

| TRANSFER NO. | NAME         | AMOUNT<br>C.F.S. | BALANCE<br>C.F.S. | RIGHT<br>NO. |
|--------------|--------------|------------------|-------------------|--------------|
| 2183         | Otto K. Degn | 2.37             | 0                 | 29-2484      |

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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
**To Change the Point of Diversion and/or the Place of Use**

**APPROVED**

Name of applicant Otto K. Degn Phone 897-5539  
Post office address Downey, Idaho 83234

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree to \_\_\_\_\_ (Name)  
in case of \_\_\_\_\_ vs \_\_\_\_\_  
dated \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_  
(Name of court)
- b. License No. 29-2484 issued by the Idaho Department of Water Resources
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant \_\_\_\_\_  
Warranty Deed
3. Source of water ground water tributary to \_\_\_\_\_
4. Date of priority 11-04-63
5. Water is used for the following purposes:  
amount 2.37 for Irrigation purposes from Apr. 1 to Nov. 1  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(month/day – both dates inclusive)
6. Total amount of water under right: a. 2.37 cubic feet per second  
&/or  
b. \_\_\_\_\_ acre feet per annum
7. Location of original point of diversion is SE  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 18  
Township 11S Range 37E, B.M., in Bannock County  
Additional points of diversion, if any \_\_\_\_\_
8. Lands irrigated or 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 $\frac{1}{4}$ |        |
| 11S  | 37E   | 18   |                  |                  | 40               | 40               |                  |                  |                  |                  |                  |                  |                  |                  | 40               | 40               |                  |                  | 160    |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres to be irrigated 160

MICROFILMED

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water: a. \_\_\_\_\_ cubic feet per second  
&/or  
b. \_\_\_\_\_ acre feet per annum
2. Point of diversion \_\_\_\_\_ ¼ \_\_\_\_\_ ¼, Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_, B.M., \_\_\_\_\_ County  
Additional points \_\_\_\_\_

3. Place of use:

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

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion

a. Amount of water to be diverted 2.37 c.f.s. &/or \_\_\_\_\_ acre feet

b. Point(s) of diversion SE ¼ NE ¼, Section 18 Township 11S  
Range 37E, B.M., Bannock County  
Additional points NW¼SE¼, Sec. 18, T. 11S, R. 37E, B.M.

c. Description of diverting works well, pump and sprinkler system

d. Describe the reasons for applying for a change in the point(s) of diversion original well caved in and is not producing full amount of water. The new well will be used in conjunction with the original

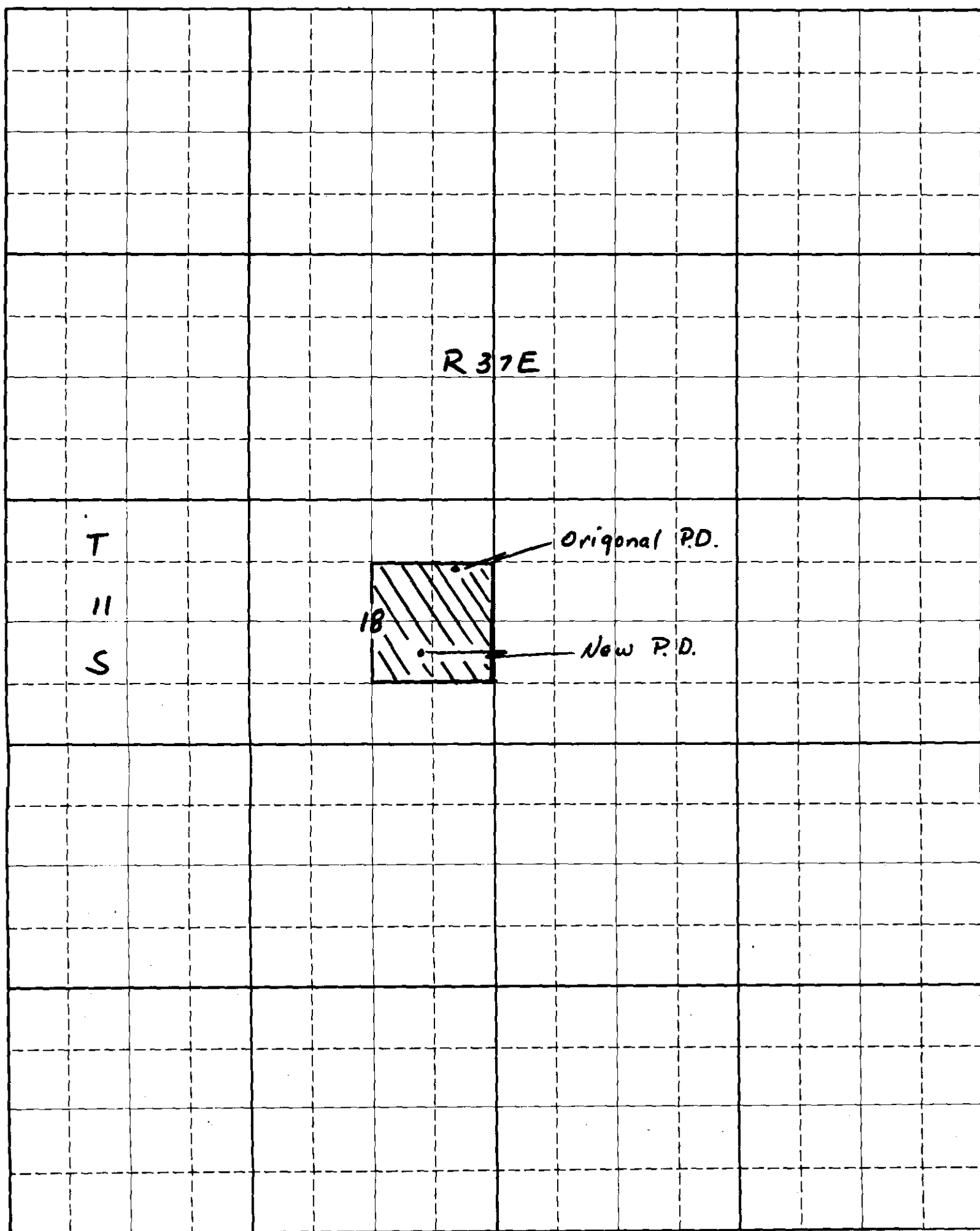
2. Change in place of use NO CHANGE

- a. Describe the lands or place of use to which the right will be transferred:

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

Total number of acres to be irrigated \_\_\_\_\_

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

3. Remarks \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

*J. H. Dean*  
(Signature of applicant)

Subscribed and sworn to before me this 26th day of October, 1977

*William Wray*  
(Notary public)

My commission expires 6/15/81

#### ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 29-2484, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

\_\_\_\_\_  
\_\_\_\_\_

2. Denial of said application is for the following reasons: \_\_\_\_\_  
\_\_\_\_\_

Witness my hand this 29 day of January, 19 78

*A. Howard Brown*  
Deputy Director

#### FOR DEPARTMENT USE ONLY

Received by *CU* Date 10-26-77

Prelim. check by *Jag* Fee \$30.22

Receipted by *CU* Date 10-26-77

Published in *Idaho State Journal* # 7006

Pub. dates 7/15-31 10-1977

Watermaster recommendation requested on *N.A.*

\_\_\_\_\_ rec'd. \_\_\_\_\_

Protest filed by \_\_\_\_\_

Copies of protest forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial

by *RDC*

DECEMBER

OCT 28 1977 *JA*

# Lawyers Title Insurance Corporation

A Stock Company  
Home Office - Richmond, Virginia  
STANDARD COVERAGE POLICY

Department of Water Resources  
Eastern District Office

## SCHEDULE A

### AMOUNT

\$45,000.00

### EFFECTIVE DATE

JULY 12, 1971  
12:21 PM

### INSURED

OTTO K. DEGN AND WILMA F. DEGN, HUSBAND AND WIFE

1. The title to the **FEE SIMPLE** estate or interest in the land described below is at the date hereof vested in:

OTTO K. DEGN AND WILMA F. DEGN, HUSBAND AND WIFE

2. The land referred to in this policy is described as follows:

TOWNSHIP 11 SOUTH, RANGE 37 E. B. M., BANNOCK COUNTY,  
IDAHO, SECTION 18: S $\frac{1}{2}$  NE $\frac{1}{4}$  AND N $\frac{1}{2}$  SE $\frac{1}{4}$ , TOGETHER WITH AN EASEMENT FOR  
RIGHT OF WAY PURPOSES ACROSS THE FOLLOWING DESCRIBED PORTION OF THE  
NE $\frac{1}{4}$  NE $\frac{1}{4}$  OF SAID SECTION 18, AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SECTION 18 AND RUNNING SOUTH  
ALONG THE SECTION LINE BETWEEN SECTION 18 AND SECTION 17, A DISTANCE  
OF 1320 FEET, THENCE WEST 30 FEET, THENCE NORTH 1320 FEET, THENCE EAST  
30 FEET TO THE POINT OF BEGINNING. GRANTED BY THE INSTRUMENT RECORDED  
IN BOOK 110 OF DEEDS, PAGE 441.

MICROFILMED

Certified by:  
AMERICAN LAND TITLE COMPANY, INC.

Issued at: POCAHELLO, IDAHO

Page 1 of Sched. A. Pol No. 7-561-11

ORIGINAL

Home Office - Richmond, Virginia  
**STANDARD COVERAGE POLICY**

**SCHEDULE B**

This policy does not insure against loss or damage by the reason of the following:

**PART I**

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority, that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachment, or any other facts which a correct survey would disclose, and which are not shown by the public records.
5. Unpatented mining claims; reservation or exceptions in patents or claims of title to land or water thereof; water rights, claims or title to water.

**PART II**

1. TAXES FOR THE YEAR 1972 AND SUBSEQUENT YEARS.
2. EASEMENT TO UTAH POWER AND LIGHT COMPANY, RECORDED MAY 28, 1964, BOOK 186, NO. 404406, RECORDS OF BANNOCK COUNTY, IDAHO. SAID EASEMENT BEING FOR POWER LINES.
3. MORTGAGE FROM LIONEL MUNK, JR. AND HELEN W. MUNK, HUSBAND AND WIFE, TO THE FEDERAL LAND BANK OF SPOKANE, DATED AUGUST 8, 1967, RECORDED AUGUST 15, 1967, AS INSTRUMENT NO. 441891, IN OFFICIAL RECORD BOOK 215, RECORDS OF BANNOCK COUNTY, IDAHO. TO SECURE: \$25,000.00.

7-M

1986702

© 1966

# ION

**SS.**

NOV 14 1977

Department of Water Resources  
Eastern District Office

Patricia Beech

being first duly sworn on oath deposes and says: That...  
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:

NOVEMBER 3, 1977

NOVEMBER 10, 1977 \_\_\_\_\_, 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.

publication of said notice or advertisement  
the meaning of the laws of Idaho.

Patricia Koch

Subscribed and sworn to before me this 11th  
day of NOVEMBER, 1977

Dyana Roberts

Notary Public, State of Idaho  
Residence: Pocatello, Idaho

# WORLD

# PROOF OF PUBLICATION

STATE OF IDAHO  
County of Bannock

ss.

## NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 29-2484

Notice is hereby given that Otto K. Degn, Downey, Idaho, has applied to the Idaho Department of Water Resources for a change in the point of diversion of the waters of a ground-water source. The right sought to be changed is evidenced by License No. 29-2484 and is recorded as follows:

AMOUNT: 2.37 cfs

PRIORITY: Nov. 4, 1963

POINT OF DIVERSION:  
SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 18, T. 11S, R. 37E, B.M., Bannock County.

