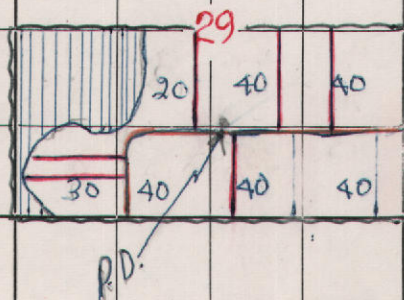


R-32E.

T.
2
S.



100

150

250

31

32

33

Subdivisions

8

TO SPRINGFIELD

area

250 Acres

Q

242 CFS. or 121 inches

RECEIVED
OCT. 2 6 1960
Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham
State of Idaho

} ss.

I, Harry R. Brown do solemnly

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

Friday issue of said newspaper 1 consecutive

weeks, 6 days the first publication having

been made on the 30 day of Sept., 1960,

and the last publication having been made on the

21 day of Oct, 1960; 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.

Harry R. Brown

Subscribed and sworn to before me this 25th

day of October, 1960

Marguerite Glantz

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 25th day of October, 1960, at Blackfoot, County of Bingham, State of Idaho, before H. William Furchner, Notary Public, at 116 N.E. Main Street, proof will be submitted of the completion of works for the diversion of 6.4 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-25626, 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 Eben R. T. Blomquist, 361 East 3900 South, Salt Lake City 17, Utah.

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 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is in NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29, Township 2 South, Range 32, E.B.M., in Bingham County, Idaho.

5. The place where said water is used is entire South half of Section 29, Township 2 South, Range 32, East Boise Meridian.

6. The date of priority which said user is prepared to establish is April 19, 1955.

GEO. N. CARTER
State Reclamation Engineer
Pub. Sept. 30, Oct. 14, 21.

G25626

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 25626/35-2418 Priority April 19, 1955 Amount 2.42 cfs

THIS IS TO CERTIFY, that Eben R. T. Blomquist & Ethel E. Blomquist
of Salt Lake City, Utah, have ~~xxx~~ complied with the terms and conditions of Permit
No. 25626/35-2418 issued pursuant to Application for Permit dated April 19, 1955,
and has submitted proof to the Department of Water Resources on October 25, 1960,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.42 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Nov. 1</u>	at <u>2.42</u> cfs and	<u>875 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.5 af per acre</u>
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 2.42 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
875 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 29,
Twp. 2 S, Rge. 32 E, B. M. in the County of Bingham

Description and location of place of use:

Twp	Range	Sec	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2 S	32 E	29									20		30	40	40	40	40	40	250

Total number of acres irrigated 250

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 28 day of
October, 19 75.

Director

mtg John Hancock

35-2418

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

LICENSE ISSUED FOR 2.42 SEC. FT.
LICENSE PAG

Application No. G- 33486
Permit No. G- 25626
District No.

L. M. Buhler
250 Fillmore
Pocatello, Idaho

1. Name of Applicant: L. M. BUHLER
Postoffice address: 250 Fillmore, Pocatello County: Bingham State: Idaho
2. Quantity of water claimed: 320 Miner's inches
 - (a) Rate of withdrawal in cubic feet per second. 6.4 or Idaho
Miners' inches or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean, to be raised through a drilled well
4. Location of point of diversion or well is in the NW 1/4 of the SE 1/4 of Section 29
Twp. 2 South, Rge. 32 East, 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 to be cased and equipped with turbine pump and sprinkler system.
8. Estimated cost of works: \$25,000.00
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: 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.

The water applied for in this application is to cover lands patented and for which there has not been water allocated in the past. Upon allowance of this application there is expected to develop the land for agriculture
Remarks: and thus make beneficial use of the water in accordance with the terms of this application.

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.

L. M. Buhler L. M. BUHLER
Applicant.

By THOMAS B. SLAYTON Agent.

Date of first receipt at Department of Reclamation: 9:00 A.M. April 19, 1955

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-25626

Recorded in Book 91 Page 25626 Approved May 3, 1955

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 July 3, 1955 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 November 3, 1957

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before May 3, 1960

Witness my hand this 3rd day of May, 1955

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, J. BERKELEY LARSEN, Acting Governor of the State of Idaho, and IRA H. MASTERS, 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 3rd day of May, 1955.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS
Secretary of State.

By J. BERKELEY LARSEN
Acting Governor

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	32 E.	29									40	40	40	40	40	40	40	40	320
Re: Permit No. G-25626 - L. M. Buhler, Holder) John Hancock Mutual Life Insurance Co.,) Mortgagee)							STATE OF IDAHO DEPARTMENT OF RECLAMATION								ORDER EXTENDING TIME FOR PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE				
WHEREAS, JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY by mortgage foreclosure was issued Sheriff's Certificate of Sale on Foreclosure of the property covered by Permit No. G-25626 on July 21, 1959; and,																			
WHEREAS, Proof of Completion of Works and Beneficial Use of Water was required to be made on or before May 3, 1960, and due to the uncertainty of the status of the ultimate ownership of the property during the redemption period allowed by law, said proofs were not made; and,																			
WHEREAS, Order to Show Cause why Permit No. G-25626 should not be cancelled was served on Permit Holder Buhler on June 27, 1960; and,																			
WHEREAS, John Hancock Mutual Life Insurance Company in response to notice that Permit No. G-25626 was held for cancellation has explained the circumstances regarding the uncertainty as to who eventually will become the holder of title of the property and the permit, stating that the irrigation works contemplated in said permit have been substantial completed and water beneficially applied, and asking that an additional period of six (6) months be allowed within which to make the required proofs.																			
NOW, THEREFORE, It is Hereby Ordered that the time within which required proofs may be offered is extended to November 3, 1960.																			
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this department at Boise, Idaho, this 11th day of July, 1960																			
															s/ GEO. N. CARTER State Reclamation Engineer				

Recorded: July 13, 1960

e in file photo-copy of deed from DARWIN D. BUHLER and MARY BUHLER and LORAIN M. BUHLER AND MONICA BUHLER to
Y A. BARRETT; and ROY A. BARRETT and RUTH R. BARRETT to EBEN J. BLOMQUIST & BARBARA BLOMQUIST; and EBEN J. BLOMQUIST
d BARBAR BLOMQUIST to EBEN R. T. BLOMQUIST and ETHEL E. BLOMQUIST, present permit holders.

October 28, 1975

Re: Permit No. 25626/35-2418
Eben R. T. & Ethel E. Blomquist

Mr. James H. Haroldsen
Pingree,
Idaho 83262

Dear Mr. Haroldsen:

Enclosed herewith is a copy of the Water License issued on the above referenced permit.

Although this license is not in your name, you control that part(s) of the license that covers property you own.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

ddr

Enc: Copy of license ✓

bc: Eastern District Office ✓

RECEIVED

IN R-DEPARTMENT MEMO — 1

FROM Marlene

OCT

DATE October 23, 1975

TO Darlene

Department of Water Resources

SUBJECT No. 35-2418

We received today the licensing fee in the amount of \$21.00, receipt No.

15453, for Permit No. 35-2418.

fee paid by:
James H. Hunsicker
Payee, Id. 83262

M. Hunsicker

SIGNATURE

RECEIVED

- **SENDER:** Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ **RESTRICTED DELIVERY.**
 Show to whom and date delivered..... 65¢
☐ **RESTRICTED DELIVERY.**
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

MICROFILMED

3. ARTICLE DESCRIPTION:

REGISTERED NO.

CERTIFIED NO.

INSURED NO.

32340

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

E. B. Blomquist

4. DATE OF DELIVERY

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on reverse side.
- Fasten gummed ends and attach to back of article.

**RETURN
TO**



PERMIT NO. 508 PRIVATE
USE NO POSTAGE
NECESSARY IF MAILED
IN THE UNITED STATES



**DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720**

October 1, 1975 CERTIFIED MAIL # 32340

Re: Permit No. 25626 (New No. 35-2418)

Eben R. T. Blomquist & Ethel E. Blomquist
881 East 3900 South
Salt Lake City, Utah

Dear Mr. & Mrs. Blomquist:

It appearing to the Department of Water Resources (formerly the Department of Water Administration) that the terms and conditions of Permit 25626/35-2418 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of 21.00, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Resources on or before November 10, 1975, why said permit should not be cancelled.

Permit 25626/35-2418 claims the use of 6.4 cubic feet per second of water from a ground water source (well), the point of diversion was to be located within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 29, Twp. 2 S, Rge. 32 E, B.M. and the permit was approved May 3, 1955.

s/ R. Keith Higginson

R. KEITH HIGGINSON
Director

Attachment:
Copy of 6/29/62 letter

cc: Melvin J. Haroldsen
Pingree, ID 83262

June 29, 1962

Re: Permit No. C-25626

Eden R. T. Blomquist
881 East 3900 South
Salt Lake City, Utah

Dear Mr. Blomquist:

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. C-25626 shows the well is ~~(shown)~~ capable of conveying 121 miner's inches, or 2.42 c.f.s. of water for the irrigation of 250 acres.

Upon receipt of the statutory fees, totaling \$ 21.00 , we will issue the Certificate of Completion of Works (fee \$5.00) and the License and Certificate of Water Right (fee \$ 16.00 , based at the rate of \$2.00 for each 40-acre subdivision) confirming the right, with priority of April 19, 1955 to the use of 2.42 second feet of subterranean water with the point of diversion in NE 1/4, Sec. 29 for irrigation of 250 acres in the SE 1/4, NE 1/4, S 1/4, Sec. 29, T. 2 S., R. 32 E., 2nd.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Hale
Chief Clerk

ELR:ms

cc: John R. Brane
3301 S 7495 W
Magna, Utah

J 25626

7

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

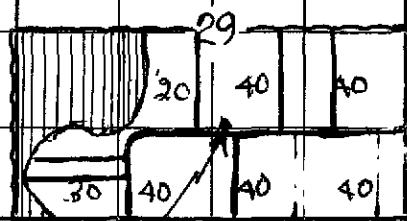
REPORT OF ENGINEER

PERMIT NO. G-25626

REPORT ON PROOF OF Completion of Works & Beneficial Use
Eben R. T. Blomquist
881 East 3900 South
Salt Lake City, Utah

R-32E.

