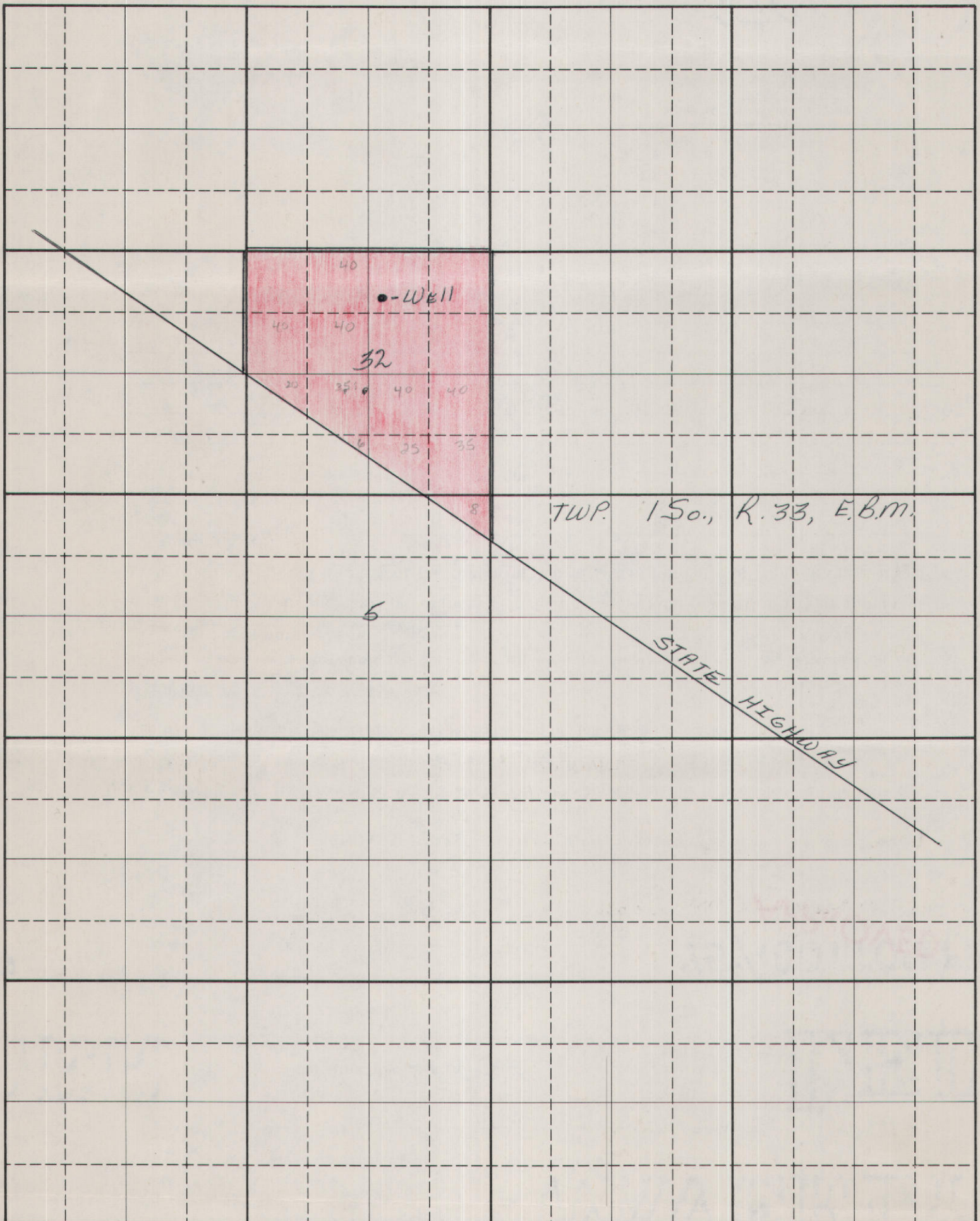


11. Map of proposed project:

TWP. 150. R. 33, E.B.M.



Scale: 2 inches equal 1 mile

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

160 " per Acre under 35-7033

42 " per Acre under G-77402

V. R. Benson
(Applicant)

35-7033

RECEIVED

AUG 20 1968

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

Thursday issue of said newspaper 2 consecutive weeks, the first publication having been made on the 8th day of August, 1968,

and the last publication having been made on the 15th day of August, 1968; 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 19th

day of August, 1968.