The water is used to irrigate 160 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 18, T. 11S, R. 37E, B.M.

TO BE CHANGED AS FOLLOWS:  
The water will be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 18, T. 11S, R. 37E, B.M.

Any protest against approval of the proposed change of water right must be filed with the Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before November 21, 1977.

C. STEPHEN ALLRED

Director

November 3, 10, 1977

No. 813

*Patricia Beech*  
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:

NOVEMBER 3, 1977, 19.....  
NOVEMBER 10, 1977, 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.

*Patricia Beech*  
Subscribed and sworn to before me this *11th* day of *NOVEMBER*, 19*77*

*[Signature]*  
Notary Public, State of Idaho  
Residence: Pocatello, Idaho

# APPLICATION FOR PERMIT 29-2484

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

Application No. G- 39608  
Permit No. G- 31502  
District No.

1. Name of Applicant: Lionel L. Munk, Jr.  
Postoffice address: Smithfield, R.F.D. County: Cache State: Utah
2. Quantity of water claimed: 160 inches or 3.2 c.f.s.  
 (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 16" well
4. Location of point of diversion or well is in the SE 1/4 of the NE 1/4 of Section 18  
Twp. 11 S , Rge. 37 E. , B.M., County of Bannock
5. Water is to be used for: Irrigation and stock watering
6. If for municipal, industrial or recreational purposes, give:  
 (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.  
       Rge. , 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: 16" pipe driven to water at approximately 100'
8. Estimated cost of works: \$ 8000 to \$10,000.
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 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: none  
 (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) 160 ~~inches~~ <sup>inches</sup> ~~x cubic feet per second inches or gallons~~ (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

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

s/ Lionel L. Munk, Jr. Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. November 4, 1963

Returned to applicant for correction:

Corrected application received:

### Approval of State Reclamation Engineer

The number of this permit is G— 31502

Recorded in Book 110 Page 31502 Approved November 12, 1963

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 May 12, 1966

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 November 12, 1968

Witness my hand this 12th day of November, 1963

s/ RALPH W. THOMAS, Deputy  
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 12th day of November, 1963.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLLIE  
Governor

Secretary of State.

12.

| Twp.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 11 S                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 37 E  | 18   |                  |                  | 40               | 40               |                  |                  |                  |                  |                  |                  |                  |                  | 40               | 40               |                  | 160              |        |
| Permit No. G-31502 ✓                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| CERTIFICATE OF COMPLETION OF WORKS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| TO ALL WHOM IT MAY CONCERN:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| <p>This is to certify that Lionel L. Munk, Jr. of Smithfield, County of Cache, and State of Utah, the holder of Permit No. G-31502, issued upon Application No. G-39608 bearing date of priority of November 4, 1963, authorizing the diversion of 3.2 second feet of waters of a well County of Bannock, State of Idaho, for irrigation and stock watering purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.37 second feet of the waters of a well from subterranean flow that the point of diversion of said waters SE<math>\frac{1}{4}</math>NE<math>\frac{1}{4}</math>, Section 18, T. 11 S., R. 37 E.B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to wit; S<math>\frac{1}{2}</math>NE<math>\frac{1}{4}</math>, N<math>\frac{1}{2}</math>SE<math>\frac{1}{4}</math>, Section 18, T. 11 S., R. 37 E.B.M.</p> |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| Witness my hand this 28th day of September, A.D. 1965.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| Proof of Completion of Works, June 28, 1965.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| s/Ralph W. Thomas<br>Deputy State Reclamation Engineer                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| LICENSE ISSUED FOR 2.37 SEC. FT.<br>LICENSE PAGE NO. 8286                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

78286 ✓

**State of Idaho**  
**License and Certificate of Water Right**

Water License No. G-31502

Amount 2.37 c.f.s.

Water District No. \_\_\_\_\_

Priority November 4, 1963

THIS IS TO CERTIFY that LIONEL L. MUNK, JR.  
of Smithfield, Utah, made application for a permit to appropriate the  
public waters of the State of Idaho, dated November 4, 19 63; that Permit No. G-31502  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
2.37 second feet, was issued thereunder on September 28, 19 65, showing that said works  
were completed on the 28th day of June, 1965; and that on the 28th  
day of June, 19 65, LIONEL L. MUNK, JR.

of Smithfield, State of Utah, 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 stock  
watering, under Use Permit No. G-31502 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  
13 of Licenses at page 8286, on the 28th day of September, 19 65;  
The right hereby confirmed dates from November 4, 19 63;

The Point of Diversion is located  
in the SE 1/4 NE 1/4, Sec. 18, Tp. 11 S, R. 37 E, B. M. Bannock County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes  
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall  
not exceed 2.37 cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                       | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|------|----------------------------------------|----------------------------------|---------------------------------|
| 11 S | 37 E  | 18   | S 1/2 NE 1/4                           | 80                               | 80                              |
|      |       |      | N 1/2 SE 1/4                           | 80                               | 80                              |
|      |       |      | Total number of acres to be irrigated: |                                  | <u>160</u>                      |

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  
28th day of September, 19 65.

(SEAL)

s/ RALPH W. THOMAS  
Deputy State Reclamation Engineer.

# State of Idaho

## License and Certificate of Water Right

Water License No. G-27319

Amount 0.1112 c.f.s.

Water District No.

