

State of Idaho  
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 32793/29-2521 Priority May 27, 1966 Amount 0.033 cfs  
(late proof)

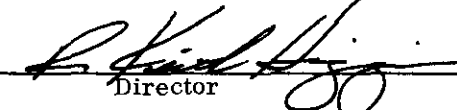
THIS IS TO CERTIFY, that ROBERT L. BROWN  
of Pocatello, Idaho, has complied with the terms and conditions of Permit  
No. 32793/29-2521 issued pursuant to Application for Permit dated March 22, 1966,  
and has submitted proof to the Department of Water Administration on June 2, 1971,  
that he has applied water to a beneficial use; an examination by the Department indicates that the  
works have a capacity of 0.33 cfs, and that the water has in fact been applied to a  
beneficial use; a right to the use of water from a ground water source  
tributary of \_\_\_\_\_, is hereby confirmed in the following amounts:  
Amount 0.033 cfs for Domestic from Jan. 1 to Dec. 31 (both dates inclusive)  
Amount 0.033 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)  
Amount \_\_\_\_\_ for \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
Subject, however, to the condition that no more than 0.033 cfs of water be diverted at  
any one time, said waters to be diverted within the \_\_\_\_\_  
NW $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 26, Twp. 5 S, Rge. 34 E, B.M.  
in the county of Bannock; and that the amount of water so diverted and to which such  
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can  
actually be beneficially used and shall not exceed 5.9 acre feet per year or \_\_\_\_\_  
3.5 acre feet per acre. for irrigation use and 4.8 af per year for domestic  
use with the total amount not to exceed 10.7 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 $\frac{1}{4}$ |        |
| 5 S  | 34 E  | 26   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 1.67   |
|      |       | 26   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | (domestic use)   | X                |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated 1.67

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19 day of  
June, 19 73.

  
Director

29 2521

✓ 9-32793  
29-2521

# APPLICATION FOR PERMIT

## To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40962  
Permit No. G- 32793  
District No.

1. Name of Applicant: Robert L. Brown  
Box 124, Route 2 North  
Postoffice address: Pocatello County: Bannock State: Idaho
2. Quantity of water claimed: .033 cfs - 2 cu.ft. per min. (1 cu.ft. min. for irrigation  
(1 cu.ft. min. for domestic  
(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 NW 1/4 of the SE 1/4 of Section 26  
Twp. 5 S , Rge. 34 E , B.M., County of Bannock
5. Water is to be used for: Domestic and irrigation
6. If for municipal, industrial or recreational purposes, give:  
(a) Point of use of water is in the NW 1/4 of the SE 1/4 of Section 26 , Twp. 5 S  
Rge. 34 E. , B.M.  
(b) Waste water or sewage effluent is to be returned to  
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Well
8. Estimated cost of works: \$3,000.00
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 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) (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— 32793

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 **Sept. 28, 1968**

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 **March 28, 1971**

Witness my hand this 28th day of March, 1966

s/ CARL E. TAPPAN

STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho,  
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 28th  
day of March, 1966

**Countersigned:**

STATE OF IDAHO

(SEAL)

By s/ LOUIS E. CLAPP

Secretary of State.

By S/ W. E. DREVLON

Acting Governor

**12.**

| Twp.                                                                    | Range  | Sec. | NE <sup>1</sup> / <sub>4</sub>                                                                                                                                                                                                               | NW <sup>1</sup> / <sub>4</sub>                                                                                                 | SW <sup>1</sup> / <sub>4</sub>                                                                                                 | SE <sup>1</sup> / <sub>4</sub>                                                                                                 | Totals |
|-------------------------------------------------------------------------|--------|------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------|--------|
|                                                                         |        |      | NE <sup>1</sup> / <sub>4</sub>  NW <sup>1</sup> / <sub>4</sub>  SW <sup>1</sup> / <sub>4</sub>  SE <sup>1</sup> / <sub>4</sub>                                                                                                               | NE <sup>1</sup> / <sub>4</sub>  NW <sup>1</sup> / <sub>4</sub>  SW <sup>1</sup> / <sub>4</sub>  SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub>  NW <sup>1</sup> / <sub>4</sub>  SW <sup>1</sup> / <sub>4</sub>  SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub>  NW <sup>1</sup> / <sub>4</sub>  SW <sup>1</sup> / <sub>4</sub>  SE <sup>1</sup> / <sub>4</sub> |        |
| 5 S                                                                     | 34 EBM | 26   | <p>West 140 feet of lots 1 &amp; 2 and all of lot 3, in Block 1,<br/> Sunset Crest Subdivision in the NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>, Section 26, Town-<br/> ship 5 S., Range 34 E. B. M., Bannock County, Idaho</p> |                                                                                                                                |                                                                                                                                |                                                                                                                                | 1.67   |
| <p>LICENSE ISSUED FOR D. D. 23 SEC. 26.<br/> LICENSE PAGE NO. _____</p> |        |      |                                                                                                                                                                                                                                              |                                                                                                                                |                                                                                                                                |                                                                                                                                |        |

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-32793/29-2521 )

IN THE NAME OF ROBERT L. BROWN )

ORDER OF REINSTATEMENT

WHEREAS, on March 22, 1966, Robert L. Brown applied to the Department of Water Administration (formerly the Department of Reclamation) for a permit to appropriate 0.033 cubic feet per second of water from a ground water source within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 26, T. 5S, R. 34E, B.M., Bannock County, to be used for irrigation and domestic purposes; and,

WHEREAS, on March 28, 1966, the Department approved the application and issued Permit No. G-32793 with the condition that the whole of said work be completed and proof of beneficial use of water be submitted to the Department on or before March 28, 1971; and,

WHEREAS, on December 31, 1970, the permit holder was notified by certified mail that he was required to submit proof of beneficial use of water and was instructed as to the steps to be taken to make said proof; and,

WHEREAS, on April 5, 1971, the permit holder was notified that the above-numbered permit had lapsed for failure to submit the required proof of beneficial use of water; and,

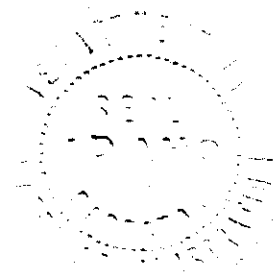
WHEREAS, on June 2, 1971, the Department received the required proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why the above-numbered permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. G-32793/29-2521 be REINSTATED and the priority be advanced to May 27, 1966.

Dated this 9th day of June, 1971.



C. STEPHEN ALLRED  
Deputy Director

BDF:DR

2521

Identification No. \_\_\_\_\_

Permit No. \_\_\_\_\_

**STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION**

**RECEIVED**

**PROOF OF APPLICATION OF WATER TO BENEFICIAL USE**

JUN 2 1971

Department of Water Administration

1. a) Name of Permit Holder Robert L. Brown
- b) Post Office Address Box 124, Route 2 North, Pocatello, Idaho, 83201
2. Permit Number 32793
3. Date of Priority that you are prepared to establish March 28, 1966
4. a) Source from which water was appropriated Subterranean
- b) Location of the point of diversion: NW 1/4 SE 1/4, Section 26  
Township 5 S., Range 34 E., Boise Meridian, Other points of diversion:  
County of Bannock

5. a) The amount of water and use to which the water has been applied:  
 amount 1 cu.ft.min. for irrigation purposes from Sept. 68 to June 1, '71 incl.  
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)  
 amount 1 cu.ft.min. for domestic purposes from Sept. 68 to June 1, '71 incl.  
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)  
 b) Total amount appropriated 2 cu. ft. per min. cfs and/or acre feet per annum

- X c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: The office was used by someone  
Discharge & was made by the Engineer Subman #94.

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:  
 a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: Owned by permit holder
- b) Describe the agreement or understanding by which you take water from the works: \_\_\_\_\_

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) No pump necessary. This is an artesian flow, 6 inch casing, depth 586 feet.

- X b) Describe the type and size of measuring device which you have installed at your point of diversion: When well was drilled no measuring device was required.
- X c) Give well drillers name and address and date the well was completed Jack Cushman Drilling Co. 1405 So. Broadway  
Blackfoot, NO. 94. WELL WAS FINISHED Sept-67.

*Exam typed 10-6-71. CR*

2521

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Water used for heating dwelling. Water is 108° temperature from the ground and used also for domestic use.

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: Sub-division description attached hereto.

| TWP. | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres irrigated 8 acres

10. Remarks:

The above information is a true statement of the extent to which the above numbered permit has been developed.

June 1, 1971  
(Date)

*Robert I. Brown*  
(Signature)

State of Idaho)  
County of Bannock) ss.

On this 1st day of June, 19 71, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

*P. A. Mc Dermott*  
Notary Public residing at Pocatello, Idaho

My commission expires 11-10-73

# PROOF OF PUBLICATION

RECEIVED

NOV 18 1968

STATE OF IDAHO  
County of Bannock

ss.

Department of Reclamation

Bette J. Mitchell

being first duly sworn on oath deposes and says: That she  
was at all times herein mentioned a citizen of the United States of  
America, more than 21 years of age, and the Principal Clerk of THE  
IDAHO STATE JOURNAL, a daily newspaper, printed and published at  
Pocatello, Bannock County, Idaho, and having a general circulation  
therein.

That the document or notice, a true copy of which is attached, was  
published in the said IDAHO STATE JOURNAL, on the following dates,  
to-wit:

September 12, 1968      \_\_\_\_\_, 19\_\_\_\_  
September 19, 1968      \_\_\_\_\_, 19\_\_\_\_  
\_\_\_\_\_, 19\_\_\_\_      \_\_\_\_\_, 19\_\_\_\_  
\_\_\_\_\_, 19\_\_\_\_      \_\_\_\_\_, 19\_\_\_\_  
\_\_\_\_\_, 19\_\_\_\_      \_\_\_\_\_, 19\_\_\_\_

That said paper has been continuously and uninterruptedly pub-  
lished in said County for a period of seventy-eight weeks prior to the  
publication of said notice or advertisement and is a newspaper within  
the meaning of the laws of Idaho.

Bette J. Mitchell

Subscribed and sworn to before me this 19th  
day of September, 1968

Roberta E. Spurgeon

Notary Public, State of Idaho  
Residence: Pocatello, Idaho

9-32493

# PROOF OF PUBLICATION

STATE OF IDAHO  
County of Bannock

ss.

## NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Robert L. Brown, Box 224, Route #2 North, Pocatello, Idaho has received an approved permit No. G-32793 to divert .000 cubic feet per second of water from a subterranean source. The priority to be established under this permit is March 22, 1966. Water will be diverted by a well within the NW 1/4 SE 1/4, sec. 26, T. 5S, R. 34 E, B.M. and is to be used for domestic and irrigation purposes in the NW 1/4 SE 1/4, sec. 26, T. 5S, R. 34 E, B.M.

Any protests against the intent of this permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. WENTH HIGGINSON  
State Reclamation Engineer

September 12, 1968  
#471

Willa J. Mitchell

being first duly sworn on oath deposes and says: That she was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

|              |      |    |
|--------------|------|----|
| September 12 | 1968 | 19 |
| September 16 | 1968 | 19 |
|              | 19   | 19 |
|              | 19   | 19 |
|              | 19   | 19 |
|              | 19   | 19 |

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Subscribed and sworn to before me this 12th day of September, 1968

Notary Public, State of Idaho  
Residence: Pocatello, Idaho

**M E M O**

**TO: E. J.**

**FROM: NORM YOUNG**

**SUBJ: 29-2521**

**DATE: April 25, 1973**

**Will you please send the rough draft of License of 29-2521, and a copy of the License 21-2122 and any transfers.**

**Thanks.**

29-2521/

~~29-2521~~

June 21, 1973

Re: Permit No. 32793/29-2521

Mr. Robert L. Brown  
Route #2 North, Box 124  
Pocatello, Idaho 83201

Dear Mr. Brown:

Enclosed herewith is a copy of the Water License issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR  
Assistant Director

jc  
Enclosure

June 6, 1973

Mr. Robert L. Brown  
Route 2 North, Box 124  
Pocatello, Idaho 83201

Dear Mr. Brown:

A representative of this Department has made an examination of the works covered by your Permit No. 32793/29-2521 and has found the following:

Quantity of water diverted: 0.33 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.033 cfs

The maximum quantity diverted shall not exceed 10.7 acre feet per year.

Beneficial use: Domestic use and the irrigation of 1.67 acres  
within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 26, Twp. 5S, Rge. 34E, B.M.

Point of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 26, Twp. 5S, Rge. 34E, B.M.

Priority date established: May 27, 1966 (late proof)

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR  
Assistant Director

BDF:DR

23 2521

October 26, 1972

Re: Permit No. G-32793/29-2521

Mr. Peter A. McDermott  
P.O. Box 3  
Pocatello, ID 83201

Dear Mr. McDermott:

Pursuant to our telephone conversation of this week, I have checked with the field examiner who made the examination for the Robert L. Brown Permit No. G-32793/29-2521. The examiner's measurement was somewhat inexact, in that it involved filling a ten-gallon capacity container in only four seconds. Thus, the discharge would appear to be about 150 gallons per minute (.34 c.f.s.). The examiner indicated, however, that Mr. Brown had discussed the possibility of putting a pump on the well to increase the discharge. Thus, their conclusion at that time was that a reasonable filling would be 1.0 c.f.s. I would qualify this by saying that this would be alright if Mr. Brown has sufficient needs to beneficially use that quantity of water.

If you have any questions, please do not hesitate to contact this office.

Very truly yours,

NORMAN C. YOUNG  
District Engineer

NCY:ba

29 2521

I mgr <sup>vice</sup> Canino  
Domestic System  
completely closed  
& piped from well

## FIELD REPORT

Domestic System  
Completely closed  
& piped from well

3. Water will be used for the following purposes:

Period of Use: from Sept. to June 1  
(mo.-day) inclusive (mo.-day)

Period of Use: from Sept. to June 1  
(mo.-day) inclusive (mo.-day)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Other uses: \_\_\_\_\_

- 4. Total amount to be appropriated:**

Max Rate of Diversion 2 cubic feet per ~~second~~<sup>minute</sup> and annual volume \_\_\_\_\_ AF/Annum.

- 5. Location of Point(s) of Diversion:**

Township 5 S N/S, Range 34 E E/W, B.M., Section 26, Subdivision NW 1/4 SE 1/4, Bannock  
County

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

**Other Points of Diversions:** \_\_\_\_\_

Description of diverting works: No pump necessary. This is an artesian flow, 6 inch casing,  
depth 586 feet.

Measuring device required: yes ☐ no ☒

- 6. Lands to be irrigated or place of use.**

[illegible]

29 2521

**TOTAL ACREAGE**

34E 29 2511

S  
S

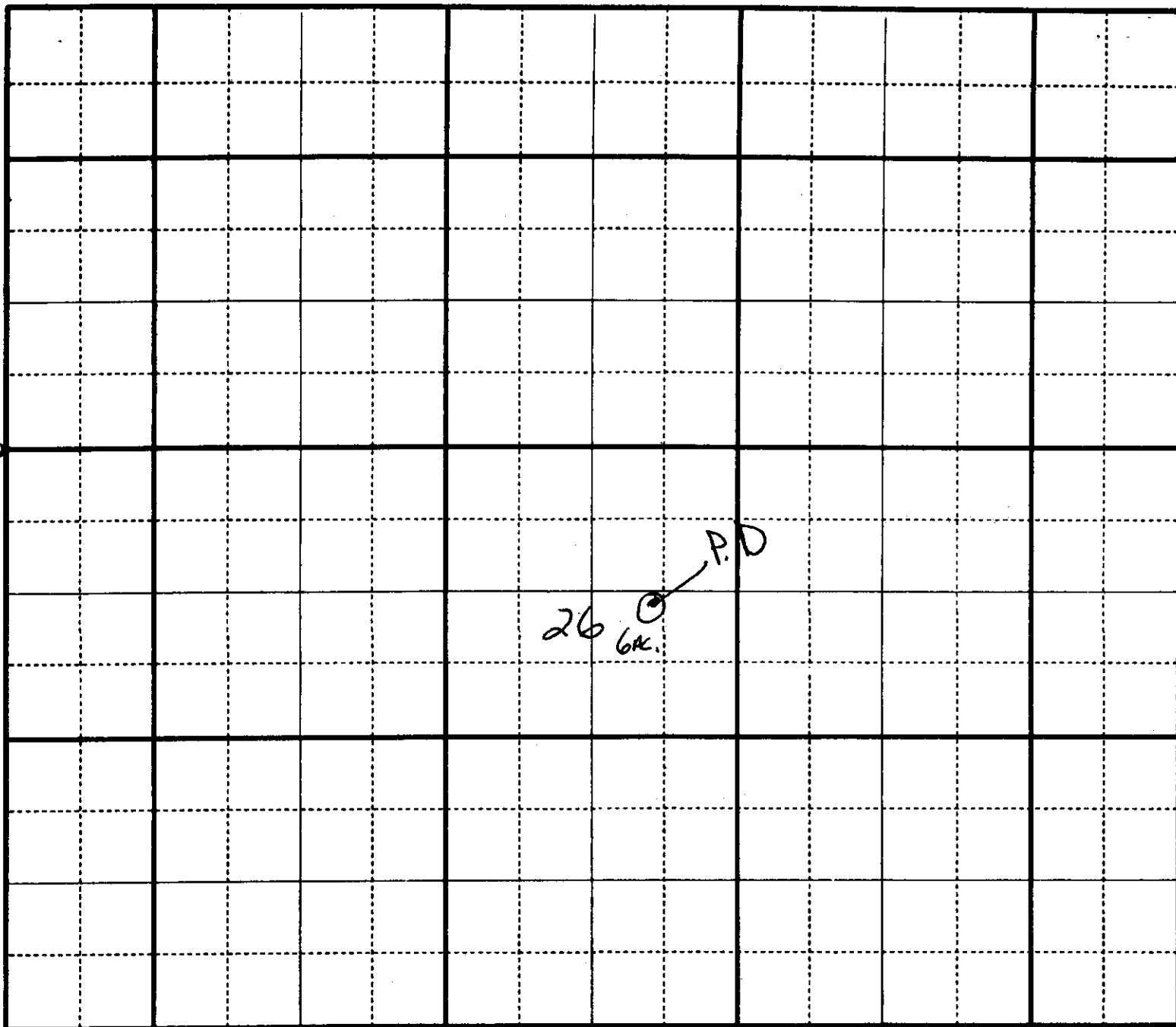
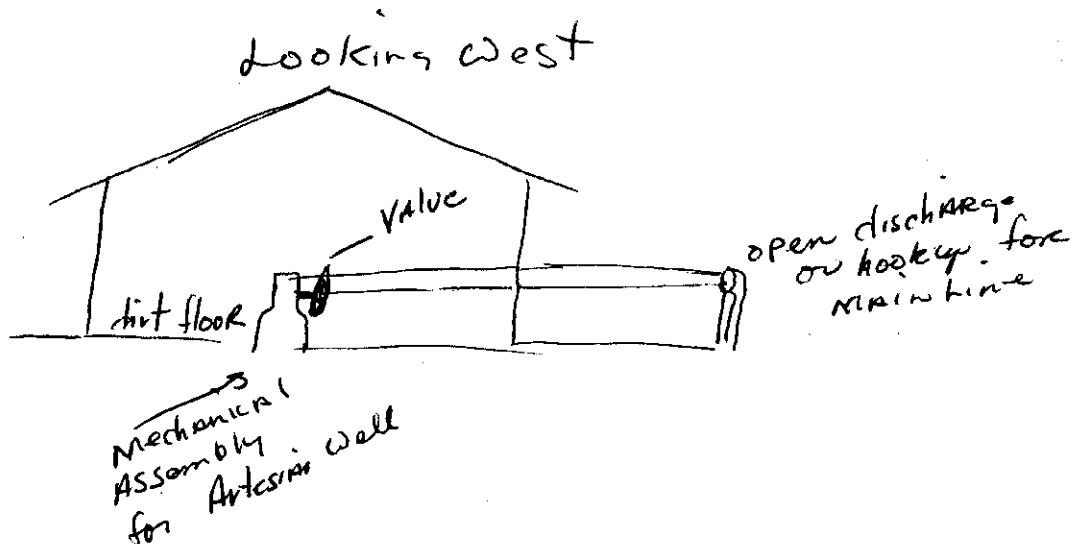


Diagram of System



DATE OF EXAM Sept 7, 1972

ACREAGE  
Found 6.0  
Recommended 1.67

Irrigation Requirement 3.5 Ac Ft/Ac

USE  
Irrigation Q = .025 c.f.s. V = 6.5 AF/Ann. from April 1 to NOV 1  
Domestic Q = .015 c.f.s. V = 6.5 AF/Ann. from Jan 1 to Dec 31  
Livestock Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Is water co-mingled? yes \_\_\_\_\_ no ☒

Name source: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Exchange? yes \_\_\_\_\_ no ☒

Name source exchanged with: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Point of injection: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge N.A. E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Point of exchange: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge N.A. E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Total Q measured .33 cfs Method of measurement 10 gal/can

Total Q recommended .03 cfs Meter No. \_\_\_\_\_ Type \_\_\_\_\_ Condition \_\_\_\_\_

Total V recommended 13 AF/Ann

Recommended Amendments: \_\_\_\_\_

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None ☒

$1.67(3.5) = 5.9$   
 $8 \text{ families } (.6) = 4.8$   
 $10.7 \text{ AF } \text{std.}$   
 $1.67(.02) = .04$   
 $4(.02) = .08$   
 $.04 + .08 = .12$   
 $.12 \times 10 = 1.2$

MEASUREMENT CALCULATION:  
 $10 \text{ gal in } 4 \text{ sec} = 150 \text{ gpm} / 448.8$   
 $= .33 \text{ cfs}$   
 $(.03 \text{ cfs}) (2160) (1.9835) = 12.85$

SYSTEM DESCRIPTION: Artesian well, no pump.

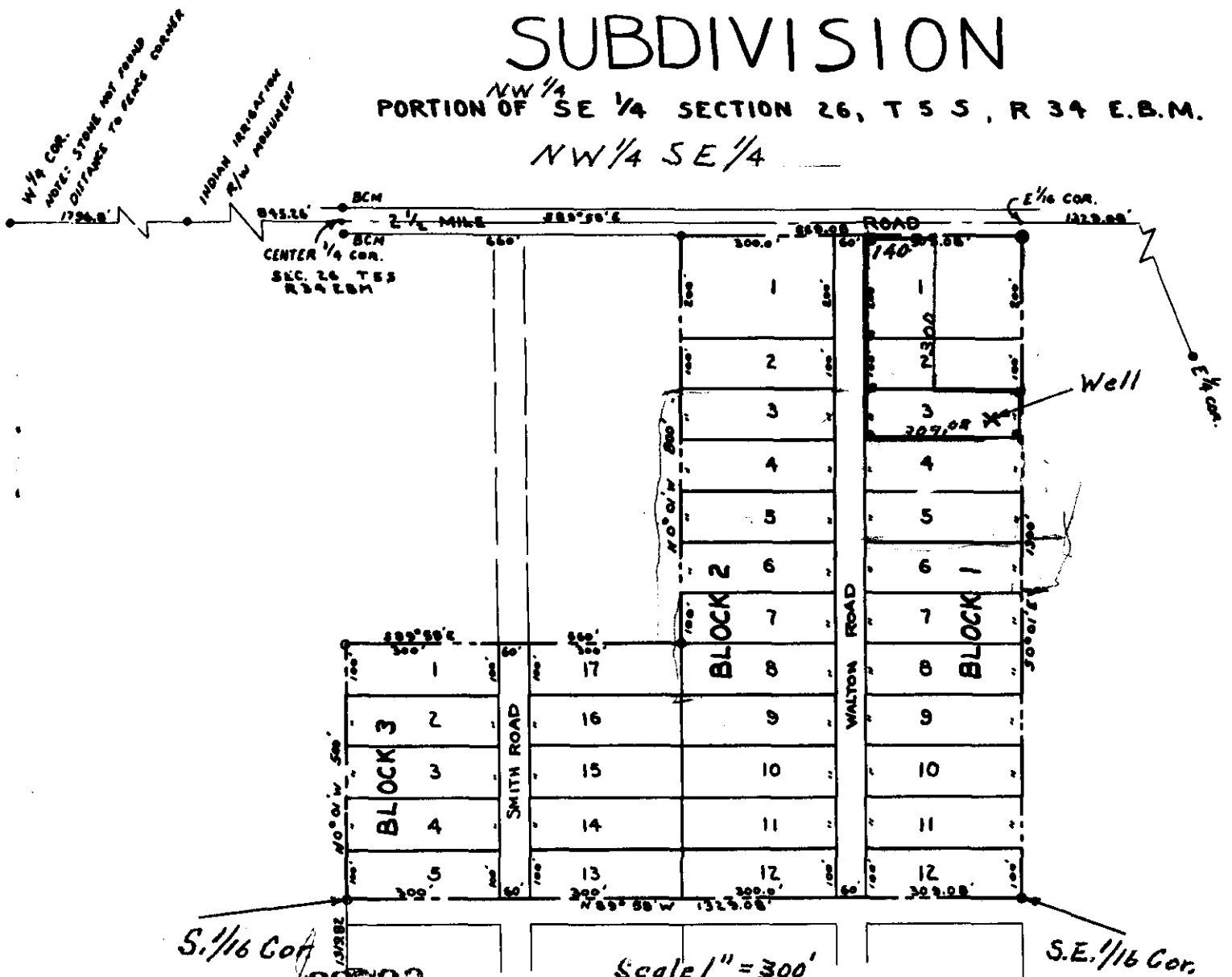
REMARKS: Mr. Brown is now in the process of  
Filling on extra water & land  
Approx 8 Families are serviced by this well

Examiner's Signature William R. Rhoads Date Sept 30, 1972  
Checked by Norman C. Young, P.E. Date 12-20-72  
Approved by \_\_\_\_\_ Date \_\_\_\_\_

|                                                          |  |  |  |  |  |  |  |
|----------------------------------------------------------|--|--|--|--|--|--|--|
| SUNSET CREST                                             |  |  |  |  |  |  |  |
| SUBDIVISION                                              |  |  |  |  |  |  |  |
| Portion of NW 1/4 SE 1/4 Section 26, T. 5 S, R 34 E.B.M. |  |  |  |  |  |  |  |

# SUNSET CREST SUBDIVISION

PORTION OF NW 1/4 SE 1/4 SECTION 26, T 5 S, R 34 E.B.M.  
NW 1/4 SE 1/4



Permit Map No. 32793

As Approved MAR 28 1966  
CARL E. TAPPAN  
State Reclamation Engineer

BANNOCK TITLE COMPANY  
POCATELLO, IDAHO

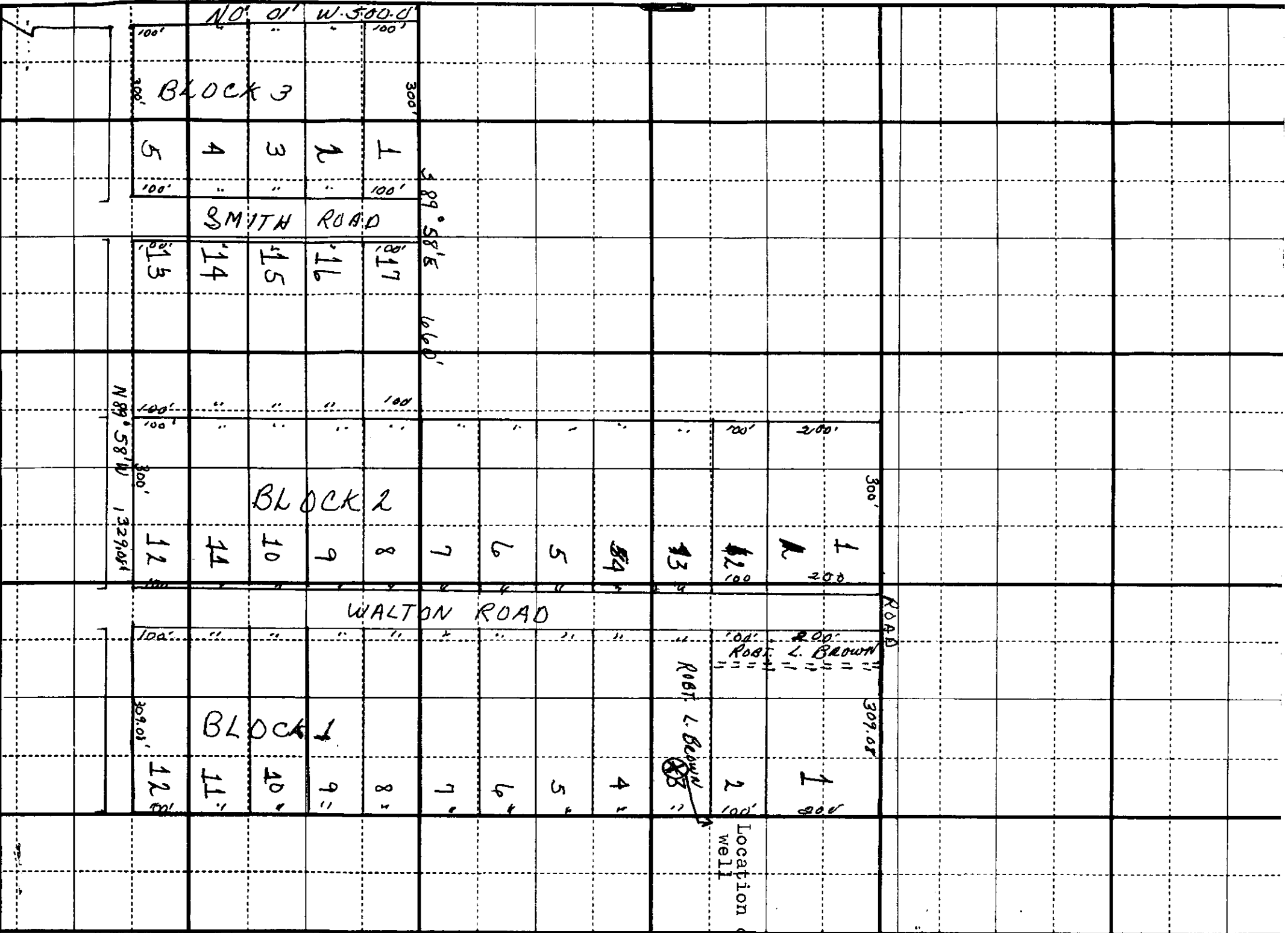
While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a re-survey.

32793

SCALE: 1 in ch = 300'

See attached plot

29 2521

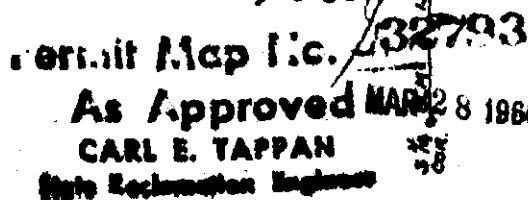


SCALE: 1 inch = 300 feet  
 See attached plot 29 2511

NW 1/4 SE 1/4

PORTION OF SE <sup>NW 14</sup> 1/4 SECTION 26, T 5 S, R 34 E.B.M.

NW 1/4 SE 1/4



While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a re-survey.

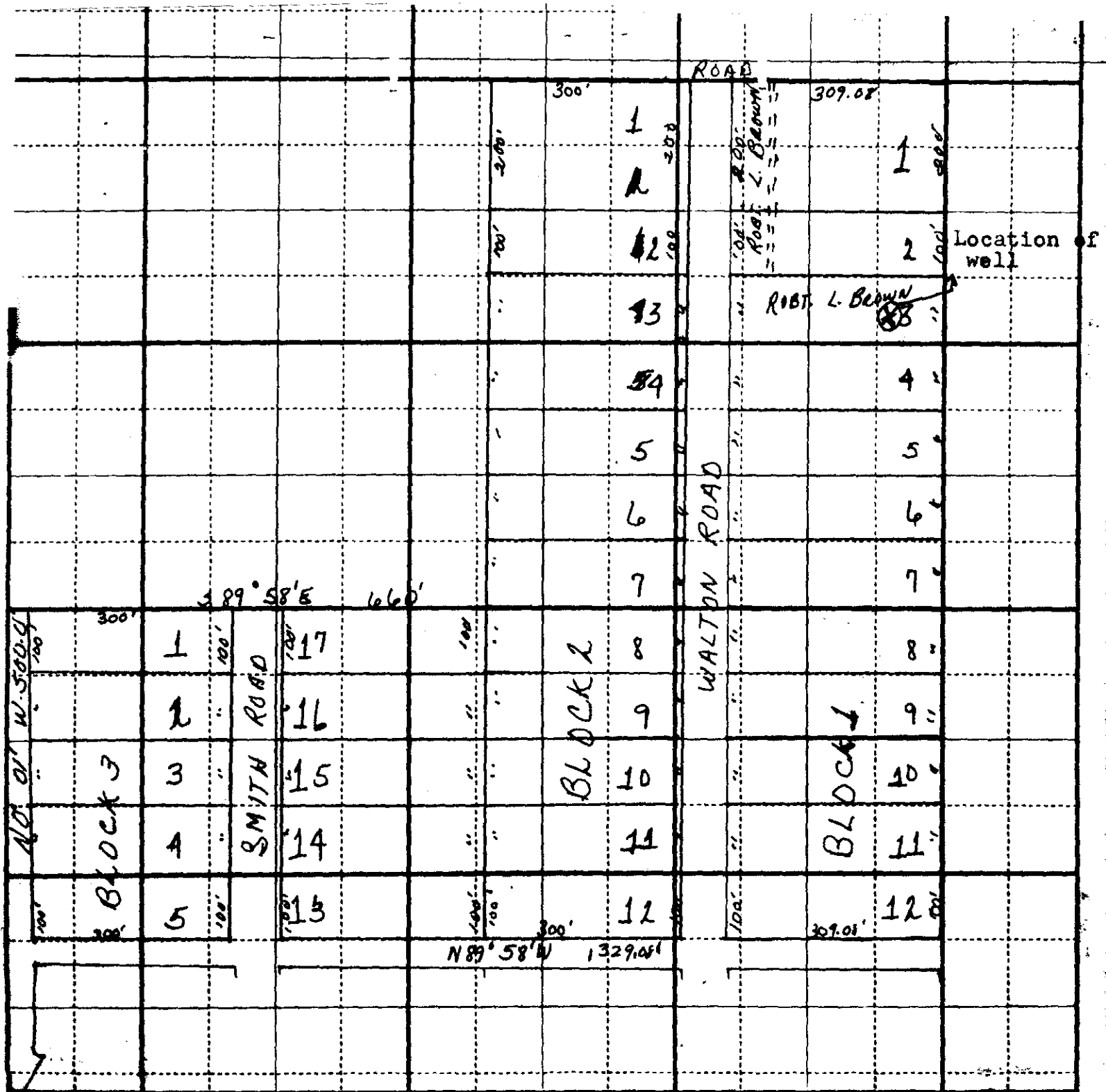
**32793**

**SCALE: 1-5** 1=Not at all, 2=Minor, 3=Some, 4=Quite a bit, 5=Very much

1 in ch - 300  
300

See attached Plot

29 2581



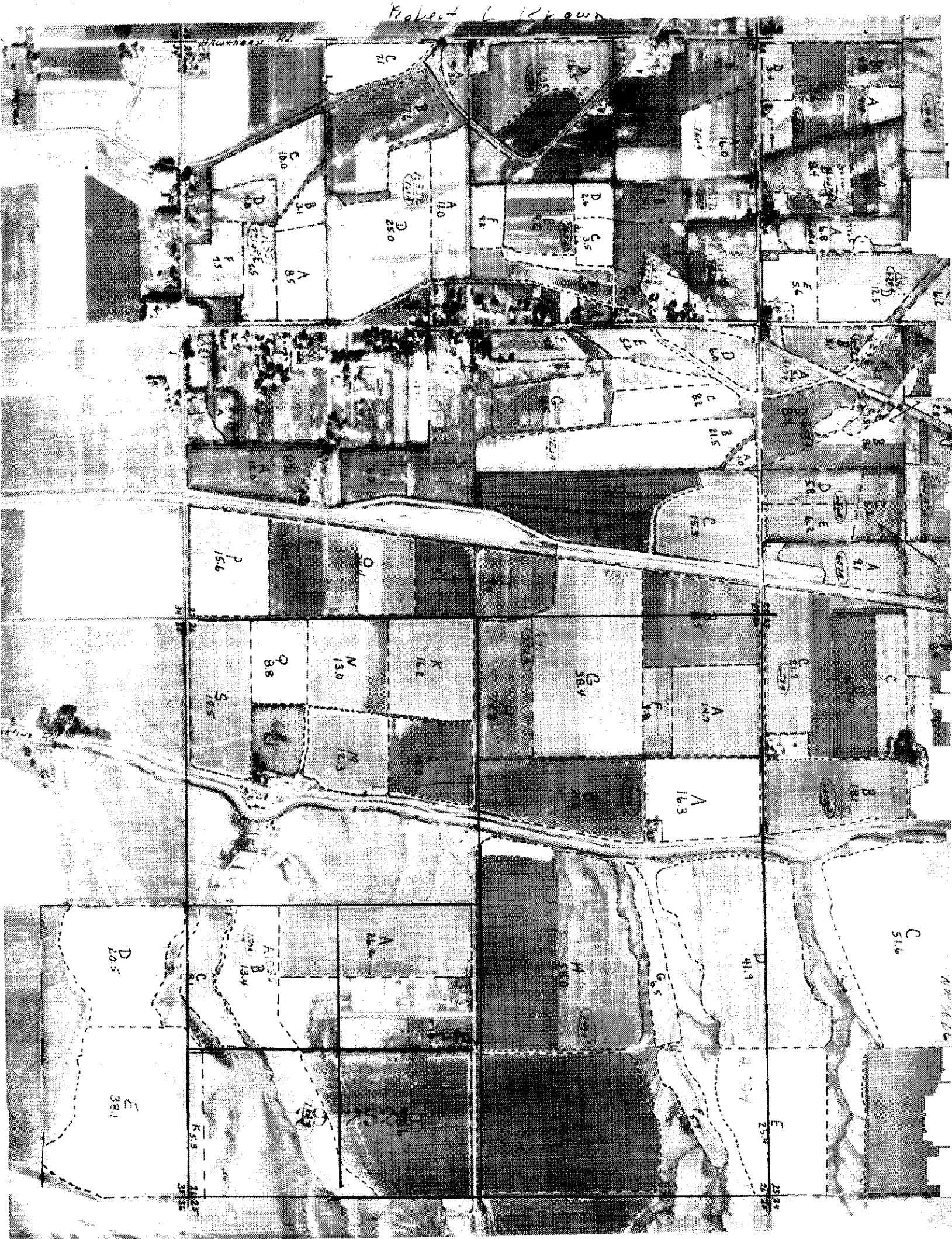
SCALE: 1 in on - 300'

300'

See attached plot

25 1521

Robert L. Brown



1  
**STATE OF IDAHO**  
**DEPARTMENT OF WATER ADMINISTRATION**

Statehouse - Annex 2  
Boise, Idaho 83707  
(208) 384-2215



**R. Keith Higginson**  
Director

Water Rights Administration  
Water Resource Investigations  
Dam and Reservoir Safety  
Water Well Drilling  
Flood Plain Management  
Irrigation and  
Flood Control Districts

June 9, 1971

Re: Permit No. G-32793/29-2521

Mr. Robert L. Brown  
Box 124 - Route 2 No.  
Pocatello, Idaho 83201

Dear Mr. Brown:

We acknowledge receipt of your affidavit submitted as proof of beneficial use of water for the above referenced permit. Enclosed please find an Order of Reinstatement reinstating this permit; you will note that the priority has been advanced to May 27, 1966.

Before a license can be issued, a field examination must be made by a representative from this Department. We cannot tell just when this examination will be made, but our 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 Supervisor

DWM:DR  
Enclosure

cc: P. A. McDermott  
P.O. Box 3  
Pocatello

29 2521

McDERMOTT & McDERMOTT

Attorneys at Law  
355 Yellowstone Avenue P. O. Box 3  
POCATELLO, IDAHO 83201

Peter A McDermott  
Patricia L. McDermott  
Peter D. McDermott

Area Code 208  
232-3162

June 1, 1971

State of Idaho  
Department of Water Administration  
Statehouse - Annex 2  
Boise, Idaho 83707

Re: Permit No. G-32793/29-2521  
Robert L. Brown

Gentlemen:

Enclosed find affidavit for beneficial use by the above  
named permit holder. If there are any questions, I will  
appreciate hearing from you by return mail.

Very truly yours,

  
P. A. McDERMOTT

PAM:bm

enc.

208 2521

May 12, 1971

Re: Permit No. G-32793/29-2521 - Robert L. Brown

Mr. P. A. McDermott  
McDERMOTT & McDERMOTT  
P.O. Box 3  
Pocatello, Idaho 83201

Dear Mr. McDermott:

On April 5, 1971, a notice of lapsing was forwarded to Mr. Brown advising him that the above permit had lapsed for failure to submit proof of beneficial use of water on or before March 28, 1971.

In order for this permit to be reinstated, proof of beneficial use must be received by the Department on or before June 4, 1971. We are herewith enclosing a beneficial use affidavit for your use.

If we may be of any assistance in this matter, please contact us.

Very truly yours,

Donald W. McEldowney  
Appropriation Supervisor

DWM:DR  
Enclosure

20 1971

McDERMOTT & McDERMOTT

Attorneys at Law  
355 Yellowstone Avenue P. O. Box 3  
POCATELLO, IDAHO 83201

Peter A McDermott  
Patricia L. McDermott  
Peter D. McDermott

Area Code 208  
232-3162

April 7, 1971

Mr. R. Keith Higginson  
Appropriation Examiner  
Department of Reclamation  
Statehouse - Annex 2  
Boise, Idaho 83707

Re: Permit No. G-32793  
Robert L. Brown

Dear Sir:

I am somewhat overdue in contacting you on the above permit. We have proof of publication on September 12 and September 19, 1968, which I have in the file. As I understand, we can proceed on the application on file by submitting additional proof to you at this time. I will appreciate your advising me what you require in order to complete the application for this permit.

Please consider this letter a request for an extension of time as provided for in Section 42-204, Idaho Code.

I will appreciate hearing from you.

Very truly yours,

  
P. A. McDERMOTT

PAM:bm

44 2521

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson  
Director

Water Rights Administration  
Water Resource Investigations  
Dam and Reservoir Safety  
Water Well Drilling  
Flood Plain Management  
Irrigation and  
Flood Control Districts

April 5, 1971

Re: Permit No. G-32793/29-2521

Robert L. Brown  
Box 124, Rt. 2 North  
Pocatello, Idaho 83201

Dear Mr. Brown:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit G-32793/29-2521 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within sixty days from the date of this notice of lapsing.



R. KEITH HIGGINSON  
Director

RKH:DR

29 2521

December 31, 1970

CERTIFIED MAIL

#22423

Re: Permit No. G-32793/29-2521

Robert L. Brown  
Box 124, Rt. 2 North  
Pocatello, Idaho 83201

Dear Mr. Brown:

One of the conditions of the approval of your Permit No. G-32793/29-2521 was that proof of application of the water to beneficial use be submitted to this office on or before March 28, 1971.

Enclosed is an affidavit form which must be used to submit proof of beneficial use. You may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended.

Either the proof affidavit or a request for extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.

*R. Keith Higgins*

Director

Enc: Proof affidavit  
dr

*Card not  
returned  
dr*

29 2521

December 2, 1968

C  
O  
P  
Y  
  
Re: Permit No. G-32793

Robert L. Brown  
Box 124, Route 2 North  
Pocatello, Idaho

Dear Mr. Brown:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. Proof of beneficial use under this permit is not due until March 28, 1971, so the department will advise you at a later date of further requirements.

Very truly yours,

Donald W. McEldowney  
Appropriation Examiner

DWM:TG

7-32793

DON SAMUELSON  
GOVERNOR



R. KEITH HIGGINSON  
State Reclamation Engineer

## STATE OF IDAHO

DEPARTMENT OF RECLAMATION  
STATEHOUSE — ANNEX 2  
BOISE, IDAHO 83707

November 12, 1968

Re: Permit NO. G-32793

Mr. Robert L. Brown  
Box 124, Route #2 North  
Pocatello, Idaho

Dear Mr. Brown:

On September 6, 1968, the Department of Reclamation sent a legal notice to the Idaho State Journal in connection with the above referenced permit. The legal notice was published in order to advise the public that the permit existed. It was published on September 12 and September 19, 1968.

On August 22, 1968, the Department received a form 11, authorization for the department to publish a legal notice at your expense. The above referenced legal notice was published pursuant to this authorization. However, at the time the legal notice was submitted to the newspaper, the department failed to notify you that you were to obtain an affidavit of publication from the newspaper and submit to this department.

If you would obtain this affidavit from the Idaho State Journal and forward it to this department as soon as possible, it would be very much appreciated.

Please contact us if we may be of further assistance.

Very truly yours,

A handwritten signature in cursive script, reading "Donald W. McEldowney".

Donald W. McEldowney  
Appropriation Examiner

DWM:ks

7-11-173

November 12, 1968

Re: Permit NO. G-32793

Mr. Robert L. Brown  
Box 124, Route #2 North  
Pocatello, Idaho

Dear Mr. Brown:

On September 6, 1968, the Department of Reclamation sent a legal notice to the Idaho State Journal in connection with the above referenced permit. The legal notice was published in order to advise the public that the permit existed. It was published on September 12 and September 19, 1968.

On August 22, 1968, the Department received a form 11, authorization for the department to publish a legal notice at your expense. The above referenced legal notice was published pursuant to this authorization. However, at the time the legal notice was submitted to the newspaper, the department failed to notify you that you were to obtain an affidavit of publication from the newspaper and submit to this department.

If you would obtain this affidavit from the Idaho State Journal and forward it to this department as soon as possible, it would be very much appreciated.

Please contact us if we may be of further assistance.

Very truly yours,

Donald W. McIlldowney  
Appropriation Examiner

DWM:ks

32793

|                                                                          |                                                    |
|--------------------------------------------------------------------------|----------------------------------------------------|
| <b>INSTRUCTIONS TO DELIVERING EMPLOYEE</b>                               |                                                    |
| <input type="checkbox"/> Show to whom, date, and address where delivered | <input type="checkbox"/> Deliver ONLY to addressee |
| (Additional charges required for these services)                         |                                                    |

**RECEIPT**

*Received the numbered article described below.*

|                           |                                        |                                                                    |
|---------------------------|----------------------------------------|--------------------------------------------------------------------|
| REGISTERED NO.            | <div>1</div> <div>2</div> <div>3</div> | SIGNATURE OR NAME OF ADDRESSEE ( <i>Must always be filled in</i> ) |
| CERTIFIED NO.<br>20239    |                                        | SIGNATURE OF ADDRESSEE'S AGENT, IF ANY                             |
| INSURED NO.               |                                        |                                                                    |
| DATE DELIVERED<br>9-19-68 |                                        | SHOW WHERE DELIVERED ( <i>only if requested</i> )                  |
|                           |                                        | 32793                                                              |

POST OFFICE DEPARTMENT  
OFFICIAL BUSINESS

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

POSTMARK OF  
DELIVERING OFFICE

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. Print on front of article RETURN  
RECEIPT REQUESTED.

← RETURN  
TO

NAME OF SENDER

STREET AND NO. ON Department of Reclamation

Annex #2 Statehouse

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83707

32793

POD Form 3811 Apr. 1967 685-16-71245-10

NAME AND  
ADDRESS  
OF SENDER

*Dept of Business*

Indicate type of mail

☐ INSURED

☐ C. O. D.

☒ CERTIFIED

Affix stamp here if issued as  
certificate of mailing or for  
additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

50237

| NUMBER OF<br>ARTICLE | NAME OF ADDRESSEE, STREET, AND POST OFFICE ADDRESS | POSTAGE | FEE | DUE SENDER<br>IF C. O. D. | ENDORSE-<br>MENT <sup>1</sup> | R. R.<br>FEE | S. D.<br>FEE | S. H.<br>FEE <sup>2</sup> | RESTRICTED DELIVERY FEE<br>REMARKS |
|----------------------|----------------------------------------------------|---------|-----|---------------------------|-------------------------------|--------------|--------------|---------------------------|------------------------------------|
| 1                    | 0237 Jerry E. Soderburg - Box 25 - Rt.             |         |     |                           |                               |              |              |                           |                                    |
| 2                    | #2 - Panguitch Idaho                               | 12      | 30  |                           |                               | 10           |              |                           | 4-33917                            |
| 3                    | 20238 Joshua Mfg. Co - 200 North                   |         |     |                           |                               |              |              |                           |                                    |
| 4                    | Maple Street Road - Boise                          | 06      | 30  |                           |                               | 10           |              |                           | 4-31382                            |
| 5                    | 20239 Robert L. Brown Box 104 - Rt #2              |         |     |                           |                               |              |              |                           |                                    |
| 6                    | Norsh Portland, Idaho                              | 12      | 30  |                           |                               | 10           |              |                           | 4-32793                            |
| 7                    |                                                    |         |     |                           |                               |              |              |                           |                                    |
| 8                    |                                                    |         |     |                           |                               |              |              |                           |                                    |
| 9                    |                                                    |         |     |                           |                               |              |              |                           |                                    |
| 10                   |                                                    |         |     |                           |                               |              |              |                           |                                    |
| 11                   |                                                    |         |     |                           |                               |              |              |                           |                                    |
| 12                   |                                                    |         |     |                           |                               |              |              |                           |                                    |
| 13                   |                                                    |         |     |                           |                               |              |              |                           |                                    |
| 14                   |                                                    |         |     |                           |                               |              |              |                           |                                    |
| 15                   |                                                    |         |     |                           |                               |              |              |                           |                                    |
| 16                   |                                                    |         |     |                           |                               |              |              |                           |                                    |
| 17                   |                                                    |         |     |                           |                               |              |              |                           |                                    |
| 18                   |                                                    |         |     |                           |                               |              |              |                           |                                    |
| 19                   |                                                    |         |     |                           |                               |              |              |                           |                                    |
| 20                   |                                                    |         |     |                           |                               |              |              |                           |                                    |



32793

TOTAL NUMBER OF  
PIECES LISTED  
BY SENDER

3

TOTAL NUMBER OF  
PIECES RECEIVED  
AT POST OFFICE

*Three*

POSTMASTER, PER (Name of receiving employee)

*J. E. Soderburg*

<sup>1</sup> Mark "F" if "Fragile," "P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Butter," "FL" if "Fragile-Liquid," and "FLU" if "Fragile-Liquid-This Side Up."  
<sup>2</sup> Special-handling charges apply only to fourth-class parcels. Special-delivery service also includes special-handling service.

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Robert L. Brown, Box 124, Route #2 North, Pocatello, Idaho has received an approved Permit No. G-32793 to divert .033 cubic feet per second of water from a subterranean source. The priority to be established under this permit is March 22, 1966. Water will be diverted by a well within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ , sec. 26, T. 5 S, R. 34 E, B.M. and is to be used for domestic and irrigation purposes in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ , sec. 26, T. 5 S, R. 34 E, B.M.

Any protests against the intent of this permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON  
State Reclamation Engineer

Published in the Idaho State Journal, Pocatello, Idaho on

September 12 and September 19.

32793

NOTICE OF APPROVED  
APPLICATION FOR WATER

Notice is hereby given that Robert L. Brown, Box 124, Route #2 North, Pocatello, Idaho has received an approved Permit No. G-32793 to divert .033 cubic feet per second of water from a subterranean source. The priority to be established under this permit is March 22, 1966. Water will be diverted by a well within the NW 1/4SE 1/4, sec. 26, T. 5S, R. 34 E, B.M. and is to be used for domestic purposes in the NW 1/4SE 1/4, sec. 26, T. 5 S, R. 34 E, B.M.

Any protests against the intent of this permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON  
State Reclamation Engineer

September 12, 19, 1968  
#471

RECEIVED

SEP 11 1968

Department of Reclamation

*irrigation -  
called  
for correction*

*G-32793*

September 6, 1968

Re: Permit No. G-32793

Idaho State Journal  
Pocatello,  
Idaho

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates, please contact us immediately.

The expense of the publication is to be paid by Robert L. Brown, Box 124, Route #2 North, Pocatello, Idaho, to whom you should furnish an affidavit of publication.

Very truly yours,

C. Stephen Allred, Assistant  
State Reclamation Engineer

CSA:KS  
enclosure: legal notice

32793

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-32793)

in the name of Robert L. Brown )

ORDER MODIFYING REQUIREMENTS  
FOR COMPLETION OF PERMIT TO  
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

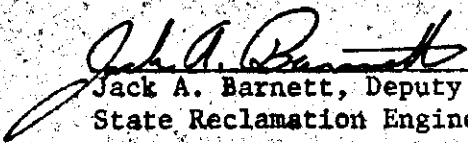
WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
  - a. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before March 28, 1971. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for the Completion of Works may be grounds for cancellation at the instance of the Department.
  - b. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.

Dated this 16th day of September, 19 68.

  
Jack A. Barnett, Deputy  
State Reclamation Engineer

32793

September 28, 1968

Re: Permit No. G-32793

Robert L. Brown  
Box 126, Route #2 North  
Pocatello, Idaho

Dear Mr. Brown:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with those rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit and are now submitting proof of beneficial use. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McKidowney  
Appropriation Examiner

DWM:ks  
enclosure: Order  
Legal notice  
Proof form and instructions

3 2793

RECEIVED

AUG 22 1968

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

Department of Reclamation

Notice is hereby given that at 2:00 PM., on the 24th day of October  
19 68, at Pocatello, County of Bannock, State of Idaho  
before P. A. McDermott, Notary Public, at (address) 307 Spaulding  
Building, Pocatello, Idaho, proof will be submitted of the completion  
of works for the diversion of \_\_\_\_\_ 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-32793, 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 Robert L. Brown, Box 124, Route 2 North, Pocatello, 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 Domestic and Irrigation  
\_\_\_\_\_, purposes and the amount applied to beneficial use is  
\_\_\_\_\_ cubic feet per second.

4. The point of diversion of said water is in the NW 1/4 SE 1/4, Section 26,  
township 5 South, Range 34, E.B.M., Bannock County, Idaho

5. The place where said water is used is West 140 feet of Lots 1 & 2 and all of  
Lot 3 in Block 1, Sunset Crest Subdivision in the NW 1/4 SE 1/4, Section 26,  
Township 5 S, Range 34 E.B.M., Bannock County, Idaho.

6. The date of priority which said user is prepared to establish is April, 1965

State Reclamation Engineer

32793

RECEIVED

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

AUG 22 1966

Department of Reclamation

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Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit  
is Robert L. Brown, Box 124, Route 2 North, Pocatello, 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 Domestic and Irrigation  
\_\_\_\_\_, purposes and the amount applied to beneficial use is  
\_\_\_\_\_ cubic feet per second.

4. The point of diversion of said water is in the NW 1/4 SE 1/4, Section 26,  
township 5 South, Range 34, E.B.M., Bannock County, Idaho

5. The place where said water is used is West 140 feet of Lots 1 & 2 and all of  
Lot 3 in Block 1, Sunset Crest Subdivision in the NW 1/4 SE 1/4, Section 26,  
Township 5 S, Range 34 E.B.M., Bannock County, Idaho.

6. The date of priority which said user is prepared to establish is April, 1965

State Reclamation Engineer

32793

RECEIVED

AUG 22 1968

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) August 21, 1968

(P. O.) P. A. McDermott, P. O. Box 3, Pocatello, Idaho 83201

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published  
at my expense in the IDAHO STATE JOURNAL of  
Pocatello, Idaho Published in  
the county in which the works are situated.

B. A. McDermott

(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

32793

McDERMOTT and McDERMOTT

Attorneys at Law  
Suite 307, Spaulding Building  
P. O. Box 3

POCATELLO, IDAHO 83201

Peter A. McDermott  
Patricia L. McDermott

Area Code 208  
232-3162

August 21, 1968

RECEIVED

AUG 22 1968

Department of Reclamation

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

Re: Robert L. Brown  
Permit No. G-32793

Gentlemen:

Enclosed find Notice for publication, which we will ask you to sign and forward to the Idaho State Journal, Pocatello, Idaho.

You will note I have left vacant the cubic feet per second because in our application we applied for two cubic feet per minute. We will appreciate your filling in the proper number. The well will pump 175 gallons per minute.

We shall appreciate your cooperation and receiving the additional forms at your convenience.

Very truly yours,

*P. A. McDermott*  
P. A. McDERMOTT

PAM:jat

Enc.

32793

August 3, 1968

Re: Permit No. G-32793  
Robert L. Brown

P. A. McDermott  
McDermott and McDermott  
Attorneys at Law  
P. O. Box 3, Suite 307 - Spaulding Bldg.  
Pocatello, Idaho 83201

Dear Mr. McDermott:

Thank you for your letter of July 29, 1968 concerning the above referenced permit. Please be advised that this permit is still in good standing and requires no proof of beneficial use before March 28, 1971 unless the permit holder so desires.

Mr. Brown may seek a satisfactory well under this permit anywhere in the legal description of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ , sec. 26, T. 5 S, R. 34 E, B.M. without filing an amendment to his permit. If he should have to seek water outside of this public land survey legal description he will be required to file an amendment for the permit. An amendment would also be required for more than one point of diversion to obtain the quantity of water desired.

Please contact us if we may be of further assistance.

Very truly yours,

Donald W. McEldowney  
Appropriation Examiner

DWM:ks

3 2 7 9 3

McDERMOTT and McDERMOTT

Attorneys at Law

Suite 307, Spaulding Building

P. O. Box 3

POCATELLO, IDAHO 83201

Peter A. McDermott  
Patricia L. McDermott

Area Code 208  
232-3162

July 29, 1968

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

RECEIVED  
JUL 30 1968  
Department of Reclamation

Re: Robert L. Brown  
Box 124, Route 2 North  
Pocatello, Idaho

Permit No. G-32793

Gentlemen:

In March, 1966, I filed an application for a permit for the above and was issued the permit indicated. Since that time, a well was drilled on this property which did not produce any water. A second well was drilled and within the past few days this well is delivering 175 gallons of water per minute and is an artesian well. This well is thirty feet north of the indicated location on the original application.

We will appreciate being notified if it is necessary to file a new application at this time or if we can proceed on the application already pending.

I shall appreciate hearing from you at your earliest convenience.

Very truly yours,

*P. A. McDermott*  
P.A. McDERMOTT

PAM:jat

32793

March 31, 1966

Re: Permit No. **G-32793**

Mr. Robert L. Brown,  
Box 124, Route 2 North,  
Pocatello, Idaho.

Dear Mr. Brown:

We enclose Permit No. **G-32793** 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-10228** which was issued covering payment in the amount of ~~\$5.00~~ for the filing fee of the above mentioned permit. ~~and which was issued to P. A. McDermott.~~

Very truly yours,

M. RUSSELL BOSCH  
Office Manager

Enc:  
MRB:pak

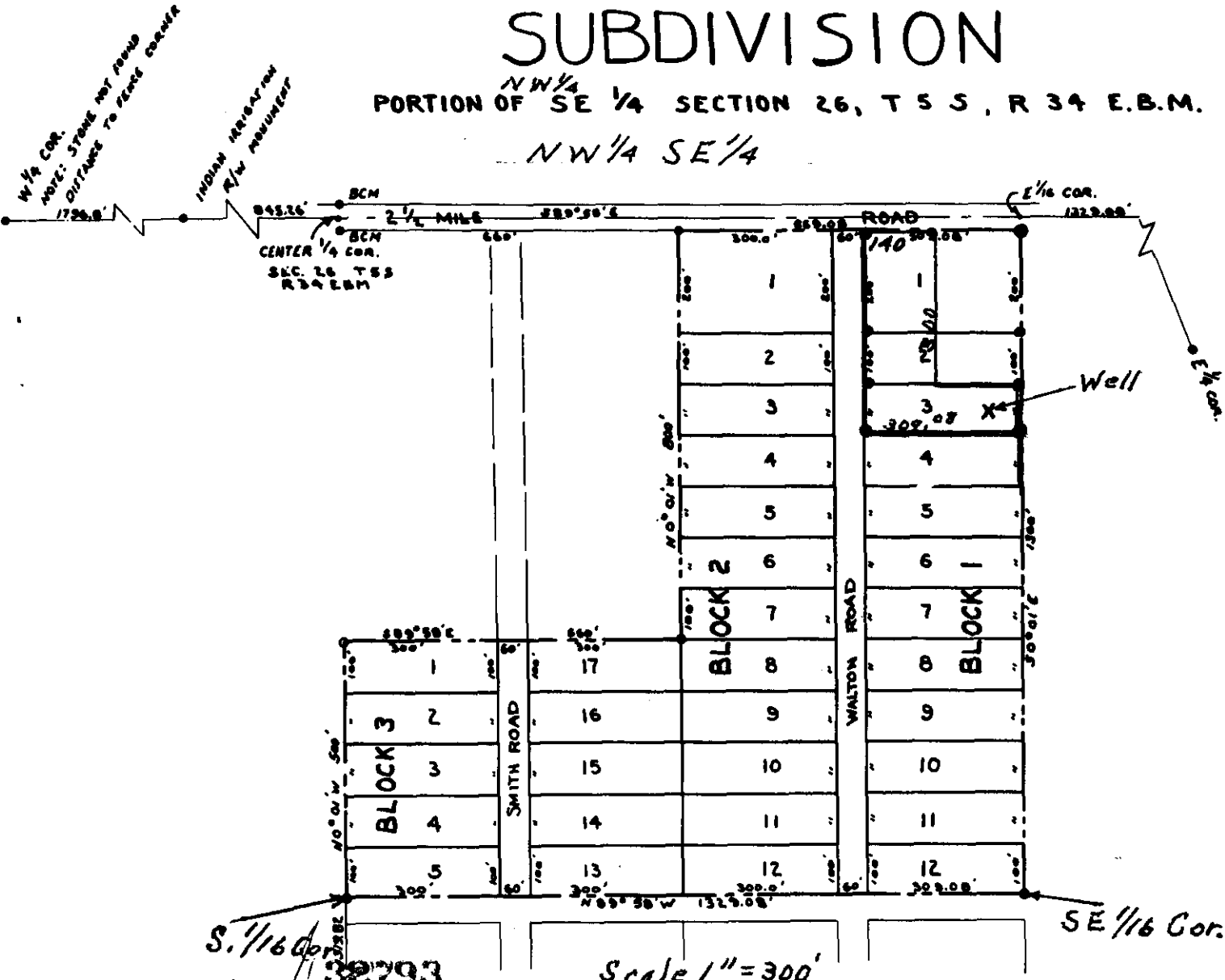
P.S. You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

32793

|  |  |  |  |                                                                       |  |  |  |  |  |  |  |
|--|--|--|--|-----------------------------------------------------------------------|--|--|--|--|--|--|--|
|  |  |  |  | SUNSET CREST                                                          |  |  |  |  |  |  |  |
|  |  |  |  | SUBDIVISION                                                           |  |  |  |  |  |  |  |
|  |  |  |  | Portion of <sup>NW 1/4</sup> SE 1/4 Section 26, T. 5 S., R. 34 E.B.M. |  |  |  |  |  |  |  |

SUNSET CREST  
SUBDIVISION

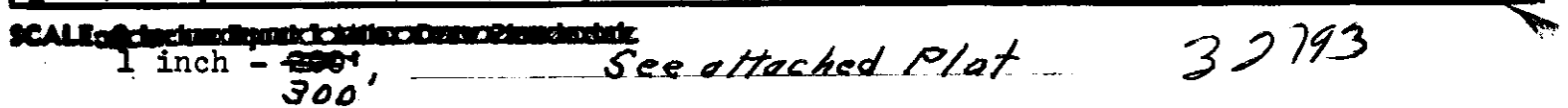
PORTION OF <sup>NW 1/4</sup> SE 1/4 SECTION 26, T 5 S, R 34 E.B.M.  
NW 1/4 SE 1/4



Permit Map No. 32793  
As Approved MAR 8 1966  
CARL E. TAPPAN  
State Reclamation Engineer

BANNOCK TITLE COMPANY  
POCATELLO, IDAHO

While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a re-survey.



32793

32793

March 15, 1966

RE: Application for Permit  
Robert L. Brown

Peter A. McDermott  
Attorney at Law  
Box 3  
Pocatello, Idaho 83201

Dear Mr. McDermott:

Your application for permit is herewith returned for correction in the following particulars:

Indicate the section corners, and subdivision (lot) corners on the map. Especially show boundaries of the NW~~1~~SE~~1~~, and SE~~1~~SE~~1~~.

Statutes provide for sixty (60) days from the date of first return for filing a completed application. If it is received after that date the priority will be advanced to the actual date of receipt of corrected application.

Very truly yours,

Donald J. Watts  
Office Engineer

DJW:mr

Enc. application, check

32793

PETER A. McDERMOTT  
ATTORNEY AT LAW  
207 Spaulding Building, Phone 232-3162  
Box 3  
POCATELLO, IDAHO, 83201

March 14, 1966

RECEIVED  
MAR 15 1966

Department of Reclamation

Department of Reclamation  
State Capitol  
Boise, Idaho

RE: Robert L. Brown

Gentlemen:

Enclosed find Application for Permit together  
with a check for \$5.00, filing fee.

I will send the other papers to you when you  
furnish me the permit number.

Very truly yours,

*P. A. McDermott*  
P. A. McDERMOTT

PAM/jr

Enclosures  
as stated above

32793