

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37085
 Permit No. G- 29090
 District No.

1. Name of Applicant: John W. Dayton
 Postoffice address: Raymond County: Bear Lake State: Idaho

2. Quantity of water claimed: 3 cubic feet per second
 (a) Rate of withdrawal in cubic feet per second 150 or gallons per minute
 Miners' inches

(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 SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 16
 Twp. 13 S. , Rge. 46 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 $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.

(b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.

7. Kind of works: Cased well, pump, motor, ditches and/or sprinkler system

8. Estimated cost of works: \$ 10,000

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

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation:

(b) Amount of capital stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

II. The financial resources of the applicant are (a) Cash on hand: \$

(b) Treasury stock:

(c) Bonds to be issued:

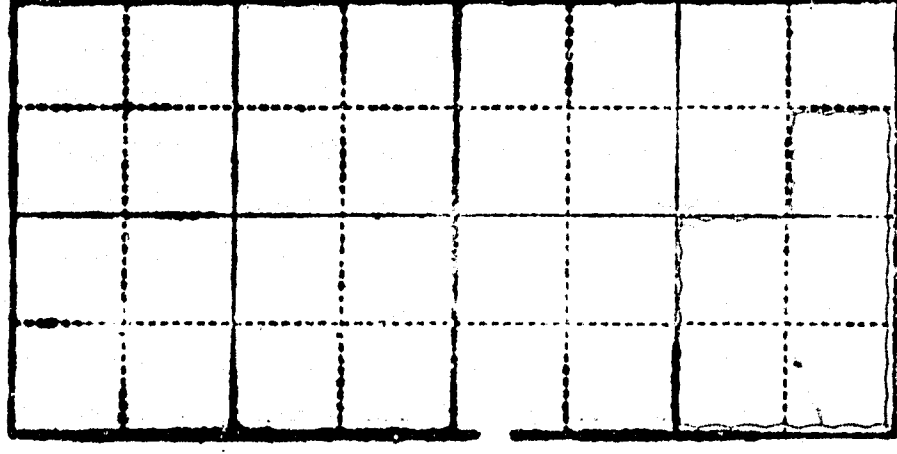
(d) Other resources:

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

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none

(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) 3 cfs (cubic feet per second, inches or gallons per minute) is for new lands.



Remarks: This water is to be used for growing hay and grain for own livestock use. Agricultural use only.

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

s/ John W. Dayton Applicant.
By Agent.

Date of first receipt at Department of Reclamation: 9:00 A.M. October 12, 1960

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G- 29090
Recorded in Book 102 Page 29090 Approved October 20, 1960

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 \$
Work to begin on or before to be filed on or before

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

One-fifth of the work above specified to be completed on or before April 20, 1963

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before October 20, 1965

Witness my hand this 20th day of October, 1960 s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYTHE 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 October 19 60

STATE OF IDAHO

Countersigned:

(SEAL)
By s/ ARNOLD WILLIAMS By s/ ROBERT E. SMYTHE
Secretary of State. Governor

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals
			NE $\frac{1}{4}$ /NW $\frac{1}{4}$ /SW $\frac{1}{4}$ /SE $\frac{1}{4}$	NE $\frac{1}{4}$ /NW $\frac{1}{4}$ /SW $\frac{1}{4}$ /SE $\frac{1}{4}$	NE $\frac{1}{4}$ /NW $\frac{1}{4}$ /SW $\frac{1}{4}$ /SE $\frac{1}{4}$	NE $\frac{1}{4}$ /NW $\frac{1}{4}$ /SW $\frac{1}{4}$ /SE $\frac{1}{4}$	
13 S	46 E	16			40 40 40 40	40	200
Application for Amendment LAND LIST Permit No. G-29090							
Comes now JOHN W. DAYTON, COKEVILLE, MONTANA, 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-29090, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, for irrigation of 297 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 17, T. 13 S., R. 46 E., B. 14, making a total of 360 acres.							
That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.							
Signed at Cokeville, Wyo., this 9 day of August, 1962.			s/ JOHN W. DAYTON				
Date of Receipt at office of Department of Reclamation: August 10, 1962			APPROVAL OF STATE RECLAMATION ENGINEER				
I, RALPH W. THOMAS, Deputy 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-29090. 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 hereby.							
Recorded: August 11, 1962			s/ RALPH W. THOMAS Deputy State Reclamation Engineer				

Permit No. G-29090
 CERTIFICATE OF COMPLETION OF WORKS

✓ To ALL WHOM IT MAY CONCERN:

This is to certify that JOHN W. DAYTON of Raymond, County of Bear Lake, and State of Idaho, the holder of Permit No. G-29090, issued upon Application No. G-37085, bearing date of priority of October 12, 1960, authorizing the diversion of 3.0 second feet of waters of a well, County of Bear Lake, 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 2.84 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, T. 13 S., R. 46 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows: to-wit:

297 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 17, T. 13 S., R. 46 E., B. M.

Witness my hand this 13th day of August, A. D. 1962.

s/ RALPH W. THOMAS
 Deputy State Reclamation Engineer

Proof of Completion of Works Made: January 15, 1962

LICENSE ISSUED FOR 2.84 SEC. FT.
 page 7392

October 7, 1960

Re: Application for Permit

John J. Dayton
Ray, Mo.

per Mr. Dayton

Your application for permit to appropriate 3.0 cubic feet per second of subterranean water is satisfactory except there was no filing fee and some questions were not answered. The filing fee for that amount of water is \$5.50.

Kind of works is probably drilled cased well, pump and ditches. What is your estimate of the cost of the well, pump, etc.? Will you have a reservoir to store the water and if so, how much will you store?

Kindly answer the questions and remit the filing fee to this office and we will show the answer on your application.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Smith
Chief Clerk

RC:SPR:ew

290900

JOHN W. DAYTON
COKEVILLE, WYOMING

Oct. 9 1960

Department Of Reclamation

Boise, Idaho

Geo. N. Carter, State Reclamation Engineer

Dear Sir;

I received your letter in regards to my application for 3.0 cubic feet of water and needing more information for it.

The kind of well is a 18inch drilled cased well pump and ditches. The cost of drilling the well was and casing was \$3100.00 dollars for 1148ft deep. The pump cost is \$ 2990.00 and the motor is going to cost about \$3600.00 dollars. As for storage there will be no storage at all will use as we pump.

We do not know for sure but we might use a sprinkler system with some of the water depending on costs.

Very truly yours,

John W. Dayton
John W. Dayton

29090

NAME OF APPLICANT

John H. Dayton

Form No. 0

R 46E

Sec 16

To be irrigated
1/4 Sec 16
R 46E

3/4 Sec 16

T
13
S

17 1/2
R 21

16

Permit Map No. 29090
As Approved 00 20 1950
GEO. N. CARTER

October 26, 1960

Re: Permit No. G-29090

Mr. John W. Dayton,
Raymond, Idaho.

