

Rgc. 25E

P.D.
2

Aug 88

8

Aug 88

✓		
16	38	24
10	36	10
8		

78

56
134 Acres

9

Area - 100
sub - 10
Ø - 200
Vol - 400 ac-ft
Priority - 4/26/62

To Rupert



36-2540
30479

30479

March 23, 1967

Re: Permit No. G-30479

Minidoka News
Rupert, Idaho

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to April 28, 1967. The expense of the publication is to be paid by Max Facer of Route #3, Rupert, Idaho, to whom you should furnish proof of publication on or prior to the above date.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking at least one week prior to the first publication.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:nw

Public Notices

NEWS CL

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

Notice is hereby given that at 4:30 P.M., on the 20th day of July, 1962, at Jerome, County of Jerome, State of Idaho, before Tom Prescott, Notary Public, at 101 East Main, Jerome, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30478, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Ernest Egan, Jerome, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ NE $\frac{1}{4}$; Sec. 17; Twp. 9 S; Rge. 18 ERM.

5. The place where said water is used is W $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, S $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 9S, Rge. 18 ERM.

6. The date of priority which said user is prepared to establish is April 26, 1962.

GEO. N. CARTER
State Reclamation Engineer
30479
6-14-41

30479

May 14, 1962

Re: Permit No. G-30479
Max Facer

August C. Bethke
P. O. Box 336
Paul, Idaho

Dear Mr. Bethke:

Mr. Facer's application for permit has been
approved and will be mailed to him in the near future.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

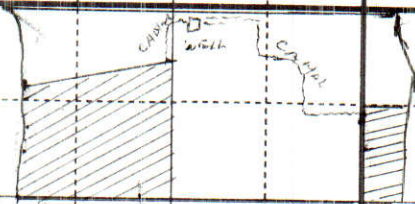
RT:ew

cc: Max Facer
Route #3
Rupert, Idaho

30479

NAME OF APPLICANT... MAX FACER

Form No. 0



SECTION 8
TOWNSHIP 8
RANGE 25

SECTION 9
TOWNSHIP 8
RANGE 25

Permit Map No. 30479
As Approved MAY 2 1962
GEO. N. CARTER
State Reclamation Engineer

WATER LICENSE

Water License No. G-30479/36-2540 Priority April 26, 1962 Amount 2.0 c.f.s.THIS IS TO CERTIFY, that MAX FACER

of Rupert, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 26, 1962; that Permit G-30479/36-2540 was issued pursuant to said application; that the proposed works were completed on or about 1962, with a storage/or carrying capacity of 2.25 c.f.s., said works consisting of earth ditches well, motor, pump, concrete diversion works and /; and that on April 28, 1967, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 400 acre feet per season, with a maximum rate of diversion of 2.0 cubic feet per second of the waters of ground-water, tributary of _____, for the purpose of Irrigation from April 1 to October 31; and for _____ from _____ to _____; and for _____ from _____ to _____; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 8 S, R. 25 E, B.M., and other additional points _____, in the County of Minidoka; and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 400 acre feet per year.

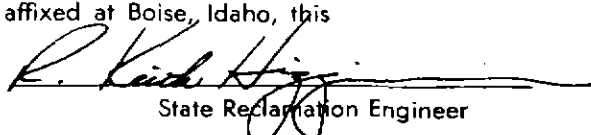
Description and location of place of use:

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	25 E	8					38	16	10	36									100

Total number of acres irrigated 100

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

22nd day of January, 19 70.

 State Reclamation Engineer

36 2540

 30479
 36-2540

36-2540

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 38547
Permit No. G- 30479
District No.

HA

1. Name of Applicant: Max Facer
Postoffice address: Route 3, Rupert County: Minidoka State: Idaho
2. Quantity of water claimed: 2 cubic feet per second
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches 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 NW 1/4 of the NE 1/4 of Section 8
Twp. 8 S., Rge. 25 E., B.M., County of Minidoka
5. Water is to be used for: Agricultural purposes - 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 and cased with electric motor and pump
8. Estimated cost of works: \$7000.00
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) 2.0 (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.

Returned to applicant for correction:

Corrected application received:

The number of this permit is G— 30479

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

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

Work to begin on or before

and to continue diligently and uninterruptedly to completion, unless

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

One-fifth of the work above specified to be completed on or before November 2, 1964

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before May 2, 1967

Witness my hand this 2nd

day of May, 1962

s/ CARL E. TAPPAN
Assistant STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 2nd
day of May, 1962

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLIJE

Governor

12.