Priority April 9, 1958

THIS IS TO CERTIFY that PACIFIC NORTHWEST PIPELINE CORP.  
of Salt Lake City, Utah Assignee, El Paso Natural Gas Company, made application for a permit to appropriate the public waters of the State of Idaho, dated April 9, 1958; that Permit No. G-27319 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.1112 second feet, was issued thereunder on September 28, 1965, showing that said works were completed on the 24th day of October, 1962; and that on the 24th day of October, 1962, PACIFIC NORTHWEST PIPELINE CORP. Assignee: El Paso Natural Gas Company of SALT LAKE CITY, State of UTAH, 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 domestic and industrial, under Use Permit No. G-27319 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 13 of Licenses at page 8285, on the 28 day of September, 1965; The right hereby confirmed dates from April 9, 1958; The Point of Diversion is located

in the NE 1/4 NW 1/4, Sec. 22, Tp. 10 S R. 43 E, B. M. Bear Lake 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 0.1112 cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                      | No. Acres Described in Permit | No. Acres Actually Irrigated |
|------|-------|------|---------------------------------------|-------------------------------|------------------------------|
| 10 S | 43 E  | 22   | NE 1/4 NW 1/4                         |                               |                              |
|      |       |      | For domestic and industrial use only. |                               |                              |

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 28th day of September, 1965.

s/ RALPH W. THOMAS  
Deputy State Reclamation Engineer.

(SEAL)

February 2, 1978

Re: Transfer No. 2183

Mr. Otto K. Degn  
Downey,  
Idaho 83234

Dear Mr. Degn:

Enclosed is a copy of your approved Application for Transfer of a Water Right. Please be advised that although you are not required to install a measuring device on your diverting works at this time it may be a requirement in the future. Therefore when designing your diversion structure allowance should be given to possible installation of an adequate measuring device.

Sincerely,

Jim Johnson  
Water Distribution Supervisor

JJ/kw  
Enclosure

INTER-DEPARTMENT MEMO — 1

FROM Jim

DATE 12/16/77

TO DAVE

SUBJECT Transfer App. 29-2484 OTTO K. DEGN

DAVE, this transfer is P.D. only. A Measuring Device was not required on permit and diversion is not located within an watermaster district.

The source is groundwater. I recommend that measuring device ~~reg~~ condition be waived pursuant to new ruling on Section 42-237a Idaho Code

OK - ~~recommend~~ suggest in cover letter that system be designed to allow possible M.D. installation in future - ~~OK~~.

*Jim*

SIGNATURE

RECEIVED  
MICROFILMED

October 28, 1977

RE: Application for Transfer No. 29-2484 DEGN

Idaho State Journal  
Box 431  
Pocatello, Idaho 83201

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing 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. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON  
Supervisor,  
Eastern Region

Bill submitted 11-14-77 by Ced

RDC:CW

Enc: Legal Notice (1)

RECEIVED  
OCT 31 1977  
FBI - BUTTE

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 29-2484

Notice is hereby given that Otto K. Degn, Downey, Idaho, has applied to the Idaho Department of Water Resources for a change in the point of diversion of the waters of a ground-water source. The right sought to be changed is evidenced by License No. 29-2484 and is recorded as follows:

AMOUNT: 2.37 cfs                      PRIORITY: Nov. 4, 1963

POINT OF DIVERSION: SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 18, T. 11S, R. 37E, B.M.,  
Bannock County.

The water is used to irrigate 160 acres within the S $\frac{1}{2}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 18, T. 11S, R. 37E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 18, T. 11S, R. 37E, B.M.

Any protest against approval of the proposed change of water right must be filed with the Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before November 21, 1977.

C. STEPHEN ALLRED

Director

Published in the Idaho State Journal, Pocatello, Idaho, on November 3 and November 10, 1977.

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Mr. H.  
Mr. Q.

For additional information see:

Local Groundwater Board

BANNOCK COUNTY

Otto K. Degn

Allan M. Archibald  
Downey, Idaho 83234

July 3 - 1975 ASD

Dept. of Water Resources  
Boise, Idaho

RECEIVED  
JUL 7 1975

Dear Sir:

Department of Water Resources

In reply to your letter we wish to say we think a water board for Bannock Co. is a good thing.

We have lived here since 1948 and have seen most of the wells drilled around here and have followed their progress. The well Mr. Munk drilled that Mr. Wagn is talking about was never the very best. It has spouted air ever since it was drilled which can be very plainly heard from our home. We kind of thought the last few years it had done a little better. Mr. Wagn has done some changing and it looks as tho he has one more line running than the well has ever been able to handle.

We have watched how the water runs thru the valley and since it gets to Mr. Wagns well before it reaches here we don't know how we could be taking

MICROFILMED

his water, plus the fact we are probably getting our water from two different underground streams as his well is a hundred or so feet deep and ours is around fifty feet deep.

We would be very happy to discuss the matter with you and if there is any way we are hurting Mr. Keen we are more than willing to do something about it.

We all have to make a living in this world and live together and that is all we are trying to do.

We will be glad to cooperate in any way we can.

Sincerely  
Allen M. Archibald

April 7, 1975

The Honorable Arthur P. Oliver  
District Judge  
Courthouse  
Boise, Idaho 83701

Re: Water License No. 29-2484

Dear Judge Oliver:

The Department of Water Resources has received a statement from Mr. Otto K. Degn (copy enclosed) requesting that a Ground Water Board be established to hear the above-referenced matter, as provided by Section 42-237, Idaho Code. I have reviewed Mr. Degn's statement and find it sufficient in meeting the requirements of Section 42-237(b), Idaho Code. I therefore respectfully request that you appoint a person meeting the requirements of Section 42-237(d), Idaho Code, to serve on a Ground Water Board. I would be more than willing to assist you in locating a person to serve on the Board, if you should desire.

Very truly yours,

R. KEITH HIGGINSON  
Director

RKH:mjr

cc: Otto Degn

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

In the Matter of License No. 29-2484 )  
in the name of OTTO K. DEGN )  
\_\_\_\_\_ )

REQUEST FOR ESTABLISHMENT OF A LOCAL  
GROUND WATER BOARD

I, Otto K. Degn, residing at Downey, Idaho, being the holder of Water License No. 29-2484, with a priority of November 4, 1963, feel that this right is being adversely affected by water being appropriated under Permit No. 29-7135, with a priority of June 1, 1973. My (claimant) well is located within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 18, T. 11S, R. 37E and is licensed for 2.37 c.f.s. for the irrigation of 160 acres. The well permitted for 2.03 c.f.s. by Permit No. 29-7135 is in the name of Allen Archibald. It is located within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 7, T. 11S, R. 37E.

