

29-2406

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-35741
 Permit No. G- 27800
 District No.

L. F. Racine, Jr.
 Attorney At Law
 P. O. Box 1243
 Pocatello, Idaho

1. Name of Applicant: J. V. FRAZIER
 Postoffice address: Pocatello County: Bannock State: Idaho
 Mink Creek Road
2. Quantity of water claimed: 40 Inches
 (a) Rate of withdrawal in cubic feet per second 0.8 or Idaho
 Miners' inches 40 or gallons per minute
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean - deep well
4. Location of point of diversion or well is in the NE 1/4 of the SE 1/4 of Section 30
 Twp. 7 S., Rge. 35 E., B.M., County of Bannock
5. Water is to be used for: Agriculture and domestic
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: Drilled well, cased, 200 feet (expected) pump and motor
8. Estimated cost of works: \$ 12,000
9. (a) Is reservoir to be used? No
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 II. The financial resources of the applicant are (a) Cash on hand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 30 inches out of Mink Creek for irrigation and domestic purposes
 (a) 30 In. (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) 10 In. (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: (See Below)

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

/s/ J. V. Frazier
Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 8:00 A. M. February 23, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-27800

Recorded in Book 98 Page 27800 Approved March 2, 1959

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

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

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

One-fifth of the work above specified to be completed on or before September 2, 1961

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before March 2, 1964

Witness my hand this 2nd day of March, 1959

/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 2nd day of March, 1959.

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ ARNOLD WILLIAMS
Secretary of State.

By /s/ ROBERT E. SMYLLIE
Governor

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	
7 S.	35 E.	30				x x	63.11 Acres
REMARKS: Applicant has maintained a drilled well, cased, 59 feet in depth for approximately 10 years prior to the date of this application, and has operated such well by means of a Berkley combination pump and has from such well and with such pump developed 90 gallons per minute. This water has been used for domestic and irrigation purposes on the land described and as supplemental to the water right described from the waters of Mink Creek, a tributary of Portneuf River. Permit No. G-27800 CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that J. V. Frazier of Pocatello, County of Bannock and State of Idaho, the holder of Permit No. G-27800, issued upon Application No. G-35741, bearing date of priority of February 23, 1959, authorizing the diversion of 0.8 second feet of waters of a well County of Bannock, State of Idaho, for agriculture and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of 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 0.28 second feet of the waters of a well from subterranean flow that the point of diversion of said water NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 30, T 7 S., R 35 E., B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to wit; E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 30, T 7 S., R 35 E., B.M. Witness my hand this 20th day of October A.D., 1965. S/ RALPH W. THOMAS Deputy State Reclamation Engineer proof of Completion of Works Made: June 22, 1964.							

LICENSE ISSUED FOR 0.28 SEC. FT.
LICENSE PAGE NO. 8327

State of Idaho
License and Certificate of Water Right

Water License No. G-27800

Amount 0.28 c.f.s.

Water District No. _____

Priority February 23, 1959

THIS IS TO CERTIFY that J. V. FRAZIER
of Pocatello, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 23, 19 59; that Permit No. G-27800
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.28 second feet, was issued thereunder on October 20, 19 65, showing that said works
were completed on the 22nd day of June, 19 64; and that on the 22nd
day of June, 19 64, J. V. Frazier

of Pocatello, 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 agriculture and
domestic, under Use Permit No. G-27800 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
13 of Licenses at page 8327, on the 20th day of October, 19 65;
The right hereby confirmed dates from February 23, 19 59;

The Point of Diversion is located
in the NE 1/4 SE 1/4, Sec. 30, Tp. 7 S, R. 35 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 0.28 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S	35 E	30	NE 1/4 SE 1/4	40	10
			SE 1/4 SE 1/4	40	7
			Total number of acres for agriculture and domestic use:		17

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 October, 19 65.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

29 2406

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver *ONLY* to
addressee

☐ Show address where
delivered

(Additional charges required for these services)

RECEIPT

Received the numbered article described on other side.

