

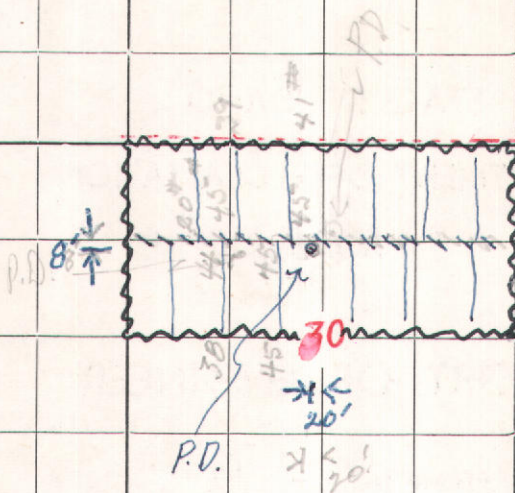
R-37E.

T.
4
N.

8 lateral

32 sprinklers each

1/4" waffle.



21-20 inside west end

TO IDAHO FALLS

Subdivisions = 8

Area = 320 acres.

Q = 200 inches

21-25
18 1/2-25
27-25
23 1/2-25
25-26
21-21 1/4
19 1/2-22
20-21 - not bluffed
11-20
10 1/2-19
19-19

20 1/2
2 1/2
10 1/2
20 1/2
11 1/2

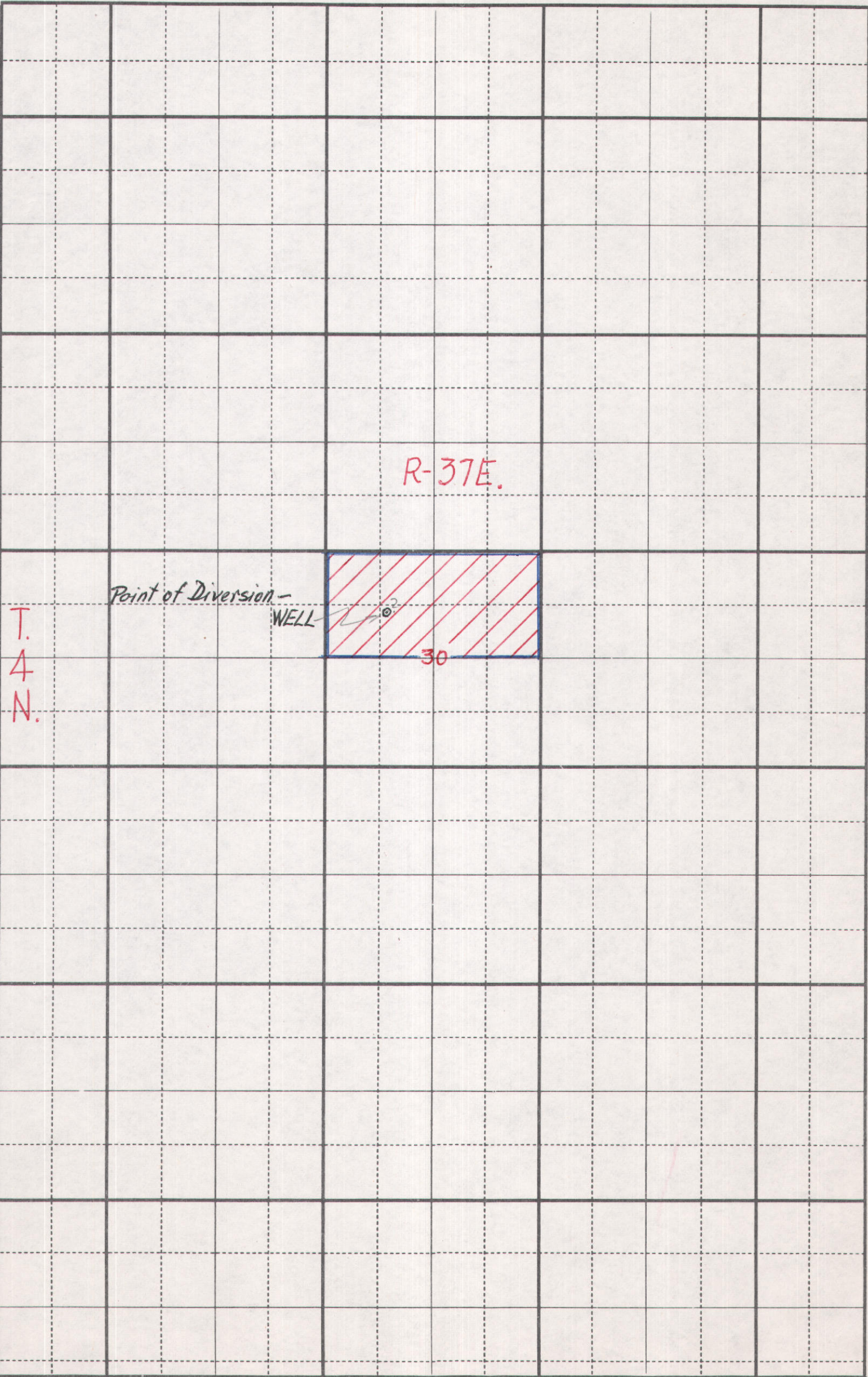
352 1/2
32 - 3/4 x 1/4
1/4 x 2 1/2
1/4 x 20 1/2

5'05"
32 90
16350
172

352
4
1408 ft

174 ft
1582 ft
176 ft
2 1/2

5'38"
3 1/2
228
276



NOTICE OF PROPOSED TRANSFER OF WATER RIGHTS

Notice is hereby given that G. E. Browning of Park Avenue and "D" St., Idaho Falls, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the place of use of the waters of Subterranean flow, as follows:

Amount: 4.0 cubic feet per second. Priority date, January 10, 1955.

Point of Diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30, Township 4 N. Range 37 E. Place of

Use: N $\frac{1}{2}$ Section 30, Township 4 North-Range 37 East.

Transfer to

Place of Use: N $\frac{1}{2}$ and SE $\frac{1}{4}$, Section 30, Township 4 North, Range 37 East.

And that on the 27th day of April, 1956, at 10 o'clock A. M. at Room 107, State House, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any, and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

MARK R. KULP,
State Reclamation Engineer.
(Pub. April 12-19, 1956)

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

Notice is hereby given that at 11:00 A. M., on the 28th day of June, 1955, at Idaho Falls, County of Bonneville, State of Idaho, before William S. Holden, Notary Public, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of the waters of subterranean well and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G25349, 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 are Charles E. Browning, Box 781, Idaho Falls, 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 in accordance with the plans accompanying the application for such permit, is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The place where said water is used is N $\frac{1}{2}$ Section 30, Township Four North, Range thirty-seven East of Boise Meridian, in Jefferson County, Idaho, and the well is located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said section.

5. The date of priority which said user is prepared to establish is January 10, 1955.

MARK R. KULP,
State Reclamation Engineer.
(Publish: June 2, 9, 16, 23, 1955.)

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 870

THIS IS TO CERTIFY That C. E. Browning (also known as Charles E. Browning), of Idaho Falls, Idaho, is the owner of and using a certain water right for four (4) cubic feet per second of subterranean water from a well in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 30, Township 4 North, Range 37 East, B. M., with priority of January 10, 1955, under License No. G-25349 issued by the State Reclamation Engineer of the State of Idaho, said license bearing date of January 13, 1956, and being appurtenant to the following described lands, to-wit:

North Half (N $\frac{1}{2}$) Section 30,
Twp. 4 North, Range 37 East, S.M.

That said license has been entered in the records of the Department of Reclamation in Volume 6 of Licenses, at page 5651.

And that now, upon the application of C. E. Browning, of Idaho Falls, Idaho, for the transfer of four (4) cubic feet per second of said subterranean water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of said water upon the above described lands is hereby abandoned, and the lands to which said water shall, by this certificate, become appurtenant, for irrigation and domestic purposes, are described as follows, to-wit:

North Half and Southeast Quarter
(N $\frac{1}{2}$ and SE $\frac{1}{4}$) Section 30,
Twp. 4 North, Range 37 East, B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

Four (4) cubic feet per second of
subterranean water, with priority
of January 10, 1955.

That the water right hereby transferred has heretofore been conducted to the first above described lands through private ditches with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 30, Township 4 North, Range 37 East, B. M.

That the water right hereby transferred will hereafter be conducted to the last above described lands through private ditches and from the same point of diversion.

T-870
35-2398

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 2nd day of October, A. D. 1956

Mark R. Kulp
MARK R. KULP

State Reclamation Engineer

(SEAL)

T-870
35,2397

C O P Y
STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of)

C. E. Browning,
of Idaho Falls, Idaho,

for a Transfer of Water Right for
subterranean water, in Jefferson
County, Idaho.

ORDER GRANTING TRANSFER

No. 870

WHEREAS, On the 27th day of April, 1956, at the Department of Reclamation of the State of Idaho, in Boise, Idaho, this matter of an application of C. E. Browning (also known as Charles E. Browning) of Idaho Falls, Idaho, for a transfer of water right came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby:

NOW, THEREFORE, IT IS HEREBY ORDERED that the said application be, and the same is, HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 2nd day of October, A. D. 1956.

