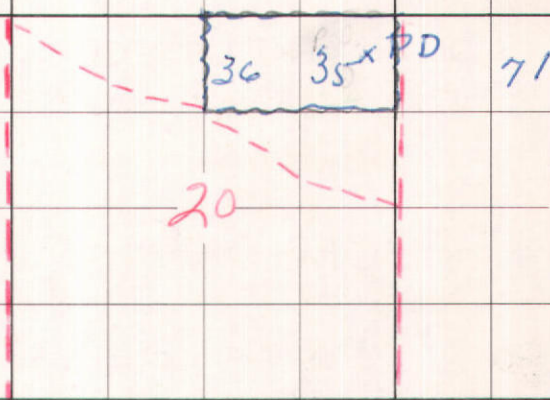


Pge. 34E

Trp. 2S.



$A = 71$ Acres

$Q = 1.42$ cfs.

Sub $Q = 2$

VOL = RATE OF DIVERSION SHALL
NOT EXCEED 248 AC-FT W/H

COMBINED WITH OTHER RIGHTS

12-7-68 ASR

To Blackfoot

C-121



RECEIVED
OCT 6 1966

Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham
State of Idaho

} ss.
}

I, Drury R. Brown do solemnly

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

Friday issue of said newspaper 4 consecutive
weeks, the first publication having been made on
the 26th day of August, 1966,

and the last publication having been made on the

16th day of Sept., 1966; that said
notice was published in the regular and entire issue of
every number of the paper as aforesaid during the period
and time of publication, and that notice was published
in the newspaper and not in a supplement.

Drury R. Brown
Subscribed and sworn to before me this 16th

day of September, 1966

Margaret Flint
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
January 10th, 1967.

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

Notice is hereby given that on the 5th day of October 1966, at Blackfoot, County of Bingham, State of Idaho before Arnold T. Beebe, Notary Public, at (address) 178 West Judicial Street, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30256, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Floyd J. Smith, Route 4, Blackfoot, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes and the amount applied to beneficial use is 1.6 cubic feet per second.

