

# APPLICATION FOR PERMIT

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

Application No. G- 35991  
Permit No. G-28033  
District No.

29-2414

R-39E

1. Name of Applicant: A. Nelson Hogan

Postoffice address: Bancroft

County: Caribou

State: Idaho

2. Quantity of water claimed: 3.2 cubic feet per second

(a) Rate of withdrawal in cubic feet per second 3.2 or Idaho  
Miners' inches 160 or gallons per minute

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean waters

4. Location of point of diversion or well is in the SW 1/4 of the SW 1/4 of Section Nine (9)  
Twp. 7 S , Rge. 39 E , B.M., County of Caribou

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: well pump; sprinkler and flood

8. Estimated cost of works: \$5,000.00

9. (a) Is reservoir to be used? no

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is 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:

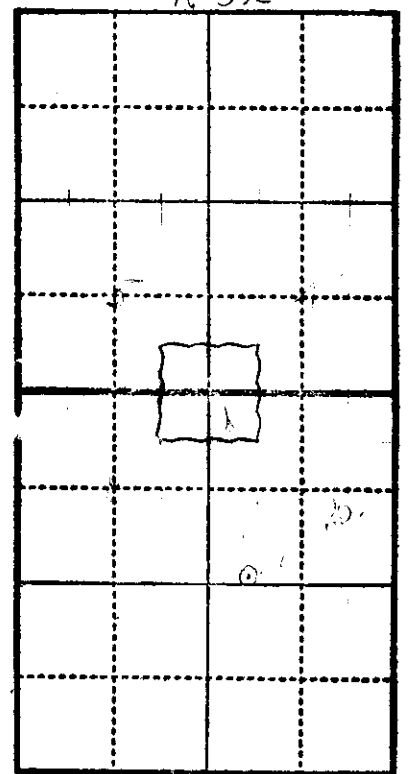
12. The land to be irrigated is described in the following tabulation:

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) 3.2 (cubic feet per second, inches or gallons per minute) is for new lands.

T.  
7.  
S.



| Twp.                                                                          | Range | Sec. | NE <sup>1</sup> / <sub>4</sub>                                                                                                 | NW <sup>1</sup> / <sub>4</sub>                                                                                                 | SW <sup>1</sup> / <sub>4</sub>                                                                                                 | SE <sup>1</sup> / <sub>4</sub>                                                                                                 | Totals |
|-------------------------------------------------------------------------------|-------|------|--------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------|--------|
|                                                                               |       |      | NE <sup>1</sup> / <sub>4</sub>  NW <sup>1</sup> / <sub>4</sub>  SW <sup>1</sup> / <sub>4</sub>  SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub>  NW <sup>1</sup> / <sub>4</sub>  SW <sup>1</sup> / <sub>4</sub>  SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub>  NW <sup>1</sup> / <sub>4</sub>  SW <sup>1</sup> / <sub>4</sub>  SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub>  NW <sup>1</sup> / <sub>4</sub>  SW <sup>1</sup> / <sub>4</sub>  SE <sup>1</sup> / <sub>4</sub> |        |
| 7 S                                                                           | 39 E  | 4    |                                                                                                                                |                                                                                                                                |                                                                                                                                |                                                                                                                                |        |
|                                                                               |       | 5    |                                                                                                                                |                                                                                                                                |                                                                                                                                |                                                                                                                                |        |
|                                                                               |       | 8    | 40                                                                                                                             |                                                                                                                                |                                                                                                                                |                                                                                                                                |        |
|                                                                               |       | 9    |                                                                                                                                | 40                                                                                                                             |                                                                                                                                |                                                                                                                                |        |
| <div>LICENSE ISSUED FOR <u>2.76</u> SEC. FT.<br/>LICENSE PAG. NO. _____</div> |       |      |                                                                                                                                |                                                                                                                                |                                                                                                                                |                                                                                                                                |        |

# WATER LICENSE

Water License No. G-28033 Priority August 23, 1959 Amount 2.76 c.f.s.  
(late proof)

THIS IS TO CERTIFY, that A. NELSON HOGAN

of Bancroft, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 9, 1959; that Permit G-28033 was issued pursuant to said application; that the proposed works were completed on or about 1957 with a storage/or carrying capacity of 3.78 c.f.s., said works consisting of well, pump, and motor; and that on September 1, 1964,

proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 414 when combined with all other rights appurtenant to the same land and shall not exceed acre feet per season/with a maximum rate of diversion of 2.76 cubic feet per second of the waters that amount of ground water, tributary of \_\_\_\_\_,

for the purpose of Irrigation from April 1 to October 31;

and for stockwater from January 1 to December 31; and for

\_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_; and that the use

of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-

mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is

located in SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Sec. 9, T. 7 S, R. 39 E, B.M., and

other additional points \_\_\_\_\_, in the County of

Caribou; and that the amount of water to which such right is

entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially

used for said purposes and shall not exceed 414 acre feet per year., when combined with all other

rights appurtenant to the same land.

Description and location of place of use:

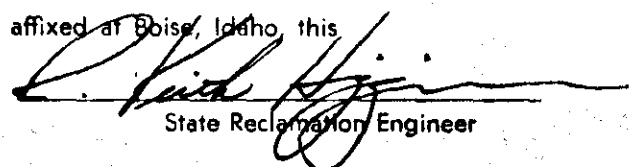
| TWP.       | RANGE       | SEC.     | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS    |
|------------|-------------|----------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|-----------|
|            |             |          | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |           |
| <u>7 S</u> | <u>39 E</u> | <u>4</u> |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | <u>38</u>        |                  |                  |                  |                  |                  | <u>38</u> |
|            |             | <u>5</u> |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | <u>28</u>        |                  | <u>28</u> |
|            |             | <u>8</u> | <u>34</u>        |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | <u>34</u> |
|            |             | <u>9</u> |                  |                  |                  |                  |                  | <u>38</u>        |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | <u>38</u> |
|            |             |          |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |           |
|            |             |          |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |           |

Total number of acres irrigated 138

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

15th day of May, 19 69.

