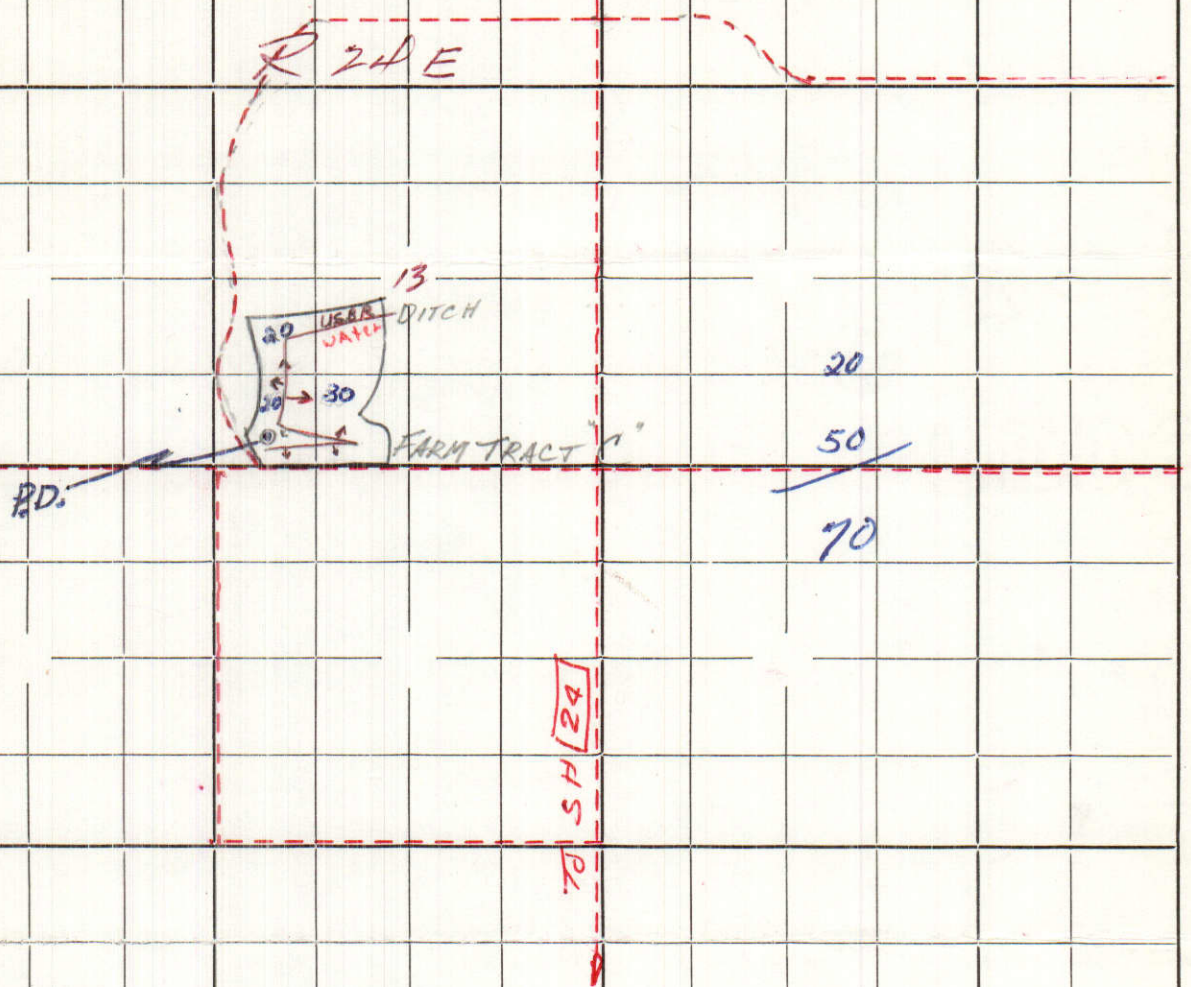


T
8
S



Subdivisions $\frac{3}{4}$
area 70 acres

Allow Φ 1.40 CFS. OR 70 inches

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
STATE OF IDAHO,) ss.
Dean H. Judd