4. The point of diversion of said water is NE1/4 NE1/4 Section 20, Twp. 2 South, Rge. 34

5. The place where said water is used is NE1/4 NE1/4 and NW1/4 NE1/4 Section 20, Twp. 2 South, Rge. 34 E.B.M.

6. The date of priority which said user is prepared to establish is October 20, 1961.

R. KEITH HIGGINSON
State Reclamation Engineer
Pub. Aug. 26 Sept. 2-9-16

30256

Clay J. Smith

N

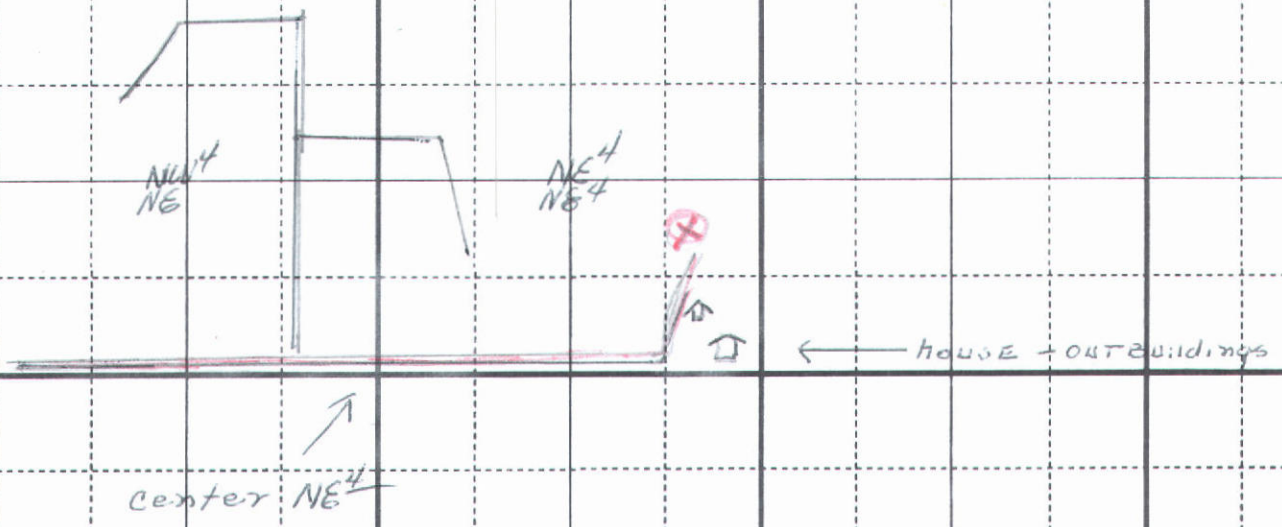
Permit Map No. 30256

As Approved OCT 23 1961

GEO. N. CARTER
State Reclamation Engineer

Township 25S
Range 34 E. B.M.

- ⊗ proposed well-pump-motor
- main ditch
- lateral ditches



20

center Sec. 20

S

WATER LICENSE

Water License No. G-30256 Priority October 20, 1961 Amount 1.42 c.f.s.

THIS IS TO CERTIFY, that FLOYD J. SMITH

of Blackfoot, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 20, 1961; that Permit G-30256 was issued pursuant to said application, that the proposed works were completed on or about 1962, with a storage/or carrying capacity of 900 gallons per minute, said works consisting of well, pump, motor and dirt ditches; and that on October 5, 1966, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 248 acre feet per season, with a maximum rate of diversion of 1.42 cubic feet per second of the waters of ground water, tributary of _____, for the purpose of irrigation from April 1 to October 31; and for _____ from _____ to _____; and for _____ from _____ to _____; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20, T. 2 S, R. 34 E, B.M., and other additional points _____, in the County of Bingham; and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 248 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>2 S</u>	<u>34 E</u>	<u>20</u>	<u>35</u>	<u>36</u>															<u>71</u>

Total number of acres irrigated 71

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

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

23rd day of January, 19 69.

E. Keith Higgins
State Reclamation Engineer

35 2694

30256

Anderson & Beebe
P.O. Box 752
Blackfoot, Idaho

APPLICATION FOR PERMIT

25-2 694

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 38292
Permit No. G- 30256
District No.

1. Name of Applicant: **Floyd J. Smith**
Postoffice address: **R. 4, Blackfoot** County: **Bingham** State: **Idaho**
2. Quantity of water claimed: **80 miners inches**
(a) Rate of withdrawal in cubic feet per second **1.6** or Idaho
Miners' inches **80** or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Subterranean**
4. Location of point of diversion or well is in the **NE 1/4 of the NE 1/4 of Section 20**
Twp. 2 So. , Rge. 34 E , B.M., County of Bingham
5. Water is to be used for: **Irrigation**
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the **1/4 of the 1/4 of Section , Twp.**
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the **1/4 of the 1/4 of Section , Twp , Rge , B.M.**
7. Kind of works: **Lineshaft turbine pump - deep well**
8. Estimated cost of works: **\$1784.00 pump; \$1520.00 to dig well; total \$3384.00**
9. (a) Is reservoir to be used? **no**
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is **5**
years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
50 inches of water - Moreland Pump Association
(a) **1.6** (cubic feet per second, ~~inches or gallons per minute~~) of the water herein applied for is to be supplemental to the existing water rights. (It will replace it entirely)
(b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

BE IT KNOWN TH
Idaho as herein set forth.

s/ Floyd J. Smith

By

Date of first receipt at Department of Reclamation:

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 30256

Recorded in Book 106 Page 30256 Approved October 23, 1961

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control

One-fifth of the work above specified to be completed on or before **April 23, 1964**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before **October 23, 1966**

Witness my hand this 23rd day of October, 1961 s/ RALPH W. THOMAS
Deputy STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 23rd
day of October, 1961.

Countersigned.

STATE OF IDAHO

(SEAL)

By S. / ARNOLD WILLIAMS

By s/ ROBERT E. SMYLIE
Governor

12.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
2 So.	34 E	20	40	40														80	
LICENSE ISSUED FOR <u>1,442</u> SEC. FT. LICENSE PAGE NO. <u>30256</u> .																			

