

02-2155

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

APPLICATION No. 36221
PERMIT No. 28257
DISTRICT No.

1. Name of Applicant Lawrence P. Bernt

Postoffice address: Box 76, Glens Ferry

County: Elmore

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:

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

2. Quantity of water claimed: 2.82

cubic feet per second.

3. Source of water supply: Snake River

which is a tributary of

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the Lot 5 (NE $\frac{1}{4}$ NW $\frac{1}{4}$)

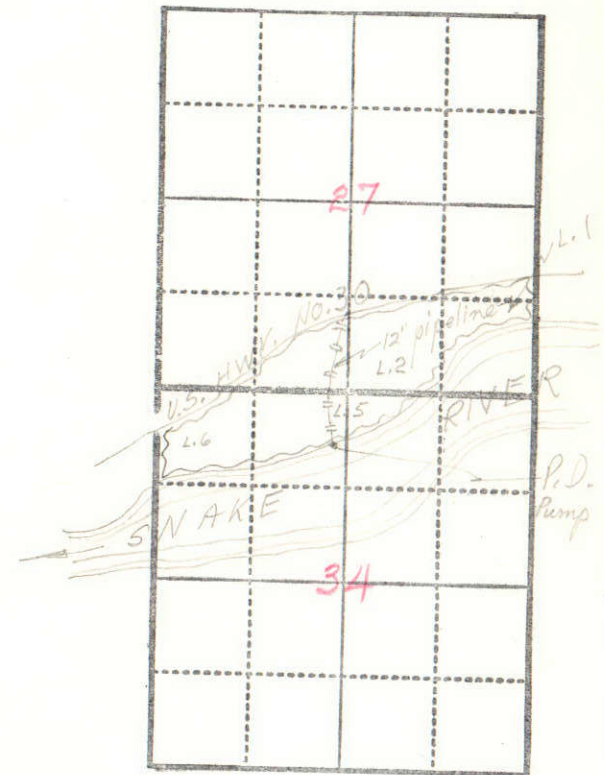
of section 34 , T. 5 S , R. 9 E , B. M., County of Elmore

5. Water is to be used for Irrigation

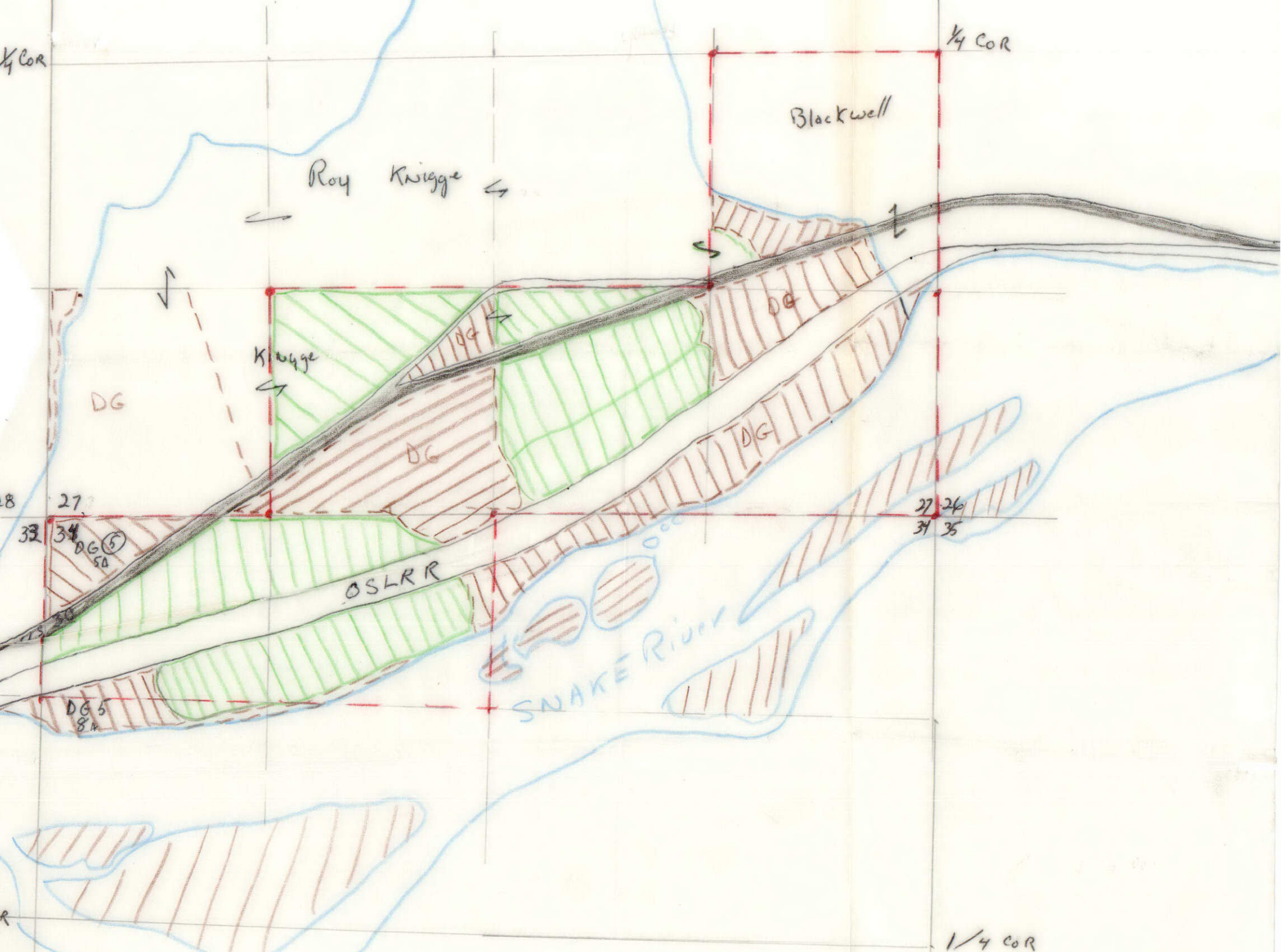
6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section of , T. , R. , B.M.







