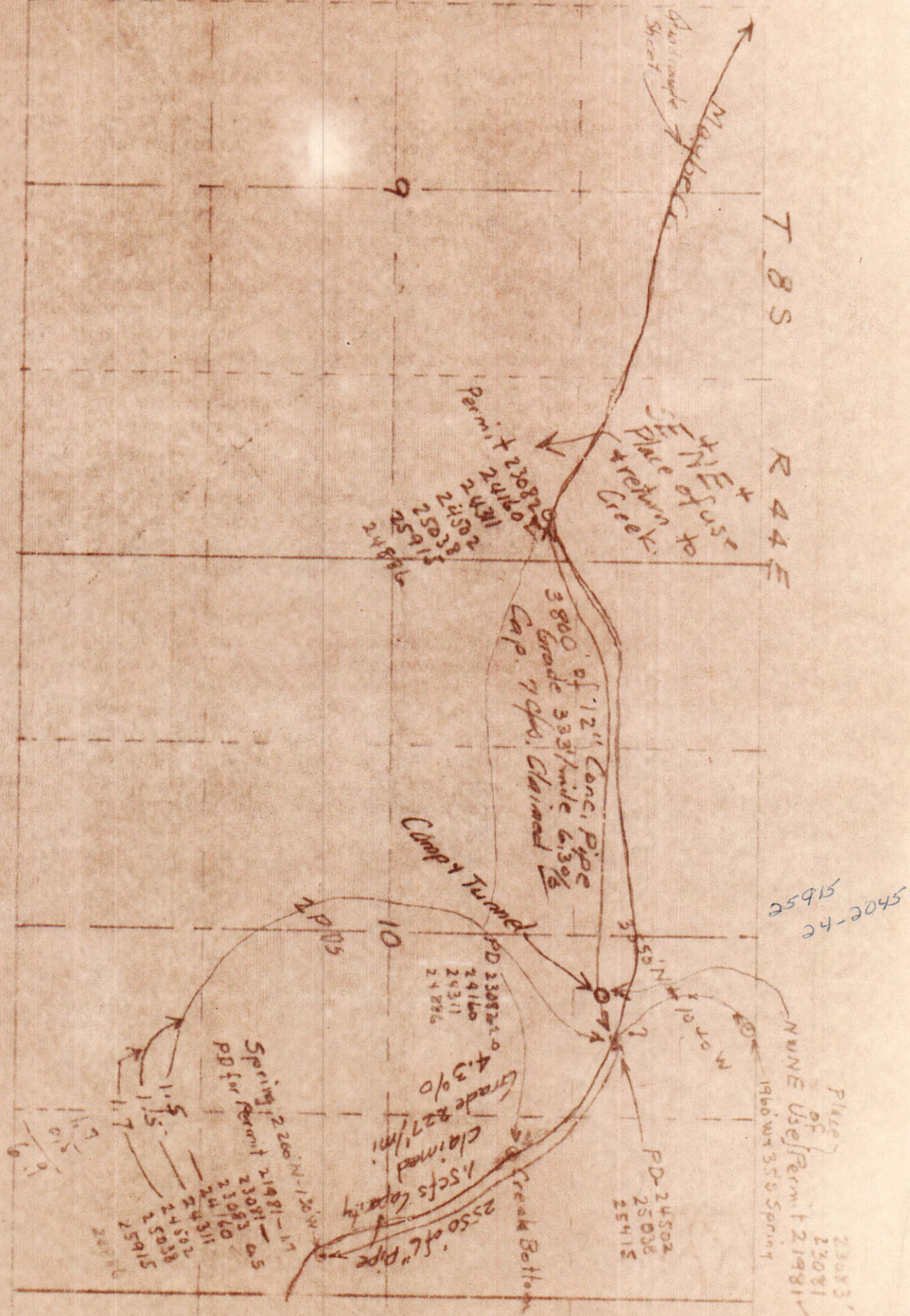
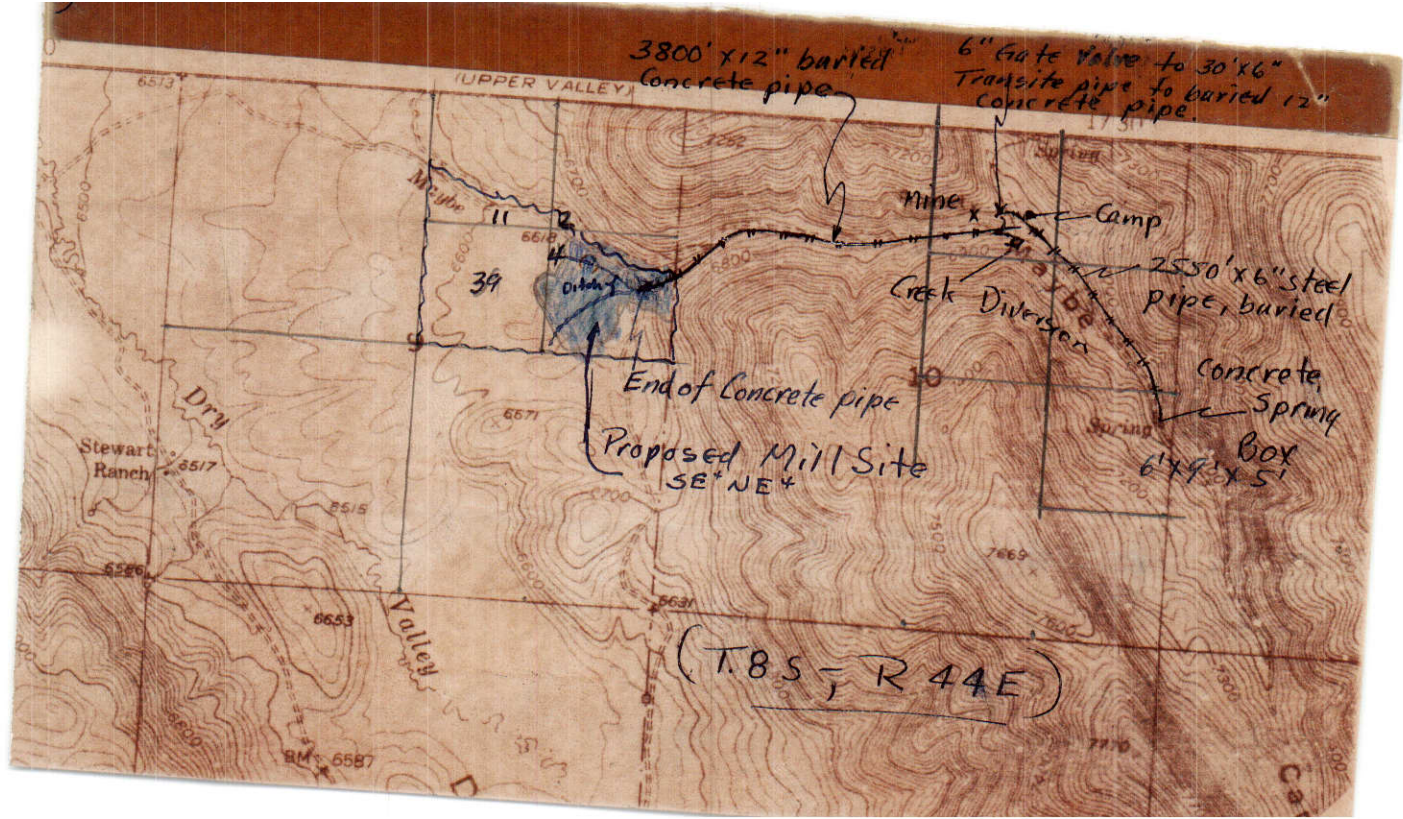




25915
24-2045

No filings since Permit 21981

25915



R-44E.

T.
8
S.

9

10

P.O. spring

P.O. spring

Nearest road appears to be in Sec. 25,
T. 7 S. - R. 43 E.

Subdivision

$\frac{4}{3}$

Area 56 acres

9 1.12 CFS

Affidavit of Publication

County of Caribou
State of Idaho, SS.

RECEIVED
MAY 4 1962

Department of Reclamation

NOTICE FOR PUBLICATION NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 12:00 noon on the 27th day of April, 1962, at Central Farmers Fertilizer Co., Montpelier, County of Bear Lake, State of Idaho, before Donald D. Smedley, Notary Public, proof will be submitted of the application to beneficial use of two (2) cubic feet per second of the waters of streams and springs in Mable Creek in accordance with the terms and conditions of Permit No. 25915 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit is Central Farmers Fertilizer Company, P. O. Box 280, Montpelier, Idaho.

The use to which said water has been applied is Irrigation, mining and milling.

The amount applied to beneficial use is 2 cfs.

The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T. 8 S., R. 44 E. B.M.

The place where said water is used (legal description) All of the NE $\frac{1}{4}$ south of present road in section 9, township 8 South Range 44 E. B. M.

The date of priority which said user is prepared to establish is 8/22/55.

GEO. N. CARTER,
State Reclamation Engineer
Pub. M8-15-22-29, 1962

James E. Lusherry.....
being first duly sworn on his oath, states:

That ...he is publisher... of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof

for ...four... successive weekly issues thereof, the date of the first publication

being the ...8th... day

of ...March..., 1962.,

The date of the last publication

being the ...29th... day of

...March..., 1962..

James E. Lusherry

Subscribed and sworn to before me this 2nd day of April 1962

of ...April 1962...

