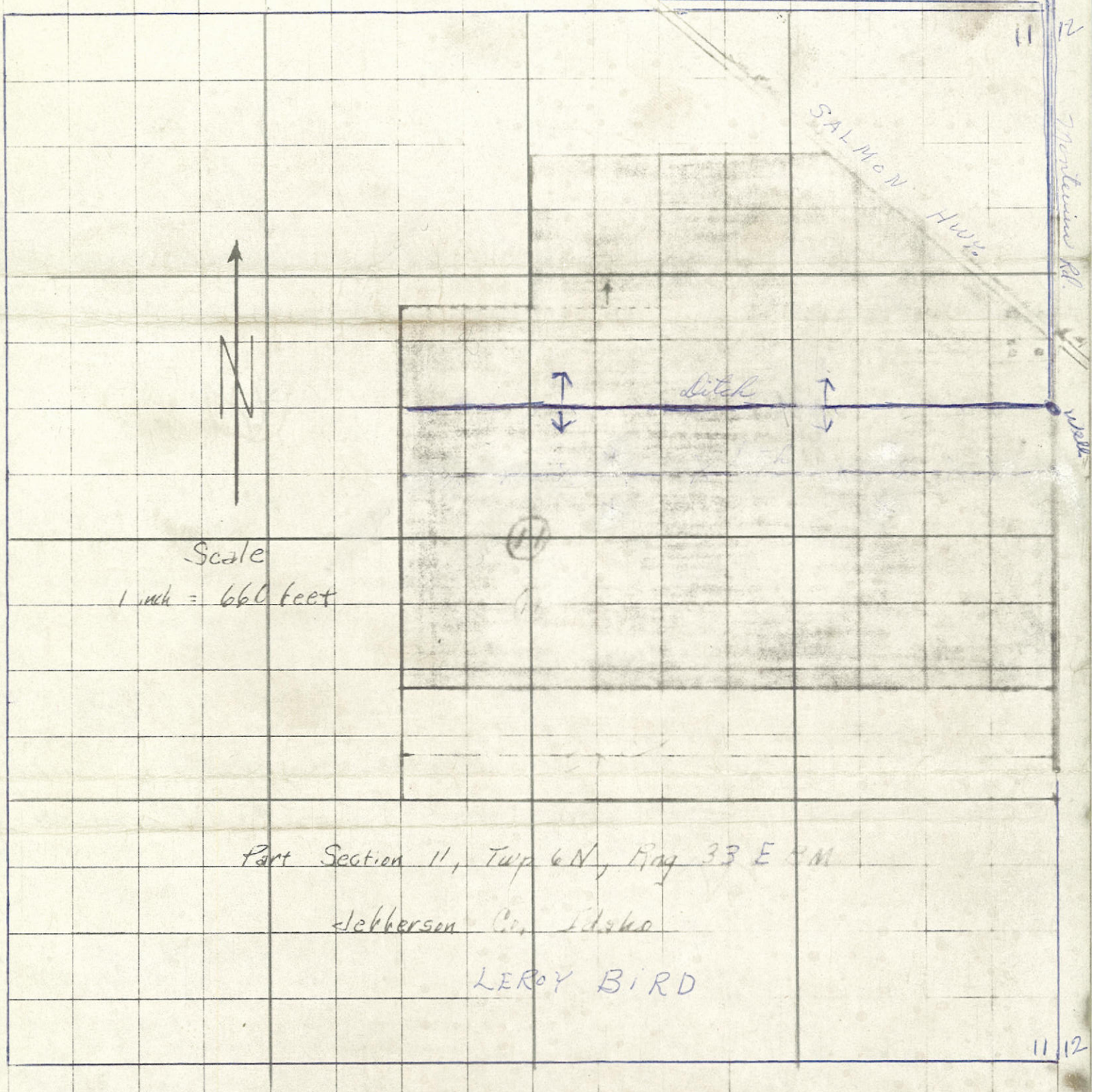


Part Section 11, Twp 6N, Rng 33 E BM

Jefferson Co. Idaho

LEROY BIRD

11 12

31-7019

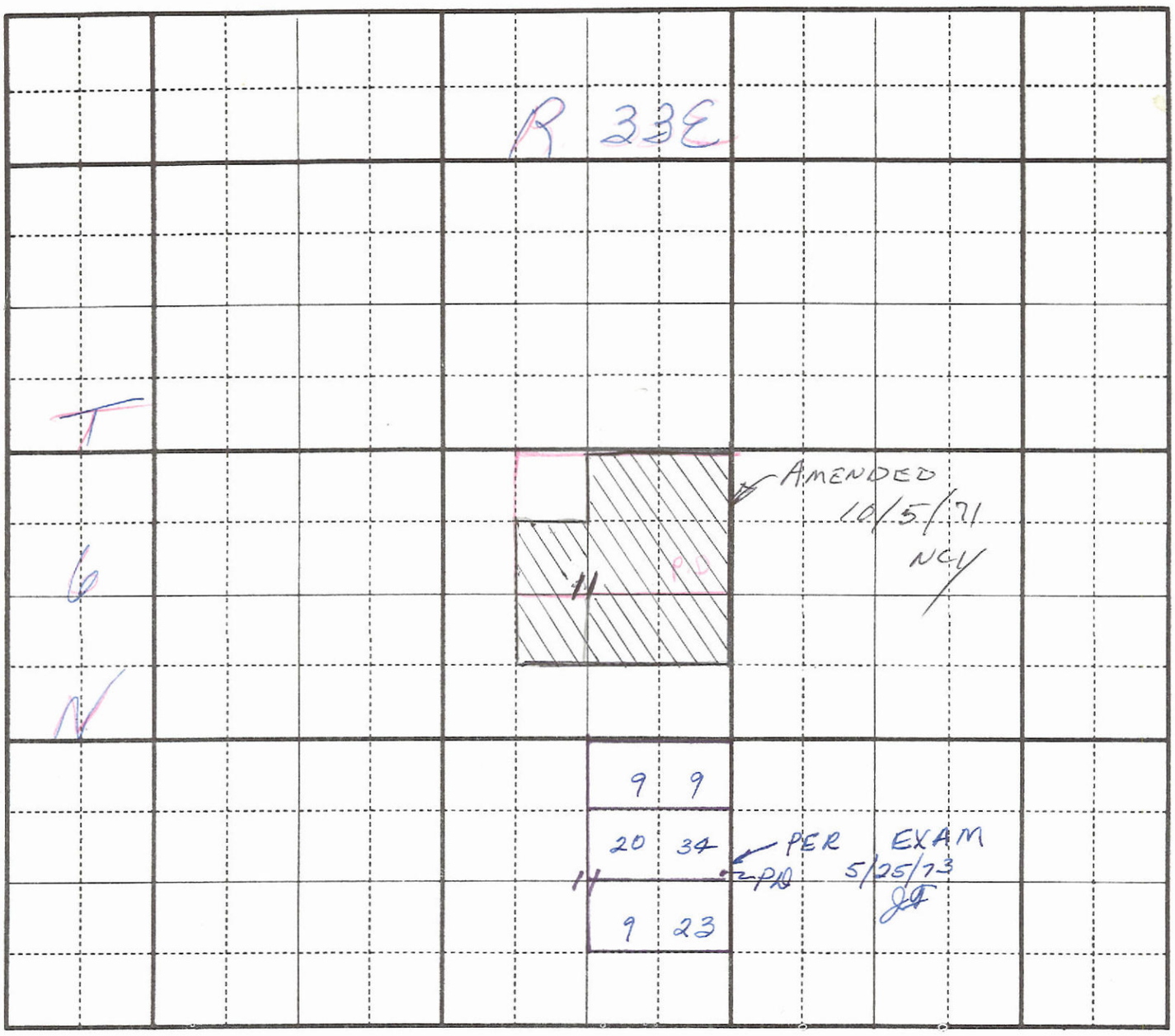
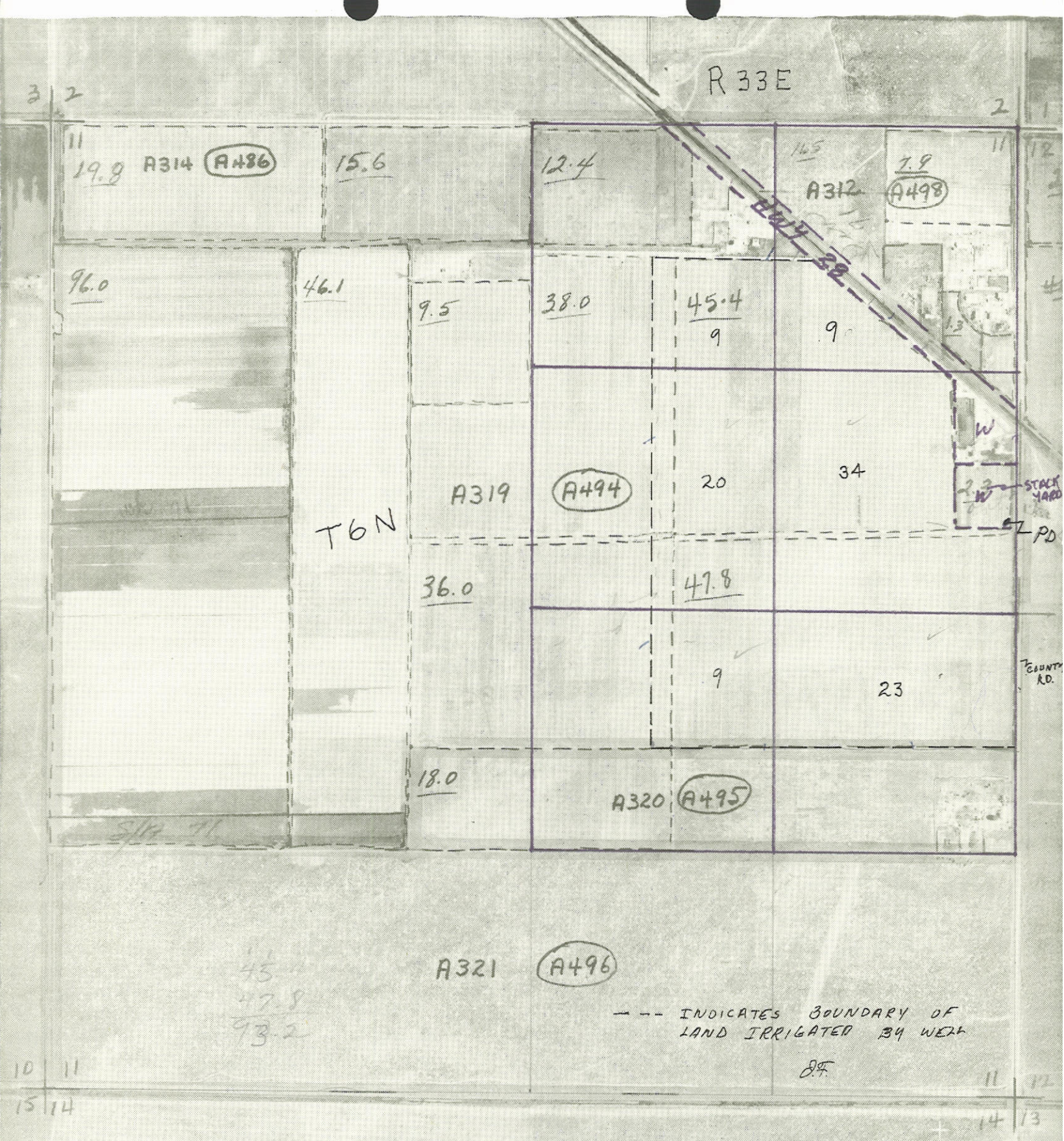


