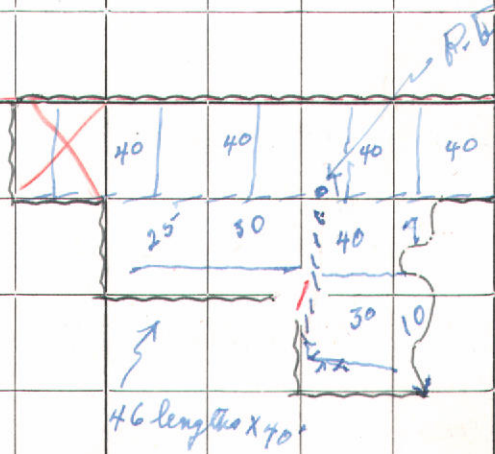


303a. irrigated

R-36E.

T.
2
N.

2



160

102

40

302

TO IDAHO FALLS

54' x 40' set up.

Madison reaches

Subdivisions = 10

Area = 302 acres.

Q = 180"

Proof of Publication The Post-Register

RECEIVED
JUN 1 5 1959
Department of Reclamation

RECEIVED
JUN 2 4 1959
Department of Reclamation

State of Idaho, }
County of Bonneville } ss.

I, Edwin F. McDermott, first being duly sworn, depose and say: That I am the
Chief Clerk

of The Post Company, a corporation of Idaho Falls, Bonneville
County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily,
except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls
Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho
Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931,
and each of said newspapers having been published continuously and uninterruptedly, prior to consoli-
dation, for more than seventy-eight (78) weeks and said Post-Register having been published contin-
uously and uninterruptedly from the date of such consolidation, up to and including the last publica-
tion of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was pub-
lished in said Post-Register for four consecutive weeks, first publication having been made
on the 1st day of May, 1959, last publication
having been made on the 22nd day of May, 1959, and that the
said notice was published in the regular and entire issue of said paper on the respective dates of
publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 26th day of May, 1959

Edwin F. McDermott

Karl Hale

Notary Public

My commission expires April 5, 1963

B10, 1M, 3-59

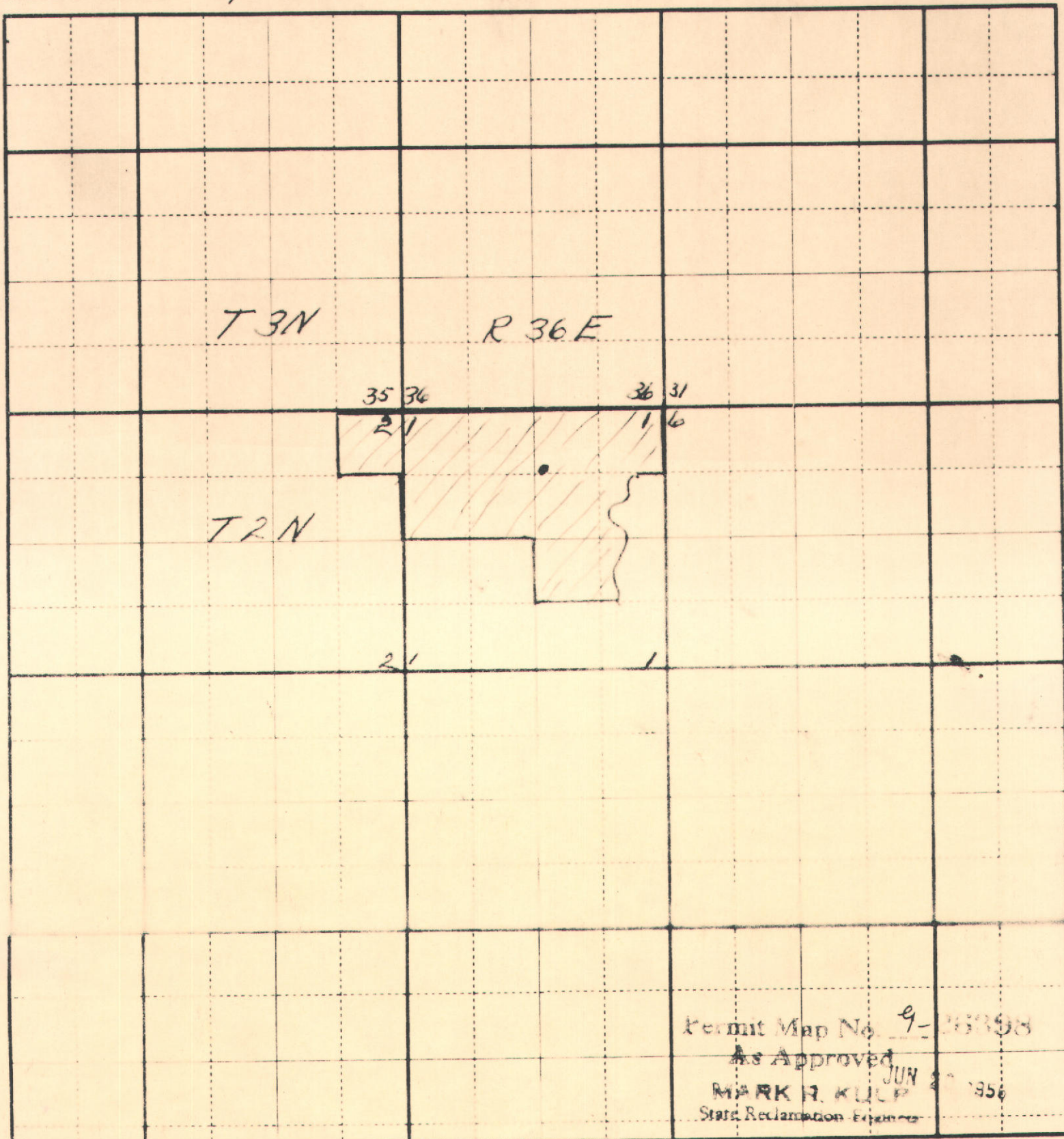
NOTICE OF PROOF OF COMPLETION
OF WORKS AND APPLICATION OF
WATER TO BENEFICIAL USE
Notice is hereby given that at 10:00
A.M., on the 9th day of June, 1959, at
Idaho Falls, County of Bonneville, State
of Idaho, before Gilbert C. St. Clair,
Notary Public, at Hasbrouck Building in
Idaho Falls, Idaho, proof will be sub-
mitted of the completion of works for
the diversion of 5.15 cubic feet per sec-
ond 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-26398 heretofore issued by the Depart-
ment of Reclamation of the State of
Idaho.
1. The name and postoffice address of
the person or corporation holding said
permit is Norbert J. Brinkmann, Route
5, 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 convey-
ing to the place of use is 5.15 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
5.15 cubic feet per second.
4. The point of diversion of said water
is NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec 1, T. 2, N.R. 36,
E.B.M.
5. The place where said water is used
is NW $\frac{1}{4}$; NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1;
NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, all in T. 2 N., R. 36,
E.B.M.
6. The date of priority which said
user is prepared to establish is June 15,
1956.
GEO. N. CARTER,
State Reclamation Engineer.
Published: May 1, 8, 15, 22, 1959.

