

34-2367

APPLICATION FOR PERMIT

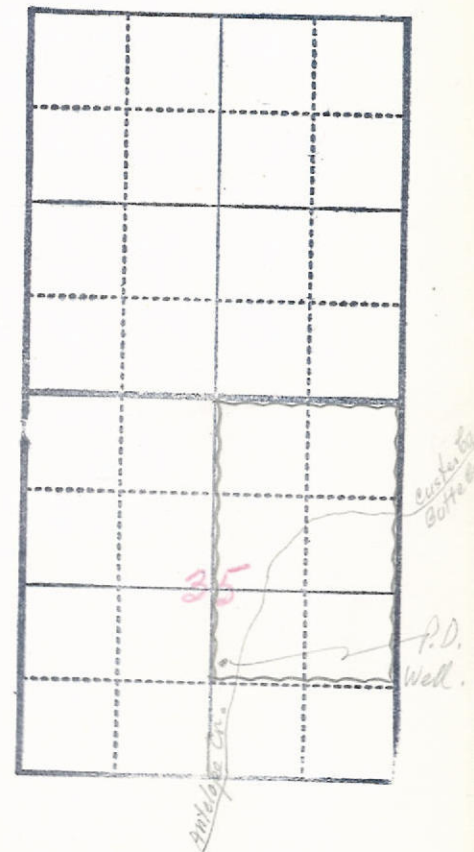
To Appropriate the Subterranean Waters of The State of Idaho

Assigned to Jack Hansen
Darlington, Id.

Application No. G- 36677
Permit No. G- 28698
District No.

Assigned to Lulland A. Higley
Darlington, Idaho

1. Name of Applicant: Merl R. Harman
Postoffice address: Darlington County: Butte State: Idaho
2. Quantity of water claimed: 260 miners inches
 - (a) Rate of withdrawal in cubic feet per second 5.2 cubic ft. or or Idaho
Miners' inches 260 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum 3 acre ft.
3. Source of water supply: Irrigation well (Subterranean flow)
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 35
Twp. 6 N , Rge. 25 E. , B.M., County of Butte and Custer
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Irrigation well, pump, and ditches
8. Estimated cost of works: \$ 8,000.00
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 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$ 2,000.00
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources: Farm land and equipment valued at \$50,000.00
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: 63 inches - 1883
80 inches - 1893 all from Antelope Creek, and all on the farthest end of Antelope Creek
most years very poor right.
 - (a) 143 in. (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) 117 in. (cubic feet per second, inches or gallons per minute) is for new lands.