Diagram of System


R 33 E
T 6 N
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A319
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20
34
STACK YARD
PD
36.0
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9
23
COUNTY RD.
18.0
A320
A495
A321
A496
45
47.8
93.2
INDICATES BOUNDARY OF LAND IRRIGATED BY WELL
D.F.
Leroy Bird

LJ-200
I-63

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date May 25, 1923 DISCHARGE MEASUREMENT NOTES

Leroy Bird River at 100' downstream from pump

Angle coefficient	Dist. from initial point	Width	Depth	Observation depth	Revolutions	Time in seconds	VELOCITY: At point	VELOCITY: Mean in vertical	Adjusted for hor. angle or	Area	Discharge
	1	EDGE									.55
	1.5	.5	.7		3	40	.118			.35	.041
	2.0	.5	.65		15	50	.333			.325	.108
	2.5	.5	.65		30	45	.683			.325	.222
	3.0	.5	.65		30	42	.713			.325	.232
	3.5	.5	.65		30	40	.763			.325	.248
	4.0	.5	.70		25	42	.589			.350	.206
	4.5	.5	.70		30	40	.763			.350	.267
	5.0	.5	.75		20	50	.428			.375	.160
	5.5	.5	.70		20	42	.501			.350	.175
	6.0	.5	.60		25	45	.577			.300	.173
	6.5	.5	.60		30	47	.656			.300	.197
	7.0	.5	.50		5	40	.166			.250	.041
	40-1-6	6.0									2.070 cfs
		Progress		R-479							

of Sheets. Comp. by JD Chk by

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 31-7019 Priority May 30, 1969 Amount 2.07 cfs

THIS IS TO CERTIFY, that LEROY BIRD

of Monteview, Idaho, has complied with the terms and conditions of Permit No. 31-7019 issued pursuant to Application for Permit dated April 3, 1969, and has submitted proof to the Department of Water Administration on August 27, 1971 (late proof), that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 2.07 cfs of water from a ground water source, tributary to _____, and that the permit holder has applied to a beneficial use & established a right to use water as follows:

Beneficial Use	Period of Use		Rate of Diversion		Annual Volume
Irrigation	from April 15	to Sept. 15	at 2.07	cfs and	312 acre feet or 3.0 af per acre
	from	to	at	cfs and	
	from	to	at	cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 2.07 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 312 acre feet per year, said waters to be diverted within the $SE\frac{1}{4}NE\frac{1}{4}$ of Sec. 11, Twp. 6 N, Rge. 33 E, B.M. in the County of Jefferson

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6 N	33 E	11	9	9	20	34									23	9			104

Total number of acres irrigated 104

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

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 11 day of September, 19 74.

MICROFILMED

Director

RECEIVED
OCT 2 1971
Department of Water Administration

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR AMENDMENT

Permit No. 31-7019

Comes now Leroy Bird of (address) Monteview, Idaho, and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 31-7019, and requests that the permit and permit map be changed as follows:

1. Point of diversion: ____ ¼ ____ ¼, Sec. ____, T. ____, R. ____, B.M. Other points of diversion ____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

	mo. - day	mo. - day	
For ____	purposes from ____	to ____	(both dates incl.)
For ____	purposes from ____	to ____	(both dates incl.)
For ____	purposes from ____	to ____	(both dates incl.)
For ____	purposes from ____	to ____	(both dates incl.)

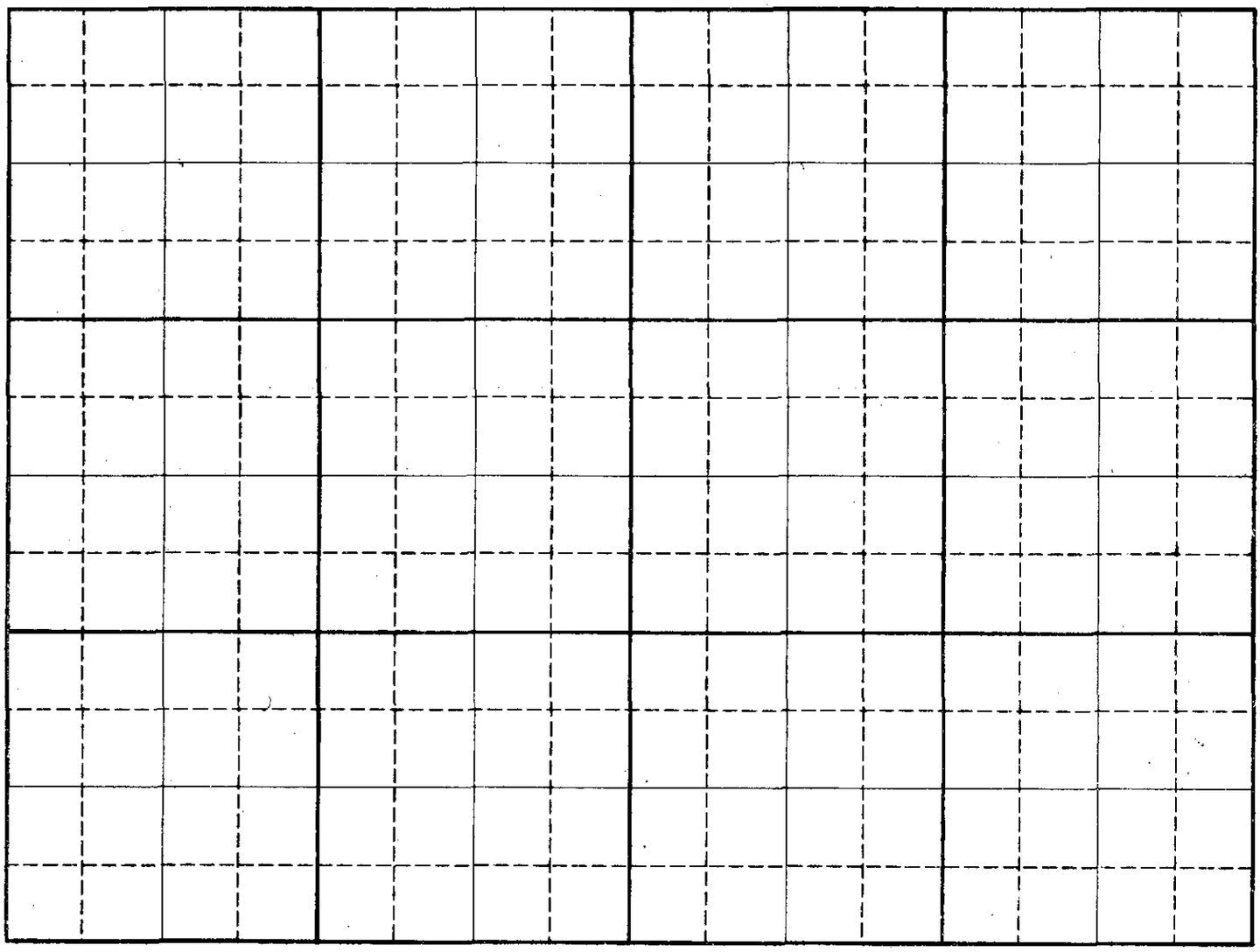
3. Place of use or land to be irrigated:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	33E	11	9	23	40	34				20	11				23	23			183