When Mr. Archibald's (respondent) well is pumped, I am unable to get adequate water from my well. When the respondent's well is shut off, my water supply again recovers. Because of this apparent interference with my prior right, I hereby petition the Director of the Department of Water Resources to establish a local ground water board pursuant to Section 42-237 of the Idaho Code.

Date March 21, 1975

Otto K. Degn  
(Claimant)

Sworn to before me this 21<sup>st</sup> day of MARCH, 1975.

Ronald D. Carlson  
Notary Public

My commission expires 2/14/78

Residing at FIRTH, IDAHO

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

Permit No. G-31502

This proof is for Comp. of Works & Bene. Use

In Water District No. \_\_\_\_\_

1. Name of applicant Lionel L. Munk, Jr.

2. Source of water supply: Subterranean 16" well

3. Location of point of diversion: Is in the SE 1/4 of Section 18

T. 11S R. 37E County of Bannock

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

50 H.P. G.E. Motor # NYJ 131320  
Berkeley Pump # C 72297  
8" Disch to 10" line # West

5. Water is used for: irrigation and stock watering

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):

SE 1/4, NE 1/4, Sec. 18, 11S-37E, 160 acres

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

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

Remarks: 132 ~~132~~ 13/64 Nozzles

Ave Pressure 45 psi

Q = 0.07 (132) = 1030 gpm = 2.37 cfs

This examination was made on the 2 day of September, 1965

(Signed) Don Watts Examiner.

B 31502

### 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  
SEP 7 1965

Department of Reclamation

Lionel L. Hunk, Jr.  
Smithfield, R.F.D., Utah

Permit No G-31502

Examination for Comp. of Works & Bene. Use

County Bannock

Sec. 18 T. 11S R. 37E

Quantity: 3.2 CFS

Source: SUB. WELL

P.D.: SEXYNEY, Sec. 18, 11S-37E  
BANNOCK

Use: IRRIGATION & STOCK WATERING

Extension: \_\_\_\_\_

Protest: \_\_\_\_\_

Completion of Works: \_\_\_\_\_

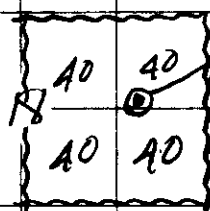
Other Rights: NONE

Filed: NOVEMBER 4, 1963

Due: NOVEMBER 12, 1968

R 37 E

1  
=  
✓



U.S. Highway  
101

Subdivisions - 4

Area - 160A

Q = 2.37 cfs

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF EXAMINER

PERMIT NO. G-31502

REPORT ON PROOF OF Completion of Works & Beneficial Use

Lionel L. Munk, Jr.  
Smithfield RFD, Utah

*6 31502*

September 28, 1965

RE: Permit No. G-31502

Lionel L. Munk, Jr.  
P.F.D.  
Smithfield, Utah

Dear Mr. Munk:

We enclose License and Certificate of Water Right which has been issued on Permit No. G-31502, and Certificate of Completion of Works.

We also enclose departmental receipt No. G-9836 covering fees of \$13.00.

Very truly yours,

CARL E. TAPPAN  
State Reclamation Engineer

(Mrs.) Edda P. Rule  
Chief Clerk

EPR:ejw  
License Encl.  
Receipt.

6 31502

Smithfield Rd  
Utah, 84335  
Sept. 29, 1965

Mrs. Edna P. Rule  
Chief Clerk  
Dept. of Reclamation  
Boise, Idaho

RECEIVED

SEP 27 1965

Department of Reclamation

Dear Mrs. Rule:

I am enclosing the statutory fees totaling \$13.00 as requested in your September 14, 1965 letter. This is for the completion of work, license and certificate for Permit no. G-31502.

I appreciate the prompt attention you have given me in helping me to complete this project.

Sincerely,  
Lionel L. Munk, Jr.  
L.M.

631502

500 - July 8, 1964

September 14, 1963

RE: Permit No. G-31502

Lionel L. Munk, Jr.  
Smithfield RFD, Utah

Dear Mr. Munk:

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-31502 shows the well is ~~(was)~~ capable of conveying 118.8 incher's inches, or 2.37 c.f.s. of water for the irrigation of 160 acres.

Upon receipt of the statutory fees, totaling \$ 13.00 , we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of November 4, 1963 , to the use of 2.37 second feet of subterranean water with the point of diversion in the SE 1/4, Sec. 18 for stock water and irrigation of 160 acres in the SE 1/4, NW 1/4, Sec. 18, T. 11 S., R. 37 E., B.M.

Very truly yours,

CARL E. TAPPAN  
State Reclamation Engineer  
By

(Mrs.) Edna P. Rule  
Chief Clerk

EPR:mr

§ 31502

July 6, 1965

Re: Permit No. G-31502  
Lionel L. Munk, Jr.

Lionel L. Munk, Jr.  
Smithfield RFD,  
Utah

Dear Mr. Munk:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the IDAHO STATE JOURNAL, all submitted in proof of completion of works and beneficial use on Permit No. **G-31502**

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,

CARL E. TAPPAN  
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule  
Chief Clerk

EPR: et

6 31502

# PROOF OF PUBLICATION

STATE OF IDAHO  
County of Bannock

ss.

Arleen Turner

Superior, B. C. Notary Public

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:

|         |            |       |            |
|---------|------------|-------|------------|
| May 28  | , 19 65    | _____ | , 19 _____ |
| June 4  | , 19 65    | _____ | , 19 _____ |
| June 11 | , 19 65    | _____ | , 19 _____ |
| June 18 | , 19 65    | _____ | , 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.

\_\_\_\_\_ *Arleen Turner* \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ 18th  
day of \_\_\_\_\_ June \_\_\_\_\_, 19 65.