Mark R. Kulp

MARK R. KULP

State Reclamation Engineer

(SEAL)

*T-870
35-2392*

State of Idaho
License and Certificate of Water Right

Water License No. G-25349

Amount 4.0 second feet

Water District No.

Priority January 10, 1955

THIS IS TO CERTIFY that CHARLES E. BROWNING
of Idaho Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 10, 1955; that Permit No. G-25349
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
6.4 second feet, was issued thereunder on January 13, 1956, showing that said works
were completed on the 1st day of May, 1955; and that on the 28th
day of June, 1955,

CHARLES E. BROWNING
of Idaho Falls, 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
~~under the surface~~ (subterranean flow), for the purpose of irrigation
, under Use Permit No. G-25349 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
9 of Licenses at page 5651, on the 13th day of January, 1956;

The right hereby confirmed dates from January 10, 1955;

The Point of Diversion is located
in the SE 1/4 NW 1/4, Sec. 30, Tp. 4 N., R. 37 E., B. M. / Jefferson 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 4.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N.	37 E	30	NE 1/4	160	160
			NW 1/4	160	160
			SE 1/4	160	160
			Total Number of Acres Irrigated	-	320

Trans #870

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
13th day of January, 1956.

MARK R. KULP
State Reclamation Engineer.

(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. G-25122Amount 2.14 second feet

Water District No. _____

Priority August 19, 1954

THIS IS TO CERTIFY that

NORBERT HUBER

of Paul, Idaho

, made application for a permit to appropriate the

public waters of the State of Idaho, dated August 19, 19 54; that Permit No. G-25122 was issued under said application; that Certificate of Completion of works, with a carrying capacity of

2.27 second feet, was issued thereunder on January 25, 19 56, showing that said works were completed on the 25th day of October, 1954; and that on the 25th day of October, 19 54,

NORBERT HUBER

of Paul, 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

~~extinguished~~ (subterranean flow), for the purpose of irrigation, under Use Permit No. G-25122

of the Department of Reclamation

and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

9 of Licenses at page 5652, on the 25th day of January, 19 56;

to JOHN W. MARTIN (Assignee)The right hereby confirmed/dates from August 19, 19 54;

The Point of Diversion is located

in the SE 1/4 SE 1/4, Sec. 17, Tp. 7 S., R. 23 E., B. M. Lincoln 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 2.14 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	23 E.	17	S $\frac{1}{2}$ SE $\frac{1}{4}$	80	80
		20	N $\frac{1}{2}$ NE $\frac{1}{4}$	80	<u>80</u>
		Total Number of Acres Actually Irrigated 160			

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

25th day of

January

, 19 56.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 33215
 Permit No. G- 25349
 District No.

1. Name of Applicant: CHARLES E. BROWNING
 Falls
 Postoffice address: E 1st Street, Idaho / County: Bonneville State: Idaho
2. Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second.	6.4	or Idaho
Miners' inches 320		or gallons per minute. 2880
(b) Annual withdrawal in acre feet per annum	2300	
3. Source of water supply: Well
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 30
 Twp. 4 N., Rge. 37 E., B.M., County of Jefferson
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: Well, Pump & Sprinkler System
8. Estimated cost of works: \$ 36,000.00
9. (a) Is reservoir to be used? No
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:

I. (a) Date and place of incorporation:	
(b) Amount of capital stock: \$	(c) Amount paid in: \$
(d) Names and addresses of directors:	
II. The financial resources of the applicant are (a) Cash on hand: \$	
(b) Treasury stock:	(c) Bonds to be issued:
(d) Other resources:	
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

(a)	(cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b)	(cubic feet per second, inches or gallons per minute) is for new lands.

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.

By _____ Agent.

Corrected application received:

The number of this permit is G-25349

Witness my hand this 11th day of January, 1955

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho,
and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 11th
day of January, 19 55.

STATE OF IDAHO

By IRA H. MASTERS
Secretary of State.

By ROBERT E. SMYLIE
Governor

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4 N.	37 E.	30	40	40	40	40	40	40	40	40								320	
Permit No. G-25349 CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that CHARLES E. BROWNING of Idaho Falls, County of Bonneville, and State of Idaho, the holder of Permit No. G-25349, issued upon Application No. G-33215 bearing date of priority of January 10, 1955, authorizing the diversion of 6.4 second feet of the waters of subterranean flow from a well, county of Jefferson, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 4.0 second feet of the waters of said well; that the point of diversion of said waters is in the SE¼ NW¼ Section 30, Township 4 North, Range 37 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: North Half Section 30, Township 4 North, Range 37 East, B.M.																			
Witness my hand this 13th day of January, A. D., 1956.																			
MARK R. KULP State Reclamation Engineer																			
Proof of completion of Works made June 28, 1955 Certificate of Completion of Works issued January 13, 1956																			
LICENSE ISSUED FOR 4.0 SEC. FT 89.5651																			

July 8, 1970

C
O
P
Y

Federal Land Bank Assn. of Idaho Falls
P. O. Box 30
Idaho Falls, Idaho 83402

ATTENTION: John M. Corliss, Manager

Dear Mr. Corliss:

Pursuant to your letter of July 1, 1970, we have researched our files and find two licensed water rights for Charles E. Browning, license No. G-25382/35-2392 for 4.0cfs, with a priority of January 10, 1955; it covers 480 acres in the N½ and the SE¼ of Section 30, T. 4 N, R. 37 E, and water license No. G-25582/35-2416, in the amount of 4.0cfs with a priority of April 2, 1955; covering 320 acres in the W½ of Section 32, T. 4 N, R. 37 E, both of a ground water source.

If we can be of further assistance in this matter, please feel free to contact us.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC/cm

35-2392
25349

25389
25582

FEDERAL LAND BANK ASSOCIATION OF IDAHO FALLS

P. O. BOX 30 683 NORTH CAPITAL IDAHO FALLS, IDAHO 83402

TELEPHONE: 523-1785



JOHN M. CORLESS, MANAGER

RECEIVED
JUL 1 1970
U.S. DEPARTMENT OF AGRICULTURE
WASHINGTON, D.C.

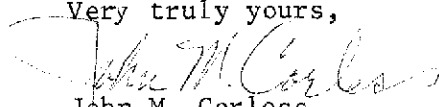
July 1, 1970

State of Idaho
Department of Reclamation
Boise, Idaho

Gentlemen:

With reference to our letter addressed to you yesterday requesting information as to the amount and priority of water rights on the C. E. Browning and Sons property in the Osgood area of Jefferson County, we discovered we gave you the wrong township and range. Instead of Township 2 North, Range 36 EBM, it is in Township 4 North, Range 37 East of the Boise Meridian.

Very truly yours,


John M. Corless
Manager

lj



25389
25582

January 11, 1960

RE: Permit No. G-25349
G-25582
G-26875
G-28008
G-28009

St. Clair, St. Clair and Hansen
Lawyers
P. O. Box 29
Idaho Falls, Idaho

Gentlemen:

Following is a brief of all ground water filings in Jefferson County in the name of Charles E. Browning and J. Ed Browning and Son, Inc.

G-25349

Licensed on January 13, 1956 to Charles E. Browning - for 4.0 c.f.s. -
Priority January 10, 1955 - Appurtenant to NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 30, T. 4 N.,
R. 37 E. - Point of Diversion - SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 30, T. 4 N., R. 37 E.

G-25582

Licensed on July 10, 1957 to Charles E. Browning - for 4.0 c.f.s. -
Priority April 7, 1955 - Appurtenant to W $\frac{1}{2}$, Sec. 32, T. 4 N., R. 37 E.
Point of Diversion in center of W $\frac{1}{2}$, Sec. 32, T. 4 N., R. 37 E.

G-26875

Filed April 24, 1957 for 6.4 c.f.s. from a well to be drilled in the
NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, T. 4 N., R. 37 E. and made appurtenant to the W $\frac{1}{2}$, Sec.
33, T. 4 N., R. 37 E. Proofs were made on September 10, 1957 by Tanco
Inc. and inspection, as required by law, was made on May 14, 1958 and
report turned in.

A copy of the enclosed letter advising that the point of diversion be amended,
and that on receipt of the amendment and statutory fees license would be issued,
was sent to A. A. Merrill July 8, 1958.

There is nothing in the files that shows any action was taken following this
letter.

Next of importance regarding this permit was your letter of June 11, 1959 in

25349

Page 2 - continued

which you requested it be amended to include additional lands and that it be assigned to J. Ed Browning and Son.

Later, on September 17, 1959, an assignment from Tamco, Inc. to J. Ed Browning and Son, Inc. was received in this office and recorded in Book 95 of Permits at Page 26875 on October 27, 1959. The assignment was then sent to Mr. A. B. Wheeler, Executive Vice President of the Bank of Idaho, Box 1009, Boise, Idaho

This permit manifestly cannot be licensed for additional lands requested nearly two years after the proofs were made.

The fees and amendment to the point of diversion should be submitted and this permit brought to license as is, and then transfer of the water to additional lands be made by use of Statutory Provision 42-222, Idaho Code. It can be brought to license in the name of J. Ed Browning and Son, Inc. The application for amendment to the point of diversion may be signed by St. Clair, St. Clair and Hansen as agent.