Total number of acres to be irrigated 31 7019

31 7019

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Montview, this 4 day of Oct, 1971.

Leroy Bird
(signature)

No fee required (see file).

ACTION OF STATE RECLAMATION ENGINEER

I, C. STEPHEN ALLRED, Deputy Director, Dept. of Water Admin. ~~State Reclamation Engineer~~ of the State of Idaho, hereby approve the above application for amendment for Permit No. 31-7019.

Witness my hand this 5th day of October, 1971

C. Stephen Allred
~~State Reclamation Engineer~~
Deputy Director

RECEIVED

Department of Reclamation

Identification No. 31-7019

Application No.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

LICENSE ISSUED FOR 2.07 SEC. FT.
LICENSE PAGE NO.

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant LEROY BIRD
   post office address MONTEVIEW — IDAHO
2. Source of water supply DEEP WELL which is a tributary of
3. a. Location of point of diversion is S-E ¼ of N-E ¼ of Section 11 Township 6 N Range 33 E B.M. JEFFERSON County; additional points of diversion if any:

   b. If water is not consumed, it will be discharged into ditch at a point in S-E ¼ of N-E ¼ of Section 11 Township 6 N Range 33 E B.M.
4. Water will be used for the following purposes:
   Amount 3.6 (cfs or acre-feet per annum) for IRRIGATION purpose from April 15 to Sept. 15 (both dates inclusive)
   Amount ____ (cfs or acre-feet per annum) for ____ purpose from ____ to ____ (both dates inclusive)
   Amount ____ (cfs or acre-feet per annum) for ____ purpose from ____ to ____ (both dates inclusive)
5. Total quantity to be appropriated:
   a. 3.6 cubic feet per second and/or
   b. ____ acre feet per annum.
6. Proposed diverting works:
   a. Description of ditches, flumes, pumps, headgates, etc. 5/8 mile of ditch

   b. Height of storage dam ____ feet, active reservoir capacity ____ acre feet; total reservoir capacity ____ acre feet, materials used in storage dam: ____
   Period of year during which storage will occur ____ (Mo. Day) to ____ (Mo. Day) inclusive.
   c. Proposed well diameter is 16 inches; proposed depth of well is 400 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 2 ~~Complete now~~ years.
   b. Estimated construction cost is $ 10,000.
8. Description of proposed uses:
   a. If water is **not** for irrigation:
      (1) Give the place of use of water: ____ ¼ of ____ ¼ of Section ____ Township ____ Range ____ B.M.
      (2) Amount of power to be generated: ____ hp under ____ feet of head.
      (3) List number of each kind of livestock to be watered ____
      (4) Name of municipality to be served ____, or number of families to be supplied with domestic water ____.
      (5) If water is to be used for other purposes describe: ____

31-7019

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N.	33E	11	35	40	40	40	8			20									183 per letter

Total number of acres to be irrigated [redacted] 183

c. Describe any other water rights used for the same purposes

9. a. Who owns the property at the point of diversion APPLICANT

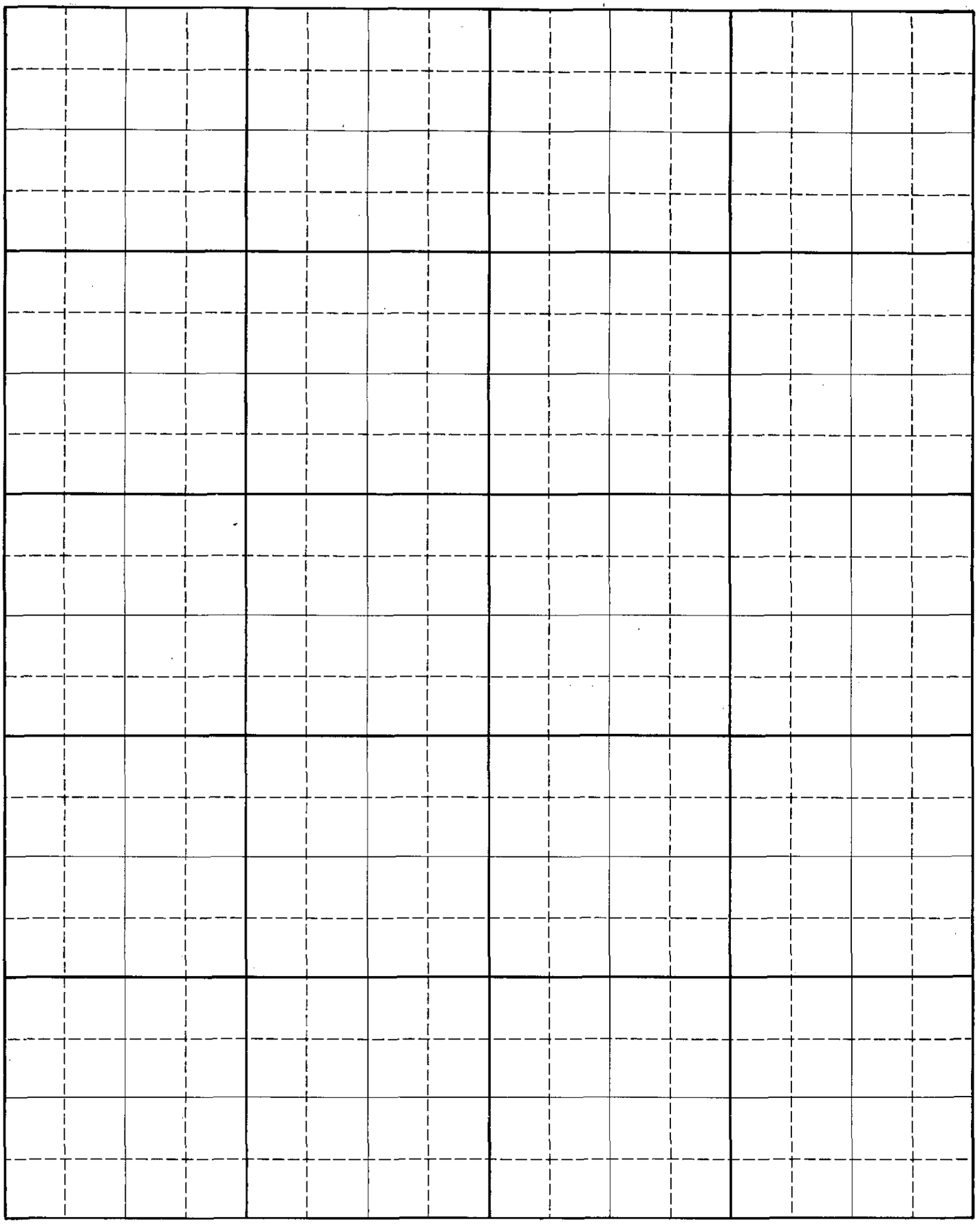
b. Who owns the land to be irrigated or place of use APPLICANT

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks About Feb. 1966 I filed an application for a permit to drill I also paid the application fee at that time. At that time however I had irrigation water with the Jefferson Canal Company so Mr. Higgins & Mr Loy Johnson stated I would have to get a statement from the Jefferson Canal Co. saying that it would be permissable to sell my water stock and drill a deep well. The directors however did not feel that they had the right to say that I could sell the water until they knew for sure where the individual purchasing it was going to use it and had the land surveyed. This was done last year & the water was sold and the stock transferred to mr. Wright Weaver of Montview. The deep well has now been completed and we would like to do what ever is necessary to obtain the approved permit.