Kay Haysen
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
~~January 1969~~ Jan. 10, 1972

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that V. R. Benson, Route #5, Blackfoot, Idaho, has on July 30, 1968, applied for permit to divert 6.4 cubic feet per second of water from a subterranean source under application No. 35-7033. Water will be diverted by a well, motor, pump and sprinkler system within the NW1/4 NE1/4, Sec. 32, T. 1 S, R. 33 E, B.M., Bingham County, and is to be used from April 1 to November 1 for irrigation in the N 1/2, N 1/2 SW 1/4, SE 1/4 SW 1/4, SE 1/4, Sec. 32, T. 1 S, R. 33 E, B.M.; and the NE1/4 NE1/4, Sec. 5, T. 2 S, R. 33 E, B.M. Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
(807)
Pub.: 8-8, 15

35-7033

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7033 Priority July 30, 1968 Amount 3.56 cfs

THIS IS TO CERTIFY, that V. R. BENSON
of Blackfoot, Idaho, has complied with the terms and conditions of Permit
No. 35-7033 issued pursuant to Application for Permit dated July 30, 1968,
and has submitted proof to the Department of Water Resources on August 30, 1973,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.56 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Nov. 1</u>	at <u>3.56</u> cfs and	<u>1,509 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.5 af per acre</u>
	from _____ to _____	at _____ cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than 3.56 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
* 1,509 acre feet per year, said waters to be diverted within the NW¹/₄ NE¹/₄ of Sec. 32,
Twp. 1 S, Rge. 33 E, B.M. in the County of Bingham

Description and location of place of use:

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	
1 S	33 E	32	40	40	40	40	40	40	40	40	35	14		4	40	40	25	40	518
2 S	33 E	5	8																8

Total number of acres irrigated 526

* Subject to the condition that the maximum volume per year shall not exceed 1,841
acre feet, or 3.5 af per acre, when combined with License No. 27402/35-2537.

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 24 day of
February, 19 75.



Director

Identification No. 35-7033
Application No. 42710

PERMIT ISSUED FOR 3.56 SEC. FT.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant BENSON, V. R.
post office address Route #5, Blackfoot, Idaho
2. Source of water supply Subterranean flow which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32 Township 1 South
Range 33 E.B.M. Bingham County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 6.4 cfs for irrigation purpose from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 6.4 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Irr. well, 300 ft. deep, 20-inch
diameter, cased 15 ft. to lava. Water level at 200 feet. Equipped with 200
h.p. electric motor with turbine pump, and sprinkler system.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 20,000.00.
8. Description of proposed uses: Not applicable.
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

35-7033

[illegible]

