

R23E

17

20

T

N

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


(signature)

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho,
hereby approve the above application for amendment for permit
33194.

R. Keith Higgins
State Reclamation Engineer

33194

NAME OF APPLICANT VIRGIL A. NEILSON

Form No. 0

R 23 E

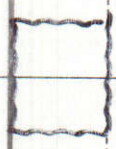
T
8
8

18

17

QZ P.D.

19



20



80

36	36
33	17
16	2

72

50

18

140

Q measured 2.8 c.f.s
Q recommended 2.8 c.f.s
Volume 140 x 4 = 560 A.F per season
Acreage =
Found 140 acres
recommended 140 acres
Subdv. 6
Amendments
☒ None
☐ P.D.
☐ Place of use
☐

PAUL
6.6 mi.

PAUL
6.6. mi.



RECEIVED
of NOV 14 1969

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
two consecutive weeks, commencing
with the issue dated September 1, 1969, and
ending with the issue dated September 2, 1969.

Subscribed and sworn to before me this
2th day of Nov, 1969
John Hunter Notary Public

Cost of Publication _____
Notary Fee _____
Total Cost _____

**NOTICE OF EXISTING
WATER PERMIT**

Notice is hereby given that
Virgil A. Neilson, Route #2,
Paul, Idaho, has received an ap-
proved permit No. C-33194 is-
sued by the Idaho State Re-
clamation Department author-
izing the diversion of 2.8 cubic
feet per second of water from
a ground water source, subject
to all prior rights. The priority
to be established under this per-
mit is Sept. 12, 1966 and the
permit was approved Sept. 23,
1966. Water is to be diverted
by well, pump, pipes, ditches
or sprinklers from a point with-
in the SW1/4SW1/4, Sec. 17,
T. 8S, R. 23E, B.M., Minidoka
County, to be used for irriga-
tion in the S1/2SW1/4, Sec. 17;
NW1/4, Sec. 20, T. 8S, R. 23E,
B.M. Proof of the application
of the water to beneficial use is
to be submitted to the Depart-
ment on or before September
23, 1969. Any protests against
the issuance of a license for
the above referenced permit
should be filed with the Depart-
ment 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 com-
mence prior to the date bene-
ficial use proof is due without
further notice.

R. KEITH HIGGINSON
State Reclamation Engineer
No. 659 - Published in the Min-
idoka County News, Rupert, Id-
aho on September 16 and Sept-
ember 23, 1969.

NOTICE OF EXISTING
WATER PERMIT

Notice is hereby given that Virgil A. Neilson, Route #2, Paul, Idaho, has received an approved permit No. G-33194 issued by the Idaho State Reclamation Department authorizing the diversion of 2.8 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 Sept. 12, 1966 and the permit was approved Sept. 23, 1966. Water is to be diverted by well, pump, pipes, ditches or sprinklers from a point within the SW1/4SW1/4, Sec. 17, T. 8S, R. 23E, B.M., Minidoka County, to be used for irrigation in the S1/2SW1/4, Sec. 17; NW1/4, Sec. 20, T. 8S, R. 23E, B.M. Proof of the application of the water to beneficial use is to be submitted to the Department on or before September 23, 1969. 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
No. 659 - Published in the Minidoka County News, Rupert, Idaho on September 16 and September 23, 1969.

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 33194/36-2661 Priority Sept. 12, 1966 Amount 2.80 cfs

THIS IS TO CERTIFY, that VIRGIL A. NEILSON
of Paul, Idaho, has complied with the terms and conditions of Permit
No. 33194/36-2661 issued pursuant to Application for Permit dated September 12, 1966,
and has submitted proof to the Department of Water Administration on September 5, 1969,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 2.80 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 2.80 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 2.80 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 17, Twp. 8 S, Rge. 23 E, B.M.

in the county of Minidoka; 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 560 acre feet per year or _____
4.0 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 $\frac{1}{4}$	
8 S	23 E	17											36	36					72
		20					17	33	16	2									68

Total number of acres irrigated 140

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 22 day of

March, 19 73.


