

Should say
for
OK

2 3 2

NW 1/4

BLACK FOOT

RIVER

27

R-34 E

30023

Rgs. 31E

to Blackfoot

PD

408

48

406

46

7

7

101 ACRES

AREA - 101 ACRES

SUBD - 5

allow Q - 2.02 c.f.s.

L-15



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

Notice is hereby given that on the 28th day of November 1966, at Blackfoot, County of Bingham, State of Idaho, before Earl W. Cory, Notary Public, at (address) Thoreson Building, Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 2.1 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-30023, 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 Alton McDaniel, Route 3, Blackfoot, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.1 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes and the amount applied to beneficial use is 2.1 cubic feet per second.

4. The point of diversion of said water is NE1/4 NW1/4, Sec. 27, T. 3 S, R. 34 E, B.M.

5. The place where said water is used is NW1/4, NW1/4 SW 1/4, Sec. 27, T. 3 S, R. 34 E, B.M.

6. The date of priority which said user is prepared to establish is August 1, 1961.

R. Keith Higginson
State Reclamation Engineer
Oct. 28 - Nov. 4, 11, 18

RECEIVED
NOV 20 1966

Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho) ss.

I, Drury R. Brown do solemnly

swear that I am the publisher of The Blackfoot News which is a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Friday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was, published in said

Friday issue of said newspaper 4 consecutive

weeks, the first publication having been made on

the 28th day of October, 1966.

and the last publication having been made on the

18th day of Nov., 1966; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Drury R. Brown

Subscribed and sworn to before me this 18th

day of November, 1966.

Marjorie J. Hunt
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
January 10th, 1967.

30023

NAME OF APPLICANT

Hydrographic

Form No. 0

R34E

T
3
S

POINT OF
DIVERSION

27

R34E

T
3
S

Blackfoot R.

27

R34E

POINT OF
DIVERSION

T
3
S

Hydrographic Map No. 30023
AS AMENDED
JULY 1961
U.S. NAVY
NAVY DISTRICT OFFICE

27

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

30023

State of Idaho

License and Certificate of Water Right

Water License No. G-30023 Priority November 22, 1961 Amount 2.02 c.f.s.
(late proof)

THIS IS TO CERTIFY that ALTON MC DANIEL

of Blackfoot, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated August 1, 1961; that Permit No. G-30023 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 2.02 second feet, was issued thereunder on February 13, 1968, showing that said works were completed on the 28 day of November, 1966; and that on the 28 day of November, 1966 ALTON MC DANIEL

of Blackfoot, 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, under Use Permit No. G-30023 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~~ ~~of Licenses, at Page~~, on the 13 day of February, 1968.

The right hereby confirmed dates from November 22, 1961. (late proof)

The Point of Diversion is located

in the NE 1/4 NW 1/4, Sec. 27, Twp. 3 S, R. 34 E, B.M. Bingham County.

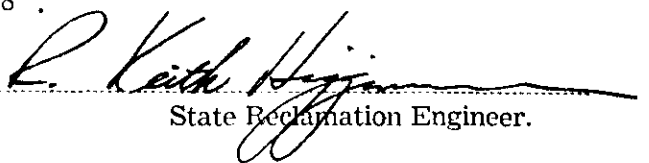
That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.02 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract		No. Acres Described in Permit	No. Acres Actually Irrigated
3 S	34 E	27	NE $\frac{1}{4}$	NW $\frac{1}{4}$	8	8
			NW $\frac{1}{4}$	NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$	NW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$	NW $\frac{1}{4}$	7.8	6
			NW $\frac{1}{4}$	SW $\frac{1}{4}$	9	7
Total number of acres irrigated:					101	

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 13 day of February, 1968.


State Reclamation Engineer.

27 2123

30023

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 38049
Permit No. G- 30023
District No.

1. Name of Applicant: Alton McDaniel
Rt. #3
Postoffice address: Blackfoot County: Bingham State: Idaho
2. Quantity of water claimed: 105 miners inches or 2.1 cfs
 - (a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 27
Twp. 3 S , Rge. 34 E , B.M., County of Bingham
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Drilled, cased well and electric pump
8. Estimated cost of works: \$ 4,700
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
 - (a) 2.1 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

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

Applicant.

Agent.

Returned to applicant for correction:

Corrected application received:

The number of this permit is G— 30023

Approved August 7, 1961

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

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 February 7, 1964

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before August 7, 1966

day of August, 1961

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 7th
day of August, 1961.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLIE

Governor

Secretary of State.