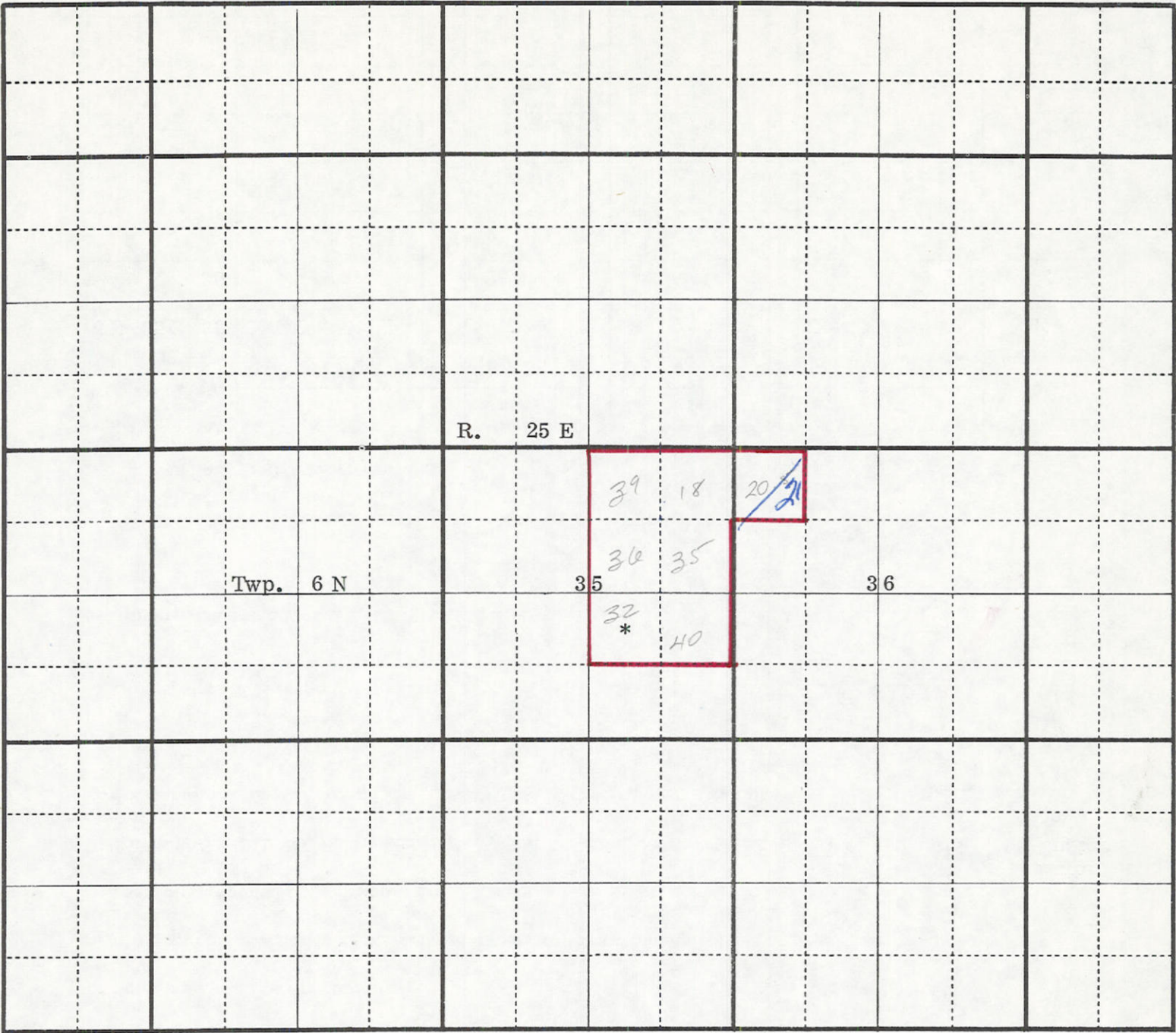
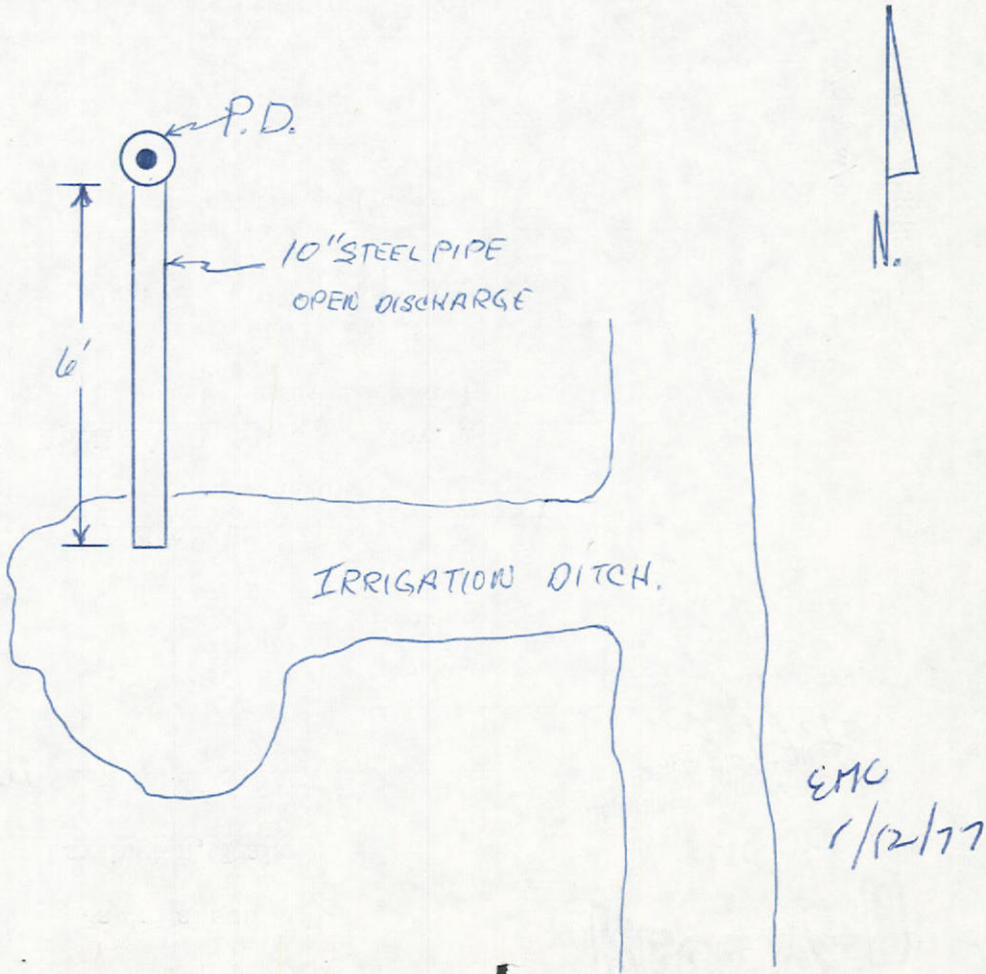
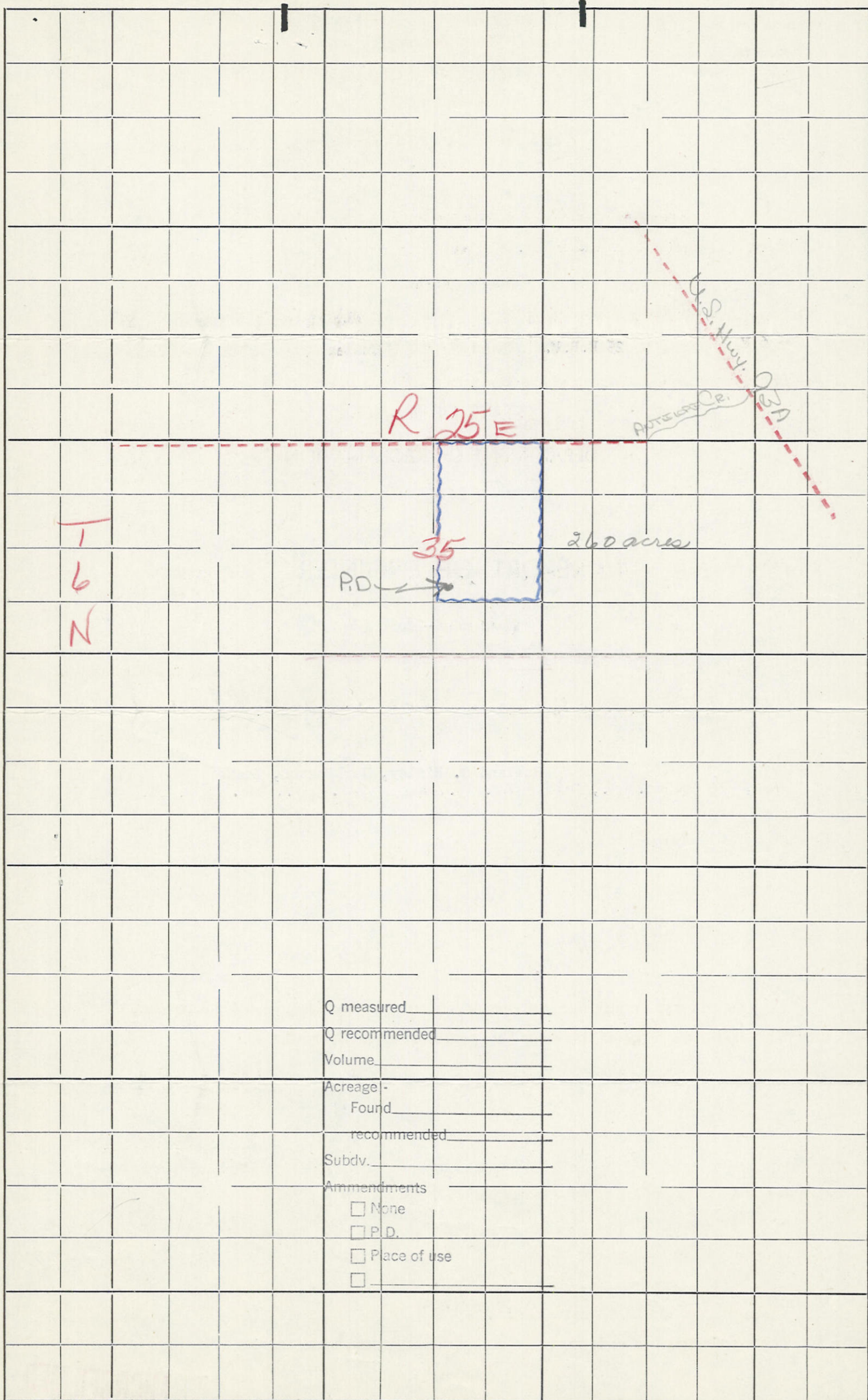


Diagram of System





Q measured _____
Q recommended _____
Volume _____
Acreage -
Found _____
recommended _____
Subdv. _____
Amendments _____
☐ None
☐ P.D.
☐ Place of use
☐ _____

Not on 9-29-70
NOT USED ENTIRE
70 season
EB

Mr Higley
Rt 3
PARMA, Idaho

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.