G-28008

Filed April 15, 1959 in the name of Tamco, Inc. for 6.4 c.f.s. - Appurtenant to the S $\frac{1}{2}$ Sec. 33, T. 4 N., R. 37 E., with point of diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 33.

This was assigned from Tamco, Inc. September 17, 1959 to J. Ed Browning and Son, Inc. A copy of the assignment was sent to A. B. Wheeler, Executive Vice President of the Bank of Idaho, Boise. The permit was also sent to Mr. Wheeler.

Proofs are due July 9, 1964.

G-28009

Filed April 15, 1959, for 6.4 c.f.s. - Appurtenant to the N $\frac{1}{2}$ Sec. 34, T. 4 N., R. 37 E. with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 34, T. 4 N., R. 37 E.

Assigned from Tamco, Inc. September 17, 1959.

Proofs are due July 9, 1964.

There has been considerable correspondence regarding these permits. If this does not fully explain do not hesitate to write me regarding this.

Yours truly,

GEO. M. CARTER
State Reclamation Engineer
By

E. M. Humphrey
Deputy

25349

ENH:mr

Enc. amendment, copy of letter

January 16, 1956

RE: Permit No. G-25349

Mr. Charles E. Browning
Park Avenue & "D" Street
Idaho Falls, Idaho

Dear Mr. Browning:

We enclose, herewith, an application for Transfer of Water Right in connection with the above numbered Permit.

It will be necessary to fill out this application as complete as possible. In transferring water from the lands covered by State License, if you wish a certain amount transferred to the additional lands not covered by license, so state. If you wish water to cover all lands as a blanket filing, transfer all water covered by license away from said lands, and transfer to the same lands and including additional lands.

Transfer proceedings will have to be published in a newspaper of your selection. However, the department will make up the notice and send same to the paper. Applicant pays the publication costs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

T:hl1
Enc.

25349

January 16, 1956

RE: Permit No. G-25349

Mr. Charles E. Browning
Park Avenue & "D" Street
Idaho Falls, Idaho

Dear Mr. Browning:

We enclose Certificate of Completion of Works also License and Certificate of Water Right issued on Permit No. G-25349 confirming your right to the use of 4.0 second feet of water from a well in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 30, Township 4 North, Range 37 East, B.M., and priority of January 10, 1955, for irrigation of land in the North Half of Section 30, Township 4 North, Range 37 East, B.M.

We also enclose departmental receipt No. G-1621 for the \$5.00 completion of works fee. Also departmental receipt No. G-1622 for the \$16.00 License fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll
Enc.

25349

J. ED. BROWNING & SON, INC.

PARK AVENUE AND "D" STREET

IDAHO FALLS, IDAHO

BUICK
G.M.C. TRUCKS

January 11, 1956

RECEIVED
JAN 12 1956
Department of Reclamation
CK Encl.

State Department of Reclamation
Boise, Idaho

Attn: Mr. Roy W. Thompson

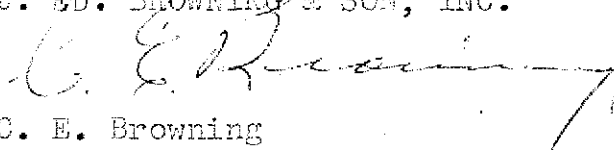
Dear Mr. Thompson:

I received your letter of January 10, regarding the transferring of water to cover the entire 480 acres. If you will please send me the necessary application, we will transfer the water in the manner that you suggested.

I am also enclosing my check in the amount of \$16 to cover the license fee as requested.

Yours very truly,

J. ED. BROWNING & SON, INC.


C. E. Browning

CEB/sm

Enc.

25349

January 10, 1956

RE: Permit No. G-25349

Mr. C. E. Browning
Box 781
Idaho Falls, Idaho

Dear Mr. Browning:

We wish to acknowledge your letter of January 5, 1956, enclosing your check to cover the \$5.00 fee for Certificate of Completion of Works on the above numbered Permit; also, a check for \$24.00 to cover the License fee. We are returning the check for \$24.00 and will request that you substitute one for \$16.00, the correct amount, in payment of License fee in connection with the above numbered Permit.

Since your beneficial use proof is completed as advertised it will now be impossible to add additional lands without first amending your land list and withdrawing your beneficial use proof now made and, re-advertise and re-submit new proofs. An alternate plan would be, after the license is issued on the 320 acres you could file an application for transfer for water right through this department, transferring a portion of the water to the additional 160 acres making the water right appurtenant to the full 480 acres. In case you desire to transfer part of said water right as will be shown in the License, to the additional 160 acres, forms from this department will be provided upon request.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

T:hll
Enc.

J 25349

J. ED. BROWNING & SON, INC.

PARK AVENUE AND "D" STREET

P.O. Box 781- IDAHO FALLS, IDAHO

January 5, 1956

BUICK
G.M.C. TRUCKS

*2-OK Encl.
ER*

RECEIVED
JAN 6 1956
Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

Re: Permit #G-25349

Gentlemen:

I am enclosing my check in the amount of \$5.00 to cover the Certificate of Completion of Works as requested in your letter of October 13.

Also, I am enclosing a check in the amount of \$24.00 to cover the license fee. Since we made the original application we have purchased an additional 160 acres in this same section to be irrigated from the same well. Therefore, I have made a check out based on a total 480 acres; \$2.00 for each forty (40) acres.

If there is any further question will you please advise.

Yours very truly,

C. E. Browning
C. E. Browning

CEB/ve

Encl. (2)

J 25349

✓
December 6, 1955

RE: Permit No. G-25349

Mr. Charles E. Browning
P. O. Box 781
Idaho Falls, Idaho

Dear Mr. Browning:

We have a letter from Raymond T. Michener, Registered Professional Engineer, requesting a Certificate change on your Permit.

The reason Mr. Humphrey notified you on August 22 that he would make his inspection on August 30 was so that you would be there and could have your system operating at its proper efficiency.

The inspection on August 30 was the official inspection of the department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

K:hll
cc - Mr. Raymond T. Michener

25349

✓ OFFICES:
SOUTH HIGHWAY
PHONE 4399

R. MICHENER - PHONE 3946, IDAHO FALLS
R. B. WILSON - PHONE 4304, IDAHO FALLS

Michener & Wilson

AGRICULTURAL ENGINEERS

IDAHO FALLS, IDAHO

December 3, 1955

RECEIVED
DEC 5 1955
Department of Recls.

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

Re: Permit # G 25349

Dear Mr. Kulp:

Mr. Browning has asked that I write you in regard to the above permit.

At the time your representative inspected this project the pump impellers were set very high on account on sand being pumped from the well. Subsequently the impellers were lowered and the pump delivered its designed capacity of 1848 gpm or 206 miners inches. We computed this from the pressures and nozzle sizes and confirmed it with pitot tube measurements.

We would appreciate having the certificate changed to that figure as that is the amount of water necessary to successful operation of the system.

Very truly yours,

Raymond T. Michener
Raymond T. Michener
Registered Professional Engineer

rtm mm
cc - Charles E. Browning
P. O. Box 781
Idaho Falls, Idaho

25349

✓
October 13, 1955

RE: Permit No. G-25349

Mr. Charles E. Browning
Box 781
Idaho Falls, Idaho

Dear Mr. Browning:

The report of our field engineer on examination for completion of works and beneficial use on your Permit No. G-25349 shows that your well in the SE 1/4 Section 30, Township 4 North, Range 37 East, B.M. will deliver 200 inches of water which has been used to irrigate 320 acres of land in the North Half of said Section.

A Certificate of Completion of Works and License can, therefore, be issued for that amount upon receipt of the statutory fees amounting to \$5.00 for Certificate of Completion of Works and \$16.00 license fee, the latter is at the rate of \$2.00 for each 40 acre subdivision in which the land is located.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1

25349

R-37E

T.
4
N

lateral

32 Apr 1880

 $\frac{11}{10}$ sample.

TO IDANO FALLS

20 April 1964

$$\begin{array}{r} 5 \\ 6 \overline{) 146} \\ \underline{114} \\ 320 \end{array}$$

二、三

Subdivisions = 8

Area = 320 acres

$Q = 200$ inches

21-	20
21-	25
18½-	25
27-	25
23½-	25
25-	26
21-	21½
19½-	22
20-	21
11-	20
10½-	19
19-	19

~~2/1/3/2/2~~

2025
225
11

352 wgh $\frac{14}{14}$ @ 2 1/2

32. - $\frac{3}{92} \times \frac{14}{64} = 20\frac{1}{2}$ *

32	90
16	40
17	2

352
4
11680km

15851

1.38	3.12	2.76
35	30	30
35	30	30
35	30	30

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-25349

REPORT ON PROOF OF Completion of Works & Beneficial Use

CHARLES E. BROWNING, Box 781, Idaho Falls, Idaho

4.0 cfs
max

app. 6.4 cfs

320 ac
8-40's

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
SEP 13 1955

Department of Reclamation

Charles E. Browning 1170-Ph.
Box 781, Idaho Falls, Idaho

Permit No. 9-25349
2165 Browning Auto.

Examination for Completion of Works
and Beneficial Use

County Jefferson

30-4N.-37E

Qa 6.4 c.f.s.