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

G. V. Frazier

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

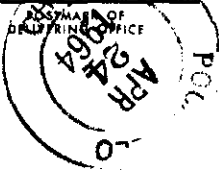
DATE DELIVERED

APR 24 1964

SHOW WHERE DELIVERED (only if requested)

C55-18-71548-5-F GPO

27800



9-27800

W. H. H. H.

INSTRUCTIONS: Fill in items below and complete instructions on other side, if applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

RETURN TO

REGISTERED NO.

NAME OF SENDER

State Department of Reclamation

CERTIFIED NO.

STREET AND NO. OR P. O. BOX

Room 107 Statehouse

INSURED NO.

CITY, ZONE AND STATE

Boise, Idaho

CSS-16-71548-5-F

27800

POB Form 3811 Apr. 1962

October 20, 1955

RE: Permit No. G-27800

J. V. Frazier
Mink Creek Road
Pocatello, Idaho

Dear Mr. Frazier:

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

Also enclosed is departmental receipt No. G-9900, in
the amount of \$9.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ejw
Encl: certificates
receipt

27800

500 - July 8, 1964

September 23, 1965

RE: Permit No. G-27800

J. V. Frazier
Mink Creek Road
Pocatello, Idaho

Dear Mr. Frazier:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. **G-27800** shows the well is (are) capable of conveying ¹⁴ miner's inches, or **0.28** c.f.s. of water for the irrigation of ¹⁷ acres.

Upon receipt of the statutory fees, totaling \$ **9.00**, we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of **February 23, 1959**, to the use of **0.28** second feet of subterranean water with the point of diversion in **the NW1/4, Sec. 30 for domestic use and irrigation of 17 acres in the NW1/4, Sec. 30, T. 7 S., R. 35 E., B.N.**

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

27800
R

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 20 1965

Department of Reclamation

J. V. Frazier 233-3121
Mink Creek Road
Pocatello, Idaho
Permit No. G-27800

Examination for Completion of Works & Bene. Use

County Bannock

Quantity: 0.8 Sec. 30 T. 7S R. 35E

Source: Well

P.D.: NESE, 30-7S-35E

Use: Irrigation & Domestic

Filed: 2-23-59

Due: 3-2-64

Extension:

Protest:

Completion of Works:

Other Rights: 30" out of
Mink Cr.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. ²⁷⁸⁰⁰~~G-35741~~

This proof is for Completion of Works & Bene. Use

In Water District No.

1. Name of applicant J. V. Frazier

2. Source of water supply: Subterranean - deep well

3. Location of point of diversion: Is in the NE 1/4 Sec 30 of Section 30

T. 7S R. 35E County of Bannock

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

The works consist in two wells; one is for orchard irrigation only by sprinkler or ditch. The second & smaller well is used for domestic water, sprinkler irrigation, & ditch supplement. (See B below for further information)

5. Water is used for: Agriculture and domestic

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):

E 1/4 Sec. 30, T7S.-R35E making a total of 63.11 acres to be irrigated

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

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

Remarks:

* 1 #30 R.B. 1 1/4" 4-20° each riser 13 Risers @ 50 psi.

10 HP U.S. Motor # 210062E Deming Pump # T13085

4" Disch to 2" Gate Valve 13 Risers @ 0.28 CFS

* 2 - 20 A.R.B. 3/32 Nozzle 7 Risers @ 53 psi.

5 HP G.E. Motor # Model 5KC215 EG 92 Wayne Bowler Pump # D02841

> 3" Disch to 2" Line Enclosed with 1000 gal Tank in Concrete Block Pump house

J.V. Frazier Along

This examination was made on the 14 day of September, 19 65

(Signed) Don Watts

Examiner.

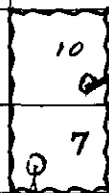
R 35 E

T

7

S

30



Subdivisions - 2

Area - 17 A

Q = 0.28 cfs

$$Q_1 = 13(9.6) = 124.8 \text{ gpm} = 0.28 \text{ cfs}$$

Not in Permit

$$Q_2 = 5.11(7) = 35.77 \text{ gpm} = 0.08 \text{ cfs}$$

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-27800

REPORT ON PROOF OF Completion of Works & Beneficial Use

J. V. Frazier, Mink Creek Road, Pocatello, Idaho

Field examine: -

Measure both wells.

