

State of Idaho
License and Certificate of Water Right

Water License No. 29724

Amount 0.02 c.f.s.

Water District No.

Priority April 27, 1961

THIS IS TO CERTIFY that BEN BOWEN and JOHN BOWEN of Downey, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 27, 19 61; that Permit No. 29724 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.02 second feet, was issued thereunder on September 19, 19 62, showing that said works were completed on the 15th day of May, 19 62; and that on the 15th day of May, 19 62,

BEN BOWEN and JOHN BOWEN of Downey, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a spring, a tributary of, for the purpose of stock water & domestic use, under Use Permit No. 29724 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

12 of Licenses at page 7449, on the 19 day of September, 19 62;

The right hereby confirmed dates from April 27, 19 61;

The Point of Diversion is located

in the SW 1/4 SE 1/4, Sec. 15, 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 0.02 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S.	37 E.	22	NE 1/4	FOR DOMESTIC USE	

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 19th day of September, 19 62.

CARL E. TAPPAN
Assistant State Reclamation Engineer.

(SEAL)

+7450

State of Idaho
License and Certificate of Water Right

Water License No. G-26301 Amount 0.16 c.f.s.
Water District No. Priority April 17, 1956

THIS IS TO CERTIFY that SAMUEL ALVIN BATES
of Lorenzo, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 17, 1956; that Permit No. G-26301
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.16 second feet, was issued thereunder on September 20, 1962, showing that said works
were completed on the 8th day of May, 1962; and that on the 8th
day of May, 1962,

SAMUEL ALVIN BATES
of Lorenzo, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-26301 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7450, on the 20 day of September, 1962;
The right hereby confirmed dates from April 17, 1956;

The Point of Diversion is located
in the NW 1/4 SW 1/4, Sec. 11, Tp. 5 N., R. 38 E., B. M. Madison 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 0.16 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N.	38 E	10	SE 1/4 NE 1/4	40	7
			NE 1/4 SE 1/4	40	15
			SE 1/4 SE 1/4	40	10
			NW 1/4 NW 1/4	40	20
		11	Total number of acres to be irrigated:		52

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
20th day of September, 1962.

(SEAL) CARL E. TAPPAN
Assistant State Reclamation Engineer.

Application For Permit To Appropriate the Public Waters of the State of Idaho

29-2444

APPLICATION No. 37674
PERMIT No. 29724
DISTRICT No.

1. Name of Applicant: **Ben Bowen and John Bowen**

Postoffice address: **Downey**

County: **Bannock**

State: **Idaho**

I. If applicant is a corporation, give:

- (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) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: **0.08** cubic feet per second.

3. Source of water supply: **Spring** which is a tributary of

4. Location of point of diversion: **120 rods** feet distant from the **SE** corner of Section **15**, T. **11 S.**, R. **37 E.**, B.M., and is in the **SW $\frac{1}{4}$** of **SE $\frac{1}{4}$** of section **15**, T. **11 S.**, R. **37 E.**, B. M., County of **Bannock**

5. Water is to be used for **Stock watering and domestic purpose**

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the **NW $\frac{1}{4}$ NE $\frac{1}{4}$** of Section of **22**, T. **11 S**, R. **37 E.**, B.M.
- (b) Amount of power generated: H.P., under feet head.
- (c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ **100.00**

8. Kind of works: **Pipe**

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width **none** feet; height feet.

11. Ditch: Width at bottom fee; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe **2** inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is **1** years.

13. The time required for the complete application of the water to the proposed use is **0** additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

Applicant.

By s/ Gus Carr Anderson

Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. April 27, 1961

Returned to applicant for correction: April 27, 1961

Corrected application received: May 3, 1961

Approval of State Reclamation Engineer

The number of this permit is 29724

Recorded in Book 104 Page 29724 Approved May 26, 1961

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

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

Work to begin on or before **July 26, 1961** and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before **November 26, 1961**

The whole of said work to be completed on or before **May 26, 1962**

Beneficial use of water appropriated in accordance herewith, to be made on or before **May 26, 1962**

WITNESS My hand this 26th day of May, 1961

s/ GEO. N. CARTER
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 26th
day of May, 19 61 STATE OF IDAHO

By s/ ARNOLD WILLIAMS
Secretary of State.

REMARKS:

14.

Twp.	Range	Sec.	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	Totals
			NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	
11 S	37 E	22	4				4 acres
AFFIDAVIT OF PERMISSION TO FILE ON SPRINGS I, Elvera Penrose of Downey, County of Bannock, State of Idaho, do hereby certify that I am the owner of the land on which the spring mentioned in the application of John Bowen and Ben Bowen is located, to-wit: _____, and that I do hereby grant unto the said John Bowen and Ben Bowen permission to file on the said spring as set forth in the foregoing application. s/ Elvera W. Penrose STATE OF IDAHO) COUNTY OF BANNOCK) ss. On this 6 day of March, 1961, before me, a Notary Public for the State of Idaho, residing at Downey, Idaho, personally appeared Elvera Penrose, known to me to be the person whose name is subscribed to the foregoing certificate, and acknowledged to me that she executed the same. Witness my hand and seal, the day and year in this certificate above written. s/ Russell J. Hyde Notary Public My commission expires May 4, 1962							