_____ , being first

duly sworn, deposes and says that _____ he is the

Manager 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 Dec. 12, 1963 and ending with the issue dated Jan. 2, 1964

Dean H. Judd
Subscribed and sworn to before me this

13th day of Jan, 1964
Archie Hunter Notary Public

Cost of Publication \$24.94

Notary Fee _____

Total Cost _____

9584x
\$24.94

RECEIVED
JAN 17 1964

Department of Reclamation

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

Notice is hereby given that at 10:00, A. M., on the 15th day of January, 1964, at Idaho Falls, County of Bonneville, State of Idaho before Marjorie U. Ball, Notary Public, at P. O. Box 1196, Idaho Falls, Idaho, proof will be submitted of the completion of works for the diversion of 1.4 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. G30273, 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 Earl V. Gardner, 1020 Boise Ave ... Idaho Falls, 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 1.4 cubic feet per second.

3. The date of which said water has been applied to irrigation purposes, and the amount applied to beneficial use is 1.4 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 13, Twp. 8S., Range 24E, Minidoka County, Idaho.

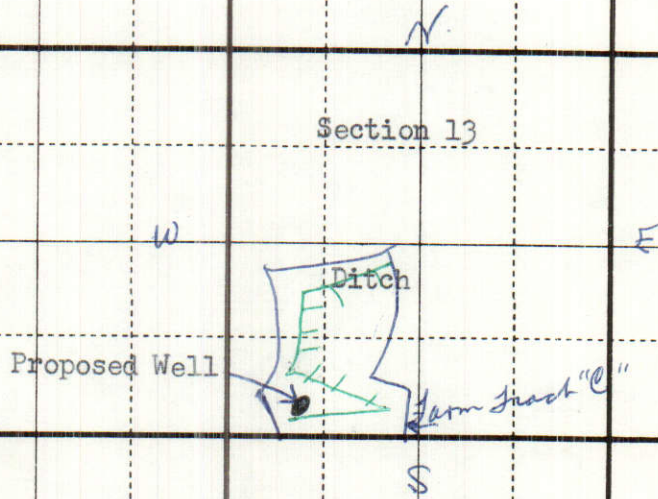
5. The place where said water is used is T 8S.; Range 24E; Section 13 Tract "C", Minidoka County, Idaho.

6. The date of priority which said user is prepared to establish is 10-27-61.

Carl E. Tappan
State Reclamation
McCombs
No. 958-12-12
30273

NAME OF APPLICANT Earl V. ...ner...1020 Boise Ave., Idaho ...ls, Idaho

Form No. 0



Permit Map No. 230273

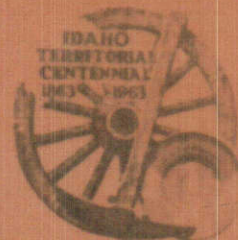
As Approved: NOV 3 1961

GEO. N. CARTER
State Reclamation Engineer



ROBERT E. SMYTHE
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
GEO. N. CARTER, STATE RECLAMATION ENGINEER
BOISE



October 18, 1961

Re: Application for Permit

Mr. Earl V. Gardner
1020 Boise Avenue
Idaho Falls, Idaho

Dear Mr. Gardner:

Returned herewith is your application for permit to divert 123.43 miners inches of water from a well to irrigate 123.43 acres of land which is under the Pumping Unit for 85.4 acres. You have 38 acres of dry land which can be allowed 38 miners inches. Normal water delivery for the land now irrigated is about 53.5 inches and we can allow an additional 32 inches or a total of 70 inches or 1.4 cubic feet per second.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application with
attached check

Refiling

30273

Residing: Rupert, Idaho
No. 961 Dec. 12 - Dec. 26

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

Notice is hereby given that at 10:00, A. M., on the 15th day of January, 1964, at Idaho Falls, County of Bonneville, State of Idaho before Marjorie U. Ball, Notary Public, at P. O. Box 1196, Idaho Falls, Idaho, proof will be submitted of the completion of works for the diversion of 1.4 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. G30273, 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 Earl V. Gardner, 1020 Boise Ave. . . Idaho Falls, 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 1.4 cubic feet per second.

3. The use of which said water has been applied is Irriga-

tion purposes, and the amount applied to beneficial use is 1.4 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 13, Twp. 8S., Range 24E, Minidoka County, Idaho.