\_\_\_\_\_ *Roberta E. Sprathlen* \_\_\_\_\_

Notary Public, State of Idaho  
Residence: Pocatello, Idaho

31502

# PROOF OF PUBLICATION

STATE OF IDAHO  
County of Bannock

ss.

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

Notice is hereby given that at 10 A.M. on the 28th day of June, 1965, at Preston, County of Franklin, State of Idaho before E. M. Condie, Notary Public, at his office in Preston, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 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 31502, 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 Lionel L. Munk Jr., Smithfield, R.F.D., Smithfield, Utah.

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 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation and stock watering, purposes and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is in SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 18, Twp. 11 S., Rge. 37 E. B. M., in Bannock County, Idaho.

5. The place where said water is used is SW $\frac{1}{4}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$  NE $\frac{1}{4}$ , NE $\frac{1}{4}$  SE $\frac{1}{4}$ , and NW $\frac{1}{4}$  SE $\frac{1}{4}$ , Sec. 18, Tp. 11 S., R. 37 E. B. M., 160 acres.

6. The date of priority which said user is prepared to establish is Nov. 4, 1963.

Carl E. Tappan  
State Reclamation  
Engineer  
May 28, June 4, 11, 18, 1965

Agent Tappan

being first duly sworn on oath deposes and says: That \_\_\_\_\_  
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:

|         |          |       |          |
|---------|----------|-------|----------|
| May 28  | 19 65    | _____ | 19 _____ |
| June 4  | 19 65    | _____ | 19 _____ |
| June 11 | 19 65    | _____ | 19 _____ |
| June 18 | 19 65    | _____ | 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 18th \_\_\_\_\_  
day of \_\_\_\_\_, 19 65.

\_\_\_\_\_

Notary Public, State of Idaho  
Residence: Pocatello, Idaho

231502

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
Boise, Idaho  
Permit No. G 31502

RECEIVED  
NOV 12 1963  
Department of Reclamation

\* \* \* \* \*

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF HOLDER

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

Lionel L. Munk, Jr., residence and post office address, Smithfield RFD  
Utah, farmer.

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

Ques. 3. State number, approval date of permit, and date of priority: \_\_\_\_\_

G 31502, approved November 12, 1963, priority date Nov. 4, 1963

Ques. 4. State source of water supply: Subterranean 16" well

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

SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 18, Tp. 11 South, Range 37 E. B. M., Bannock County, Ida.

Ques. 5. Describe your works of diversion: 16" pipe driven to water at approximately 128 feet with casing, and then to about 300 feet without casing below 128 feet, with pump, 3/4 mile; state amount of water they are capable of conveying from point of diversion to place of use: 3.2 C.F. S.; Give name of canal or ditch  
pipe (quarter mi. 12 inch, quarter mile 10 inch, 1/2 bal. 6 inch. 1 mile 4 inch laterals for sprinkling.

or other works by which water is conducted to such place of use: Just sprinkling pipe.

\_\_\_\_\_; if a well, state depth of well \_\_\_\_\_; depth and size of casing \_\_\_\_\_; depth to water \_\_\_\_\_; if pump is used, state discharge of pump: 3.2 C.F.S.; tell how it was measured or determined measured by engineer; if sprinkler irrigation, give number and size of nozzles and operating pressure: 132 nozzles, 13/64s, about 67-70 lbs.

Ques. 6. State for what purpose water is used: Irrigation  
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water: \_\_\_\_\_

Twp. 11 S, R. 37 E. B. M. SW $\frac{1}{4}$  NE $\frac{1}{4}$ , 40 acres; SE $\frac{1}{4}$  NE $\frac{1}{4}$ , 40 acres; NE $\frac{1}{4}$  SE $\frac{1}{4}$  40 acres; NW $\frac{1}{4}$  SE $\frac{1}{4}$ , 40 acres, total 160 acres

G31502 

State nature of all improvements which have been made as a direct result of said use:  
Land has been brought under irrigation and now produces sugar beets and grain,  
and is suitable for other crops. Would not produce any crops without such  
such irrigation

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

Ques. 7. If for other than irrigation purposes, show full legal description of place  
of use and state purpose for which water is used:  
Use water for stockwatering and culinary purposes on said land above  
described.

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

Quest. 9: State when and in what amount the water diverted under above mentioned permit  
has been first used: Began 18th of May, 1964 - Time used since first use:  
Except during three winter months, have used water continuously during  
irrigation season and am now using same.

Ques. 10. Describe all other water rights appurtenant to same place of use: \_\_\_\_\_  
no other water rights for this land  
\_\_\_\_\_  
\_\_\_\_\_

(sign) Lionel L. Munk Jr.

\*\*\*\*\*

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 him-  
self to be, and that said testimony was subscribed and sworn to before me, at my office in

Preston, County of Franklin,  
State of Idaho, on this 28th day of June,, A. D. 1965.

J. M. Munk Jr.  
Notary Public.

My commission expires: Nov. 29, 1966.

631502

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
Boise, Idaho  
Permit No. G 31502

JUN 29 1965  
Department of Reclamation

\*\*\*\*\*

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE  
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

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

Clyde W. Oliverson, age 64 years, field man ~~for~~ Amalgamated Sugar Co.,  
Franklin Division, residence and post office address: 281 East Oneida St.,  
Preston, Idaho.

Ques. 2 Are you acquainted with Lionel L. Munk, Jr.,, the holder of  
Permit No. G 31502 ? How long have you known him and where does he reside?

Yes. Have known him from March, 1964; Resides in Smithfield, Utah, but  
I have seen him at Downey, Idaho.

Ques. 3. Have you read or heard said Permit No. G 31502 read, and are you familiar  
with its provisions and conditions: Yes yes No.         

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

Give location of place of diversion, showing subdivision, section, township and range  
SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 18, Tp. 11 South, Range 37 E. B. M., Bannock Co., Idaho

Describe works for conveying water to place of use: Well with GE electric pump,  
quarter mile of 12 inch pipe, quarter mile of 10 inch pipe, quarter mile of  
6 inch pipe, and 4 inch laterals.

