

The image displays a 12x12 grid representing a land survey. The grid is divided into 144 sections. A specific section is highlighted with a thick black border. This section is located in the 4th row from the top and the 4th column from the left. Inside this highlighted section, the number '31' is printed, followed by an asterisk '*'. To the left of the highlighted section, the text 'Twp. 8 S' is printed. Above the highlighted section, the text 'Rge. 22 E' is printed. The grid lines are dashed, and the highlighted section's border is solid.

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

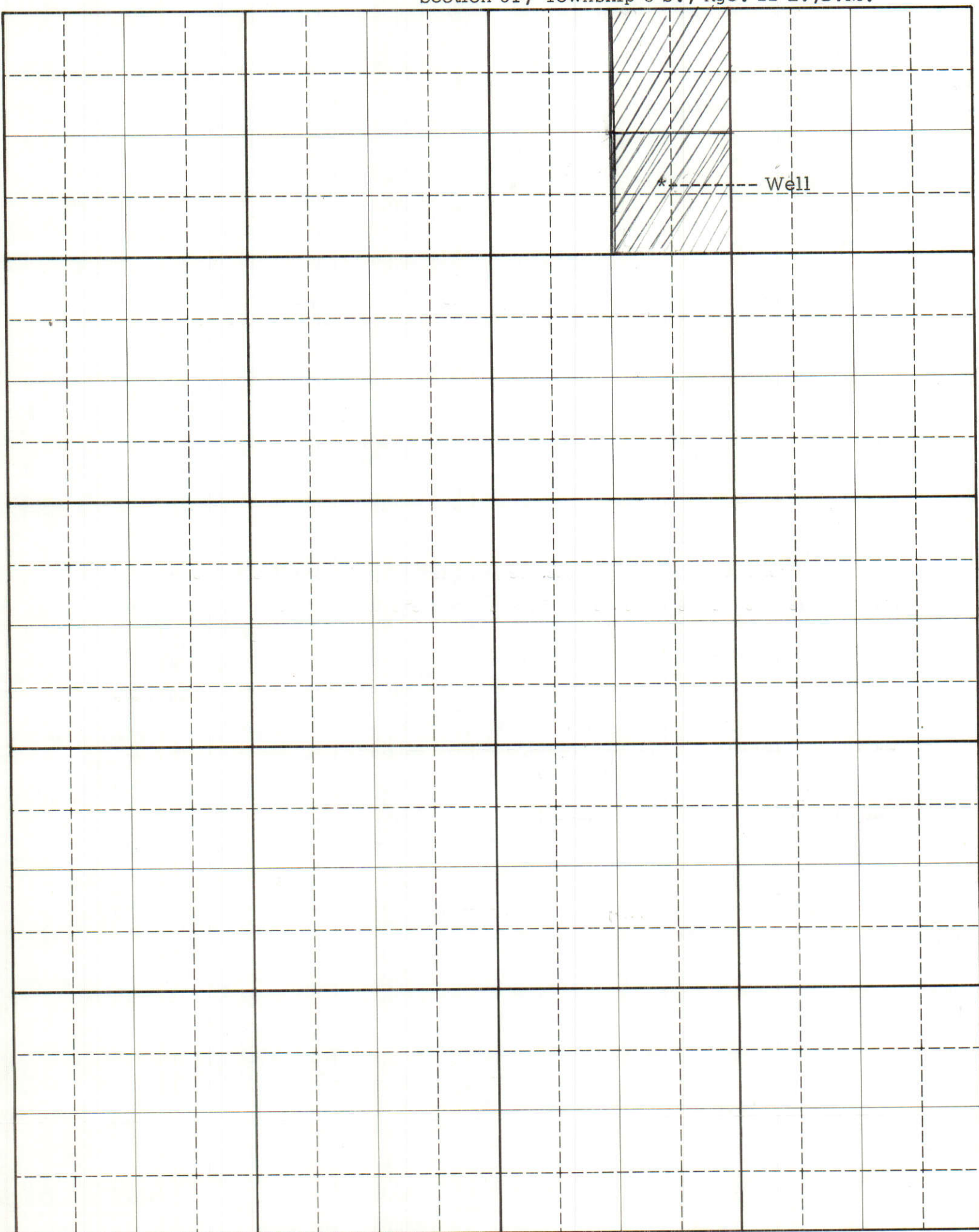
Elmer E. Brinegar
(signature)

I, R. KEITH HIGGINSON, Director of the Department of Water Resources hereby approve the foregoing application for amendment for Permit No. 36-7113.

[Signature]
Director

11. Map of proposed project:

Section 31, Township 8 S., Rge. 22 E., B.M.