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	
8 S 9 S	25 E	8 9					8	2	30 20	40								80 20	
LICENSE ISSUED FOR <u>2.0</u> SEC. FT. LICENSE PAGE NO. <u> </u>																			

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. G 30479

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF HOLDER

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

MAX FAKER Rt #3 Rupert Idaho. FARMER.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf: _____

Ques. 3. State number, approval date of permit, and date of priority: _____

G 30479 May 2, 1962. May 2, 1962.

Ques. 4. State source of water supply: DEEP Well.

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

NW 1/4 NE 1/4 Section 8 Township 8 So. Range 25 E BM.

Ques. 5. Describe your works of diversion: open ditch

_____ ; state amount of water they are capable of conveying from point of diversion to place of use: 2 C.F.S. ; Give name of canal or ditch

or other works by which water is conducted to such place of use: Private Ditch

_____ ; if a well, state depth of well 280' ; depth and size of casing 16" ; depth to water 232' ; if pump is used,

state discharge of pump: 2 C.F.S. ; tell how it was measured or determined _____

_____ ; if sprinkler irrigation, give number and size of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: Production of Apricot & Peach Crops.
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

NE 1/4 NW 1/4 8 Acres NW 1/4 NW 1/4 2 Acres SW 1/4 NW 1/4 30 Acres
SE 1/4 NW 1/4 40 Acres. Section 8 Township 8 So Range 25
SW 1/4 NW 1/4 30 Acres Township 8 So. Section 9. Range 25

30479

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

Brought under an Additional 100 crop acres -

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

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

None

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

None.

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

2 C.F.S. First used in 1962 - ^{used once in} 1963. 1964
1965. 1966 crop years.

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

None

(sign)

May Facer

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

777 Dupont Idaho., County of Minidoka

State of Idaho, on this 28 day of April, A. D. 1967.

Landon Brashear

My commission expires: 1-15-69

RECEIVED
MAY 16 1967

Department of Reclamation

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

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

, being first

duly sworn, deposes and says that She 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 four consecutive weeks, commencing

with the issue dated 3/30, 1967, and

ending with the issue dated 4/20, 1967.

Ruth DeThomas

Subscribed and sworn to before me this

11th day of May, 1967

Frank Hunter Notary Public

Cost of Publication _____

Notary Fee _____

Total Cost _____

NOTICE OF PROOF OF
COMPLETION OF WORKS

APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that on the 28th day of April 1967, at Rupert, County of Minidoka, State of Idaho before Lynn N. Bradshaw, Notary Public, at 514 7th Street, Rupert, Idaho, proof will be submitted of the completion of works for the diversion of 2.0 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30479, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Max Farer, Route No. 3, Rupert, Idaho.

2. Said works of diversion will be fully complete on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.0 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes and the amount applied to beneficial use is 2.0 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 8 S., R. 25 E., B. M.

5. The place where said water is used is NW $\frac{1}{4}$, Sec. 8, T. 8 S., R. 25 E.; SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, T. 9 S., R. 25 E., B. M.

6. The date of priority which said user is prepared to establish is April 26, 1962.

R. Keith Higginson
State Reclamation Engineer

No. 914 March 22 - April 20

30479

January 22, 1970

Re: Permit No. G-30479/36-2540

Mr. Max Facer
Route 3
Rupert, Idaho 83350

Dear Mr. Facer:

Enclosed herewith is your Water License issued on the above
numbered permit.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh

Enclosure

36-2540
30479

36-2540

30479

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.

30019

INSURED NO.

DATE DELIVERED

12/15/69

1

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

3

SHOW WHERE DELIVERED *(only if requested)*

File # 36-2540

January 22, 1970

Mr. Max Facer
Route #3
Rupert, Idaho 83350

Dear Mr. Facer:

Enclosed herewith is your check in the amount of \$17.00. We received the money order you mailed in replacement of this check and we want to thank you for your prompt attention in this matter.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

C
O
P
Y

36-2540

December 11, 1969

Re: Permit No. G-30479/36-2540

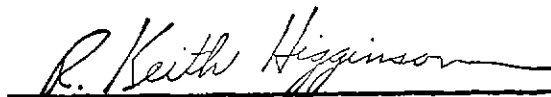
Max Facer
Route #3
Rupert, Idaho 83350

Dear Mr. Facer:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit G-30479/36-2540 to appropriate the public waters of the State of Idaho, have not been complied with as to ~~failure to submit~~
licensing fees of \$17.00.