January 23, 1969

Re: Permit No. G-30256

**Mr. Floyd J. Smith
Route 4
Blackfoot, Idaho 83221**

Dear Mr. Smith:

**Enclosed you will find your Water License issued on the
above numbered permit.**

**Also enclosed is departmental receipt No. 2542 in the
amount of \$9.00 covering the fees.**

Very truly yours,

**C. Stephen Allred, Assistant
State Reclamation Engineer**

CSA:kh

Enclosures

30256

DON SAMUELSON
GOVERNOR



RECEIVED

JAN 20 1969

R KEITH HIGGINSON
State Reclamation Engineer

Department of Reclamation
STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

December 18, 1968

Re: Permit No. G-30256

Floyd J. Smith
Route 4
Blackfoot, Idaho 83221

Dear Mr. Smith:

A representative of this department has made an examination of the works covered by your permit G-30256 and has found the following:

Quantity of water diverted: 900 g.p.m.

Amount of water that can be recognized as beneficially used under Idaho Law: 1.42 c.f.s.*

Purpose of use: Irrigation of 71 acres in N¹/₄NE¹/₄ Sec. 20,
T. 2 S., R. 34 E., B.M.

The priority date established is: October 20, 1961.

A fee totaling \$ 9.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

A handwritten signature in cursive script, reading "Dean R. Schnaible".

Dean R. Schnaible
Reclamation Engineering Administrator

DRS:dj

*The maximum quantity diverted shall not exceed 248 acre feet per season when combined with other rights.

30256

December 18, 1968

Re: Permit No. G-30256

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Route 4
Blackfoot, Idaho 83221

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Dean R. Schnaible
Reclamation Engineering Administrator

DRS:dj

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30256

as

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The priority date established is: October 20, 1961.

A fee totaling \$ 9.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Dean F. Schnaible
Reclamation Engineering Administrator

DRS:dj

*The maximum quantity diverted shall not exceed 243 acre feet per season when combined with other rights.

30256
CH

Form 23
2M-4-65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

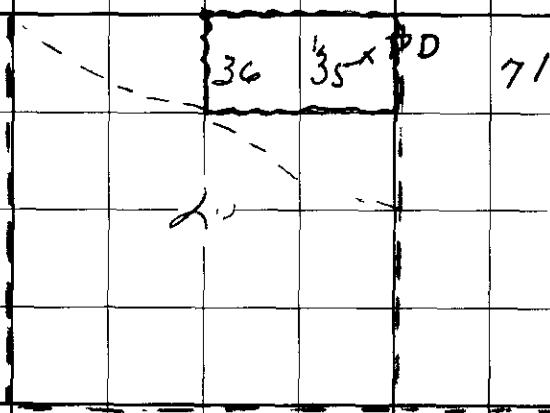
REPORT OF EXAMINER

PERMIT NO. G-30256—

REPORT ON PROOF OF Completion of Works & Beneficial Use

River 315

Aug 2-



$A = 71$ acres

$Q = 1.42$ cfs.

Sub D = 2

VOL = RATE OF DIVERSION SHALL
NOT EXCEED 248 AC-FT WHEN

COMBINED WITH OTHER RIGHTS

12-17-65 ASR

to bl...

0-14

2-121



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

Permit No. G-30256

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

1. Name of applicant Floyd J. Smith

2. Source of water supply: Subterranean

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

T. 2 S R. 34 E County of Bingham

4. Describe works as they exist, giving dimensions and capacities of same: U.S. Hollasloft
15 H.P 3279604 - Layne Pump # 44050P
6" Discharge into Homestead diversion system
into dirt ditch.

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):

N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 20, T. 2 S, R. 34 E, B.M.

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

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

Remarks: 900 Gal per min. - ~~SP~~ Supplied by
Ag Service. 200 ac

IRRIGATION REQUIREMENT = 3.5 AC-FT/ACRE/SEASON

This examination was made on the _____ day of July, 19 68

(Signed) Dean Reynolds Examiner.