Director

36 2661

RECEIVED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

SEP 11 1968

APPLICATION FOR AMENDMENT

Department of Reclamation

Permit No. 33194

Comes now VIRGIL A. NEILSON of (address) Rte. 2, Paul,

Idaho 83347, and represents to the State Reclamation
Engineer of the State of Idaho:

No. 33194, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, T. 8 S.,
R. 23 E., B.M. Other points of diversion _____

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

mo. - day mo. - day

For Irrigation purposes from April 1 to October 15 (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

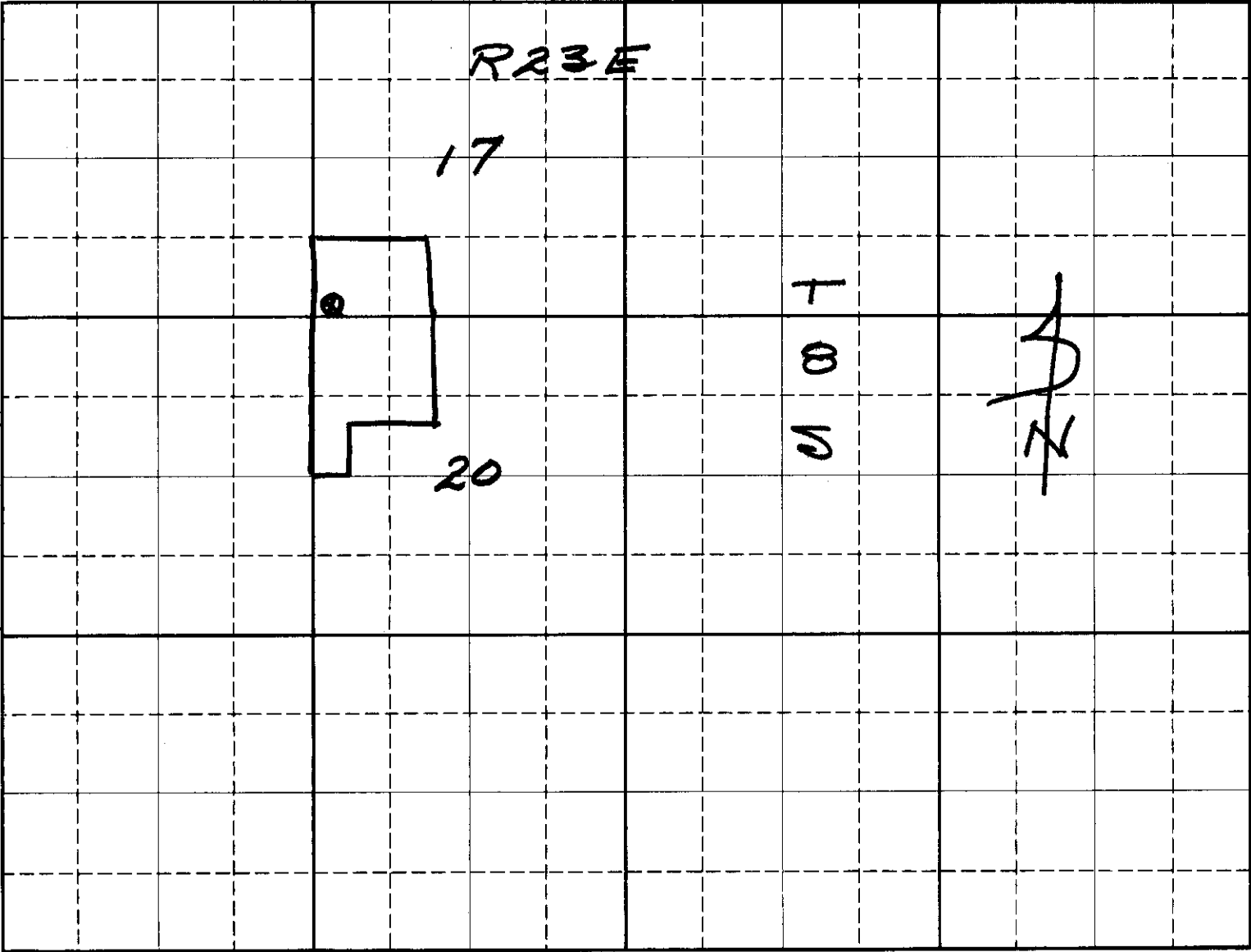
3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated	140
---------------------------------------	-----

3 3194

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



Scale: 2 inches equal 1 mile

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

Signed at BORSE, IDAHO, this 11 day of SEPT., 1968.

Virgil A. Wilson
(signature)

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho,
hereby approve the above application for amendment for permit
33194.

Witness my hand this 20th day of September, 1968

R. Keith Higginson
State Reclamation Engineer

33194

A-3319
42

36-2661

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41385
Permit No. G- 33194
District No.

1. Name of Applicant: Virgil A. Neilson
Postoffice address: Route #2, Paul County: Minidoka State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 2.8 or Idaho
Miners' inches 140 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 17
Twp. 8 S , Rge. 23 E , B.M., County of Minidoka
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: pump, pipes, ditches or sprinklers
8. Estimated cost of works: \$ 13,000.00
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
years. 2
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: A and B irrigation district
 - (a) 75 (~~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) 65 (~~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.