Permit No. 29724
 CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that BEN BOWEN and JOHN BOWEN of Downey, County of Bannock, and State of Idaho, the holder of Permit No. 29724, issued upon Application No. 37674, bearing date of priority of April 27, 1961, authorizing the diversion of 0.08 second feet of waters of a spring, County of Bannock, State of Idaho, for stock water and domestic 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 0.02 second feet of the waters of a spring; that the point of diversion of said waters SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, T. 11 S., R. 37 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

For domestic use and stock water in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22, T. 11 S., R. 37 E., B.M.

Witness my hand this 19th day of September A. D. 1962

Proof of Completion of Works Made: May 15, 1962

■/ CARL E. TAPPAN
 Assistant State Reclamation
 Engineer

LICENSE ISSUED FOR 0.02 SEC. FT.
 Page 7449

September 19, 1962

Re: Permit No. 29724

Ben and John Bowen
Downey, Idaho

Dear Sirs:

Enclosed are Certificate of Completion of Works and
License and Certificate of Water Right issued on Permit No. 29724.

Also enclosed is departmental receipt No. 31238 in the
amount of \$10.00 covering fees.

Very truly yours,

GEO. N. CAMTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
Receipt

29724

September 5, 1962

RE: Permit No. 29724

Ben Bowen
Downey, Idaho

Dear Mr. Bowen:

Our field engineer's report on his inspection of the completion of works and application of water to beneficial use under the terms of Permit No. 29724 shows the pipe and trough are capable of conveying 1 miner's inch, or 0.02 c.f.s. of water for stock water and domestic use.

Upon receipt of the statutory fees, totaling \$10.00, which consist of a Completion of Works fee of \$5.00, and a License and Certificate of Water Right fee of \$5.00, we will issue the Certificate of Completion of Works and License and Certificate of Water Right, confirming the right with priority of April 27, 1961 to the use of 0.02 second feet of surface water with the point of diversion in the SW¹/₄SE¹/₄, Sec. 15 from a spring for stock water and domestic use in the NW¹/₄NE¹/₄, Sec. 22, T. 11 S., R. 37 E., B.M.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