  
State Reclamation Engineer

29 2414

28033  
29 2414

May 15, 1969

Re: Permit No. G-28033

Mr. A. Nelson Hogan  
Bancroft,  
Idaho 83217

Dear Mr. Hogan:

Enclosed you will find your Water License issued on the  
above numbered permit.

Also enclosed is departmental receipt No. 3012 in the  
amount of \$13.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant  
State Reclamation Engineer

CSA:kh  
Enclosures

C  
O  
P  
Y

28033  
1969

- NR

May 3, 1969

Re: Permit No. G-28033

Mr. A. Nelson Hogan  
Bancroft,  
Idaho 83217

Dear Mr. Hogan:

A representative of this department has made an examination of the works covered by your Permit G-28033 and has found the following:

Quantity of water diverted: 3.78 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 2.76 c.f.s.

The maximum quantity diverted shall not exceed 414 acre feet per season; when combined with all other rights appurtenant to the same land.

Purpose of use: Irrigation of 138 acres located within SE 1/4 Sec. 4; SE 1/4 Sec. 5; NE 1/4 Sec. 8; NW 1/4 Sec. 9, T. 7 S., R. 39 E., B.M., and for stockwater

The priority date established is: August 23, 1959 ( late proof )

A fee totaling \$ 13.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Reynolds  
Field Examiner

DRR:kh

cc. Wallace M. Transtrum  
Box 976  
Soda Springs, Idaho 83276

2-15-74  
2-17-73

DON SAMUELSON  
GOVERNOR



R. KEITH HIGGINSON  
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION  
STATEHOUSE - ANNEX 2  
BOISE, IDAHO 83707

May 8, 1969

RECEIVED

MAY 13 1969

Department of Reclamation

Re: Permit No. G-28033

Mr. A. Nelson Hogan  
Bancroft,  
Idaho 83217

Dear Mr. Hogan:

A representative of this department has made an examination of the works covered by your Permit G-28033 and has found the following:

Quantity of water diverted: 3.78 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 2.76 c.f.s.

The maximum quantity diverted shall not exceed 414 acre feet per season, when combined with all other rights appurtenant to the same land.

Purpose of use: Irrigation of 138 acres located within SW $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 4; SE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 5; NE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 8; NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 9, T. 7 S., R. 39 E., B.M. and for stockwater

The priority date established is: August 23, 1959 (late proof)

A fee totaling \$ 13.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

A handwritten signature in cursive script, reading "Dean R. Reynolds".

Dean R. Reynolds  
Field Examiner

DRR:kh

cc. Wallace M. Transtrum  
Box 976  
Soda Springs, Idaho 83276

28-5817  
28033

TWP.

RANGE

COUNTY

SCALE: 1" = 1 MILE

36 31 32 33 34 35 36 31

1 6 5 4 3 2 1 6

FORK 3.2 CFS

12 7 8 9 10 11 12 7

326408 FOR 4.8 CFS

WELL PRODUCES ONLY

13 18 17 16 15 14 13 18

RALPH SAYS RELINQUISH G 28033

EXPAND THE PLACE OF USE UNDER

24 19 20 21 22 23 24 19

LICENSE G26808

25 30 29 28 27 26 25 30

36 31 32 33 34 35 36 31

1 6 5 4 3 2 1 6

WELL PRODUCES 9.0 CFS  
 LICENSE 26808  
 OF THIS COVER REF.  
 28033

FRANCIS J. RASMUSSEN  
ATTORNEY AT LAW  
SODA SPRINGS, IDAHO

RECEIVED  
JUL 9 1959  
Department of Reclamation

July 7, 1959

Department of Reclamation  
Capitol Building  
Boise, Idaho

Re: A. Nelson Hogan  
Water Permit

Gentlemen:

Please find enclosed my check in the amount of  
\$5.75 for filing fees on the above.

Sincerely yours,

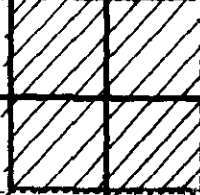
  
Francis J. Rasmussen

FJR:bw

Enclosure (\$5.75)

T 75 R 39 E

Sec. 5 Sec. 4

land to be  
irrigated

Sec 8

Sec 9

Location of Well

Permit No. 28033  
As Approved  
JUL 17 1959  
GEO. N. CARTER  
State Reclamation Engineer

July 23, 1959

Re: Permit No. G-28033  
A. Nelson Hogan

Mr. Francis J. Rasmussen,  
Attorney at Law,  
Soda Springs, Idaho.

Dear Mr. Rasmussen:

We enclose Permit No. G-28033 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-4172 which was issued covering payment in the amount of \$5.75 for the filing fee of the above mentioned permit.

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

Very truly yours,

GEO. N. CARTER  
State Reclamation Engineer  
By

(Mrs.) Edna P. Rutledge  
Chief Clerk

Encl.  
EPR/pmk

cc: A. Nelson Hogan

28033

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 28, 1962

(P. O.) Soda Springs, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the  
Caribou County Sun of Soda Springs, Idaho published in  
the county in which the works are situated.