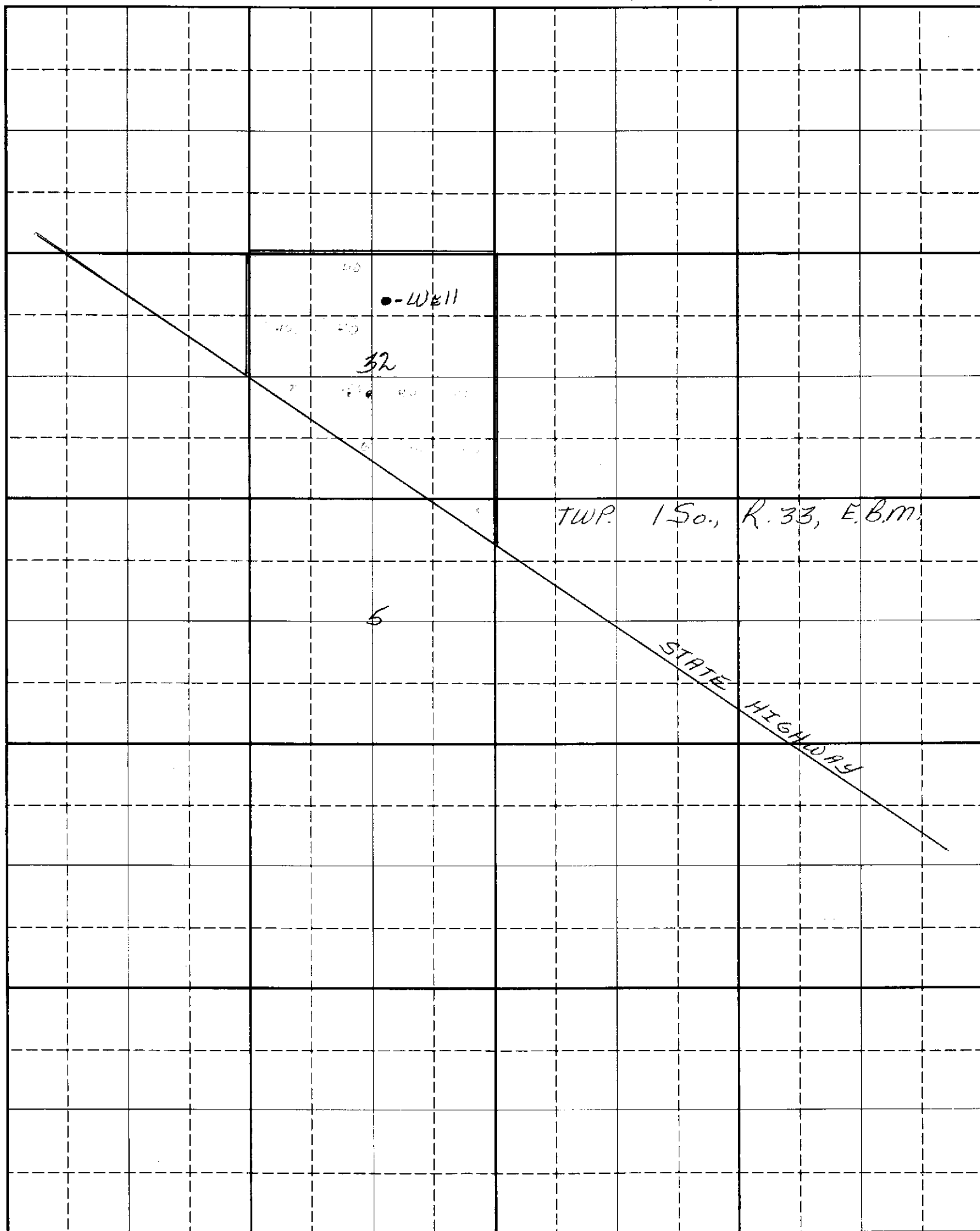
329 under license No. G-27402

b. Who owns the land to be irrigated or place of use. applicant

applicant to make this filing-

[illegible]

TWP. 1 So. R. 33, E.B.M.



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

V. R. Ram
(Applicant)

35-7033

Received by Date 7-30-68 Time 9:00 am
Preliminary check by Fee \$ 50.00 7-30-68
Received by Date 7-30-68
Publication prepared by Date 8-1-68
Published in Blackfoot Journal
Publication dates 8-8 thru 15-68
Publication approved Date 8-6-68
Priority reduced to Reason

Protests filed by:
Copies of protests forwarded by
Hearing held by Date
Recommended for approval denial by

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7033, and said application is hereby APPROVED.
1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 73.
- c. Other: The applicant shall permanently install a measuring device of a type approved by the department as part of the diverting works. This permit is supplemental to all prior rights.

2. Denial of said application is for the following reasons:

Witness my hand this 16 day of September 19 68.

John A. Banta
Deputy
State Reclamation Engineer

AUG 20 1968

Department of Reclamation
PUBLICATION

County of Bingham
State of Idaho

} 88

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

Thursday
 Issue of said newspaper 2 consecutive

weeks, the first publication having been made on

the 8th day of August 19 68

and the last publication having been made on the

15th day of August, 1968; 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 19th

day of August, 1968

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires

~~XXXXXX~~ Jan. 10, 1972

NOTICE OF APPLICATION

Notice is hereby given that V. R. Benson, State #5, Blackfoot, Idaho, has on July 26, 1968, applied for permit to divert 6.4 cubic feet per second of water from a surface water source under appropriation No. 35-7003. Water will be diverted by a well, motorized pump and sprinkler system located at SW 1/4 NE 1/4, Sec. 2, T. 2 N., R. 26 E. B.M. Highway 20. The permit is to be used from August 1, November 1 for irrigation.

N 1/2, N 1/2
SW 1/4, SE
1/4, E 23 E,
NE 1/4 NE 1/4,
R. 26 E. B.M.
This application is against this application filed with the Commission on June 11, 1968, last date of filing.