29724

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

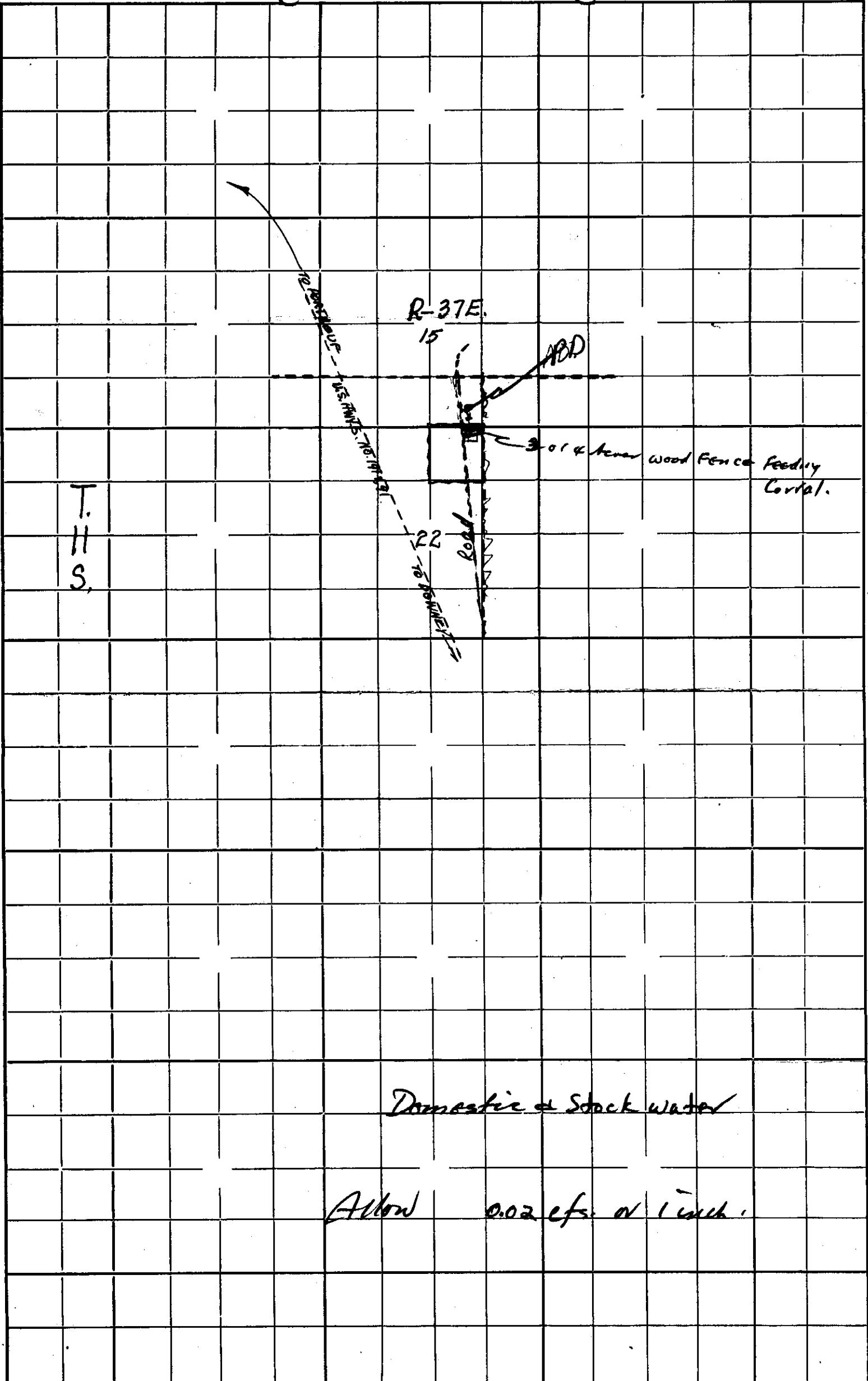
REPORT OF ENGINEER

PERMIT NO. 29724

REPORT ON PROOF OF Completion of Works & Beneficial Use

Ben Bowen and John Bowen, Downey, Idaho

28 5/1
Penrose



T.
H.
S.

Domestic & Stock water

Allow 0.02 cfs. or 1 inch.

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

Permit No. 29724

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

1. Name of applicant Ben Bowen and John Bowen

2. Source of water supply: Spring

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 15

T. 11 S R. 37 E.B.M. County of Bannock

4. Describe works as they exist, giving dimensions and capacities of same: Installed 11" x 375'

galvanized pipe from spring to watering trough in feeding
corral.

5. Water is used for: Stock watering and domestic purpose

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):

4 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 22., Twp. 11 S., Rge. 37 E.B.M.

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

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

Remarks: Mr. Ben Bowen adjoins

(This P.D. is on ground belonging to Mrs. E. Penrose, Bowen's land)
received permission to file on this water.

No measurement made.

This examination was made on the 30th day of August, 1962

(Signed) John John Examiner.

29724

Ben Bowen & John Bowen
Downey, Idaho

Permit No. 29724

Examination for Completion of Works & Beneficial Use

County Bannock

Quantity: 0.08 c.f.s. Sec. 15 T. 11S R. 37 E.B.M.

Source: Spring

P. D.: SW. 1/4, Sec. 15, T. 11S. - R. 37E.B.M.

Use: Domestic & Stock

Filed: April 27, 1961

Due: May 26, 1962.

Extension: —

Protest: —

Completion of Works: —

Other Rights: none stated

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 4 1962

Department of Reclamation

29724

June 26, 1962

Re: Permit No. 29724

Messrs. Ben H. Bowen & John Bowen
Downey, Idaho

Gentlemen:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Intermountain, all submitted in proof of completion of works and beneficial use on Permit No. 29724.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: Gus Carr Anderson
Zener & Anderson
Center Plaza Bldg.
Pocatello, Idaho

29724

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO**

RECEIVED

Department of Reclamation

Permit No. 29724

**Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Holder**

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

Ans. Ben H. Bowen and John Bowen Banking
Downey, Idaho

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

Ans. No

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

Ans. 29724 - May 26, 1961 April 27, 1961

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

Ans. Source of water supply is a spring, the place of diversion as set forth in
the Permit. in SW. SE. Sec. 15, T. 11 S. - R. 2 E. B. 1

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Works consist of a pipe running from the spring over to a feed lot where
the water is used for stock watering and domestic purposes. .08 c. feet per second.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. It is used for stock watering and as shown in the Permit.

in NW. NE. Sec. 22, T. 11 S. - R. 2 E. B. 1

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

Ans. _____

29724

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

Ans. -----

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

Ans. -----

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. -----

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

Ans. -----

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. -----

(Sign) -----

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at ~~my office~~ Downey, County of Bannock,

State of Idaho, on this 15th day of June, A. D. 1962,

Notary Public

My commission expires 4 July 1968

29724

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 28 1962
Department of Reclamation

PERMIT NO. 29724

Proof of Application of Water to Beneficial Use
Deposition of Witness

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

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

Ans. H. A. Alsop, 36, Downey, Idaho, Pharmacist, Downey, Idaho.

Ques. 2. Are you acquainted with John and Ben Bowen, the holder of Permit No. 29724? How long have you known him and where does he reside?

Ans. I have known both John and Ben Bowen for five years and they both reside in Downey, Idaho.

Ques. 3. Have you read or heard read said Permit No. 29724, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. The source is a spring, the place of diversion as set forth in the Permit and the works consist of a pipe running from the spring over to a feed lot where it is used for stock watering and domestic purposes.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. .08 cu. feet per second.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. It is used for stock watering and as shown in the Permit

29724

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Not applicable.