T.
2
S.



100

150

250

31

32

33

Subdivisions

8

TO SPRINGFIELD

area

250 Acres

Q

242 CFS or 121 inches

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

Permit No. G-25626

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

1. Name of applicant Eben R. T. Blomquist & Ethel E. Blomquist
2. Source of water supply: Subterranean from a well
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29
T. 2 S R. 32 E County of Bingham
4. Describe works as they exist, giving dimensions and capacities of same: 150 H.P. Chatteroi Motor # 98957 Layne pump # 31124 10" discharge into 10" main line
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
S $\frac{1}{2}$, Sec. 29, T. 2 S., R. 32 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. John R. Brace along

Mr. Blomquist has sold this acreage to John R. Brace 3301 So. 7495 W. Mayna, Utah.

Measurement was made by taking pressure readings along each lateral 6 lines 153 nozzles size $\frac{3}{16}$

This examination was made on the 24th day of June, 1962

(Signed)

Ron DeBarger

Examiner.

G25626

Examined by
R. T. Bloomquist
881 East 3900 South
Salt Lake City, Utah
Permit No. G-25626

Examination for Completion of Works & Beneficial Use

County... Bingham

Sec. 17 T. 2 S. R. 32 E.

Quantity: 6.4 c.f.s.

Source: Well

P.D.: N.W. SE., Sec. 29, T. 2 S., R. 32 E.

Use: Irrigation

Filed: April 19, 1955

Due: May 3, 1960

Extension: 11-3-60

Completion of Works: —

Other Rights: none

INSTRUCTIONS TO EXAMINERS

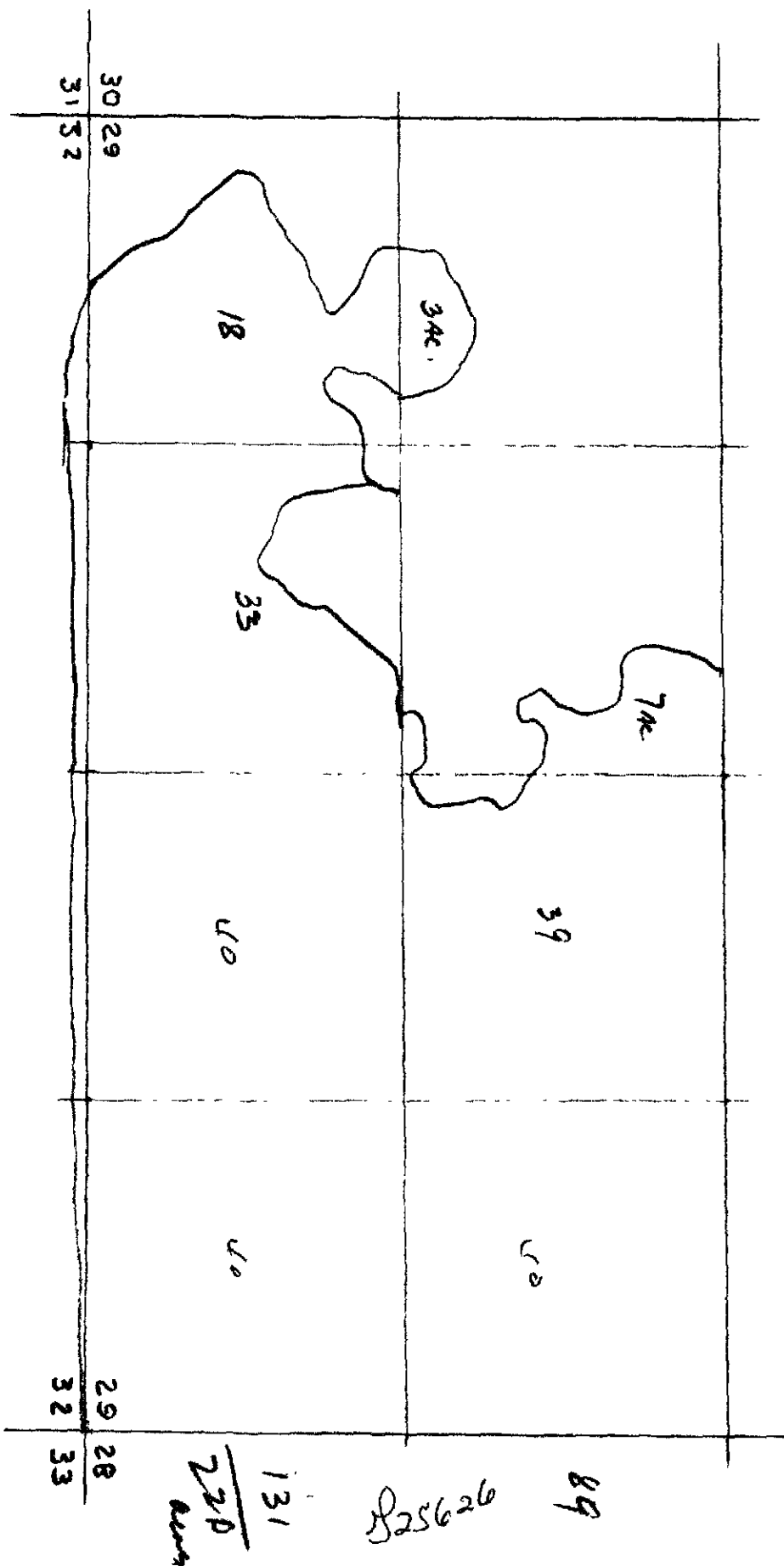
1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated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

RECEIVED

JUN 29 1962

Department of Reclamation

Eben R.T. Blomquist
 Hermit # G-25626



Would you please

put

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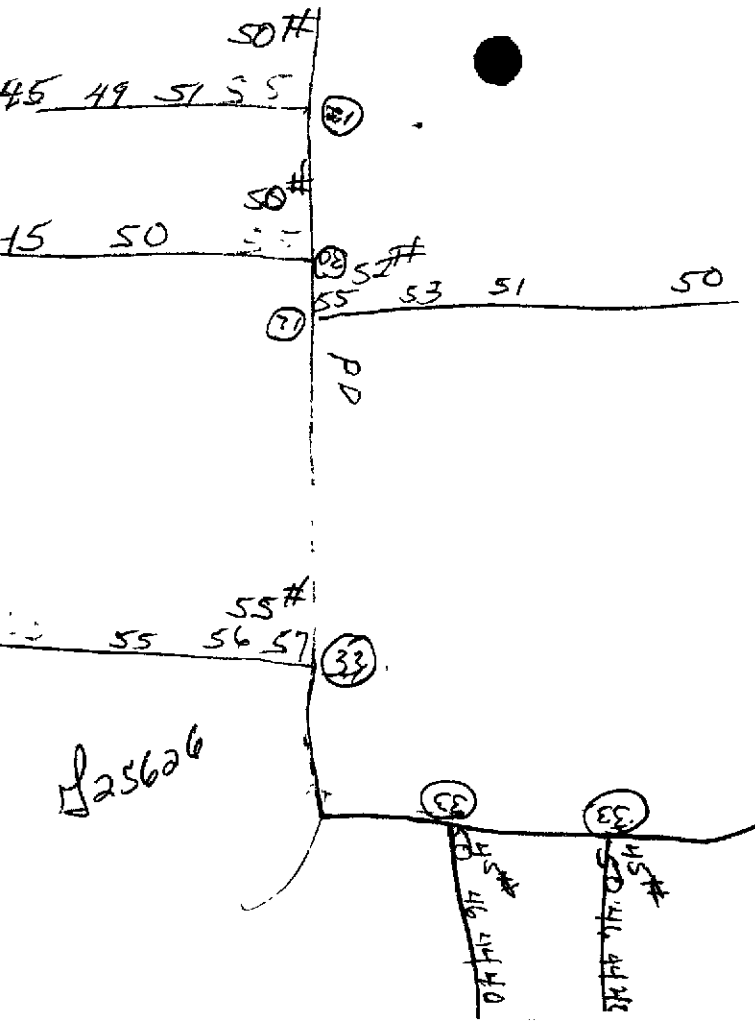
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 224 \\
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 1092
 \end{array}$$



June 6, 1962

Re: Permit No. G-25626
Eben, R. T. & Ethel R. Blomquist

Eben J. Blomquist
881 East 3900 South
Salt Lake City 7, Utah

Dear Mr. Blomquist:

Thank you for your letter of June 2nd of the sale of the property to Richard Diamond and Virgil Brace.

Enclosed is a form for assignment of permit. The Water Certificates are made out in the name of the holder of the permit, in this case - Eben, R. T. and Ethel E. Blomquist.

The assignment form should be signed by the present holders of the permit if the certificates should be made in the names of the present owners of the property. Send the completed form with the \$0.50 recording fee to this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew
Enc. assignment form

cc: Mr. Richard Diamond
7395 Orchard Dr., Bountiful, Utah

Dear Mr. Diamond:

Our field engineer has tried to inspect the works under Permit No. G-25626 without success. Kindly notify this office the name of a local resident who can show him the works.

25626

March 8, 1960

Re: Permit No. 25406

Pacific Northwest Power Company
P. O. Drawer #1445
Spokane 10, Washington

Attn: W. E. Parrott

Dear Mr. Parrott:

This letter acknowledges receipt of the Pacific Northwest Power Company's Application for Amendment to permit No. 25406, Pacific Northwest Power Company, holder.

It is suggested that Publication of Notice of the Application for Amendment be published in a newspaper in Idaho County, Idaho. Will you please designate the paper in which you wish this notice to be published?

