

Alfred W. Walker
476 Maple Drive,
Rexburg, Idaho

G- 29441

Reinstated
May 1, 1968

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37439
Permit No. G- 29441
District No.

~~CANCELLED~~
32-2106
CANCELLED pursuant to sec 42.911
Idaho Code Annotated, by order of
State Reclamation Engineer
dated Nov 15, 1967

1. Name of Applicant: Van and Alfred Walker 806 3 rd west Lemmer, Wyoming 83101
Postoffice address: 476 Maple Drive, Rexburg County: Madison State: Idaho

2. Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second 3.2 or Idaho
Miners' inches 160 or gallons per minute
(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean from well

4. Location of point of diversion or well is in the SE 1/4 of the NE 1/4 of Section 10
Twp. 8 N , Rge. 33 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: Drilled well

8. Estimated cost of works: \$ 4,000.00

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:

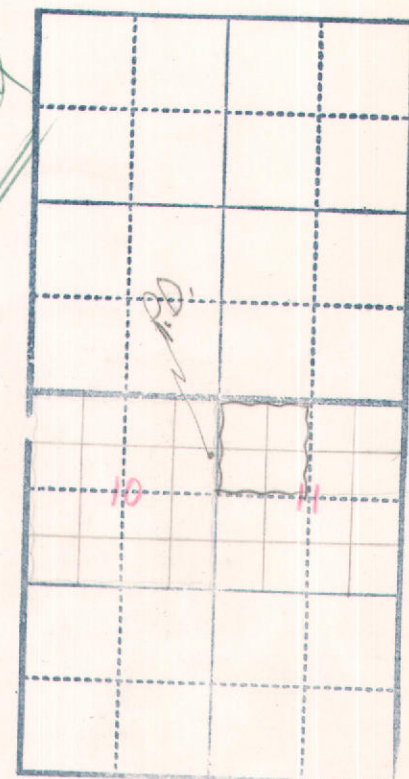
(d) Other resources:

12. The land to be irrigated is described in the following tabulation:

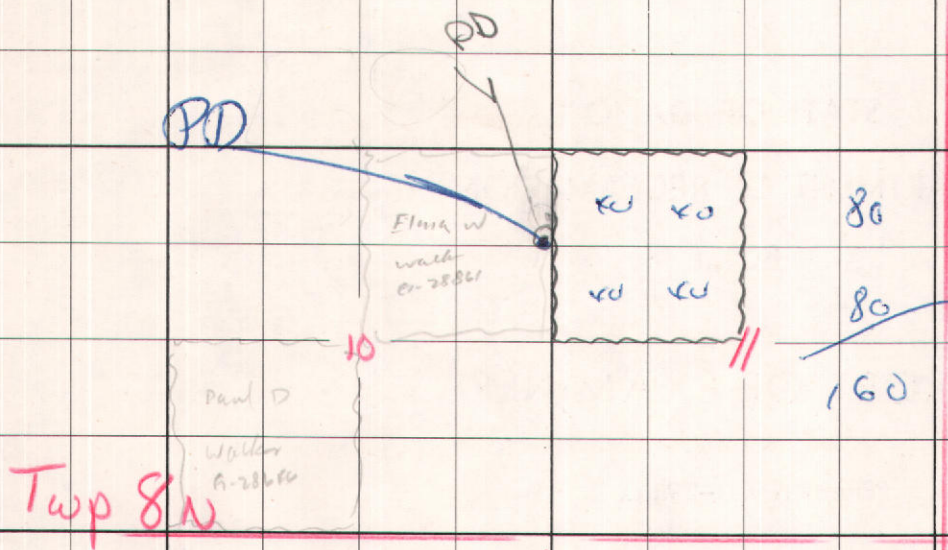
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

(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) 3.2 (cubic feet per second, inches or gallons per minute) is for new lands.



Rge 33E



Total Production of well 4.84
Less 1/2 to G 29641 2.42
Less 1/2 to G 28861 2.42
Less .50 to G 32659 - .50
Total for G 28861 → 1.92

Subdivisions 4

Area 160 acres

Allow G = 2.42 cfs or 12 inches

AFFIDAVIT OF PUBLICATION

The Rigby Star

RECEIVED
NOV 23 1965

STATE OF IDAHO,

ss.

County of Jefferson

Department of Reclamation

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

26th day of August, 1965
and the last publication on the

16th day of September, 1965

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.

Hope B. Jones

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

day of Sept, 1965

(SEAL)

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

My commission expires _____, 19__

Publication Fee: \$ 1892

MY COMMISSION EXPIRES JULY 15, 1969

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

Notice is hereby given that at 10:00 A.M., on the 19th day of November 1965, at Boise, County of Ada, State of Idaho, before Sharron Deroin, Notary Public, at (address) 224 Idaho Building, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-29441, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is C. Van Walker and Alfred Walker, Rexburg, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 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 3.2 cubic feet per second.

4. The point of diversion of said water is South line of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T8N-R33E, B.M.

5. The place where said water is used is NW $\frac{1}{4}$, Sec 11, T8N-R33E, B.M.

6. The date of priority which said user is prepared to establish is 2-9-61.

Carl E. Tappan,
State Reclamation Engineer
(Pub.: Aug. 26, Sept. 2-9-16, 1965)