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.

Ans. Not applicable.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

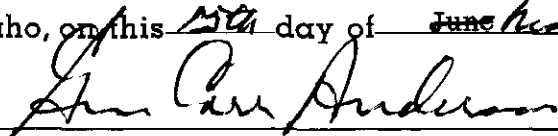
Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have visited the place during the last year and was there when the pipe was put in. I have noticed them watering cattle. I have been there 10 or 15 times in the last year.


(Signed)

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Downey, County of Bannock, State of Idaho, on this 15th day of June, A. D. 1962.


Notary Public.

My commission expires 4 Feb. 1964.

29724

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 26 1962

Department of Reclamation

PERMIT NO. 29724

**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.

Ans. Russell J. Hyde, 38, Downey, Idaho; Bank Cashier, Downey, Idaho.

Ques. 2. Are you acquainted with John and Ben Bowen, the holder of Permit No. 29724? How long have you known him and where does he reside?

Ans. I have known both John and Ben Bowen for twenty-five years and they both reside in Downey, Idaho.

Ques. 3. Have you read or heard read said Permit No. 29724, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. The source of water supply is a spring. The place of diversion is as set forth in the Permit and the works consist of a pipe running from the spring over to a feed lot where the water is used for stock watering and domestic purposes.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. .08 cu. feet per second.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. It is used for stock watering and as shown in the Permit.

29724

RECEIVED
JUN 26 1962

Department of Reclamation

PROOF OF PUBLICATION

STATE OF IDAHO,)
County of Bannock) ss.

Ronald C. Walters

being first duly sworn, on his oath, deposes and says:

That he is a citizen of the United States of America, over the age of 21 years; that he was at all times herein mentioned the principal Clerk of the Intermountain, a weekly newspaper published at Pocatello, County of Bannock, State of Idaho, and having a general circulation therein.

That said deponent, during all times mentioned in this affidavit, has had and still has charge of all the advertisements in said newspaper; that the Notice of Completion of Work, of which the annexed is a true printed copy, was published in the said Intermountain

on the following dates, to wit:

3/29, 4/5, 4/12, 4/19

That said newspaper has been consecutively, continuously and uninterruptedly published in said county for a period of 78 weeks prior to publication of said notice, and is a "newspaper" within the meaning of the laws of Idaho.

Ronald C. Walters

SUBSCRIBED and sworn to before me this 10 day of

May

1962

Jane Mathews

Notary Public, Pocatello, Idaho

My commission expires: 10-10-64

29724

Department of Reclamation

Legal Notice

APPLICATION OF WATER TO BENEFICIAL USE

5. The place where said water is used is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22, T. 11 South.

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

29724

LAW OFFICES

ZENER & ANDERSON

CENTER PLAZA BLDG.
POCATELLO, IDAHO

MILTON E. ZENER
GUS CARR ANDERSON
ASSOCIATE VERN E. HERZOG, JR.

June 25, 1962

P. O. BOX 567
P. O. BOX 1589
PHONES: CE 2-3012
CE 2-3013

Department of Reclamation
Room 107, State House
Boise, Idaho

Re: Ben and John Bowen
Permit No. 29724

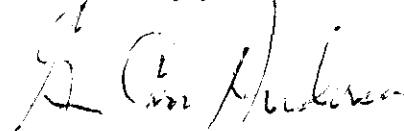
Gentlemen:

This will acknowledge receipt of your letter of recent date concerning the Proof of Application for John and Ben Bowen.

I have completed the papers and am enclosing them herewith. The reason for the Proof was completed as scheduled, but it was my fault that the matter was overlooked, and I have been out of the office for the last three weeks and have just been able to finish up the papers.

I hope there will be no difficulty with regard to completing these.

Sincerely yours,



Gus Carr Anderson

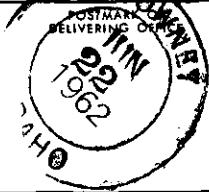
GCA:ah

Encl.

29724

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR NON-USE TO AVOID
PAYMENT OF POSTAGE \$300



INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print on front of article RETURN RECEIPT REQUESTED.

RETURN
TO

REGISTERED NO.

NAME OF SENDER

Department of Reclamation

CERTIFIED NO.

STREET AND NO. OR P. O. BOX

Room 107 Statehouse

INSURED NO.

CITY, ZONE AND STATE

Boise, Idaho

C55-16-71548-4

29724

POB Form 3811 Jan. 1958

1-INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver *ONLY* to addressee

☐ Show address where delivered

(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

ADDRESS WHERE DELIVERED (only if requested in item # 1)

CSS-16-71548-4 GPO

29724

#1-INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver *ONLY* to addressee

☐ Show address where delivered

(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

John Brown

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

ADDRESS WHERE DELIVERED (only if requested in item #1)

CSS-16-71548-4 GPO

29724

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

June 21, 1962, 195

Re: Permit No. 29724

To Ben Bowen and John Bowen

Downey, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 29724 to Appropriate the Public Waters of the State of Idaho, have not been complied with as to Completion of Works and Beneficial Use Proofs which were due May 26, 1962

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 29724 is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from date of this notice why said Permit should not be cancelled.

