

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

1. Name of Applicant: ORLANDO N. KUNZ
 Postoffice address: Bern County: Bear Lake State: Idaho
 Application No. G-33097 Orlando N. Kunz
 Permit No. G- 25252 Bern
 District No. Idaho

2. Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second. 12.8 or Idaho
 Miners' inches 640 or gallons per minute. 5760

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Well

4. Location of point of diversion or well is in the SE 1/4 of the NW 1/4 of Section 32
 Twp. 13 S., Rge. 45 E., B.M., County of Bear Lake

5. Water is to be used for: Irrigation

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 , Rge. , B.M.

7. Kind of works: Drilled well, cased

8. Estimated cost of works: \$12,000

9. (a) Is reservoir to be used?

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

Remarks: This is an application for a permit to drill a well. Please send me a permit as we are ready to start work on well.

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.

ORLANDO N. KUNZ Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 A.M. Nov. 1, 1954

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-25252
Recorded in Book 39 Page 25252 Approved Nov. 4, 1954

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 4, 1955

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which the permit holder has no control.

November 4, 1955

One-fifth of the work above specified to be completed on or before

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

November 4, 1956

MARK R. KULP

State Reclamation Engineer.

Witness my hand this 4th day of November, 1954

IN TESTIMONY WHEREOF, We, _____, TEN JORDAN

Governor of the State of Idaho,

IRA H. MASTERS

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 4th day of November, 1954

Countersigned:

STATE OF IDAHO

(SEAL)

By _____ IRA H. MASTERS

Secretary of State

By _____ TEN JORDAN

Governor

12.

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13 S.	45 E.	32					40	40	40	40	40	40	40	40					320
13 S.	45 E.	31					40	40	40	40	40	40	40	40					160
14 S.	45 E.	5					40	40	40	40									160
Total Number of Acres to be Irrigated																			640

APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. G-25252

Comes now Orlando N. Kunz, and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-25252. That the point of diversion is described in said permit as being located SE 1/4 NW 1/4 Section 32, Twp. 13 S. Range 45 E.B.M. That he now requests that the point of diversion be changed to a point located NE 1/4 NW 1/4 - Sec 5 T 14 S - R 45 E.B.M. That his reasons for desiring to make such change are as follows: Former location was a dry well. We have drilled a test well at new location and found water. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Bern, Idaho, this 5th day of March 1957

Date of receipt at Department of Reclamation
March 6, 1957.

/s/ Orlando N. Kunz

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-25252. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ Mark R. Kulp

State Reclamation Engineer

Recorded in the Department of Reclamation
March 7, 1957.

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the Public Waters of the State of Idaho, No. G-25252, to November 4, 1958.

Witness my hand this 7th day of March, 1957.

/s/ Mark R. Kulp
State Reclamation Engineer

Approved and recorded in the Department of Reclamation March 7, 1957.

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

In the Matter of the Reinstatement)
of Permit No. G-25252 Under the)
Provisions of Section 5594, Idaho)
Compiled Statutes.)

ORDER REINSTATING PERMIT

WHEREAS, Permit No. G-25252 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: November 4, 1956; and,

WHEREAS, On the 6th day of March 1957 notice to show cause why said permit should not be canceled, under the provisions of Section 5594, Compiled Statutes of Idaho, was duly served on the holder of said permit; and,

WHEREAS, On the 6th day of April, 1957 the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were reasonably advanced; and,

WHEREAS, The time allowed could have been longer - an extension of time was allowed.

WHEREAS, After examination the Commissioner of Reclamation of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. G-25252, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. G-25252 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein .

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 10th day of April, 1957.

/s/ Mark R. Kulp
Commissioner of Reclamation

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-25252

Comes now Orlando N. Kunz of Bern, Idaho, and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-25252. That the point of diversion is described in said permit as being located in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 5, Twp. 14 South, Range 45 East of Boise Meridian. That he now requests that the point of diversion be changed to a point located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 5, Twp. 14 South, Range 45 East of Boise Meridian. That the reason for desiring to make such change is as follows: I find that I made an error in measurement as to correct location when I made application for permit. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Paris, Idaho, this 12th day of September, 1958

Date of receipt at Department of Reclamation
September 9, 1958

/s/ Orlando N. Kunz

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-25252. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ Geo. N. Carter
State Reclamation Engineer

Recorded: September 9, 1958.

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

IN THE MATTER OF THE REINSTATEMENT)
of Permit No. G-25252)

ORDER REINSTATING PERMIT

WHEREAS, Permit No. G-25252 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: November 4, 1958; and,

WHEREAS, legal notice was duly published in the Paris Post, of Paris, Idaho, showing that the proof would be made on the 27th day of October, 1958; and

WHEREAS, there was a protest alleging that diversion of the subterranean water from the well, starting May 30, 1958, dried the spring on the protestants land by June 16, 1958; that about July 22, 1958, the pumping was stopped and the spring returned to normal flow in about one month; and the holder of the permit with his witnesses did not complete the depositions of completion of works and beneficial use of the water on account of said protest; and,

WHEREAS, the protestant withdrew his protest, upon agreement with the holder of the permit, signed September 26, 1959; and

WHEREAS, the holder and his witnesses completed the depositions of completion of works and beneficial use of the water on May 6, 1961, pursuant to legal notice duly published in the Paris Post, without protest;

IT IS, THEREFORE, hereby ordered that said Permit No. G-25252 be, and the same is, hereby reinstated, and that a certificate of Completion of Works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Reclamation, at Boise, Idaho, this 29th day of August, 1962.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

(SEAL)

Permit No. G-25252
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that ORLANDO H. KUNZ of Bern, County of Bear Lake, and State of Idaho, the holder of Permit No. G-25252, issued upon Application No. G-33097 bearing date of priority of November 1, 1954, authorizing the diversion of 12.8 second feet of waters of a well County of Bear Lake, and 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 3.38 second feet of the waters of a well from subterranean flow that the point of diversion of said waters SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T. 14 S., R. 45 E., B.M. and that the lands proposed to be irrigated by the use of said waters are described as follows, to-wit: 400 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, T. 13 S., R. 45 E., B.M.; E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 5, T. 14 S., R. 45 E., B.M.

Witness my hand this 29th day of August, A. D. 1962

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: May 6, 1961

LICENSE ISSUED FOR 3,38 SEC. FT.
page 7423

NAME OF APPLICANT

Orlando M. Kung

Form No. 0

R45 E

T13S

31

32

T14S

33

34

Permit Map No. 4-25252

As Approved

NOV 4 1954

MARK H. KULE

State Reclamation Engineer

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

4-25252

November 9, 1954

Re: Permit No. G-25252

Mr. Orlando N. Kunz
Bern
Idaho

Dear Mr. Kunz:

We enclose Permit No. G-25252 and 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-840 for the \$8.00 filing fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

G25252

Beem, Idaho

Dec. 2, 1954

Department of Reclamation
Boise, Idaho

Dear Sir:

Would you please send me
applications so I could get my
well register. If so please send
to Aldo Kunz

Beem, Idaho

Yours Truly

Aldo Kunz
Beem

Idaho

RECEIVED
DEC 6 1954
Department of Reclamation

25252

Permit no. S. 25252

December 7, 1954

Mr. Arlo Kunz
Bern, Idaho

Dear Mr. Kunz:

In reply to your request of December 2, 1954, we enclose a form of application for permit to appropriate subterranean water from a well together with a pamphlet giving regulations and instructions in regard to filing same.

