D. 1961.

My commiasion expires 8-1-64

Dean D. Williams
Notary Public

826626

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
Department of Reclamation

Department of Reclamation

Permit No. G-26626

Proof of Application of Water to Beneficial Use
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.

Ans. Ross Boyd Chandler - age 29 - I live at Sterling, Idaho, which is my address.

Ques. 2. Are you acquainted with Jerry Twiggs, the holder of Permit No. G 26626? How long have you known him and where does he reside?

Ans. Yes, I have known Jerry Twiggs about six years.

Ques. 3. Have you read or heard read said Permit No. G. 26626, and are you familiar with its provisions and conditions?

Ans. Yes, and I understand the nature and conditions of the permit.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Underground - diverted at NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 27, T 6 South, Range 30 EBM in Bingham County. Pump and sprinkler - 8 and 6 inch main line with 5 laterals. The pump is 100 HP.

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

Ans. The system will conduct 3.2 C. of S. and I have witnessed 3.2 c.f.s being conveyed.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. I have seen 3.2 c.f.s. being delivered. I am acquainted with deep wells and know by measuring the pounds of pressure on the nozzle heads how much water is being conveyed if I know the size & number of nozzles. Also the HP on the pump and the feet of lift on the water can indicate the capacity.

G26626

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

of the SE $\frac{1}{4}$, Sec. 27, T6S, R 30, E.B.M.

Ans. Irrigation - NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ - the full 40 acres in each subdivision is irrigated. At least 154 acres are cultivated and improvements are roads, leveling, sprinklers, pump, well and farming and clearing the land, and cellar and pump house.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. For irrigation only

Ques. 9. (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.

Ans. It was desert land. Cleared from sage brush and it takes about 1 miners inch per acre to give a good irrigation.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None whatsoever

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Ever since the well and pump was put in the land has been farmed. I know of five years of crops irrigated by the system since 1957 through 1961. Potatoes, and grain have been raised on about 154 acres each season.

(Signed) Paul B. Chandler

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Blackfoot, County of Bingham, State of Idaho, on this 10th day of October, A. D. 1964.

Dean Williams
Notary Public.

My commission expires 8-1-64

B26626

RECEIVED
OCT 11 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G-26626

Proof of Application of Water to Beneficial Use
Deposition of Witness ^{and Completion of Works}

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.

Ans. Richard Van Williams - 28 years of age - Farmer-Pingree, Idaho

Ques. 2. Are you acquainted with Jerry Twiggs, the holder of Permit No. G 26626? How long have you known him and where does he reside?

Ans. I have known him for 12 years. He lives at Route #4, Blackfoot, Idaho

Ques. 3. Have you read or heard read said Permit No. G 26626, and are you familiar with its provisions and conditions?

Ans. Yes, and I am familiar with the conditions

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. The water is underground water; diverted at NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27; T. 6 S., Range 30 EBM - there is a well and 100 HP Pump and a sprinkler system with 5 laterals which covers 160 acres.

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

Ans. The system will convey 160 miners inches to the land where it is used & I have seen pump & system convey this amount for several irrigation seasons.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. I have seen the pump deliver 160 miners inches. I estimate the amount by knowing the depth to water & and HP on the pump and the size of the well. You can also tell by the pounds of pressure on the nozzles.

G26626

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The water is all irrigation water. All 40 acres in (NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Sec. 27; T 6 South, Range 30 EBM are irrigated.

The land is cultivated and crops have been raised. The improvements consist of well, pump, sprinklers, leveling, cultivating and farming the land. Also a potato cellar. There is approximately 6 acres ^{wait but it is irrigated.}

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Water is used for irrigation only.

Ques. 9. (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.

Ans. The land is lava ash and requires from 5/8 inch to 1 miners inch per acre for successful irrigation.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have been able to observe the sprinkler irrigate all the land each season since 1957. There has been a crop each year as a result.

(Signed)

Richard U. Williams

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Blackfoot, County of Bingham, State of Idaho, on this 10th day of October, A. D. 1961.

Dean Williams

Notary Public.

My commission expires 8-1-64

826620

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

} ss.

I, Drury R. Brown

do solemnly

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 10th day of October, 1961, at Blackfoot, County of Bingham, State of Idaho, before Dean Williams, Notary Public, at 291 N Broadway, Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 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. G26626 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 Jerry T. Twiggs, Route No. 1, Blackfoot, 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 NW 1/4 of the SE 1/4, Sec. 27 T. 4 S. Range 30 EBM, Bingham County.