Sa Well

P.A. = SE. NW., Sec. 30, T. 4 N. - R. 37 E.

Wre = Irrigation

Wickener claim

1800 ypm.

Impacts are increasing
high because they don't
want more water at present.

Priority = Jan. 10, 1955

Due = Jan. 11, 1960

375' x 21' ad 25'
h = 241' no dd?
4 stage 14" 285' x 12"

250 hp. F. Morse

740V 284A. 598950

1775 rpm

F Morse Turb

PT 242

E M. Switched Panel

60517.

C. E. Controls

Like sheet metal bldg.

10' x 10' x 8' h.

Concrete floor

Wire netting fence

enclosure around

bldg + tower bank

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

Permit No. G-25349This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Charles E. Browning, Box 781, Idaho Falls, Idaho2. Source of water supply: Subterranean from a well3. Location of point of diversion: Is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30T. 4 N. R. 37 E. County of Jefferson

4. Describe works as they exist, giving dimensions and capacities of same: Well is 375' deep by 21" diameter, cased 25' deep. H=241'. Says there is no draw down. 250 hp Fairbanks Morse Motor serial No. 598950. Fairbanks Morse Turbine Pump, serial No. PT 242. There is one mile of main line and 12, $\frac{1}{4}$ mile laterals. All of the lines used ~~single~~ nozzles excepting one in order to cut down the volume of water being applied. This system did not show over 1600 gallons being applied but impellers on the pump were set high because they had been putting out too much water. All crops showed indication of ample irrigation.

5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

North Half Section 30,Twp. 4 North, Range 37 East, B. M.See the Map

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

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

Remarks: Uses 12- $\frac{1}{4}$ mi. 4" al. laterals 32 heads each with only one $\frac{1}{16}$ " nozzle.
With only 8 lines operating pressure is good (45").

This examination was made on the 30 day of Aug., 1955(Signed) E. H. Humphrey Examiner.25349

August 22, 1955

RE: Permit No. G-25349

Mr. Charles E. Browning
Box 781
Idaho Falls, Idaho

Dear Mr. Browning:

Inspection is required in connection with all permits being brought to license in the State of Idaho.

I intend to make inspection in the afternoon of August 30 in connection with your permit. It will be probably sometime after 3:30 before I will reach your place as I intend to make inspection on a well at Taylor's place East of Hamer before making your inspection.

Please be prepared to accompany me on this inspection.

Yours truly,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:hll

825349

✓
July 21, 1955

RE: Permit No. G-25349

Messrs. Holden & Holden
Attorneys at Law
First National Bank Building
Idaho Falls, Idaho

ATTENTION: Mr. R. Vern Kidwell

Dear Mr. Kidwell:

We have your letter of July 19th enclosing affidavit of publication in the Rigby Star which completes proofs of completion of works and beneficial use on Permit No. G-25349 of Charles E. Browning.

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

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

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl
cc - Mr. Charles E. Browning
Box 781
Idaho Falls, Idaho

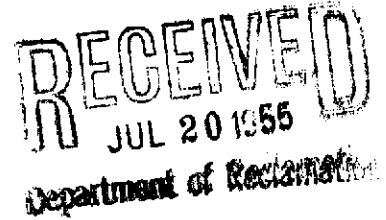
25349

HOLDEN & HOLDEN

ATTORNEYS AT LAW
IDAHO FIRST NATIONAL BANK BUILDING
IDAHO FALLS, IDAHO
TELEPHONE 4450

ARTHUR W. HOLDEN
WILLIAM S. HOLDEN
ROBERT B. HOLDEN
R. VERN KIDWELL
HOWARD R. STINSON
REED A. WILLIAMS

July 19, 1955



State of Idaho
Department of Reclamation
Boise, Idaho

Gentlemen:

Re: Permit G-25349

We enclose affidavit of publication executed by Hope B. Jones of the Rigby Star showing publication of notice of proof of completion of works and application of water to beneficial use.

We have experienced some difficulty in securing this affidavit due to a death in the staff of the Rigby Star, but are enclosing the completed affidavit of publication.

We trust the enclosed affidavit will be sufficient to enable you to close the permit application of Mr. Charles E. Browning.

Very truly yours,

HOLDEN & HOLDEN

By R. Vern Kidwell
R. Vern Kidwell

RVK:11
Encl.

25349

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO,
County of Jefferson ss.

I, Hopkins Jones, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county, for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that said attached notice, advertisement or publication, as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for

four consecutive issues thereof; first publication having been made on the

2nd day of June, 1955

and last publication on the

23rd day of June, 1955

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each, printed from type matter, of at least seventeen and three-fourths inches depth; and that there are at least two hundred bona fide subscribers in Jefferson County.

Hopkins Jones

Subscribed in my presence and sworn to before me this 7th

day of July, 1955

(SEAL)

Percy Groom

Notary Public for the State of Idaho,
Residence and P. O. Address: Rigby, Idaho.
My commission expires Feb 21, 1959

Publication Fee: \$_____

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

Notice is hereby given that at 11:00 A. M., on the 28th day of June, 1955, at Idaho Falls, County of Bonneville, State of Idaho, before William S. Holden, Notary Public, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of the waters of subterranean well and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G25349, 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 are Charles E. Browning, Box 781, Idaho Falls, 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 in accordance with the plans accompanying the application for such permit, is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The place where said water is used is N $\frac{1}{2}$ Section 30, Township Four North, Range thirty-seven East of Boise Meridian, in Jefferson County, Idaho, and the well is located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said section.

5. The date of priority which said user is prepared to establish is January 10, 1955.

MARK R. KULP,

State Reclamation Engineer,
(Publish: June 2, 9, 16, 23, 1955.)

G25349

✓
July 19, 1955

RE: Permit No. G-25349

Mr. Charles E. Browning
Box 781
Idaho Falls, Idaho

Dear Mr. Browning:

We are still holding the depositions of yourself and two witnesses offered in proof of completion of works and beneficial use on the above numbered Permit awaiting receipt of the affidavit of publication.

As mentioned in our letter of July 1, this affidavit is an essential part of the proof and if the proofs are to be accepted, it is important that this affidavit be forwarded at once.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1
cc - Messrs. Holden & Holden
First National Bank Building
Idaho Falls, Idaho

ATTENTION: Mr. R. Vern Kidwell

25349

✓
July 1, 1955

RE: Permit No. G-25349

Messrs. Holden & Holden
First National Bank Building
Idaho Falls, Idaho

ATTENTION: Mr. R. Vern Kidwell

Dear Mr. Kidwell:

We have your letter of June 30th enclosing depositions of Charles E. Browning and two witnesses in proof of completion of works and beneficial use on Permit No. G-25349.

However, the affidavit of publication is an essential part of these proofs and the Rigby Star was instructed to send it to Mr. Browning. If he has not received it, we suggest that he take the matter up with them at once.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1
cc - Mr. Charles E. Browning
Box 781
Idaho Falls, Idaho

25349

HOLDEN & HOLDEN
ATTORNEYS AT LAW
IDAHO FIRST NATIONAL BANK BUILDING
IDAHO FALLS, IDAHO
TELEPHONE 4450

ARTHUR W. HOLDEN
WILLIAM S. HOLDEN
ROBERT B. HOLDEN
R. VERN KIDWELL
HOWARD R. STINSON
REED A. WILLIAMS

JUNE 30, 1955

RECEIVED
JUL 1 1955
Department of Reclamation

MR. MARK R. KULP
STATE RECLAMATION ENGINEER
IDAHO DEPARTMENT OF RECLAMATION
BOISE, IDAHO

DEAR MR. KULP:

RE: PERMIT NO. G-25349

IN COMPLIANCE WITH YOUR LETTER OF MAY 27, 1955,
WE HAVE PREPARED AND ARE ENCLOSING THE PROOF OF APPLICA-
TION OF WATER TO BENEFICIAL USE AND COMPLETION OF WORKS,
PERTAINING TO THE ABOVE NUMBERED PERMIT.

DUE TO A CHANGE IN SCHEDULE, MR. HOLDEN WAS PRE-
SENT IN IDAHO FALLS AT THE TIME OF THE HEARING, SO THAT
THE PERMIT AND AFFIDAVITS WERE COMPLETED BEFORE MR.
HOLDEN.

VERY TRULY YOURS,

HOLDEN & HOLDEN

BY

R. Vern Kidwell
R. VERN KIDWELL

RVK:JK
ENCL.

25349

R-Star

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-25349

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.

Ans.

CHAS. CHARLES E BROWNING - FARMER.
Box 781 Idaho Falls, Ida

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

Ans.

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

Ans.

G-25349 / January 11, 1955
January 11, 1955

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

Ans.

DEEP Well Located in SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 30, Twp 4 N, R. 37 EBM

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans.

Pump & SPRINKLER - 370' - 21" casing - 265'
to water. Estimated 320" 396 Nozzles.

HO^H PRESSURE

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

Ans.

IRRIGATION. 320 A. - Cultivated - 160 A potatoes
100 A GRAIN - 60 A. PEAS. Irrigate NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of Sec. 30,
Twp 4 N, Range 37 EBM. Was former dry-farm land converted to
irrigated farm land.