Only flow out of one
well be taken into

consideration as application

calls for only one well in
NE⁴NE⁴, Sec. 20, T. 78 - R. 35E.

Final determination will be
made after examination.

McKee - ENE	30.14	64
Frazier NESE	30.30	24
Bell NE NE	30.16	64

27800

Deposition mention 2 wells

Permit doesn't mention only one well

Check carefully

show that both wells are in the same section

1M April 1962

July 3, 1964

Re: Permit No. ~~8-27600~~

J. V. Premier
Mink Creek Road
Pocatello, Idaho

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

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

ot
EPR:

P. S. After the above mentioned examination is made you will be informed of the findings and also of the ~~work~~ fees in connection with the Certificate and License which completes the filing.

27800

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

RECEIVED
JUN 24 1964

Arleen Nogo

Residence: _____
Occupation: _____

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

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

May 22	19 64	19
May 29	19 64	19
June 5	19 64	19
June 12	19 64	19
	19	19

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

Arleen Nogo

Subscribed and sworn to before me this 12th

day of June, 19 64

Robert E. Spaulding

Notary Public, State of Idaho
Residence: Pocatello, Idaho

NOTICE OF PROOF OF
COMPLETION OF WORKS

Notice
10:00 A. M.
June 5, 1964
Bannock
Robert C. Tappan, Jr.
Inc., at Pocatello, Idaho
Pocatello, Idaho
mitted of the completion
for the diversion of water
per second
from a well in the
to beneficial use in
accordance with the
conditions of Permit No. 1
thereby issued by the Department of
Reclamation of the State of Idaho.

1. The name and present address of the person or corporation holding said permit is R. C. Tappan, Jr., 4140 N. Main Street, Pocatello, Idaho.

2. Said work 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 0.8 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 0.8 cubic feet per second.

4. The point of diversion of said water is in the NE 1/4 of the SE 1/4 of Section 30, Township 7 S., Range 35 E., B. M., County of Bannock.

5. The place where said water is used is 63.11 acres in the E 1/4, SE 1/4 of Section 30, Township 7 S., Range 35 E., B. M.

6. The date of priority which said user is prepared to establish is 2-23-59.

CARL E. TAPPAN
State Reclamation Engineer
May 23, 1964 June 5, 12, 1964

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

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

Notice is hereby given that at 10:00 A. M. on the 22nd day of June 1964, at Pocatello, County of Bannock, State of Idaho, before Robert C. Huntley, Jr., Notary Public, at First and Center Streets, Pocatello, Idaho, proof will be submitted of the completion of works for the diversion of 0.8 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27800, 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 J. V. Frazier, Mink Creek Road, Pocatello, 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 0.8 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 0.8 cubic feet per second.

4. The point of diversion of said water is in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 30, Township 7 S., Range 35 E. E. M., County of Bannock.

5. The place where said water is used is 63.11 acres in the E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 30, Township 7 S., Range 35 E. E. M.

6. The date of priority which said user is prepared to establish is 2-23-59.

CARL E. TAPPAN
State Reclamation Engineer
May 22, 29, June 5, 12, 1964.

Arlean Noyes

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

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

May 22	, 19.64	, 19.
May 29	, 19.64	, 19.
June 5	, 19.64	, 19.
June 12	, 19.64	, 19.
	, 19.	, 19.

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

Arlean Noyes

Subscribed and sworn to before me this 12th

day of June, 19.64

Notary Public, State of Idaho
Residence: Pocatello, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-27800

RECEIVED
JUN 24 1964
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

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

J. V. Frazier, Mink Creek Road, Pocatello, 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:

Not Applicable

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; G-27800, March 2, 1959 2-23-59

Ques. 4. State source of water supply: subterranean-deep well
Give location of point of diversion, showing subdivision, section, township and range:

NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 30, Twp. 7 South, Range 35 E.B.M.