12-17-68

30256

D.I.
plat -
mjl

Floyd J. Smith pump, gravity ditch
Route #4 (3 mi. W of Moreland)
Blackfoot, Idaho 12" 150' H-52'

Permit No. G-30256--

Examination for Completion of Works & Beneficial Use

County Bingham

Quantity: 1.6 c.f.s. Sec. 20 T. 2S R. 34E

Source: Subterranean

P.D.: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20, T. 2 S, R. 34 E, B.M.

Use: Irrigation

Extension:

Protest:

Completion of Works:

Other Rights: 50 in. from Moreland Pump Assoc.

Filed: October 20, 1961

Due: October 23, 1966

Made: October 5, 1966

Priority: October 20, 1961 ✓ 814

12-17-64 L.R.C.

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.

30256

Re: Permit No. **G-30256**

October 17, 1966

Floyd J. Smith
Route #4
Blackfoot, Idaho

Dear Mr. Smith:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Blackfoot News all submitted in proof of completion of works and beneficial use on Permit No. G-30256.

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

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

Very truly yours,

M. Russell Bosch
Office Manager

MRB:mw

30256

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho
Permit No. G30256

RECEIVED
OCT 6 1966
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: Floyd J. Smith,
3 miles West of Moreland, Idaho, Route #4, Blackfoot, Idaho - Farmer

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

Not applicable

Ques. 3. State number, approval date of permit, and date of priority: G30256
October 23, 1961 October 20, 1961

Ques. 4. State source of water supply: Subterranean
Give location of point of diversion, showing subdivision, section, township and range
NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20, Twp. 2 South, Range 34 E.B.M., Bingham County, Idaho

Ques. 5. Describe your works of diversion: Well, pump, 15 h.p. turbine motor,
gravity ditches; state amount of water they are capable of con-
veying from point of diversion to place of use: 1.6 cubic feet per second
or other works by which water is conducted to such place of use: private ditches
; if a well, state depth of well 150 feet; depth and size of
casing 12 inch, 60 feet deep; depth to water 52 feet; if pump is used,
state discharge of pump: 1.6 cubic feet per second
Observation & equipment specifications; if sprinkler irrigation, give number and size
of nozzles and operating pressure: Not applicable

Ques. 6. State for what purpose water is used: Irrigation
(If for irrigation, name each subdivision in which used and number of acres in
each subdivision that have actually been irrigated with said water:

40 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 40 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, Twp. 2 South,
Range 34, E.B.M., Bingham County, Idaho

no log

30256

1.000

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

Cultivation of land through irrigation.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: C. L. Williams, Riverside, Idaho

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

Not applicable

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

Not applicable.

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: Spring of 1962 - Time used since first use:

Continuously since that time

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

None

(sign)

Floyd J. Smith

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 5th day of October, A. D. 1966.

Ernest Decker
NOTARY PUBLIC for Idaho
Residing at Blackfoot, Idaho

My commission expires: 3/12/68

30256

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. G30256

* * * * *

RECEIVED
OCT 6 1966
Department of Reclamation

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

DEPOSITION OF WITNESS

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

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

Gerald N. Christiansen, 70 years, 3 miles W. of Moreland, retired farmer,

Route #4, Blackfoot, Idaho

Ques. 2 Are you acquainted with Floyd J. Smith, the holder of

Permit No. G30256? How long have you known him and where does he reside?

Yes. Three miles West of Moreland, Idaho. Known him about 25 years.

Ques. 3. Have you read or heard said Permit No. G30256 read, and are you familiar with its provisions and conditions: Yes Yes No.

Ques. 4. State source of water supply: Subterranean

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

NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20, Twp. 2 South, Range 34 E.B.M., Bingham County, Idaho

Describe works for conveying water to place of use: Well, turbine pump, gravity
ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 1.6 cubic feet per second How much water have you seen being so conveyed? 1.6 cubic feet per second

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

40 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 40 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, Twp. 2 South,

Range 34, E.B.M., Bingham County, Idaho

30256

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

Not applicable

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Arid desert land and one miner's inch per acre required for profitable cultivation.