()
Pub.: 8-8-15

35,7033

02 WATER RIGHT NUMBER 35-7033

OWNER LAST NAME - HENSON
ADDRESS LINE 1 - RT. 5
ADDRESS LINE 3 -
SOURCE - GROUNDWATER
STAGE - LICENSE
TOTAL DIV. VOLUME - 1509.00 AFA TRHR/AMEND -
DIVERSION POINT - NWNE 32 01S 33E LOT REDIV -
FROM - 04-01 TO - 11-01 USE - IRRIGATION
USE - IRRIGATION
USE - IRRIGATION
TRIBUTARY OF -
PRIORITY - 07-30-1968 COUNTY - BINGHAM
WATER DIST. -
DUE/CAREY ACT -
RIGHT BASIS -
TOTAL DIV. RATE - 3.5600 -CFS
USE DIV. RATE - 3.5600 CFS USE DIV. VOLUME - 1509.00 AFA
PLACE OF USE - TWN 02S RANG 33E SEC 05 TRACT NENE LOT AC 08
PLACE OF USE - TWN 01S RANG 33E SEC 32 TRACT NENE LOT AC 08
TRACT SWNE LOT AC 40 TRACT SENE LOT AC 40
TRACT NENW LOT AC 40 TRACT NWNW LOT AC 40
TRACT SWNW LOT AC 40 TRACT SENW LOT AC 40
TRACT NESW LOT AC 35 TRACT NWSW LOT AC 14
TRACT SESE LOT AC 04 TRACT NESE LOT AC 40
TRACT NWSE LOT AC 40 TRACT SWSE LOT AC 25
TRACT SESE LOT AC 40
TOTAL ACRES 526

DEGREE NAME -
REMARKS - THIS RT. WHEN COMBINED WITH RT. 27402/35-2537 SHALL NOT EXCEED
1,841 AFA, OR 3.5 AFA/AC.
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE - 35-2537.
PROOF DUE - PERMIT/DENIED -
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
PROTESTED -
HEARING -
OLD NO. -

IDENT. NO. 35-7033

ID A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

C
February 25, 1975

O
Re: Permit No. 35-7033

P
Mr. V. R. Benson
Route 5
Blackfoot, Idaho 83221

Dear Mr. Benson:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Y
Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

February 10, 1975

Mr. V. R. Benson
Route 5
Blackfoot, Idaho 83221

Dear Mr. Benson:

A representative of this Department has made an examination of the works covered by your Permit, No. 35-7033 and has found the following:

Quantity of water diverted: 3.56 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 3.56 cfs

The maximum quantity diverted shall not exceed *1,509 acre feet per year.

Beneficial use: For irrigation of 526 acres within the NW $\frac{1}{4}$, SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, Twp. 1S, Rge. 33E, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, Twp. 2S, Rge. 33E

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, Twp. 1S, Rge. 33E, B.M.

Priority date established: July 30, 1968

*Subject to the condition that the maximum volume per year shall not exceed 1,841 acre feet, or 3.5 acre feet per acre, when combined with License No. 27402/35-2537.

If you do not concur with these findings, please contact this office within 10 days; otherwise, a license will be issued as set forth above in this letter.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

8.6

1. Name of permit holder V. R. Benson
 Post office address Route #5, Blackfoot, Idaho 83221 Phone SEP 1975
 Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
 (name spring, stream, etc.)
 Tributary to _____

3. Water will be used for the following purposes:

Amount 6.4 c.f.s. for irrigation
 _____ AF/Annum (nature of use)

Period of Use: from Apr. 1 to Nov. 1
 (mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 35-7033
 Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 6.4 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 1S N/S, Range 33E E/W, B.M., Section 32, Subdivision NW 1/4 NE 1/4, Bingham
 County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
 County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
 County

Other Points of Diversions: _____

Description of diverting works: Irrigation well, 300' deep, 20" diameter, cased 15' to lava. Water level at 200'. Equipped with 200 hp electric motor with turbine pump and sprinkler system.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

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	
1S	33E	32	40	40	40	40	40	40	40	40	35	15		2	40	40	25	40	517
2S	33E	5	15																15