Said Permit No. 29724 claims the use of 0.08 cubic feet per second of the waters of Spring with point of diversion located SW 1/4, S. 15, T. 11 S., R. 37 E. B.M. and was approved May 26, 1961

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 21st day of June, 1962

GEO. N. CARTER
State Reclamation Engineer.

By CARL E. TAPPAN Assistant.

cc: Zener & Anderson, Attorneys
Box 567,
Pocatello, Idaho

29724

April 24, 1962

Re: Permit No. 29724
Ben & John Bowen

The Intermountain
Pocatello, Idaho

Gentlemen:

We received the tear sheet on the Notice of Publication relating to the above numbered permit, and find the following correction:

In Paragraph One, Line 2, it should read May 15, 1962 as the date of making proof rather than May 16th as shown.

Please mail us another tear sheet when this correction has been made.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

HP:ew

29724

April 16, 1962

Re: Permit No. 29724
Ben & John Bowen

The Intermountain
Pocatello, Idaho

Gentlemen:

On March 27th we mailed you Notice of Publication on the above numbered permit requesting that a copy or tear sheet be mailed to this office for checking purposes.

= To date we have not received such copy and ask at this time that one be mailed to this office as soon as possible.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

HP:ew

29724

March 27, 1962

Re: Permit No. 29724

Ben Bowen and John Bowen,
Downey, Idaho.

Gentlemen:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 29724. The proofs are to be made at 4:00 o'clock P.M., on the 15th day of May, 19 62, before Gus Carr Anderson, Downey State Bank, Downey, Idaho, Notary Public.

As of this date we have mailed the Notice to the Intermountain 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,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

29724

1200
6-20-61

S T A T E O F I D A H O
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. 29724
Ben Bowen and John Bowen

Date: March 27, 1962

Intermountain,
Pocatello, Idaho.

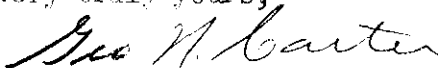
Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **May 15, 1962** the date set for proof; the expense of the publication is to be paid by the applicant

Ben Bowen and John Bowen of **Downey, Idaho**
to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication.**

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

Encl.

29724

MAR 21 1961

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

Department of Reclamation

NOTICE is hereby given that at 4:00 P.M., on the 16th day of May 1962, at Downey, Idaho, County of Bannock, State of Idaho, before Gus Carr Anderson, Notary Public, at (address) Downey State Bank, Downey, Idaho, proof will be submitted of the completion of works for the diversion of .08 cubic feet per second of the waters of a spring, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 29724, 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: Ben Bowen and John Bowen, Downey, Idaho

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is .08 cubic feet per second.

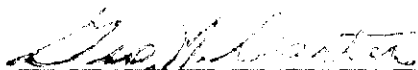
3. The use to which said water has been applied is stock watering and domestic purposes, and the amount applied to beneficial use is .08 cubic feet per second.

4. The point of diversion of said water is 120 rods distant from the SE corner of Sec. 15, T. 11 So., R. 37 East, B.M., and is in the SW 1/4 of SE 1/4 of Sec. 15, T 11 So., Range 37 East, B.M., Bannock County, Idaho

5. The place where said water is used is in the NW 1/4 NE 1/4, Sec. 22, T. 11 South, Range 37 East, B.M.

Total 1/2 acres.

6. The date of priority which said user is prepared to establish is July 20, 1961.



State Reclamation Engineer

29724

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) _____

(P. O.) _____

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
"Intermountain" _____ of Pocatello, Idaho, _____ published in
the county in which the works are situated.

John Bowen

(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.

29724

LAW OFFICES
ZENER & ANDERSON
CENTER PLAZA BLDG.
POCATELLO, IDAHO

MILTON E. ZENER
GUS CARR ANDERSON
ASSOCIATE VERN E. HERZOG, JR.

March 22, 1962

P. O. BOX 567
P. O. BOX 1589
PHONES: CE 2-3012
CE 2-3013

MAR 23 1962

RECEIVED

29724

Department of Reclamation
State of Idaho
Statehouse
Boise, Idaho

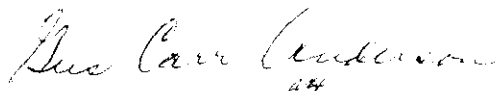
Re: Permit No. 29724
Ben Bowen and John Bowen

Gentlemen:

Recently you forwarded to Ben Bowen and John Bowen the forms necessary for them to prove up the use of water in accordance with their permit.

Unfortunately, I have lost the forms and would appreciate it if you would forward me another set.

Sincerely yours,



Gus Carr Anderson

GCA:ah

Mailed: 3/23/62

29724

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Re: Permit No. 29724
Ben & John Bowen

Date: March 1, 1962

Zener & Anderson
P. O. Box 567
Pocatello, Idaho

Dear Sirs:

Under the terms of your Permit No. 29724, you are required to make proofs of completion of works and application of water to beneficial use on or before May 26, 1962.