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

Ques. 10. When did you first see this water used? Spring of 1962

Other times you have seen such use: Constantly since then.

(Signed):

Gerald N. Christensen

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 5th day of October, A. D. 19 66

James Beebe

Notary Public for the State of Idaho

Residing at Blackfoot, Idaho

My commission expires 3/12/68

30256

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G30256 ✓

RECEIVED
OCT 6 1966

Department of Reclamation

* * * * *

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

DEPOSITION OF WITNESS

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

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

Jon E. Perry, 26 years, Blackfoot, equipment operator, 570 North Maple,
Blackfoot, Idaho

Ques. 2 Are you acquainted with Floyd J. Smith, the holder of
Permit No. G30256 ? How long have you known him and where does he reside? Yes.

About 18 years; Route #4, Blackfoot (3 miles West of Moreland)

Ques. 3. Have you read or heard said Permit No. G30256 read, and are you familiar
with its provisions and conditions: Yes Yes No.

Ques. 4. State source of water supply: Subterranean

Give location of place of diversion, showing subdivision, section, township and range
NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20, Twp. 2 South, Range 34 E.B.M., Bingham County, Idaho

Describe works for conveying water to place of use: Well, turbine pump, gravity
ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1.6 cubic feet per second How much water have you seen being so
conveyed? 1.6 cubic feet per second.

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

40 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 40 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, Twp. 2 South,
Range 34, E.B.M., Bingham County, Idaho

30256

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

Not applicable

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Arid desert land and one miner's inch per acre required for profitable cultivation.

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

Ques. 10. When did you first see this water used? Spring of 1962

Other times you have seen such use: Constantly since then.

(Signed):

Joe E. Kemp

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 5th day of October, A. D. 19 66

Amasa T. Beebe

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

My commission expires 3/12/68

RECEIVED
OCT 9 1966

Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham }
State of Idaho } ss.

I, **Drury R. Brown**, do solemnly

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

Friday issue of said newspaper 4 consecutive weeks, the first publication having been made on the 26th day of August, 19 66,

and the last publication having been made on the

16th day of Sept., 19 66; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement

Drury R. Brown
Subscribed and sworn to before me this 16th

day of September, 19 66

Margaret Clint
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
January 10th, 1967.

30256

LAW OFFICES
FURCHNER, ANDERSON & BEEBE
178 W JUDICIAL STREET
BLACKFOOT, IDAHO 83221

H WILLIAM FURCHNER
J BLAINE ANDERSON
ARNOLD T BEEBE
DWAIN H STUFFLEBEAM

October 5, 1966

AREA CODE 208
785 0840
785-2310
P O BOX 752

RECEIVED
OCT 6 1966

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

Department of Reclamation

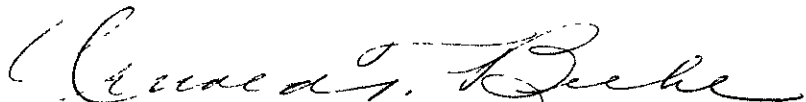
Re: Permit No. G30256

Gentlemen:

We enclose herewith Deposition of Holder
and Depositions of two witnesses, and Affidavit
of Publication in connection with proof of
completion of works and application of water to
beneficial use.

Very truly yours,

FURCHNER, ANDERSON & BEEBE


Arnold T. Beebe

ATB/mt
Encls.

cc: Floyd J. Smith
Route #4
Blackfoot, Idaho

30256

Re: Permit No. **G-30256**

August 22, 1966

**Arnold T. Beebe
Attorney at Law
Box 752
Blackfoot, Idaho 83221**

Dear Mr. Beebe:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. **G-30256** in the name of **Floyd J. Smith**. Final Proof is to be made before you, as Notary on the **5th** day of **October**, 19 **66**, ~~XXXXXXXXXXXXXXXXXXXX~~ at **178 West Judicial Street**, Idaho.