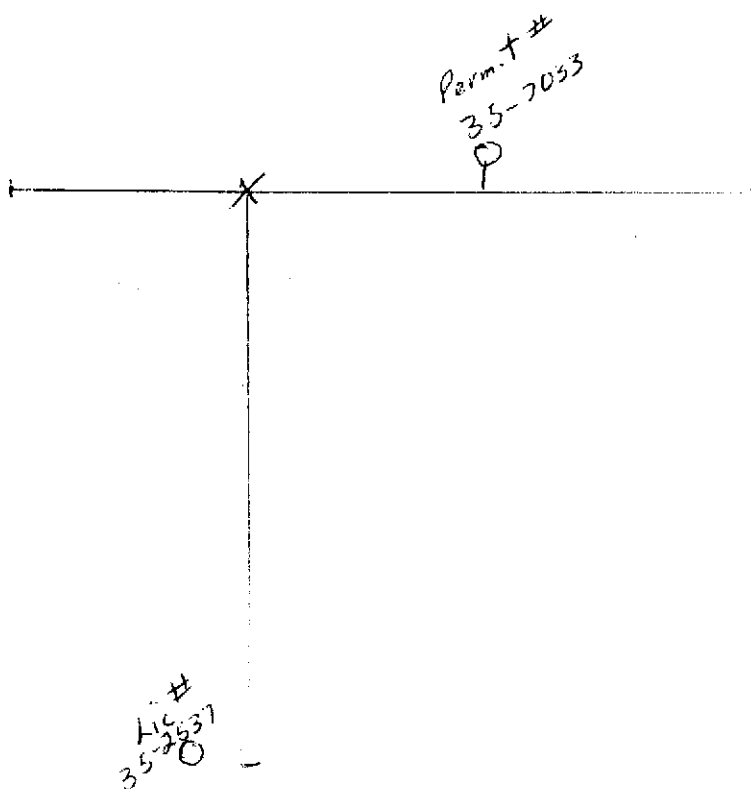
TOTAL ACREAGE

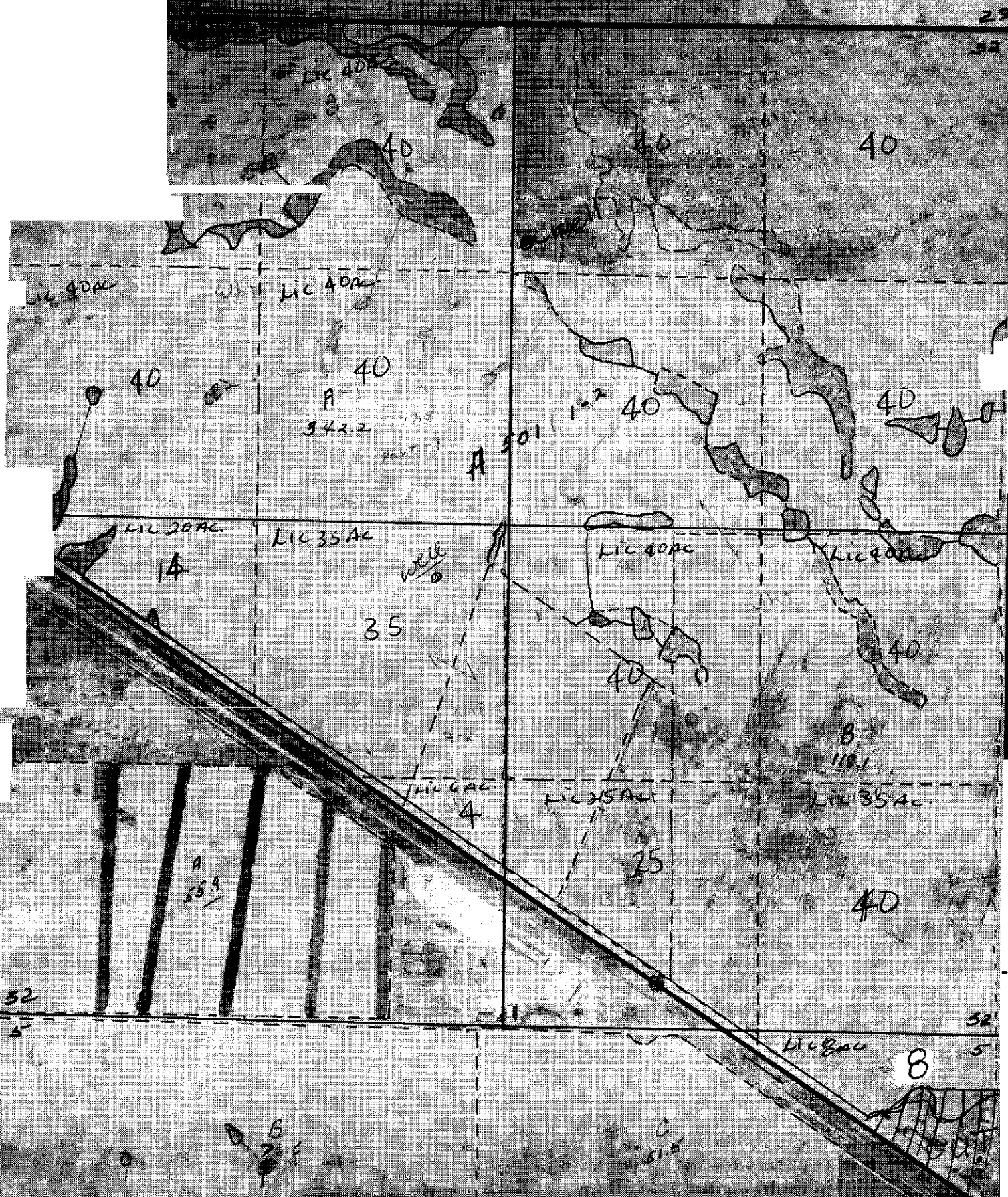
532

Rge - 33 E

[illegible]

Diagram of System





DATE OF EXAM July 15, 1974

ACREAGE
Found 526
Recommended 526

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 3.56 c.f.s. V = ¹⁵⁰⁹1532 AF/Ann. from Apr 1 to Nov 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: N.A.
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no ☒

Name source exchanged with: N.A.
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: N.A.
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: N.A.
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 3.56 cts Method of measurement In Line Meter

Total Q recommended 3.56 cts Meter No. 731214 Type McCrometer Condition Good

Total V recommended 1532 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

$1,600 \text{ gal/min} = 3.56 \text{ cts} = Q$
 $V = (1.9835)(217 \text{ d})(3.56 \text{ cts}) = 1532 \text{ AF/Ann}$
 $V = 526 \times 3.5 = 1841 \text{ AF/Ann}$

SYSTEM DESCRIPTION:

G.E. MOTOR #DCJ405147 200 Hp
Johnston Pump #None
12" discharge South 10' To Burriet E-W. Main

REMARKS:

Some of this land irrigated by well under Lic #35-7537
329 Ac @ 2.74 cts Main lines from both wells can/are
combined

526 Ac x .02 cts/Ac = 10.52 cts 6.4 cts + 2.74 cts = 9.14 cts max possible

Examiner's Signature William Rhoads Date Dec 17, 1974

Checked by Loren C. Halbur Date Jan 22, 1975

Approved by _____ Date _____

September 8, 1973

Re: Permit No. 35-7033

**V. R. Benson
Route #5
Blackfoot, Idaho 83221**

Dear Mr. Benson:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field exam, please contact our Eastern District Office at 1515 Lincoln Road, Idaho Falls, Idaho.

Sincerely,

**D. Darlene Reich
Water Rights Supervisor**

WDR:JC

cc: Duane H. Stufflebeam

35 7033

RECEIVED

AUG 30 1973

Identification No. 35-7033

Permit No. 35-7033

Department of Water Administration

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder V. R. BENSON