Affidavit of Publication

State of Idaho

County of Elmore, ss.

ROSEN W. THOMPSON
~~John Howard Todd~~, being first
duly sworn, on his oath, deposes
and says:

That he is and was during all
of the times hereinafter mention-
ed a citizen of the United States
of America, over the age of ma-
jority and not a party to nor in
any way interested in the above
entitled action;

That he is and was during all
the times hereinafter mentioned
the printer and publisher of the
Glenns Ferry Gazette, which is
and was during all of the times
hereinafter mentioned, a news-
paper of general circulation pub-
lished weekly and regularly at
Glenns Ferry, County of Elmore,
State of Idaho; that the notice of
which the annexed is true and
correct copy has been published
in said newspaper for a period of

4 consecutive weeks, com-

mencing on the 1 day of
October, 1964,
and ending in the issue publish-

ed on the 22 day of
October, 1964,
both dates inclusive, and that
said notice appeared in each and

every one of the 4 conse-
cutive issues of said newspaper
during said period of time; that
said notice was published in the
newspaper proper and not in a
supplement thereof;

That the said Glenns Ferry Ga-
zette has been continuously and
uninterruptedly published and of
general circulation at and in
Glenns Ferry, County of Elmore,
State of Idaho, during a period
of more than seventy-eight conse-
cutive issues prior to the first
publication of said notice.

Rosen W. Thompson

Subscribed and sworn to before
me this 26 day of

Oct, 1964

George F. Robertson
Notary Public of Idaho, residing
at Glenns Ferry, Idaho.

Public Notice

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 6 day of
Nov. 1964, at Glenns Ferry,
County of Elmore, State of
Idaho, before George F. Robert-
son, Notary Public, at (ad-
dress) Glenns Ferry, Idaho,
proof will be submitted of the
completion of works for the
diversion of 2.82 cubic feet per
second of the waters of Snake
River, and of the application
to beneficial use of said water,
in accordance with the terms
and conditions of Permit No.
28257, heretofore issued by the
Department of Reclamation of
the State of Idaho.

1. The name and postoffice
address of the person or cor-
poration holding said permit is:
Lawrence P. Bernt, Box 67,
Glenns Ferry, 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 con-
veying to the place of use is
2.82 cubic feet per second.

3. The use to which said
water has been applied is Irri-
gation purposes, and the a-
mount applied to beneficial use
is 2.82 cubic feet per second.

4. The point of diversion
of said water is Lot 5 (NE 1/4
NW 1/4) Section 34 T5S. R. 9E.,
Elmore County.

5. The place where said
water is used is SE 1/4 SW 1/4, NE

1/4 SE 1/4 Lot 1, Lot 2, S 1/2 SE 1/4,
Section 27, N 1/2 NW 1/4, Section
34 T. 5 S, R. 9 E. Total 105
acres.

6. The date of priority
which said user is prepared to
establish is Nov. 10, 1959

CARL E. TAPPAN
State Reclamation Engineer

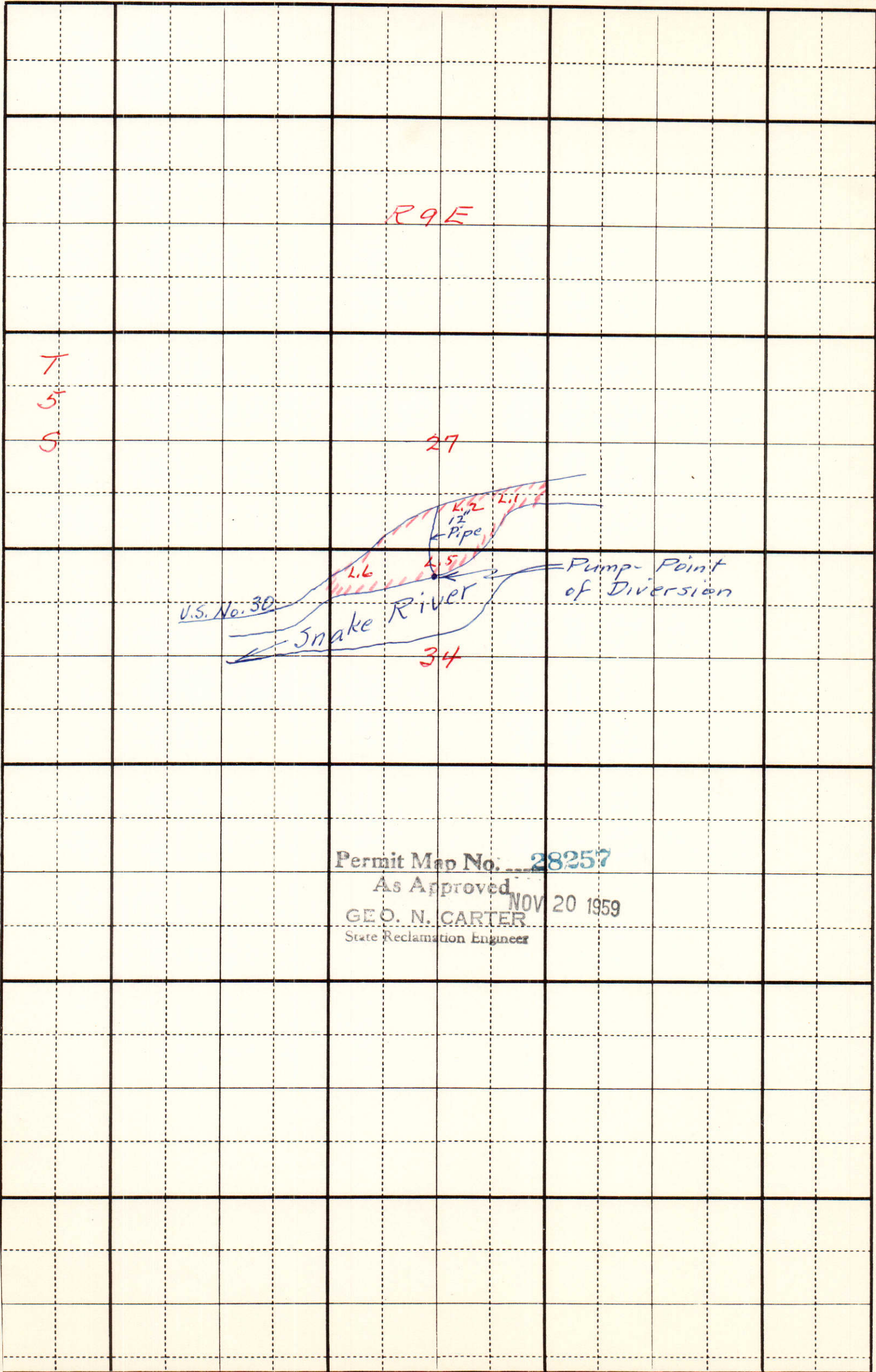
First published in the Glenns
Ferry Gazette, Glenns Ferry,
Idaho, on Thursday, October 1,
for four (4) consecutive issues,
ending on Thursday, October
22, 1964.

