

RECEIVED

SEP 21 1970

Department of Water Administration

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

s.s.

I, RODNEY A. HAWES, being first duly sworn, on oath says that

he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once each week and every week for 2 consecutive weeks, the first publication being on the 6 day of Aug, 1970, and the last publication being on the 13 day of Aug, 1970;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 13 day of Aug,

1970.

Leona Schaefer
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that John A. Mather, 280 Horizon Drive, Boise, Idaho, has received an approved permit No. G-31061/51 - 2174 issued by the Idaho State Department of Water Administration authorizing the diversion of 6.4 cubic feet per second of water from a ground - water source, subject to all prior rights. The priority to be established under this permit is March 28, 1963 and the permit was approved April 1, 1963.

Water is to be diverted by drilled well and ditches from a point within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 7 S., R. 4 E., B. M., Owyhee County, to be used for irrigation in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 12, T. 7 S., R. 4 E.; Lots 2, 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, T. 7 S., R. 5 E., B. M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before September 21, 1970. Any protests against the issuance of the license for the above referenced permit should be filed with the Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,
Director.

Published in the Owyhee Nugget, Marsing, Idaho, on August 6 and August 13, 1970.

dg
at
9-22-70

51-2174

31061

R 5E

~~Half way~~ Gulch

VALLEY

LITTLE

#2

7. #3

3

22

11. 3

78

25

216

Q measure

Q measured 3.8 CPS

Q recommended 3.8 CES

Volume 1080 ACT/ANN

Acreage -

Found 216 Ac

recommended 216

Subdv. _____

Ammendments

☒ None

P.D.