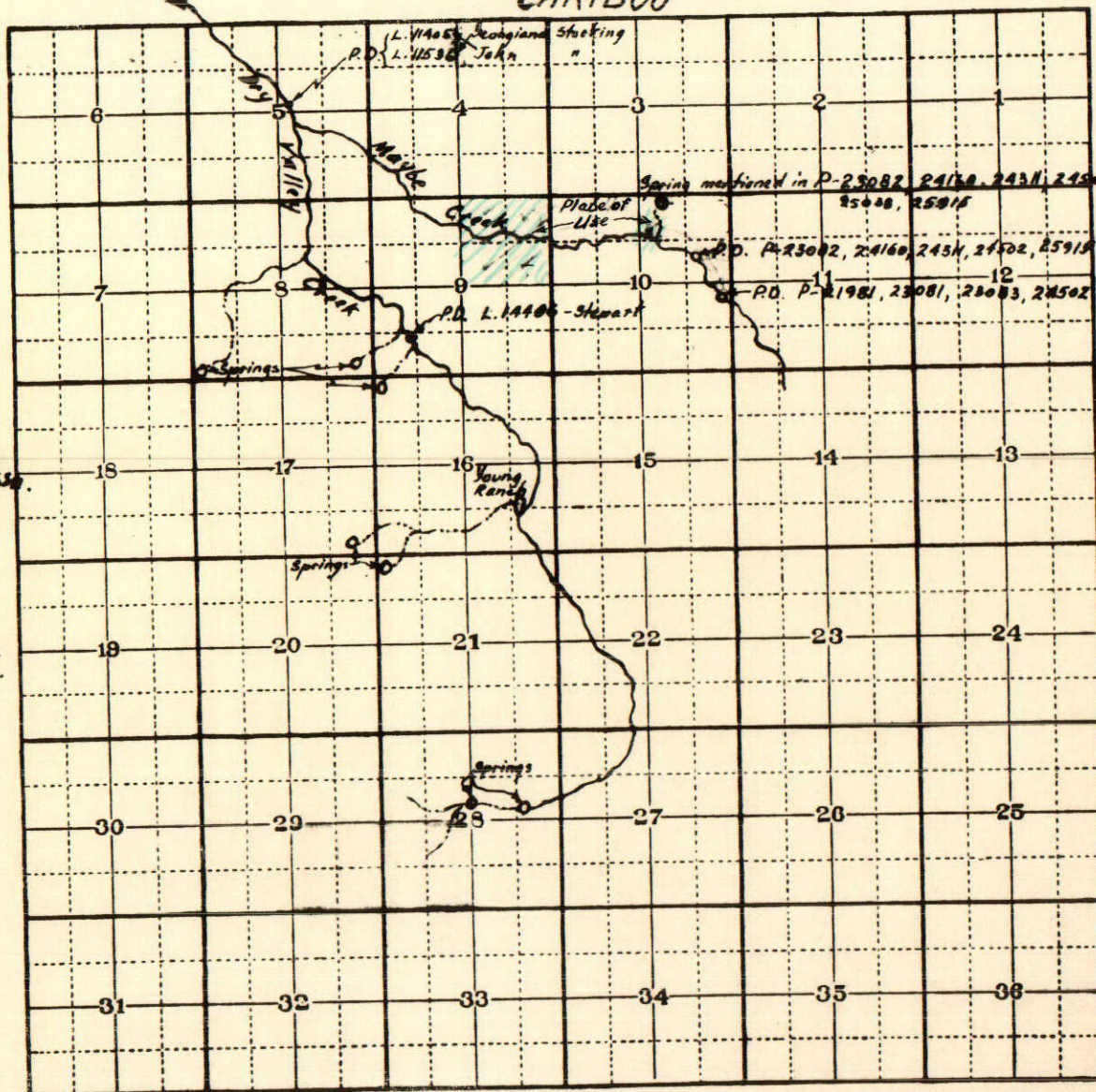
Notary Public, residing at Soda Springs, Idaho.

(SEAL)

My Commission expires the ...day of July, 1969.

Township 8 S. Range 44 E.
CARIBOU

P. 23082 - West. Fert. Assn.
2.0 c.f.s. from springs
Filed: 9-24-52
4th due: 9-27-57
OK due: 9-27-60
P.D.: SE. NE. Sec 10, 85-44E.



25915

✓ = Place of Use for West. Fert. Assn.

P. 25915 - West. Fort. Assn.
2.0 c.f.s. from stream & spring
in Maybe Cr.
Filed: 8-22-53
4th due: 9-2-60; 9th: 9-2-
P.D.: SE, NE, & NE, SE, Sec. 10, 83

State of Idaho

License and Certificate of Water Right

Water License No. 25915

Amount 1.12 c.f.s

Water District No.

Priority August 22, 1955

THIS IS TO CERTIFY that WESTERN FERTILIZER ASS'N. - Assignee - CENTRAL FARMERS FERTILIZER COMPANY

of Montpelier, Idaho

, made application for a permit to appropriate the

public waters of the State of Idaho, dated August 22, 1955; that Permit No. 25915 was issued under said application; that Certificate of Completion of works, with a carrying capacity of

2.0 second feet, was issued thereunder on April 13, 1959, showing that said works

were completed on the 18th day of March, 1959; and that on the 27th

day of April, 1962,

WESTERN FERTILIZER ASS'N. - Assignee - CENTRAL FARMERS FERTILIZER COMPANY

of Montpelier

, State of Idaho

, made proof to the satisfaction of the

State Reclamation Engineer

of Idaho, of the right to use the waters of spring & Mabie

or Mabey Creek, a tributary of Dry Valley Creek, for the purpose of irrigation

, under Use Permit No. 25915

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 7776, on the 5th day of November, 1963;

The right hereby confirmed dates from August 22, 1955;

The Point of Diversion is located spring NE $\frac{1}{4}$ SE $\frac{1}{4}$, and Mabie or Mabey Creek

in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, Tp. 8 S., R. 44 E., B. M. Caribou 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 1.12 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.	44 E.	9	NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$		2 11 39 4
			Total number of acres to be irrigated:		56

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

5th day of November, 1963.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

27-2165
24-2045

Per review of quad
sheet the correct spelling
for "Mabie or Mabey Creek"
is "maybe Creek".

kw

1/22/85

2591
*Central Farmers
District*

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho 24-2045

APPLICATION No. 33788
PERMIT No. 25915
DISTRICT No.

Irwin Clawson
141 East 2nd South
Salt Lake City, Utah

1. Name of Applicant: WESTERN FERTILIZER ASSN.

Postoffice address: Salt Lake City

County: Salt Lake State: Utah

I. If applicant is a corporation, give:

(a) Date and place of incorporation: July 15, 1947 - Salt Lake City, Utah

(b) Amount of capital stock: \$650,000.00

(c) Amount paid in: \$204,450.00

(d) Names and addresses of directors: Marvin S. Allyn (201 Elliott Ave. West, Seattle, Wash.); Earl Brockman (Caldwell, Idaho); Frank Shelley (65 East 4th South, S.L.C.); Chas. Baker (c/o Pacific Supply Co-op, Walla Walla, Washington) as of Dec. 31, 1954

II. The financial resources of the applicant are:

(a) Cash on hand: \$5,579.58

(b) Treasury stock: 4147.5

(c) Bonds to be issued: None

(d) Other resources: \$234,312.50 in exploratory, mine and plant expenses

2. Quantity of water claimed: Two (2) cubic feet per second.

3. Source of water supply: Stream and springs in Mabie / (Mabey, Maybe) Creek which is a tributary of Dry Valley Creek and Blackfoot River

4. Location of point of diversion: at spring approx. 220 ft. / N & 130 ft. W. of ~~foot distant from the~~ S. E.

corner of Section 10, T. 8 S., R. 44 E, B.M., and is in the creek bottom approx. 3550 ft. N. & 1040 ft. W. from the S. E. corner of said Sec. 10.
of Section, T., R., B.M., County of Carbon

5. Water is to be used for Mining, Milling, culinary and irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T., R., B.M., in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9, T. 8 S., R. 44 E, B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to Mabie Creek at a point feet
distant from the corner of Section, T., R., B.M., in the
SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9, T. 8 S., R. 44 E, B.M.

7. Estimated cost of works: \$ 18,000.00

8. Kind of works: Partially open culvert and partially pipe with diversion dam, head box, pipe line and collecting work

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom 1 feet; width at water line 2 feet; depth of water 1 feet;
dimensions of flume:

Diameter of pipe inches; length of conduit one (1) miles.

Average grade per mile feet.

12. The time required for the completion of such work is Five (5) years.

13. The time required for the complete application of the water to the proposed use is 3 additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

16. (a) Is reservoir to be used? No If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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

Western Fertilizer Assn. Applicant.
By IRWIN CLAWSON Agent.

Date of first receipt at Department of Reclamation: 9:00 A.M. Aug. 22, 1955

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 25915
Recorded in Book 92 Page 25915 Approved September 2, 1955
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 he 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 November 2, 1955 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before March 2, 1958
The whole of said work to be completed on or before September 2, 1960
Beneficial use of water appropriated in accordance herewith, to be made on or before September 2, 1963

WITNESS My hand this 2nd day of September, 1955
MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and IRA H. MASTERS, 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 7th
day of September, 1955. STATE OF IDAHO

Countersigned:
(SEAL) By ROBERT E. SMYLIE Governor.
by IRA H. MASTERS Secretary of State.
by PAULA L. FLEENOR Deputy Secretary of State

REMARKS: This stream is on public land in a forest reserve. Applicant proposes to take all water in Mable Creek at the point indicated and all flowing into that Creek below that point, including, but no limited to, the waters of the spring 1960' W. and 35' S. of the N.E. corner of Section 10, T. 8 S., R. 44 E.B.M., and conduct the same past the beaver ponds a places where the water is lost, to the mouth of the canyon. This application should be considered in connection with per 14. 21981, 23083, 23082, 23081, 24160, 24311, 24502, 25038 and is for the purpose of utilizing the increase developed by appl. (Cont. be

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
8 S	44 E.	9	X	X	X	X													110 acres
REMARKS: Con't. in the spring at the upper opening of the presently installed pipe line and head box together with whatever savings can be effected in the waters of Mable Creek by reason of conveying the water over the beaver ponds and upturned stratas between the area in the vicinity of the tunnel and the mouth of Mable Canyon nearly a mile to the westward. The water thus conveyed will be used to provide prior appropriators with the water to which they are entitled and the balance for culinary, mining, milling and irrigation purposes. This application is made without waiving applicant's rights under prior permits on the same waters.																			
NOTE: See Assignment recorded on Permit No. 21981 - September 29, 1958 to Central Farmers Fertilizer Co. Ex 25915																			
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, No. 25915																			
Comes now CENTRAL FARMERS FERTILIZER CO., Irwin Clawson, Agent, and represents to the State Reclamation Engineer of the State of Idaho: That he is the agent for the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 25915. That one of the points of diversion is described in said permit as being located 3550 feet North and 1040 feet West of the Southeast corner of Section 10, Township 8 South, Range 44 East, Boise Meridian. That he now requests that such point of diversion be changed to a point located 2030 feet West and 1000 feet South from the Northeast corner of the same section, being in the NW1/4NE1/4 of such section. That the reason for desiring to make such change is as follows: Mistake in measurements. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. Signed at Salt Lake City, Utah, this 10th day of April, s/ IRWIN CLAWSON, Agent. 1959.																			