Ques. 5. Describe your works of diversion: Two cased 12" wells, one 5 hp pump,

one 10 hp pump; state amount of water they are capable of con-

veying from point of diversion to place of use Well #1--3,000 gal/hr
#2--120GPM; Give name of canal or ditch

or other works by which water is conducted to such place of use: Sprinkler pipes

; if a well, state depth of well #1--135 Ft; depth and size of cas-

ings: Casings are same depth as wells,
casings are 12" diameter; depth to water 10-15 ft.; if pump is used,

state discharge of pump: 2"; tell how it was measured or determined: pumping

with measuring devices if sprinkler irrigation, give number and size of nozzles and

operating pressure: #1--7 noz @ 5/32nd" @ 15psi; Well #2--15 Noz. @ 5/32" @ 60psi

Ques. 6. State for what purpose water is used: agriculture and domestic

If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water : _____

Thirty acres in the tract described in 4 above.

State nature of all improvements which have been made as a direct result of said use:

No improvements except general agricultural adaptation and home.

27800

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

Ques. 7. If for other than irrigation purposes, state purpose and how used:
Domestic and culinary

Ques. 8. What is the minimum amount of water required for the purpose specified above:
Approximately the full capacity set forth above.

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:
Not Applicable

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: Full amt--June 1963 Time used since first use:
Irr. season of 63 and constant domestic & culinary use.

Ques. 11. Describe all other water rights appurtenant to same place of use:
30 inches out of Mink Creek

(sign) Jav. Frasier

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

Pocatello, County of Bannock
State of Idaho, on this 22nd day of June, A.D. 1964.

Robert C. Huntley, Jr.
Robert C. Huntley, Jr.
Notary Public for Idaho
Residing at Pocatello, Idaho
My Commission expires: 12-20-69

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-27800

RECEIVED
JUN 24 1964
Department of Reclamation

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:

Odell J. Madsen 45 Mink Creek Rd Pocatello Idaho

Ques. 2. Are you acquainted with Mr. J. V. Frozier Yes, the holder of
Permit No. G-27800? How long have you known him and where does he reside:

8 years Mink Creek Road Pocatello Idaho

Ques. 3. Have you read or heard said Permit No. G-27800 read, and are you familiar
with its provisions and conditions: Yes: Yes No:

Ques. 4. State source of water supply: Sub. Deep Well (Two)

State place of diversion: NE $\frac{1}{2}$ of the SE $\frac{1}{2}$ of Section 30, TWP. 7 South, Range 35EBM

Describe works for conveying water to place of use: Spaulding System.

two wells, and two pumps.

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

Well #1--3,000 gal/hr.
to place of use: Well #2--120 gal/min How much water have you seen being so
conveyed: The full capacity listed above.

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

Thirty acres ~~described~~ in the tract described in 4 above

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

Domestic & culinary

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:

Brush Land 1 inch Per Acre 30 acres

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: Summer 1963

Other times you have seen such use: Various times since

(Signed)

Odell J. Mathen

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 Pocatello

 , County of Bannock, State of Idaho, on this 22nd day of June,

A. D., ~~1962~~. 1964.

Robert C. Hunter

Notary Public for State of Idaho

Residing: Pocatello, Idaho

My commission expires: 12-20-69

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-27800

RECEIVED
JUN 24 1964
Department of Reclamation

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

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:

O'Malley - Whitman P. - 67 - Retired engineer ^{434 No Buchanan}
Pocatello

Ques. 2. Are you acquainted with JV Taggart - Yes, the holder of
Permit No. G-27800? How long have you known him and where does he reside:

Six years - Mink Creek Road

Ques. 3. Have you read or heard said Permit No. G-27800 read, and are you familiar
with its provisions and conditions: Yes: ✓ No:

Ques. 4. State source of water supply: Subterranean Deep Well

State place of diversion: NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 30, Twp. 7 South, Rng. 35 EBM

Describe works for conveying water to place of use: Sprinkler System

Ques. 5. How many second feet of water do you estimate said works will safely conduct
Well #1--3,000 gal/hr.

to place of use: Well #2--120 gal/min How much water have you seen being so
conveyed: The full capacity listed above.