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

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

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

**M. Russell Bosch
Office Manager**

Encl.

cc: Applicant **Floyd J. Smith**

30256

ok
checked with
app of pub.
11-21-66
new

Re: Permit No. **G-30256**

August 22, 1966

**Blackfoot News
Blackfoot, Idaho**

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to **October 5, 1966**. The expense of the publication is to be paid by **Floyd J. Smith** of **Rt 4, Blackfoot, Idaho** to whom you should furnish proof of publication on or prior to the above date.

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

Very truly yours,

~~XXXXXXXXXX~~
CHARLES E. LARSEN
State Reclamation Engineer

REK:mr

Enc. legal notice

30256 ✓

RECEIVED
AUG 22 1966

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

Notice is hereby given that at 10:00 AM, on the 5th day of October
1966, at Blackfoot, County of Bingham, State of Idaho
before Arnold T. Beebe, Notary Public, at (address) 178
West Judicial Street, proof will be submitted of the completion
of works for the diversion of 1.6 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. G-30256, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Floyd J. Smith, Route 4 Blackfoot, Idaho

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.6 cubic feet per second.

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

, purposes and the amount applied to beneficial use is second.

4. The point of diversion of said water is NE¹/₄ NE¹/₄ Section 20, Twp.
2 South, Rge. 34 E.B.M.

5. The place where said water is used is NE $\frac{1}{4}$ NE $\frac{1}{4}$, and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section
20, Twp. 2 South, Rge. 34 E.B.M.

6. The date of priority which said user is prepared to establish is October 20,
1961

State Reclamation Engineer

30256

RECEIVED
AUG 22 1966

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN ~~DUPLICATE~~ TRIPPLICATE

(Date) August 19, 1966
(P. O.) Rt. #4 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 Blackfoot News of
Blackfoot, Idaho Published in
the county in which the works are situated.

Floyd J. Smith

(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

30256

LAW OFFICES
FURCHNER, ANDERSON & BEEBE
178 W. JUDICIAL STREET
BLACKFOOT, IDAHO 83221

H WILLIAM FURCHNER
J BLAINE ANDERSON
ARNOLD T BEEBE
DWAIN H STUFFLEBEAM

AREA CODE 208
785 0840
785-2310
P O BOX 752

August 19, 1966

RECEIVED
AUG 22 1966

Department of Reclamation

State Reclamation Engineer
R. Keith Higginson
State of Idaho
State House
Boise, Idaho

Re: Permit No. G-30256
Floyd J. Smith

Gentlemen:

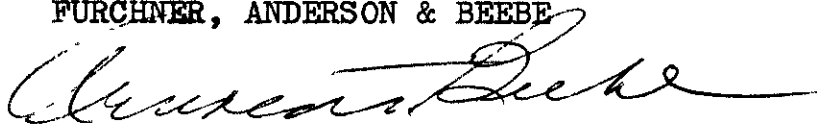
We enclose herewith form No. 36 in duplicate and form No. 11 executed by the permit holder.

We note your correspondence to us of August 1, 1966, gave the permit holders middle initial "M" instead of J. We do not have the original permit and we are wondering if this error preceeds this above named letter. Please advise.

As to form No. 36, will you please verify from your records the priority date and if not correct change the same.

Very truly yours,

FURCHNER, ANDERSON & BEEBE


Arnold T. Beebe

ATB:ct
Encl.

cc. Mr. Floyd J. Smith
Route 4
Blackfoot, Idaho

30256

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G -30256 - Floyd M. Smith

Aug. 1, 1966

Anderson & Beebe
Attorneys at Law
Box 752
Blackfoot, Idaho

Gentlemen:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G-30256 are due not later than **Oct. 23, 1966**

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

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

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

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

Very truly yours,

STATE RECLAMATION ENGINEER

Enc. Form 36 and 11

cc: **Floyd M. Smith**
ite #4, Blackfoot, Idaho

30256

October 26, 1961

Re: Permit No. G-30256
Floyd J. Smith

Anderson & Beebe,
Attorneys at Law,
Box 752,
Blackfoot, Idaho.

Attention: Arnold T. Beebe

Gentlemen:

We enclose Permit No. G-30256 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-6631 which was issued covering payment in the amount of \$5.25 for the filing fee of the above mentioned permit.