A. Nelson Hogan

(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.



S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No.G-28033  
A. Nelson Hogan

Date: March 5, 1962

Caribou County Sun,  
Soda Springs, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **March 30, 1962** the date set for proof;

the expense of the publication is to be paid by the applicant

**A. Nelson Hogan**

of **Bancroft, 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.

28033

March 5, 1962

Re: Permit No. G-28033

A. Nelson Hogan,  
Bancroft, Idaho.

Dear Mr. Hogan:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28033. The proofs are to be made at 2:00 o'clock P.M., on the 30th day of March, 19 62, before Wallace M. Transtrum, 159 S. Main, Soda Springs, Idaho., Notary Public.

As of this date we have mailed the Notice to the Caribou County Sun Soda Springs, 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

LAW OFFICES  
**WALLACE M. TRANSTRUM**  
ATTORNEY AT LAW  
COURT HOUSE 3944  
PHONE 547-3499

**RECEIVED**  
JUN 15 1964  
Department of Reclamation

P. O. BOX 976  
SODA SPRINGS, IDAHO  
June 12, 1964

State Engineer  
State of Idaho  
State House  
Boise, Idaho

Dear Sir:

Re: Permits 28033, A. Nelson Hogan and  
28825, Vestal Christensen & Sons

Permit 28033 was issued July 17, 1959 for 3.2 cubic feet of water and in March of 1962 Mr. Hogan had determined that he had completed it and applied the water to beneficial use. Pursuant to your notice and advertisement March 30, 1962 was set as the date for proving up on this permit. Just recently however have we been able to fully evaluate the capacity of the system which appears to be for less than the permit.

Permit 28825 was issued in the amount of 4 cubic feet and again the applicant thought he was ready to prove up and pursuant to your notice and advertisement May 28, 1962 was set as the day for making proof. As in the case of Mr. Hogan the capacity did not comply mathematically and since the company that installs the system is no longer in business we have been required to have Forbush Irrigation Company of Bancroft, Idaho compute the capacity of the system which has come out slightly less than the application.

I would greatly appreciate the advice of your office as to what steps must be taken at this time to finally prove up on both applications with their limited capacity and particularly in view of the fact that the date set by your office for proof has long since past.

Thank you for your assistance.

Very truly yours,

  
WALLACE M. TRANSTRUM

WMT/dg

28033

June 15, 1964

RE: Permit No. G-28033, A. Nelson Hogan  
G-28825, Vestal Christensen & Sons

Wallace M. Transtrum  
Attorney at Law  
Box 976  
Soda Springs, Idaho

Dear Mr. Transtrum:

Enclosed are Forms 36 and 11.

We received your letter in regard to the above noted permits.

Evidently neither party completed the depositions as noted in the legal notices. In this connection I would like to note that the legal notice is prepared by the holder of the permit. This office checks against the permit record and to see if sufficient time is allowed for publication.

New legal notices must be published, and the holders should be reminded that the depositions must be completed as shown in the notices.

Very truly yours,

RALPH W. THOMAS  
Deputy State Reclamation Engineer

RWT:mr

Enc. Forms 36 and 11

28033

LAW OFFICES  
**WALLACE M. TRANSTRUM**  
ATTORNEY AT LAW  
COURT HOUSE  
PHONE 547-3477 3944

P. O. BOX 976  
SODA SPRINGS, IDAHO

July 15, 1964

JUL 17 1964

Department of Reclamation

State Reclamation Engineer  
State House  
Boise, Idaho

Dear Sir:

I have herewith enclosed your form No. 11  
executed by A. Nelson Hogan and the reference is  
permit 28033.

Very truly yours,

  
WALLACE M. TRANSTRUM

WMT/dg  
Enc.

28033

July 17, 1964

Re: Permit No. G-28033  
A. Nelson Hogan

Wallace M. Transtrum  
Attorney at Law  
Box 974  
Soda Springs, Idaho

Dear Mr. Transtrum:

We received Form 11, Authorization of Publication of legal notice, however the legal notice on Form 36 was not included.

Kindly complete the two Forms 36 sent to you June 15th and return at your earliest convenience.

We have not received the forms for the Christensen permit.

Very truly yours,

RALPH W. THOMAS, Deputy  
State Reclamation Engineer

RT:ew

28033

LAW OFFICES  
**WALLACE M. TRANSTRUM**  
ATTORNEY AT LAW  
COURT HOUSE  
PHONE 547-3899 3944

P. O. BOX 976  
SODA SPRINGS, IDAHO  
July 8, 1964

JUL 9 1964  
Department of Reclamation

State Engineer  
State of Idaho  
State House  
Boise, Idaho

Dear Sir:

Re: Permit 28033, A. Nelson Hogan

With reference to my letter of June 12, 1964 in the above numbered permit, I respectfully request a small extension in time within which we may complete the necessary formalities of proving up. The necessary authorization for publication has been forwarded to Mr. Hogan for signature and should be received in your office within the next few days.

If a formal application for extension is required by your office for this short period of time would you please advise and send the necessary forms if they are available through your office.

Very truly yours,

  
WALLACE M. TRANSTRUM

WMT/dg

28033

RECEIVED

DEPARTMENT OF RECLAMATION

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 13, 1964

(P. O.) Soda Springs, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published  
at my expense in the Caribou County Sun of  
Soda Springs, Idaho published in the  
county in which the works are situated.