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 $\frac{1}{4}$	
3 S	34 E	27		8 40 40 7.8	9		104.8
PERMIT NO. G-30023 ✓ CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that ALTON MC DANIEL of Blackfoot, County of Bingham, and State of Idaho, the holder of Permit No. G-30023, issued upon Application No. G-38049 bearing date of priority of November 22, 1961 (late proof), authorizing the diversion of 2.1 second feet of waters of a well, County of Bingham, State of Idaho, for irrigation 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 2.02 second feet of the waters of a well, from subterranean flow, that the point of diversion of said waters is in the NE$\frac{1}{4}$NW$\frac{1}{4}$ Section 27, Township 3 South, Range 34 East, Boise Meridian; and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: NW$\frac{1}{4}$, NW$\frac{1}{4}$SW$\frac{1}{4}$ Section 27, Township 3 South, Range 34 East, Boise Meridian. Proof of Completion of Works made: November 28, 1966 Witness my hand this 13 day of February, A. D. 1968 /S/ R. KEITH HIGGINSON State Reclamation Engineer LICENSE ISSUED FOR <u>2.02</u> SEC. FT. LICENSE PAGE NO. <u>30023</u>							

I would say
for

OK

2 3 4

NW 1/4 SW

BLACK CREEK

NW 1/4

BLACK CREEK

27

L-34 E

30023

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that ALTON MC DANIEL
 of Blackfoot, County of Bingham, and State of
Idaho, the holder of Permit No. G-30023, issued upon
 Application No. G-38049 bearing date of priority of November 22, 1961 authorizing the
 diversion of 2.1 second feet of waters of (late proof) a well

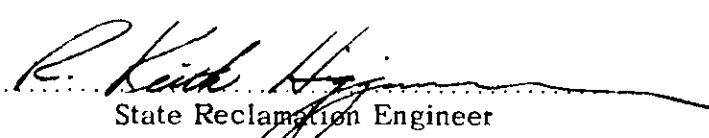
County of Bingham, State of Idaho, for irrigation
 purposes, has fully complied with the provisions of the laws of the State of Idaho
 relating to the proof of completion of the works of diversion set out and described in said
 Permit; that said works are adequate for diverting and conveying to the place of intended
 use 2.02 second feet of the waters of a well, from subterranean
flow,

that the point of diversion of said waters is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 27, Township 3
South, Range 34 East, Boise Meridian;

and that the lands proposed to be irrigated by the use or place of use of said water are
 described as follows, to-wit: NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 27, Township 3 South, Range
34 East, Boise Meridian.

Proof of Completion of Works made: November 28, 1966

Witness my hand this 13 day of February, A. D. 19 68


 State Reclamation Engineer

30023

February 13, 1968

Re: Permit No. G-30023

Alton McDaniel
Route # 3
Blackfoot, Idaho 83221

Dear Mr. McDaniel:

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

Also enclosed is departmental receipt No. 34011 in the amount of \$15.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kd

Enclosures: Certificates
Receipt

30023

21 Sept. '67

C. Stephen Allred
Asst State Reclamation Engineer.

Enclosed find check \$15.00

to pay for the issuance
of the Certificate of Completion of
Works and the License of Water
Right for Alton Mc Daniel

Permit - G-30023.

I thank you.

Alton Mc Daniel
Route 3
Blackfoot, Idaho

8322, 30023

30023

August 23, 1967

Re: Permit G-30023

Alton McDaniel
Route #3
Blackfoot, Idaho 83221

Dear Mr. McDaniel:

A representative of this department has made an examination of the works covered by your permit G-30023 and has found the following:

Quantity of water diverted: 5 2.02 c.f.s.
Amount of water that can be recognized as beneficially used
under Idaho Law: 2.02 c.f.s.
Purpose of use: irrigation of 101 acres in NW 1/4, NW 1/4 SW 1/4,
Sec. 27, T. 3 S. R. 34 E. B.M.

The priority date established is: November 22, 1961.

A fee totaling \$ 15.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

C. Stephen Allred
Assistant State Reclamation Engineer

CBA:mw

30023

August 23, 1967

Re: Permit G-30023

Alton McDaniel
Route #3
Blackfoot, Idaho 83221

Dear Mr. McDaniel:

A representative of this department has made an examination of the works covered by your permit G-30023 and has found the following:

Quantity of water diverted: 5 2.02 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 2.02 c.f.s.

Purpose of use: irrigation of 101 acres in NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 27, T. 3 S, R. 34 E, B.M.

The priority date established is: November 22, 1961.