When this application is approved, it will be signed by the proper State Officials and sent you as a use permit under which you may proceed with the construction of the work described in the application.

In order to complete your water right, proofs of Completion of Works and application of the water to Beneficial Use are required. The time required for making these proofs should be indicated under Question 10.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:ou
Enc.

S25252

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

September 1, 1956

Mr. Orlando N. Kunz
Bern
Idaho

Dear Sir:

We enclose herewith blank notice for proof of completion of works and application of water to beneficial use under your Permit No. G-5252. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than November 4, 1956.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

J25252

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- _____

February 6, 19 57

To Oriando N. Evans
Bern, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 25252 to appropriate the Public Waters of the State of Idaho, have not been complied with as to _____

Completion of Works and Beneficial Use Proofs were due November 4, 1956

YOU ARE HEREBY notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G- 25252 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- 25252 claims the use of 12.8 cubic feet per second of the Subterranean Waters of a well with point of diversion located SE 1/4 of Sec. 32., Twp. 13 S., Rge. 45 E., B.M., was approved November 4, 1954.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 6th day of February, 19 57

State Reclamation Engineer

J 25252

POST OFFICE DEPARTMENT

OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300
(GPO)

RETURN TO _____

REGISTERED NO.

NAME OF SENDER

CERTIFIED NO.

STREET AND NO. OR P. O. BOX

INSURED NO.

POST OFFICE

196507

Department of Reclamation
Room 107 Statehouse

Bohler, Idaho
STATE

POB Form 3811
July 1955

POSTMARK
DELIVERING OFFICE



125252

DELIVERED/
EMPLOYEE

☐ Deliver ONLY to addressee. (Does not apply to Certified mail.)
☐ Show address where delivered.

Received from the Postmaster the Registered, Certified, or Insured article, the number of which appears on the face of this return receipt.

1. Delivered to Henry
(Signature of addressee or agent of addressee)

2. Delivered to Agent
(Signature of addressee's agent—Agent should enter addressee's name in line ONE above)

Date of Delivery

July 5

19 57

11255257

Bern, Idaho.

Feb. 21, 1957.

RECEIVED
FEB 25 1957

Department of Reclamation

Dear Sir:

In reply to this letter I do not wish to have this permit cancelled, but would like to have the location changed as this location turned out to be a dry hole. I have put a test well down and we figure we will have plenty of water here. If this permit cannot be changed please send me the forms to locate a different location. If this can be done I will send you the description as to where the well will be located.

Hope this will meet with your approval.

Thank you.

Yours truly,

Orlando M. Kung.

825252

25252

March 1, 1957

Re: Permit No. G-25252

Mr. Orlando N. Kunz
Barn
Idaho

Dear Mr. Kunz:

We acknowledge receipt of your letter of February 21, 1957, regarding the permit captioned above. We have taken into consideration what you said regarding the completion of the works in connection with the permit (that you had had no luck with the first well previously drilled and that you are putting in another well in a different location) and have enclosed an Application for Extension of Time for the completion of works and beneficial use proofs. These proofs were due November 4, 1956. Had you of made an application for an extension prior to November 4, 1956, same would have been granted. We can not guarantee approval of the Application for Extension of Time we have enclosed for you to fill out. It will be necessary that you state very clearly all of the work that has been done by you in the past in connection with obtaining water under this permit.

We have also enclosed a form of Application for Amendment which is necessary to change the point of diversion as described in the original permit to a point or location of your new well. Please complete both applications and return to this department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RWT:nls

P25252

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-25252

RECEIVED
MAR 6 1957
Department of Reclamation

Comes now Orlando N. Kunz, and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-25252.

That the point of diversion is described in said permit as being located SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 32, Twp. 13.S. Range 45.E. B.M..

That he now requests that the point of diversion be changed to a point located NE $\frac{1}{4}$ of NW $\frac{1}{4}$ - Sec 5 T14S - R45E. B.M.

That his reasons for desiring to make such change are as follows:

Former location was a dry well. We have drilled a test well at new location and found water

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Burn, Idaho, this 5th day of March 1957

Orlando N. Kunz

Date of receipt at Department of Reclamation March 6, 1957

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-25252. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Mark R. Kulp
State Reclamation Engineer

D25252

STATE OF IDAHO
Department of Reclamation

RECEIVED
MAR 6 1957
Department of Reclamation

Permit No. G-25252

Application for Extension of Time for Beneficial Use Proof

STATE OF IDAHO }
County of _____ } ss

and Completion of Works

Orlando N. Kunz, _____, of Bern,

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-25252

That, under the terms and conditions of said permit, proof of beneficial use thereunder was required to be made by November 4, 1956.

That he has heretofore put to beneficial use None second feet of water and has irrigated None acres.

That, for the following reasons, he is unable to put to beneficial use within the required time the remainder of the water appropriated under his permit, to-wit: Former well drilled proved to be dry. therefore we wish an extension of time to drill another well at a different location.

WHEREFORE, He asks that the ~~Commissioner of Reclamation~~ State Reclamation Engineer extend the time for the making of proof of beneficial use under said permit to November 4, 1958.

Subscribed and sworn to before me this 5th day of March, 1957
Orlando N. Kunz
Ray J. Larson

My commission expires 6/1/58

Date of receipt at office of Department of Reclamation March 6, 1957

STATE RECLAMATION ENGINEER
APPROVAL OF ~~COMMISSIONER OF RECLAMATION~~
State Reclamation Engineer

I, MARK R. KULP, ~~Commissioner of Reclamation~~ of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to appropriate the Public Waters of the State of Idaho, No. G-25252, to November 4, 1958

Witness my hand this 7th day of March, 1957

G25252

Mark R. Kulp
State Reclamation Engineer

March 7, 1957

Re: Permit No. C-25252

Mr. Orlando N. Kunz
Bern
Idaho

Dear Mr. Kunz:

We enclose Approval of State Reclamation Engineer for an extension of time for making proof of Beneficial Use under Permit No. C-25252. This extension has been recorded in the Department of Reclamation in conjunction with Permit No. C-25252 in Book 89 of Permits at Page 25252. It should now be attached to the original permit to which it refers and of which it now becomes a part.

Also enclosed is Application for Amendment to Permit C-25252 which changes the point of diversion as described in the original permit to read: NE¹/₄ of NW¹/₄, Section 5, Township 14 South, Range 45 East B.M. This amendment has been approved by the State Reclamation Engineer and recorded in the Department of Reclamation in conjunction with Permit No. C-25252 in Book 89 of Permits at Page 25252. It should also be attached to the original permit to which it refers and of which it becomes a part.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

ER:nls
Enclosures (2)

25252

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement
of Permit No. G-25252 Under the
Provisions of Section 5594, Idaho
Compiled Statutes.