X A. Nelson Hogan

(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

LAW OFFICES  
**WALLACE M. TRANSTRUM**

ATTORNEY AT LAW

COURT HOUSE  
PHONE 547-3469

3944

P. O. BOX 976

SODA SPRINGS, IDAHO

July 22, 1964

State Reclamation Engineer  
State House  
Boise, Idaho

Dear Sir:

Re: A. Nelson Hogan G-28033

I have enclosed your form No. 36 completed in duplicate.  
Thank you for your assistance.

Very truly yours,

  
WALLACE M. TRANSTRUM

WMT/dg  
Enc.

28033

RECEIVED  
JUL 23 1964  
L/1/63

## NOTICE OF PROOF OF COMPLETION OF WORKS

and  
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that at 2:00 M., on the 1st day of September 1964, at Soda Springs, County of Caribou, State of Idaho, before Wallace M. Transtrum, Notary Public, at (address) 159 South Main, Soda Springs, 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. 2-28033, 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 A. Nelson Hogan, Burroft, 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 3.2 cubic feet per second.

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

4. The point of diversion of said water is SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 9, Township 7 South, Range 39 East B. M.

5. The place where said water is used is SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 4; SE $\frac{1}{4}$ SE $\frac{1}{4}$  Section 5; NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 8; and NW $\frac{1}{4}$ NW $\frac{1}{4}$  Section 9, all in Township 7 South, Range 39 East, B. M.

6. The date of priority which said user is prepared to establish is July 17, 1959

CARL E. TAPPAN

State Reclamation Engineer

28033  
\$

Re: Permit No. G-28033  
A. Nelson Hogan

Date: July 23, 1964

Caribou County Sun,  
Soda Springs, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to September 1, 1964 the date set for proof; the expense of the publication is to be paid by the applicant 's attorney, Mr. Wallace M. Transtrum of Box 976, Soda Springs, 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,

*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

28033

Re: Permit No. G-28033  
A. Nelson Hogan

July 23, 1964

Mr. Wallace M. Transtrum,  
Attorney at Law,  
P. O. Box 976,  
Soda Springs, Idaho.

Dear Mr. Transtrum:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28033, in the name of A. Nelson Hogan. Final Proof is to be made before you, as Notary on the 1st day of September, 19 64, at 2:00 o'clock P.M., at 152 South Main, Soda Springs, Idaho.

As of this date, we have mailed the Notice to the Caribou County Sun Soda Springs, Idaho, with instructions to publish it once a week for 10 consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

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

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

Very truly yours,

CARL E. TAPPAN  
State Reclamation Engineer  
By

(MRS.) EDNA P. RULE  
Chief Clerk

Encl.  
EPR:pmk  
cc: Applicant

28033

September 24, 1964

RE: Permit G-28033  
Nelson A. Hogan

Wallace M. Transtrum  
Attorney at Law  
P. O. Box 976  
Soda Springs, Idaho

Dear Mr. Transtrum:

Receipt is acknowledged for Proofs of Application of Water to Beneficial Use and Completion of Works. However, further processing cannot be made until receipt of the Affidavit of Publication from the SODA SPRINGS SUN.

Very truly yours,

CARL F. TAPPAN  
State Reclamation Engineer

H. PETRI  
State Water Rights Clerk

HP:ct

2000-1-1

LAW OFFICES  
WALLACE M. TRANSTRUM  
ATTORNEY AT LAW  
COURT HOUSE  
PHONE 547-3944

RECEIVED

P. O. BOX 976

SODA SPRINGS, IDAHO

SEP 24 1964

September 23, 1964

Department of Reclamation

State Engineers Office  
State House  
Boise, Idaho

Dear Sir:

Re: Nelson A. Hogan Permit G-28033  
Our File No. 129

I have enclosed herewith an original deposition of holder and original deposition of two witnesses for completion under the above referenced permit.

By prior application Mr. Hogan was granted a license for 4.8 cubic feet per second of water from this same well to be applied however, to different properties for irrigation. Upon realizing the capacity of the well the present application was made for an additional 3.2 feet making a total of 8 feet being produced by this well. You will note reference in the depositions to the fact that they have seen 8 cubic feet being produced and applied to beneficial use.

Very truly yours,

  
WALLACE M. TRANSTRUM

WMT/dg  
Enc.

28033

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

**RECEIVED**  
SEP 24 1964  
Department of Reclamation

Permit No. G-28033

## 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. A. Nelson Hogan

**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. \_\_\_\_\_

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

Ans. G-28033, July 17, 1959, July 17, 1959

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

Ans. Subteranean Water - SW $\frac{1}{4}$ SW $\frac{1}{4}$  9 - 7 South - 39 East

**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. Well and pump - 150 Hp Elec. Motor - 10 quarter mile laterals - pumps and conveys 3.2 cubic feet combined with prior appropriation of 4.8 feet under permit G-26808. Depth 163 feet, 18 inch casing, water 146 feet deep. Pump discharges 8 cubic feet.

**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. Irrigation - NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 8; NW $\frac{1}{4}$ NW $\frac{1}{4}$  Section 9; SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 4; and SE $\frac{1}{4}$ SE $\frac{1}{4}$  Section 5 all in Township 7 South, Range 39 East, B. M.

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

Ans. Ivan Boritz, Grace, Idaho  
Well Driller

*Log in*

2803

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. 1961 put 3.2 cubic feet to full use as irrigation water on property specified in No. 6 above

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. 1957 applied portion of appropriated water under permit G-26808 to this property. Water under G-26808 and present permit diverted from same well

(Sign) R. Nelson Hogan

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

State of Idaho, on this 1st day of September, A. D. 1964.