Applicant.

Agent.

Corrected application received:

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	23 E	17 20		30	30	40 40	80 60
Total number of acres to be irrigated:							140
APPLICATION FOR EXTENSION OF TIME							
I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above application for extension of time for Permit 33194 to September 23, 1969							
Witness my hand this 20th day of September, 1968.							
SEE: amendment in folder							
/s/ R. KEITH HIGGINSON State Reclamation Engineer							
LICENSE ISSUED FOR <u>280</u> SEC. FT. LICENSE PAGE NO. _____							

Address all communications to:

P. O.

APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G 41385

Permit No. G 33194

Water District No. _____

RECEIVED
SEP 12 1968
3:30 P.M.
Department of Reclamation

1. Name of applicant: Virgil H. Neilson

Post office address Rte #2 Paul County Minidoka State Idaho

2. Quantity of water claimed: 140 ~~120~~ INches 2.8

3. Source of water supply: Subterranean

4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 17

Twp. 8 S., Rge. 23 E., B.M., County of Minidoka

5. Water is to be used for: irrigation

6. If for domestic, 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: Pump, Pipes, DITCHES & SPRINKLERS

8. Estimated cost of works: \$ 13,000

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

2 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: _____

33194 12

(Continued)

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:

(Give irrigable acreage in 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	
~~85~~	~~23E~~	~~17~~											48.4						~~48.4~~
~~85~~	~~23E~~	~~17~~	~~Farm unit C. Tract C~~																~~36~~
~~85~~	~~23E~~	~~20~~																	~~36~~
85	23E	17											40	40					80
		20							30		30								60
																			140

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: A. and B. irrigation district

(a) 75" (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) 65" (cubic feet per second, inches or gallons per minute) is for new lands.

33194

Remarks:

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.

Virgil A. Nelson

Applicant

By _____, Agent

33194

DW

Approval of State Reclamation Engineer

The number of this permit is G 33194
Recorded in Book 116 Page 33194 Approved SEP 23 1966

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 before _____

One-fifth of the work above specified to be completed on or before September 23, 1967
The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before September 23, 1968

Witness my hand this 23rd day of September, 1966

R. Keith Higgins
State Reclamation Engineer

IN TESTIMONY WHEREOF, We ROBERT F. SMYLIE, Governor of the State of Idaho, and LOUIS F. CLAPP, 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 23rd day of September, 1966

Countersigned: STATE OF IDAHO
By Louis F. Clapp Secretary of State By Robert F. Smylie Governor.

