

45-02662

State of Idaho
License and Certificate of Water Right

Water License No. G-29980 Amount 1.8 c.f.s.
Water District No. Priority July 18, 1961

THIS IS TO CERTIFY that WALLACE L. BANNER
of Burley, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 18, 19 61 ; that Permit No. G-29980
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.8 second feet, was issued thereunder on August 24, 19 62 , showing that said works
were completed on the 18th day of April, 19 62 ; and that on the 18th
day of April, 19 62 ,
WALLACE L. BANNER

of Burley, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-29980 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 7409, on the 24 day of August, 19 62 ;
The right hereby confirmed dates from July 18, 19 61 ;

The Point of Diversion is located
in the NE ¼ NE ¼, Sec. 10, Tp. 11 S R. 23 E, B. M. Cassia 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 1.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	23 E	10	NE ¼ NE ¼	40	40
			NW ¼ NE ¼	40	40
			NE ¼ NW ¼	10	10
			Total number of acres to be irrigated:		90

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
24th day of August, 19 62 .

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

+ 7410

State of Idaho
License and Certificate of Water Right

Water License No. 22049 Amount 1.18 c.f.s.
Water District No. Priority April 23, 1951

THIS IS TO CERTIFY that JOHN SAVAGE - Assignee - ROBERT E. GRANT & HAZEL M. GRANT of Murtaugh, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 23, 19 51 ; that Permit No. 22049 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.2 second feet, was issued thereunder on February 16, 19 56 , showing that said works were completed on the 16th day of February, 19 56 ; and that on the 30th day of January, 19 62 , ROBERT E. & HAZEL M. GRANT

of Carmichael, State of California, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation and domestic use, under Use Permit No. 22049 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 7410, on the 24 day of August, 19 62 ;
The right hereby confirmed dates from April 23, 19 51 ;

The Point of Diversion is located in the SE 1/4 NE 1/4, Sec. 34, Tp. 11 S, R. 20 E, B. M. County Twin Falls
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 1.18 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	20 E	34	NE 1/4 NE 1/4	40	34
			NW 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	40
			SE 1/4 NE 1/4	40	40
			Total number of acres to be irrigated:		154

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 24th day of August, 19 62 .

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37975
Permit No. G- 29980
District No.

1. Name of Applicant: Wallace L. Banner
Postoffice address: Route 2, Burley County: Cassia State: Idaho
2. Quantity of water claimed: 1.8 cubic feet per second
(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 NE $\frac{1}{4}$ of Section 10
Twp. 11 S , Rge. 23 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 and pump
8. Estimated cost of works: \$ Well - \$850.00; Pump \$1700.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5
years. (Completed)
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 onhand: \$
(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:
Burley Irrigation District
(a) 1.8 (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.

By _____ Agent.

Corrected application received: July 26, 1961

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	
11 S	23 E	10	40	40			10										90		
Permit No. G-29980 CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that WALLACE L. BANNER of Burley, County of Cassia, and State of Idaho, the holder of Permit G-29980, issued upon Application No. G-37975 bearing date of priority of July 18, 1961, authorizing the diversion of 1.8 second feet of waters of a well County of Cassia, 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 1.8 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NE ¹ / ₄ NE ¹ / ₄ , Sec. T. 11 S., R. 23 E., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows: to-wit: 90 acres in N ¹ / ₂ NE ¹ / ₄ , NE ¹ / ₄ NW ¹ / ₄ , Sec. 10, T. 11 S., R. 23 E., B.M.																			
Witness my hand this 24th day of August, A. D. 1962.																			
/s/ RALPH W. THOMAS Deputy State Reclamation Engineer																			
Proof of Completion of Works Made: April 18, 1962																			
LICENSE ISSUED FOR 18 SEC. FL page 7409																			

August 24, 1962

RE: Permit No. G-29980

Wallace L. Banner
Rt 2
Burley, Idaho

Dear Mr. Banner:

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

Also enclosed is departmental receipt No. G-7280 in the
amount of \$11.00 covering the fees for the certificates.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. license
certificate
receipt

29980

500 - June 20-62

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho
August 13, 1962

Re: Permit No. G-29980

Wallace L. Banner
Rt 2
Burley, Idaho

Dear Mr. Banner:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29980 shows the well is (~~xxx~~) capable of conveying 90 miner's inches, or 1.8 c.f.s. of water for the irrigation of 90 acres.