Wallace M. Transtrum  
Wallace M. Transtrum  
Notary Public

My commission expires 8/28/65

28033

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

RECEIVED  
SEP 24 1964  
Department of Reclamation

Permit No. G-28033

Proof of Application of Water to Beneficial Use  
Deposition of Witness <sup>and Completion of Works</sup>

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. George H. Bowler age 40 residing at Bancroft, Idaho

Ques. 2. Are you acquainted with A. Nelson Hogan, the holder of Permit No. G-28033? How long have you known him and where does he reside?

Ans. I have known him 18 years, he resides 10 miles North of Bancroft on a Ranch

Ques. 3. Have you read or heard read said Permit No. G-28033, 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. 18" well located in SE corner of ranch. It is conveyed by pipe line 1/2 mile  
m 12", 1/2 mile 10", 1/2 Mile 8", 1/2 mile 6" pipe

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. 8 Second feet or 400 gallons per minute

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

Ans. There are 352 nozzles with 80lb pressure at pump. I feel the system will  
average 65 lb. with no. 14 nozzles will produce 10.3 gal. per nozzle per minute  
which would be approximately 400 gal per minute or 8 sec. feet

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. there is 400 acres of cultivated land raising hay and grain this ground was originally dry farm and has improved the production by raising hay, grain and sugar beets

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

Ans.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. It is loamy soil and needs about 8 Sec. feet of water

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

Ans. no.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have seen 11 lines of 32 heads each running with 80 lbs. pressure at the pump.

(Signed) George H. Bowler

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 Soda Springs, County of Caribou, State of Idaho, on this 1st day of September, A. D. 1964.

Wallace M. Transum  
Wallace M. Transum Notary Public.

My commission expires 8-28-65

RECEIVED  
SEP 24 1964

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

Department of Reclamation

BOISE, IDAHO  
Permit No. G-28033

\*\*\*\*\*

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:

Dan Forbush, 35, Grace, Idaho, Farmer,

Ques. 2. Are you acquainted with Nelson Hogan, the holder of

Permit No. YES? How long have you known him and where does he reside:

8 YEARS - Bancroft, Idaho,

Ques. 3. Have you read or heard said Permit No. G-28033 read, and are you familiar

with its provisions and conditions: Yes: ✓ No:           

Ques. 4. State source of water supply: WELL

State place of diversion: SW<sup>4</sup>SW<sup>4</sup> sec. 9, T7S, R39E

Describe works for conveying water to place of use: turbine pump

with mainline and laterals.

Ques. 5. How many second feet of water do you estimate said works will safely conduct

to place of use: 8 cu.ft/sec, How much water have you seen being so

conveyed: APPROX 8. with lines a 60 AUR, P.S.,

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

NE<sup>4</sup>NE<sup>4</sup> sec. 8; NW<sup>4</sup>NW<sup>4</sup> sec 9; SW<sup>9</sup>SW<sup>4</sup> sec 4; AND SE<sup>4</sup>SE<sup>4</sup>  
secs 5 T7S R39E

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

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:

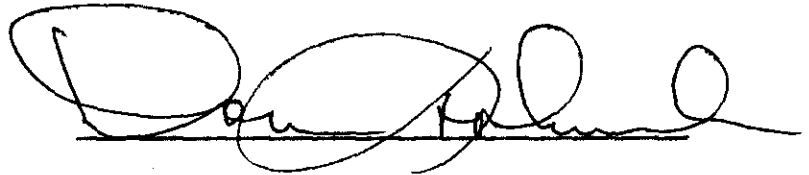
dry farm to irrigated - 8 cu. ft/sec

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No

Ques. 10. When did you first see this water used: 1958

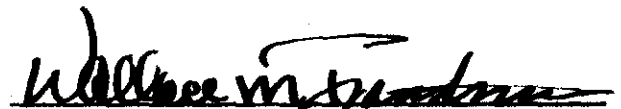
Other times you have seen such use: EACH YEAR.

(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 Soda Springs

      , County of Caribou, State of Idaho, on this 1st day of September,  
A. D., 1964.



Notary Public for State of Idaho

Residing: Soda Springs,

My commission expires: 8-28-64

November 2, 1964

RE: Permit No. G-28033  
Nelson A. Hogan

Caribou County Sun  
Soda Springs, Idaho

Dear Sir:

The Affidavit of Publication from your paper is very necessary in completing Permit Water Right No. G-28033.

The Notice was published in the Caribou County Sun July 30, August 13 and 20th.

To date this Affidavit of Publication has not been received in this Department. Please forward to us at once, this Affidavit, in order that we can process this Permit.

Thank you.

Very truly yours,

CARL E. TAPPAN  
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule  
Chief Clerk

/EPR

cc: Nelson A. Hogan  
Bancroft, Idaho

28053

ROBERT E. SMYLLIE  
Governor



CARL E. TAPPAN  
State Reclamation Engineer

## STATE OF IDAHO

DEPARTMENT OF RECLAMATION  
107 STATE HOUSE  
BOISE, IDAHO 83701

November 2, 1964

RE: Permit No. G-28033  
Nelson A. Hogan

Caribou County Sun  
Soda Springs, Idaho

Dear Sir:

The Affidavit of Publication from your paper is very necessary in completing Permit Water Right No. G-28033.

The Notice was published in the Caribou County Sun July 30, August 13 and 20th.

To date this Affidavit of Publication has not been received in this Department. Please forward to us at once, this Affidavit, in order that we can process this Permit.