b) Post Office Address Route 5, Blackfoot, Idaho 83221
2. Permit Number 35-7033
3. Date of Priority that you are prepared to establish September 16, 1968.
4. a) Source from which water was appropriated Subterranean flow
b) Location of the point of diversion: NW 1/4 NE 1/4, Section 32,
Township 1 South, Range 33, East Boise Meridian, Other points of diversion:

5. a) The amount of water and use to which the water has been applied:
amount 6.4 cfs for Irrigation purposes from April 1 to November 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount ----- for ----- purposes from ----- to ----- incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount ----- for ----- purposes from ----- to ----- incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 6.4 cfs ~~McRometer measuring device, 12-inch outside diameter, No. 73-12-141~~
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Not applicable
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: -----
b) Describe the agreement or understanding by which you take water from the works: -----
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Irrigation well, 300 feet deep,
20-inch diameter, cased 15 feet to lava, Water level at 200 feet. Equipped
with 200 h. p. electric motor with turbine pump and sprinkler system.
b) Describe the type and size of measuring device which you have installed at your point of diversion: McRometer measuring device, 12-inch outside diameter, No. 73-12-141
c) Give well drillers name and address and date the well was completed Andy and Richard Webb, Pingree, Idaho. Well completed: April, 1968.

Exam typed 9/5/73 by jc

35 7033

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

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	
1 South	33 E	32	40	40	40	40	40	40	40	35	15		2	40	40	25	40	517	
2 South	33 E	5	15															15	

Total number of acres irrigated 532

10. Remarks:

The above information is a true statement of the extent to which the above numbered permit has been developed.