ORDER REINSTATING PERMIT

WHEREAS, Permit No. G-25252..... lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: November 4, 1956.....; and,

WHEREAS, On the 6th day of March, 1957, notice to show cause why said permit should not be canceled, under the provisions of Section 5594, Compiled Statutes of Idaho, was duly served on the holder of said permit; and,

WHEREAS, On the 6th day of April, 1957, the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were ~~fully completed within the time required, and~~ reasonably advanced, and

~~WHEREAS, On the 10th day of April, 1957, the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required, and~~

WHEREAS, The time allowed could have been longer an extension of time was/ allowed.
WHEREAS, After examination of the ~~works of diversion~~ the Commissioner of Reclamation of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. G-25252, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. G-25252 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 10th day of April, 1957.

Mark R. Kulp
Commissioner of Reclamation

By..... Assistant

G25252

RECEIVED
AUG 1 1958

Department of Reclamation

Montpelier, Idaho
August 8, 1958

Bureau of Reclamation

Boise, Idaho

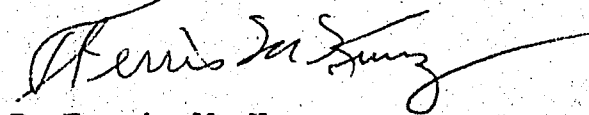
Gentlemen:

I would like to secure a copy of the permit one Orlando Kunz secured for the purpose of establishing water rights on a well he drilled in Section 5 Township 14 S E.B.M. 45 E. If he did not secure a permit perhaps you could give me the depth of the well and any other pertinent information in regards to his water right in this location from the well drillers log. We would like to have this information for the purpose of filing a complaint against this man for adversely affecting our spring in the immediate vicinity of this well.

Thank you very much for your attention to this matter.

Sincerely yours,

~~Martin~~ Martin M. Kunz & Sons



By Ferris M. Kunz

825252

~~GEO. N. CARTER~~

August 12, 1958

Re: Permit No. G-25252

Martin M. Kunz & Sons
Montpelier
Idaho

Attention: Ferris M. King

Dear Mr. King:

Orlando Kunz filed for Permit No. G-25252 on November 1, 1954, for 12.8 cubic feet per second from a well in the NE $\frac{1}{4}$ of Section 5, Township 14 South, Range 45 East, for irrigation of 640 acres in the W $\frac{1}{2}$ Section 32; NE $\frac{1}{4}$ Section 31; Township 13 South, Range 45 East and W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 5; Township 14 South, Range 45 East, B.M.

The well driller reported a 16 inch well drilled 160 feet deep with standing water at 6 feet. The pump test shows 1800 gallons per minute with 135 foot drawdown. Struck first water in a layer of brown clay and small amount of gravel between 10 and 38 foot depth. Found water most of the distance to sandstone at 145 foot depth.

We can send you a copy of the Permit, if desired. There would be a \$2.50 charge to cover the cost of making the photo-copy.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

GNC:RT

J 25252

Buo

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

DEPARTMENT OF RECLAMATION

BOISE

RE: Permit No. G-25252

Date September 2, 1958

Orlando N. Kung

Bern, Idaho

Dear Sir:

The date for proofs of completion of works and application of water to beneficial use, as set out under the terms of Permit No. G-25252 are due not later than November 4, 1958.

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 that 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 above 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 Form 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,

GEO. N. CARTER

State Reclamation Engineer

Enclosures

825252

D. E. HADDOCK
ATTORNEY AT LAW

PARIS, IDAHO, Sept. 8th 1958

RECEIVED
SEP 9 1958
Department of Reclamation

Department of Reclamation
Boise, Idaho
Gentlemen:

Inclosed herewith you will find the papers which you sent to me to be filled out in connection with my appliation to appropriate underground water by means of a well.

The works are now complete and can be inspected at any time by your department.

If you will kindly advise me my costs I will remit at once.

Very Truly Yours,

Orlando W. Kunz

25252

Application for Amendment

POINT OF DIVERSION

Permit No. G-25252

Comes now Orlando N. Kunz of Bern, Idaho.
and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-25252.

That the point of diversion is described in said Permit as being located:

in NE¹NW¹ of Sec. 5, Twp. 14 South, Range 45 East of Boise Meridian

That he now requests that the point of diversion be changed to a point
located: in the SE¹NW¹ of Sec. 5, Twp. 14 South, Range 45 East of Boise Meridian.

That the reason for desiring to make such change is as follows:

I find that I made an error in measurement as to correct location when

I made application for permit.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Paris, Idaho this 12 day of September, 19⁵⁸~~57~~

/s/ Orlando N. Kunz

Date of Receipt at Department of Reclamation: September 9, 1958

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-25252. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ Geo. N. Carter

Recorded in Book 89 of
Permits, at Page 25252
September 9, 1958

State Reclamation Engineer

DEPARTMENT OF RECLAMATION

25252

RECEIVED
SEP 9 1958

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

(Date) September 8th 1958

(P. O.) Bern, 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

Paris Post

of Paris, Idaho,

published in

the county in which the works are situated.

Bear Lake Co. ✓

Orlando N. Kung

(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.

125252

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

Notice is hereby given that TO A, M., on the 27th day of October, 1958, at Paris, County of Bear Lake, State of Idaho, before John B. Hoge, Notary Public, at (address) Paris Idaho, proof will be submitted of the completion of works for the diversion of 4 1/2 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-25252 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 Orlando M. Kunz, P. O. Address, Bern, 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 4 1/2 cubic feet per second.

3. The use to which said water has been applied is for irrigation purposes, and the amount applied to beneficial use is 4 1/2 cubic feet per second.

4. The point of diversion of said water is The SE 1/4 Sec. 5, Township 14 S. R. 45 E. B. M.

5. The place where said water is used is Lots 2 and 3 and the SW 1/4 and SE 1/4 of Section 5, Twp. 14 S. R. 45 E. B. M. and the SW 1/4 of Section 32 in Township 13 South, R. 45 E. B. M.

6. The date of priority which said user is prepared to establish is November 1st 1954.

N25252

State Reclamation Engineer

September 10, 1958

Re: Permit No. G-25252

Mr. Orlando N. Kuns
Bern, Idaho

Dear Mr. Kuns:

This will acknowledge receipt of the Notice of Proof of Completion of Works and Application of Water to Beneficial Use in connection with Permit No. G-25252.

The notice seems to be in good form down to Question (4), however our permit record shows the point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5, Township 14 South, Range 45 East, rather than the SE $\frac{1}{4}$ NW $\frac{1}{4}$ as given in the publication notice.

If the publication notice is correct, an amendment is necessary to change our records to the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and we are enclosing a form for that purpose.

We are also enclosing a new set of forms for Notice of Proof as under Question (4) and (5) there is considerable information that is not necessary in a publication notice. Please delete that portion which we have drawn a line through.

