

Dr. Ben K. Humphrey
645 5th St.,
Rupert, Idaho

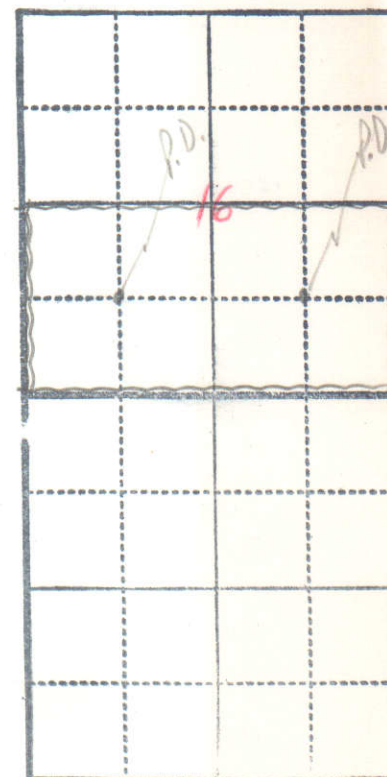
36-2430

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36627
Permit No. G- 28645
District No.

1. Name of Applicant: Dr. Ben K. Humphrey
Postoffice address: 645 5th, Rupert, County: Minidoka State: Idaho
2. Quantity of water claimed: 6.4 cfs (320 inches)
 (a) Rate of withdrawal in cubic feet per second 6.4 cfs 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 Center of SW $\frac{1}{4}$ and Center of SE $\frac{1}{4}$
 $\frac{1}{4}$ of the $\frac{1}{4}$ of Section 16
 Twp. 9 S , Rge. 21 East , B.M., County of Jerome
5. Water is to be used for: Irrigation, domestic and stock water
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, pump, motor, and sprinkler system
8. Estimated cost of works: \$ 32,000
9. (a) Is reservoir to be used?
 (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: none
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 6.4 (cubic feet per second, inches or gallons per minute) is for new lands.

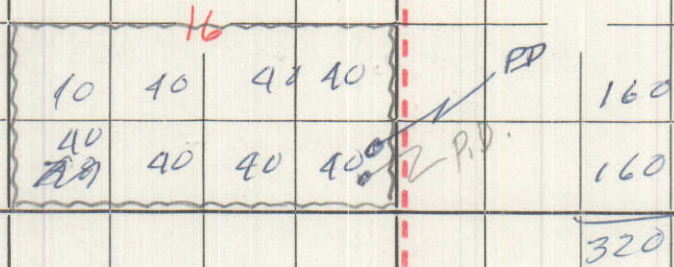


R 21 E

T

9

S



area - 320

Subd - 8

Q = 3.50 cfs



C 39.4

E 55.8

F 23

9/16

9

15

15.2

K 50.8

J 15.0

N 67.6

M 17.9

6.2

P 6.4

R 6.6

U 32.4

34.2

X 13.3

W 19.7

Y 11.3

all in

16/21

16

15

2

22

28645

Ben K. Humphrey
645 5th Street
Rupert, Idaho

Permit No. G-28645

Examination for Completion of Works & Beneficial Use

County Jerome

Quantity: 6.4 Sec. 16 T9S R21 EBM

Source: Wells

P.D.: SESE - 16-95-21E

Use: Irrigation, domestic & stock

Filed: April 21, 1960

Due: May 4, 1965

Red: 4-30-65

Extension:

Protest:

Completion of Works:

Other Rights: none

Priority

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

MAY 23 1966

Department of Irrigation

28645

Application for Amendment

POINT OF DIVERSION

Permit No. G-28645

Comes now Ben K. Humphrey M.D. and represent S to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G 28645.

That the point of diversion is described in said Permit as being located:

center of S.W. 1/4 and center of S.E. 1/4 Sec 16 T9S R21E

That he now requests that the point of diversion be changed to a point

located: S.E. 1/4 of S.E. 1/4 Sec 16. This represents a change of
some 600 feet only to the end of the center of the S.E. 1/4.

That the reason for desiring to make such change is as follows:

Water distribution is greatly facilitated by diverting from
East Side S.E. 1/4 of S.E. 1/4 rather than exact center.