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the State Reclamation Engineer on or before January 19, 1970, why said permit should not be cancelled.

Permit 36-2540 claims the use of 2.0 cubic feet per
second of water. The point of diversion was to be located
in the NW 1/4 Sec. 8, T. 8 S., R. 25 E., B. M., Minidoka County,
and the permit was approved May 2, 1962.



State Reclamation Engineer
R. KEITH HIGGINSON

RKH:JMB

*fees Paid 1-8-70
Receipt # 4047 given*

*30479
36-2540*

October 27, 1969

Re: Permit No. 36-2540/30479

Max Facer
Route #3
Rupert, Idaho 83350

Dear Mr. Facer:

A representative of this department has made an examination of the works covered by your Permit 36-2540 and has found the following:

Quantity of water diverted: 2.00 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho law: 2.00 c.f.s.

The maximum quantity diverted shall not exceed 400 acre feet per season.

Beneficial Use: irrigation of 100 acres in W¹/₄NE¹/₄, NW¹/₄, Sec. 8,
Twp. 8S, Rge. 25E, B.M.

The priority date established is: April 26, 1962

A fee totaling \$ 17.00 must be received within 30 days from the date of this letter in order that we can issue you the Water License as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:mh

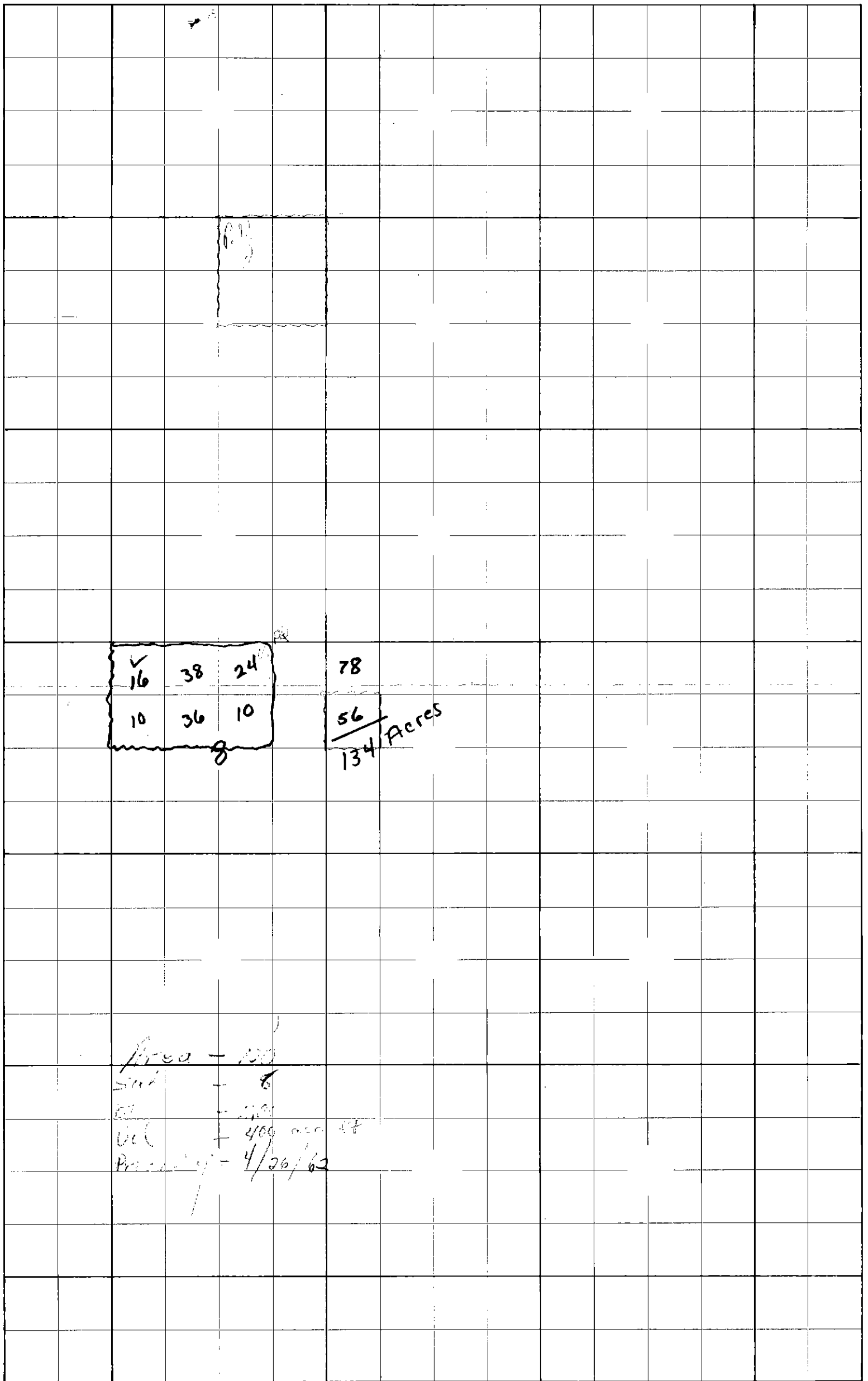
30479
36-2540

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-30479

REPORT ON PROOF OF Completion of Works & Beneficial Use



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

Permit No. G-30479