Before this proof can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper in the county.

We enclose Form 36-A in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point of points of diversion and the location of use or lands which are irrigated - - by legal description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your notice is published.

Also enclosed is Form 11, which is the authorization for us to have the notice published in the designated county newspaper, at your expense. This is to be returned with Forms 36-A.

At the time we send the notice to the newspaper we will send you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set and at the place named, before the Notary Public as advertised in the publication notice.

The amount of water allowed in a license cannot be more than is actually produced and measured and put to beneficial use, and cannot be more than the statutory amount allowable per acre of land actually found by the field inspection to have been irrigated at the time of proof.

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

Enc. 36-A-11

cc: Ben & John Bowen
Downey, Idaho

29724

June 2, 1961

Re: Permit No. 29724
Ben Bowen and John Bowen

Zener & Anderson,
Attorneys at Law,
Box 567,
Pocatello, Idaho.

Attention: Gus Carr Anderson

Gentlemen:

We enclose Permit No. 29724 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Departmental Receipt No. 30541, which was issued covering payment in the amount of \$5.00 for the filing fee of the above mentioned permit, was mailed to you with our letter of April 27, 1961.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

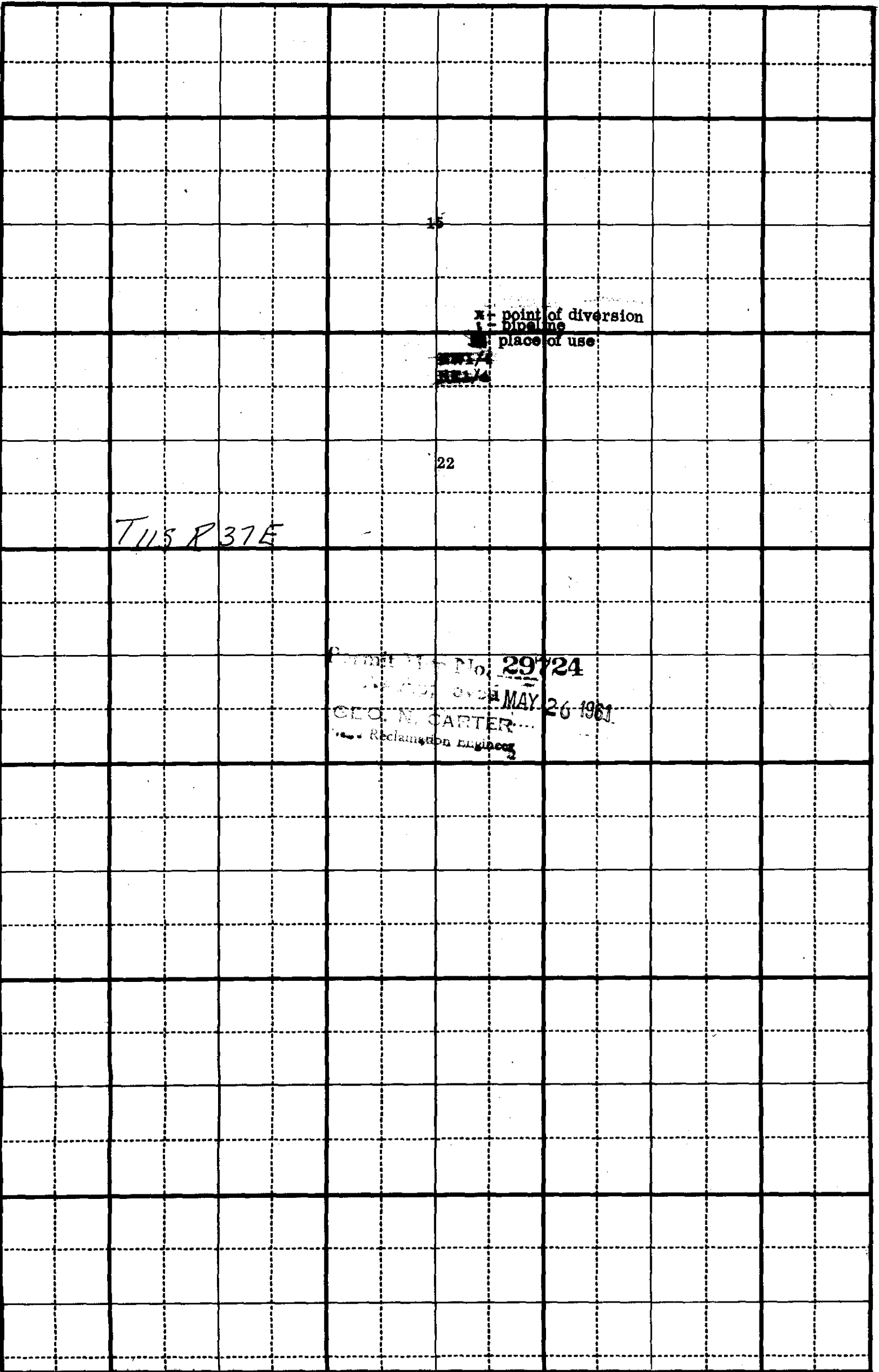
Encl.
EPR:pak
cc: Ben & John Bowen
Downey, Idaho

