

45-02732

State of Idaho

WATER LICENSE

Water License No. G-33231/45-2732 Priority September 19, 1966 Amount 1.49 c.f.s.

THIS IS TO CERTIFY, that M. ALVIN KEMPTON
of Albion, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated September 19, 1966; that Permit G-33231/45-2732 was issued pursuant
to said application; that the proposed works were completed on or about July 1968,
with a storage/or carrying capacity of 1.49 c.f.s., said works consisting of well, pump,
motor, pipe, concrete diversion works and earth ditches, and that on September 10, 1968,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 685
acre feet per season, with a maximum rate of diversion of 1.49 cubic feet per second of the waters
of ground-water, tributary of _____,
for the purpose of Irrigation from April 1 to October 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 12 S, R. 25 E, B.M., and
other additional points _____, in the County of
Cassia; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 685 acre feet per year.

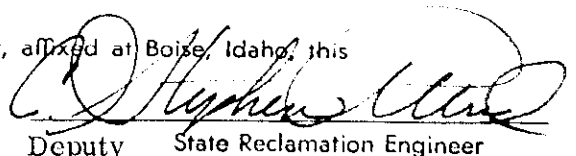
Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12 S	25 E	8						19	37	17		36	28						137

Total number of acres irrigated 137

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
17th day of November, 19 69


Deputy State Reclamation Engineer

45 2732 33231
45-2732

Form No. 3
5 M-1-65

Address all communications to:

M. Alvin Kempton

P.O. Rte. One, Box 101, Buhl, Idaho

APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G 41405

Permit No. G 33231

Water District No. _____

RECEIVED
SEP 15 1966
2:00 P.M.
Department of Reclamation

1. Name of applicant: M. Alvin Kempton
Post office address Rte. 1, Box 101 / Buhl County Twin Falls State Idaho
2. Quantity of water claimed: 2 cubic feet per second
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8
Twp. 12 S, Rge. 25 E, B.M., County of Cassia
5. Water is to be used for: Irrigation
6. If for domestic, 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: Well, pump and ditches
8. Estimated cost of works: \$ \$5,000.00
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir: _____
10. The time required for the completion of such work and complete application of the water to the proposed use is Five / years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation: _____
 - (b) Amount of capital stock \$ _____ (c) Amount paid in: \$ _____
 - (d) Names and addresses of directors: _____

33231

(Continued)

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:

(Give irrigable acreage in each 40-acre subdivision)

[illegible]

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 50 inches in
Howell Creek.

(a) .6 (6/10) 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) 1.4 (cubic feet per second, inches or gallons per minute) is for new lands.

33231

Remarks: The fifty miners inches (1 cfs.) right is of low priority
and very seldom is available after 15 July of each year. There-
fore the intent is to supplement this water with approximately
30 miners inches (.6 cfs.) from this well for late irrigation
season use.

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

M. Alvin Kempton
Applicant

By _____, Agent

33231

Approval of State Reclamation Engineer

The number of this permit is G 33231

OCT 3 1966

Recorded in Book 116 Page 33231 Approved _____

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

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

One-fifth of the work above specified to be completed on or before April 3, 1967

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before October 3, 1967

Witness my hand this 3rd day of October, 1966

R. Keith Higgins
State Reclamation Engineer

IN TESTIMONY WHEREOF, We ROBERT E. SMYLIE, Governor of the State of Idaho,

and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be

hereunto affixed, this 3rd day of October, 19 66

Countersigned:

By Louis E. Clapp
Secretary of State

STATE OF IDAHO

By

Robert E. Smylie
Governor.

No. G 33231

PERMIT

Date of first receipt at office of State
Reclamation Engineer

September 19, 1966 8:00 A.M.

Returned to applicant for correction
This priority date due to the
restoration of the Albion Basin Area.