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

1. Name of applicant Max Facer

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the NW 1/4 NE 1/4 of Section 8

T. 8 S R. 25 E County of Minidoka

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

HOLLOSHAFT MOTOR 60 HP #1275284
WESTERN TURBINE PUMP #15086 DEPTH 220'
8" DISCHARGE INTO CONCRETE DEVIATION WORKS TO
EARTH DITCHES.

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: WATER HAS
BEEN USED

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

NW 1/4, Sec. 8, T. 8 S, R. 25 E, B.M.; SW 1/4 NW 1/4, Sec. 9, T. 9 S, R. 25 E, B.M.

(100 acres)

~~SW 1/4~~ NW 1/2 NW 1/4; NW 1/4 NE 1/4; S 1/2 NW 1/4; SW 1/4 NE 1/4
Sec. 8 T. 8 S; R. 25 E

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

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

Remarks: _____

100 gpm in 44.5 sec. = 2.25 cfs. 115"

100 gpm in 46.2 sec. = 2.17 cfs.

200 gpm in 1:28.8 sec. = 2.25 cfs.

2.00
ALLOW ~~2.25~~ cfs. for License

Vol 400 acre ft.

This examination was made on the 12 day of JUNE, 1968

(Signed) _____

Examiner

36-2540
30479

Max Facer
Route # 3
Rupert, Idaho
Permit No. G-30479

Well
16" X 280'
H-232'
Q-2 c.f.s.

531-5167

Examination for Completion of Works & Beneficial Use

County Minidoka

Quantity: 2.0 c.f.s. ~~3.0~~
Sec. 8 T. 8S R. 25E

Source: Subterranean

P.D.: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 8 S, R. 25 E, B.M.

Use: Irrigation

Extension:

Protest:

Completion of Works:

Other Rights: None

Filed: April 26, 1962

Due: May 2, 1967

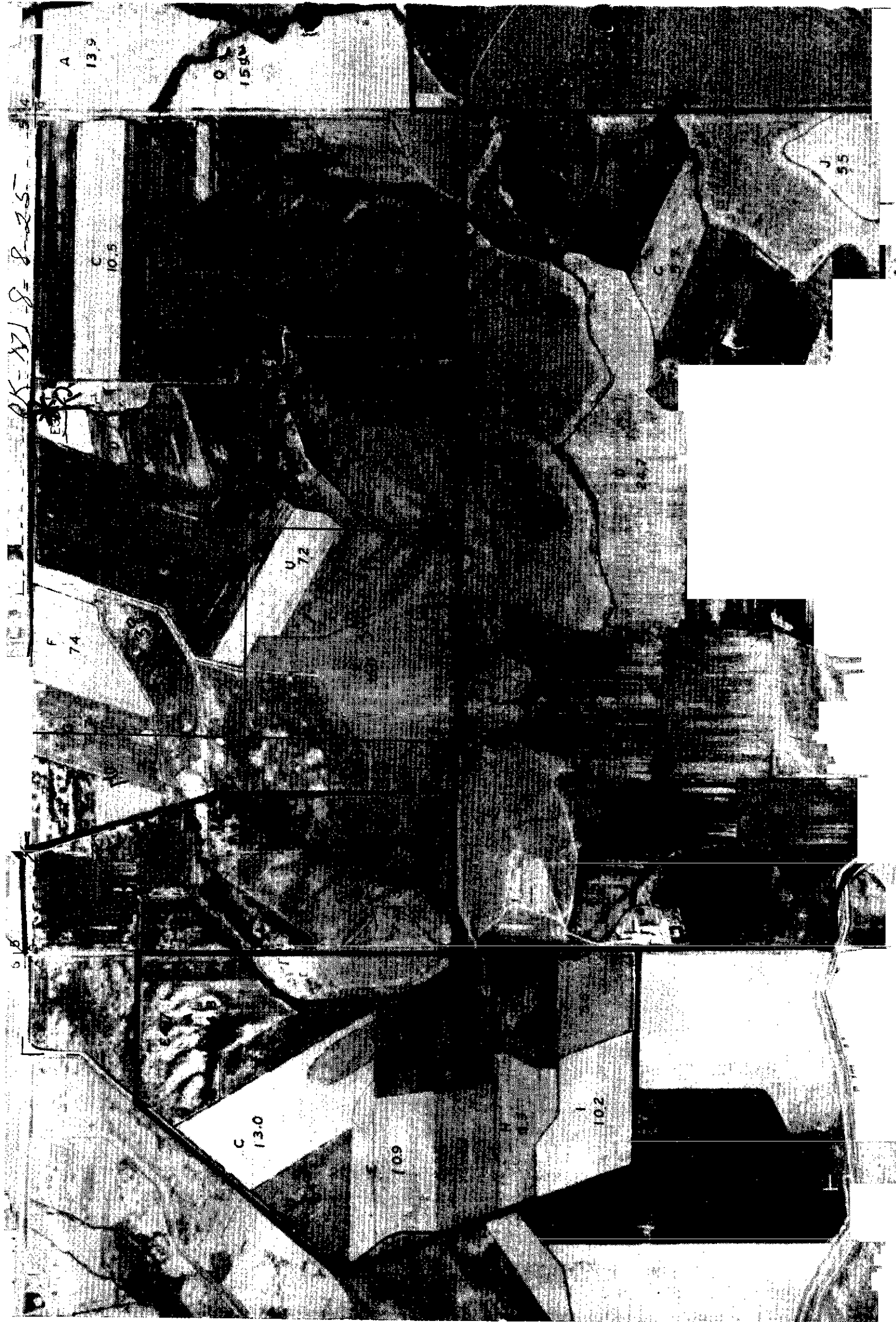
Made: April 28, 1967

Priority: April 26, 1962

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.

36-2540-8-25



36-2540
30479

May 17, 1967

Re: Permit No. G-30479

Max Facer
Route 3
Rupert, Idaho 83350

Dear Mr. Facer:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Minidoka County News all submitted in proof of completion of works and beneficial use on Permit No. G-30479.

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

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

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dfj

30479

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G 30479

RECEIVED
MAY 3 1967
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

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

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

Charles B. Frost 42 Rt #4 Rupert Idaho.
FARMER.

Ques. 2 Are you acquainted with MAX FAGER, the holder of
Permit No. G 30479? How long have you known him and where does he reside?

yes. 8 years Rt #3 Rupert Idaho.

Ques. 3. Have you read or heard said Permit No. G 30479 read, and are you familiar
with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: Deep Well.

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

NW 1/4 NE 1/4 Section 8 Township 8 So. Range 25 Ebn.

Describe works for conveying water to place of use: open ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 2 C.F.S. How much water have you seen being so
conveyed? 2 C.F.S.

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

NE 1/4 NW 1/4 8 Acres. NW 1/4 NW 1/4 2 Acres. SW 1/4 NW 1/4 30 Acres.
SE 1/4 NW 1/4 40 Acres Section 8 - 8 - 25
SW 1/4 NW 1/4 20 Acres Section 9 - 8 - 25

30479

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

None

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

100 Acres of good crop land - water required
is 2 C.F.S.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? 1962

Other times you have seen such use: Every year since 1962
many times each year.

(Signed):

Charles R. Frost

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Butte

Butte, County of Minidoka, State of Idaho, on this 28 day of April, A. D. 19 67.

[Signature]
Notary Public for the State of Idaho
Residing Butte Idaho

My commission expires 1-15-69

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G 30479

RECEIVED
MAY 3 1967

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

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

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

Cecil E. Cooper, Age 43. Bt #4 Rupert Idaho
FARMER.

Ques. 2 Are you acquainted with MAX FALER, the holder of
Permit No. G30479? How long have you known him and where does he reside?

YES. 8 years Bt #3 Rupert Idaho.

Ques. 3. Have you read or heard said Permit No. G30479 read, and are you familiar
with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: Deep well.

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

NW 1/4 NE 1/4 Section 8 Township 8 So. Range 25 E 20m.