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

Thirty acres in the tract described in 4 above.

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

Domestic & culinary

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:

Arable land - 1 inch per acre - 30 acres

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: Summer 1963, Various times

Other times you have seen such use: Various times since

(Signed)

W P O Malley

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 Pocatello,

 , County of Bannock, State of Idaho, on this 22nd day of June,

A. D., ~~XXXX~~ 1964.

Robert C. Huntley, Jr.

Robert C. Huntley, Jr.
Notary Public for State of Idaho

Residing: Pocatello, Idaho

My commission expires: 12-20-69

LAW OFFICES OF
RACINE, HUNTLEY & OLSON

LOUIS F. RACINE, JR.
ROBERT C. HUNTLEY, JR.
WILLIAM D. OLSON

CENTER PLAZA
CORNER FIRST & CENTER
POCATELLO, IDAHO 83201

P. O. BOX 1366
TELEPHONE 232-6101
AREA CODE 208

June 22, 1964

RECEIVED
JUN 24 1964
Department of Reclamation

Mr. Carl E. Tappan
State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho

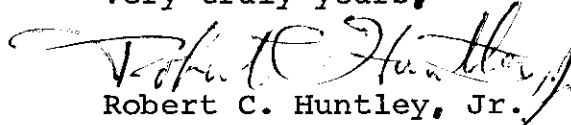
Re: Permit No. G-27800

Dear Mr. Tappan:

Enclosed please find deposition of holder and deposition of two witnesses in connection with the above captioned permit, setting forth the completion of works.

Also enclosed is proof of publication. We would appreciate your advice as to any additional steps necessary to complete the permit.

Very truly yours,


Robert C. Huntley, Jr.

RCH/sr
Enclosure

CC: J.V. Frazier

27800

May 25, 1964

Re: Permit No. G-27800
J. V. Frazier

Idaho State Journal
Legal Advertising
Pocatello, Idaho

Gentlemen:

We received the tear sheet this morning on the Notice of Publication for the above numbered permit and request the following correction.

In Paragraph 5, Line 2, the description should read E₂SE₁, rather than E₄SE₁, as shown.

Would you please make the correction and send us a corrected copy for our files.

Thank you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

H. PETRI
State Water Rights Clerk

HP:EW

Re: Permit No. G-27800

May 15, 1964

J. V. Frazier

Mr. Robert C. Huntley, Jr.,
Attorney at Law,
P. O. Box 1368,
Pocatello, Idaho.

Dear Mr. Huntley:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-27800, in the name of J. V. Frazier. Final Proof is to be made before you, as Notary on the 22nd day of June, 19 64, at 10:00 o'clock A.M., at 1st and Center Streets, Pocatello, Idaho.

As of this date, we have mailed the Notice to the Idaho State Journal, Pocatello, Idaho, with instructions to publish it once a week for 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

27800

10/1/63

NOTICE OF PROOF OF COMPLETION OF WORKS

MAY 15 1964

and
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that at 10:00 a.m., on the 22nd day of June 1964, at Pocatello, County of Bannock, State of Idaho, before Robert C. Huntley, Jr., Notary Public, at (address) 1st and Center Streets, Pocatello, Idaho proof will be submitted of the completion of works for the diversion of 0.8 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27800, 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 J. V. Frazier, Mink Creek Road, Pocatello, 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 0.8 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 0.8 cubic feet per second.

4. The point of diversion of said water is at the NE 1/4 of the SE 1/4 of Section 30, Township 7 S., Range 35 E.B.M., County of Bannock

5. The place where said water is used is 63.11 acres in the E 1/4 of Section 30, Township 7 S., Range 35 E.B.M.

6. The date of priority which said user is prepared to establish is 2-23-59

CARL E. TAPPAN

State Reclamation Engineer



Re: Permit No. G-27800
J. V. Frazier

Date: May 15, 1964

Idaho State Journal,
Pocatello, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to June 22, 1964 the date set for proof; the expense of the publication is to be paid by the applicant his attorney, Robert C. Huntley, Jr., of P. O. Box 1368, Pocatello, 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

RECEIVED
MAY 14 1964
U.S. DEPARTMENT OF AGRICULTURE
BUREAU OF RECLAMATION

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 14, 1964

(P. O.) Mink Creek Road, Pocatello, 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 Idaho State Journal of Pocatello, Idaho published in the county in which the works are situated.