5. The place where said water is used is T 8S.; Range 24E; Section 13 Tract "C", Minidoka County, Idaho.

6. The date of priority which said user is prepared to establish is 10-27-61.

Carl E. Tappan
State Reclamation
Engineer

No. 958 Dec. 12 - Jan. 2 30273

State of Idaho
License and Certificate of Water Right

Water License No. G-30273 Amount 1.4 c.f.s
Water District No. _____ Priority October 27, 1961

THIS IS TO CERTIFY that EARL V. GARDNER
of Idaho Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 27, 19 61; that Permit No. G-30273
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.4 second feet, was issued thereunder on June 23, 19 64, showing that said works
were completed on the 15th day of January, 19 64; and that on the 15th
day of January, 19 64,
EARL V. GARDNER

of Idaho Falls, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-30273 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7851, on the 23 day of June, 19 64;
The right hereby confirmed dates from October 27, 19 61;

The Point of Diversion is located
in the SW 1/4 SW 1/4, Sec. 13, Tp. 8 S., R. 24 E., B. M. Minidoka County
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.4 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S.	24 E	13	NW 1/4 SW 1/4	Farm Tract C.	20
			SW 1/4 SW 1/4	total acres	20
			SE 1/4 SW 1/4	123,43	30
			Total acres irrigated:		70

The right to the use of the water aforesaid 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
23rd day of June, 19 64.

(SEAL) RALPH W. THOMAS
Deputy State Reclamation Engineer.

State of Idaho
License and Certificate of Water Right

Water License No. G-28300

Amount 1.63 c.f.s.

Water District No.

Priority December 1, 1959

THIS IS TO CERTIFY that FRED MULL and ZERN MULL
of Gooding, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 1, 1959; that Permit No. G-28300
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.63 second feet, was issued thereunder on June 24, 1964, showing that said works
were completed on the 4th day of September, 1963; and that on the 4th
day of September, 1963,

FRED MULL and ZERN MULL

of Gooding, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-28300 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7852, on the 24 day of June, 1964;
The right hereby confirmed dates from December 1, 1959;

The Point of Diversion is located
in the NE 1/4 SW 1/4, Sec. 3, Twp. 5 S, R. 15 E., B. M. Gooding County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.63 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 S.	15 E.	3	NE 1/4 SW 1/4	37	35
			NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
Total number of acres to be irrigated:					155

The right to the use of the water aforesaid 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
24th day of June, 1964.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT **36-2525**

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 38308
Permit No. G- 30273
District No.

1. Name of Applicant: **Earl V. Gardner**
1020 Boise Ave.,
Postoffice address: **Idaho Falls** County: **Bonneville** State: **Idaho**
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second **1.4** or Idaho
Miners' inches **70** or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Subterranean from well**
4. Location of point of diversion or well is in the **SW** $\frac{1}{4}$ of the **SW** $\frac{1}{4}$ of Section **13**
Twp. 8 S , Rge. **24 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: **Drilled well**
8. Estimated cost of works: **\$8,000.00**
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 **five** 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:
Dept. of Interior, Bureau of Reclamation, Minidoka Project
 - (a) **1.4** (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) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: I now have water rights with the Dept. of Int. Bureau of Reclamation Minidoka Project for 85.4 acres (irrigable). This is not sufficient water for the entire farm and we do not have sufficient water at the end of the irrigation season to completely irrigate our lands, as noted above. This water will be used to supplement the water I have and to irrigate more land.

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.

s/ Earl V. Gardner Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. October 27, 1961

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-30273

Recorded in Book 106 Page 30273 Approved Nov. 3, 1961

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

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

Work to begin on or before and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before May 3, 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 November 3, 1966

Witness my hand this 3rd day of November, 1961

s/ RALPH W. THOMAS
Deputy 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 3rd day of November, 1961.