Describe works for conveying water to place of use: open Ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 2. C.F.S How much water have you seen being so
conveyed? 2. C.F.S

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

NE 1/4 NW 1/4 8 Acres NW 1/4 NW 1/4 2 Acres SW 1/4 NW 1/4 30 Acres
SE 1/4 NW 1/4 40 Acres Section 8-8-25
SW 1/4 NW 1/4 20 Acres Section 9-8-25

30479

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

none

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

100 Acres of good cropland - water required
is 2 cfs.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? none

Ques. 10. When did you first see this water used? 1962

Other times you have seen such use: Many times each year
Since 1962

(Signed):

Levin E. Camp

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Idaho

County of Minidoka, State of Idaho, on
this 28 day of April, A. D. 19 67

Levin E. Camp

Notary Public for the State of Idaho

Residing Idaho

My commission expires 1-15-69

M E M O

Re: Permit G-30479

It appears to the writer that there exists a possible error in the land list of this permit. It is noted the maps submitted with the original permit shows land in Secs. 8 and 9 both in T. 8 S, R. 25 E, B.M.; however, there is a possible typographical error on the copy of the permit that we keep, the permit page which shows T. 9 S, and 8 S. Due to this possible typographical error, there have been some errors or possible errors in the advertisement of this permit. When received, the notice of proof of completion of works and application of water to beneficial use form 36, showed all the lands to be located in T. 8 S, R. 25 E, in Secs. 8 and 9. However, because of the possible error on the back of the permit page, our staff changed this notice to show Sec. 9 as being in T. 9 S, R. 25 E, B.M. Therefore, at our hand this permit may have been advertised in error. If so, it will be necessary to readvertise the permit, changing the land list back to T. 8 S, R. 25 E, B.M. for both Secs. 8 and 9. The cost of this advertising, if the error is ours, will be borne by the Department of Reclamation. This error should be checked on in the field and brought to the attention of the water rights clerk when it is decided. It seems improbable that Mr. Facer would be irrigating lands in this small quantity in two different townships.

D

Donald W. McElDowney
Water Rights Clerk
May 17, 1967

30479

May 3, 1967

Re: Permit G-30479

Max Facer
Route 3
Rupert, Idaho 83350

Dear Mr. Facer:

We are in receipt of the depositions for permit G-30479; however, further action will be delayed until we are in receipt of the affidavit of publication. The affidavit may be obtained from the Minidoka News, Rupert, Idaho.

Please remit promptly.

Very truly yours,

Donald W. McElowney
Water Rights Clerk

DWM:df

36479

30479

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

Notice is hereby given that on the 28th day of April 1967, at Rupert, County of Minidoka, State of Idaho before Lynn N. Bradshaw, Notary Public, at 514 7th Street, Rupert, Idaho, proof will be submitted of the completion of works for the diversion of 2.0 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30479, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Max Facer, Route No. 3, Rupert, Idaho.

2. Said works of diversion will be fully complete on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.0 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes and the amount applied to beneficial use is 2.0 cubic feet per second.

4. The point of diversion of said water is NW 1/4 NE 1/4, Sec. 8, T. 8 S., R. 25 E, B. M.

5. The place where said water is used is NW 1/4, Sec. 6, T. 8 S, R. 25 E; SW 1/4 NW 1/4, Sec. 9, T. 9 S, R. 25 E, B. M.

6. The date of priority which said user is prepared to establish is April 26, 1962.

R. Keith Higginson

State Reclamation Engineer

No. 914 March 30 - April 20

March 23, 1967

Re: Permit No. **G-30479**

Max Facer
Route #5
Rupert, Idaho

Dear Mr. Facer:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. **G-30479**. The proofs are to be made ~~at~~ at 12:00, on the 28th day of April, 19 67, before Lynn N. Bradshaw Rupert, Idaho. Notary Public.

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

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

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

Very truly yours,

M. Russell Bosch
Office Manager

MRB:bw

Encl.

cc: Notary

30479

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

Notice is hereby given that ~~ack~~ ~~xxx~~ on the 28th day of April
19 67, at Rupert, County of ~~Minix~~ Minidoka, State of Idaho
before Lynn N. Bradshaw, Notary Public, at (address) 514 7th Street
Rupert, Idaho, proof will be submitted of the completion
of works for the diversion of 2.0 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. G-30479, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is Max Facer, Route #3, Rupert, Idaho.

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 2.0 cubic feet per second.

3. The use to which said water has been applied is irrigation
, purposes and the amount applied to beneficial use is
2.0 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8, T. 8 S. R. 25 E, B.M.

5. The place where said water is used is NW $\frac{1}{4}$ Sec. 8, T. 8 S. R. 25 E SW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 9, T. 9 S. R. 25 E B.M.

