

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

County of Franklin

Dell W. Smith

, being duly sworn,

deposes and says:

That he is the Publisher of

THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for four consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

December 17

, 1959, and ending

with the issue of January 7, 1960

Dell W. Smith

Fees, \$ 18.49

Subscribed and sworn to before me this 18th day

of January, 1960.

Notary Public, Residing at Preston, Idaho

My Commission Expires 5-22-1963, 1963.

RECEIVED
JAN 19 1960
Department of Reclamation

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 11th day of January, 1960, at Preston, County of Franklin, State of Idaho, before Dell W. Smith, a Notary Public, proof will be submitted of the application to beneficial use of .8 cubic feet of the waters of unnamed drain in accordance with the terms and conditions of Permit No. 27703 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Darwin Rawlings, Route 1, Preston, Idaho.

The use to which said water has been applied is Irrigation.

The amount applied to beneficial use is .8 cubic feet per second.

The place where said water is used NE 1/4 NW 1/4 Sec. 21, T16S, R39E B. M.

The right to take water from such works is based upon Permit No. 27703.

The source of supply from which such water is diverted is unnamed drain which is a tributary of Bear River.

The date of priority which said user is prepared to establish is Dec. 19, 1958.

GEO. N. CARTER

State Reclamation Engineer

First Pub. Dec. 17, 1959

Last Pub. Jan. 7, 1960

27703

State of Idaho

License and Certificate of Water Right

Water License No. 27703

Amount 0.59 c.f.s.

Water District No.

Priority December 19, 1958

THIS IS TO CERTIFY that DARWIN RAWLINGS

of Preston, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 19, 1958; that Permit No. 27703 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.8 second feet, was issued thereunder on December 10, 1959, showing that said works were completed on the 4th day of December, 1959; and that on the 11th day of January, 1960,

DARWIN RAWLINGS

of Preston, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Unnamed drain, a tributary of Bear River, for the purpose of irrigation, under Use Permit No. 27703 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 7014, on the 15th day of November, 1960; The right hereby confirmed dates from December 19, 1958;

The Point of Diversion is located

in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, Tp. 16 S, R. 39 E, B. M. Franklin County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.59 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
16 S	39 E	21	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			Total number of acres to be irrigated:		40

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 15th day of November, 1960.

/s/ RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

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

APPLICATION No. 35639
PERMIT No. 27703
DISTRICT No.

Darwin Rawlings
Rt. # 1
Preston, Idaho

1. Name of Applicant: DARWIN RAWLINGS

Postoffice address: Rt. # 1, Preston

County: Franklin

State: Idaho

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

2. Quantity of water claimed: .8 cubic feet per second.

3. Source of water supply: Un-named drain which is a tributary of Bear River

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B.M., and is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$

of section 21 , T. 16 S , R. 39 E. , B. M., County of Franklin

5. Water is to be used for Irrigation

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

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

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

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ None

8. Kind of works: Water diverted from open drain and irrigate by gravity system

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

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

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

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

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

13. The time required for the complete application of the water to the proposed use is None additional years.

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

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

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

/s/ Darwin Rawlings
Applicant.

Agent.

Corrected application received:

The number of this permit is 27703
Recorded in Book 98 Page 27703 Approved January 9, 1959
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:
Bond in the sum of \$ to be filed on or before
Work to begin on or before March 9, 1959 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before July 9, 1959
The whole of said work to be completed on or before January 9, 1960
Beneficial use of water appropriated in accordance herewith, to be made on or before January 9, 1960

/s/ GEO. N. CARTER
State Reclamation Engineer.

STATE OF IDAHO

REMARKS: This application is approved, subject to the Bear River Compact

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
16 S	39 E	21									40								40
			APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 27703 Comes now DARWIN RAWLINGS 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. 27703. That the point of diversion is described in said permit as being located: NE 1/4 SW 1/4, Sec. 21, T. 16 S., R. 39 E., B. M. That he now requests that the point of diversion be changed to a point located: NE 1/4 NW 1/4, Sec. 21, T. 16 S., R. 39 E., B. M. That the reason for desiring to make such change is as follows: An error was made in the description of applicant's land. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. Signed at Preston, Idaho, this 18 day of November, 1959 Date of Receipt at Dept. of Reclamation Nov. 20, 1959 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. 27703. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby. s/ DARWIN RAWLINGS s/ GEO. N. CARTER State Reclamation Engineer																
Recorded November 24, 1959																			

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 27703

Comes now DARWIN RAWLINGS 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. 27703, and requests that the list of lands to be irrigated, as described in said permit be changed to read as follows:

NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, Township 16 South, Range 39 E., B. M., making a total of 40 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 Preston, Idaho, this 18th day of November, 1959.

s/ DARWIN RAWLINGS

Date of Receipt at Office of Department of Reclamation: November 20, 1959

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. 27703. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ GEO. N. CARTER
State Reclamation Engineer

Permit No. 27703

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that DARWIN RAWLINGS of Route #1, Preston, County of Franklin, and State of Idaho, the holder of Permit No. 27703, issued upon Application No. 35639 bearing date of priority of December 19, 1958, authorizing the diversion of .8 second feet of the waters of an unnamed drain, County of Franklin, 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 .8 second feet of the waters of an unnamed drain, tributary of Bear River; that the point of diversion of said waters NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T16S., R39E., B.M.

This certificate is issued subject to the Bear River Compact and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

40 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 16 S., R. 39 E., B.M.

Witness my hand this 10 day of December, A.D. 1959

/s/ GEO. N. CARTER
State Reclamation Engineer

Proof of Completion of Works Made: December 4, 1959
Certificate of Completion of Works Issued: December 10, 1959

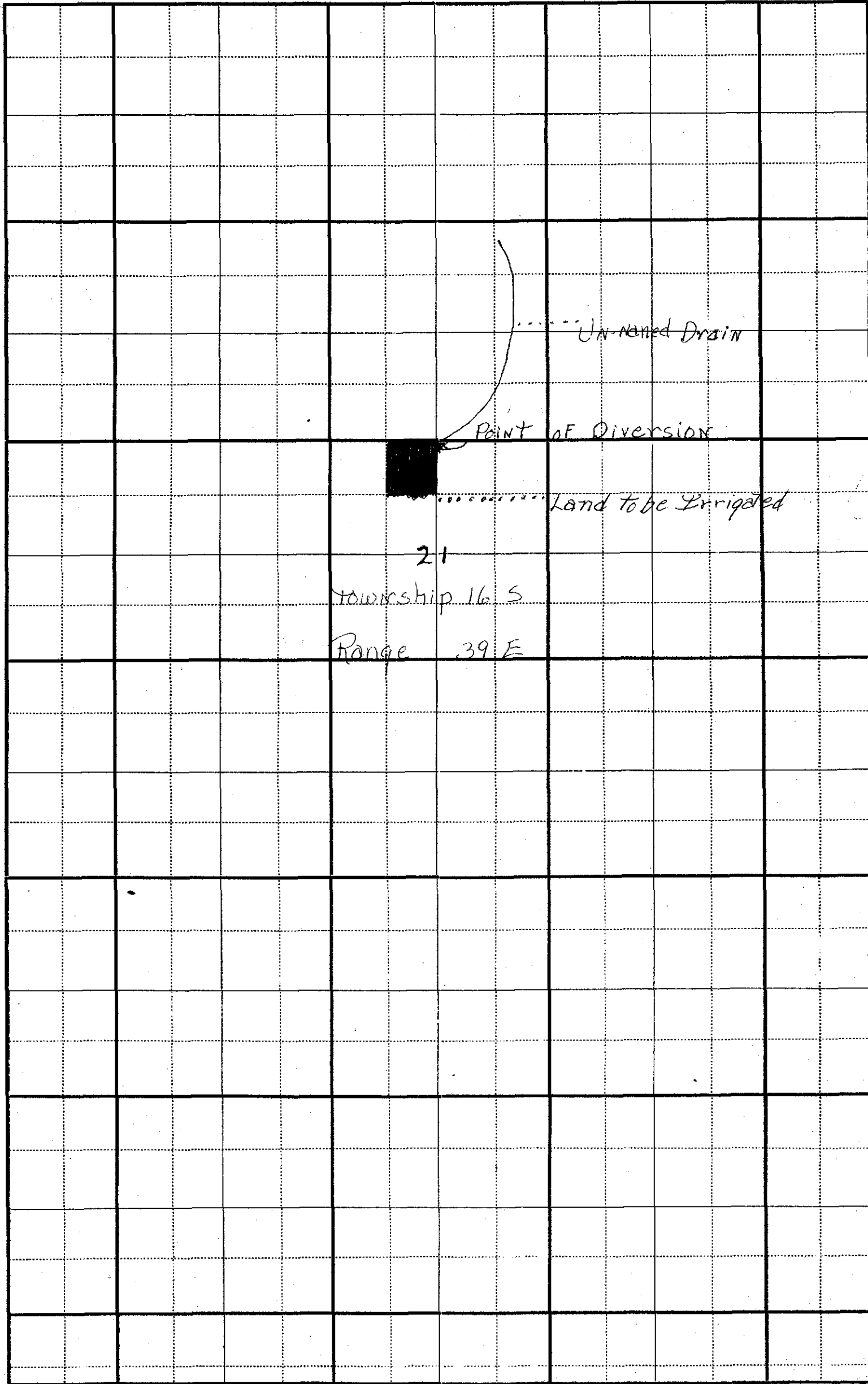
LEASE ISSUED FOR 0.59 SEC. M.

Page 7014

NAME OF APPLICANT

DRAWINGS

Form No. 0



SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

27703

RECEIVED
DEC 19 1958

Department of Reclamation

December 16, 1958

Department of Reclamation
Boise, Idaho

Gentlemen:

Enclosed herewith will find \$5.00 on my application for water permit. This drain runs through the lands of three individuals and I am filling on the water which flows on to my land. The drain was constructed by the land owners.

Very truly yours,

DARWIN RAWLINGS

27703



ROBERT E. SMYLIE
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

GEO. N. CARTER, STATE RECLAMATION ENGINEER

BOISE

December 19, 1958

Re: Application for Permit

Darwin Rawlings
Route #1
Preston, Idaho

Dear Mr. Rawlings:

Enclosed your application for permit to appropriate 0.8 cubic feet per second of water from an un-named drain, with attached check for \$5.00

Items No. 7 to 11 inclusive must be completed where they apply to your proposed installation. Item 12, the time required for the completion of such work is one month. One month is not sufficient time for you to make the necessary proofs. We suggest a one-year minimum to five year maximum time.

The range has been changed under Item 4 to 39 East to agree with other places in your application. If that is not correct, change all places to agree.

Your application will probably be approved subject to the Bear River Compact.

In case your installation includes a dam across the drain which backs water upstream on other property, you should have a written agreement from the owner of such land. *Done not-*

Very truly yours,

Geo. N. Carter
Geo. N. Carter
State Reclamation Engineer

EPR:nls
Enc.

27703

December 19, 1958

Re: Application for Permit

Darwin Rawlings
Route #1
Preston, Idaho

Dear Mr. Rawlings:

Enclosed your application for permit to appropriate 0.8 cubic feet per second of water from an un-named drain, with attached check for \$5.00

Items No. 7 to 11 inclusive must be completed where they apply to your proposed installation. Item 12, the time required for the completion of such work is one month. One month is not sufficient time for you to make the necessary proofs. We suggest a one-year minimum to five year maximum time.

The range has been changed under Item 4 to 39 East to agree with other places in your application. If that is not correct, change all places to agree.

Your application will probably be approved subject to the Bear River Compact.

In case your installation includes a dam across the drain which backs water upstream on other property, you should have a written agreement from the owner of such land.

Very truly yours,

Geo. N. Carter
State Reclamation Engineer

EPR:nls
Enc.

277027

January 5, 1959

Re: Permit No. 27703
Darwin Rawlings

Preston Citizen
Preston, Idaho

Gentlemen:

We have never received a tear sheet or copy of the
Notice of Publication on Permit No. 27703, in the name of Darwin
Rawlings.

It is imperative we receive a tear sheet or copy of the
first edition for checking purposes, or, as noted in our letter of
transmittal, it is possible that re-publication of corrected copy
would be at your expense.

Please mail us a copy as soon as possible.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

GNC:HP:ew

16

..... Un-named DRAIN

2 1/2 Point of DIVERSION

..... Land to be irrigated

Township 16 S

Range 39 E

Hermit Map No. 27703

As Approved JAN 9 1959

GEO. N. CARTER

State Reclamation Engineer

January 15, 1959

Re: Permit No. 27703

Mr. Darwin Rawlings
Rt. # 1
Preston, Idaho

Dear Mr. Rawlings:

We enclose Permit No. 27703, 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. 29436, which was issued covering payment in the amount of \$5.00, for the filing fee of the above mentioned. permit.

Very truly yours,

GEO. M. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR/lw
Encls. (2)

27703

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

DEPARTMENT OF RECLAMATION

RE: Permit No. 27703Date Nov. 1, 1959

Darwin Rawlings
Route #1
Preston, Idaho

Dear Sir:

Under the terms of your Permit No. 27703 you are required to make proofs of completion of works and application of water to beneficial use on or before

January 9, 1960

We enclose Form 6 to be filled in and sworn to by you before a Notary Public, and returned to this department on or before the above date, for making proof of completion under the permit. Upon receipt of this affidavit, provided same satisfactorily shows the completion of works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion of Works will be issued to you.

We enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date (allowing for four weeks publication), the name of the town, the address of the Notary Public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use or lands which are irrigated—by 40-acre legal land description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

Also enclosed is Form 11, which is the authorization for us to have the Notice published in the designated county newspaper, at your expense. This is to be returned with Forms 10.

At the time we send the notice to the newspaper will will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set and at the place named, before the Notary Public, as advertised in the publication notice.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

Enc. Form 6
Form 10-11
instructions

November 16, 1959

RE: Permit No. 27703
Darwin Rawlings

Dell W. Smith
Attorney
Preston, Idaho

Dear Mr. Smith:

Enclosed are the original permit, "amended permit" and a supply of forms for amending the point of diversion and point of use.

Correct the Permit No. 27703 by amending the point of diversion on one form and amend the place of use on one form.

Kindly return the two forms with an amended map for our files. The two forms will be returned after approval and recording in this office.

Very truly yours,

GEO. N.-CARTER
State Reclamation Engineer
By

Ralph Thomas
Office Engineer

RT:mr
Enc. permit
P.D. amendment forms
form 12

27703

Law
Office
Dell W. Smith
Preston
Idaho

RECEIVED
NOV 16 1959
Department of Reclamation

PRESTON, IDAHO
NOVEMBER 14th, 1959.

DEPARTMENT OF RECLAMATION
STATE OF IDAHO
BOISE, IDAHO

DEAR SIR:

Enclosed will find amended water permit for Darwin Rawlings, of Preston, Idaho. The original permit was for the NE $\frac{1}{4}$ SW $\frac{1}{4}$, and should have been for the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of the same section, t. and range.

If this change could be made Mr. Rawling would send you the notice to be published in the Preston, Papper.

Very truly yours,

Dell W. Smith
Dell W. Smith

27 Nov 59

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 27703

RECEIVED
NOV 20 1959
Department of Reclamation

Comes now DARWIN RAWLINGS and
represent to the State Reclamation Engineer of the State of Idaho;

That he is (are) the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 27703.

That the point of diversion is described in said permit as being located ;

NE 1/4 SW 1/4 Sec. 21, T16S, R39E BM

That he now requests that the point of diversion be changed to a point
located NE 1/4 NW 1/4 Sec. 21, T16S, R39E BM

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

An error was made in the description of applicants land

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

Signed at Prescott, Idaho, this 18 day of October, 1959.

Darwin Rawlings

Date of receipt at Department of Reclamation November 20, 1959

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. 27703. 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 98 of
Permits, at Page 27703
Nov. 24, 1959

Geo. N. Carter
State Reclamation Engineer

27703r1

Ap plication

To Permit to appropriate the Public Waters
of the State of Idaho, No. 27703

State Reclamation

Comes now Darwin Rawlings and represents to the ~~Commissioner~~
~~Engineer~~
~~Commissioner~~ 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. 27703, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

NE¹/₄ NW¹/₄ Section 21, Township 16 South, Range 39 East B.M.

making a total of 40 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 Preston, Ida., this 18th day of November, 19 59.

Darwin Rawlings

Date of receipt at Office of Department of Reclamation November 20, 1959

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

I, Geo. N. Carter, ~~Commissioner of Reclamation~~ 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. 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 27703



ROBERT E. SMYLIE
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
GEO. N. CARTER, STATE RECLAMATION ENGINEER
BOISE

RECEIVED
NOV 17 1959
Department of Reclamation

November 16, 1959

RE: Permit No. 27703
Darwin Rawlings

Dell W. Smith
Attorney
Preston, Idaho

Dear Mr. Smith:

Enclosed are the original permit, "amended permit" and a supply of forms for amending the point of diversion and point of use.

Correct the Permit No. 27703 by amending the point of diversion on one form and amend the place of use on one form.

Kindly return the two forms with an amended map for our files. The two forms will be returned after approval and recording in this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph Thomas

Ralph Thomas
Office Engineer

RT:mr

Enc. permit
P.D. amendment forms
form 12

Could Mr. Rawlings proceed now to return you his Notice to be published after these two forms are returned?

November 24, 1959

Re: Permit No. 27703
Darwin Rawlings

Dell W. Smith
Attorney
Preston, Idaho

Dear Mr. Smith:

We enclose Applications for Amendments to the point of diversion and to the land list issued on Permit No. 27703 in the name of Darwin Rawlings, which have been recorded in this office.

Mr. Rawlings can now return his Notice to be published.

We are also returning his copy of Permit No. 27703 for his files.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR:ew
Enc. amendments (2)
permit

cc: Darwin Rawlings
Route #1
Preston, Idaho

RECEIVED
DEC 7 1959
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) _____

(P. O.) _____

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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

Preston Citizen of Preston, Idaho published in
the county in which the works are situated.

Darwin Rawlings

(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.

27703

Division 1071
RECEIVED
 DEC 7, 1959
 Department of Reclamation

NOTICE FOR PUBLICATION
 NOTICE OF PROOF APPLICATION OF WATER
 TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 11th day of January, 1960,
 at Preston, County of Franklin, State of Idaho, before
Dell W. Smith, a Notary Public, proof will be submitted of the
 application to beneficial use of .8 cubic feet per second of the waters of
un-named drain in accordance with the terms and conditions of Permit No. 27703
 heretofore issued by the Department of reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are _____

Darwin Rawlings, Rt. 1, Preston, Idaho

The use to which said water has been applied is Irrigation.

The amount applied to beneficial use is .8 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)

NE 1/4 NW 1/4 Sec. 21, T16S, R39E B M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is _____

The right to take water from such works is based upon Permit No. 27703

The source of supply from which such water is diverted is un-named drain which is a
tributary of Bear River.

The date of priority which said user is prepared to establish is Dec. 19, 1958
January 9th, 1959.

State Reclamation Engineer.

27703

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. 27703
Darwin Rawlings

Date: December 8, 1959

Preston Citizen,
Preston, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **January 11, 1960** the date set for proof; the expense of the publication is to be paid by the applicant

Darwin Rawlings

of **RT. #1,
Preston, 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.
EPR,pak

27703

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE
December 8, 1959

Re: Permit No. 27703

Mr. Darwin Rawlings,
Route #1,
Preston, Idaho.

Dear Mr. Rawlings:

This acknowledges the Notice of Proof of ~~Completion of Work~~ Application of Water to Beneficial Use under Permit No. 27703. The proofs are to be made at 10:00 o'clock A.M., on the 11th day of January, 1960, ~~1959~~ before Dell W. Smith, Preston, Idaho, Notary Public.

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

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.
EPR: pak
cc: Notary

P.S. You will note that we have changed the date for making proof from January 4th to January 11th, inasmuch as the Notice for Publication was not received in this office in time to allow for the required publications.

27703

December 8, 1959

RE: Permit No. 27703

Mr. Darwin Rawlings
Rt 1
Preston, Idaho

Dear Mr. Rawlings:

Enclosed is the Form 6, Proof of Completion of Works, you submitted to this office.

What information you gave appears to be correct; however you did not answer the questions as to kind or dimensions of work.

There is a fee of \$5.00 for the certificate of completion of works which should accompany the Form 6 after you have completed the answers.

Kindly return promptly.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph Thomas
Office Engineer

RT:mr
Enc. Form 6

27703

Permit No. 27703STATE OF IDAHO
Department of ReclamationRECEIVED
DEC 7 1959

Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Franklin

ss.

Darwin Rawlings

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

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 27703, and that his postoffice address is Preston, Rt. 1,
State of Idaho.

Second: That the name of the stream from which said water is to be diverted is
un-named drain

Third: That the point of diversion of said water is

NE1/4 Sec. 21, T16S, R39E BM.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by January 9th, 19 60.

Fifth: That the use for which said water is intended is Irrigation

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of Works: Make Ditches with Ditcher

(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work:

(a) Height of dam 1 1/2 feet, length of dam at top 3 feet, length of dam at bottom 1 foot feet. Material used in construction Earth

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width _____ feet, height _____ feet.

(d) Conduit _____ width at bottom _____ feet, width at water line _____

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water _____ feet; diameter of pipe _____ inches, average grade per mile is _____ feet. Length of conduit is _____ miles.

Seventh: That said works are capable of conducting to the place of intended use _____

.8 second feet of water.

Eighth: That water appropriated under said permit is available for 40 acres of land described as follows: NE1/4 Sec. 21, T16S, R39E BM.

Ninth: Remarks:—That _____

Darwin Rawlings

(SIGN HERE)

Subscribed and sworn to before me this 4th day of December, 19 59

Willard Smith

NOTARY PUBLIC

My commission expires April 4th, 1960.

2770321

December 10, 1959

Re: Permit No. 27703

Mr. Darwin Rawlings
Route #1 Preston,
Idaho

Dear Mr. Rawlings:

Enclosed is Certificate of Completion of Works
issued on Permit No. 27703.

We also enclose departmental receipt 29927 in
the amount of \$5.00 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

ERN:ew
Enc. certificate
receipt

27703-1

RECEIVED

DEC 1 0 1959

Preston Idaho

Dear Sirs Department of Reclamation

All I have to do it
get water in my irrigation
ditch is to put in 2 Earth
Dam $1\frac{1}{2}$ ^{High} x 3 long Each Spring

then take it out when I'm
through in the Fall
The Ditch runs along fence line

There is never more than 8 of
A Foot of water coming down
The Ditch

All the upkeep there is is
to go through with a ditcher
Each Spring

Sincerely

Darwin Rawlings

27703

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 14 1960
Department of Reclamation

RECEIVED
JAN 19 1960
Department of Reclamation

Permit No. 27703

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Darwin Rawlings, Route # 1, Preston, Idaho, farmer

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

Ans.

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

Ans. 27703; Date of Permit, 9th of January, 1959; Date of priority, December 19, 1958

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

Ans. Source: unnamed drain; Point of Diversion: NE¹/₄ Sec. 21, T16S, R39E BM; Open ditch across county road.

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. Ditch across county road to point of diversion and carrying .8 cubic feet per second.

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

Ans. Irrigation on the NE¹/₄ Sec. 21, T16S, R39E BM containing 40 acres.
Land was dry and unproductive, now it is a pasture producing grass for livestock.

27703

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. .8 cubic feet per second.

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. During the irrigation season of 1959 I irrigated NE 1/4 NW 1/4 Sec. 21, T16S,
R39E BM with water from an undrained drain using .8 cubic feet per second
to irrigate pasture on the asaid 40 acres.

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) Darwin Rawlings

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 Dexter, County of Yamhill, State of Idaho, on this 11 day of January, A. D. 1960.

Bella Smith
My commission expires April 3 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

JAN 14 1960
Department of Reclamation

PERMIT NO. 27703

Department of Reclamation

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Alden Drury, 29 years old, Route # 1, Preston, Idaho. Farmer.

Ques. 2. Are you acquainted with Darwin Rawlings, the holder of Permit No. 27703? How long have you known him and where does he reside?

Ans. 20 years at Route # 1, Preston, Idaho

Ques. 3. Have you read or heard read said Permit No. 27703, 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. Source: unnamed drain; Point of Diversion: NE¹ NW¹ Sec. 21, T16S, R39E BM; Open ditch across county road.

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. .8 cubic feet per second

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

Ans. Irrigation on the NE¹ NW¹ Sec. 21, T16S, R39E BM containing 40 acres.

Land was dry and unproductive, now it is a pasture producing grass for livestock.

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

Ans. _____

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

Ans. Good farm land if watered, requiring .8 cubic feet per second.

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

Ans. No.

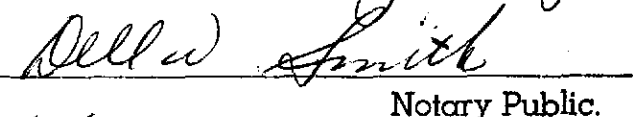
Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. During the irrigation season of 1959 I saw Darwin R. Wlins irrigate
NE¹ NW¹ Sec. 21, T16S, R39E BM with water from an undrained drain using
.8 cubic feet per second to irrigate pasture on the asaid 40 acres.

(Signed) 

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 Preston

County of Franklin, State of Idaho, on this 11 day of January,
A. D. 19 60.



Notary Public.

My commission expires April 3 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 14 1930

Department of Reclamation

RECEIVED
JAN 19 1930

Department of Reclamation

PERMIT NO. 27703

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Leonard J. Christensen, 31, Route # 1, Preston, Idaho. Farmer

Ques. 2. Are you acquainted with Darwin Rawlings, the holder of Permit No. 27703? How long have you known him and where does he reside? Nine months at Route # 1 Preston, Idaho

Ans. _____

Ques. 3. Have you read or heard read said Permit No. 27703, 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. Source: unnamed drain; Point of Diversion: NE¹/₄ NW¹/₄ Sec. 21, T16S, R39E BM; Open ditch across county road.

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. .8 cubic feet per second

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

Ans. Irrigation on the NE¹/₄ NW¹/₄ Section 21, T16S, R39E BM containing 40 acres.

Land was dry and unproductive, now it is a pasture producing grass for livestock.

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

Ans. _____

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

Ans. Good farm land if watered, requiring .8 cubic feet per second.

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

Ans. No.

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

Ans. During the irrigation season of 1959 I saw Darwin Rawlings irrigate
NE¹ NW¹ Sec. 21, T16S, R39E BM with water from an undrained drain using
.8 cubic feet per second to irrigate pasture on the asaid 40 acres.

(Signed) Leonard J. Christensen

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 Preston
County of Franklin, State of Idaho, on this 11 day of January,
A. D. 1960.

Will W. Smith
Notary Public.

My commission expires April 3 1961

January 14, 1960

Re: Permit No. 27703

Mr. Darwin Rawlings
Route #1
Preston, Idaho

Dear Mr. Rawlings:

Enclosed are the depositions of holder and two witnesses
you submitted for proof of beneficial use of water from an unnamed drain.

The depositions show the point of diversion and the place of
use as being in NE 1/4 SW 1/4, Sec. 21, T. 16 S., R. 39 E., B. M. That is the
description as shown on the original permit, however you submitted two
amendments which were approved and recorded, changing the point of
diversion and place of use to the NE 1/4 NW 1/4, Sec. 21, T. 16 S., R. 39 E.

Be sure you are correct before changing. You and your witnesses
can change the depositions or you can submit two amendments changing the
permit record.

The Affidavit of Publication must be in our files. You can obtain
it from the paper which published the notice. Be sure and enclose with
the Depositions upon return to this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

HT:ER:cw
Enc. depositions

27703 RT

BEN B. JOHNSON
ATTORNEY AND COUNSELOR AT LAW
FIRST SECURITY BANK BUILDING
PRESTON, IDAHO

RECEIVED
JAN 14 1960
Department of Reclamation

January 12, 1960

Department of Reclamation
State of Idaho
Boise, Idaho

Gentlemen:

Enclosed herewith are two copies of protests in connection with
the water filing of Darwin Rawlings under Permit No. 27703.

Sincerely,



BEN B. JOHNSON
Attorney at Law

BBJ:tg

Enc.

27703

RECEIVED
JAN 14 1960
Department of Reclamation

NOTICE

STATE OF IDAHO)
 : ss.
COUNTY OF FRANKLIN)

J. FARLEY INGLET, being first duly sworn, deposes and says:

That he is the claimant of and owner of a water right on that certain unnamed stream of water that the said Darwin Rawlings is filing on and offering proof on, under his Water Permit No. 27703.

That the affiants water rights are prior and superior to any claim of right that the said Darwin Rawlings has to said waters, as the affiant has used the same for 20 years or more. However, there are at times some surplus water and as to such surplus waters that is not needed by the affiant, the affiant has no objection to the said Darwin Rawlings using the same so long as it does not interfere with the affiants rights. ✓

J. Farley Ingle
J. FARLEY INGLET

Subscribed and sworn to before me this 11 th day of January, 1960.

Ben T. Johnson
Notary Public for Idaho
Residing at Preston, Idaho

*Ingle Permit 19909 Cancelled
P.D. SWSE 16-16S-39E*

*IRC - N²NW NW 21
NENE - 20
SE SE - 17*

27703

RECEIVED
JAN 14 1960
Department of Reclamation

MEMO
--

STATE OF IDAHO)
 : ss.
COUNTY OF FRANKLIN)

DARWIN RAWLINGS, being first duly sworn, deposes and says:

That he has applied for a water permit No. 27703 with the Department of Reclamation of the State of Idaho, and he does hereby certify and declare that he does not claim or assert any rights adverse to or which would interfere with the water rights now used by J. Virgil Jensen, in waters arising or accumulating or running on to Section 16, Township 16 South, Range 39 East Boise Meridian. That Darwin Rawlings does hereby declare that Water Permit No. 18823 issued by the State of Idaho is prior and superior to any and all rights that he may claim, and that J. Virgil Jensen is the owner of said permit as successor and interest of Merlin T. Whittle and Royal G. Wilson.

Said Darwin Rawlings under permit No. 27703 does hereby claim right to waters running off from or escaping, or waste water from the aforesaid property.

Darwin Rawlings

Subscribed and sworn to before me this 11th day of January, 1960.

Walter Smith

Notary Public for Idaho
Residing at Preston, Idaho

License 18823 p 4252
0.72 cfs - 7-31-39
P.D. SWSE 16-16S-39E
irr. SESW, SWSE 16-
36Ac.
Issued April 4, 1945

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO.

ss.

County of Franklin

Olson E. Smith

, being duly sworn,

deposes and says:

That he is the Publisher of

THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for four consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

December 17

, 1959, and ending

with the issue of January 7, 1960

Olson E. Smith

Fees, \$ 18.49

Subscribed and sworn to before me this 18th day

of January, 1960

Notary Public, Residing at Preston, Idaho

My Commission Expires 5.22.1963, 1963

RECEIVED
JAN 19 1960
Department of Reclamation

NOTICE OF PROPOSED IRRIGATION

Notice is hereby given that at 10:00 A. M. on the 1st day of January, 1960, at Preston, County of Franklin, State of Idaho, before Dell W. Smith, Notary Public, proof will be submitted to the application for beneficial use of cubic feet of the waters of unnamed drain located with the land and to the Permit No. 27703 heretofore issued by the Department of Reclamation of the State of Idaho. The land and power address of the person holding said permit is Win Hastings, Elgin, Idaho.

The water which said water has been used for irrigation.

The amount applied to beneficial use is 5 cubic feet per second.

The place where the water is used NE 1/4 Sec. 11, T. 2S, R. 30E B. 1E.

The right to take water from such source is based on Permit No. 27703.

The source of supply from which water is diverted is unnamed drain which is a tributary of Bear River. The date of publication of this notice is prepared to comply with the provisions of the Act of March 3, 1907.

GEO. N. CARTER
State Reclamation Engineer
First Pub. Dec. 17, 1959
Last Pub. Jan. 7, 1960

January 19, 1960

RE: Permit No. 27703

Mr. Darwin Rawlings
Route #1
Preston, Idaho

Dear Mr. Rawlings:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in The Preston Citizen, all submitted in proof of beneficial use on Permit No. 27703.

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. Rutledge
Chief Clerk

EPR

cc: Ben B. Johnson
Attorney and Counselor at Law
First Security Bank Building
Preston, Idaho

RECEIVED

JAN 1 9 1960

Department of Reclamation

Preston Idaho
Jan 18, 1960

Department of Reclamation:

Dr Sir:

Inclosed Find Proof of Application
of water to Beneficial use - For
Holder & Two witnesses - with the
Correct Description which is NE 1/4 NW 1/4
Sec 21. T 16S. R 39 E. B. M.

The Affidavit of Publication is
being sent in separate Envelope
By The Preston Citizen Publisher
of same.

Sincerely
Darwin Rawlings 37703

The error was the Sec.
copied the description from
The original copie instead
of the Amended. Filing

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 27703

REPORT ON PROOF OF Beneficial Use

Darwin Rawlings, Rt. #1, Preston, Idaho

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

Permit No. 27703

This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Darwin Rawlings
2. Source of water supply: Un-named drain
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21
T. 16 S R. 39 E.B.M. County of Franklin
4. Describe works as they exist, giving dimensions and capacities of same: No work done as to controls, headgates or weir. Water is diverted by dirt dam across main channel.
5. Water is used for: irrigation
6. State whether or not water has been turned into works of diversion: _____
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 21., Twp. 16 S., Rge. 39 E.B.M. 40 acres

(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. Rawlings along

This examination was made on the 13th day of October, 1969.

(Signed) _____

Larry Johnson

Examiner.

November 4, 1960

Re: Permit No. 27703

Darwin Rawlings
Rt 1
Preston, Idaho

Dear Mr. Rawlings:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 27703 shows the Unnamed Drain is capable of conveying 29.5 miner's inches, or .59 c.f.s. of water for the irrigation of 40 acres.

Upon receipt of the statutory fee of \$ 2.00 -based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of December 19, 1958 to the use of .59 second feet of surface water with the point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21 for irrigation of 40 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21, Township 16 South, Range 39 East, B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

RECEIVED
NOV 14 1960

Department of Reclamation

✓ Eeme. # 200
Preston # 4260
Nov. 10 - 1960

Department of Reclamation

Dear Sir:

Find inclosed a check
For \$2.00 For the Statutory
Fee - on Permit NO. 27703
to the use of 59 second feet
of surface water with the
point of diversion in the
NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 21 Township
16 South Range 39 East B.M. for
irrigating the same $\frac{1}{4}$.

Sincerely
Darwin Rawlings

27703

November 15, 1960

RE: Permit No. 27703

Darwin Rawlings
Rt 1
Preston, Idaho

Dear Mr. Rawlings:

Enclosed is License and Certificate of Water Right on Permit No. 27703.

Also enclosed is departmental receipt No. 30345 in the amount of \$2.00 for the license fee.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr
Enc. license
receipt

November 16, 1960

RE: Permit No. 27703
Darwin Rawlings

Ben B. Johnson
Attorney at Law
Preston, Idaho

Dear Mr. Johnson:

You submitted two copies of "protests" on January 12, 1960.

One memo signed by Darwin Rawlings shows he admits the prior rights obtained under License No. 18823.

The notice signed by J. Parley Inglet shows that Mr. Inglet claims a prior use right to water from the same stream but he has no objection to Mr. Rawlings' use of any excess water.

Neither paper protests against issuance of a license to Mr. Rawlings and the license is being issued without formal dismissal.

Very truly yours,

Ralph W. Thomas
Deputy State Reclamation Engineer

RWT:mr

27703

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 11th day of January, 1960, at Preston, County of Franklin, State of Idaho, before Dell W. Smith, a Notary Public, proof will be submitted of the application to beneficial use of .8 cubic feet of the waters of un-named drain in accordance with the terms and conditions of Permit No. 27703 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are

Rawlings, Route 1, Preston,

The use to which said water has been applied is Irrigation.

The amount applied to beneficial use is .8 cubic feet per second.

The place where said water is used NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 21, T16S, R39E B. M.

The right to take water from such works is based upon Permit No. 27703.

The source of supply from which such water is diverted is un-named drain which is a tributary of Bear River.

The date of priority which said user is prepared to establish is Dec. 19, 1958.

GEO. N. CARTER

State Reclamation Engineer

First Pub. Dec. 17, 1959

Last Pub. Jan. 7, 1960