RECEIVED
NOV 9 1964
Department of Reclamation

28257

NAME OF APPLICANT Lawrence P. Bernt

Form No. 0



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

28257

State of Idaho

License and Certificate of Water Right

Water License No. 28257 Priority November 10, 1959 Amount 1.16 c.f.s.

THIS IS TO CERTIFY that

LAWRENCE P. BERNT

of Glenns Ferry, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated November 10, 1959; that Permit No. 28257 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 1.16 second feet, was issued thereunder on November 1, 1966, showing that said works were completed on the 6th day of November, 1964; and that on the 6th day of November, 1964

LAWRENCE P. BERNT

of Glenns Ferry, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of Snake River

a tributary of Columbia River for the purpose of irrigation, under Use Permit No. 28257 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 8578, on the 1st day of November, 1966.

The right hereby confirmed dates from November 10, 1959.

The Point of Diversion is located Lot 5 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) in the -- $\frac{1}{4}$ -- $\frac{1}{4}$, Sec. 34, Twp. 5 S., R. 9 E., E.M. Elmore 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 1.16 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Party-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 S	9 E	27 34	Lot 2 (SW $\frac{1}{4}$ SE $\frac{1}{4}$)	26	21
			Lot 5 (NE $\frac{1}{4}$ NW $\frac{1}{4}$)	30	18
			Lot 6 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)	15	19
			Total number of acres to be irrigated:		58

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 1st day of November, 1966.

R. Keith Higgins
State Reclamation Engineer.

02-2155

28257

LICENSE AND CERTIFICATE
OF WATER RIGHT

Water License No. 28257

To Lawrence P. Bernt
Glenns Ferry, Idaho

Source of Supply Snake River

Elmore County

Amount 1.16 Sec. Ft.

Point of Diversion NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34,
T. 5 S., R. 9 E., B.M.

Place of Use Lot 1 (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Sec. 27;
N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 34, T. 5 S., R. 9
E. B.M.

Purpose Irrigation

Date of Priority November 10, 1959

Recorded November 1, 1966

in Book 13 of Licenses, Page 8578

62-2150

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

APPLICATION No. 36221
PERMIT No. 28257
DISTRICT No.

1. Name of Applicant Lawrence P. Bernt

Postoffice address: Box 76, Glens Ferry

County: Elmore

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: 2.82

cubic feet per second.

3. Source of water supply: Snake River

which is a tributary of

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the Lot 5 (NE $\frac{1}{4}$ NW $\frac{1}{4}$)
of section 34 , T. 5 S , R. 9 E , B. M., County of Elmore

5. Water is to be used for Irrigation

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

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section of , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$5,000

8. Kind of works: Pump and pipe line

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

10. Size of headgate: Width feet; height feet.

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

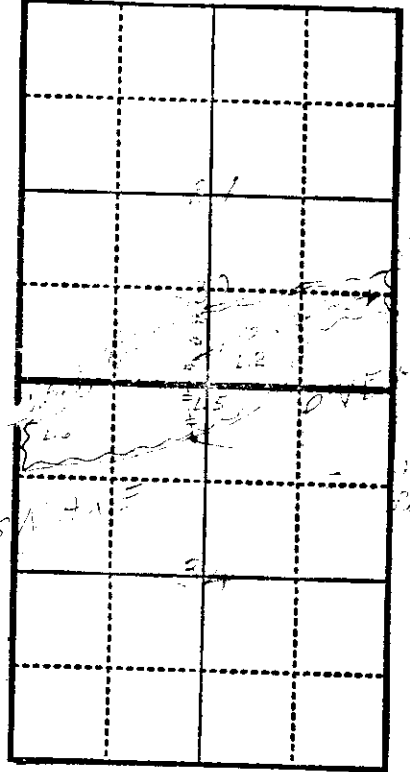
Diameter of pipe 12 inches; length of conduit .35 miles.
Average grade per mile feet.