6. The date of priority which said user is prepared to establish is April 26, 1962.

R. KEITH HIGGINSON

State Reclamation Engineer

30479

RECEIVED
MAR 23 1967

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

Department of Reclamation

Notice is hereby given that at 10 A M., on the 28 day of April
1967, at Rupert Idaho., County of Minidoka, State of Idaho
before Lynn N. Bradshaw, Notary Public, at (address) 514 7th Street Rupert Idaho., proof will be submitted of the completion
of works for the diversion of 2 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. G30479, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is MAX FACER Rt #3 Rupert Idaho.

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

3. The use to which said water has been applied is Production of Farm
Products., purposes and the amount applied to beneficial use is
2 cubic feet per second.

4. The point of diversion of said water is NW 1/4 NE 1/4
Section 8 Township 8 So. Range 25 E B.M.

5. The place where said water is used is NE 1/4 NW 1/4 (8 Acres)
NW 1/4 NW 1/4 (2 Acres) SW 1/4 NW 1/4 (30 Acres)
SE 1/4 NW 1/4 (40 Acres) located Sec. 8 Twp. 8 So Range 25 E B.M.
SW 1/4 NW 1/4 (20 Acres) Section 9 Twp 8 So Range 25 E B.M.

6. The date of priority which said user is prepared to establish is May 2, 1962.

State Reclamation Engineer

30479

RECEIVED
MAR 23 1967

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

Department of Reclamation

Notice is hereby given that ~~MAX FACER~~ on the 22 day of April
1967, at Rupert Idaho, County of Minidoka, State of Idaho
before LYNN N. BRADSHAW, Notary Public, at (address) 514 7th Street Rupert Idaho, proof will be submitted of the completion
of works for the diversion of 2 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. G30479, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit

is MAX FACER Rt #3 Rupert Idaho

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

3. The use to which said water has been applied is Production of Irrigation
Products, purposes and the amount applied to beneficial use is
2 cubic feet per second.

4. The point of diversion of said water is NW 1/4 NE 1/4
Section 8 Township 8 S. Range 25 E. B.M.

5. The place where said water is used is NE 1/4 NW 1/4 (2 acres)
NW 1/4 NW 1/4 (2 acres) SW 1/4 NW 1/4 (2 acres)
SE 1/4 NW 1/4 (40 acres) located Sec. 8. Twp 8 S. Range 25 E. B.M.
SW 1/4 NW 1/4 (20 acres) Section 9 Twp 9 S. Range 25 E. B.M.

6. The date of priority which said user is prepared to establish is
May 2, 1962. April 26, 1962

State Reclamation Engineer

30479 JW

RECEIVED
MAR 23 1967

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 22, 1967

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Minidoka News of
 Rupert Idaho. Published in
the county in which the works are situated.

x May Jacor

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer)

I hereby certify that the facts set forth in the attached notice are true.

Engineer

36479

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho
March 1, 1967

Re: Permit No. G - 30479

Max Facer
Route #3
Rupert, Idaho

Dear Mr. Facer:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 30479 are due not later than May 2, 1967

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated - - all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,

STATE RECLAMATION ENGINEER

Enc. Form 36 and 11

cc:

30479

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Rupert, Idaho

RECEIVED
NOV 8 1962

Department of Reclamation

November 7, 1962

State Reclamation Engineer
State House
Boise, Idaho

Dear Sir:

We are required, by procedure, to notify you that the Government has a mortgage covering the water rights under Permit No. G-30479 issued to Max Facer. For your informational purposes only.

Thank you.

Sincerely,


Lynn N. Bradshaw
County Supervisor

30479

May 14, 1962

Re: Permit No. d-30479
Max Facer

August C. Bethke
P. O. Box 336
Paul, Idaho

Dear Mr. Bethke:

Mr. Facer's application for permit has been
approved and will be mailed to him in the near future.

Very truly yours,

ROY E. CARPENTER
State Reclamation Engineer

cc:

RALPH C. THOMAS, Deputy
State Reclamation Engineer

T:ew

cc: Max Facer
Route #3
Rupert, Idaho

30479

Bethke's Accounting and
Farm Management Service

PHONE 438-5335

BOX 336—PAUL, IDAHO

May 10, 1962

RECEIVED

MAY 14 1962

Department of Reclamation

State Reclamation Engineer
Boise, Idaho

Dear Sir:

Recently, an application was submitted by Max Facer, Rupert, Idaho for an underground water permit. To this date he has received no answer. As this is delaying his farming operation at this time an answer would be appreciated.