826398

NAME OF APPLICANT Norbert J. Brinkmann

Form No. 0



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

Extra copy

State of Idaho
License and Certificate of Water Right

Water License No. G-26398Amount 3.6 c.f.s.

Water District No. _____

Priority June 15, 1956

THIS IS TO CERTIFY that NORBERT J. BRINKMAN
of Idaho Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 15, 19 56; that Permit No. G-26398
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.6 second feet, was issued thereunder on October 13, 19 59, showing that said works
were completed on the 9 day of June, 19 59; and that on the 9
day of June, 19 59,

NORBERT J. BRINKMAN

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-26398 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
11 of Licenses at page 6791, on the 13 day of October, 19 59;

The right hereby confirmed dates from June 15, 19 56;

The Point of Diversion is located

in the NW 1/4 NE 1/4, Sec. 1, Tp. 2 N, R. 36 E, B. M. County Bonneville

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 3.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 N.	36 E.	1	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	15	7
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	25
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	30
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	10	10
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	30
			Total number of acres to be irrigated:		302

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

13 day of October, 19 59.

/s/ GEO. N. CARTER
State Reclamation Engineer.

(SEAL)

35 2468

State of Idaho
License and Certificate of Water Right

Water License No. G-24278 Amount 5.0 c.f.s.
Water District No. Priority July 3, 1953

THIS IS TO CERTIFY that HILDA IDA ARCHER
of Buhl, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 3, 1953; that Permit No. G-24278
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
5.0 second feet, was issued thereunder on October 14, 1959, showing that said works
were completed on the 14 day of February, 1959; and that on the 14
day of February, 1959,

HILDA IDA ARCHER - Assignee - WINTROATH PUMPS, Division of WORTHINGTON CORPORATION
of Alhambra, State of California, 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 & domestic
use, under Use Permit No. G-24278 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
11 of Licenses at page 6792, on the 14 day of October, 1959;
The right hereby confirmed dates from July 3, 1953;

The Point of Diversion is located
in the NE 1/4 NW 1/4, Sec. 26, Tp. 6 N., R. 35 E., B. M. County Jefferson

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 5.0 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 N.	35 E.	23	NE 1/4 SW 1/4	40	40
			NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
		26	NE 1/4 NW 1/4	40	40
			NW 1/4 NW 1/4	40	40
			SW 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	40
			NE 1/4 SW 1/4	40	40
			NW 1/4 SW 1/4	40	40
			Total number of acres to be irrigated:		400

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
14 day of October, 1959.

