

23-2095

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

Application No. G- 36968
Permit No. G- 28981
District No.

1. Name of Applicant: May Woodie LeVan

Postoffice address: Howe

County: Butte

State: Idaho

2. Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second 8.0 or Idaho
Miners' inches 400 or gallons per minute

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean

4. Location of point of diversion or well is in the NW 1/4 of the SE 1/4 of Section 26
Twp. 6 N , Rge. 29 E , B.M., County of Butte

5. Water is to be used for: Irrigation

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

(a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.

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

7. Kind of works: Well, pump and ditches

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

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

(b) Capacity of reservoir:

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

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation:

(b) Amount of capital stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

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

(b) Treasury stock:

(c) Bonds to be issued:

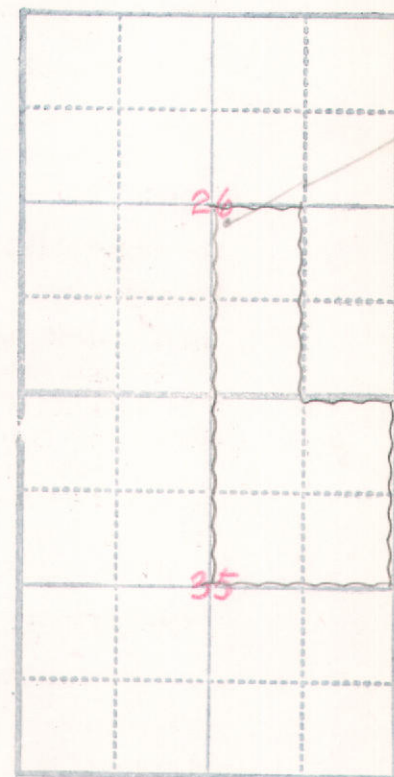
(d) Other resources:

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

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Little Lost River for land
in Sec. 26 and 35.

(a) 4.8 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) 3.2 (cubic feet per second, inches or gallons per minute) is for new lands.



0.75

Permit No. G-28981

Completion of Works
Examination for...and...Beneficial Use.

County.....Butte

Sec. 26 T. 6N R. 29E

Quantity: 8.0 cts.

Source: *Well*

P.D.: NW, SE., Sec. 26, T. 6N., - R. 29 E BM

Use: Drigation

Filed: Aug. 30, 1960

Due: Sept. 1, 1965

Extension:

Protest:

Completion of Works:

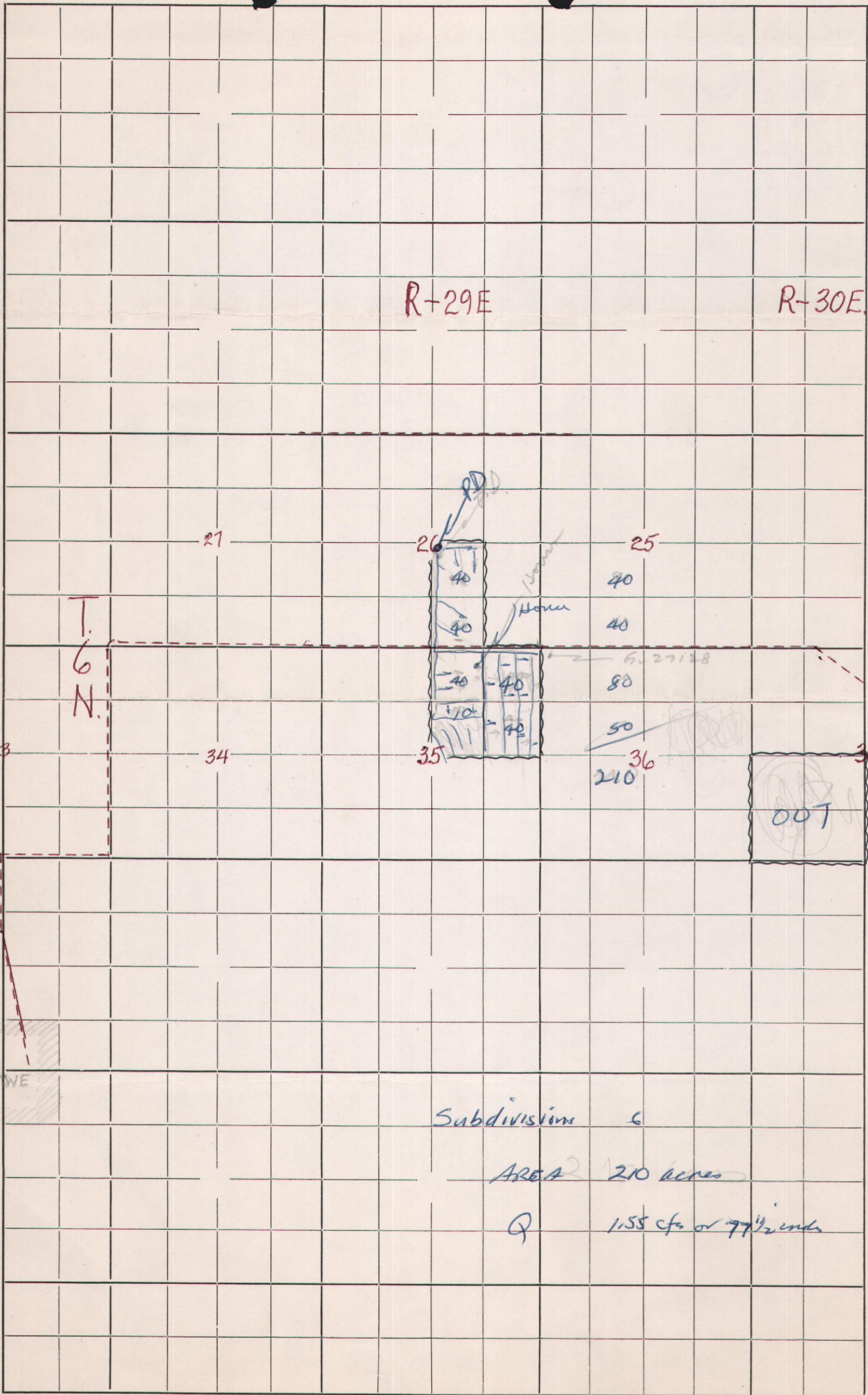
Other Rights: *Little Lost Diver*

Robert Cary Bentley Co. Bonding.
11 June 1892

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.

Department of Reclamation



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

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

November 13, 1961

Re: Permit No. s. G-28981
G-27128

DEPOSITIONS ARE OF NO VALUE
UNLESS AFFIDAVIT OF PUBLICATION
IS ATTACHED

May Woodie LeVan & Dan H. LeVan,
Howe, Idaho.

Dear Mr. & Mrs. LeVan:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28981 G-27128. The proofs are to be made at 2:00 o'clock P.M., on the 22nd day of December, 1961, ~~1959~~ before Ed L. Gaumer, Arco, Idaho, Notary Public.

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

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. ^{Rule} ~~Butledge~~
Chief Clerk