Blank Forms #11 are enclosed for your signature which will authorize this office to forward the notice to the paper designated for publication. The copy of the notice is for your file.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

GNC:ew
Enc. Form 11
copy of Notice

25406

June 6, 1962

Re: Permit No. G-25626
Eben, R. T. & Ethel E. Blomquist

Eben J. Blomquist
881 East 3900 South
Salt Lake City 7, Utah

Dear Mr. Blomquist:

Thank you for your letter of June 2nd of the sale of the property to Richard Diamond and Virgil Brace.

Enclosed is a form for assignment of permit. The Water Certificates are made out in the name of the holder of the permit, in this case - Eben, R. T. and Ethel E. Blomquist.

The assignment form should be signed by the present holders of the permit if the certificates should be made in the names of the present owners of the property. Send the completed form with the \$0.50 recording fee to this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew
Enc. assignment form

cc: Mr. Richard Diamond
739¹/₂ Orchard Dr., Bountiful, Utah

Dear Mr. Diamond:

Our field engineer has tried to inspect the works under Permit No. G-25626 without success. Kindly notify this office the name of a local resident who can show him the works.

EBEN R. T. BLOMQUIST, PRESIDENT, AM. 2-1624
EBEN J. BLOMQUIST, MANAGER, HU. 7-75
WAYNE T. BLOMQUIST, SECRETARY TREASURER, AM. 6-2530
MELVIN R. BLOMQUIST, VICE PRESIDENT
RUSSELL E. BLOMQUIST, BUILDING

EBEN R. T. BLOMQUIST REALTY CO.
OFFICE 881 EAST 3900 SOUTH PHONE AM. 6-8876
SALT LAKE CITY 7, UTAH



REAL ESTATE, INSURANCE AND INVESTMENTS

June 2, 1962



RECEIVED
JUN 6 1962

Department of Reclamation

State Of Idaho
Department of Reclamation
107 State House
Boise, Idaho

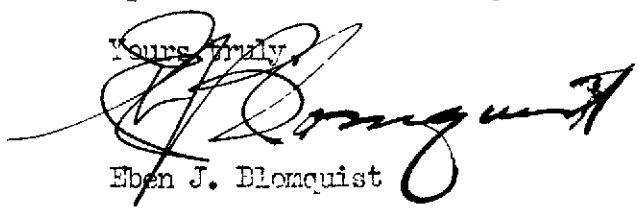
ATTENTION: Edna P. Rule

Dear Mrs. Rule,

Last summer we sold the property which is your permit number G-25626 to Mr. Richard Diamond and Mr. Virgil Brace of Salt Lake City, Utah. Mr. Diamond can be reached best through his home address which is 7395 Orchard Drive, Bountiful, Utah.

I am sure he can make satisfactory arrangements with your field engineers so that this inspection can be made at your convenience.

Yours truly,


Eben J. Blomquist

FJB/jw

G25626

May 28, 1962

Re: Permit No. G-25626

Mr. Eero R. T. Blomquist,
881 East 3900 South,
Salt Lake City, Utah.

Dear Mr. Blomquist:

Our field engineer has informed us that he has made several attempts to make an inspection of the grounds in connection with your Permit No. G-25626, but was unable to do so because there was no one present to show him over the grounds.

Will you kindly let us know whom the field engineer should contact in Bingham County, so that this inspection may be made at the earliest possible date?

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk

G25626



ROBERT E. SMYLER
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
GEO. N. CARTER, STATE RECLAMATION ENGINEER
BOISE

March 9, 1961

Re: Permit No. G-25626
Eben R. T. Blomquist

Furchner & Stufflebeam
Attorneys at Law
Blackfoot, Idaho

Attn: H. William Furchner

Dear Mr. Furchner:

January 16, 1961, we wrote you in regard to assignment of Permit by use of the deeds to the property.

In the last paragraph we requested a copy of the power of attorney from Eben R. T. Blomquist to give Eben J. Blomquist the right to make the proofs he made October 25, 1960. That is necessary before the depositions can be accepted.

Kindly give this your attention at your earliest convenience.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By: *Ralph W. Thomas*

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Dear Mr. Blomquist:

The above letter will explain the necessity of the enclosed Power of Attorney, which you should have your father execute. Mail the Power of Attorney direct to the Department of Reclamation with this letter.

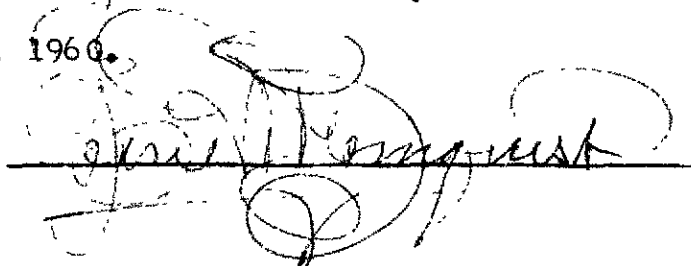
H. William Furchner

25626

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That I, EBEN R. T. BLOMQUIST, do hereby nominate, constitute and appoint my son, EBEN J. BLOMQUIST, my true and lawful Attorney in Fact, with full power to sign and execute on my behalf the deposition required for final proof on Permit No. G-25626, issued by the Department of Reclamation of the State of Idaho, and do hereby ratify and confirm the said deposition executed by my said Attorney in Fact, dated October 25, 1960, and signed by him on my behalf, in the Office of the Department of Reclamation of the State of Idaho.

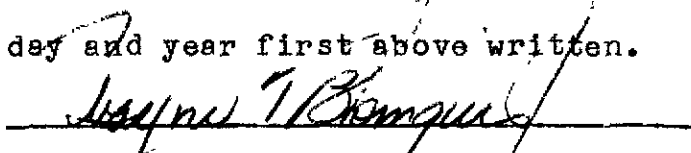
IN WITNESS WHEREOF, I have hereunto set my hand and seal this 25th day of October, 1960.



STATE OF UTAH)
 : SS
County of Salt Lake)

On this 24th day of March, 1961, before me, the undersigned, a Notary Public in and for said State, personally appeared EBEN R. T. BLOMQUIST, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year first above written.


Notary Public for State of Utah
Residing at Salt Lake City, Utah

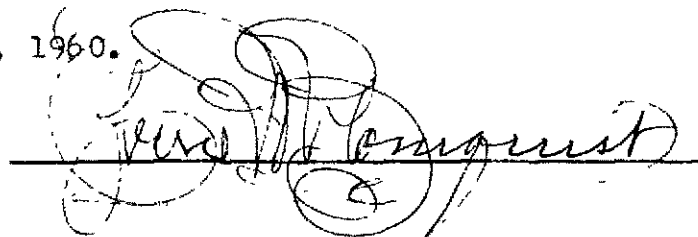
My Commission Expires:

G 25626

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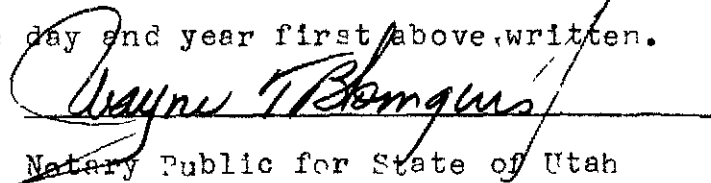
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 : SS
County of Salt Lake)

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year first above written.



Notary Public for State of Utah

Residing at Salt Lake City, Utah

My Commission Expires:

March 9, 1961

Re: Permit No. G-25626
Eben R. T. Blomquist

Furchner & Stufflebeam
Attorneys at Law
Blackfoot, Idaho

Attn: H. William Furchner

Dear Mr. Furchner:

January 16, 1961, we wrote you in regard to assignment of Permit by use of the deeds to the property.

In the last paragraph we requested a copy of the power of attorney from Eben R. T. Blomquist to give Eben J. Blomquist the right to make the proofs he made October 25, 1960. That is necessary before the depositions can be accepted.

Kindly give this your attention at your earliest convenience.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

J 25626

January 30, 1961

RE: Permit No. G-25626

Eben R. T. Blomquist
881 East 3900 South
Salt Lake City, Utah

Dear Mr. Blomquist:

We acknowledge receipt of the Deposition 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-25626.

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:mr

825626

January 19, 1961

Re: Permit No. G-25626
L. M. Buhler

Furchner & Stufflebeam
Attorneys at Law
116 N. E. Main Street
Blackfoot, Idaho

Attn: H. William Furchner

Dear Mr. Furchner:

We enclose the deeds transferring the above numbered permit from Darwin D. Buhler and Mary Buhler and Loraine M. Buhler and Monica Buhler to Roy A. Barrett; Roy A. Barrett and Ruth R. Barrett to Eben J. Blomquist and Barbara Blomquist. We retained the photo copy of the warranty deed transferring the property from Eben J. Blomquist and Barbara Blomquist to Eben R. T. Blomquist and Ethel E. Blomquist, the present permit holders.

We also enclose departmental receipt No. G-5554 in the amount of \$4.50 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. deeds (2)
receipt

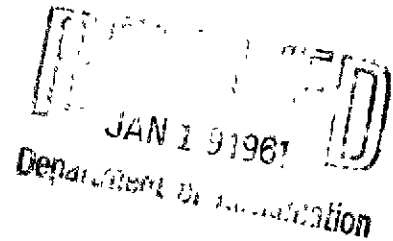
G-25626

LAW OFFICES
FURCHNER AND STUFFLEBEAM

116 N E MAIN STREET
BLACKFOOT, IDAHO

January 18, 1961

H WILLIAM FURCHNER
DWAIN H STUFFLEBEAM



Mr. Ralph W. Thomas
Deputy State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Dear Sir:

We are enclosing our check in the amount of \$4.50 to cover the copying of the instruments necessary to show the transfer of water right to Eben R. T. Blomquist.

When this has been completed will you please return the original instruments to us with your receipt for this fee. Thank you.

Very truly yours,

FURCHNER AND STUFFLEBEAM

H. William Furchner

HWF:ec
Encl.