GEO. N. CARTER
State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 34295
Permit No. G- 26398
District No.

1. Name of Applicant: NORBERT J. BRINKMANN
Postoffice address: Rt. 5, Idaho Falls County: Bonneville State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. 5.15 or Idaho
Miners' inches 256 or gallons per minute. 2310
 - (b) Annual withdrawal in acre feet per annum 1200
3. Source of water supply: Well
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 1
Twp. 2 N , Rge. 36 E. , B.M., County of Bonneville
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, Pump & Sprinkler system.
8. Estimated cost of works: \$ 50,000
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 3 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

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

NORBERT J. BRINKMANN *Applicant.*

By *Agent.*

Date of first receipt at Department of Reclamation: 8:00 A.M. June 15, 1956

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-26398

Recorded in Book 93 Page 26398 Approved June 20, 1956

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 August 20, 1956 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before December 20, 1957

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before June 20, 1959

Witness my hand this 20th day of June, 1956

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and JAS. H. YOUNG, 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 20th day of June, 1956.

Countersigned:

STATE OF IDAHO

(SEAL)

By JAS. H. YOUNG
Secretary of State.

By ROBERT E. SMYLLIE
Governor

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2 N.	36 E.	1	40	40	40	15	40	40	40	40					10	40			345
"	"	2	40																40
Total Number of Acres to be Irrigated - -																			385
Permit No. G-26398																			
CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that NORBERT J. BRINKMAN of Idaho Falls, County of Bonneville, and State of Idaho, the holder of Permit No. G-26398, issued upon Application No. G-34295 bearing date of priority of June 15, 1956, authorizing the diversion of 5.15 second feet of the 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 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 3.6 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 2 N., R. 36 E., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:																			
302 acres in N $\frac{1}{2}$, NE $\frac{1}{4}$, Sec. 1, T. 2 N., R. 36 E., B.M.																			
Witness my hand this 13 day of October, A.D. 1959																			
/s/ GEO. N. CARTER State Reclamation Engineer																			
Proof of Completion of Works Made: June 9, 1959																			
Certificate of Completion of Works Issued: October 13, 1959																			
LICENSE ISSUED FOR 3.6 SEC. FT.																			

October 13, 1959

Re: Permit No. G-26398

Mr. Norbert J. Brinkmann
Route #5
Idaho Falls, Idaho

Dear Mr. Brinkmann:

We enclose Certificate of Completion of Works and License
and Certificate of Water Right issued on Permit No. G-26398.

We also enclose departmental receipt No. G-4365 in the
amount of \$25.00 covering fees.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR:ew
Enc. certificate
license
receipt

G26398

September 24, 1959

RE: Permit No. G-26398

Norbert J. Brinkman
Rt 5
Idaho Falls, Idaho

Dear Mr. Brinkman:

Our field engineer's report on his inspection of the completion of works and beneficial use of the water under the terms of Permit No. G-26398 shows that the well is capable of conveying 180 miner's inches (3.6 c.f.s.) of water for irrigation of 302 acres.

Upon receipt of the statutory fees, totaling \$25.00, we will issue the Certificate of Completion of Works (for which the fee is \$5.00) and the License and Certificate of Water Right (\$20.00 at the rate of \$2.00 for each 40-acre subdivision), confirming the right with priority of June 15, 1956, to the use of 3.6 second feet of subterranean water, with point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1, for irrigation of 302 acres in the N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 1, Township 2 North, Range 36 East, Boise Meridian.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR:mr
cc to ST. Clair, ST. Clair & Hansen
Lawyers
Hasbrouck Bldg.
Idaho Falls, Idaho

26398

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NOG-26398

REPORT ON PROOF OF Completion of Works & Beneficial Use

Norbert J. Brinkman, Rt. #5, Idaho Falls, Idaho

R-36E.

T.
2
N.

2

A hand-drawn diagram on a grid background showing a rectangular area divided into several sections. The top section is a horizontal strip divided into four equal parts, each labeled '40'. Below this, the area is divided into two main horizontal sections. The left section is a rectangle divided into two parts, labeled '25' and '30'. The right section is a rectangle divided into two parts, labeled '40' and '10'. A diagonal line labeled 'R.W.' (Right of Way) runs from the top right corner towards the center. A dashed line runs vertically through the center, separating the left and right sections. A small 'K' is marked at the intersection of the diagonal line and the dashed line. A lightning bolt symbol is in the bottom left corner. At the bottom, the text '46 lengths x 40'' is written.

7E IDAHO FALLS

1' = 54' x 40' set up.

46.