Mr. Loy Johnson helped me fill out these same papers when I came to Boise in Feb. or March of 1966 so he may still remember these details

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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

A. Leroy Bird
(Applicant)

31-7019

Received by Demo Date 4-3-69 Time 9:00 AM No fee

Preliminary check by Demo Fee $ 35.00 Demo

Receipted by ej Date 4-8-69

Publication prepared by kh Date 4-11-69

Published in Rigby Star

Publication dates 4-17 & 4-24-69

Publication approved tg Date 4-18-69

Priority reduced to _____ Reason _____

Protests filed by: None 6-5-69

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval 6/9/69 denial by RH

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 31-7019, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

   a. SUBJECT TO ALL PRIOR WATER RIGHTS.

   b. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1971.

   c. Other: The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works.

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

Witness my hand this 16th day of June 1969.

R. Keith Higginson

State Reclamation Engineer

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

April 2, 1969

Department of Reclamation
APR 3 1969
RECEIVED

Re: 137651 - Leroy Bird

State Reclamation Engineer
State House
Boise, Idaho 83701

Dear Sir,

Confirming our telephone conversation this morning, we have examined the appraisal plat on the Leroy Bird farm at Monteview and find that the land in Section 11, Township 6 North, Range 33 EBM irrigated from his new well is as follows:

	Acres		Acres
NE¼NE¼	9	NW¼NE¼	23
SW¼NE¼	40	SE¼NE¼	34
SE¼NW¼	20	NE¼SW¼	11
NW¼SE¼	23	NE¼SE¼	23

Enclosed is Mr. Bird's check for $35.00 to pay the application fee for his irrigation permit as requested with his application.

It is our understanding that the permit will have a priority of 1969, despite the fact that the well was drilled in 1967 and was used to irrigate the farm in 1967 and 1968.

After the permit has been granted Mr. Bird would like to submit Proof of Final Completion of Works. Will you please send him the necessary forms for this action.

We would also like to know as soon as possible the granting of the permit.

Very truly yours,

John M. Corless

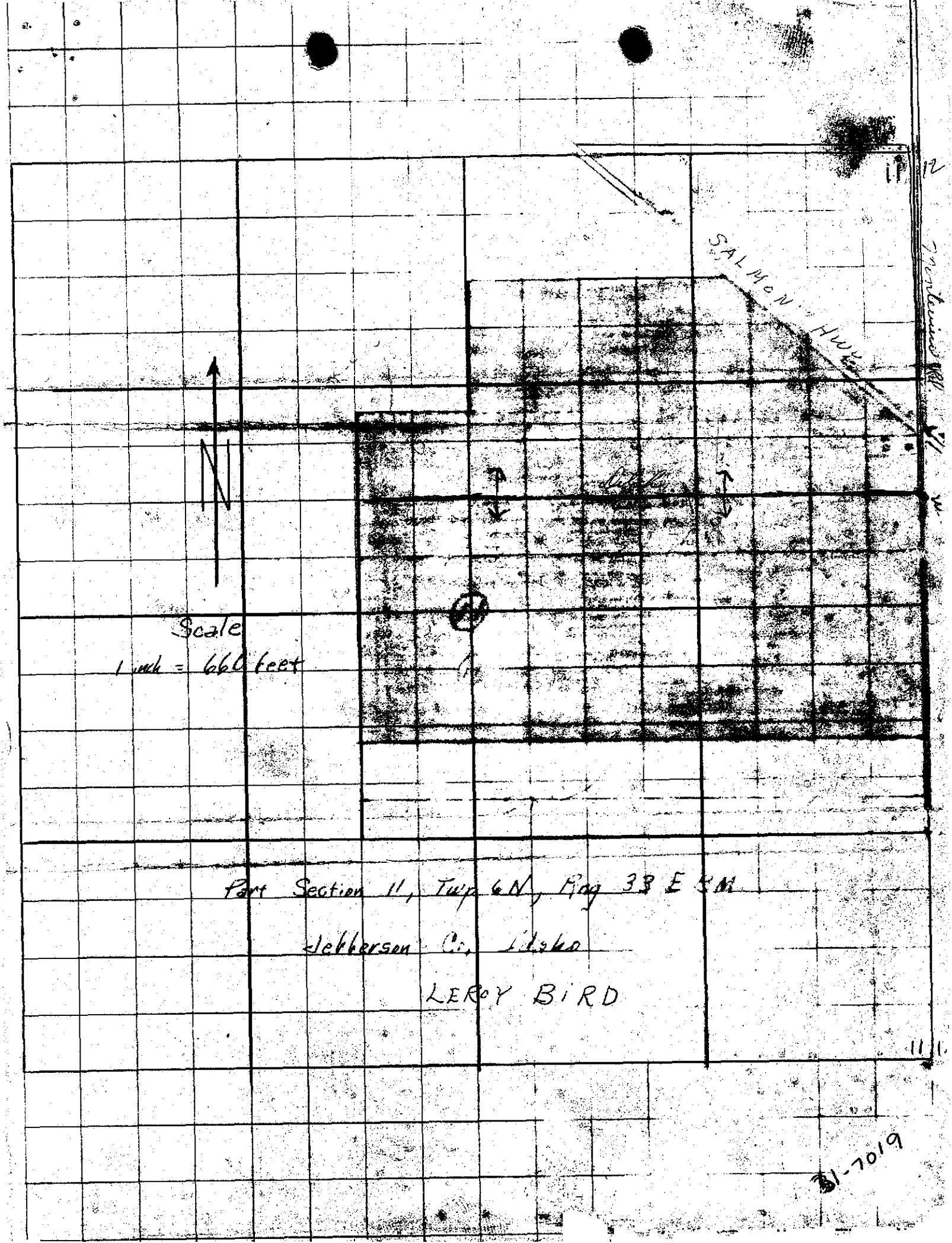
John M. Corless
Manager

JMC/lj
Encs.

This is to confirm the above facts.

Leroy Bird

31-7019



Part Section 11, Twp 6N, Rge 38 E BM

Jefferson Co. Idaho

LEROY BIRD

31-7019

ACTION BY BANK OR ASS'N	
DATE	INITIALS

THE FEDERAL LAND BANK OF SPOKANE

OPINION OF TITLE AND LOAN CLOSING INSTRUCTIONS

F.L.B. NO.
117231
PAGE NO.

Leroy Birdsman

Beginning at the point on the South boundary line of the Salmon Highway where it bisects the East line of Section 11, Township 6 North, Range 33 East of the Boise Meridian, and running thence South to the Southeast corner of the Northeast Quarter of the Southeast Quarter of said Section 11, thence West 3300 feet, thence North 2470 feet, thence East 660 feet, thence North 770 feet, thence East 1560 feet, more or less, to the South boundary of Salmon Highway, thence Southeasterly along the South boundary of Salmon Highway to the place of beginning, excepting therefrom the South 550 feet thereof,

31-7019

RECEIVED

JUN 9 1969

Department of Reclamation

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO } ss.
County of Jefferson }

I, Hope 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 17th day of April, 1969

and the last publication on the 24th day of April, 1969

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 a least two hundred bona fide subscribers in Jefferson County.

Hope B. Jones

Subscribed in my presence and sworn to before me this 6th day of June, 1969.
(SEAL)

R. H. Thomas

Notary Public for the State of Idaho,
Residence and P. O. Address, Rigby, Idaho.

My commission expires _____, 19____

Publication Fee: $5.52
Paid by Mr. Bird

MY COMMISSION EXPIRES JULY 15, 1969

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Leroy Bird, Monteview, Idaho has on April 3, 1969 applied for permit under application No. 31-7019 to divert 3.6 cubic feet per second of water from a ground water source. Water will be diverted by deep well and ditch within the SE¼NE¼ Sec. 11, T 6 N., R. 33 E., B.M., in Jefferson County and is to be used from April 15 to September 15 for irrigation in the NE¼, E½NW¼ Sec. 11, T. 6 N., R. 33 E., B.M.

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

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Rigby Star, Rigby, Idaho, April 17 and April 24, 1969.

Bill submitted 8-4-69 dw

31-7019

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

September 17, 1974

Re: Permit No. 31-7019

Leroy Bird
Monteview,
Idaho 83435

Dear Mr. Bird:

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

WATER RESOURCE BOARD:

John F. Streiff, *Chairman*
George L. Yost, *Vice-Chairman*
Donald R. Kramer, *Secretary*
Edwin C. Schlender, *Member*
Franklin Jones, *Member*
M. Reed Hansen, *Member*
Scott W. Reed, *Member*
Joseph H. Nettleton, *Member*

August 26, 1974

Leroy Bird
Monteview,
Idaho 83435

Dear Mr. Bird:

A representative of this Department has made an examination of the works covered by your Permit No. 31-7019 and has found the following:

Quantity of water diverted: 2.07 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 2.07 cfs

The maximum quantity diverted shall not exceed 312 acre feet per year.