12. The time required for the completion of such work is 5 years.

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

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 71.4 shares in
King Hill Irrigation Dist. sold to neighbor $\frac{1}{4}$ " of water per acre



16. (a) Is reservoir to be used? no If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

s/ Lawrence P. Bernt Applicant.

By _____ Agent.

Date of first receipt at Department of Reclamation: 11:30 A.M. November 10, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 28257

Recorded in Book 99 Page 28257 Approved November 20, 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 January 20, 1960 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before May 20, 1962

The whole of said work to be completed on or before November 20, 1964

Beneficial use of water appropriated in accordance herewith, to be made on or before November 20, 1964

WITNESS My hand this 20th day of November, 1959

s/ GEO. N. CARTER
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, 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 20th

day of November, 1959.
Countersigned:

STATE OF IDAHO

(SEAL) By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLIE
Governor.

REMARKS: Existing ditches will be used
1 1/4 miners inches of water required for irrigation of sandy soil per acre

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5 S	9 E	27 34					L.5 30	L.6 15					20	6	L.2 26	L.1 8		60 45 105	
Total Number of Acres to be Irrigated																		105	
Permit No. 28257—																			
CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that LAWRENCE P. BERNT of Glens Ferry, Idaho, County of Elmore, and State of Idaho, the holder of Permit No. 28257, issued upon Application No. 36221 bearing date of priority of November 10, 1959, authorizing the diversion of 2.82 second feet of waters of Snake River, County of Elmore, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.16 second feet of the waters of Snake River tributary of Columbia River; that the point of diversion of said waters Lot 5 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 34, T. 5 S., R. 9 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: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27; NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, T. 5 S., R. 9 E., B.M.																			
Proof of Completion of Works Made: November 6, 1964																			
Witness my hand this 1st day of November, A.D. 1966																			
/s/ R. KEITH HIGGINSON State Reclamation Engineer																			
LICENSE ISSUED FOR 1.16 SEC. FT. LICENSE PAGE NO. 8578																			

*please
pull*

RECEIVED

INTER-DEPARTMENT MEMO — 1

FROM FORREST

AUG 31 1981

DATE 8/27/1981

Department of Water Resources

TO ROBERTA G.

SUBJECT 61-2005, 02-2155

Hi! RAN ON TO THESE TWO ITEMS TODAY. ON 61-2005 THE NW 4 WAS OMITTED FROM PLACE OF USE IN SEC. 29 T55 R9E FOR 02-2155 I BELIEVE THE CORRESPONDING TRACTS HAVE BEEN REVERSED IN REGARD TO LOTS 5 & 6 SEC 34, T55 R9E. LOT 5 SHOULD, I BELIEVE, CORRESPOND TO NWNW & LOT 6 TO NE NW.

*to be
corrected*

[Signature]

SIGNATURE

Permit No. 28257

**Certificate of Completion
of Works**

Dated November 1, 1966

Stream Snake River

County Elmore

Amount 1.16 c.f.s.

Date of Priority November 10, 1959

Recorded in Book 99

of Permits, page 28257

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that LAWRENCE P. BERNT
 of Glenss Ferry , County of Elmore , and State of
 Idaho , the holder of Permit No. 28257 , issued upon
 Application No. 36221... bearing date of priority of .. November 10, 1959... authorizing the
 diversion of 2.82 second feet of waters of Snake River.....

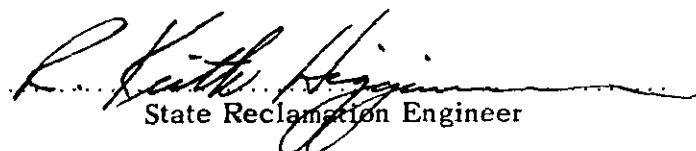
County of Elmore , State of Idaho, for irrigation
 purposes, ha.^s fully complied with the provisions of the laws of the State of Idaho
 relating to the proof of completion of the works of diversion set out and described in said
 Permit; that said works are adequate for diverting and conveying to the place of intended
 use 1.16 second feet of the waters of Snake River
 tributary of Columbia River;

that the point of diversion of said waters Lot 5 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 34, T. 5. S.,
 R. 9 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: .. SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 34, T. 5. S.,
 R. 9. E., B.M.

Proof of Completion of Works Made: November 6, 1964

Witness my hand this ... 1st day of November , A. D. 19 66...


 State Reclamation Engineer

November 1, 1966

RE: Permit No. 28257

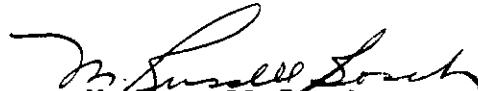
Lawrence P. Bernt
Box 67
Glenns Ferry, Idaho

Dear Mr. Bernt:

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

Also enclosed is departmental receipt No. G-10948 in
the amount of \$11.00 covering the fees.