A fee totaling \$ 15.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

C. Stephen Allred
Assistant State Reclamation Engineer

CSA:mw

30023

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

Permit No. G-30023

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

1. Name of applicant Alton McDaniel

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 27

T. 3 S R. 34 E County of Bingham

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

INTERNATIONAL HARVESTER NATURAL GAS MOTOR
MODEL # UB-264, 30 H.P., RANDOLPH
RIGHT ANGLE PUMP DRIVE # 3950.
LAYNE C BOWLER PUMP # 44024P
9 $\frac{7}{8}$ " DISCHARGE INTO EARTH DITCH

5. Water is used for: irrigation

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

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

NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, T. 3 S, R. 34 E, B.M. (104.8 acres)

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

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

Remarks: N.R. ALTON MCDANIEL'S SON
CONTACTED

ASK

This examination was made on the 11 TH day of AUG, 19 67

(Signed) Dean Reynolds
Examiner.

30023

dw ✓
plat

Alton McDaniel gravity flow - Smith - Maxwell Ditch
Route #3
Blackfoot, Idaho 16" 139'
H-20-30'
Permit No. G-30023 - Q-250"

Examination for Completion of Works & Beneficial Use

County Bingham

Quantity: 2.1 c.f.s. Sec. 27 T.3S R.34E

PAVEMENT PUMP DRIVE

Source: subterranean # 3950

30 HP at 1750 RPM

P.D.: NE1/4NW1/4, Sec. 27, T. 3 S, R. 34 E, B.M.

Use: irrigation

LAYNE & CONLEY

PUMP 44024 P

Extension:

Protest:

PAVEMENT GAS

Completion of Works:

INTERNATIONAL PUMP

MODEL # UB-267

Other Rights:

Serial # 4478

Filed: August 1, 1961

Due: August 7, 1966

9 7/8" diameter

Made: November 28, 1966

CATERPILLAR

Priority: November 22, 1961

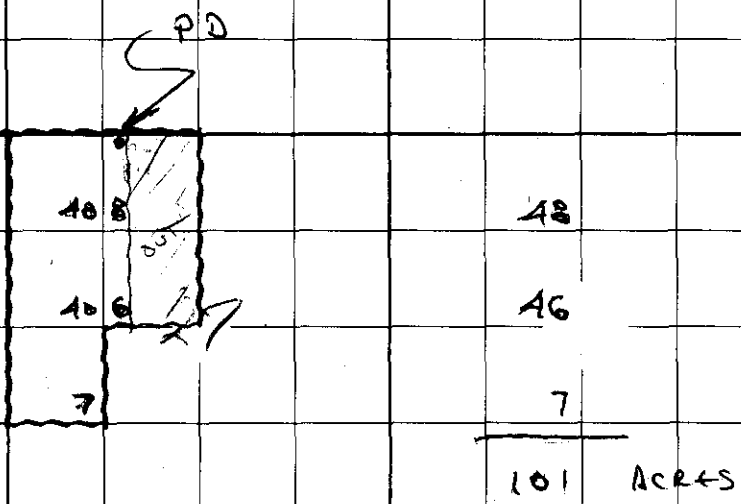
(date proof)

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.

Rye 3 1/2 E

To Blackfoot



AREA = 101 ACRES

SUBD = 5

allow Q = 2.02 c.f.s

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-30023

REPORT ON PROOF OF Completion of Works & Beneficial Use

15.0
13.0
20.0

D-264

L-15



Bingham
~~XXXXXXXX~~

December 2, 1966

Re: Permit No. G-30023

Alton McDaniel
Route #3
Blackfoot, Idaho

Dear Mr. McDaniel:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ~~Blackfoot News~~ all submitted in proof of completion of works and beneficial use on Permit No. G-30023.

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

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

Very truly yours,

M. Russell Bosch
Office Manager

MRB:mv

3 0023

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RECEIVED
NOV 29 1966

Permit No. G-30023

Department of Reclamation

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: ALTON McDANIEL,

Rt. #3, Blackfoot, Idaho; Farmer; P.O. Address: Rt. #3, Blackfoot, Idaho.

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

(No corporation)

Ques. 3. State number, approval date of permit, and date of priority: Permit No. G-30023;

August 7th, 1961;-- Date of approval: date of priority --Aug. 1st, 1961.

Ques. 4. State source of water supply: Subterranean

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

NE1/4NW1/4, Sec. 27, Township 3 South, Range 34 E.B.M.