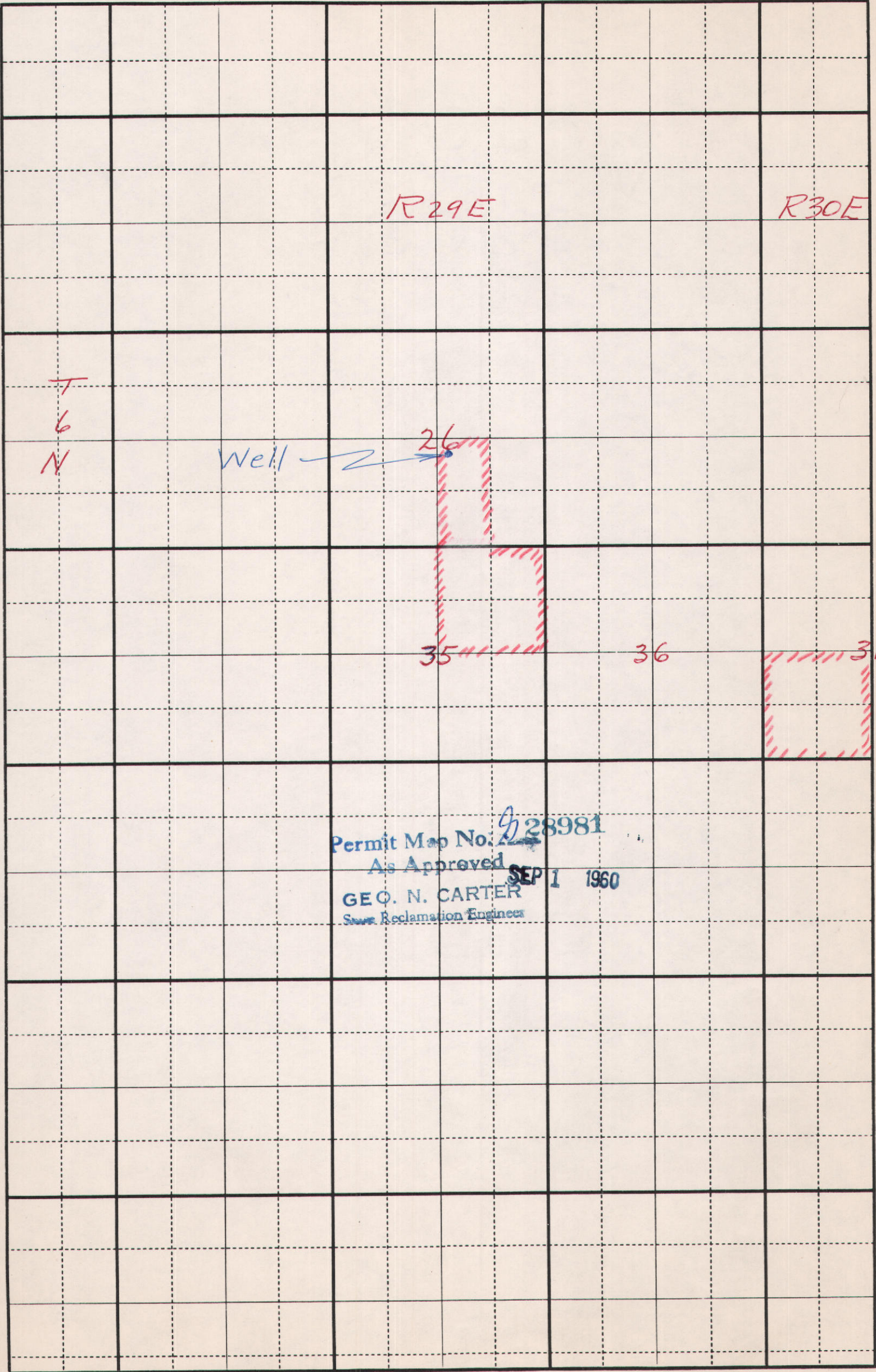
Encl.

EPR: pmk
cc: Notary

28981

NAME OF APPLICANT May Woodie LeVan

Form No. 0



State of Idaho

License and Certificate of Water Right

Water License No. G-28981

Amount 1.55 c.f.s.

Water District No.

Priority August 30, 1960

THIS IS TO CERTIFY that MAY WOODIE LeVAN
 of Howe, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated August 30, 1960; that Permit No. G-28981
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 1.55 second feet, was issued thereunder on August 26, 1963, showing that said works
 were completed on the 22nd day of December, 1961; and that on the 22nd
 day of December, 1961,

MAY WOODIE LeVAN

of Howe, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a well
 , a tributary of subterranean flow, for the purpose of irrigation
 , under Use Permit No. G-28981 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
 12 of Licenses at page 7681, on the 26 day of August, 1963;

The right hereby confirmed dates from August 30, 1930;

The Point of Diversion is located

in the NW 1/4 SE 1/4, Sec. 26, Tp. 6N, R. 29E., B. M. Butte County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed 1.55 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N.	29 E.	26	NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40
		35	NE 1/4 NE 1/4	40	40
			NW 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	10
			SE 1/4 NE 1/4	40	40
			Total number of acres to be irrigated:		210

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

26th day of August, 1963.

/s/ RALPH W. THOMAS
 Deputy State Reclamation Engineer.

(SEAL)

33 2094

State of Idaho
License and Certificate of Water Right

Water License No. 20214 Amount 2.8 c.f.s.
Water District No. Priority December 3, 1947

THIS IS TO CERTIFY that FRANKLIN S. NISULA
of Donnelly, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 4, 1947; that Permit No. 20214
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.8 second feet, was issued thereunder on July 24, 1948, showing that said works
were completed on the 21st day of June, 1948; and that on the 30th
day of August, 1948,
FRANKLIN S. NISULA
of Donnelly, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of
Mud Creek, a tributary of North Fork Payette, for the purpose of irrigation and domestic
use, under Use Permit No. 20214 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7682, on the 28 day of August, 1963;
The right hereby confirmed dates from December 3, 1947;
The Point of Diversion is located
in the NE 1/4 SE 1/4, Sec. 17, Tp. 17N., R. 3 E., B. M. Valley County
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 2.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
17N	3E	31	NE 1/4 NE 1/4	40	40
			NW 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	40
			SE 1/4 NE 1/4	40	40
Total number of acres to be irrigated:					160

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
28th day of August, 1963.

/s/ CARL E. TAPPAN
State Reclamation Engineer.

(SEAL)

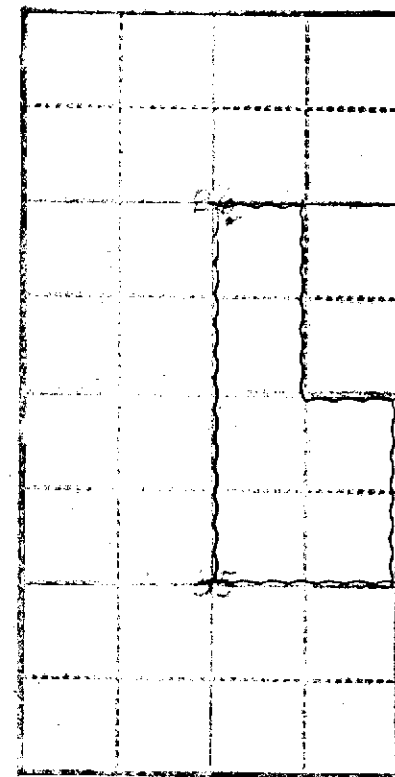
23-2095

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36968
Permit No. G- 28981
District No.

1. Name of Applicant: May Woodie LeVan
Postoffice address: Howe County: Butte State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 8.0 or Idaho
Miners' inches 400 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 26
Twp. 6 N , Rge. 29 E , B.M., County of Butte
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: Well, pump and ditches
8. Estimated cost of works: \$ 8,000
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Little Lost River for land in Sec. 26 and 35.
 - (a) 4.8 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 3.2 (cubic feet per second, inches or gallons per minute) is for new lands.



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

s/ May Woodie LeVan

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 10:00 A.M. August 30, 1960

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G—28981

Recorded in Book 102 Page 28981 Approved September 1, 1960

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before March 1, 1963

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before September 1, 1965

Witness my hand this 1st day of September, 1960

s/ GEO. N. CARTER

STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 1st
day of September, 19 60.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLLIE

Governor

Secretary of State.

12.

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	
6 N	29 E	26													40	40		80	
		35	40	40	40	40												160	
6 N	30 E	31										40	40	40	40			160	
																	TOTAL	400	
Permit No. G-28981																			
CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that MAY WOODIE LEVAN of Howe, County of Butte, and State of Idaho, the holder of Permit No. G-28981, issued upon Application No. G-36968 bearing date of priority of August 30, 1960, authorizing the diversion of 8.0 second feet of waters of a well County of Butte, State of Idaho, for irrigation purposes has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the work of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the point of intended use 1.55 second feet of the waters of a well from subterranean flow that the point of diversion of said waters NW ¹ / ₄ SE ¹ / ₄ , Sec. 26, T. 6 N., R. 29 E., B. M. and that the lands proposed to be irrigated by the use of said waters are described as follows, to-wit: 210 acres in W ¹ / ₂ SE ¹ / ₄ , Sec. 26; NE ¹ / ₄ , Sec. 35, T. 6 N., R. 29 E., B. M.																			
Witness my hand this 26th day of August, A.D. 1963																			
/s/ RALPH W. THOMAS, Deputy State Reclamation Engineer																			
Proof of Completion of Works Made: December 22, 1961																			
LICENSE ISSUED FOR 1.55 SEC. FT. Page 7681																			

August 26, 1963

Re: Permit No. G-28981

May Woodie LeVan
Howe, Idaho

Dear Mrs. LeVan:

Enclosed are the Certificate of Completion of
Works and License and Certificate of Water Right issued on the
above numbered permit.

Also enclosed is departmental receipt No. G-8202
in the amount of \$17.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho
August 16, 1963

Re: Permit No. G-28981

May Woodie LeVan
Howe, Idaho

Dear Madam:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-28981 shows the well is (~~xxxx~~) capable of conveying 77.5 miner's inches, or 1.55 c.f.s. of water for the irrigation of 210 acres.

Upon receipt of the statutory fees, totaling \$ 17.00 , which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 12.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of August 30, 1960 to the use of 1.55 second feet of subterranean water with the point of diversion in the NW¹/₄SE¹/₄, Sec. 26 for irrigation of 210 acres in the W¹/₂SE¹/₄, Sec. 26; NE¹/₄, Sec. 35, T. 6 N., R. 29 E., B.M.

Very truly yours,

CARL E. TAPPAN
Acting State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

28981 RT

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

Permit No. G-28981This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant May Woodie LeVan2. Source of water supply: subterranean3. Location of point of diversion: Is in the NW 1/4 of Section 26T. 6 N. R. 29 E. County of Butte

4. Describe works as they exist, giving dimensions and capacities of same: 30 H.P. U.S. Hall shaft
Motor # 3084938, Johnston Pump # 55-2475 - 110' X 8" column - 8" X 30'
discharge water to open ditch. Well - 120' X 16" - 113' X 16" perforated
casing.

5. Water is used for: irrigation6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

W 1/4, Sec. 26; NE 1/4, Sec. 35, T. 6 N., R. 29 E.; SW 1/4, Sec. 31, T. 6 N.,
R. 30 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: Mrs. May Woodie LeVan along

Measured by Spouting Meter 3 Rev. 3 Min, 18 Sec. - 152 X 102 = 1.55 cfs
California Pipe Method = 1.55 cfs. (d = .65'; a = .18' - 2/3 = .281 = 467 X .331 = 155 cfs)

This examination was made on the 2nd day of August, 19 63(Signed) Layne Johnson Examiner.

It is stated Cols drilled several wells for Forest Service
in Stanley Basin

28981

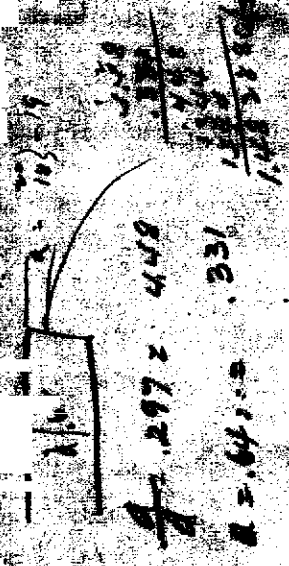
INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED

AUG 15 1963

Department of Reclamation



Col. = 110' x 8'
WG-11 = 120' x 16'
Cap. 13' x 16" ca. Radius

Source: Well
P. D.: NW. SE., Sec. 26, T. 6 N., R. 27 E. DM.
Use: Irrigation
Filed: Aug. 30, 1960
Date: Sept. 1, 1965
Remarks: —
Remarks: —

Surveyed by: [illegible]
(107' x 16')
[illegible]
[illegible]

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28981

REPORT ON PROOF OF Completion of Works & Beneficial Use

May Woodie LeVan
Howe, Idaho

$R+29E$

R-30E

27

25

T.
6
N

40

40

80

50

36
210

007

Subdivisions 6

AREA 210 acres

Q 1.55 cfs or $77\frac{1}{2}$ cuds

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

28981

September 12, 1962

Re: Permits No. G-27128
G-28981

Mr. & Mrs. Dan H. LeVan
Howe, Idaho

Dear Mr. & Mrs. LeVan:

This office erred in sending you the notice
dated August 31th.

You and your wife have made the proofs,
as stated in your letter.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Ruls
Chief Clerk

EPR:ew

28981

1M April 1962

September 12, 1962

Re: Permit No.

G-27128 - Dan H. LeVan
G-28981 - May Woodie LeVan

Mr. & Mrs. Dan LeVan
Hona, Idaho

Dear Mr. & Mrs. LeVan:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Area Advertiser, all submitted in proof of completion of works and beneficial use on Permit No.

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:

28981

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 9-28981 *man*

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Holder

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

Ans. ✓ May Woodie LeVan, Howe, Idaho
Rancher

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

Ans. _____

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

Ans. ✓ G-28981 ✓ Sept. 1, 1960 Aug. 30
Sept. 1, 1960

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

Ans. Subterranean NW¹ SE¹ Sec 26 Twp 6N R 29 EBM Butte County

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Well, pump and Ditches 92 inches private ditch Well depth 113 feet
16 inch casing 113 feet deep 55 feet to water
pump discharge 8 inches tested by Johnson Pump Co., Idaho Falls, Idaho

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

Ans. Irrigation of E¹ SE¹ sec 26 and W¹ NE¹ sec 35 tp 6 N R 29 EBM
80 acres in each section Cultivated land

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

Ans. Cole Drilling Co., Gooding, Idaho

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

Ans. _____

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

Ans. _____

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

Ans. _____

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

Ans. Irrigation for the 1961 season

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. Flood water rights only

(Sign) May Woodie LeVan

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, County of Butte,

State of Idaho, on this 22nd day of December, A. D. 1961.