Rulland O. Higley
Darlington, Idaho

Permit No. G-28698
F.V. 34-2367

Examination for Completion of Works & Beneficial Use

County ~~Butte~~ Custer

Quantity: 5.20 FS
Sec. 35 T. 6N R. 25 EBM

Source: SUBTERRANEAN

P. D.: NWSE, SEC. 35, 6N-25E
CUSTER

Use: IRRIGATION

Filed: May 12, 1960

Due: May 17, 1965

Extension:

Protest:

Completion of Works:

Other Rights: 63 INCHES - 1883
80 INCHES - 1893 ALL FROM
ANTELOPE CREEK, AND
ALL ON THE FARTHEST
END OF ANTELOPE CREEK
Made: Apr. 12, 1965

No Answer to letter
Not on 9-29-69 same
Not on 8-5-70

504P F W
F-60099
10 D C
INTO WOODS
DIVERSION WORKS
FARM DITCHES
F & W
VTP
P 201569

Not used 1963

RECEIVED
MAR 13 1965
Department of Reclamation

10/1/63

NOTICE OF PROOF OF COMPLETION OF WORKS

and

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 ~~44~~ A M., on the 12 day of April
19 65, at Arco, Idaho, County of Butte, State of Idaho,
before Charles A Jones, Notary Public, at (address) _____
Arco, Idaho, proof will be submitted of the completion of works for
the diversion of 5.2 cubic feet per second of underground water from a well, and of the
application to beneficial use of said water, in accordance with the terms and conditions
of Permit No. G28698, 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 Merl Harmon, DARTINGTON, IDAHO

2. Said works of diversion will be fully completed on the date set for such comple-
tion, and the amount of water which said works are capable of conveying to the place of
use is 5.2 cubic feet per second.

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

4. The point of diversion of said water is NW $\frac{1}{4}$ SE $\frac{1}{4}$ sec 35 Twp 6N R 25, EBM

5. The place where said water is used is NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 35 Twp 6N R
25, EBM, Fr NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 36 Twp 6N R 25, EBM

6. The date of priority which said user is prepared to establish is May 12th
1960.

CARL E. TAPPAN

State Reclamation Engineer

28698 H

Re: Permit No. **G-28698**
Merl Harmon

March 15, 1965

Mr. Charles A. Jones,
Box 245,
Arco, Idaho.

Dear Mr. Jones:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. **G-28698**, in the name of **Merl Harmon**. Final Proof is to be made before you, as Notary on the 12th day of April, 1965, at 10:00 o'clock A.M., at Arco, Idaho.

As of this date, we have mailed the Notice to the Arco Advertiser Arco, Idaho, 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 the permit holder and 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,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Applicant

28698

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 28698/34-2367 Priority May 12, 1960 Amount 2.87 cfs

THIS IS TO CERTIFY, that JACK HANSEN
of Darlington, Idaho, has complied with the terms and conditions of Permit
No. 28698/34-2367 issued pursuant to Application for Permit dated May 12, 1960,
and has submitted proof to the Department of Water Resources on April 13, 1965,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.87 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>2.87 cfs</u> cfs and	<u>663 acre feet</u>
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 2.87 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
663 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, Twp. 6N,
Rge. 25E, B. M. in the County of Custer

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	25E	35	18	39	36	35									40	32			200
		36					21												21

Total number of acres irrigated 221

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26 day of
February, 19 79.

Director

State of Idaho

Department of Water Administration

ASSIGNMENT OF PERMIT

I, Rulland O. Higley, hereby assign to Jack Hansen
of Darlington Address _____

CHECK ONE

☒ All my right, title, and interest, in and to Permit No. 34-2367
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the State
of Idaho. (Describe that portion of the permit being assigned by list-
ing the acreage within each 40-acre subdivision, the point of diversion
and the amount of water in cubic feet per second for direct diversion,
or acre feet for storage.)

Made this 13 day of April, 19 71.

Rulland O. Higley
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Ada) ss.

On this 13th day of April, 19 71, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

Donnell L. Loe
Notary Public residing at _____

My commission expires: Jan 19, 1973

34-2367

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Assigned to Jack Hansen
Darlington, Id.

Application No. G- 36677
Permit No. G- 28698
District No.

Assigned to Leland A. Higley
Darlington, Idaho

1. Name of Applicant: Merl R. Harman

Postoffice address: Darlington County: Butte State: Idaho

2. Quantity of water claimed: 260 miners inches

(a) Rate of withdrawal in cubic feet per second 5.2 cubic ft. or or Idaho
Miners' inches 260 or gallons per minute

(b) Annual withdrawal in acre feet per annum 3 acre ft.

3. Source of water supply: Irrigation well (Subterranean flow)

4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 35
Twp. 6 N , Rge. 25 E. , B.M., County of Butte and Custer

5. Water is to be used for: Irrigation

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.

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

7. Kind of works: Irrigation well, pump, and ditches

8. Estimated cost of works: \$ 8,000.00

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 5 years.

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation:

(b) Amount of capital stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

II. The financial resources of the applicant are (a) Cash on hand: \$ 2,000.00

(b) Treasury stock:

(c) Bonds to be issued:

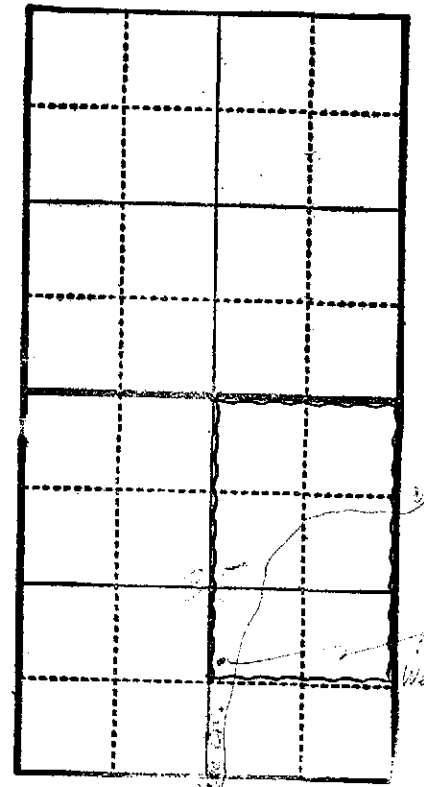
(d) Other resources: Farm land and equipment valued at \$50,000.00

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: 63 inches - 1883
80 inches - 1893 all from Antelope Creek, and all on the farthest end of Antelope Creek
most years very poor right.

(a) 143 in. (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) 117 in. (cubic feet per second, inches or gallons per minute) is for new lands.