August 28, 1973 (Date)

(Signature)

IDAHO ss. County of Bingham

On this 28th day of August, 1973, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at Blackfoot, Idaho

(Signature)

My commission expires: January 31, 1974

Law Offices

FURCHNER, MARTSCH & BAKER

178 W. JUDICIAL STREET

BLACKFOOT, IDAHO 83221

H. WILLIAM FURCHNER

JAMES L. MARTSCH

DWIGHT E. BAKER

August 29, 1973

AREA CODE 208

785-2310

P. O. BOX 752

RECEIVED

AUG 30 1973

Department of Water Administration

Mr. R. Keith Higginson
Director
Department of Water Administration
State of Idaho
State House -- Annex 2
Boise, Idaho 83707

Re: PERMIT NO. 35-7033
V. R. BENSON
Route 5
Blackfoot, Idaho 83221

Dear Mr. Higginson:

We enclose herewith the Proof of Application of Water
to Beneficial Use for Mr. Benson.

When your field examination has been completed and
the license issued will you please send the same to us for Mr. Benson.

Very truly yours,

FURCHNER, MARTSCH & BAKER

H. William Furchner

EL

EBC:n
Encl.

35 70333

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show to whom, date and address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

25604

INSURED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

JUL 3 - 1973

35 7033

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$380



Postmark of Delivering Office

SENDER INSTRUCTIONS

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

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



DEPARTMENT OF WATER ADMINISTRATION

STATEHOUSE - ANNEX #2
BOISE, IDAHO 83702

35 7033

July 2, 1973

Certified Mail # 24607

Re: Permit No. 35-7033

V. R. Benson
Route #5
Blackfoot, Idaho 83221

Dear Mr. Benson:

One of the conditions of approval of your water Permit No. 35-7033 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before September 1, 1973. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

cc: Furchner, Anderson & Martsch
Attorneys at Law
178 W. Judicial Street
Blackfoot, Idaho 83221

35 7033

December 30, 1971

Re: Permit No. 35-7033 - V. R. Benson

FURCHNER, ANDERSON & MARTSCH
Attorneys at Law
178 W. Judicial Street
Blackfoot, Idaho 83221

ATTENTION: H. William Furchner

Dear Mr. Furchner:

Pursuant to your letter of December 29, 1971, we are enclosing this Department's proof of beneficial use form. The proof of beneficial use due date is September 1, 1973.

The type of measuring device described in your letter is not acceptable by this Department. In the case of a sprinkler system, it will be necessary to install a flow meter in the system. Various different makes and types are available. If you have a question as to the acceptability by this Department of any certain type, please contact us.

If you have any further questions concerning this matter, please contact this Department.

Very truly yours,

James Booker
Appropriation Examiner

JB/bb

35 7033

Law Offices

FURCHNER, ANDERSON & MARTSCH

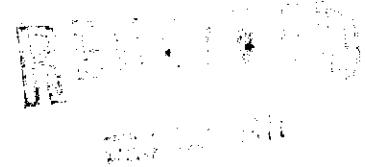
H. WILLIAM FURCHNER
J. BLAINE ANDERSON
JAMES L. MARTSCH

178 W. JUDICIAL STREET
BLACKFOOT, IDAHO 83221

December 29, 1971

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

Dwight E. Baker



Department of Water Administration

State Reclamation Engineer
Department of Reclamation
State of Idaho
State House - Annex 2
Boise, Idaho 83707

Re: Permit No. 35-7033

V. R. BENSON
Route 5
Blackfoot, Idaho 83221

Dear Sir:

Mr. V. R. Benson is now ready to make proof of application of water to beneficial use and we request that you forward us the necessary forms.

The permit contains a provision requiring the installation of a measuring devise which we understand can be satisfied by the pressure gauge, proof of horsepower and number and sizes of nozzles from which a computation of the flow can be computed. Will you please advise us on this point when returning the forms for making proof.

Very truly yours,

FURCHNER, ANDERSON & MARTSCH

H. William Furchner

HWF:ec

35 7033

March 20, 1969

Re: Permit No. 35-7033
V. R. Benson

Mr. H. William Furchner
Furchner and Anderson Law Offices
178 W. Judicial Street
Blackfoot, Idaho 83221

Dear Mr. Furchner:

Pursuant to your letter of March 19, 1969 we are enclosing proof of beneficial use affidavit for your use in submitting proof for the above referenced permit. Under the new procedure, all that is required is for the applicant to submit the affidavit of proof to the Department. There is no need to advertise under this procedure. As under the old system, however, it will still be mandatory for the department to make a physical examination of the works under the permit. We will advise the applicant prior to the examination so that he may make arrangements to be there to show the examiner the works.