G25349

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

Ans. _____

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

Ans. Estimated 320"

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

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

Ans. MAY 1, 1955 - Estimated 320"

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. NONE

(Sign) Charles E. Dunning

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 Idaho Falls, County of Bonneville, State of Idaho, on this 25th day of June, A. D. 1955.

My commission expires

June 6, 1957
William L. Holden
Residence & P.O. Address
Idaho Falls, Idaho

25349

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

Permit No. G-25349

**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.

Ans. E. J. Steinke, 33, Roberts, Idaho, farmer, Rt. 1, Roberts

Ques. 2. Are you acquainted with Charles E. Browning, the holder of Permit No. G-25349? How long have you known him and where does he reside?

Ans. Known him since 1950. Lives in Idaho Falls, Idaho

Ques. 3. Have you read or heard read said Permit No. G-25349, and are you familiar with its provisions and conditions?

Ans. I am familiar with conditions. Have read permit.

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

Ans. deep well, conveyed by pump, pipe and sprinkler system to place of use. Water is diverted from well in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30, township 4 North, Range 37 EBM.

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

Ans. Estimate will conduct 320 inches of water. Have seen 320 inches being conveyed

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

Ans. 320 miner's inches, Am used to measuring water--estimated amount of diversion, based upon past experience.

*J*25349

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used. irrigation. land is cultivated and planted to potatoes, peas and grain. General farm crops. Couldn't grow these crops without water. Have seen irrigation on entire NE $\frac{1}{4}$ and entire NW $\frac{1}{4}$ of Sec. 30, Twp. 4 North, Range 37 EBM, totalling 320 acres

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

Ans. none

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. dry farm land has been reclaimed. Estimate will require 300 to 320 inches for cultivation.

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

Ans. none

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. May 1, 1955, saw water used for irrigation. Used by pumping thru sprinklers, used about 320 inches. Have seen irrigation over entire 320 acres.

(Signed) E. J. Steinke

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 Idaho Falls, County of Bonneville, State of Idaho, on this 28th day of June, A. D. 1955.

My commission expires

June 6, 1957
William S. Holden
Residence and P.O. Address
Idaho Falls, Idaho
Notary Public

25349

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-25349

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.

Ans. Anton Brinkman, age 44, Roberts, Idaho, working man, Roberts, Idaho

Ques. 2. Are you acquainted with Charles E. Browning, the holder of Permit No. G-25349? How long have you known him and where does he reside?

Ans. Known for 16 years, resides in Idaho Falls, Idaho

Ques. 3. Have you read or heard read said Permit No. G-25349, and are you familiar with its provisions and conditions?

Ans. yes

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

Ans. Subterranean well, pumped through pipes and sprinkler, diverted in SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 30, Township 4 North, R. 37 EBM

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

Ans. six second feet, estimate at six second feet

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

Ans. About 300-310 inches per minute, measured by engineers

J 25349

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. used to irrigate potatoes, peas and grain. cultivated land planted to grain and row crops. Applicant irrigates North half of Sec. 30, Twp. 4 North, Range 37 EBM. Have seen water on entire 320 acres.

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

Ans. none

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. arid, dry farm land. Estimate amount of water at 300 inches.

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

Ans. none

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Spring of 1955, estimated 300 inches used, by pump and sprinkler, have irrigated entire 320 acres owned by applicant.

(Signed)

Anton Brinkman

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 Idaho Falls, County of Bonneville, State of Idaho, on this 28th day of June, A. D. 1955.

My commission expires

William L. Holden
Notary Public.
Refugee P.O. address
June 6, 1957 Idaho Falls, Idaho

25349

June 3, 1955

RE: Permit No. G-25349

Rigby Star
Rigby
Idaho

Gentlemen:

We have checked the notice on Permit No. G-25349 of Charles E. Browning appearing in your issue of June 2nd and find same to be correct with one exception.

The words "proof of" have been omitted in the heading, which should read, "Notice of Proof of Completion of Work"

Please make this correction in your subsequent issues.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

Ashll

25349

**NOTICE OF COMPLETION OF WORKS
AND APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 11:00 A.
M., on the 28th day of June, 1955, at Idaho
Falls, County of Bonneville, State of Ida-
ho, before William S. Holden, Notary
Public, proof will be submitted of the
completion of works for the diversion of
6.4 cubic feet per second of the waters
of subterranean well and of the applica-
tion to beneficial use of said water, in
accordance with the terms and condi-
tions of Permit No. G25349, heretofore is-
sued by the Department of Reclamation of
the State of Idaho.

1. The name and postoffice address of
the person or corporation holding said
permit are Charles E. Browning, Box 781,
Idaho Falls, Idaho.

2. Said works of diversion will be fully
completed on the date set for such com-
pletion, and the amount of water which
said works are capable of conveying to
the place of use in accordance with the
plans accompanying the application for
such permit, is 6.4 cubic feet per second.

3. The use to which said water has been
applied is irrigation purposes, and the
amount applied to beneficial use is 6.4
cubic feet per second.

4. The place where said water is used
is N $\frac{1}{2}$ Section 30, Township Four North,
Range thirty-seven East of Boise Merid-
ian, in Jefferson County, Idaho, and the
well is located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said
section.

5. The date of priority which said user
is prepared to establish is January 10,
1955. MARK R. KULP,
State Reclamation Engineer.

(Publish: June 2, 6, 10, 13, 1955.)

May 27, 1955

Re: Permit No. G-25349

Messrs. Holden & Holden
First National Bank Building
Idaho Falls, Idaho

Attention- Mr. R. Vern Kidwell

Dear Mr. Kidwell:

We have your letter of May 25th, just received, enclosing notice for proof of completion of works and beneficial use on Permit No. 25349, in the name of Charles E. Browning.

It will be all right to have the proofs made before Mr. William S. Holden, in Idaho Falls, and we have set 11:00 A. M. June 28, 1955, as the date for making the proofs.

A copy of the notice has been sent to the Rigby Star, with instructions to publish once a week for four weeks prior to that date, and to send Mr. Browning the affidavit of publication, together with statement of costs.

At the time set Mr. Browning should appear before Mr. Holden, together with two disinterested witnesses, who are familiar with the terms of the permit, and the work done thereunder, for the purpose of executing the enclosed depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Encls.

Chief Clerk

25349

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. G-25349

Date: May 27, 1955

Rigby Star

Rigby, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to June 28, 1955 the date set for proof, the expense of the publication to be paid by the applicant, Charles E. Browning of Box 781, Idaho Falls, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

f 25349

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

Notice is hereby given that at 11:00 A. M., on the 28th
day of June, 19 55, at Idaho Falls, County of
Bonneville, State of Idaho, before William S. Holden,
Notary Public, proof will be submitted of the completion of works for
the diversion of 6.4 cubic feet per second of the waters of
subterranean well and of the application to beneficial use of
said water, in accordance with the terms and conditions of Permit No.
G 25349 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 are Charles
W. E. Browning, Box 781, Idaho Falls, 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 con-
veying to the place of use, in accordance with the plans accompanying the appli-
cation for such permit, is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation
purposes, and the amount applied to beneficial
use is 6.4 cubic feet per second.

4. The place where said water is used is N $\frac{1}{2}$ Section 30, Township
Four North, Range thirty-seven East of Boise Meridian, in
Jefferson County, Idaho, and the well is located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said section.

5. The date of priority which said user is prepared to establish is
10
January 1955.

MARK R. KULP

State Reclamation Engineer

HOLDEN & HOLDEN

ATTORNEYS AT LAW

IDAHO FIRST NATIONAL BANK BUILDING

IDAHO FALLS, IDAHO

TELEPHONE 4450

ARTHUR W. HOLDEN
WILLIAM S. HOLDEN
ROBERT B. HOLDEN
R. VERN KIDWELL
HOWARD R. STINSON
REED A. WILLIAMS

MAY 25, 1955

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 27 1955
Department of Reclamation

GENTLEMEN:

ON BEHALF OF CHARLES E. BROWNING, Box 781, IDAHO FALLS, IDAHO, WE ARE ENCLOSING IN DUPLICATE FORM NO. 36, BEING THE NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE.

ALSO ENCLOSED IS THE AUTHORIZATION TO YOUR OFFICE BY THE TERMS OF WHICH YOU ARE PERMITTED TO PUBLISH THE NOTICE IN THE RIGBY STAR AT THE EXPENSE OF THE APPLICANT.

THE STATUTE DOES NOT SPECIFY THAT THE PLACE OF PROOF TO BENEFICIAL USE MUST BE IN THE COUNTY IN WHICH THE IRRIGATION IS MADE. WITH THAT THOUGHT IN MIND, WE HAVE SET THE HEARING BEFORE WILLIAM S. HOLDEN IN BONNEVILLE COUNTY, IDAHO. WILLIAM S. HOLDEN IS A MEMBER OF OUR FIRM AND IS ALSO A QUALIFIED NOTARY PUBLIC. IN THE EVENT THERE IS A DEPARTMENTAL PRACTICE REQUIRING THE HEARINGS TO BE HELD IN THE COUNTY WHEREIN THE IRRIGATION IS COMPLETED, WILL YOU KINDLY MAKE THE CHANGE IN THE NOTICE OF PROOF TO SHOW BEFORE GEORGE M. LARSEN IN RIGBY, JEFFERSON COUNTY, IDAHO.