Very truly yours,


M. Russell Bosch
Office Manager

MRB:mr

Enc. certificates, receipt

28257

October 6, 1966

RE: Permit No. 28257

Lawrence P. Bernt
P.O. Box 67
Glenns Ferry, Idaho

Dear Mr. Bernt:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. 28257 shows the well(~~S~~) is (~~58~~) capable of conveying 58 miner's inches, or 1.16 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 11.00, we will issue the Certificate of Completion of Works for 1.16 c.f.s. and the License and Certificate of Water Right for 1.16 c.f.s. confirming the right, with priority of November 10, 1959, to the use of subterranean water with the point of diversion in NE~~1~~/~~4~~ NW~~1~~/~~4~~, Sec. 34, for irrigation of 56 acres in SW~~1~~/~~4~~ SE~~1~~/~~4~~, Sec. 27; N~~1~~/~~2~~ NW~~1~~/~~4~~, Sec. 34, T. 5 S, R. 9 E, B.M.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:nw

28257

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 28257 _____

REPORT ON PROOF OF Completion of Works & Beneficial Use

Lawrence P. Bernt, Box 67, Glenns Ferry, Idaho



Ferry →

0

29

37

58

Station 34

Area - 58 A

Subal - 3

Q = 1.10 cfs



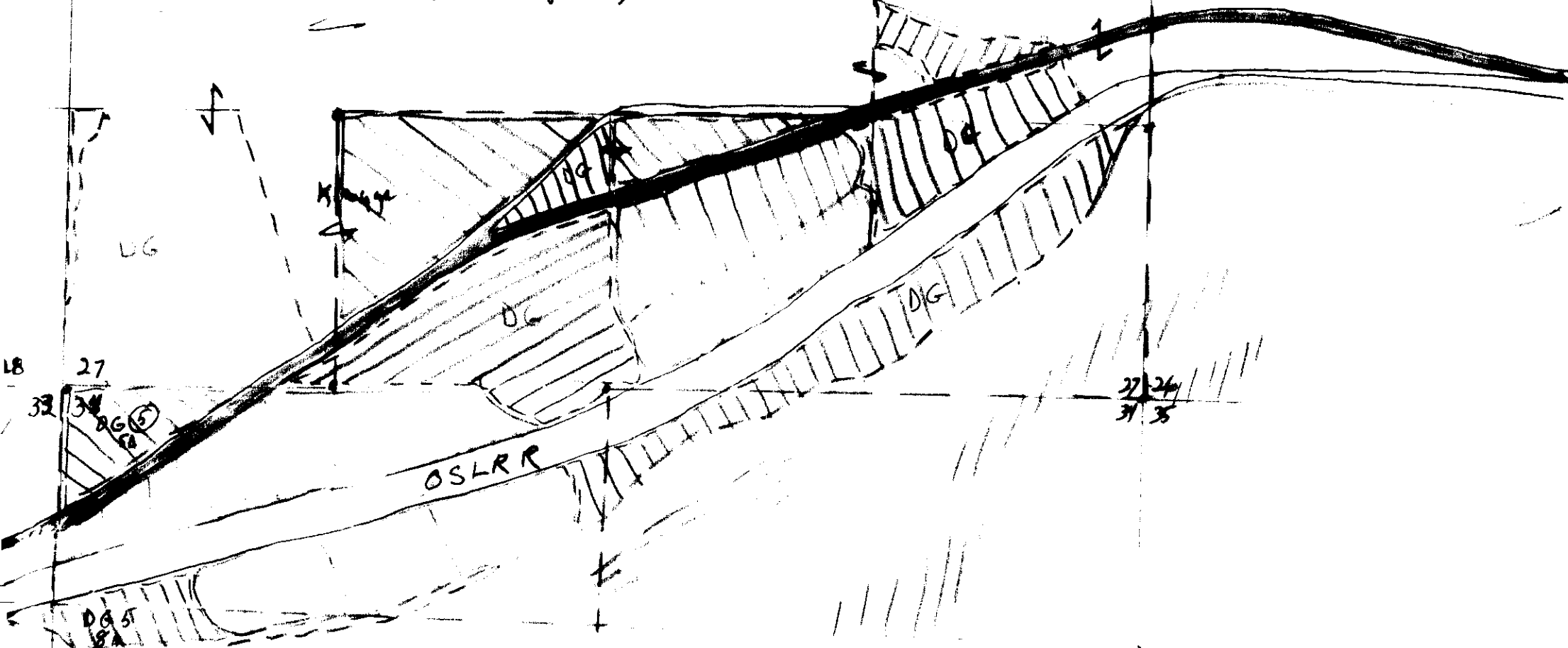
28257

1/4 Cor

1/4 Cor

Blackwell

Roy Knigge



1/4 C-R

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

Permit No. 28257

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

1. Name of applicant Lawrence P. Bernt

2. Source of water supply: Snake River

3. Location of point of diversion: Is in the _____ Lot 5 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 34

T. 5 S. R. 9 E.B.M. County of Elmore

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

20 H.P. K.L. Motor #2934611

Berkeley Centrifugal Pump serial obliterated
12" intake and 12" main

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: _____

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):

Sec. 27.,
SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Lot ²(SW $\frac{1}{4}$ SE $\frac{1}{4}$), Lot 1 (SE $\frac{1}{4}$ SE $\frac{1}{4}$), Lot 5 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Lot 6 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)

Sec. 34., all in Twp. 5 S., Rge. 9 E.B.M.

Total number of Acres to be irrigated 105

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

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

Remarks: Pumps water to three ditches at different
elevations allow Q = 50"

This examination was made on the 17th day of June, 19 66

(Signed)

Don Watter

Examiner.

28257

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
JUN 28 1966

Department of Reclamation

Lawrence R. Bernt
P. O. Box 67
Glenns Ferry, Idaho
Permit No. 28257

None used
on water

Examination for Completion of Works & Beneficial Use

County Blaine

19T 10S

542

Quantity: 2.82

Sec. 34 T. 52 R. 9 E

Source:

Snake River

P.D.:

NENW-34-55-9E

Use:

Irrigation

Filed:

10 Nov 59

Due:

20 Nov. 64

Made:

Nov. 6, 1964

Priority:

November 10, 1959

Protest:

Completion of Works:

Other Rights:

71.4 shares King

Hill Irrigation district.

