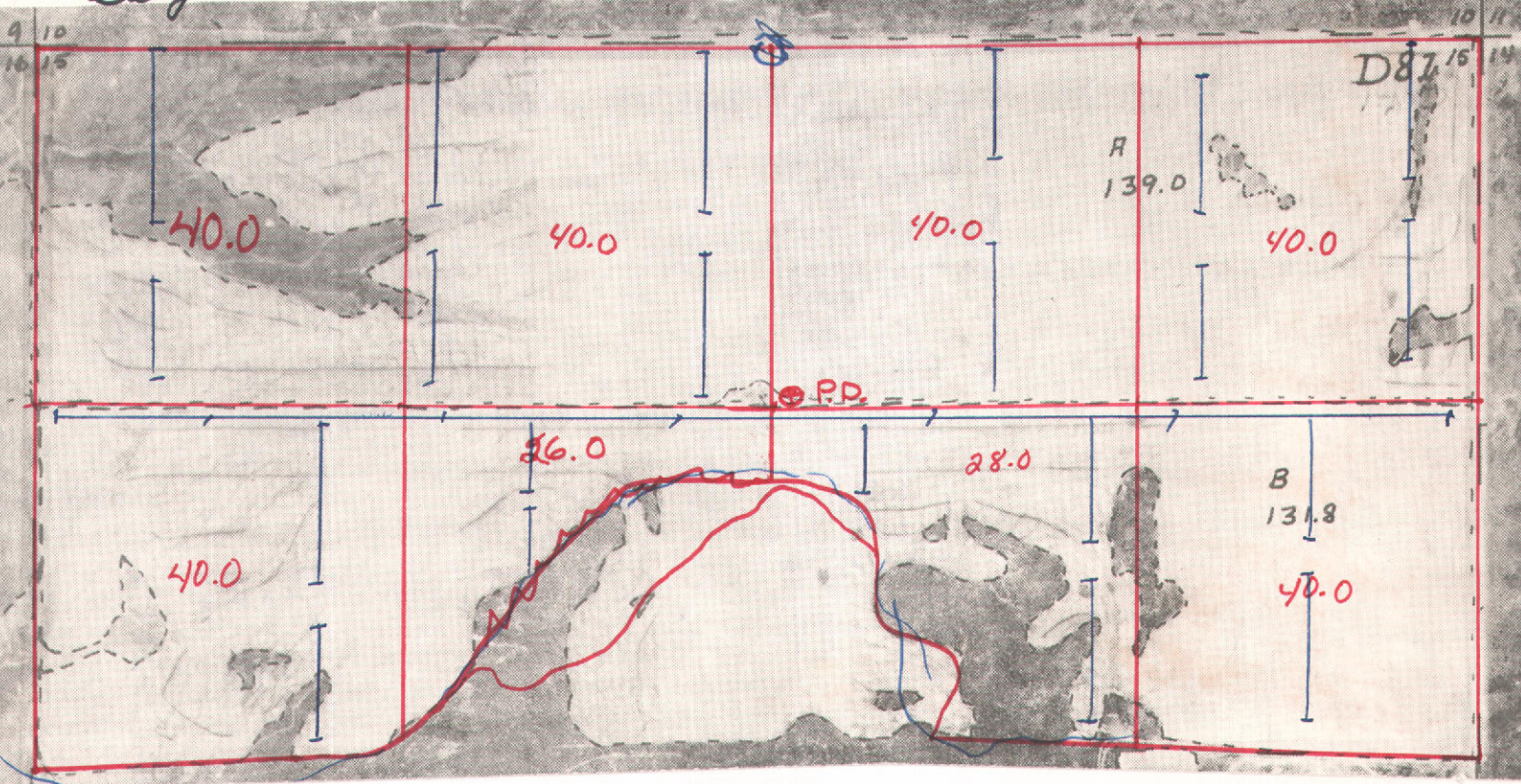


Diagram of System

*Daryl Saw*



State of Idaho  
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 36-7026 Priority June 5, 1968 Amount 4.90 cfs  
(late proof)

THIS IS TO CERTIFY, that DARYL SERR  
of Paul, Idaho, has complied with the terms and conditions of Permit  
No. 36-7026 issued pursuant to Application for Permit dated May 8, 1968,  
and has submitted proof to the Department of Water Administration on August 29, 1972,  
that he has applied water to a beneficial use; an examination by the Department indicates that the  
works have a capacity of 4.90 cfs, and that the water has in fact been applied to a  
beneficial use; a right to the use of water from a ground water source  
tributary of \_\_\_\_\_, is hereby confirmed in the following amounts:

Amount 4.90 cfs for Irrigation from April 1 to Oct. 21 (both dates inclusive)  
Amount \_\_\_\_\_ for \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
Amount \_\_\_\_\_ for \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)

Subject, however, to the condition that no more than 4.90 cfs of water be diverted at  
any one time, said waters to be diverted within the \_\_\_\_\_  
NW<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub> Sec. 15, Twp. 7 S, Rge. 21 E, B. M.

in the county of Lincoln; and that the amount of water so diverted and to which such  
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can  
actually be beneficially used and shall not exceed 1,176 acre feet per year or \_\_\_\_\_  
4.0 acre feet per acre.

Description and location of place of use:

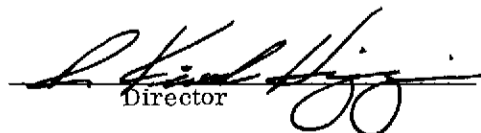
TWP.	RANGE	SEC.	NE <sup>1</sup> / <sub>4</sub>				NW <sup>1</sup> / <sub>4</sub>				SW <sup>1</sup> / <sub>4</sub>				SE <sup>1</sup> / <sub>4</sub>				TOTALS
			NE <sup>1</sup> / <sub>4</sub>	NW <sup>1</sup> / <sub>4</sub>	SW <sup>1</sup> / <sub>4</sub>	SE <sup>1</sup> / <sub>4</sub>	NE <sup>1</sup> / <sub>4</sub>	NW <sup>1</sup> / <sub>4</sub>	SW <sup>1</sup> / <sub>4</sub>	SE <sup>1</sup> / <sub>4</sub>	NE <sup>1</sup> / <sub>4</sub>	NW <sup>1</sup> / <sub>4</sub>	SW <sup>1</sup> / <sub>4</sub>	SE <sup>1</sup> / <sub>4</sub>	NE <sup>1</sup> / <sub>4</sub>	NW <sup>1</sup> / <sub>4</sub>	SW <sup>1</sup> / <sub>4</sub>	SE <sup>1</sup> / <sub>4</sub>	
7 S	21 E	15	40	40	28	40	40	40	26										294

Total number of acres irrigated 294

A measuring device of a type approved by this Department shall be permanently  
maintained as part of the diverting works.

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 29 day of  
November, 19 73.