Beneficial use: For irrigation of 104 acres within the NE¼, N½SE¼, Sec. 11, Twp. 6N, Rge. 33E

Point of diversion: SE¼NE¼, Sec. 11, Twp. 6N, Rge. 33E, B.M.

Priority date established: May 30, 1969

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jr

MICROFILMED

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

m.D check neg. 7/5/1988

1. Name of permit holder Leroy Bird

Post office address Monteview, Idaho Phone 663-4487

Person to contact _____ Phone _____

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

Tributary to _____

3. Water will be used for the following purposes:

Amount 3.6 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from April 15 to September 15
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: _____

Permit No. 31-7019

Examination for ~~B~~/U

4. Total amount to be appropriated:

Max Rate of Diversion 3.6 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 6 N/~~S~~ Range 33 E/~~W~~ B.M., Section 11, Subdivision SE ¼ NE ¼, Jefferson County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Other Points of Diversions: _____

Description of diverting works: 14" bowls, 125 h.p. motor, 16" casing, 400' well

Measuring device required: yes ☒ no ☐ 10" Badger Model MDIM

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
~~6N~~	~~33E~~	11	~~35~~ 9	~~40~~ 23	~~40~~ 40	~~40~~ 34	~~8~~ 0			20	11				23	23			183

See amendment dated 10/5/71

NC

TOTAL ACREAGE 183

MICROFILMED

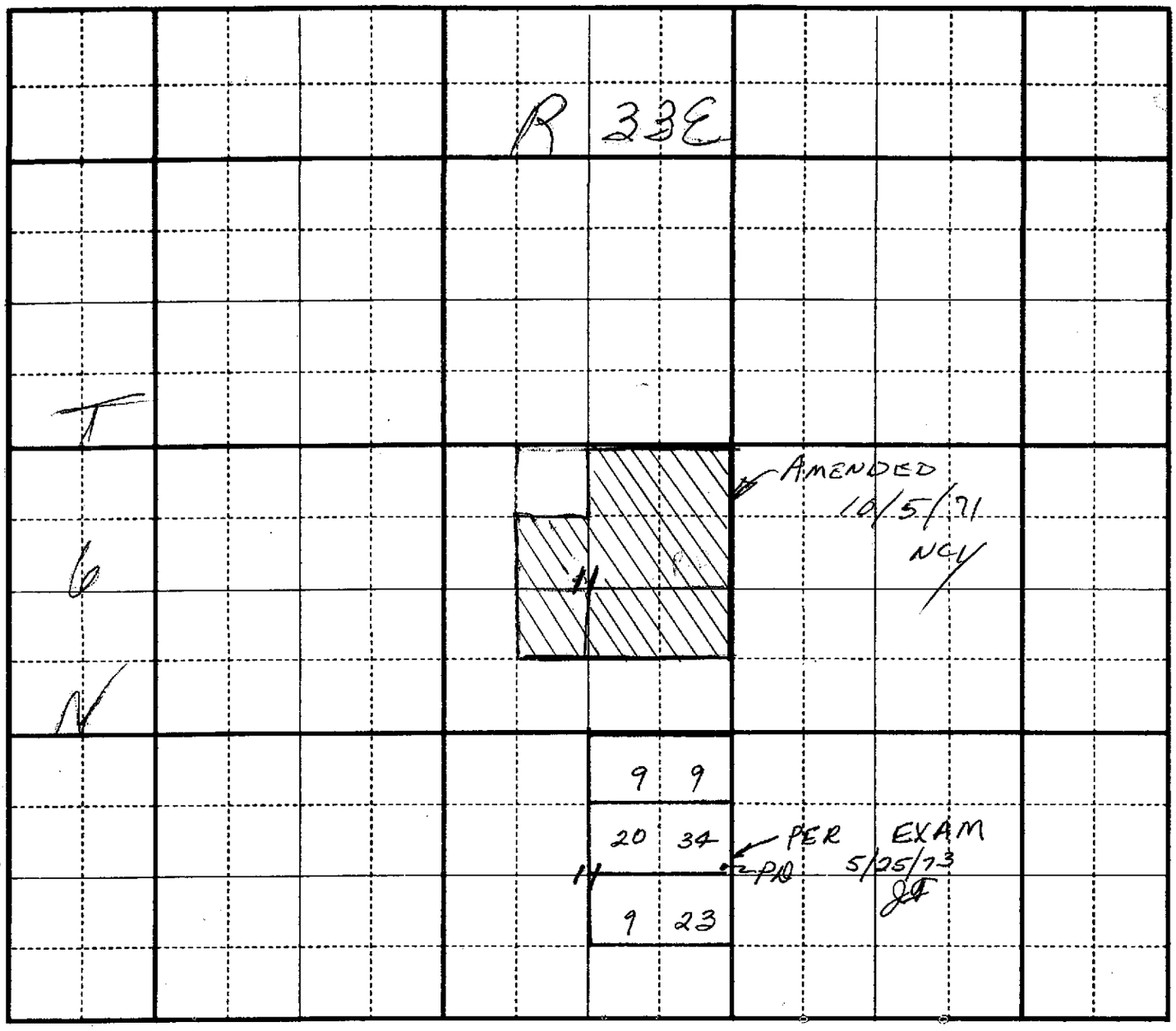
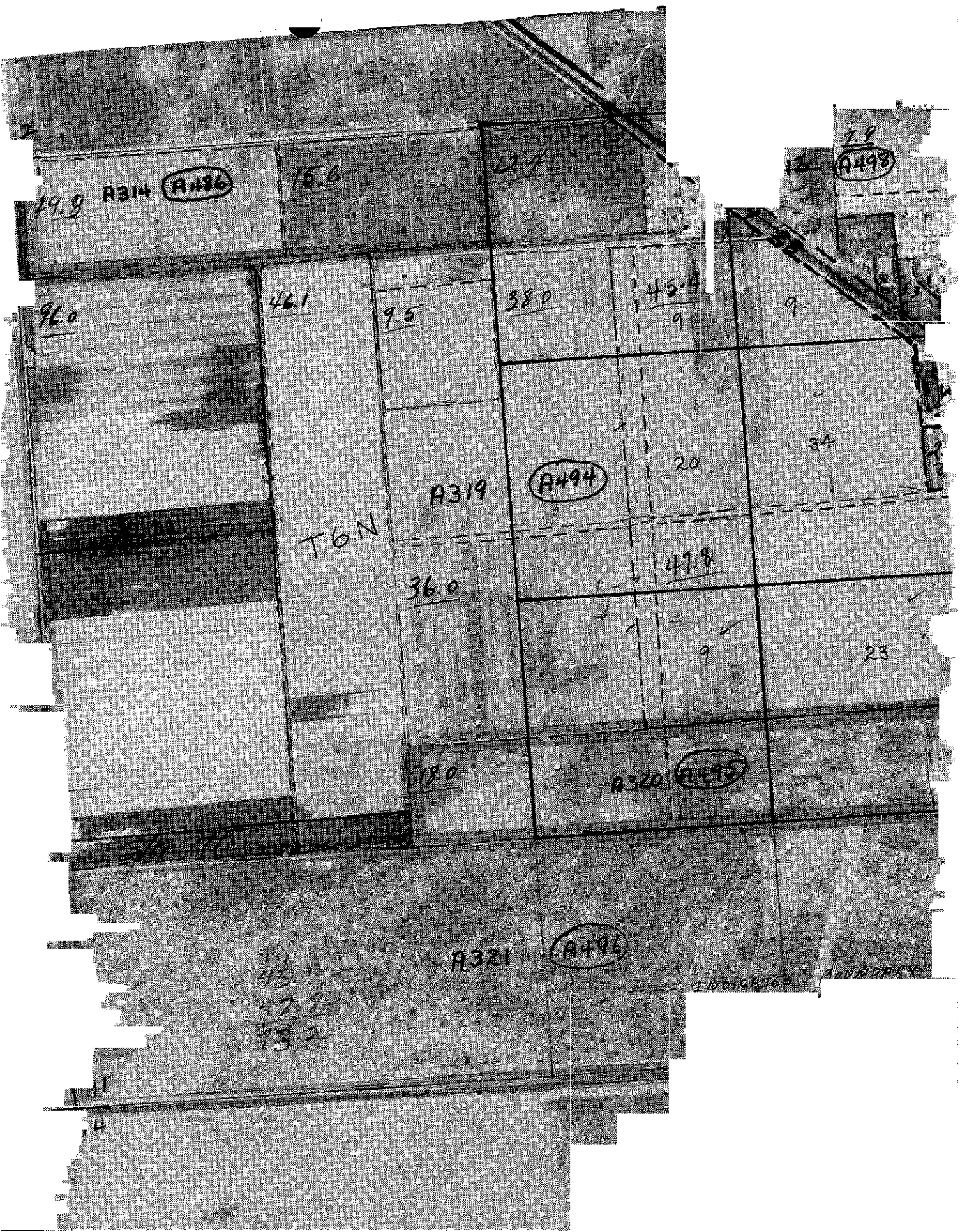