Sold 1/4" per acre to neighbor

28257

1M April 1962

November 10, 1964

Re: Permit No. 28257

Lawrence P. Bernt
Box 67
Glenns Ferry, Idaho

Dear Mr. Bernt:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the GLENN'S FERRY GAZETTE, all submitted in proof of completion of works and beneficial use on Permit No. 28257.

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:

28257

Arfidavit of Publication

State of Idaho

County of Elmore, ss.

ROREN W. THOMPSON
being first
duly sworn, on his oath, deposes
and says:

That he is and was during all
of the times hereinafter mention-
ed a citizen of the United States
of America, over the age of ma-
jority and not a party to nor in
any way interested in the above
entitled action;

That he is and was during all
the times hereinafter mentioned
the printer and publisher of the
Glenns Ferry Gazette, which is
and was during all of the times
hereinafter mentioned, a news-
paper of general circulation pub-
lished weekly and regularly at
Glenns Ferry, County of Elmore,
State of Idaho; that the notice of
which the annexed is true and
correct copy has been published
in said newspaper for a period of

4 consecutive weeks, com-

mencing on the 1 day of
October, 1964,
and ending in the issue publish-

ed on the 22 day of
October, 1964,
both dates inclusive, and that
said notice appeared in each and

every one of the 4 conse-
cutive issues of said newspaper
during said period of time; that
said notice was published in the
newspaper proper and not in a
supplement thereof;

That the said Glenns Ferry Ga-
zette has been continuously and
uninterruptedly published and of
general circulation at and in
Glenns Ferry, County of Elmore,
State of Idaho, during a period
of more than seventy-eight conse-
cutive issues prior to the first
publication of said notice.

Roren W. Thompson

Subscribed and sworn to before

me this 26 day of

Oct, 1964

George F. Robertson
Notary Public of Idaho, residing
at Glenns Ferry, Idaho.

Public Notice NOTICE OF COMPLETION OF WORKS and APPLICATION OF TO BENEFICIAL

NOTICE is hereby given that
at 10:00 a. m., on the 6th of
Nov. 1964, at Glenns Ferry,
County of Elmore, State of
Idaho, before George F. Robert-
son, Notary Public, (ad-
dress) Glenns Ferry, Idaho,
proof will be submitted for the
completion of works for the
diversion of 2.82 cubic feet per
second of the waters of Snake
River, and for the application
to beneficial use of said water,
in accordance with the terms
and conditions of Permit No.
282, heretofore issued by the
Department of Reclamation of
the State of Idaho.

1. The name and postoffice
address of the person or com-
pensation holding said permit is:
Lawrence P. Bernt, Box 57,
Glenns Ferry, Idaho.

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

3. The use to which said
water has been applied is Irri-
gation purposes, and the a-
mount applied to beneficial use
is 2.82 cubic feet per second.

4. The place of diversion
of said water is Lot A (NE 1/4
NW 1/4) Section 34 T5S. R. 9E,
Elmore County.

5. The place where said
water is used is SE 1/4 SW 1/4, NE

1/4 SE 1/4 Lot 1, NE 1/4 SE 1/4,
Section 34 T5S. R. 9E, T5S. R. 9E,
Elmore County.

6. The date of priority
which said user is required to
establish is Nov. 1, 1959

CARL E. TAPPIN
State Reclamation Engineer

First published in the Glenns
Ferry Gazette, Glenns Ferry,
Idaho, Thursday, Oct. 22,
1964.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
NOV 9 1964
Department of Reclamation

Permit No. 28257

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: Lawrence
P. Bernt, Glenns Ferry, Idaho, Box 67; Farmer.

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:

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; 28257, Nov. 6, 1964, Nov. 10, 1959.

Ques. 4. State source of water supply: Snake River
Give location of point of diversion, showing subdivision, section, township and range:
Lot 5, (N.E. $\frac{1}{4}$ N.W. $\frac{1}{4}$) Section 34, T. 5 S., R. 9 E. Elmore Co.

Ques. 5. Describe your works of diversion: Installation of pump, pipes
gates, and ditches; state amount of water they are capable of conveying from point of diversion to place of use 3,000 cu. ft. per second. Give name of canal or ditch or other works by which water is conducted to such place of use: Lawrence Bernt Ranch; if a well, state depth of well ✓; depth and size of casing: ✓; depth to water ✓; if pump is used, state discharge of pump: ✓; tell how it was measured or determined: ✓; if sprinkler irrigation, give number and size of nozzles and operating pressure: ✓

Ques. 6. State for what purpose water is used: Irrigation
If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water: S.E. $\frac{1}{4}$ S.W. $\frac{1}{4}$, N.E. $\frac{1}{4}$ S.E. $\frac{1}{4}$ Lot 1, Lot 2, S. $\frac{1}{2}$ S.E. $\frac{1}{4}$ Section 27, N. $\frac{1}{2}$ N.W. $\frac{1}{4}$ Section 34 - 5 S. 9 E. Total - 105 Acres.

State nature of all improvements which have been made as a direct result of said use:
Farming of 105 acres, installation of pump, pipes, gates and ditches.

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

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

None.

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

105"

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:

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: May, 1960 2.82 cu. ft. Time used since first use:

per second.

4 1/2 years.

Ques. 11. Describe all other water rights appurtenant to same place of use:

None

(sign) Lawrence D. Bunt

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

Glenns Ferry

, County of Elmore

State of Idaho, on this 6th day of Nov, A.D. 1964.