  
Director

36 7026

State of Idaho

Department of Water Administration

ASSIGNMENT OF PERMIT

RECORDED

I, Leonard A. Hieb, hereby assign to Daryl Serr  
of P. O. Box 513, Paul, Idaho 83347  
Address

All my right, title, and interest, in and to Permit No. 36-7026  
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 29<sup>th</sup> day of February, 19 72.

Leonard A. Hieb  
Permit Holder

Lillian M. Hieb  
Spouse of Permit Holder

State of Idaho )  
County of Minidoka ) ss.

On this 29<sup>th</sup> day of February, 19 72, personally  
appeared before me the signer(s) of the above instrument, who duly acknowledged  
to me that he (she) (they) executed the same.

Robert S. [Signature]  
Notary Public residing at Rupert, Idaho  
My commission expires:  
June 1, 1975

My commission expires: 6/1/75

Identification No. 36-7026  
Application No. 42497

STATE OF IDAHO

ASSIGNED TO LICENSE ISSUED FOR 4.90 <sup>per ft.</sup> DEPARTMENT OF RECLAMATION

**APPROVED**

Daryl Serr LICENSE PA.  
P. O. Box 513  
Paul, Idaho 83347

**APPLICATION FOR PERMIT**

To appropriate the Public Waters of the State of Idaho

1. Name of applicant LEONARD A. HIEB  
post office address 513 14th Street, Rupert, Idaho 83350
2. Source of water supply underground which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is NW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 15 Township 7 South  
Range 21 E. B.M. Lincoln County; additional points of diversion if any: \_\_\_\_\_  
Well to be located approximately 5 feet from the SW Corner  
of the NW  $\frac{1}{4}$  NE  $\frac{1}{4}$  in Section 15, Township 7 South, Range 21 E. B.M.
- b. If water is not consumed, it will be discharged into sprinkler pipeline at a point in NW  $\frac{1}{4}$   
of NE  $\frac{1}{4}$  of Section 15 Township 7 S. Range 21 E. B.M.
4. Quantity to be appropriated:
  - a. 6.4 cubic feet per second and/or
  - b. \_\_\_\_\_ acre feet per annum will be stored.
5. Water will be used for the following purposes:  
irrigation purpose from April 1 to October 21 (both dates inclusive)  
\_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
\_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)
6. Proposed diverting works:
  - a. Description of ditches, flumes, pumps, headgates, etc. Pump & Sprinkler System.  
\_\_\_\_\_  
\_\_\_\_\_
  - b. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre feet; total reservoir capacity \_\_\_\_\_ acre feet; materials used in storage dam: \_\_\_\_\_
  - c. Proposed well diameter is 20 inches; proposed depth of well is 400 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is four years.  
b. Estimated construction cost is \$ 35,000.00.
8. Description of proposed uses:
  - a. If water is **not** for irrigation:
    - (1) Give the place of use of water: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_ B.M.
    - (2) Amount of power to be generated: \_\_\_\_\_ hp under \_\_\_\_\_ feet of head.
    - (3) List number of each kind of livestock to be watered \_\_\_\_\_  
\_\_\_\_\_
    - (4) Name of municipality to be served \_\_\_\_\_, or number of families to be supplied with domestic water \_\_\_\_\_.
    - (5) If water is to be used for other purposes describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

TWP.	RANGE	SEC.	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
7 S	21 E.	15	40	40	40	40	40	40	40	40	40	40	40	
TOTALS			320											

Total number of acres to be irrigated 320

c. Describe any other water rights used for the same purposes None

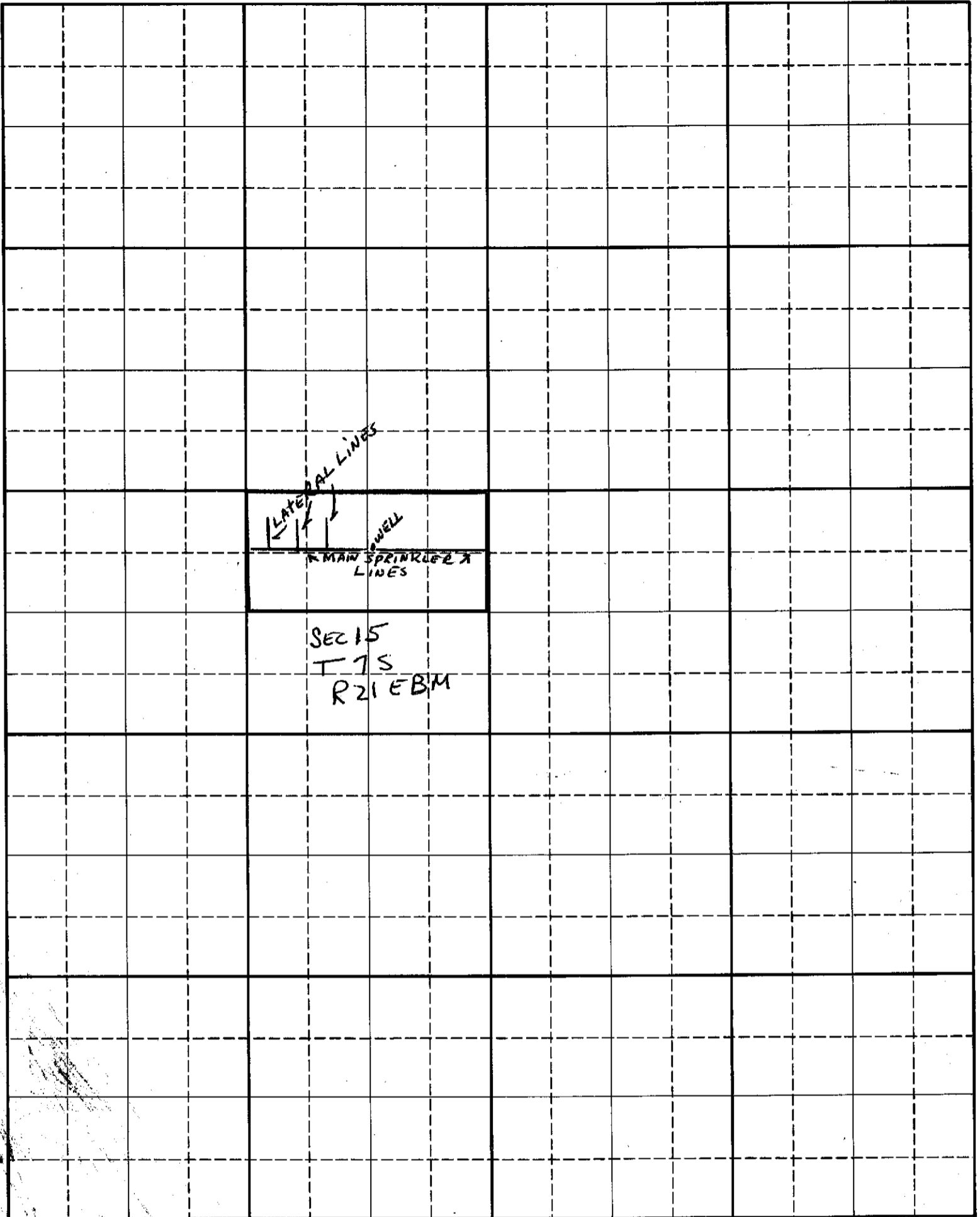
9. a. Who owns the property at the point of diversion Leonard A. Hieb, Desert Entry I-1426

b. Who owns the land to be irrigated or place of use Leonard A. Hieb, Desert Entry I-1426