Madison watch

Subdivisions = 10

Area = 302 acres.

$$\angle Q = 180^\circ$$

Jackson 22495

Form 23

STATE OF IDAHO

2200 gpm

DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-26398

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

1. Name of applicant ^{Norbert} Robert J. Brinkman

2. Source of water supply: Subterranean flow from a well

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

T. 2 N. R. 36 E. B. M. County of Bonneville

4. Describe works as they exist, giving dimensions and capacities of same: 335' x 20" h = 247' L = 250'

G.E. 200 kva. #1 RT 110400T 440V. 238A.

Winter water turbine 8421. 10" delivery 9. into closed main line
Pump house 10' x 10' x 7' 6" (wood) E.M. Paulson house. Concrete floor
4" x 1/4 mile laterals 10-1/4 mile lines

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):

NE $\frac{1}{4}$ of Sec. 1., NE $\frac{1}{4}$ of Sec. 1., NE $\frac{1}{4}$ of Sec. 2., all in Twp. 2 N., Rge. 36 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:

Crops are peas - grain - potatoes.

200 x 110 x 70 x 550

250

138

388

This examination was made on the 3 day of Sept 1957

(Signed) E. J. Humphrey

26398

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
SEP 23 1959

Department of Reclamation

A. J. Brinkman
Route #5, Idaho Falls, Idaho

Permit No. G-26198

Examination for Completion of Works & Beneficial Use

County Bonneville

1-2N.-36E.

Q = 5.15 c.f.s.

S = Well

P.D. = NW. NE, Sec. 1, T.2N. - R.36E. B.M.

Use = Irrigation

Filed = June 15, 1956

Due = June 20, 1959

no other rights

June 25, 1959

RE: Permit No. G-26398

North
Mr. Robert J. Brinkman
Route # 5
Idaho Falls, Idaho

Dear Mr. Brinkman:

We acknowledge receipt of the Deposition 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. G-26398.

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. Rutledge
Chief Clerk

EPR

cc: St. Clair, St. Clair & Hansen
Lawyers
Hastbrouck Bldg.
Idaho Falls, Idaho

Att: Gilbert C. St. Clair

26398

ST. CLAIR, ST. CLAIR & HANSEN
LAWYERS

HASBROUCK BUILDING
IDAHO FALLS, IDAHO

June 11, 1959

CLENCY ST. CLAIR (1871-1957)
ROBERT W. ST. CLAIR
GILBERT C. ST. CLAIR
ORVAL HANSEN



Department of Reclamation
State House
Boise, Idaho

Re: Permit No. G-26398
Norbert J. Brinkmann

Dear Sirs:

Enclosed please find Affidavit of the Post-Register showing publication of Notice of Hearing, and depositions of witnesses Ronald B. Wilson and William F. Price, together with the deposition of the holder.

The hearing was held in my office on June 9, 1959, at 10:00 o'clock A.M. I believe this completes the requirements for proof of water to beneficial use. If there is something further, please let me know.

Very truly yours,

ST. CLAIR, ST. CLAIR & HANSEN

Gilbert C. St. Clair
Gilbert C. St. Clair

GCS:wh
Encls. (as noted)

826398

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 1 5 1959
Department of Reclamation

RECEIVED
JUN 24 1959
Department of Reclamation

Permit No. 5-26398

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. Norbert J. Brinkmann, Route 5, Idaho Falls, Idaho - Farmer - Route 5,
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.

Ans. Not applicable.

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

Ans. Permit No. 5-26398 - June 20, 1956

6-15-56

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

Ans. Well - Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$), Section 1, Township
2 North, Range 36, East of the Boise Meridian.

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. 11 sprinkler lines with 33 sprinklers on each line which brings in five gallons
per minute from each sprinkler head, totaling 1815 gallons or 201 cubic inches or
4 cubic feet per minute. Depth of well is 335 feet; size of casing is 20 inches;
depth of casing 28 feet; depth to water 247 feet. 363 sprinkler heads, 45 pounds
of pressure per sprinkler head, working pressure at well 90 pounds.

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. All cultivated - All of the NE $\frac{1}{4}$, excepting 25 acres in the SE $\frac{1}{4}$ of NE $\frac{1}{4}$;
all of the NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and on 10 acres in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$,
all in Township Two (2) North, Range Thirty-six (36), EBM, has been irrigated
with the water out of the well described herein.

526398

RT

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

Ans. All for irrigation

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

Ans. 1815 gallons

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.

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

Ans.

June 15, 1956 to date.

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)

Robert J. Brinkman

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 7th day of June, A. D. 1959.

Delbert C. Blair

My commission expires 11-26-61

826398

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 15 1959
Department of Reclamation
RECEIVED
JUN 24 1959
Department of Reclamation

Permit No.