Dear Mr. Dayton:

We enclose Permit No. G-29090 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-5308 which was issued covering payment in the amount of \$5.50 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmh

29090

Form No. 11
2M - 10/60

RECEIVED
DEC 1 1961

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 30, 1961

(P. O.) Cokeville, Wyo.

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Montpelier Examiner of Montpelier, Idaho published in

the county in which the works are situated.

Bear Lake Co.

John L. Dayton

(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.

29090

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

Department of Reclamation

Notice is hereby given that at 10 A. M., on the 15 day of November ~~January~~ 1962, at Cokeville, County of Lincoln, State of Wyoming, before Helen Noblitt, Notary Public, at (address) Cokeville, Wyoming

-----, proof will be submitted of the completion of works for the diversion of 3.0 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. G29090, 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 John W. Dayton, Raymond, 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 five 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 five cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 16, Tp. 13S., Range 46 E., Bear Lake County

5. The place where said water is used is John W. Dayton Ranch, near Raymond, Idaho
SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 16, T. 13S. - R. 46 E. B.M.

6. The date of priority which said user is prepared to establish is Oct. ¹² 23, 1960

W. H. Carter

State Reclamation Engineer

29090

1200 . . .

6-28-61

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

D E P A R T M E N T O F R E C L A M A T I O N

Boise, Idaho

Re: Permit No. G-29090
John W. Dayton

Date: Dec. 1, 1961

Montpelier Examiner,
Montpelier, Idaho.

Gentlemen:

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

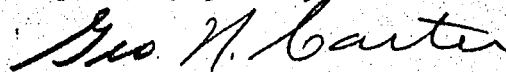
John W. Dayton

of **Raymond, Idaho**

to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,



GEO. N. CARTER

State Reclamation Engineer

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

Encl.

29090

December 1, 1961

Re: Permit No. G-29090
John W. Dayton

Mr. John W. Dayton,
Raymond, Idaho.

Dear Mr. Dayton:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-29090. The proofs are to be made at 10:00 clock A.M., on the 15th day of January, 19 62, before Helen Noblitt, Cokerville, Wyoming., Notary Public.

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

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

29090

December 18, 1961

Re: Permit No. C-29090; C-30157
John Dayton

Montpelier Examiner
Montpelier, Idaho

Gentlemen:

On December 1st we mailed you two Notices of Publication on the above numbered permits in the name of John W. Dayton, requesting copies or tear sheets for checking purposes.

To date we have not received such copies and ask that they be mailed to this office as soon as possible.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

By:

H. PEIRI
Water Rights Clerk

HP:ex

29090

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 12 1962
Department of Reclamation

Permit No. G-29090

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. John W. Dayton Residence: Cokeville, Wyoming
Occupation: Ranching & Livestock. Postoffice: Cokeville, Wyoming.

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

Ans. _____

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

Ans. Permit No. G-29090. Date: October 12, 1960.

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

Ans. Source: Well. Location of Diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 16, Twp. 13 S., Range 46 E., B.M., Bear Lake County, Idaho.

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. Sprinkler System - can convey 5 C.F.S. Well is 160 ft. deep. Casing is 18" with 160 ft. depth. Depth to water is 25 feet. Pump used will discharge 5 C.F.S. and was measured by an Orifice, in actual use. There are 249 Nozzles, size 13/64 and the operating pressure is 45 Lbs.

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. Use: Irrigation. Place of use: John W. Dayton ranch near Raymond, Idaho - SW $\frac{1}{4}$ (160 A.), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (40 A.), Sec. 16, Twp. 13 S., Range 46 E., B.M. All cultivated land. This has all been plowed and land leveled ready for sprinkling.

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

Ans. Bart Westlake, Pennington, Idaho.

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

Ans. _____

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

Ans. _____

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

Ans. _____

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

Ans. From May 1, 1961 sprinklers using 5 C.F.S. of water to October 1, 1961.

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. We have a water right in Thomas Fork but there is no water and we have been unable to get any water for past 3 years.

(Sign)

John H. Dayton

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 _____ Cokeville _____, County of _____ Lincoln _____,

Wyoming
State of Idaho, on this _____ 15 _____ day of January _____ A. D. 19 62

Helen Noblitt

Notary Public

My commission expires September 18, 1963.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 19 1962

Department of Reclamation

Permit No. G-29090

Proof of Application of Water to Beneficial Use

Deposition of Witness ~~and Completion of Works~~

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. John Bard Murdock. Age: 51. Occupation: Ranch Foreman.

Residence: Cokeville, Wyoming. Postoffice: Cokeville, Wyoming

Ques. 2. Are you acquainted with John W. Dayton, the holder of Permit No. G-29090? How long have you known him and where does he reside?

Ans. Yes, I am acquainted with John W. Dayton, the holder of Permit No. G-29090. I have known him for 14 years and he resides at Cokeville, Wyoming, and owns a ranch at Raymond, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-29090, and are you familiar with its provisions and conditions?

Ans. Yes, I have read Permit No. G-29090 and am familiar with its provisions and conditions.

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. Source of Water Supply - Well. Place of diversion is SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 16, Twp. 13 S., Range 46 E., B. M., Bear Lake County, Idaho. Water is conveyed by Pump and Sprinkler System.

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 to 6 C.F.S. and have seen 5 C.F.S. being conveyed.

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. I saw 5 $\frac{1}{2}$ C.F.S. of water pumped and this was measured by an Orifice measure.

29090

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. Water is used for Irrigation and the place is the John W. Dayton ranch near Raymond, Idaho: SW $\frac{1}{4}$ (160 A.), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (40 A.), Sec. 16, Twp. 13 S., Range 16 E., B. M. All cultivated land. This has all be~~bl~~owed and land leveled.

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

Ans.

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

Ans. Land is very fertile. It will take 1 C.F.S. to every 40 or 50 acres.

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. From May 1, to Oct. 1, 1961 saw sprinkling system in use. Said they were using 5 C.F.S. and they used it all summer.

(Signed)

John Paul Murdoch

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 Cokerille,
County of Lincoln, Wyoming, State of ~~Idaho~~, on this 15 day of January, A. D. 1962.

Helen Probert

Notary Public.

My commission expires September 18, 1963.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 10 1962
Department of Reclamation

Permit No. G-29090

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. Name: Ruel Jenkins. Age: 58. Residence: Raymond, Idaho.

Occupation: Ranch Foreman. Post Office: Raymond, Idaho.

Ques. 2. Are you acquainted with John W. Dayton, the holder of Permit No. G-29090? How long have you known him and where does he reside?

Ans. Yes, I am acquainted with John W. Dayton, the holder of Permit No. G29090. I have known him for 25 years and he resides in Cokeville, Wyoming, and owns a ranch at Raymond, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-29090, and are you familiar with its provisions and conditions?

Ans. Yes, I have read Permit No. G-29090 and am familiar with its provisions and conditions.