25626

This indenture, Made this Twenty-third day of September

In the year of our Lord One Thousand Nine Hundred and fifty Nine

between Roy A. Barrett and Ruth R. Barrett, his wife

of Salt Lake City, County of Salt Lake, State of Utah

the parties of the first part, and Eben J. Blomquist & Barbara Blomquist
his wife

as joint tenants with full rights of survivorship.

of Salt Lake City, County of Salt Lake, State of Utah

the party of the second part:

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of TEN DOLLARS, (\$10.00) and other good and valuable consideration.

lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledge by the parties of the first part.

,do by these presents, Grant, Bargain, Sell and Convey and confirm unto said party of the second part, and to his heirs and assigns forever: All those certain lots, pieces or parcels of land situate, lying and being in the County of Bingham State of Idaho, bounded and more particularly described as follows, to-wit:

PARCEL NO. 1.

South half of Section 29 in Township 2 South of Range
32 East of Boise Meridian.

The foregoing conveyance is subject to a mortgage, dated June 27, 1955, to John Hancock, Mutual Life Insurance Company, a corporation of the Commonwealth of Massachusetts, recorded in Book 92 of Mortgages, Page 108, in the office of the County Recorder of Bingham County, Idaho and subject also to a chattel mortgage to John Hancock Mutual Life Insurance Company covering the pump and sprinkler system located on the above described premises and recorded in Book "U" of Chattell Mortgages, Section "B", Page 37 in the office of the County Recorder of Bingham County, Idaho.

The Grantee, party of the second part, does by the acceptance of these present, assume and agree to pay the unpaid balances on the said mortgages above referred to and agrees further to save the parties of the first part harmless by reason thereof.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said party of the second part, and to his heirs and assigns forever. And the said parties of the first part, and their heirs, covenant the said premises in the quiet and peaceable possession of the said party of the second part and his heirs and assigns against the said parties of the first and their heirs and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

25626

IN WITNESS WHEREOF, The said parties of the first part have here-
unto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Roy A. Barrett (Seal)
Ruth R. Barrett (Seal)

STATE OF UTAH)
COUNTY OF SALT LAKE)

On this Twenty-third day of September in the year 1959, before me,
EBEN R. T. BLOMQUIST, a notary public in and for said County and
State, personally appeared Roy A. Barrett and Ruth R. Barrett, his wife
known to me to be the persons whose names are subscribed to the within
instrument, and acknowledged to me that they executed the same.

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

Eben R. T. Blomquist
Notary Public
Salt Lake City, Utah

My commission expires: November 4, 1960

70092

STATE OF IDAHO }
County of Bingham, }

I hereby certify that the within
instrument was filed for record in
this office at the request of

Eben R. T. Blomquist

on the 24 day of Oct 1959
at 5 minutes past 3 o'clock.

P. M. and was duly recorded in

Book 103 of Submerged

Land of Salt Lake County

W. F. Johnson
County Recorder

David L. Johnson
Deputy Recorder

Recorder's fee \$ 1.50

25626

See Salt Lake City, Utah

WARRANTY DEED

THIS INDENTURE, Made this 18th day of July, 1920
by and between

EREN J. BLONQUIST and BARBARA BLONQUIST, his wife,

of the County of Salt Lake, State of Idaho, the part 1st of the first
part, and

EREN R. T. BLONQUIST and ETHEL E. BLONQUIST, his wife,

of the County of Salt Lake, State of Idaho the part 1st of the 1st
part.

WITNESSETH, That the said part 1st of the first part, for and in consideration of the sum of
One and No/100 (\$1.00) - - - - - DOLLARS
and other good considerations,
lawful money of the United States of America/to them in hand paid by part 1st of the second
part, the receipt whereof is hereby acknowledged, ha ve granted, bargained and sold, and by these
presents do grant, bargain, sell, convey and confirm unto the said part 1st of the second part
and to their heirs and assigns forever, all the following described real estate, situate in the
County of Bingham, State of Idaho, to wit:

The South Half (S $\frac{1}{2}$) of Section Twenty-nine (29), in Township
Two (2) South, Range Thirty-two (32), East of the Boise
Meridian, in Bingham County, Idaho.

Together with all water, water rights, ditches, ditch rights,
improvements, tenements, hereditaments and appurtenances
thereunto belonging or in any wise appertaining, and also
together with the complete irrigation pumping plant and sprinkler
system thereon situate.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto be-
longing or in anywise appertaining, and the reversion or reversions, remainder and remainders, rents,
issues and profits thereof, and all estate, right, title and interest in and to the said property as well in
law as in equity, of the said part 1st of the first part.

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, to-
gether with the appurtenances, unto the part 1st of the second part, and to their heirs and
assigns forever. And the said part 1st of the first part, and their heirs, the said premises
in the quiet and peaceable possession of the said part 1st of the second part, and their heirs
and assigns against the said part 1st of the first part and their heirs and against all and
every person and persons, whomsoever lawfully claiming or to claim the same, shall and will WAR-
RANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said part 1st of the first part ha ve hereunto set their
hand s and seals the day and year first above written.

Signed, sealed and delivered in the
presence of

E. J. Blomquist (SEAL)
Barbara Blomquist (SEAL)
E. R. T. Blomquist (SEAL)
Ethel E. Blomquist (SEAL)

25626

Warranty Deed

BOOK 103 PAGE 259

THIS INDENTURE, Made this twenty-third day of July
in the year of our Lord One Thousand Nine Hundred and fifty Eight, between Darwin D. Buhler and
Mary Buhler, his wife and Loraine M. Buhler, and Monica Buhler, his wife
of Pocatello, County of Bannock, State of Idaho
the parties of the first part, and Roy A. Barrett

of Salt Lake City, County of Salt Lake, State of Utah
the party of the second part:

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of **TEN DOLLARS,**
(\$10.00) and other good and valuable consideration

lawful money of the United States of America, to them in hand paid by the said part y of the second part, the receipt
whereof is hereby acknowledged by the parties of the first part

, do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said part y
of the second part, and to his heirs and assigns forever: All that certain lot #
piece # or parcel # of land situate, lying and being in the County of Bingham State of Idaho, bounded
and more particularly described as follows, to-wit:

PARCEL No. 1.

South half of Section 29 in Township 2 South of Range 32 East of Boise
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The foregoing conveyance is subject to a mortgage, dated June 27, 1955,
to John Hancock, Mutual Life Insurance Company, a corporation of the Common-
wealth of Massachusetts, recorded in Book 92 of Mortgages, Page 108, in the
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chattel mortgage to John Hancock Mutual Life Insurance Company covering the
pump and sprinkler system located on the above described premises and re-
corded in Book "U" of Chattel Mortgages, Section "B", Page 37 in the office of
the County Recorder of Bingham County Idaho.

The Grantee, party of the second part, does by the acceptance of these
present, assume and agree to pay the unpaid balances on the said mortgages
above referred to and agrees further to save the parties of the first part harm-
less by reason thereof.

Together with all and singular, the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, and
the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereto incident
unto the said part y of the second part, and to his heirs and assigns forever. And the said
parties of the first part, and their heirs, covenant the said premises in the quiet and peaceable possession
of the said part y of the second part and his heirs and assigns against the said parties of the
first part, and their heirs and against all and every person or persons whomsoever, lawfully claiming
or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and
seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Darwin D. Buhler [Seal]
Loraine M. Buhler [Seal]
Monica Buhler [Seal]
Mary Buhler [Seal]

25626

STATE OF IDAHO,
County of **Bannock**

SS.

On this 23rd day of July in the year 1958, before me,

Richard B. Black, Notary Public in and for said County and State, personally appeared
J. M. Butler, Marion M. Butler, Darwin D. Butler
and Mary Butler

known to me to

be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

Richard B. Black
Notary Public.

Residence and P. O. Address: Bozelle, Idaho

WARRANTY DEED

70091

TO

Dated _____, 19__

STATE OF IDAHO,

County of Bannock, SS.

I hereby certify that this instrument was filed for record at the request of

Edmund J. Blongquist

at 00 minutes past 3

o'clock P. M., the 29 day

of October, A. D. 1957

in my office and duly recorded in Book 103

of Deeds at page 259

J. T. Woodhouse

Ex-Officio Recorder.

By Richard B. Black
Deputy.

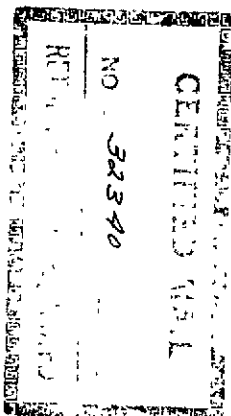
Fee, \$ 1.00

600 - RETURN TO SUNDAY, INC., POSTOFFICE, IDAHO

894 East 3900 St.

Salt Lake City, Utah

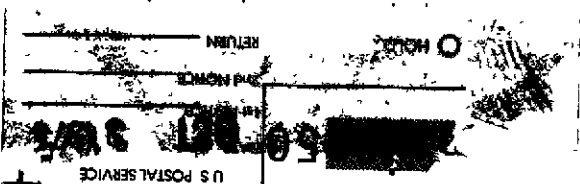
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720



Eben R. T. Blomquist & Ethel E. Blomquist
881 East 3900 South
Salt Lake City, UTAH

Dec 6 1964
Blomquist
sr

UNDELIVERED
FORWARD





STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

Statehouse
Boise, Idaho 83720
(208) 384-2215

R. Keith Higginson
Director

October 1, 1975 CERTIFIED MAIL

Re: Permit No. 25626 (New No. 35-2418)

Eben R. T. Blomquist & Ethel E. Blomquist
881 East 3900 South
Salt Lake City, Utah

Dear Mr. & Mrs. Blomquist:

It appearing to the Department of Water Resources (formerly the Department of Water Administration) that the terms and conditions of Permit 25626/35-2418 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of 21.00, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Resources on or before November 10, 1975, why said permit should not be cancelled.