Countersigned:

STATE OF IDAHO

(SEAL)

By ARNOLD WILLIAMS
s/ By: PAULA L. FLEENOR Secretary of State.
Deputy Secretary of State

By s/ ROBERT E. SMYLLIE
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	24 E	13	Tract "C" See attached scale for detail Permit No. G-30273 CERTIFICATE OF COMPLETION OF WORKS				123.43
TO ALL WHOM IT MAY CONCERN:							
This is to certify that EARL V. GARDNER of Idaho Falls, County of Bonneville, and State of Idaho, the holder of Permit No. G-30273, issued upon Application No. G-38308, bearing date of priority of October 27, 1961, authorizing diversion of 1.4 second feet of the water as a well, County of Minidoka, State of Idaho, for irrigation purposes, complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.4 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters SW ¹ / ₄ SW ¹ / ₄ , T. 8 S., R. 24 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:							
70 acres in W ¹ / ₂ SW ¹ / ₄ , SE ¹ / ₄ SW ¹ / ₄ , Farm Tract C, Sec. 13, T. 8 S., R. 24 E., B. M.							
Witness my hand this 23rd day of June, A. D. 1964.							
s/ RALPH W. THOMAS Deputy State Reclamation Engineer							
Proof of Completion of Works Made: January 15, 1964							
LIVENCE 1000000 1000 144 SEC. 13							

June 23, 1964

Re: Permit No. G-30273

Earl V. Gardner
1020 Boise Ave.
Idaho Falls, Idaho

Dear Mr. Gardner:

Enclosed are Certificate of Completion of Works
and License and Certificate of Water Right issued on Permit
No. G-30273.

Also enclosed is departmental receipt No. G-9767
in the amount of \$11.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Hale
Chief Clerk

EPR:ew

Enc. certificates
receipt

30273

State of Idaho

DEPARTMENT OF RECLAMATION

Boise, Idaho

June 17, 1964

Re: Permit No. G-30273

Earl V. Gardner
1020 Boise Avenue
Idaho Falls, Idaho

Dear Mr. Gardner:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-30273 shows the well is (~~2.4~~) capable of conveying 70 miner's inches, or 1.4 c.f.s. of water for the irrigation of 70 acres.

Upon receipt of the statutory fees, totaling \$ 11.00 , which consists of a Completion of Works fee of \$ ---- and License and Certificate of Water Right fee of \$ ----- based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of October 27, 1961 to the use of 1.4 second feet of subterranean water with the point of diversion in the SW₄ Sec. 13 for irrigation of 70 acres in the NW₄SW₄, S₂SW₄ (Tract "C"), Sec. 13, T. 8 S., R. 24 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

30273

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-30273

~~REPORT ON PROOF OF~~ Completion of Works & Beneficial Use

Earl V. Gardner, 1020 Boise Avenue, Idaho Falls, Idaho

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

Permit No. G-30273

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

1. Name of applicant Earl V. Gardner

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the S. 1/4 SW 1/4 of Section 13

T. 8 S. R. 24 E.B.M. County of Minidoka

4. Describe works as they exist, giving dimensions and capacities of same: 30 H.P. Hollow shaft
Motor # 326171.5 BYRON JACKSON Pump # 390912 8" x 175' Column
12" x 69' Casing Well depth 175' 8" x 6" discharge into open ditch

5. Water is used for: irrigation

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

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

123.43 acres in Tract "C" Sec. 13., Twp. 8 S., Rge. 24 E.B.M.

Mr. Wayne A. Reddekopp rented this acreage from Mr. Gardner
in 1961 and has farmed it ever since.

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

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

Remarks: Mr. Wayne Reddekopp participated in the
examination

Measurement was made with Cippolletti weir
47' over 2' weir or 108 inches

This examination was made on the 10th day of June, 1964

(Signed)

Ron Helberg
Examiner.

30273

Earl V. Gardner
1020 Boise Avenue
Idaho Falls, Idaho
Permit No. G-30273

Examination for Completion of Works & Beneficial Use

County Minidoka

Sec 13 T. 8S R. 24 E. 30M

Quantity: 1.4 C.F.S.

Source: Well

P.D.: SWSW, 13-8S-24E

Use: Irrigation

Filed: 10-27-61

Due: 11-3-66

Extension:

Completion of Works:

Other Rights: USBR

Minidoka project.