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. Source of Water Supply - Well. Place of diversion is SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 16, Twp. 13.S., Range 16.E., B. M., Bear Lake County, Idaho. Water is conveyed by Pump and Sprinkler System.

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 to 6 C.F.S. and have seen 5 C.F.S. being conveyed.

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. I saw 5 $\frac{1}{2}$ C.F.S. of water pumped and this was measured by an Orifice measure.

29090

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. Water is used for Irrigation and the place is the John W. Dayton ranch near Raymond, Idaho: SW $\frac{1}{4}$ (160 A.), SE $\frac{1}{4}$ SE $\frac{1}{4}$ (40 A.), Sec. 16, Twp. 13 S., Range 46 E., B. M. All is cultivated land. This has all been plowed and land leveled.

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

Ans. _____

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

Ans. Land is very fertile. It will take 1 C.F.S. to every 40 or 50 acres.

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. From May 1 to Oct. 1, 1961, I saw the sprinkling system in use. They said they were using 5 C.F.S. and they used it all summer.

(Signed) Ruel B. Jenkins

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 Cokeville,
County of Lincoln, State of Wyoming, on this 15 day of January,
A. D. 19 62.

Helen Nesbitt
Notary Public.

My commission expires September 18, 1963.

THE NEWS-EXAMINER

MONTPELIER, IDAHO

RECEIVED

JAN 19 1962

Department of Reclamation

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
County of Bear Lake,) ss.

W. Jerome Taylor

being first duly sworn, deposes and says
he is Publisher and Foreman of the
News-Examiner; that the said News-Examiner
is a weekly newspaper published at Montpelier,
County of Bear Lake, State of Idaho, of general
circulation in said County and State.

That the notice attached was published in
the said News-Examiner, and not in a supple-
ment, for four
successive weeks, commencing with the issue
dated December 14, 1961
and ending with the issue
dated January 4, 1962

W. Jerome Taylor
Publisher and Foreman.

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

Notice is hereby given that at 10
a. m., on the 15th day of January,
1962, at Cokeville, County of Lincoln,
State of Wyoming before Helen Nob-
list, Notary Public, at Cokeville, Wyo-
ming, proof will be submitted of the
completion of works for the diversion
of 3.0 cubic feet per second of under-
ground water from a well, and of the
application to beneficial use of said
water, in accordance with the terms
and conditions of Permit No. G25030,
heretofore issued by the Department
of Reclamation of the State of Idaho.

1. The name and post office address
of the person or corporation holding
said permit is John W. Dayton, Ray-
mond, 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 five
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 five cubic feet per second.

4. The point of diversion of said
water is SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 16, Tp. 13S.,
Range 46 E., Bear Lake County.

5. The place where said water is
used is John W. Dayton Ranch, near
Raymond Idaho SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec.
16, T. 13 S., R. 46 E. B. M.

6. The date of priority which said
user is prepared to establish is Octo-
ber 12, 1960.

GEORGE N. CARTER
State Reclamation Engineer
(2-14;21;28; j-4)

Subscribed and sworn to before me this 11th day of January, 1962

James D. Bartlett

Notary Public.

29090

January 22, 1962

Re: Permit No. S. G-29090 & G-30157

John W. Dayton
Cokeville, Wyoming

Dear Mr. Dayton:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ~~News-Examiner~~, all submitted in support of completion of works and beneficial use on Permit No. S. G-29090 & G-30157.

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:

29090

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

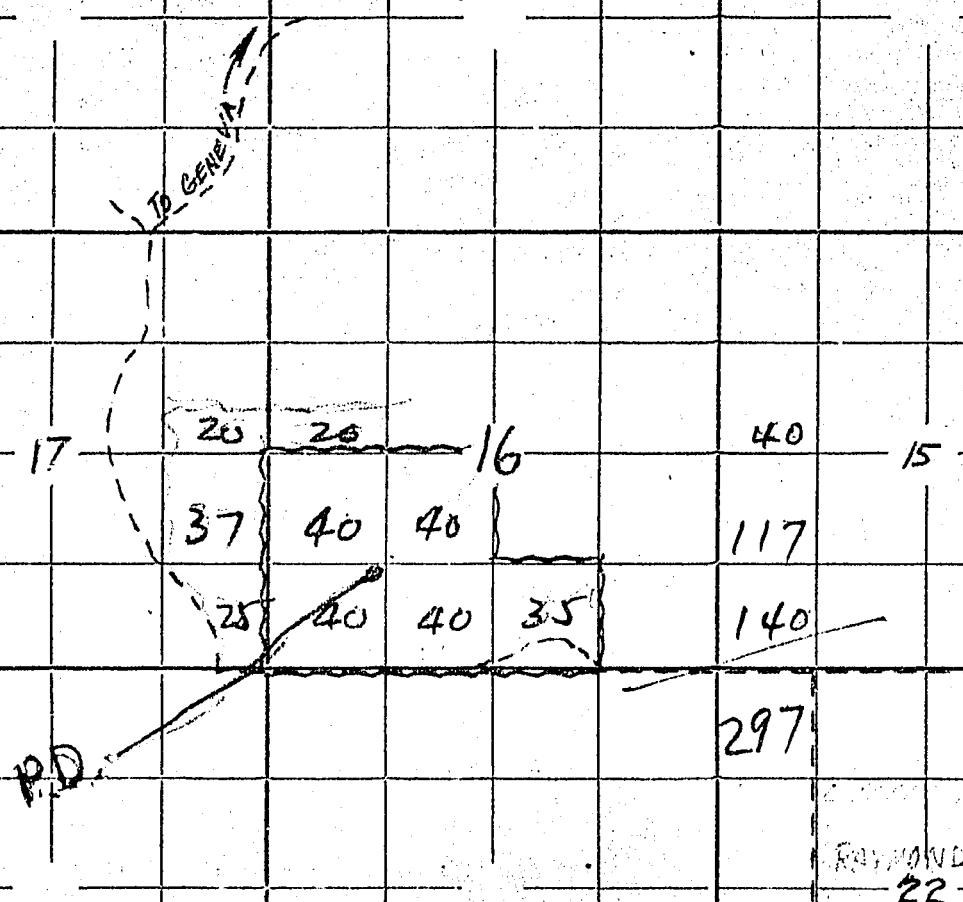
PERMIT NO. G-29090

REPORT ON PROOF OF Completion of Works & Beneficial Use

John W. Dayton, Cokeville, Wyoming

R-46 E.

T.
13
S.



Subdivisions 9

AREA 297 ACRES

Q 2.84 cts or 142 inches

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

Permit No. G-29090

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

1. Name of applicant John W. Dayton

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the SW¹/₄SW¹/₄ of Section 16
T. 13 S. R. 46 E.B.M. County of Bear Lake

4. Describe works as they exist, giving dimensions and capacities of same: 75 HP Holskoff
US Motor #1277476, F-M Pump "P201955 Column -
130' X 8" Well. 159' X 18" 4:9' dd 80' - 8" gate Valve at
pump flange to 8" barbed main - 6-1/4" laterals.
198 - 7/32" nozzles.