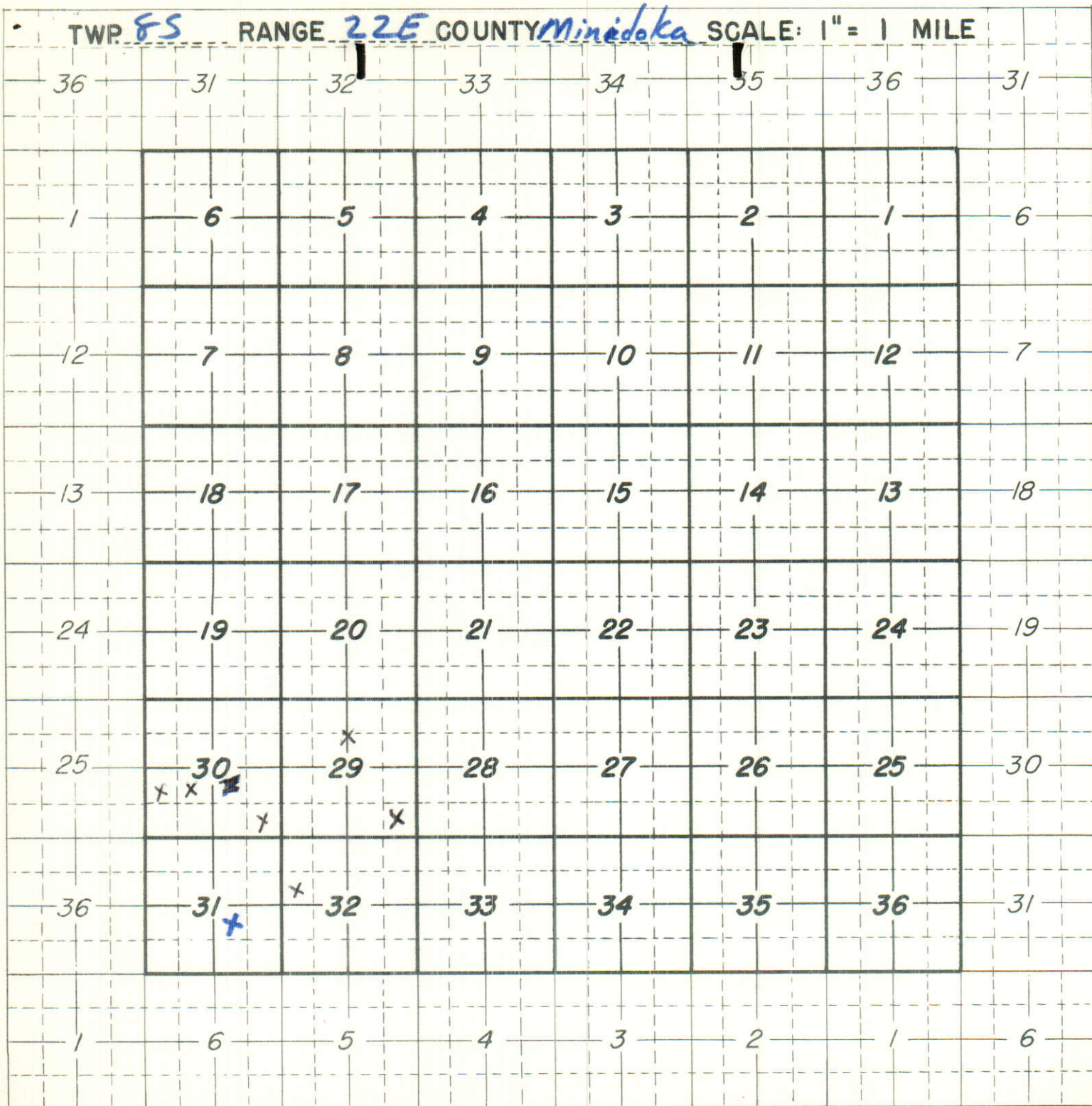
Scale: 2 inches equal 1 mile

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

Elvin E. Brinegar
(Applicant)

36-7113

TWP. 85 RANGE 22E COUNTY Minidoka SCALE: 1" = 1 MILE



The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
) ss.
STATE OF IDAHO,)

Ruth DeThomas, being first
duly sworn, deposes and says that he is the
editor of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News for

2 consecutive weeks, commencing
with the issue dated Feb 17, 1970, and
ending with the issue dated Feb 24, 1970.

Ruth DeThomas
Subscribed and sworn to before me this

24th day of Feb, 1970
Ernest Hunter Notary Public

Cost of Publication 7.91

Notary Fee _____

Total Cost _____

RECEIVED

FEB 25 1970

Department of Reclamation

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that
Elvin E. Brinegar, 1639 Co-
nant Ave., Burley, Idaho, has
on January 30, 1970, submit-
ted Application No. 36-7113 to
appropriate the public waters
of a groundwater source. The
proposed use is for irrigation
from April 1 to October 31

The application proposes a
maximum diversion and ap-
propriation of 6.4 cubic feet
per second of water to be di-
verted by well, pump and
sprinkler system within the
NW1/4SE1/4 of Sec. 31, T.
8S, R. 22E, B.M., Minidoka
County, and is to be used with-
in the E1/2, Sec. 31, T. 8S,
R. 22E, B.M. for the irriga-
tion of 320 acres.

Any permit issued pursuant
to this application will be sub-
ject to ALL PRIOR WATER
RIGHTS and subject to the
CONTROL OF A STATE WA-
TERMASTER. Any protest
against this application must
be filed with the Idaho Depart-
ment of Reclamation on or be-
fore March 9, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer
Published in the Minidoka
County News, Rupert, Idaho,
on February 17 and February
24, 1970.