☐ Place of use

51 2174

SI 2174

20.2

37.4

16.3

14.2

19.1

I

H

10.4

10.8

G

F

8.2

15.0

C

16.4

S

C-96

39.5

A

21.9

F

3.1

F

38.5

G

22.6

A

7.7

11.5

B

12.8

K

24.0

J

C-99

G

14.2

H

I

19.4

45

20

40

25

PD

12.7

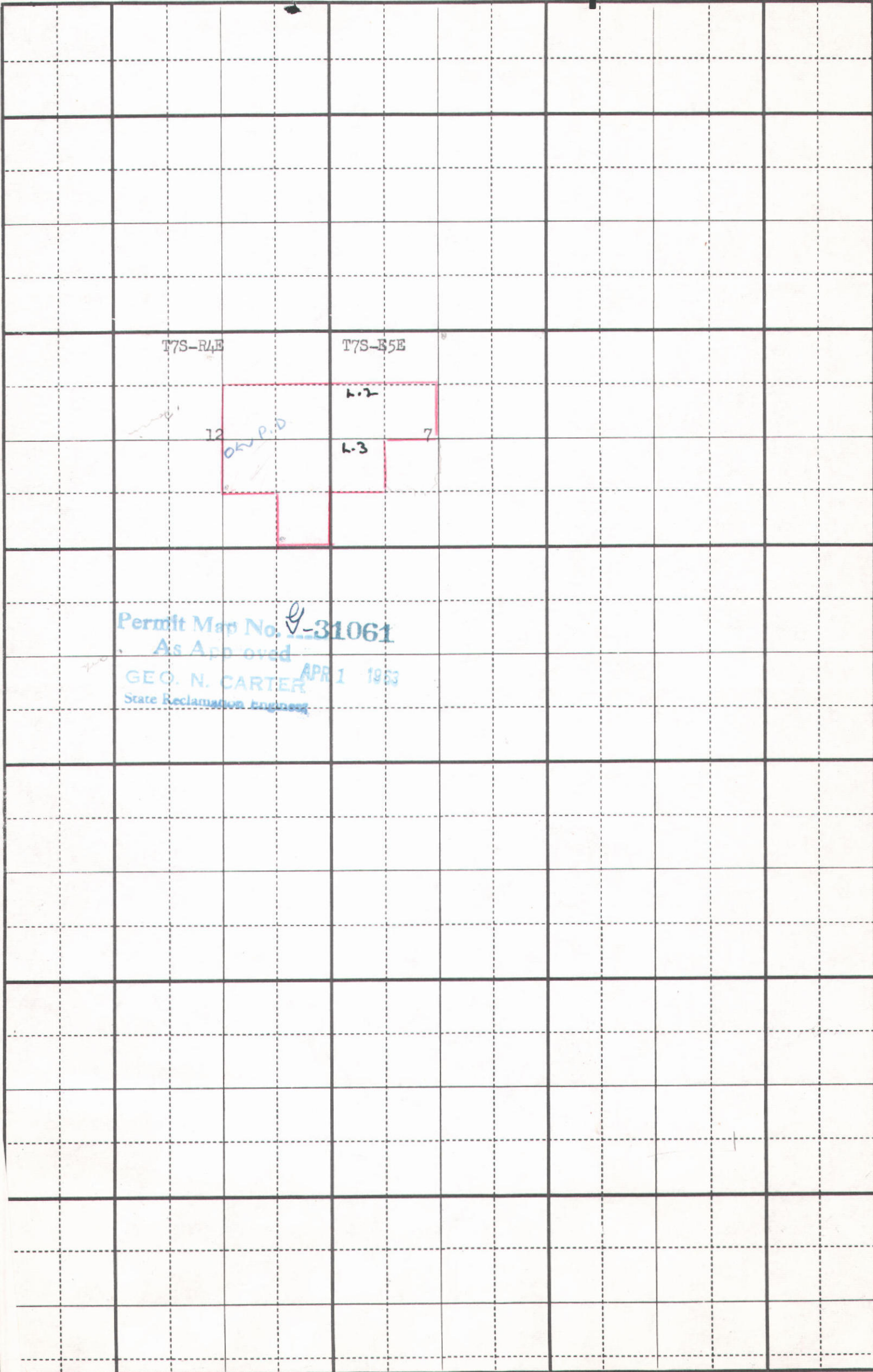
13.18

1.0

12.7

R 4.5

R 5.5



State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31061/51-2174 Priority March 28, 1963 Amount 3.80 cfs

THIS IS TO CERTIFY, that JOHN A. MATHER
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 31061/51-2174 issued pursuant to Application for Permit dated March 28, 1963,
and has submitted proof to the Department of Water Administration on September 17, 1970,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 3.80 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 3.80 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 3.80 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 12, Twp. 7 S, Rge. 4 E, B.M.

in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,080 acre feet per year or _____
5.0 acre feet per acre.

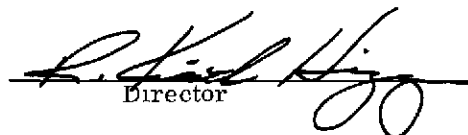
Description and location of place of use:

TWP	RANGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>7 S</u>	<u>4 E</u>	<u>12</u>			<u>40</u>	<u>38</u>									<u>40</u>			<u>25</u>	<u>143</u>
<u>7 S</u>	<u>5 E</u>	<u>7</u>							<u>35</u>			<u>38</u>							<u>73</u>
									(lot 2)			(lot 3)							

Total number of acres irrigated 216

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 10 day of
September, 19 73.


Director

51 2174

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO G-11061/51-2174)

in the name of John A. Mather)

280 Horizon Drive, Boise, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law;
and,

WHEREAS, these changes raised questions as to the procedures to be followed by
holders of permits issued prior to the effective date of the amendments, May 31, 1967;
and,

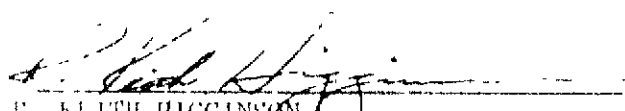
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No 51-2174 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are
hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42,
Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows.
 - a. Notice of the issuance of the permit will be published at the permit
holders expense for two weekly issues in the official newspaper of
the county in which the point of diversion lies.

Dated this 3rd day of April, 1970.


R. KEITH HIGGINSON
State Reclamation Engineer

RKH/DG

51-2174
31061

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR EXTENSION OF TIME

State of Idaho)
County of Ada)

Permit No. G 31061

RECEIVED
FEB 15 1968
Department of Reclamation

John A. Mather of 280 Horizon Drive, Boise
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Waters of the State of Idaho No. G 31061.

That under the terms and conditions of said permit, work thereunder was required to be completed by April 1, 19 68.

That he has heretofore performed the following work described under said permit:

Well drilled and is being used ~~xx~~ leaching the soil to remove the salt.

This is on approximately 60 acres.

Costing \$ 20,000.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: This property was originally a desert entry
it was disallowed then the property was purchased through a sale from the
government the title to the land became available in September 21, 1965

WHEREFORE, he asks that the State Reclamation Engineer extend the time for the completion of obligations under said permit to September 21, 1970, 19 .

John A. Mather
(signature)

Subscribed and sworn to before me this 15th day of February, 1968.

[Signature]
(notary public)

My commission expires January 19, 1969.

Date of receipt at office of Department of Reclamation February 15, 1968.

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby approve the above application for extension of time for permit no. G-31061 to September 21, 1970.

Witness my hand this 16th day of February, 19 68.

[Signature]
State Reclamation Engineer

* If other than the holder, Power of Attorney must be supplied.

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, No. G-31061

Comes now John A. Mather, 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-31061, and requests that the list of lands to be irrigated,
as described in said permit, be changed to read as follows:

SW¹/₄ SE¹/₄, S¹/₂ NE¹/₄, E¹/₂ SE¹/₄, Section 12, Twp. 7 S. Rge. 4 E. B.M.
Lots 2, 3, SE¹/₄ NW¹/₄, Section 7, Twp. 7 S. Rge. 5 E. B.M.

making a total of 320 acres.

That an additional amount of water is not asked for, and that the rights of others
will not be adversely affected by such change.

Signed at Boise, Idaho: this 8 day of February, 1967
John A. Mather

Date of receipt at office of Department of Reclamation . . . February 8, 1967 . . .

APPROVAL OF STATE RECLAMATION ENGINEER

Jack A. Barnett, Deputy
I, ~~George W. Carter~~, 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-31061. 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.