Upon receipt of the statutory fees, totaling \$ 11.00, which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 6.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of July 18, 1961 to the use of 1.8 second feet of subterranean water with the point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10 for irrigation of 90 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 10, T. 11 S., R. 23 E., B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By


(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

29980

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho
August 13, 1962

Re: Permit No. G-29980

Wallace L. Banner
Rt 2
Burley, Idaho

Dear Mr. Banner:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29980 shows the well is ~~(2.8)~~ capable of conveying 90 miner's inches, or 1.8 c.f.s. of water for the irrigation of 90 acres.

Upon receipt of the statutory fees, totaling \$ 11.00, which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 6.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of July 18, 1961 to the use of 1.8 second feet of subterranean water with the point of diversion in the NE¹/₄NE¹/₄ Sec. 10 for irrigation of 90 acres in the NE¹/₄NE¹/₄ Sec. 10, T. 11 S., R. 23 E., B.M.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

29980

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-29980

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

1. Name of applicant Wallace L. Banner

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10

T. 11 S. R. 23 E. B.M. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: 15 H.P. F.M. Motor
#542471 Wintroat's pump 9727 8" X 75' Column 16" X 80' casing
h: 20' to 40' well depth 80' 8" discharge into open ditch

5. Water is used for: irrigation

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

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

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 10., Twp. 11 S., Rge. 23 E. B.M.

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

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

Remarks: Mr Leo Banner along

Measurement was made with sippolette weir
.51 over 2' weir = 122 inches

This examination was made on the 9th day of August, 1962

(Signed)

Ron Helberg

Examiner.

29980

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
AUG 10 1962

Department of Reclamation

Wallace L. Banner
Rt. #2, Burley, Idaho

Permit No. G-29980

Examination for Completion of Works & Beneficial Use

County Cassia

Sec. 10 T. 11 S R. 23 E B.M.

Quantity: 1.8 a.f.s.

Source: Well

P.D.: NE. NE., Sec. 10, T. 11 S., - R. 23 E. B.M.

Use: Irrigation

Filed: July 18, 1961

Due: July 28, 1966

Extension:

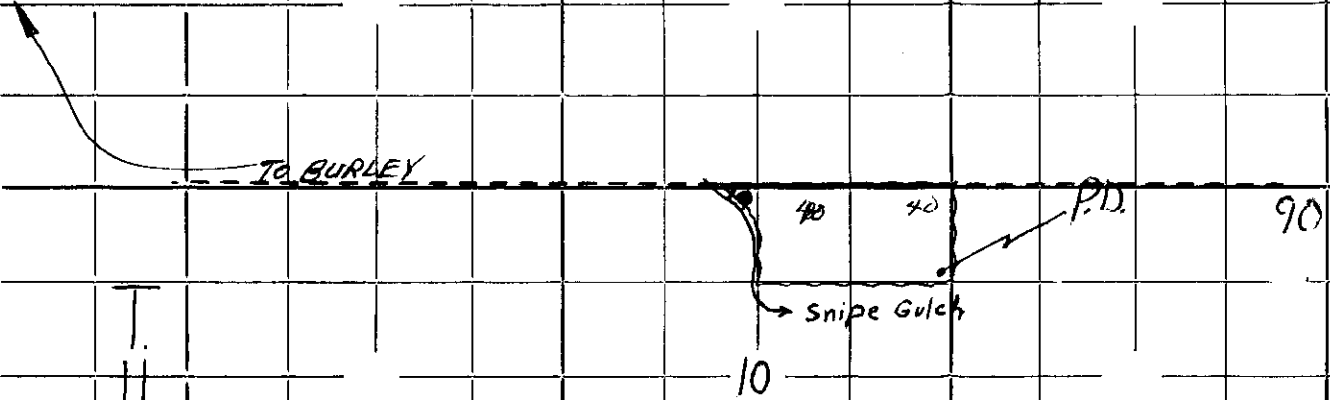
Completion of Works:

Other Rights: Burley Irrigation Dist.