29724

T 11-5 37

NAME OF APPLICANT John R an and Ben Bowen

Form No. 0



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

29724

LAW OFFICES
ZENER & ANDERSON
IDAHO BANK AND TRUST BLDG.
POCATELLO, IDAHO
22 May 1961

MILTON E. ZENER
GUS CARR ANDERSON

RECEIVED
MAY 23 1961

Department of Reclamation
P. O. BOX 867
P. O. BOX 1589

Department of Reclamation
State of Idaho
Boise, Idaho

Attention: Ralph W. Thomas, Deputy
State Reclamation Engineer

Re: Application for Permit
Ben Bowen and John Bowen

Dear Mr. Thomas:

Enclosed please find the above application for permit which I am returning for the fifth time. Thank you for being so patient.

Sincerely yours,



Secretary

js
encl

29724

May 15, 1961

Re: Application for Permit
Ben Bowen and John Bowen

Zener & Anderson
Attorneys at Law
Box 567, Pocatello, Idaho

Attn: Gus Carr Anderson

Dear Mr. Anderson:

Returned herewith is the application for permit for the fourth time.

The point of diversion in the application under "4" shows as being located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 22, T. 11 S., R. 37 E., whereas the maps show the point of diversion is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 15.

The application under 11, on page 2 shows the place of use 1 1/4 acres in the S $\frac{1}{2}$ NE $\frac{1}{4}$, Section 22. That has been changed to 1/4 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 22 to agree with the maps. On Page 1 of the application under 6 (a) the point of use has been shown as the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 22.

Will you kindly check this application and correct as necessary so the application and the maps agree.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application

29724

LAW OFFICES
ZENER & ANDERSON
IDAHO BANK AND TRUST BLDG.
POCATELLO, IDAHO

MILTON E. ZENER
GUS CARR ANDERSON

10 May 1961

P. O. BOX 567
P. O. BOX ~~321~~ 1589

RECEIVED
MAY 11 1961
DEPARTMENT OF RECLAMATION

Department of Reclamation
State of Idaho
Boise, Idaho

Re: Applications for Permit
G. Eugene England - Ben & John Bowen

Gentlemen:

Enclosed please find the above applications which I hope are in proper form.

Sincerely yours,

Gus Carr Anderson

GUS CARR ANDERSON

GCA:js
encl

29724

May 8, 1961

Re: Applications for Permit
G. Eugene England - Ben & John Bowen

Gus Carr Anderson
Attorney at Law
P. O. Box 1589
Pocatello, Idaho

Dear Mr. Anderson:

Enclosed are the above listed applications for
permit returned to you as requested in your letter of May 5, 1961.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:aw

Enc. applications for permit

29724

LAW OFFICES
ZENER & ANDERSON
IDAHO BANK AND TRUST BLDG.
POCATELLO, IDAHO

MILTON E. ZENER
GUS CARR ANDERSON

5 May 1961

P. O. BOX 567
P. O. BOX ~~355~~ 1589

RECEIVED
MAY 7 1961

Department of Reclamation

Department of Reclamation
State of Idaho
Boise, Idaho

Gentlemen:

We are returning these to you. We think we have made all the indicated corrections. Will you please advise us.

Sincerely yours,

Gus Carr Anderson

GUS CARR ANDERSON

GCA:js
encl

29724

LAW OFFICES
ZENER & ANDERSON
IDAHO BANK AND TRUST BLDG.
POCATELLO, IDAHO
5 May 1961

MILTON E. ZENER
GUS CARR ANDERSON

P. O. BOX 567
P. O. BOX ~~31X~~ 1589

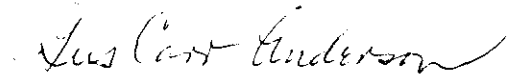
Department of Reclamation
State of Idaho
Boise, Idaho

Attention: Mr. Ralph W. Thomas
Deputy State Reclamation Engineer

Dear Mr. Thomas:

Would you please return the applications for permits for G. Eugene
England and Ben and John Bowen as we have overlooked something.

Sincerely yours,



GUS CARR ANDERSON

js

29724

May 3, 1961

Re: Applications for Permit

G. Eugene England - Ben & John Bowen

4-29701

Gus Carr Anderson
Attorney at Law
P. O. Box 1589
Pocatello, Idaho

Dear Mr. Anderson:

Returned herewith are the two applications in the name of G. Eugene England for permit with attached check for \$11.50 filing fee. Also returned is the application in the name of Ben and John Bowen with check attached.

