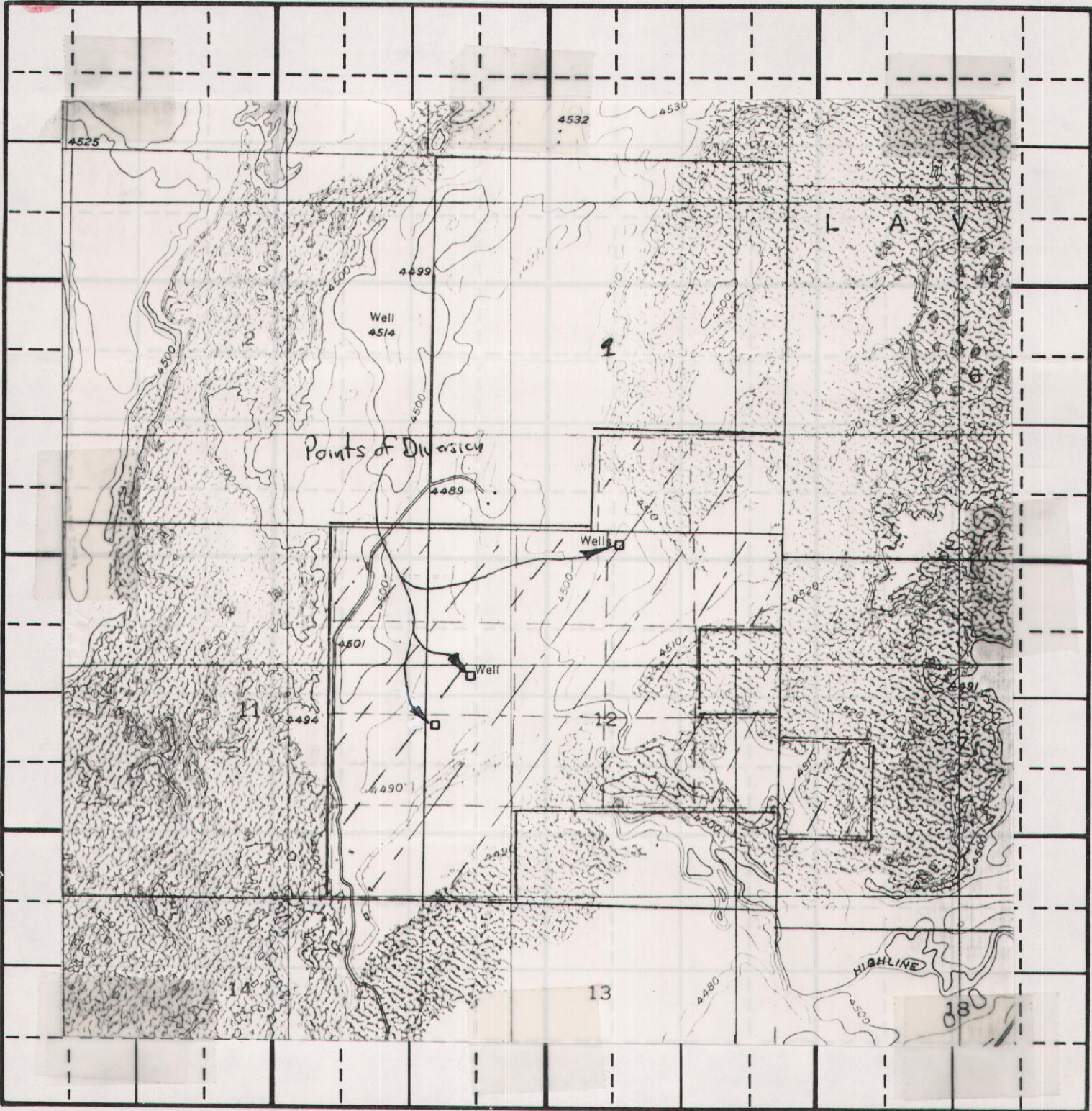


c. Describe the lands and place of use to which the right will be transferred:

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	34E	1															10	10	20
		11	20			40								40			40		140
		12	35	40	25		20	20	40	40	15	40	20		35	15			345
2S	35E	7										15							15

Total number of acres to be irrigated 520

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

COPY

State of Idaho
License and Certificate of Water Right

Water License No. 21045

Amount 2.18 second feet

Water District No.

Priority May 4, 1949

THIS IS TO CERTIFY that A. M. HATCH

of Moreland, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 4, 1949; that Permit No. 21045 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4.1 second feet, was issued thereunder on April 3, 1952, showing that said works were completed on the 7th day of March, 1952; and that on the 10th day of September, 1954,

WAYNE WILCOX, Assignee of A. M. Hatch, of Blackfoot, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well ~~underground~~ (subterranean flow) for the purpose of irrigation

, under Use Permit No. 21045 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 9 of Licenses at page 5459, on the 3rd day of February, 1955.

The right hereby confirmed dates from May 4, 1949.

The Point of Diversion is located

in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Twp. 2 S., R. 34 E., B. M. Bingham County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.18 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 S.	34 E.	1	SW $\frac{1}{4}$ SE $\frac{1}{4}$	-	10
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	-	10
			NE $\frac{1}{4}$ NE $\frac{1}{4}$	-	20
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	-	40
		12	NE $\frac{1}{4}$ SE $\frac{1}{4}$	-	40
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	-	40
			N $\frac{1}{2}$ NE $\frac{1}{2}$	-	75
			SW $\frac{1}{4}$ NE $\frac{1}{2}$	-	25
			N $\frac{1}{2}$ NW $\frac{1}{2}$	-	40
			S $\frac{1}{2}$ NW $\frac{1}{2}$	-	80
			N $\frac{1}{2}$ SW $\frac{1}{2}$	-	55
			SW $\frac{1}{4}$ SW $\frac{1}{2}$	-	20
			N $\frac{1}{2}$ SE $\frac{1}{2}$	-	50
			NW $\frac{1}{4}$ SW $\frac{1}{2}$	-	15
			Number of Acres Actually Irrigated		520
2 S.	35 E.	7			

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 3rd day of February, 1955.

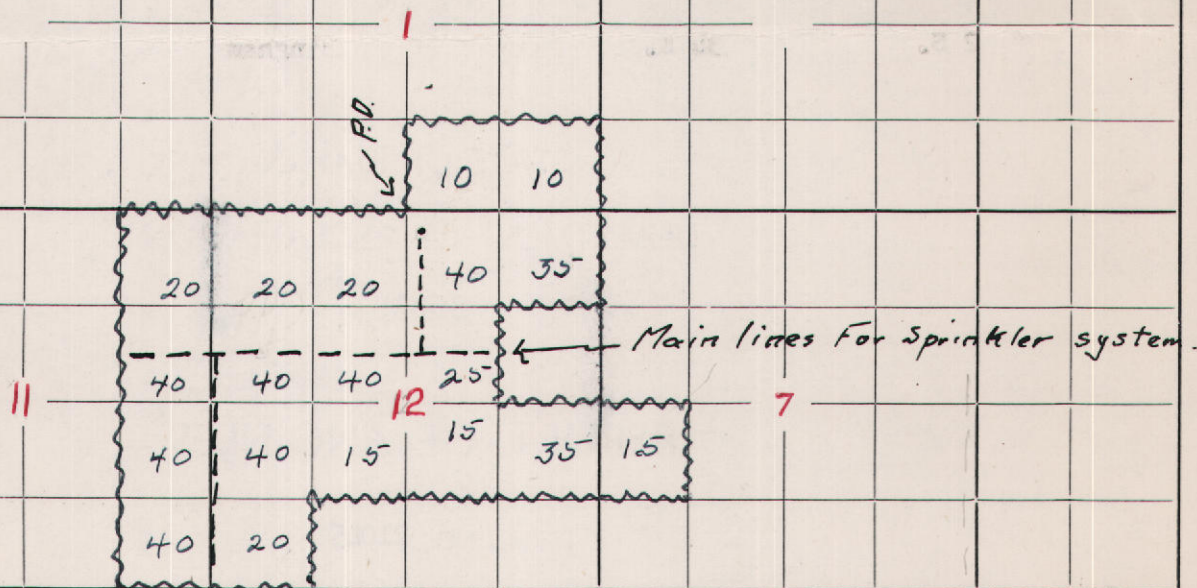
MARK R. KULP

State Reclamation Engineer

(SEAL)

R-35E.

T.
2
S.



TO MORELAND

Subdivisions = 19

Area = 520 acres.

$Q = 109$ inches.

See Report of Jy 28-53

This is a companion permit
of G 23960

Wayne Wilcox
C/o H.Wm. Furchner, Blackfoot, Idaho

Permit No. 21045

Examination for Beneficial Use

County Bingham

12-25-34E

D = 4.1 cfs.

S = well

P.D. = NW. 1/4, Sec. 12, T. 2 S. - R. 34 E

Use = Irrigation

Priority = May 4, 1949
Due = May 18, 1954

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
OCT 5 1954

Department of Reclamation

AFFIDAVIT OF PUBLICATION

County of Bingham

State of Idaho

SS

I, Marjorie Flint, do solemnly

swear that I am the Principal Clerk of

The Daily Bulletin, 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 order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Friday of each week; that the notice attached hereto, and which is a part of this affidavit and part of the proof of publication, was published in said Friday issue of said

newspaper 4 consecutive weeks the first publication

having been made on the 13 day of Aug. 1954

and the last publication having been made on the

3 day of Sept. 1954; 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 the notice was published in the newspaper and not in a supplement.

Marjorie Flint
Subscribed and sworn to before me this 15

day of Sept 1954

Samuel T. Jones

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho.

NOTICE FOR PUBLICATION NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 10th day of September, 1954, at Blackfoot, County of Bingham, State of Idaho, before H. William Furchner, a Notary Public, proof will be submitted of the application to beneficial use of 4.1 cubic feet per second of the waters of subterranean source from a well in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 12, Twp. 2 S., Range 34 E., B. M. in accordance with the terms and conditions of Permit No. 21045 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Wayne Wilcox, c/o H. William Furchner, Blackfoot, Idaho.

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 4.1 cubic feet per second.

The place where said water is used S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 1; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 12; E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 11, Twp. 2 South, Rge. 34, East B. M., and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 7, Twp. 2 South, Rge. 35, East Boise Meridian.

The name of the canal or ditch or other works by which said water is conducted to such place of use is none.

The right to take water from such works is based upon Permit No. 21045.

The source of supply from which such water is diverted is subterranean source.

The date of priority which said user is prepared to establish is May 4th, 1949.

MARK R. KULP

Publish: Aug. 13-20-27; Sept. 3.

21045

$\frac{20}{8} \overline{) 166}$
 $\frac{166}{3} \overline{) 500}$
 $\frac{166}{3} \overline{) 500}$

allow $\frac{5}{8}$ " per acre for each of two wells.

100

$\frac{1}{2} \times 312$
 $\frac{1}{2} \times 312$
 $\frac{1}{2} \times 312$

$\frac{1}{3}$ water for this well.

$\frac{2}{3}$ " " other well.

T = 54°F

$\frac{13}{40}$
 $\frac{520}{13}$

141"

R. 34E.

Small well

P.D.

10

10

180'

20

20

20

40

35

T

40

40

40

25

2

40

40

15

12

S.

40

40

15

10

35

15

out

out

out

40

20

out

out

out

$\frac{280}{100}$
 $\frac{50}{40}$
 $\frac{470}{100}$

quite close to center of 40.

new main going in

P.D. #2 { 2000 S.
 660 E. for N.W. cor. S12

13

PEOPLE'S

CANAL

CANAL

ABERDEEN
 SPRINGFIELD

24

Allow 104" on this well
 " 208" on large well

312

MORELAND

26

25

STATE HWY.
 No. 27

Subdivisions 19 forties
 Area = 520 acres.
 Q = 109 inches.

Big well.
140' x { 18" x 75'
 { 16" x 65' c'd down 50' static H = 50' Pump down 70'

Form 23

delivers to N. into 8" main.

100 hp S. E. Motor 440V.

1770 rpm. 120 amp PJS 122048

(Peerless Pump)
158925

Concrete base 5' $\frac{1}{2}$ x 5' $\frac{1}{2}$ x 22" $\frac{1}{4}$.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21045

REPORT ON PROOF OF Beneficial use

A. M. HATCH, Moreland (Route 2, Blackfoot) Idaho

This report will be held back
and submitted at the same time
a proof is made on 623960.