Please make the corrections and return to this department as soon as possible.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Mrs. Edna P. Rutledge
Chief Clerk

EPR:lw
Encls. Amendment
Form 36 - 4

25252

D. E. HADDOCK
ATTORNEY AT LAW

PARIS, IDAHO, Sept. 12th 1958

RECEIVED
SEP 15 1958
Department of Reclamation

Department of Reclamation
Boise, Idaho
Gentlemen:

I received your letter and inclosures of Sept. 10, 1958 and in compliance with your suggestion I am herewith mailing to you Application for Amendment to permit in order to designate the correct quarter where my well is located. I am also mailing to you new notice of proof of completion of works.

Very Truly Yours,

Orlando M. Huns

25252

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

DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. G-25252
Orlando N. Kunz

Date: September 16, 1958

Paris Post
Paris, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to October 27, 1958 the date set for proof; the expense of the publication is to be paid by the applicant.

Orlando N. Kunz

of Bern, 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
By

Mrs. Edna P. Rutledge
Chief Clerk

** 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.

J25252

September 16, 1958

Re: Permit No. G-25252

Mr. Orlando N. Kunz
Bern, Idaho

Dear Mr. Kunz:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-25252. The proofs are to be made at 10:00 A. M. on the 27th day of October, 1958, before John B. Hoge, Notary Public, at Paris, Idaho.

As of this date we have mailed the Notice to the Paris Post, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then to 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. Rutledge
Chief Clerk

EPR:lw
Encls. (3)
cc: John B. Hoge
Notary Public
Paris, Idaho

825252

September 16, 1958

Re: Permit No. G-25252

Mr. Orlando N. Kunz
Bern, Idaho

Dear Mr. Kunz:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-25252. The proofs are to be made at 10:00 A. M. on the 27th day of October, 1958, before John B. Hoge, Notary Public, at Paris, Idaho.

As of this date we have mailed the Notice to the Paris Post, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then to 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. Rutledge
Chief Clerk

EPR:lw
Encls. (3)
cc: John B. Hoge
Notary Public
Paris, Idaho

25252

September 16, 1958

Re: Permit No. G-25252

Mr. Orlando N. Kunz
Bern
Idaho

Dear Mr. Kunz:

Enclosed is the Application for Amendment to Permit No. G-25252 as approved by the State Reclamation Engineer and recorded in the Department of Reclamation in Book 89 of Permits at Page 25252 amending the point of diversion as described on record to read as follows: "SE $\frac{1}{4}$ of Section 5, Township 14 South, Range 45 East, Boise Meridian". This amendment should now be attached to the original permit to which it refers and of which it becomes a part.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

25252

RUC

Montpelier, Idaho
October 21, 1958

1116
RECEIVED
OCT 23 1958

Department of Reclamation

Mr. George N. Carter
State Reclamation Engineer
Boise, Idaho

In Re: Permit No. G - 25252
Orlando N. Kunz

Dear Mr. Carter:

I noticed in the Paris Post the Notice of Proof of Completion of Works pursuant to Application of Orlando N. Kunz and I am enclosing herewith a Protest pursuant to the Water Code of the State of Idaho, and particularly Sections 42-233A and Section 42-233B, Idaho Code.

The reason why I am protesting is because the well of Mr. Orlando N. Kunz is located a very short distance from a spring which I own and from which I obtain sufficient water to water 500 head of cattle the year 'round. When Mr. Orlando Kunz starts to pump the water from his well it immediately dries up my spring thus depriving my cattle from any source of water and causing me considerable expense in trying to get water to my cattle.

I do not want to deprive Mr. Orlando Kunz of using the well if the spring can be protected so that its source is not affected by the pumping of the water by Mr. Orlando Kunz, but, evidently the well is located in a critical ground water area and the pumping thereof dries the spring belonging to myself ~~and prior appropriators~~, and it seems to me, under the Idaho Code, I am entitled to be protected since the waters of the spring were appropriated and put to beneficial use many years ago by my predecessors in interest and I have used it since 1949, the year in which I purchased the property.

If this is not the proper method of protecting my rights, would you kindly advise me?

Respectfully yours,

Martin M. Kunz

Martin M. Kunz

25252

RECEIVED
OCT. 23 1958

Department of Reclamation

IN RE: APPLICATION OF ORLANDO N. KUNZ FOR
PERMIT TO APPROPRIATE GROUND WATER
PERMIT NO. G - 25252

TO: Mr. George N. Carter,
State Reclamation Engineer
State of Idaho
Boise, Idaho

COMES NOW, the undersigned, MARTIN M. KUNZ, of Montpelier, Bear Lake County, Idaho, and hereby protests to the Application of Orlando N. Kunz of Bern, Idaho, for permit to use water for irrigation purposes from well drilled in the Southeast Quarter of the Northwest Quarter of Section 5, Township 14, South Range 45, E. B. M. and protests the priority which the said applicant seeks as set forth in Notice published September 25, 1958 and for grounds of protest alleges:

I.

That the undersigned is the owner of land adjacent to the land of applicant, Orlando N. Kunz, to-wit: The Northwest Quarter of the Northwest Quarter of Section 5, Township 14, South Range 45, E. B. M.; that there is existing upon said land belonging to the protestant a spring, the water from which protestant and his predecessors in interest have used for many years for the purpose of furnishing water to more than five hundred head of livestock. That protestant has used said spring for said purpose since he purchased the above described land in 1949 and his predecessors in interest used said spring for said purpose for many years prior thereto. That the said spring

25252

furnished sufficient water for more than five hundred head of livestock during the entire period of ownership until the same was interfered with by the withdrawal of water from the well of applicant, Orlando N. Kunz.

II.

That the said Orlando N. Kunz drilled the well referred to in his application in the ^{Fall} ~~Spring~~ of ¹⁹⁵⁷ ~~1958~~ and on May 30, 1958, began to pump water from said well. That the pumping of said water lowered the water table within the vicinity of said well and by June 16, 1958 the spring belonging to protestant dried up completely thus depriving the livestock belonging to protestant of any water whatsoever from said spring; that on or about July 22, 1958, applicant Orlando N. Kunz stopped pumping the water from said well and it took approximately one month for the spring to return to its nature flow. Later, the applicant began the pumping of the water from the well and again the spring dried up and has not returned to its natural flow at the time of this protest. Protestant further avers that the said spring has never, to his knowledge, ceased to flow adequate water for the watering of the livestock as aforesaid until applicant started to pump from said well.

III.

Protestant further avers that the said well is located in a critical ground water area as is defined by Section 42 - 233A, Idaho Code, and other Sections of the said Code; and that if the application of applicant is allowed or permitted it then should be under such conditions and under such terms as would protect the water rights of protestant in the spring, as aforesaid.

IV.

That pursuant to Notice published September 25, 1958, applicant seeks to establish priority as of November 1, 1954, and protestant ~~avers~~ ¹⁹⁵⁷ that the well was not drilled until the ~~Spring~~ ^{Fall} of 1958, and that the first water used therefrom was on May 30, 1958, and that the date of priority should not be prior to the date applicant began to use the water for beneficial use and then, only subject to the date of priority of protestant to the water of the spring above described.

WHEREFORE, protestant prays that the application of the said Orlando N. Kunz be denied, and if it be granted, the Order granting it should specify that the permit is in all respects subject to and inferior to the rights of protestant to the waters of the spring above set forth, and that the waters from the said well shall only be used when it does not interfere or lessen the water from the spring aforesaid as is provided in Section 42-233 B, Idaho Code; that such further order be made that will protect the rights of protestant of the waters of said spring as stipulated by the Statutes of the State of Idaho pertaining to ground water and the appropriation thereof.

DATED this 21st day of October, 1958.

Martin M. Kunz

§2525-2

October 24, 1958

Re: Permit No. G-25252
Orlando N. Kunz

Mr. Orlando N. Kunz
Bern, Idaho

Dear Mr. Kunz:

Enclosed is copy of protest by Martin M. Kunz which he has filed against the proofs on your well permit No. G-25252.

If the facts regarding the flow from the spring are as stated in the protest it would appear that pumping your well does affect the spring's flow. Such being the case, some effort on your part to make a suitable adjustment or agreement with Martin Kunz might avoid the necessity of calling a hearing with its consequent time and expense and/or future litigation.

Martin Kunz exhibits a fair and reasonable attitude in a letter stating that he does not wish to deprive you of the use of your well, provided he is somehow assured of a constant and sufficient supply of water for his stock.

This appears to be a controversy which might be settled by a friendly agreement rather than following out the procedure prescribed by the Idaho Code.

Further action on the proofs on your permit will be withheld awaiting developments in the case and I will ask that you and Martin Kunz endeavor to work out a mutually satisfactory settlement.

If this can be accomplished, a written agreement setting forth the conditions under which you could pump your well, signed by both you and Mr. Martin Kunz could be filed in this office and with such in hand it might be possible to license your permit without further argument.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer

GWC/lw
Enclosure
cc: Martin M. Kunz

25252

Re. Permit no. 9-25252
Orlando N. Hung

Bern Idaho

Oct. 1-1959

Department of Reclamation
Boise Idaho

RECEIVED
OCT 2 1959
Department of Reclamation

Gentlemen.

Enclose is a copy of the agreement that
Mr. Martin M. Hung and sons have
entered into and signed that they
will withdraw protest on well permit
no. 9-25252.

Now that I have been able to settle
with Mr. Martin M. Hung I would
like to go a head with the proffs on
the well.

If this meets the approval of the
Department of Reclamation please let me
know when we can finish the proffs.

Very truly yours

925252

Orlando N. Hung

OK
11-4-58

Filed Nov. 1 54
Approved Field - 54
Date 11-4-58

RECORDED
OCT 2 1959

Montpelier, Idaho

Department of Reclamation

An Agreement entered into this 26 Day of September, 1959 at Montpelier, Idaho in the County of Bear Lake between Martin M. Kunz and Sons as the Party of the First Part and Orlando N. Kunz as the Party of the Second Part.

In Consideration of \$300 (Three hundred) and drilling of a well with six inch casing by the party of the second part receipt of which is hereby acknowledged the party of the First Part does hereby agree to withdraw protest ~~to~~ proving up on well Permint No. G-25252 by said Party of the Second Part located in Bear Lake County. Party of the Second Part does hereby agree to extend the depth of said well at his expense should the well prove inadequate when said Party of the Second Part is pumping for his sprinkling operation within one year from the date of this agreement.

Party of the First Part further agrees to allow said party of the Second Part to run sixteen (16) head of cattle with the cattle of said party of the first Part in the Spring of the year from the time of pasture season until said Party of the First Part shall round up his cattle to go onto the Forest which is usually the first part of June. At this time said Party of the Second Part does hereby agree to remove said cattle from the area involved.

Signed:

Martin M. Kunz & Sons
By Martin M. Kunz
By Francis M. Kunz

Martin M. Kunz & Sons
Party of the First Part

Signed:

Orlando N. Kunz

Orlando N. Kunz
Party of the Second Part

G25252

October 2, 1959

Re: Permit No. G-25252

Mr. Orlando N. Kunz
Bern, Idaho

Dear Mr. Kunz:

The agreement you submitted with Martin M. Kunz and Sons appears satisfactory.

You submitted Forms 36 and 11 in September, 1958 and the legal notice was printed in the Paris Post September 25, October 2, 9 and 16, 1958. We do not have the depositions of holder and two witnesses which were supposed to have been made October 27, 1958. In case you finished the depositions without sending them to this office, send them in with the affidavit of publication.

Enclosed are blank forms 36 and 11 with instructions which you can complete and return to this office, if the depositions were not made.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

GNC:RT:ew
Enc. Forms 36 & 11
instructions

25252

Orlando, N. Kunz
Bern, Idaho
17 March 1961

RECEIVED
MAR 20 1961

Department of Reclamation

Geo. N. Carter
Department Of Reclamation
Boise, Idaho

Dear Sir:

Enclosed you will please find the following:

1. Proof Of Application Of Water To Beneficial Ude
2. Proof Of Application Of Water to Beneficial Use
(Deposition Of Witness and Completion of Works)
3. Proof Of Application Of Water to Beneficial Use
(Deposition Of Witness and Completion of Waorks)
4. Affidavit Of Publication

It was our understanding that we would be notified as to a date but in as much as we have not heard about it we are taking the liberty of sending in the above mentioned completed forms.

Please advise us as to further procedure etc...

Very truly yours,

Orlando N. Kunz

ORLANDO N. KUNZ

825252

March 20, 1961

Re: Permit No. G-25252

Mr. Orlando N. Kunz
Bern, Idaho

Dear Mr. Kunz:

Returned herewith are the depositions of holder and witnesses and affidavit of publication. Also enclosed are Forms 36 and 11 with instructions.

The legal notice shows that the proofs were to have been made October 27, 1958, whereas they were actually made March 17, 1961.

Our letter of October 2, 1959 requested that you submit the depositions if they were made October 27, 1958 with the affidavit of publication. Forms 36 and 11 were also enclosed to be used if the depositions were not made.

It is necessary to readvertize the legal notice and set a new date for making the proofs of completion of works and beneficial use of the water.

Kindly complete the two forms 36 and form 11. Return the three forms to this office and the paper will be notified to print the notice.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. depositions of holder & witnesses
Form 36 - 11 - instructions

25252

Form No. 11
2M - 10/60

RECEIVED
MAR 24 1961

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) 23 March 1961

(P. O.) Bern, 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

"PARIS POST"

of Paris, Idaho

published in

the county in which the works are situated.

Bear Lake Co.

Orlando N. Kunz
ORLANDO N. KUNZ

(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.

J25252

RECEIVED
MAR 24 1961

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 6th day of May
1961, at Paris, County of Bear Lake, State of Idaho, before
John B. Hoge, Notary Public, at (address) Paris, Idaho
_____, proof will be submitted of the completion of works for the diversion of
4 1/2 cubic feet per second of the waters of a well from underground
_____, and of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No. G-25252, 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: Orlando N. Kunz - Bern, 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
4 1/2 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 4 1/2 cubic
feet per second.

4. The point of diversion of said water is SE 1/4 of the NW 1/4 of Section 5, Township
14 South, Range 45 East, Boise Meridian in Idaho.

5. The place where said water is used is Lot 2 and 3 and the SW 1/4 of the NE 1/4 and
the SE 1/4 of the NW 1/4 of Section 5, Township 14 South, Range 45 East, Boise
Meridian in Idaho; and the SW 1/4 of Section 32, Township 13 South, Range 45
East Boise Meridian, in Idaho.

Total _____ acres.

6. The date of priority which said user is prepared to establish is 1 November 1954

G25252

Geo. H. Larter
State Reclamation Engineer

500
8-15-60

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-25252
Orlando N. Kunz

Date: March 24, 1961

Paris Post,
Paris, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to May 6, 1961 the date set for proof; the expense of the publication is to be paid by the applicant

Orlando N. Kunz of Barn, 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
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

25252

Encl.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE
March 24, 1961

Re: Permit No. G-25252

DEPOSITIONS ARE OF NO VALUE
UNLESS AFFIDAVIT OF PUBLICATION
IS ATTACHED

Mr. Orlando N. Kunz,
Bern, Idaho.

Dear Mr. Kunz:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-25252. The proofs are to be made at 10:00 o'clock A.M., on the 5th day of May, 1961, ~~before~~ before John E. Hoge, Paris, Idaho, Notary Public.

As of this date we have mailed the Notice to the Paris Post with instructions to publish it once a week for four 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 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:

Rule
(Mrs.) Edna P. ~~Hutledge~~
Chief Clerk

G-25252

Encl.

EPR: *pkk*

cc: Notary

April 4, 1961

Re: Permit No. G-25252
Orlando N. Kunz

Paris Post
Paris, Idaho

Gentlemen:

We find the following error in the proof of Notice of Publication for Completion of Works and Application of Water to Beneficial Use on the above numbered permit, in the name of Orlando N. Kunz.

In the first paragraph, and in the paragraph numbered 2 and 3 the cubic feet per second should read $4\frac{1}{4}$, instead of $4\frac{1}{2}$ as shown.

When correction has been made please send us another tear sheet for our files.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

HP:ev

25252

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 5th day of May 1961, at Paris, County of Bear Lake, State of Idaho, before John B. Hoge, Notary Public at Paris, Idaho, proof will be submitted of the completion of works for the diversion of $4\frac{1}{2}$ cubic feet per second of the waters of a well from underground, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-25252, 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: Orlando N. Kunz—Bern, 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 $4\frac{1}{2}$ 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 $4\frac{1}{2}$ cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 5, Township 14 South, Range 45 East, Boise Meridian in Idaho.

5. The place where said water is used is Lot 2 and 3 and the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 3, Township 14 South, Range 45 East, Boise Meridian in Idaho; and the SW $\frac{1}{4}$ of Section 32, Township 13 South, Range 45 East Boise Meridian, in Idaho.

6. The date of priority which said used is prepared to establish is 1 November 1954.

GEO. N. CARTER
State Reclamation Engineer.

9-4a

The Paris Post

AFFIDAVIT OF PUBLICATION

State of Idaho)
County of Bear Lake) ss

I, Tom Bloomfield, publisher and manager of THE PARIS POST, a weekly newspaper, published weekly at Paris, Bear Lake County, State of Idaho, do solemnly swear that a copy of the attached notice, (as per clipping), was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof for 4 consecutive weeks, commencing with the issue dated March 30, 1961, and ending with the weekly issue dated April 20, 1961.

Tom Bloomfield
Publisher.

Subscribed and sworn to before me this
24th day of April, 1961.

(SEAL)

John B. Hoge
Notary Public.

My commission expires 25 June, 1962.

825252

MAY 8 1954

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G-25252

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. Orlando N. Kunz - Bern, Idaho - 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.

Ans. None

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

Ans. G25252 - 4 November, 1954 - (priority - 1 November 1954)

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

Ans. Well - SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5, Twp. 14 S., R. 45 E.B.M.

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 - depth 160 feet - 16" casing @ 155 feet - standing water from surface 6' - pump discharge 12" measured by weir, Sprinkler 198 nozzels of 7/32nds at 85 lbs. pressure.

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 - Lots 2 & 3 and SW $\frac{1}{4}$ of NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 5, Township 14 South, Range 45 East, B.M. and the SW $\frac{1}{4}$ of Section 32 Township 13 South, Range 45 East, B.M., containing 320 acres, more or less. Cultivated land,

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

Ans. Ivan Bortz - Declo, Idaho

G25252

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

Ans. None

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

Ans. None

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. (Applicant)

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

Ans. Approximately 29 May 1958, sprinkler system at approximately 4 1/2 second feet.

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. None

(Sign) Orlando N. Hurry

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 Paris, County of Bear Lake,

State of Idaho, on this 6th day of May, A. D. 1961.

My commission expires 25 June 1962

John B. Hoge
Notary Public for Idaho.
Residing at Paris, Idaho

825252

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G-25252

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Witness

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

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

Ans. Parley P. Kunz - age 66 - Bern, Idaho, Farmer

Ques. 2. Are you acquainted with Orlando N. Kunz, the holder of Permit No. G-25252? How long have you known him and where does he reside?

Ans. 66 years and he resides at Bern, Idaho

Ques. 3. Have you read or heard read said Permit No. G-25252, 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. Well - SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5, T. 14 S., R. 45 E.B.M. Sprinkler pipes.

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. 4-1/4 second feet.

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. 1800 gallons per minute. I was present when measured with
weir.

G25252

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. Irrigation - Lots 2 & 3 and SW $\frac{1}{4}$ of NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 5, T. 14 S., R. 45 E.B.M. - and the SW $\frac{1}{4}$ of Section 32, Twp. 13 S., Range 45 E.B.M., containing 320 acres, more or less. Cultivated land.

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

Ans. None

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. Formerly dry farm grain land - full capacity of sprinkler system.

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

Ans. None

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 was there at testing and have been over the ground several times during the growing season and at harvest.

(Signed)

Parley P. Turner

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 Paris, County of Bear Lake, State of Idaho, on this 6th day of May, A. D. 1961.

John B. Hoge

Notary Public for Idaho

Residing at: Paris, Idaho.

My commission expires 25 June 1962

S25252

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G-25252

Proof of Application of Water to Beneficial Use

and Completion of Works

Deposition of Witness

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

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

Ans. Donald S. Sorenson - 34 - Bern, Idaho, Farmer

Ques. 2. Are you acquainted with Orlando N. Kunz, the holder of Permit No. G-25252? How long have you known him and where does he reside?