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

Signed at Rupert Idaho, this 25th day of March 1965.

Ben K. Humphrey, M.D.

645 5th St.

Date of Receipt at Department Of Reclamation: 3-26-65 Rupert Idaho.

APPROVAL OF STATE RECLAMATION ENGINEER

Ralph W. Thomas, Deputy

I, Ben K. Humphrey, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-28645. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 101 of
Permits, at Page 28645
March 29, 1965

Deputy

Ralph W. Thomas
State Reclamation Engineer

28645

RECEIVED
MAR 26 1965

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

MAR 24 1965
Department of Reclamation

Notice is hereby given that at 9⁰⁰ A M., on the 30th day of April
1965, at Rupert, County of Minidoka, State of Idaho
before MR Henry Gregson, Notary Public, at (address) Rupert, 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 28645, 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 DR. Ben K. Humphrey, 645 5th 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 6.4 cubic feet per second.
3. The use to which said water has been applied is farm irrigating, domestic
and stock water., purposes and the amount applied to beneficial use is
6.4 cubic feet per second.
4. The point of diversion of said water is S.E. 1/4 of S.E. 1/4 Sec 16
T9S R21E B.M. Jerome County
5. The place where said water is used is S 1/2 Sec 16 T9S R21E
6. The date of priority which said user is prepared to establish is April 21, 1960
~~May 4, 1960~~

CARL F. Tappan
State Reclamation Engineer

28645

T 9S

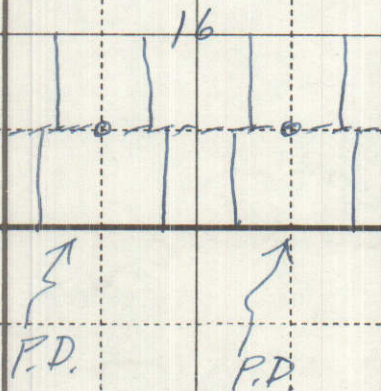
R 21 E. B. M.

Permit Map No. 28645
As Approved

GEO. N. CARTER
State Reclamation Engineer

MAY 4 1960

N. ↑



Sprinkler system

8" } mains
6" }

8- 4" laterals x 1300'

8- 33 heads x $\frac{3}{16}$ " nozzles.

State of Idaho **License and Certificate of Water Right**

Water License No. G-28645Amount 3.5 c.f.s.

Water District No. _____

Priority April 21, 1960

THIS IS TO CERTIFY that **DR. BEN K. HUMPHREY**
 of Rupert, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated April 21, 1960; that Permit No. G-28645
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.5 second feet, was issued thereunder on June 22, 1966, showing that said works
 were completed on the 30th day of April, 1965; and that on the 30th
 day of April, 1965,

DR. BEN K. HUMPHREY

of Rupert, 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, domestic & stock
water
, under Use Permit No. G-28645 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

13 of Licenses at page 8502, on the 22 day of June, 1966;

The right hereby confirmed dates from April 21, 1960;

The Point of Diversion is located

in the SE 1/4 SE 1/4, Sec. 16, Tp. 9 S, R. 21 E, B. M. Jerome 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 3.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
9 S	21 E	16	S½	320	320

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

22nd day of June, 1966.

/s/ R. KEITH HIGGINSON

Deputy State Reclamation Engineer.

(SEAL)

License and Certificate of Water Right

Water License No. G-28645 Priority April 21, 1960 Amount 3.5 c.f.s.

THIS IS TO CERTIFY that

DR. BEN K. HUMPHREY

of Rupert, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 21, 1960; that Permit No. G-28645 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 3.5 second feet, was issued thereunder on June 22, 1966, showing that said works were completed on the 30th day of April, 1965; and that on the 30th day of April, 1965

DR. BEN K. HUMPHREY

of Rupert , State of Idaho , made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of a right to the use of the waters of a well

a tributary of subterranean flow for the purpose of irrigation, domestic & stock
under Use Permit No. G-28645 of the Department of Reclamation, and water
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 13 of Licenses, at Page 8502, on the 22nd day of June, 1966.

The right hereby confirmed dates from April 21, 1960.

The Point of Diversion is located

in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, Twp. 9 S, R. 21 E B.M. Jerome 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 3.5 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Porty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
9 S	21 E	16	5½	320	320

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 22nd day of June, 1966.

Deputy State Reclamation Engineer.

28645

State of Idaho

LICENSE AND CERTIFICATE
OF WATER RIGHT

Water License No.	G-28645
To	Ben K. Humphrey
	Rupert, Idaho
Source of Supply	a well
Jerome	County
Amount	3.5 Sec Ft.
Point of Diversion	SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16,
	T. 9 S., R. 21 E., B.M.
Place of Use	S $\frac{1}{2}$, Sec. 16, T. 9 S.,
	R. 21 E., B.M.
Purpose	irrigation, stock water,
	domestic
Date of Priority	April 21, 1960
Recorded	June 22, 1966
in Book	13 of Licenses, Page 8502

Dr. Ben K. Humphrey
645 5th St.,
Rupert, Idaho

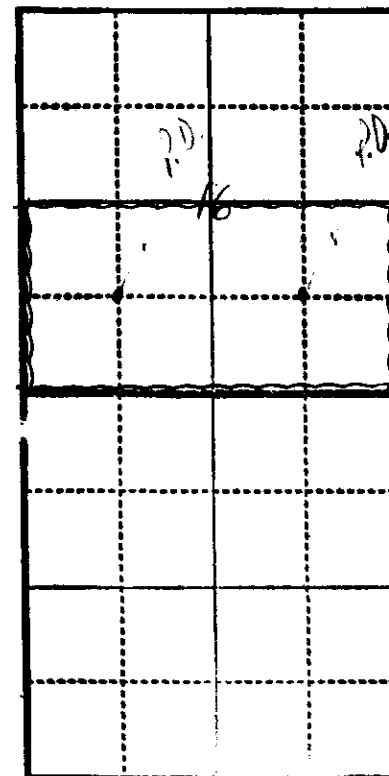
36-2430

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36627
Permit No. G- 28645
District No.

1. Name of Applicant: Dr. Ben K. Humphrey
Postoffice address: 645 5th, Rupert, County: Minidoka State: Idaho
2. Quantity of water claimed: 6.4 cfs (320 inches)
 (a) Rate of withdrawal in cubic feet per second 6.4 cfs 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 Center of SW $\frac{1}{4}$ and Center of SE $\frac{1}{4}$
 $\frac{1}{4}$ of the $\frac{1}{4}$ of Section 16
 Twp. 9 S , Rge. 21 East , B.M., County of Jerome
5. Water is to be used for: Irrigation, domestic and stock water
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, pump, motor, and sprinkler system
8. Estimated cost of works: \$ 32,000
9. (a) Is reservoir to be used?
 (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: none
 (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 (b) 6.4 (cubic feet per second, inches or gallons per minute) is for new lands.



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.

s/ Dr. Ben K. Humphrey Applicant.

By E. N. Humphrey Agent.

Date of first receipt at Department of Reclamation: 4:45 P.M. April 21, 1960

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 28645

Recorded in Book 101 Page 28645 Approved May 4, 1960

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 4, 1962

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 4, 1965

Witness my hand this 4th day of May, 1960

s/ GEO. N. CARTER
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 4th day of May, 1960.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

Secretary of State.

By s/ ROBERT E. SMYLLIE
Governor

12.

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 $\frac{1}{4}$	
9 S	21 E	16								40	40	40	40	40	40	40	40	320	
Application for Amendment POINT OF DIVERSION Permit No. G-28645 Comes now BEN K. HUMPHREY, M. D. and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho: No. G-28645. That the points of diversion is described in said Permit as being located: Center of SW$\frac{1}{4}$ and Center of SE$\frac{1}{4}$, Sec. 16, T. 9 S., R. 21 E. That he now requests that the point of diversion be changed to a point located: SE$\frac{1}{4}$ of SE$\frac{1}{4}$, Sec. 16. This represents a change of some 600 feet only to the east of the center of the SE$\frac{1}{4}$ of SE$\frac{1}{4}$. That the reason for desiring to make such change is as follows: Water distribution is greatly facilitated by diverting from east side of SE$\frac{1}{4}$ of SE$\frac{1}{4}$ rather than exact center. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. Signed at Rupert, Idaho, this 25th day of March, 1965. s/ BEN K. HUMPHREY, M. D. 645 5th St., Rupert, Idaho Date of Receipt at Department of Reclamation: 3-26-65 APPROVAL OF STATE RECLAMATION ENGINEER I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-28645. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby. s/ RALPH W. THOMAS Deputy State Reclamation Engineer Recorded: March 29, 1965																			

Permit No. G-28645
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that DR BEN K. HUMPHREY of Rupert, County of Minidoka, and State of Idaho, the holder of Permit No. G-28645, issued upon Application No. G-36627 bearing date of priority of April 21, 1960, authorizing the diversion of 6.4 second feet of waters of a well County of Jerome, State of Idaho, for irrigation, stock water & domestic purposes, has fully 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 3.5 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters SE~~1~~SE~~4~~, Sec. 16, T. 9 S., R. 21 E., B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit:

S~~1~~, Sec. 16, T. 9 S., R. 21 E., B.M.

Proof of Completion of Works Made: April 30, 1965

Witness my hand this 22nd day of June, A. D. 1966

/s/ R. KEITH HIGGINSON
Deputy State Reclamation Engineer

LICENSE ISSUED FOR 3.5 SEC. FT.
LICENSE PAGE NO. 8502

Permit No. G-28645

Certificate of Completion
of Works

Dated June 22, 1966

Stream a well

County Jerome

Amount 3.5 c.f.s.

Date of Priority April 21, 1960

Recorded in Book 101

of Permits, page 28645

June 22, 1966

RE: Permit No. G-28645

Dr. Ben K. Humphrey
645 5th Street
Rupert, Idaho

Dear Dr. Humphrey:

Enclosed are the Certificate of Completion of Works and
License and Certificate of Water Right on the above
numbered permit.

Also enclosed is departmental receipt No. G-10432 in
the amount of \$21.00 covering the fees.

Very truly yours,


M. Russell Bosch
Office Manager

MRB:mr

Enc. certificates, receipt

28645

#21st received

RE: Permit No. G-28645

May 26, 1966

Ben K. Humphrey
645 5th Street
Rupert, Idaho

Dear Mr. Humphrey:

Our field examiner'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-28645 shows the well ~~(is)~~ is ~~(able)~~ capable of conveying 175 miner's inches, or 3.5 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 21.00 , we will issue the Certificate of Completion of Works for 3.5 c.f.s. and the License and Certificate of Water Right for 3.5 c.f.s. confirming the right, with priority of April 21, 1960 , to the use of subterranean water with the point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16 for irrigation, domestic use and stock water in the S $\frac{1}{2}$, Sec. 16, T. 9 S., R. 21 E., B.M.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:mr

28645

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28645

REPORT ON PROOF OF Completion of Works & Beneficial Use

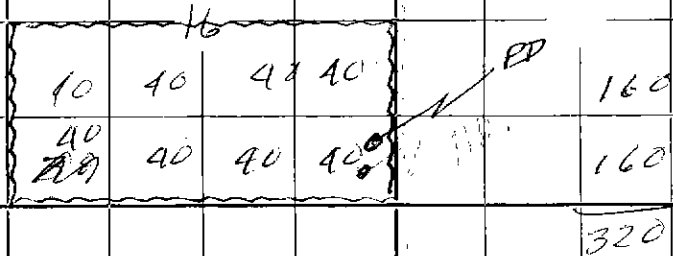
Ben K. Humphrey, 645 5th Street, Rupert, Idaho

R 21 E

T

1

2



area - 320

Subd - 8

Q = 3.50 cfs



C 344

E 55.8

K 50.8

J 15.0

P 6.4

M 17.9

R 6.6

U 32.4

342

X 13.3

W 19.7

all in

16 15

286

645 5th Street
Rapert, Idaho

Permit No. G-28615

Examination for ~~Completion of~~ Works & Beneficial Use

County Jerome

Quantity: 6.4 Sec. 16 T9S R21 E8M

Source: Wells

P.D.: SESE-16-95-21E

Use: Irrigation, domestic & stock

Filed: April 21, 1960

Due: May 4, 1965

Make: 4-30-65

Extension:

Protest:

Completion of Works:

Other Rights: none

Priority

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
MAY 23 1966

Department of Reclamation

57982

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

Permit No. G-28645This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Ben K. Humphrey2. Source of water supply: Subterranean3. Location of point of diversion: Is in the SE 1/4 of Section 16T. 9 S R. 21 E.B.M. County of Jerome

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

200 H.P. G.E. Motor # RTJ 415014Layne & Bowler Pump # 27167 - 10" discharge to 10" mainlineInstalled 19645. Water is used for: Irrigation, domestic and stock water

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

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

SE 1/4 Sec. 16., Twp. 9 S., Rge. 21 E.B.M.

(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 - 1/4 mi lines = 297 - 5/8 @ 56.5 psi

$$Q = 297 (\phi 529) / 448.8 = 3.50 cfs$$

This examination was made on the 18th day of May, 19 64(Signed) Don Walter Examiner.

May 5, 1965

Re: Permit No. G-28645

Ben K. Humphrey
645 5th Street
Rupert, Idaho

Dear Mr. Humphrey:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the FIRST SEGREGATION NEWS, all submitted in proof of completion of works and beneficial use on Permit No. G-28645.

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,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

28645

AFFIDAVIT OF PUBLICATION

Edna E. Pyne Publisher of the First Segregation News, Hazelton, Idaho, does hereby certify that the attached Legal Notice was published in the aforesaid newspaper of general circulation in Jerome County, State of Idaho, for 4 consecutive weeks. First insertion appearing in the issue of April 1, 1965, and the last insertion in the issue of April 22, 1965. Said Legal Notice was published in the regular editions of the First Segregation News, and not in a supplement thereto.

It is further certified that said weekly newspaper has been published in said town and county, continuously and uninterruptedly for a period of more than seventy-eight weeks prior to the first publication of said attached legal advertisement.

Edna E. Pyne
Publisher

Subscribed and sworn to before me, a Notary Public for Idaho, this 21 day of

April, 1965.

Darnell W. Hammond
Notary Public

My commission expires 7-25 1967.

RECEIVED
MAY 3 1965

Department of Reclamation

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

Notice is hereby given that at 9:00 A. M., on the 30th day of April, 1965, at Rupert, County of Minidoka, State of Idaho before Mr. Henry Creason, Notary Public, at Rupert, 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. G28645, 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 Dr. Ben K. Humphrey, 645 - 5th, 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 6.2 cubic feet per second.

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

4. The point of diversion of said water is SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 16 T 9 S, R 21 E. B. M., Jerome County.

5. The place where said water is used is S $\frac{1}{2}$ Sec. 16, T 9 S, R 21 E.

6. The date of priority which said user is prepared to establish is April 21, 1960.

CARL E. TAPPEN,
State Reclamation Engineer.
(Pub. April 1, 8, 15, 22, 1965)

28645

RECEIVED
MAY 3 1965

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Department of Reclamation

BOISE, IDAHO

Permit No. G-28645

* * * *

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: _____

Ben K. Humphrey, 645 5th Street, Rupert, Idaho,

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; G-28645, April 21, 1960, approved May 4, 1960

Priority Date - May 4, 1960

Ques. 4. State source of water supply: Subterranean

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

SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16, Township 9 South, Range 21 E., B.M., Jerome County, Idaho

Ques. 5. Describe your works of diversion: Drilled well, pump, motor and sprinkler system

_____ ; state amount of water they are capable of conveying from point of diversion to place of use 6.2 cfs; Give name of canal or ditch

or other works by which water is conducted to such place of use: Sprinkler System

_____ ; if a well, state depth of well 388 ft; depth and size of casing:

20 inch casing- 20 feet deep; depth to water 325 ft; if pump is used,

state discharge of pump: 10 inch; tell how it was measured or determined: Factory

specifications; if sprinkler irrigation, give number and size of nozzles and

operating pressure: 264 nozzles; 65lbs. pressure; 3/16ths diameter

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 : _____

Entire S $\frac{1}{2}$ of Section 16, Township 9 South, Range 21, E. B.M., Jerome County, Idaho - 40 acres in each subdivision

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

Land was in sagebrush; land has been cleared, placed under irrigation and crops planted and grown thereon

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: R. J. Strasser Drilling Company, Rupert, Idaho

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

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

6.2 cfs

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:

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: October, 1964 Time used since first use:

Crops not ready for water for irrigation at present time. Water will be applied to irrigation of crops on this land for 1965 as soon as crops require irrigation

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

None

(sign) Ben K. Humphrey

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

Rupert, County of Minidoka

State of Idaho, on this 30 day of April, A.D. 19 65.

My Commission expires: 2-28-1966

[Signature]
Notary Public for Idaho
Residing at Rupert, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-28645

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:

Mary A. McAnear, 32, Rt. 2, Hazelton, Idaho, Housewife

Ques. 2. Are you acquainted with Ben K. Humphrey, M. D., the holder of
Permit No. G-28645 ? How long have you known him and where does he reside:

Seven years and he resides in Rupert, Idaho

Ques. 3. Have you read or heard said Permit No. G-28645 read, and are you familiar
with its provisions and conditions: Yes: X No:

Ques. 4. State source of water supply: Subterranean

State place of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16, Township 9 South, Range
21, E., B.M., Jerome County, Idaho

Describe works for conveying water to place of use: There is a deep well drilled
on the land with a pump, motor and water conveyed by sprinkler system

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 6.2cfs How much water have you seen being so
conveyed: 6.2cfs

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

The entire S $\frac{1}{4}$ of Section 16, Township 9 South, Range 21 E., B.M., Jerome
County, Idaho and there is 40 acres in each subdivision.

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

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:

This land was in sagebrush. The sagebrush has been removed and the land cleared and placed under irrigation and winter wheat was planted in the ground last October. It would require 6.2 cfs of water

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

Ques. 10. When did you first see this water used: The water was placed on land in October, 1964.

Other times you have seen such use: The water was used on the land in October and November, 1964, until the water was turned off. The water has not been placed on said land in 1965. As soon as it is necessary to have irrigation water on said land it will be and said land will be irrigated for the year 1965 and subsequent years.

(Signed)

Mary A. McAnear

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 Rupert

 , County of Minidoka, State of Idaho, on this 30 day of April,

A. D., 1965.

[Signature]
Notary Public for State of Idaho

Residing: Rupert, Idaho

My commission expires: 2-28-1966

RECEIVED
MAY 3 1965
Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Permit No. G-28645

* * * * *

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:

Samuel Reed McAnear, 33, Rt. 2, Hazelton, Idaho, Farming

Ques. 2. Are you acquainted with Ben K. Humphrey, M. D., the holder of
Permit No. G-28645 ? How long have you known him and where does he reside:

I have known him 14 years and he resides in Rupert, Idaho

Ques. 3. Have you read or heard said Permit No. G-28645 read, and are you familiar
with its provisions and conditions: Yes: X No:

Ques. 4. State source of water supply: Subterranean

State place of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16, Township 9 South, Range 21,
E., B.M., Jerome County, Idaho

Describe works for conveying water to place of use: A drilled well with pump,
motor and sprinkler system

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 6.2 cfs How much water have you seen being so
conveyed: 6.2 cfs

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

The entire S $\frac{1}{2}$ of Section 16, Township 9 South, Range 21, E., B.M.,
Jerome County, Idaho, and there being 40 acres in each subdivision

28645

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

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:

This was land in sagebrush; the brush has been cleared off and the ~~land has been placed under irrigation and winter wheat was placed~~ in the ground. It would require 6.2 cfs water

Ques. 9. Have you any 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: October, 1964

Other times you have seen such use: Water was used from October, 1964 into November, 1964 when the water was turned off. It has not been necessary to place water on the land as yet this year but it will be as soon as necessary and land will be irrigated for the crop season of 1965 and subsequent years.

(Signed)

Samuel Reed McGowan

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 Rupert

 , County of Minidoka, State of Idaho, on this 30 day of April,

A. D., 19675.

[Signature]
Notary Public for State of Idaho

Residing: Rupert, Idaho

My commission expires: 2-28-1966

Ben K. Humphrey, M. D.

E. G. Martindale, M. D.

DRS. HUMPHREY & MARTINDALE

645 5th St.

Phone HE 6-6556

Rupert, Idaho

State of Idaho.
Department of Reclamation
107 State House.
Boise, Idaho 83701

Dear Sir:

Enclosed please find completion of works and application of water to beneficial use depositions which have been properly completed and notarized as prescribed by law.

Very truly yours,

Ben K. Humphrey, M.D.

28645

April 14, 1965

RE: Permit No. G-28645

Dr. Ben K. Humphrey
645 5th Street
Rupert, Idaho

Dear Dr. Humphrey:

Enclosed is departmental receipt No. G-9206 in the amount of \$1.00 covering the fee for recording the amendment to the point of diversion on the above numbered permit which was mailed to you previously.

Thank you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

B:R:mr

Enc. receipt

28645

March 29, 1965

Re: Permit No. G-28645

Dr. Ben K. Humphrey
645 5th Street
Rupert, Idaho

Dear Dr. Humphrey:

Enclosed is the Application for Amendment to the point of diversion on the above numbered permit, which has been recorded in this office.

There is a fee of \$1.00 for recording this amendment which should be mailed to this office.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. amendment

28645

Application for Amendment

POINT OF DIVERSION

Permit No. G-28645

Comes now Ben K. Humphrey, M.D. and
represents to the State Reclamation Engineer of the State of Idaho:

That he (is) (are) the owner and holder of Permit to appropriate the Public
Waters of the State of Idaho, No. G-28645.

That the points of diversion is described in said Permit as being located:

center of S.W. 1/4 and center of S.E. 1/4 Sec 16 T9S R21E

That he now requests that the point of diversion be changed to a point
located: S.E. 1/4 of S.E. 1/4 Sec 16. This represents a change of
some 600 feet only to the East of the center of the S.E. 1/4 S.E.

That the reason for desiring to make such change is as follows:

Water distribution is greatly facilitated by diverting from
East Sub S.E. 1/4 of S.E. 1/4 rather than exact center.

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

Signed at Rupert Idaho, this 25th day of March 1965.

Ben K. Humphrey, M.D.
645 5th St.

Date of Receipt at Department Of Reclamation: 3-26-65 Rupert Idaho.

APPROVAL OF STATE RECLAMATION ENGINEER

Malcolm W. Thomas, Deputy

I, ~~Malcolm W. Thomas~~, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE
the above and foregoing application for amendment to Permit to appropriate the Public
Waters of the State of Idaho, No. G-28645. This approval constitutes a new
permit and is issued as an amendment to the original permit, to which it refers and of
which it becomes a part, and said application is approved only insofar as the rights of
others will not be adversely affected thereby.

Recorded in Book 101 of
Permits, at Page 28645
March 29, 1965

Deputy

Malcolm W. Thomas
State Reclamation Engineer

28645

RECEIVED
MAR 26 1965

Department of Reclamation

RECEIVED
MAR 24 1965

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 22 1965
(P. O.) Reynolds 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 First Segregation News of
Hazelton Published in
the county in which the works are situated.

Ben K. Humphrey, M.D.

(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

RECEIVED
MAR 26 1965

MAR 24 1965

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

Department of Reclamation

Notice is hereby given that at 9⁰⁰ A. M., on the 30th day of April
1965, at Rupert, County of Minidoka, State of Idaho
before MR. Henry Gregson, Notary Public, at (address) _____
Rupert, 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 28645, 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 DR. Ben K. Humphrey, 615 Sth 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 6.4 cubic feet per second.

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

4. The point of diversion of said water is S.E. 1/4 of S.E. 1/4 Sec 16
T9S R21E B.M. Jerome County

5. The place where said water is used is S 1/2 Sec 16 T9S R21E

6. The date of priority which said user is prepared to establish is ~~May 11, 1960~~

CARL E. Tappan
State Reclamation Engineer

28645

Re: Permit No. **G-28645**
Dr. Ben K. Humphrey

Date: **March 26, 1965**

**First Segregation News,
Haselton, Idaho.**

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to **April 30, 1965**
the date set for proof; the expense of the publication is to be paid
by the applicant **Dr. Ben K. Humphrey**
of **645 - 5th, Rupert, 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
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

28645

March 26, 1965

Re: Permit No. G-28645

Dr. Ben K. Humphrey,
645 - 5th
Rupert, Idaho.

Dear Dr. Humphrey:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. G-28645. The proofs are to be made at 9:00 o'clock A.M., on the 30th day of April, 1965, before Henry Cresson, Rupert, Idaho, Notary Public.

As of this date, we have mailed the Notice to the First Segregation News Hazelton, Idaho, 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,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

28645

March 24, 1965

RE: Permit G-28645
Dr. Ben K. Humphrey

Dr. Ben K. Humphrey
645 Fifth Street
Rupert, Idaho

Dear Dr. Humphrey:

Your notice of proof for the above numbered permit is returned herewith.

You have the point of diversion listed as the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 16; the permit, as filed in this office, has 2 points of diversion--one in the center of the SW $\frac{1}{4}$ and the other one in the center of the SE $\frac{1}{4}$ of Section 16. If you have moved the point of diversion away from the center of the SE $\frac{1}{4}$, it will require an amendment to the permit. The forms for making this amendment are enclosed; recording fee is \$1.00.

If the points of diversion are correct as listed on the permit then form 36 will have to be corrected.

Please make the necessary correction and/or amendment and return to this office promptly.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

M. RUSSELL BOSCH
Assistant
State Water Rights & Records

MRB:CT
Enc. Forms 36 & 11; P. D. Amendment

28645

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 28645

March 1, 1965

Dr. Ben K. Humphrey
645 - 5th Street
Rupert, Idaho

Dear Dr. Humphrey:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 28645 are due not later than **May 4, 1965**

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,

EARL E. TAPPAN

State Reclamation Engineer

Enclosures 36 and 11

28645

May 10, 1960

Re: Permit No. G-28645

Dr. Ben K. Humphrey,
645 - 5th St.,
Rupert, Idaho.

Dear Dr. Humphrey:

We enclose Permit No. G-28645 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-4778 which was issued to E. N. Humphrey covering payment in the amount of \$6.50 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:pak

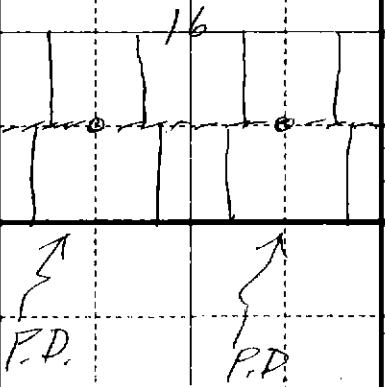
28645

T 9S R 21 E. B. M.

Permit Map No. 28645
As Approved

GEO. N. CARTER
State Reclamation Engineer
MAY 4 1960

N. ↑



Sprinkler system 8" } mains
6" }

8- 4" laterals x 1300'
8- 33 heads x 3/16" nozzles.

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

Notice is hereby given that at 9:00 A. M., on the 30th day of April, 1965, at Rupert, County of Minidoka, State of Idaho before Mr. Henry Creason, Notary Public, at Rupert, 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. G28645, 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 Dr. Ben K. Humphrey, 645 - 5th, 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 6.2 cubic feet per second.

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

4. The point of diversion of said water is $SE\frac{1}{4}$ of $SE\frac{1}{4}$, Sec. 16 T 9 S, R 21 E, B. M., Jerome County.

5. The place where said water is used is $S\frac{1}{2}$ Sec. 16, T 9 S, R 21 E.

6. The date of priority which said user is prepared to establish is April 21, 1960.

28645
CARL E. TAPPEN,

State Reclamation Engineer.
(Pub. April 18, 15, 22, '65)