623960 and 21045 are companion permits
for the same farm.

500 acres @ 5/8"

3/450
8/150
12
5/1
95

A. M. Hatch 0318 R3
Moreland (Route 2, Blackfoot)
Idaho
Permit No. 21045

Examination for Beneficial use

County Bingham

new permit in W. Wilcox name

S/2 - 25 - 34E

Wayne Wilcox

Q = 4.1 cfs

S = Well

P.D. = NE NW Sec. 12 - T. 29. - R. 34E

Use - Irrigation

Has run 15 lines

Irrigated 470 acres

Ken Mangis
Pg 1 - 54

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.

Concrete Base 8' x 6' approx -
no protect.

U.S. motor 50 hp. 3ph-60cy
440V - 61A: - 882 566 1800 rpm

Berkeley 5110301 2 inch turb.

110' x 16" bore cad 12' to rock

Pump down 90' 10" col.

bore no. 4 pipe machine

del. to SW. into 6" main

80' h. est. drawdown - water

1650' x 6" steel main

4100' x either 8" or 6"

1/2 mi. " " " "

660' - 8" x 6"

33 3 99 7 1/2 613 49 3142 82 83 inches 110

Ready - May 4, 1949
Due - May 18, 1954

3183
28
1.2

AFFIDAVIT OF PUBLICATION

State of Idaho
County of Bingham

ss

I, Marjorie Flint, do solemnly
swear that I am the Principal Clerk of

The Daily Bulletin, 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 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 the first publication having been
made on the 1 day of April, 1952
and the last publication having been made on the
25th day of April, 1952; 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 the notice was published in the newspaper and not in a supplement.

Marjorie Flint
Subscribed and sworn to before me this 26th

day of April, 1952
Leon J. Cupina

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho.

MY COMMISSION EXPIRES APRIL 6, 1954

NOTICE FOR PUBLICATION NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A. M. on the 30th day of April, 1952, at Blackfoot, County of Bingham, State of Idaho, before H. William Furchner, a

Notary Public, proof will be submitted of the application to beneficial use of 4.1 cubic feet per second of the waters of well pumped from subterranean source in accordance with the terms and conditions of Permit No. 21045 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are A. M. Hatch, Moreland, Idaho. The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 4.1 cubic feet per second.

The place where said water is used, Northeast quarter, East half of Northwest quarter and the Southwest quarter of the Northwest quarter of Section Twelve, in Township Two South, of Range Thirty-four, East of the Boise Meridian, in Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use is none.

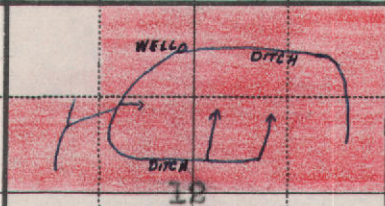
The right to take water from such works is based upon Permit No. 21045.

The source of supply from which such water is diverted is subterranean source, from a well in the NE 1/4 NW 1/4 Section 12, Twp. 2 S., Range 34 E., B. M.

The date of priority which said user is prepared to establish is May 4th, 1949.

MARK R. KULP 21045
State Reclamation Engineer
Pub. April 4, 11, 18, 25.

21045



Section 12, Township 2 South,
Range 34 East of Boise Meridian.

Permit Map No. 21045
As Approved
MAY 18 1921
MARK R. KULP
State Reclamation Engineer

Transfer No. 2847

Water Right No. 35-2316
35-2140

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT **APPROVED**
To Change the Point of Diversion and/or the Place of Use

Name of applicant Keith Esplin Phone 357-7106
Post Office address Rt. 2, Box 62A, Shelley, Idaho 83274

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
35-2316 & _____ (Name of court)
b. License No. 35-2140 issued by the Idaho Department of Water Resources
c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant Applicant will furnish copy of warranty deed.

3. Source of water Groundwater tributary to _____

4. Date of priority May 4, 1949 - 35-2140, March 31, 1953 - 35-2316

5. Water is used for the following purposes:

35-2140 amount 2.18 cfs for Irrigation purposes from 4-1 to 11-1
35-2316 amount 4.32 cfs for Irrigation purposes from 4-1 to 11-1
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 6.50 cubic feet per second
&/or
b. _____ acre feet per annum
35-2140

7. Location of original point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 12
Township 2S Range 34E, B.M., in Bingham County
Additional points of diversion, if any 35-2316 SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 12, T. 2S, R. 34E.

8. Lands irrigated or 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 $\frac{1}{4}$	
2S	34E	1															10	10	20
		11	20			40									40			40	140
		12	35	40	25		20	20	40	40	15	40	20		35	15			345
2S	35E	7										15							15

Total number of acres to be irrigated 520

9. Describe any other water rights used for the same purpose as described above None

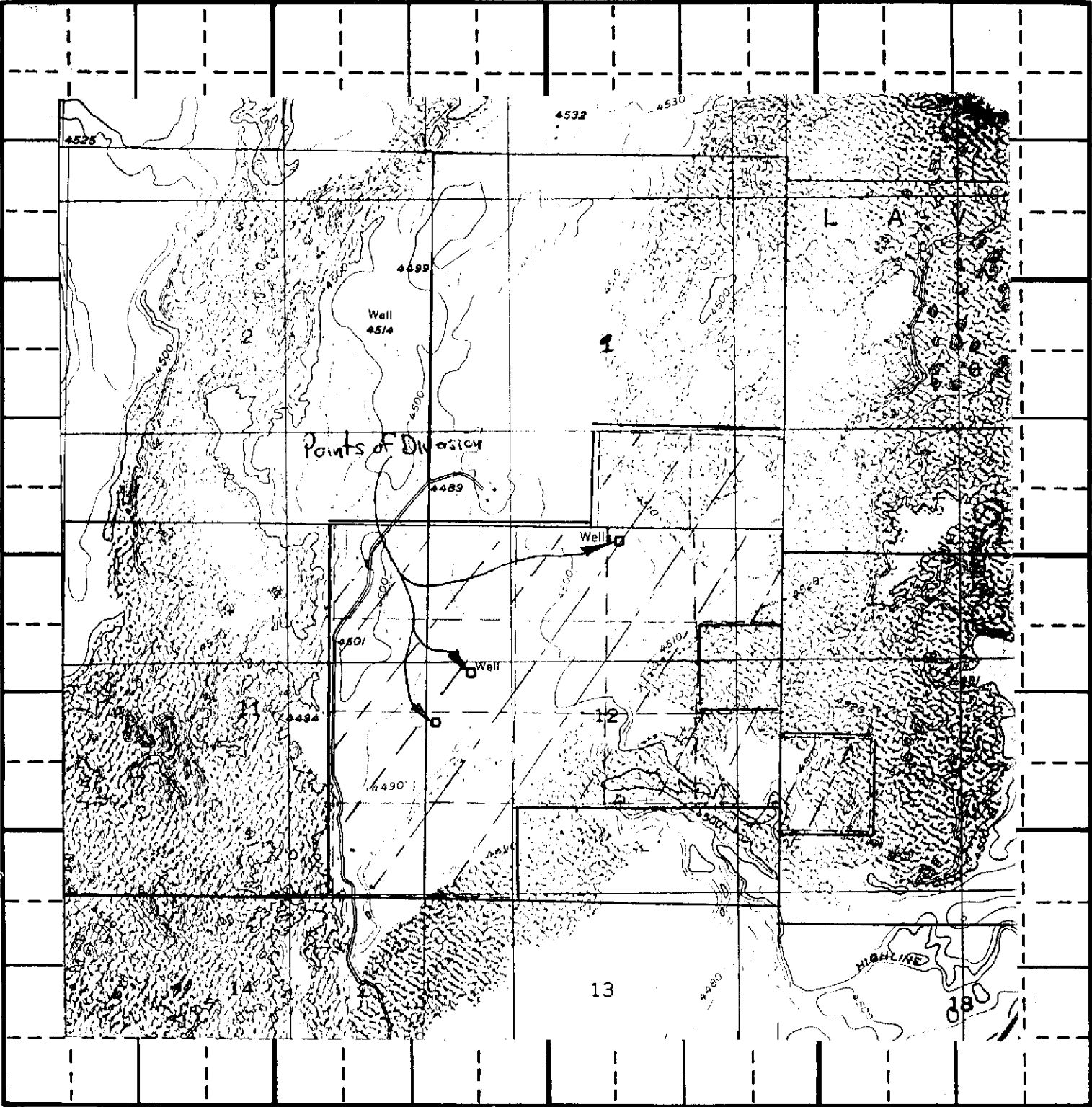
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

c. Describe the lands place of use to which the right will be transferred:

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	34E	1															10	10	20
		11	20			40								40			40		140
		12	35	40	25		20	20	40	40	15	40	20		35	15			345
2S	35E	7										15							15

Total number of acres to be irrigated 520

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

[illegible]

Subscribed and sworn to before me this 20th day of July, 1983

Ross Epler
(Signature of Applicant)

9-5-8

William Gray
(Notary Public)

70

House 2 April

This is to certify that I have examined Application for Transfer of Water Rights No. 35-2140 & 35-2316 and said application is hereby APPROVED, subject to the following limitations and conditions:

Кар Э

83 19

J. Allen Baylson
Chief, Operations Bureau

Asst. Prof. W. J.

Date 5/20/53

MS

Date 5/20/83 "26763

Black foot Nails

8/6/9 : 8/9

rec'd.

अप्रोवा

Det

Date _____

[illegible]

Protest filed by _____

WARRANTY DEED

For Value Received

RONALD ESPLIN & SONS, LTD., a Partnership

the grantor , does hereby grant, bargain, sell, and convey unto

KEITH R. ESPLIN and CARYN J. ESPLIN, husband and wife

the grantee s , whose current address is

Route 2, Box 62A, Shelley, Idaho 83274

the following described premises, to-wit:

Township 2 South, Range 34 E.B.M., Bingham County, Idaho

Section 1: Lot 4, SW $\frac{1}{4}$ SE $\frac{1}{4}$ EXCEPTING AND RESERVING to the United States, pursuant to the provisions of the Act of August 1, 1946 (60 Stat. 755), all uranium, thorium or any other material which is or may be determined to be peculiarly essential to the production of fissionable materials, whether or not of commercial value.

Section 11: S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, EXCEPT that part lying North of the County Road, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, EXCEPT: Beginning at a point on the Easterly side of a County Road that is West along the Section line 1098.4 feet and N. 345.3 from feet the SE corner of said Section 11, said Section corner is an iron rod in a mount of rocks 2662 feet N. parallel with the power line from the E $\frac{1}{4}$ corner of Section 14, T. 2 S., R. 34 E.B.M., also described as being 200 feet S. and 23 feet E. from power pole number 341-2, thence N. 7°05'26" W. 514.15 feet along the E. boundary of a County Road, thence S. 89°31'50" E. 433.4

CONTINUED ON ATTACHED SHEET

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees , their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee s , that ~~he~~ it is the owner in fee simple of said premises; that said premises are free from all incumbrances except as hereinabove set forth and that it ~~he~~ will warrant and defend the same from all lawful claims whatsoever.

Dated: May 17, 1983

RONALD ESPLIN & SONS, LTD., a Partnership

By: Ronald Esplin
Ronald Esplin, General Partner

By: Carol Ann Esplin
Carol Ann Esplin, General Partner

By: Melanie Ann Likes
Melanie Ann Likes, General Partner

By: Brian Waid Esplin
Brian Waid Esplin, General Partner

STATE OF IDAHO, COUNTY OF

On this _____ day of _____, 19____,
before me, a notary public in and for said State, personally
appeared

known to me to be the person _____ who _____ name _____
subscribed to the within instrument, and acknowledged to
me that _____ executed the same.

Notary Public

Residing at _____, Idaho

Comm. Expires _____

SEE ATTACHED SHEET FOR ACKNOWLEDGMENTS

INSTRUMENT No.