Miller - Charles Cope

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
JUN 15 1964

Department of Reclamation

30273

1M April 1962

January 22, 1964

Re: Permit No. **8-30273**

**Earl V. Gardner
1020 Boise Avenue
Idaho Falls, Idaho**

Dear Mr. Gardner:

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. **8-30273.**

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: **Cope Drilling & Pump Co.
Box 1134
Idaho Falls, Idaho**

30273

RECEIVED

JAN 17 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G30273

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: EARL V. GARDNER

1020 Boise Avenue, Idaho Falls, Bonneville Co., Idaho Excavating Contractor

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a 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 you propose to establish under the permit; Permit #G30273 Approved 11-3-61 Priority Date 11-9-61

Ques. 4. State source of water supply: Drilled Well
Give location of point of diversion, showing subdivision, section, township and range:

SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sect. 13: Twp. 8S: Range 24E8M in Minidoka County, Idaho

Ques. 5. Describe your works of diversion: Drilled well with a 30 HP Elec. Pump
; state amount of water they are capable of conveying from point of diversion to place of use 70 Idaho Miners Inches

Give name of canal or ditch or other works by which water is conducted to such place of use: Ditches

; if a well, state depth of well 175 Ft.; depth and size of casing: 69 Ft. of 12" Casing; depth to water 128 Ft.; if pump is used,

state discharge of pump: / 70 Idaho Miners Inches; tell how it was measured or determined: Mfg. Spec's/

; if sprinkler irrigation, give number and size of nozzles and operating pressure: Not sprinkling

Ques. 6. State for what purpose water is used: Irrigation
If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water: Twp. 8S; 24E8M Range;

Section 13--Tract "C" totaling 123.43 Acres

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

All acres are under cultivation with irrigatable waters

30273

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Chas. Cope, dba, Cope Drilling and Pump Co., P.O. Box 1196, Idaho Falls, Idaho

Ques. 7. If for other than irrigation purposes, state purpose and how used:

Just irrigation

Ques. 8. What is the minimum amount of water required for the purpose specified above:

Just irrigation water

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Original person applying

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: April, 1962 Time used since first use:

Irrigation seasons continuously

Ques. 11. Describe all other water rights appurtenant to same place of use:

Dept. of Int. Bureau of Reclamation... Minidoka Project for 85.4 irrigable acres.

(sign)

Carl W. Gardner

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

Idaho Falls,, County of Bonneville

State of Idaho, on this 15th day of January, A.D. 19 64.

Margaret H. Ball

My Commission expires: 4-29-64

Residing at Idaho Falls, Idaho

30223

RECEIVED
JAN 17 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Reclamation

BOISE, IDAHO

Permit No. G30273

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:

Wayne A. Reddekopp Age 41 Rt. 3--Rupert, Idaho// Farming Rt. 3--Rupert, Idaho

Ques. 2. Are you acquainted with Earl V. Gardner, the holder of
Permit No. G30273 ? How long have you known him and where does he reside:

Nine Yrs. 1020 Boise Ave...Idaho Falls, Idaho

Ques. 3. Have you read or heard said Permit No. G30273 read, and are you familiar
with its provisions and conditions: Yes: X No:

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

State place of diversion: SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 13; Twp. 8S; Range 24E; Minidoka Co.

Describe works for conveying water to place of use: a 12. well with a 30HP Elect.

Pump using ditches to convey the water

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1.4 Cu. Ft. How much water have you seen being so

conveyed: Yes the entire amount

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

Tract "C" Twp. 8S; Range 24E; Section 13--In Minidoka Co., Idaho

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

Just irrigation

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:

Using for supplementary water on Sandy loam character land that requires the

full use of all the water from the well

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

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

Other times you have seen such use: Many times since during each season

(Signed)

Wayne A. Ledbetter

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 Falls

 , County of Bonneville, State of Idaho, on this 15th day of January,
A. D., 1962.