George F. Robertson

My Commission expires: Feb. 14, 1968

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECORDED
NOV 9 1911
Department of Reclamation

PERMIT NO. 28257

Proof of Application of Water to Beneficial Use
Deposition of Witness

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

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

Ans. Daniel E. Irons - Hammett Ida. (Over 40 yrs)
Farm Equipment Sales & Service

Ques. 2. Are you acquainted with James E. Beard the holder of Permit No. 28257? How long have you known him and where does he reside?

Ans. More than 20 years, Elmore Ferry,
Idaho

Ques. 3. Have you read or heard read said Permit No. 28257, 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. Snake River, Lot 5 (NE 1/4 NW 1/4)
Section 34 T. 5. S. R. 9 E Elmore Co.

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. 3.00 Cubic Feet

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

Ans. Irrigation S. E. 1/4 S. W. 1/4, N. E. 1/4 S. E. 1/4 Lot 1 Lot 2 S. 5. S. E. 1/4 Section 27, N. 1/2 N. W. 1/4 Section 34-53. 9 E
105 acres cultivated, ditches and full cultivation
including pipes, pump and gates.

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

Ans. _____

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

Ans. cropland; 2,82 cubic feet second

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

Ans. None

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

Ans. Installation and observations

(Signed) Daniel E. Irons

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 Glenns Ferry, County of L. More, State of Idaho, on this 6th day of Nov, A. D. 1964.

George F. Patterson

Notary Public.

My commission expires Feb. 14, 1968.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

NOTED
NOV 11 1917
Department of Reclamation

PERMIT NO. 28257

Proof of Application of Water to Beneficial Use
Deposition of Witness

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

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

Ans. KARL E KOCH 46 Hammett, Idaho
Retail Merchant

Ques. 2. Are you acquainted with Lawrence P. Bernat, the holder of Permit No. 28257? How long have you known him and where does he reside?

Ans. More than 20 years Glenns Ferry, Idaho

Ques. 3. Have you read or heard read said Permit No. 28257, 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. Snake River - Diversion at Lot 5 (NE 1/4 NW 1/4) Section 34 T5S R9E Elmore County

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. 300 cfs

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

Ans. Irrigation S.E. 1/4 S.W. 1/4, N.E. 1/4 S.E. 1/4 Lot 1, Lot 2 S. 1/2 S.E. 1/4 Section 27, N. 1/2 N.W. 1/4 Sec 34 - 5S 9E. 105 acres Cultivation, Ditches and Full Cultivation, including pipes, pump, and gates.

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

Ans. _____

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

Ans. Cropland, 2.82 acft ac

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

Ans. No

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

Ans. Installation + observation

(Signed)

Karl E. Noel

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 Glenns Ferry, County of Elmore, State of Idaho, on this 6th day of Nov, A. D. 1964.

George F. Robinson
Notary Public.

My commission expires Feb. 1. 1968

October 12, 1964

Re: Permit No. 28257
Lawrence P. Bernt

Glenns Ferry Gazette
Glenns Ferry, Idaho

Gentlemen:

On September 28th we mailed you a Notice of Publication on the above numbered permit requesting a copy or tear sheet for checking purposes.

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

Thank you.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

28257

RECEIVED
SEP 28 1964

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Sept 25 - 1964
(P. O.) Glenn Perry 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 Glenn Perry Gazette of
Glenn Perry Idaho published in the
county in which the works are situated.

Lawrence B. Bunt

(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

28257

RECEIVED

SEP 28 1964

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

Department of Reclamation

NOTICE is hereby given that at 10:00 A.M. on the 6 day of Nov. 1964 at Glenn Ferry, County of Elmore, State of Idaho, before George F. Robertson, Notary Public, at (address) Glenn Ferry Idaho, proof will be submitted of the completion of works for the diversion of 282 cubic feet per second of the waters of Snake River, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 28257, 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: Lawrence P. Bessert Box 67 Glenn Ferry 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 282 cubic feet per second.

3. The use to which said water has been applied is Irrigation purposes, and the amount applied to beneficial use is 282 cubic feet per second.

4. The point of diversion of said water is Lot 5 (NE 1/4 NW 1/4) Section 34 T. 5 S. R. 9 E. Elmore Co.

5. The place where said water is used is SE 1/4, SW 1/4, NE 1/4, SE 1/4, Lot 1, Lot 2, SW 1/4, SE 1/4, Section 27, NE 1/4 NW 1/4, Section 34 T. 5 S. R. 9 E. Total 10.5 acres.

6. The date of priority which said user is prepared to establish is Nov 10 - 1959

CARL E. TAPPAN

State Reclamation Engineer

28257/8

Re: Permit No. 28257
Lawrence P. Bernt

Date: Sept. 28, 1964

Glenns Ferry Gazette,
Glenns Ferry, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to November 6, 1964 the date set for proof; the expense of the publication is to be paid by the applicant Lawrence P. Bernt of Box 67, Glenns Ferry, 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

28257

Re: Permit No. 28257

September 28, 1964

Mr. Lawrence P. Bernt,
Box 67,
Glenns Ferry, Idaho.

Dear Mr. Bernt:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. 28257. The proofs are to be made at 10:00 o'clock A.M. on the 6th day of November, 1964, before George F. Robertson, Glenns Ferry, Idaho, Notary Public.

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

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

28257

November 30, 1959

Re: Permit No. 28257

Mr. Lawrence P. Bernt
Box 76,
Glenns Ferry, Idaho.