Driller - Lemar Barnes
(Burley)

29980

R-23E.



Subdivision 3
area 90 acres

Allow ① 1.8 CFS or 90 inches

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-29980

REPORT ON PROOF OF Completion of Works & Beneficial Use

Wallace L. Banner, Rt. #2, Burley, Idaho

May 1, 1962

Re: Permit No. G-29980

Wallace L. Banner
Route #2
Burley, Idaho

Dear Mr. Banner:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Herald-Bulletin, all submitted in proof of completion of works and beneficial use on Permit No. G-29980.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: Parsons & Snow
Attorneys and Counsellors at Law
137 West 13th Street
Burley, Idaho

29980

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
APR 30 1962

Department of Reclamation

Permit No. G-29980

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.

Ans. Wallace L. Banner, Route #2, Burley, Idaho, farming, Route #2, Burley, Idaho.

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

Ans. None

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

Ans. G-29980, July 28, 1961

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

Ans. Subterranean, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 10, Tsp 11 South, R 23, EBM

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. And 80 foot well with pump. The well is cased the entire 80 feet with 16 inch casing. The well is capable of delivering through the pump 1.8 cubic feet per second of water and this was measured over a weir. It is conveyed from the point of diversion to the place of use through open ditches and laterals.

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. The water is used for the purpose of irrigation of crops on 90 acres of land namely the NE $\frac{1}{4}$ NE $\frac{1}{4}$, the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and 10 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ all in Section 10, Township 11 South, Range 23, East, Boise Meridian. This land is cultivated and ditches, both dirt and concrete have been placed on the land as a result of the water and the total farm has been rendered more useful by this well.

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

Ans. LaMar Barrus, Burley, Idaho

29980

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

Ans. None

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

Ans. one inch per acre minimum

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. Not applicable

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

Ans. The water has been used from the well during the 1960 and 1961 crop seasons. The well and pump have been used at capacity to irrigate the crops during these seasons. The crops were subsequently harvested.

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. A little supplemental water has been received from the Burley Irrigation District

(Sign) Wallace L. Banner

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 Burley, County of Cassia,

State of Idaho, on this 18th day of April, A. D. 19 62

✓ William A. Parsons

My commission expires July 20, 1962

29980

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED

APR 30 1962

Department of Reclamation

Permit No. G-29980

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. Danford L. Crane, 32, Route #1, Burley, Idaho, appraiser and farmer.

Ques. 2. Are you acquainted with Wallace L. Banner, the holder of Permit No. G-29980? How long have you known him and where does he reside?

Ans. Yes, 25 years, Route #1, Burley, Idaho

Ques. 3. Have you read or heard read said Permit No. G-29980, 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. NE¹/₄NE¹/₄ Section 10, Township 11 South, Range 23 E.B.M. Subterranean supply, The water is diverted through open ditches and laterals from the well and equiped with a pump. I would estimate that the well is about 80-85 feet deep and it is cased with 16" casing.

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. 1.8 cubic feet per second and I have seen 1.8 cubic feet per second being so conveyed.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. About 90 inches. I estimated this from experience and I have seen the same being measured by a weir.

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Ques. 7. 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. Water is used for the irrigation of crops on cultivated land. Ditches were placed on the land and crops grown during the 1960 and 1961 crop seasons on the land described on the map that is a part of the application.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None

Ques. 9. (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. Sandy Loam of No. 1 quality. One inch per acre.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No, I am only a neighbor to the applicant.

Ques. 11. 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. During the 1960 and 1961 farming seasons I have seen the pump working and I have seen the tenant, Leo Banner, irrigating the crops on this land. I have seen 1.8 cubic feet per second.

(Signed) * Stanford L. Crane

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 Burley, County of Cassia, State of Idaho, on this 18th day of April, A. D. 19 62.