Margaret A. Ball

Notary Public for State of Idaho

Residing: Idaho Falls, Idaho

My commission expires: 4-29-64

30273

RECEIVED
JAN 17 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Reclamation

BOISE, IDAHO

Permit No. G30273

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:

Alburn D. Atwood (Age 38) Rt. 5--Rupert, Idaho Farming Rt. 5-Rupert, Idaho

Ques. 2. Are you acquainted with Earl V. Gardner, the holder of
Permit No. G30273 ? How long have you known him and where does he reside:

Nine Yrs. 1020 Boise Ave., Idaho Falls, Idaho

Ques. 3. Have you read or heard said Permit No. G30273 read, and are you familiar
with its provisions and conditions: Yes: X No:

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

State place of diversion: SW¹/₄ of the SW¹/₄ of Section 13--Twp. 8S--Range 24 E--EM--Minidoka Co. Idaho

Describe works for conveying water to place of use: Well with a 30 HP Pump using
ditches to convey the water

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1.4 Cubic Ft. How much water have you seen being so
conveyed: All of the water

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

Tract "C" Twp. 8S: Range 24 E: Section 13--In Minidoka County, Idaho

30273

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

Just irrigation

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:

~~Using for supplementary water on Sandy Loam character land requiring all the water from the well~~

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

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

Other times you have seen such use: Intermittently ever since

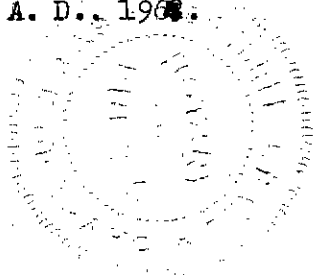
(Signed)

Albion D. Atwood

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 Falls,

 , County of Bonneville, State of Idaho, on this 15th day of January,

A. D., 1963.



Margaret A. Ball

Notary Public for State of Idaho

Residing: Idaho Falls, Idaho

My commission expires: 4-29-64

30273

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

JAN 17 1964

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
STATE OF IDAHO,) ss.
Dean H. Judd

_____, being first

duly sworn, deposes and says that _____ he is the
Manager 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 **Dec. 12**, 19**63** and
ending with the issue dated **Jan. 2** 19**64**

Dean H. Judd

Subscribed and sworn to before me this

13th day of **Jan**, 19**64**

Jerome Hunter Notary Public

Cost of Publication **\$24.94**

Notary Fee _____

Total Cost _____

Notice is hereby given that
at 10:00, A. M., on the 15th
day of January, 1964, at Idaho
Falls, County of Bonneville,
State of Idaho before Marjorie
U. Ball, Notary Public, at P.
O. Box 1196, Idaho Falls, Ida-
ho, proof will be submitted of
the completion of works for
the diversion of 1.4 cubic feet
per second of underground
water from a well, and of the
application to beneficial use
of said water.

with _____
of Permit No. G30273, hereto-
fore issued by the Depart-
ment of Reclamation of the
State of Idaho.

1. The name and postoffice
address of the person or cor-
poration holding said permit
is Earl V. Gardner, 1020 Boise
Ave ... Idaho Falls, 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 1.4 cubic feet per sec-
ond.

3. Said water is to be used wa-
ter for irrigation. Irriga-
tion of _____ the
amount applied to beneficial
use is 1.4 cubic feet per sec-
ond.

4. The point of diversion of
said water is SW $\frac{1}{4}$ of the
SW $\frac{1}{4}$ of Section 13, Twp. 8S.,
Range 24E, Minidoka County,
Idaho.

5. The place where said wa-
ter is used is T 8S.; Range
24E; Section 13 Tract "C",
Minidoka County, Idaho.

6. The date of priority which
said user is prepared to estab-
lish is 10-27-61.

Carl E. Tappan

*62500
72494*

Re: Permit No. ~~6-30273~~

Earl V. Gardner
1020 Boise Avenue
Idaho Falls, Idaho

Dear Mr. Gardner:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. ~~6-30273~~. The proofs are to be made at 10:00 o'clock A.M., on the 15th day of January, 1964, before Marjorie U. Fall, P. O. Box 1196, Idaho Falls, 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,

~~GEO. N. GARDNER~~
~~RECEIVED~~ CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

30273

December 4, 1963

Re: Permit No. G-30273

Minidoka News
Rupert, Idaho

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to January 15, 1964 the date set for proof; the expense of the publication is to be paid by the applicant, Earl V. Gardner, of 1020 Boise Avenue, Idaho Falls, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

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

CET:vj
Inclosure

30273

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

Notice is hereby given that at 10:00, A.M., on the 15th day of January, 1964, at Idaho Falls,, County of Bonneville, State of Idaho before Marjorie U. Ball, Notary Public, at (address) P.O. Box 1196 Idaho Falls, Idaho, proof will be submitted of the completion of works for the diversion of 1.4 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. G30273, 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 Earl V. Gardner 1020 Boise Ave....Idaho Falls, 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 1.4 cubic feet per second.