Permit 25626/35-2418 claims the use of 6.4 cubic feet per second of water from a ground water source (well), the point of diversion was to be located within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 29, Twp. 2 S, Rge. 32 E, B.M. and the permit was approved May 3, 1955.


R. KEITH HIGGINSON
Director

Attachment:
Copy of 6/29/62 letter

cc: Melvin J. Haroldsen
Pingree, ID 83262

June 27, 1962

Re: Permit No. G-25626

Ibom H. T. Blomquist
881 East 3900 South
Salt Lake City, Utah

Dear Mr. Blomquist:

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-25626 shows the well is (are) capable of conveying 121 miner's inches, or 2.42 c.f.s. of water for the irrigation of 250 acres.

Upon receipt of the statutory fees, totaling \$ 21.00 , we will issue the Certificate of Completion of Works (fee \$5.00) and the License and Certificate of Water Right (fee \$ 16.00 , based at the rate of \$2.00 for each 40-acre subdivision) confirming the right, with priority of April 19, 1955 to the use of 2.42 second feet of subterranean water with the point of diversion in NE 1/4, Sec. 27 for irrigation of 250 acres in the SW 1/4, NE 1/4, SE 1/4, Sec. 29, T. 2 S., R. 32 E., N. 37.

Very truly yours,

CED. H. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Hale
Chief Clerk

ELR:mr

cc: John R. Brace
3301 S 7495 W
Magna, Utah

25626

January 16, 1961

Re: Permit No. G-25626
L. M. Buhler

Furchner & Stufflebeam
Attorneys at Law
116 N. E. Main Street
Blackfoot, Idaho

Attn: H.Wm. Furchner

Dear Mr. Furchner:

We are anxious to get this file completed and it does not seem possible for you to get the assignment. We still have the original deeds from Buhlers to Barrett and Barretts to Eben J. Blomquist and wife, and photo copy of deed to Eben R. T. Blomquist who is supposed to be the present owner.

We will make photo copies of the original deeds and keep the photo copy of the last deed to get the permit in the name of Eben R. T. Blomquist.

The fee will be \$3.00 for the photo prints and \$0.50 for each of the three transfers, \$1.50, or a total of \$4.50.

We must also have a power of attorney from Eben R. T. Blomquist to give Eben J. Blomquist the right to make proof of completion of works and beneficial use of the water.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

25626

LAW OFFICES
FURCHNER AND STUFFLEBEAM
116 N E MAIN STREET
BLACKFOOT, IDAHO

H WILLIAM FURCHNER
DWAIN H STUFFLEBEAM

RECEIVED
JAN 4 1961
Department of Reclamation

January 3, 1961

Mr. Geo. N. Carter
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Re: Permit No. G-25626

Dear Mr. Carter:

Immediately after receipt of your letter of November 1, 1960, we forwarded to the Buhlers the Assignment form for the above permit, but have never received the Assignment from them. We have written the second time to their attorney requesting the Assignment but still have not received it.

You will recall that in the first instance we sent to your office the warranty deeds conveying the land to which the water right is appurtenant to the present owners and requested that these deeds be used by your office to record the transfer of the water right. If we cannot obtain the Assignment on the Department form we will again forward the deeds to you so that this record can be made.

Very truly yours,

FURCHNER AND STUFFLEBEAM



H. William Furchner

HWF:ec

25626

December 30, 1960

Re: Permit No. G-25626
L. M. Buhler

Furchner & Stufflebeam
Attorneys at Law
Blackfoot, Idaho

Attn: H. William Furchner

Dear Mr. Furchner:

By letter dated November 1, 1960 you were requested to obtain an assignment from Buhlers to the present holder of the land and water.

To date we have not received this assignment. Kindly advise.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

by:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

D25626

November 1, 1960

RE: Permit No. G-25626
L. M. Buhler

Furchner and Stufflebeam
Lawyers
116 N. E. Main Street
Blackfoot, Idaho

Attention: H. William Furchner

Dear Mr. Furchner:

This will acknowledge receipt of your letter of October 25, 1960 explaining the various conveyances on permit No. G-25626.

Our records are not adapted to recording Warranty Deeds as evidence of conveyance of a permit. Furthermore the change of title becomes difficult to trace in this office if attempting to follow through with deeds from parties to parties.

Can you not procure an assignment from Buhlers to the present holder of the land and water rights appurtenant thereto? Such an assignment indicating the exact nature of the water right by reference to the permit number is much better than saying "together with all water rights, ditches etc. appurtenant thereto".

An assignment form is enclosed for this purpose and I will ask that you secure Buhler's assignment to the present holder of the land and water, skipping over the intermediate transaction.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

GNC:mr
Enc. assignment form

G-25626

LAW OFFICES
FURCHNER AND STUFFLEBEAM
116 N E MAIN STREET
BLACKFOOT, IDAHO

H. WILLIAM FURCHNER
DWAIN H. STUFFLEBEAM

RECEIVED
OCT 26 1960
Department of Reclamation

October 25, 1960

Mr. Geo. N. Carter
State Reclamation Engineer
Department of Reclamation
State House
Boise, Idaho

Re: Permit No. G-25626

Dear Mr. Carter:

We enclose herewith the deposition of the holder by his agent and two witnesses, together with proof of publication of notice, all in final proof on the above permit. The deposition of the holder is made by Eben J. Blomquist, his son, for the reason that the actual owner of the land and holder of the permit is in ill health and was unable to make the trip to Blackfoot for this proof.

As your records show, the original permit was issued to L. M. Buhler. Mr. Buhler sold the lands covered by the permit to Roy A. Barrett by warranty deed dated July 23, 1958, and Mr. and Mrs. Barrett sold and conveyed by warranty deed dated September 23, 1959, to Eben J. Blomquist, both of which deeds are enclosed. The deed from Eben J. Blomquist and his wife to Eben R. T. Blomquist, present owner of the land, will not be recorded until tomorrow, and for that reason I am unable to send the original deed and have made a photographic copy thereof. However, the deed is fully executed and acknowledged and entitled to record and, as I say, will be recorded tomorrow upon the closing of a loan by John Hancock Mutual Life Insurance Company.

G25626

October 25, 1960

These deeds carry with them the appurtenances which include the water right and are effective to transfer the water right to the present owner of the lands, Eben R. T. Blomquist, and I am sure they will be sufficient for your records. Upon completion of the entries in your records, will you please return the two original deeds to me for return to the owner of the land.

I will also appreciate your advising me as to the sufficiency of these proofs, subject, of course, to the field inspection by your engineer.

Thank you.

Very truly yours,

FURCHNER AND STUFFLEBEAM



H. William Furchner

HWF:ee
Encls.

825626

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO**

RECEIVED
OCT 2 6 1960

Department of Reclamation

Permit No. G-25626

Proof of Application of Water to Beneficial Use

Deposition of Holder ^{and} Completion of Works

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

Ans. Eben J. Blomquist, agent for Eben R. T. Blomquist, holder of permit,
whose address is 881 East 3900 South, Salt Lake City, Utah, he is a real
estate broker.

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. - - - -

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

Ans. Permit No. G-25626, dated May 3, 1955, with priority of April 19,
1955.

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

Ans. Irrigation well located in NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29, Twp. 2 South,
Rge. 32, E.B.M.

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. Irrigation well 18" in diameter, 146 feet deep, with water level at
132 feet, cased about 18 feet to lava rock, with 18" casing, equipped with
150 H.P. electric motor and turbine pump with operating pressure about
40# per sq. inch., one mile main line pipe and 1 3/4" portable laterals
with 231 nozzles varying 5/32" and 11/64".

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. Water from the well is all used for irrigation of lands described
in permit in Sec. 29, Twp. 2 South, Rge. 32, E.B.M., as follows:
NW $\frac{1}{4}$ SW $\frac{1}{4}$ -0; NE $\frac{1}{4}$ SW $\frac{1}{4}$ -30a; SW $\frac{1}{4}$ SW $\frac{1}{4}$ -30a; SE $\frac{1}{4}$ SW $\frac{1}{4}$ -40a; NW $\frac{1}{4}$ SE $\frac{1}{4}$ -40a; NE $\frac{1}{4}$ SE $\frac{1}{4}$ -
40a; SW $\frac{1}{4}$ SE $\frac{1}{4}$ -40a; SE $\frac{1}{4}$ SE $\frac{1}{4}$ -40a. The above lands are all cultivated and
irrigated, improvements consist of one machine shed in addition to
the irrigation equipment.

G25626

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

Ans. - - - - -

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

Ans. Approximately 1" of water 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. By conveyance of land with water right to me on purchase thereof.

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

Ans. The entire flow of this well has been used for irrigation of all of the above described lands during the years 1956 to 1960, inclusive, and crops have been produced in each of said years.

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)

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 25th day of October, A. D. 1960.

Notary Public for State of Idaho

My commission expires January 31, 1962. Residing at Blackfoot, Idaho

B25626

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
OCT 2 6 1960
Department of Reclamation

Permit No. G-25626

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. H. B. Fitzpatrick, I am forty years of age, and Manager of the Idaho Bank & Trust Co. in Blackfoot, Idaho, and reside at 736 Curtis Street, Blackfoot, Idaho

Ques. 2. Are you acquainted with Eben R. T. Blomquist, the holder of Permit No. G-25626? How long have you known him and where does he reside?

Ans. I have never meet him but I know his address to be Salt Lake City, Utah.

Ques. 3. Have you read or heard read said Permit No. G-25626, 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. Irrigation well located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 29, Twp. 2 South, Rge. 32, E.B.M., equipped with 150 H.P. electric motor turbine pump and sprinkler system which conveys the water over the entire area described herein.

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. 200 to 250 miner's inches.

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. 200 to 250 miner's inches by my own estimate.