Dear Mr. Bernt:

We enclose Permit No. 28257 in which we direct your attention to the limitations and conditions as given on the fourth page under Approval of the State Reclamation Engineer.

Departmental Receipt No. 29861 which was issued covering payment in the amount of \$5.50 for the filing fee of the above mentioned permit was given to you while in our office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

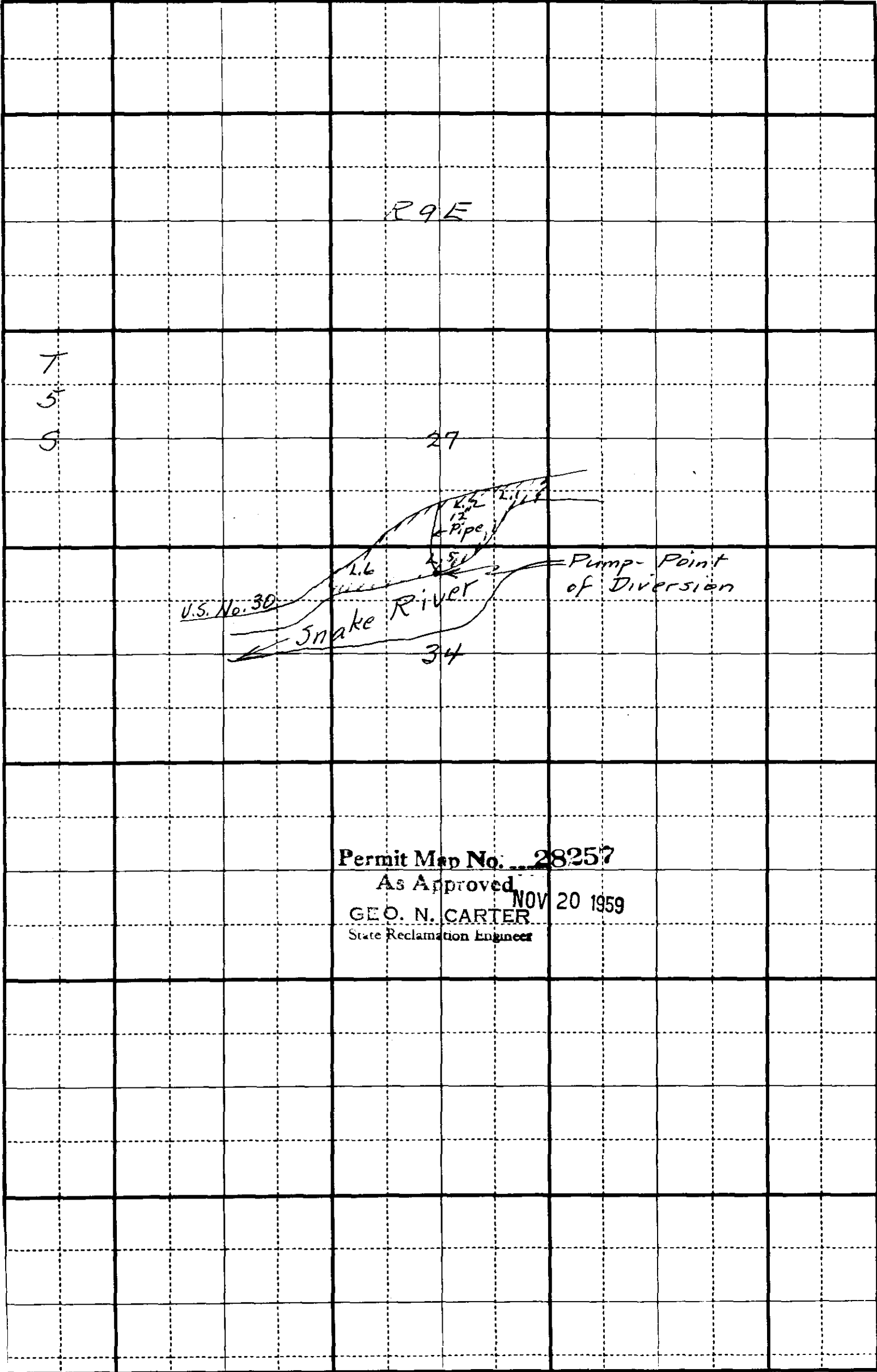
(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.
EPR:pmk

28257

NAME OF APPLICANT Lawrence P. Bernt

Form No. 0



Permit Map No. 28257
As Approved NOV 20 1959
GEO. N. CARTER
State Reclamation Engineer

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 6 day of Nov. 1964, at Glens Ferry, County of Elmore, State of Idaho, before George F. Robertson, Notary Public, at (address) Glens Ferry, Idaho, proof will be submitted of the completion of works for the diversion of 2.82 cubic feet per second of the waters of Snake River, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 28257, 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: Lawrence P. Bernt, Box 67, Glens Ferry, 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 2.82 cubic feet per second.

3. The use to which said water has been applied is Irrigation purposes, and the amount applied to beneficial use is 2.82 cubic feet per second.

4. The point of diversion of said water is Lot 5 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) Section 34 T5S. R. 9E., Elmore County.

5. The place where said water is used is SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE

SE $\frac{1}{4}$ Lot 1, Lot 2, SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Section 27, N $\frac{1}{2}$ NW $\frac{1}{4}$, Section
34 T. 5 S, R. 9 E. Total 105
acres.

6. The date of priority
which said user is prepared to
establish is Nov. 10, 1959

CARL E. TAPPAN
State Reclamation Engineer

First published in the Glens
Ferry Gazette, Glens Ferry,
Idaho, on Thursday, October 1,
for four (4) consecutive issues,
ending on Thursday, October
22, 1964.