No. 782 - Feb. 17, 24, 1970

36-7113

T
8
S

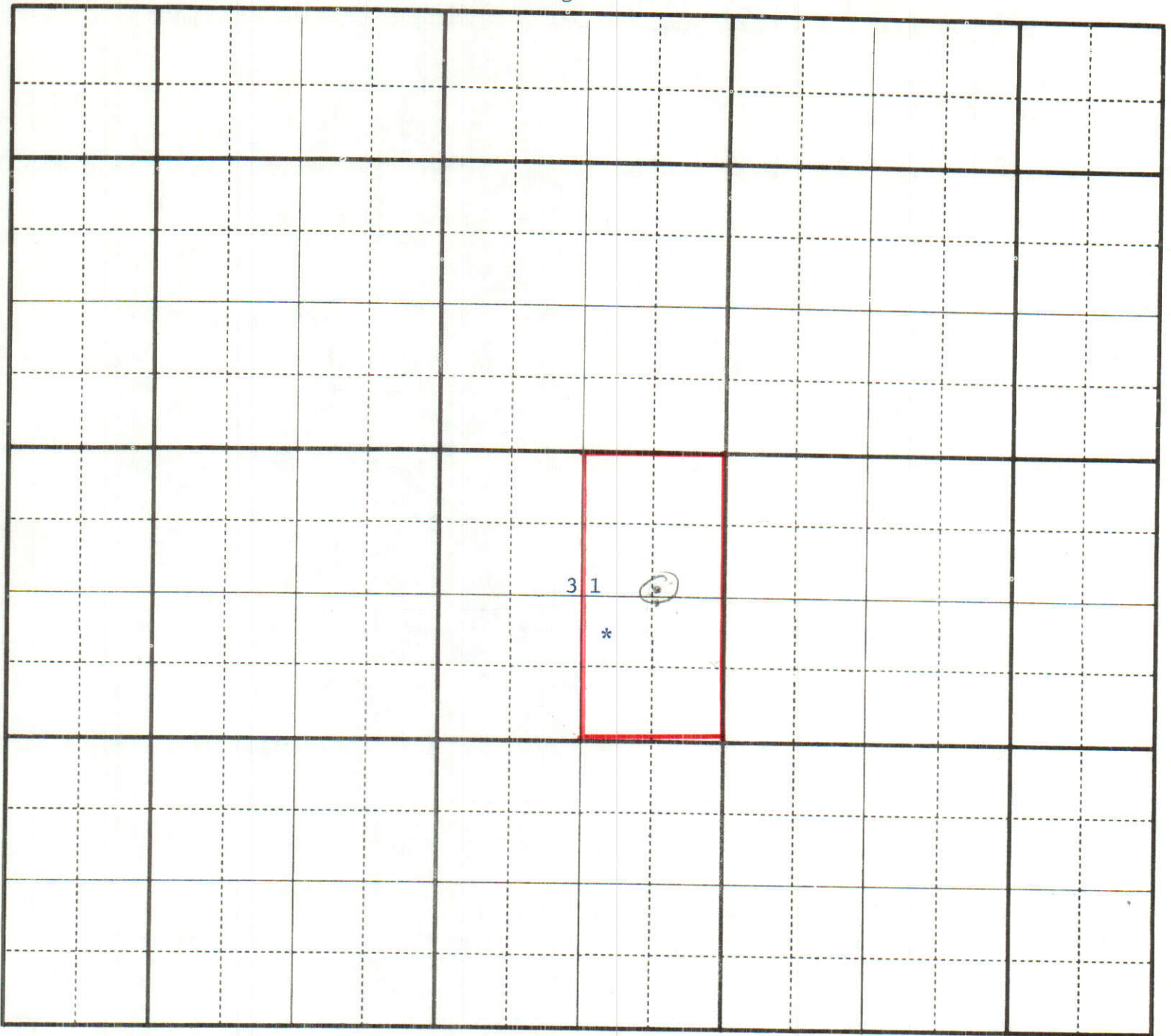


Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7113 Priority Jan. 30, 1970 Amount 3.27 cfs

THIS IS TO CERTIFY, that ELVIN E. BRINEGAR
of Burley, Idaho, has complied with the terms and conditions of Permit
No. 36-7113 issued pursuant to Application for Permit dated January 30, 1970,
and has submitted proof to the Department of Water Resources on January 8, 1975,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.27 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Oct. 31</u>	at <u>3.27</u> cfs and	<u>1,280 acre feet or</u> <u>4.0 af per acre</u>
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 3.27 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1,280 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 31,
Twp. 8 S, Rge. 22 E, B. M. in the County of Minidoka

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 $\frac{1}{4}$	
8 S	22 E	31	40	40	40	40									40	40	40	40	320

Total number of acres irrigated 320

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

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 10 day of
February, 19 76.

Director

DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 6 1976

APPLICATION FOR AMENDMENT

APPROVED

Department of Water Resources

Permit No. 36-7113

Comes now Elvin E. Brinegar of (address)

Burley, Idaho, and represents to the Director of
the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 36-7113, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 31 Twp. 8 S
Rge. 22 E, B.M., County of Minidoka. Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)
NO CHANGE

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre feet per annum)

3. Place of use or land to be irrigated: NO CHANGE

[illegible]

Total number of acres to be irrigated

[illegible]

That no one will be injured by such change, and that such change will be made at permit holders own risk. 2

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

R. Karl Higgin
Director

Identification No. 36-7113
Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho JUL 3 27 1916 A.

1. Name of applicant Elvin E. Brinegar
post office address 1639 Conant Avenue, Burley, Idaho 83318
2. Source of water supply underground which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 31 Township 8 South
Range 22, E., B.M. Minidoka County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M.
4. Quantity to be appropriated:
a. 6.4 cubic feet per second and/or
b. none acre feet per annum will be stored.
5. Water will be used for the following purposes:
irrigation purpose from April 1 to Oct. 31 (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, pump and all the land is to
be sprinkled through a sprinkling system.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet; materials used in storage dam: _____

c. Proposed well diameter is 20 inches; proposed depth of well is 400 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 20,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

36-7113

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
8 S	22 , E	31	X	X	X	X									X	X	X	X	320

Total number of acres to be irrigated 320

c. Describe any other water rights used for the same purposes There are no other water rights , the land is arid and water has never been used thereon.