(SEAL)



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

February 28, 1979

Re: Permit No. 34-2367

Jack Hansen
c/o James Lord
Darlington, Idaho 83231

Gentlemen:

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw
Enclosure

MICROFILMED

DISCUSSION OF RESULTS

JAN 11 1964

REGENT

REASON CHECKED
 REUSED
 1871 90 304070
 OFFICE IN STATE
 IN THE COURSE

RETURNED
TO
DIVISION

PRESORTED
FIRST-CLASS

BOISE
JAN 10 '79
ID 11

MICROFILMED

83231

Dr. J. H. Hill
Post Office
Hill, N. C.

83231





STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

January 9, 1979

Re: Permit No. 34-2367

Jack Hansen
Darlington
Idaho 83231

Dear Mr. Hansen:

A representative of this Department made an examination of the works covered by your Permit No. 34-2367 on October 8, 1976, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 2.87 cfs Source: groundwater

The maximum quantity diverted shall not exceed 663 acre feet per
year.

Point of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, Twp. 6N, Rge. 25E, B. M.

Beneficial use: Irrigation of 221 acres within the NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 35,
NW $\frac{1}{4}$, Sec. 36, Twp 6N, Rge. 25E, B. M.

Priority date established: May 12, 1960

If you do not concur with these findings please contact us within 10 days, otherwise a
water license will be issued as set forth above.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

MICROFILMED

New owner - James A. Lord - 588-2826.

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

1. Name of permit holder Jack Hansen

Post office address Darlington, Idaho

Phone FEB 10 1975

Person to contact Dick Lords - 527-3447

Department of Water Resources
Eastern District Office

2. Source of water supply: Groundwater ☒ Surface water ☐ (name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 5.2 c.f.s. for Irrigation
AF/Annum (nature of use)

Period of Use: from April 1 to Nov. 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 28698/34-2367
Examination for c/w & b/u

4. Total amount to be appropriated:

Max Rate of Diversion 5.2 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 6 N N/S, Range 25 E E/W, B.M., Section 35, Subdivision NW $\frac{1}{4}$ SE $\frac{1}{4}$, Butte & Custer County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision $\frac{1}{4}$ $\frac{1}{4}$, _____ County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision $\frac{1}{4}$ $\frac{1}{4}$, _____ County

Other Points of Diversions: _____

Description of diverting works: _____

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 N	25 E	35	X	X	X	X									X	X			240
		36						X											20

TOTAL ACREAGE

260

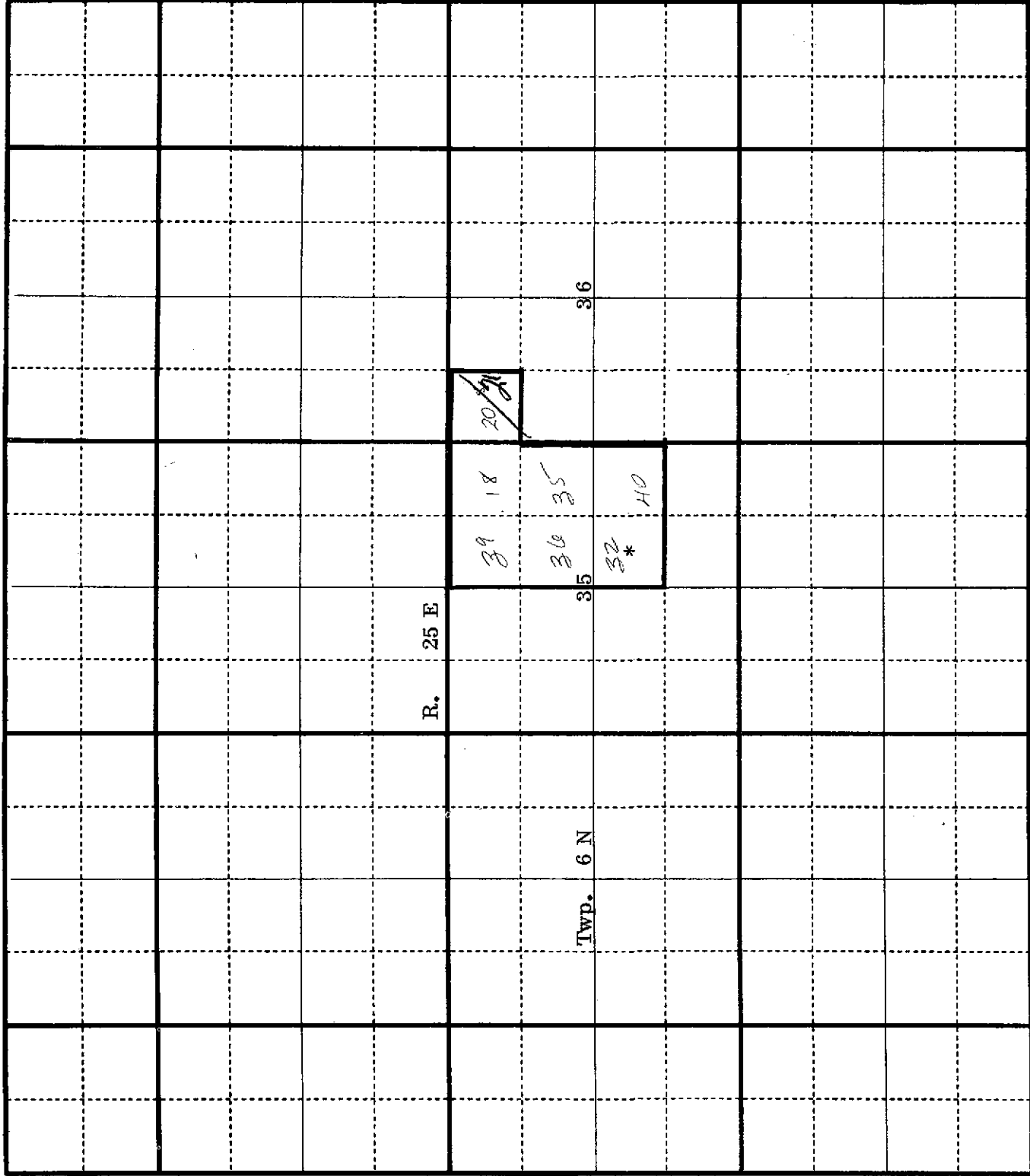
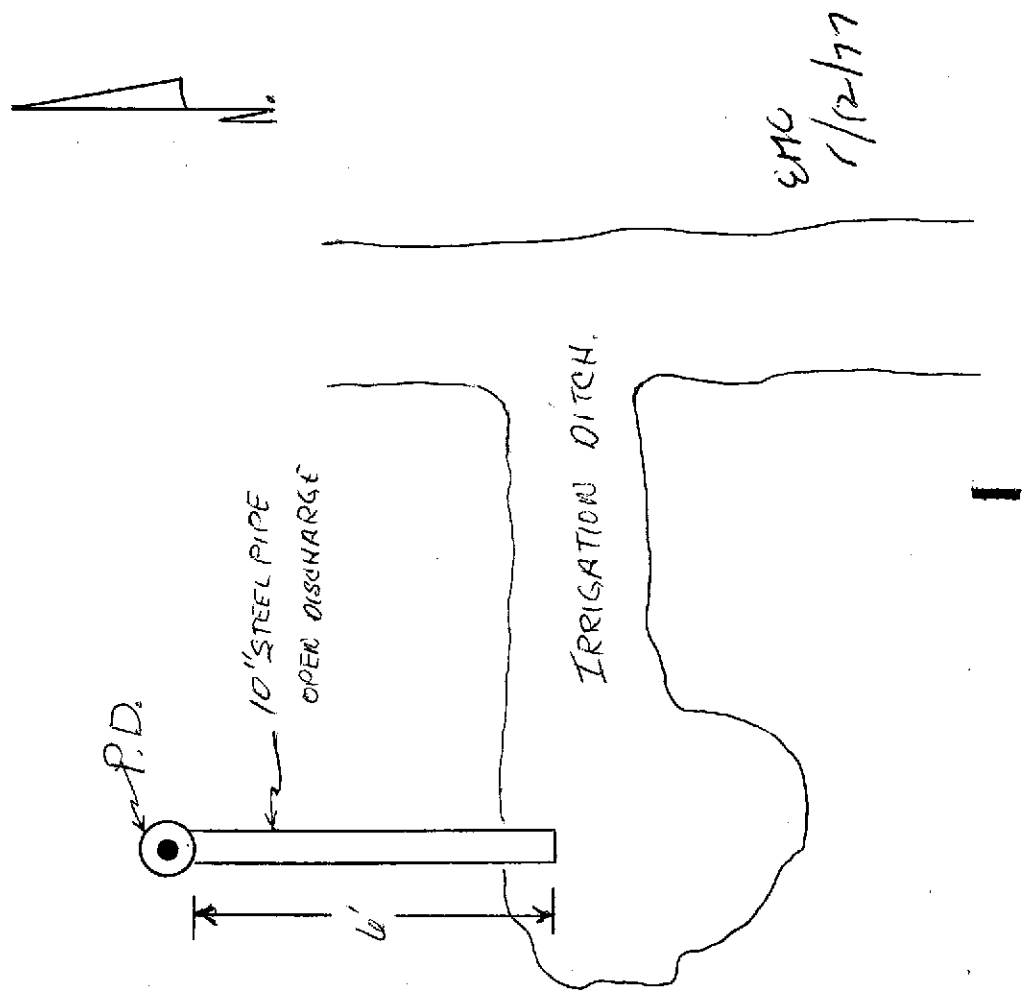