No. G 33194

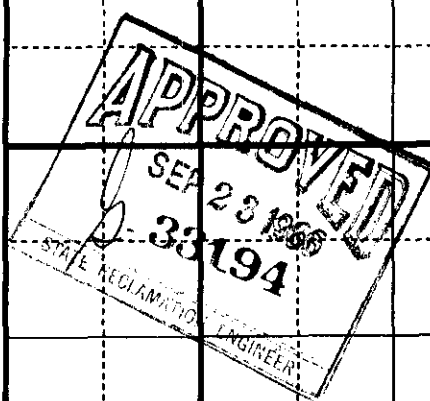
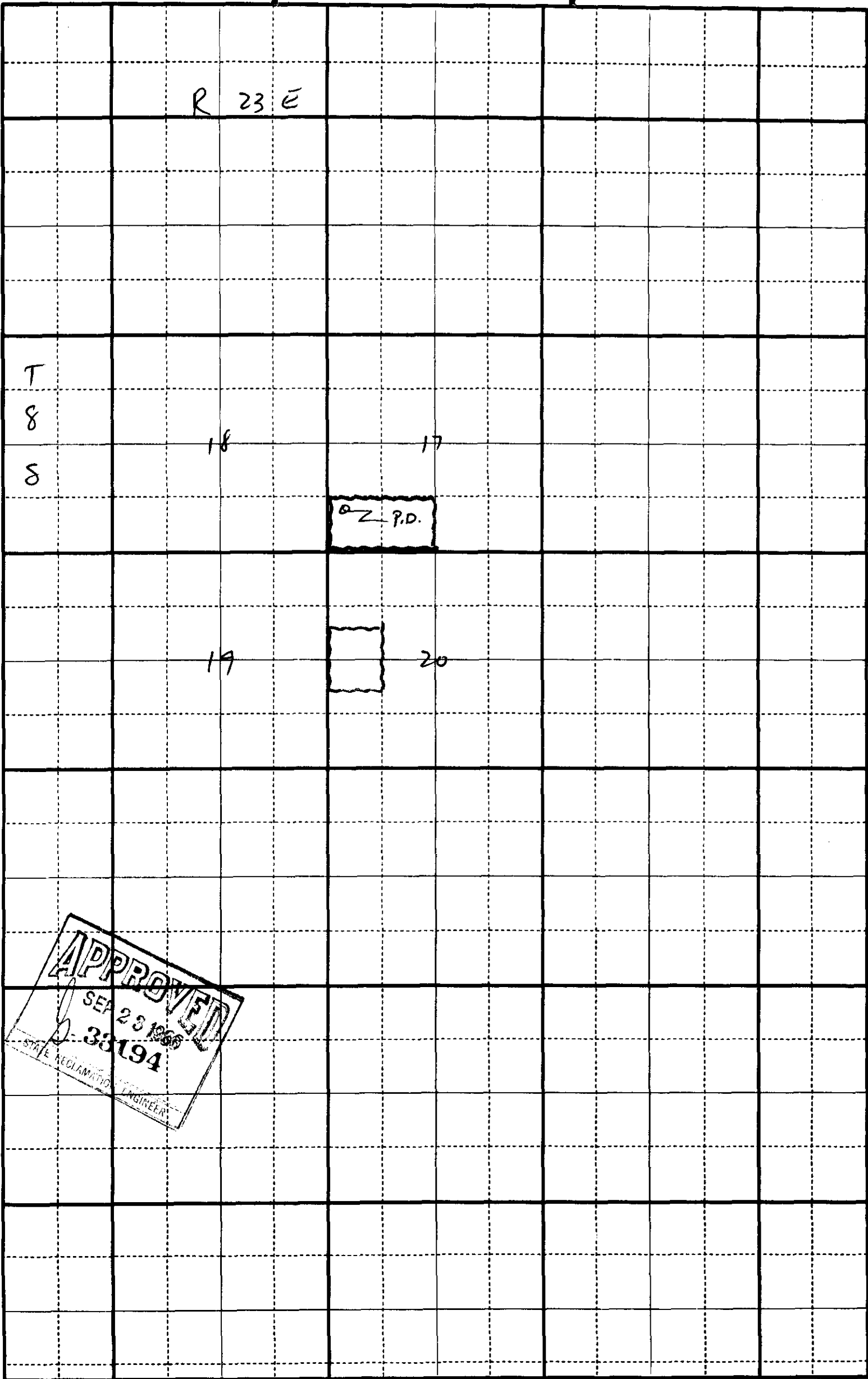
PERMIT

Date of first receipt at office of State Reclamation Engineer
September 12, 1966 2:30 P.M.
Returned to applicant for correction
Corrected application received
Fees, \$ 5.50
FILING FEES FOR USE PERMIT:
For the first Sec. Ft. \$5.00
For each additional Sec. Ft. or Fraction
Thereof .25

33194

NAME OF APPLICANT VIRGIL A. NEILSON

Form No. 0



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

33194

March 23, 1973

Re: Permit No. 33194/36-2661

**Mr. Virgil A. Neilson
Route # 2
Paul, Idaho 83347**

Dear Mr. Neilson:

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

Sincerely,

**BOBBY D. FLEENOR
Assistant Director**

**BDF:DR
Enclosure**

36 2661

March 8, 1973

Mr. Virgil A. Neilson
Route # 2
Paul, Idaho 83347

Dear Mr. Neilson:

A representative of this Department has made an examination of the works covered by your Permit No. 33194/36-2661 and has found the following:

Quantity of water diverted: 2.80 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 2.80 cfs

The maximum quantity diverted shall not exceed 560 acre feet per year.

Beneficial use: Irrigation of 140 acres within the S $\frac{1}{2}$ SW $\frac{1}{4}$ (72),
Sec. 17; NW $\frac{1}{4}$ (68), Sec. 20; Twp. 8S, Rge. 23E, B.M.

Point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 17, Twp. 8S, Rge. 23E, B.M.

Priority date established: Sept. 12, 1966

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:DR

36 2661

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-33194/36-2661

REPORT ON PROOF OF Virgil A. Nelson, Paul, Idaho

Hollowshaft Motor.