Jack A. Barnett
Deputy, State Reclamation Engineer

31061

Application for Amendment

LAND LIST

Permit No. _____

Comes now John A. Mather, and represent
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-31061, and requests that the list of lands to be irrigated,
as described in said permit, be changed to read as follows:

S $\frac{1}{2}$ NE $\frac{1}{4}$, C $\frac{1}{2}$ SE $\frac{1}{4}$, Sec 12, T. 7 S., R. 4 E.
Lots 2, 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 7, T. 7 S., R. 5 E
Blaine Mts., Idaho

_____ , making a total of 320 acres.

That an additional amount of water is not asked for, and that the rights of others
will not be adversely affected by such change.

Signed at BOISE, IDAHO this 28th day of OCTOBER, 1966

John A. Mather

Date of receipt at office of Department of Reclamation October 28, 1966

APPROVAL OF STATE RECLAMATION ENGINEER

R. Keith Higginson

I, ~~JOHN A. MATHER~~, 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-31061. 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: 10-31-66

R. Keith Higginson
State Reclamation Engineer

31061

31061

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

51-2174

Application No. G- 39150
Permit No. G- 31061
District No.

1. Name of Applicant: John A. Mather
Postoffice address: 280 Horizon Drive Boise County: Ada State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 6.4 or Idaho
Miners' inches 320 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
- 3 Source of water supply: Drilled well
- 4 Location of point of diversion or well is in the NW 1/4 of the SE 1/4 of Section 12
Twp. 7 S , Rge. 4 E , B.M., County of Owyhee
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 and ditches
- 8 Estimated cost of works: \$ 19,000
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
- 10 The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
- 11 If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand. \$
(b) Treasury stock: (c) Bonds to be issued.
(d) Other resources:
- 12 The land to be irrigated is described in the following tabulation
- 13 Existing water rights and/or valid permits appurtenant to the lands to be irrigated are. None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 6.4 (cubic feet per second, inches or gallons per minute) is for new lands.

[illegible]

POINT OF DIVERSION AMENDMENT ✓

Comes now John A. Mather and represent 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-31061. That the point of diversion is described in said permit as being located: NW¼ of the SE¼ of Section 12, Twp. 7 S., R. 4 E.B.M. Owyhee County. That he now requests that the point of diversion be changed to a point located: SE¼ of the SE¼ of Section 12, T. 7 S., R. 4 E.B.M. Owyhee County. That the reason for desiring to make such change is as follows: No longer own NW¼ of the SE¼ of Section 12. That no one will be injured by such change, and that such change will be made at permit holder's own risk. Signed at Dept. of Reclamation, Boise, Idaho, this 7th day of September, 1966.

/s/ JOHN A MATHER

Date of receipt at Department of Reclamation: September 7, 1966

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, 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-31061. 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/ R. KEITH HIGGINSON
State Reclamation EngineerRecorded in book 109 of permits, at page G-31061
September 7, 1966

AMENDMENT TO LAND LIST ✓

Comes now John A. Mather 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-31061, and requests that the list of lands to be irrigated, as described in said Permit, be changed to read as follows:

SW¼SE¼, E¼SE¼, Section 12, T 7 S., R 4 E.,B.M. Lots, 2,3, SE¼NW¼, NE¼SW¼, Section 7, T 7 S., R 5 E.,B.M., making a total of 320 acres. That an additional amount of water is not asked for and that the rights of others will not be adversely affected thereby.

Signed at Boise, Idaho, this 28th day of October, 1966.

/s/ JOHN A MATHER.

Date of Receipt at Department of Reclamation: October 28, 1966

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, 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-31061. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers and of this it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

Recorded: 10-31-66

AMENDMENT TO LAND LIST ✓

Comes now John A. Mather, 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-31061, and requests that the list of lands to be irrigated, as described in said Permit, be changed to read as follows:

SW¼SE¼, S¼NE¼, E¼SE¼, Section 12, T 7 S., R 4 E.,B.M. Lots 2, 3, SE¼NW¼, Section 7, T 7 S., R 5 E.,B.M. making a total of 320 acres. That an additional amount of water is not asked for and that the rights of others will not be adversely affected by such change.

Signed at Boise, Idaho this 8th day of February, 1967.

/s/ JOHN A. MATHER

Date of receipt at office of Dept. of Reclamation: February 8, 1967.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Jack A. Barnett, 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-31061. 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/ JACK A. BARNETT, Deputy
State Reclamation Engineer

APPLICATION FOR EXTENSION OF TIME
Permit No. G-31061

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby approve the above application for extension of time for permit no. G-31061 to September 21, 1970.

Witness my hand this 16th day of February, 1968.

s/ R. KEITH HIGGINSON
State Reclamation Engineer

ACTION OF EXTENSION OF TIME
APPROVAL

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above application for extension of time for Permit No. G-31061 to September 21, 1970.

Witness my hand this 16th day of February, 1968.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

LICENSE ISSUED FOR 3.80 SEC. FT.
LICENSE PAGE NO.