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):

SW¹/₄, SW¹/₄SE¹/₄ Sec. 16., Twp. 13 S., Rge. 46 E.B.M.

Amended land list to include SW¹/₄SW¹/₄ Sec. 16., SE¹/₄NE¹/₄, E¹/₂SE¹/₄
Sec. 17 all in T13S R46E

(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. John W. Dayton along

Claim Right on 3' Home Irr. Canals.

Measured by taking pressure readings along each lateral

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

(Signed) Larry Johnson Examiner.

29090

John W. Dayton
Cokeville, Idaho

Permit No. G-29090

Examination for Completion of Works & Beneficial Use

County.....Bear Lake

Sec. 16 T. 13 S R. 16 E. B. M.

Quantity: 3.0 cfs

Source: Well

P.D.: SW, SW, Sec. 16, T. 13 S. - R. 16 E. B. M.

Use: Irrigation

Filed: Oct. 12, 1960

Due: Oct. 20, 1965

Extension: —

Completion of Works: —

Other Rights: none

Claim Applicant's Name
D. H. Cook

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

AUG 3 1962

Department of Reclamation

29090

18' x 159'

71-9

dd - 80'

10' x 130' Col.

500 - June 20-62

State of Idaho

DEPARTMENT OF RECLAMATION

Boise, Idaho

August 3, 1962

Re: Permit No. G-29090

John W. Dayton
Cokeville, Wyoming

Dear Mr. Dayton:

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-29090 shows the well is (are) capable of conveying 142 miner's inches, or 2.84 c.f.s. of water for the irrigation of 297 acres.

Upon receipt of the statutory fees, totaling \$ 23.00, which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 18.00 - 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 October 12, 1960 to the use of 2.84 second feet of subterranean water with the point of diversion in the SW¹/₄ Sec. 16 for irrigation of 297 acres in the SW¹/₄, SW¹/₄, SW¹/₄ Sec. 16; SE¹/₄NE¹/₄, E¹/₂SE¹/₄, Sec. 17, T. 13 S., R. 46 E., B.N.

Since your permit does not include the SW¹/₄NE¹/₄, Sec. 16; SE¹/₄NE¹/₄, E¹/₂SE¹/₄, Sec. 17 it will be necessary to amend the land list on the permit if you want the extra land included in the license. Complete the enclosed form, submit it with the above mentioned statutory fees, plus an additional fee of \$1.00 for recording the amendment, to this office and the Certificate of Completion of Works and License and Certificate of Water Right will be issued as shown above.

If you do not want the extra land included, the statutory fees will total \$15.00 and the land list will be restricted to the lands shown on the permit which are actually irrigated.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. amendment form

29090

Application for Amendment

LAND LIST

Permit No. G-29090

AUG 10 1962

Department of Reclamation

Comes now JOHN W. DAYTON, COKEVILLE, WYOMING, 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-29090, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16 for irrigation of 297 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 17, T. 13 S., R. 46 E., B. M.

, making a total of 360 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at COKEVILLE, WYO. this 9 day of August, 1962

John W. Dayton

Date of receipt at office of Department of Reclamation August 10, 1962

APPROVAL OF STATE RECLAMATION ENGINEER

RALPH W. THOMAS, Deputy
I, ~~State Reclamation Engineer~~, 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-29090. 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.

Recorded in Book 101
of Permits, Page 29090
August 13, 1962

Ralph W. Thomas
Deputy
State Reclamation Engineer

August 14, 1952

Re: Permit No. C-29090; C-30157

John W. Layton
Cokeville, Wyoming

Dear Mr. Layton:

Enclosed are Certificates of Completion of
Works and Licenses and Certificates of Water Right issued on
the above numbered permits.

Also enclosed is the Application for Amendment
to the Inund List which has been recorded in this office,
Departmental receipt No. C-7350 in the amount of \$1.00 covering
fees on Permit No. C-30157 and C-7351 in the amount of \$21.00
covering fees on Permit No. C-29090.

Very truly yours,

Geo. H. CARTER
State Geological Engineer

Sgt.

(Enc.) Edna P. Hulls
Chief Clerk

WJH:ew

Enc. certificates (4)
amendment (1)
receipts (2)

29090

REPORT OF WELL DRILLER
State of Idaho

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name John Dayton
Address Cheville 1840

Owner's Permit No. 29090

NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: IRRIGATION

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Dug ☐ Other ☐

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☒
18 "Diam. from 0 ft. to 148 ft.
"Diam. from ft. to ft.
"Diam. from ft. to ft.
"Diam. from ft. to ft.

Thickness of casing: 2.0 Material:

Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☒ No ☐ Type of
perforator used: TOPCH

Size of perforations: 6 " by 1/4 "
560 perforations from 10 ft. to 148 ft.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.

WAS SCREEN INSTALLED? Yes ☐ No ☐

Manufacturer's name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐

No ☐ size of gravel Gravel

placed from ft. to ft. Surface seal

provided? Yes ☐ No ☐ To what depth?

 ft. Material used in seal:

Did any strata contain unusable water? Yes ☐

No ☒ Type of water:

Depth of strata ft. Method of sealing

strata off:

Surface casing used? Yes ☐ No ☐

Cemented in place? Yes ☐ No ☐

Locate well in section

LOCATION OF WELL: County BEAR LAKE
NE & SE Sec. 17 T. 13 N/S R. 46 E/

Size of drilled hole: 18 Total
Depth of well: 157 Standing water
level below ground: 9 Temp.
Fahr. ° Test delivery: 1000 gpm
or cfs Pump? ☒ Bail ☐
Size of pump and motor used to make test:

Length of time of test: 6 Hrs. 20 Min.
Drawdown: 71 ft. Artesian pressure: ft.
above land surface Give flow cfs
or gpm. Shutoff pressure:
Controlled by: Valve ☐ Cap ☐ Plug ☐
No control ☐ Does well leak around casing?
Yes ☐ No ☐

DEPTH		MATERIAL	WATER YES OR NO
FROM	TO		
FEET	FEET		
0	7	TOP SOIL	
7	10	GRAVEL	
10	13		
13	20	"	
20	26	"	
26	37	"	
37	50	"	
50	61	"	
61	64	"	
64	68	"	
68	72	"	
72	77	"	
77	98	"	
98	114	"	
114	118	"	
118	125	"	
125	130	"	
130	143	"	
143	147	"	
147	157	RED ROCK SOLID SHALE	

Work started: Aug 15 1960
Work finished: Sept 20 1960
Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.
Name: BERT WESTLAKE
Address: BEAUMONT IDAHO
Signed by: Bert Westlake
License No. 242 Date: OCT 26 1961

Use other side for additional remarks

VS 25 29090

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

February 28, 1969

Mr. Marcellus Palmer
351 South State, Suite 5
Salt Lake City, Utah

Dear Mr. Palmer:

Please excuse the delay in supplying you with the information you requested by telephone February 26, 1969. I am enclosing two licensed permits G-29090 and G-30157 and one permit G-33124 which cover lands within the description that you gave me. The licensed rights, of course, are completed and are appurtenant to the land. The permit requires that Proof of Application of Water to Beneficial Use be submitted to the department on or before August 25, 1971. I am also including a copy of an abstract of the rights decreed in the major case involving the waters of Thomas Fork. You will probably be interested in the rights decreed to Mumford Bros., Hall Bros., F. L. Cruikshank, and W. A. & A. L. Hart. There maybe other rights on the abstract that you might be interested in. I hope that this information will provide you with the data that you need. If not, please feel free to make further inquiries.