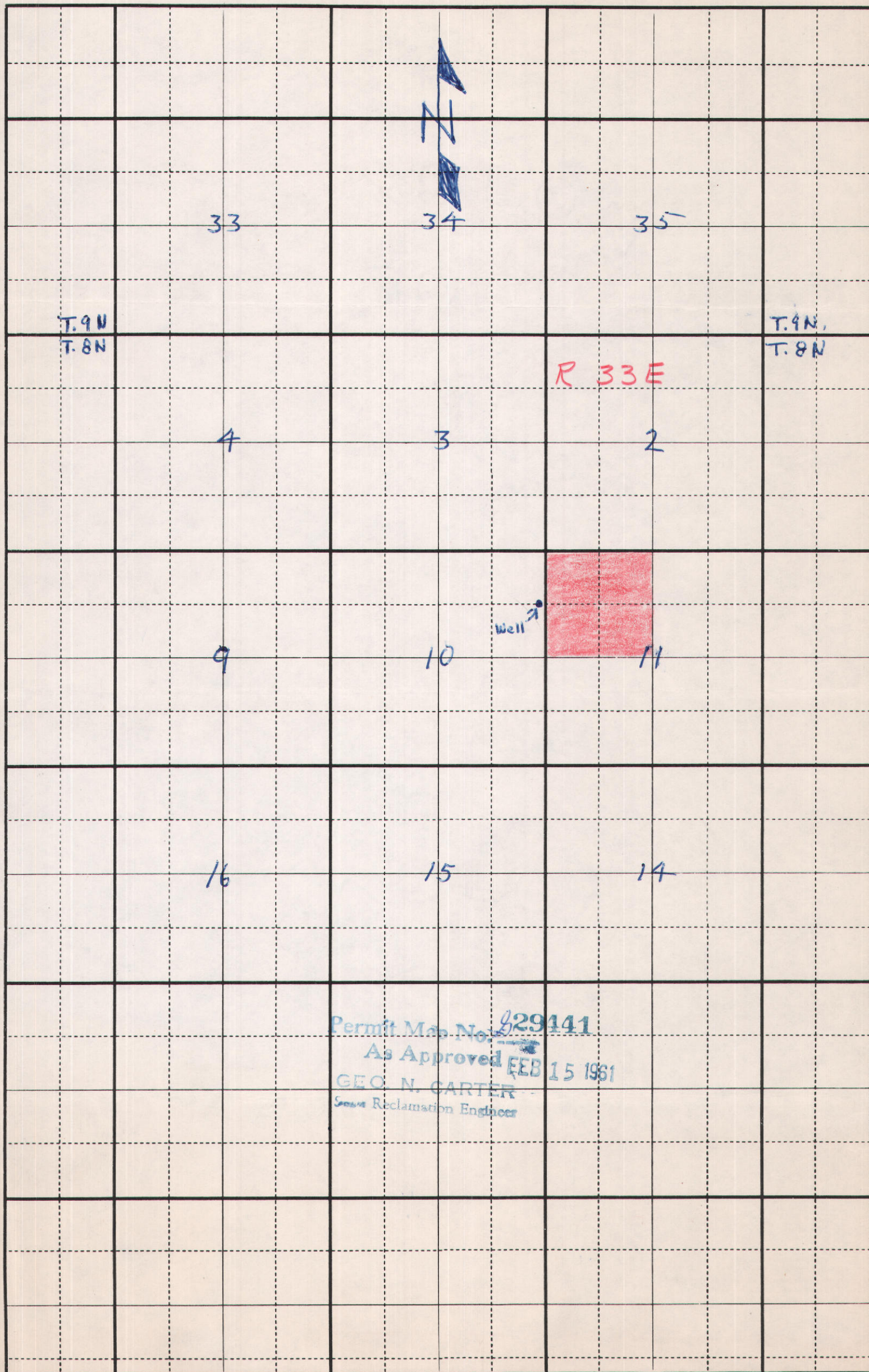
29441

Department of Reclamation

29441

NAME OF APPLICANT Van Alfred Walker

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

29441

Alfred W. Walker
476 Maple Drive,
Rexburg, Idaho

Reinstated
May 1, 1968

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

~~Cancelled~~

32-2106

~~CANCELLED pursuant to sec. 49.91-1
Idaho Code Annotated by order of
State Reclamation Engineer
dated 2/22/57~~

Application No. G- 37439
Permit No. G- 29441
District No.

1. Name of Applicant: Van and Alfred Walker 806 3rd St. Rexburg, Idaho 83401

Postoffice address: 476 Maple Drive, Rexburg, Idaho County: Madison State: Idaho

2. Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second 3.2 or Idaho
Miners' inches 160 or gallons per minute

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean from well

4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 10
Twp. 8 N , Rge. 33 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 $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.

(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.

7. Kind of works: Drilled well

8. Estimated cost of works: \$ 4,000.00

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:

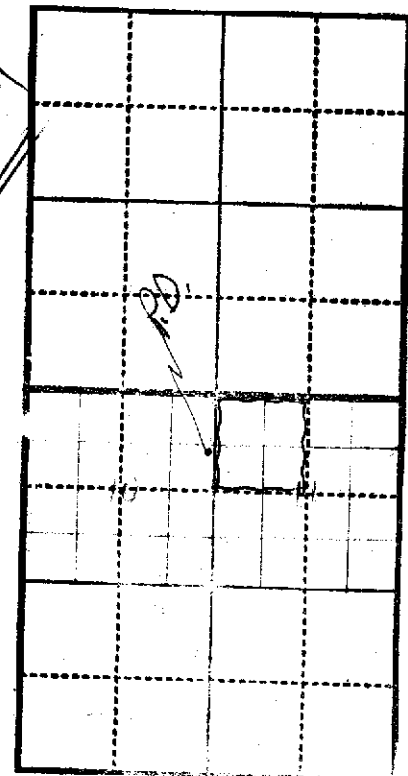
(d) Other resources:

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) 3.2 (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.

s/ Alfred W. Walker Applicant.
s/ Van Walker

Agent.

By

Date of first receipt at Department of Reclamation: 11:00 A.M. February 9, 1961

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 29441

Recorded in Book 103 Page 29441 Approved February 15, 1961

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

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

Work to begin on or before

and to continue diligently and uninterruptedly to completion, unless

temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before August 15, 1963

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before February 15, 1966

Witness my hand this 15th day of February, 1961

s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 15th
day of February, 19 61

Countersigned:

STATE OF IDAHO

(SEAL)

By ARNOLD WILLIAMS

By s/.....ROBERT E. SMYLLIE.....
Governor

s/ By: Paula L. Fleenor *Secretary of State.*
Deputy Secretary of State

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	
8 N	33 E	11					40	40	40	40								160	
Application for Amendment POINT OF DIVERSION Permit No. G 29441																			
Comes now C. VAN WALKER & ALFRED WALKER 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. G 29441. That the point of diversion is described in said Permit as being located: SE¼NE¼, Section 10, T. 8 N., R. 33 E. B. M. That he now requests that the point of diversion be changed to a point located: South line of the NE¼NE¼, Section 10, T. 8 N., R. 33 E., B. M. That the reason for desiring to make such change is as follows: This well is right on the line between the SE¼NE¼, Sec. 10, T. 8 N., R. 33 E., B. M., and to make this consistent with Permit G-28861, I request this change. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.																			
Signed at Boise this 17th day of August, 1965																			
s/ C. VAN WALKER & ALFRED WALKER BY: HARLEY M. McDowell, Agent																			
Date of Receipt at Department of Reclamation: 8-18-65																			
APPROVAL OF STATE RECLAMATION ENGINEER																			
I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-29441. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.																			
s/ RALPH W. THOMAS, Deputy State Reclamation Engineer																			
Recorded: August 18, 1965																			

A S S I G N M E N T

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, Permit No. G-29441 To Alfred W. Walker, 806 3rd West, Kemmerer, Wyoming, 83101.

/s/ C. VAN WALKER
Permit Holder

/s/ RETA L. WALKER
Wife of Permit Holder

State of Idaho)
 : ss
County of Bonneville

On this 8th day of May, 1968, before me, a Notary Public for the State of Idaho, residing at Idaho Falls, personally appeared C. Van Walker and Reta L. Walker, known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same.

In witness whereof, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

/s/ RULON R. OSMOND
Notary Public residing at Idaho Falls.

(S E A L)

My commission expires: 12-24-70

PERMIT NO. G-29441

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that C. Van Walker & Alfred Walker-Assignee-Alfred W. Walker of Kemmerer, County of _____, and State of Wyoming, the holder of Permit No. G-29441, issued upon Application No. G-37439 bearing date of priority of February 9, 1961, authorizing the diversion of 3.2 second feet of waters of 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 2.42 second feet of the waters of a well from subterranean flow that the point of diversion of said waters is South line of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10, Township 8 North, Range 33 East, Boise Meridian; and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit:

NW $\frac{1}{4}$ Section 11, Township 8 North, Range 33 East, Boise Meridian.

Proof of completion of works made: November 19, 1965

Witness my hand this 28 day of June, A.D. 1968

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

LICENSE ISSUED FOR 2.42 SEC. FT.
LICENSE PAGE NO. 29441



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 30, 1990

RE: Water Right No. 31-2465

The Walker Family Trust
c/o Alfred Walker
2048 So. 900 East
Bountiful, UT 84010

Dear Mr. Walker:

We are in receipt of the correspondence concerning ownership of the above referenced water right license.

In Idaho, a licensed water right is considered real property and is acquired when the property to which it is appurtenant is purchased. Proof of owning the land is proof of owning the water right license, if the previous land owner did not exclude the water right from the sale. Therefore, we will place your correspondence in the file for future reference only and no further action will be taken.

If you have any questions, please let us know.

Sincerely,

Sharla Curtis

SHARLA CURTIS
Clerical Specialist

SC:js

MICROFILMED

APR 17 1990

2048 S 900 E. 32-2106
Bountiful, Utah 84010
March 16, 1990

State Reclamation Engineer
Statehouse Mail
Boise, Idaho 83720

RECEIVED
MAR 19 1990

Department of Water Resources

Dear Sir:

On June 28, 1968, your office issued "License and Certificate of Water Right" # G-29441 to me. Enclosed is a Quit Claim Deed transferring my interest in the water right to a Family Trust which is in my name. Please transfer Water Right # G-29441 from Alfred W. Walker to The Walker Family Trust.

Sincerely yours,

Alfred W. Walker

MICROFILMED

APR 17 1990

IDENT. NO. 31-2465

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

Present Owner: Alfred W. Walker

[illegible]

8. Use Code: *A*

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: 29441

F. . Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

3/23/79 KLL

ALFRED W. WALKER, of Bountiful, County of Davis, State of Utah, grantor, hereby QUIT-CLAIMS to ALFRED W. WALKER and DEANNE C. WALKER, Trustees or Successor Trustees of THE WALKER FAMILY TRUST, of Bountiful, County of Davis, State of Utah, for the sum of Ten Dollars the following described water rights in JEFFERSON County, State of Idaho:

WITNESS, the hands of said grantors, this 15 day of

March, A. D., 1990.

Alfred W. Walker
ALFRED W. WALKER

RECEIVED
MAR 19 1990

[illegible]

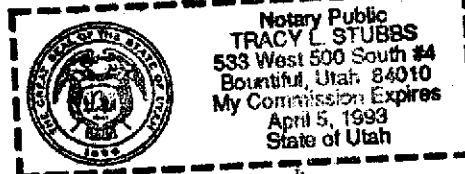
Department of Water Resources

On the 15 day of March, 1990, personally appeared before me ALFRED W. WALKER and DEANNE C. WALKER, the signers of the within instrument, who duly acknowledged to me that they executed the same.

My Commission Expires: ⁰⁴⁻⁰⁵⁻⁹³~~03-08-92~~

Nancy L. Stubbs
NOTARY PUBLIC
Residing at Davis County

Grantee's Address:
2048 South 900 East
Bountiful, Utah 84010



MicroFILMED

APR 17 1990

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that ...C. Van Walker & Alfred Walker-Assignee-Alfred W. Walker
of Kemmerer....., County of, and State of
.....Wyoming....., the holder..... of Permit No. G-29441..., issued upon
Application No. G-37439, bearing date of priority of ...February 9, 1961..., authorizing the
diversion of 3.2..... second feet of waters of a well.....

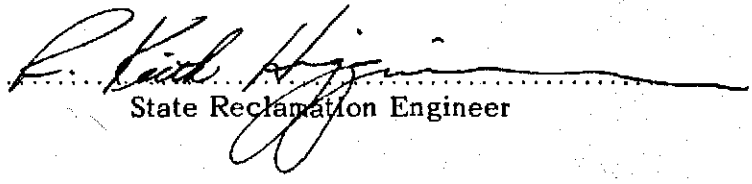
County of Jefferson....., State of Idaho, for irrigation.....
purposes, has.....fully complied with the provisions of the laws of the State of Idaho
relating to the proof of completion of the works of diversion set out and described in said
Permit; that said works are adequate for diverting and conveying to the place of intended
use 2.42..... second feet of the waters of a well from subterranean flow.

that the point of diversion of said waters South line of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10, Township
8 North, Range 33 East, Boise Meridian;

and that the lands proposed to be irrigated by the use or place of use of said water are
described as follows, to-wit: NW $\frac{1}{4}$ Section 11, Township 8 North, Range 33.....
East, Boise Meridian.

Proof of completion of works made: November 19, 1965

Witness my hand this 28.... day of June....., A. D. 19..68..


State Reclamation Engineer

June 28, 1968

Re: Permit No. G-29441

C
O
P
Y

Alfred W. Walker
806 3rd West
Kemmerer, Wyoming 83101

Dear Mr. Walker:

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

Also enclosed is departmental receipt No. 820 in the amount of \$13.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures: Certificates
Receipt

29441

June 11, 1968

RE: Permit G-29441

Alfred W. Walker
806 3rd West
Kemmerer, Wyoming

Dear Mr. Walker:

Enclosed herewith is a copy of the assignment you submitted to this department for recording. We have placed the original in our files.

Also enclosed is your check #286 in the amount of \$13.00. This is a duplicate check you mailed to us to cover licensing fees. Your previous check was accepted under receipt number 320.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

29441

Permit # 820

RECEIVED

MAY 27 1968

Department of Reclamation

806 3rd West
Kemmerer, Wyoming
May 24, 1968

STATE OF IDAHO
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho

Re: Permit No. G-29441

Dear Sirs:

I believe a check for \$13.00 was stapled to the second page of my April 16, 1968 letter to your office. In case you are not able to locate my previous check, I am enclosing another one for the same amount. If the first check does happen to turn up, please return or destroy this one.

G-29441

Sincerely yours,

Alfred W. Walker
ALFRED W. WALKER

29441

May 20, 1968

Re: Permit No. G-29441

Alfred Walker
806 3rd West
Kemmer, Wyoming 83101

Dear Mr. Walker:

We are in receipt of your letter of May 10, 1968 and the assignment from C. Van Walker and Rita L. Walker. Please be advised that we are in the process of recording your assignment.

Inasmuch as the permit has now been reinstated, you should re-submit the licensing fees as required in our October 7, 1968 fee letter. The fees total \$13.00. Your prompt attention to this matter is appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Copy of October 7, 1966 letter

29441

DOUGLAS SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

May 20, 1968

Re: Permit No. G-29441

Alfred Walker
806 3rd West
Kemmer, Wyoming 83101

Dear Mr. Walker:

We are in receipt of your letter of May 10, 1968 and the assignment from C. Van Walker and Rita L. Walker. Please be advised that we are in the process of recording your assignment.

Inasmuch as the permit has now been reinstated, you should re-submit the licensing fees as required in our October 7, 1966 fee letter. The fees total \$13.00. Your prompt attention to this matter is appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Copy of October 7, 1966 letter

29441

RECEIVED

MAY 13 1968

Department of Reclamation

806 3rd West
Kemmerer, Wyoming 83101
May 10, 1968

Re: Permit G-29441

STATE OF IDAHO
Department of Reclamation
107 State House
Boise, Idaho

Dear Sirs:

I would like to express my appreciation for your decision to reinstate my permit.

Enclosed is the notarized Assignment executed by my brother and his wife.

Sincerely yours,

Alfred W. Walker

ALFRED W. WALKER

Enclosure

1
letter sent
5-13-68

29441

A S S I G N M E N T

For value received, I hereby assign ALL of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, Permit

No. G-29441 to ALFRED W. WALKER

Address: 806 3rd WEST, KEMMERER, WYOMING 83101

* _____

C. Van Walker
Permit Holder

Reta L. Walker
Wife of Permit Holder

STATE OF IDAHO)
County of Bonneville) ss

On this 8 day of May, 1968, before me, a Notary Public for the State of Idaho, residing at Idaho Falls personally appeared C Van Walker and Reta L. Walker known to me to be the person S whose name S ^{are} is subscribed to the within instrument and duly acknowledged to me that They executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

Lula R. Donald
Notary Public
Residing at Idaho Falls

My commission expires: 12-24-70

Note:

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions.

29441

BEFORE THE STATE RECLAMATION ENGINEER
OF THE
STATE OF IDAHO

IN THE MATTER OF REINSTATEMENT)
OF PERMIT NO. G-29441; VAN AND)
ALFRED WALKER)

MEMORANDUM DECISION

Permit G-29441 was issued February 15, 1961 pursuant to application received on February 9, 1961. The permit provided for a diversion of 3.2 cubic feet per second of subterranean water by means of a well in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10, Township 8 North, Range 33 East, B.M. in Jefferson County. Proof of Completion of Works and Beneficial Use of water was required to be submitted by February 15, 1966.

On August 18, 1965, the permit was amended to change the point of diversion to the South line of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10, Township 8 North, Range 33 East, B.M.

Proof of Completion of Works and Beneficial Use of the water was submitted, on November 23, 1965, claiming the use of 3.0 cubic feet per second of water for irrigation in the NW $\frac{1}{4}$ Section 11, Township 8 North, Range 33 East, B.M.

On July 6, 1966, a field examination was made by a representative of the Department of Reclamation. The results of this examination showed that the works were adequate for diverting and conveying to the place of intended use 2.42 cubic feet per second of water for irrigation of 160 acres of land.

On October 7, 1966, and again on July 12, 1967, a letter was sent to C. Van Walker and Alfred Walker of Montevue, Idaho, informing them of the results of the field examination and asking for the statutory licensing fee of \$13.00. On September 25, 1967, a pre-cancellation notice was sent to Van and Alfred Walker at Rexburg, Idaho, and on November 15, 1967 an order of cancellation was issued because of failure of the applicants to submit the licensing fee.

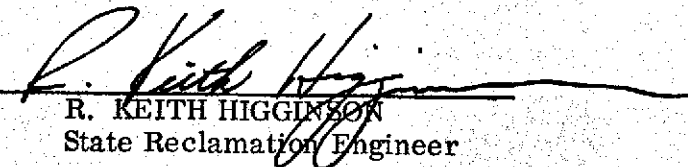
On April 8, 1968, a letter was received by this department from Alfred W. Walker along with a \$13.00 check. Mr. Walker's check was returned and he was informed that his permit had been cancelled. On April 16, 1968, Mr. Walker

See. 113
29441

returned his check and petitioned that we reconsider the cancellation of his permit on the basis that he had never received our letter informing him of the fees due.

The State Reclamation Engineer finds that Permit No. G-29441 should be reinstated with its original priority on the basis that the fee letter was not sent to the address of record.

Dated this 1st day of May, 1968.


R. KEITH HIGGINSON
State Reclamation Engineer

BEFORE THE STATE RECLAMATION ENGINEER
OF THE
STATE OF IDAHO

IN THE MATTER OF REINSTATEMENT)
OF PERMIT NO. G-29441; VAN AND)
ALFRED WALKER)

ORDER

WHEREAS, pursuant to application filed in the Department of Reclamation on February 9, 1961, Permit G-29441 was issued, and;

WHEREAS, Proof of Completion of Works and Beneficial Use of water was made on November 19, 1965, and;

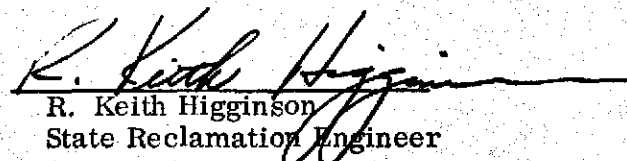
WHEREAS, on October 7, 1966 and July 12, 1967 the fee letter was sent to C. Van Walker & Alfred Walker at Montevue, Idaho instead of the address of record, and;

WHEREAS, on November 15, 1967, Permit No. G-29441 was cancelled for failure to pay licensing fees, and;

WHEREAS, Mr. Walker applied for a reinstatement on April 8, 1968 and again on April 16, 1968, and;

IT IS THEREFORE ORDERED, that Permit G-29441 be reinstated with its original priority on the basis that the fee letter was not sent to the address of record and was never received by Mr. Walker.

Dated this 1ST day of May, 1968.


R. Keith Higginson
State Reclamation Engineer

cha. 145

May 1, 1968

Re: Permit G-29441

Alfred W. Walker
806 3rd West Ave.
Kemmerer, Wyoming 83101

Dear Mr. Walker:

Enclosed is a memorandum decision and an order reinstating your permit.

In your letter of April 16, 1968, you mentioned that Mr. Van Walker had transferred his interest in this property to you. According to our records Mr. Van Walker is still partial holder of this permit. You should have Van Walker assign his interest in this permit to you before we license it. We are enclosing an assignment form for this purpose.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kd

Enclosures

29441

MEMO

To: R. Keith Higginson

From: C. Stephen Allred

This letter is a petition for reinstatement. The permit was cancelled for failure to pay fees. Notice of fees due was sent to an address other than that on the permit, however the precancellation notice was sent to the address of record and was returned by the post office and was not forwarded.

I would like to reinstate the permit and license it. The water is being used and perhaps if the fee letter had been sent to the address of record they would have been paid. I think that there is some question as to out liability in the matter, but maybe we should give Mr. Walker the benefit of doubt.

RECEIVED

APR 19 1968

Department of Reclamation

806 3rd West
Kemmerer, Wyoming
April 16, 1968

STATE OF IDAHO
Department of Reclamation
107 State House
Boise, Idaho

Dear Sirs:

Your letter of April 11, 1968 informing me of the prior cancellation of Permit G-29441 was a great disappointment. My job as a professional forester with the U. S. Forest Service requires me to move frequently. The following is a list of the official transfers of station which I have made under official orders since the original application for Permit G-29441 was made in 1961:

29441

11/20/58 to 7/24/61	Rexburg Ranger Station Targhee National Forest Rexburg, Idaho
7/24/61 to 10/12/62	Shake Creek Ranger Station Sawtooth National Forest %Rocky Bar Stage Mountain Home, Idaho
10/12/62 to 10/25/65	Shake Creek Ranger Station Sawtooth National Forest Buhl, Idaho
10/25/65 to present	Bridger National Forest Kemmerer, Wyoming

The Post Office is authorized to forward free of charge mail of servicemen or other government employees transferred under official orders. None of your 1967 correspondence was forwarded to me by the Rexburg Post Office.

Part of your correspondence regarding this permit was evidently mailed to Van Walker, Montevue, Idaho, and part to my old Rexburg address.

On February 13, 1968 Van Walker transferred his interest in this property to me. At that time he gave me your October 7, 1966 letter which called for the forwarding of the \$13.00 fee.

29441

I would like to petition you to reconsider the cancellation of this permit. My petition is based upon my frequent moves under official orders and the apparent oversight in not sending a certified copy of your September 25, 1967 precancellation order to Van Walker's Montevue, Idaho address (as in the case of your October 7, 1966 letter).

Sincerely yours,

Alfred W. Walker
ALFRED W. WALKER

29441

April 11, 1968

Re: Permit No. G-29441 (Cancelled)

Alfred W. Walker
806 3rd West Avenue
Kemmerer, Wyoming 83101

Dear Mr. Walker:

We are returning your personal check in the amount of \$13.00. Please be advised that as of the 15th day of November, 1967, Permit No. G-29441 has been cancelled for failure of the holder to submit the required licensing fee.

We are enclosing copies of our September 25, 1967 pre-cancellation order that was mailed to your Rexburg, Idaho address. Also enclosed is a copy of the envelope that the Department of Reclamation used to transmit the pre-cancellation order by certified mail. As you will note, the September 25, 1967 correspondence was returned as addressee unknown.

The Department of Reclamation is charged by law to deliver legal correspondence to the mailing address on the permit. We are also enclosing a copy of the order of cancellation signed on the 15th day of November, 1967 by the State Reclamation Engineer.

Under Idaho Statutes you had 60 days to appeal the decision of the State Reclamation Engineer. This date, however, has passed. Presently, we can see no means for reinstatement of this permit.

At this time you should either file an application for a new permit or file a claim to a water right. By filing for a new permit the only date of priority you could claim would be the date of filing of the new permit. You may, however, file a claim on your water right and record as your priority the date you first put the water to a beneficial use. Enclosed are forms for both procedures for your consideration.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Check for \$13.00 and
Copies of September 25, 1967 pre-cancellation, envelope
Cancellation of November 15, 1967
Application and Claim forms with instructions

29441

Alfred W. Walker
806 3rd West
Kemmerer, Wyoming

STATE OF IDAHO
Department of Reclamation
107 state House
Boise, Idaho

RECEIVED

APR 8 1968

Department of Reclamation

Dear Sirs:

Attached is a copy of a letter received from your office in October 1966. My personal check for \$13.00 is enclosed. Please proceed to issue the Certificate of Completion of Works and the License and Certificate of Water Right.

Please mail these documents to the following address;

Alfred W. Walker
806 3rd West
Kemmerer, Wyoming 83101

Sincerely yours,

Alfred W. Walker

29441

October 7, 1966

RE: Permit No. G-29441

C. Van Walker & Alfred Walker
Montevieu, Idaho

Gentlemen:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29441 shows the well(3) is (~~575~~) capable of conveying 121 miner's inches, or 2.42 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 13.00 , we will issue the Certificate of Completion of Works for 2.42 c.f.s. and the License and Certificate of Water Right for 2.42 c.f.s. confirming the right, with priority of February 9, 1961 , to the use of subterranean water with the point of diversion in NEXNEX, Sec. 10, for irrigation of 160 acres in NW¼, Sec. 11, T. 8 N, R. 33 E, B.M.2

Very truly yours,

M. Russell Bosch
Office Manager

MRB:nw

29441

October 7, 1966

RE: Permit No. G-29441

C. Van Walker & Alfred Walker
Montevideo, Idaho

Gentlemen:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29441 shows the well(%) is (2.42) capable of conveying 121 miner's inches, or 2.42 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 13.00, we will issue the Certificate of Completion of Works for 2.42 c.f.s. and the License and Certificate of Water Right for 2.42 c.f.s. confirming the right, with priority of February 9, 1961, to the use of subterranean water with the point of diversion in NE1/4, Sec. 10, for irrigation of 160 acres in NW1/4, Sec. 11, T. 8 N, R. 33 E, B.M. 3

Very truly yours,

H. Russell Bosch
Office Manager

HRB:mv

29441

ROBERT E. SMYLLIE
Governor



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

October 7, 1966

RE: Permit No. G-29441

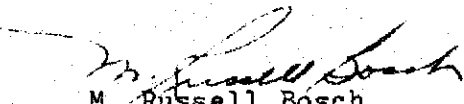
C. Van Walker & Alfred Walker
Montevue, Idaho

Gentlemen:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29441 shows the well(s) is ~~(are)~~ capable of conveying 121 miner's inches, or 2.42 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 13.00, we will issue the Certificate of Completion of Works for 2.42 c.f.s. and the License and Certificate of Water Right for 2.42 c.f.s. confirming the right, with priority of February 9, 1961, to the use of subterranean water with the point of diversion in NE¹/₄NE¹/₄, Sec. 10, for irrigation of 160 acres in NW¹/₄, Sec. 11, T. 8 N, R. 33 E, B.M.

Very truly yours,


M. Russell Bosch
Office Manager

MRB:nw

29441

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

IN THE MATTER OF CANCELLATION)
OF PERMIT TO APPROPRIATE THE)
PUBLIC WATERS OF THE STATE OF)
IDAHO NO. G-29441)

ORDER OF CANCELLATION

Permit Holder: Van and Alfred Walker

WHEREAS, Permit G-29441 has lapsed through failure of the holder
to submit licensing fees of \$13.00

_____, and

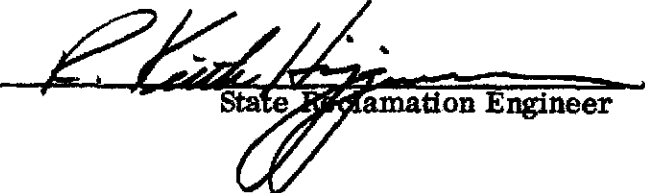
WHEREAS, due notice was given the holder of said permit that such a
fee would be due on August 12, 1967, and

WHEREAS, on September 25, 1967, notice was sent to the holder of said
permit to appear before the State Reclamation Engineer on or before _____
November 6, 1967 to show cause why such permit should not be cancelled, and

WHEREAS, the holder of said permit has failed to comply with the require-
ments of said permit and has not shown cause why such permit should not be
cancelled.

IT IS THEREFORE, ordered and Permit G-29441 is hereby cancelled.

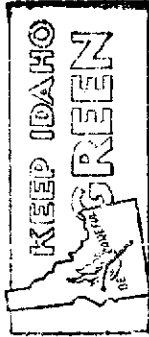
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official
seal of the Department of Reclamation at Boise, Idaho, this 15th day of
November, 19 67.


State Reclamation Engineer

AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
ROOM 107, STATE HOUSE
BOISE, IDAHO 83701



REASON CHECKED
Undelivered ☐ Refused ☐
Address unknown ☐
Insufficient Address ☐
No such street ☐ number ☐
No such office in state ☐
Do not retest in this envelope



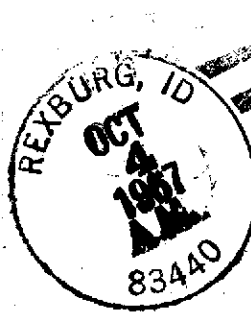
NAME

1st Notice SEP 26 1967
2nd Notice OCT 2 1967
Return OCT 4 1967

Van and Alfred Walker
476 Maple Drive
Rexburg, Idaho 83440

29441

CERTIFIED MAIL
NO. <u>19500</u>
RETURN RECEIPT REQUESTED



September 25, 1967

Re: Permit No. G-29441

Van and Alfred Walker
476 Maple Drive
Rexburg, Idaho 83440

Gentlemen:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit G-29441 to appropriate the public waters of the State of Idaho, have not been complied with as to failure to submit fees of \$13.00

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the State Reclamation Engineer on or before November 6, 1967, why said permit should not be cancelled.

Permit G-29441 claims the use of 3.2 cubic feet per second of water. The point of diversion was to be located south line of NE 1/4, Sec. 10, T. 8 N, R. 33 E, B.M, Jeffer- and the permit was approved February 15, 1961 son County,

State Reclamation Engineer

29441

1 month

July 12, 1967

Re: Permit G-29441

C. Van Walker & Alfred Walker
Montevieu, Idaho

Gentlemen:

Attached is a copy of the results of the field examination conducted by
our department on the above referenced permit.

You are requested to submit the fees indicated within 30 days of the
date of this letter.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

Enclosure: Fee letter of 10-7-66

C
O
P
Y

29441

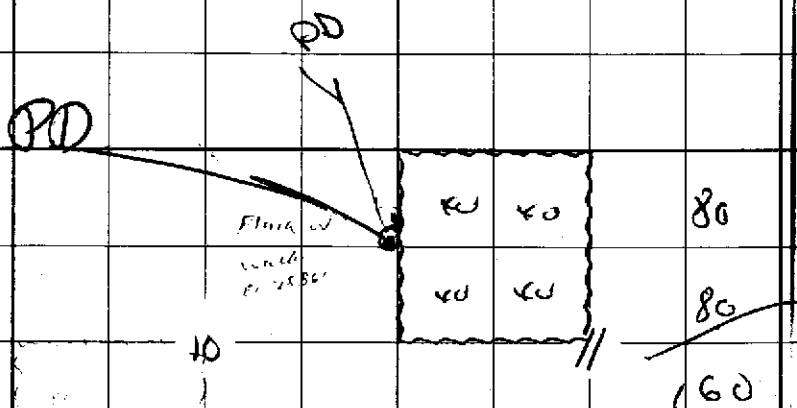
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-29441

REPORT ON PROOF OF Completion of Works & Beneficial Use

Rge 33E



Twp 8N

Y-Timed Life

Total Production of well 4.84
 Less 1/2 to 0.29441 2.42
 Less 1/2 to 0.28861 2.42
 Less 1/2 to 0.2859 1.92
 Total for 0.2859 1.92

Subdivisions 4

Area 160 acres

Allow 9 = 2.42. Cfr 12 inches

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

Permit No. G-29441

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

1. Name of applicant C. Van Walker and Alfred Walker

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the South line of the NE 1/4 of Section 10
T. 8 N. R. 33 E. B. M. County of Jefferson

4. Describe works as they exist, giving dimensions and capacities of same: 150 HP GE Motor
PXJ 322132, Layne & Bowler Pump # DO 3629 (2250 GPM @ 220' @
1770 RPM), (Model 14RM), 10" discharge with a check valve at flange
and 9' x 10" steel pipe North that Y's into 10" steel Main line East and
West.

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: yes

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

NW 1/4 Sec. 11., Twp. 8 N., Rge. 33 E. B. M.

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

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

Remarks: Mr. Van Walker along.

SEE G-28861

Measured by Cox flow meter - 9 3/4" ID = 74.6 x 29.7 x .98 = 4.84 cfs.
4 x 8.8

This 4.84 cfs is to be divided equally between G-28861 and G-29441, with
25" or .5 cfs. to be assigned to permit # G-32659 from permit # G-28861.

This examination was made on the 6th day of July, 19 66

(Signed)

Layne Johnson

Examiner.

29441

C. Van Walker - Alfred W. Walker
Montevideo, Idaho

Permit No. G-29441

Examination for Completion of Works & Beneficial Use

County Jefferson

Sec. 10 T8N R33 EBM

Quantity: 3.2 cfs

Source: Well

P.D.: NENE See 10 T8N R33 E

Use: Irrigation

Extension:

Protest:

Completion of Works:

Other Rights: None

Filed: February 9, 1961

Due: February 15, 1966

Made: Nov. 19, 1965

Priority: Feb. 9, 1961

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
JUL 18 1966

Department of Reclamation

29441

November 26, 1965

Re: Permit No. G-29441

C. Van Walker
476 Maple Drive
Rexburg, Idaho

Dear Mr. Walker:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Rigby Star, all submitted in proof of completion of works and beneficial use on Permit No. G-29441.

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR: ejw

29441

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

All improvements are a direct result of said use.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: R. P Coper, Idaho Falls, Idaho

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

Water is used for irrigation only.

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

Original applicant. This permit was filed in my name and my brothers name. However, my brother, Alfred Walker no longer has any interest in this well or permit.

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: Spring, 1963 - Time used since first use:

Irrigation seasons of 1963, 1964 and 1965.

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

NONE

(sign) C. Van Waller

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

Boise, County of Ada

State of Idaho, on this 19th day of November, A. D. 1965.

Shannon Desoin

My commission expires: 9/28/68

29441

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RECEIVED
NOV 23 1965
Department of Reclamation

Permit No. G-29441

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:

Tom Williams, 70, Montevue, Idaho, Canal Rider, c/o P. D. Walker, Montevue, Idaho

Ques. 2 Are you acquainted with C. Van Walker, the holder of
Permit No. G-29441? How long have you known him and where does he reside?

I have known him 11 years and he lives at Montevue, Idaho

Ques. 3. Have you read or heard said Permit No. G-29441 read, and are you familiar
with its provisions and conditions: Yes xxx No.

Ques. 4. State source of water supply: well

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

NE1/4, Section 10, T8N-R33E, B.M.

Describe works for conveying water to place of use: well, sprinkler system, pump

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 200" How much water have you seen being so
conveyed? 200"

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

NW1/4, Section 11, T8N-R33E, B.M. - 160 ac.

29441

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

Used for irrigation only.

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

Clay type soil and all of the water as required for profitable cultivation.

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

Ques. 10. When did you first see this water used? Spring, 1963

Other times you have seen such use: Almost everyday it has been used during the irrigation seasons of 1963, 1964 and 1965.

(Signed):

Tom Williams

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

Boise, County of Ada, State of Idaho, on this 19th day of November, A. D. 1965

Sharon Deson

Notary Public for the State of Idaho
Residing Boise, Idaho

My commission expires 9/28/68

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-29441 ✓

RECEIVED
NOV 23 1965
Department of Reclamation

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

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

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

Gene Barnes, 37, Lewisville, Idaho, Farmer, Lewisville, Idaho.

Ques. 2 Are you acquainted with C. Van Walker, the holder of
Permit No. G-29441? How long have you known him and where does he reside?

I have known Mr. Walker about 30 years and he lives in Montevideo, Idaho.

Ques. 3. Have you read or heard said Permit No. G-29441 read, and are you familiar
with its provisions and conditions: Yes xxx No.

Ques. 4. State source of water supply: well

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

NE 1/4 NE 1/4, Section 10, T8N-R33E, B.M.

Describe works for conveying water to place of use: well, casing, 150 hp motor,

sprinkler system

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 175" How much water have you seen being so
conveyed? 120"

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

Township 8 North - Range 33 East, B.M., Section 11 - NW 1/4 - 160 ac.

29441

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

Irrigation only.

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

Clay, Sandy Loam, and all of the water used is required for productive, profitable cultivation.

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

Ques. 10. When did you first see this water used? When the well was tested in the Spring, 1963
Other times you have seen such use: 1963, 1964 and 1965

(Signed):

Gene Barnes

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

Boise, County of Ada, State of Idaho, on
this 19th day of November, A. D. 1965

Sharon Deason

Notary Public for the State of Idaho

Residing Boise, Idaho

My commission expires 9/28/68

29441

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 supple-

ment issue thereof, for four consecutive issues thereof; first publication having been made on the

26th day of August, 1965 and the last publication on the

16th day of September, 1965

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.

Hope B. Jones

Subscribed in my presence and sworn to before me this 16th day of Sept, 1965

(SEAL)

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

My commission expires _____, 19__

Publication Fee: \$ 1.75

MY COMMISSION EXPIRES JULY 15, 1969

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

Notice is hereby given that at 10:00 A.M., on the 19th day of November 1965, at Boise, County of Ada, State of Idaho, before Sharron Deroin, Notary Public, at (address) 224 Idaho Building, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-29441, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is C. Van Walker and Alfred Walker, Rexburg, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 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 3.2 cubic feet per second.

4. The point of diversion of said water is South line of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T8N-R33E, B.M.

5. The place where said water is used is NW $\frac{1}{4}$, Sec 11, T8N-R33E, B.M.

6. The date of priority which said user is prepared to establish is 2-9-61.

Carl E. Tappan,
State Reclamation Engineer
(Pub.: Aug. 26, Sept. 2-9-16, 1965)

29441

Re: Permit No. G-29441
C. Van Walker & Alfred Walker

August 18, 1965

Mr. Harley M. McDowell,
Idaho Land and Appraisal Service,
Box 2161,
Boise, Idaho.

Dear Mr. McDowell:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-29441, in the name of G. Van Walker and Alfred Walker, Final Proof is to be made before Sharon Deroin as Notary on the 19th day of November, 1965, at 10:00 o'clock A.M. at 224 Idaho Building, Boise, Idaho, ~~Boise~~

As of this date, we have mailed the Notice to the The Rigby Star Rigby, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Applicant

29441

Re: Permit No. G-29441
C. Van Walker & Alfred Walker

Date: August 18, 1965

The Rigby Star,
Rigby, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to November 19, 1965
the date set for proof; the expense of the publication is to be paid
by the ~~applicant~~ Idaho Land and Appraisal Service
of Box 2161, Boise, Idaho to whom you should
furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this
office with a copy or tear sheet of the first publication. **

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

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

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

Notice is hereby given that at 10:00 A.M., on the 19th day of November
1965, at Boise, County of Ada, State of Idaho
before Sharron Deroin, Notary Public, at (address) 224 Idaho
Building, proof will be submitted of the completion
of works for the diversion of 3.2 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. G-29441, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is C. Van Walker & Alfred Walker, Montevideo, Idaho

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 3.2 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
3.2 cubic feet per second.

4. The point of diversion of said water is South line of the NE1/4, Sec. 10, T8N-
R33E, B.M.

5. The place where said water is used is NW1/4, Sec. 11, T8N-R33E, B.M.

6. The date of priority which said user is prepared to establish is 2/9/61

Carl L. [Signature]
State Reclamation Engineer

29441

Reclamation Service

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) August 16, 1965

(P. O.) Box 2161, Boise, Idaho 83701

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the The Star of
Rigby, Idaho Published in

the county in which the works are situated. Please send statement of charges
and Affidavit of Publication to Idaho Land & Appraisal Service, P. O. Box 2161,
Boise, Idaho 83701.

C. Van Walker
C. Van Walker

(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

29441

Application for Amendment

POINT OF DIVERSION

Permit No. G-29441

Department of Reclamation

Comes now C. Van Walker & Alfred Walker and represent to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-29441.

That the point of diversion is described in said Permit as being located:

SE 1/4, Section 10, T8N-R33E, B.M.

That he now requests that the point of diversion be changed to a point located: South line of the NE 1/4, Section 10, T8S-R33E, B.M.

That the reason for desiring to make such change is as follows:

This well is right on the line between the SE 1/4, Sec. 10, T8N-R33E, B.M. and to make this consistent with permit G-28861, I request this change.

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

Signed at Boise, this 17th day of August 19 65

C. Van Walker & Alfred Walker

By: Harley M. McDowell
Harley M. McDowell, Agent

Date of Receipt at Department Of Reclamation: 8-18-65

APPROVAL OF STATE RECLAMATION ENGINEER

Ralph W. Thomas, Deputy

I, Ralph W. Thomas, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-29441. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 103 of
Permits, at Page 29441
August 18, 19 65

Ralph W. Thomas, Deputy
State Reclamation Engineer

29441

August 18, 1965

Re: Permit No. G-28646 - Paul D. Walker, jr.
G-29441 - C. Van & Alfred Walker
G-30836 - Geo. B. Brandon

Harley M. McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are the Applications for Amendment to the points of diversion on the above numbered permits, which have been recorded in this office.

Also enclosed is departmental receipt No. G-9569, in the amount of \$9.00 covering the fees for amendment and for Application No. G-40644.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

BY;

(Mrs.) Edna P. Hale
Chief Clerk

KPR:ew

Enc. 3 amendments
receipt

29441

March 2, 1961

Re: Permit No. G-29441
Van and Alfred Walker

Mr. Alfred W. Walker,
476 Maple Drive,
Rexburg, Idaho.

Dear Mr. Walker:

We enclose Permit No. G-29441 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Departmental Receipt No. G-5657, which was issued covering payment in the amount of \$5.75 for the filing fee of the above mentioned permit, was given to you while in our office.

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

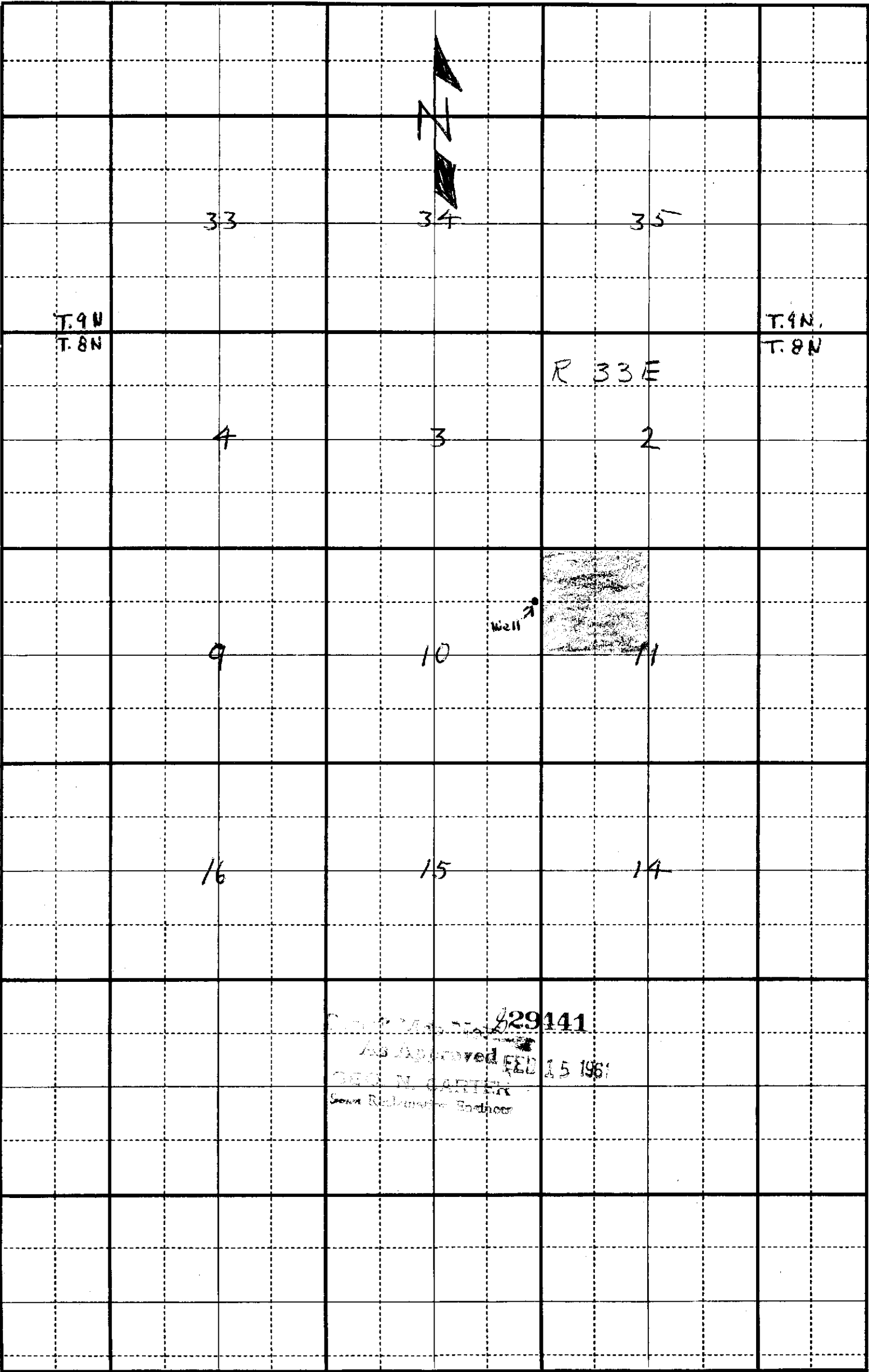
(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

29441

NAME OF APPLICANT Van Alfred Walker

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

29441

Helen Wright
6-32654

assignment
needed
Per question #8

Do not license
until assignment
is received

29441

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

Notice is hereby given that at 10:00 A.M., on the 19th day of November 1965, at Boise, County of Ada, State of Idaho, before Sharron Deroin, Notary Public, at (address) 224 Idaho Building, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-29441, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is C. Van Walker and Alfred Walker, Rexburg, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 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 3.2 cubic feet per second.

4. The point of diversion of said water is South line of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T8N-R33E, B.M.

5. The place where said water is used is NW $\frac{1}{4}$, Sec 11, T8N-R33E, B.M.

6. The date of priority which said user is prepared to establish is 2-9-61.

Carl E. Tappan, 29441
State Reclamation Engineer
(Pub.: Aug. 26, Sept. 2-9-16, 1965)