G25626

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. Water from the well is all used for irrigation of lands described in permit in Sec. 29, Twp. 2 South, Rge. 32, E.B.M., as follows: ~~NW $\frac{1}{4}$ SW $\frac{1}{4}$ -0; NE $\frac{1}{4}$ SW $\frac{1}{4}$ -30a; SW $\frac{1}{4}$ SW $\frac{1}{4}$ -30a; SE $\frac{1}{4}$ SW $\frac{1}{4}$ -40a; NW $\frac{1}{4}$ SE $\frac{1}{4}$ -40a; NE $\frac{1}{4}$ SE $\frac{1}{4}$ -40a; SW $\frac{1}{4}$ SE $\frac{1}{4}$ -40a; SE $\frac{1}{4}$ SE $\frac{1}{4}$ -40a.~~ The above lands are all cultivated and irrigated, improvements consist of one machine shed in addition to the irrigation equipment.

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

Ans. - - - -

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.

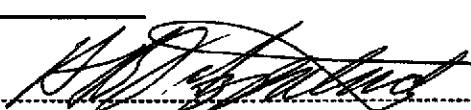
Ans. Lava Ash soil and requires approximately 1" of water per acre.

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

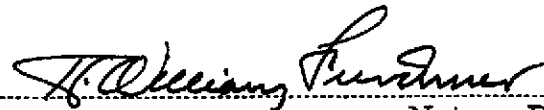
Ans. None.

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 seen the farm in operation for the past five years with the water being used for irrigation of crops and crops grown and harvested thereon.

(Signed) 

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Blackfoot, County of Bingham, State of Idaho, on this 25th day of October, A. D. 1960.



Notary Public.

My commission expires Jan. 31, 1962.

For State of Idaho
Residing at Blackfoot, Idaho

25626

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
OCT 2 61960
Department of Reclamation

Permit No. G-25626

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. Phillip Dreher, forty-three years of age, my residence is Springfield, Idaho, I am a farmer.

Ques. 2. Are you acquainted with Eben R. T. Blomquist, the holder of Permit No. G-25626? How long have you known him and where does he reside?

Ans. I have never meet him but I know his address to be Salt Lake City, Utah.

Ques. 3. Have you read or heard read said Permit No. G-25626, 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. Irrigation well located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 29, Twp. 2 South, Rge. 32, E.B.M., equipped with 150 H.P. electric motor turbine pump and sprinkler system which conveys the water over the entire area described herein.

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. 200 to 250 miner's inches.

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. 200 to 250 miner's inches by my own estimate.

J25626

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. Water from the well is all used for irrigation of lands described in permit in Sec. 29, Twp. 2 South, Rge. 32, E.B.M., as follows: NW $\frac{1}{4}$ SW $\frac{1}{4}$ -0; NE $\frac{1}{4}$ SW $\frac{1}{4}$ -30a; SW $\frac{1}{4}$ SW $\frac{1}{4}$ -30a; SE $\frac{1}{4}$ SW $\frac{1}{4}$ -40a; NW $\frac{1}{4}$ SE $\frac{1}{4}$ -40a; NE $\frac{1}{4}$ SE $\frac{1}{4}$ -40a; SW $\frac{1}{4}$ SE $\frac{1}{4}$ -40a; SE $\frac{1}{4}$ SE $\frac{1}{4}$ -40a. The above lands are all cultivated and irrigated, improvements consist of one machine shed in addition to the irrigation equipment.

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

Ans. - - - - -

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. Lava Ash soil and requires approximately 1" of water 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. None.

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 seen the farm in operation for the past 4 years and have farmed it as tenant during the year 1960, using all of the water from said well for irrigation thereof.

(Signed)

Philip Dreher

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 25th day of October, A. D. 1960.

H. William Lundberg

Notary Public.

For State of Idaho

My commission expires Jan. 31, 1962. Residing at Blackfoot, Idaho

J25626

**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 25th day of October, 1960, at Blackfoot, County of Bingham, State of Idaho, before H. William Furchner, Notary Public, at 116 N.E. Main Street, proof will be submitted of the completion of works for the diversion of 6.4 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-25626, 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 Eben R. T. Blomquist, 81 East 3900 South, Salt Lake City 17, Utah.

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 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is in NW 1/4 SE 1/4 of Section 29, Township 2 South, Range 32, E.B.M., in Bingham County, Idaho.

5. The place where said water is used is entire South half of Section 19, Township 2 South, Range 32, East Boise Meridian.

6. The date of priority which said user is prepared to establish is April 19, 1955.

GEO. N. CARTER
State Reclamation Engineer
Pub. Sept. 30, Oct. 14, 31.

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

ss.

I,

do solemnly

swear that I am the 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 consecutive

weeks, days the first publication having

been made on the day of , 19. . . ,

and the last publication having been made on the

day of , 19. . . ; 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

day of

19

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

25626

September 26, 1960

RE: Permit No. G-25626
L. M. Buhler

Furchner and Stufflebeam
Attorneys
116 E. Main
Blackfoot, Idaho

Attention: H. William Furchner

Dear Mr. Furchner:

Enclosed is departmental receipt No. G-5242 in the amount of \$2.75 for the fee for making the certified copy of Permit No. G-25626.

Very truly yours,

GEO. K. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Office Engineer

RWT:mr
Enc. receipt

G25626

LAW OFFICES
FURCHNER AND STUFFLEBEAM
116 N. E. MAIN STREET
BLACKFOOT, IDAHO

H. WILLIAM FURCHNER
DWAYN H. STUFFLEBEAM

September 23, 1960

Ralph W. Thomas
Office Engineer
Department of Reclamation
Boise, Idaho

Re: Permit No. G-25626
L. M. Buhler

Dear Mr. Thomas:

Enclosed please find our check in the amount
of \$1.75 to cover the fee for the certified copy of
the above permit.

Very truly yours,

FURCHNER AND STUFFLEBEAM

H. William Furchner *EE*

ee
Encl.

G25626

September 22, 1960

RE: Permit No. G-25626
L. M. Buhler

Furchner and Stufflebeam
Attorneys
116 E Main Street
Blackfoot, Idaho

Attention: H. William Furchner

Dear Mr. Furchner:

Enclosed is a certified copy of Permit No. G-25626 as you requested in your letter dated September 21, 1960, also two copies of our fee charge.

The fee for the certified copy is \$1.50 for the permit plus \$0.25 for each additional item and \$1.00 for certification, total \$2.75 . You remitted \$1.00 for the fee. Kindly remit the \$1.75 to clear our record.

The notice of proof will be sent as you requested. The depositions will be accepted subject to receipt of the assignment.

Very truly yours,

GEO. N. CARTER
State Reclamation
By

Ralph W. Thomas
Office Engineer

RWT:mr
Enc. copy of permit
copies of fee charge 2
assignment form

25626

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

September 22, 1960

Re: Permit No. 6-25626

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

IS ATTACHED

Mr. Eben R. T. Blomquist,
881 East 1900 South,
Salt Lake City 17, Utah.

Dear Mr. Blomquist:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 6-25626. The proofs are to be made at 10:00 o'clock A.M., on the 25th day of October, 1960, before H. William Purchner, 116 N. E. Main St., Blackfoot, Idaho, Notary Public.

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 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,

GEO. N. CARTER
State Reclamation Engineer

By:

Edna P. [Signature]
(Mrs.) Edna P. [Signature]
Chief Clerk

625626

Encl.
EPR: [Signature]
cc: Notary

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-25626
Eben R. T. Blomquist

Date: Sept. 22, 1960

Blackfoot News,
Blackfoot, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **October 25, 1960** the date set for proof;

the expense of the publication is to be paid by the ~~applicant~~ attorney

H. William Furchner of **116 N.E. Main St., Blackfoot**

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

** 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

J25626

Encl.

LAW OFFICES
FURCHNER AND STUFFLEBEAM
116 N E MAIN STREET
BLACKFOOT, IDAHO

H WILLIAM FURCHNER
DWAIN H STUFFLEBEAM

September 21, 1960

Mr. Geo. N. Carter
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Re: Permit No. G-25626

Dear Sir:

We enclose the Notice for publication in connection with final proof on the above permit. Will you please enter therein the date of priority since we do not have the permit itself showing that, and forward the notice to the Blackfoot News in Blackfoot for publication in sufficient time to enable the first publication to be made on Friday, September 30.

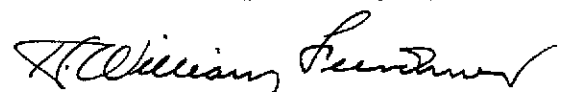
It is my understanding that this permit stands on your records in the name of L. M. Buhler; however, the lands have been conveyed by the Buhlers and are now owned and held by Mr. Blomquist, whose name we have entered in the notice. We will secure the requisite assignment of the water permit and file the same with or before the final proofs so as to make your records conform to the proofs.

When transmitting the Notice for publication will you please request that the proof of publication be mailed to us and we will remit to the newspaper for its charges.

Enclosed is our check in the amount of \$1 and we request a certified copy of the above-numbered water permit.

Very truly yours,

FURCHNER AND STUFFLEBEAM



H. William Furchner

HWF:ec

Encls.

25626

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) September 21, 1960

(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

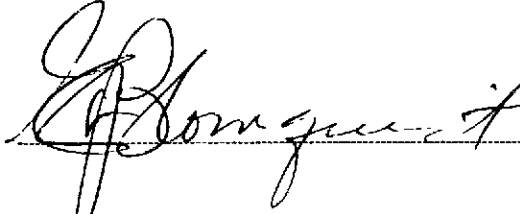
Blackfoot News

of

Blackfoot, Idaho,

published in

the county in which the works are situated.



(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.

25626

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

Department of Reclamation

Notice is hereby given that at 10 A. M., on the 25th day of October, 1960, at Blackfoot, County of Bingham, State of Idaho, before H. William Furchner, Notary Public, at (address) 116 N. E. Main Street, proof will be submitted of the completion of works for the diversion of 6.4 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-25626, 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 Eben R. T. Blomquist, 881 East 3900 South, Salt Lake City 17, Utah.

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 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is in NW/SE/4 of Section 29, Township 2 South, Range 32, E.B.M., in Bingham County, Idaho.

5. The place where said water is used is entire South half of Section 29, Township 2 South, Range 32, East Boise Meridian.

6. The date of priority which said user is prepared to establish is April 19, 1955.

G25626

Geo. W. Carter

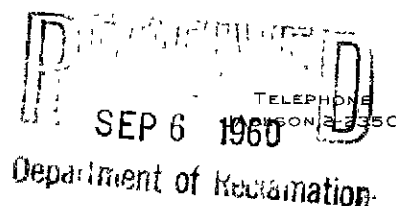
State Reclamation Engineer

ST CLAIR, ST CLAIR & HANSEN
LAWYERS
HASBROUCK BUILDING
IDAHO FALLS, IDAHO

(COPY)

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

September 2, 1960



Mr. Eben R. T. Blomquist
Mr. Eben J. Blomquist
885 East 3900 South
Salt Lake City 17, Utah

Re: Water Permit No. G-25626-L.M.Buhler
Idaho State Reclamation Dept.
Bingham County, Idaho farm

Dear Mr. Blomquist and Eben J.:

On July 21st, 1960 when Eben J. Blomquist redeemed the Buhler farm from the mortgage foreclosure sale, I handed Eben J. the letter from George N. Carter, Idaho State Reclamation Engineer, which extended the time for proving up above mentioned water permit, and advised him at that time that it was advisable for him to get in touch with an attorney, preferably at Blackfoot, Idaho, to do the necessary to the end that the proofs of Completion of Works and Application of Water to Beneficial Use would be made within the time limited in the extension. We also advised we are not in a position handle the matter.

To-day we received the enclosed letter, dated September 1, 1960, from the State Reclamation Engineer advising the proofs are due no later than November 3, 1960, and enclosing the enclosed forms (Form 36, in duplicate) which are to be filled out and returned to his department at least 40 days before November 3, 1960, and form 11 (also enclosed herewith) which is an authorization to have that department publish the notice, which is also to be returned to the department with form 36.

It is our suggestion and recommendation that you at once contact an attorney in Blackfoot, Idaho and deliver to him the said forms, and the water permit itself which you have, and get this work done, so that it is consummated within the time granted in the department's extension.

Thanking you for your kind attention, we are

Very truly yours,

ST. CLAIR, ST. CLAIR & HANSEN

BY s/ Robert W. St. Clair
Robert W. St. Clair

P.S. By copy of this letter directed to the State Engineer, we are advising that all future correspondence as to this matter should be conducted between you, or your attorney, and the State Engineer.

RWS

cc State Reclamation Engineer ✓
J. N. Marshall

825626

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. G- 25626 L. M. Bahler -

Date: Sept. 1, 1960

John Hancock Life Ins. Co.

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

Dear Sirs:

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- 25626 are due not later
than Nov. 3, 1960.

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

D25626

Enclosures Form 36 - 11 - instructions

cc: J. N. Marshall, Ass't. Land Agent
John Hancock Life Ins. Co.
P. O. Box 29, Idaho Falls, Idaho

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Re: Permit No. G-25626	}	
L. M. BUHLER, Holder		ORDER EXTENDING TIME
JOHN HANCOCK MUTUAL LIFE		FOR PROOF OF COMPLETION OF WORKS AND
INSURANCE COMPANY, Mortgagee		APPLICATION OF WATER TO BENEFICIAL USE

WHEREAS, JOHN HANCOCK MUTUAL LIFE INSURANCE Company by mortgage foreclosure was issued Sheriff's Certificate of Sale on Foreclosure of the property covered by Permit No. G-25626 on July 21, 1959; and,

WHEREAS, Proof of Completion of Works and Beneficial Use of Water was required to be made on or before May 3, 1960, and due to the uncertainty of the status of the ultimate ownership of the property during the redemption period allowed by law, said proofs were not made; and,

WHEREAS, Order to Show Cause why Permit No. G-25626 should not be cancelled was served on Permit Holder Buhler on June 27, 1960; and,

WHEREAS, John Hancock Mutual Life Insurance Company in response to notice that Permit No. G-25626 was held for cancellation has explained the circumstances regarding the uncertainty as to who eventually will become the holder of title of the property and the permit, stating that the irrigation works contemplated in said permit have been substantially completed and water beneficially applied, and asking that an additional period of six (6) months be allowed within which to make the required proofs.

NOW, THEREFORE, It is Heroby Ordered that the time within which required proofs may be offered is extended to November 3, 1960.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this department at Boise, Idaho, this 11th day of July, 1960.

Geo. N. Carter

State Reclamation Engineer

G-25626

July 11, 1960

Re: Permit No. G-25626
L. M. Buhler, Holder

St. Clair, St. Clair and Hansen
Attorneys at Law
Hambrouck Building
Idaho Falls, Idaho

Attn: Robert W. St. Clair

Dear Mr. St. Clair:

Enclosed is an order extending the time for making proof of completion of works and application of water to beneficial use under the above captioned permit.

This order may be longer than necessary, however it may serve to better explain the situation in case any questions arise.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

GNC:ew

Enc. order

S25626

ST CLAIR, ST. CLAIR & HANSEN
LAWYERS

HASBROUCK BUILDING
IDAHO FALLS, IDAHO

July 8, 1960

RECEIVED
JUL 11 1960
Department of Reclamation

TELEPHONE
JACKSON 2-2350

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

Mr. George N. Carter
State Reclamation Engineer
Department of Reclamation
Capitol Building
Boise, Idaho

Re: Permit No. G-25626 - L. M. Buhler
John Hancock Mutual Life Insurance
Company, Mortgagee

Dear Mr. Carter:

Thank you for your letter of July 6, 1960, advising that it will be permissible to hold up the matter of proofs until the ultimate ownership of the land involved is resolved.

This will advise that there was actual construction under the terms of the permit, namely, the well was sunk and in operation in 1955 and the farm irrigated and cropped continuously from 1955 until now, and it is being used this year in connection with raising the crops. This being true, it would appear that there has been the proper construction under the permit terms, and that it would be in order to allow the proofs to be made after the ownership is determined.

We will appreciate very much a return letter from you as soon as possible in answer to this letter, granting our request for the three to six month extension to make the proofs, if you will permit the same.

Thanking you for your kind attention, we are,

Very truly yours,

ST. CLAIR, ST. CLAIR & HANSEN

Robert W. St. Clair
Robert W. St. Clair

RWS:wh

825626

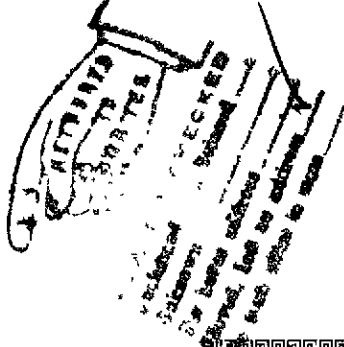
AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
ROOM 107, STATE HOUSE
BOISE, IDAHO



old address

L. M. Buhler
250 ~~Pittmore~~ St.
Pocatello, Idaho

825626



CERTIFIED MAIL

NO. 29357

RETURN RECEIPT REQUESTED

July 6, 1960

Re: Permit No. G-25626
L. M. Buhler

C
O
P
Y

Mr. Robert W. St. Clair,
c/o St. Clair, St. Clair & Hansen
Lawyers,
Hastbrouck Building,
Idaho Falls, Idaho.

Dear Sir:

If there has been construction, that is, substantial compliance with the provisions of Permit G-25626, I believe, in view of the tangle over what eventually may be the ownership of the land and water permit, it will be permissible to hold the matter of proofs in abeyance until the ultimate ownership of the land is resolved.

On the other hand, if there has been no construction under the terms of the permit, that is, if the well has not been drilled and substantial operation thereof consummated and land irrigated, there would be no recourse except to cancel the permit.

Very truly yours,

GEO. M. CARTER
State Reclamation Engineer

GHC:pak

25626

ST CLAIR, ST CLAIR & HANSEN
LAWYERS
HASBROUCK BUILDING
IDAHO FALLS, IDAHO

July 5, 1960

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

RECEIVED
JUL 6 1960
Department of Reclamation
TELEPHONE
JACKSON 2-2350

Mr. George N. Carter
State Reclamation Engineer
Department of Reclamation
Capitol Building
Boise, Idaho

Re: Permit No. G-25626 - L. M. Buhler

John Hancock Mutual Life Insurance Company,
Mortgagee.

Dear Sir:

We wish to acknowledge receipt of your notice of June 27, 1960, to L. M. Buhler that the above mentioned Permit is held for cancellation and cause has to be shown to you on or before sixty days from the date of the notice why the Permit should not be cancelled.

Our firm represents the insurance company. In 1959 we instituted mortgage foreclosure proceedings for the insurance company against Buhler, et al., and on July 21, 1959, Sheriff's Certificate of Sale on Foreclosure was issued to the insurance company by the Sheriff of Bingham County, Idaho. If the property is not redeemed from the sale within the year of redemption allowed by the Idaho law from the date of sale, namely, July 21, 1960, the Sheriff's Deed will issue to the insurance company.

At the time the foreclosure proceedings were originally instituted we understood that the Buhlers had sold the premises to a Mr. Barrett, but there was no conveyance of record to Mr. Barrett. Consequently, all the Buhlers and the Barretts were made parties defendant to the action. The Barretts had given a mortgage to one Blomquist and wife, which was a second mortgage to the mortgage of the insurance company. That mortgage was of record and as a consequence the Blomquists were also named defendants to the action. During the period of redemption we were advised that the Deed from the Buhlers to Barretts was found and placed of record and also during that period the Barretts conveyed the property to Blomquists, the second mortgagee. As a result the Blomquists would appear to be the only possible redemptioners. We have been in constant touch with the Blomquists and they have always indicated that they would redeem the property before Sheriff's Deed issued. So, at this point we are still uncertain whether the property will or will not be redeemed.