WARRANTY DEED (continued)

Dated: May 17, 1983
Grantor: Ronald Esplin & Sons, Ltd., a Partnership
Grantees: Keith R. Esplin and Caryn J. Esplin, husband
and wife

LEGAL DESCRIPTION (continued)

feet, thence S. 15°28'10" W. 498.5 feet, thence S. 83°40'10" W. 238.58 feet to the Point of Beginning, ALSO EXCEPT Beginning at a point on the W. line of a County Road that is N. 00°35'21" E. 2655.05 feet along the East Section line of Section 14, T. 2 S., R. 34 E.B.M. to the SE corner of said Section 11 and N. 67°16'08" W. 1270.30 feet from the E½ corner of said Section 14; and running thence N. 47°34'21" W. 87.52 feet; thence N. 01°31'42" W. 10.23 feet, thence N. 39°43'41" E. 63.32 feet; thence S. 11°41'06" E. 120.46 feet along said road right-of-way to the point of beginning, EXCEPTING AND RESERVING to the United States, pursuant to the provisions of the Act of August 1, 1946 (60 Stat., 755), all uranium, thorium or any other material which is or may be determined to be peculiarly essential to the production of fissionable materials, whether or not of commercial value. (As to SW¼NE¼ and W¼SE¼)

Section 12: S½N½NW¼, S½NW¼, N½SW¼, SW¼SW¼, W¼NE¼, Lots 1, 2 and 3, EXCEPTING AND RESERVING to the United States pursuant to the provisions of the Act of August 1, 1946, (60 Stat., 755), all uranium, thorium or any other material which is or may be determined to be essential to the production of fissionable materials, whether or not of commercial value. (As to W¼NE¼, and Lots 1, 2 and 3).

Section 14: N½NE¼, EXCEPTING AND RESERVING to the United States, pursuant to the provisions of the Act of August 1, 1946 (60 Stat., 755), all uranium, thorium or any other material which is or may be determined to be peculiarly essential to the production of fissionable materials, whether or not of commercial value.

Township 2 South, Range 35 E.B.M., Bingham County, Idaho

Section 7: Lot 3, EXCEPTING AND RESERVING to the United States, pursuant to the provisions of the Act of August 1, 1946 (60 Stat., 755), all uranium, thorium and any other material which is or may be determined to be peculiarly essential to the production of fissionable materials, whether or not of commercial value.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, including all water and water rights and all water rights developed under the authority of the State of Idaho Water License Nos. 35-2140 and 35-2316.

SUBJECT TO Reservations in United States and State Patents, existing and recorded rights-of-way and easements, zoning and building ordinances, and taxes and assessments as prorated between the parties hereto.

ALSO SUBJECT TO a Mortgage and Financing Statement in favor of The Federal Land Bank of Spokane, a corporation, Mortgage recorded March 22, 1983, as Instrument No. 303464, records of Bingham County, Idaho, and Financing Statement filed March 22, 1983, as Instrument No. 303465, records of Bingham County, Idaho, which obligation the Grantees assume and agree to pay according to the terms thereof.

WARRANTY DEED (continued)

Dated: May 17, 1983
Grantor: Ronald Esplin & Sons, Ltd., a Parntership
Grantees: Keith R. Esplin and Caryn J. Esplin, husand
and wife

STATE OF IDAHO)
) ss.
County of Bingham)

On this 17th day of May, 1983, before me, a Notary Public in and for said State, personally appeared RONALD ESPLIN and CAROL ANN ESPLIN, known to me to be General Partners in the limited partnership of RONALD ESPLIN & SONS, LTD., and acknowledged to me that they executed the same as the General Partners of such limited partnership.

(SEAL)

Joanne Larsen
Notary Public State of Idaho
Residing at: Rigby

STATE OF IDAHO)
) ss.
County of Bingham)

On this 17th day of May, 1983, before me, a Notary Public in and for said State, personally appeared MELANIE ANN LIKES, known to me to be a General Partner in the limited partnership of RONALD ESPLIN & SONS, LTD., and acknowledged to me that she executed the same as a General Partner of such limited partnership.

(SEAL)

Joanne Larsen
Notary Public State of Idaho
Residing at: Rigby

STATE OF IDAHO)
) ss.
County of Bingham)

On this 17th day of May, 1983, before me, a Notary Public in and for said State, personally appeared BRIAN WAID ESPLIN, known to me to be a General Partner in the limited partnership of RONALD ESPLIN & SONS, LTD., and acknowledged to me that he executed the same as a General Partner of such limited partnership.

(SEAL)

Joanne Larsen
Notary Public State of Idaho
Residing at: Rigby

RECEIVED

JUN 15 1983

Department of Water Resources
Eastern District Office

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 35-2316 & 35-2140**

NOTICE is hereby given that Keith Esplin, Shelley, Idaho, has applied to the Department of Water Resources for a change in the point of diversion of the waters of a groundwater source. The right sought to be changed is evidenced by License No.'s 35-2316 & 35-2140 and are recorded as follows:

AMOUNT: 2.18 cfs, 35-2140; 4.32 cfs, 35-2316; PRIORITY: 3-31-1953, 35-2316; 5-4-1949, 35-2140.

POINT OF DIVERSION: 35-2140 NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T. 2S, R. 34E, 35-2316, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, T. 2S, R. 34E, B.M. Bingham County.

The water is used to irrigate 520 acres within the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1, E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 11, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 12, T. 2S, R. 34E, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, T. 2S, R. 35E, B.M.

**TO BE CHANGED
AS FOLLOWS**

The water will be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SWNW, Sec. 12, T. 2S, R. 34E, B.M., Bingham County.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401, on or before June 20, 1983.

A. KENNETH DUNN
Director

(7801)
Pub.: 6-2, 9

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho Chuck Higgs
I, _____ do

solemnly

swear that I am the Adv Manager of The Morning News which is a daily newspaper of general circulation published each day except 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: Thursday 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 issue or said newspaper 2 consecutive weeks

the first publication having been made on the 2nd day of June, 19 83

and the last publication having been made on the 9th day of June, 19 83; 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 10th day of June, 19 83

Patricia A. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1984

State of Idaho
License and Certificate of Water Right

Water License No. 21045

Amount 2.18 second feet

Water District No. _____

Priority May 4, 1949

THIS IS TO CERTIFY that A. M. HATCH
of Moreland, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 4, 19 49; that Permit No. 21045
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.1 second feet, was issued thereunder on April 3, 19 52, showing that said works
were completed on the 7th day of March, 19 52; and that on the 10th
day of September, 19 54,

WAYNE WILCOX, Assignee of A. M. Hatch,
of Blackfoot, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
~~contributory~~ (subterranean flow) for the purpose of irrigation
under Use Permit No. 21045 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
9 of Licenses at page 5459, on the 3rd day of February, 19 55;

The right hereby confirmed dates from May 4, 19 49;

The Point of Diversion is located

in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Tp. 2 S., R. 34 E., B. M. Bingham County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 2.18 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 S.	34 E.	1	SW $\frac{1}{4}$ SE $\frac{1}{4}$	-	10
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	-	10
			NE $\frac{1}{4}$ NE $\frac{1}{4}$	-	20
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	-	40
		12	NE $\frac{1}{4}$ SE $\frac{1}{4}$	-	40
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	-	40
			N $\frac{1}{2}$ NE $\frac{1}{2}$	-	75
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	-	25
			N $\frac{1}{2}$ NW $\frac{1}{2}$	-	40
			S $\frac{1}{2}$ NW $\frac{1}{2}$	-	80
			N $\frac{1}{2}$ SW $\frac{1}{2}$	-	55
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	-	20
			N $\frac{1}{2}$ SE $\frac{1}{4}$	-	50
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	-	15
			Number of Acres Actually Irrigated	-	520
2 S.	35 E.	7			

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
3rd day of February, 19 55.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

35 2140

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

35-21045

APPLICATION No. 28705
PERMIT No. 21045
DISTRICT No.

H. William Furchner
Blackfoot, Idaho

1. Name of Applicant: A. M. HATCH

Postoffice address: Moreland

County: Bingham

State: Idaho

- I. If applicant is a corporation, give:
- (a) Date and place of incorporation:
 - (b) Amount of capital stock:
 - (c) Amount paid in:
 - (d) Names and addresses of directors:

- II. The financial resources of the applicant are:
- (b) Treasury stock:
 - (d) Other resources:

- (a) Cash on hand:
- (c) Bonds to be issued:

2. Quantity of water claimed: 4.1 cubic feet per second.

3. Source of water supply: A well which is a tributary of

4. Location of point of diversion: 750 Southwesterly feet distant from the Northeast

corner of Section 12, T. 2 S., R. 34 E., B.M., and is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12, T. 2 S., R. 34 E., B.M., County of Bingham

5. Water is to be used for Irrigation

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

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

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

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

7. Estimated cost of works: \$ 4,200.00

8. Kind of works: 15" well, with rotary pump and electric motor, and ditches as shown on plat.

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

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

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

Diameter of pipe inches; length of conduit 1 $\frac{1}{2}$ miles.

Average grade per mile 4 $\frac{1}{2}$ feet.

12. The time required for the completion of such work is Four (4) years.

13. The time required for the complete application of the water to the proposed use is One (1) additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

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

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

A. M. HATCH Applicant.

By _____ Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. May 4, 1949

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21045

Recorded in Book 75 Page 21045 Approved May 18, 1949

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 18, 1949 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before May 18, 1951

The whole of said work to be completed on or before May 18, 1953

Beneficial use of water appropriated in accordance herewith, to be made on or before May 18, 1954

WITNESS My hand this 18th day of May, 1949

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, C. A. ROBINS, Governor of the State of Idaho,
and J. D. "CY" PRICE, 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 18th

day of May, 19 49

STATE OF IDAHO

Countersigned:

(SEAL)

By _____ C. A. ROBINS

Governor,

By J. D. "CY" PRICE

Secretary of State.

REMARKS:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2 S.	34 E.	12	20	30	35	30	20		30	40								205	

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that A. M. HATCH of Moreland, County of Bingham, and State of Idaho, the holder of Permit No. 21045, issued upon Application No. 28705 bearing date of priority of May 4, 1949, authorizing the diversion of 4.1 second feet of the waters of a well (subterranean flow) County of Bingham, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said permit; that said works are adequate for diverting and conveying to the place of intended use 4.1 second feet of the waters of said well; that the point of diversion of said waters is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12, Township 2 South, Range 34 East, B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Northeast Quarter, NE $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{2}$ Section 12, Township 2 South, Range 34 East, B.M.

Witness my hand this 3rd day of April, A.D. 1952.

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made March 7, 1952.

Certificate of completion of works issued April 3, 1952.

ASSIGNMENT

FOR VALUE RECEIVED, We, A. M. Hatch and Lola Hatch, husband and wife, of the County of Bingham, State of Idaho, do hereby assign, transfer and set over unto Wayne Wilcox, also of the County of Bingham, State of Idaho, Permit No. 21045, issued by the Department of Reclamation of the State of Idaho, to appropriate 205 miner's inches of the public waters of the State of Idaho, said permit bearing date of May 18, 1949, with date of priority indorsed thereon of May 4, 1949.

IN WITNESS WHEREOF, we have hereunto set our hands this 20th day of March, 1953.

A. M. HATCH

LOLA HATCH

STATE OF IDAHO)
: SS.
County of Bingham)

On this 20th day of March, 1953, before me, H. William Furchner, a Notary Public in and for the State of Idaho, personally appeared A. M. Hatch and Lola Hatch, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and acknowledged to me that they executed the same.

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

H. WILLIAM FURCHNER

Notary Public for Idaho, residing at
Blackfoot, Idaho

My commission expires
January 31, 1954.

Received and filed for record in the Department
of Reclamation, at Boise, Idaho, March 31, 1953
MARK R. KULP
State Reclamation Engineer

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 21045

Comes now Wayne Wilcox and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 21045.

That the point of diversion is described in said permit as being located NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12, Township 2 South, Range 34 East, B.M.

That he now requests that the point of diversion be changed to a point NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 12, Township 2 South, Range 34 East, B.M.

That his reasons for desiring to make such change are as follows:

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

Signed at Blackfoot, Idaho, this 21 st day of May, 1953.

Wayne Wilcox

Date of receipt at Department of Reclamation May 23, 1953.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 21045. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 21045

Comes now Wayne Wilcox, and represents to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 21045 and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: $S\frac{1}{2}$ SE $\frac{1}{4}$ Section 1; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 12, E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 11, Township 2 South, Range 34 East, B.M. and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 7, Township 2 South, Range 35 East, B.M., making a total of _____ acres.