If we may be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: Proof forms

35-7033

LAW OFFICES
FURCHNER & ANDERSON

178 W. JUDICIAL STREET
BLACKFOOT, IDAHO 83221

March 19, 1969

H. WILLIAM FURCHNER
J. BLAINE ANDERSON
JAMES L. MARTSCH

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

RECEIVED

MAR 20 1969

Department of Reclamation

State of Idaho
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Re: V. R. Benson
Permit No. 35-7033

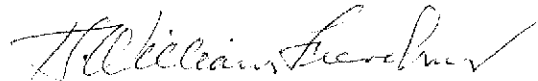
Gentlemen:

Mr. V. R. Benson of Route #5, Blackfoot, Idaho, is ready to make proof of application of water to beneficial use.

Will you please send us the appropriate forms for such proof and advise us if we should proceed under the new procedure or by publication of a notice as in the past.

Very truly yours,

FURCHNER & ANDERSON


H. William Furchner

HWF:slo

35-7033

September 17, 1968

Re: Permit No. 35-7033

**V. R. Benson
Rt. # 5
Blackfoot, Idaho 83221**

Dear Mr. Benson:

We enclose a copy of your approved application for permit 35-7033
in which we direct your attention to the limitations and conditions as given
on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

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

CSA:kh

**Enclosures: Copy of application
Receipt No. W-378 for \$50.00
2 letters**

35-7033

NOTICE OF APPLICATION
FOR WATER

Notice is hereby given that ~~V. R. Benson, Route #5, Blackfoot, Idaho, has on July 30, 1968, applied for permit to divert 0.4 cubic feet per second of water from a subterranean source under application No. 35-7033. Water will be diverted by a well, motor, pump and sprinkler system within the NW1/4 NE1/4, Sec. 32, T. 1 S, R. 33 E, B.M., Bingham County, and is to be used from April 1 to November 1 for irrigation in the N 1/2, N 1/2 SW 1/4, SE 1/4 SW 1/4, SE 1/4, Sec. 32, T. 1 S, R. 33 E, B.M.; and the NE1/4 NE1/4, sec. 5, T. 2 S, R. 33 E, B.M.~~

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
(807)
Pub.: 8-8, 15

35-7033

August 1, 1968

Re: Application No. 35-7033
Benson, V.R.

Blackfoot News
Box 70
Blackfoot, Idaho 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of same has been paid.

(Do not sign here)
Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: legal notice

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that V. R. Benson, Route #5, Blackfoot,
Idaho has on July 30, 1968
applied for permit to divert ~~4779~~ 6.4 cubic feet per second ~~approx~~
of water from a subterranean source
under application No. 35-7033. Water will be diverted by a well, motor,
pump, and sprinkler system within the NE1/4, sec. 32, T. 1 S. R.
33 E. B.M., Blingham County
and is to be used from April 1 to November 1 for irrigation
in the NE1/4, NW1/4, SE1/4, SW1/4, sec. 32, T. 1 S. R. 33 E. B.M.,
and the NE1/4, sec. 5, T. 2 S. R. 33 E. B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Blackfoot News, Blackfoot, Idaho
on August 8 and August 15.

35-7033

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

July 29, 1968

H. WILLIAM FURCHNER
J. BLAINE ANDERSON

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

~~XXXXXXXXXXXX~~
James L. Martsch

RECEIVED

JUL 30 1968

Department of Reclamation

Mr. R. Keith Higginson
State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Application of V. R. Benson
for Water Permit

Dear Mr. Higginson:

We enclose herewith the application for permit for V. R. Benson of Route #5, Blackfoot, Idaho, for 6.4 cfs of ground water and our check No. 423 in the amount of \$50.00, which appears to be the correct fee now for issuance of the permit.

When the permit is issued, will you please return it to us for the applicant.

In addition, V. R. Benson now owns the lands and water rights described in water license No. G-27402 which was issued to his father, E. I. Benson, August 18, 1964.

If this license has not heretofore been transferred to V. R. Benson, we would appreciate you sending the necessary assignment form so that this may be accomplished.

Very truly yours,

FURCHNER & ANDERSON

H. William Furchner
H. William Furchner

HWF:slo

Encls.

35-7033