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. William F. Price, age 23, Route 5, Idaho Falls, Idaho - Farm hand

Ques. 2. Are you acquainted with Norbert J. Brinkmann, the holder of Permit No. 26398? How long have you known him and where does he reside?

Ans. Yes - one year - Resides at Route 5, Idaho Falls, Idaho

Ques. 3. Have you read or heard read said Permit No. 26398, and are you familiar with its provisions and conditions?

Ans. Yes

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. Well - Diversion, NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 1, Township 2 North, Range 36.
Works pipe line and sprinklers. Approximately 33 sprinklers per line, 12 $\frac{1}{2}$ lines

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. 4 $\frac{1}{2}$ cubic feet

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 observed the well operating at its capacity and was told it was handling 1815 gallons per minute, although I did not measure the flow.

26398

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.

2
Ans. Irrigation. All of the NE $\frac{1}{4}$ except 25 acres in the SE $\frac{1}{4}$ of NE $\frac{1}{4}$; all of the NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and on 10 acres in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$.
All cultivated - All reclaimed or from dry farm, except the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 2, which has not been completely reclaimed. *Where?*
All in Township 2 North, Range 36, EBM.

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

Ans. Not applicable

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. Desert land and dry farm - 1815 gallons

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. Worked on the premises from May 1, 1958 to date performing all phases of farm work including actually sprinkling the premises. At least 1815 gallons and as I have worked on the place I observed the water being used practically every day from the aforesaid date.

(Signed)

William F. Linn

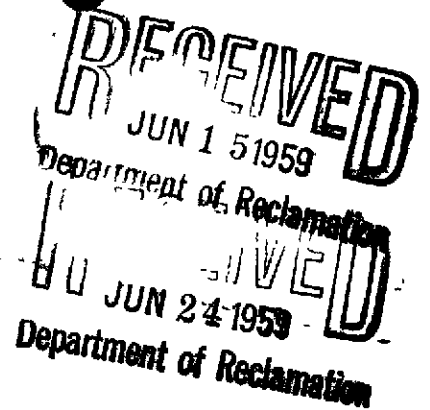
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Idaho Falls, County of Bonneville, State of Idaho on this 9th day of June, A. D. 1959.

Silvestro Olaver
Notary Public.

My commission expires November 26, 1961.

B26398

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No.

Proof of Application of Water to Beneficial Use

Deposition of Witnesses^d 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. Ronald B. Wilson - age 49, 1070 Ninth Street, Idaho Falls, Idaho

Ques. 2. Are you acquainted with Norbert J. Brinkmann, the holder of Permit No. 26398? How long have you known him and where does he reside?

Ans. Yes - 12-13 years. Resides at Route 5, Idaho Falls, Idaho

Ques. 3. Have you read or heard read said Permit No. 26398, and are you familiar with its provisions and conditions?

Ans. Yes

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. Well - Diversion, NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 1, Township 2 North, Range 36.

Pump and sprinkling system. 363 sprinkler heads - 12 $\frac{1}{2}$, $\frac{1}{8}$ mile lines - approximately 33 sprinklers per line.

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. 230 cubic inches or 4 $\frac{1}{2}$ second feet - 1850 gallons

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. 1850 gallons - from number of sprinkler heads; known depth of water in well and by adding 120 feet of head above the ground level to allow for sprinkler pressure and friction loss.

B26398

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. Agricultural irrigation. All of the NE $\frac{1}{4}$ except 25 acres in the SE $\frac{1}{4}$ of NE $\frac{1}{4}$; all of the NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and on 10 acres in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$.
All cultivated - All reclaimed or from dry farm, except the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 2, which has not been completely reclaimed. *Where? Twp. - Rge. 2*
All in Township 2 North, Range 36; EBM.

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

Ans. Not applicable

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. Medium type silt loam soil, adequate depth for agricultural purpose.
Requires approximately five gallons per minute per acre.

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

2 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. For three years have observed every year at least four or five times during the year - at least 1815 gallons on each occasion, the exact dates of which I do not remember, but during every month of the crop season.

(Signed) Ronald B. Wilson

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 9th day of June, A. D. 19 59.

Gilbert C. St. Clair
Notary Public.

My commission expires November 26, 1961.

826398

RECEIVED
JUN 1 5 1959
Department of Reclamation
JUN 24 1959
Department of Reclamation

JUN 24 1959
Department of Reclamation

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for four consecutive weeks, first publication having been made on the 1st day of August, 1952, last publication having been made on the 22nd day of August, 1952, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

newspaper and not in a supplement.