3. The use of which said water has been applied is Irrigation purposes, and the amount applied to beneficial use is 1.4 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 13- Twp. 8S Range 24E Minidoka County Idaho.

5. The place where said water is used is T 8S; Range 24E; Section 13 Tract "C" Minidoka County, Idaho

6. The date of priority which said user is prepared to establish is 10-27-61

Geo. H. Boster
State Reclamation Engineer

30273

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) December 3, 1963

(P. O.) #1196--Idaho Falls, Idaho

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.

Earl V. Gardner

(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.

November 9, 1961

Re: Permit No. G-30273
Earl V. Gardner

Cope Drilling and Pump Co.,
Box 1134,
Idaho Falls, Idaho.

Gentlemen:

We enclose Permit No. G-30273 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-6645 which was issued covering payment in the amount of \$5.25 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.

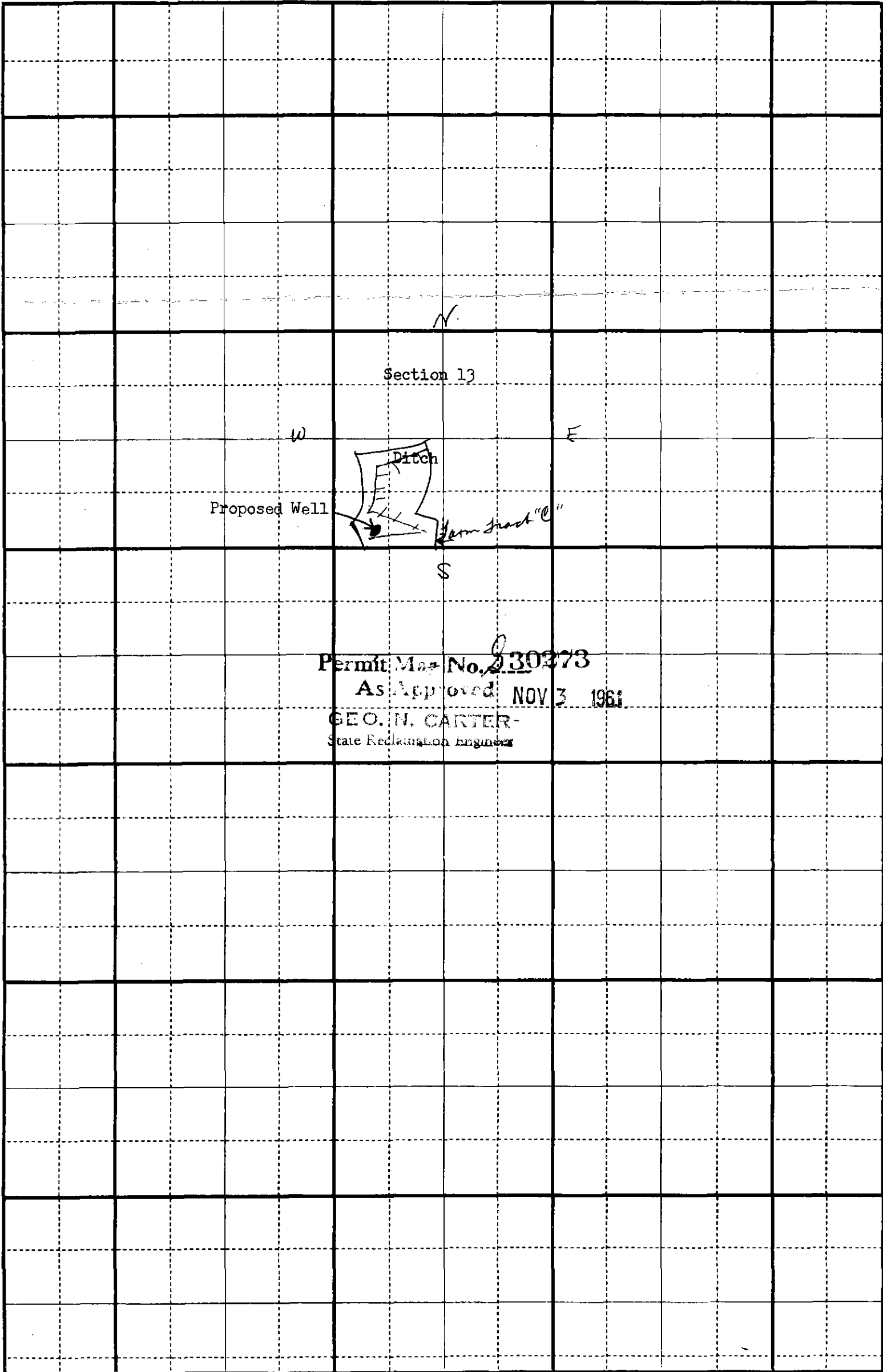
EPR:mk

cc: Earl V. Gardner
1020 Boise Ave.,
Idaho Falls, Idaho

30273

NAME OF APPLICANT Earl V. Gardner...1020 Boise Ave., Idaho Falls, Idaho

Form No. 0



Permit Map No. 230273
As Approved: NOV 3 1961
GEO. N. CARTER-
State Reclamation Engineer

October 23, 1961

RE: Application for Permit

Earl V. Gardner
1020 Boise Avenue
Idaho Falls, Idaho

Dear Mr. Gardner:

Returned herewith is the check you submitted with your application for permit to divert 70 miner's inches of subterranean water.

The check has been altered and cannot be accepted. Kindly remit a new check for \$5.25 filing fee.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Deputy State Reclamation Engineer

RWT:mf

Enc. check

30273

October 18, 1961

Re: Application for Permit

Mr. Earl V. Gardner
1020 Boise Avenue
Idaho Falls, Idaho

Dear Mr. Gardner:

Returned herewith is your application for permit to divert 123.43 miners inches of water from a well to irrigate 123.43 acres of land which is under the Pumping Unit for 85.4 acres. You have 38 acres of dry land which can be allowed 38 miners inches. Normal water delivery for the land now irrigated is about 53.5 inches and we can allow an additional 32 inches or a total of 85.5 inches or 1.4 cubic feet per second.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application with