You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pak

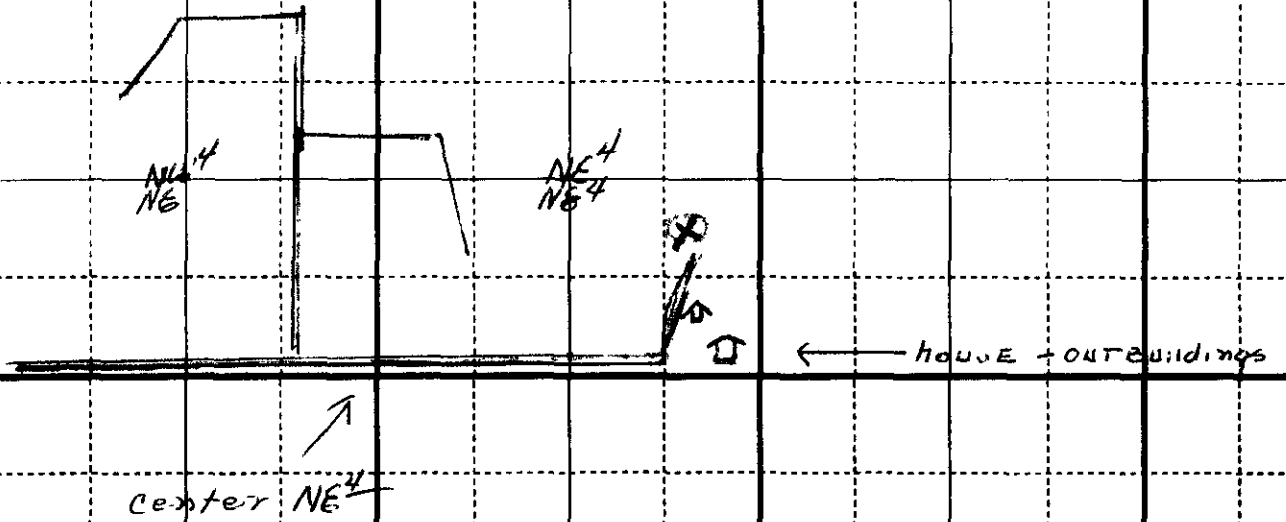
cc: Floyd J. Smith
Route #1,
Blackfoot, Idaho

30256

Drain Map No. 30256
As App. by
GEO. N. CARTER
State Reclamation Engineer

Township 25th
Range 34 E. B.M.

⊗ proposed well-pump-motor
== main ditch
— lateral ditches



center Sec 20

October 18, 1961

Re: Application for Permit
Floyd J. Smith

Anderson & Beebe
Attorneys at Law
Box 742, Blackfoot, Ida.

Attn: Arnold T. Beebe

Dear Mr. Beebe:

Returned herewith is the application for permit
with attached check for \$5.50 filing fee.

The amount of water claimed "110 miners inches" will
have to be reduced to 80 miners inches as only 80 acres are
shown under 12, land list. The fee will be reduced also.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application with
attached check

30256

J BLAINE ANDERSON
ARNOLD T. BEEBE

167 W. BRIDGE ST.
PHONE SUNSET 5-2310

ANDERSON & BEEBE
ATTORNEYS-AT-LAW
P. O BOX 782
BLACKFOOT, IDAHO

RECEIVED
OCT 17 1961

Department of Reclamation

October 16, 1961

George N. Carter
State Reclamation Engineer
State House
Boise, Idaho

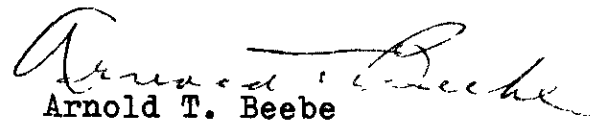
Re: Subterranean water permit
application: Floyd J. Smith

Dear Sir:

Enclosed herewith is application for permit to appropriate
subterranean waters together with our check for \$5.50
filing fee for use permit.

Very truly yours,

ANDERSON & BEEBE


Arnold T. Beebe

ATB:mj

Encls.

30256