Diagram of System



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INDICATES BOUNDARY

LJ-200
1-63

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date May 25, 1973 DISCHARGE MEASUREMENT NOTES

Leroy Bird River at 100' downstream from pump

Dist. from initial point	Width	Depth	Observation depth	Revolutions	Time in seconds	Velocity At point	Velocity Mean in vertical	Adjusted for hor. angle or	Area	Discharge
1	EDGE									
1.5	.5	.7		3	40	.118			.35	.041
2.0	.5	.65		15	50	.333			.325	.108
2.5	.5	.65		30	45	.683			.325	.222
3.0	.5	.65		30	42	.713			.325	.232
3.5	.5	.65		30	40	.763			.325	.248
4.0	.5	.70		25	44	.589			.350	.206
4.5	.5	.70		30	40	.763			.350	.267
5.0	.5	.75		20	50	.428			.375	.160
5.5	.5	.70		20	42	.501			.350	.175
6.0	.5	.60		25	45	.577			.300	.173
6.5	.5	.60		30	47	.656			.300	.197
7.0	.5	.50		5	40	.166			.250	.041
7.0-1.6	6.0									2.070 CFS

Pygmy R-479

of Sheets. Comp. by JB Chk. by

DATE OF EXAM May 25, 1973

ACREAGE
Found 104
Recommended 104

Irrigation Requirement 3 Ac Ft/Ac

USE
Irrigation Q= 2.07 c.f.s. V= 312 AF/Ann. from April 15 to Sept 15
Domestic Q= ____ c.f.s. V= ____ AF/Ann. from ____ to ____
Livestock Q= ____ c.f.s. V= ____ AF/Ann. from ____ to ____

Is water co-mingled? yes ____ no ✓

Name source: ____
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Exchange? yes ____ no ✓

Name source exchanged with: N/A
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Point of injection:
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Point of exchange:
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Total Q measured 2.07 CFS Method of measurement Bygmy

Total Q recommended 2.07 CFS Meter No. ____ Type ____ Condition ____

Total V recommended 312 AF/ANN

Recommended Amendments:

P.D. ____
Place of Use ____
Other ____
None ✓

MEASUREMENT CALCULATION:
Bygmy R-479 see attached sheet

$V = (104)(3) = 312 < (2.07)(1.983)(153) = 628$

SYSTEM DESCRIPTION:
125 HP U.S Hollowshaft Mot ~~#~~ w/ Serial # 1404667 w/ L-B pump # D16983 10" discharge 10' then open discharge into ditch to west

REMARKS:
System shown by owner Measuring device not installed Irrigated land boundary decided in conference with permit holder - LeRoy Bird

Examiner's Signature John Fenbauer Date May 25, 1973

Checked by ____ Date ____

Approved by ____ Date ____

RECEIVED
AUG 16 1974
Department of Water Resources

INTER-DEPARTMENT MEMO — 1

DATE, August 15, 1974

FROM John Ferebauer

TO Darlene

SUBJECT Permit No. 31-7019 - LeRoy Bird

Confirmed measuring device installation on 8/14/74. Mr. Bird has installed a Badger saddle-type flow meter #M0460786 in new condition.

Recommend licensing of permit.

MICROFILMED

SIGNATURE

51-7014

SENDER: Be sure to follow instructions on other side

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

☐ Show address where delivered

☐ Deliver ONLY to addressee

RECEIPT
Received the numbered article described below

REGISTERED NO.

CERTIFIED NO.
25945

INSURED NO.

1 SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*
Leroy Bird

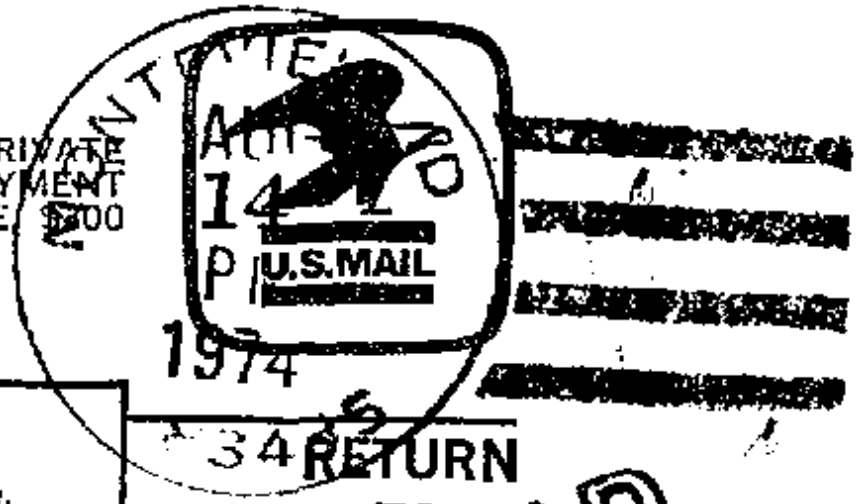
2 SIGNATURE OF ADDRESSEE'S AGENT, IF ANY.

DATE DELIVERED
8/13/74

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

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, $300



Postmark of Delivering Office

SENDER INSTRUCTIONS

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

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

RETURN TO

DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED
AUG 15 1974
Department of Water Resources

PS Form 3811
June 1973

August 5, 1974 CERTIFIED MAIL #25945

Re: Permit No. 31-7019

Leroy Bird
Monteview,
Idaho 83435

Dear Mr. Bird:

On May 25, 1973, this office inspected the water diversion works and place of use as described in Permit No. 31-7019. Our examiner found no measuring device of a type approved by the Department installed as part of your diverting works. Such a measuring device is an express condition which must be met prior to approval of a license for your permit.

As you may be aware, your water right cannot be confirmed by the issuance of a license unless all of the conditions of approval are met. In the event that a license is not issued and the permit lapses, further diversion of water under the permit would be illegal.

You are, therefore, hereby ordered to show cause, if any there be, before the Director of the Department of Water Resources, State Capitol, Boise, Idaho, on or before September 5, 1974, as to why Permit No. 31-7019 should not be lapsed for failure to complete the requirements under said permit.

If you have any questions, feel free to contact us.

Very truly yours,

R. KEITH HIGGINSON
Director

RKH: JG

MICROFILMED

INTER-DEPARTMENT MEMO — 1

DATE July 30, 1974

RECEIVED
JUL 31 1974
Department of Water Resources

FROM John

TO Darlene

SUBJECT Permit No. 31-7019

I have been unable to persuade this permit holder to comply with measuring device requirement. I suggest you notify him formally. THANKS!

MICROFILMED

John MB
SIGNATURE

October 13, 1971

Re: Permit No. 31-7019

Mr. Leroy Bird
Monteview,
Idaho 83435

Dear Mr. Bird:

Enclosed please find a copy of the approved application for amendment in connection with your Permit No. 31-7019.

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

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure
cc: Dept. of Water Admin.
Eastern Dist. Office
Idaho Falls, Idaho

31 7019

September 14, 1971

Re: Permit No. 31-7019

Mr. Leroy Bird
Monteview,
Idaho 83435

Dear Mr. Bird:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed you will find an Order of Reinstatement; please note that the priority has been advanced under this permit.

In reviewing your file, we find that the Department approved your permit to cover 183 acres of land as follows: NE¼, E½NW¼, Sec. 11. However, a letter dated April 2, 1969, from Mr. John M. Corless, states that the actual land to be irrigated is as follows: NE¼, SE¼NW¼, NE¼SW¼, N½SE¼, Sec. 11. It appears that the Department inadvertently approved your permit with an erroneous description of the area to be irrigated.

We are enclosing a partially completed amendment form and request that you complete the form by signing it on the back side. Since this appears to be an error on the part of the Department, there will be no fee for this amendment. The amendment will be used only to correct the Department's records to correspond to Mr. Corless' letter of April 2, 1969.

Please submit the amendment form at your earliest convenience. Your assistance in this matter is greatly appreciated.