Identification No. _____

Permit No. G-31061

51-2174

SEP 30 1970

dy
OK
9-21-70

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder John A. Mather
b) Post Office Address 280 Horizon Dr Boise 83702
2. Permit Number G-31061 / 51-2174
3. Date of Priority that you are prepared to establish March 28, 1963.
4. a) Source from which water was appropriated drilled well
b) Location of the point of diversion: SE 1/4 SE 1/4, Section 12
Township 7S, Range 4E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied.
amount 3.2 for irrigation purposes from Feb. 1 to Oct 30 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 _____ 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: Estimate of flow since flow is greater than 3.2 cfs.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder: N.A
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Artesian flow, 14" casing, 1350' deep, irrigation ditches
b) Describe the type and size of measuring device which you have installed at your point of diversion: None
c) Give well drillers name and address and date the well was completed
Cornsons Drilling Company well completed March 17 1967
PO Box 126 Rupert Idaho

Exam Typed
September 30, 1970

51-2174

31061

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

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

TWP.	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	4E	12				10									40			40	90
7S	5E	7						12				12							70
								10	30			30							

10. Remarks: This well is closed down at the end of the irrigation with the exception of 2 to 3 inches which is to prevent sanding and freezing

Total number of acres irrigated 160

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

9/17/70 (Date) John A Mathes (Signature)

State of Idaho)
County of Ada) ss.

On this 17th day of September, 1970, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Don Russell Jones
Notary Public residing at Boise, Idaho

My commission expires Jan 19, 1973

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

s.s.

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once each week and every week for 2 consecutive weeks, the first publication being on the 6 day of Aug, 1970, and the last publication being on the 13 day of Aug, 1970;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 13 day of Aug, 1970.

Leona L. Lawrence
NOTARY PUBLIC

My commission expires 9-10-73

(SEAL)

RECEIVED

SEP 21 1970

Department of Water Administration

NOTICE

Notice is hereby given that John A. Mather, 280 Horizon Drive, Boise, Idaho, has received an approved permit No. G-31061/51 - 2174 issued by the Idaho State Department of Water Administration authorizing the diversion of 6.4 cubic feet per second of water from a ground - water source, subject to all prior rights. The priority to be established under this permit is March 28, 1963 and the permit was approved April 1, 1963.

Water is to be diverted by drilled well and ditches from a point within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 7 S., R. 4 E., B. M., Owyhee County, to be used for irrigation in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 12, T. 7 S., R. 4 E.; Lots 2, 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, T. 7 S., R. 5 E., B. M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before September 21, 1970. Any protests against the issuance of the license for the above referenced permit should be filed with the Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,
Director.

Published in the Owyhee Nugget, Marsing, Idaho, on August 6 and August 13, 1970.

51-2174

3,061

September 11, 1973

Re: Permit No. 31061/51-2174

Mr. John A. Mather
280 Horizon Drive
Boise, Idaho

Dear Mr. Mather:

Enclosed herewith is a copy of the Water License issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

bjg

Enclosure

August 21, 1973

Mr. Hohn A. Mather
280 Horizon Drive
Boise, Idaho

Dear Mr. Mather:

A representative of this Department has made an examination of the works covered by your Permit No 31061/51-2174 and has found the following:

Quantity of water diverted: 3.80 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 3.80 cfs

The maximum quantity diverted shall not exceed 1.080 acre feet per year.

Beneficial use: Irrigation of 216 acres within the
S1/2NE1/4, E1/2SE1/4 (143) Sec. 12, Twp. 7 S, Rge.
4 E, B.M.; SW1/4NW1/4, NW1/4SW1/4 (73) Sec. 7, Twp.
7 S, Rge. 5 E, B.M.
Point of diversion: SE1/4SE1/4 Sec. 12, Twp. 7 S, Rge.
4 E, B.M.

Priority date established: March 28, 1963

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,

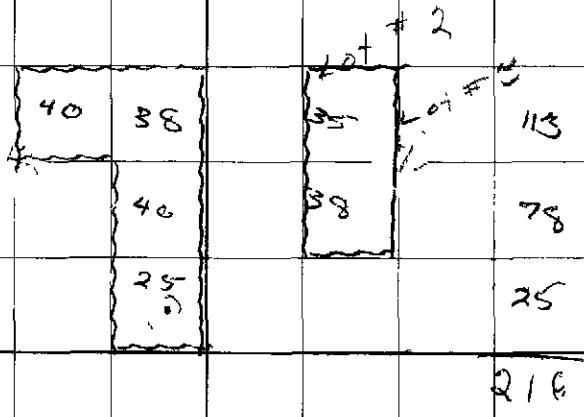
BOBBY D. FLEENOR
Assistant Director

BDF/bjg

51 2174

K 70

K 53



Q. 3.8 CFS
Q recommended 3.8 CFS
Volume 1080 Ac/Ann
Increase -
Found 216 Ac
recommended 216
Subdv.
Amendments
☒ None
☐ P.D.
☐ Place of use
☐