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Leonard A. Hieb, Desert Entry I-1426

10. Remarks Applicant proposes to drill deep well at location given and will discharge directly into main sprinkler lines running generally East and West from well. Lateral lines will run into North and South boundary of Desert Entry from the main sprinkler lines. The main line will be 10" reduced to 8", then 6" lines, with 4" lateral lines, equipped with sprinkler heads. Name of Well Driller is unknown at this date, but will be supplied as soon as known.

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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

Edward A. Hill  
(Applicant)

State Reclamation Engineer

*[Handwritten signature]*

Witness my hand this 11 day of July, 19 68.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2. Denial of said application is for the following reasons:

\_\_\_\_\_  
\_\_\_\_\_

by the department as part of the diverting works.

c. Other: The applicant shall permanently install a measuring device of a type approved

before August 1, 19 72.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

1. Approval of said application is subject to the following limitations and conditions:

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 36-7026, and said application is hereby APPROVED.

ACTION OF STATE RECLAMATION ENGINEER

**APPROVED**

Recommended for approval denial by add Davis

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Protests filed by: Heard

\_\_\_\_\_  
\_\_\_\_\_

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Publication approved \_\_\_\_\_ Date \_\_\_\_\_

Publication dates 5/13/68 to 5/20/68

Published in Engineering News-Record

Publication prepared by add Date 5-27-68

Received by add Date 5/19/68

Preliminary check by add Fee \$ 00.00

Received by DM Date 5-8-68 Time 9 AM



UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
Idaho Land Office

IN REPLY REFER TO:

LIVES  
I-1426

RECEIVED  
JUL 23 1968  
Department of Reclamation

NOTICE OF ALLOWANCE

Leonard A. Rieb  
913 14th Street  
Rupert, Idaho 83350

Serial No. I-1426 320 Acres  
T. 7 S., R. 21 E., Boise Meridian, Idaho  
Sec. 15, 1/4

Your desert land application for the above described land has this day been approved and allowed, subject to any valid existing rights and your further compliance with laws and regulations applicable thereto. The acceptability of final proof is contingent upon development and reclamation of the land in accordance with your plan of development which is on file in the Boise Land Office. Any substantial change in source of water or deviation in the construction of the irrigating facilities must have the approval of the Bureau of Land Management. The irrigable acreage of this entry has been determined to be approximately 293 acres. In correspondence relating to this entry, always refer to the serial number shown above.

**Subject to the Act of July 17, 1914, which will require the reservation of all oil and gas deposits to the United States.**

IN WITNESS WHEREOF, I have hereunto set  
my hand and seal this 23rd  
day of July, 19 68

/S/ ORVAL G. HADLEY  
MANAGER, LAND OFFICE  
BOISE, IDAHO



UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

IN REPLY REFER TO:

L:VSS  
I-1426

Idaho Land Office  
Room 334, Federal Building  
550 W. Fort Street  
Boise, Idaho 83702

RECEIVED  
MAY 20 1968

Department of Reclamation

Mr. Leonard A. Hieb  
513 14th Street  
Rupert, Idaho 83350

Dear Mr. Hieb:

On March 4, 1968, the Shoshone District Manager issued an "Initial Decision" approving your desert land petition I-1426.

According to your plan of development, water for irrigation is to be obtained from a drilled well. You must submit evidence of your right to appropriate and use the water. The evidence should consist of a copy of a State water permit approved by the State Reclamation Engineer. Attached is an extra copy of this letter. The copy should be submitted to the State Department of Reclamation at the time you apply for a permit. Unless they have knowledge that the land of the desert land application has been classified as suitable for entry, they may decline to issue the water permit. You should make arrangements with the State Reclamation Engineer to have a copy of the permit sent to this office.

We would appreciate receiving a copy of the permit as soon as possible.

Sincerely yours,

Orval G. Hadley  
Manager, Land Office

Attachment

**NOTICE OF APPLICATION**  
**FOR WATER RIGHTS**

Notice is hereby given that Leonard A. Hieb, 513 14th Street, Rupert, Idaho 83350 has on May 8, 1968 applied for permit to divert 6.4 cubic feet per second of water from a subterranean source under application No. 36-7026. Water will be diverted by a well, pump, and sprinkler system within the NW 1/4 NE 1/4, sec. 15, T. 7 S., R. 21 E., B.M., Lincoln County and is to be used from April 1 to October 31 for irri-

gation in the NW 1/4, sec. 15, T. 7 S., R. 21 E., B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON,  
State Reclamation  
Engineer.

6-13-20

**AFFIDAVIT of PUBLICATION**

**LINCOLN COUNTY JOURNAL**  
**SHOSHONE, IDAHO**

*Darlene Gaskin*

being first duly sworn, says that she is the

*MANAGER*

of the Lincoln County Journal, a newspaper published weekly at Shoshone, Idaho, having legal publication rights within the State of Idaho, and that the notice, a true copy of which is hereto attached, was published in said newspaper for

*two* consecutive weeks, beginning with the issue of

*June 13, 1968*

and ending with the issue of

*June 20, 1968*

*Darlene Gaskin*

Subscribed and sworn to before me this

*26<sup>th</sup>* day of *June*, 19*68*

*Jillie Mae Pearson*  
Notary Public, Shoshone, Idaho

STATEMENT RENDERED EVERY THIRTY DAYS

# LINCOLN COUNTY JOURNAL

Shoshone, Idaho

July 3

1968

Account of

State Of Idaho  
Dept. of Reclamation  
Re: Application No. 36-7026  
Leonard A. Hieb  
6-13-68 6-20-68 2 issues

Advertising for the Month of

Weeks of Month	1st	2nd	3rd	4th	5th	Total	Rate	Cost
Display, Col. Inches								
WANT ADS								
First Run ...								
Repeats .....								
Readers, Lines ...								

*Vacation #1087  
Charged \$55.00*

JOB PRINTING AND SUPPLIES

Prev. Bal.

LEGAL...

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of same has been paid.

*Wardene Washell* 36 7026

STATEMENT RENDERED EVERY THIRTY DAYS

# LINCOLN COUNTY JOURNAL

Shoshone, Idaho

July 3

196 8

Account of

State Of Idaho  
Dept. of Reclamation  
Re: Application No. 36-7026  
Leonard A. Hieb  
6-13-68 6-20-68 2 issues

Advertising for the Month of

Weeks of Month	1st	2nd	3rd	4th	5th	Total	Rate	Cost
Display, Col. Inches								
WANT ADS								
First Run ...								
Repeats .....								
Readers, Lines ...								