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

Signed at Blackfoot, Idaho, this 21st day of May, 1953.

WAYNE WILCOX

Date of receipt at Office of Department of Reclamation May 23, 1953.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 21045. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

LICENSE ISSUED FOR 2.18 SEC. ET.
Page 5459

November 4, 1983

RE: Transfer of Water Rights Nos's 35-2140 and 35-2316

Keith Esplin
Rt. 2, Box 62A
Shelley, ID 83274

Dear Mr. Esplin:

Enclosed is a copy of your approved Application for Transfer of the above referenced water rights (Transfer No. 2847). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick

1. Right number 35-2886/2190 Applicant Kerth Expln.
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Other _____

4. Check:

- OK a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
- OK b. ☒ Description of original point of diversion.
- OK c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

- OK a. ☒ All of right.
- OK b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- OK c. ☒ Check description of point(s) of diversion.
- NO CHANGE d. ☒ Check description of place of use.
- OK e. ☒ Check map (shows p.d. and p.u. after transfer).
- OK f. ☐ Check for correct signature, notarization, and fee.
- N/A g. ☒ Check proof of ownership of right &/or land from which water is transferred.
- N/A h. ☒ Check for expansion in use of right. Comments _____
- N/A i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
- OK j. ☐ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

N/A Watermaster recommendation requested on N.A. Received on _____

2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

RECEIVED
JUL 21 1983

4. By Ernest Carlson Date July 1, 1983.

June 9-19-83 No special conditions recommended

* All uses within Watermaster Districts require special conditions.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 35-2316 & 35-2140

Notice is hereby given that Keith Esplin, Shelley, Idaho, has applied to the Department of Water Resources for a change in the point of diversion of the waters of a groundwater source. The right sought to be changed is evidenced by License No.'s 35-2316 & 35-2140 and are recorded as follows:

AMOUNT:	2.18 cfs	35-2140	PRIORITY:	3-31-1953	35-2316
	4.32 cfs	35-2316		5-4-1949	35-2140

POINT OF DIVERSION:	35-2140	NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12, T. 2S, R. 34E
	35-2316	SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12, T. 2S, R. 34E, B.M. Bingham County.

The water is used to irrigate 520 acres within the S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 1, E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 11, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 12, T. 2S, R. 34E., NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 7, T. 2S, R. 35E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SWNW Sec. 12, T. 2S, R. 34E, B.M. Bingham County.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83401, on or before June 20, 1983.

A. KENNETH DUNN

Director

Published in the Blackfoot News on 6/2 & 6/9/83.

[illegible]

✓ 3.4
1952

Legal Notices

NOTICE FOR PUBLICATION NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A. M. on the 30th day of April, 1952, at Blackfoot, County of Bingham, State of Idaho, before H. William Furchner, a Notary Public, proof will be submitted of the application to beneficial use of 4.1 cubic feet per second of the waters of well pumped from subterranean source in accordance with the terms and conditions of Permit No. 21045 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are A. M. Hatch, Moreland, Idaho.

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 4.1 cubic feet per second.

The place where said water is used, Northeast quarter, East half of Northwest quarter and the Southwest quarter of the Northwest quarter of Section Twelve, in Township Two South, of Range Thirty-four, East of the Boise Meridian, in Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use is none.

The right to take water from such works is based upon Permit No. 21045.

The source of supply from which such water is diverted is subterranean source, from a well in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12, Twp. 2 S., Range 34 E., B. M.

The date of priority which said user is prepared to establish is May 4th, 1949.

MARK R. KULP

State Reclamation Engineer

Pub. April 4, 11, 18, 25.

February 4, 1955

RE: Permits Nos. 21045 and G-23960

Mr. H. William Furchner
Attorney at Law
Blackfoot, Idaho

Dear Mr. Furchner:

We enclose License and Certificate of Water Right issued under Permit No. 21045 confirming the right of Wayne Wilcox to the use of 2.18 second feet of water from a well in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 12, Township 2 South, Range 34 East B.M. with priority of May 4, 1949, for irrigation of land in the S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 1; E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 11; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 12, Township 2 South, Range 34 East, B.M.; and the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 7, Township 2 South, Range 35 East, B.M.

We also enclose Certificate of Completion of Works and License and Certificate of Water Right issued under Permit No. G-23960 confirming the right of Wayne Wilcox to the use of 4.32 second feet of water from a well in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12, Township 2 South, Range 34 East B.M. with priority of March 31, 1953, for irrigation and domestic use on the same land described in License No. 21045.

We also enclose departmental receipt No. 27173 for \$43.00 which includes Certificate of Completion of Works and License fees on the above numbered Permits.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl
Enc.

21045

H. WILLIAM FURCHNER
ATTORNEY AND COUNSELLOR AT LAW
BLACKFOOT, IDAHO

February 1, 1955

RECEIVED
FEB 3 1955
Department of Reclamation

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

Re: Permits 21045 and G-23960.

Dear Sir:

I am enclosing herewith my check in the amount of \$43.00 in payment of the fees for issuance of final license for the said permits.

This has been overlooked by Mr. Wilcox and myself and we are sorry for the delay.

Very truly yours,

H. William Furchner
H. William Furchner

HWF:ec
Encl.

21045

✓
January 29, 1955

RE: Permits Nos. 21045 - C-23960

C
O
P
Y

Mr. H. William Furchner
Attorney At Law
Blackfoot, Idaho

Dear Mr. Furchner:

Our records show that we have received no reply to office letters addressed Mr. Wayne Wilcox in your care October 7, 1954, in regard to the above numbered Permits.

In these letters we informed him that a License could be issued on Permit No. 21045 upon receipt of the statutory fee of \$38.00 for 109 inches of water from a well in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 12, Township 2 South, Range 34 East, B.M.

Also that a Certificate of Works and License could be issued for 216 inches of water from a well in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12, Township 2 South, Range 34 East, upon the receipt of the Certificate of Completion fee of \$5.00; there being no extra License fee since the same land is involved.

Probably Mr. Wilcox has overlooked this matter as we are bringing it to your attention.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu

21045

October 7, 1954

RE: Permit No. 21045

Mr. Wayne Wilcox
c/o H. William Furchner
Blackfoot, Idaho

Dear Mr. Wilcox:

The report of our field engineer on examination for Beneficial Use on Permit No. 21045 shows that your well in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 12, Township 2 South, Range 34 East, B. M., will deliver 109 inches of water which has been used to irrigate 520 acres in the S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 1; E $\frac{1}{2}$ E $\frac{1}{2}$ Sec. 11; NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 12, Twp. 2 South, Range 34 East, B. M., and the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 7, Twp. 2 South, Range 35 East, B.M.

Therefore, upon receipt of the statutory fee of \$38.00 a License will be issued for 109 inches or 2.18 second feet of water from the well. This fee is at the rate of \$2.00 for each 40 acre subdivision in which the land is located.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br

21045

COPY

State of Idaho License and Conditions of Water Right

Water License No. 21045

Amount 2.18 cfs

Water District No. _____

Priority May 1, 1955

THIS IS TO CERTIFY that L. M. SATON

of Moreland, Idaho made application for a permit to appropriate the public waters of the State of Idaho, dated May 1, 19 55; that Permit No. 21045 was issued under said application; that Certificate of Completion of work, with a carrying capacity of 4.1 second feet, was issued thereunder on April 9, 19 52; and that said work were completed on the 7th day of March, 19 52; and that on the 10th day of September, 19 52

of Blackfoot State Reclamation Engineer

and that said right to the use of said water was confirmed by the State Reclamation Engineer of Idaho and is hereby confirmed by the State Reclamation Engineer of Idaho and is hereby confirmed by the State Reclamation Engineer of Idaho

9 of License at page 2007 on the 10th day of February

The right hereby confirmed shall from May 1

The Point of Diversion is located

in the NW 1/4 NE 1/4 Sec. 12, Twp. 2 S., R. 34 E., S. 2

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

not exceed 2.18 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Section-Range Tract	Description in Permit	Acres Actually Irrigated	
2 S.	34 E.	1	SW 1/4 SE 1/4	-	15	
			SE 1/4 SE 1/4	-	15	
			11	NE 1/4 NW 1/4	-	15
				SE 1/4 NE 1/4	-	15
		12	NE 1/4 SE 1/4	-	15	
			SE 1/4 SE 1/4	-	15	
			N 1/4 NW 1/4	-	15	
			SW 1/4 NW 1/4	-	15	
			N 1/4 NW 1/4	-	15	
			SE 1/4 NW 1/4	-	15	
			N 1/4 SE 1/4	-	15	
			NW 1/4 SW 1/4	-	15	
2 S.	35 E.	7			15	
					15	
Number of Acres Actually Irrigated					520	

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

WITNESS the seal and signature of the State Reclamation Engineer, official of Idaho, this

3rd day of February

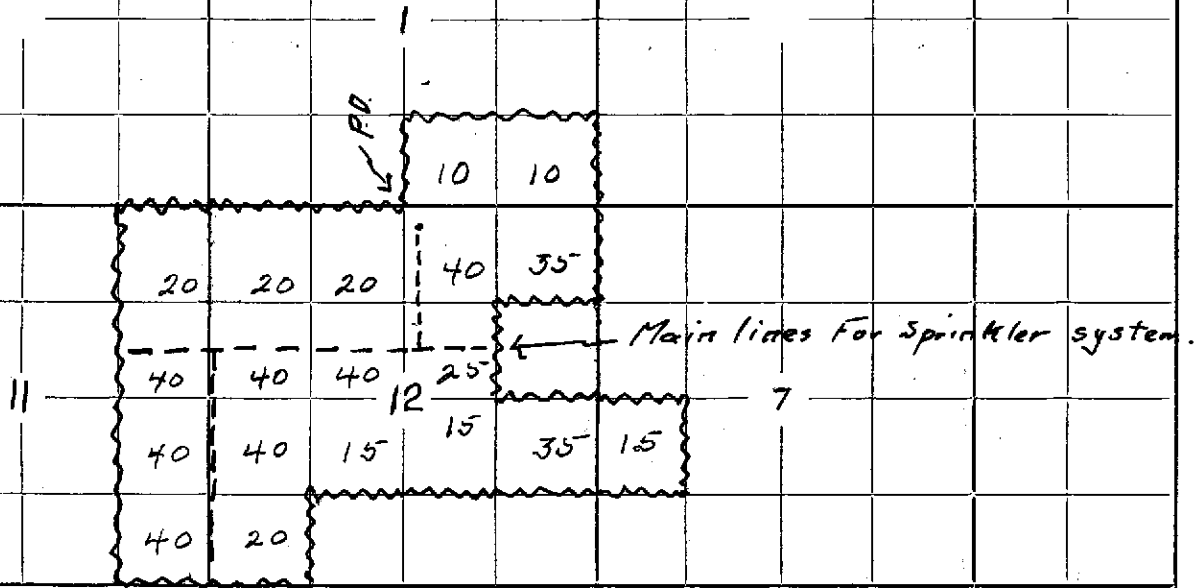
19 55

(SEAL)

R-34E.

R-35E.

T.
2
S.



Subdivisions = 19

Area = 520 acres.

Q = 109 inches.

See Report of July 28-53

This is a companion permit
of G 23 960

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21045

REPORT ON PROOF OF Beneficial Use

WAYNE WILCOX, C/o H. Wm. Furchner, Blackfoot, Idaho

2.18 0/2
small

app. 4.1 c/s.

520 acres

19-410's

Wayne Wilcox
C/o H.Wm. Furchner, Blackfoot, Idaho

Permit No. 21045

Examination for Beneficial Use

County Bingham
12 - R.S. - 34 E

By A. L. ...
S. ...
J. B. ...

As ...

Divided May 4, 1954
Done May 18, 1954

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
OCT 5 1954
Department of Reclamation

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

Permit No. 21045

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

1. Name of applicant Wayne Wilcox, C/o H. Wm. Furchner, Blackfoot, Idaho
2. Source of water supply: Subterranean from a well
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 12
T. 2 S. R. 34 E. County of Bingham
4. Describe works as they exist, giving dimensions and capacities of same: 50 h.p. U.S. Motor.
Berkeley vertical turbine #5110301
110' x 16" bore. Csd 12' to rock.
Delivery to Fields by Sprinkler system.
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
SE $\frac{1}{4}$ Section 1;
N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 12;
E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 11;
Twp. 2 South, Range 34 East, B. M.
NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 7;
Twp. 2 South, Range 35 East, 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 Wilcox is selling farm to a jap farmer.
Crops are looking O.K.