WE WOULD APPRECIATE ADVICE FROM YOUR OFFICE AS TO WHERE THE HEARINGS WILL BE HELD. WE HAVE LEFT THE DATE OF HEARING BLANK, BECAUSE IT IS IMPRACTICAL AT THIS TIME TO DETERMINE THE PUBLICATIONS WHICH WILL BE FIXED BY THE DEPARTMENT OF RECLAMATION. WILL YOU KINDLY INSERT SUCH DATES AS WILL COMPLY WITH YOUR SCHEDULE. THE RIGBY STAR IS PUBLISHED EACH THURSDAY. HOWEVER, THEY WOULD LIKE TO HAVE THE MATERIAL FOR PUBLICATION IN THEIR OFFICE NOT LATER THAN TUESDAY, SO THAT THEY MAY SET THE PROOFS ON IT. ACCORDINGLY WE HAVE NOT FIXED THE TIME BECAUSE WE DO NOT KNOW WHETHER YOU WILL BE ABLE TO HAVE THE ENCLOSED NOTICES RETURNED TO RIGBY IN TIME TO HAVE PUBLICATION IN THE NEXT ISSUE.

SHOULD THERE BE ANY ADDITIONAL INFORMATION KINDLY ADVISE.

VERY TRULY YOURS,

HOLDEN & HOLDEN

BY

R. VERN KIDWELL

RVK:JK
ENCL.

825349

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) _____
(P. O.) Box 781, Idaho Falls, Ida.

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Rigby Star of Rigby, Idaho published in
the county in which the works are situated.

E. E. Branning

(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.

825849

May 12, 1955

RE: Permit No. G-25349

Mr. Charles E. Browning
East First Street
Idaho Falls, Idaho

Dear Mr. Browning:

We enclose Departmental Receipt No. G-1180 for the \$1.00 fee for copy of Permit No. G-25349.

Notice for publication of proof of completion of works and beneficial use should be made in duplicate on Form 36 enclosed, setting the time and place and naming the Notary Public before whom the proofs are to be made.

Both copies of Form 36 to be returned to this Department together with Form 11 which is your authorization for us to have the notice published at your expense in the designated county newspaper.

We shall then send a copy of the notice to the newspaper with instructions in regard to publishing and shall send you the forms of deposition to be executed by yourself and two disinterested witnesses in making this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

Ashll
Enc.

825349

J. ED. BROWNING & SON, INC.

PARK AVENUE AND "D" STREET

IDAHO FALLS, IDAHO

May 11, 1955

BUICK

G.M.C. TRUCKS

RECEIVED
MAY 12 1955
Department of Reclamation

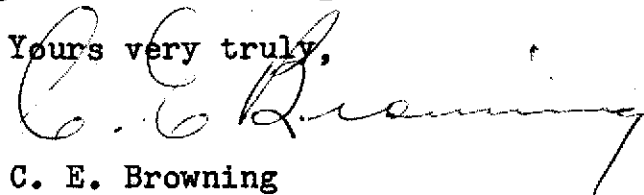
Mr. Mark Kulp
State Reclamation Engineer
Boise, Idaho

Dear Sir:

I am enclosing, herewith, my check in the amount of \$1.00 to cover duplicate water permit which you recently sent to me.

Would you please send me the necessary forms and information so that I might advertise in the Rigby Star of Jefferson County to prove up on the filing of the water-right.

Yours very truly,



C. E. Browning

CEB/ve

Encl.

825349

✓
May 5, 1955

RE: Permit No. G-25349

Mr. Charles E. Browning
East First Street
Idaho Falls, Idaho

Dear Mr. Browning:

In reply to your letter of May 4, we enclose a copy of Permit No. G-25349. The fee for making this is \$1.00 for which please send us your check.

We note your statement that the well is completed and you will note from the conditions of the Permit as given on the fourth page that both proofs of completion of works and beneficial use are required at the same time and may be made any time before January 11, 1960.

When the well is completed, the pump installed and the water applied for the irrigation of the land described, both proofs may be made. In order to do this, there must first be a notice published in a county newspaper once a week for four weeks and we shall be glad to send you the necessary forms of notice and instruction upon request.

This Department does not make inspection until after the proofs have been made.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

J25349

J. ED. BROWNING & SON, INC.
PARK AVENUE AND "D" STREET
IDAHO FALLS, IDAHO

BUICK
G.M.C. TRUCKS

May 4, 1955

RECEIVED
MAY 5 1955
Department of Reclamation

Mr. Mark Kulp
State Engineer's Department
Boise, Idaho

9 25349

Dear Sir:

We have completed the well on the N $\frac{1}{2}$ Sec 30, T4N-R37E, Jefferson County. You may inspect this pumping operation anytime after June 15. If you would let me know when you will be in this area, I will make arrangements to meet you there. Also, would you please advise if there is anything further I have to do to prove up on this water right.

I seem to have misplaced the original water application. If possible, would you please send me a duplicate. If there is any charge I will be glad to send you my check to cover it.

Yours very truly,

C. E. Browning
C. E. Browning

CEB/ve

9 h 1-11-60

925349

S T A T E O F I D A H O

D E P A R T M E N T O F R E C L A M A T I O N

B O I S E

Permit No. G-25349

Date Jan. 17, 1955

We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of
the State Reclamation Engineer, on the fourth page.

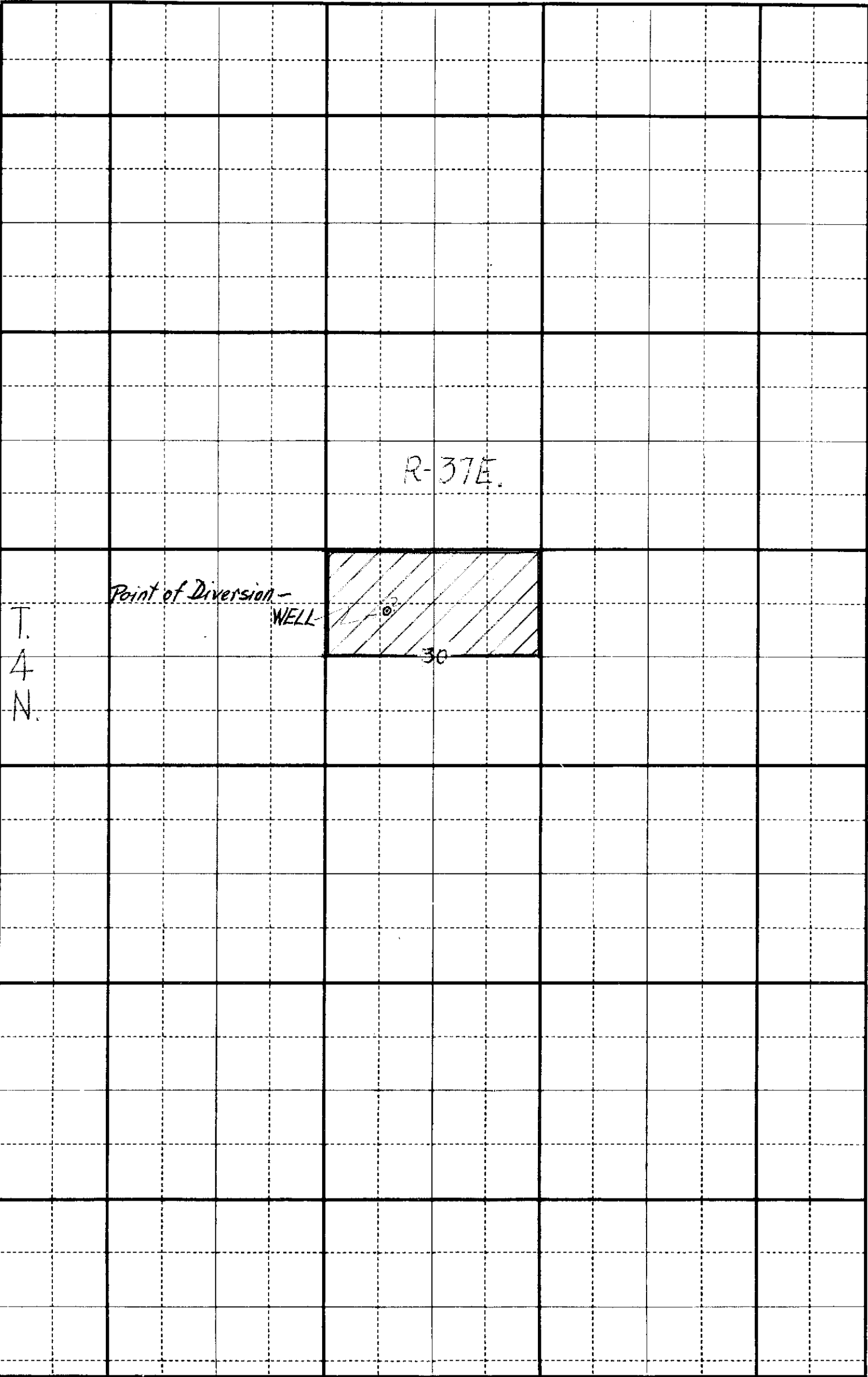
Mr. Charles E. Browning
E 1st Street
Idaho Falls, Idaho

MARK R. KULP
State Reclamation Engineer

Chief Clerk

Enc. Departmental receipt No. G-921

25349



J. ED. BROWNING & SON, INC.

PARK AVENUE AND "D" STREET

IDAHO FALLS, IDAHO

BUICK
G.M.C. TRUCKS

January 8, 1955

RECEIVED
JAN 10 1955
Department of Reclamation
9 am

Mr. Mark Kulp
State Reclamation Engineer
Capital Bldg.
Boise, Idaho

Dear Mr. Kulp:

I am enclosing herewith Application for Water Permit.
The location of the well is in Jefferson County. I
am also enclosing my check in the amount of \$6.50 to
cover.