Ques. 5. How many second feet of water do you estimate said works will safely conduct  
to place of use: 3.2 C.F.S. How much water have you seen being so  
conveyed? Capacity of works.

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

40 acres in SW $\frac{1}{4}$  NE $\frac{1}{4}$ ; 40 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$ ; 40 acres in N E $\frac{1}{4}$  SE $\frac{1}{4}$ , 40 acres in  
NW $\frac{1}{4}$  SE $\frac{1}{4}$ , Sec. 18, Tp. 11 S., R. 37 E. B. M.

G 31502

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

Also for stockwatering and culinary purposes on same land

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

Clay loam, rolling land. Can only be irrigated profitably by sprinkling  
Requires 1 inch per acre for irrigation.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? May 18th, 1964. Have seen it  
Other times you have seen such use: ( at various times since, the last time  
about a week ago.

(Signed):

Elyse W. C. Laveran

\*\*\*\*\*

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 Preston,

County of Franklin, State of Idaho, on  
this 28th day of June, A. D. 1965

J. M. Condie

Notary Public for the State of Idaho  
Residing Preston, Idaho

My commission expires Nov. 29, 1966

B31502

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G 31502

\* \* \* \* \*

RECEIVED  
JUN 29 1965  
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE  
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

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

Gaylord C. Larson, 57 years, Preston, Idaho, agricultural Supt. Amalgamated Sugar Co., ~~Franklin~~ Franklin County Division, Post Office: Preston, ~~252~~ 68 North, 2nd East, Idaho

Ques. 2 Are you acquainted with Lionel L. Munk, Jr., the holder of Permit No. G 31502? How long have you known him and where does he reside?

Yes. Known him since March, 1964; he resides at Smithfield, Utah. & I have known him at Downey, Idaho.

Ques. 3. Have you read or heard said Permit No. G 31502 read, and are you familiar with its provisions and conditions: Yes yes No.           

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

Give location of place of diversion, showing subdivision, section, township and range  
SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 18, Tp. 11 South, R. 37 E. B.M. Bannock County, Idaho.

Describe works for conveying water to place of use: Well with pump, main line of Electric GE pump, 50 HP, pipe is 12 inch, 10 inch, 6 inch, pipe and laterals. and 4 inch

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 3.2 C.F. S. How much water have you seen being so conveyed? To best of my knowledge the capacity.

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

Sec. 18, Tp. 11S, R. 37 E. B. M. 40 acres in SW $\frac{1}{4}$  NE $\frac{1}{4}$ ; 40 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$ ; 40 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$ , and 40 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$ .

G 31502

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

Use water for stockwatering and culinary purposes on same land.

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

Clay loam, somewhat rolling adapted for sprinkling, requiring 1 inch per acre for profitable irrigation.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? May 18th, 1964

Other times you have seen such use: At various times since then during irrigation seasons; last time about a week ago.

(Signed):

Gaylord C. Larson

\*\*\*\*\*

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

Preston, County of Franklin, State of Idaho, on this 28th day of June, A. D. 1965

J. M. Cordie

Notary Public for the State of Idaho

Residing Preston, Idaho

My commission expires Nov. 29, 1966.

631502

RECEIVED  
MAY 19 1965

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE ~~Department of~~ Reclamation

(Date) May 18th, 1965.

(P. O.) RFD, Smithfield, Utah

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.

*Line (L) Munk Jr*

(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

631502

RECEIVED  
MAY 19 1965

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

Department of Reclamation

Notice is hereby given that at 10 A. M., on the 28th day of June,  
19 65, at Pre ston, County of Franklin, State of Idaho  
before P. M. Condie, Notary Public, at (address) his office  
in Preston, Idaho, proof will be submitted of the completion  
of works for the diversion of 3.2 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 31502, 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 Lionel L. Munk, Jr., Smithfield, R.F.D., Utah

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 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation and stock watering  
\_\_\_\_\_, purposes and the amount applied to beneficial use is  
3.2 cubic feet per second.

4. The point of diversion of said water is in SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 18, Twp.  
11 S., Rge. 37 E. B. M., in Bannock County, Idaho

5. The place where said water is used is SW<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>; NE<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub>, and NW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub>, Sec. 18, Tp. 11 S., R. 37 E. B. M., 160 acres

6. The date of priority which said user is prepared to establish is Nov. 12, 1963.

Carl E. Tappan  
State Reclamation Engineer

State Reclamation Engineer

31502

(Office Yellow Copy)

Re: Permit No. **G-11502**

**May 19, 1965**

**Mr. Michael L. Munk, Jr.,  
R. F. D.,  
Smithfield, Utah.**

**Dear Mr. Munk:**

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. **G-11502**. The proofs are to be made at **10:00** o'clock **A.M.**, on the **20th** day of **June**, 19 **65**, before **P. M. Condit, at his office in Preston, Idaho**, Notary Public.

As of this date, we have mailed the Notice to the **Idaho State Journal** **Pocatello, Idaho**, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the affidavit of publication and statement of costs to you.

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

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

Very truly yours,

CARL E. TAPPAN  
State Reclamation Engineer  
By

(MRS.) EDNA P. RULE  
Chief Clerk

Encl.  
EPR:pmk  
cc: Notary

31502

Re: Permit No. G-31502  
Idenel L. Munk, Jr.

Date: May 19, 1965

Idaho State Journal,  
Pocatello, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to June 28, 1965 the date set for proof; the expense of the publication is to be paid by the applicant Idenel L. Munk, Jr. of R.F.D., Smithfield, Utah 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,

*Carl E. Tappan*  
CARL E. TAPPAN  
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

631502

November 21, 1963

Re: Permit No. G-31502

Mr. Lionel L. Munk, Jr.,  
R.F.D.  
Smithfield, Utah.