100 H.P.,

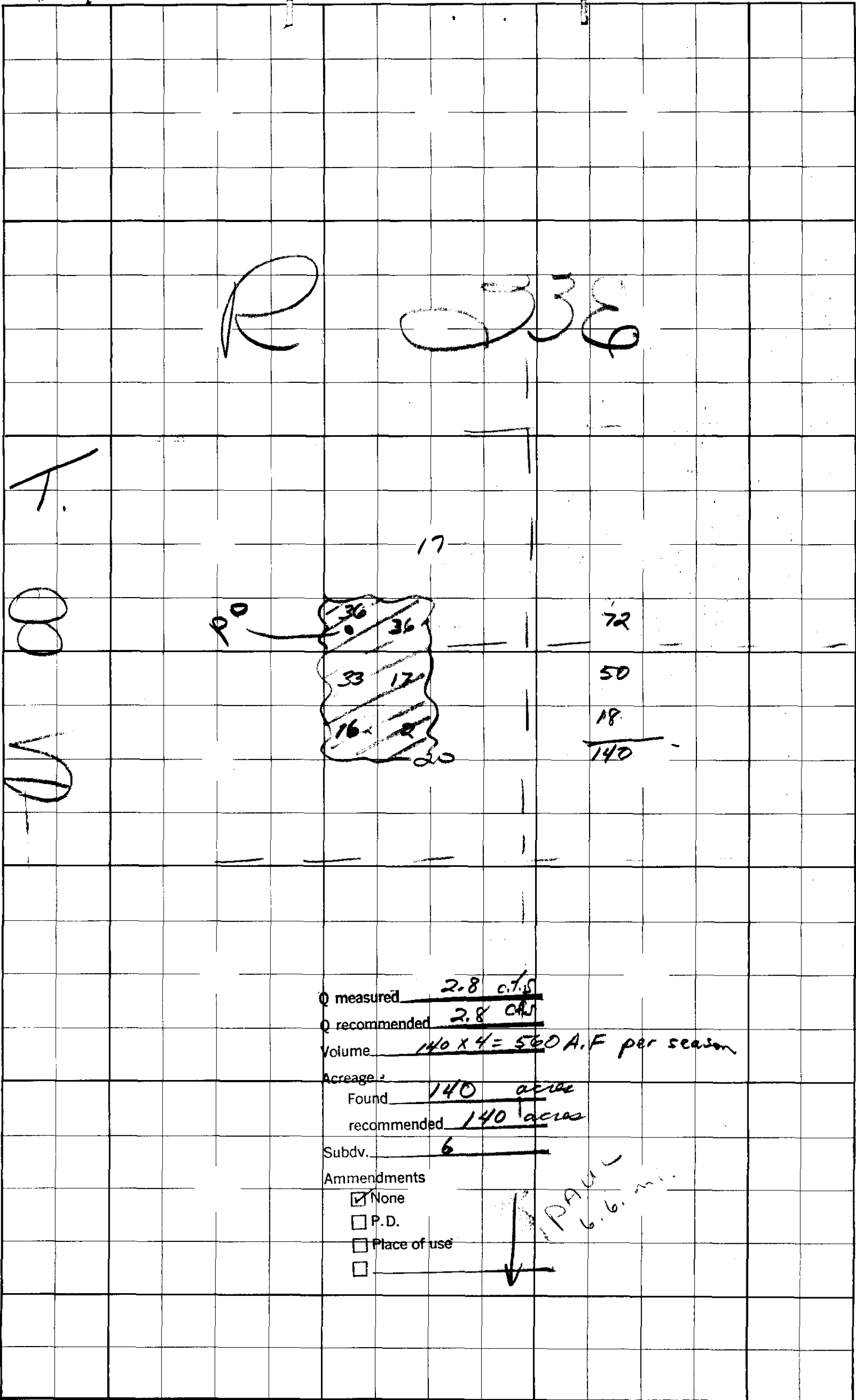
Ser: 1405757

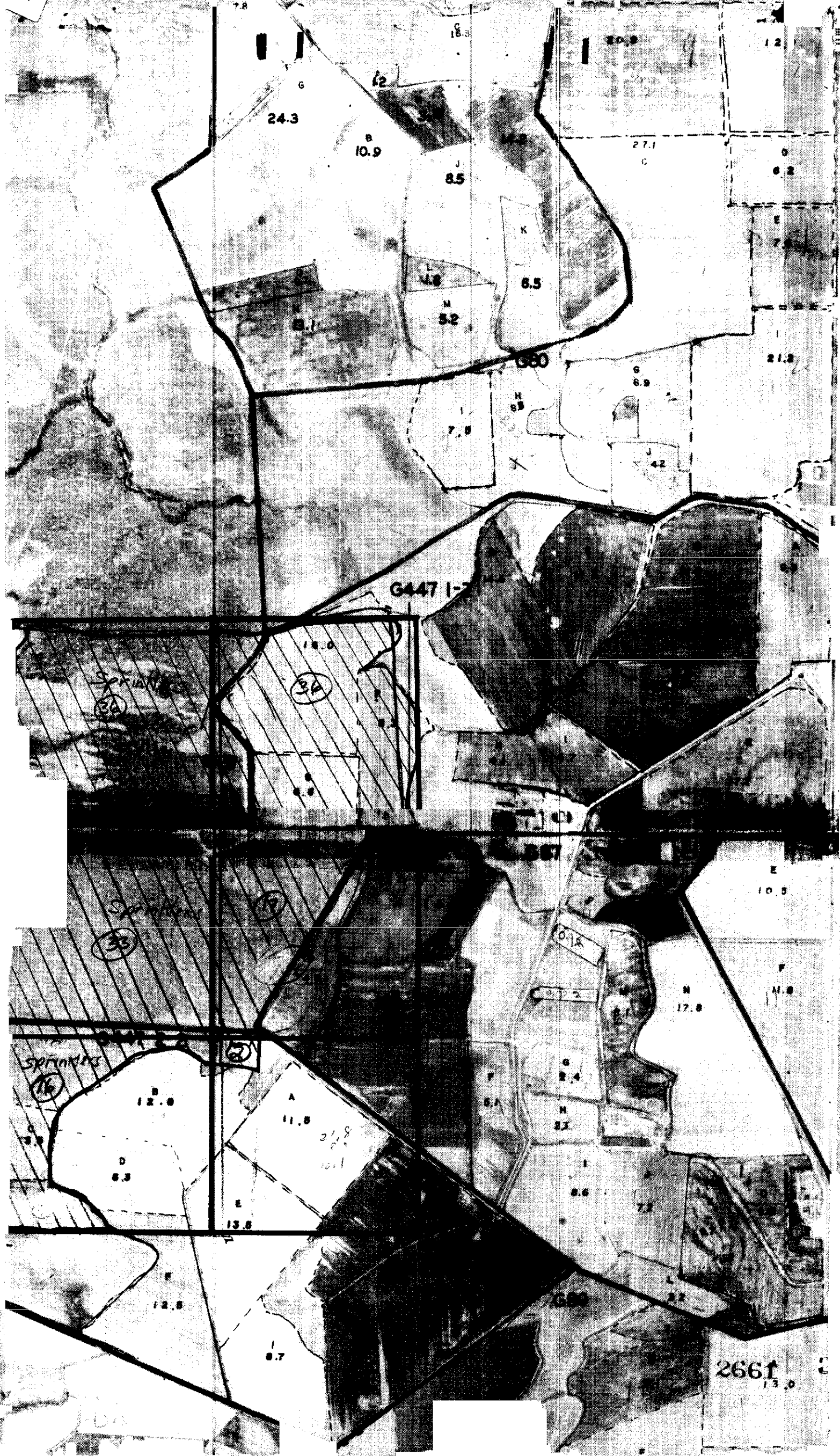
Johnson Pump

No Serial No.

50" discharge

36 2661





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

Permit No. G-33194/36-2661

This proof is for 2.8 cfs In Water District No.

1. Name of applicant Virgil A. Neilson, Route #2, Paul, Idaho

2. Source of water supply: ground-water

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 17

T. 8 S R. 23 E County of Minidoka

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

PERMIT - well, pump, pipes, ditches or sprinklers

PROOF - 8" discharge, 8 stage bowl (turbine), 16" well casing. Water table 185'

and hole 250' deep, sprinkler type distribution.

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):

8 S - 23 E, Sec. 17	S $\frac{1}{4}$ SW $\frac{1}{4}$	50 acres	proof - (80)
Sec. 20	NW $\frac{1}{4}$	90 acres	SW $\frac{1}{4}$ NW $\frac{1}{4}$ (30) NW $\frac{1}{4}$ SW $\frac{1}{4}$ (30) (60)
		140 acres	140'

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

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

Remarks:

9 Lines x 30 = 270 nozzles

$\frac{5}{32}$ " nozzle 44/64 Average = 4.67

$\frac{4.67 \times 270 \text{ nozzles} = 1260 \text{ gpm} = 2.8 \text{ cfs}}{448.8}$

This examination was made on the 28th day of July 1970

(Signed) Fred E. Smith Examiner.

36 2661

my 4-2-70

9 Lines 44 165
30 heads 5/32

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.