9. a. Who owns the property at the point of diversion applicant is purchasing property under contract

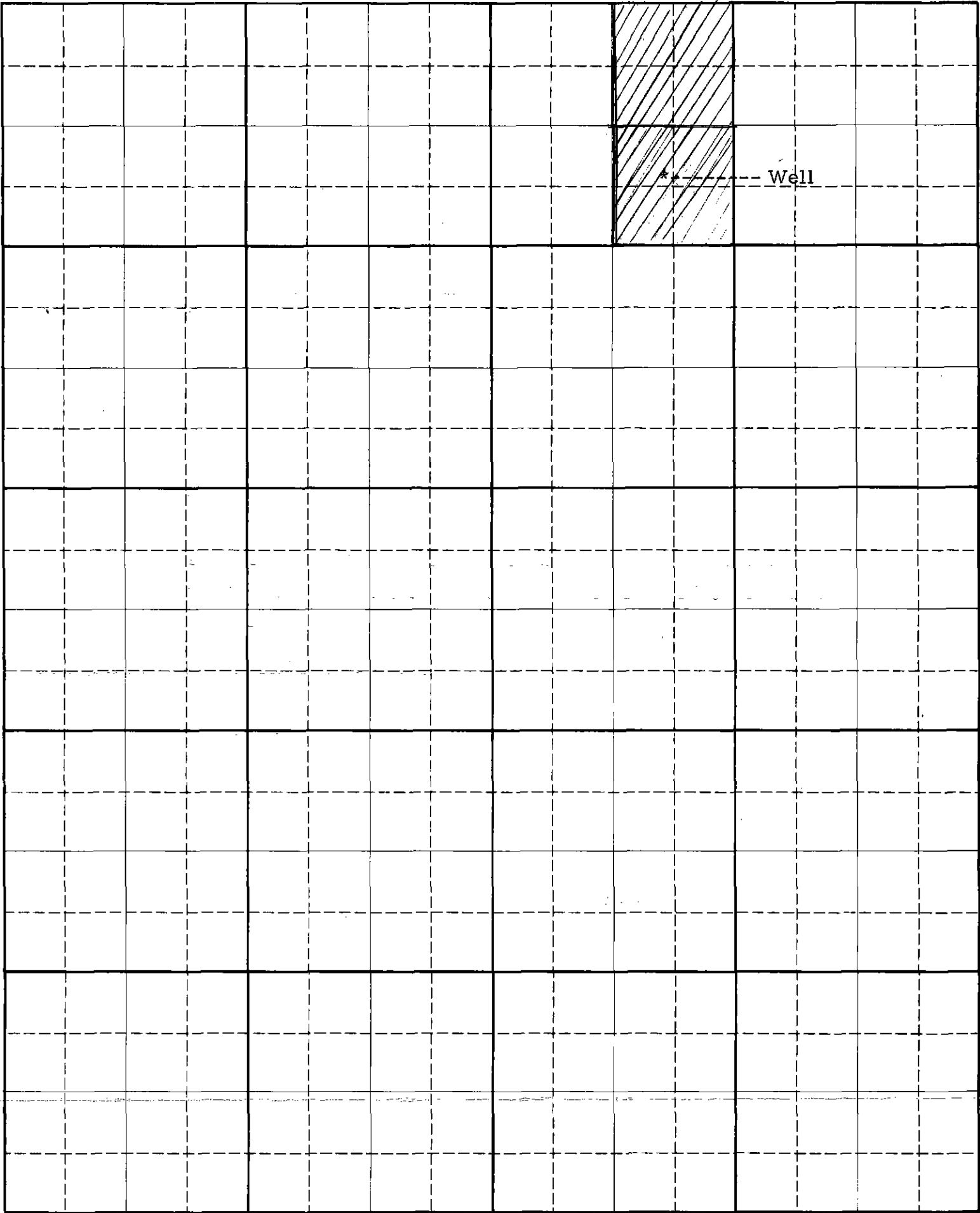
b. Who owns the land to be irrigated or place of use Applicant is purchasing the above 320 acres under contract

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Applicant is purchasing the property under contract from Ellen Mae Oberholtzer.

10. Remarks

11. Map of proposed project:

Section 31, Township 8 S., Rge. 22 E., B.M.



Scale: 2 inches equal 1 mile

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

Elin E. Brinegar
(Applicant)

36-7113

Received by 24 Date 1-30-70 Time 8:00 am
Preliminary check by D Fee \$ 50.00
Receipted by 24 Date 1-30-70
Publication prepared by ds Date 2-10-70
Published in Minidoka County News
Publication dates 2-19+26-70
Publication approved ds Date 2-18-70
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by Daryl C. A.

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 36-7113, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 19 75.
- c. Other: The permit holder shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works.

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

Witness my hand this 23rd day of March, 19 70.