Ans. 14 years and he resides at Bern, Idaho

Ques. 3. Have you read or heard read said Permit No. G-25252, 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. Well - SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5, T. 14 S., 45 E.B.M. - Sprinkler Pipes,

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. 4-1/4 second feet.

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. 1800 gallons per minute. I was present when tested with weir.

G-25252

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. Irrigation - Lots 2 & 3 and SW $\frac{1}{4}$ of NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 5, Township 14 S., Range 45 E.B.M. and the SW $\frac{1}{4}$ of Sec. 32 T. 13 S., Range 45, containing 320 acres, more or less. Cultivated land.

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

Ans. None

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. Formerly dry farm grain land - full capacity of sprinkler system.

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 was there when tested, I have moved the pipe for three years.

(Signed)

Ronald J. Larson

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Paris, County of Bear Lake, State of Idaho, on this 6th day of May, A. D. 1961.

John B. Hoge

Notary Public for Idaho
Residing at: Paris, Idaho

My commission expires 25 June 1962

25252

May 10, 1961

Re: Permit No. G-25252

Orlando N. Kunz
Bern, Idaho

Dear Mr. Kunz:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Paris Post, all submitted in proof of completion of works and beneficial use on Permit No. G-25252.

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:

825252

4-25252

RECEIVED

JUL 17 1962

Department of Reclamation

Bern, Idaho.
July 16-62

Department of Reclamation:

Dear Sirs:

We would like to advise you that we are pumping from our well and would like to have your engineer come & give his final okay on it so we can get it all finished up on our filing on this well. He was here last fall but we were through pumping then & said to let him know when we were pumping this year. We will be soon through for another year so we would appreciate it if someone could come down & go over this well for us. This is pertaining to Permit No. G 25252. Thank you very much.

B25252

Sincerely,

Orlando L. Kury

Martin Luther King
 was a leader in
 the civil rights
 movement. He was
 killed in 1968.

⑤ 11

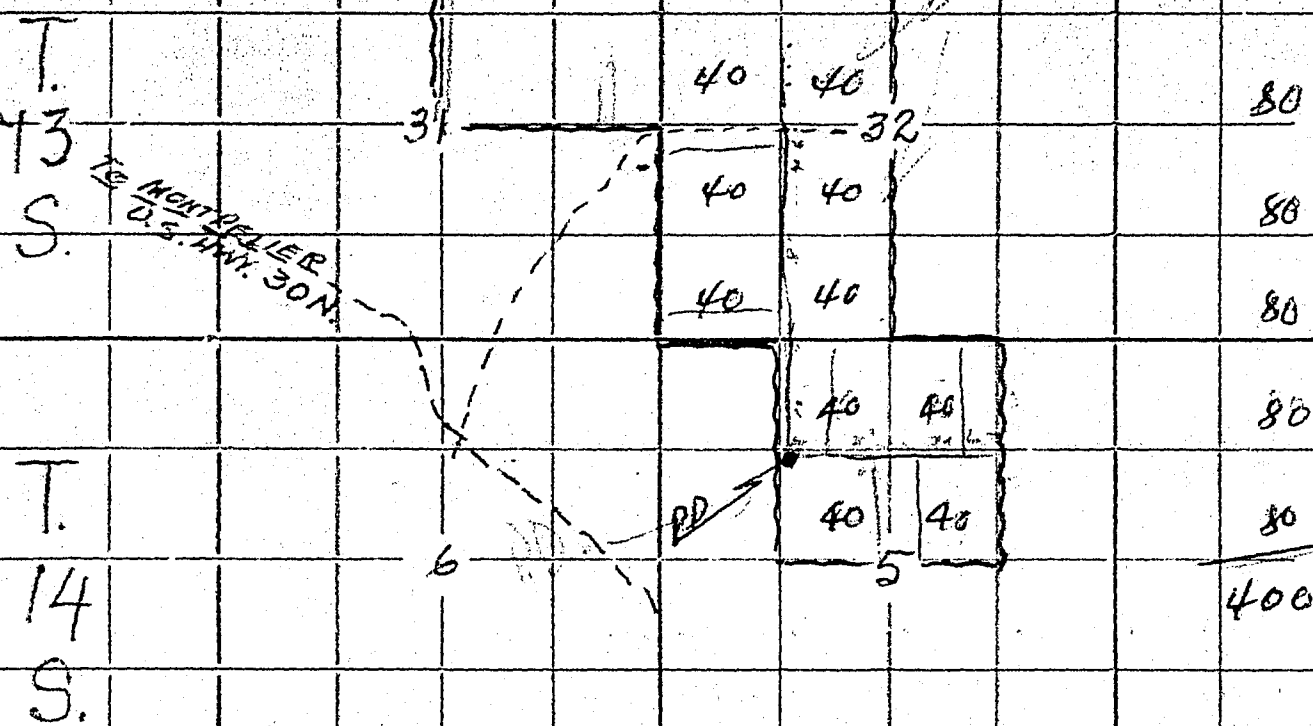
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W-1

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42	40	
	36	
	33	2
	33	838
42	37	
42	179	
	36	

$R+45E.$ 

Subdivisions

576

Area

400

9

3.38 cfs or 169 inches

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-25252

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

1. Name of applicant Orlando N. Kunz

2. Source of water supply: a well

3. Location of point of diversion: Is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5

T. 14 S R. 45 E.B.M. County of Bear Lake

4. Describe works as they exist, giving dimensions and capacities of same: 280 HP Buick

Super Diesel Engine, Train disc clutch #25583, Model SP-214-P1

U.S. Hallschaft Gear head. 150 HP, Ser. #1125807, 1:1 Ratio

Layne Bowler Pump #24631, 1500 GPM @ 300' @ 1770 RPM, 10" discharge

150' x 10" column. Well - 160' x 16" - 165' x 16" perforated + gravel

Pack - 6 1/4 mile laterals, 33 7/32 nozzles per lateral - (117' - 1122')

5. Water is used for: Irrigation

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):

W $\frac{1}{2}$ Sec. 32., NE $\frac{1}{4}$ Sec. 31., Twp. 13 S., Rge. 45 E.B.M.

W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 5., Twp. 14 S., Rge. 45 E.B.M.

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

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

Remarks: Mr. Orlando Kunz and Dr. Sorenson - seen in law along

Measured by taking pressure readings along each lateral.

This examination was made on the 27 day of July, 1962

(Signed) L. Johnson

Examiner.

G25252

State of Idaho

DEPARTMENT OF RECLAMATION

Boise, Idaho

August 3, 1962

Re: Permit No. G-25252

Orlando W. Kunz
Bern, Idaho

Dear Mr. Kunz:

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-25252 shows the well is (~~amr~~) capable of conveying 169 miner's inches, or 3.38 c.f.s. of water for the irrigation of 400 acres.