Very truly yours,

C. STEPHEN ALLRED
Deputy Director

CSA:dr
Enc: Order of Reinstatement
Amendment form

bc: Eastern District Office
Enc: Copy of permit
Copy of 4-2-69 ltr.
Copy of b/u affidavit
Copy of amendment form
Copy of reinstatement order

31 7019

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 31-7019)
)
in the name of LEROY BIRD)
)

ORDER OF REINSTATEMENT

WHEREAS, on April 3, 1969, Leroy Bird applied to the Department of Water Administration (formerly the Department of Reclamation) for a permit to appropriate 3.6 cubic feet per second of water from a ground water source within the $SE\frac{1}{4}NE\frac{1}{4}$ of Sec. 11, T. 6 N, R. 33 E. B.M., Jefferson County, to be used for irrigation purposes; and,

WHEREAS, on June 16, 1969, the Department approved said application and issued Permit No. 31-7019 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before July 1, 1971, and the applicant permanently install and maintain a measuring device of a type approved by the Department as part of the diverting works; and,

WHEREAS, on April 30, 1971, the permit holder was notified by certified mail that he was required to submit proof of beneficial use and was instructed as to the steps to be taken to make said proof; and,

WHEREAS, on July 7, 1971, the permit holder was notified that Permit No. 31-7019 had lapsed for failure to submit the required proof of beneficial use; and,

WHEREAS, on August 31, 1971, the Department received the required proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 31-7019 be REINSTATED and the priority advanced to May 30, 1969.

Dated this 13 day of September, 1971.

C. STEPHEN ALLRED
Deputy Director

BDF:DR

31 7019

RECEIVED

AUG 27 1971

Department of Water Administration
Eastern District Office

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Aug 31 date

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Leroy Bird
   b) Post Office Address Monteview, Idaho
2. Permit Number 31-7019
3. Date of Priority that you are prepared to establish 4-3-69
4. a) Source from which water was appropriated Ground Water
   b) Location of the point of diversion: SE ¼ NE ¼, Section 11
   Township 6N, Range 33E Boise Meridian, Other points of diversion:
   None

5. a) The amount of water and use to which the water has been applied:
   amount 3.6 cfs for Irrigation purposes from April 1 to Nov. 1 incl.
   (cfs and/or acre feet per annum) (Month-Day) (Month-Day)
   amount _____ for _____ purposes from _____ to _____ incl.
   (cfs and/or acre feet per annum) (Month-Day) (Month-Day)
   amount _____ for _____ purposes from _____ to _____ incl.
   (cfs and/or acre feet per annum) (Month-Day) (Month-Day)
   b) Total amount appropriated 3.6 cfs and/or acre feet per annum
   c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Mel Brown Pump Co.

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
   a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: N.A.
   b) Describe the agreement or understanding by which you take water from the works:
   N.A.

7. a) Breifly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give breif description of diversion structure and/or canal or ditch) 14" bowls, 125 H.P. Motor, 16" Casing, 400 ft. Well.
   b) Describe the type and size of measuring device which you have installed at your point of diversion:
   10" Badger Model MDIM - (on order)
   c) Give well drillers name and address and date the well was completed Hopkins Bros., Thornton, Idaho, 1966

31 7019

Item typed 9-30-76
mjl

31 7019

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

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	33E	11	10	20	40	40									35	35			180

Total number of acres irrigated 180

10. Remarks:

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

8/27/71
(Date)

Leroy Bird
(Signature)

State of Idaho)
County of Bonneville) ss.

On this 27th day of August, 1971, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (~~she~~) (~~they~~) executed the same.

Norman C. Young
Notary Public residing at Idaho Falls

My commission expires June 10, 1976

Intermountain WATER SERVICE, INC.

TELEPHONE (208) 375-9330
6700 EMERALD
BOISE, IDAHO 83704

RECEIVED
AUG 30 1971
Department of Water Administration

August 30, 1971

Mr. LeRoy Bird
Monteview, Idaho 83435

Re: Water Right Application No. 31-7019

Dear Mr. Bird:

This letter will acknowledge the telephone order of a 10-inch Badger MDIM flow meter on August 27, 1971, made by Mr. John Corless. Due to unusually heavy sales, we are temporarily out of stock but expect we can make delivery within 2 to 3 weeks.

By copy of this letter we are relaying Mr. Corless's request of the Department of Water Administration to delay final inspection of the installation until the meter is received and installed. We understand that the subject permit expires on September 7, 1971 and that Mr. Bird is requesting an extension of time from the Department. Mr. Corless also hoped that the Department would acknowledge granting of the extension requested by this letter.

Sincerely,

INTERMOUNTAIN WATER SERVICE, INC.

E. J. Kozak
General Manager

EJK/cr
cc: Mr. John Corless
Federal Land Bank
Box 30, Idaho Falls
Idaho State Department of Water Administration

31 7019

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse – Annex 2
Boise, Idaho 83707
(208) 384-2215

R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

July 7, 1971

Re: Permit No. 31-7019

Leroy Bird
Monteview,
Idaho 83435

Dear Mr. Bird:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit 31-7019 has lapsed.

You are further advised that the department cannot reinstate the permit except upon a showing of reasonable cause within sixty days from the date of this notice of lapsing.

R. KEITH HIGGINSON
Director

RKH:DR

31 7019

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

POD Form 3811 Apr. 1969 555—16—71548-11

POSTMARK OF DELIVERING OFFICE

MONTEVIEW
MAY
10
PM
1971
83435

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

RETURN TO

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.

DEPARTMENT OF [illegible] ADMINISTRATION
STATE [illegible] ANNEX #2
BOISE, IDAHO 83707

31 7019

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S). REQUIRED FEE(S) PAID.

☐ Show to whom, date and address where delivered

☐ Deliver ONLY to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

CERTIFIED NO. 22733

INSURED NO.

DATE DELIVERED 5/10/71

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

Leroy Bird

2 SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

31 7019

3 SHOW WHERE DELIVERED (*only if requested*)

31-7019

o55—16—71548-11 347-198 GPO

April 30, 1971 CERTIFIED MAIL # 22733

Re: Permit No. 31-7019

Leroy Bird
Monteview,
Idaho 83435

Dear Mr. Bird:

One of the conditions of approval of your water Permit No. 31-7019 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before July 1, 1971. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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

R. Keith Higginson

R. KEITH HIGGINSON
Director

Enc: Proof affidavit
dr

31 7019

DON SAMUELSON
GOVERNOR

R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE – ANNEX 2
BOISE, IDAHO 83707

August 18, 1969

Re: Permit No. 31-7019

Bill submitted 8-4-69 dw

Mr. Leroy Bird
Monteview, Idaho

Dear Mr. Bird:

Enclosed is a copy of our letter requesting that if you wished to be reimbursed for the payment of the legal notice published in connection for the above you return the enclosed bill. We have once again enclosed a certified bill that needs only your signature. Please submit this bill signed to the Department within 15 days from the date of this letter or we shall consider our records cleared and that we are no longer responsible for the cost of the notice.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

Enc: certified bill
letter of 7-30-69

31-7019

BILL OF PUBLICATION

TO: State of Idaho
Department of Reclamation
Statehouse Annex II
614 State Street
Boise, Idaho 83707

FROM: Leroy Bird

FOR: Reimbursement for payment of legal notice

REIMBURSEMENT FOR PAYMENT OF LEGAL NOTICE FOR PERMIT NO. 31-7019	$5.52
TOTAL	$5.52

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

Leroy Bird

31-7019

DON SAMUELSON
GOVERNOR

R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
STATEHOUSE – ANNEX 2
BOISE, IDAHO 83707

July 30, 1969

Re: Permit No. 31-7019

Mr. Leroy Bird
Monteview, Idaho

Dear Mr. Bird:

We are returning your personal check (cancelled) and bill forwarded to you by the Rigby Star, and our letter to you of June 13, 1969. Please keep these items for your records.

Since you have forwarded payment to the Rigby Star for the legal notice published in connection with the above referenced, we wish to reimburse you for this payment as it is the Department's responsibility to pay for these notices. We have enclosed a certified bill for you to sign and return to the Department so we may forward the amount to you.

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

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

Enc: personal check of LeRoy or
Phoebe Bird
Bill from Rigby Star
Letter of 6-13-69
Certified bill

$5.52

31-7019

31-7019

October 4, 1968

A. LeRoy Bird
Terreton, Idaho

Dear Mr. Bird:

It has been brought to our attention that on or about February 10, 1966, you had a well drilled. The well is reported to be located at a point in the SW ¼ SE ¼, sec. 1, T. 6 N, R. 33 E, B.M. for irrigation use.

A search of our records has failed to find your application or approved permit. Under existing Idaho Statutes, Sections 42-226, 42-229, and 42-230 of the Idaho Code, you are required to file and obtain an approved permit before you divert waters from a subterranean source, with the exception of domestic wells which are defined under Section 42-111 of the Idaho Code.