P. Keith Higgins
State Reclamation Engineer

DEPARTMENT OF RECLAMATION

STAFF ANALYSIS

Application No. <u>36-7113</u>	Name <u>Elvin E. Brinegar</u>
Source <u>ground-water</u>	
Point of Diversion <u>NW$\frac{1}{4}$SE$\frac{1}{4}$ Sec. 31, T. 8 S., R. 22 E., B.M., Minidoka County</u>	
Quantity <u>6.4 c.f.s.</u>	Use <u>irrigation</u> Period <u>April 1 - Octo. 31</u>
Quantity _____	Use _____ Period _____
Quantity _____	Use _____ Period _____
Well Size <u>20</u> Diameter	Proposed Depth <u>400</u> Feet
Use <u>320 acres</u>	
Date Forwarded <u>2/4</u>	Date Returned <u>2-10-70</u> Received by <u>Diary</u>

RECOMMENDATIONS: Aquifer: basalt, well depths range from 360 to 520 feet, water levels from 280 to 410 feet. Water levels appear to be stable (WBull #11) No other reported wells in section 31. Only yield data is in section 30 and is 1250 gpm with no reported drawdown data. Slight (3'-13') artesian pressure may be expected

Qty. <u>6.4</u>	Use <u>Irr.</u>	Period <u>4-1 to 10-31</u>	AF _____	AFA _____
Qty. _____	Use _____	Period _____	AF _____	AFA _____
Qty. _____	Use _____	Period _____	AF _____	AFA _____

ACTION: Approved _____ Denied _____

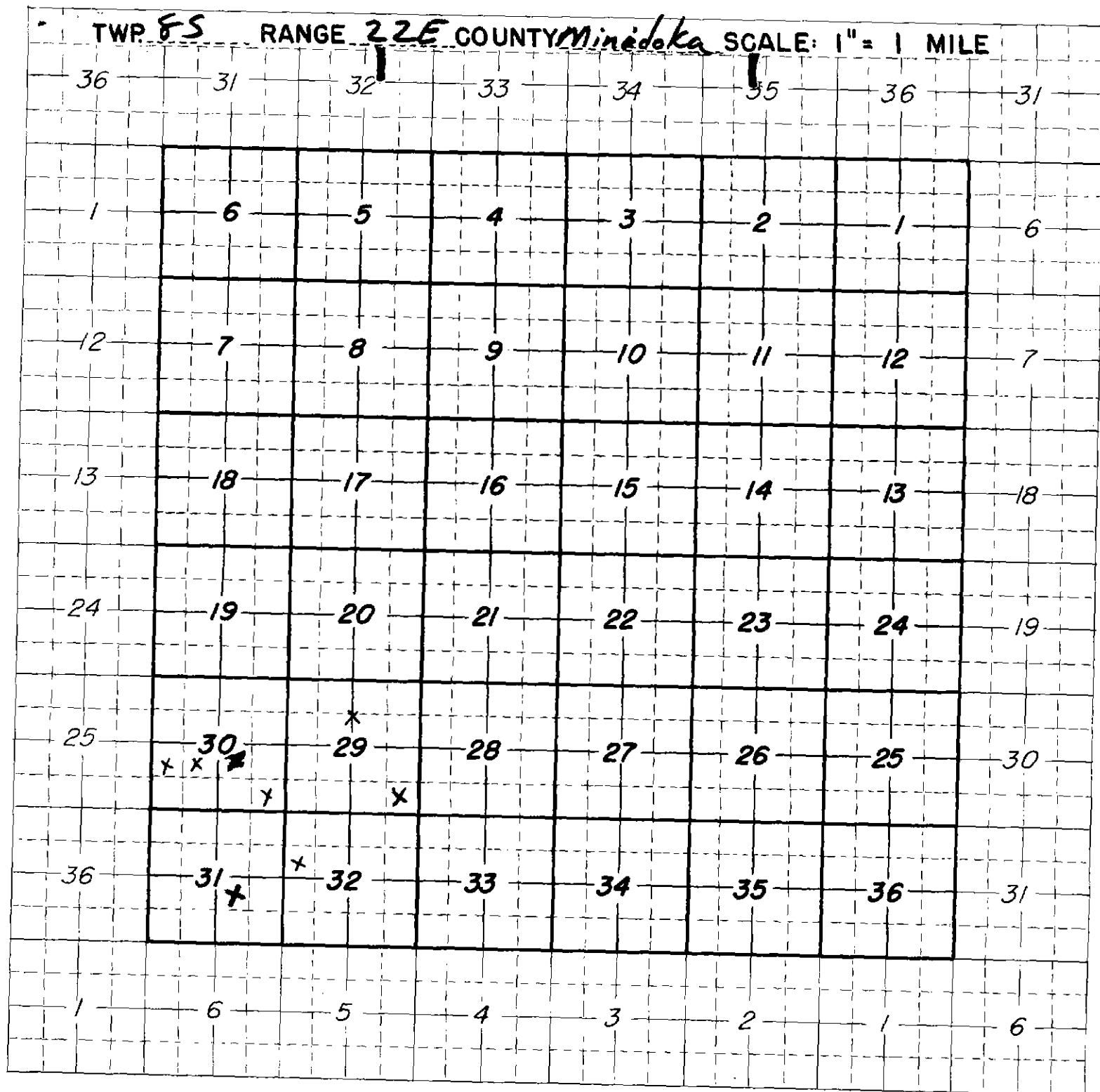
Conditions of approval or reason for denial: Measuring device

Investigation By Sheila Chapman Title WRIA II

Date 2-10-70

36-7113

TWP. 8S RANGE 22E COUNTY Minn. doka SCALE: 1" = 1 MILE



The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
) ss.
STATE OF IDAHO,)

Ruth DeThomas, being first
duly sworn, deposes and says that he is the
editor of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News for

✓ consecutive weeks, commencing
with the issue dated Feb. 17, 1970, and
ending with the issue dated Feb. 24, 1970.