5. The place where said water is used is SE 1/4, Sec. 27, T. 4 S. Range 30 EBM.

6. The date of priority which said user is prepared to establish is December 3, 1956.

GEO. N. CARTER
State Reclamation Engineer
Pub. Sept 8, 15, 22, 29

swear that I am the publisher of The Blackfoot News which is a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot aforesaid for more than one year past, that said newspaper heretofore complied with all the provisions of Chapter 151 of the Sessions Laws of Idaho of 1933, approved March 11, 1933 and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Friday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was, published in said

Friday issue of said newspaper . 4 consecutive weeks, the first publication having been made on

the 8 day of September, 19 61,

and the last publication having been made on the

29 day of Sept., 19 61, that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement

Subscribed and sworn to before me this 3

day of October, 19 61.

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
January 10th, 1963

G26626

RECEIVED

OCT 18 1961

DEAN WILLIAMS

ATTORNEY AT LAW

156 WEST BRIDGE

BLACKFOOT, IDAHO

attorney at law

TELEPHONE SUNSET 5-1290

October 16, 1961

PROSECUTING ATTORNEY
BINGHAM COUNTY

Department of Reclamation
State House
Boise, Idaho

Re: Permit No. G-26626.

Dear Sirs:

I am returning the final proof depositions of Permit No. G-26626. Thank you very much for pointing out the errors and omissions.

I have felt compelled on several occasions to write to the Department of Reclamation and offer a suggestion concerning these final proof forms. Where you have several questions grouped into one it makes it necessary to coach and lead the witness to the point where, in my opinion, the deposition is valueless as far as legal evidence is concerned. The result is a hodgepodge of data that reflects the knowledge of the proof taking official rather than the witness.

Why can't you make a form that asks simple direct questions that can be answered separately and simply? This would eliminate alot of problems in the taking of the deposition and you would then have a record that can be used and interpreted in the event of controversy.

Respectfully,

KERR & WILLIAMS

Dean Williams
Dean Williams

DW:jhf
Enclosure

826626

October 11, 1961

RE: Permit No. 26626
Jerry Twiggs

Kerr and Williams
Attorneys at Law
Box 708
Blackfoot, Idaho

Attention: Dean Williams

Dear Mr. Williams:

Returned herewith are the depositions of holder and two witnesses and the affidavit of publication which we received today.

It would be appreciated if you would check the depositions to see that all answers are correct and answer all questions.

In this case the holder's Question 3 answer is very much in error. Question 6 is not complete. The description of the land is missing.

Witness Chandler had a partial answer under 7, and Witness Williams shows a full description.

Answers in depositions appear to be quite important as that is one of the photo copies requested by attorneys when water rights are involved in law suits.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Deputy State Reclamation Engineer

RWT:mr
Enc. depositions 3
affidavit

26626

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

September 1, 1961

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

IS ATTACHED

Re: Permit No. G-26626

Jerry T. Twiggs,

Mr. Dean Williams,
Attorney at Law,
156 West Bridge,
Blackfoot, Idaho.

Dear Mr. Williams:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-26626, in the name of Jerry T. Twiggs. Final Proof is to be made before you, as Notary on the 10th day of October, 1961, ~~1960~~ at 10:00 o'clock A.M., at 291 N. Broadway, Idaho.
Blackfoot,

As of this date we have mailed the Notice to the Blackfoot News with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. 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, that your 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,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. ~~McKee~~ ^{Rule}
Chief Clerk

Encl.

EPR:Pk

cc: Applicant

826626

1200
6-28-61

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No/ G-26626
Jerry T. Twiggs

Date: Sept. 1, 1961

Blackfoot News,
Blackfoot, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **October 10, 1961** the date set for proof; the expense of the publication is to be paid by the applicant's attorney

Dean Williams of **156 West Bridge, Blackfoot, 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,

GEO. N. CARTER
GEO. N. CARTER
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.

Encl.

826626

DEAN WILLIAMS

ATTORNEY AT LAW

156 WEST BRIDGE

BLACKFOOT, IDAHO

August 31, 1961

TELEPHONE SUNSET 5-1290

PROSECUTING ATTORNEY
BINGHAM COUNTY

Department of Reclamation
State House
Boise, Idaho

RECEIVED
AUG 31 1961
Department of Reclamation

Re: Permit No. G-26626

Dear Mr. Thomas:

In response to your letter of August 29, 1961, please be advised that the "Daily Bulletin" sometime ago changed the name of its publication to the Blackfoot News. Form No. 11 is correct as made out.

Thank you,

KERR & WILLIAMS

Dean Williams
Dean Williams

DW:ef

↑
Note & OK. notice

G26626

August 29, 1961

RE: Permit No. G-26626
Jerry T. Twiggs

Dean Williams
Attorney at Law
156 West Bridge
Blackfoot, Idaho

Dear Mr. Williams:

We received two Forms No. 36 and Form No. 11 in regard to proofs of completion of works and beneficial use of water under Permit No. G-26626.