If we have overlooked your permit, please advise the department as to your permit number. However, if you have not yet filled out an application for permit, please use the instructions and the blank application form which we have enclosed.

We will be very happy to assist you with any questions you might have.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Application for permit forms

31-7019

June 19, 1969

Re: Permit No. 31-7019

Mr. Leroy Bird
Monteview,
Idaho 83435

Dear Mr. Bird:

We enclose a copy of your approved application for permit 31-7019 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh
Enclosures: Copy of permit
Receipt No. 2891 for $35.00
1 informational letter

31-7019

June 13, 1969

COPY

Re: Application for Permit No. 31-7019

Mr. Leroy Bird
Monteview, Idaho

Dear Mr. Bird:

Please be advised that we have requested that the Rigby Star reimburse you for your payment of the publication costs. They however, seem reluctant to do so. If you will send a certified bill to the Department of Reclamation we shall forward payment to you. The payment for the legal notice is included in the cost of filing the application and need not be paid by the applicant. We shall appreciate your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DRR:TG

31-7019

DON SAMUELSON
GOVERNOR

RECEIVED

JUN 12 1969

Department of Reclamation

R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE – ANNEX 2
BOISE, IDAHO 83707

June 9, 1969

Re: Application for Permit No. 31-7019

Rigby Star
Rigby, Idaho

Gentlemen:

We have received your note at the bottom of our letter of June 4, 1969, to you. We enclosed a copy of our transmittal letter of April 11, 1969, which instructed you to forward a certified bill for this publication to our Department to receive payment from us. Apparently Mr. Bird has paid for the publication of the notice; therefore, please reimburse Mr. Bird and forward a bill to the Department so we may forward payment to your newspaper.

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

Very truly yours,

Donald W. McEldowney

Donald W. McEldowney
Appropriation Examiner

DWM:DRR:TG
Enc: none

DR

Mr. Bird paid the publication fee and I forwarded the proof of publication to you.

Hope B. Jones
Editor

T.G.

FOR GET THE RIGBY STAR & SEND PERMIT HOLDER (MR BIRD) letter advising that the dept was obligated to pay – that upon a letter of request or a Bill from him the dept will reimburse him. 6-12-69 DRR 31-7019

June 9, 1969

COPY

Re: Application for Permit No. 31-7019

Rigby Star
Rigby, Idaho

Gentlemen:

We have receivdd your note at the bottom of our letter of June 4, 1969, to you. We enclosed a copy of our transmittal letter of April 11, 1969, which instructed you to forward a certified bill for this publication to our Department to receive payment from us. Apparently Mr. Bird has paid for the publication of the notice; therefore, please reimburse Mr. Bird and forward a bill to the Department so we may forward payment to your newspaper.

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

Very truly yours,

Donald W. McIldowney
Appropriation Examiner

DWM:DRR:TG
Enc: none

31-7019

DON SAMUELSON
GOVERNOR

R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE – ANNEX 2
BOISE, IDAHO 83707

June 4, 1969

Re: Application for Permit No. 31-7019
Leroy Bird

Rigby Star
Rigby, Idaho

Gentlemen:

Enclosed please find the transmittal letter which the Department forwarded to your newspaper concerning the above application. As you will see, this letter instructs you to bill the Department for publication of the legal notice.

If you will kindly certify the bill and return it to the Department, we will forward payment to your office as soon as possible.

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
ASP

Donald W. McEldowney
Appropriation Examiner

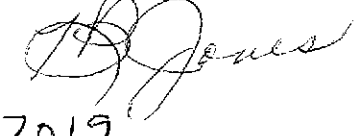
DWM:GLP:TG

Enc: bill of publication

Paid by LW Bird

31-7019

The reason for delay in sending affidavits--the applicants who have been billed, have not paid the fees and this is why the LeRoy Bird notice has not been mailed you. Whatdo we do next, when you instruct the applicant to pay and they do not show up?



31 - 7019

Affidavit of Publication

JUN 2

THE RIGBY STAR Department of Reclamation

STATE OF IDAHO }
County of Jefferson } ss.

I, Hope 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

17th day of April, 1969

and the last publication on the

24th day of April, 1969

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 a least two hundred bona fide subscribers in Jefferson County.

Hope B. Jones

Subscribed in my presence and sworn to before me this 27th day of May, 19____.
(SEAL)

[signature]
Notary Public for the State of Idaho,
Residence and P. O. Address, Rigby, Idaho.

My commission expires _____, 19____

Publication Fee: $5.52

MY COMMISSION EXPIRES JULY 15, 1969

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Leroy Bird, Monteview, Idaho has on April 3, 1969 applied for permit under application No. 31-7019 to divert 3.6 cubic feet per second of water from a ground water source. Water will be diverted by deep well and ditch within the SE¼NE¼ Sec. 11, T 6 N., R. 33 E., B.M., in Jefferson County and is to be used from April 15 to September 15 for irrigation in the NE¼, E½NW¼ Sec. 11, T. 6 N., R. 33 E., B.M.

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

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Rigby Star, Rigby, Idaho on April 17 and April 24, 1969.

31 - 7019

June 4, 1969

Re: Application for Permit No. 31-7019
Leroy Bird

Rigby Star
Rigby, Idaho

Gentlemen:

Enclosed please find the transmittal letter which the Department forwarded to your newspaper concerning the above application. As you will see, this letter instructs you to bill the Department for publication of the legal notice.

If you will kindly certify the bill and return it to the Department, we will forward payment to your office as soon as possible.

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McLldowney
Appropriation Examiner

DWM:GLP:TG

Enc: bill of publication

31-7019

May 23, 1969

COPY

Re: Application for Permit No. 31-7019-Leroy Bird

Rigby Star,
Rigby, Idaho

Gentlemen:

As of this date, we have not received the affidavit of publication or the certified bill of publication for the above referenced. We forwarded the legal notice to you on April 11, 1969 and have heard nothing concerning the notice to date. Please forwadd these items to us.

Very truly yours,

Donald W. McBldowney
Appropriation Examiner

DWM:TG

31-7019

May 20, 1969

COPY

Re: Application for Permit No. 31-7019-Leroy Bird

Rigby Star
Rigby, Idaho

Gentlemen:

As of this date, we have not yet received the affidavit of publication nor the certified bill of publication for the above referenced article. Please forward this item along with the bill to the Department so we may continue processing the application.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

31-7019

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

Federal LAND BANK Association

RECEIVED

MAY 14 1969

Department of Reclamation

May 13, 1969

Re: 137651 - Leroy Bird

State Reclamation Engineer
State House
Boise, Idaho 83701

Dear Sir:

Reference is made to a telephone conversation we had with your office April 2nd regarding a water permit on the LeRoy Bird farm in Section 11, Township 6 North, Range 33 EBM, being in Jefferson County, Idaho.

We later helped Mr. Bird complete his application to send to you.

Is there any other way that we could assist in completing the requirements for issuance of the permit and eventually the water license?

Very truly yours,

John M. Corless

John M. Corless
Manager

JMC/lj

5-14-69

31-7019

MR JOHN M. CORLESS CONTACTED & ADVISED THAT THE PERMIT HAS BEEN ADVERTISED & IS PENDING STAFF REVIEW — THAT THE DNRT RECEIVED NO OBJECTION FROM THE PUBLIC & THAT A COPY OF THE APPROVED PERMIT WOULD BE MAILED UPON APPROVAL.

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Leroy Bird, Monte view, Idaho has on April 3, 1969 applied for permit under application No. 31-7019 to divert 3.6 cubic feet per second of water from a ground water source. Water will be diverted by deep well and ditch within the SE¼NE¼ Sec. 11, T 6 N., R. 33 E., B.M., in Jefferson County and is to be used from April 15 to September 15 for irrigation in the NE¼, E½NW¼ Sec. 11, T. 6 N., R. 33 E., B.M.

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

31-7019

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Rigby Star, Rigby, Idaho on April 17 and April 24, 1969.

April 11, 1969

Re: Application No. 31-7019 - Leroy Bird
~~Application No. 31-7015 - CAL-IDA, INC.~~

Rigby Star
Rigby,
Idaho 83442

Gentlemen:

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

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

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

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

_____
Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:kh

Enclosure: legal notice (2)

31-7019

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Leroy Bird, Monteview, Idaho has on April 3, 1969 applied for permit under application No. 31-7019 to divert ~~store~~ 3.6 cubic feet per second ~~acre feet~~ of water from a ground water source. Water will be diverted by deep well and ditch within the SE¼NE¼ Sec. 11, T. 6 N., R. 33 E., B.M. in Jefferson County and is to be used from April 15 to September 15 for irrigation in the NE¼, E½NW¼ Sec. 11, T. 6 N., R. 33 E., B.M.

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R. KEITH HIGGINSON
State Reclamation Engineer

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31-7019