Subscribed and sworn to before me this

24th day of Feb., 1970.
Gerrit Hunter Notary Public

Cost of Publication 7.91

Notary Fee _____

Total Cost _____

Dept of Reclamation

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that
Elvin E. Brinegar, 1639 Co-
nant Ave., Burley, Idaho, has
on January 30, 1970, submit-
ted Application No. 36-7113 to
appropriate the public waters
of a groundwater source. The
proposed use is for irrigation
from April 1 to October 31

The application proposes a
maximum diversion and ap-
propriation of 8.4 cubic feet
per second of water to be di-
verted by well, pump and
sprinkler system within the
NW1/4SE1/4 of Sec. 31, T.
8S, R. 22E, B.M., Minidoka
County, and is to be used with-
in the E1/2, Sec. 31, T. 8S,
R. 22E, B.M. for the irriga-
tion of 320 acres.

Any permit issued pursuant
to this application will be sub-
ject to ALL PRIOR WATER
RIGHTS and subject to the
CONTROL OF A STATE WA-
TERMASTER. Any protest
against this application must
be filed with the Idaho Depart-
ment of Reclamation on or be-
fore March 9, 1970.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Minidoka
County News, Rupert, Idaho,
on February 17 and February
24, 1970.

No. 782 - Feb. 17, 24, 1970

21-7113

February 10, 1976

Re: Permit No. 36-7113

Mr. Elvin E. Brinegar
1639 Conant Avenue
Burley, ID 83318

Dear Mr. Brinegar:

Enclosed herewith is a copy of the water license issued on the above referenced permit along with your approved Application for Amendment and Receipt No. 3370 for \$10.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:rb

Enc.

February 2, 1976

Mr. Elvin E. Brinegar
1639 Conant Ave.
Burley, Idaho 83318

Dear Mr. Brinegar:

A representative of this Department has made an examination of the works covered by your Permit No. 36-7113 and has found the following:

Quantity of water diverted: 3.27 cfs Source: ground water

Amount of water that can be recognized as beneficially used under Idaho law: 3.27 cfs

The maximum quantity diverted shall not exceed 1,280 acre feet, or 4.0 acre feet per acre, per year.

Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 31, Twp. 8 S, Rge. 22 E, B.M.

Beneficial use: Irrigation of 320 acres within the E $\frac{1}{2}$ of Sec. 31, Twp. 8 S, Rge. 22 E, B.M.

Priority established: January 30, 1970

The point of diversion, as found by our examiner, differs from that description listed under your permit. Therefore, it will be necessary for you to amend the permit before a license is issued. Enclosed is a partially completed application for amendment for your use in this matter.

Please sign the application and return it to this office along with a \$10.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