J. V. Frazier

(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.

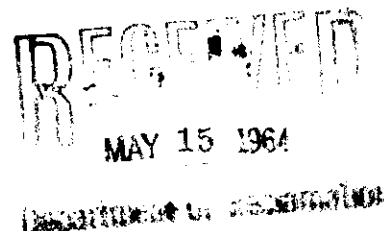
Engineer

LOUIS F. RACINE, JR.
ROBERT C. HUNTLEY, JR.
WILLIAM D. OLSON

LAW OFFICES OF
RACINE, HUNTLEY & OLSON
CENTER PLAZA
CORNER FIRST & CENTER
POCATELLO, IDAHO 83201

P. O. BOX 1368
TELEPHONE 232-6101
AREA CODE 208

May 14, 1964



State Reclamation Engineer
Department of Reclamation
State of Idaho
Statehouse
Boise, Idaho

Attention: Mr. Thomas

Re: Water Appropriation Application
No. G-35741, Permit No. G-27800

Dear Mr. Thomas:

This letter is written in behalf of Mr. J. V. Frazier of Pocatello, Idaho who has the above captioned permit and application number for appropriation of water here~~in~~ Bannock County.

This letter is in follow-up of our telephone conversation of this date in which you advised that the submittal to your office of the Notice of Proof of Completion and Application to Beneficial Use terminates the necessity of the order to show cause and protects the permit.

We have set the time for the hearing of the deposition for June 22nd at 10:00 a.m. in my office with myself serving as Notary. I trust such meets with your approval.

You will note we have left the date of priority blank and we request that you fill in the appropriate date. You will note that the application was approved on March 2nd, 1959, but that on page three of the application Mr. Frazier noted that he had been using the water for ten years prior to that date. We wish to claim the earliest possible date under those circumstances.

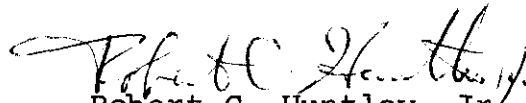
Enclosed please find original plus one copy of Notice of Completion of Works and Application of Water to Beneficial Use. Also enclosed please find the authorization to yourself for the publishing of said notice.

27800

State Reclamation Engineer
Attention: Mr. Thomas
May 14, 1964
Page two

Thank you for your kind consideration.

Very truly yours,


Robert C. Huntley, Jr.

RCH/sr
Enclosures

ASSOCIATES:
ROBERT C. HUNTLEY, JR.
WILLIAM D. OLSON

LAW OFFICES OF
LOUIS F. RACINE, JR.
CENTER PLAZA
CORNER FIRST & CENTER
POCATELLO, IDAHO 83201
TELEPHONE 232-8101
AREA CODE 208

P. O. BOX 1368

April 24, 1964

RECEIVED
APR 27 1964

Department of Reclamation

Mr. Carl E. Tappan
State Reclamation Engineer
Statehouse
Boise, Idaho

Re: Permit No. G-27800 - J. V. Frazier

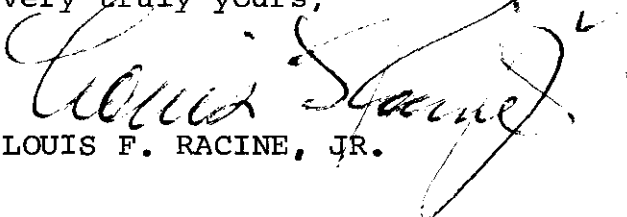
Dear Mr. Tappan:

I am in receipt of a Notice dated April 21, 1964, relative to the above permit and the requirement that on or before 60 days from April 21, 1964, Mr. Frazier show cause why the permit should not be cancelled.