The fee for the enclosed copies is \$3.25. Please make your check payable to the Idaho Department of Reclamation.

Very truly yours,

A handwritten signature in cursive script, reading "C. Stephen Allred".

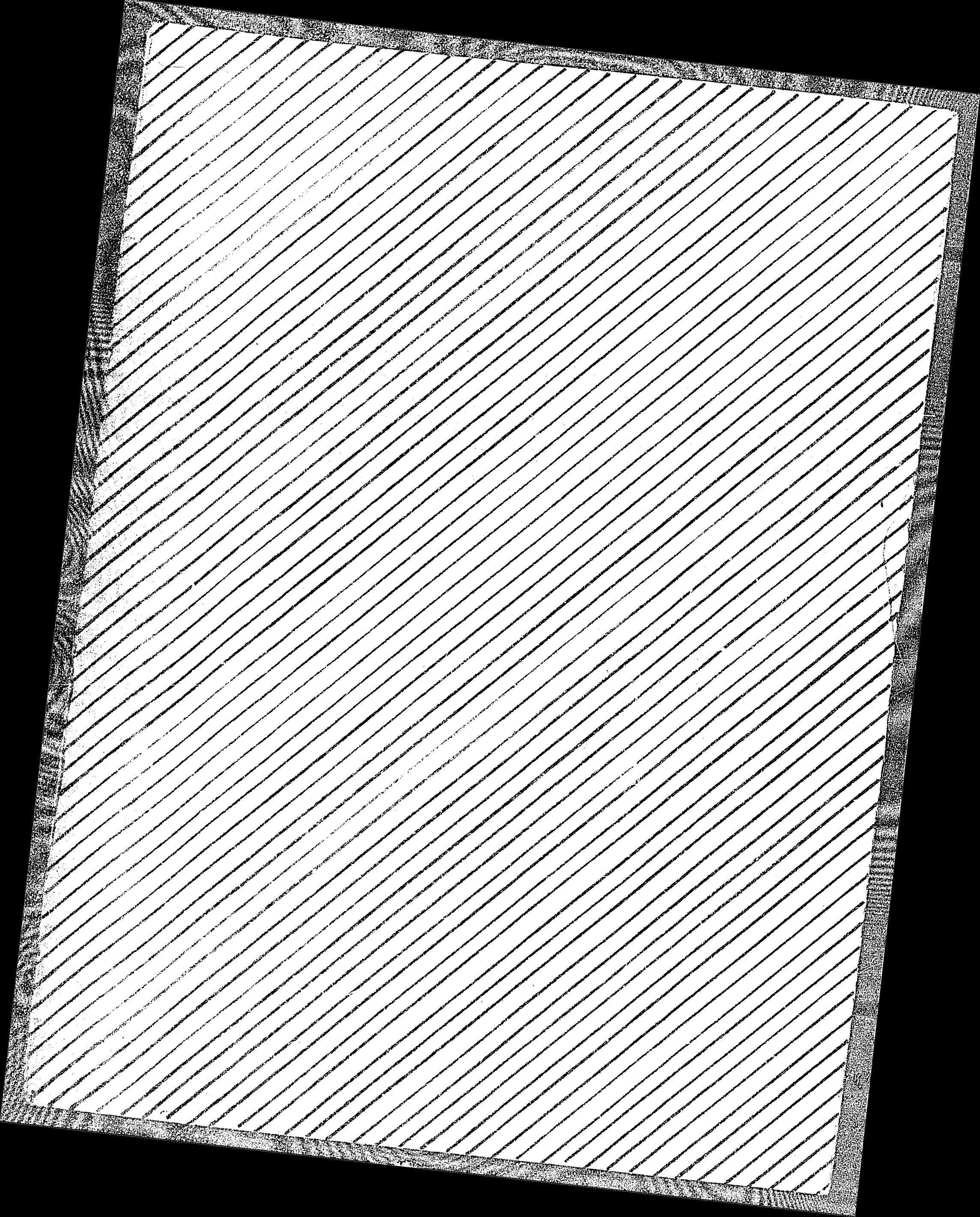
C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures

*Receipt
2780
mailed
3-10-69*

29090



State of Idaho

License and Certificate of Water Right

Water License No. G-29090

11-2118

Amount 2.84 c.f.s.

Water District No.

Priority October 12, 1960

THIS IS TO CERTIFY that

JOHN W. DAYTON

of Raymond, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 12, 1960; that Permit No. G-29090 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.84 second feet, was issued thereunder on August 13, 1962, showing that said works were completed on the 15th day of January, 1962; and that on the 15th day of January, 1962,

JOHN W. DAYTON

of Raymond, 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-29090 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 7392, on the 13 day of August, 1962;

The right hereby confirmed dates from October 12, 1960;

The Point of Diversion is located

in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, Tp. 13 S., R. 46 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 2.84 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.	46 E.	16	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	20
			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
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	35
		17	SE $\frac{1}{4}$ NE $\frac{1}{4}$	40	20
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	37
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	25
			Total number of acres to be irrigated:		
			297		