Enc: App for amend

T
8
S

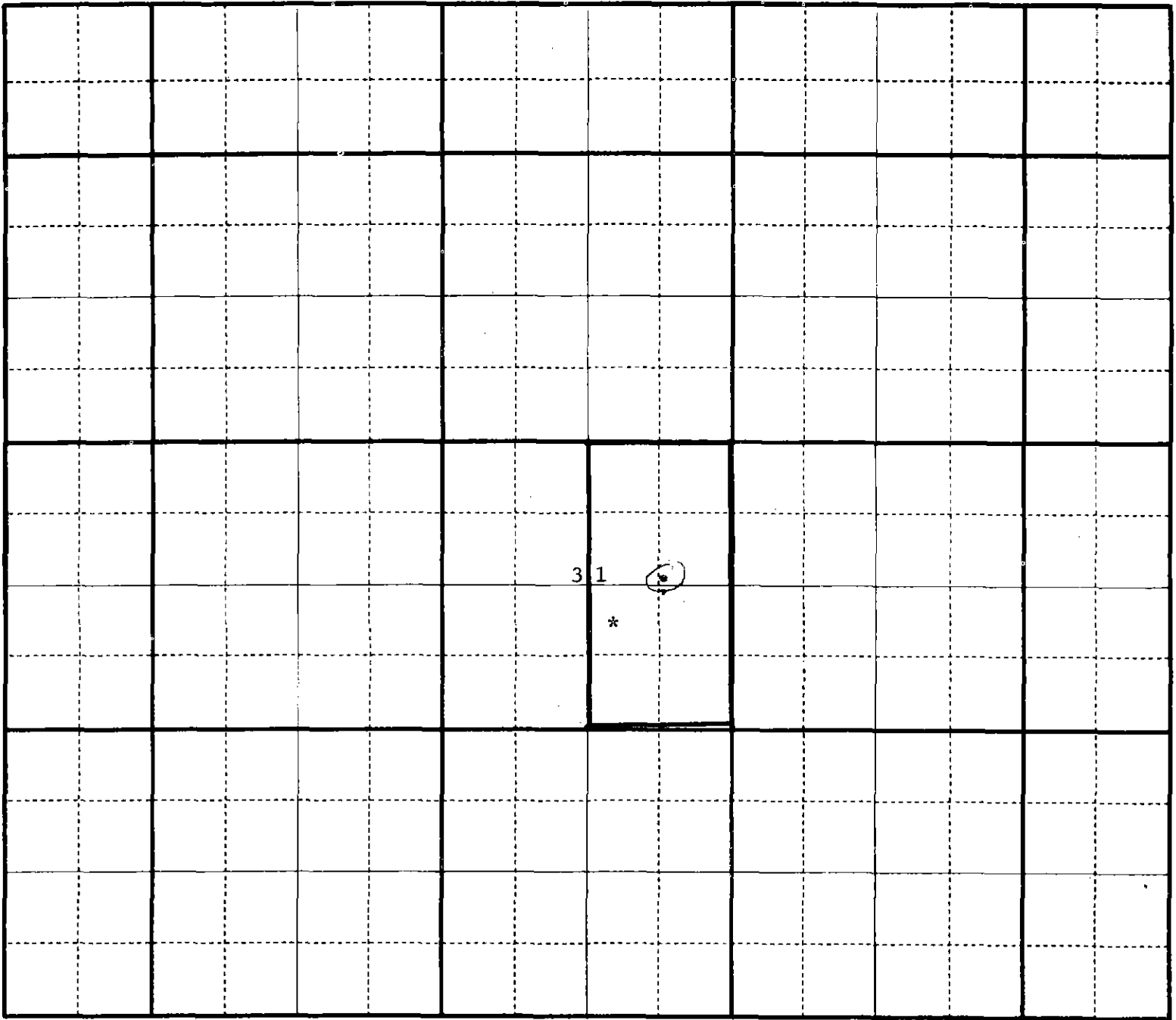


Diagram of System

DATE OF EXAM 8-7-75

ACREAGE
Found 320
Recommended 320

Irrigation Requirement 40 Ac Ft/Ac

USE
Irrigation Q = 3.27 c.f.s. V = 1280 AF/Ann. from April 1 to Oct 31
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 3.27 c.f.s. Method of measurement McCrometer

Total Q recommended 3.27 c.f.s. Meter No. 73-10-322 Type 8" Condition NRW

Total V recommended 1280 Ac Ft/ANN.

Recommended Amendments:

P.D. SE 1/4 NE 1/4 of Sec 31, T.8S., R.22E., B.M.
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

Measured 3.27 c.f.s. = $(4.5 \text{ Rev.}) (1.001 \frac{\text{Ac Ft}}{\text{Rev}}) (43,560 \frac{\text{sq ft}}{\text{Ac. Ft.}}) \div (60 \text{ Sec})$
Allowed 3.27 c.f.s.
Volume 1280 Ac Ft/ANN. = $(\text{IRR. Req } 4.0 \text{ Ac Ft.}/(\text{Ac}) (\text{ANN})) (320 \text{ Acres})$

SYSTEM DESCRIPTION:

G.E. Motor 300 Hp. # DJJ418125
Layne & Bowler Pump # 44976
Sprinkler System.

REMARKS:

Examiner's Signature Dan Funderburg Date 12-4-75

Checked by Alta Smith Date 12-5-75

Approved by Michael Steele Date 1-9-76

January 9, 1975

Re: Permit No. 36-7113

Elvin E. Brinegar
1639 Conant Ave.
Burley, ID 83318

Dear Mr. Brinegar:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in Twin Falls.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

MICROFILMED

Identification No. _____

Permit No. _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder E. E. BRINEGAR
b) Post Office Address 1639 CONANT AVE BURLEY - IDAHO
2. Permit Number 36-7113
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated _____
b) Location of the point of diversion: _____ ¼ _____ ¼, Section 31
Township 8S, Range 22E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 6.4 for Irrigation purposes from APRIL-1 to OCT-1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated _____ 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: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
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) TURBIN-PUMP 300 HP MOTOR
300' - 10" x 1 5/16 x 3" CASING
b) Describe the type and size of measuring device which you have installed at your point of diversion: FLOW METER SHIM SEWELL VALVE - AND HOOD UP
c) Give well driller's name and address and the date the well was completed: STRAUSSER DRILLING Co Box 155 RUPERT, IDAHO
JUNE - 1973
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 1/10/75 by jg

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8S	22E	31	X	X	X	X									X	X	X	X	320

Total number of acres irrigated 320

10. Remarks: _____

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

1/4/75 (Date) E. E. Draper (Signature)

State of Idaho)
) ss.
 County of Cassia)

On this 3 day of January, 19 75, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.



Dorothy L. Geary
 Notary Public residing at Burley Idaho

My commission expires 6-29-75

State of Idaho
Department of Water Administration

WELL DRILLER'S REPORT

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

[illegible]

PS Form 3811, Nov. 1973

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
- ☐ Show to whom, date, & address of delivery.. 35¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

Elvin Bruner
1639 Conant

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

26370

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

Mrs E. E. Bruner

4. DATE OF DELIVERY

1-2-75

POSTMARK

2
1975

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

Bm

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

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

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

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



**RETURN
TO**



**DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720**

December 31, 1974

CERTIFIED MAIL

#26370

Re: Permit No. 36-7113

Elvin Brinegar
1639 Conant Ave.
Burley, ID 83318

Dear Mr. Brinegar:

One of the conditions of approval of your water Permit No. 36-7113 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before March 1, 1975. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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

R. Keith Higginson

R. KEITH HIGGINSON
Director

MICROFILMED

RKH:jg
Enc: Proof affidavit

March 24, 1970

Re: Permit No. 36-7113

Elvin E. Brinegar
1639 Conant Avenue
Burley, Idaho 83318

Dear Mr. Brinegar:

We enclose a copy of your approved application for permit 36-7113 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, ~~Assistant~~ Deputy
State Reclamation Engineer

CSA:kh

Enclosures: Copy of permit
Receipt No. 4124 for \$50
2 letters of information

P.S. Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed on your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

cc. Mr. A. H. Nielson
Nielson, Nielson & Nielson
P.O. Box 367
Burley, Idaho 83318

36-7113

36-7113

NIELSON, NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 367
BURLEY, IDAHO 83318

AREA CODE 208
TELEPHONE 678-5574

ADONIS H. NIELSON
NORMAN H. NIELSON
GORDON S. NIELSON

February 27, 1970

RECEIVED
MAY 2 1970
Department of Reclamation

Mr. Donald W. McEldowney
Department of Reclamation
State of Idaho
Statehouse-Annex 2
Boise, Idaho

Re: Application for Permit - Elvin E. Brinegar

Dear Mr. McEldowney:

On January 29, 1970, we sent you the application together with
a check for \$50 in the above matter.