My commission expires April 5, 1962

[illegible]

826398

ST. CLAIR, ST. CLAIR & HANSEN
LAWYERS

HASBROUCK BUILDING

IDAHO FALLS, IDAHO

June 23, 1959

CLENCY ST CLAIR (1871-1957)
ROBERT W ST CLAIR
GILBERT C ST CLAIR
ORVAL HANSEN

RECEIVED
JUN 24 1959
Department of Reclamation

TELEPHONE
JACKSON 2-2350

Department of Reclamation
State House
Boise, Idaho

Attention: Edna P. Rutledge, Chief Clerk

Re: Permit G-26398
Norbert J. Brinkmann

Dear Mrs. Rutledge:

We have had the questions completed as requested by your letter of June 17, 1959, and hope that they are satisfactory.

Thanking you, we are,

Very truly yours,

ST. CLAIR, ST. CLAIR & HANSEN

Gilbert C. St. Clair
Gilbert C. St. Clair

GCS:wh
Encls.

1526398

June 17, 1959

Re: Permit G-26398
Norbert J. Brinkman

St. Clair, St. Clair & Hansen
Attorneys at Law
Hasbrouck Bldg.
Idaho Falls, Idaho

Attn: Gilbert C. St. Clair

Dear Mr. St. Clair:

Enclosed are the depositions of holder and both witnesses with attached affidavit of publication.

Kindly have the holder complete Question 6 by giving the location of place of use, sections, township and range were omitted from both witnesses under Question 7. The witness answers to Question 11 are not complete.

Correct the depositions and return all papers to this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(MRS.) Edna P. Rutledge
Chief Clerk

EPR:ew

B26398

RT

April 28, 1959

Re: Permit No. G-26398
Norbert J. Brinkmann

Mr. Gilbert C. St. Clair
Attorney At Law
Hasbrouck Building
Idaho Falls, Idaho

Dear Mr. St. Clair:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-26398, in the name of Norbert J. Brinkmann. Final proof is to be made before you, as Notary, at 10:00 A.M. on the 9th day of June, 1959, at the Hasbrouck Building, in Idaho Falls, Idaho.

As of this date we have mailed the notice to the Post Register, 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. Rutledge
Chief Clerk

EPR/lw
Encls. (3)
cc: Norbert J. Brinkmann

26398

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
Boise, Idaho

Date: April 28, 1959

Re: Permit No. G-26398
Herbert J. Brinkmann

Post Register
Idaho Falls, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to June 9, 1959 the date set for proof;

the expense of the publication is to be paid by the applicant Attorney

Gilbert C. St. Clair of Hasbrouck Building, 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,

GEO. N. CARTER
State Reclamation Engineer
By

** 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.

26398

ST CLAIR, ST. CLAIR & HANSEN
LAWYERS

HASBROUCK BUILDING
IDAHO FALLS, IDAHO

CLENCY ST CLAIR (1871-1957)
ROBERT W ST CLAIR
GILBERT C ST CLAIR
ORVAL HANSEN

April 27, 1959

TELEPHONE
JACKSON 2-2350

RECEIVED
APR 28 1959
Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

Re: Permit No. G-26398
Norbert J. Brinkmann

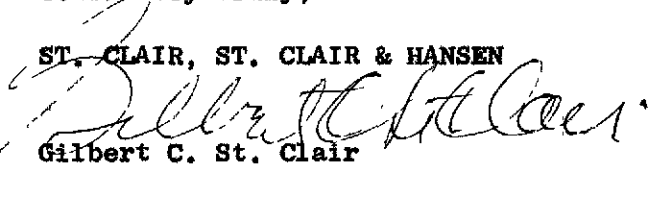
Dear Sirs:

Enclosed please find Notice in duplicate for proof of completion of works, together with letter authorizing publication of notice in The Post-Register, Idaho Falls, Idaho.

Thanking you, we are,

Yours very truly,

ST. CLAIR, ST. CLAIR & HANSEN


Gilbert C. St. Clair

GCS:wh
Encls. (as noted)

B26398

RECEIVED
APR 28 1959

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

tion

(Date) April 23, 1959

(P. O.) Hasbrouck Building, 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 Bonneville County, Idaho

published in

the county in which the works are situated.

Norbert J. Brinkmann

By: St. Clair, St. Clair & Hansen, his attorneys

St. Clair

(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.

26398

Form 36

Department of Reclamation

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

Notice is hereby given that at 10:00 A.M., on the 9th day of June,
19 59, at Idaho Falls, County of Bonneville, State of Idaho,
before Gilbert C. St. Clair, Notary Public, at (address) Nashbrouck Building in
Idaho Falls, Idaho, proof will be submitted of the completion of
works for the diversion of 5.15 cubic feet per second of underground water
from a well, and of the application to beneficial use of said water, in accord-
ance with the terms and conditions of Permit No. -26398 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 Norbert J. Brinkmann, Route 5, 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 con-
veying to the place of use is 5.15 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
5.15 cubic feet per second.