This examination was made on the Jy 1 day of _____, 19 54(Signed) E. N. Humphrey Examiner.

21045

✓
September 20, 1954

RE: Permits Nos. 21045, G-23960

Mr. H. William Furchner
Attorney at Law
Blackfoot, Idaho

Dear Mr. Furchner:

We acknowledge receipt of your letter of September 17 enclosing depositions of Mr. Wayne Wilcox and two witnesses also affidavit of publication in the Blackfoot Daily Bulletin, all in proof of beneficial use on the above numbered Permits.

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 Mr. Wilcox at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1

21045

H. WILLIAM FURCHNER
ATTORNEY AND COUNSELLOR AT LAW
BLACKFOOT, IDAHO

September 17, 1954

RECEIVED
SEP 20 1954
Department of Reclamation

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

Dear Mr. Kulp:

Enclosed are the affidavits of the holder and witnesses together with the affidavits of Publication of notice for final Proof on Permits No. 21045 and G-23960 held by Wayne Wilcox of Blackfoot, Idaho.

I believe you will find these Proofs to be satisfactory and in conformity with the Permits as amended, but should there be any discrepancy I would appreciate your letting me know so that we may make any corrections without delay.

Very truly yours,


H. William Furchner

HWF:ec
Encls.

21045

State of Idaho

59

I, Marjorie Flint, do solemnly

swear that I am the Principal Clerk of

The Daily Bulletin, 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 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

newspaper1..... consecutive weeks the first publication

having been made on the 13 day of Aug. 1954

and the last publication having been made on the

3 day of Sept., 1954; 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 the notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me this 13.....

day of Sept, 1954

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho.

Notice is hereby given that at 10:00

Notice is hereby given that at 10:00

A. M. on the 10th day of September.

1954, at Blackfoot, Idaho, of Bingham, State of Idaho. Father, H. William

Furniture Sale—A large stock of new and second-hand furniture, including beds, sofas, chairs, tables, and more. Prices are low. Call for details.

be transferred to other persons to bene-

release of 4.1 million feet per second of the volume of water from the source

from a well in the NW 1/4, Section

12, Twp. 2 S., Range 34 E., S. 1/4 M. in ac-

cordance with the terms and conditions of the contract. It is therefore

issued by [redacted] Reclama-

tion of the [REDACTED]

the name and address of the person holding said

permit are

Liam Durkin, Idaho.

The use of the [redacted] meter has been applied is [redacted]

The amount of beneficial use

is 4.1 cubic feet per second.

SW/SE 1/4 NE 1/4

NW 1/4, N 1/2, E 1/4, N 1/2, SE 1/4

Sec. 12, E $\frac{1}{2}$ N, Twp. 11, Sec. 11, Twp.

2. South, Ridge of S. M., and
NW 1/4 Sec 7, South Rge.

35. East Boise Meadows, 10 miles south, 1000 ft.

The name of the _____ or ditch or
other _____

Other works by [redacted] and water is
conducted in such [redacted] use is none.

The right to take from such

works is based upon Exhibit No. 21045.

The source of water from which such water is drawn is subterranean.

source.

The date of prior which said user

is prepared to establish in May 4th, 1949.

MARK E. KULP

English: Aug. 13-20-27; Sept. 9.

21045

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21045

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Wayne Wilcox, farmer and building contractor, c/o H. William Furchner, Blackfoot, Idaho. Temporary residence, Mountain Home, Idaho.

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

Ans. --

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

Ans. 21045, dated May 18, 1949, with priority of May 4, 1949.

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

Ans. Well, located in NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 12, Twp. 2 So., R. 34, 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. Well, 125' deep, 16" diameter, cased about 10' to lava rock, with 16" casing. Water rises to 90' from surface of ground. Equipped with turbine pump and 50 h.p. electric motor, and sprinkler pipes and system. Discharges 160 inches, open flow, at pump. Calculated by irrigation engineers. 416 nozzles, with operating pressure of 40-50 lbs. per sq. inch, measured with guage.

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

Ans. Irrigation, of: S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 1-20a; Sec. 12-NE $\frac{1}{4}$ NE $\frac{1}{4}$ -35a; NW $\frac{1}{4}$ NE $\frac{1}{4}$ -40a; SW $\frac{1}{4}$ NE $\frac{1}{4}$ -25a; S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ -20a; S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ -20a; SW $\frac{1}{4}$ NW $\frac{1}{4}$ -40a; SE $\frac{1}{4}$ NW $\frac{1}{4}$ -40a; NW $\frac{1}{4}$ SW $\frac{1}{4}$ -40a; SW $\frac{1}{4}$ SW $\frac{1}{4}$ -20a; NE $\frac{1}{4}$ SW $\frac{1}{4}$ -15a; N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ -15a; NE $\frac{1}{4}$ SE $\frac{1}{4}$ -35a; Sec. 11: S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ -20a; SE $\frac{1}{4}$ NE $\frac{1}{4}$ -40a; NE $\frac{1}{4}$ SE $\frac{1}{4}$ -40a; SE $\frac{1}{4}$ SE $\frac{1}{4}$ -40a, all in Twp. 2 So., R. 34, E.B.M. Sec. 7,, Twp. 2 So. R. 35, E.B.M.: NW $\frac{1}{4}$ SW $\frac{1}{4}$ -15a.

Improvements: Granary, machine shed, potato cellar. Some fencing.

21045

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. One inch 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. -----

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

Ans. All of the water has been used for irrigation of the lands above described for the past two crop seasons.

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--except water from well under permit G-23960 has been used in the same sprinkler system, for these lands. Proof being made on said permit at this time also.

(Sign) Wayne Wilcox

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Blackfoot, County of Bingham,

State of Idaho, on this 10th day of September, A. D. 1954.

A. William Purdum

Notary Public for Idaho, residing at
Blackfoot, Idaho.

My commission expires January 31, 1958.

21045

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21045

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Melvin Wilcox, fifty-two years of age, residing at Blackfoot,
Idaho, farmer and lumber dealer, Post office address Blackfoot, Idaho.

Ques. 2. Are you acquainted with Wayne Wilcox, the
holder of Permit No. 21045? How long have you known him and where does
he reside?

Ans. Yes, I have known Wayne Wilcox for over thirty years.
His residence is Blackfoot, Idaho, but he is temporarily residing
at Mountain Home, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21045, 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 con-
veying water from point of diversion to place of use.

Ans. Well located in NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 12, Twp. 2 South, Rge. 34, E. B. M.
with Pipeline and sprinkler system attached.

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

Ans. 4.1 cubic feet Per second for the Past two years.

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. Approximately 160 inches, water based upon my estimate and based
upon experience with irrigation water and based upon information from
the user.

21045

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. Irrigation. Sec. 1: S $\frac{1}{2}$ SE $\frac{1}{4}$ 20a; Sec. 12: NE $\frac{1}{4}$ NE $\frac{1}{4}$ 35a; NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40a; SW $\frac{1}{4}$ NE $\frac{1}{4}$ 25a; S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 20a; S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ 20a; SW $\frac{1}{4}$ NW $\frac{1}{4}$ 40a; SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40a; NW $\frac{1}{4}$ SW $\frac{1}{4}$ 40a; SW $\frac{1}{4}$ SW $\frac{1}{4}$ 20a; NE $\frac{1}{4}$ SW $\frac{1}{4}$ 15a; N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ 15a; NE $\frac{1}{4}$ SE $\frac{1}{4}$ 35a; Sec. 11: S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ 20a; SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40a; NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40a; SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40a; all in Twp. 2 South, R. 34, E.B.M. Sec. 7: NW $\frac{1}{4}$ SW $\frac{1}{4}$ 15a, Twp. 2 South, Rge. 35, E.B.M. Improvements: Granary, machine shed, Potato cellar, some fencing. Land is cultivated.

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. Land is lava ash soil and requires approximately one inch per acre.

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

Ans. No.

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 entire flow from this well and the well operated under Permit G-23960 used for irrigation of the above described lands during the Past two irrigation seasons by means of the sprinkler system above described.

(Signed) Melvin Nelson

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 10 day of September, A. D. 19 54.

William L. Smith
Notary Public.

My commission expires January 31, 1958 for State of Idaho
Residing at Blackfoot, Idaho

21045

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21045

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. Lenna Wilcox, forty-nine years of age, residing at Blackfoot, Idaho, housewife, and Postoffice address is Blackfoot, Idaho.

Ques. 2. Are you acquainted with Wayne Wilcox, the holder of Permit No. 21045? How long have you known him and where does he reside?

Ans. Yes, I have known Wayne Wilcox for over thirty years. His residence is Blackfoot, Idaho, but he is temporarily residing at Mountain Home, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21045, and are you familiar with its provisions and conditions?

Ans. Yes.

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

Ans. Well located in NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 12, Twp. 2 South, Rge. 34, E. B. M. with pipeline and sprinkler system attached.

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

Ans. 4.1 cubic feet Per second for the Past two years.

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. Approximately 160 inches, water based upon my estimate and based upon experience with irrigation water and based upon information from the user.

21045

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. Irrigation. Sec. 1: S $\frac{1}{2}$ SE $\frac{1}{4}$ 20a; Sec. 12: NE $\frac{1}{4}$ NE $\frac{1}{4}$ 35a; NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40a; SW $\frac{1}{4}$ NE $\frac{1}{4}$ 25a; S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ 20a; S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ 20a; SW $\frac{1}{4}$ NW $\frac{1}{4}$ 40a; SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40a; NW $\frac{1}{4}$ SW $\frac{1}{4}$ 40a; SE $\frac{1}{4}$ SW $\frac{1}{4}$ 20a; NE $\frac{1}{4}$ SW $\frac{1}{4}$ 15a; N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ 15a; NE $\frac{1}{4}$ SE $\frac{1}{4}$ 35a; Sec. 11: S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ 20a; SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40a; NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40a; SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40a; all in Twp. 2 South, R. 34, E.B.M. Sec. 7: NW $\frac{1}{4}$ SW $\frac{1}{4}$ 15a, Twp. 2 South, Rge. 35, E.B.M. Improvements: Granary, machine shed, potato cellar, some fencing. Land is cultivated.

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. Land is lava ash soil and requires approximately one inch per acre.

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

Ans. No.

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 entire flow from this well and the well operated under Permit G-23960 used for irrigation of the above described lands during the past two irrigation seasons by means of the sprinkler system above described.

(Signed)

Lenna Hilcox

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 10 day of September, A. D. 1954.

J. C. Williams

Notary Public.

for State of Idaho

My commission expires January 31, 1958.

Residing at Blackfoot, Idaho

21045

August 16, 1954

RE: Permit No. 21045

Blackfoot Daily Bulletin
Blackfoot
Idaho

Gentlemen:

We have checked the notices of Wayne Wilcox appearing in your issue of August 13 and find two slight errors in the notice for Permit No. 21045 as follows:

In the second line the word should be "on" the 10th day of September instead of "no".

Also the word "right" in the third to the last paragraph is misspelled.

Please make these corrections in your subsequent issues.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

21045

August 10, 1954

RE: Permits Nos. 21045, G-23960

Mr. H. William Furchner
Attorney at Law
Blackfoot, Idaho

Dear Mr. Furchner:

We have sent to the Blackfoot Daily Bulletin, notices for beneficial use proof to be made on the above numbered Permits in the name of Wayne Wilcox, September 10, 1954, with instructions to publish once a week for four weeks prior to that date and to send Mr. Wilcox the affidavits of publication together with statement of costs, in your care.

We enclose the necessary forms of deposition to be used in making these proofs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1
Enc.

21045

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Re: Permits 21045
Q-23960

Date: August 9, 1954

Blackfoot Daily Bulletin

Blackfoot, Idaho

Gentlemen:

Enclosed you will find ^{two} Notice for publication once a week for four consecutive weeks prior to **September 10, 1954** the date set for proof, the expense of the publication to be paid by the applicant, **Wayne Wilcox, C/o H. Wm. Furchner**, ^{of} **Blackfoot, Idaho**, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

21045

H. WILLIAM FURCHNER
ATTORNEY AND COUNSELLOR AT LAW
BLACKFOOT, IDAHO

August 2, 1954

RECEIVED
AUG 3 1954
Department of Reclamation

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

Dear Sir:

Enclosed are notices for publication for final
proof in connection with Permits No. 21045 and G-23960
held by Wayne Wilcox with authorization for publication
of the same.