Thank you.

Very truly yours,

CARL E. TAPPAN  
State Reclamation Engineer

By: *Edna P. Rule*  
(Mrs.) Edna P. Rule  
Chief Clerk

/EPR

cc: Nelson A. Hogan  
Bancroft, Idaho

648-7796

*Above affidavit delivered  
to N. Hogan when bill  
paid on 9-3-64. Duplicate  
enclosed for your files.*

28033

NOV 10 1964

# Affidavit of Publication

Department of Reclamation

County of Caribou } ss.  
State of Idaho }

CARIBOU COUNTY SUN

Thursday, August 20, 1964

Soda Springs, Idaho  
Page Eight

## LEGAL NOTICE

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

Notice is hereby given that at 9:00 p.m. on the 1st day of September, 1964, at Soda Springs, County of Caribou, State of Idaho, before Wallace M. Transmitt, Notary Public, at 100 South Main, Soda Springs, 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-28033, 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 A. Nelson Hogan, Bancroft, 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 3.2 cubic feet per second.

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

4. The point of diversion of said water is SW1/4SW1/4, Section 2, Township 7 South, Range 29 East B. M.

5. The place where said water is used is SW1/4SW1/4, Section 4, Township 7 South, Range 29 East B. M.

The date of priority which said user is prepared to establish is July 8, 1960.

CARL E. TAPPAN  
State Reclamation Engineer  
Pub. Jy30-A6-12-60

...V. E. Lansberry...  
being first duly sworn on his oath, states:

That he is Publisher... of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof

for .....four..... successive weekly issues thereof, the date of the first publication

being the ...30th..... day

of ...July..... 19.64...

The date of the last publication

being the .....20th... day of

.....July....., 19.64

V. E. Lansberry

Subscribed and sworn to be

fore me this .....9th..... day

of .....September....., 19.64

W. E. Tappan

Notary Public, residing at

Soda Springs, Idaho.

(SEAL)

My Commission expires the

.....1st..... day of .....July.....

19.68

28033

# Affidavit of Publication

County of Caribou }  
State of Idaho } ss.

...V. E. Lansberry....  
being first duly sworn on his  
oath, states:

That he is Publisher....  
of the Caribou County Sun, a  
newspaper of general circulation  
in Caribou County, Idaho, pub-  
lished weekly at Soda Springs in  
said County, that said newspaper  
has been published in said county  
uninterruptedly and continuously  
for over seventy-eight consecu-  
tive weeks, prior to the first pub-  
lication of the annexed notice or  
advertisement:

That the annexed notice was  
published as per clipping at-  
tached in the regular and entire  
edition of said newspaper and  
not in any supplement thereof

for .....four.....  
successive weekly issues thereof,  
the date of the first publication

being the ....30th..... day

of ...July..... 19.64...

The date of the last publication

being the .....20th... day of

.....July....., 19.64

*V. E. Lansberry*

Subscribed and sworn to be

fore me this .....9th..... day

of .....September....., 1964

*[Signature]*  
Notary Public, residing at  
Soda Springs, Idaho.

(SEAL)

My Commission expires the

.....1..... day of .....July.....

19.68

## CARIBOU COUNTY SUN

Thursday, August, 20, 1964

Soda Springs, Idaho

Page Eight

## LEGAL NOTICE

### NOTICE OF PROOF OF COMPLE- TION OF WORKS AND APPLI- CATION OF WATER TO BENE- FICIAL USE.

Notice is hereby given that at  
2:00 p.m., on the 1st day of Sep-  
tember, 1964, at Soda Springs,  
County of Caribou, State of Idaho,  
before Wallace M. Transtrum, No-  
tary Public, at 159 South Main,  
Soda Springs, Idaho, proof will  
be submitted of the completion of  
works for the diversion of 3.2  
cubic feet per second of under-  
ground 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-28033, heretofore  
issued by the Department of Rec-  
lamation of the State of Idaho.

1. The name and postoffice ad-  
dress of the person or corporation  
holding said permit is A. Nelson  
Hogan, Bancroft, 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 3.2 cubic feet per  
second.

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

4. The point of diversion of said  
water is SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 9,  
Township 7 South, Range 39 East  
B. M.

5. The place where said water  
is used is SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 4;  
SE $\frac{1}{4}$ SE $\frac{1}{4}$  Section 5; NE $\frac{1}{4}$ NE $\frac{1}{4}$ ,  
Section 8; and NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec-  
tion 9, all in Township 7 South,  
Range 39 East, B. M.

The date of priority which said  
user is prepared to establish is  
July 9, 1959.

CARL E. TAPPAN

State Reclamation Engineer

Pub. Jy30-A6-13-20

1M April 1962

November 12, 1964

Re: Permit No. 28033

A. Nelson Hogan  
Bancroft, Idaho

Dear Mr. Hogan:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the CARIBOU COUNTY SUN, all submitted in proof of completion of works and beneficial use on Permit No. 28033

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: Wallace M. Transtrum  
Attorney at Law  
P. O. Box 976  
Soda Springs, Idaho

28033

September 13, 1965

RE: Permit Nos. G-26808, G-28033

A. Nelson Hogan  
Bancroft, Idaho

Dear Mr. Hogan:

Enclosed are forms to relinquish a permit and a form to change the place of use of a licensed water right.

We have the report of the examination of your works under Permit No. G-28033. The report shows you have the same equipment in use as under Permit No. G-26808.