Diagram of System



DATE OF EXAM 10/8/76

ACREAGE
Found 220.5221
Recommended 220.5221

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 2.87 c.f.s. V = 663 AF/Ann. from April 1 to Nov. 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: N/A,
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: N/A,
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 2.87 cfs. Method of measurement SPARKING METER

Total Q recommended 2.87 Meter No. N.A. Type ADWR Condition Good

Total V recommended 661.5 663

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

$$Q = .01 \text{ AF} / 152 \text{ SECS.} = 435.4 / 152 = 2.87 \text{ cfs.}$$

$$V = 3 \times 220.5 = 661.5 < 1.4835 \times 214 \times 2.87 = 1218.2$$

EMC
11/12/77

SYSTEM DESCRIPTION:

60 HP FAIRBANKS MOORSE MOTOR MODEL # F400479 w/ FAIRBANKS MOORSE
PUMP # P 201569. 10 INCH DISCHARGE PIPE 6 FEET LONG EMPTIES INTO
DITCH - GRAVITY IRRIGATION. SEE PHOTO FOR DIAGRAM OF DITCH SYSTEM.

REMARKS:

JAMES LORD ACCOMPANIED AGENT DURING EXAMINATION.

Examiner's Signature Ernest M. Carlson Date 1/12/77

Checked by Anthony R. Kozlowski Date 2/11/77

Approved by _____ Date _____

11/12/17 GNC

Byd Robertson
Jack Hanson + gold land to

~~James A. Lord~~
James A. Lord
588-2826

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

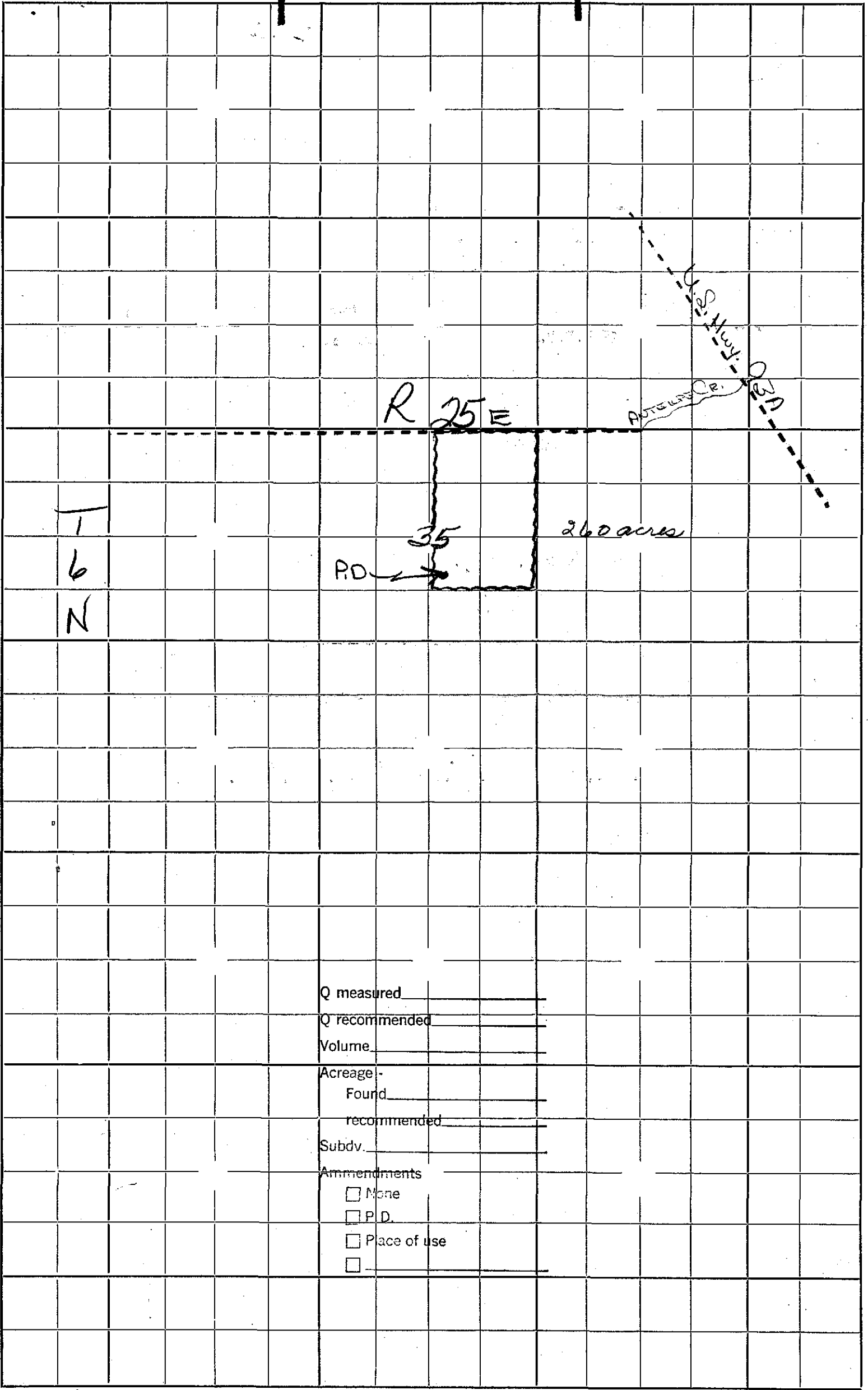
REPORT OF ENGINEER

PERMIT NO. G-28698 / 34-2367

REPORT ON PROOF OF Completion of Works & Beneficial Use

Rulland O. Higley, Darlington, Idaho

MICROFILMED



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-28698 / 34-2367This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Rulland O. Higley2. Source of water supply: Subterranean3. Location of point of diversion: Is in the NW 1/4 of Section 35T. 6 N R. 25 E.B.M. County of Custer

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

50 HP motor with F400 979F & W VTP # P 20,56910" DISCHARGE G' INTO ~~WOODEN~~ WOODENDIVERSION WORKS — THROUGH EARTHDITCHES — GRAVITY IRRIGATION5. 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 1/4, NW 1/4 Sec. 35., NW 1/4 NW 1/4 Sec. 36., all in Twp. 6 N., Rge. 25 E.B.M.

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

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

Remarks: _____

I had 6 wv Turned on at MacKay 9-25 However Mr. Higley was not at home 1:30 PM 9-24 DoneRecommend to have permit cancelled due to non use of waterIRRIGATION REQUIREMENT = 3.0 AC-Ft / ACRE / PERSONThis examination was made on the 30 day of Sept 1971

(Signed)

Fred E. ...
Examiner

Not on 9-29-70
NOT USED ENTIRE
70 season
EB

Mr Higley
Rt 3

PARM A, Idaho

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.

2
Hulland O. Higley 190' x 80'
Darlington, Idaho 4:80
Permit No. 6-28698
F.V. 34-2367

Examination for Completion of Works & Beneficial Use

County Blaine Custer

Quantity: 5.20 cfs
Sec. 35 T. 6N R. 25 EBM

Source: SUBTERRANEAN

P. D.: NWSE, SEC. 35, 6N-25E
CUSTER

Use: IRRIGATION

Filed: May 12, 1960

Due: May 17, 1965

Extension: —

Protest: —

Completion of Works: —

Other Rights: 63 INCHES - 1883
8 INCHES - 1893 ALL FROM
ANTELOPE CREEK, AND
ALL ON THE FARTHEST
END OF ANTELOPE CREEK
Made: Apr. 12, 1965

No Answer to letter
Not on 9-29-69 Drive
Not on 8-5-70

504P F W
F40099
10 D C
INTO WOODS
DITCHES & WORKS
FARM DITCHES
F & W
VTP
P 201569

1963

March 11, 1969

Re: Permit No. G-28698

Mr. Rulland O. Higley
Darlington,
Idaho 83231

change of address

RT 3 PARMA, Idaho

Dear Mr. Higley:

83660

In reference to well Permit G-28698, be informed that the Department has attempted to make a field examination. The examiners report indicates a well exists within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35, T. 6 N., R. 25 E., B.M. The report also indicates that the well was equipped with a 50 H.P. Fairbanks-Morse electric motor upon a Fairbanks-Morse pump. It appeared that this wells use had apparently been discontinued.

The Department would like to know what your future plans are for reactivating the well so we can make arrangements to measure the well and issue a license of water right.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:kh

5-13-69

*MR. HIGLEY STATES HE WILL ADVISE
WHEN SYSTEM IS ON*

28698

C
O
P
Y

May 25, 1960

Re: Permit No. G-28698
Merl R. Harman

Mr. O. T. Jones,
Box 156,
Arco, Idaho.

Dear Mr. Jones:

We enclose Permit No. G-28698 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-4817 which was issued covering payment in the amount of \$6.25 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pak
cc: Merl R. Harman
Darlington, Idaho

28698

1M April 1962

April 15, 1965

Re: Permit No-28698

Rulland O. Higley
Darlington, Idaho

Dear Mr. Higley:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ARCO ADVERTISER, all submitted in proof of completion of works and beneficial use on Permit No. G-28698.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

28698

Affidavit of Publication

I, Elizabeth L. Brammer, of the Arco Advertiser, a weekly newspaper of general circulation, published weekly at Arco, Idaho, since March, 1909, do solemnly swear that a copy of this notice, per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof,

for four consecutive weeks, commencing

with the issue dated March 18, 1965

and ending with the issue dated April 8, 1965

Elizabeth L. Brammer

Subscribed and sworn to before me this

12 day of April, 1965

Charles E. Tappan
Notary Public.

Residence: Arco, Idaho.

My commission expires 5-14, 1966

PUBLIC NOTICE

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

Notice is hereby given that at 10 a.m. on the 12th day of April, 1965, at Arco, Idaho, County of Butte, State of Idaho, before Charles A. Jones, Notary Public, at Arco, Idaho, proof will be submitted of the completion of works for the diversion of 5.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G28698, 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 Merl Harmon, Darlington, 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 5.2 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 5.2 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, Twp. 6 N., R. 25 E.B.M.

5. The place where said water is used is NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, Twp. 6 N., R. 25 E.B.M., Fr. NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Twp. 6 N., R. 25 E.B.M.

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

CARL E. TAPPAN,
State Reclamation Engineer.
Pub. 3-18 to 4-8, 1965.