Yours very truly,

Charles E. Browning
Charles E. Browning

CEB/ah
encl.

J25349

October 2, 1956

Mr. W. J. Anderson
Rogers Building
Idaho Falls, Idaho

Dear Mr. Anderson:

We enclose Transfer Certificate No. 870, in the name of C. E. Browning, for the transfer of subterranean water from a well in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 30, Township 4 North, Range 37 East, B. M.

We also enclose Departmental Receipt No. 28195 for the \$1.00 recording fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

A
Encl.

T-870
35-2398

W. J. ANDERSON
ATTORNEY AT LAW
ROGERS BUILDING
IDAHO FALLS, IDAHO
TELEPHONE 677

June 7, 1956

RECEIVED
JUN 11 1956
Department of Reclamation

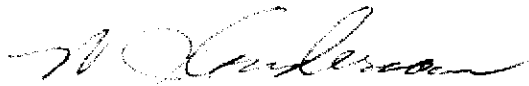
Department of Reclamation
State of Idaho
State House
Boise, Idaho

Dear Sirs:

Please find enclosed the Affidavit of Publication of the Rigby Star, a newspaper in Jefferson County, of the Notice of Proposed Transfer of Water Rights by G. W. Browning of Idaho Falls, Idaho. Also enclosed is my check for \$1.00 to cover the costs of the recording as advised by you in your earlier letters.

As I understand it this concludes the transfer proceedings and you will issue a new license for the water right to cover the additional lands.

Sincerely yours,


W. J. Anderson

WJA/mj

Encl. 2

T-870
352342

April 10, 1956

Re: License No. G-25349

Mr. C. E. Browning
Park Avenue & D. St.
Idaho Falls, Idaho

Dear Mr. Browning:

This will acknowledge receipt of your Application of Transfer of Water Right for four cubic feet per second obtained by State License No. G-25349.

We wish to state that Notice of Publication has been mailed to the Rigby Star with instructions to publish same once a week for two consecutive weeks. The Rigby Star was instructed to send you the Affidavit of Publication together with statement of costs, which will have to be sent to this Office together with a \$1.00 fee for recording.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

T:cu

T-870
35-25349

W. J. ANDERSON
ATTORNEY AT LAW
ROGERS BUILDING
IDAHO FALLS, IDAHO
—
TELEPHONE 677

RECEIVED
MAR 30 1956
Department of Reclamation

March 26, 1956

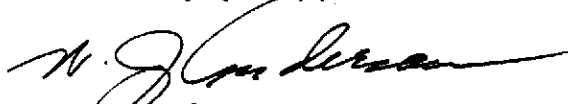
Department of Reclamation
State of Idaho
State House
Boise, Idaho

Dear Sirs:

Mr. Charles E. Browning of Idaho Falls was issued permit no. G-25349 for the use of water from a well in Section 30, Twp. 4N. R. 37 EBM. He desires to transfer the water right to include additional lands as well as those now having the water right. Please find enclosed the completed and acknowledged application. As I read the statutes it is not necessary to get permission for the transfer from others as is provided on page 3 of the application.

Would you prepare the necessary publication in the Rigby Star, Jefferson County, Rigby, Idaho.

Sincerely yours,


W. J. Anderson

WJA:s
encls:

T-870
35-2392

COPY

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of)

C. E. Browning,
of Idaho Falls, Idaho,)

for a Transfer of Water Right for
subterranean water, in Jefferson
County, Idaho.)

ORDER GRANTING TRANSFER

No. 870

WHEREAS, On the 27th day of April, 1956, at the Department of Reclamation of the State of Idaho, in Boise, Idaho, this matter of an application of C. E. Browning (also known as Charles E. Browning) of Idaho Falls, Idaho, for a transfer of water right came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby:

NOW, THEREFORE, IT IS HEREBY ORDERED that the said application be, and the same is, HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 2nd day of October, A. D. 1956.

Mark R. Kulp

MARK R. KULP

State Reclamation Engineer

(SEAL)

T-870
352392

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 870

THIS IS TO CERTIFY That C. E. Browning (also known as Charles E. Browning), of Idaho Falls, Idaho, is the owner of and using a certain water right for four (4) cubic feet per second of subterranean water from a well in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 30, Township 4 North, Range 37 East, B. M., with priority of January 10, 1955, under license No. G-25349 issued by the State Reclamation Engineer of the State of Idaho, said license bearing date of January 13, 1956, and being appurtenant to the following described lands, to-wit:

North Half (N $\frac{1}{2}$) Section 30,
Twp. 4 North, Range 37 East, B.M.

That said license has been entered in the records of the Department of Reclamation in Volume 6 of Licenses, at page 5651.

And that now, upon the application of C. E. Browning, of Idaho Falls, Idaho, for the transfer of four (4) cubic feet per second of said subterranean water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of said water upon the above described lands is hereby abandoned, and the lands to which said water shall, by this certificate, become appurtenant, for irrigation and domestic purposes, are described as follows, to-wit:

North Half and Southeast Quarter
(N $\frac{1}{2}$ and SE $\frac{1}{4}$) Section 30,
Twp. 4 North, Range 37 East, B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

Four (4) cubic feet per second of
subterranean water, with priority
of January 10, 1955.

That the water right hereby transferred has heretofore been conducted to the first above described lands through private ditches with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 30, Township 4 North, Range 37 East, B. M.

That the water right hereby transferred will hereafter be conducted to the last above described lands through private ditches and from the same point of diversion.

T-870
35-2392

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 2nd day of October, A. D. 1956

Mark R. Kulp
MARK R. KULP

State Reclamation Engineer

(SEAL)

1-870
35-2397

COPY
STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of)

C. E. Browning,
of Idaho Falls, Idaho,

for a Transfer of Water Right for
subterranean water, in Jefferson
County, Idaho.

ORDER GRANTING TRANSFER

No. 870

WHEREAS, On the 27th day of April, 1956, at the Department of Reclamation of the State of Idaho, in Boise, Idaho, this matter of an application of C. E. Browning (also known as Charles E. Browning) of Idaho Falls, Idaho, for a transfer of water right came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby:

NOW, THEREFORE, IT IS HEREBY ORDERED that the said application be, and the same is, HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 2nd day of October, A. D. 1956.

Mark R. Kulp

MARK R. KULP

State Reclamation Engineer

(SEAL)

T-870
353393

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 870

THIS IS TO CERTIFY That C. E. Browning (also known as Charles E. Browning), of Idaho Falls, Idaho, is the owner of and using a certain water right for four (4) cubic feet per second of subterranean water from a well in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 30, Township 4 North, Range 37 East, B. M., with priority of January 10, 1955, under license No. G-25349 issued by the State Reclamation Engineer of the State of Idaho, said license bearing date of January 13, 1956, and being appurtenant to the following described lands, to-wit:

North Half (N $\frac{1}{2}$) Section 30,
Twp. 4 North, Range 37 East, B.M.

That said license has been entered in the records of the Department of Reclamation in Volume 6 of Licenses, at page 5651.

And that now, upon the application of C. E. Browning, of Idaho Falls, Idaho, for the transfer of four (4) cubic feet per second of said subterranean water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of said water upon the above described lands is hereby abandoned, and the lands to which said water shall, by this certificate, become appurtenant, for irrigation and domestic purposes, are described as follows, to-wit:

North Half and Southeast Quarter
(N $\frac{1}{2}$ and SE $\frac{1}{4}$) Section 30,
Twp. 4 North, Range 37 East, B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

Four (4) cubic feet per second of
subterranean water, with priority
of January 10, 1955.

That the water right hereby transferred has heretofore been conducted to the first above described lands through private ditches with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 30, Township 4 North, Range 37 East, B. M.

That the water right hereby transferred will hereafter be conducted to the last above described lands through private ditches and from the same point of diversion.

1-870
35-2395

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 2nd day of October, A. D. 1956

Mark R. Kulp
MARK R. KULP

State Reclamation Engineer

(SEAL)

T-870
35-2392

Application For Transfer of Water Right

RECEIVED
MAR 30 1956
Department of Reclamation

STATE OF IDAHO

County of Bonneville

ss.