Corrected application received

Fees, \$ 5.25

FILING FEES FOR USE PERMIT:

For the first Sec. Ft. \$5.00

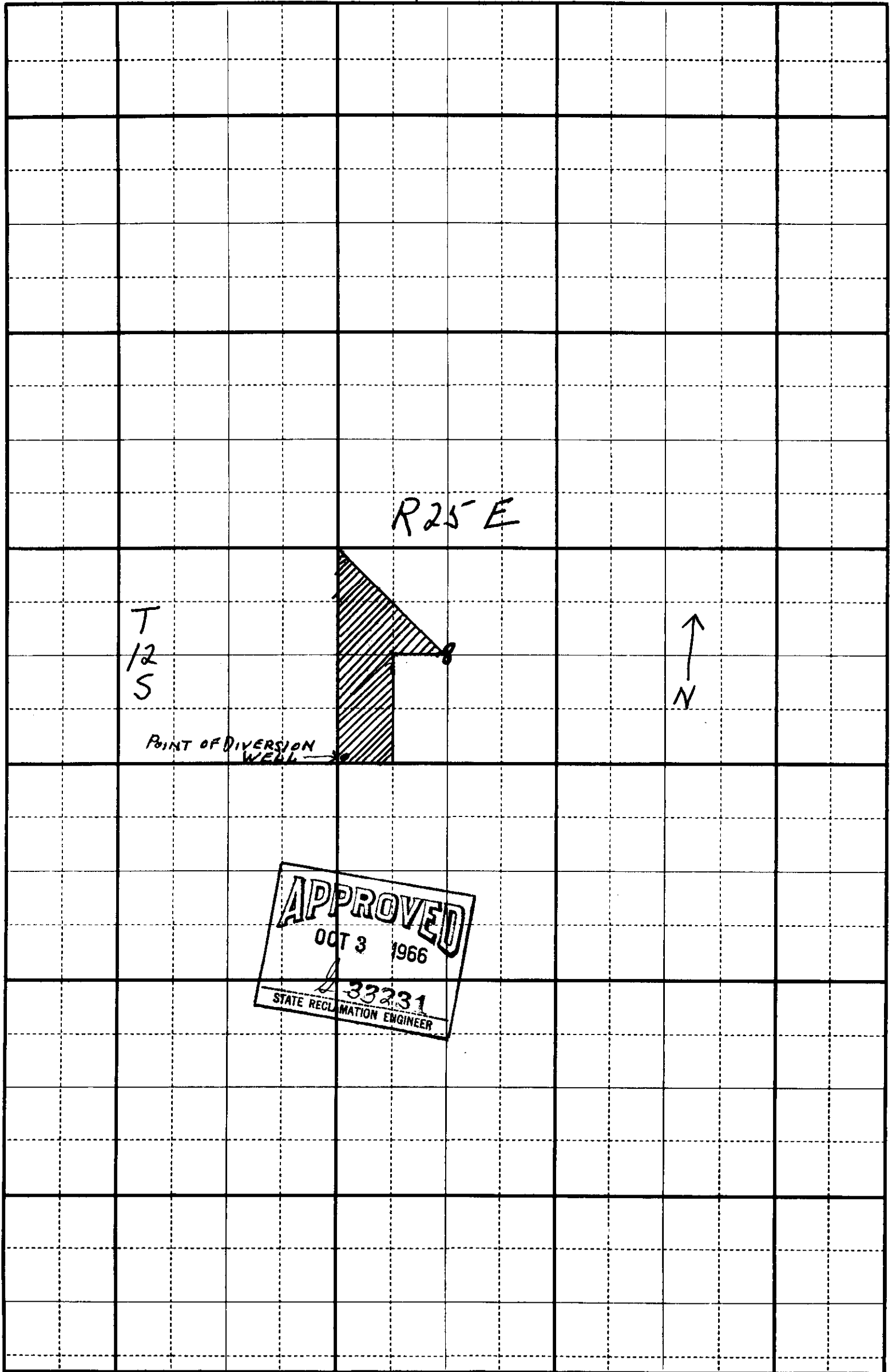
For each additional Sec. Ft. or Fraction

Thereof .25

33231

NAME OF APPLICANT M Alvin Kempton

Form No. 0



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

33231

✓ *G* 33231
45 - 12

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41405
Permit No. G- 33231
District No.