Sincerely yours,

August C. Bethke
August C. Bethke

G-30479

30479

May 10, 1962

Re: Permit No. G-30479

Mr. Max Facer,
Route #3,
Rupert, Idaho.

Dear Mr. Facer:

We enclose Permit No. G-30479 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-6939 which was issued covering payment in the amount of \$5.25 for the filing fee of the above mentioned permit.

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

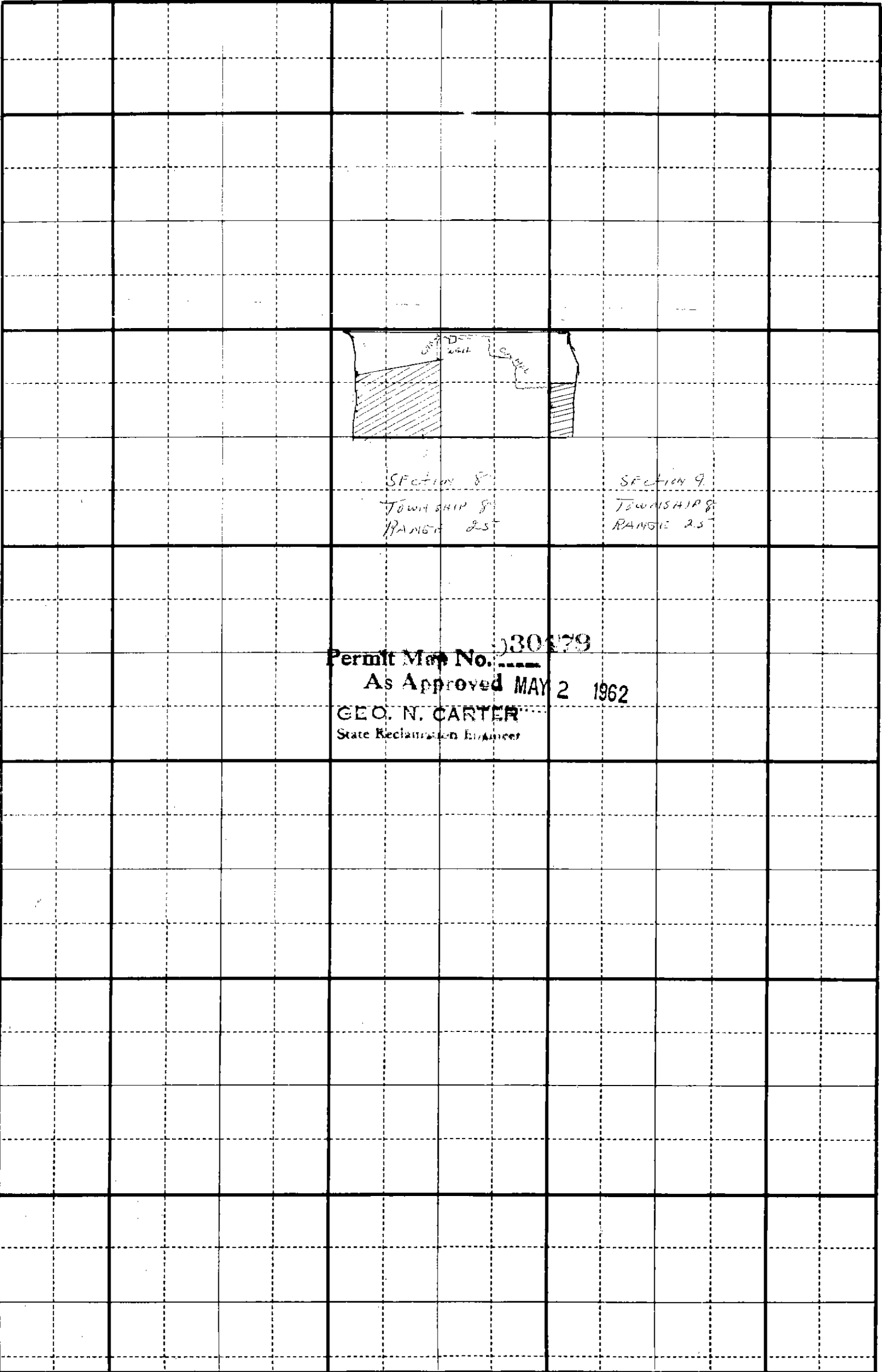
(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

30479

NAME OF APPLICANT MAX CASPER

Form No. 0



Permit Map No. 30479
As Approved MAY 2 1962
GEO. N. CARTER
State Reclamation Engineer