36 2661

ASCS - Report
SCS - "

Permit No. G-33194/36-2661

Examination for b/u - Virgil A. Neilson

County ~~XXXXXX~~ Minidoka

Quantity: 2.8 cfs Sec. 17 T8S R. 23E

Source: ground-water

P.D.: SW $\frac{1}{4}$ SW $\frac{1}{4}$

Use: irrigation

Extension:

Protest:

~~Completion of Works~~

~~Other Rights~~

Filed: 9-12-66 Made: 9-5-69
Due: 9-23-69 Priority: 9-12-66

Due: CLK ^{gms} BB

November 17, 1969

Re: Permit No. G-33104/36-2661

Virgil A. Neilson
Route #2
Paul, Idaho 83347

Dear Mr. Neilson:

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 Examiner

DWM:JMB

33194
36-2661

RECEIVED
of
SEP 24 1969

The Department of Reclamation
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
two consecutive weeks, commencing
with the issue dated September 16, 1969, and
ending with the issue dated September 23, 1969.

Ruth DeThomas
Subscribed and sworn to before me this

17th day of Dec, 1969

John Hunter Notary Public

Cost of Publication

Notary Fee

Total Cost

October 22, 1969

Re: Permit No. G-33194 (New No. 36-2661)

Virgil A. Neilson
Route #2
Paul, Idaho 83347

Dear Mr. Neilson:

As of this date, we have not yet received the affidavit of publication to be submitted in connection with permit No. G-33194. You should be aware that many newspapers do not keep copies of these advertisements for their files. We, therefore, recommend that you obtain this affidavit as soon as possible from the Minidoka County News, Rupert, Idaho, and submit it promptly to the Department. Please be advised that a license will not be issued until we are in receipt of this affidavit.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

33194
36-2661

September 8, 1969

Re: Permit No. G-33194

Virgil A. Neilson
Route #2,
Paul, Idaho 83347

Dear Mr. Neilson:

The legal notice for the above referenced permit is being published in the Minidoka County News, Rupert, Idaho, on September 16 and September 23, 1969.

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.

Thanking you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

NOTE: We are in receipt of the affidavit of beneficial use.

33194
36-2661

September 8, 1969

Re: Permit G-33194 - Virgil A. Neilson

Minidoka County News
625 Fremont Avenue
Rupert, Idaho 83350

Gentlemen:

Enclosed is a legal notice 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 us a galley proof for our 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 the Department of Reclamation immediately.

The expense of the publication is to be paid by Virgil A.

Neilson, Route #2, Paul, Idaho 83347
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

Enc. Legal Notice (1)

33194
36-2661

Identification No. _____

Permit No. _____

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

RECEIVED

SEP 5 1969 *gmb*

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

1. a) Name of Permit Holder Virgil A. Neilson
- b) Post Office Address Rte #2 Paul, Idaho 83342
2. Permit Number G-33194
3. Date of Priority that you are prepared to establish Sept. 12, 1966
4. a) Source from which water was appropriated Subterranean
- b) Location of the point of diversion: SW 1/4 SW 1/4, Section 17
Township 8 S., Range 23 E. Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
amount 140 INCHES for 2.8 cfs purposes from April 1 to Nov 15 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 2.8 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: Val Toolson - Estimated

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: NONE
 - 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) 8" discharge, 8 stage pump (turbine type), 16" well casing. Water table 185' and hole 250' deep. sprinkler type distribution.
- b) Describe the type and size of measuring device which you have installed at your point of diversion: pressure gauge
- c) Give well drillers name and address and date the well was completed
Ray Corns
Report, Idaho
finish date: April 1967

EXAM TYPED
11-14-69
gmb

33194

36-2661

W. J. B.

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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
85	23E	17											40	40					80
		26						30				30							60
																			140

Total number of acres irrigated 140

10. Remarks:

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

Aug 27 1969 Virgil A. Nelson
 (Date) (Signature)

State of Idaho)
 County of Missoula ss.

On this 27th day of August, 19 69, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Robert J. Olds
 Notary Public residing at Idaho

My commission expires 7-1-73

Department of Information

36-2661

July 1, 1969

Re: Permit No. G-33194

Virgil A. Neilson
Route # 2
Paul, Idaho

Dear Mr. Neilson:

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, stating that you have been issued a permit and are now submitting proof of beneficial use. 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:DR

Enc: Order
Proof due notice
Proof package
Adv. package

33194

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-33194)

in the name of Virgil A. Neilson)

Route # 2, Paul, 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,

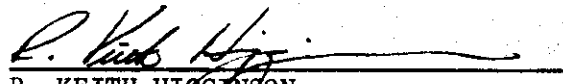
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-33194 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 23rd day of June, 1969.