Upon receipt of the statutory fees, totaling \$ 25.00, which consists of a Completion of Works fee of \$5.00 and License and Certificate of Water Right fee of \$20.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of November 1, 1954 to the use of 3.38 second feet of subterranean water with the point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 5 for irrigation of 400 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 32, T. 13 S., R. 45 E., B.M.; W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 5, T. 14 S., R. 45 E., B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

825252

RECEIVED

AUG 28 1962

Department of Reclamation

Bern, Idaho

Aug 27-1962

W. E. ... \$25

Department of Reclamation:

Dear Sirs:

Enclosed find \$25.00 to pay for the fees for completion of our irrigation well.

The number of my permit is G-25252.

Please send me certificate of completion of Works and the license and certificate of Water Right. Thanking you very much.

Orlando N. Kurnz

G25252

August 29, 1962

Re: Permit No. G-25252

Orlando N. Kunz
Bern, Idaho

Dear Mr. Kunz:

Enclosed are Certificate of Completion of Works
and License and Certificate of Water Right issued on Permit No.
G-25252.

Also enclosed is departmental receipt No. G-7305
in the amount of \$25.00 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

f 25252

September 4, 1962

Re: Permit No. G-25252
Orlando N. Kunz

Martin M. Kunz
Montpelier, Idaho

Dear Mr. Kunz:

Enclosed is a copy of an Order Reinstating
Permit of Orlando N. Kunz.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:aw

Enc. order (copy)

25252

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

IN THE MATTER OF THE REINSTATEMENT
of Permit No. G-25252

} ORDER REINSTATING PERMIT

WHEREAS, Permit No. G-25252 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: November 4, 1958; and,

WHEREAS, legal notice was duly published in the Paris Post, of Paris, Idaho, showing that the proof would be made on the 27th day of October, 1958; and

WHEREAS, there was a protest alleging that diversion of the subterranean water from the well, starting May 30, 1958, dried the spring on the protestants land by June 16, 1958; that about July 22, 1958, the pumping was stopped and the spring returned to normal flow in about one month; and the holder of the permit with his two witnesses did not complete the depositions of completion of works and beneficial use of the water on account of said protest; and,

WHEREAS, the protestant withdrew his protest, upon agreement with the holder of the permit, signed September 26, 1959; and

WHEREAS, the holder and his witnesses completed the depositions of completion of works and beneficial use of the water on May 6, 1961, pursuant to legal notice duly published in the Paris Post, without protest;

IT IS, THEREFORE, hereby Ordered that said Permit No. G-25252 be, and the same is, hereby reinstated, and that a certificate of Completion of Works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Reclamation, at Boise, Idaho, this 29th day of August, 1962.

Deputy State Reclamation Engineer

25252

Sept. 5, 1962

Re: Permit No. G-25252
Orlando N. Kunz

Martin M. Kunz
Montpelier, Idaho

Dear Mr. Kunz:

Enclosed is an order reinstating permit of
Orlando N. Kunz.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

D25252

FEDERAL LAND BANK ASSOCIATION OF PRESTON

P. O. BOX 386 35 SOUTH STATE PRESTON, IDAHO 83263

TELEPHONE: 852-1145



J. P. GARNER, MANAGER

July 22, 1966

RECEIVED
JUL 25 1966

Department of Reclamation

Re: Loan #128991-Kunz

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

Dear Sir:

We are in the process of making a loan to Mr. Wendell R. Kunz and Donna L. Sorenson, the widow of the late Donald S. Sorensen.

Mr. Kunz is presently irrigating the farm with a sprinkler system from a well located on the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5, Township 14 S, Range 45 EBM.

We would appreciate it very much if you would check your records and indicate the amount and priority date for the well and any other information you have in connection with the well. Thank you.

Yours very truly,

Harry B. Gambles
Harry B. Gambles
Asst. Manager

HBG:lt

6-26-66

825252



SERVING FRANKLIN, CARIBOU, ONEIDA, BEAR LAKE, & BANNOCK COUNTIES

July 25, 1966

Re: Permit No. G-25252

Mr. Harry B. Gambles,
Assistant Manager,
Federal Land Bank Assn. of Preston,
P. O. Box 386,
Preston, Idaho.

Dear Mr. Gambles:

Receipt of your July 22, 1966, letter is hereby
acknowledged.

Our records indicate the following information for
the lands in question:

Permit: No. G-25252 - License Page 7423

Holder: Orlando N. Kunz

Quantity: 3.38 cfs

Priority: November 1, 1954

Point of Diversion: SE1/4NW1/4, Section 5, Twp. 14 S.,
Rge. 45 E.

Lands: S1/2NW1/4, SW1/4, Section 32, Twp. 13 S., Rge. 43 E.
W1/2NE1/4, E1/4NW1/4, Section 5, Twp. 14 S., Rge. 45 E.

Please contact us if we may be of further assistance.

Very truly yours,

DONALD W. McELDOWNY
State Water Rights Clerk

DWMc:pmk

25252

December 24, 1968

RE: Permit 11-2111 (G-25252
Paul H. Daines
Bear Lake County, Idaho

Salvatore Mastandren, Attorney
Legal Department
Connecticut Mutual Insurance Corp.
Hartford, Connecticut

Dear Mr. Mastandren:

Mr. R. K. Poulson of the Utah Mortgage and Loan asked that we write you regarding the above referenced licensed water right. We have marked this right; that no transfer will be made prior to notification of the Connecticut Mutual Insurance Corp.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

cc: R. K. Poulson
Utah Mortgage and Loan
P. O. Box 488
Logan, Utah

25252
11-2111

December 24, 1968

RE: Permit 11-2111 (G-25252
Paul H. Daines
Bear Lake County, Idaho

Salvalatore Mastandren, Attorney
Legal Department
Connecticut Mutual Insurance Corp.
Hartford, Connecticut

Dear Mr. Mastandren:

Mr. R. K. Poulson of the Utah Mortgage and Loan
asked that we write you regarding the above referenced
licensed water right. We have marked this right; that
no transfer will be made prior to notification of the
Connecticut Mutual Insurance Corp.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

cc: R. K. Poulson
Utah Mortgage and Loan
P. O. Box 488
Logan, Utah

25252
11-2111

State of Idaho
License and Certificate of Water Right

NOTIFY

CONNECTICUT MUTUAL

Water License No. G-25252

Amount 3.38 c.f.s.

Water District No.

Priority November 1, 1954

THIS IS TO CERTIFY that ORLANDO N. KUNZ
of Bern, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 1, 1954; that Permit No. G-25252
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.38 second feet, was issued thereunder on August 29, 1962, showing that said works
were completed on the 6th day of May, 1961; and that on the 6th
day of May, 1961,

ORLANDO N. KUNZ

of Bern, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation

, under Use Permit No. G-25252 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

12 of Licenses at page 7423, on the 29 day of August, 1962;

The right hereby confirmed dates from November 1, 1954;

The Point of Diversion is located

in the SE 1/4 NW 1/4, Sec. 5, Tp. 14 S, R. 45 E, B. M. County Bear Lake

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 3.38 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13 S.	45 E.	32	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
14 S.	45 E.	5	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
Total number of acres to be irrigated:				400	

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

29th day of August, 1962.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

11 2111