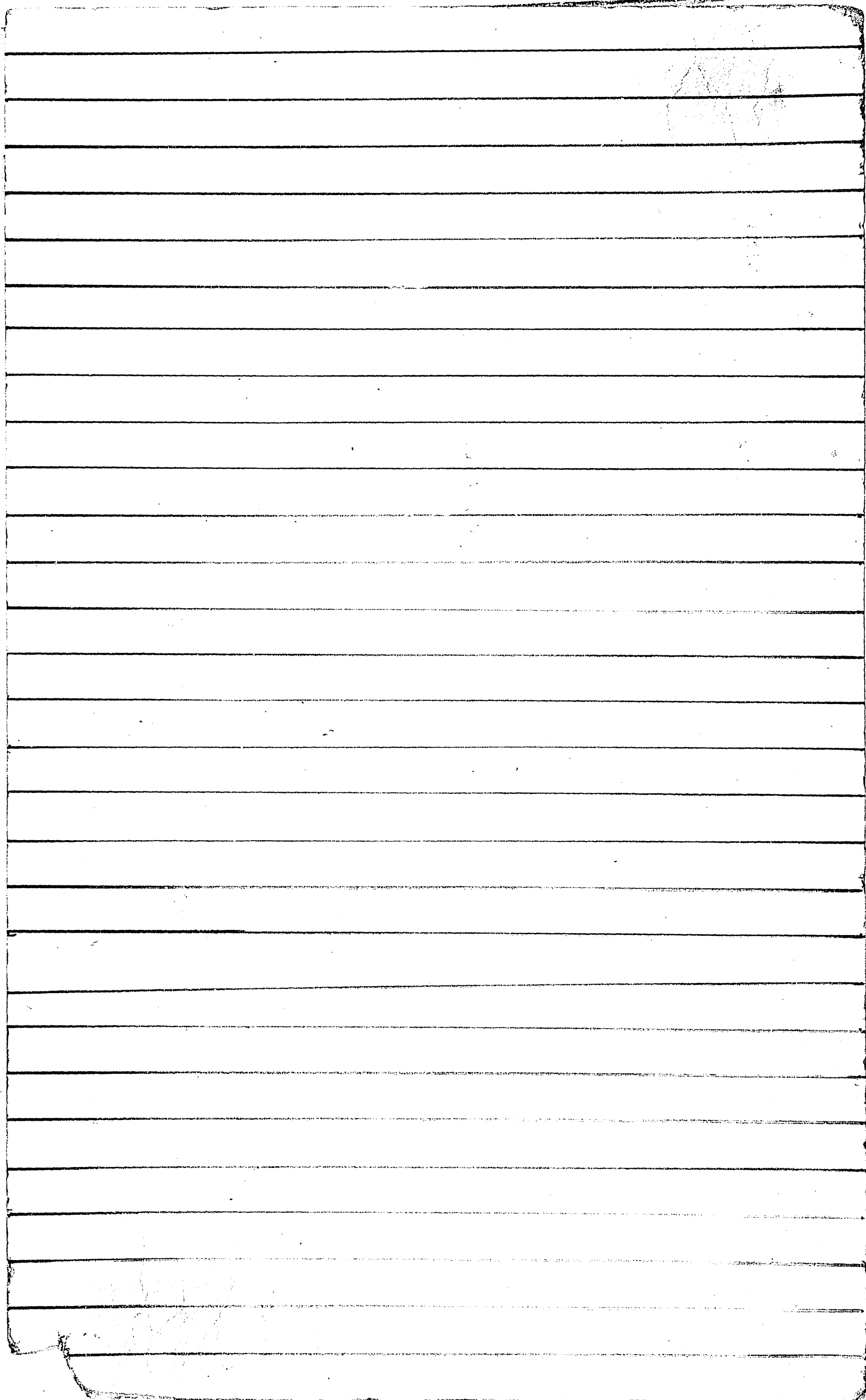
The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 13th day of August, 1962.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)



WARRANTY DEED

Double H General Partnership and Alvin W. Hatch and Charmain J. Hatch, Grantors, of Bountiful, County of Davis, State of Utah, hereby convey and warrant to Richard V. Francis and R. Burke Teichert, as tenants in common, Grantees, of Salt Lake City, County of Salt Lake, State of Utah, for the sum of Ten Dollars (\$10.00) and other good and valuable consideration the following described tracts of land in Bear Lake County, State of Idaho:

Township 13 South, Range 45 East of the Boise Meridian,
Bear Lake County, Idaho:

Section 13: SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 24: E $\frac{1}{2}$ E $\frac{1}{2}$
Section 25: NE $\frac{1}{4}$ NE $\frac{1}{4}$

Township 12 South, Range 46 East of the Boise Meridian,
Bear Lake County, Idaho:

Section 29: SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 30: S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$
Section 31: W $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 32: S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$,
SW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$

Township 13 South, Range 46 East of the Boise Meridian,
Bear Lake County, Idaho:

Section 5: NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 6: E $\frac{1}{2}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 7: E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 8: W $\frac{1}{2}$, SE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 9: SW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 16: E $\frac{1}{2}$ W $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 17: N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
SW $\frac{1}{4}$
Section 18: NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 19: E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 20: S $\frac{1}{2}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$
Section 21: SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$
Section 28: NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 29: N $\frac{1}{2}$ NE $\frac{1}{4}$
Section 30: E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$

subject to all easements, rights-of-way, covenants and conditions of record. Together with all of Grantors' Thomas Fork and Wood Canyon water rights, including:

Idaho Water License No. G-29090 (priority 10/12/60 for 297 acres)	2.84 cfs
Idaho Water License No. G-30157 (priority 8/29/61 for 153 acres)	2.28 cfs
Idaho Water License No. 11-7080 (priority 3/17/75 for 130 acres)	1.30 cfs

together with Grantors' irrigation rights for approximately 120

acres out of Wood Canyon, and Grantors' April 1, 1986 priority water right for 5.90 cfs out of Thomas Fork Creek. Together with 50% of Grantors' interest, claim, or title to surface and sub-surface minerals, petroleum, natural gas, hydrocarbons, and geothermal resources appurtenant to, associated or running with the property described herein (which shall be 6.25% of the entire mineral fee).

WITNESS the hands of said Grantors this 20th day of December, 1983.

Double H General Partnership

Alvin W. Hatch
Alvin W. Hatch

Charmain J. Hatch
Charmain J. Hatch

STATE OF UTAH)
 : ss.
County of Salt Lake)

On the 20th day of December, 1983, personally appeared before me Alvin W. Hatch and Charmain J. Hatch the signers of the within instrument, who duly acknowledged to me that they executed the same.

Datuck Bates
NOTARY PUBLIC
Residing at: Kaysville, Utah

My Commission Expires:

5-12-86

C. PATRICK BATES REALTY, INC.

COMMERCIAL AND AGRICULTURAL PROPERTIES

SUITE 1050
185 SOUTH STATE STREET
SALT LAKE CITY, UTAH 84111

BUSINESS (801) 521-4238
(801) 521-4259
RESIDENCE (801) 546-0110

February 28, 1984

RECEIVED
MAR 1 1984

Jim Johnson
Water Distribution Supervisor
Idaho Department of Water Resources
State House
Boise, Idaho 83720

Department of Water Resources

Dear Mr. Johnson:

Thank you very much for your December 7, 1983 letter concerning transfer and recording of water right change of ownership.

As you suggested, I enclose a copy of the warranty deed on a ranch sale from Double H Partnership to Bar G Land & Cattle, Ltd. (with R. Burke Teichert and Richard V. Francis, as general partners).

Please send any and all future communications to:

R. Burke Teichert
Managing General Partner
Bar G Land & Cattle, Ltd.
P. O. Box 358
Cokeville, Wyoming 83114

Thank you for your assistance in this matter.