Actually, the works have been completed and the water has been appropriated to beneficial use. Accordingly, we will immediately prepare the necessary notice and comply with the statutory provisions as to notice of hearing to make proof of completion and beneficial use. This will be done prior to the expiration of the 60 days and within the 60 days as provided by Section 42-234.

If for any reason this method of handling the matter does not meet your approval, please advise.

Very truly yours,


LOUIS F. RACINE, JR.

LFR/t
cc-Mr. J. V. Frazier

10/1/63

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

April 21, 1964

Re: Permit No. G- 27800

To J. V. Frazier
Mink Creek Road
Pocatello, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 27800 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 March 2, 1964

YOU ARE HEREBY notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G- 27800 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

SAID PERMIT NO. G- 27800 claims the use of 0.8 cubic feet per second of the Subterranean Waters of a well with point of diversion located: NE 1/4 Sec. 30, T. 7 S., R. 35 E., Bannock County

and was approved March 2, 1959

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of my office, at Boise, Idaho, the 21st day of April 1964.

Carl E. Tappan

State Reclamation Engineer

cc: L. F. Racine, Jr.,
Attorney at Law
Box 1243, Pocatello

27800

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-27800

J. V. Frazier

~~March~~ Jan. 2, 1964

L. F. Racine, Jr.
Attorney at Law
Box 1243
Pocatello, Idaho

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 27800 are due not later than **March 2, 1964**

Before these proofs 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 within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated -- all by legal land description.

Enclosed also 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 two Forms 36,

At the time we send the notice to the newspaper we will send to 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, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,

CARL E. TAPPAN

State Reclamation Engineer

Enclosures Form 36 and 11

cc: J. V. Frazier
Mink Creek Rd.
Pocatello, Idaho

27800

March 10, 1959

Re: Permit No. G-27800
J. V. Frazier

Mr. L. F. Racine, Jr.
Attorney At Law
P. O. Box 1243
Pocatello, Idaho

Dear Mr. Racine:

We enclose Permit No. G-27800 in the name of J. V. Frazier, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

You will note under Question 10 that we have changed the required time for completion of the 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.

We also enclose departmental receipt No. G-3897, which was issued covering payment in the amount of \$5.00 for the filing fee of the above mentioned permit.