C. E. Browning also known as Charles E. Browning, being first duly sworn, deposes and says:

That his name is Charles E. Browning; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is

Park Ave. and "D" St., Idaho Falls, Idaho

That he is the owner and using a certain water right, bearing date of priority of January 10, 1955, for 4.0 cubic feet per second of the waters of a well (subterranean flow)

County of Jefferson, State of Idaho, decreed to Charles E. Browning

by decree of Judge, of the Judicial District of the State of

Idaho, in and for the County of, in the case of

vs., said decree bearing date of

(or obtained by virtue of License No. G-25349, issued by the State Engineer of the State of Idaho,

dated January 13, 1956, bearing date of January 10, 1955.)

for the purpose of irrigating the following described lands situate, lying and being in Water District

No. in the County of Jefferson and State of Idaho, to-wit:

Northeast Quarter (NE $\frac{1}{4}$) and the Northwest Quarter (NW $\frac{1}{4}$) of Section Thirty (30), Township Four (4) North, Range Thirty-seven (37) East of the Boise Meridian

and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i. e.

as per abstract of title of said water right hereto attached and made a part of this statement:

That said waters are now diverted from said stream in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30, Township 4 N., Range 37 E., B. M., and conducted to the above described lands through diversion works on said land

as per map herewith and of this affidavit made a part

That affiant and petitioner desires to abandon the use of 4.0 cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Jefferson and State of Idaho, to-wit:

Northeast Quarter (NE $\frac{1}{4}$), Northwest Quarter (NW $\frac{1}{4}$) and Southeast Quarter (SE $\frac{1}{4}$) of Section Thirty (30), Township Four (4) North, Range Thirty-seven (37) East of the Boise Meridian.

That his reasons for desiring to make such transfer are as follows: to include additional acreage in the irrigation from such water right and diversion

T-870
35-2392

That he intends to divert and convey said 4.0 second feet of water to the tract of land last above described in the following manner, to-wit: Diversion works and carrying ditches will be entirely on land owned and operated by applicant, they will not be on or run across land owned by others, all of such works and ditches will be in Section 30 Twn. 4 N. Range 37 EBM

as set forth upon the map herewith; and that no one will be injured by such transfer.

WHEREFORE, Affiant and Petitioner prays that the Commissioner of Reclamation of the State of Idaho issue to him the proper certificate authorizing such transfer, in accordance with the provisions of Section 5582 of the Idaho Compiled Statutes.

C. E. Banning
Applicant.

Subscribed and sworn to before me this 4th day of February

A. D. 1956

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS

From what stream is the water diverted? A well (subterranean flow)

Where is the diversion point located? SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 30, Twn 4 N. R. 37 EBM

Through what ditch is it now conducted? ditches of applicant's on applicant's property

How much land is now irrigated by the water sought to be transferred? 320 acres

Give the description: NE $\frac{1}{4}$ and NW $\frac{1}{4}$, Section 30, Twn. 4N. Range 37 EBM

What is the total amount of water in inches, or second feet, dedicated to said land? 4.0 cu. ft. per sec.

What kind of crops are being raised? hay, grain, potatoes

How much water per acre is now required to irrigate said land?

What will be the effect on the land now irrigated, if the use of water on it is discontinued? use of water will not be discontinued on present land

Give location of new point of diversion, if change is to be made will remain same

Through what ditch will it be conducted after transfer? same and additional private ditches of applicant

How much water will be required per acre to irrigate the land to which this water is transferred?

Do you claim any other water right for the land from which you seek to abandon the use of this water?

If so, give amount, date and source no---no abandonment

Is there now any other water right for the land to which you seek to make this transfer? If so, give amount, date and source no

Signed

C. E. Banning
Applicant.

STATE OF IDAHO.

County of Bonneville

ss.

C. E. Browning, also known as Charles E. Browning
being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citizen of the United States and of the State of Idaho, residing at Idaho Falls, Idaho
that he is user of water from a well, in Water District No.
County of Jefferson, State of Idaho; that he has read or heard read the foregoing affidavit and petition of and is familiar with its allegations and with the water right and lands therein mentioned and described and is not in any way interested in either, nor in any way related to said petitioner; that the statements and allegations therein made are true of his own knowledge; and that no one will be injured by the granting of the certificate authorizing the transfer therein petitioned.

C. E. Browning

Subscribed and sworn to before me this day of

A. D. 19

STATE OF IDAHO.

County of

ss.

I, Watermaster of
Water District No., County of, State of Idaho, whose postoffice address is, have read or heard read the foregoing affidavit and petition of, and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized; and I hereby endorse my approval of said petition, and request that the Commissioner of Reclamation issue the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of transfer prayed for) for the following reasons.

Watermaster Dist. No.

Dated at Idaho, this day of, 19

T-870
35-2392

Name of Applicant.....

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO,
County of Jefferson ss.

Hopet B Jones
I, *Hopet B Jones*, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county, for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that said attached notice, advertisement or publication, as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for

Two consecutive issues thereof; first publication having been made on the

12th day of *April*, 19*56*

and last publication on the

14th day of *April*, 19*56*

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each, printed from type matter, of at least seventeen and three-fourths inches depth; and that there are at least two hundred bona fide subscribers in Jefferson County.

Hopet B Jones

**NOTICE OF PROPOSED
TRANSFER OF WATER RIGHTS**
Notice is hereby given that G. E. Browning of Park Avenue and "D" St., Idaho Falls, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the place of use of the waters of Subterranean flow, as follows:
Amount: 4.0 cubic feet per second, Priority date, January 10, 1955.
Point of Diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30, Township 4 N. Range 37 E. Place of Use: N $\frac{1}{2}$ Section 30, Township 4 North-Range 37 East.
Transfer to
Place of Use: N $\frac{1}{2}$ and SE $\frac{1}{4}$, Section 30, Township 4 North, Range 37 East.
And that on the 27th day of April, 1956, at 10 o'clock A. M. at Room 107, State House, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.
MARK R. KULP,
State Reclamation Engineer.
(Pub. April 12-19, 1956)

Subscribed in my presence and sworn to before me this *16th*

day of *May*, 19*56*

(SEAL)

R. H. Hamm

Notary Public for the State of Idaho,
Residence and P. O. Address: Rigby, Idaho.
My commission expires _____, 19____

Publication Fee: \$ *pd*

My Commission Expires July 17, 1957

T-870
35-2392

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Rigby Star
Rigby
Idaho

Date:
April 9, 1956

Gentlemen:

Enclosed you will find notice for publication once a week for two consecutive weeks prior to April 27, 1956, the date set for hearing, the expense of the publication to be paid by the applicant, Mr. C. E. Browning of Park Avenue, & D St., Idaho Falls, Ida. to whom you should furnish proof of publication on or prior to the date set for hearing.

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

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

T-870
35-2392

Notice Of Proposed Transfer Of Water Right

Notice is hereby given that C. E. Browning
of Park Avenue and "D" St., Idaho Falls, Idaho, has applied to the State Reclamation Engineer
of the State of Idaho for a certificate authorizing him to change the ~~point of diversion~~
~~and/or~~ place of use of the waters of Subterranean flow, as follows:
Amount: 4.0 cubic feet per second, Priority date January 10, 1955.
~~as follows: Amount:~~

Point of diversion: SE 1/4 NW 1/4, Section 30, Township 4 N.,
Range 37 E. Place of Use: N 1/2, Section 30, Township 4 North, Range 37 East.

Transfer to

~~Point of diversion:~~ 1/4 NW 1/4, Section 30, Township 4 N.,
~~Range~~ N 1/2, Section 30, Township 4 North, Range 37 East.
Place of Use: N 1/2 and SE 1/4, Section 30,
Township 4 North, Range 37 East.

And that on the 27th day of April, 1956, ~~1955~~
at 10 o'clock A. M., at Room 107, State House, Boise, Idaho,
before the State Reclamation Engineer, or his authorized agent, the opportunity will be
given to any and all persons to appear and present, for his consideration any reason or rea-
sons why a certificate should not be issued authorizing such transfer.

MARK R. KULP
State Reclamation Engineer.

T-870
35-2392

Ex. 1. For [unclear] Certificate

[Faint, mostly illegible text]

870

[Signature]

*T-870
35-2392*

NOTICE OF PROPOSED TRANSFER OF WATER RIGHTS

Notice is hereby given that G. E. Browning of Park Avenue and "D" St., Idaho Falls, 10220, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the place of use of the waters of Subterranean flow, as follows:

Section 30,
North, Range 37 East,
on the 27th day of April, 1956,
A. M. at Room 107, State
Idaho, before the State
Engineer, or his authorized
opportunity will be given to
persons to appear and pre-
consideration any reason or
a certificate should not be
izing such transfer.
MARK R. KULP,
State Reclamation Engineer.
June 10, 1956)

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

Notice is hereby given that at 11:00 A. M., on the 28th day of June, 1955, at Idaho Falls, County of Bonneville, State of Idaho, before William S. Holden, Notary Public, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of the waters of subterranean well and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G25349, 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 are Charles E. Browning, Box 781, Idaho Falls, 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 in accordance with the plans accompanying the application for such permit, is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The place where said water is used is N $\frac{1}{2}$ Section 30, Township Four North, Range thirty-seven East of Boise Meridian, in Jefferson County, Idaho, and the well is located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said section.

5. The date of priority which said user is prepared to establish is January 10,

MARK R. KULP,

1955.

State Reclamation Engineer.

(Publish: June 9, 1955.)