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. ~~G-31061~~/51-2174

REPORT ON PROOF OF B/U JOHN A MATHER

51 2174

51 2174

20.2

37.4

12.3

14.2

I

10.4

10.8

8.2

15.0

16.4

39.5

A

PD

A

28

19.4

66.0

14.2

22.6

A

7.7

B

0-17.5

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

Permit No. G-31061/51-2174

This proof is for Beneficial Use In Water District No. _____

1. Name of applicant JOHN A MATHER, 280 Horizon Drive, Boise, Idaho

2. Source of water supply: ground water

3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12

T. 7 S R. 4 E County of Owyhee

4. Describe works as they exist, giving dimensions and capacities of same: _____

artesian flow, 14" casing, 1,350' deep, irrigation ditches

14" Casing with 14" Gate Valve to control output from 14" discharge into earth ditches for dispersion. Irrigation is by Gravity Flow

5. Water is used for: irrigation

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

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):

SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T.7S, R.4E, Lots #2, #3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, T.7S, R.5E, B.M.

Q = 3.8 cfs (from Sporling meter measurement this includes the correction factor)

Q_{allow} = 3.8 cfs

V = (5) (216 Acres) = 1080 Acre-ft/Ann

A = 216 ac

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

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

Remarks: Well is well located in the SE SE

Sec. 12, T.7S, R.4E runs into earth ditches for flood irrigation of area

The acreage figure reflected here is probably pretty liberal as parts of this project are irrigated but actually show little ben use. I found minnows in some corrugates as the water hasn't been changed for a long time.

This examination was made on the 10 day of Aug, 1972

(Signed) _____

Examiner.

DATE

EXAMINATION RECORDS

by:

by:

by:

by:

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.

ASCS: Marsing
SCS: Marsing

Permit No. G-31061/51-2174

Examination for B/U JOHN A MATHER

County Owyhee

Quantity: Sec. 12 T. 7S R. 4E

(permit)6.4cfs (Proof)3.2cfs
Source:

ground water
P.D.:

SE¹/₄SE¹/₄
Use:

irrigation
Extension:

Protest:

Completion of Works:

Other Rights:

Filed: March 28, 1963

Proof made: September 17, 1970

Due: September 21, 1970

Priority: March 28, 1963

September 22, 1970

Re: Permit No. G-31061/51-2174

Mr. John A. Mather
280 Horizon Drive
Boise, Idaho

Dear Mr. Mather:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

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. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

51-2174
31061

September 21, 1970

Re: Permit No. G-31061/51-2174

Mr. John A. Mather
280 Horizon Drive
Boise, Idaho

Dear Mr. Mather:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit G-31061/51-2174.

Before a license can be issued you must submit an affidavit of publication to this department. The affidavit of publication may be obtained from the Owyhee Nugget of Marsing, Idaho upon payment of the bill of publication.

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

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

51-2174
31061

September 16, 1970

Re: Permit No. G-31061/51-2174

Mr. John A. Mather
280 Horizon Dr.
Boise, Idaho

Dear Mr. Mather:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until September 21, 1970; however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Owyhee Nugget, Marsing, Idaho and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

51-2174
31061

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

1

E. L. Mather

21996

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

3

SHOW WHERE DELIVERED *(only if requested)*

JUL 6 1970

3106

51-2174

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

PENALTY FOR RETURN TO AVOID
PAYMENT OF POSTAGE \$3.00



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moistened gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

NAME OF SENDER

STREET AND NO. OR P.O. BOX

**Department of Recreation
Annex #2 Statehouse**

POST OFFICE, STATE, AND ZIP CODE
Boise, Idaho 83707

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 17, 1970

Re: Permit Nos. G-32805/51-2211
G-32808/51-2212
G-31061/51-2174

Owyhee Nugget
Marsing,
Idaho 83639

Gentlemen:

Enclosed is three legal notices which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing ample time for you to submit to us galley proofs for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notices are 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 the Department of Water Administration immediately.

The expense of the publications are to be paid by Vera H. Steiner, Star Route B, Box 49, Mtn. Home, Idaho, Karl D. Steiner, Star Route B, Box 49, Mtn. Home, Idaho, and John A. Mather, 280 Horizon Dr., Boise, Idaho, to whom you should furnish affidavits of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: three legal notices

51-2174
31061

July 17, 1970

Re: Permit No. G-31061/51-2174

Mr. John A. Mather
280 Horizon Dr.
Boise, Idaho

Dear Mr. Mather:

The legal notice for the above-referenced permit is being published in the

~~Owyhee Nugget, Marsing, Idaho~~ on August 6
and August 13, 1970.

You will be required to submit an affidavit of publication to this department.
The affidavit may be obtained from the above-mentioned newspaper upon payment of
the bill of publication.

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

51-2174
31061

RECEIVED

JUL 14 1970

NOTICE OF EXISTING WATER PERMIT

Department of Water Reclamation

Notice is hereby given that John A. Mather, 280 Horizon Drive, Boise,

Idaho has received an approved permit No. G-31061/51-2174 issued by the Idaho State Reclamation Department authorizing the diversion ~~of~~ of 6.4 cubic feet per second ~~from~~ ~~the~~ ~~the~~ ~~the~~ of water from a ground-water source

subject to all prior rights. The priority to be established under this permit is March 28, 1963 and the permit was approved April 1, 1963.