Date of Receipt at the Department of Reclamation: April 13, 1959

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, 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. 25915. 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/ GEO. N. CARTER
State Reclamation Engineer

Recorded: April 13, 1959

PERMIT NO. 25915
CERTIFICATE OF COMPLETION OF WORKS ✓

TO ALL WHOM IT MAY CONCERN:

This is to certify that CENTRAL FARMERS FERTILIZER COMPANY, of Montpelier, County of Caribou, and State of Idaho, the holder of Permit No. 25915, issued upon application No. 33788, bearing date of priority of August 22, 1955, authorizing the diversion of 2.0 second feet of waters of Mabie Creek, County of Caribou, State of Idaho, for irrigation mining, milling and culinary 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 2.0 second feet of the waters of Mabie Creek, a tributary of Dry Valley Creek and the Blackfoot River; that the point of diversion of said waters are NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10, T. 8 S., R. 44 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: For mining and milling in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, T. 8 S., R. 44 E., B. M.; for irrigation 110 acres in NE $\frac{1}{4}$, Sec. 9, T. 8 S., R. 44 E., B. M.

Witness my hand this 13th day of April, A. D. 1959.

s/ GEO. N. CARTER
State Reclamation Engineer

PROOF OF COMPLETION OF WORKS MADE: March 18, 1959

ASSIGNMENT ✓

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, the undersigned, WESTERN FERTILIZER ASSN., also known as WESTERN FERTILIZER ASSOCIATION, a corporation organized under the laws of the State of Utah, does hereby sell, assign, transfer, and set over to the CENTRAL FARMERS FERTILIZER COMPANY, a corporation organized under the laws of the State of Illinois, all of the undersigned's water rights and applications for the appropriation of water rights on Maybe (Mabie, Mabey) Creek, a tributary of Dry Valley Creek, and permits granted thereon by the State of Idaho, which permits include (but are not limited to) those granted under the following permit numbers:

21981	24311
G-23081	24502
23082	24886
23083	25038
24160	25915

Together with all of the undersigned's pipe and water lines and installations for diverting and conveying part and all of Maybe (Mabie, Mabey) Creek in Caribou County, Idaho.

IN WITNESS WHEREOF, the assignor has executed these presents this 30th day of June, 1958.

WESTERN FERTILIZER ASSN.

By /s/ Chas. Baker

Attest:

/s/ Frank Shelby
Secretary

STATE OF WASHINGTON)
) ss
County of Walla Walla)

On this 27th day of June, 1958, before R. F. Dickinson, a Notary Public, personally appeared CHARLES BAKER, known to me to be the President of the Corporation that executed the within instrument and acknowledged to me that such Corporation executed the same.

/s/ R. F. Dickinson
Notary Public residing
at Walla Walla

My Commission Expires:
9-24-60

(SEAL)

Received and filed for record in the
Department of Reclamation, at Boise, Idaho
September 29, 1958

LICENSE ISSUED FOR 1/22 SEC. FL.
page 7776

A S S I G N M E N T

For valuable consideration, receipt of which is hereby acknowledged, CENTRAL FARMERS FERTILIZER COMPANY, an Illinois corporation does hereby sell, assign, transfer and set over to EL PASO NATURAL GAS PRODUCTS COMPANY, a Texas corporation, all of the undersigned's water rights, licenses, permits and applications for permits for the appropriation of water in the State of Idaho, which permits include, without limitation those granted under the following permit numbers:

Caribou County, Idaho

21981
23082
23083
24160
24311
24502
24886
25038
25915 (License & Certificate of
Water Right)

Bear Lake County

G-26003 (License & Certificate
of Water Right)
G-28802
G-30138

TOGETHER WITH all of the undersigned's pipe and water lines, pumps equipment, installation and related facilities used in diverting and utilizing the water to which said permits and licenses are applicable.

IN WITNESS WHEREOF, THE Assignor has executed this Assignment on this 24 day of July, 1964.

ATTEST

Harry Melery
Secretary

STATE OF ILLINOIS)
COUNTY OF COOK)

Permit Holder:

CENTRAL FARMERS FERTILIZER
COMPANY

By K.F. Lundberg
President

On this 24 day of July, 1964, before me, a Notary Public for the State of Illinois, personally appeared K. F. Lundberg, President of the corporation that executed the above instrument or the person who executed the instrument on behalf of said corporation and acknowledged to me that said corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

My commissions expires
October 29, 1965

s/ Mena E. Wunker
Notary Public
Residing at Chicago, Illinois

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

January 26, 1970

Re: Permits No. G-32536/27-2145	23082/24-2040
G-32615/27-2147	23083/24-2041
G-32065/27-2136	24160/27-2105
G-26003/11-2114	24311/24-2043
G-30138/11-2126	24502/27-2106
21981/27-2103	24886/24-2044
25038/27-2108	25915/24-2045

John M. Green, Supervisor
Property Management Department
El Paso Products Company
Box 3986
Odessa, Texas 79760

Dear Mr. Green:

With referenced to your letter of December 9, 1969, please be advised that Idaho law no longer requires a filing fee for the processing of assignments. Therefore, we are returning enclosed your firm's check in the amount of \$7.00.

All assignments submitted with the exception of two have been accepted and recorded. We are not able to officially record the assignments for the following Water Licenses: G-26003/11-2114 and 25915/24-2045.

The office of the Idaho Attorney General has advised us that there is no statutory provision or authority showing ownership changes in a licensed water right. Any rights established under a water license are vested in the real property and the owner of that property controls the water right. Therefore, we are filing a copy of these two assignments for information purposes only, but are not officially recording the documents as official assignments.

If we may be of further assistance, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

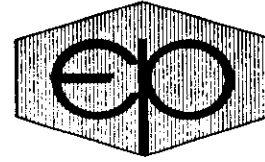
DWM/jmb

Enc. Check - \$7.00

25915
24-2045

EL PASO PRODUCTS COMPANY

PROCESSING THE PAST INTO YOUR FUTURE



POST OFFICE BOX 3986
ODESSA, TEXAS 79760

December 9, 1969

RECEIVED
DEC 11 1969
JMS
Department of Reclamation

State Reclamation Engineer
State of Idaho
Boise, Idaho 83701

Re: Assignment of Water Rights-
El Paso Products Service Co.

Dear Sir:

The El Paso Products Company is assigning to its subsidiary, El Paso Products Service Company, the water rights in Bear Lake County and Caribou County, Idaho under certain permits granted by the Bureau to our company.

We are enclosing copies of the assignment, covering twelve permits in Caribou County and two permits in Bear Lake County. There is also enclosed our Check No. 77388 for \$7.00 covering the recording fee of \$.50 for each of the permits to be recorded in the records of the Department of Reclamation.

We trust that this procedure is still in effect, but if any further information is required from us we will be happy to cooperate. Thank you for your attention to this matter.

Very truly yours,

John M. Green
Supervisor
Property Management Department

JMG:bl

Enclosures

25915

24-2045

Not
Officially Records
information only

ASSIGNMENT

For valuable consideration, receipt of which is hereby acknowledged, EL PASO PRODUCTS COMPANY (formerly El Paso Natural Gas Products Company), a Texas corporation, does hereby sell, assign, transfer and set over to EL PASO PRODUCTS SERVICE COMPANY, a Texas corporation, all of the undersigned's water rights, licenses, permits and applications for permits for the appropriation of water in the State of Idaho, being those permits acquired by Products from Central Farmers Fertilizer Company by Assignment dated July 24, 1964, recorded in Book 51, Page 313 of the records of Caribou County, Idaho, and in Book 2, Page 296 of the records of Bear Lake County, Idaho, which permits include, without limitation, those granted under the following permit numbers:

Caribou County, Idaho

21981
23082
23083
24160
24311
24502
24886
25038

25915 (License & Certificate of 24-2045)
Water Right)

Bear Lake County

G-26003 (License & Certificate of
Water Right)
G-30138

TOGETHER WITH all of the undersigned's pipe and water lines, pumps, equipment, installation and related facilities used in diverting and utilizing the water to which said permits and licenses are applicable.

IN WITNESS WHEREOF, the Assignor has executed this Assignment as of the 1st day of May, 1969.

ATTEST

John S. Mason
Assistant Secretary

Permit Holder:

EL PASO PRODUCTS COMPANY

By W. M. Atcherson
Vice-President

NO

W31

STATE OF TEXAS)

COUNTY OF ECTOR)

On this 26th day of September, 1969, before me, a Notary Public, personally appeared M. M. Atcherson, Vice-President of the corporation that executed the above instrument or the person who executed the instrument on behalf of said corporation and acknowledged to me that said corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

My Commission Expires:

June Bowers
Notary Public

JUNE BOWERS
Notary Public, County of Ector, Texas.
My Commission Expires June 1, 1971.

REG. NO. 1554

25915
24-2045

67516

STATE OF IDAHO } ss
County of Caribou }

I hereby certify that this instrument was filed at the request of

El Paso Products at 9:20 o'clock A.M.

this 4th day of November, 1969, in my office and

duly recorded in Microfilm Records Caribou County

No. 67516 Kenneth M. Fowle

Ex-Officio Recorder

By Lynne E. Ellis Fee \$ 1.00

STATE OF IDAHO, }
County of Bear Lake }

No. 92653

I hereby certify that this instrument

was filed for record at the request of

El Paso Products

at 30 minutes past 9 o'clock

A.M., this 19th day of

November, 1969, in my

office, and duly recorded in Book

*Microfilm Records

Book 13, Volume 1

Lynne E. Ellis
Ex-Officio Recorder

Betty Shurtz
Deputy

Fee \$ 1.00

25915
24-2045

ROBERT E. SMYLLIE
Governor



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

25915

August 28, 1964

RE: Assignment of Permits No. 21981,
23082, 23083, 24160, 24311, 24502,
24886, 25038, 25915, G-26003, G-28802
G-30138

El Paso Natural Gas Company
P. O. Box 3986
Odessa, Texas

Attention: Glenda Cornelius

Dear Miss Cornelius:

Enclosed are the Assignments of the above numbered permits
which have been recorded by this office.