Hepworth, Huester & Felton
1020 Main
Buhl, Idaho 83316

1. Name of Applicant: M. Alvin Kempton
Postoffice address: ~~Route #1, Box 101~~ *Buhl Albion* County: ~~Twin Falls~~ *Cassia* State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 2.0 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 SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8
Twp. 12 S , Rge. 25 E , B.M., County of Cassia
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: well, pump and ditches.
8. Estimated cost of works: \$ 5,000.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is
years. one
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: 50 inches in Howell Creek.
 - (a) .6 (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) 1.4 (cubic feet per second, ~~inches or gallons per minute~~) is for new lands.

Remarks:

BE IT KNOWN TH
Idaho as herein set forth.

/s/ M. ALVIN KEMPTON

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation:

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 33231

Recorded in Book 116 Page 33231 Approved October 3, 1966

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

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

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

One-fifth of the work above specified to be completed on or before April 3, 1967

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 **October 3, 1967**

Witness my hand this 3rd day of October, 1966.

/s/ R. KEITH HIGGINSON
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 3rd
day of October, 19 66

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ LOUIS E. CLAPP
Secretary of State.

By /s/ ROBERT E. SMYLLIE
Governor

12.

Twp.	Range	Sec.	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	Totals
			NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	
12 S	25 E	8		20 40 20	40 40		160
			S T A T E O F I D A H O DPEARTMENT OF RECLAMATION				
In the Matter of) Permit No. G-33231) Date for Completion)			Extension of Time ORDER				
WHEREAS, Permit No. G-33231 was			issued to M. Alvin Kempton on September 19, 1966; and				
WHEREAS, said permit specified that work must be completed and the water used beneficially on or before October 3, 1967; and							
WHEREAS, Section 42-234 of the Idaho Code specifies that no less than two years can be allowed for the completion of works and application of water to beneficial use;							
NOW, THEREFORE, it is hereby ordered that the final date for completion of the work and application of water to beneficial use shall be October 3, 1968.							
Dated this 7th day of February, 1967.							
			/s/ R. KEITH HIGGINSON State Reclamation Engineer				
			LICENSE ISSUED FOR 1.49 SEC. FT. LICENSE PAGE No. _____				

November 17, 1969

Re: Permit No. G-33231/45-2732

Col. M. A. Kempton
USAF (Ret.)
P.O. Box 58
Albion, Idaho 83311

Dear Mr. Kempton:

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

Also enclosed is departmental receipt no. 3836 in the amount of \$15.00 covering the fees.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh
Enclosures

33231
45-2732

Dear Sir:

In compliance with your letter dated 27 Oct. I am enclosing a check in the amount of \$15. for the water license for permit 33231/45-2732.

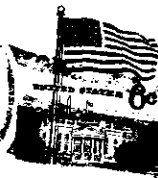
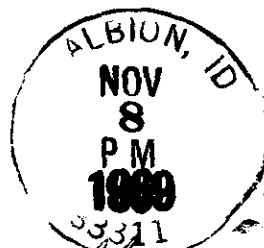
Sincerely,

M. Alvin Kempton

33231

45-2732

Col. M. A. Kempton
USAF (Ret.)
P. O. Box 58
Albion, Idaho 83311



RECEIVED
NOV 10 1989
Department of Reclamation

Dean R. Reynolds
Dept. of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

23231
45-2432

October 27, 1969

Re: Permit No. 33231/45-2732

M. Alvin Kempton
Albion,
Idaho 83311

Dear Mr. Kempton:

A representative of this department has made an examination of the works covered by your Permit 45-2732 and has found the following:

Quantity of water diverted: 1.49 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho law: 1.49 c.f.s.

The maximum quantity diverted shall not exceed 685 acre feet per season.

Beneficial Use: for irrigation of 137 acres in NW1/4NW1/4, S1/4NW1/4, W1/4SW1/4, Section 8, Twp. 12S, Rge. 25E, B.M.

The priority date established is: September 19, 1966

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 Water License as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:mh

45-2732
33231

100 - 1:07 1.49 74.5"

100 - 1:17

100 - 1:16.8

Holl shaft 50HP
HR1024929

LAYNE & Bowler Verti-Line

450 GPM

D20644

7" Discharge into concrete Diversion
works EARTH Ditches

28

12

3
28
36
37
37
12
19
137

33231
45-2 732

021.8

E30

19A

CR

1959-1968

37A

405.9

17A

36A

C

19.9

E191

12.4

K

330

B

L

J

14.1

19.5

E35 D

28A

E32

1-2

19.2

31.6

E

E32

E3

N

13.9

M

12.7

E192

2-2

Q

23.0

S

28.8

R

Q

23231
45-2420
0

R 25 E

	19		19
	37	17	54
	36	8	36
	28		28
		137	
Area -	137 acres		
SUBD -	5		
Q -	1.49 c.f.s.		
VOL -	4.0 AC FT / ACRE - MAX DIRECTED NOT TO EXCEED 625 AC FT / SEASON		
PRIORITY -	Sept 19, 1966		

43 673-1112

Permit No. G-33231

Name of Applicant M. Alvin Kempton, Albion, Idaho

Source of Water Sub.

a tributary of _____

Location of P.D. SW 1/4, Sec. 8, T. 12 S, R. 25 E, B.M., Cassia Co.

Water is used for Irrigation

Quantity of water claimed: Permit 2.0 c.f.s. Depositions 2.0 c.f.s.

Type of measuring device installed or method of measurement and general description of diversion works 350'x14", H - 74', Q - 60" (well test by Layne and Bowler Pump Company)

Land to be irrigated or place of use:

TWP.	RGE.	SEC.	Description
12 S	25 E	8	W 1/2 NW 1/4, SE 1/4 NW 1/4, W 1/2 SW 1/4

Filed - September 19, 1966 Total acreage 160 permit

Due - October 3, 1968 80 depositions

Made - September 10, 1968

Priority - September 19, 1966

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

50" in Howell Creek

673-1112

Source of supply Sub.
a tributary of _____
Location of P.D.(s) SW 1/4 SW 1/4 Sec. 8 T. 12S R. 2SE

Water is used for irrigation
Quantity of water found 1.49 cfs 74.5"
How was the measurement made? SPARLY meter
Measurement calculations _____

100' in 1.07 = 1.49 cfs 74.5"

Diversion works description and diagram

Holloshaft 50 HP # HR 1024929

LAYNE & Bowler Verti-Line 450 GPM
D20644

7" Discharge pipe 10' Long into concrete
Deverflow works into earth Ditches

Indicate area irrigated in each subdivision on the map. 5

Total acreage irrigated 137

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination?

Recommended allowance for licensing _____

Description of required amendments. Comments. _____

Report checked? _____

Examination date 5 June 69 DR.P.m

Signature _____

45-2732-
53231

September 18, 1968

Re: Permit No. G-33231

M. Alvin Kempton
Aibfon, Idaho

Dear Mr. Kempton:

We acknowledge receipt of the depositions and affidavit of publication in the South Idaho Press submitted as proof of completion of works and beneficial use on Permit No. G-33231.

Before a water license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our field examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

33231

Hand typed

RECEIVED

SEP 16 1968

Department of Reclamation

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

Ruth Chambers being first

duly sworn, deposes and says that she is the
Bardleiger of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for 4
consecutive weeks, commencing with the issue
dated August 13 1968, and ending
with the issue dated Sept. 3, 1968.

Ruth Chambers

Subscribed and sworn to before me
this 29th day of August
1968.

Edith Raustett Notary Public

Cost of Publication \$23.85

Notary Fee _____

Total Cost _____

My commission expires October 23, 1971

NOTICE
FILED
RECLAMATION
NOTARIAL

I hereby give notice on
September 16, 1968 at Albion,
of the State of Idaho,
notary public Jay L. Nielsen Al-
bion, Idaho, proof will be sub-
mitted of the completion of works
for the diversion of 2.0 c.f.s. of
the waters of a subterranean
source, and the application to
beneficial use of said water, in
accordance with the terms and
conditions of permit G-3231, here-
tofore issued by the Department
of Reclamation of the State of
Idaho.

1. The name and address of per-
mit holder is M. Alvin Kempton,
Albion, 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 cubic feet per
second.

3. The use to which said water
has been applied is irrigation pur-
poses, and the amount applied to
beneficial use is 2.0 c.f.s.

4. The point of diversion of said
water is SW 1/4, Sec. 8, T. 12
S. R. 23 E. B.M., Cassia County.

5. The place where said water
is used is W 1/4 NW 1/4, SE 1/4 NW 1/4
W 1/4 SW 1/4, Sec. 8, T. 12 S. R. 23
E. B.M.

6. The date of priority which
said user is prepared to establish
is September 19, 1966.

Protest of the above proof
may also be submitted to the
Department of Reclamation, State-
house, Room 2, Boise, Idaho.

Edith Raustett
Notary Public

Filed in South Idaho
August 13, 20, 27, September 3,
1968.

33231

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia.)
) ss.
STATE OF IDAHO)

Ruth Chambers being first

duly sworn, deposes and says that she is the
Ruth Chambers of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for
consecutive weeks, commencing with the issue
dated 19....., and ending
with the issue dated 19.....

Ruth Chambers

Subscribed and sworn to before me

this day of August
19.....

John H. Hestell Notary Public

Cost of Publication \$24.85

Notary Fee

Total Cost

My commission expires October 23, 1971

68.134

NOTICE OF PROOF OF COM- PLETION OF WORKS AND AP- PLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on
Sept. 19, 1968, at Albion, County
of Cassia, State of Idaho, before
notary public Jay L. Nielsen, Al-
bion, Idaho, proof will be sub-
mitted of the completion of works
for the diversion of 2.0 c.f.s. of
the waters of a subterranean
source, and the application to
beneficial use of said water, in
accordance with the terms and
conditions of permit G-33231, here-
tofore issued by the Department
of Reclamation of the State of
Idaho.

1. The name and address of per-
mit holder is M. Alvin Kempton,
Albion, Idaho.

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

3. The use to which said water
has been applied is irrigation pur-
poses, and the amount applied to
beneficial use is 2.0 c.f.s.

4. The point of diversion of said
water is SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 12
S., R. 25 E., B.M., Cassia County.

5. The place where said water
is used is W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
W $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 12 S., R. 25
E., B.M.

6. The date of priority which
said user is prepared to establish
is September 19, 1966.

Protests of the above proof
may also be submitted to the
Department of Reclamation, State-
house, Annex 2, Boise, Idaho.

R. Keith Higginson
Notary Public
Published in South Idaho Press
August 13, 20, 27, September 3,
1968.

33231

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho
Permit No. E 33231

RECEIVED
SEP 16 1968
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: Farmer -
Retired Air Force Officer, P.O. Box 58, Albion, 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:
N/A

Ques. 3. State number, approval date of permit, and date of priority: G33231,
Oct. 3, 1966, Sept. 19, 1966

Ques. 4. State source of water supply: Sub tr.
Give location of point of diversion, showing subdivision, section, township and range
SW 1/4 SW 1/4 Sec 8, T12S R25E BM Cassia County, Idaho

Ques. 5. Describe your works of diversion: Pump and open ditch
; state amount of water they are capable of conveying from point of diversion to place of use: 2.0 CFS; Give name of canal or ditch or other works by which water is conducted to such place of use: N/A
; if a well, state depth of well 350 ft.; depth and size of casing 330 ft. - 14"; depth to water 75 ft.; if pump is used, state discharge of pump: 60 inches; tell how it was measured or determined well test by Jayne & Bowler Pump Co.; if sprinkler irrigation, give number and size of nozzles and operating pressure: N/A

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:
W 1/2 NW 1/4, SE 1/4 NW 1/4, W 1/2 SW 1/4, Sec. 8, T12 SR 25 E BM.
approx. 80 Acres.

33231

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

Approx. 1/2 mile of new ditch

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Clarence Bishop - Burley, 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:

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:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: July 1968 - Time used since first use:

Periodically to Date

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

50 inches of water from Lowell Creek. (This is water right in of such a date that water has never been available to 10 July since 1948.)

(sign) M. Alvin Kempton

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

Abcon, County of Cassia

State of Idaho, on this 10th day of September, A. D. 1968.

My commission expires: June 10, 1971

Jay D. Nelson

33231

RECEIVED

STATE OF IDAHO

SEP 16 1968

DEPARTMENT OF RECLAMATION

Department of Reclamation

Boise, Idaho

Permit No. G-33231

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:

Les R Bell - 48 - Albion - Farmer
Box 86, Albion, Idaho

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

Twenty years - Albion, Idaho

Ques. 3. Have you read or heard said Permit No. G-33231 read, and are you familiar
with its provisions and conditions: Yes X No.

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

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

SW 1/4 of SW 1/4 Section 8, Twp 12 S - Range 25 E B.M.

Describe works for conveying water to place of use: Pump, Electric

Motor and open ditch

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

conveyed? 1.2 C.F.S.

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

N 1/2 NW 1/4, SE 1/4 NW 1/4, W 1/2 SW 1/4, Sec 8, T 12 S
R 25 E B.M.

33231

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

None

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

Cropland for hay + grain - also pasture - Water
required one inch per acre.

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?

July - 1968

Other times you have seen such use:

July + Aug

(Signed):

Les Bell

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 allison

 , County of Cassia, State of Idaho, on
this 10th day of September, A. D. 1968

Jay D. Fulsom

Notary Public for the State of Idaho

Residing allison, Idaho

My commission expires

June 10, 1971

33231

RECEIVED

SEP 16 1965

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Reclamation

Boise, Idaho

Permit No. 6-33231

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:

Harry Mahoney, 35, Rancher, Albion, Idaho
Box 133 83311

Ques. 2 Are you acquainted with M. Alvin Kempton, the holder of
Permit No. 6-33231? How long have you known him and where does he reside?

25 years Albion, Idaho

Ques. 3. Have you read or heard said Permit No. 6-33231 read, and are you familiar
with its provisions and conditions: Yes X No.

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

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

SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8, 12, 25

Describe works for conveying water to place of use: Pump and well

+ Open Ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 2 Cu Ft Per Second How much water have you seen being so

conveyed? 1.2 Cu Ft Per Second

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

W $\frac{1}{2}$ NW $\frac{1}{2}$ + S.E. $\frac{1}{4}$ NW $\frac{1}{4}$ + W $\frac{1}{2}$ SW $\frac{1}{4}$ sec 8 T12S

R 15 E B M Cassia Co. Idaho

33231

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

None

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

Crop land for Hay Grain + Pasture
One inch per acre

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? July 1968

Other times you have seen such use: July and August 1968

(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 Albion

 , County of Cassia, State of Idaho, on this 10th day of September, A. D. 1968

[Signature]
Notary Public for the State of Idaho
Residing Albion, Idaho

My commission expires June 10, 1971

33231

RECEIVED

AUG 14 1968

Department of Reclamation

68-134

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

Notice is hereby given that on Sept. 10, 1968 at Albion, County of Cassia, State of Idaho, before notary public Jay L. Nielsen, Albion, Idaho, proof will be submitted of the completion of works for the diversion of 2.0 c.f.s. of the waters of a subterranean source, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-33231, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is M. Alvin Kempton, Albion, Idaho.

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

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 2.0 c.f.s.

4. The point of diversion of said water is SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 12 S. R. 25 E., B.M., Cassia County.

5. The place where said water is used is W $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 12 S. R. 25 E., B.M.

6. The date of priority which said user is prepared to establish is September 19, 1966.

Protests of the above proof may also be submitted to the Department of Reclamation, Statehouse, Annex 2, Boise, Idaho.

R. Keith Higginson

State Reclamation Engineer

Published in South Idaho Press August 13, 20, 27, September 3, 1968.

33231

August 6, 1968

Re: Permit No. G-33231

Mr. Alvin Kempton
Albion, Idaho

Dear Mr. Kempton:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit No. G-33231.

We have mailed the notice to the South Idaho Press to be published once a week for four consecutive weeks prior to Sept. 10, 1968 which is the hearing date when the permit holder M. Alvin Kempton, Albion, Idaho and two disinterested witnesses must appear before Jay L. Nielsen, Albion, Idaho, notary public, to complete the enclosed depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by M. Alvin Kempton. Be sure all the forms have the notary's seal and are signed. Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McEldeowney
Appropriation Manager

DWM:ge

Enc: Depositions

cc: Notary

33231

August 6, 1968

Re: Permit No. G-33231
M. Alvin Kempton, Albion, Idaho

South Idaho Press
Burley, Idaho 83318

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to September 10, 1968. The expense of the publication is to paid by M. Alvin Kempton, Albion, Idaho

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ge

Enc: Legal Notice

33 231

RECEIVED

JUL 31 1968

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

Department of Reclamation

Notice is hereby given that on SEPT. 10, 1968 at ALBION,
County of CASSIA, State of Idaho, before notary public (name & address) _____
JAY L. NIELSEN, ALBION, IDAHO, proof will be
submitted of the completion of works for the diversion of 2.0 c.f.s. of the waters
of a subterranean source, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G-33231, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is M. Alvin Kempton, Albion, Idaho.
2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
2.0 cubic feet per second.
3. The use to which said water has been applied is _____
_____ irrigation _____ purposes, and the amount applied to beneficial
use is 2.0 c.f.s.
4. The point of diversion of said water is SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 12 S, R. 25 E,
B.M., Cassia County.
5. The place where said water is used is W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 8, T. 12 S,
R. 25 E, B.M.
6. The date of priority which said user is prepared to establish is _____
September 19, 1966.

State Reclamation Engineer

Protests of the above proof may also be submitted to the Department of
Reclamation, Statehouse, Annex 2, Boise, Idaho.

33231 68

RECEIVED

JUL 31 1948

Department of Reclamation

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the South Idaho Press of Burley, Idaho 83318; published in the county in which the works are situated.

M. Alvin Kempton
(signature)

Albion, Idaho
(address)

29 July, 1948
(date)

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 when proof is for completion of works.

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

Engineer

33231

July 23, 1968

Re: Permit No. G-33231
M. Alvin Kempton

Michael H. Felton, Attorney At Law
Hepworth, Nungester & Felton
1020 Main
Buhl, Idaho 83316

Dear Mr. Felton:

Pursuant to your letter of July 15, 1968, we are forwarding forms for proof of completion of works and beneficial use of water for the above referenced permit.

Please refer to the instructions on Form 36A in completing Form 36 and Form 11. If you have any questions, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: Forms 36A, 36 & 11

33231

LAW OFFICES
HEPWORTH, NUNGESTER, AND FELTON
PROFESSIONAL CENTER 1020 MAIN
BUHL, IDAHO - 83316

JOHN C. HEPWORTH
WM. L. NUNGESTER
MICHAEL H. FELTON

July 15, 1968

AREA CODE 208
PHONE 543-4368

State of Idaho
Dept. of Reclamation
Statehouse Mailroom
Boise, Idaho 83700

Re: App. #G-41405
Permit #G-33231

Gentlemen:

Please foreward forms (affidavit, etc.) for proof of completion of works so that we may properly comply with requirements for issuance of water license to M. Alvin Kempton.

For your records, applicant's address is now Albion, Idaho, rather than Route #1, Box 101, Buhl, Idaho. Forms should be sent to Hepworth, Nungester & Felton, 1020 Main, Buhl, Idaho 83316.

Very truly yours,

HEPWORTH, NUNGESTER & FELTON



Michael H. Felton

MHF/pw

cc: M. A. Kempton
Albion, Idaho

33231

REPORT OF WELL DRILLER
State of Idaho

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name Alvin Kempton

Address Buhl Idaho

Owner's Permit No. 33231

NATURE OF WORK (check): Replacement well ☐

New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: Irrigation

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒

Dug ☐ Other ☐

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☐

12 "Diam. from 0 ft. to 367 ft.

"Diam. from ft. to ft.

"Diam. from ft. to ft.

"Diam. from ft. to ft.

Thickness of casing: 1/2" wall Material:

Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☒ No ☐ Type of

perforator used: Cutting tool

Size of perforations: 1/4" by 1"

446 perforations from 50 ft. to 367 ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

WAS SCREEN INSTALLED? Yes ☐ No ☐

Manufacturer's name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐

No. ☐ size of gravel Gravel

placed from ft. to ft. Surface seal

provided? Yes ☐ No ☐ To what depth?

 ft. Material used in seal:

Did any strata contain unusable water? Yes ☐

No. ☒ Type of water:

Depth of strata ft. Method of sealing

strata off:

Surface casing used? Yes ☐ No. ☐

Cemented in place? Yes ☒ No ☒

Locate well in section

LOCATION OF WELL: County Cassia

SW SW SW Sec. 8 T. 12 N/S R. 25 E/W

Use other side for additional remarks

Size of drilled hole: 16 in Total

depth of well: 367 ft Standing water

level below ground: 57 Temp.

Fahr. ° Test delivery: gpm

or cfs Pump? ☐ Bail ☐

Size of pump and motor used to make test:

Length of time of test: Hrs. Min.

Drawdown: ft. Artesian pressure: ft.

above land surface Give flow cfs

or gpm. Shutoff pressure:

Controlled by: Valve ☐ Cap ☐ Plug ☐

No control ☐ Does well leak around casing?

Yes ☐ No ☐

DEPTH		MATERIAL	WATER YES OR NO
FROM	TO		

FEET FEET		MATERIAL	WATER YES OR NO
0	8		
8	15	Clay shale	
15	120	Clay shale	
150	203	Yellow sand shale	
203	210	Red loam broken	
210	220	Blue shale	
220	300	Black shale	
300	312	Red loam	
312	340	Gravel	
340	367	Brown loam	

Work started: Oct 19-66

Work finished: Nov 26-66

Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.

Name: Loren M. Rogers Well Drilling

Address: P.O. Box 327 Burley Idaho

Signed by: C. D. Rogers

License No. 107 Date: 12/3/67

33231

February 7, 1967

RE: Permits No. G-33230, G-33231, G-33232

M. Alvin Kempton
Rt 1, Box 101
~~Twin Falls~~, Idaho 83306
Buhl

Dear Mr. Kempton:

Enclosed find orders extending the time for completion of
works and application of water to beneficial use on your
Permits No. G-33230, G-33231, G-33232 by one year.

Very truly yours,

Donald J. Watts
Engineer

DJW:mr

Enc. extensions of time

33 231

S T A T E O F I D A H O
D E P A R T M E N T O F R E C L A M A T I O N

In the Matter of)
Permit No. G-33232)
Date for Completion)
_____)

Extension of Time

ORDER

WHEREAS, Permit No. G-33232 was issued to M. Alvin Kempton on September 19, 1966; and

WHEREAS, said permit specified that works must be completed and the water used beneficially on or before October 3, 1967; and

WHEREAS, Section 42-234 of the Idaho Code specifies that no less than two years can be allowed for the completion of works and application of water to beneficial use;

NOW, THEREFORE, it is hereby ordered that the final date for completion of the work and application of water to beneficial use shall be October 3, 1968.

Dated this 7th day of February, 1967.

State Reclamation Engineer

33231

October 12, 1966

RE: Permit G-33230, G-33231 and G-33232

M. Alvin Kempton
Route #1, Box 101
Buhl, Idaho

Dear Mr. Kempton:

Enclosed is your permit for appropriation of water from a well in the Albion Basin. Your attention is invited to the terms and conditions of the permit on the last page of the form. You will note particularly that we have allowed only one year to complete the well and put it into operation. We feel that this short period is necessary to avoid excessive depletion of the ground water resource and to assure that the recent permits, totaling about 26 c.f.s. in all, were not filed for speculative purposes.

If you have any questions on this I will be glad to discuss it with you.

Very truly yours,

R. KEITH HIGGINSON
State Reclamation Engineer

RKH:ejw

Encl: Permit
Receipt No. G-10849 in the amount of \$20.00 was forwarded to you at an earlier date. This amount covers the filing fee on the above referenced permits.

33231