attached check

30273



ROBERT E. SMITH
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
GEO. N. CARTER, STATE RECLAMATION ENGINEER
60155



October 18, 1961

Re: Application for Permit

Mr. Earl V. Gardner
1020 Poise Avenue
Idaho Falls, Idaho

Dear Mr. Gardner:

Returned herewith is your application for permit to divert 123.43 miners inches of water from a well to irrigate 123.43 acres of land which is under the Pumping Unit for 85.4 acres. You have 38 acres of dry land which can be allowed 38 miners inches. Normal water delivery for the land now irrigated is about 53.5 inches and we can allow an additional 32 inches or a total of 90 inches or 1.4 cubic feet per second.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application with
attached check

Refiling

38273

Residing: Rupert, Idaho
No. 961 Dec. 12 - Dec. 26

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

Notice is hereby given that at 10:00, A. M., on the 15th day of January, 1964, at Idaho Falls, County of Bonneville, State of Idaho before Marjorie U. Ball, Notary Public, at P. O. Box 1196, Idaho Falls, Idaho, proof will be submitted of the completion of works for the diversion of 1.4 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. G30273, 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 Earl V. Gardner, 1020 Boise Ave. Idaho Falls, 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 1.4 cubic feet per second.

3. The use of which said water has been applied is irrigation

purposes, and the amount applied to beneficial use is 1.4 cubic feet per second.

4. The point of diversion of said water is SW 1/4 of the SW 1/4 of Section 13, Twp. 2S., Range 24E, Minidoka County, Idaho.

5. The place where said water is used is T 2S.; Range 24E, Section 13 Tract C, Minidoka County, Idaho.

6. The date of priority which said user is prepared to establish is 10-27-61.

Carl E. Tappan
State Reclamation
Engineer

Permit No. 958 Dec. 12 - Jan. 2 36273