Wm A Parsons

Notary Public.

My commission expires July 20, 1962

29980

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
APR 30 1962
Department of Reclamation

Permit No. G-29980

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. Leo E. Banner, 58, Route #1, Burley, Idaho, farming.

Ques. 2. Are you acquainted with Wallace L. Banner, the holder of Permit No. G-29980? How long have you known him and where does he reside?

Ans. Yes, 52 years, Route #2, Burley, Idaho

Ques. 3. Have you read or heard read said Permit No. G-29980, 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. Subterranean, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 10, Tshp 11 South, Range 23 E, BM. The water is pumped with a pump from a well 80 feet in depth with 80 feet of 16" casing. The column of the pump is 70 feet. It is conveyed from point of diversion to place of use through open ditches and laterals.

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. 1.8 cubic feet per second. I watched it measured over a weir.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 1.8 cubic feet per second. It was measured over a weir.

Ques. 7. 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. Irrigation of crops on the North Half of the NE $\frac{1}{4}$ and 10 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ all in Section 10, Township 11 South, Range 23, EBM. This is cultivated land and ditches were placed thereon in reliance on the water and the farm of which this land was a part was rendered more useable.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None

Ques. 9. (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. Sandy Loam, No. 1 quality. 1 inch per acre.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No, other than I am a tenant and operator of the farm.

Ques. 11. 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. During the 1960-61 growing seasons I did the irrigating of the crops grown and harvested as a result of water delivered from the well for which proof is now being made. I witnessed the use of 1.8 cubic feet per second of water over the two seasons.

(Signed) x Leo E. Banner

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 Burley,
County of Cassia, State of Idaho, on this 18th day of April,
A. D. 19 62.

Wm A Parsons
Notary Public.

My commission expires July 20, 1962

29980

AFFIDAVIT OF PUBLICATION

RECEIVED

APR 30 1962

STATE OF IDAHO

COUNTY OF CASSIA

SS.

Dean Stanley Fisher II, first being sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published daily and has been continuously and uninterruptedly published in said county, not less frequently than once a day, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for *four* consecutive weeks, commencing with the issue dated *3-23*, 19*62*, and ending with the issue dated *4-13*, 19*62*.

Subscribed and sworn to before me this *13* day of *April*, 19*62*.

Stanley Nelson
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

29980

LEGAL NOTICES

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

Notice is hereby given that at 10:00 A.M., on the 18th day of April, 1962, at Burley, County of Cassia, State of Idaho, before William A. Parsons, Notary Public, at 137 West 13th St., Burley, Idaho, proof will be submitted of the completion of Works for the diversion of 1.8 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-2980, 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 Wallace L. Banner, Route No. 2, Burley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.8 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 1.8 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10, Township 11 South, Range 23 East, Boise Meridian, Cassia County, Idaho.

5. The place where said water is used is N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 10, Township 11 South, Range 23 East, Boise Meridian.

6. The date of priority which said user is prepared to establish is July 18, 1961.

GEO. N. CARTER,
State Reclamation Engineer

Affidavit of Publication.

The Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

COUNTY OF CASSIA

ss.

Dean Stanley Shubert, first being duly sworn, says: That he is the printer of The Herald-Bulletin, a daily newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published daily and has been continuously and uninterruptedly published in said county, not less frequently than once a day, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for seventy-eight consecutive weeks, commencing with the issue dated 3-23-1962, and ending with the issue dated 4-13-62.

Subscribed and sworn to before me this 13 day of April, 1962

Shirley Nelson
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

29980

PARSONS & SNOW
ATTORNEYS AND COUNSELLORS AT LAW
137 WEST 13TH STREET
BURLEY, IDAHO
—
678-8382

WILLIAM A. PARSONS
PETER G. SNOW

April 28, 1962

RECEIVED
APR 30 1962
Department of Reclamation

P. O. BOX 545

State of Idaho

Department of Reclamation
Boise, Idaho

Re: Permit No. G-29980 Wallace L. Banner

Gentlemen:

We are enclosing Deposition of Witnesses, Deposition of
Holder, and Affidavit of Publication on the above.

Yours truly,

PARSONS & SNOW

By: *William A. Parsons*
WAP

WAP:dt

Enc. 4

29980

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

March 19, 1962

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

IS ATTACHED

Re: Permit No. **0-29980**
Wallace L. Bunker

Mr. William A. Parsons,
Attorney at Law
Box 525
Burley, Idaho.

Dear Mr. Parsons:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. **0-29980**, in the name of **Wallace L. Bunker**. Final Proof is to be made before you, as Notary on the **18th** day of **April, 1962**, at **10:00** o'clock **A.M.**, at **137 W. 13th St., Burley, Idaho.**

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

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. 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, that your 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:

Edna
(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.

EPR:Pk
cc: Applicant

29980

1200
6-28-61

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. G-29980
Wallace L. Banner

Date: March 19, 1962

Herald Bulletin
Burley, Idaho.

Gentlemen:

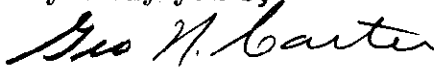
Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **April 18, 1962** the date set for proof; the expense of the publication is to be paid by the applicant's attorney

William A. Parsons of **137 West 13th St., Burley, 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.

29980

MAR 19 1962

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

Department of Reclamation

Notice is hereby given that at 10:00 M., on the 18th day of April 19 62, at Burley, County of Cassia, State of Idaho, before William A. Parsons, Notary Public, at (address) 137 West 13th St., Burley, Idaho, proof will be submitted of the completion of works for the diversion of 1.8 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. 29980, 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 Wallace L. Banner, Route #2, Burley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.8 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 1.8 cubic feet per second.

4. The point of diversion of said water is NE¹/4 NE¹/4, Section 10, Township 11 South, Range 23 East, Boise Meridian, Cassia County, Idaho.

5. The place where said water is used is N²/4 NE⁴, Section 10, Township 11 South, Range 23 East, Boise Meridian.

6. The date of priority which said user is prepared to establish is the 25th day of July, 1961.

Geo. A. Leavitt
State Reclamation Engineer

29980

Form No. 11
2M - 10/60

RECEIVED
MAR 14 1962

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 16, 1962
(P. O.) Burley, 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
Herald-Bulletin of Burley, Idaho published in
the county in which the works are situated.

Wallace J. Banner

(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.

29980

PARSONS & SNOW
ATTORNEYS AND COUNSELLORS AT LAW
137 WEST 13TH STREET
BURLEY, IDAHO
678-8382

RECEIVED
MAR 20 1962
Department of Reclamation

WILLIAM A. PARSONS
PETER G. SNOW

March 17, 1962

P. O. BOX 545

State Reclamation Engineer
Boise,
Idaho

Gentlemen:

Enclosed please find two copies of Notice of Proof of Completion of Works and Application of Water to Beneficial use and one copy of Notice to Accompany This Letter Must be Made in Duplicate (Form No. 11) for Wallace L. Banner, Burley, Idaho.

Yours truly,

PARSONS & SNOW

By: *William A. Parsons*

WAP:dt

Enc. 3

29980

August 30, 1961

Re: Permit No. O-29980
Wallace L. Barner

Parsons and Snow
Attorneys at Law
P. O. Box 515
Burley, Idaho

Gentlemen:

Enclosed are forms for making final proof on the
above numbered permit, as requested August 29, 1961.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:aw

Enc. Form 36-11-instructions

29980

PARSONS & SNOW
ATTORNEYS AND COUNSELLORS AT LAW
137 WEST 13TH STREET
BURLEY, IDAHO
ORCHARD B-8382

WILLIAM A. PARSONS
PETER G. SNOW

August 29, 1,961

P. O. BOX 545

Department of Reclamation
Boise, Idaho

Re: Permit No. G-29980
Wallace L. Banner

Attention Mrs. Edna P. Rule
Chief Clerk

Dear Mrs. Rule:

Please forward to me the necessary forms and applications
to make final proof on the above named and numbered permit.

Yours very truly,

PARSONS & SNOW

William A. Parsons
William A. Parsons

WAP:cb

29980

August 9, 1961

Re: Permit No. G-29980
Wallace L. Banner

Parsons & Snow,
Attorneys at Law,
Box 545,
Burley, Idaho.

Attention: William A. Parsons

Gentlemen:

We enclose Permit No. G-29980 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Departmental Receipt No. G-6254, which was issued covering payment in the amount of \$5.25 for the filing fee of the above mentioned permit, was mailed to you with our letter of July 18, 1961.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

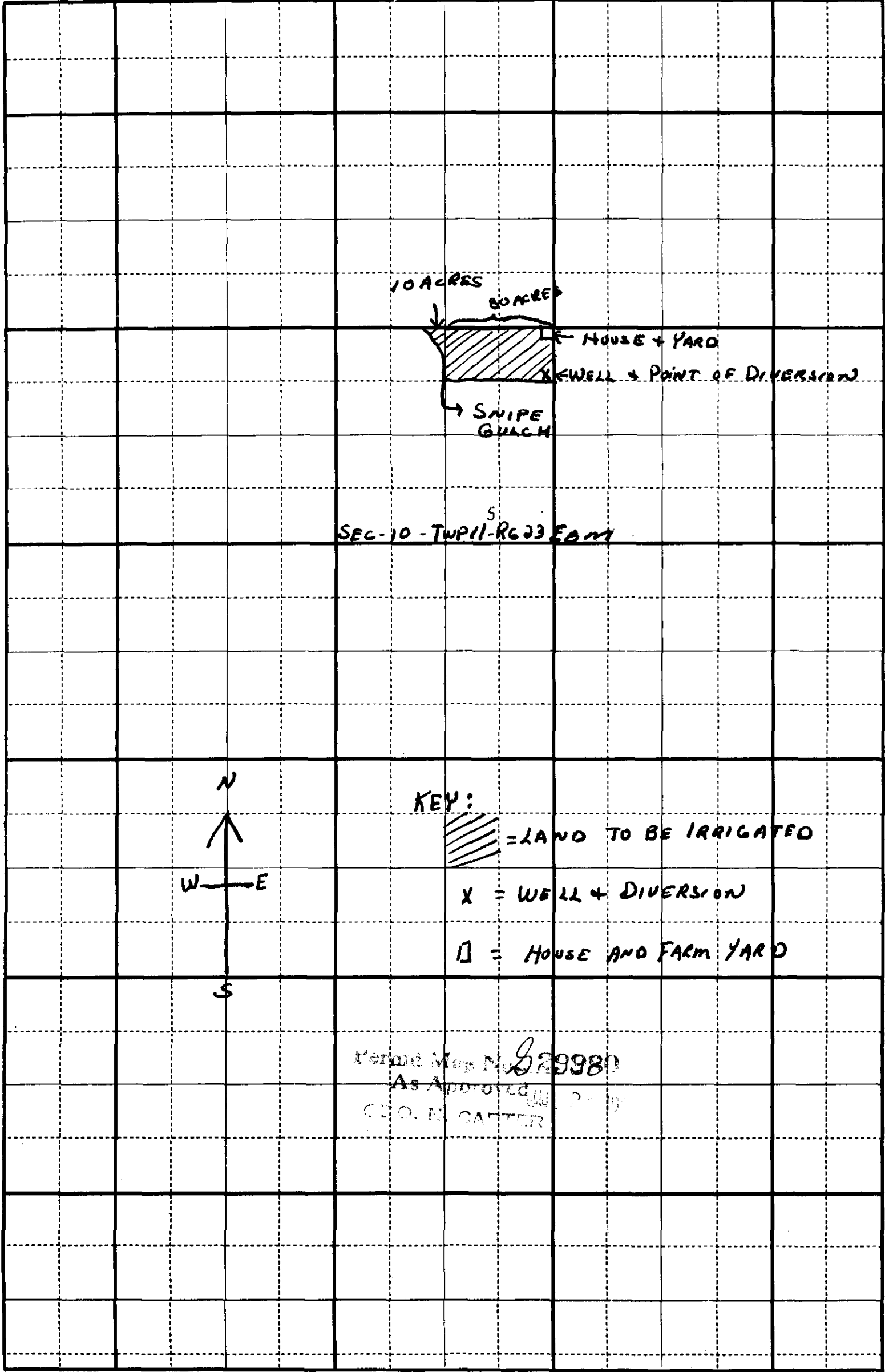
(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPH:pmk
cc: Wallace L. Banner
Route 2,
Burley, Idaho

29980

NAME OF APPLICANT WALLACE L. BANNER

Form No. 0



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

29980

July 18, 1961

Re: Application No. G-37975
Wallace L. Banner

Parsons & Snow
Attorneys at Law
Box 545, Burley, Idaho

Attn: William A. Parsons

Dear Mr. Parsons:

Returned herewith is the application of Mr. Banner
to appropriate subterranean water with attached receipt No. G-6254,
for the \$5.25 filing fee.

The amount of water claimed has been reduced to 1.8
c.f.s. or 90 miners inches as only 90 acres are shown to be irrigated.

Kindly complete Mr. Banner's address.

The land list under 12 has been changed to agree with
the maps.

Kindly check and return the application for processing.

Very truly yours,

JEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application
and receipt

29980



ROBERT A. SHAFER
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
GEO. N. CARTER, STATE RECLAMATION ENGINEER
1918



July 18, 1961

Re: Application No. G-37975
Wallace L. Banner

Parsons & Snow
Attorneys at Law
Box 545, Burley, Idaho

Attn: William A. Parsons

Dear Mr. Parsons:

Returned herewith is the application of Mr. Banner to appropriate subterranean water with attached receipt No. G-6254, for the \$5.25 filing fee.

The amount of water claimed has been reduced to 1.8 c.f.s. or 90 miners inches as only 90 acres are shown to be irrigated.

Kindly complete Mr. Banner's address.

The land list under 12 has been changed to agree with the maps.

Kindly check and return the application for processing.

Very truly yours,

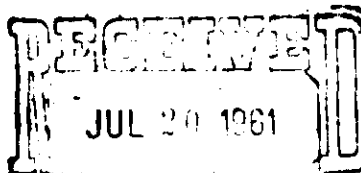
GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application
and receipt



PARSONS & SNOW

29980

PARSONS & SNOW
ATTORNEYS AND COUNSELLORS AT LAW
137 WEST 13TH STREET
BURLEY, IDAHO
ORCHARD B-8382

RECEIVED
JUL 18 1961

Department of Reclamation

WILLIAM A. PARSONS
PETER G. SNOW

July 17, 1961

P. O. BOX 545

State Reclamation Engineer
Capital Building
Boise, Idaho

Re: Wallace L. Banner

Gentlemen:

I hand you herewith a check of the applicant in the amount of \$5.25, together with Application and maps.

If these appear to be in order, please process them and advise the writer.

Yours very truly,

PARSONS & SNOW

William A. Parsons

William A. Parsons

WAP:cb
encl.

29980

W.D. SNOOK

BC-23-PD

W

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

Notice is hereby given that at 10:00 A.M., on the 18th day of April, 1962, at Burley, County of Cassia, State of Idaho, before William A. Parsons, Notary Public, at 137 West 13th St., Burley, Idaho, proof will be submitted of the completion of Works for the diversion of 1.8 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. 44-29980, 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 Wallace L. Banner, Route No. 2, Burley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.8 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 1.8 cubic feet per second.

4. The point of diversion of said water is N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 10, Township 11 South, Range 23 East, Boise Meridian, Cassia County, Idaho.

5. The place where said water is used is N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 10, Township 11 South, Range 23 East, Boise Meridian.

6. The date of priority which said user is prepared to establish is July 18, 1961.

GEO. N. CARTER,

State Reclamation Engineer
Published in Burley Herald-Bulletin March 23, 30 April 6,
and 13, 1962.

29980