You were notified by letter dated July 27, 1964 that upon receipt of \$17.00 fees the certificates of water right No. G-26808 would be issued for 3.92 c.f.s., priority March 11, 1957, from a well in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 9 for irrigation of 240 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 8; SW $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ , Sec. 9, T. 7 S., R. 39 E., B.M. The amount of water can be reduced to 2.35 c.f.s. under this water right and we can issue certificates of water right for 1.57 c.f.s., priority July 9, 1959, from the same well for irrigation of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 4; SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 5; NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 8; NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 9, T. 7 S., R. 39 E., B.M. upon receipt of \$13.00 fees making total fees due \$30.00.

You can relinquish Permit No. G 28033, pay the \$17.00 fees for certificates No. G-26808 and upon receipt of the License and Certificate of Water Right complete the Form 20 enclosed and file in this office. We will prepare a short legal notice for publication in a Caribou County paper, publication to be at your expense. File the Affidavit of Publication in this office with \$1.00 fee. The cost of this procedure will be about \$10.00 plus the notary fee, and you hold the earlier priority for all of the water.

Kindly reply promptly. Failure to pay the fees due is cause for cancellation of a permit.

Very truly yours,

RWT:ar  
Enc. relinquishment form  
application for transfer

RALPH W. THOMAS  
Deputy State Reclamation Engineer

-28033

Sept. 23, 1965

Re: Permits No. G-26808; G-28033  
A. Nelson Hogan

Wallace M. Transtrum  
Attorney at Law  
Box 976  
Soda Springs, Idaho

Dear Mr. Transtrum:

Your letter of September 22nd, is in error in that Permit No. G-26809 showed diversion in SE~~4~~SE~~4~~, Sec. 36, T. 6 S., R. 38 E., B. M. and was cancelled.

My letter of September 13th does show fees to be paid, however copy of letter of July 27, 1964 is enclosed.

If Mr. Hogan does not relinquish Permit No. G-28033 we will have to send him a pre-cancellation notice.

File Permit No. G-26808 shows he requested form to amend the permit however we have no record of it being filed.

Of course part of water 3.92 c.f.s. under G-26808 could be used under G-28033 or complete Form 20, Transfer of Water Right G-26808 for land shown under G-28033 for the earlier water right.

Very truly yours,

RALPH W. THOMAS, Deputy  
State Reclamation Engineer

RT:ew  
Enc. copy of letter

28033

LAW OFFICES  
**WALLACE M. TRANSTRUM**  
ATTORNEY AT LAW  
COURT HOUSE  
PHONE 547-3944

P. O. BOX 976  
SODA SPRINGS, IDAHO  
September 22, 1965

**RECEIVED**  
SEP 23 1965  
Department of Reclamation

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

Gentlemen:

Re: A. Nelson Hogan Permits G-26808, G-28033

Mr. Hogan has forwarded me your letter of September 13, 1965, with reference to these two permits. Mr. Hogan could not quite understand your desires or instructions in the matter and asked me to review the two permits. I find that 26808 was for a well located in Section 36 of 6 S., 38 E. and that 28033 was for a well in Section 9 of 7 S., 39 E. The well in Section 36 was abandoned as a non producer and is the reason that permit was never proved up. Mr. Hogan would be happy to have a 1957 priority date but had not considered it for the reason that the point of diversion was in a different section, township and range. If this change of priority date is still available, will you please advise? Will you also advise of the fees involved since I did not have a copy of your letter of July 27, 1964, and was of the impression that all fees had been paid your office on the permits.

Very truly yours,

WMT/jm

  
WALLACE M. TRANSTRUM

28033

LAW OFFICES  
WALLACE M. TRANSTRUM

ATTORNEY AT LAW  
PHONE 547-3944

159 SOUTH MAIN  
SODA SPRINGS, IDAHO 83276

July 17, 1967

RECEIVED  
JUL 18 1967

Department of Reclamation

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

Gentlemen:

Re: A. Nelson Hogan, Bancroft, Idaho  
Permits G-26808 and G-28033

Would you kindly give me the assistance of your office in attempting to unscramble the two referenced permit numbers and the respective water rights, since I am unable to completely coordinate the two from the matters of record in my file.

My file shows that G-26808 was issued for 3.9 c.f.s. with a priority date of March 11, 1957, and that G-28033 was issued for 3.2 c.f.s. with a priority date of July 17, 1959. Both permits pertain to the same well, but have not yet been completed according to my records.

Apparently, part of your correspondence was directed to Mr. Hogan at Bancroft, Idaho, and has not been furnished by him to my office and we are at this time unable to coordinate your letter of September 13, 1965 with some earlier correspondence referred to therein.

Referring to your letter of September 13, 1965, I am unable to understand the reason for reducing the water right under G-26808 and relinquishing G-28033 since it is necessary that both of these issue to complete the water rights on Mr. Hogan's well. It may also be that I misunderstood the proposals of your department and would appreciate your assistance in straightening this matter out.

Very truly yours,

  
Wallace M. Transtrum

WMT/jp

28033

July 20, 1967

RE: Permit G-26808 and G-28033  
A. Nelson Hogan, Bancroft, Idaho

Wallace M. Transtrum  
Attorney at Law  
159 South Main  
Soda Springs, Idaho 83276

Dear Mr. Transtrum:

In reviewing our letter of September 13, 1965, we find it was erroneous. You cannot transfer a water right to include additional ground. Both permits are required to complete Mr. Hogan's rights from the well to cover all the ground as you indicate.

Since permit G-28033 has not been examined we cannot tell how much water can be allowed for the license. We will try to have our engineer examine the works and measure the flow during this irrigation system.