4. The point of diversion of said water is NW 1/4, Section 1, Township 2
North, Range 36, East of Boise Meridian.

5. The place where said water is used is NW 1/4, NE 1/4, NE 1/4
Section 1; NW 1/4, NE 1/4, NE 1/4, Section 2, all in
Township 2 North, Range 36, East of Boise Meridian.

6. The date of priority which said user is prepared to establish is
June 15, 1956.

State Reclamation Engineer

D26398
7/1

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

DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. G- 26398

Date: April 1, 1959

Mr. Norbett J. Brinkmann
Route #5, Idaho Falls, Idaho

Dear Sir:

The date for proofs of Completion of Works and Application of Water to Benefi-
cial Use, as set out under the terms of Permit No. G- 26398 are due not later
than June 20, 1959.

Before these proofs 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 within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list which has been 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.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the above mentioned date, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point of, or points of diversion; and the location of use or the lands which are irrigated -- all by legal land description.

Enclosed also 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 Form 36.

At the time we send the notice to the newspaper we will send to 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, at the place named and before the notary public, as advertised in the publication notice.

Very truly yours,

GEO. N. CARTER
STATE RECLAMATION ENGINEER

Enclosures

826398

June 28, 1956

RE: Permit No. G-26398

Mr. Norbert J. Brinkman
Route # 5
Idaho Falls, Idaho

Dear Mr. Brinkman:

We enclose Permit No. G-26398 and 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-1946 for the \$6.25 filing fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

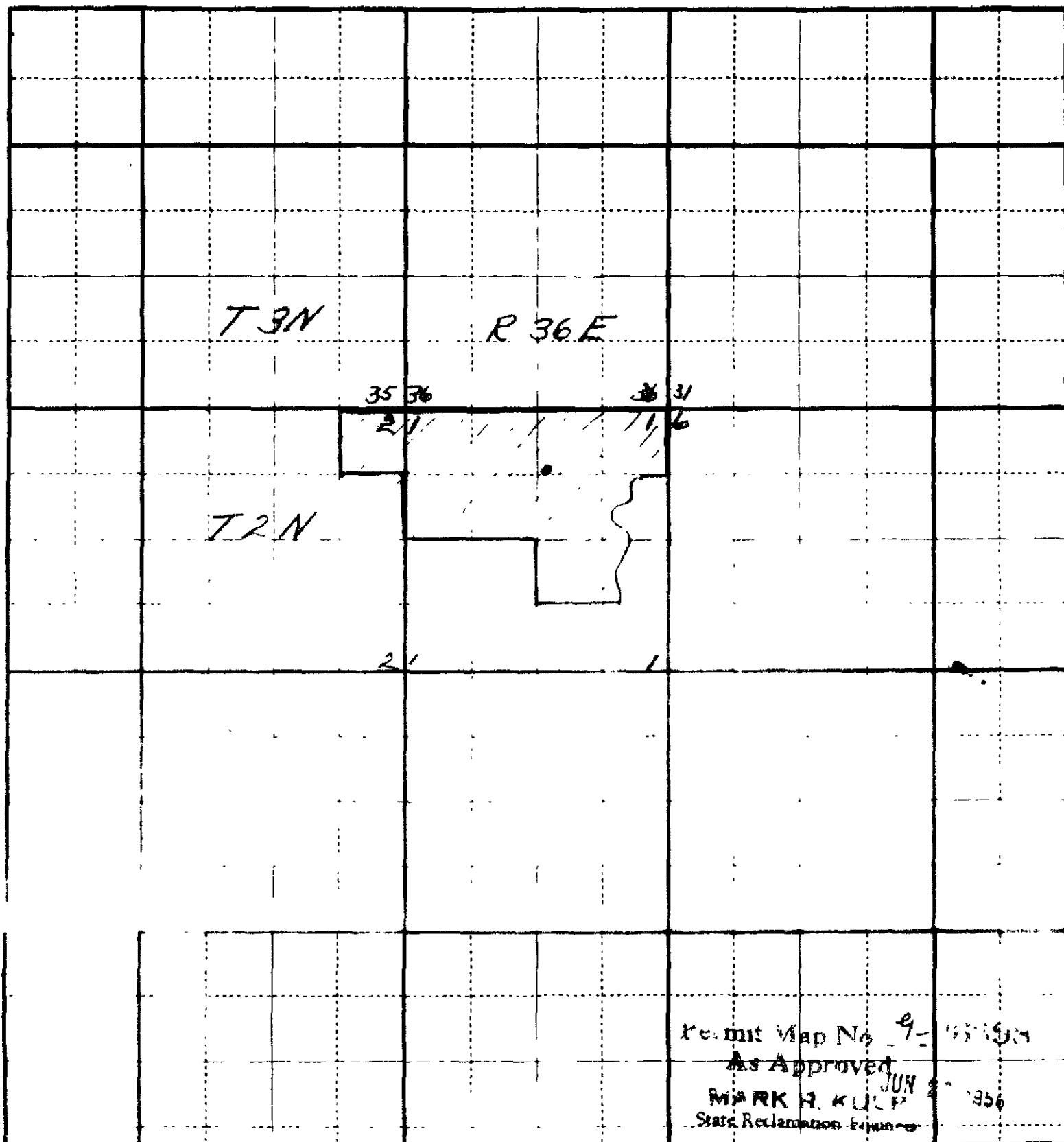
Chief Clerk

R: cu
Enc.