Very truly yours,



H. William Furchner

HWF:ec
Encls.

21045

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 17th, 1954.

(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

Daily Bulletin

of Blackfoot, Idaho, published in

the county in which the works are situated.

Wayne Wilcox

(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.

21045

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 10th day of September, 19 54,
at Blackfoot, County of Bingham, State of Idaho, before
H. William Furchner, a Notary Public, proof will be submitted of the
application to beneficial use of 4.1 cubic feet per second of the waters of subterranean
in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 12, Twp. 2 S., Range 34 E., B.M.
source from a well/ in accordance with the terms and conditions of Permit No. 21045
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are _____

Wayne Wilcox, c/o H. William Furchner, Blackfoot, Idaho

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 4.1 cubic feet per second.

The place where said water is used ~~for irrigation, give full and accurate description of the lands irrigated~~ xxxxxxx

S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 1; N $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 12; E $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{4}$ SE $\frac{1}{4}$ Sec.
11, Twp. 2 South, Rge. 34, East B. M., and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 7, Twp. 2 South, Rge. 35, East
Edse Meridian.

The name of the canal or ditch or other works by which said water is conducted to such place of use is _____

none

The right to take water from such works is based upon Permit No. 21045

The source of supply from which such water is diverted is subterranean source.

The date of priority which said user is prepared to establish is May 4th, 1949.

Rec'd Aug. 13-54-57-Sept 3

MARK R. KULP

State Reclamation Engineer.

21045

222212

25 34 2

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 10th day of September, 1954,
at Blackfoot, County of Bingham, State of Idaho, before
H. William Furchner, a Notary Public, proof will be submitted of the
application to beneficial use of 4.1 cubic feet per second of the waters of subterranean
in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 12, Twp. 2 S., Range 34 E., B.M.
source from a well / in accordance with the terms and conditions of Permit No. 21045
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are _____

Wayne Wilcox, c/o H. William Furchner, Blackfoot, Idaho.

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 4.1 cubic feet per second.

The place where said water is used ~~(for irrigation give full and accurate description of the lands irrigated)~~

S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 1; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 12; E $\frac{1}{2}$ NE $\frac{1}{4}$,
E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 11, Twp 2 South, Rge. 34, East B. M., and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 7, Twp.
2 South, Rge, 35, East Boise Meridian.

The name of the canal or ditch or other works by which said water is conducted to such place of use is _____

none.

The right to take water from such works is based upon Permit No. 21045

The source of supply from which such water is diverted is subterranean source.

The date of priority which said user is prepared to establish is May 4th, 1949.

MARK R. KULP

State Reclamation Engineer.

21045

July 31, 1954

RE: Permit No. 21045

Mr. H. William Furchner
Attorney at Law
Blackfoot, Idaho

Dear Mr. Furchner:

On July 6, 1954, we wrote you regarding the above permit in the name of Wayne Wilcox.

This is to advise you that Permit No. 21045 was due on May 18, 1954.

That is the time set by your choice at time permit was granted. It is now losing its priority day by day.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. A. Humphrey
Deputy State Reclamation Engineer

H:br
CC: Wayne Wilcox

21045

70
8116
165
3500

allow $\frac{5}{8}$ " per acre for each of two wells

$\frac{1}{3}$ water for this well.

$\frac{2}{3}$ " " other well.

T = 54°F

14"

Small well

R. 34 E.

P.D.

10

10

180'

20

20

20

40

35

T. 40

40

40

25

out

11

2

40

40

12

15

16

35

15

280
100
50
40
410

P.D.

Large well

S.

40

40

15

16

35

15

40

20

out

out

out

P.D. # { 2000 S.
660 E. NW 1/4

24

allow 16" on this well
208' on large well

312

MORELAND

26

25

STATE HWY. No. 27

Subdivisions 19 forties

Area = 520 acres.

Q = 109 inches.

140' x { 18' x 36' } 1/2" thick
 { 16' x 66' } old down 50' State H-50' very low 75'

Form 23

delivers to H. into 8' in

100 gal. water used

1770 rpm 120 amp PJS 123048

(Pump & Pump)
15' x 12' x 8'

Concrete base 5 1/2' x 5 1/2' x 22 1/2"

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21045

REPORT ON PROOF OF Beneficial use

A. M. HATCH, Moreland (Route 2, Blackfoot) Idaho

A. M. Hatch
Moreland (Route 2, Blackfoot)
Idaho
Permit No. 21045

Examination for Beneficial use

County... Bingham

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.

Brady - Mar 4, 1909
Due - Mar 1, 1910

32400

8/15/08

19

95

disposition in the field, none

Donnerberg

Q = 4.10

S = 10.10

P.D. 4000 50 10 10 10 10

10.10

Hammond 10.10

irrigated 10.10

Ken Mangle

891.34

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

Permit No. 21045This proof is for Beneficial use In Water District No. _____1. Name of applicant A. M. Hatch, Moreland, Idaho (Route 2, Blackfoot)2. Source of water supply: Subterranean flow from a well3. Location of point of diversion: Is in the NE¹/₄ NW¹/₄ of Section 12T. 2 S. R. 34 E. County of Bingham

4. Describe works as they exist, giving dimensions and capacities of same: This property has recently changed hands and the owner Mr. Wilcox does not know all specifications on the well. There is no protection for the motor and pump. Concrete base 5' by 6'. U.S. Motor, 50 h.p., 3 phase, 60 cycle, 440 V. 61 amps. 1800 r.p.m. serial No. 882566. Pump is Berkeley vertical turbine No. 5110301. The well is 110' deep by 16" bore, cased 12' to rock. Pump sets down 90', 10" column. Delivery is to the southwest into a 6" main. Static H is believed to be 80'. The pipe system is a change over from gravity irrigation and is in process of installation as well as being in operation at the present time. It is being tied in with a large pump approximately 1/2 mile to the southwest and a very extensive sprinkler system. When completed the whole will be a single unit and Mr. Wilcox wants all the water from both pumps made appurtenant to all the land.

5. Water is used for: Irrigation6. 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):

NE¹/₄, E¹/₂ NW¹/₄, SW¹/₄ NW¹/₄ Section 12, Township 2 South, Range 34 East, B. M.See Map

(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. Wilcox and I went to the farm on July 28, with the intention of making an inspection and a check of the capacity of the system so that it could be brought to beneficial use. The party who rents the farm was going to the hospital and there was an insufficient number of lines in operation to gain enough accurate information on which to base a delivery rate.

This examination was made on the 28th day of July, 1953(Signed) E. M. Humphrey Examiner.Recheck on July 1-5421045

✓
July 6, 1954

RE: Permits Nos. 21045, G-23960

Mr. H. William Furchner
Attorney at Law
Blackfoot, Idaho

Dear Mr. Furchner:

We return the application of Mr. Wayne Wilcox for amendment to the point of diversion and land list in Permit No. 21045 and also amendment to the land list in Permit No. G-23960, all of which have been approved by the State Reclamation Engineer and recorded in this department.

We are advised by Mr. Humphrey, Deputy State Reclamation Engineer that Mr. Wilcox is now prepared to make proof of beneficial use on Permit No. 21045 and proofs of completion of works and beneficial use on Permit No. G-23960.

Notice for beneficial use proof on Permit No. 21045 should be made in duplicate on Form 10 enclosed and notice for both proofs on Permit No. G-23960 should be made in duplicate on Form 36 enclosed. Both should be accompanied by Form 11, which is authorization for us to have the notices published at Mr. Wilcox's expense in the designated county newspaper.

Doubtless, both these proofs are to be made at the same time and upon return of the notices, we shall send a copy of each to the newspaper with instructions in regard to publishing.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.
cc Mr. Wayne Wilcox

21045

21045

H. WILLIAM FURCHNER
ATTORNEY AND COUNSELLOR AT LAW
BLACKFOOT, IDAHO

May 28, 1953

RECEIVED
MAY 29 1953
Department of Reclamation

Department of Reclamation
State of Idaho
Boise, Idaho

Re: Permit Nos. 21045 & G23960,
Wayne Wilcox, Blackfoot, Idaho.

Sirs:

In response to the letter of Mr. E. N. Humphrey of your department, Mr. Wilcox requests permission to withdraw the proof heretofore submitted on permit No. 21045, for the reason that the point of diversion is incorrectly shown therein. The point of diversion was changed after transfer from the former owner of the land and a sprinkling system was incorporated, which also changes the description of the land to be irrigated.

Later in the summer we will be in a position to republish notice and to make proof of application on both of the above permits at the same time.

Very truly yours,



H. William Furchner

HWF/n

21045

✓
May 23, 1953

RE: Permit No. 21045

Mr. H. William Furchner
Attorney at Law
Blackfoot, Idaho

Dear Mr. Furchner:

We received the amendments this morning regarding Permits Nos. 21045 and G-23960, and note what you say in regard to publishing.

I suggest that, in case Mr. Wilcox intends to make proof this summer on Permit No. G-23960, publication be made on both permits at the same time. It will save Mr. Wilcox a few dollars and the priority will not be changed on Permit No. 21045.

One thing I neglected to tell you in the last letter was that Mr. Wilcox should write a letter requesting permission to withdraw proofs on Permit No. 21045. It should explain that the point of diversion was incorrect due to a change in plans made by the former owner; also that due to a change to a sprinkling system it was necessary that the land list be changed. Therefore he was asking permission to withdraw proofs made, make necessary amendments and then make proofs again.

This letter should be in this office before the applications for amendments are granted to make a logical continuity in the file.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:fg

21045

H. WILLIAM FURCHNER
ATTORNEY AND COUNSELLOR AT LAW
BLACKFOOT, IDAHO

May 22, 1953

RECEIVED
MAY 23 1953
Department of Reclamation

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

Re: Permits Nos. 23960 and 21045

Dear Sir:

At the request of Mr. Wayne Wilcox and in accordance with the letter of May 19th, of Mr. E. N. Humphrey, I am forwarding herewith applications to amend permit no. 21045 by changing point of diversion and lands to be irrigated, and to amend permit no. 23960 by changing lands to be irrigated.

Whatever publication is required with regard to permit 21045 you are authorized to proceed with, and to charge the expense to Mr. Wilcox.

Upon approval of the amendments, will you please forward any official papers in regard thereto to me.

Very truly yours,

H. William Furchner
H. William Furchner

HWF/n
Encls.

21045

May 19, 1953

RE: Permits Nos. 23960 and 21045

Mr. Wayne Wilcox
280 Dewey Street
Blackfoot, Idaho

Dear Mr. Wilcox:

The land list on each of your permits should be amended to read as follows:

Township 2 South, Range 34 East, B.M., Section 1,	SW $\frac{1}{4}$ SE $\frac{1}{4}$	= 10 acres
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	= 10 acres
" " " " " " "	Section 11, E $\frac{1}{2}$ E $\frac{1}{2}$	= 140 acres
	Section 12, NE $\frac{1}{4}$	= 100 acres
	NW $\frac{1}{4}$	= 120 acres
	SW $\frac{1}{4}$	= 75 acres
	SE $\frac{1}{4}$	= 50 acres
Township 2 South, Range 35 East, B.M., Section 7,	NW $\frac{1}{4}$ SW $\frac{1}{4}$	= 15 acres
		<u>520 acres - Total</u>

Please check these carefully.

We wrote you on May 9, enclosing applications for amendment to the location of the well and also the land list on Permit No. 21045.

An amendment to the land list on the form enclosed will fully correct Permit No. 23960.

This is in compliance with my promise to check these for you.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:fg
Enc.

21045

May 9, 1953

RE: Permit No. 21045

Mr. Wayne Wilcox
Blackfoot
Idaho

Dear Mr. Wilcox:

I have checked the file on Permit No. 21045 assigned to you by A. M. Hatch and find that the published notice does not agree with the actual location of the well. This will require republication of the official notice.

The land list in the proofs are sufficient to cover the amount of water that will be licensed, but to make the well appurtenant to all of the land will require an amendment to the permit.

We enclose applications for amendment to the location of the well and place of use which you may sign and return to this department for approval and record.

Since it is our understanding that you wish to make proof on this permit as well as your new Permit No. G-23960, it will not be necessary to republish until you are prepared to make proofs on both these permits.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

A:fg
Enc.
cc: Mr. H. William Furchner

21045

21045
✓

April 23, 1953

RE: Permit No. G-23960

Mr. H. William Furchner
Attorney at Law
Blackfoot, Idaho

Dear Mr. Furchner:

We enclose Permit No. G-23960 in the name of Wayne Wilcox.

You will note that although the application only requests one year for proof of completion of works and beneficial use, we have allowed two years, or until April 6, 1955.

However, the proof can be made at any earlier date that Mr. Wilcox is prepared to make it.

We also enclose the assignment of Permit No. 21045 from A. M. Hatch and Lola Hatch to Wayne Wilcox, which has been recorded in this department.

We also enclose department receipt No. 25733 for \$6.50, which includes \$6.00 filing fee and 50 cents fee for recording the assignment. Since your check was for \$6.75, there is a refund of 25 cents due you which we enclose herewith.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21045

September 26, 1952

RE: Permit No. 21045

Mr. H. William Furchner
Attorney at Law
Blackfoot, Idaho

Dear Mr. Furchner:

We have your letter of September 24, 1952, in regard to Permit No. 21045 in the name of A. M. Hatch.

The entire matter will be held in abeyance until inspection by a field engineer from this department. At that time it can be accurately determined just where the well is located and also the land that has been irrigated.

As you know, such inspection is required by statute before license is issued and while we cannot tell you at this time just when the examination will be made, our field engineer will try and contact Mr. Hatch at the time he makes the examination in order that he may show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

21045

H. WILLIAM FURCHNER
ATTORNEY AND COUNSELLOR AT LAW
BLACKFOOT, IDAHO

September 24, 1952

RECEIVED
SEP 26 1952
Department of Reclamation

Mr. Mark R. Kulp
Department of Reclamation
Boise, Idaho

Re: Permit No. 21045.

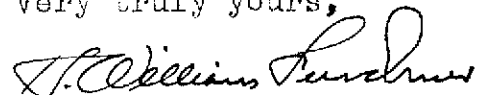
Dear Sir:

Thank you for your letter of September 16th. I have discussed the objectionable matter mentioned in your letter with Mr. Hatch, holder of the permit, and it appears that after first making application and receiving his permit he selected a new site for the well which is a few hundred feet east of the original site by lying in the Northwest quarter of the Northeast quarter of Section Twelve, instead of in the Northeast quarter of the Northwest quarter of said section. This I did not know until time to make proof on the permit.

The lands which have been irrigated are accurately described in the proofs. However, Mr. Hatch is willing to eliminate the lands described in the Southwest quarter of Section Twelve if the license can be granted for the remainder of the lands described in the North half of the Section as shown by the proofs. Since there is only one well in the whole tract and the location is very near to the location specified in the permit I can see no reason necessitating republishing the notice and retaking proofs if we eliminate the lands in the South half of the Section.

If it is possible to proceed by elimination of those lands we would prefer to do so without republishing our notice and taking new proofs and I would appreciate your advice as to this position.

Very truly yours,



H. William Furchner

HWF:ec

21045

✓
September 16, 1952

RE: Permit No. 21045

Mr. H. William Furehner
Attorney at Law
Blackfoot, Idaho

Dear Mr. Furehner:

We acknowledge receipt of your letter of September 11, 1952, enclosing depositions of A. M. Hatch and two witnesses, also affidavit of publication in the Blackfoot Daily Bulletin, all submitted in proof of beneficial use under Permit No. 21045.

However, we note some discrepancy between these proofs and the original permit and published notice, as follows:

These proofs all describe the well as being located about 750 feet Southeast of the Northwest corner of the NE $\frac{1}{4}$ of Section 12, whereas the permit describes it as 750 feet Southwest from the Northeast corner of the NW $\frac{1}{4}$. Which is correct?

The permit and published notice describe the place of use as the NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12, Township 2 South, Range 34 East, B.M., whereas the proofs only describe the N $\frac{1}{2}$ NE $\frac{1}{4}$ and include the N $\frac{1}{2}$ SW $\frac{1}{4}$ which is not listed in the permit.

If there has been an error in the proofs, they may be corrected, but if there has been a change in the location of the well or the place of use the application will have to be amended and new proofs made after republication.

Meanwhile, we return Certificate of Completion of Works which you sent along with proofs of beneficial use.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.
cc: Mr. A. M. Hatch

21045

H. WILLIAM FURCHNER
ATTORNEY AND COUNSELLOR AT LAW
BLACKFOOT, IDAHO

September 11, 1952

RECEIVED
SEP 13 1952
Department of Reclamation

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

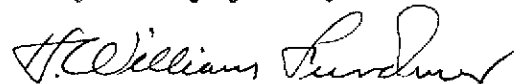
Re: Permit No. 21045.

Dear Sir:

Enclosed find the affidavits of the holder of the above permit, A. M. Hatch, and his witnesses in proof of application of water to beneficial use under the permit. Also enclosed are the notice of proof of application and the affidavit of publication thereof in The Daily Bulletin.

Testimony of all parties was taken on the date on the affidavits but mailing to your office has been delayed due to the failure of one witness to sign the affidavit on the date of giving testimony and his failure to call until this time for that purpose.

Very truly yours,



H. William Furchner

HWF:ec
Encls.

21045

AFFIDAVIT OF PUBLICATION

State of Idaho

County of Bingham

ss

I, Marjorie Elint, do solemnly

swear that I am the Principal Clerk of

The Daily Bulletin, 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 order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Friday of each week; that the notice attached hereto, and which is a part of this affidavit and part of the proof of publication, was published

in said Friday issue of said newspaper 4

consecutive weeks the first publication having been

made on the 4 day of April, 1952

and the last publication having been made on the

25th day of April, 1952; 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 the notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me this 26th

day of April, 1952

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho.

NOTICE FOR PUBLICATION NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A. M. on the 30th day of April, 1952, at Blackfoot, County of Bingham, State of Idaho, before H. William Furchner, a

Notary Public, proof will be submitted of the application to beneficial use of 4.1 cubic feet per second of the waters of well pumped from subterranean source in accordance with the terms and conditions of Permit No. 21045 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are A. M. Hatch, Moreland, Idaho.

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 4.1 cubic feet per second.

The place where said water is used, Northeast quarter, East half of Northwest quarter and the Southwest quarter of the Northwest quarter of Section Twelve, in Township Two South, of Range Thirty-four, East of the Boise Meridian, in Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use is none.

The right to take water from such works is based upon Permit No. 21045.

The source of supply from which such water is diverted is subterranean source, from a well in the NE 1/4 NW 1/4, Section 12, Twp. 2 S., Range 34 E., R. M.

The date of priority which said user is prepared to establish is May 4th, 1949.

MARK R. KULP 21045
State Reclamation Engineer
Pub. April 4, 11, 18, 25.

21045

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21045

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. My name is A. M. Hatch. I am a farmer and stockraiser. I live near Moreland in Bingham County, Idaho, and my postoffice address is Route #2, Blackfoot, Idaho.

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

Ans. ---

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

Ans. Permit No. 21045, with date of priority, May 4, 1949.

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

Ans. Subterranean water taken from well located about 750 feet Southeast of NW corner of NE $\frac{1}{4}$ of Section 12, Twp. 2 So., R. 34, 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.

Ans. 15-inch well, 123 feet deep, 83 feet to water line, cased about 3 or 4 feet to lava rock (18" casing). Flow of pump measured by Leonard Findlay, who drilled well and installed pump at 192 inches. Water conveyed through ditches over the lands to be irrigated as shown on permit map on file.

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 is used for irrigation as follows: NE $\frac{1}{4}$ NW $\frac{1}{4}$ 20a; NW $\frac{1}{4}$ NE $\frac{1}{4}$ 35a; NE $\frac{1}{4}$ NE $\frac{1}{4}$ 30a; SW $\frac{1}{4}$ NW $\frac{1}{4}$ 30a; SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40a; NW $\frac{1}{4}$ SW $\frac{1}{4}$ 20a; NE $\frac{1}{4}$ SW $\frac{1}{4}$ 30a, all in Sec. 12, Twp. 2 South, R. 34, E.B.M. All is cultivated land. All has been fenced. No other improvements.

21045

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. One inch 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. ---

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

Ans. Waters were diverted from the said well and used for irrigation of all of the above-described lands during the crop season of 1951.

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. I used some canal water on the North half of the Southwest quarter of said section when the well water was in use on other parts of the land. We have canal water which is appurtenant to other lands on the South side of the above-described lands and can be diverted to the N $\frac{1}{2}$ SW $\frac{1}{4}$. It is only used there occasionally, and is needed on the lands to which it is appurtenant.

(Sign) A. L. Stator

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 30th day of April, A. D. 1952.

William L. Stator

Notary Public for Idaho, residing

My commission expires January 31, 1954 at Blackfoot, Idaho.

21045

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21045.

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Eli T. Keller, 59 years of age. I am a farmer and my residence and postoffice address are Route #1, Blackfoot, Idaho.

Ques. 2. Are you acquainted with A. M. Hatch, the holder of Permit No. 21045? How long have you known him and where does he reside?

Ans. I have known Mr. A. M. Hatch about fifteen years. He lives near me. His postoffice address is Route #2, Blackfoot, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21045, 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. Water supply is a well located about 750 feet southeast of NW corner of NE $\frac{1}{4}$ of Sec. 12, Twp. 2 So., R. 34, E.B.M. It is equipped with a rotary pump, electric motor and ditches run from the well to the lands to be irrigated.

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. I have seen about 200 inches of water pumped from the well and conveyed through the ditches to the land.

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

Ans. I have seen the pump discharge what I estimate from my experience with water to be about 200 inches of water.

21045

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. Irrigation. My estimate of the acreage of each subdivision irrigated from the well in 1951 is as follows: NE $\frac{1}{4}$ NW $\frac{1}{4}$ 20a; NW $\frac{1}{4}$ NE $\frac{1}{4}$ 35a; NE $\frac{1}{4}$ NE $\frac{1}{4}$ 30a; SW $\frac{1}{4}$ NW $\frac{1}{4}$ 30a; SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40a; NW $\frac{1}{4}$ SW $\frac{1}{4}$ 20a; NE $\frac{1}{4}$ SW $\frac{1}{4}$ 30a., all in Sec. 12, T. 2S., R. 34, E.B.M. All of the land is cultivated and has been fenced.

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. The land so reclaimed is lava ash soil, and requires about one inch of water per acre for proper irrigation.

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

Ans. No interest whatever.

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 water from the well used for irrigation of the above-described lands during the crop year of 1951.

(Signed)

Eli J. Keller

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 30th day of April, A. D. 1952.

H. William Linder

Notary Public.

Residence, Blackfoot, Idaho.

My commission expires Jan. 31, 1954.

21045

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21045

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Arthur R. Perkes, thirty-two years of age, Moreland, Idaho,
Farmer, post office address Moreland, Idaho.

Ques. 2. Are you acquainted with A. M. Hatch, the
holder of Permit No. 21045 ? How long have you known him and where does
he reside?

Ans. I have known Mr. A. M. Hatch about twelve years.. He lives
near me. His postoffice address is Route #2, Blackfoot, Idaho

Ques. 3. Have you read or heard read said Permit No. 21045, 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 con-
veying water from point of diversion to place of use.

Ans. Water supply is a well located about 750 feet Southeast of NW corner
of NE $\frac{1}{4}$ of Sec. 12. Twp. 2 So., R. 34, E.B.M. It is equipped with a rotary
pump, electric motor and ditches run from the well to the lands to be
irrigated.

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

Ans. I have seen about 200 inches of water pumped from the well and
conveyed through the ditches to the land.

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

Ans. I have seen the pump discharge what I estimate from my experience
with water to be about 200 inches of water.

21045

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. Irrigation. I estimate the acreage of each subdivision irrigated from the well in 1951 to be as follows: NE $\frac{1}{4}$ NW $\frac{1}{4}$ 20 a; NW $\frac{1}{4}$ NE $\frac{1}{4}$ 35A; NE $\frac{1}{4}$ NE $\frac{1}{4}$ 30a; SW $\frac{1}{4}$ NW $\frac{1}{4}$ 30a; SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40 a; NW $\frac{1}{4}$ SW $\frac{1}{4}$ 20 a; NE $\frac{1}{4}$ SW $\frac{1}{4}$ 30 a; all in Sec. 12, Twp. 2 S., R. 34, E.B.M. All of the land is cultivated and has been fenced.