Neither application in the name of G. Eugene England has been signed or Question 13 answered at bottom of page 2. The application claiming 2 cubic feet of water shows under 14 on page 2, in NE $\frac{1}{4}$ SE $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$, total 40 acres. Kindly show the acreage in each subdivision. The maps show land in all four quarters of SW $\frac{1}{4}$, Sec. 23, which is evidently in error. The Tax Notice shows S $\frac{1}{2}$ SE $\frac{1}{4}$ - 80 acres; Tr. NE $\frac{1}{4}$ SE $\frac{1}{4}$ - 34.08 acres; and Tr. NE $\frac{1}{4}$ SE $\frac{1}{4}$ - 5 acres. The maximum amount which can be claimed is 0.02 cubic feet per second per acre of irrigable land, without full justification for additional water.

The application in the name of Ben and John Bowen is still in conflict in regard to point of diversion. The maps still show SW $\frac{1}{4}$ SE $\frac{1}{4}$, in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22. The maps show point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15 and the application shows NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22. The place of use has been shown under 6 of the application.

Kindly check these applications, correct as necessary and return to this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. applications

29724

LAW OFFICES
ZENER & ANDERSON
IDAHO BANK AND TRUST BLDG.
POCATELLO, IDAHO

MILTON E. ZENER
GUS CARR ANDERSON

2 May 1961

P. O. BOX 567
P. O. BOX ~~567~~ 1589

Department of Reclamation
State of Idaho
Boise, Idaho

Gentlemen:

Enclosed please find two applications for permits for G. Eugene England
for a total of 8 cu. ft. and our check for \$11.50 filing fees for same.

Sincerely yours,

Gus Carr Anderson

GUS CARR ANDERSON

js
encl

29724

April 27, 1961

RE: Application for Permit No. 37674
Ben and John Bowen

Zener & Anderson
Attorneys
Box 1589
Pocatello, Idaho

Attention: Gus Carr Anderson

Dear Mr. Anderson:

Returned herewith is the application for permit with attached receipt No. 30541 for the \$5.00 filing fee.

The application shows the point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 22 which we presume is the square marked on the maps with SW $\frac{1}{4}$ SE $\frac{1}{4}$ typed.

Kindly show on the map and identify the point of diversion, the pipe line and the place of use of the water, and return to this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Deputy State Reclamation Engineer

RWT:mr
Enc. application

29724

MILTON E. ZENER
GUS CARR ANDERSON

LAW OFFICES
ZENER & ANDERSON
IDAHO BANK AND TRUST BLDG.
POCATELLO, IDAHO

26 April 1961

P. O. BOX 567
P. O. BOX ~~321~~ 1580

APR 27 1961

RECEIVED AT POCATELLO, IDAHO

Department of Reclamation
Room 107, State House
Boise, Idaho

Gentlemen:

Enclosed please find Application for Permit of John and Ben Bowen of
Downey, Idaho along with our check for \$5.00 filing fees.

Sincerely yours,

Gus Carr Anderson

GUS CARR ANDERSON

js
encl

29724

Thursday, April 26, 1962

Legal Notice**NOTICE OF PROOF OF
COMPLETION OF WORKS**

and

**APPLICATION OF WATER
TO BENEFICIAL USE**

NOTICE is hereby given that at 4:00 p.m., on the 15th day of May 1962, at Downey, County of Bannock, State of Idaho, before Gus Carr Anderson, Notary Public, at Downey State Bank, Downey, Idaho, proof will be submitted of the completion of works for the diversion of .08 cubic feet per second of the waters of a spring, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 29724, 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: Ben Bowen and John Bowen, Downey, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is .08 cubic feet per second.

3. The use to which said water has been applied is stock watering and domestic purposes, and the amount applied to beneficial use is .08 cubic feet per second.

4. The point of diversion of said water is 120 rods distant from the SE corner of Sec. 15, T. 11 So., R. 37 East, B.M., and is in the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 15, T. 11 So., Range 37 East, B.M., Bannock County, Idaho.

5. The place where said water is used is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22, T. 11 South,

Range 37 East, B.M. Total $\frac{1}{2}$ acre.
6. The date of priority which said user is prepared to establish is April 27, 1961.

GEO. N. CARTER
State Reclamation Engineer

4-19-4x

29724

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

NOTICE is hereby given that at 4:00 p.m., on the 16th day of May 1962, at Downey, County of Bannock, State of Idaho, before Gus Carr Anderson, Notary Public, at Downey State Bank, Downey, Idaho, proof will be submitted of the completion of works for the diversion of .08 cubic feet per second of the waters of a spring, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 29724, 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: Ben Bowen and John Bowen, Downey, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is .08 cubic feet per second.

3. The use to which said water has been applied is stock watering and domestic purposes, and the amount applied to beneficial use is .08 cubic feet per second.

4. The point of diversion of said water is 120 rods distant from the SE corner of Sec. 15, T. 11 So., R. 37 East, B.M., and is in the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 15, T. 11 So., Range 37 East, B.M., Bannock County, Idaho.

5. The place where said water is used is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22, T. 11 South, Range 37 East, B.M. Total $\frac{1}{2}$ acre.

6. The date of priority which said user is prepared to establish is April 27, 1961.

GEO. N. CARTER
State Reclamation Engineer

4-19-4x

29724