26398

NAME OF APPLICANT Norbert J. Brinkmann

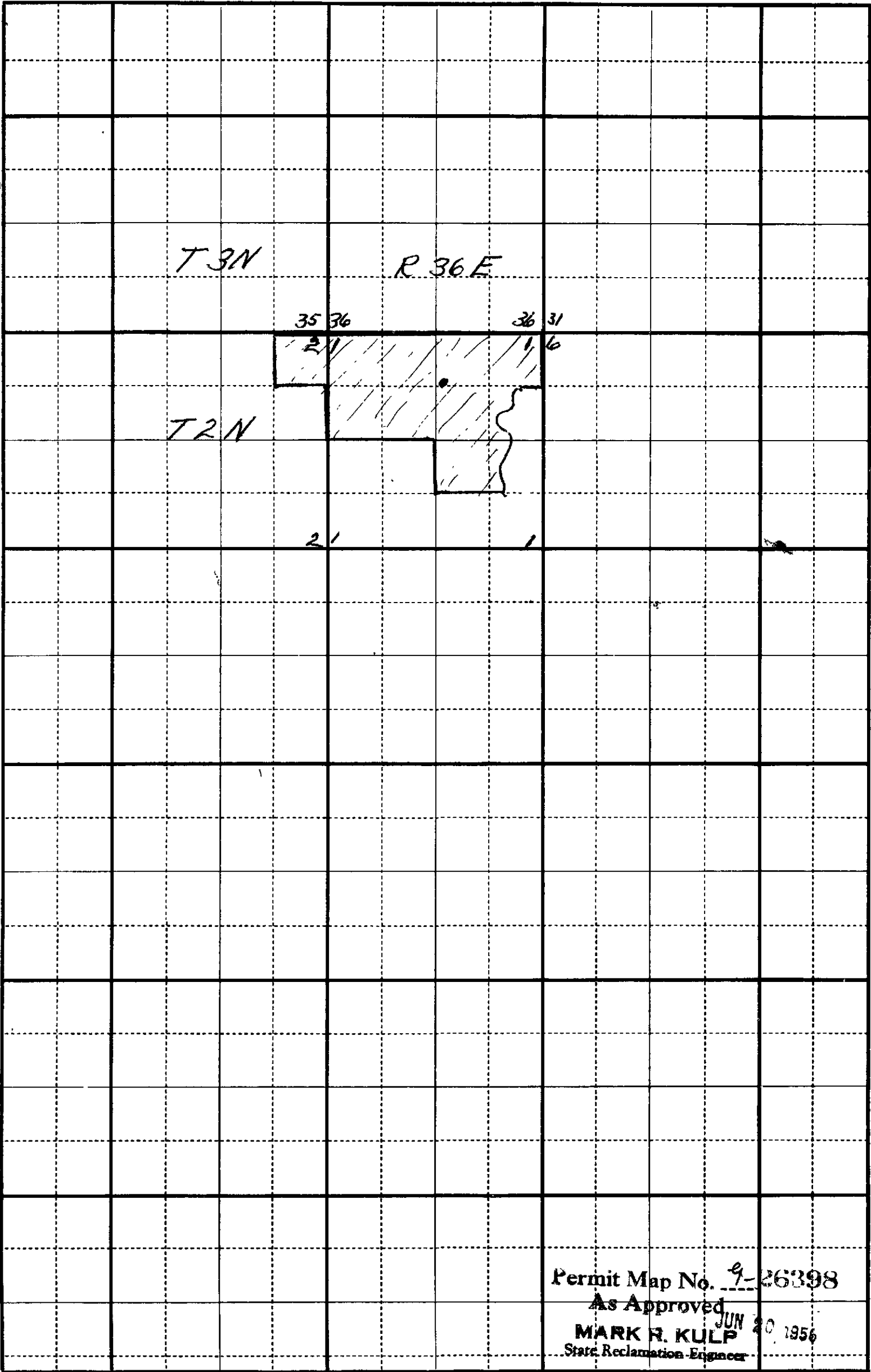
Form No. 0



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

NAME OF APPLICANT Norbert J. Brinkmann

Form No. 0



Permit Map No. 9-26398
As Approved
MARK R. KULP
State Reclamation Engineer
JUN 20 1956

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

926398