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. The land so reclaimed is lava ash soil, and required about one incheof water per acre for the proper irrigation.

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

Ans. I have no interest whatever in said works, water or lands.

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 water from the well used for irrigation of the above-described lands during the crop year of 1951.

(Signed) Arthur R. Perkins

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 30th day of April,
A. D. 19 52.

H. William Funcher

Notary Public.

My commission expires Jan. 31, 1954. Residing at Blackfoot, Idaho

21043

April 9, 1952

RE: Permit No. 21045

Mr. H. William Furchner
118 N. E. Main
Blackfoot, Idaho

Dear Mr. Furchner:

We enclose Certificate of Completion of Works issued under Permit No. 21045 in the name of A. M. Hatch, for the diversion of 4.1 second feet of water from a well in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12, Township 2 South, Range 34 East, B.M., for the irrigation of land in the NE $\frac{1}{4}$, NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 12.

We also enclose departmental receipt No. 24255 for the \$5.00 fee paid in connection with proof of completion of works.

We have sent to the Blackfoot Daily Bulletin notice of beneficial use proof to be made under this permit on April 30, 1952, with instructions to publish it once a week for four consecutive weeks prior to that date, and to send Mr. Hatch the affidavit of publication together with statement of costs.

We enclose the necessary forms of deposition to be used in making this proof, and at the time set Mr. Hatch should appear before you together with two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21045

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 21045

Date: April 3, 1952

The Daily Bulletin

Blackfoot, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to April 30, 1952, the date set for proof, the expense of the publication to be paid by the applicant, A. M. Hatch of Moreland, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication.

Very truly yours,

HANK R. KULP

State Reclamation Engineer

By

Chief Clerk

21045

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10 A. M. on the 30th day of April, 1952,
at Blackfoot, County of Bingham, State of Idaho, before
H. William Furchner, a Notary Public, proof will be submitted of the
application to beneficial use of 4.1 cubic feet per second of the waters of well pumped
source
from subterranean in accordance with the terms and conditions of Permit No. 21045
heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....
A. M. Hatch, Moreland, Idaho.

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 4.1 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) Northeast quarter, East half of Northwest quarter and the
Southwest quarter of the Northwest quarter of Section Twelve, in Township
Two South, of Range Thirty-four, East of the Boise Meridian, in Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of
use is none. Water pumped from subterranean source.

The right to take water from such works is based upon Permit No. 21045.

The source of supply from which such water is diverted is subterranean source. from a
well in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12, Twp. 2 S., Range 34 E., B.M.

The date of priority which said user is prepared to establish is May 4th, 1949.

MARK R. KULP
State Reclamation Engineer.

21045

H. WILLIAM FURCHNER
ATTORNEY AND COUNSELLOR AT LAW
BLACKFOOT, IDAHO

April 2, 1952

RECEIVED
APR 3 1952
Department of Reclamation

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

Re: Permit No. 21045 held by
A. M. Hatch, Moreland, Idaho.

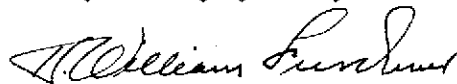
Dear Sir:

I am returning herewith the Affidavit of proof of completion of works in connection with the above permit, which we have corrected to show the proper point of diversion. It now corresponds with the permit.

Please excuse this error.

I see that the delay in returning the affidavit will leave insufficient time for publication of the notice. Will you please set a new date for the hearing of proof of application of water to beneficial use, and forward the notice for publication.

Very truly yours,



H. William Furchner

HWF/n
Encl.

21045

Permit No. 21045

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Bingham

ss.

A. M. HATCH

, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 21045, and that his postoffice address is Moreland, State of Idaho.

Second: That the name of the stream which said water is to be directed is none. Water to be pumped from subterranean source.

Third: That the point of diversion of said water is about 750 feet Southwesterly from NE corner of Sec. 12, Twp. 2 S., Rge. 34, E.B.M. in NE $\frac{1}{4}$ of said Sec. 12.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by May 18th, 1953.

Fifth: That the use for which said water is intended is irrigation.

Sixth: That on the date above mentioned, the works constructed under said permit were (~~complete~~) fully completed and consisted of the following:

I. Kind of works: 15" well with rotary pump and electric motor and ditches as shown on permit plat. (Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work: ---

(a) Height of dam --- feet, length of dam at top --- feet, length of dam at bottom --- feet. Material used in construction ---

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir --- acre feet.

(c) Size of headgate: Width --- feet, height --- feet.

(d) Conduit --- width at bottom --- feet, width at water line --- (State whether ditch, flume or pipe) Ditch.

feet, depth of water --- feet; diameter of pipe --- inches, average grade per mile is 4 $\frac{1}{2}$ feet. Length of conduit is 1 $\frac{1}{2}$ miles.

Seventh: That said works are capable of conducting to the place of intended use --- 4.1 second feet of water.

Eighth: That water appropriated under said permit is available for 205 acres of land described as follows: All in Section 12, Township 2 South, Range 34, East of Boise Meridian, as follows: NE $\frac{1}{4}$ NE $\frac{1}{4}$ 20 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$ 30 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$ 35 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$ 30 acres; NE $\frac{1}{4}$ NW $\frac{1}{4}$ 20 acres; SW $\frac{1}{4}$ NW $\frac{1}{4}$ 30 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40 acres.

Ninth: Remarks: That

A. M. Hatch
(Sign Here)

Subscribed and sworn to before me this 27th day of March 1952

My commission expires January 31st, 1954.

H. William Lundberg
Notary Public.
for State of Idaho
Residing at Blackfoot, Idaho

21045

April 2, 1952

RE: Permit No. 21045

Mr. H. William Furchner
118 N. E. Main
Blackfoot, Idaho

Dear Mr. Furchner:

On March 12, 1952, we returned Mr. A. M. Hatch's proof of completion of works under Permit No. 21045, in order that the location of the point of diversion be clarified.

The affidavit gave it in the NE $\frac{1}{4}$ of Section 12, whereas the application and sketch map for the permit shows it in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said section.

We have received no reply to this letter and we are holding up notice of beneficial use proof on this permit until this point is established.

Possibly you have overlooked the matter, so we are bringing it to your attention.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

21045

March 12, 1952

RE: Permit No. 21045

Mr. H. William Furchner
118 N. E. Main
Blackfoot, Idaho

Dear Mr. Furchner:

We acknowledge receipt of your letter of March 10, 1952, enclosing affidavit of A. M. Hetch in proof of completion of works under Permit No. 21045, your check for the \$5.00 fee in connection therewith, also notice of beneficial use proof to be made on April 15, 1952, and authorization to have same published in the Blackfoot Daily Bulletin.

In checking the affidavit, we note that the point of diversion is given as in the NE $\frac{1}{4}$ Section 12, Township 2 South, Range 34 East, B.M. This would seem to be the logical location as it is 750 feet Southwest from the Northeast corner of Section 12. However, the application as well as the sketch map shows it in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12.

If the proof of completion of works is correct and the point of diversion is in the NE $\frac{1}{4}$ Section 12, the permit should be amended. On the other hand if the well is located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12, the affidavit should be corrected.

We shall await your advice before proceeding in the matter.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

21045

H. WILLIAM FURCHNER
ATTORNEY AND COUNSELLOR AT LAW
BLACKFOOT, IDAHO

March 10, 1952

RECEIVED
MAR 12 1952
Department of Reclamation

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

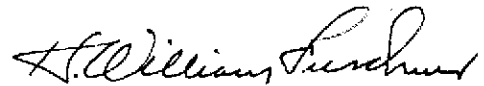
Re: Permit No. 21045 held by
A. M. Hatch, Moreland, Idaho.

Dear Sir:

Enclosed is an affidavit of the above permit holder in proof of completion of works, together with the notice of proof of application of water to beneficial use for publication in the Daily Bulletin at Blackfoot, Idaho, fixing the time for making proof as April 15th, 1952.

Also enclosed is my check in the amount of \$5.00 in payment of fee for issuance of the certificate of completion of works.

Very truly yours,



H. William Furchner

HWF:ec
Encls.

21045

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date).....

(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~~
The Daily Bulletin.....of Blackfoot, Idaho,.....published in
the county in which the works are situated.

A. M. Hestek

(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.

21045

✓
May 26, 1951

Re: Permit No. 21045

Mr. H. William Furchner
Attorney at Law
Blackfoot, Idaho

Dear Mr. Furchner:

In reply to your request of May 25, 1951, we enclose the necessary forms for making Proof of Completion of Works and Beneficial Use under Permit No. 21045, in the name of A. M. Hatch.

As you know, Form 6 may be used for Proof of Completion of Works and duplicate notice of Beneficial Use Proof on Form 10.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21045

H. WILLIAM FURCHNER
ATTORNEY AND COUNSELLOR AT LAW
BLACKFOOT, IDAHO

May 23, 1951

RECEIVED
MAY 26 1951
Department of Reclamation

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

Re: Permit No. 21045 held by
A. M. Hatch, Moreland, Idaho.

Dear Sir:

Will you kindly forward to me the forms for making proof of completion of works and notice and proof of application of water to beneficial use in connection with the above mentioned permit.

Very truly yours,

H. William Furchner
H. William Furchner

HWF:ec

21045

May 26, 1949

Re: Permit No. 21045

Mr. H. William Furchner
Attorney at Law
Blackfoot, Idaho

Dear Mr. Furchner:

Thank you for sending the second copy
of sketch map to accompany the application of
A. M. Hatch.

We noted that only one came with the
application, which one we kept in our office
files.

We return this one, with the proper
notation as to Permit number, and date of approval.

As requested, we are sending you, under
separate cover, a supply of applications for
permit, and shall be glad to send more as needed,
upon request.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

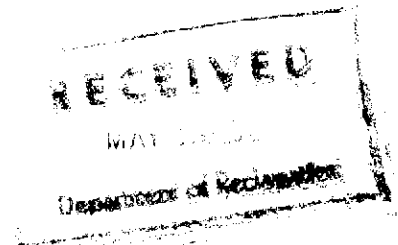
Chief Clerk

A
Encl.

21045

H. WILLIAM FURCHNER
ATTORNEY AND COUNSELLOR AT LAW
BLACKFOOT, IDAHO

May 24, 1949



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

Dear Sir:

Will you please send me one dozen forms
for application for permit to appropriate the public
waters of the State of Idaho?

Very truly yours,

H. William Furchner
H. William Furchner *by E. C.*

HWF:ec

21045

May 25, 1940

Re: Permit No. 21045

Mr. H. William Furchner
Attorney at Law
Blackfoot, Idaho

Dear Mr. Furchner:

We enclose Permit No. 21045 in the name of A. M. Hatch, and direct his attention to the limitations and conditions as given on the 4th page, under Approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 21482 for the \$6.00 filing fee.

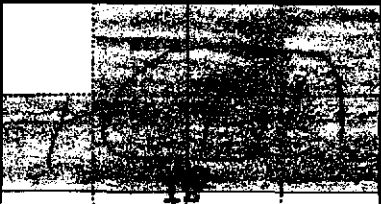
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21045

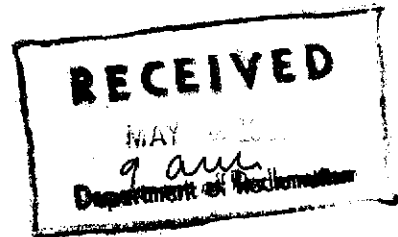


Section 12, Township 2 South,
Range 34 East of Boise Meridian.

Permit Map No. 21045
As Approved
MAY 18 1945
MARK R. KULP
State Reclamation Engineer

H. WILLIAM FURCHNER
ATTORNEY AND COUNSELLOR AT LAW
BLACKFOOT, IDAHO

May 3, 1949



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

Dear Sir:

Enclosed herewith is the application for permit to appropriate public waters of A. M. Hatch, of Moreland, Idaho, together with the required fee of \$6.00.

Please return the same to my office upon issuance of the permit.

Very truly yours,

H. William Furchner

HWF:ec
Encl.

21045