R. KEITH HIEGINSON
State Reclamation Engineer

23194

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.

2111

INSURED NO.

DATE DELIVERED

7-1-69

1

Lenore Neilson

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

3

SHOW WHERE DELIVERED (*only if requested*)

30-1-11

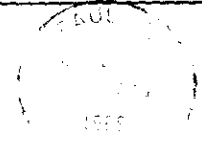
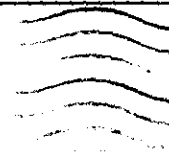
POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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

55-16-71548-10

Apr. 1967

POD Form 3811

	 POSTMARK OF DELIVERING OFFICE
INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.	RETURN TO 
NAME OF SENDER	
STREET AND NO. OR P.O. BOX	
POST OFFICE, STATE, AND ZIP CODE	

*Department of Post-Office
Annex 400 of Post-Office
Building, New York City*

July 1, 1969

Virgil A. Neilson
Route # 2
Paul, Idaho

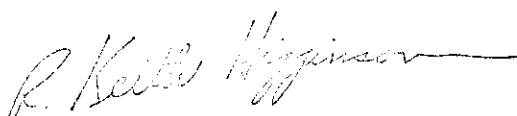
Re: Permit No. G-33194

Dear Mr. Neilson:

One of the conditions of the approval of your permit
G-33194 was that proof of application of the water to
beneficial use be submitted to this office on or before _____
Sept. 23, 19 69.

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, ICA.

Either the proof or a request for extension 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

Enclosure: Proof form
DR

Form 5

33194

November 27, 1968

Re: Permit No. G-33194

Virgil A. Neilson
Route 2
Paul, Idaho 83347

Dear Mr. Neilson:

Enclosed herewith is a copy of your application for amendment you submitted for recording. The original has been placed in our files.

Departmental receipt No. 2063 was given to you at the time you were in our office.

Very truly yours,

M. Russell Bosch
Administrative Assistant

MRB:dj
Enclosure

33194

October 11, 1968

C
O
P
Y

RE: Permit 33194

Virgil A. Neilson
Route #2
Paul, Idaho 83347

Dear Mr. Neilson:

Enclosed herewith please find a copy of your extension of time which has been approved by the State Reclamation Engineer. This approval is to the date requested.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

33194

RECEIVED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

SEP 11 1968

Department of Reclamation

APPLICATION FOR EXTENSION OF TIME

State of Idaho)
County of Ada)

Permit No. 33194

VIRGIL A. NEILSON of Rt. 2, Paul, Idaho 83347
(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 Appropri-
ate the Public Waters of the State of Idaho No. 33194.

That under the terms and conditions of said permit, work thereunder was required to be
completed by September 23, 19 68.

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

That 108 acres have been developed, well has been drilled and sprinklers system
installed

Costing \$ 17,000.00

That he is unable to complete the remainder of the work within the required time for the
following reasons, to-wit: That two years was originally granted for application of the
water to beneficial use, by addition of boarder waste land and development of new
sprinkler practices of using a solid set system requiring an investment of approximately
\$400 per acre - to completely develop the project will require an additional year

WHEREFORE, he asks that the State Reclamation Engineer extend the time for the com-
pletion of obligations under said permit to September 23, 19 69.

Subscribed and sworn to before me this 11th day of Sep, 19 68.

NOTARY PUBLIC, Boise, Idaho
My Commission Expires
May 1, 1972

(signature)

(notary public)

My commission expires _____

Date of receipt at office of Department of Reclamation 9/11/68

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
33194 to September 23, 1969.

Witness my hand this 20th day of September, 19 68.

State Reclamation Engineer

Re: Permit No. G-33194

June 28, 1968

Virgil A. Neilson
Route 2
Paul, Idaho 83347

Dear Mr. Neilson:

Proof of completion of works and application of water to beneficial use for the above referenced permit is due not later than September 23, 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 on both forms, 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

October 4, 1966

Re: Permit No. G-33194

Virgil A. Neilson
Route #2
Paul, Idaho

Dear Mr. Neilson:

We enclose Permit No. G-33194 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

XXXXXXXXXXXXXXXXXXXX
We also enclose Departmental Receipt No. G-10844 which was issued covering payment in the amount of \$ 5.50 for the filing fee of the above mentioned permit. was given to you at the time you were in our office.

Very truly yours,

Enc. permit
MRB:ajw

M. RUSSELL BOSCH
Office Manager

33194