Water is to be diverted by drilled well and ditches from a point within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 7 S, R. 4 E, B. M., Owyhee County

to be used for irrigation in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 12, T. 7 S, R. 4 E; Lots 2, 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, ~~Sec. 12~~, Sec. 7, T. 7 S, R. 5 E, B. M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before September 21, 1970. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Owyhee Nugget, Marsing, Idaho on August 6 and August 13, 1970.

State Reclamation Engineer:

Permit No. 51-2174

You are hereby authorized to have the attached notice published at my expense in the Owyhee Nugget of Marsing, Idaho; published in the county in which the works are situated.

(Signature)

(Address)

(Date)

51-2174
31061

June 30, 1970

CERTIFIED MAIL

21996

Re: Permit No. G-31061/51-2174

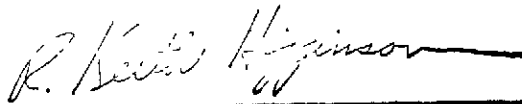
Mr. John A. Mather
280 Horizon Dr.
Boise, Idaho

Dear Mr. Mather:

One of the conditions of the approval of your permit no. G-31061/51-2174 was that proof of application of the water to beneficial use be submitted to this office on or before September 21, 1970.

Enclosed is an affidavit form which must be used to submit this proof. You may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code Amended.

Either the proof or a request for 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.



State Reclamation Engineer

Enc: Proof form
dr
cc: Idaho Land & Appraisal

51-2174
31061

April 8, 1970

Re: Permit No. G-31061/51-2175

Mr. John A. Mather
280 Horizon Drive
Boise, Idaho

Dear Mr. Mather:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department; previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM/DG
Enc: order
advertising package

51-2174

31061

REPORT OF WELL DRILLER
State of Idaho

Received
7-15-68
of
Compton

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:
Name Dr. John A. Mather
Address 280 Horizon Drive
Boise, Idaho
Owner's Permit No. G-31061
NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐
Water is to be used for: Irrigation
METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Dug ☐ Other ☐

(explain)
CASING SCHEDULE: Threaded ☐ Welded ☐
18 "Diam. from +1 ft. to 36'-5" ft.
14 "Diam. from +1 ft. to 333 ft.
12 3/4 "Diam. from 319 ft. to 339 ft.
12 3/4 "Diam. from ft. to ft.
Thickness of casing: 250-219-250 Material:
Steel ☒ concrete ☐ wood ☐ other ☐

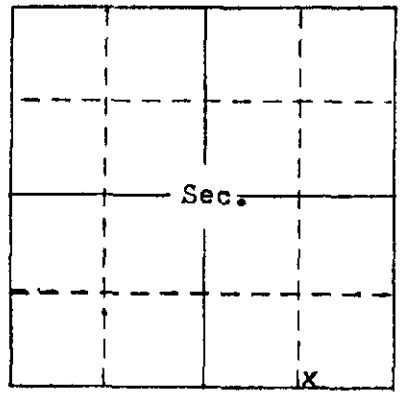
(explain)
PERFORATED? Yes ☐ No ☒ Type of
perforator used:

Size of perforations: " by "
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.
WAS SCREEN INSTALLED? Yes ☐ No ☒
Manufacturer's name
Type Model No.
Diam. Slot size Set from ft. to ft.
Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐
No. ☒ size of gravel Gravel
placed from ft. to ft. Surface seal
provided? Yes ☒ No ☐ To what depth?
339 ft. Material used in seal: Steel casing
- bentonite - lead seal - cement slurry - hammer
Did any strata contain unusable water? Yes ☐
No. ☒ Type of water:
Depth of strata ft. Method of sealing
strata off:

Surface casing used? Yes ☒ No. ☐
Cemented in place? Yes ☒ No ☒

Locate well in section



LOCATION OF WELL: County Owyhee
SE 1/4 SE 1/4 Sec. 12 T. 7 S. R. 4 E. 10

Size of drilled hole: 18"-13"-10" Total
depth of well: 1350' Standing water
level below ground: Artesian Temp.
Fahr. ° Test delivery: gpm
or cfs Pump? ☐ Bail ☐
Size of pump and motor used to make test:
None

Length of time of test: Hrs. Min.
Drawdown: ft. Artesian pressure: ft.
above land surface Give flow cfs
or gpm. Shutoff pressure:
Controlled by: Valve ☒ Cap ☒ Plug ☐
No control ☐ Does well leak around casing?
Yes ☐ No ☐

DEPTH		MATERIAL	WATER YES OR NO
FROM	TO		
FEET	FEET		
0	6	Topsoil & sand	
6	16	Sand, gravel & river rock	
16	20	Blue shale	
20	23	Sand & gravel	
23	105	Blue shale - sandy	
105	280	Gray shale	
280	309	Brown shale & bentonite - some black sand	
309	340	Red brown rock	
340	350	Gray lava - hard	
350	361	Hard brown chalky like clay	
361	385	Hard packed sand - some water	Yes
385	432	Dark gray rock - hard	
432	439	Orange clay & sand	
439	457	Brown clay	
457	578	Sand & brown clay	
578	585	Black rock & some sand & gray clay - loose	
585	638	Black rock - hard	
638	650	Red brown chert - some water	Yes
650	713	Black rock - hard	
713	722	Red brown clay - some water	Yes
722	735	Black rock - hard	
735	765	Tan clay	
765	832	Fine brown sand - very soft - some water	Yes
832	1027	Black rock - some water - loose	Yes
1027	1050	Tan clay - some water	Yes
1050	1084	Black rock - No water	
1084	1095	Red brown chert - No water	
1095	1122	Red brown chert - very loose	Yes
		lots of water	
1122	1350	Gray conglomerate, hard & abrasive - little or no water	

Work started: Dec. 13, 1966
Work finished: March 17, 1967
Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.
Name: Commons Drilling Company
Address: Box 126 - Rupert, Idaho
Signed by: Roy L. Commons
License No. 46 Date: Oct 6, 1967

Use other side for additional remarks

as per
Bill

G-31061

February 16, 1968

RE: Permit G-31061

Dr. John A. Mather
280 Horizon Drive
Boise, Idaho

Dear Dr. Mather:

Enclosed is the approval of your extension of time
which you submitted to this office. This approval is to
September 21, 1970 as requested.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:efw

31061

February 1, 1968

Re: Permit No.G31061

John A. Mather
280 Horizon Drive
Boise, Idaho

Dear Mr. Mather:

Proof of completion of works and application of water to beneficial use for the above referenced permit is due not later than April 1, 1968.

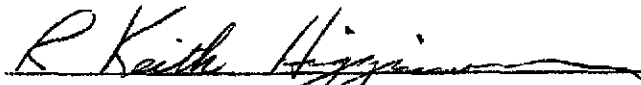
Under the terms of your permit, it is required that a notice be published once a week for four consecutive weeks in a local newspaper showing your intent to submit proof. The proof will consist of depositions which the permit holder and two disinterested witnesses must complete before the listed notary public, and must be accompanied by an affidavit of publication of the legal notice.

We have prepared the enclosed notice from the information on your permit. The complete name and address of a notary public of the State of Idaho must be entered together with a date for you to appear before the notary. Allow at least 40 days from the date the notice is mailed to this department for your appearance before the notary.

If you find any discrepancy in the notice or have made any changes, please advise this department and we will assist you in doing whatever may be necessary to assure correct publication.

If the enclosed notice is correct, complete the blank spaces and sign the form authorizing us to publish the notice at your expense and return all forms. At the time we send the notice to the newspaper, you will be supplied with further instructions.

If you do not desire to complete the proofs and obtain a license of water right, you are requested to complete the relinquishment portion of this form below and return it to the Department of Reclamation.


State Reclamation Engineer

RELINQUISHMENT

I hereby relinquish to the State of Idaho, all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. _____.

Dated _____.

permit holder

31061

February 16, 1967

RE: Permit G-31061

John A. Mather
280 Horizon Drive
Boise, Idaho

Dear Mr. Mather:

Enclosed herewith is amendment to land list which has been recorded in this office under the above referenced permit.

Departmental receipt No. G-11309 in the amount of \$1.00 was given to you at the time you were in our office. This amount covers the recording fee.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Amendment

31061

A C K N O W L E D G E M E N T

Date:

2-8-67

Permit
Re: ~~Application~~ No. G-31061

I hereby acknowledge that, even though I was assisted by employees of the Idaho State Department of Reclamation in the preparation of Application No. _____, all responsibility with regard to the accuracy and completeness of the information contained therein rests with me.

Signed:

John Mather

Applicant

Dell

October 31, 1966

RE: Permit G-31061

John A. Mather
280 Horizon Drive
Boise, Idaho

Dear Mr. Mather:

Enclosed herewith is amendment to land list which has been recorded in this office under the above referenced permit.

Departmental Receipt No. G-11044 in the amount of \$1.00 was given to you at an earlier date. This amount covers the recording fee.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Amendment
Receipt

31061

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho
Oct. 10, 1966

Re: Permit No. G- 31061

To: John A. Mather
280 Horizon Dr.
Boise, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 31061 to appropriate subterranean water of the State of Idaho, have not been complied with as to completion of 1/5 of the works in 1/2 of the time allowed for completion of works and/or your Desert Land Entry has been rejected you are hereby notified in compliance with Sec. 42-311, Idaho Code that said Permit No. G- 31061 is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

Said Permit No. G 31061 claims use of 6.4 cubic feet per second of the waters of subterranean flow with point of diversion located _____

SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 7 S., R. 4 E., B. M., and
was approved April 1, 1963.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 10th day of October, 1966.

State Reclamation Engineer

You may complete answers below and return to this office to show cause.

Well Location $\frac{1}{4}$ $\frac{1}{4}$, Sec. ____; $\frac{1}{4}$ $\frac{1}{4}$, Sec. ____; $\frac{1}{4}$ $\frac{1}{4}$, Sec. ____,
Twp. ____ S., Rge. ____ EBM; $\frac{1}{4}$ $\frac{1}{4}$, Sec. ____, Twp. ____ S/. Rge. ____ EBM.
Pump installed _____ Date _____ First Used _____ Date _____
Desert Land Entry: _____

Name

31061

September 7, 1966

RE: Permit G-31061

John A. Mather
280 Horizon Drive
Boise, Idaho

Dear Mr. Mather:

Enclosed is point of diversion amendment which has been recorded in this office under the above numbered permit.

Departmental receipt No. G-10828 in the amount of \$1.00 was given to you at the time you were in our office. This amount covers the recording fee.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Amendment
Receipt

31061



UNITED STATES
DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT
Land Office
P. O. Box 2237
Boise, Idaho

IN REPLY REFER TO
O:MG
Idaho 015001

NOTICE

Applicant: Woodrow Benson

Public Sale: Idaho 015001

Sale Held: May 26, 1965, 1:30 p.m.

Appraised Value(s): \$7,155.00

High Bidder(s): Woodrow Benson

Highest Bidder Declared

A public sale was held in this office pursuant to the above-numbered application. The date of sale, the name of the high bidder(s), and the appraised value of the lands are indicated above.

An Affidavit of Publication was executed and filed prior to the time of the sale, such Affidavit showing that publication had been made for the required five consecutive weeks prior to the time set for the sale. Notice of publication was also posted on the bulletin board of the Land Office as required by the regulations. The publication notice listed the appraised value of the lands, as well as certain reservations or conditions that will affect the lands involved, or which will be required, other than those of record or regularly required by law.

The lands involved in this sale, the name of the highest bidder(s), and the amount of the high bid(s) are as follows:

<u>Lands Involved</u>	<u>High Bidder(s)</u>	<u>Amount of Bid(s)</u>
S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 12, T. 7 S., R. 4 E. Lot 2, 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, T. 7 S., R. 5 E., B.M., Idaho	Woodrow Benson	\$7,179.44

All low sealed bids are herewith returned to the unsuccessful bidders.

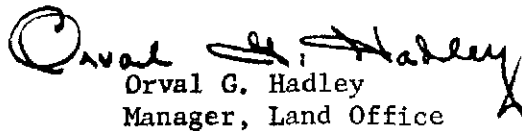
The final purchaser of the above lands will not be declared for a period of 30 days from the date of the sale in order that owners of adjoining lands may be given an opportunity to assert their preference right to purchase the lands as provided by the public sale laws. To properly assert a preference right to purchase, any adjoining landowner must

own such lands in fee simple title and must submit a bid equal to the high bid or three times the appraised value, whichever is lower, within thirty days subsequent to the date of the sale, if he is not declared the high bidder. As a matter of information, ownership of cornering land does not qualify as adjoining land. Also, if the adjoining land is being purchased under a contract of sale, neither the buyer nor the seller can be considered as the owner of whole fee title, nor can they be considered jointly as owners of whole fee title.

Special note: If the applicant for the above public sale intends to assert a preference right to purchase the lands involved, regardless of whether or not he is the high bidder, then he must submit proof of adjoining ownership showing that he owns whole fee title to the adjoining lands at a later date when called for by this office. A Certificate of Ownership previously filed by the applicant to qualify his application for a non-isolated, rough and mountainous tract cannot be honored in asserting a preference right to purchase.

In the absence of any asserted preference right to purchase the above lands, within the 30-day period of time provided, the highest bidder at the sale will be declared the final purchaser of the land. If the purchaser so declared, whether by asserting preference or by virtue of high bid, is not the original applicant under this public sale, he will be required to reimburse the applicant for the cost of publication.

When all conditions have been timely met by the purchaser declared, and provided all else is regular, patent will be issued in due time.


Orval G. Hadley
Manager, Land Office

31061

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Land Office
P. O. Box 2237
Boise, Idaho

JAN

Memorandum

Jan. 22, 1964

To: District Manager **Boise District Office**
From: Land Office Manager
Subject: Land status changes

The following action has been taken and noted on the status records in the BLM Land Office:

	<u>Serial No.</u>	<u>Name</u>	<u>Action Taken</u>
D. L.	<u>I- 014058</u>	<u>John A. Mather</u>	<u>T. 7 S., R. 4 E., Sec. 12.</u> <u>T. 7 S., R. 5 E., Sec. 7.</u>
			<u>Application rejected.</u>
			<u>Case closed.</u>

Manager

G-31061

31061

April 9, 1963

Re: Permit No. C-31061
John A. Mather

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

Dear Mr. McDowell:

We enclose Permit No. ~~C-31061~~ in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

~~Idaho Reclamation~~ Departmental Receipt No. ~~C-7818~~
which was issued covering payment in the amount of \$~~6.50~~
for the filing fee of the above mentioned permit, was mailed
to you on March 28, 1963.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk
Encl. --
cc: John A. Mather
280 Harrison Drive
Boise, Idaho

31061

NAME OF APPLICANT..... John A. Mather.....

Form No. 0