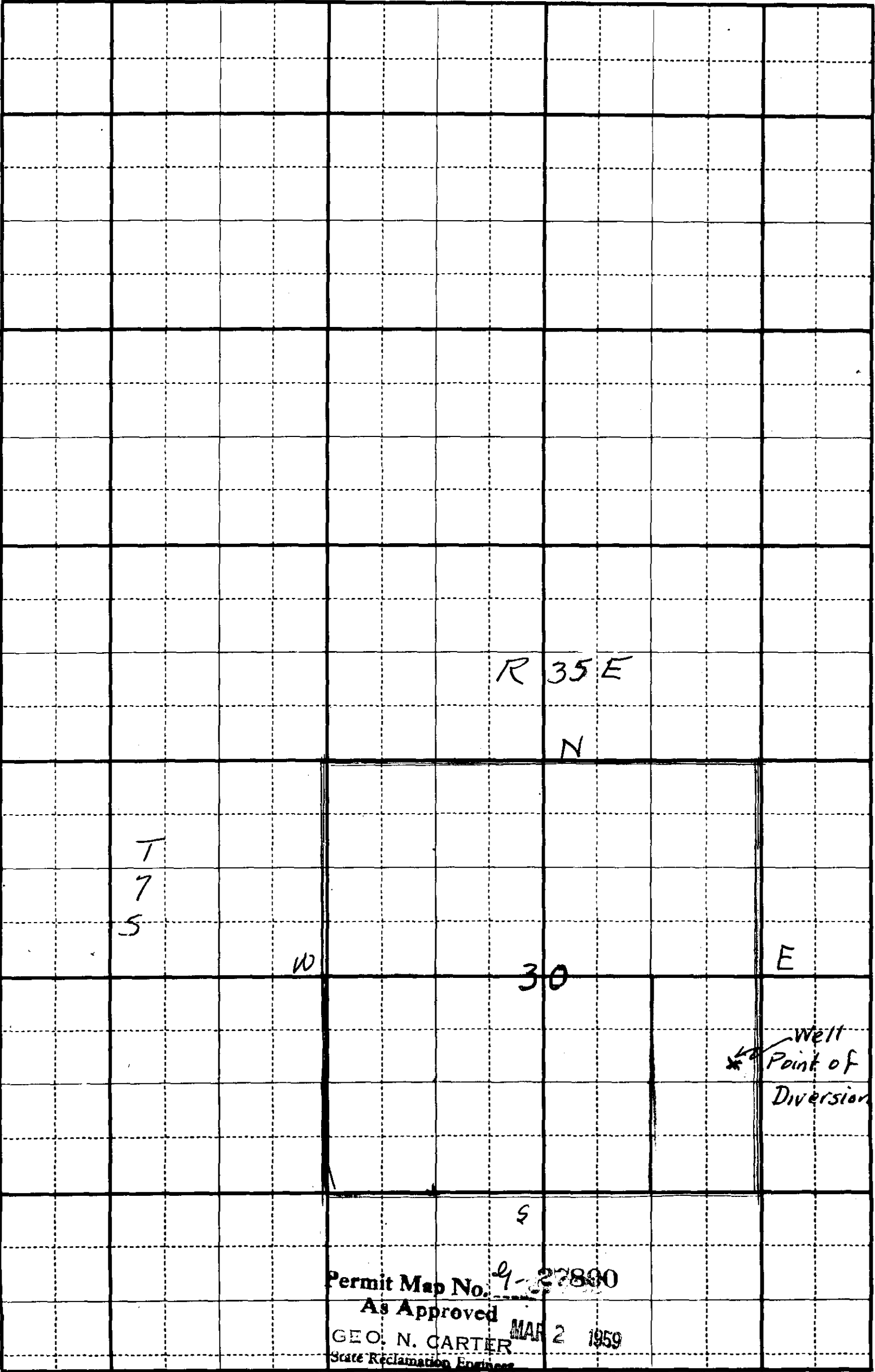
Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPP/lw
Encls. (2)
cc: J. V. Frazier

27800



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink. Well in SW corner - N 1/4 of E 1/2 SE 1/4 - Sec 30, T 7 S, R 35 - E.B.M. 27800

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

Notice is hereby given that at 10:00 A. M., on the 22nd day of June 1964, at Pocatello, County of Bannock, State of Idaho, before Robert C. Huntley, Jr., Notary Public, at First and Center Streets, Pocatello, Idaho, proof will be submitted of the completion of works for the diversion of 0.8 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27800, 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 J. V. Frazier, Mink Creek Road, Pocatello, 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 0.8 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 0.8 cubic feet per second.

4. The point of diversion of said water is in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 30, Township 7 S., Range 35 E. B. M., County of Bannock.

5. The place where said water is used is 63.11 acres in the E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 30, Township 7 S., Range 35 E. B. M.

6. The date of priority which said user is prepared to establish is 2-23-59.

CARL E. TAPPAN
State Reclamation Engineer
May 22, 29, June 5, 12, 1964.

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

Notice is hereby given that at 10:00 A. M., on the 22nd day of June 1964, at Pocatello, County of Bannock, State of Idaho, before Robert C. Huntley, Jr., Notary Public, at First and Center Streets, Pocatello, Idaho, proof will be submitted of the completion of works for the diversion of 0.8 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-27800, 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 J. V. Frazier, Mink Creek Road, Pocatello, 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 0.8 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 0.8 cubic feet per second.

4. The point of diversion of said water is in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 30, Township 7 S., Range 35 E. B. M., County of Bannock.

5. The place where said water is used is 63.11 acres in the E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 30, Township 7 S., Range 35 E. B. M.

6. The date of priority which said user is prepared to establish is 2-23-59.

CARL E. TAPPAN
State Reclamation Engineer
May 22, 29, June 5, 12, 1964.