If you will please disregard our letter of September 13, 1965 and forward the fees in the amount of \$17.00 we will issue a license for permit G-26808. Upon completion of the examination on permit G-28033 we will forward another fee letter.

We are sorry for the confusion caused by our previous correspondence.

Very truly yours,

M. RUSSELL BOSCH  
Office Manager

MRB:ejw

28033

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

Permit No. G-28033This proof is for Completion of Works & Beneficial Use In Water District No. \_\_\_\_\_1. Name of applicant A. Nelson Hogan2. Source of water supply: Subterranean3. Location of point of diversion: Is in the SW 1/4 of Section 2T. 7 S. R. 39 E.B.M. County of Caribou4. Describe works as they exist, giving dimensions and capacities of same: 150 HP US Motor

\* 1239901, Layne Bowler Pump # 21423 in Pump House  
10" Disch thru 10" Gate Valve to 14" line S.  
to Buried Main line 80465 7-25-68 DA

5. Water is used for: irrigation and stock watering6. 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):

SW 1/4 Sec. 4., SE 1/4 Sec. 5., NE 1/4 Sec. 8., NW 1/4 Sec. 9 all in Twp. 7 S.,  
Rge. 39 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: Measurement of All of the system is required.Both Old & New7 lines (32000 / line) (7.32 gpm) = 3.78 c.f.s. (flow gate)448.8 gpm

NOTE PREVIOUS MEASUREMENT

7 lines = 7-25-68 DA Can be shownIRRIGATION REQUIREMENT = 3.0 AC-FT / ACRE / SEASONSee Permit # 26808This examination was made on the \_\_\_\_\_ day of July, 1968(Signed) Don Reynolds Examiner.Priority - July 9, 195928033

### 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.

A. Nelson Hegan  
Bancroft, Idaho

Permit No. G-28033

### Examination for Completion of Works & Beneficial Use

County Caribou

Quantity: 3.2 Sec. 9 T. 78 R. 39 EEM

29-

Source: Well

P.D.: SWSW 9 - 75 - 9E

Use: Irrigation & Stock Water

Filed: 9 July 59

Due: 17 July 64

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

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

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

Other Rights: NONE

Made: Sept. 1, 1964

28033

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28033

REPORT ON PROOF OF Completion of Works & Beneficial Use

A. Nelson Hogan, Bancroft, Idaho

R 39 E

TO WESTERN FIELD

5

4

28

38

66

34

38

72

40

40

138 ACRES

40

40

PD

TO HATCH

G-26808

NO Fee Paid 12/16/43  
Examined 7/23/64 3.92 cfs 240 AC.  
8 lines on this ground  
256-7/16" nozzle

G-26808

Q = 3.92

in SENE ESE 8-75-39E  
Sunrise, WSW 9

240 AC.

AREA - 138 ACRES

SURD - A

Q - ALLOW 2.76 cfs. FOR IRRIGATION & STOCK WATER

VOL - SHALL NOT EXCEED 414 AC-FT/SEASON

PRIORITY - July 9, 1959 August 23, 1959 late proof

Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

28033

SCALE: ONE INCH TO ONE MILE

Township 7 S Range 39 E

|    |    |    |    |    |    |
|----|----|----|----|----|----|
| 6  | 5  | 4  | 3  | 2  | 1  |
| 7  | 8  | 9  | 10 | 11 | 12 |
| 18 | 17 | 16 | 15 | 14 | 13 |
| 19 | 20 | 21 | 22 | 23 | 24 |
| 30 | 29 | 28 | 27 | 26 | 25 |
| 31 | 32 | 33 | 34 | 35 | 36 |

Licensed  
 Permit No. 9-26808  
 Priority - 3-11-67  
 Amount - 3.92 C.S.  
 {

28033

H Nelson Hogan.

39

Twp 7-S R 39-E

D 477 - 2-3

26.9

(46)



H Nelson Hogan.  
Twp 7-S R 39-E



28033

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

Notice is hereby given that at 2:00 P. M., on the 6th day of April, 1962, at Soda Springs, County of Caribou, State of Idaho, before Wallace M. Transtrum, Notary Public, at 159 S. Main, 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-28033, 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 A. Nelson Hogan, Bancroft, 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 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 SW $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 9, T7S, R 39 E. B.M.

5. The place where said water is used is SW $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 4; SE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 5; NE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 8 and NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 9, All in T7S, R 39 E. B.M.

6. The date of priority which said user is prepared to establish is July 9, 1959.

GEO. N. CARTER,  
State Reclamation Engineer  
Pub. M15-22-29-Ap5, 1962.

**LEGAL NOTICE**

**FIRST TIME  
PUBLISHED**

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

Notice is hereby given that at 2:00 p.m., on the 1st day of September, 1964, at Soda Springs, County of Caribou, State of Idaho, before Wallace M. Transtrum, Notary Public, at 159 South Main, Soda Springs, 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-28033, 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 A. Nelson Hogan, Bancroft, 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 3.2 cubic feet per second.

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

4. The point of diversion of said water is SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 9, Township 7 South, Range 39 East B. M.

5. The place where said water is used is SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 4; SE $\frac{1}{4}$ SE $\frac{1}{4}$  Section 5; NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 8; and NW $\frac{1}{4}$ NW $\frac{1}{4}$  Section 9, all in Township 7 South, Range 39 East. B. M.

The date of priority which said user is prepared to establish is July 9, 1959.

CARL E. TAPPAN  
State Reclamation Engineer  
Pub. J-30-A6-13-20

**LEGAL NOTICE**