Sincerely,

C. Patrick Bates

C. Patrick Bates
President

cpb/dgc

Enclosure

cc: R. Burke Teichert
Richard V. Francis
Alvin Hatch

March 9, 1984

RE: License Nos. 11-2118, 11-2127 & 11-7080

R. Burke Teichert
Managing General Partner
Bar G Land & Cattle, Ltd.
Box 358
Cokeville, Wyoming 83114

Dear Mr. Teichert:

Our office acknowledges receipt of Assignment of the above referenced water rights. However, in reviewing the files I find that the water rights are Licenses.

In Idaho, a licensed water right is considered real property and is acquired when the property to which it is appurtenant to is purchased. Proof of owning the land is proof of owning the water right license.

Therefore, I have put the Assignment into the files for future reference only and no other action will be taken. I have also enclosed copies of the Licenses for your records.

If you have any questions please feel free to contact our office.

Sincerely,

KAY WALKER
Chief Clerk

KW:sc
Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

December 7, 1983

Bate Realty
c/o Pat Bates
Suite 1050
185 S. State St.
Salt Lake City, UT 84111

Dear Mr. Bates:

Per our telephone conversation regarding the proper recording of water right change of ownership, I submit the following:

In Idaho, a licensed water right is considered as real property and is appurtenant to the land identified on the right. If a change in land ownership occurs and the contract of sale is silent as to the water rights, Idaho law considers that water right to be included in the sale and remains appurtenant to the land.

The Idaho Code does not have any provisions for formally acknowledging change in water right ownership other than recording the change in the appropriate water right file.

I would suggest that when the sale transaction is complete that a copy of the contract be sent to this Department and we will file the information.

I hope this will answer all of your questions. If I can be of any further assistance, please let me know.

Sincerely,

JIM JOHNSON

Water Distribution Supervisor

JJ:sc

Recorded at Request of.....

at..... M. Fee Paid \$.....

by..... Dep. Book..... Page..... Ref.:.....

Mail tax notice to..... Address.....

QUIT-CLAIM DEED

Bar G Land & Cattle, Ltd
of Salt Lake, County of Salt Lake, State of Utah, hereby
QUIT-CLAIM to

Double H Partnership
P. O. Box 193 Montpelier, Idaho 83254
of Bountiful, Utah grantee
for the sum of
Ten and no/100-----DOLLARS,
and other good and valuable consideration
the following described ~~xxxxxx~~ property in Bear Lake
State of ~~Utah~~ Idaho: County,

1. Idaho State Grazing Lease No. G9386
2. Wyoming State Grazing Lease No. G-7987
3. Idaho BLM Grazing Permit No. 4160 (Preuss Range)
4. Wyoming BLM Grazing Permit No. 1005 (Smith's Fork)
5. USFS Montpelier - Elk Valley Cattle Allotment No. 30014

143295

BEAR LAKE COUNTY RECORDER
JOAN P. EBORN

87 MAR 23 AM 11 31

DEPUTY

FEE

The Quit-Claim will become effective in the event of default by Bar G Land & Cattle, Ltd on its purchase of real estate from Double H Partnership on December 20, 1983.

WITNESS the hand of said grantor, this 20th day of
January, A. D. one thousand nine hundred and eighty-four

Signed in the presence of

Bar G Land & Cattle, Ltd.

By: *R. Burke Teichert* General Partner

By: *Richard V. Francis* General Partner

STATE OF UTAH,
County of Salt Lake } ss.

On the 20th day of January A. D. one
thousand nine hundred and eighty-four personally appeared before me

Richard V. Francis and R. Burke Teichert
General Partners of Bar G Land & Cattle, Ltd.
the signer of the foregoing instrument, who duly acknowledge to me that they executed the
same.

My commission expires May 12, 1986

Address: *Hayville, Utah*
Notary Public.

Recorded at Request of _____
at _____ M. Fee Paid \$ _____
by _____ Dep. Book _____ Page _____ Ref.: _____
Mail tax notice to _____ Address _____

QUIT-CLAIM DEED

Bar G Land & Cattle, Ltd
of Salt Lake _____, County of Salt Lake _____, State of Utah, hereby
QUIT-CLAIM to

Double H Partnership
P. O. Box 193 Montpelier, Idaho 83254
of Bountiful, Utah _____ grantee
Ten and no/100----- for the sum of
and other good and valuable consideration -----DOLLARS,
the following described ~~xxxxxx land in~~ property in Bear Lake County,
State of ~~Utah~~ Idaho:

- G Brand for Cattle on Right Ribs
- G Brand for Horses on Right Thigh

This Quit-Claim will become effective in the event of default by
Bar G Land & Cattle, Ltd, on its purchase of real estate from
Double H Partnership on December 20, 1983.

DEPUTY FEE
87 MAR 23 AM 11 31
BEAR LAKE COUNTY RECORDER
JOHN P. EBORN
143294
day of

WITNESS the hand of said grantor, this 20th
Janaury, _____, A. D. one thousand nine hundred and eighty-four.

Signed in the presence of

Bar G Land & Cattle, Ltd

By: Richard V. Francis General Partner

By: Richard V. Francis General Partner

STATE OF UTAH, } ss.
County of Salt Lake

On the 20th day of January A. D. one
thousand nine hundred and eighty-four personally appeared before me
Richard V. Francis and R. Burke Leichert
General Partners of Bar G Land & Cattle, Ltd

the signer of the foregoing instrument, who duly acknowledge to me that they executed the
same.

Outback Bates
Notary Public.

My commission expires May 12, 1986

Address: Kayville, Utah

QUIT CLAIM DEED

Richard V. Francis and Sydney S. Francis, his wife, and R. Burke Teichert, and Georgia L. Teichert, his wife, Grantors, of Salt Lake City, County of Salt Lake, State of Utah, hereby quit claim their right, title and interest to Alvin W. Hatch and Charmain J. Hatch, as joint tenants with rights of survivorship, P. O. Box 193 Montpelier, Idaho 83254 Grantees, of Bountiful, County of Davis, State of Utah, for the sum of Ten Dollars (\$10.00) and other good and valuable consideration the following described tracts of land in Bear Lake County, State of Idaho:

Township 13 South, Range 45 East of the Boise Meridian,
Bear Lake County, Idaho:

Section 13: SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 24: E $\frac{1}{2}$ E $\frac{1}{2}$
Section 25: NE $\frac{1}{4}$ NE $\frac{1}{4}$

Township 12 South, Range 46 East of the Boise Meridian,
Bear Lake County, Idaho:

Section 29: SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 30: S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$
Section 31: W $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 32: S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$,
SW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$

Township 13 South, Range 46 East of the Boise Meridian,
Bear Lake County, Idaho:

Section 5: NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 6: E $\frac{1}{2}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 7: E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 8: W $\frac{1}{2}$, SE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 9: SW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 16: E $\frac{1}{2}$ W $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 17: N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
SW $\frac{1}{4}$
Section 18: NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 19: E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 20: S $\frac{1}{2}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$
Section 21: SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$
Section 28: NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 29: N $\frac{1}{2}$ NE $\frac{1}{4}$
Section 30: E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$

subject to all easements, rights-of-way, covenants and conditions of record. Together with all of Grantors' Thomas Fork and Wood Canyon water rights, including:

Idaho Water License No. G-29090 11-2118
(priority 10/12/60 for 297 acres)

2.84 cfs

Idaho Water License No. G-30157 11-2127
(priority 8/29/61 for 153 acres)

2.28 cfs

MICROFILMED

MAY 07 1987

Idaho Water License No. 11-7080
(priority 3/17/75 for 130 acres)

1.30 cfs

together with Grantors' irrigation rights for approximately 120 acres out of Wood Canyon, and Grantors' April 1, 1986 priority water right for 5.90 cfs out of Thomas Fork Creek. Together with 50% of Grantors' interest, claim, or title to surface and sub-surface minerals, petroleum, natural gas, hydrocarbons, and geothermal resources appurtenant to, associated or running with the property described herein (which shall be 6.25% of the entire mineral fee).

WITNESS the hands of said Grantors this 20th day of December, 1983.

GRANTORS:

Richard V. Francis
Richard V. Francis

Sydney S. Francis

R. Burke Teichert
R. Burke Teichert

Georgia L. Teichert

INDEXED

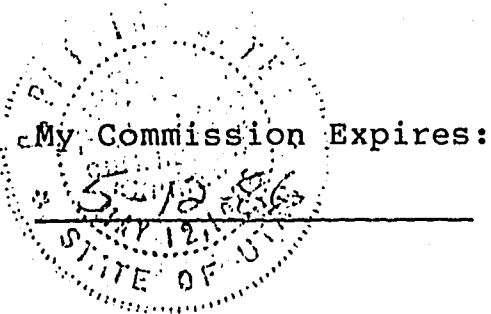
143293

BEAR LAKE COUNTY RECORDER
JOAN P. EBORN

'87 MAR 23 AM 11 31
DEPUTY
FEE

STATE OF UTAH)
County of Salt Lake) ss.

On the 20th day of December, 1983, personally appeared before me Richard V. Francis and Sydney S. Francis, his wife, and R. Burke Teichert and Georgia L. Teichert, his wife, the signers of the within instrument, who duly acknowledged to me that they executed the same.



Patrick Brito
NOTARY PUBLIC
Residing at: Kaysville, Utah

MICROFILMED

MAY 07 1987

PATRICK BATES LAND COMPANY

SALES, AQUISITIONS, CONSULTING, DEVELOPMENT

SUITE 330
349 SOUTH 200 EAST
SALT LAKE CITY, UTAH 84111

RECEIVED

APR 13 1987

Department of Water Resources
BUSINESS (801) 521-4259
OR (801) 521-4238
RESIDENCE (801) 546-0110

MEMORANDUM

TO: Wendell J. Johnson - District Ranger
Caribou National Forest - Montpelier District
Wallace A. Evans - Area Manager
Bureau of Land Management - Pocatello Resource Area
Donald E. Hobbs - Chief
Idaho Bureau of Range Management
Jim Johnson - Water Distribution Supervisor
Idaho Department of Water Resources
Ken Smith - State Brand Inspector
Idaho Department of Agriculture
Dave Henderson - Area Manager, Acting
Bureau of Land Management - Kemmerer Resource Area
Dave W. Force - Chief Appraiser
Wyoming Commissioner of Public Lands

FROM: Patrick Bates for Alvin W. Hatch

RE: Repossession of Double H Ranch - Geneva, Idaho

DATE: April 8, 1987

Dear Gentlemen:

Unfortunately, within the past couple of weeks Mr. Hatch has repossessed his ranch near Geneva, Idaho from Bar G Land & Cattle, Ltd.

At this time we would appreciate it if you would make the necessary changes on your records concerning the various grazing allotments, permits, leases, brands and water rights under your respective jurisdictions.

If there are any forms which are necessary to effect these transfers back to Double H Partnership, please be so kind as to mail them to me.

Also, if you would please prepare new billings for the various 1987 grazing fees in the name of Double H Partnership and send them to me I will obtain Mr. Hatch's signature and an appropriate check to bring said fees current.

MEMBER: REALTORS LAND INSTITUTE - SALT LAKE BOARD OF REALTORS - NATIONAL ASSOCIATION OF REALTORS

PATRICK BATES LAND COMPANY

MEMORANDUM
April 8, 1987
Page 2

I have enclosed for each of your files copies of the quit-claim deeds on the ranch land and water rights, various grazing leases & permits, and on the brands. This is to assure you that full ownership and control of the ranch is now back in Hatch's hands.

We would truly appreciate your usual professional and prompt help in these matters. Also, please let me know what fees are necessary to effect these transfers so that we can make proper remittance. Please accept our appreciation for each of your individual assistance.

Sincerely,

C. Patrick Bates

C. Patrick Bates
for Alvin W. Hatch

cpb28/gw

cc: Alvin W. Hatch
P.O. Box 193
Montpelier, Idaho 83254

David Irvine



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

April 16, 1987

RE: License Nos. 11-2118/2127/7080

Alvin W. Hatch
Box 193
Montpelier, ID 83254

Dear Permit Holder(s):

Our office is in receipt of your correspondence in regards to the above referenced water rights. In reviewing the files I find that the water rights are licenses.

In Idaho, a licensed water right is considered real property and is acquired when the property to which it is appurtenant is purchased. Proof of owning the land is proof of owning the water right license, if the previous land owner did not exclude the water right from the sale.

I have put your correspondence into the files for future reference only and no other action will be taken. I have also enclosed copies of the licenses for your records.

If you have any questions please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosure

RECEIVED

JAN 27 2000

Department of Water Resources

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

1. Water Right No(s): 11-00122, 11-02118, 11-02127, 11-04105 and 11-07080
 Adjudication Claim No(s): _____
2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)
 - OR
 - C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.
3. Name and Address of Former Owner/Claimant Harry J. Armstrong
15980 Rocky Mountain Road Belgrade, Montana 59714
4. New Owner/Claimant(s) David J. Petersen Lois P. Petersen
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
 New Mailing Address P.O. Box 129
 City, State and ZIP Code Montpelier, Idaho 83254
 New Telephone Number (208) 847-0166
5. Date you acquired the property December 20, 1999
6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____	Number and type of stock _____
Diversion rate in CFS _____	Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) or Claimant(s) David J. Petersen
Lois P. Petersen
 Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

X See file 11-00122 for support documentation!
Ket



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 8, 2000

DAVID J PETERSEN
LOIS P PETERSEN
PO BOX 129
MONTPELIER ID 83254-0129

RE: Water Rights 11-02118/11-02127/11-07080

Dear Mr. & Mrs. Petersen:

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures