

Taber

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U.S. HWY. NO. 20

TO MORELAND
R.R.

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104

$$= 22$$

Feed

62.5

471

100	100
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25/11/2019

ft. d.v.

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Measured depth to water while pumping 30' to waterline in discharge tank
1' = 310' Total

Q. via sparkling meter
500 cu. ft in 44.4 sec

104.4 500 4.79 cfs
4176
8240
91288
9520
9396

479.50
239.50

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
OCT 6 1958
Department of Reclamation

Raymond J. Harker
Route #1, Blackfoot, Idaho
Moreland - 3318 Tel.
Permit No. G-25096

Examination for C/W & Beneficial Use

County Bingham 26-15-32E

Q = 6.4 cfs.
S = Well

P.D. = NE NW, Sec. 26, T.15.-R.32E

Use = Irrigation

Filed = Aug. 5, 1954

Due = Aug. 7, 1954

No other right

Well - Drilled - 355' deep.

Measured depth to H₂O from water in discharge bay 310 - (355 = Depth of well)

Pump: - Layne Turbine #29459
4" 12" disc into 6x6" metal
Dil Box with 2 Armco gates
1-N. & 1-S. to ditches

Motor: Charleroi #EPA-11570
60cy 3PH 575E
V440 Am 231
RPM 1800

Meter # GE 33-094-079
Service # P029302X
Kv = 2.4
Multiplier = ?
KW = (172 KW. 1.8)

Booster Pump (portable)
sprinkler system

Pump L & B #274641

Motor - US 109022
20P

Meter GE 33 286 559
P030432X

(250 Idaho Miners licenses)
Estimate

R = $\frac{172}{746} = 231.5$

cfs = $\frac{550 \times .72 \times 231.5}{62.5 \times 300}$
= 4.69

NAME OF APPLICANT Raymond J. Harker

Form No. 0

Township 1 South, Range 32 E. B. M.

well site



Section 26

Permit Map No. 25096
As Approved
AUG 7 1954
MARK R. KULP
State Reclamation Engineer

State of Idaho

License and Certificate of Water Right

Water License No. G-25096Amount 4.55 c.f.s.

Water District No. _____

Priority Aug. 5, 1954

THIS IS TO CERTIFY that RAYMOND J. HARKER
of Blackfoot, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated August 5,, 1954; that Permit No. G-25096
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.55 second feet, was issued thereunder on March 11, 1959, showing that said works
were completed on the 10th day of September, 1958; and that on the 10th
day of September, 1958, RAYMOND J. HARKER

of Blackfoot, 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, for the purpose of irrigation
, under Use Permit No. G-25096 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
11 of Licenses at page 6616, on the 11 day of March, 1959;
The right hereby confirmed dates from August 5, 1954;

The Point of Diversion is located
in the NE 1/4 NW 1/4, Sec. 26, Tp. 1 S, R. 32 E., B. M. Bingham County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 4.55 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 S.	32 E.	26	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	16
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	30
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			Total Number of Acres Irrigated		286

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
11th day of March, 1959.

s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. G-22751 Amount 2.41 c.f.s.
Water District No. _____ Priority April 18, 1952

THIS IS TO CERTIFY that ALBERT BURGEMEISTER
of American Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 18, 1952; that Permit No. G-22751
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.41 second feet, was issued thereunder on March 3, 1959, showing that said works
were completed on the 26 day of February, 1954; and that on the 26th
day of February, 1954, Albert Burgemeister

of American Falls, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of two wells
, a tributary of subterranean flow, for the purpose of irrigation and
domestic use, under Use Permit No. G-22751 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
11 of Licenses at page 6615, on the 3rd day of March, 1959;
The right hereby confirmed dates from April 18, 1952;
The Point of Diversion is located NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25
in the $\frac{1}{4}$ $\frac{1}{4}$, Sec. , Tp. 7 S., R. 29 E, B. M. Power County
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 2.41 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	29E.	24	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	10	10
		25	Total number of Acres Irrigated:		210

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
3rd day of March, 1959.

s/ GEO. N. CARTER
State Reclamation Engineer.

(SEAL)

MTB: John Hanson
35-2383

APPLICATION FOR PERMIT To appropriate the Subterranean Waters of The State of Idaho

Application No. G- 32923
Permit No. G- 25096
District No.

1. Name of Applicant: RAYMOND J. HARKER
Postoffice address: Route 1, Blackfoot County: Bingham State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. 624 or Idaho
Miners' inches 320 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean, to be raised through a drilled well.
4. Location of point of diversion or well is in the SE 1/4 of the NW 1/4 of Section 26
Twp. 1 S. , Rge. 32 E. , B.M., County of Bingham
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 , Twp. , Rge. , B.M.
7. Kind of works: Drilled well, to be cased and equipped with turbine type pump
8. Estimated cost of works: \$ 14,000.00
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is Five(5) years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None.
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

Idaho as herein set forth.

RAYMOND J. HARKER

Applicant.

Thomas P. Wolfe

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. August 5, 1954

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-25096

Recorded in Book 89 Page 25096 Approved August 7, 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 October 7, 1954 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 February 7, 1957

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before August 7, 1959

Witness my hand this 7th day of August, 1954

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho,
and 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 7th
day of August, 1954.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

By LEN JORDAN

Governor

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1 S.	32 E.	26	40	40	40	40	40	40	40	40								320	
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. G-25096																			
Comes now Raymond J. Harker 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-25096. That the point of diversion is described in said permit as being located in the SE¼ of the NW¼ of Section 26, Township 1 S, Range 32, E.B.M. That he now requests that the point of diversion be changed to a point located in the NE¼ of the NW¼ of Section 26, Township 1 S, Range 32, E.B.M. Bingham County Idaho. That his reasons for desiring to make such change are as follows: That following the issuance of said permit, it was determined that the best location for an irrigation well for the land to be irrigated is in the said NE¼ of said NW¼ of said Section 26. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. /Twp. 1 S., Rge 32 E.B.M.																			
Signed at Blackfoot, this 31st day of July, 1958 Raymond J. Harker By: /s/ H. William Furchner, Atty.																			
Date of receipt at Department of Reclamation August 1, 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-25096. 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.																			
Geo. N. Carter By: /s/ E. N. Humphrey Deputy State Reclamation Engineer																			
Approved and recorded: August 1, 1958.																			

Permit No. G-25096
 CERTIFICATE OF COMPLETION OF WORKS ✓

TO ALL WHOM IT MAY CONCERN:

This is to certify that RAYMOND J. HARKER, of Blackfoot, County of Bingham, and State of Idaho, the holder of Permit No. G-25096, issued upon Application No. G-32923 bearing date of priority of August 5, 1954, authorizing the diversion of 6.4 second feet of waters of subterranean flow from a well, County of Bingham, 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 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 4.55 second feet of the waters of subterranean flow from a well, that the point of diversion of said waters NE¹/₄NW¹/₄, Sec. 26, T. 1 S., R. 32 E., B. M., and that the proposed lands to be irrigated by the use of said water are described as follows, to-wit: N¹/₂, Sec. 26, T. 1 S., R. 32 E., B. M.

PROOF OF COMPLETION OF WORKS MADE: September 10, 1958

Witness my hand this 11th day of March, 1959.

GEO. N. CARTER
 State Reclamation Engineer

LICENSE ISSUED FOR 4.55 SEC. F.L.
Page 6616

PLEASE DETACH BEFORE DEPOSITING

NO OTHER RECEIPT NECESSARY

WHEN DETACHED AND PAID THE ABOVE CHECK BECOMES A RECEIPT

FOR FULL PAYMENT OF THE FOLLOWING ACCOUNT:

PAY PERIOD ENDING	EARNINGS			DEDUCTIONS					EXPENSE REIMBURSE- MENT	NET AMOUNT PAID
	SAL. OR WAGES	OTHER	TOTAL	F. I. C. A.	WITHHOLD	STATE TAX	OTHER DED.	TOTAL DED.		
ACCOUNT	DATE	DESCRIPTION						GROSS AMOUNT	DEDUCTIONS	NET AMOUNT
	4/10/70	for Certified Copies of License #'s 35-2293 35,2294, and 35-2383						4.50		

GUARDIAN TITLE CO., INC.
BLACKFOOT, IDAHO

Department of Administration

35-2382

h.f.

August 5, 1969

Mr. Gary Brown
Guardian Title Company
Box 415
Blackfoot, Idaho

Dear Mr. Brown:

Pursuant to your telephone request of this date, we are enclosing certified copies of Licenses number 35-2293, 35-2294 and 35-2383.

Please submit \$4.50 to the Department to cover the cost of these copies at your earliest convenience.

If we might be of further assistance, please advise.

Very truly yours,

Donald W. McElowney
Appropriation Examiner

DWM:UR

Enc: Certified copies (3)

35-2383

April 8, 1970

Mr. Gary Brown
Guardian Title Company
Box 415
Blackfoot, Idaho 83221

*(New American
Land & Title)*

Dear Mr. Brown:

August 5, 1969 you telephoned this office and requested certified copies of License Numbers 35-2293, 35,2294 and 35-2383. At the time we mailed these copies to you we requested a fee of \$4.50 to cover the cost of these copies. To date we have not received this amount. Please remit promptly so we can clear your name off our records.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRBlejv

rec'd # 4454

35-2383

C
O
P
Y

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

November 13, 1969

Re: Water Licenses, G-25096/35-2383, G-23471/35-2293, and G-23472/35-2294

Mr. Bruce G. Hansen, Manager
American Land Title Company
167 West Bridge
P. O. Box 415
Blackfoot, Idaho 83221

Dear Bruce:

We are sorry that we have been so long in responding to your inquiries concerning the above referenced water licenses.

The request of Mutual Life Insurance Company of New York for a letter from this agency containing the quotes entered in your October 23, 1969 letter is most difficult to comply with. The quotes themselves are very broad and would, at face value, encompass many points which could be misunderstood. We can only elaborate on things of a nature that fall within the boundaries of existing Idaho Water Law and Department policies.

At the time a permit is licensed, the Department attests to certain physical characteristics of a water right. These are described in the body of the license. It is believed that changes can only be made to the water license as outlined for within the statutes. We are referring to transfers affecting the point of diversion and/or the place of use. Our records do not indicate any physical transfers in connection with the water licenses above referenced.

Only the owner of the property described within the water license can legally affect a change through the statutes governing transfers. This ownership would be verified by evidence of a deed and may not necessarily be the same party whose name appears on the water license. The statutes governing appropriations do not provide for a record-keeping system for the purpose of a chain-of title of ownership in connection with these licenses. Therefore, we have evaluated that recording of an occasional conveyance of a license is impractical.

25096

35-2383

Page 2

November 13, 1969

Mr. Bruce G. Hansen

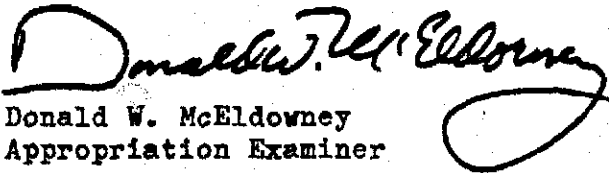
The Idaho Attorney General's office has informed us that the appurtenance of a water license to real property is conveyed to the new owner automatically with every sale unless it is specifically withheld from the sale and is so identified in the deed. The only exception is physical transfer within Idaho Statutes prior to the sale. Again, we have no record that would indicate the water rights in question have been so removed.

The second quotation also is difficult to enter in a letter as it too is very broad, and can easily be misunderstood. The Department of Reclamation can only attest to the information contained in the water license as being a matter of fact at the time of issuance of the license. Idaho Statutes concerning physical changes to a water license or a water right have previously been mentioned. We understand from various court cases, that unless a right is forfeited through non-use or is abandoned by the right holder, then the right remains as originally licensed. Forfeiture appears to require five (5) years of non-use. Idaho Statutes do not provide for notification to be forwarded to the Department of Reclamation of abandonment of a water license nor a specific procedure for forfeiture of a water right through non-use. Normally, declaration of forfeiture would be by means of a court proceeding which would result in the court declaring the right forfeited. Again, we have had no notification of either forfeiture or abandonment in connection with these water licenses.

As you can see from this letter, we are without the specifics in Idaho Water Law with relation to the requests you have made and we would have preferred to give you a short, clear response. We are hoping Idaho Water Law will one day reflect these specifics.

If we can be of further assistance, please contact us.

Very truly yours,


Donald W. McEldowney
Appropriation Examiner

DWMdtg

Enc: none

25096

35-2383

AMERICAN LAND TITLE CO.

Formerly Guardian Title Company

167 WEST BRIDGE
P. O. BOX 415
PHONE 785-4573
BLACKFOOT, IDAHO
ZIP CODE 83221

RECEIVED

OCT 24 1969

October 23, 1969

Department of Reclamation

Mr. Donald W. McEldowney
State of Idaho
Department of Reclamation
State House - Annex 2
Boise, Idaho 83707

Re: Water License G-25096/35-2383
Water License G-23471/35-2293
Water License G-23472/35-2294

Dear Mr. McEldowney,

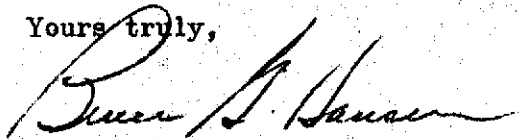
We have been acting as loan closing agents for the Mutual Life Insurance Company of New York and have been asked to obtain a letter from you stating the following:

"...ask them to elaborate by stating that the right is related to the use of the water for the land described in it, and that a separate assignment is not necessary to protect our interests."

"...a statement from the Department of Reclamation that the rights are still outstanding and without infirmity would solve the problem."

I enclose a copy of your letter of August 18, 1969, for your reference. Your assistance in this matter will certainly be appreciated.

Yours truly,



Bruce G. Hansen
Manager

BGH:lrj
Enclosure

25096
35-2383

August 18, 1969

Re: Water License G-25096/35-2383
Water License G-23471/35-2293
Water License G-23472/35-2294

Mr. Bruce G. Hansen
Guardian Title Company
167 West Bridge
P. O. Box 415
Blackfoot, Idaho

Dear Mr. Hansen:

We are in receipt of your August 11, 1969, correspondence and the copy of the deed. Pursuant to your request, we will file in each of the above referenced water license folders, a copy of the deed. However, you must be aware that you cannot consider this an official assignment of these files. We have no means by which to officially record an assignment on already licensed water rights. Again for whatever value it may be, we will place a copy of the deed in each of the files. Please contact the Department, if we may be of further assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

Enc: none

25096
35-2383

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

RECEIVED

OCT 24 1969

August 18, 1969

Department of Reclamation

Re: Water License G-25096/35-2383
Water License G-23471/35-2293
Water License G-23472/35-2294

Mr. Bruce G. Hansen
Guardian Title Company
167 West Bridge
P. O. Box 415
Blackfoot, Idaho

Dear Mr. Hansen:

We are in receipt of your August 11, 1969, correspondence and the copy of the deed. Pursuant to your request, we will file in each of the above referenced water license folders, a copy of the deed. However, you must be aware that you cannot consider this an official assignment of these files. We have no means by which to officially record an assignment on already licensed water rights. Again for whatever value it may be, we will place a copy of the deed in each of the files. Please contact the Department, if we may be of further assistance.

Very truly yours,

A handwritten signature in cursive script that reads "Donald W. McEldowney".

Donald W. McEldowney
Appropriation Examiner

DWM:tg

Enc: none

25096
35-2383

GUARDIAN TITLE COMPANY

167 WEST BRIDGE
P. O. BOX 415
PHONE 785-4573
BLACKFOOT, IDAHO

RECEIVED

AUG 12 1969

Department of Reclamation

August 11, 1969

State Reclamation Office
State House - Annex 2
Boise, Idaho

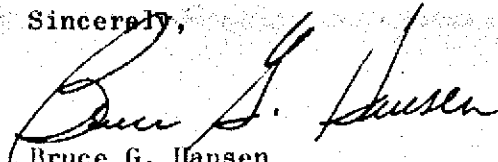
Re: Permits Numbers G-23472,
G-23471 and G-25096

Gentlemen:

Enclosed please find copies of Deeds conveying title to the lands irrigated by the captioned wells to William O. Russell. Please make necessary water rights transfers to Mr. Russell.

Please be advised MONY is the senior lien holder on these lands. Any change of status of these water rights should be reported to MONY.*

Sincerely,



Bruce G. Hansen
Guardian Title Company

BGH:lrj
1 Enclosures

* Mutual of New York
1740 Broadway
New York, New York 10019

REVENUE STAMPS

DEED

148864

FOR VALUE RECEIVED, GUARDIAN TITLE COMPANY, INC., AS TRUSTEE

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto

WILLIAM O. RUSSELL AND MAROLYN C. RUSSELL, HUSBAND AND WIFE
grantee, the following described real estate, to-wit:

Tract A: Township Two South, Range Thirty-two, East of the Boise Meridian,
Bingham County, Idaho.

Section 2: Lot 3, SW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 3: S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

Tract B: Township Two South, Range Thirty-two, East of the Boise Meridian,
Bingham County, Idaho.

Section 2: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Lot 4

Section 3: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Lot 1

EXCEPTING from Lot 4 of said Section 2 and Lot 1 of said Section
3 the following described land: Beginning at the Northeast corner
of Lot 4 in said Section 2; thence West to the Northwest corner of
Lot 1 in said Section 3; thence South 250 feet to a dry wash; thence
Easterly along said dry wash to the East line of Lot 4 in said Section
2; thence North 545 feet, more or less, to the place of beginning.

Tract C: Township Two South, Range Thirty-two, East of the Boise Meridian,
Bingham County, Idaho.

Section 2: SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the North 2183 feet of the NE $\frac{1}{4}$

Tract D: A portion of Lot 4 of Section 2 and a portion of Lot 1 of Section
Three, Township Two South, Range Thirty-two, East of the Boise
Meridian, Bingham County, Idaho, described as:

Beginning at the Northeast corner of Lot 4 in said Section Two;
thence West to the Northwest corner of Lot 1 in said Section Three;
thence South 250 feet to a dry wash, thence Easterly along said dry
wash to the East line of Lot 4 in said Section Two; thence North
545 feet, more or less, to the place of beginning.

Tract E: Township One South, Range Thirty-two, East of the Boise Meridian,
Bingham County, Idaho.

Section 26: All that part of the N $\frac{1}{2}$ lying South and West of
the Southerly line of the right of way of the Union Pacific Railroad
Company.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantees
their heirs and assigns forever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its
corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary
this eighth day of August, 1969.

By

Bruce G. Hansen

PRESIDENT.

ATTEST:

SECRETARY.

STATE OF IDAHO, }
County of Bingham } ss.

On this 7th day of August, 1969,
before me, a Notary public in and for said State, personally
appeared Bruce G. Hansen

, known to me to
be the President and Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed my official seal, the day and year in this certificate
first above written.

Bruce G. Hansen
Notary Public for the State of Idaho
Residing at

RECEIVED

AUG 12 1969

Department of Reclamation

148864

Furnished by the GUARDIAN TITLE CO.

25096

35-2383

August 13, 1969

Re: Applications for Permit Nos. 35-2293, 35-2294, 35-2383

Mr. Gary Brown
Guselian Title Company
Box 415
Blackfoot, Idaho

Dear Mr. Brown:

Enclosed please find the Department's receipt
No. 3483 in the amount of \$4.50 for the above referenced
permits.

If we might be of further assistance, please
advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:sc
Enc: Receipt No. 3483

25096
35-2383

August 5, 1969

C
O
P
Y

Mr. Gary Brown
Guardian Title Company
Box 415
Blackfoot, Idaho

Dear Mr. Brown:

Pursuant to your telephone request of this date, we are enclosing certified copies of Licenses number 35-2293, 35-2294 and 35-2383.

Please submit \$4.50 to the Department to cover the cost of these copies at your earliest convenience.

If we might be of further assistance, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Certified copies (3)

March 11, 1959

Re: Permit No. G-25096

Mr. Raymond J. Harker
Route #1
Blackfoot, Idaho

Dear Mr. Harker:

Enclosed is Completion of Works Certificate and License and Certificate of Water Right issued on Permit No. G-25096, which are duly recorded in this office.

We also enclose departmental receipt No. G-3905 covering fees of \$21.00.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Chief Clerk

EPR:ew
Enc. 3

25096

RT

at Enc # 2100

IDAHO POTATO GROWERS, Inc.

P. O. BOX 978

IDAHO FALLS, IDAHO

WAREHOUSES:

IDAHO FALLS
BLACKFOOT
THORNTON
SHELLEY
BURLEY
FIRTH
HEMAN
NEWDALE
SUGAR CITY
MOORE
ABERDEEN



MAR 6 1959

Department of Reclamation

Raymond J. Harber
Blackfoot, Idaho

3-5-59

Mr. Geo. W. Carter:
State Reclamation Engineer
Boise, Idaho

Dear Sir:

I was in your office 3-3-59 & picked up a copy of the letter you sent Wm. Lurchner, attorney, on Oct. 7, 1958. Your letter states that; upon receipt of fees, totaling \$1.00 I will be issued the certificate & license of water right. I am enclosing check to cover these fees, & would appreciate you sending me the certificate & license.

Very truly Yours.

Raymond J. Harber

825096

AFFILIATED IN TERMINAL MARKETS WITH



AMERICAN NATIONAL FOODS, INC.

October 7, 1958

Re: Permit No. G-25096
Raymond J. Harker
Moreland, Idaho

Mr. H. William Furchner
Attorney At Law
Blackfoot, Idaho

Dear Mr. Furchner:

Our field engineer's report on his inspection of the completion of works and beneficial use of the water under the terms of Permit No. G-25096 shows that the well is capable of conveying $227\frac{1}{2}$ miners inches (4.55 c.f.s.) of water for irrigation of 286 acres.

Upon receipt of the statutory fees, totaling \$21.00, we will issue the Certificate of Completion of Works (for which the fee is five dollars) and the License and Certificate of Water Right (sixteen dollars--fee based at the rate of two dollars for each 40-acre sub-division) confirming the right with priority of August 5, 1954, to the use of 4.55 second feet of subterranean water, with point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 26, for irrigation of 286 acres in the N $\frac{1}{2}$ of Section 26, Township 1 South, Range 32 East, B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls

G25096

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-25096

COMPLETION OF WORKS & BENEFICIAL USE

REPORT ON PROOF OF RAYMOND J. HARKER

Route #1

Blackfoot, Idaho

Moreland, Idaho

Appl. 6.4 c.f.s.

• waste water
Return Pumps
 — steel return
waste water
pipe liner
 — sprinkler line
operated by
waste-water
return pump.
 26
 corner found.

Land irrigated as per sketch
286

Q = 4.79 cfs.

Via Calculation

$$TP = \frac{172}{.746} = 231.5$$
$$cfs. = \frac{550 \times 0.72 \times 231.5}{62.5 \times 1.10} = 4.79$$

Mr. Harker est. 250 Miners laches

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

Permit No. G-25096This proof is for C/W & Beneficial Use

In Water District No. _____

1. Name of applicant Raymond J. Harker, Route #1, Blackfoot, Idaho Moreland, Idaho2. Source of water supply: Subterranean, to be raised through a drilled well.3. Location of point of diversion: Is in the NE 1/4 NW 1/4 of Section 26T. 1 S. R. 32 E. County of Bingham4. Describe works as they exist, giving dimensions and capacities of same: Drilled 355' x 16"

Measured depth to water (pump on) from water level in discharge bay, 310'. Pump: Layne Turbine
#29959 - 4' of 12" discharge pipe into 6' x 6' x 5' deep metal discharge bay - Metal slide gates to
ditches heads S. & No. - Motor: Charleroi #EEAR-LP190 - HP 200. Meter GE #33 094
Service # PD 29332 X - K_n-24 KW Demand (Idaho Power Record) - 172

5. Water is used for: Irrigation6. 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):

N 1/2 (320 a) of Section 26, Township 1 South, Range 32 East, 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? None

Remarks: The 9-24-56 inspection was accomplished with the help
of the ranch foreman & by consulting with Raymond Harker at Idaho
Potatoes Growers Assn. in Blackfoot

This examination was made on the

day of

Sept., 19 56(Signed) JAMES MANN

Examiner.

G25096

Measured depth to water
while pumping 309' to
water line in discharge tank
1' = 310' Total

Q. via sparkling meter
500 cu. ft. in 444

104.4 sec

104.4) 500 (4.79 cfs

8240
7288
9520
9396

47.50
239.50

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
OCT 6 1958
Department of Reclamation

Raymond J. Harker
Route #1, Blackfoot, Idaho
Moraland - 3318 Tel.
Permit No. G-25096

Examination for C/W & Beneficial Use

County Bingham
26-1S.-32E.

Q. = 6.4 c.f.s.

S. Well

P.L. = NE, NW, Sec. 26, T.1S.-R.32E

Use = Irrigation

Filed = Aug. 5, 1954

Due = Aug. 7, 1954

No other rights

well - drilled - 355' deep.

Measured depth from water
in discharge bay 310 - (355 = depth of well)

Pump: - Layne Turbine 2720?
4" 12" disc. into 6x6" metal
D.V. Box with 2 Armco gates
1-N + 1.5 to discharge

Motor: Charleroi #EEAR-LF51 R
60cy 3 ph 5 1/2 E
V440 A231
RPM 1810

Meter # GE 33-094-074
Service # P029332X
K_u = 2.4
Multiplier — ?
KW = (172 KWS. I.P.)

Booster Pump + portable
sprinkler

Pump L. B. #274641

Motor - #15E1070242
20 P.

Motor GE 33-284-559
P030432X

(250 Idaho Miners Inches)
Estimate

$$P = \frac{172}{746} = 231.5$$

$$CFS = \frac{550 \times .72 \times 231.5}{62.5 \times 300} = 4.81$$

September 15, 1958

Re: Permit No. G-25096

Mr. Raymond J. Harker
Moreland
Idaho

Dear Mr. Harker:

This acknowledges the depositions of Holder and two Witnesses and the Affidavit of Publication in The Daily Bulletin in proof of completion of works and beneficial use under Permit No. G-25096.

Before a permit is licensed, the law requires that a field examination be made by an engineer from this department. At this time we cannot say just when this will be made but our field engineer will contact you prior to the time he is to make the inspection so that you can arrange to accompany him.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EFR:nls

cc: H. William Furchner
Attorney and Counsellor At Law
Blackfoot, Idaho

25096

H. WILLIAM FURCHNER
ATTORNEY AND COUNSELLOR AT LAW
BLACKFOOT, IDAHO

September 11, 1958

RECEIVED
SEP 12 1958
Department of Reclamation

Geo. N. Carter
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

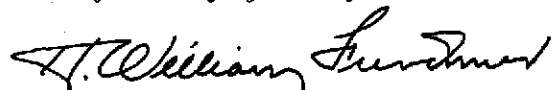
Re: Permit No. G-25096
Raymond J. Harker

Dear Mr. Carter:

We are enclosing herewith the affidavits of the holder and witnesses in proof of the above water permit, together with the affidavit of publication of the notice.

When these matters have been checked by your office I would appreciate a statement as to the completion of the proof, subject, of course, to final field inspection.

Very truly yours,



H. William Furchner

HWF:ee
Enclosures

#25096

RECEIVED
SEP 12 1958

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G-25096

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. Raymond J. Harker, Moreland, Idaho. I am a farmer and potato dealer.

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-25096, dated August 7, 1954, with priority of August 5, 1954.

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

Ans. Subterranean flow, with well located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 26, Twp. 1 So., R. 32, 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. 18-inch well, about 354 feet deep, with water level at 310 feet from surface. Cased with 18-inch pipe 12 ft. into lava rock. Equipped with 200 h.p. electric motor and turbine pump, with discharge of 250 miner's inches of water (estimated). Water discharged into ditch from well, and conveyed to the South, West and East through ditches. Part of water taken from ditch and used in sprinkler system on West 80 acres. Sprinkler system has $\frac{1}{4}$ mile of portable aluminum main-line pipe and two $\frac{1}{4}$ -mile portable laterals, with 66 nozzles with $\frac{11}{64}$ ths-inch aperture. 20-h.p. pump on sprinkler.

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. Water is all used for irrigation of the lands described in permit, in Sec. 26, Twp. 1 So., R. 32, E.B.M., as follows: NW $\frac{1}{4}$ NW $\frac{1}{4}$ -38a; SW $\frac{1}{4}$ NW $\frac{1}{4}$ -40a; NE $\frac{1}{4}$ NW $\frac{1}{4}$ -40a; SE $\frac{1}{4}$ NW $\frac{1}{4}$ -39a; NW $\frac{1}{4}$ NE $\frac{1}{4}$ -35a; NE $\frac{1}{4}$ NE $\frac{1}{4}$ -20a; SW $\frac{1}{4}$ NE $\frac{1}{4}$ -40a; SE $\frac{1}{4}$ NE $\frac{1}{4}$ -40a. All cultivated land. Improvements include potato cellar, house, machine shed and labor houses.

R25096

1105

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. Approximately one inch per acre.

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. I have used the waters from said well for irrigation of the above-described lands during the crop seasons of 1955-1958, inclusive and have produced crops on said lands each of said years.

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)

Raymond J. Harker

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 Blackfoot, County of Bingham, State of Idaho, on this 10th day of September, A. D. 1958.

H. William Sundnes

Notary Public for Idaho, residing at
Blackfoot, Idaho.

My commission expires Jan. 31, 1962.

25096

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
SEP 12 1958
Department of Reclamation

Permit No. G-25096

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. George H. Larson, 44 years of age. I reside at 171 West 19th St., Idaho Falls, Idaho. I am employed by Idaho Potato Growers, Inc.

Ques. 2. Are you acquainted with Raymond J. Harker, the holder of Permit No. G-25096? How long have you known him and where does he reside?

Ans. Yes. I have known him about eight years. He lives at Moreland, in Bingham County, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-25096, 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, located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 26, Twp. 1 So., R. 32, E.B.M. It is equipped with a 200 h.p. electric motor and pump, which discharges water from the well into ditches which run over the land to the South, West and East. A sprinkler system is also used for the West 80 acres of the lands shown on the permit plat.

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. About 250 miners inches of water, by my estimate, from years of experience with irrigation.

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. Same amount--based on estimate from observation.

A25096

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 all used for irrigation of the lands shown in the permit, in Sec. 26, Twp. 1 So., R. 32, E.B.M., as follows: NW $\frac{1}{4}$ NW $\frac{1}{4}$ -38a; SW $\frac{1}{4}$ NW $\frac{1}{4}$ -40a; NE $\frac{1}{4}$ NW $\frac{1}{4}$ -40a; SE $\frac{1}{4}$ NW $\frac{1}{4}$ -39a; NW $\frac{1}{4}$ NE $\frac{1}{4}$ -35a; NE $\frac{1}{4}$ NE $\frac{1}{4}$ -20a; SW $\frac{1}{4}$ NE $\frac{1}{4}$ -40a; SE $\frac{1}{4}$ NE $\frac{1}{4}$ -40a. All of the land is cultivated, and improvements include house, potato cellar, machine shed and tenant houses.

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 a lava ash soil, and requires about one inch of water per acre for proper irrigation.

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 have seen the land farmed and irrigated and crops produced thereon during the past four crops seasons.

(Signed) George H. 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 Blackfoot, County of Bingham, State of Idaho, on this 10th day of September, A. D. 19 58.

H. William Lundman
Notary Public.

My commission expires January 31, 1962.

Res: Blackfoot, Idaho.

P25096

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
SEP 12 1958
Department of Reclamation

Permit No. G-25096

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. Clifford Parsons, 35 years of age, residing at Rñ. 3, Blackfoot, Idaho. I am a potato warehouse forman.

Ques. 2. Are you acquainted with Raymond J. Harker, the holder of Permit No. G-25096? How long have you known him and where does he reside?

Ans. Yes. I have known him about six years. He lives at Moreland, in Bingham County, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-25096, 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, located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 26, Twp. 1 So., R. 32, E.B.M. It is equipped with a 200 h.p. electric motor and pump, which discharges water from the well into ditches which run over the land to the South, West and East. A sprinkler system is also used for the West 80 acres of the lands shown on the permit plat.

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. About 250 miners inches of water, by my estimate, from years of experience with irrigation.

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. Same amount--based on estimate from observation.

25096

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 all used for irrigation of the lands shown in the permit, in Sec. 26, Twp. 1 So., R. 32, E.B.M., as follows: NW $\frac{1}{4}$ NW $\frac{1}{4}$ -38a; SW $\frac{1}{4}$ NW $\frac{1}{4}$ -40a; NE $\frac{1}{4}$ NW $\frac{1}{4}$ -40a; SE $\frac{1}{4}$ NW $\frac{1}{4}$ -39a; NW $\frac{1}{4}$ NE $\frac{1}{4}$ -35a; NE $\frac{1}{4}$ NE $\frac{1}{4}$ -20a; SW $\frac{1}{4}$ NE $\frac{1}{4}$ -40a; SE $\frac{1}{4}$ NE $\frac{1}{4}$ -40a. All of the land is cultivated, and improvements include house, potato cellar, machine shed and tenant houses.

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 a lava ash soil, and requires about one inch of water per acre for proper irrigation.

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 have seen the land farmed and irrigated and crops produced thereon during the past four crops seasons.

(Signed)

Clifford Parsons

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 Blackfoot, County of Bingham, State of Idaho, on this 10th day of September, A. D. 1958.

William Thurman

Notary Public.

Res: Blackfoot, Idaho.

My commission expires January 31, 1962.

25096

RECEIVED
SEP 12 1958

Department of Reclamation

AFFIDAVIT OF PUBLICATION

County of Bingham

State of Idaho

ss.

I, Marjorie Flint, do solemnly

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

NOTICE IS HEREBY GIVEN That 10:00 a.m. on the 10th day of September, 1958, at Blackfoot, County of Bingham, State of Idaho, before H. William Furchner, Notary Public, at Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 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-25096 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 Raymond J. Harker, Moreland, 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 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 26, Twp. 1 S., Rge. 32 EBM.

5. The place where said water is used is N $\frac{1}{2}$ Sec. 26, Twp. 1 S., Rge. 32 EBM.

6. The date of priority which said user is prepared to establish is August 5, 1954.

GEO. N. CARVER,
State Reclamation Engineer.
Pub. Aug. 15, 22, 29, Sept. 5, 1958.

swear that I am the principal clerk of The Daily Bulletin, which is a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Friday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was, published

in said Friday issue of said newspaper 4 consecutive weeks the first publication having been made

on the 15th day of August, 1958, and the last publication having been made on the

5th day of Septem., 1958; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that the notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me this 8

day of Sept, 1958.

Ronald T. Jones
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho

G25096

~~XXXXXXXXXX~~

August 11, 1958

Re: Permit No. G-25096
Raymond J. Harker

Mr. H. William Furchner
Attorney At Law
Blackfoot, Idaho

Dear Mr. Furchner:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-25096, in the name of Raymond J. Harker. Final proof is to be made before you, as Notary, on the 10th day of September, 1958, at 10:00 A. M., at Blackfoot, Idaho.

As of this date we have mailed the Notice to the Daily Bulletin, 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 the permit holder and his two disinterested witnesses, who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Mrs. Edna P. Rutledge
Chief Clerk

KPR:lw
Encls. (3)
cc: Raymond J. Harker

P25096

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
Boise, Idaho

Date: **August 11, 1958**

Re: Permit No. G-25096
Raymond J. Harker

Daily Bulletin
Blackfoot, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **September 10, 1958** the date set for proof; the expense of the publication is to be paid by the applicant **'s Attorney,**

H. William Furchner of **Blackfoot, 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.

KPR:lw
K_nels. (1)

25096

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

Notice is hereby given that 10:00AM., on the 10th day of September,
1958, at Blackfoot, County of Bingham, State of Idaho,
before H. William Furchner, Notary Public, at (address) Blackfoot
Idaho, proof will be submitted of the completion
of works for the diversion of 6.4 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. 9-25096 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 Raymond J. Harker, Moreland, Idaho

2. Said works of diversion will be fully completed on the date set for
such completion, and the amount of water which said works are capable of con-
veying to the place of use is 6.4 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
6.4 cubic feet per second.

4. The point of diversion of said water is NE 1/4 Sec. 26, Twp. 1 S.,
Rge. 32 E.B.M.

5. The place where said water is used is N 1/2 Sec. 26, Twp. 1 S.,
Rge. 32 E.B.M.

6. The date of priority which said user is prepared to establish is
August 5, 1954.

925096

Geo. W. CARTER
State Reclamation Engineer

H. WILLIAM FURCHNER
ATTORNEY AND COUNSELLOR AT LAW
BLACKFOOT, IDAHO

RECEIVED
AUG 8 1958
Department of Reclamation

August 7, 1958

Geo. N. Carter
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

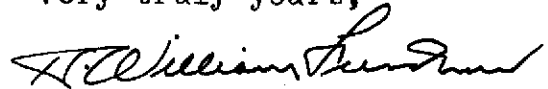
Re: Final proof on Permit No. G-25096,
Raymond J. Harker.

Dear Mr. Carter,

We are forwarding herewith notice for publication
for final proof on the above permit.

Will you please have the newspaper forward the
affidavit of publication and statement in each case to
me when publication is completed.

Very truly yours,



H. William Furchner

HWF:ee
Enclosures

25096

RECEIVED
AUG 8 1958
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) August 7, 1958

(P. O.) Moreland, 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

Daily Bulletin of Blackfoot, Idaho published in
the county in which the works are situated.

Bingham Co. *Raymond J. Hooker*
By, H. William Swanson
attorney

(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.

23096

1 - Copy only

RECEIVED
AUG 8 1958

Department of Reclamation

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

Notice is hereby given that JOA., M., on the 10th day of September, 1958, at Blackfoot, County of Bingham, State of Idaho, before H. William Furchner, Notary Public, at (address) Blackfoot Idaho, proof will be submitted of the completion of works for the diversion of 6.4 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-25096 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 Raymond J. Harker, Moreland, 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 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 26, Township 1 South, Range 32, E.B.M. Bingham County, Idaho

5. The place where said water is used is in the North $\frac{1}{2}$ of Section 26 Township 1 South, Range 32, E.B.M., in Bingham County, Idaho

6. The date of priority which said user is prepared to establish is August 5, 1954.

G-25096

State Reclamation Engineer

GEO. N. CARTER
~~XXXXXXXXXX~~

August 5, 1958

Re: Permit No. G-25096
Raymond J. Harker

Mr. H. William Furchner
Attorney At Law
Blackfoot, Idaho

Dear Mr. Furchner:

Enclosed is the Application for Amendment to Permit No. G-25096 as approved by the State Reclamation Engineer and recorded in the Department of Reclamation in Book 89 of Permits at Page 25096, amending the point of diversion as described on record to read as follows: "in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 26, Township 1 South, Range 32 East, B.M., Bingham County, Idaho." This amendment should 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

KPR:nls
Enc.

25096

H. WILLIAM FURCHNER
ATTORNEY AND COUNSELLOR AT LAW
BLACKFOOT, IDAHO

July 31, 1958

RECEIVED
AUG 1 1958
Department of Reclamation

State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Dear Sir:

We are enclosing herewith the application
for amendment of Permit No. G-25096, held by Raymond
J. Harker, whose address is now Moreland, Idaho.

Upon approval of the application will you
please return the one copy to me.

Very truly yours,



H. William Furchner

HWF:ee
Enclosures

G 25096

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-25096

RECEIVED
AUG 1 1958
Department of Reclamation

Comes now Raymond J. Harker 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-25096.

That the point of diversion is described in said permit as being located in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 26, Township 1 S, Range 32, E.B.M..

That he now requests that the point of diversion be changed to a point located in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 26, Township 1 S, Range 32, E.B.M. Bingham County Idaho.

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

That following the issuance of said permit, it was determined that the best location for ~~an~~irrigation well for the land to be irrigated is in the said NE $\frac{1}{4}$ of said NW $\frac{1}{4}$ of said Section 26.

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

Signed at Blackfoot, this 31st day of July, 1958

Raymond J. Harker
By William Anderson, atty

Date of receipt at Department of Reclamation August 1, 1958

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. H. 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-25096. 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.

Geo. H. Carter
by E. H. Humphrey
Deputy State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

Permit No. G-25096

Date August 17, 1954

We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the
State Reclamation Engineer, on the fourth page.

Mr. Raymond J. Harker
Route 1
Shelley

MARK R. KULP
State Reclamation Engineer

Enc. Receipt No. G-721

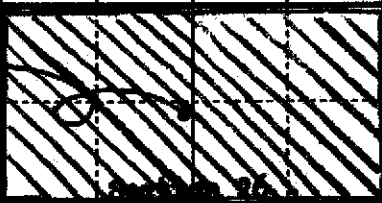
D25096

NAME OF APPLICANT Raymond J. Barker

Form No. 9

Township 1 South, Range 32 E. N. M.

well site



Permit Map No. 425096

As Approved
AUG 7 1951
MARK R. KULP
State Reclamation Engineer

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

425096

ICATIONS

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

NOTICE IS HEREBY GIVEN That 10:00 a.m. on the 10th day of September, 1958, at Blackfoot, County of Bingham, State of Idaho, before H. William Furchner, Notary Public, at Blackfoot, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 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-25098 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: Raymond J. Harker, Moreland, 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 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 26, Twp. 1 S., Rge. 32 EBM.

5. The place where said water is used is N $\frac{1}{2}$ Sec. 26, Twp. 1 S., Rge. 32 EBM.

6. The date of priority which said user is prepared to establish is August 5, 1954.

GEO. N. CARTER,

State Reclamation Engineer.

Pub. Aug. 15, 22, 29, Sept. 5, 1958.