Also enclosed herewith are receipts No.s 32403 and G-8841
in the amounts of \$4.50 and \$1.50 covering the fee for recording said
Assignments.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

(Mrs.) EDNA P. RULE
Chief Clerk

EPR:ct

Enc. Above Numbered Permit Assignments
Receipts No.s 32403, \$4.50 ; G-8841, \$1.50

25915
24-2045

ASSIGNMENT

AUG 11 1964

For valuable consideration, receipt of which is hereby acknowledged, CENTRAL FARMERS FERTILIZER COMPANY, an Illinois corporation, does hereby sell, assign, transfer and set over to EL PASO NATURAL GAS PRODUCTS COMPANY, a Texas corporation, all of the undersigned's water rights, licenses, permits and applications for permits for the appropriation of water in the State of Idaho, which permits include, without limitation, those granted under the following permit numbers:

Caribou County, Idaho

Bear Lake County

21981
23082
23083
24160
24311
24502
24886
25038
25915 License & Certificate of
Water Right)

G-26003 (License & Certificate of
Water Right)
G-28802
G-30138

TOGETHER WITH all of the undersigned's pipe and water lines, pumps, equipment, installation and related facilities used in diverting and utilizing the water to which said permits and licenses are applicable.

WITNESS WHEREOF, the Assignor has executed this Assignment on
24 day of July, 1964.

Permit Holder:

ATTEST:

CENTRAL FARMERS FERTILIZER
COMPANY

Secretary

By

President

STATE OF ILLINOIS)
COUNTY OF COOK)

On this 24 day of July, 1964, before me, a Notary Public for the State of Illinois, personally appeared K. F. Lundberg, President of the corporation that executed the above instrument or the person who executed the instrument on behalf of said corporation and acknowledged to me that said corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

Thomas E. Henderson
Notary Public

Residing at Chicago, Illinois

Commission Expires:
September 29, 1965

STATE OF IDAHO { 96
County of Caribou }

hereby certify that this instrument was filed for record at the request of
El Paso Nat. Gas Prod. Co. at 10:05 a.m.

this 30 day of July, 1964, in my office and duly

recorded in Book

5

Assignments

Page 313

James M. Fowler

Official Recorder

904

52419

25915
24-2045

25915

BEAR 146 (701) CARIBOU (702)
REG NO P-1410

R 445

~~Maybell~~

Place of us
+ return to
Creek.

Permit 23082
24160
2431
24502
25033
25915
24886

3800' of 12" Conc. Pipe
Grade 333' wide 6.30%
Cap. 7 cfs. Claimed ✓

Comp. Turned

PD 23082-10
24160
24311
24886

25-50
1.5 cfs capacity
claimed
grade 22 ft
A.3 0/0

Spring 2200
PD for Permit
21981-17
23081-
23083 AS
24160
24311
24502
25038
25915

shoe-hc
qibse

1967-1968

FD-302
2500
25715

10
2405

9

November 5, 1963

Re: Permit No. 25915
Central Farmers Fertilizer Co.

Baum and Peterson
Attorneys at Law
Pocatello, Idaho

Gentlemen:

Enclosed is the License and Certificate of Water
Right issued on the above numbered permit.

Also enclosed is departmental receipt No. 31905 in
the amount of \$8.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. license
receipt

cc: Central Farmers Fertilizer Co.
Drawer H
Montpelier, Idaho

25915

November 4, 1963

Mr. Ralph W. Thomas
Deputy State Reclamation Engineer
107 State House
Boise, Idaho

Re: Permit Nos. 24502, 24886, 25915

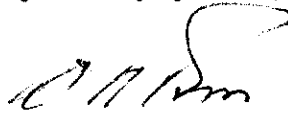
Dear Mr. Thomas:

Your letter of October 28th to the Central Farmers Fertilizer Company has been handed this office for reply.

We are enclosing herewith our check in the amount of \$8.00, to cover license and certificate of water rights.

*Law
Offices
O. R. Baum
and
Ben Peterson
Pocatello
Idaho*

Very truly yours,



O. R. BAUM

ORB:jr

Encl.

Cc: Mr. Loenshol (2)
% Central Farmers Fertilizer Company
Georgetown, Idaho

25915

*John B. Kugler
Associate*

October 28, 1963

RE: Permit Nos. 24502, 24886; 25915

Max Lattig, Chemical Engineer
Central Farmers Fertilizer Company
Drawer H
Montpelier, Idaho

Dear Mr. Lattig:

We have the field examiner's report of works under the three permits noted above. The only use of water was for irrigation of 56 acres of land in the NE $\frac{1}{4}$, Sec. 9, T. 8 S., R. 44 E., B.M. with source of supply from a spring in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, and Maybe Creek in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T. 8 S., R. 44 E., B.M. The amount of water allowable is 1.12 cubic feet per second.

Permit No. 25915 originally claimed irrigation as part of the use of water and would give you the earliest priority being August 22, 1955.

Upon receipt of the statutory fee of \$8.00 the License and Certificate of Water Right will be issued as shown above.

There is no use of the water under the other two permits.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

25915

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

Permit No. 25915

This proof is for Beneficial Use In Water District No.

1. Name of applicant Central Farmers Fertilizer Co.,
2. Source of water supply: Stream & springs in Mabie (Mabey) Creek
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ & NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10
T. 8 S. R. 44 E.B.M. County of Caribou
4. Describe works as they exist, giving dimensions and capacities of same:

Spring - P.D. NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10: No visible works. Mr. Loenshal stated he didn't know of any spring box or pipes from this spring.

Spring - P.D. NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10: 6' x 9' x 5' concrete spring box with cover. Reservoir inside. 6'x5'x3' with 2 $\frac{1}{2}$ ' concrete stand pipe over flow. 6" screw gate in bottom to drain reservoir. 2 $\frac{1}{2}$ 'x5'x5' valve compartment. 6" gate valve to 2550'x6" burried steel pipe, to a 6" gate valve to 30'x6" Transite pipe to 12"x3800' burried concrete pipe.

Stream - P.D. NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10: Dirt dam in channel to divert water into 6'x4'x3' plastered concrete block head box with trash rack to 3800'x12" concrete pipe.

than irrigation):

POINT OF USE: SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 9., Twp. 8 S., Rge. 44 E.B.M.Irrigation: NE $\frac{1}{4}$ Sec. 9., Twp. 8 S., Rge. 44 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? Blackfoot River

Remarks: Mr. Howard Loenshal, mining Eng. along

This examination was made on the 18th day of October, 1963

(Signed)

Lloyd Johnson

Examiner.

25915

047 0161 Max Lattig, Chemical Engineer
Central Farmers Fertilizer
Drawer "H", Montpelier, Idaho
Permit No. 25915 37

Examination for Benficial Use

County Caribou

Sec. 10 T8 S R. 44 E.B.M.

Quantity:

Sources:

P.D.:

Use:

Filed:

Due:

Extension:

Completion of Works:

Other Rights:
Permit # 24502 - 24886

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.

3800' x 12' of
concrete dip

UPPER VALLEY

3A

Ditch

End of Con

Proposed
SE + N

Valley

R-44E.

T.
8
S.

9

10



for ...
...

Subdivision

4
3

Area

56 acres

9

1.1235

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 25915

REPORT ON PROOF OF Beneficial Use

Max Lattig, Chemical Engineer
Central Farmers Fertilizer
Drawer "H", Montpelier, Idaho

May 7, 1962

Re: Permit No. 25915

Max Lattig, Chemical Engineer
Central Farmers Fertilizer
Drawer "H"
Montpelier, Idaho

Dear Mr. Lattig:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Caribou County Sun, all submitted in proof of ~~completion of work and~~ beneficial use on Permit No. 25915.

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:

25915

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 4 1962

Department of Reclamation

Permit No. 25915

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Max Lattig, Montpelier, Idaho, Chemical Engineer, in behalf of Central Farmers Fertilizer Co., Drawer "H" Montpelier, Idaho - Phosphate Fertilizer Manufacturer.

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.

Ans. Central Farmers Fertilizer Company, Principal place of business, Georgetown, Canyon

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. 25915 September 2, 1955, Priority date August 22, 1955.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10 T. 8 South Range 44 E. B. M.

Source of water, Mable Creek

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. A 12" concrete pipe carries the water for approximately one-half mile down Mable Canyon. This pipe has a capacity of about 1200 gpm.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. All subdivisions lie in the NE $\frac{1}{4}$ of Sec. 9 T. 8 South Range 44 E. B. M.

By subdivision: All of that portion of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ sec. 9 lying south of present road approx. 9 acres irrigated, approx. 10 acres irrigated in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 9, and SW $\frac{1}{4}$ of NE $\frac{1}{4}$ sec. 9 none of which has been irrigated.

25915

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. For irrigation only

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

Ans. 1 inch per acre

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.

Ans. Central Farmers Fertilizer Co. purchased these permits from Western Fertilizer Corp.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. For irrigation only

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. Central Farmers Fertilizer Co. has diverted on the above mentioned subdivisions all of the waters of Mabie Creek for a period of four months during 1961 irrigation season

(Sign)

Robert M. Lattig
Robert M. Lattig - Works Manager

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 Montpelier, Idaho, County of Bear Lake, State of Idaho, on this 27th day of April, A. D. 1962.

D. A. Larsen
D. A. Larsen

My commission expires

Oct 9, 1964

25915

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 17 1967

Department of Reclamation

PERMIT NO. 25915

Proof of Application of Water to Beneficial Use
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.

Ans. Robert C. Johnson, 36, Montpelier, Idaho; Industrial Relations Supervisor
Post Office Address - Montpelier, Idaho

Ques. 2. Are you acquainted with Central Farmers Fertilizer Company, the holder of Permit No. 25915? How long have you known him and where does he reside?

Ans. Approximately ten years. Plant located in Georgetown Canyon.

Ques. 3. Have you read or heard read said Permit No. 25915, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Mabie Creek. A 12" concrete pipe carries the water for approximately
one-half mile down Mabie Canyon. NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10 T. 8 South
Range 44 E. B. M.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. Approximately 2 cfs.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. All subdivisions lie in the NE $\frac{1}{4}$ of Sec. 9 T. 8 South Range 44 E. B. M. B. M.
By subdivision: All of that portion of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ sec. 9 lying south of the
present road approx. 9 acres irrigated, approx. 10 acres irrigated in SE $\frac{1}{4}$ NE $\frac{1}{4}$ sec.
9 and SW $\frac{1}{4}$ of NE $\frac{1}{4}$ sec. 9 none of which has been irrigated.

25915

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. 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.

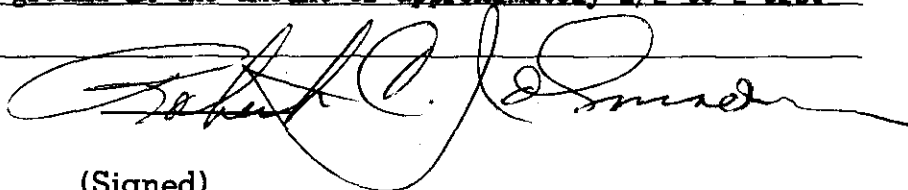
Ans. Sagebrush flat at mouth of Mabie Canyon. Approximately 2 cfs.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have visited the property many times and have seen that water has been diverted onto the ground in the amount of approximately 1/2 to 2 cfs.


(Signed)

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 Montpelier, County of Bear Lake, State of Idaho, on this 27th day of April, A. D. 1962.


D. A. Larsen

Notary Public.

My commission expires Oct 9, 1964. Montpelier, Idaho

25915

RECEIVED

MAY 4 1962

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

PERMIT NO. 25915

Proof of Application of Water to Beneficial Use
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.

Ans. Dave Giles, 28, Georgetown, Idaho, Accountant

Post Office Address, Georgetown, Idaho

Ques. 2. Are you acquainted with Central Farmers Fertilizer Company, the holder of Permit No. 25915? How long have you known him and where does he reside?

Ans. Approximately seven years. Plant located in Georgetown Canyon.

Ques. 3. Have you read or heard read said Permit No. 25915, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Mable Creek. A 12" concrete pipe carries the water for approximately one-half mile down Mable Canyon. NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10 T. 8 South Range 44 E. B. M.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. Approximately 2 cfs.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. All subdivisions lie in the NE $\frac{1}{4}$ of Sec. 9 T. 8 South Range 44 E. B. M.

By subdivision: All of that portion of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ sec. 9 lying south of the present road approx. 9 acres irrigated, approx 10 acres irrigated in SE $\frac{1}{4}$ NE $\frac{1}{4}$ sec. 9 and SW $\frac{1}{4}$ of NE $\frac{1}{4}$ sec. 9 none of which has been irrigated.

25915

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. 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.

Ans. Sagebrush flat at mouth of Mable Canyon. Approximately 2 cfs.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have visited the property many times and have seen that water has been diverted onto the ground in the amount of approximately 1 1/2 to 2 cfs.

Dave Giles

(Signed)

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 Montpelier, County of Bear Lake, State of Idaho, on this 27th day of April, A. D. 19 62.

D. A. Larsen
D. A. Larsen

Notary Public.

My commission expires Oct 9, 1964

Montpelier, Idaho

25915

Affidavit of Publication

County of Caribou
SS.
State of Idaho,

RECEIVED
MAY 4 1962

James E. Lansberry.....
being first duly sworn on h...is
oath, states:

That ...he is Publisher...
Department of Reclamation

of the Caribou County Sun, a
newspaper of general circulation
in Caribou County, Idaho, pub-
lished weekly at Soda Springs in
said County, that said newspaper
has been published in said
county uninterruptedly and con-
tinuously for over seventy-eight
consecutive weeks, prior to the
first publication of the annexed
notice or advertisement:

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for ...Four.....
successive weekly issues thereof,
the date of the first publication

being the 8th..... day

of March....., 1962.,
The date of the last publication

being the ..29th..... day of

.....March....., 1962..

James E. Lansberry
Subscribed and sworn to be-

fore me this 2nd..... day

of July 1962

S. Shafter

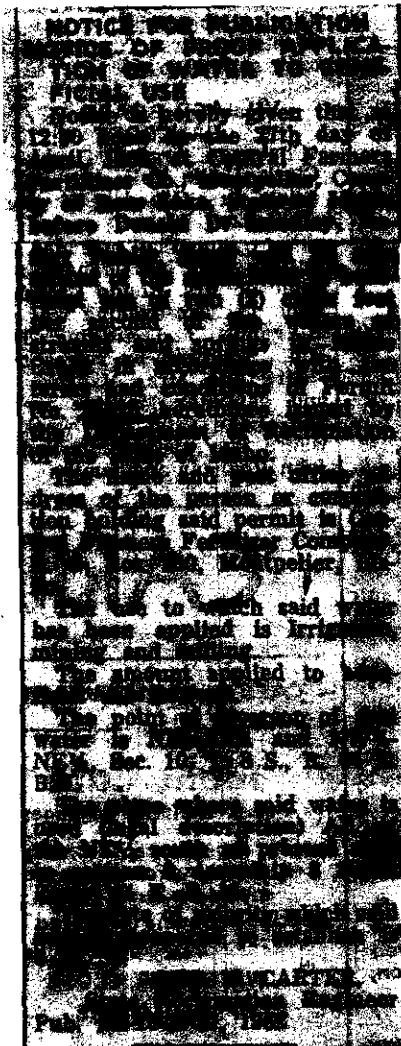
Notary Public, residing at
Soda Springs, Idaho.

(SEAL)

My Commission expires the

..... day of July.....

1962.



paid

25915

April 30, 1962

RE: Permit Nos. 24886 & 25915

Central Farmers Fertilizer Co.
Drawer "H"
Montpelier, Idaho

Dear Sirs:

Returned herewith are proofs under subject permits for corrections as indicated in pencil.

Also noted is a change in Notary from the person mentioned in Notice for Publication of proofs, Donald O. Smedley. It is now necessary that this office be furnished with an affidavit before a different notary than D. A. Larsen, giving an explanation for the change and stating that Mr. Larsen's office is open for protest on the date published and since that time, and if any protests were or were not made.

Please correct the proofs and submit Notary's Affidavit as outlined above and return to this office promptly to avoid further delay.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Henry Petri
Water Rights Clerk

HP:er

Encls.- Proofs & Affidavits

25915



CENTRAL FARMERS FERTILIZER COMPANY

MONTPELIER, IDAHO

RECEIVED

MAY 4 1962

May 2, 1962 Department of Reclamation

Department of Reclamation
State of Idaho
Boise, Idaho

Dear Sir:

On April 27, 1962, Donald D. Smedley was in Seattle, Washington hence; was unable to notarize the subject depositions as advertised.

In Mr. Smedley's absence I, D. A. Larsen, Accounting Supervisor for Central Farmers Fertilizer Company, also a notary, sealed said depositions.

My office was open at that time (12 noon on April 27, 1962) and no protests were registered then and none have been made since.

Sincerely,

D. A. Larsen
D. A. Larsen

Donald D. Smedley
Notary Public
DAL:rt

*my commission expires
20th day of July, 1964*

25915

February 27, 1962

Re: Permit No. 25915

Central Farmers Fertilizer Co.,
Box 280,
Montpelier, Idaho.

Gentlemen:

This acknowledges the Notice of Proof of ~~Completion of Work~~ Application of Water to Beneficial Use under Permit No. 25915. The proofs are to be made at 12:00 o'clock Noon, on the 27th day of April, 19 62, before Donald D. Smedley, Central Farmers Fertilizer Co., Montpelier, Idaho, Notary Public.

As of this date we have mailed the Notice to the Caribou County Sun Soda Springs,, 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. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

25915

Enc.
EPR:pmk
cc: Notary

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. 25915
Central Farmers Fertilizer Co.

Date: February 27, 1962

Caribou County Sun,
Soda Springs, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **April 27, 1962** the date set for proof; the expense of the publication is to be paid by the applicant

Central Farmers Fertilizer Co. of **Box 280, Montpelier, 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,



GEO. N. CARTER
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

Encl.

25915

RECEIVED
FEB 27 1962
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 26, 1962

(P. O.) Drawer H Montpelier, 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
Caribou County Sun of Soda Springs, Idaho published in
the county in which the works are situated.

Don L. Lusk

(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.

25915

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 12:00 ^{noon} ~~12:00~~ on the 27th day of April, 1962,
at Central Farmers Fertilizer Co., Montpelier County of Bear Lake, State of Idaho, before
Donald D. Smedley, Notary Public, proof will be submitted of the
application to beneficial use of two (2) cubic feet per second of the waters of Mable Creek
in accordance with the terms and conditions of
Permit No. 25915 heretofore issued by the Department of Reclamation of the State of
Idaho.

The name and post office address of the person or corporation holding said permit _____

Central Farmers Fertilizer Company - P.O. Box 260 Montpelier, Idaho

The use to which said water has been applied is Irrigation

The amount applied to beneficial use is 2 cfs

The point of diversion of said water is _____

NE 1/4 and NW 1/4, Sec. 10, T. 8 S., R. 44 E. B. M.

The place where said water is used (LEGAL DESCRIPTION) All of the NE 1/4 south of
present road in section 9, township 8 South Range 44 E.B.M.

The date of priority which said user is prepared to establish is 8/22/55

25915

State Reclamation Engineer

[Signature]

February 20, 1962

RE: Permit No. 25915

Don F. Bartochi, Geologist
Central Farmers Fertilizer Company
Box 837
Montpelier, Idaho

Dear Mr. Bartochi:

Proof of Completion of Works on the Permit above listed was made March 18, 1959 and the Certificate of Completion of Works was issued April 13, 1959. This leave only the Beneficial Use Proof to be made and we enclose Form Nos. 10 and 11 for the publication of same.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR

Encl. - Form Nos. 10 and 11

25915

April 13, 1959

Re: Permit Nos. 24886 - 25038
25915

Central Farmers Fertilizer Co.
Irwin Olsson, Agent
141 East 2nd South
Salt Lake City, Utah

Dear Sir:

Enclosed is Applications for Amendment to point of diversion issued on Permit No. 24886, NO. 25038, and No. 25915 which have been duly recorded in this office.

We also enclose Certificate of Completion of Works issued on Permit Nos. 24886, 25038 and 25915.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

By:

Chief Clerk

HT:EPR:ew
Enc. 7

P. O. Also enclosed is Receipt No. 29568 covering fees of \$15.00 for completion of works issued on Permits Nos. 24886, 25038 and 25915

24886

25915

April 13, 1959

Re: Permit Nos. 24886 - 25038
25915

Central Farmers Fertilizer Co.
Irwin Clawson, Agent
141 East 2nd South
Salt Lake City, Utah

Dear Sir:

Enclosed is Applications for Amendment to point of diversion issued on Permit No. 24886, NO. 25038, and No. 25915 which have been duly recorded in this office.