Ques. 5. Describe your works of diversion: 139 ft. well with 16 in. casing, with 20 H.P. Motor (natural gas) and

one 20 H.P. Delta pumping plant; state amount of water they are capable of con-

veying from point of diversion to place of use: approx. 250 in.; Give name of canal or ditch

or other works by which water is conducted to such place of use: Smith-Maxwell Ditch

; if a well, state depth of well 139 ft.; depth and size of

casing 139 ft. 16 in. casing.; depth to water 20-30 ft.; if pump is used,

state discharge of pump: 250 in.; tell how it was measured or determined Determined

by Agricultural Services, Blackfoot, Ida.; if sprinkler irrigation, give number and size

of nozzles and operating pressure: (gravity flow).

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:

A portion of the Northwest Quarter of the Northwest Quarter and a portion of Lots One and

Two of Sec. 27, T. 3 S. R. 34 E.B.M. described as: Beginning at the NW corner of said Sec. 27, and running thence East along the Section line 1643 feet, thence South 0°38' East 2130 feet to the North bank of the Blackfoot River, thence West along the North bank of said river to a point of intersection with the West line of said Sec. 27; thence North along said West line of said Section 27, 3117 feet to the place of beginning; containing approx. 87 acres of irrigable land, all of which have actually been irrigated with said water.

no log

30023

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

Crops raised on said ground have shown a tremendous increase in yield.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Frandsen Brothers, Blackfoot, Idaho.

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

It is for ibrigation purposes.

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

I am the owner.

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 120 inches used in 1961. - Time used since first use:

Used to irrigate pastures and row crops every irrigating season since 1961, to-wit:

1962, 1963, 1964, 1965, and 1966.

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

150 inches in Smith-Maxwell Ditch co., but this is the last ditch out of the Blackfoot River and I am on the tail end of the ditch which resulted in never having enough water to irrigate my land properly.

(sign)

Alton McDaniel

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

Blackfoot

, County of Bingham

State of Idaho, on this 28th day of November, A. D. 19 66.

Earl W. Cory
Notary Public for the State of Idaho
Residing at Blackfoot, Idaho.

My commission expires: February 29th, 1968.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RECEIVED
NOV 20 1966
Department of Reclamation

Permit No. G-30023

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:

DANIEL J. DELANEY: 64 yrs.; Rt. #3, Blackfoot, Idaho; farmer; Rt. #3, Blackfoot, Idaho.

Ques. 2 Are you acquainted with ALTON McDANIEL, the holder of Permit No. G-30023? How long have you known him and where does he reside?

40 years I have known him; he resides at Rt. #3, Blackfoot, Idaho.

Ques. 3. Have you read or heard said Permit No. G-30023 read, and are you familiar with its provisions and conditions: Yes Yes. No. _____

Ques. 4. State source of water supply: Subterranean water.

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

NE1/4NW1/4, Sec. 27, Township 3 South, Range 34 E.B.M.

Describe works for conveying water to place of use: He has a well with 16 in. casing; natural gas motor on 40 h.p. pump which pumps the water into gravity flow irrigation ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 2.1 cubic ft. per second. How much water have you seen being so conveyed? I would estimate it at approximately 120 inches or better.

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

A portion of the Northwest Quarter of the Northwest Quarter and a portion of Lots One and Two of Sec. 27, T. 3 S. R. 34 E.B.M. described as: Beginning at the N W corner of said Sec. 27, and running thence East along the Section line 1643 feet; thence South 0°38' East 2130 feet to the North bank of the Blackfoot River, thence West along the North bank of said river to a point of intersection with the West line of said Sec. 27; thence North along said West line of said Section 27, 3117 feet to the place of beginning; containing approx. 87 acres of irrigable land, all of which have actually been irrigated with said water.

30023

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

The land is sandy lowland and I would estimate it would take approximately two to two and one-half inches per acre for profitable cultivation.

Ques. 9. Have you any ownership 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? late In the summer of 1961.
Other times you have seen such use: Each irrigating season since 1961.

(Signed):

Daniel J. Delaney

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 Blackfoot,

 , County of Bingham, State of Idaho, on this 28th day of November; A. D. 1966.

(NOTARY SEAL)

My Commission Expires:
February 29th, 1968.

Earl W. Cory
Notary Public for the State of Idaho
Residing at Blackfoot, Idaho.

My commission expires

RECEIVED
NOV 29 1966

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Department of Reclamation

Permit No. G-30023

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:

WALTER HAMILTON; 53 years; Rt. #3, Blackfoot, Idaho; farmer; Rt. #3, Blackfoot, Idaho.

Ques. 2 Are you acquainted with ALTON McDANIEL, the holder of
Permit No. G-30023? How long have you known him and where does he reside?

I have known him for 30 years and he is my next door neighbor.

Ques. 3. Have you read or heard said Permit No. G-30023 read, and are you familiar
with its provisions and conditions: Yes Yes. No,

Ques. 4. State source of water supply: Subterranean.

Give location of place of diversion, showing subdivision, section, township and range
NE1NW1, Section 27, T. 3 S. R. 34 E.B.M.

Describe works for conveying water to place of use: He has an underground well with a natural
gas motor to run the pump and uses the water in gravity flow to irrigate.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
better.
to place of use: 2.1 cubic ft. per second/ or How much water have you seen being so
conveyed? I have seen approximately 120 to 130 inches of water.

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

A portion of the Northwest Quarter of the Northwest Quarter and a portion of Lots One

and Two of Sec. 27, T. 3 S. R. 34 E.B.M. described as: Beginning at the N W corner of
said Sec. 27, and running thence East along the Section line 1643 feet, thence South
0°38' East 2130 feet to the North bank of the Blackfoot River, thence West along the
North bank of said river to a point of intersection with the West line of said Sec. 27;
thence North along said West line of said Section 27, 3117 feet to the place of beginning;
containing approx. 87 acres of irrigable land, all of which have actually been irrigated
with said water.

30023

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

~~The land is rather sandy with gravel underneath and I would estimate it would take about 2 to 2 1/2 inches of water per acre for profitable cultivation.~~

Ques. 9. Have you any ownership 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? Late summer of 1961.

Other times you have seen such use: Every irrigation season since 1961.

(Signed):

Walter Hamilton

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

Blackfoot, County of Bingham, State of Idaho, on this 29th day of November, A. D. 1966.

(NOTARY SEAL)

Earl W. Cory

Notary Public for the State of Idaho

Residing at Blackfoot, Idaho.

My commission expires February 29th, 1968.

RECEIVED
NOV 29 1966

Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham }
State of Idaho } ss.

I, Drury R. Brown do solemnly

swear that I am the publisher of
The Blackfoot News which is a daily newspaper of gen-
eral circulation published each day except Saturday and
Sunday at Blackfoot, Bingham County, Idaho, said news-
paper having been so published at Blackfoot aforesaid
for more than one year past; that said newspaper here-
tofore complied with all the provisions of Chapter 154 of
the Sessions Laws of Idaho of 1933, approved March 11,
1933, and duly designated, pursuant to law, a particular
day of the week as the day on which legal notices re-
quired by law or by the order of any Court of compe-
tent jurisdiction within the State of Idaho shall be pub-
lished to-wit: Friday of each week; that the notice at-
tached hereto and which is a part of this affidavit and
part of the proof of publication was, published in said

Friday issue of said newspaper 4 consecutive
weeks, the first publication having been made on
the 28th day of October, 1966.

and the last publication having been made on the
18th day of Nov., 1966; that said
notice was published in the regular and entire issue of
every number of the paper as aforesaid during the per-
iod and time of publication, and that notice was pub-
lished in the newspaper and not in a supplement.

Drury R. Brown
Subscribed and sworn to before me this 18th

day of November, 1966

Marjorie J. Hunt
Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My commission expires
January 10th, 1967.

30023

EARL W. CORY
ATTORNEY AT LAW
BLACKFOOT, IDAHO

RECORDED
NOV 29 1966

Department of Reclamation

November 28th
1966

Mr. M. Russell Bosch
Office Manager
Department of Reclamation
Room 107, State House
Boise, Idaho

Dear Sir:

Re: Permit No. G-30023
Alton McDaniel
Rt. #3
Blackfoot, Idaho

Pursuant to your letter of October 24th, 1966, I have held a hearing wherein Final Proof was submitted by two witnesses and the applicant in accord with the Notice and regulations applicable thereto.

We therefore submit Deposition of Holder, Depositions of Walter Hamilton and Daniel J. Delaney as witnesses, together with Proof of Publication and copy of Notice.

Trust that you will find these papers in order and thanking you for your cooperation in this matter and with kindest regards, I remain

Yours very truly,


Earl W. Cory

EWG:aj

30023

XXXXXXXXXX

October 24, 1966

Re: Permit No. G-30023

The Blackfoot News
Blackfoot, Idaho

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to November 28, 1966. The expense of the publication is to be paid by Alton McDaniel of Route 3, Blackfoot, Idaho, to whom you should furnish proof of publication on or prior to the above date.

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

Very truly yours,

~~XXXXXXXXXX~~

State Reclamation Engineer

RKH:rw

30023

~~CONFIDENTIAL~~

October 24, 1966

Re: Permit No. **C-30023**

Alton McDaniel
Route 3
Blackfoot, Idaho

Dear Mr. McDaniel:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. C-30023. The proofs are to be made ~~BY~~ 9:00 AM, on the 28th day of November, 19 66, before Earl W. Cory, Blackfoot, Idaho, Notary Public.

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

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

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

Very truly yours,

M. Russell Bosch
Office Manager

Encl.

cc: Notary

MRB:bw

30023

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

Notice is hereby given that ~~EXI~~ on the 28th day of November 1966, at Blackfoot, County of Bingham, State of Idaho before Earl W. Cory, Notary Public, at (address) Thoreson Building, Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 2.1 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-30023, 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 **Alton McDaniel, Route 3, Blackfoot, Idaho**

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.1 cubic feet per second.

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

4. The point of diversion of said water is NE¹/₄ NW¹/₄, Sec. 27, T. 3 S, R. 34 E, B.M.

5. The place where said water is used is NW¹, NW¹SW¹, Sec. 27, T. 3 S, R. 34 E, B.M.

6. The date of priority which said user is prepared to establish is August 1, 1961.

R. KEITH HIGGINSON

State Reclamation Engineer

30023 NW

INSTRUCTIONS TO DELIVERING EMPLOYEE☐Show to whom and
when delivered☐Show to whom, when, and
address where delivered☐Deliver **ONLY**
to addressee*(Additional charges required for these services)***RECEIPT***Received the numbered article described below.*

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

19269

INSURED NO.

Alton McDaniel

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)**10-5-68*

655-18-71548-7 GPO

30023

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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

POSTMARK OF
DELIVERING OFFICE

OCT



Department of Reclamation

INSTRUCTIONS: Show name and address below and
complete instructions on other side, where applicable.
Moisten gummed ends, attach and hold firmly to back
of article. Prior on front of article RETURN
RECEIPT REQUESTED.

RETURN
TO

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Room 107 Statehouse

CITY, STATE, AND ZIP CODE

Boise, Idaho 83701

30023

30023

608-16-11248-7

POD Form 11 Jan. 1965

RECEIVED
OCT 18 1966

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

Department of Reclamation

Notice is hereby given that at 10 A. M., on the 28th day of November
19 66, at Blackfoot, County of Bingham, State of Idaho
before Earl W. Cory, Notary Public, at (address) Thorsen Building, Blackfoot, Idaho, proof will be submitted of the completion
of works for the diversion of 2.1 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-30023, 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 Alton McDaniel, Route 1, Blackfoot, Idaho.

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 2.1 cubic feet per second.

3. The use to which said water has been applied is gravity (irrigation) of crops
2.1 cubic feet per second.

4. The point of diversion of said water is NW 1/4, Sec. 27, T. 3 S., R. 34 E. B.M.
Bingham County, Idaho.

5. The place where said water is used is Northeast corner Beginning at the
Northwest corner of Section 27, Township 3 South Range 34 East Boise Meridian, and
running thence East along Section line 1,643 feet; thence South 38° East 2,130 feet
to the North bank of the Blackfoot River; thence West along the North bank of said
river to a point which intersects with the West line of said Sec; thence North along

~~6. The date of priority which said user is prepared to establish is~~

the West line of said Section 3,117 feet to the point of beginning.

6. The date of priority which said user is prepared to establish is August 7, 1961.

NW 1/4, NW 1/4 SW 1/4, Sec. 27 T. 3 S. R. 34 E

State Reclamation Engineer

38023

RECEIVED
OCT 18 1965

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE
Department of Reclamation

Notice is hereby given that at 10 A. M., on the 28th day of November
19 66, at Blackfoot, County of Bingham, State of Idaho
before Earl W. Cory, Notary Public, at (address) Thoreson Building, Blackfoot, Idaho, proof will be submitted of the completion
of works for the diversion of 2.1 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-30023, 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 Alton McDaniel, Route 3, Blackfoot, Idaho.

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 2.1 cubic feet per second.

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

4. The point of diversion of said water is NE 1/4, Sec. 27, T. 3 S., R. 34 E.B.M.
Bingham County, Idaho.

5. The place where said water is used is Northeast corner Beginning at the
Northwest corner of Section 27, Township 3 South Range 34 East Boise Meridian, and
running thence East along Section line 1,643 feet; thence South 38° East 2,130 feet
to the North bank of the Blackfoot River; thence West along the North bank of said
river to a point which intersects with the West line of said Sec; thence North along
the West line of said Section 3,117 feet to the point of beginning.

6. The date of priority which said user is prepared to establish is August 7, 1961.

State Reclamation Engineer

30023

RECEIVED
OCT 18 1966

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) October 17th, 1966.

(P. O.) Blackfoot, 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 The Blackfoot News of
Blackfoot, Idaho Published in
the county in which the works are situated.

Alton McDaniel

(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

36023

October 14, 1966

Re: Permit No. G-30023

C
Alton McDaniel
Route #3
Blackfoot, Idaho

Dear Mr. McDaniel:

2
We enclose Forms 36 and 11, with instruction letter
for your use in connection with the above permit number.

These should be filled out and returned to this
office as soon as possible.

P
We enclose your copy of the precancellation notice
for your files.

Very truly yours,

Y
M. RUSSELL BOSCH
Office Manager

MRB:ev

36023

RECEIVED
OCT 13 1966

October 12, 1966

R. Keith Higginson
State Reclamation Engineer

Department of Reclamation

Dear Mr. Higginson,

I received your letter of Sept. 30. It came as a surprise to us since we have not in our possession the letter which must have been sent prior to Aug. 7, 1966 to take action to secure our subterranean waters Permit No. G-30023.

It has been a fact over the past year that occasionally some of our mail has gone to another McDaniel and has not been forwarded to us. We were not aware of having received your letter and certainly do not wish to lose the right to our subterranean waters. Please advise us as to what action we are to take to secure this before the sixty^{day} deadline. We have enclosed the letter you sent us to clarify the numbers and facts concerned. We await your reply.

Sincerely,

Alton McDaniel
Route 3
Blackfoot, Idaho

30023

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Sept. 30, 19 66

Re; Permit No. G- 30023

To Alton McDaniel
Route 3, Blackfoot, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 30023 to appropriate the Public Waters of the State of Idaho, have not been complied with as to Completion of Works and Beneficial Use due Aug. 7, 1966

YOU ARE HEREBY notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G- 30023 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

SAID PERMIT NO. G- 30023 claims the use of 2.1 cubic feet per second of the Subterranean Waters a well with point of diversion located NE1/4NW1/4, Sec. 27, T. 3 S., R. 34 E., Bingham County and was approved August 8, 1961.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of my office at Boise, Idaho, the 30 day of Sept, 19 30.

State Reclamation Engineer

30023

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 30023

June 1, 1966

Alton McDaniel
Route #3
Blackfoot, Idaho

Dear Mr. McDaniel:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 30023 are due not later than **Aug. 7, 1966**

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,

Carl E. Tappan

State Reclamation Engineer

Enclosures 36 and 11

30023

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

P.O. Box 471
Blackfoot, Idaho

DEC 26 1961

Dec

DEC 26 1961

December 20, 1961

State Reclamation Engineer
Department of Reclamation
State House
Boise, Idaho

Gentlemen:

This to advise your office that Alton McDaniel, Route #3, Blackfoot, Idaho, Idaho Water Permit No. G 30023 has been mortgaged to the United States of America, the 20th day of October, 1961, covering the following described real estate situation in Bingham County, Idaho.

A portion of the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$), and a portion of Lots One (1) and Two (2) of Section Twenty-Seven (27), Township Three (3) South, Range Thirty-four (34) E.B.M. Described as: Beginning at the NW corner of Said Section 27, and running thence East along the Section line 1643 feet, thence South 0°38' East 2130 feet to the North bank of the Blackfoot River, thence West along the North bank of said river to a point of intersection with the West line of said Section 27; thence North along West line of said Section 27, 3117 feet to the place of beginning.

Kindly withhold approval of any request of the permittee for assignment or transfer of, or other change in permit adverse to the interest of the mortgages, without prior written consent of mortgagee.

Kindly acknowledge this letter by signing and dating the copy of this letter and returning same to this office.

Yours very truly,

L. D. Crawford
L. D. Crawford
County Supervisor

Received this 26 of December, 1961

Recd.

30023

August 15, 1961

Re: Permit No. G-30023

Mr. Alton McDaniel,
Route #3,
Blackfoot, Idaho.

Dear Mr. McDaniel:

We enclose Permit No. G-30023 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-6344 which was issued covering payment in the amount of \$5.50 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

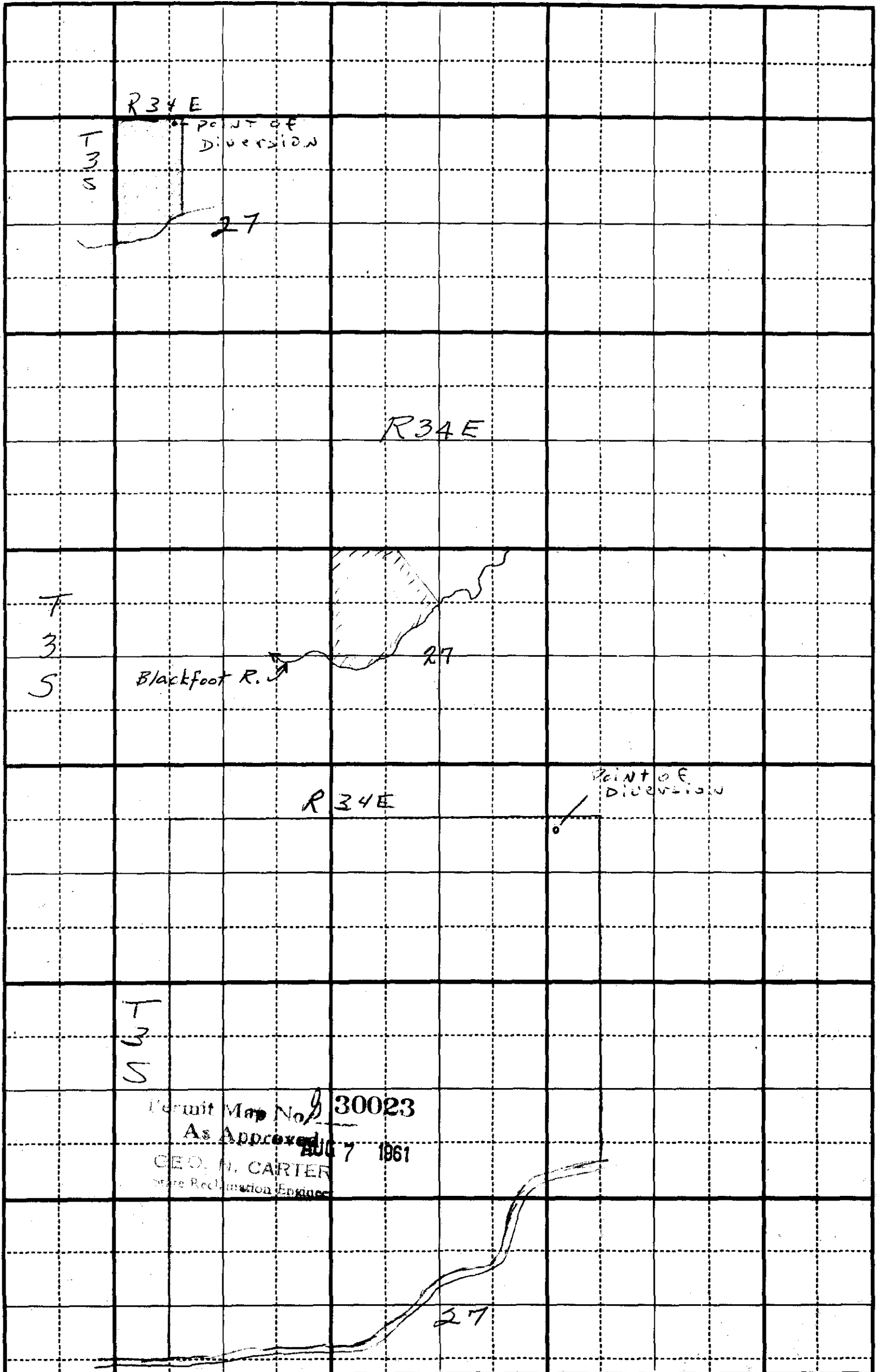
Encl.
EPR:pak

36823

NAME OF APPLICANT

Alton M. D. and

Form No. 0



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

30023

July 25, 1961

RE: Application for Permit

30023

Alton McDaniel
Rt 3
Blackfoot, Idaho

Dear Mr. McDaniel:

Returned herewith is the Money Order and sketch map you remitted with letter dated July 24, 1961. Also enclosed is Form 3, application for permit with attached instructions.

On one map in the application we show Blackfoot River with your property outlined according to the description you furnished. According to the acreage it would seem that your east line would run due south to the river.

Be sure and show the acres in each 40-acre subdivision.

Complete the form, application for permit, and return with the filing fee. Fee for 100 miner's inches is \$5.25, and for 105 inches is \$5.50.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Deputy State Reclamation Engineer

RWT:mr
Enc. application
money order

30023

RECEIVED
JUL 25 1961

Department of Reclamation

July 24, 1961

Department of Reclamation
Room 107, State House
Boise, Idaho

Dear Sirs:

I would like to file an application to drill
a well on described property of 104.08 acres and
file for 105 Miners inches of water.

Enclosed find filing fee of six dollars.

Sincerely yours,

Alton M. Daniel

Alton McDaniel
Route #3
Blackfoot, Idaho

sm

Enclosures

P.S. Work to be completed as soon as possible this
fall.

30023