Dear Mr. Munk:

We enclose Permit No. G-31502 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-8352, which was issued covering payment in the amount of \$5.75 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN  
State Reclamation Engineer  
By

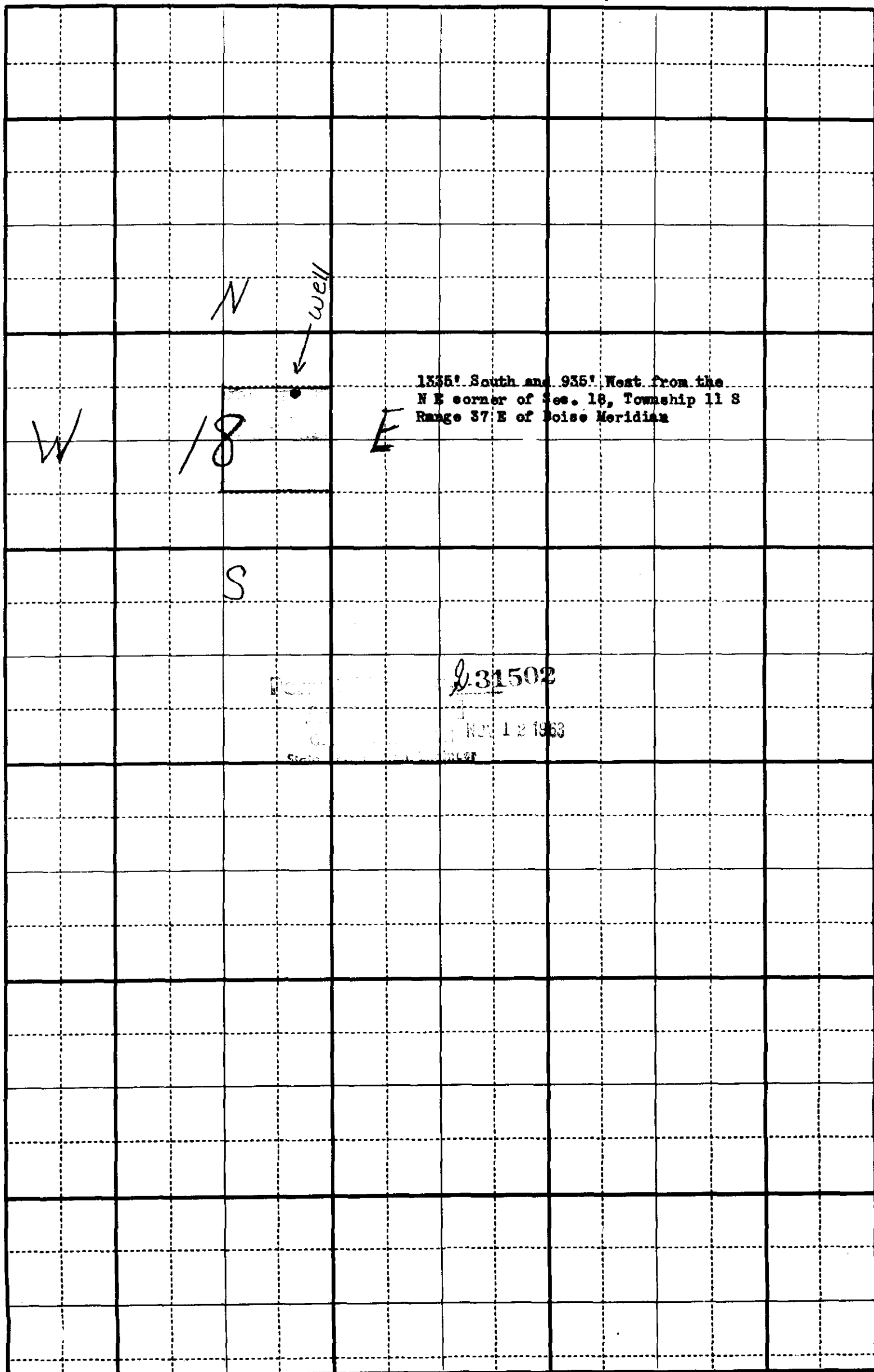
(MRS.) EDNA P. RULE  
Chief Clerk

Encl. - Permit  
Receipt  
EPR:pmk

31502

NAME OF APPLICANT Lionel L. J. Smithfield, R.F.D., IA

Form No. 0



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

D 31502

Smithfield R.F.D. Utah  
October 31, 1963

Honorable Carl Tappan  
Commissioner of Reclamation  
Statehouse  
Boise, Idaho

RECEIVED  
OCT 31 1963  
U.S. DEPT. OF AGRICULTURE  
BUREAU OF RECLAMATION

Dear Sir:

I am enclosing my application for permit to drill a well, which I hope contains the necessary information. If the payment for fees is insufficient, please let me know and I will remit promptly.

Since the well driller is in this area at the present time and is available now, would it be permissible to go ahead and drill for water, or must I wait for further approval?

Sincerely,

*Lionel L. Munk, Jr.*  
Lionel L. Munk Jr.

encs.

31502

May 20, 1965

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

Notice is hereby given that at 10 A.M., on the 28th day of June, 1965, at Preston, County of Franklin, State of Idaho before P. M. Condie, Notary Public, at his office in Preston, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 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 31502, 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 Lionel L. Munk Jr., Smithfield, R.F.D., Smithfield, Utah.

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 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation and stock watering, purposes and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is in SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 18, Twp. 11 S., Rge. 37 E. B. M., in Bannock County, Idaho.

5. The place where said water is used is SW $\frac{1}{4}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$  NE $\frac{1}{4}$ , NE $\frac{1}{4}$  SE $\frac{1}{4}$ , and NW $\frac{1}{4}$  SE $\frac{1}{4}$ , Sec. 18, Tp. 11 S., R. 37 E. B. M., 160 acres.

6. The date of priority which said user is prepared to establish is Nov. 4, 1963.

Carl E. Tappan  
State Reclamation  
Engineer

May 28, June 4, 11, 18, 1965

**NOTICE OF TIME SET**