Under this set of circumstances it has been and still is a problem to determine whether the insurance company should proceed with Completion of Works and Beneficial Use under the Permit. At any time before the redemption period is up if the insurance company proceeds to make the proof it might be interrupted with the redemption. We had understood in talking to your department that it would be wise to wait until the July 21, 1960 deadline before making the proof. We do not want the Permit to be cancelled nor

8256-24

George N. Carter

Page 2

7/5/60

would the redemptioner want it to be cancelled, and each would be interested, as soon as possible, to make the proof necessary for a license. On behalf of the insurance company we would appreciate it very much if you would allow an extension of time in which to make the proof, say three or six months after July 21, 1960. If the property is redeemed we are sure the redemptioner would want to proceed with the proof soon after getting the Certificate of Redemption, and if Sheriff's Deed is issued to the insurance company we will then proceed to make the proof on its behalf.

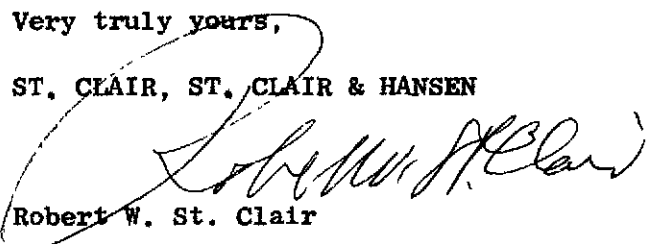
However, at this writing we just don't know what to do, and believe that the extension of time would be the only reasonable way to handle the matter.

Will you kindly write us at once if you will grant this request for the extension of time in which to make the proof.

Thanking you for your kind attention, we are,

Very truly yours,

ST. CLAIR, ST. CLAIR & HANSEN


Robert W. St. Clair

RWS:wh

cc: J. N. Marshall

825626

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 25626

June 27, 19 60

To L. M. Ehler
250 Fillmore Street
Pocatello, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 25626 to appropriate the Public Waters of the State of Idaho, have not been complied with as to _____

Completion of Works & Beneficial Use Proofs which were due May 3, 1960

YOU ARE HEREBY notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G- 25626 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

Said PERMIT NO. G- 25626 claims the use of 6.4 cubic feet per second of the Subterranean Waters of a well with point of diversion located NW 1/4 Sec. 29., Twp. 2 S., Rge. 32 E.B.M., was approved May 3, 1955.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 27th day of June, 19 60.

cc: J. N. Marshall Ass't. Land Agent
John Hancock Life Ins. Co.
P. O. Box 29, Idaho Falls, Idaho

L. V. Carter
State Reclamation Engineer

825626

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 25626

June 27, 1960

To L. M. Buhler
250 Fillmore Street
Pocatello, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 25626 to appropriate the Public Waters of the State of Idaho, have not been complied with as to _____

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 27th day of June, 1960.

cc: J. N. Marshall Ass't. Land Agent
John Hancock Life Ins. Co.
P. O. Box 29, Idaho Falls, Idaho

Geo. W. Carter
State Reclamation Engineer

25626

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐

Deliver *ONLY* to
addressee

☐

Show address where
delivered

(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE *(must always be filled in)*

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

ADDRESS WHERE DELIVERED *(only if requested in item #1)*

1125626

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

**PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300**

**POSTMARK OF
DELIVERING OFFICE**

INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print on front of article **RETURN RECEIPT REQUESTED**

**RETURN
TO**

REGISTERED NO.

NAME OF SENDER

Department of Reclamation

CERTIFIED NO.

29357

STREET AND NO. OR P. O. BOX

Room 107, State House

INSURED NO.

CITY, ZONE AND STATE

Boise, Idaho

C52-76-71548-4

1125626

POD Form 3811 Jan. 1958

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-
25626
L. M. Buhler

Date: March 1, 1960

J. H. Marshall, Ass't. Land Agent
John Hancock Mutual Life Ins. Co.
Box 29, Idaho Falls, Idaho

Dear Mr. Marshall:

The date for proofs of Completion of Works and Application of Water to Beneficial Use, as set out under the terms of Permit No. G-25626 are due not later than **May 3, 1960.**

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 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 the 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 of 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

GEO. N. CARTER
State Reclamation Engineer

Enclosures
Form 36 (2)
Form 11 (1)
instructions

cc: L. M. Buhler
250 Fillmore
Pocatello, Idaho

D25626

December 17, 1959

RE: Permit No. G-25626
L. N. Buhler

J. N. Marshall
Assistant Loan Agent
John Hancock Mutual Life Insurance Co.
P. O. Box 29
Idaho Falls, Idaho

Dear Mr. Marshall:

You may make the required proofs of completion of works and beneficial use of the water under Permit No. G-25626 if you send us a certified copy of the Sheriff's Certificate.

If the legal notice of time of making the proofs has not been received in this office before June 20, the precancellation notice will be sent allowing 60 days in which to make the proofs before the permit will be cancelled. It would be possible to have the notice published after July 21, 1960 and have the proofs completed in the time allowed by State Statute.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

GNC:RT:mr

G-25626

John Hancock
MUTUAL LIFE INSURANCE COMPANY
BOSTON, MASSACHUSETTS

RECEIVED
DEC 16 1959
Department of Reclamation

H. K. DIXON, Loan Agent
1316 Old National Bank Building
SPOKANE 1, WASHINGTON

J. N. MARSHALL, Assistant Loan Agent
Hasbrouck Building
P O Box 29
IDAHO FALLS, IDAHO

December 15, 1959

Mr. George N. Carter, State Reclamation Engineer
State Reclamation Department
Room 107, State House
Boise, Idaho

Dear Mr. Carter:

Re: Loan #122363-Buhler
Water Permit No. 25626

We have a particular problem in connection with the above-numbered water permit and we are asking that you advise us as to the proper procedure for filing the proofs.

This water permit was issued to L. M. Buhler, and covers property on which our Company took a mortgage from Mr. Buhler and his brother. The borrowers failed to pay under the terms of their note and mortgage and consequent foreclosure proceedings were instituted against the Buhlers and others who later became interested in the property. On July 21, 1959, our Company received Sheriff's Certificate, which means that the property can be redeemed by the borrowers within a period of one year from that date. In addition, a receiver whose duty it is to manage the property was appointed by the Court. The borrowers have not redeemed the property and the receiver is still acting and will act until July 21, 1960, or prior should the borrowers redeem the property.

State Water Permit No. 25626 requires filing of proofs of completion of works and beneficial use of water by May 3, 1960, and it is quite obvious that unless the borrowers redeem the property before that date some action will have to be taken to file the necessary proofs by May 3, 1960.

Will you kindly review this matter and advise us as to the method of filing proofs in this case.

Yours truly,

J. N. Marshall
J. N. Marshall
Assistant Loan Agent

JNM:m

25626

May 5, 1955

RE: Permit No. G-25626

Mr. L. M. Buhler
250 Fillmore
Pocatello, Idaho

Dear Mr. Buhler:

We enclose Permit No. G-25626 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-1133 for the \$6.50 filing fee.

Very truly yours,

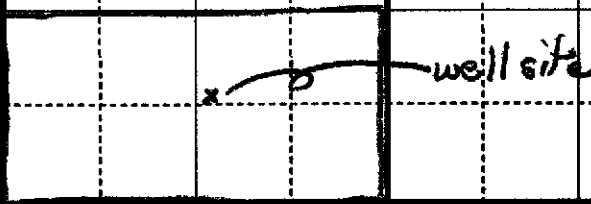
MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hlh
Enc.

25626

Sec. 29 Township 2 South, Range 32 N.B.M.



Permit Map No. 0-25626
As Approved
MAY 3 1955
MARK R. KULP
State Reclamation Engineer

925626

April 14, 1955

Mr. L. M. Buhler
250 Filmore Avenue
Pocatello, Idaho

Dear Mr. Buhler:

Reference is made to your letter of April 13 in regard to a well to be drilled for Mr. Horace Fullmer on the S $\frac{1}{2}$ of Section 29, Township 2 South, Range 32 East B.M.

Our records fail to show an application filed by Mr. Fullmer for a well in that location. We do, however, find the following:

Permit No. G-24577 of Horace Fullmer for a well in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, Township 2 South, Range 32 East B.M.

Permit No. G-24844 in the name of Mary Fullmer for a well in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 29, Township 2 South, Range 32 East B.M.

Permit No. G-25154 in the name of Robert W. Fullmer for a well in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 29, Township 2 South, Range 32 East B.M.

We enclose a form of application for Mr. Horace Fullmer's use.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1
Enc.

925626

250 Filmore Avenue
Pocatello, Idaho
April 13 1955

Mark R. Kulp
Reclamation Engineer
State of Idaho
Boise, Idaho

Dear Sir:

Mr. Horace Fullmer advised us that he thaught
he had made application for a permit to drill a well
on south half of section 29, twp 2 south, rge 32 east
B. M. County of Bingham. Will you please check your
records and see if this application has been approved
and is valid for use. We plan to complete a well this
year and if a permit has not been approved we will
forward you an application at once.

Very truly yours.


L. M. Buhler

624577

71E5E32. 2 S32E

624844 - Mary - 71E11E29

25154 Robert W - 2N11E29

RECEIVED
APR 14 1955
Department of Reclamation

825626

LEGAL NOTICES

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 25th day of October, 1960, at Blackfoot, County of Bingham, State of Idaho, before H. William Furchner, Notary Public, at 116 N.E. Main Street, proof will be submitted of the completion of works for the diversion of 6.4 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-25626, 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 Eben R. T. Blomquist, 881 East 3900 South, Salt Lake City 17, Utah.

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 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is in NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29, Township 2 South, Range 32, E.B.M., in Bingham County, Idaho.

5. The place where said water is used is entire South half of Section 29, Township 2 South, Range 32, East Boise Meridian.

6. The date of priority which said user is prepared to establish is April 19, 1955.

GEO. N. CARTER,
State Reclamation Engineer
Pub Sept 30, Oct 14, 21