JOB PRINTING AND SUPPLIES

Prev. Bal.

LEGAL.....\$6.44

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of same has been paid.

36 7026

*Wendene Dackel*

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus  
Governor

R. Keith Higginson  
Director

614 State Street  
Statehouse - Annex 2  
Boise, Idaho 83720  
(208) 384-2190

Water Rights Administration  
Water Resource Investigations  
Dam and Reservoir Safety  
Water Well Drilling  
Waste Disposal Wells  
Stream Channel Protection

November 30, 1973

RE: Permit No. 36-7026

Daryl Serr  
P. O. Box 513  
Paul, ID 83347

Dear Mr. Serr:

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

Sincerely,

BOBBY D. FLEENOR  
Assistant Director

jfr

Enclosure

36 7026

November 15, 1973

Re: Permit No. 36-7026

Daryl Serr  
P. O. Box 513  
Paul, Idaho 83347

Dear Mr. Serr:

A representative of this Department has made an examination of the works covered by your Permit No. 36-7026 and has found the following:

Quantity of water diverted: 4.90 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 4.90 cfs

The maximum quantity diverted shall not exceed 1,176 acre feet per year.

Beneficial use: ~~irrigation of 294 acres within the NE<sup>1</sup> and NW<sup>1</sup> Sec. 15, Twp. 7 S, Rge. 21 E~~

Point of diversion: ~~NW<sup>1</sup> Sec. 15, Twp. 7 S, Rge. 21 E, B.M.~~

Priority date established: June 5, 1968 (late proof)

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR  
Assistant Director

jfr

36 7026

contact in April 1973

See entry

DEPARTMENT OF WATER ADMINISTRATION  
FIELD REPORT

1630 W  
Kusato Rd, Embridge, Id.  
13 stoch yds.

1. Name of permit holder Daryl Serr  
Post office address P.O. Box 513, Paul, Idaho Phone 1-438-2301  
Person to contact \_\_\_\_\_ Phone \_\_\_\_\_

2. Source of water supply: Groundwater  Surface water   
(name spring, stream, etc.)  
Tributary to \_\_\_\_\_

3. Water will be used for the following purposes:  
Amount 6.4 c.f.s. for Irrigation  
\_\_\_\_\_ AF/Annum (nature of use)  
Period of Use: from April 1 to October 21  
(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. 36-7026  
Examination for b/u

4. Total amount to be appropriated:  
Max Rate of Diversion 6.4 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

5. Location of Point(s) of Diversion:  
Township 7S N/S, Range 21E E/W, B.M., Section 15, Subdivision NW 1/4 NE 1/4, Lincoln  
County  
Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, \_\_\_\_\_  
County  
Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, \_\_\_\_\_  
County  
Other Points of Diversions: \_\_\_\_\_

Description of diverting works: well, pump, motor (10" O.D. <sup>Micrometer</sup> ~~Meter~~ Flow Meter)

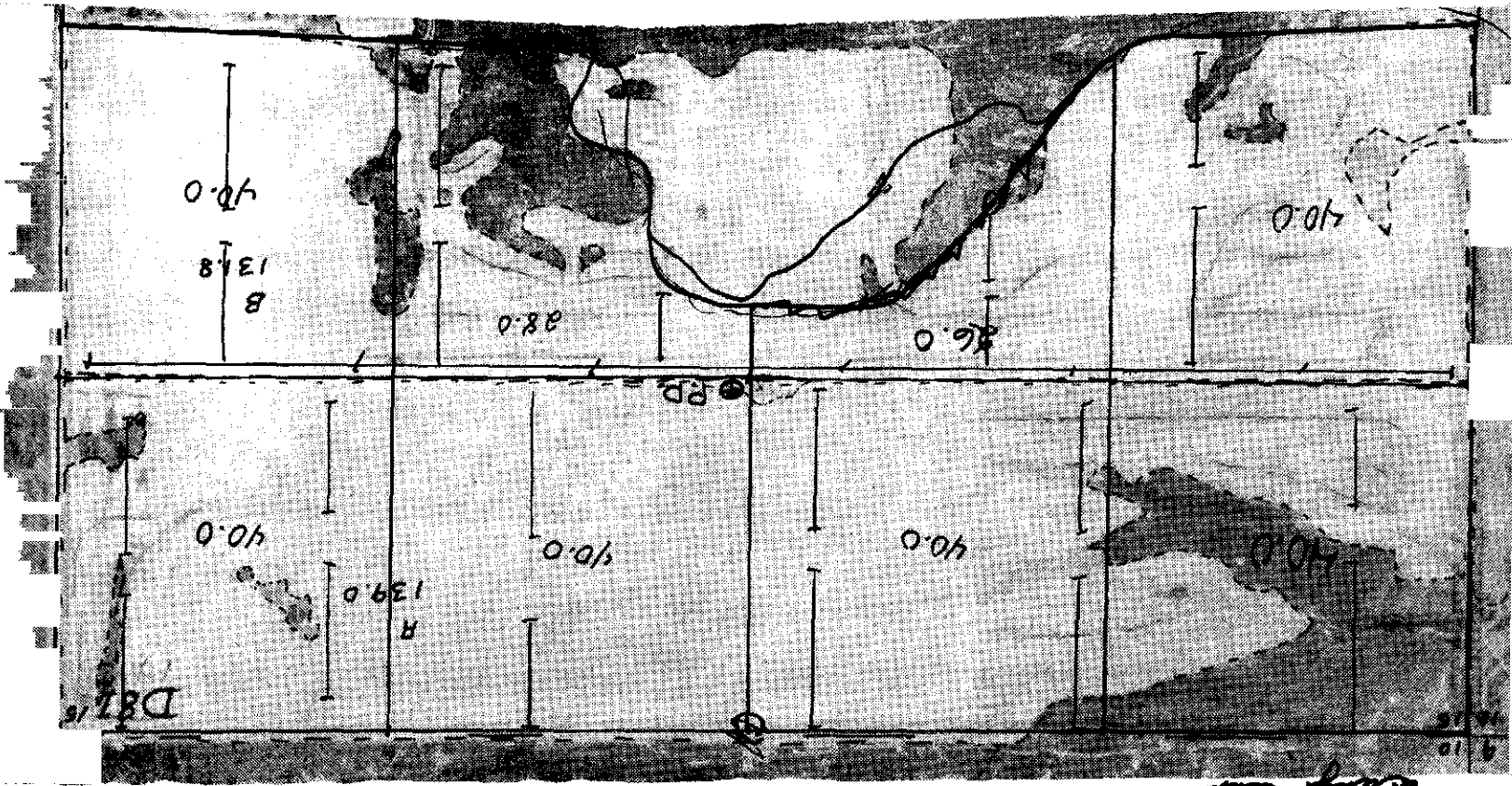
Measuring device required: yes  no

6. Lands to be irrigated or place of use.

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	
7S	21E	15	40	40	40	40	40	40	40	40								320	

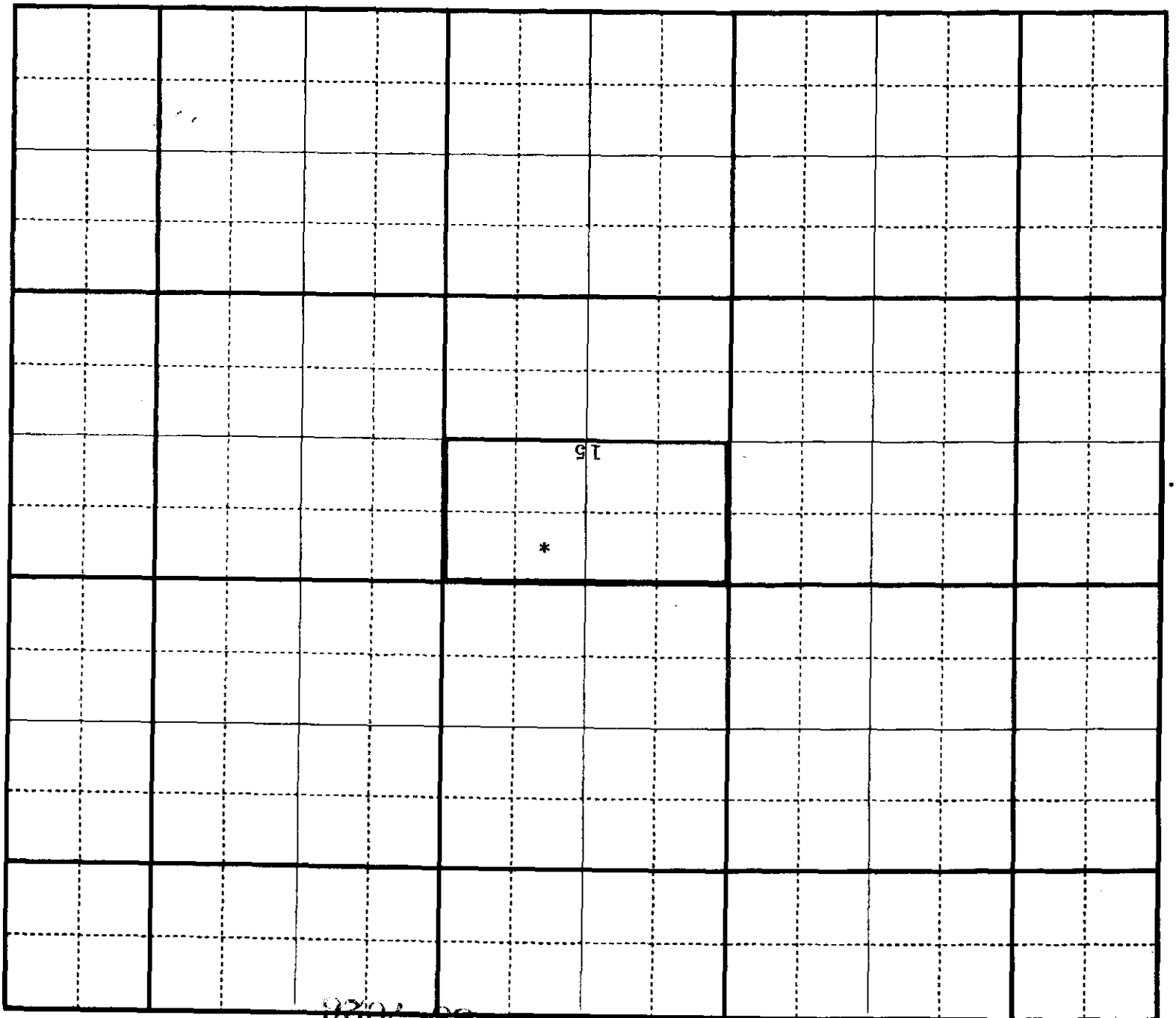
36 7026

TOTAL ACREAGE 320



*David Scott*

Diagram of System



S  
7  
T

26 7020

DATE OF EXAM 6-26-73

ACREAGE  
Found 294  
Recommended 294

Irrigation Requirement 4.0 Ac Ft/Ac

USE  
Irrigation Q=4.90 c.f.s. V=1176 AF/Ann. from April-1 to Oct 21  
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:  
twp. \_\_\_\_\_ N/S, Rge. \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

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

Total Q measured 4.90 cfs Method of measurement McCrometer

Total Q recommended 4.90 cfs Meter No. 72-10-355 Type McCrometer Condition New

Total V recommended 1176 Ac Ft/ANN.

Recommended Amendments:

P.D. NO  
Place of Use NO  
Other NO  
None NO

MEASUREMENT CALCULATION: <sup>(gpm = 1 cfs)</sup>  
 $Q = (2200 \text{ gpm}) \div (448.8) = 4.90 \text{ cfs}$   
 $V = (294 \text{ Acres}) (4.0 \text{ Irr. Req.}) = 1176$

SYSTEM DESCRIPTION:  
Waloshoff Motor & Pump # 1373203 350 hp. phase (3)  
McCrometer # 22-10-355 10" main line. delivers the  
water to laterals in the fields for sprinkling  
lands, etc.

REMARKS:

Examiner's Signature Gary Lunderburg Date 6-28-73

Checked by Michael Stahl Date 8-2-73

Approved by \_\_\_\_\_ Date \_\_\_\_\_

**STATE OF IDAHO  
DEPARTMENT OF RECLAMATION**

**PROOF OF APPLICATION OF WATER TO BENEFICIAL USE**

1. a) Name of Permit Holder Daryl Serr  
 b) Post Office Address P. O. Box 513, Paul, Idaho 83347  
 2. Permit Number 36-7026  
 3. Date of Priority that you are prepared to establish May 8, 1968  
 4. a) Source from which water was appropriated underground aquifer  
 b) Location of the point of diversion: NW 1/4 NE 1/4, Section 15  
Township 7 South, Range 21 East, Boise Meridian, Other points of diversion: none

5. a) The amount of water and use to which the water has been applied:  
 amount 4.68 cfs for irrigation purposes from April 1 to Oct. 21 incl.  
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)  
 b) Total amount appropriated 4.68 cfs and/or acre feet per annum  
 c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: I, the undersigned, measured from the pump capacity & the flow meter attached to the pump.

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:  
 a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: \_\_\_\_\_  
 b) Describe the agreement or understanding by which you take water from the works: \_\_\_\_\_

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Lane & Bowler 2100 GPM Pump w/300 HP Motor, 20" Well w/20" Well Casing 438' deep  
 b) Describe the type and size of measuring device which you have installed at your point of diversion: 10" O.D. Mcrometer Flow Meter  
 c) Give well drillers name and address and date the well was completed Jack Alexander, 510 13th Street, Rupert, Idaho 83350  
Well completed on May 27, 1969

36 7026

Exam typed 9-7-72 by de

36 70226

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

TWP.	RANGE	SEC.	NE 1/4			NW 1/4			SW 1/4			SE 1/4
			NE 1/4	NW 1/4	SW 1/4	NE 1/4	NW 1/4	SW 1/4	NE 1/4	NW 1/4	SW 1/4	
7S	21E	15	40	40	40	40	40	40	40	40	40	320
TOTALS												

Total number of acres irrigated 320

10. Remarks: Well was drilled and land is irrigated as contemplated by the permit of the original applicant. The main sprinkler lines run generally east and west from the well and the lateral lines run north and south.

The above information is a true statement of the extent to which the above numbered permit has been developed.

August 28, 1972 (Date)

*Charles Sen* (Signature)

State of Idaho )  
 ) ss. Minidoka County of

On this 28th day of August, 1972, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at Rupert, Idaho  
 My commission expires 10/30/72

My commission expires

September 7, 1972

Re: Permit No. 36-7026

Mr. Daryl Serr  
P. O. Box 513  
Paul, Idaho 83347

Dear Mr. Serr:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for the above referenced permit.

Enclosed you will find an Order of Reinstatement; please note that the priority has been advanced under this permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than you should be contacted by the examiner, please advise our Southern District Office at 1041 Blue Bakes Blvd. North, Twin Falls, Idaho.

Sincerely,

BOBBY D. FLEENOR  
Assistant Director

36 7026

BDF:DR  
Enc: Order

cc: Roger D. Ling  
Enc: Copy of order

bc: Southern District Office  
Enc: Field exam report

A F F I D A V I T

STATE OF IDAHO            )  
                                  ) ss.  
County of Minidoka        )


DARYL SERR, being first duly sworn on oath, deposes and says:

1. That this affiant is the present holder of water permit number 36-7026 and that evidence of the extent of development as proof of application of water to beneficial use was to be submitted to the Department of Water Administration on the 1st day of August, 1972. This affiant was the purchaser of permit number 36-7026 and the land upon which the water being appropriated under said permit was being irrigated, as of the 29th day of February, 1972. At the time of receiving the assignment to said permit number 36-7026, this affiant was informed by the Department of Water Administration that a permanent measuring device of a type approved by the Department of Water Administration must be installed and maintained as part of the diverting works. This affiant during the 1972 irrigation season immediately proceeded to procure and install such a measuring device to comply with the requirements of the Department of Water Administration.


2. That this affiant was unable to obtain a measuring device which would be satisfactory to the Department of Water Administration because of errors made by the distributor of such devices until after the 1st day of August, 1972. A proper measuring device has now been obtained and this affiant desires to submit his Proof of Application to Beneficial Use under the above-mentioned permit to obtain a priority date in close proximity to the issuance of said permit. That the delay in obtaining a proper and qualified measuring device on the diversion works was occasioned by the errors of the manufacturer and distributor of the measuring device being purchased by this affiant and was outside the control of this affiant. Because of these delays, Proof of Application to Beneficial Use could not be made by the 1st day of August, 1972, as required by the provisions of said permit.

WHEREFORE, this affiant respectfully prays that the Department of Water Administration of the State of Idaho reinstate permit number 36-7026 and accept the Proof of Application to

Beneficial Use submitted herewith and for the subsequent issuance of a license on this affiant's water diversions.

  
\_\_\_\_\_  
Daryl Serr

SUBSCRIBED AND SWORN TO before me this 38<sup>th</sup> day of August, 1972.

  
\_\_\_\_\_  
Notary Public for Idaho  
Residing at Rupert, Idaho  
My commission expires 10/30/72

(SEAL)

ROBERT M. NIELSEN  
ASSOCIATE

ROGER D. LING  
ATTORNEY AT LAW  
TOEBALING BUILDING  
P. O. BOX 396  
RUPERT, IDAHO 83350

AREA CODE 208  
TELEPHONE 436-4717

August 28, 1972

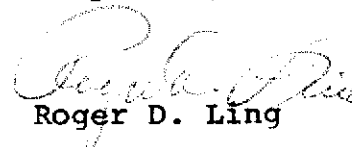
R. Keith Higginson  
Director  
Department of Water Administration  
State of Idaho  
Statehouse - Annex 2  
Boise, Idaho 83707

Re: In the matter of permit number 36-7026  
reinstatement

Dear Mr. Higginson:

Enclosed please find the affidavit of Daryl Serr, the assignee of permit number 36-7026 which lapsed on the 4th day of August, 1972. Mr. Serr, in his affidavit, requests the reinstatement of permit number 36-7026. Also please find completed Proof of Application of Water to Beneficial Use.

Very truly yours,

  
Roger D. Ling

RDL:kp

Encs.

36 7026

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus  
Governor  
R. Keith Higginson  
Director

Statehouse - Annex 2  
Boise, Idaho 83707  
(208) 384-2215

Water Rights Administration  
Water Resource Investigations  
Dam and Reservoir Safety  
Water Well Drilling  
Waste Disposal Wells  
Stream Channel Protection

August 4, 1972

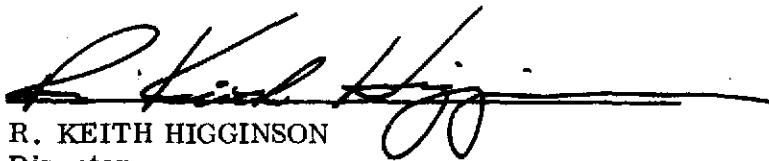
Re: Permit No. 36-7026

Daryl Serr  
P. O. Box 513  
Paul, Idaho 83347

Dear Mr. Serr:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit 36-7026 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.

  
R. KEITH HIGGINSON  
Director

RKH:DR

36 7026

PLEASE READ CAREFULLY TO AVOID MISUNDERSTANDING OF SERVICE

EXTRA SERVICES INDICATED BY CHECKED BOXES

Additional charges required for these services

to report date and address

Date to be delivered

### RECEIPT

Receipt for numbered article described below

SIGNATURE OR NAME OF ADDRESSEE

*Daniel J. [Signature]*

SIGNATURE OF ADDRESSEE AGENT, IF ANY

*[Signature]*

COPIES WERE DELIVERED ONLY IF REQUESTED

7026

BOISEMOUNDING

STATEHOUSE - ANNEX 2

DEPARTMENT OF WATER ADMINISTRATION

W-0-20



FOR JOHN  
100

**SENDER: Be sure to follow instructions on other side**

**PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)**

*(Additional charges required for these services)*

Show to whom, date and address  
where delivered

Deliver ONLY  
to addressee

**RECEIPT**

**Received the numbered article described below**

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

23610

①

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

②

DATE DELIVERED

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

JUN 7 1972

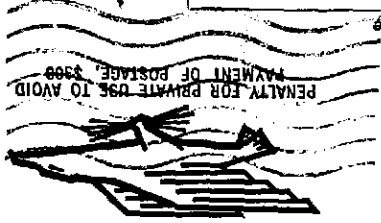
③

5 7026

U.S. POSTAL SERVICE  
OFFICIAL BUSINESS



Postmark of Delivering Office



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

**SENDER INSTRUCTIONS**  
Print in the space below your name, address, including ZIP Code.  
• If special services are desired, check block(s) on other side.  
• Moisten gummed ends and attach to back of article.

RETURN  
TO



DE MOSE

June 1, 1972 CERTIFIED MAIL #23610

Re: Permit No. 36-7026

Daryl Serr  
P. O. Box 513  
Paul, Idaho 83347

Dear Mr. Serr:

One of the conditions of approval of your water Permit No. 36-7026 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before August 1, 1972. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



---

R. KEITH HIGGINSON  
Director

Enc: Proof affidavit  
dr

36 7026

March 13, 1972

Re: Permit No. 36-7026

Daryl Serr  
P. O. Box 513  
Paul, Idaho

Dear Mr. Serr:

Enclosed is a copy of the recorded assignment conveying Permit No. 36-7026. We are also enclosing a copy of the permit. We wish to advise you that proof of beneficial use of the water is to be submitted on or before August 1, 1972.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.\*

Very truly yours,

Donald W. McEldowney  
Appropriation Supervisor

DWM/BL  
Enclosures

cc: Roger D. Ling  
Attorney at Law  
Enc: Copy of Assignment

36 7026

ROBERT M. NIELSEN  
ASSOCIATE

ROGER D. LING  
ATTORNEY AT LAW  
TOEBALING BUILDING  
P. O. BOX 396  
RUPERT, IDAHO 83350

AREA CODE 208  
TELEPHONE 436-4717

March 7, 1972

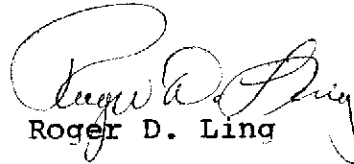
Department of Water Administration  
State of Idaho  
Statehouse - Annex 2  
Boise, Idaho 83707

Re: Permit No. 36-7026

Dear Gentlemen:

Enclosed please find a duly executed assignment of permit no. 36-7026. Would you please place this assignment in your records and send all future notices to the assignee.

Very truly yours,

  
Roger D. Ling

RDL:dd

Enc.

36 7026

January 28, 1972

Re: Permit No. 36-7006

Roger D. Ling  
Attorney at Law  
Toebaling Building  
Post Office Box #396  
Rupert, Idaho 83350

Dear Mr. Ling:

Pursuant to your letter of January 12, 1972, we wish to advise you that a warranty deed may be used for the assignment of a permit, if the warranty deed from Mr. Hieb defines the permit by its associated number. However, if the permit is to be partially assigned to more than one person, it would be best to submit one of our Department's assignment forms, specifying the portion to be assigned to each owner. Enclosed, please find one of these assignment forms, which we prefer you use.

One of the requirements in the approval of Permit No. 36-7026, is that the applicant shall permanently install a measuring device of a type approved by our Department. There are several companies which produce an in-line meter, which is able to measure the amount of water in an enclosed system. Some of these companies are; Badger, Micrometer and Hershey-Sparling. Perhaps your local pump companies can supply you with more detailed information on these measuring devices.

Also enclosed, please find our Department's proof of beneficial use form, with instructions for filing.

If we may be of any further assistance in this matter, please feel free to contact our Department.

Very truly yours,

Fred Eisenbarth  
Appropriation Examiner

FE:cs

36 7026

Enc: assignment form  
beneficial use affidavit, with instructions

ROBERT M. NIELSEN  
ASSOCIATE

ROGER D. LING  
ATTORNEY AT LAW  
TOEBALING BUILDING  
P. O. BOX 396  
RUPERT, IDAHO 83350

AREA CODE 208  
TELEPHONE 436-4717

January 12, 1972

Department of Water Administration

Department of Water Administration  
State of Idaho  
State House - Annex 2  
Boise, Idaho 83707

Re: Application for Permit Id. No. 36-7026  
Application No. 42497

Dear Gentlemen:

Leonard A. Hieb, the applicant under the above application for permit which was approved on May 8, 1968, has sold his farm and desires to assign all of his right, title and interest under said permit to the purchasers. The sale of the permit will be recited in the Warranty Deed and we would like to know whether or not this meets with the approval of your department. They also noticed that the permit approved for Mr. Hieb provides that he shall install a measuring device of a type approved by the department. In view of the fact that this water is pumped for irrigation by the use of a sprinkler, we would like to know the type of measuring device that is required, if one is required.

Would you also send to this office the proper forms for Proof of Application of Water to Beneficial Use.

Very truly yours,

  
Roger D. Ling

RDL:dd

36 7026

RECEIVED

REPORT OF WELL DRILLER  
State of Idaho

JUL 2 1969

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

WELL OWNER:  
Name Leonard Hieb

Address RUPERT, IDAHO

Owner's Permit No. 42497-86-7026

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

Water is to be used for: Irrigation

METHOD OF CONSTRUCTION: Rotary  Cable   
Dug  Other

CASING SCHEDULE: Threaded  Welded

20" Diam. from 0 ft. to 21 ft.

"Diam. from ft. to ft.

"Diam. from ft. to ft.

Thickness of casing: 5/8" Material:

Steel  concrete  wood  other

PERFORATED? Yes  No  Type of perforator used:

Size of perforations: " by "

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

WAS SCREEN INSTALLED? Yes  No

Manufacturer's name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes

No.  size of gravel Gravel

placed from ft. to ft. Surface seal

provided? Yes  No  To what depth?

ft. Material used in seal:

Did any strata contain unusable water? Yes

No.  Type of water:

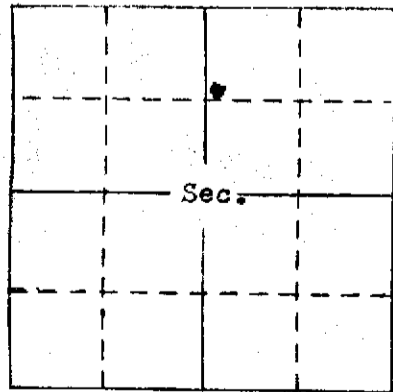
Depth of strata ft. Method of sealing

strata off:

Surface casing used? Yes  No

Cemented in place? Yes  No

Locate well in section



LOCATION OF WELL: County LINCOLN

1/4 NE 1/4 Sec. 15 T. 75 N/S R. 21 E/W

Size of drilled hole: 20" Total depth of well: 438 ft Standing water level below ground: 380 ft Temp.

Fahr. Cold ° Test delivery: gpm or cfs Pump?  Bail

Size of pump and motor used to make test: NO TEST

Length of time of test: Hrs. Min.

Drawdown: ft. Artesian pressure: ft. above land surface Give flow cfs

or gpm. Shutoff pressure:

Controlled by: Valve  Cap  Plug

No control  Does well leak around casing? Yes  No

DEPTH MATERIAL WATER FROM TO FEET FEET YES OR NO

DEPTH FEET	MATERIAL	WATER YES OR NO	
0	c	Topsoil and hardpan	
0	33	Gray basalt	
33	41	red and gray basalt	
41	50	gray basalt	
50	95	red and gray cinders (caving) inter-	
95	97	mittent breaks of firm red and gray basalt	
97	107	red and gray basalt (firm)	
107	109	red and gray cinders (caving)	
109	114	broken red and gray basalt	
114	119	red and gray basalt (firm)	
119	132	red and gray cinders	
132	157	gray lava	
157	159	red lava and cinders	
159	168	gray lava	
168	170	red lava and cinders	
170	190	gray lava	
190	207	red lava cinders	
207	220	gray lava (cinders caving from above)	
220	228	gray lava and cinder seams	
228	245	gray lava	
245	262	cinders (red)	
262	274	gray lava	
274	280	cinders red	
280	300	gray lava	
300	307	gray lava and red cinders	
307	350	gray lava	
350	354	gray lava seams and red cinders	
354	375	gray lava	
375	377	red cinders (soft)	
377	389	gray lava	
389	395	red cinders and gray lava seams	
395	405	gray lava and (red cinders caving)	
405	415	red cinders (soft)	
415	427	gray lava (red cinders caving) (gray lava is broken) crevices?	
427	433	gray lava (hard and crevices) (cinders) (caving)	

Work started: April 19, 1969

Work finished: May 27, 1969

Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.

Name: Jack Alexander

Address: 510-13th St. Rupert, Idaho

Signed by: Jack Alexander

License No. 127 Date: JUNE 5, 1969

Use other side for additional remarks

36 7026

USGS

36

January 8, 1968

Re: Permit No. 36-7026  
Leonard A. Hieb

Lincoln County Journal  
Shoshone,  
Idaho

Gentlemen:

Enclosed is the bill of publication submitted in connection with the above referenced permit. Please be advised that this bill is a duplicate. The original bill, submitted on July 5, 1968 was paid by Voucher No. 108717 and Check No. 557096, in the amount of \$6.44.

Please contact the department if you cannot find record of this payment.

Very truly yours,

Donald W. McEldowney  
Appropriation Examiner

DWM:ks

enclosure: Bill of publication

36 7026

July 11, 1968

Re: Permit Nos. 35-7024 & 47-7030 & 36-7026

Land Office  
Bureau of Land Management  
P. O. Box 2237  
Federal Building  
Boise, Idaho

Gentlemen:

Enclosed are copies of the above referenced permits which  
have been accepted for desert land entries.

Very truly yours,

C. Stephen Allred, Assistant  
State Reclamation Engineer

CSA:kh

Enclosures

36 7026

July 11, 1968

Re: Permit No. 36-7026

Leonard A. Hieb  
513 14th Street  
Rupert, Idaho 83350

Dear Mr. Hieb:

We enclose a copy of your approved application for permit 36-7026  
in which we direct your attention to the limitations and conditions as given  
on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant  
State Reclamation Engineer

CSA:kh

Enclosures: Copy of Application  
Receipt No. 861 for \$50.00

36 7026

**Goodman and Duff**

ATTORNEYS AT LAW

FREMONT AND G STREETS  
BOX 61  
RUPERT, IDAHO 83350

AREA CODE 208  
TELEPHONE NOS.  
436-4774  
436-4775  
436-4246

WILLIAM T. GOODMAN  
LARRY R. DUFF  
DONALD J. CHISHOLM  
ASSOCIATE

July 1, 1968

RECEIVED  
JUL 1 1968  
Department of Reclamation

Idaho Department of Reclamation  
Room 107  
Statehouse  
Boise, Idaho

In re: Leonard A. Hieb, Idaho Entry No. I-1426

to 7026

Gentlemen:

Our office forwarded two copies of an Application for Permit to Appropriate Public Waters on May 7, 1968, with your office. Since that date we recieved a letter from the Bureau of Land Management in Boise allowing 30 days from June 26, 1968, in which to submit a copy of an approved water permit.

Would you kindly examine your records and advise us as well as the Bureau of Land Management of the present status of the application.

Very truly yours,

GOODMAN & DUFF

By: *J. T. Dodson*

WTG:LA

cc: Bureau of Land Management

May 27, 1968

Re: Application No. 36-7026  
Leonard A. Hieb

Lincoln County Journal

~~28 19 1968~~ *Shoshone,*  
~~1968~~ *Ada*

*85-8-2601*

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of same has been paid.

(Do not sign letter)

\_\_\_\_\_  
Signature of claimant

Very truly yours,

Donald W. McEldowney  
Appropriation Examiner

DWM:ks

Enclosure: Legal Notice

36 7026

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Leonard A. Hieb, 513 14th Street, Rupert,  
Idaho 83350 has on May 8, 1968  
applied for permit to divert ~~1474~~ 6.4 cubic feet per second ~~acres feet~~  
of water from a subterranean source  
under application No. 36-7026. Water will be diverted by a well,  
pump, and sprinkler system within the NW1/4, sec. 15, T. 7 S, R.  
21 E, B.M., Lincoln County  
and is to be used from April 1 to October 21 for irrigation  
in the N1/2, sec. 15, T. 7 S, R. 21 E, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON  
State Reclamation Engineer

Published in the Lincoln County Journal, Rexburg, Idaho  
on June 1 / 3 and June 20.

# Goodman and Duff

ATTORNEYS AT LAW

FREMONT AND G STREETS  
BOX 61  
RUPERT, IDAHO 83350

May 7, 1968

WILLIAM T. GOODMAN  
LARRY R. DUFF  
                      
DONALD J. CHISHOLM  
ASSOCIATE

AREA CODE 208  
TELEPHONE NOS  
436-4774  
436-4775  
436-4246

RECEIVED

Idaho Department of Reclamation  
Room 107  
Statehouse  
Boise, Idaho 83701

Re: Leonard A. Hieb

Gentlemen:

Enclosed herewith you will find two copies of Application for Permit to Appropriate Public Waters, a copy of a letter from the Bureau of Land Management and a check from Mr. Hieb in the sum of \$50.00 as filing fees.

Would you kindly file the application and after the same is filed, mark the duplicate and forward the same to the Bureau of Land Management as requested in their letter.

If you require further information please advise me.

Very truly yours,

GOODMAN AND DUFF

By: 

WTG/mhc

Encls.