Merl Harmon

28698

APR 13 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. ~~G-####~~ 28698

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: _____

Rulland O Higley Darlington, Idaho Farmer, Darlington, Idaho

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:

none

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; G-28698, May 17th 1960, May 27th, 1960

Ques. 4. State source of water supply: irrigation well
Give location of point of diversion, showing subdivision, section, township and range:

NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35, Twp 6 N R 25, EBM

Ques. 5. Describe your works of diversion: well, pump, motor, ditches, complete
irrigation system; state amount of water they are capable of con-

veying from point of diversion to place of use 5.2 cf; Give name of canal or ditch

or other works by which water is conducted to such place of use: private ditch

; if a well, state depth of well 190; depth and size of cas-

ing: 20; depth to water 60 ft; if pump is used,

state discharge of pump: 5.2 cf; tell how it was measured or determined: measured by

well driller; if sprinkler irrigation, give number and size of nozzles and

operating pressure: _____

Ques. 6. State for what purpose water is used: irrigation

If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water : _____

NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, sec 35, Fr NW $\frac{1}{4}$ NW $\frac{1}{4}$ section 36 twp 6 N R 25 EBM

all irrigated, 260 acres

State nature of all improvements which have been made as a direct result of said use:

all the above mentioned land has become good farm land

Legion

28698

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

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

none

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

5.2 cubic feet

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:

Transferred under assignment enclosed herewith, from Merl Harmon and wife

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: May 17th 1960 Time used since first use:

and every irrigation season since 1960, 5.2 cubic feet

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

67 inches 1883, 75 inches 1884 Antelope creek, storage in Mackay, dam

(sign) William Higley

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

Arco, Idaho, County of Butte

State of Idaho, on this 12th day of April, A.D. 1965.

Charles E. Jones

My Commission expires: 5/14/66

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Permit No. G 28698

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

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

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

Robert W Nelson 47 Darlington, Idaho Darlington, Idaho

Ques. 2. Are you acquainted with Rulland O Higley, the holder of
Permit No. G 28698 ? How long have you known him and where does he reside:

Yes 5 yrs, Darlington, Idaho

Ques. 3. Have you read or heard said Permit No. G 28698 read, and are you familiar
with its provisions and conditions: Yes: x No:

Ques. 4. State source of water supply: Irrigation well

State place of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$ section 35 Twp 6N R 25 EBM

Describe works for conveying water to place of use: wll, motor, pipe ditches, and
laterals

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 5.2 c f How much water have you seen being so
conveyed: 5.2 c f

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ section 35, Fr NW $\frac{1}{4}$ NW $\frac{1}{4}$ section 36 twp 6 N R 25 EBM
all irrigated 260 acres

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

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:

good farm land, 1 miners inch per acres

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

no

Ques. 10. When did you first see this water used: May 1960

Other times you have seen such use: every irrigation season since 1960 to 1965

(Signed)

Robert W. Nelson

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 _____

Arco, County of Butte, State of Idaho, on this 12 day of April,
A. D., 1962.

Charles J. Jones

Notary Public for State of Idaho

Residing: Arco, Idaho

My commission expires: 5/14/66

RECEIVED
APR 13 1935

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Permit No. G28698

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

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

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

Chris Nelson 76 Darlington, Idaho Darlington, Idaho

Ques. 2. Are you acquainted with Rulland O Higley, the holder of
Permit No. G28698? How long have you known him and where does he reside:

3 years, Darlington, Idaho

Ques. 3. Have you read or heard said Permit No. G-28698 read, and are you familiar
with its provisions and conditions: Yes: X No:

Ques. 4. State source of water supply: irrigation well

State place of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$ sec 35, Twp 6 N R 25 ERM

Describe works for conveying water to place of use: well, pipe, ditches, laterals
and laterals

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 5.2 cf How much water have you seen being so
conveyed: 5.2 cubic feet

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, section 35, ERM NW $\frac{1}{4}$ NW $\frac{1}{4}$ section 36, Twp 6 N R 25 ERM
all irrigated 260 acres

28698

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

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:

good farm land, 1 miners inch per acre

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: no

Ques. 10. When did you first see this water used: 1960

Other times you have seen such use: every irrigation season since 1960 to 1965

(Signed)

X Chris Nelson

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 _____

Arco, County of Butte, State of Idaho, on this 12 day of April,

A. D., 1965.

Charles Jones

Notary Public for State of Idaho

Residing: Arco, Idaho

My commission expires: 5-14-66

RECEIVED

APR 13 1965

Department of Reclamation

ASSIGNMENT

For value received, I hereby assign all of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. 6-28698 to Rulland O. Higley of Darlington, Idaho

Merl R. Harmon
Permit Holder

Barbara Harmon
Wife of Permit Holder

STATE OF IDAHO)
 : ss
County of Bannock)

On this 27th day of March, 1965, before me, a Notary Public for the State of Idaho, residing at Pocatello, Idaho personally appeared Merl Harmon and Barbara Harmon husband and wife are known to me to be the person a whose name a ~~is~~ subscribed to the within instrument and duly acknowledged to me that a he y executed the same.

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

R. L. Williams
Notary Public
Residing at Pocatello, Idaho

My commission expires: Apr. 1, 1967

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions

28698

April 13, 1965

RE: Permit No. G-28698

Rulland O. Higley
Darlington, Idaho

Dear Mr. Higley:

Enclosed is the assignment of the above numbered permit.

Also enclosed is departmental receipt No. G-9203 in the
amount of \$0.50 covering the recording fee.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rile
Chief Clerk

EPR:mr

Enc. assignment
receipt

191
RECEIVED
MAR 12 1965
BUREAU OF RECLAMATION
WASHINGTON, D.C.

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 11, 1965
(P. O.) Darlington, 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 Arco, Advertiser of
Arco, Idaho published in the
county in which the works are situated.

x Bullard Higley

(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

RECEIVED
MAR 13 1935
10/1/63
Department of Reclamation

NOTICE OF PROOF OF COMPLETION OF WORKS

and

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 ~~44~~ A M., on the 12 day of April
19 65, at Arco, Idaho, County of Butte, State of Idaho,
before Charles A Jones, Notary Public, at (address) _____
Arco, Idaho, proof will be submitted of the completion of works for
the diversion of 5.2 cubic feet per second of underground water from a well, and of the
application to beneficial use of said water, in accordance with the terms and conditions
of Permit No. 028698, 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 Merl Harmon, DARWIN, IDAHO
2. Said works of diversion will be fully completed on the date set for such comple-
tion, and the amount of water which said works are capable of conveying to the place of
use is 5.2 cubic feet per second.
3. The use to which said water has been applied is irrigation
_____, purposes, and the amount applied to beneficial use is
5.2 cubic feet per second.
4. The point of diversion of said water is NW 1/4 Sec 35 Twp 6N R 25, EBM
5. The place where said water is used is NE 1/4, NE 1/4 SE 1/4, NW 1/4 SE 1/4, Sec 35 Twp 6N R
25, EBM, Fr NW 1/4 NW 1/4 Sec 36 Twp 6N R 25, EBM
6. The date of priority which said user is prepared to establish is May 12th
1960.

CARL E. TAPPAN

State Reclamation Engineer

28698 H

Re: Permit No. G-28698
Merl Harmon

Date: March 15, 1965

Arco Advertiser,
Arco, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to April 12, 1965
the date set for proof; the expense of the publication is to be paid
by the applicant 's agent, Charles A. Jones
of Box 245, Arco, Idaho to whom you should
furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

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

28698

Re: Permit No. **G-28698**
Marl Harmon

March 15, 1965

Mr. Charles A. Jones,
Box 245,
Arco, Idaho.

Dear Mr. Jones:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. **G-28698**, in the name of **Marl Harmon**. Final Proof is to be made before you, as Notary on the **12th** day of **April**, 19**65**, at **10:00** o'clock **A.M.**, at **Arco**, Idaho.

As of this date, we have mailed the Notice to the **Arco Advertiser** **Arco, Idaho**, 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 the permit holder and 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,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) **EDNA P. RULE**
Chief Clerk

Encl.
EPR:pmk
cc: Applicant

28698

NOTICE OF THE COM-
PLETION OF WORKS AND
APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10 a.m. on the 12th day of April, 1965, at Arco, Idaho, County of Butte, State of Idaho, before Charles A. Jones, Notary Public, at Arco, Idaho, proof will be submitted of the completion of works for the diversion of 5.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G28698, 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 Merl Harmon, Darlington, 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 5.2 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 5.2 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, Twp. 6 N., R. 25 E.B.M.

5. The place where said water is used is NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, Twp. 6 N., R. 25 E.B.M., Fr. NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Twp. 6 N., R. 25 E.B.M.

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

CARL E. TAIPPAN,
State Reclamation Engineer.
Pub. 3-18 to 4-8, 1965.

28698

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-28698
Merl R. Harmon

March 1, 1965

O.T. Jones
Box 156
Arco, Idaho

Dear Mr. Jones:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 28698 are due not later than **May 17, 1965**

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated -- all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

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

Very truly yours,

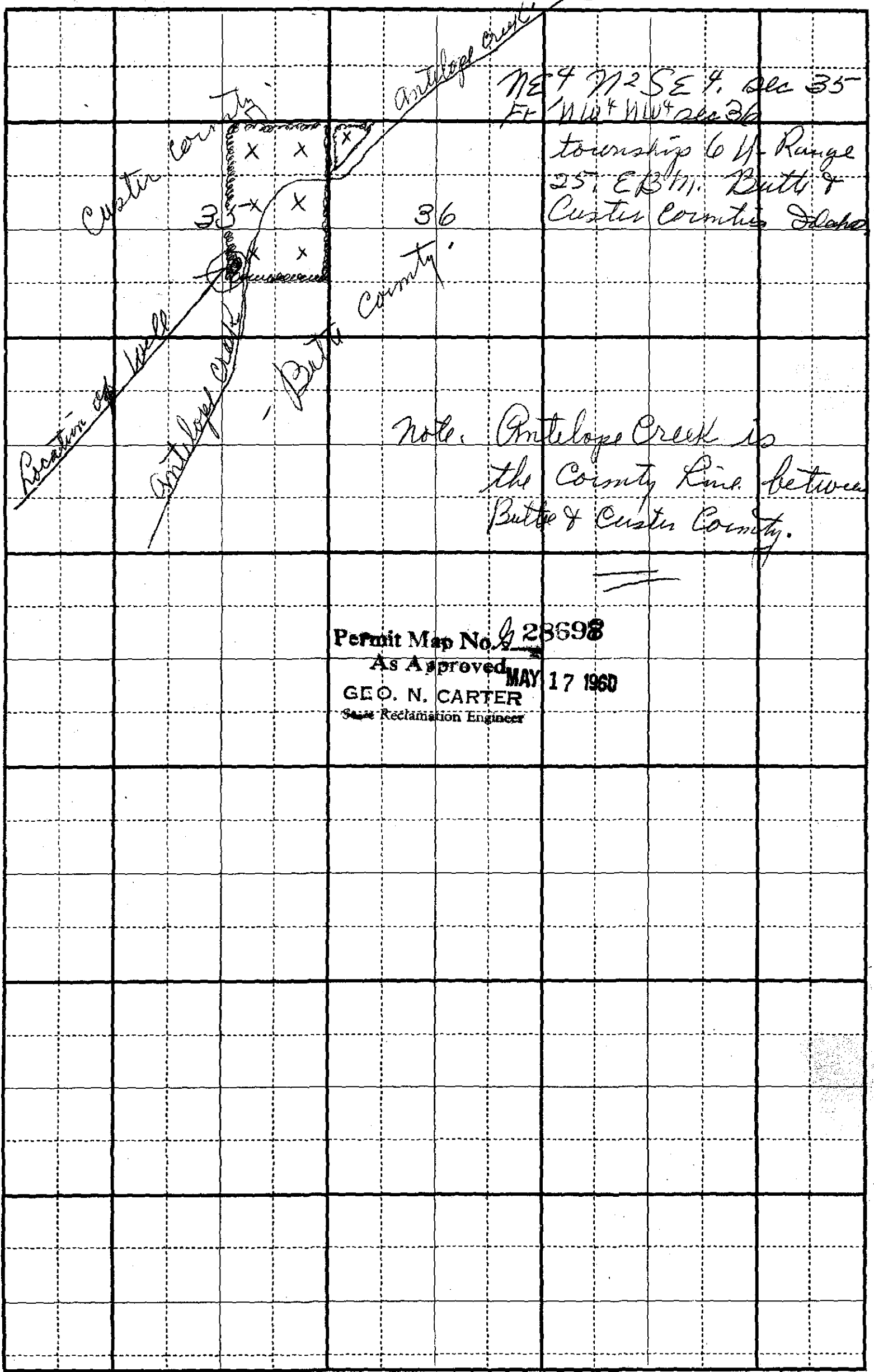


State Reclamation Engineer

Enclosures **Form 36 and 11**

cc: Merl R. Harmon
Darlington, Idaho

28698



REAL ESTATE

Post River Agency

Serving Central Idaho . . . Land of Opportunity

O. T. JONES
REAL ESTATE BROKER
LICENSED AUCTIONEER

NOTARY PUBLIC
LONG TERM REAL ESTATE
LOANS
BUSINESS OPPORTUNITIES

PHONE 105

ARCO, IDAHO

May 11, 1960

RECEIVED
MAY 1 21960

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

Re--Well Permit for
Merl R. Harman
Darlington,

Idaho,
Department of Reclamation

Dear Mr Carter --:

Please find enclosed application for MERL R. HARMAN of Darlington, Idaho.

We are enclosing the Application, also Maps in duplicate, and we thank you for your help and co-operation in this matter.

Very Truly Yours

O. T. Jones

encl, application, and two maps.

check for \$6.25

OTJ/s

CENTRAL IDAHO . . .

Production center for High Class Livestock;
Commercial and Certified Potatoes; Hay
and Grain.

THE HEART OF THE BEST HUNTING
AND FISHING COUNTRY

ATOMIC INDUSTRIAL AREA . . .

Center of Idaho AEC Operations
Extensive Development Possibilities