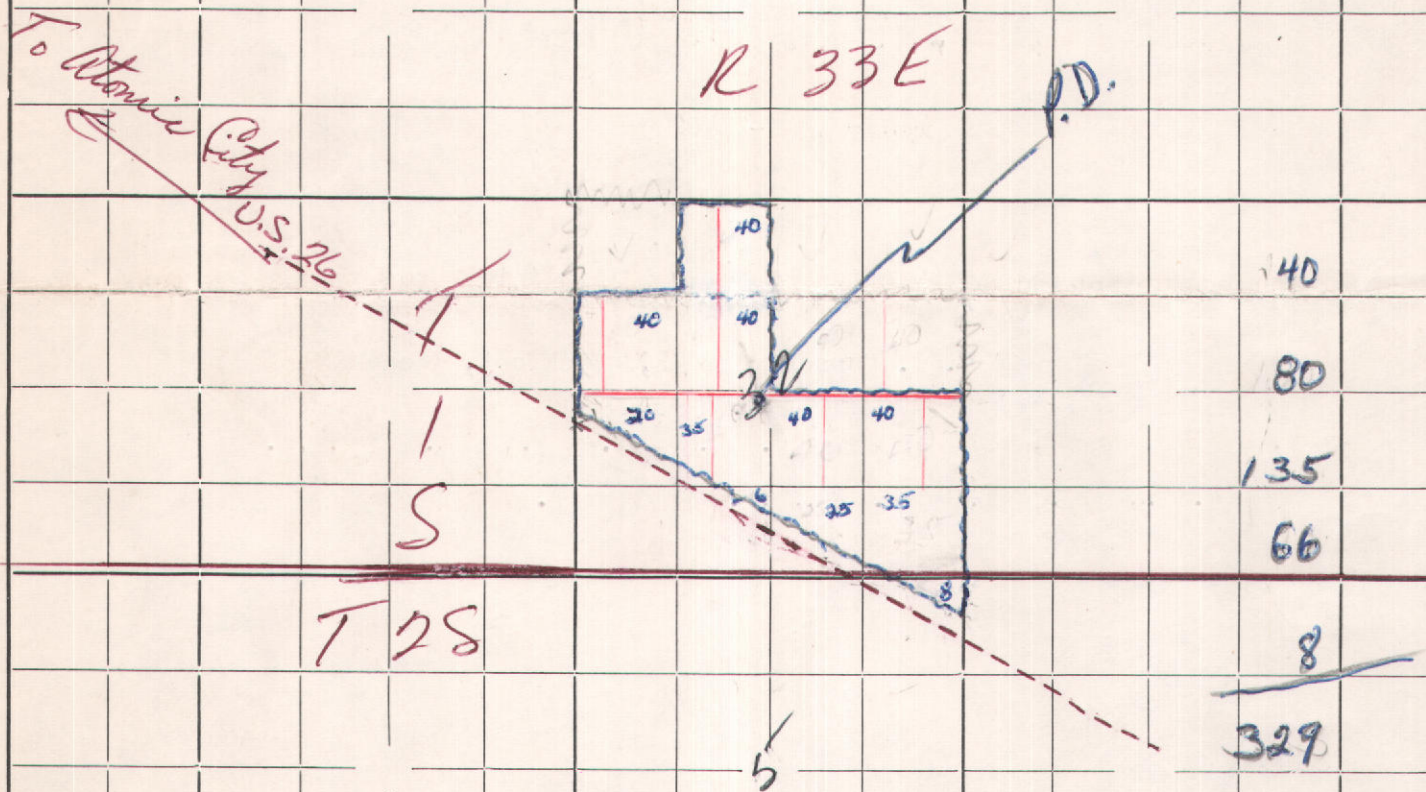
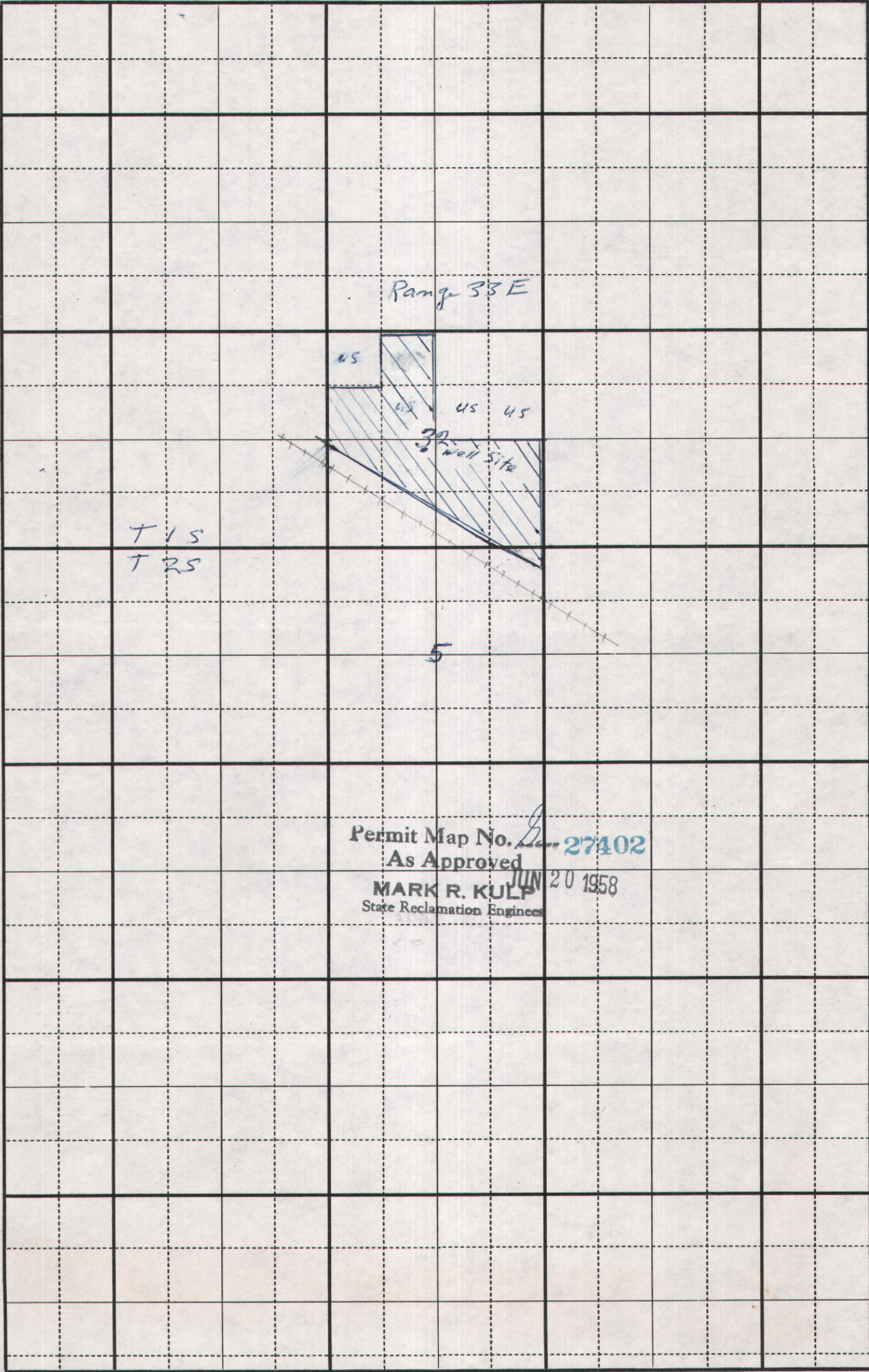




40
80
135
66
8
329

Subdivisions 11
Area 329 acres

2.74 C.F.S. or 137 inches



State of Idaho

License and Certificate of Water Right

Water License No. G-27402

Amount 2.74 c.f.s.

Water District No.

Priority May 29, 1958

THIS IS TO CERTIFY that E. I. BENSON
of Blackfoot, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 29, 19 58; that Permit No. G-27402
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.74 second feet, was issued thereunder on August 18, 19 64, showing that said works
were completed on the 18th day of July, 19 63; and that on the 18th
day of July, 19 63,

E. I. BENSON

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
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-27402 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
13 of Licenses at page 7949, on the 18 day of August, 19 64;
The right hereby confirmed dates from May 29, 19 58;

The Point of Diversion is located

in the NE 1/4 SW 1/4, Sec. 32, Tp. 1 S, R. 33 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 2.74 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 S.	33 E	32	E 1/4 NW 1/4	80	80
			SW 1/4 NW 1/4	40	40
			N 1/4 SE 1/4	80	80
			SE 1/4 SE 1/4	40	35
			SW 1/4 SE 1/4	25	25
			NE 1/4 SW 1/4	35	35
			NW 1/4 SW 1/4	15	20
			SE 1/4 SW 1/4	2	6
2 S.	33 E	5	NE 1/4 NE 1/4	12	8
			TOTAL number of acres to be irrigated:		329

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
18 day of August, 19 64.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 35330
 Permit No. G- 27402
 District No.

Mr. E. I. Benson
 Box 72,
 Blackfoot, Idaho

1. Name of Applicant: E. I. BENSON
 Postoffice address: Bpx 72, Blackfoot County: Bingham State: Idaho
2. Quantity of water claimed: 5.8 cubic feet per second
 (a) Rate of withdrawal in cubic feet per second. 5.8 or Idaho
 Miners' inches 290 or gallons per minute. 2610
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Drilled well
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 32
 Twp. 1 S., Rge. 33 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 $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.
 (b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Sprinkler Irrigation
8. Estimated cost of works: \$ 30,000
9. (a) Is reservoir to be used? No
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 II. The financial resources of the applicant are (a) Cash on hand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 (b) (cubic feet per second, inches or gallons per minute) is for new lands.

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

Agent.

Corrected application received:

Witness my hand this 20th day of June, 1958

STATE OF IDAHO

Ry /s/ ROBERT E. SMYLLIE
Governor

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	0	40	40
2 S.	33 E.	5	12				12
TOTAL							329
Permit No. G-27402 CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that E. I. BENSON of Blackfoot, County of Bingham, and State of Idaho, the holder of Permit No. G-27402, issued upon Application No. G-35330, bearing date of priority of May 29, 1958, authorizing the diversion of 5.8 second feet of waters of a well, 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 work of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.74 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NE¹/₄SW¹/₄, Sec. 32, T. 1 S., R. 33 E., B.M.; and that the lands proposed to be irrigated by the use of said waters are described as follows, to-wit: 329 acres in E¹/₂NW¹/₄, SW¹/₄NW¹/₄, N¹/₂S¹/₂, S¹/₂SE¹/₄, SE¹/₄SW¹/₄, Sec. 32, T. 1 S., R. 33 E., B. M.; NE¹/₄NE¹/₄, Sec. 5, T. 2 S. R. 33 E., B. M. Witness my hand this 18 day of August, A. D. 1964. s/ RALPH W. THOMAS, Deputy State Reclamation Engineer Proof of Completion of Works Made: July 18, 1963 LICENSE ISSUED FOR 2.74 SEC. FT. LICENSE PAGE NO. 7949							

IDENT. NO. 25-5530

I D 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]

August 18, 1964

Re: Permit No. G-27402

E. I. Benson
Route #2
Blackfoot, Idaho

Dear Mr. Benson:

Enclosed are Certificate of Completion of
Works and License and Certificate of Water Right issued on
the above numbered permit.

Also enclosed is departmental receipt No.
G-8897 in the amount of \$27.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

27402

State of Idaho

DEPARTMENT OF RECLAMATION

Boise, Idaho

July 6, 1964

Re: Permit No. G-27402

E. I. Benson
~~Box 12~~ Rt. #2
Blackfoot, Idaho

Dear Mr. Benson:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-27402 shows the well is (~~238~~) capable of conveying 137 miner's inches, or 2.74 c.f.s. of water for the irrigation of 329 acres.

Upon receipt of the statutory fees, totaling \$ 27.00, which consists of a Completion of Works fee of \$ ---- and License and Certificate of Water Right fee of \$ ----- based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of May 29, 1958 to the use of 2.74 second feet of subterranean water with the point of diversion in the NE¹/₄SW¹/₄, Sec. 32 for irrigation of 329 acres in the NE¹/₄NW¹/₄, S¹/₄NW¹/₄, N¹/₄SW¹/₄, SE¹/₄SW¹/₄, SE¹/₄, Sec. 32, T. 1 S., R. 33 E., B.M.; NE¹/₄NE¹/₄, Sec. 5, T. 2 S., R. 33 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

27402
121

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-27402

REPORT ON PROOF OF Completion of Works & Beneficial Use

E. I. Benson, Box 72, Blackfoot, Idaho

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

Permit No. G-27402This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant E. I. Benson
 2. Source of water supply: Subterranean
 3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32
 T. 1 S R. 33 E. B.M. County of Bingham

4. Describe works as they exist, giving dimensions and capacities of same: 12.5 HP. U.S. Motor
#1145192 Layne pump #317305 8" x 200' column 18" x 22'
Casing h: 187' 00.0" Well depth 237'
8" discharge to 8" gate valve + check valve to 8" x 60' to 10" x 1300' to
8" x 3980' of surface aluminum mainline

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):

E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 32., Twp. 1 S., Rge. 33 E.B.M.

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 5., Twp. 2 S., Rge. 33 E.B.M. Approx. 329 acres

(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. E. I. Benson (owner) participated in the examination

measurement was made by taking pressure readings
along each lateral 6 lines 1/2 nozzle size 3/4

This examination was made on the 27th day of June, 1964

(Signed)

Ron Deberg

Examiner.

27402

SS 4.137
E. I. Benson
Box 72 284-3531
Blackfoot, Idaho
Permit No. G-27402

T-9-U9-59-
R-11 Q-11

Examination for Completion of Works & Beneficial Use

County Bingham Sec. 32 T. 1S R. 33 EBM

Quantity: 5.8 cfs

Source: Sub.

P.D.: See Inside

Use: Dr.

Filed: May 29, 1958

Due: June 20, 1963

Extension: _____

Protest: _____

Completion of Works: _____

Other Rights: None

Driller - Webb Bros.

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
JUL 2 1964

Department of Reclamation

27402

1M April 1962

July 23, 1963

Re: Permit No.

0-27402

Mr. E. I. Darnon
Box 72
Blackfoot, Idaho

Dear Mr. Darnon:

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. 0-27402.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

P. S. We are returning the statement of cost in regard to the publication of the Permit listed above as it is not needed in our file.

Enc. cc: Earl W. Cory
Attorney

27402

EARL W. CORY

ATTORNEY AT LAW

BLACKFOOT, IDAHO

RECEIVED
JUL 18 1963

DEPARTMENT OF RECLAMATION

July 18th, 1963

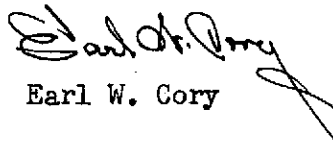
Mr. George N. Carter
State Reclamation Engineer
Department of Reclamation
Statehouse
Boise, Idaho

Dear Sir:

Re: Permit No. G. 27402
E. I. Benson
Box 72
Blackfoot, Idaho

I hand you herewith receipt from The Blackfoot News showing payment of publication costs, proof of publication, copy of notice of proof, deposition of holder, and deposition of two witnesses in the above entitled matter. With kindest regards, I remain

Yours very truly,


Earl W. Cory

EWC/sj

27402

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G 27402

* * * *

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: E. I. Benson
age-66 years, Box 72, Blackfoot, Bingham County, Idaho, Farmer.

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:

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; G 27402, June 20, 1958, June 20, 1969. MAY 29, 1958

Ques. 4. State source of water supply: Subterranean water.
Give location of point of diversion, showing subdivision, section, township and range:
NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sect. 32, Twp. 1S., Range 33 E.B.M. County of Bingham, State of Idaho.

Ques. 5. Describe your works of diversion: 18 inch drilled well, 237 feet deep, and 187 ft. to water level with electric motor and sprinkling equipment.; state amount of water they are capable of conveying from point of diversion to place of use About 5.8 cu.ft. Give name of canal or ditch or other works by which water is conducted to such place of use: Conveyance pipe and sprinkler; if a well, state depth of well 237 feet; depth and size of casing: 22 feet of 18 inch casing at the top of the well; depth to water 187 feet; if pump is used, state discharge of pump: 5.8 cu.ft/seg. tell how it was measured or determined: estimate as to size of pipe being used; if sprinkler irrigation, give number and size of nozzles and

operating pressure: 10 inch opening on pump reduced to 8 inch opening on pipes, From 40-80 pounds depending on the number of lines used.

Ques. 6. State for what purpose water is used: No other purpose
If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water: I estimate that I irrigate about 280-290 acres of the land I own in Section 32, Twp, 1S, Range 33 and Section 5 in Rownship 2S Range 33 E.B.M. in Bingham County, Idaho.

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

Installed conveyance pipe and sprinklers for the watering of the natural terrain

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Van Webb now deceased.

Ques. 7. If for other than irrigation purposes, state purpose and how used:

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

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:

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: 1958, About 5.8 cu.ft./per sec. Time used since first use:
Each irrigation season since that date.

Ques. 11. Describe all other water rights appurtenant to same place of use:
None

(sign) Ed Benson

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 18th day of July, A.D. 1963.

(NOTARY SEAL)

My Commission expires: February 29th, 1964.

David H. Perry
Notary Public for State of Idaho
Residing at Blackfoot, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G 27402

* * * * *

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:

Clarence J. Loebseck, 53 years, Residence-Bingham County, Address-Box 144, Blackfoot,
Idaho, Retired Farmer.

Ques. 2. Are you acquainted with E. I. Benson, the holder of
Permit No. G 27402 ? How long have you known him and where does he reside:

Yes--since about 1947. He resides at Moreland area near Taber in Bingham County.

Ques. 3. Have you read or heard said Permit No. G 27402 read, and are you familiar
with its provisions and conditions: Yes: Yes No:

Ques. 4. State source of water supply: Subterranean water.

State place of diversion: NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sect. 32 Twp. 1S, Range 33 E.B.M. Bingham County

Describe works for conveying water to place of use: 18 inch drilled well, 237 feet deep,
and 187 feet to water level with electric motor and sprinkling equipment.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: About 5.8 cu.ft./per second How much water have you seen being so
conveyed: Have seen him pump at least 5.8 cu.ft./per second

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

Forty acres in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, Forty acres in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Forty acres in the
SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, 35 acres in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$, 15 acres in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, 2 acres in
SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, 40 acres in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, 40 acres in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, 25 acres in
the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, 40 acres in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, in Twp. 1S, Range 33 E.B.M. Sec. 32, and
also 12 acres in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ in Twp. 2S, Range 33 E.B.M. Section 5, Bingham County, Ida.

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

Irrigation use only

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:

Lava-ash soil of good fertility requiring about an inch per acre.

Ques. 9. Have you any 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: In 1958, 1959, 1960, 1961, and 1962.

Other times you have seen such use: Same.

(Signed)

Clarence J. Laubach

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 18th day of July,

A. D., 1963

(NOTARY SEAL)

Edith A. Perry

Notary Public for State of Idaho

Residing: Blackfoot, Idaho.

My commission expires: February 29th, 1964.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G 27402

* * * * *

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:

Clifford Morris, 51 years, Rockland, Idaho, Power County, Laborer.

Ques. 2. Are you acquainted with E. I. Benson, the holder of
Permit No. G 27402? How long have you known him and where does he reside:

Yes--since 1948. He resides at Moreland area near Taber in Bingham County.

Ques. 3. Have you read or heard said Permit No. G 27402 read, and are you familiar
with its provisions and conditions: Yes: Yes No:

Ques. 4. State source of water supply: Subterranean/ water.

State place of diversion: NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sect. 32 Twp. 1S, Rge, 33. E.B.M. Bingham County

Describe works for conveying water to place of use: 18 inch drilled well, 237 feet deep,
and 187 feet to water level with electric motor and sprinkling equipment.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: About 5.8 cu.ft./per second How much water have you seen being so
conveyed: Have seen him pump 5.8/cu.ft./per second

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

40 acres in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, 40 acres in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, 40 acres in the SE $\frac{1}{4}$ of the
NW $\frac{1}{4}$, 35 acres in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$, 15 acres in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, 2 acres in the SE $\frac{1}{4}$
of the SW $\frac{1}{4}$, 40 acres in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, 40 acres in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, 25 acres in
the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, 40 acres in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, in Twp. 1S, Range 33 E.B.M. Sec. 32,
and also 12 acres in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ in Twp. 2S, Range 33, C.B.M. Section 5, Bingham
County, Idaho.

27402

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

Irrigation use only

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:

Lava-ash soil of good fertility requiring about an inch per acre.

Ques. 9. Have you any 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: 1959

Other times you have seen such use: 1959 and each year since.

(Signed)

Chas. J. Morris

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 18th day of July,

A. D., 1962.3

(NOTARY SEAL)

Edw. H. Dory

Notary Public for State of Idaho

Residing: Blackfoot, Idaho

My commission expires: February 29th, 1964.

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 14th day of June, 1963,

and the last publication having been made on the

5th day of July, 1963; 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 July, 1963

Manjoux Hunt

Notary Public for the State of Idaho,

Residing at Blackfoot, Idaho

My commission expires January 10th, 1965 1967

NOTICE OF PROOF OF COMPLETION OF WORKS

and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A.M. on the 18th day of July, 1963, at Blackfoot, County of Bingham, State of Idaho, before Earl W. Cory, Notary Public, at Thoreson Building, in Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 5.8 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 27402 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 Edward I. Benson, Box 72 Blackfoot, Idaho.
2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5.8 cubic feet per second.
3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 5.8 cubic feet per second.
4. The point of diversion of said water is N.E. 1/4, S.W. 1/4 of Section 32, Twp. 1S., Rge. 33 E., E.M. County of Bingham.
5. The place where said water is used is T. 1 S., R. 33 E., Sec. 32, NE 1/4 NW 1/4, SE 1/4 NW 1/4, SE 1/4 SW 1/4, SE 1/4, Rge. 33 E., Sec. 5, Lot 1.
6. The date of priority which said user is prepared to establish is May 29, 1958.

RALPH W. THOMAS, Deputy
State Reclamation Engineer
Pub. June 14, 21, 28, July 5, 1963

~~XXXXXXXXXX~~

June 6, 1963

Re: Permit No. G-27402

Mr. Edward I. Benson,
Box 72,
Blackfoot, Idaho.

Dear Mr. Benson:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-27402. The proofs are to be made at 10:00 o'clock A.M., on the 18th day of July, 19 63, before Earl W. Cory, Thorason Building, Blackfoot, Idaho, Notary Public.

As of this date we have mailed the Notice to the Blackfoot News Blackfoot, Idaho with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the affidavit of publication and statement of costs to you.

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

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

Very truly yours,

~~GEORGE N. CARTER~~

State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

27402.

June 6, 1963

Re: Permit No. G-27402
Edward I. Benson

Blackfoot News,
Blackfoot, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to July 18, 1963, the date set for proof; the expense of the publication to be paid by the applicant, Edward I. Benson, Box 72, 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 or tear sheet of the first publication. **

Very truly yours,

RALPH W. THOMAS, DEPUTY
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

Encl.
RWT:spk

27402

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

Notice is hereby given that at 10 A.M., on the 18th day of July, 1963, at Blackfoot, County of Bingham, State of Idaho, before Earl J. Cory, Notary Public, at (address) Thoreson Building, in Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 5.8 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. 6 27402 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 Edward I. Benson, Blackfoot, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5.8 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 5.8 cubic feet per second.

4. The point of diversion of said water is N. E. 1/4 of the S. W. 1/4 of Section 32, Twp. 1S., Rge. 33 E., B.M., County of Bingham

5. The place where said water is used is NE 1/4 NW 1/4, S 2 NW 1/4, N 2 SW 1/4, SE 1/4 SW 1/4, SE 1/4 NW 1/4, SE 1/4 North of the Highway, SW 1/4 North of the Highway, Twp. 2S, Range 33 E., Sec. 5, Lot 1, NE of Highway

6. The date of priority which said user is prepared to establish is May 30, June 20th, 1958.

RALPH W. THOMAS, Deputy
State Reclamation Engineer

27402

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 4th, 1963

(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 BLACKFOOT NEWS of
Blackfoot, Idaho published in the
county in which the works are situated. *Bingham Co.*

C. J. Benson

(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

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 27402

E. I. Benson

April 1, 1963

E. I. Benson
Box 72
Blackfoot, Idaho

Dear Mr. Benson:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 27402 are due not later than **June 20, 1963**

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,

GEO. N. CARTER

State Reclamation Engineer

Form
Enclosures 36 - 11

27402

July 1, 1958

Re: Permit No. G-27402

Mr. E. I. Benson
P. O. Box 72
Blackfoot, Idaho

Dear Mr. Benson:

We enclose Permit No. G-27042, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the Deputy State Reclamation Engineer.

We also enclose departmental receipt No. G-2341, which was issued covering payment in the amount of \$6.25, for the filing fee of the above mentioned permit.

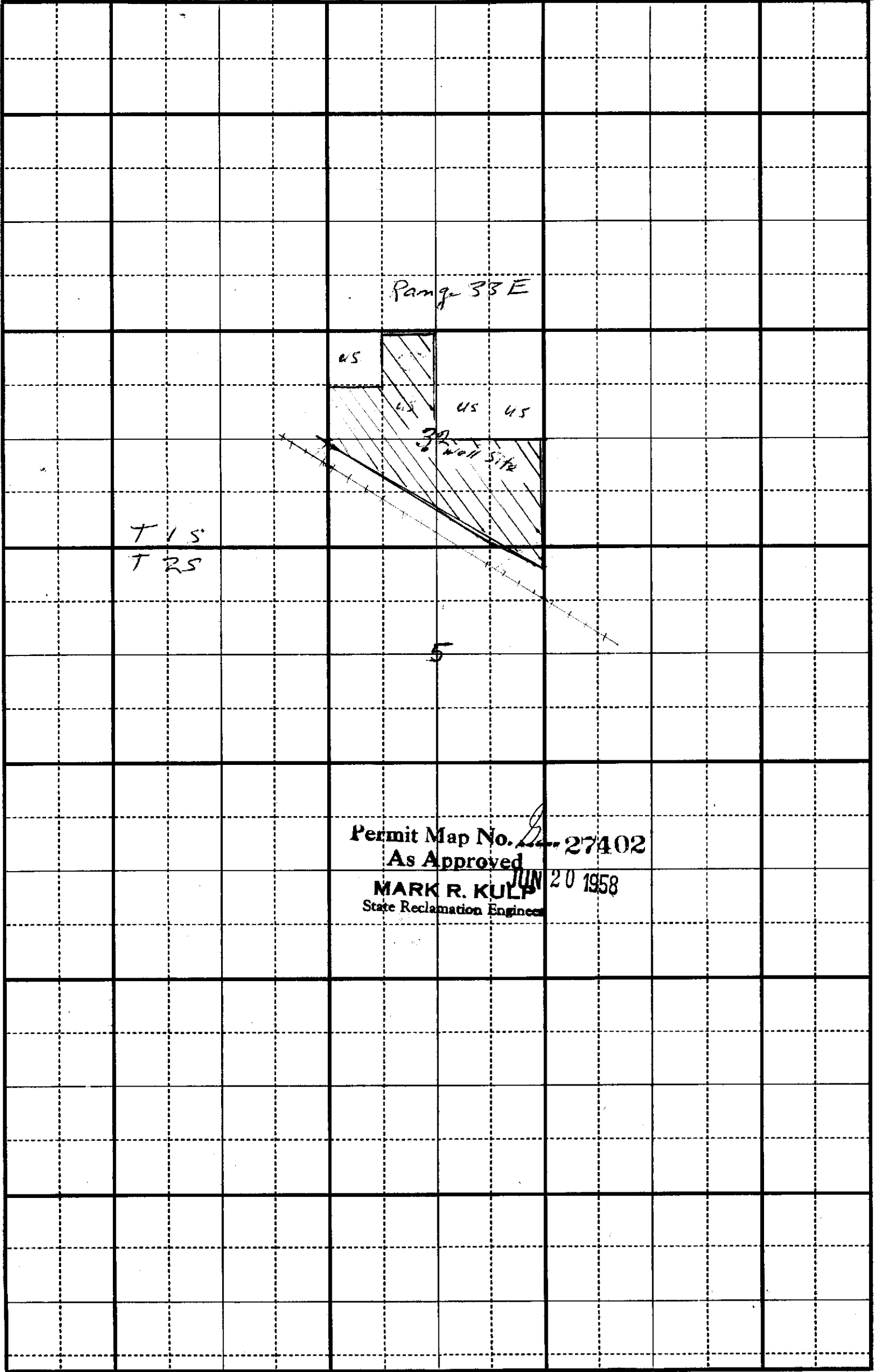
Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Mrs. Edna P. Rutledge
Chief Clerk

EPR:lw
Encls. (2)

27402



RECEIVED
MAY 29 1958

Department of Reclamation

27 May 1958

State Of Idaho
Department of Reclamation
Boise, Idaho

Gentlemen:

Please find enclosed my application for permit to appropriate the subterranean waters of the State of Idaho for irrigation use.

I have enclosed a check in the amount of \$6.25 to cover the fees for application. Please give this your prompt attention as I desire to irrigate this season and have an approved loan to develop this land subject to approval of this permit.

Yours truly,

E. I. Benson

Mr. E. I. Benson
Box 72 Blackfoot, Idaho

27402

NOTICE OF PROOF OF COMPLETION
OF WORKS

and
APPLICATION OF WATER TO
BENEFICIAL USE

Notice is hereby given that at 10 A.M., on the 18th day of July, 1963, at Blackfoot, County of Bingham, State of Idaho, before Earl W. Cory, Notary Public, at Thoreson Building, in Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 5.8 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 27402 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 Edward I. Benson, Box 72 Blackfoot, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5.8 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 5.8 cubic feet per second.

4. The point of diversion of said water is N.E. $\frac{1}{4}$, S.W. $\frac{1}{4}$ of Section 32, Twp. 1S., Rge. 33 E., B.M., County of Bingham.

5. The place where said water is used is T. 1 S., R. 33 E., Sec. 32; NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$; Twp. 2 S., R. 33 E., Sec. 5, Lot 1.

6. The date of priority which said user is prepared to establish is May 29, 1958.

27402
RALPH W. THOMAS, Deputy
State Reclamation Engineer
Pub. June 14, 21, 28, July 5, 1963