Form No. 11 authorizes publication of the legal notice in the Blackfoot News of Blackfoot, Idaho. Our records do not show such a paper. Is there such a paper qualified to print legal notices or should the name be changed to The Daily Bulletin?

Kindly advise at your earliest convenience in order that the date of making proofs need not be changed.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Deputy State Reclamation Engineer

RWT:mr

G26626

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 10th day of October 19 61, at Blackfoot, County of Bingham, State of Idaho, before Dean Williams, Notary Public, at (address) 291 N. Broadway Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 ~~166~~ 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 26626, 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 Jerry T. Twiggs Route #2, Blackfoot, 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 ~~166~~ 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 ~~166~~ cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ Sec. 27
T 6 South Range 30 ERM Bingham County

5. The place where said water is used is SE $\frac{1}{4}$ /T 6 South, Range 30 ERM
Sec. 27

6. The date of priority which said user is prepared to establish is December 10, 1956 ³

[Signature]
State Reclamation Engineer

B26626

RT

Form No. 11
2M - 10/60

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) August 18, 1961

(P. O.) Blackfoot, 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
Blackfoot News of Blackfoot, Idaho published in
the county in which the works are situated.

Henry A. Riggs

(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.

826626

DEAN WILLIAMS

ATTORNEY AT LAW

156 WEST BRIDGE

BLACKFOOT, IDAHO

August 28, 1961

TELEPHONE SUNSET 5-1290

PROSECUTING ATTORNEY
BINGHAM COUNTY

RECEIVED
AUG 29 1961

Department of Reclamation
State House
Boise, Idaho

Department of Reclamation

Re: Permit No. G26626.

Dear Sirs:

Enclosed you will find Mr. Twiggs authorization publish notice of his intention to make final proof upon the above numbered permit, also enclosed you will find duplicate form no. 36.

Please forward the deposition forms to me.

Thank you,

KERR & WILLIAMS

Dean Williams
Dean Williams

DW:ef

Enc:

826626

July 3, 1961

RE: Permit No. G-26626
Jerry T. Twigg

Dean Williams
Attorney
Box 708
Blackfoot, Idaho

Dear Mr. Williams:

Enclosed are Forms 11 and 36, authorization to the publisher,
and notice of proof of completion of works and application of
water to beneficial use.

As soon as the completed forms are received in this office the
deposition forms will be forwarded to you.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr
Enc. Form 11
36 2
Instructions
Permit

26626

LAW OFFICES
KERR AND WILLIAMS

SU 5-0990 - SU 5-1290

P. O. Box 708 - 291 No. Broadway

BLACKFOOT, IDAHO

June 30, 1961

RECEIVED
JUL 3 1961

Department of Reclamation

DEAN WILLIAMS

ROBERT M. KERR, JR.

Department of Reclamation
State House
Boise, Idaho

RE: Permit number G 26626 Jerry T. Twiggs. *ET*

Dear Sirs:

Please be advised that the above numbered permit holder is in a position to submit final proof on the application of water to beneficial use under the above named permit.

Will you please forward to me the form authorizing publication in a local newspaper and also the necessary depositions for the applicant and witnesses.

Your prompt attention will be appreciated.

Thank you,

KERR & WILLIAMS

Dean Williams
Dean Williams

EW:jhf

G26626

December 26, 1956

Re: Permit No. G-26626

Mr. Jerry T. Twiggs
Route #2
Blackfoot, Idaho

Dear Mr. Twiggs:

We enclose Permit No. G-26626 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 are also enclosing departmental receipt No. G-2331 covering payment of the \$5.75 filing fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

ER:ab
Encls.

826626

NAME OF APPLICANT Joe / T. Twigg

Form No. 0

Sec. 27 T. 6 S. R. 30 E. B.M.



Well site

Permit Map No. 26626
As Approved DEC 10 1956
MARK R. KULP
State Reclamation Engineer

SCALE: 2 inches Equal 1 Mile. Draw Plan in Ink.

26626

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

Notice is hereby given that at 11
a.m., on the 10th day of October, 1961,
at Blackfoot, County of Bingham, State
of Idaho, before Dean Witham, No-
tary Public, at 291 N. Broadway, Black-
foot, Idaho, proof will be submitted of
the completion of works for the di-
version of 32 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. G26626, 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 Jerry T. Twigg, Route
No. 2, Blackfoot, 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
32 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 32 cubic feet per second.

4 The point of diversion of said
water is NW¹/₄ of the SE¹/₄ Sec. 27, T.
3 South, Range 30 EBM, Bingham
County.

5 The place where said water is
used is SE¹/₄ Sec. 27, T. 6 South,
Range 30 EBM.

6 The date of priority which said
user is prepared to establish is De-
cember 3, 1936.

GEO. N. CARTER
State Reclamation Engineer
Pub. Sept. 8, 15, 22, 29

IN THE PROBATE COURT