We have heard that the notice is being published in the paper
at Rupert, Idaho. What can you tell us about the present
condition of the above application?

Very truly yours,

NIELSON, NIELSON & NIELSON


A. H. Nielson

AHN:nb

*Response by telephone
Done*

36-7113

February 10, 1970

Re: Claim to a Water Right No. 36-4004 - Hollis S. & Marjorie E. McClellan
Application for Permit No. 36-7113 - Elvin E. Brinegar

Minidoka County News
625 Fremont Ave.
Rupert, Idaho 83350

Gentlemen:

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

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

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

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

(Signature of the claimant)

Very truly yours,

Donald W. McKelowney
Appropriation Examiner

DWM:DR

Enc: Legal notices (2)

*Bill submitted
3-3-70
ds*

36-7113

NOTICE OF APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Elvin E. Brinegar, 1639 Conant Ave.,

Burley, Idaho, has on January 30, 1970,

submitted Application No. 36-7113 to appropriate the public waters of
a groundwater source

The proposed ~~uses are~~ use is for irrigation from April 1 to October 31

The application proposes a maximum diversion and appropriation of 6.4
cubic feet per second ~~and feet~~ of water to be diverted by well, pump and
sprinkler system within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 31,
T. 8S, R. 22E, B.M., ~~Minidoka County~~ Minidoka County,

and is to be used within the E $\frac{1}{2}$, Sec. 31, T. 8S, R. 22E, B.M. for the
irrigation of 320 acres

Any permit issued pursuant to this application will be subject to ALL PRIOR
WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest
against this application must be filed with the Idaho Department of Reclamation on
or before March 9, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Minidoka County News, Rupert, Idaho,
on February 19 and February 26, 1970

102

36-7113

NIELSON, NIELSON & NIELSON

ATTORNEYS AND COUNSELORS AT LAW

P. O. BOX 367

BURLEY, IDAHO 83318

ADONIS H. NIELSON
NORMAN H. NIELSON
GORDON S. NIELSON

AREA CODE 208
TELEPHONE 678-5574

RECEIVED

JAN 30 1970

Department of Reclamation

January 29, 1970

Mr. Donald W. McEldowney
Department of Reclamation
State of Idaho
Statehouse-Annex 2
Boise, Idaho

Re: Application for Permit - Elvin E. Brinegar

Dear Mr. McEldowney:

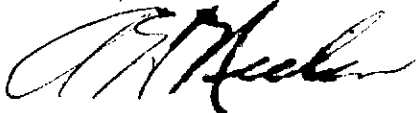
In the above matter, we are returning the application for permit and have placed the appropriate county, which is Minidoka, on the form. For some reason or other, Cassia crept into the application.

We are, also, sending a check for \$50 as you requested.

We hope this will now comply with all your requirements. Mr. Brinegar is making application for a loan and he needs his application approved before the loan can be completed.

Very truly yours,

NIELSON, NIELSON & NIELSON



A. H. Nielson

AHN:nb

36-7113

January 26, 1970

Re: Application for Permit - Elvin E. Brinegar

Mr. A. H. Nielson
NIELSON, NIELSON & NIELSON
P.O. Box 367
Burley, Idaho 83318

Dear Mr. Nielson:

We are returning Mr. Brinegar's check in the amount of \$20.00 and his application for permit. In reviewing the application, it appears that there is a discrepancy in either the point of diversion and land list or the county designation. Cassia county is listed, however, the physical location of the property involved appears to be in T. 8S, R. 22E, B.M. Unless our maps are in error, this appears to be north of the Snake River and out of Cassia County.

Please review the matter and determine whether the county designation is correct or the physical location as described by public land survey.

Also, the filing fee for 6.4 c.f.s. of water would be \$50.00.

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

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Application w/check

36-7113

NIELSON, NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 367
BURLEY, IDAHO 83318

ADDONIS H. NIELSON
NORMAN H. NIELSON
GORDON S. NIELSON

January 9, 1970

AREA CODE 208
TELEPHONE 878-5574
RECEIVED

Department of Reclamation

Department of Reclamation
State of Idaho
Capitol Building
Annex 2
Boise, Idaho

Re: Application for Permit,
Elvin E. Brinegar

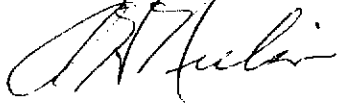
Gentlemen:

At the request of Elvin E. Brinegar we are sending his Application
For Permit together with Mr. Brinegar's check for \$20.

We believe you will find this application in order, if not, we
will be pleased to furnish you with what additional information
you may need.

Very truly yours,

NIELSON, NIELSON & NIELSON



A. H. Nielson

AHN:nb

36-7113

January 9, 1970

C
O
P
Y

Mr. E. E. Brinegar
1639 Conant Avenue
Burley, Idaho 83318

Dear Mr. Brinegar:

Pursuant to your letter, we are enclosing an Application for Permit
to appropriate the Public Waters of the State of Idaho along with in-
structions for filing.

If we may be of any assistance, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR
Enclosures

36-7113

Van Engelens

DEPARTMENT STORE

RECEIVED

BOX 98

BURLEY, IDAHO 83318

JAN 2 1970

Department of Reclamation

Please send The Necessary
forms for Application for a
Well permit for irrigation purpose
On farm I recently purchased

Sincerely

E E Dinegar

1639 Conant Ave

Burley Id

83318

36-7113