We also enclose Certificate of Completion of Works issued on Permit Nos. 24886, 25038 and 25915.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Chief Clerk

RT:EPR:ew
Enc. 7

P. S. Also enclosed is Receipt No. 29568 covering fees of \$15.00 for completion of works issued on Permits Nos. 24886, 25038 and 25915

24886

25915

July 31, 1959

Re: Permit No. G-23027 - G-24604

Mr. Willard S. Wray
Route #1
Blackfoot, Idaho

Dear Mr. Wray:

Our 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-23027 shows the well is capable of conveying 200 miner's inches (4.0 c.f.s.) of water for the irrigation of 210 acres.

Upon receipt of the statutory fees totaling \$23.00, we will issue the Certificate of Completion of Works (fee \$5.00) and the License and Certificate of Water Right (fee \$18.00 - based at the rate of \$2.00 for each 40-acres subdivision) confirming the right with priority of September 5, 1952 to the use of 4.0 second feet of subterranean water, with the point of diversion in Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 7, T. 1 S., R. 34 E., for the irrigation of 210 acres in the W $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 7, T. 1 S., R. 34 E., and the E $\frac{1}{2}$ E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T. 1 S., R. 33 E.

Also our engineer's report on Permit No. G-24604 shows the well is capable of conveying 250 miner's inches (5.0 c.f.s.) for the irrigation of 250 acres, and upon receipt of the statutory fees totaling \$23.00 on this permit, we will also issue the Certificate of Completion of Works and the License and Certificate of Water Right, confirming the right with priority of December 10, 1953 to the use of 5.0 second feet of subterranean water with the point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, for the irrigation of 250 acres in the S $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 6, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, T. 1 S., R. 34 E.

The total fees for the two permits whould be \$46.00.

We enclose also Application for Amendment to the land list and to the point of diversion on Permit No. G-24604 which should be signed and returned to this office with the fees mentioned above.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edan P. Rutledge
Chief Clerk

EPR:ew
Enc. amendments

J. 23027
+
J. 24604

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 25915

RECEIVED
APR 13 1959
Department of Reclamation

CENTRAL FARMERS FERTILIZER COMPANY

Comes now Irwin Clawson, Agent and
representing to the State Reclamation Engineer of the State of Idaho;
the agent for

That he is (are) the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 25915.

one of the

That the point of diversion is described in said permit as being located ;

3550 feet North and 1040 feet West of the Southeast corner of Section 10, Township 8 South, Range 44 East, Boise Meridian Such

That he now requests that the point of diversion be changed to a point located 2030 feet West and 1000 feet South from the Northeast corner of the same section, being in the NE 1/4 of such section.

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

Mistake in measurements

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

Signed at Salt Lake City, Utah this 10th day of April, 1959

Irwin Clawson
AGENT

Date of receipt at Department of Reclamation April 13, 1959

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, 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. 25915. 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 92 of
Permits, at Page 25915
April 19, 1959

Geo. N. Carter
State Reclamation Engineer

25915

March 24, 1959

Re: Permits No. 24886, 25038
25915

Mr. David Hand
Mine Engineer
Central Farmers Fertilizer Co.
Montpelier, Idaho

Dear Mr. Hand:

This acknowledges receipt of Applications for Amendment and Affidavits of Holder for Proof of Completion of Works on the above numbered permits.

In the first place why does your company persist in typing forms for these various matters rather than using the well recognized and universally used state printed forms? If necessary a rider can be attached for fuller explanations if the printed form does not afford sufficient space for explanatory matter.

Our difficulties come about with your typed forms in that they do not exactly follow the printed forms which causes recording irregularities.

Taking for example your typed Form for Application for Amendment to Permit - Instead of the lengthy location by coordinates all we need to know is - In what 40 acre legal subdivision is the point of diversion located? Any engineer or surveyor can plot these points and determine the location. Our records are indexed by legal description not by a system of coordinates, so we have to plot out the descriptions to determine the location by 40-acre legal subdivision.

Further on in the application for amendment the amended locations are described in the same manner admitting an actual survey on the ground has not been made. In this case also when scaling from a map which may or may not be accurate it would have been just as easy or in fact easier to name the 40 acre legal subdivision in which the point of diversion lies.

More important than the above is the fact that your typed form omits the statement "That no one will be injured by such change, and that such change will be made at Permit Holder's own risk". That

25915

Page Two - Continued - David Hand

statement is a requirement on all applications for amendments.

I will therefore ask that you insert this statement after the last paragraph in your forms, and the Applications for Amendments are herewith returned for that purpose.

Regarding the affidavits for Proofs of Completion of Works, although they are also in somewhat irregular form, I see nothing actually deficient or wrong in their composition, therefore they will be held in this office awaiting return of revised Applications for Amendment.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

GNC:ew
cc: Irwin Clauson

25915

March 24, 1959

Re: Permits No. 24886, 25038
25915

Mr. David Hand
Mine Engineer
Central Farmers Fertilizer Co.
Montpelier, Idaho

Dear Mr. Hand:

This acknowledges receipt of Applications for Amendment and Affidavits of Holder for Proof of Completion of Works on the above numbered permits.

In the first place why does your company persist in typing forms for these various matters rather than using the well recognized and universally used state printed forms? If necessary a rider can be attached for fuller explanations if the printed form does not afford sufficient space for explanatory matter.

Our difficulties come about with your typed forms in that they do not exactly follow the printed forms which causes recording irregularities.

Taking for example your typed Form for Application for Amendment to Permit - Instead of the lengthy location by coordinates all we need to know is - In what 40 acre legal subdivision is the point of diversion located? Any engineer or surveyor can plot these points and determine the location. Our records are indexed by legal description not by a system of coordinates, so we have to plot out the descriptions to determine the location by 40-acre legal subdivision.

Further on in the application for amendment the amended locations are described in the same manner admitting an actual survey on the ground has not been made. In this case also when scaling from a map which may or may not be accurate it would have been just as easy or in fact easier to name the 40 acre legal subdivision in which the point of diversion lies.

More important than the above is the fact that your typed form omits the statement "That no one will be injured by such change, and that such change will be made at Permit Holder's own risk" That

24886
25915

RECEIVED
Feb. 5, 1959
Department of Reclamation

Application for Amendment
POINT OF DIVERSION
Permit No. G-24694

Comes now Delmar Mecham
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-24694.

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

NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, T 10 S - R 20 E., B.M.

That he now requests that the point of diversion be changed to a point located: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10, T 10 S - R 20 E., B.M.

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

This is a more feasible well site.

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

Signed at Twin Falls, Idaho this 31 day of January, 1959

/s./ Delmar Mecham

Date of Receipt at Department of Reclamation: February 5, 1959

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, 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-24694. 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/ Geo. N. Carter

State Reclamation Engineer

Recorded in Book of
Permits, at Page

 , 1959

G24694

Page Two - Continued - David Hand

statement is a requirement on all applications for amendments.

I will therefore ask that you insert this statement after the last paragraph in your forms, and the Applications for Amendments are herewith returned for that purpose.

Regarding the affidavits for Proofs of Completion of Works, although they are also in somewhat irregular form, I see nothing actually deficient or wrong in their composition, therefore they will be held in this office awaiting return of revised Applications for Amendment.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

GNC:ew
cc: Irwin Clawson

24886

25915

RECEIVED
DEC. 4, 1957

Department of Reclamation

Application for Amendment

POINT OF DIVERSION

Permit No. 24691

Comes now JOHN A. LUSTIG
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. 24691.

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

SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21, Township 32 North, Range 1 East, B.M.

That he now requests that the point of diversion be changed to a point located: any place along the stream in Lots 29, 30 and 31 in the S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 21, Township 32 North, Range 1 East, B.M.

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

To make better use of our irrigation system. To make better use of the water supply at all times.

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

Signed at Cottonwood, Idaho this 2nd day of December, 1957

/s/ John A. Lustig

Date of Receipt at Department of Reclamation: December 4, 1957

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, 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. 24691. 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/ Mark R. Kulp

State Reclamation Engineer

Recorded in Book of
Permits, at Page , 1957

24691

5-22-60
Permit No. 25915

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Reclamation

PROOF OF COMPLETION OF WORKS
AFFIDAVIT OF HOLDER

STATE OF UTAH)
) ss
COUNTY OF SALT LAKE)

IRWIN CLAWSON, being first duly sworn, upon his oath deposes and says:

First: That he was the agent of the Western Fertilizer Assn., the one to whom Permit No. 25915 was issued, and that he is also now the agent for the Central Farmers Fertilizer Company, to whom this permit has been assigned; and that his address is 141 East 2nd South, Salt Lake City, Utah.

Second: That the name of the stream from which said water is to be diverted is Mabie (Maybe, Mabey) Creek, a tributary of Dry Valley Creek and Blackfoot River.

Third: That the upper point of diversion of the water is approximately 2200 feet North and 130 feet West of the Southeast corner of Section 10, in Township 8 South, Range 44 East, Boise Meridian, said point being at a spring some 10 feet from Mabie Canyon Creek; that the lower point of diversion is in the stream bed of Mabie Canyon approximately 2030 feet West and 1000 feet South from the Northeast corner of the said Section 10.

Fourth: That under the terms and conditions of the said permit, construction thereunder was required to be completed by September 2, 1960.

Fifth: That the use for which the water is intended is for mining, milling, culinary and irrigation purposes.

Sixth: That the works constructed under the permit are fully completed and consist of the following: 2550 feet of 6 inch asbestos cement pipe and 3800 feet of 12" cement pipe with collecting boxes, etc. The 6 inch pipe is layed from the collecting box beneath a spring approximately 2200 feet North and 130 feet West from the Southeast corner of the said Section to a point approximately 2030 feet West and 1000 feet South of the Northeast Corner of said section, where it empties into the 12 inch pipe which runs from that point to approximately 350 feet West and 1500 feet South of the Northeast Corner of Section 9, Township 8 South, Range 44 East, Boise Meridian. Both pipe lines and points of intake and outlet are in the bottom of Mabie Canyon and close by the stream bed in the said canyon.

Seventh: That the 6 inch pipe is capable of conducting 1.5 cfs of water and the 12 inch pipe is capable of conducting 7 cfs of water.

Eighth: The grade per mile is 227 feet on the 6 inch pipe and 333 feet on the 12 inch pipe. The latter pipe catches, at its upper end, all of the flow of Mabie Creek and conducts it to the mouth of the canyon to the point noted.

Ninth: That the water appropriated under this permit is available

25915

for irrigating approximately 110 acres of land more particularly described as follows:

Beginning at the quarter corner of Section 9, between Sections 9 and 10 of said Township 8 South, Range 44 East of the Boise Meridian; thence North along the East boundary of said Section 9, a distance of 1122.2 feet, more or less, to an intersection with the southerly right of way of the Maybe Canyon Road; thence South 74° 23' West along said right of way 337.5 feet to a point of intersection which has a curve of 12° right at the road center line; thence North 75° 40' West along the said right of way 546.0 feet to a point of intersection which has a curve of 7° right at the road center line; thence North 42° 08' West along the said right of way 566.5 feet, more or less, to a point of intersection which has a curve of 18° left at the road center line; thence South 88° 10' West along said right of way 604.1 feet, more or less, to a point of intersection which has a curve of 5° right at the road centerline; thence North 65° 35' West along the said right of way 887.7 feet, more or less, to an intersection with the West boundary of the said Northeast quarter of Section 9; thence South 0° 02' east along said West boundary 1941.1 feet, more or less, to the center quarter corner of said Section 9; thence North 89° 51' East along the South boundary of said Northeast quarter of Section 9, 2645.1 feet, more or less, to the point of beginning.

CENTRAL FARMERS-FERTILIZER CO.

Subscribed and sworn to before me this 15th day of March, 1959.

1959.

John M. [Signature]
NOTARY PUBLIC, residing
at Salt Lake City, Utah

My commission expires:

7-12-59

25915

LAW OFFICE
IRWIN CLAWSON
141 EAST SECOND SOUTH
SALT LAKE CITY 1, UTAH
PHONE EL 9-2058
OR EM 4-9903

RECEIVED
MAY 14 1958
Department of Reclamation

May 12, 1958

Department of Reclamation
State Capitol Building
Boise, Idaho

Attention: Mr. Kulp

Re: Western Fertilizer Association

Dear Mr. Kulp:

On behalf, and in the name, of this corporation, I have made numerous applications to appropriate water resulting from our work in a spring in Mabie Canyon located about 130 feet West and 2200 feet North of the Southeast Corner of Section 10, Township 8 South, Range 44 East, and also from piping all of Mabie Creek over some upturned rock stratas from our camp site and tunnel (about 1100 feet South and 2200 feet West of the Northeast corner of the same section) to the mouth of the canyon in the Northeast Quarter of Section 9. The water from the spring is conveyed to the camp site in a six-inch pipe and all the creek from the same site to the mouth of the canyon in a twelve-inch pipe.

Have the waters of Mabie Creek, or of Dry Valley Creek, below the junction of the two, been filed on by others since our first permit No. 21981? If they have, I will appreciate information as to the party applying, his address, the number of his permit, and any statement he made as to the source of his unappropriated water, etc.

We have two dates for completion of works coming shortly. On Permit No. 24160, it is May 29; on Permit No. 24311, it is July 28. The works involved in both cases are those concerning which we have already made proof on Permit No. 23082, the installation of a twelve-inch pipe to convey all the waters of Mabie Creek over the upturned stratas just above the mouth of the canyon. Is it necessary to duplicate the showing already made?

If your answer is that no such duplication is necessary, won't the same be true of the subsequent permits which we obtained to avoid being in default for failure to begin our work promptly?

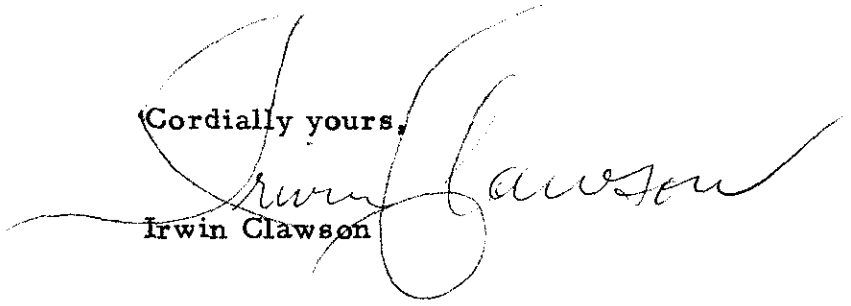
25915

Department of Reclamation
Re: Western Fertilizer Association
May 12, 1958
Page Two

If your answer is that this duplication is unnecessary and you have in mind some case wherein this was established, I will be very grateful if you would give me the citation to it. In case it would be helpful to you to know the permits assigned to our several applications they are these: 21981, 23081, 23082, 23083, 24160, 24311, 24502, 24,886, 25,038, and 25,915.

Awaiting your answer and with kindest regards to you,
I remain

Cordially yours,


Irwin Clawson

IG:AT

25915

Permits No. 21981 24160 23083 24502 25038
23082 23081 24311 24886 25915

SUBJECT: C/W proofs must be made for all the above named
permits as they pertain to the name or identical source
of water supply.

25915

Permit No. 23981 24160 23083 24902 25030
23982 23081 24111 24906 25031

SUBJECT: C/N proofs must be made for all the above named permits
as they pertain to the same or identical source of water supply.

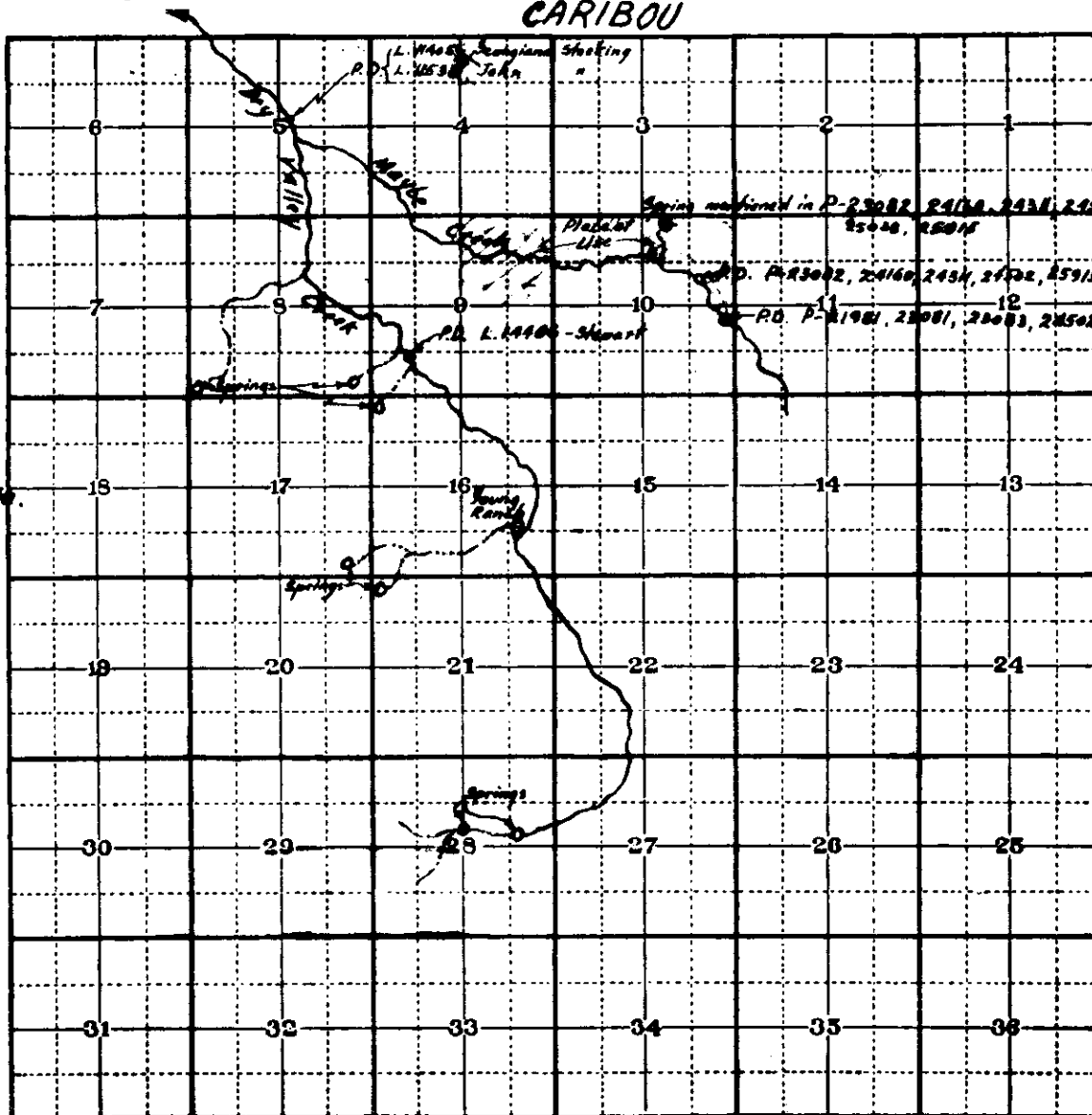
25915

Township

85.

Range 44E

CARIBOU



25915

✓ = Place of Use for West. Front. Assn.

P. 23082 - West. Fort. Assn.
2.0 c.f.s. from springs
Filed: 9-29-52
Wt due: 9-27-57
Olt due: 9-27-60
P.D.: 35-NE, See 10, 85-AAE.

P. 25915 - West. Fort. Area.
2.0 c.f.s. from stream & spring
in Mayba Cr.
Filed: 8-22-58
G.W. date: 9-2-60; 9/6: 9-8-59
P.D.: SE. NE. & NW. SE., Sec. 10, 02.

September 5, 1956

Mr. Irwin Clawson
141 East Second South
Salt Lake City 1
Utah

Dear Mr. Clawson:

Permit No. 21981, March 28th, 1951, Completion of Works 1.7, Beneficial Use due March 10th, 1960.

This Permit is for 3 cubic feet per second of the waters of a spring and Completion of Work Proof shows 3350 feet of 6 inch pipe with an average grade of 227 feet per mile and capacity of 1.7 cubic feet per second.

Permit No. G-23081, is from the same spring as Permit No. 21981 and, being developed ground water not flowing from the spring under natural conditions would be a separate source of supply.

Permits Nos. 23083 and 25915 are for savings of water by means of a by-pass with point of diversion at the same place as Permits Nos. 21981 and G-23081 and Permits Nos. 23082, 24160, 24311, 24502 and 25038 are all for by-pass savings with point of diversion downstream about 1600 feet from the upper diversion.

Permit No. 21981 - Completion of Works Certificate issued - no action needed until March 10th, 1960.

Permit No. G- 23081 - If fully developed, Completion of Works and Beneficial Use Proof may be offered, but both are due at the same time.

Permits Nos. 23082, 25915, 24160, 24311, 24502, and 25038 are all for by-pass savings and total much more than the capacity of the by-pass. If the by-pass is completed, Completion of Works Proof may be offered although not due at this time. There is no particular advantage in making proofs ahead of the specified date as the Priority relates back to the date of filing, if all the terms of the Permit are complied with.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

MRK:vm

25038
25915

24502

24160
24311

May 12, 1958

Re: Permit No. G-23989

Mr. Max Williams
Rt. # 1,
Blackfoot, Idaho

Dear Mr. Williams:

We acknowledge receipt of the ~~Deposition of Holder and two witnesses,~~
also affidavit of ~~publication in the Daily Bulletin,~~ all submitted
in ~~Proof of Completion of Works and Application of Water to Beneficial~~
Use, on Permit No. G-23989.

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,

MARK R. KULP
State Reclamation Engineer
By

Mrs. Edna P. Rutledge
Chief Clerk

EPR:lw

cc: Mr. Dean Williams
Attorney at Law
Blackfoot, Idaho

23989

September 8, 1946

Mr. Irwin Clawson
141 East Second South
Salt Lake City 1
Utah

Dear Mr. Clawson:

Permit No. 21981, March 28th, 1951, Completion of Works 1.7, Beneficial Use due March 10th, 1960.

This Permit is for 3 cubic feet per second of the waters of a spring and Completion of Work Proof shows 3350 feet of 6 inch pipe with an average grade of 227 feet per mile and capacity of 1.7 cubic feet per second.

Permit No. G-23081, is from the same spring as Permit No. 21981 and, being developed ground water not flowing from the spring under natural conditions would be a separate source of supply.

Permits Nos. 23085 and 23015 are for savings of water by means of a by-pass with point of diversion at the same place as Permit No. 21981 and G-23081 and Permits Nos. 23082, 21460, 24311, 24502 and 23038 are all for by-pass savings with point of diversion downstream about 1600 feet from the upper diversion.

Permit No 21981 - Completion of Works Certificate issued - no action needed until March 10th, 1960.

Permit No G- 23081 - If fully developed, Completion of Works and Beneficial Use Proof may be offered, but both are due at the same time.

Permits Nos. 23082, 23015, 21460, 24311, 24502, and 23038 are all for by-pass savings and total much more than the capacity of the by-pass. If the by-pass is completed, Completion of Works Proof may be offered although not due at this time. There is no particular advantage in making proofs ahead of the specified date as the Priority relates back to the date of filing, if all the terms of the Permit are complied with.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

MRK:vn

25915

September 14, 1955

RE: Permit No. 25915

Mr. Irwin Clawson
141 East 2nd South
Salt Lake City, Utah

Dear Mr. Clawson:

We enclose Permit No. 25915 of the Western Fertilizer Assn. and direct their 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. 27520 for the \$5.25 filing fee.

Very truly yours,

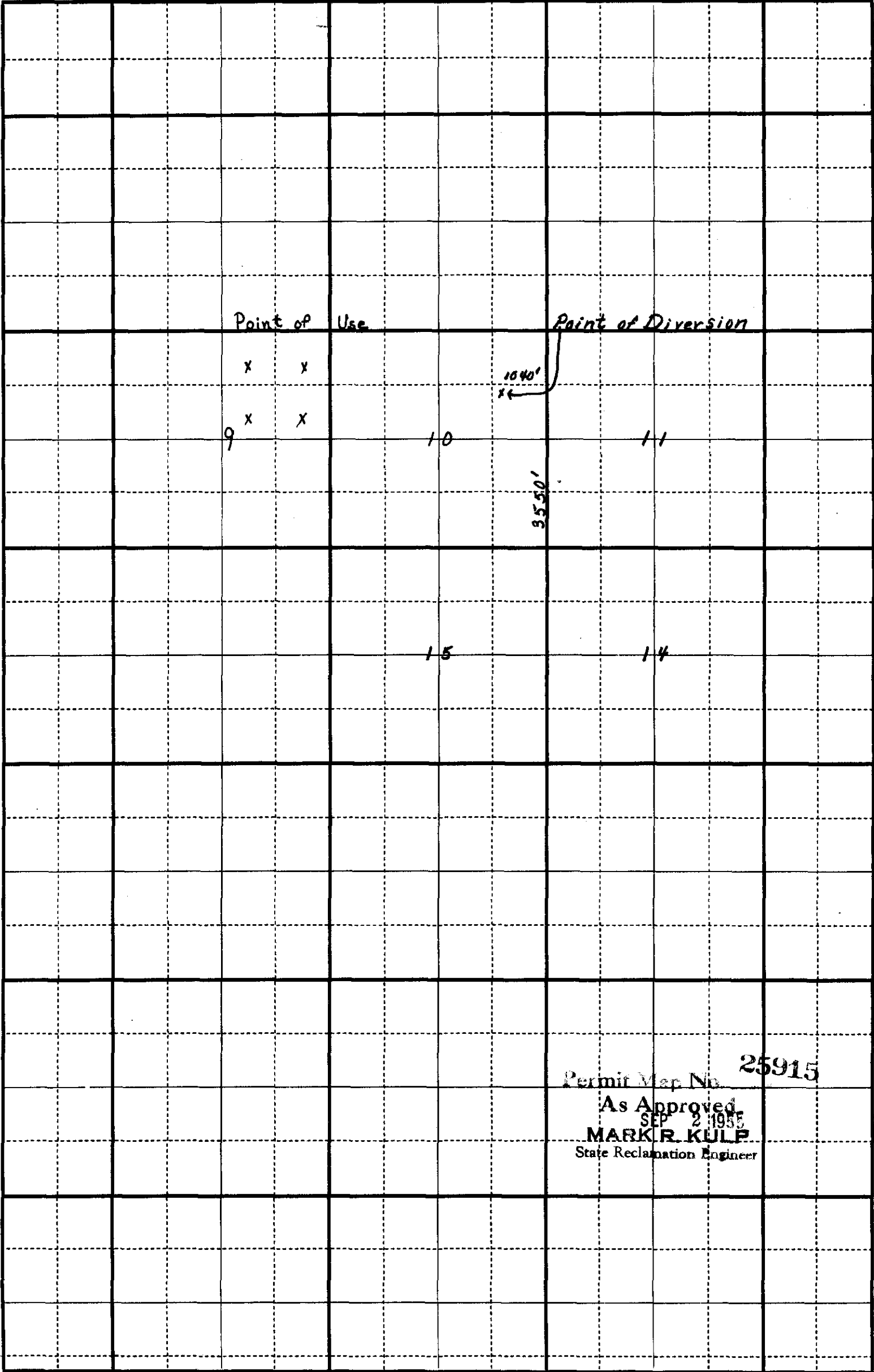
MARK R. KULP
State Reclamation Engineer
BY

Chief Clerk

A:hll

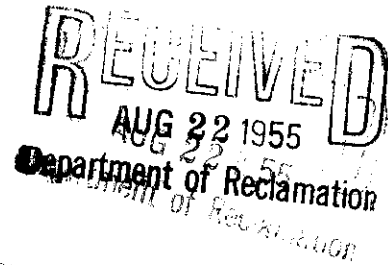
Enc.

25915



LAW OFFICE
IRWIN CLAWSON
141 EAST SECOND SOUTH
SALT LAKE CITY 1, UTAH
PHONE 9-2508 OR 4-9903

August 18, 1955



State Engineer
State of Idaho
Boise, Idaho

Dear Mr. Kulp:

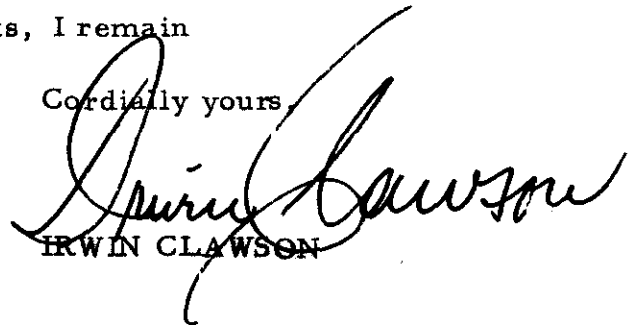
Enclosed please find another application for appropriation of waters of Mabie Creek based upon the developed water in the spring at the upper end of the pipe line which we have installed and the savings effected in the waters of Mabie Creek by conducting it over the beaver pond areas and upturned stratas where about one-half of the flow is lost. It will be observed that we have added to the use to be made of the water thus developed and saved.

I am enclosing my check in the amount of \$5.25 to cover the cost of filing the same.

Has there been any filings on the waters of Mabie Creek since June 28, 1954?

With kindest regards to you folks, I remain

Cordially yours,


IRWIN CLAWSON

IC:jw

Enc.

25915

NOTICE FOR PUBLICATION
NOTICE OF PROOF A BENEFICIAL USE

Notice is hereby given that at 12:00 noon on the 27th day of April, 1962, at Central Farmers Fertilizer Co., Montpelier, County of Bear Lake, State of Idaho, before Donald D. Smedley, Notary Public, proof will be submitted of the application to beneficial use of two (2) cubic feet per second of the waters of streams and springs in Mabie Creek in accordance with the terms and conditions of Permit No. 25915 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit is Central Farmers Fertilizer Company, P. O. Box 280, Montpelier, Idaho.

The use to which said water has been applied is Irrigation, mining and milling.

The amount applied to beneficial use is 2 cfs.

The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T. 8 S., R. 44 E. B.M.

The place where said water is used (legal description) All of the NE $\frac{1}{4}$ south of present road in section 9, township 8 South Range 44 E. B. M.

The date of priority which said user is prepared to establish is 8/22/55.

GEO. N. CARTER,
State Reclamation Engineer

D.H. 100 100 100