Ed. J. Hume

My commission expires 3-22-63

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 26 1961
Department of Reclamation

Permit No. 0-28981

**Proof of Application of Water to Beneficial Use
Deposition of Witness and Completion of Works**

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

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

Ans. Earl Wortley, 41, Howe, Idaho farmer

Ques. 2. Are you acquainted with May Woodie LeVan, the holder of Permit No. 0-28981? How long have you known him and where does he reside?

Ans. Yes about 12 years

Ques. 3. Have you read or heard read said Permit No. 0-28981, and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Subterranean NW 1/4 SE 1/4 Sec 26 T6N R22 E8M Butte County

Well, pump and private ditches

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 2 sec feet

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 92 inches by wiser

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation of E $\frac{1}{2}$ SE $\frac{1}{4}$ sec 26 and W $\frac{1}{2}$ NE $\frac{1}{4}$ sec 35 to 6NR 29 EBM

80 acres in each section cultivated land

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

Ans.

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

Ans. lava wash from land about 1 inch to the acre

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. no

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. summer 1961 by observation

(Signed)

Earl Wortley

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 22nd day of December, A. D. 1961.

Ed Shuman

Notary Public.

My commission expires 3-2-63

18981

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 26 1961
Department of Reclamation

Permit No. G-28981

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Witness

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

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

Ans. Wayne Bars, 32, Howe, Idaho farmer

Ques. 2. Are you acquainted with May Woodie LeVan, the holder of Permit No. G-28981? How long have you known him and where does he reside?

Ans. Yes about 12 years

Ques. 3. Have you read or heard read said Permit No. G-28981, and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Subterranean NW 1/4 SE 1/4 Sec 26 Tp 6NR 29 ERM Butte County

Well, pump and private ditches

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 2 sec feet

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 92 inches by wier

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation of $\frac{1}{2}$ SE $\frac{1}{4}$ sec 26 and $\frac{1}{2}$ NE $\frac{1}{4}$ sec 35 to 6NR 29 EBM
80 acres in each section cultivated land

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

Ans.

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

Ans. lava hash farm land about 1 inch to the acre

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. no

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. summer 1961 by observation

(Signed) Wayne Bare

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 22nd day of December,
A. D. 19 61.

Ed Shaw

Notary Public.

My commission expires 3-2-63

RECEIVED
NOV 13 1961

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 13, 1961

(P. O.) Howe, 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.

May Woodie + Dan H. Levan

By Dan H. Levan

(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.

28981

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

RECEIVED
NOV 13 1961

Notice is hereby given that at 2:00 P. M., on the 22nd day of December, 1961, at Aron, County of Butte, State of Idaho, before Ed L. Ganner, Notary Public, at (address) Aron, Idaho, proof will be submitted of the completion of works for the diversion of 8.0 cubic feet per second of underground water from 2 wells, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit Nos G-28981 and G-27128, 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 May Woodie LeVan and Dan H. LeVan, Howe, 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 8.0 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 8.0 cubic feet per second.

4. The point of diversion of said water is NW 1/4 Sec. 26; Twp. 6 N; Rge. 29 E.B.M.

5. The place where said water is used is SW 1/4 Sec. 31; Twp. 6 N; Rge. 30 E.B.M.

6. The date of priority which said user is prepared to establish are August 30, 1960 November 18, 1957

GEO. N. CARTER

State Reclamation Engineer

28981

1200
6-28-61

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit Nos. G-28981 ✓
G-27128

Date: Nov. 13, 1961

Arco Advertiser,
Arco, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **December 22, 1961** the date set for proof;

the expense of the publication is to be paid by the applicant

May Woodie LeVan and Dan H. LeVan of **Howe, Idaho**

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

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

Very truly yours,

Geo N. Carter
GEO. N. CARTER
State Reclamation Engineer

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

Encl.

28981

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

November 13, 1961

Re: Permit No. G-28981
G-27128

May Woodie LeVan & Dan H. LeVan,
Howe, Idaho.

Dear Mr. & Mrs. LeVan:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28981 G-27128. The proofs are to be made at 2:00 o'clock P.M., on the 22nd day of December, 1961, ~~at 2:00 P.M.~~ before Ed L. Gummer, Arco, Idaho, Notary Public.

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

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. ^{Rule} ~~Knobledge~~
Chief Clerk

Encl.

EPR: pmk
cc: Notary

28981

September 16, 1960

Re: Permit No. G-28981

May Woodie LeVan,
Howe, Idaho.

Dear Mrs. LeVan:

We enclose Permit No. G-28981 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-5182 which was issued covering payment in the amount of \$6.75 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

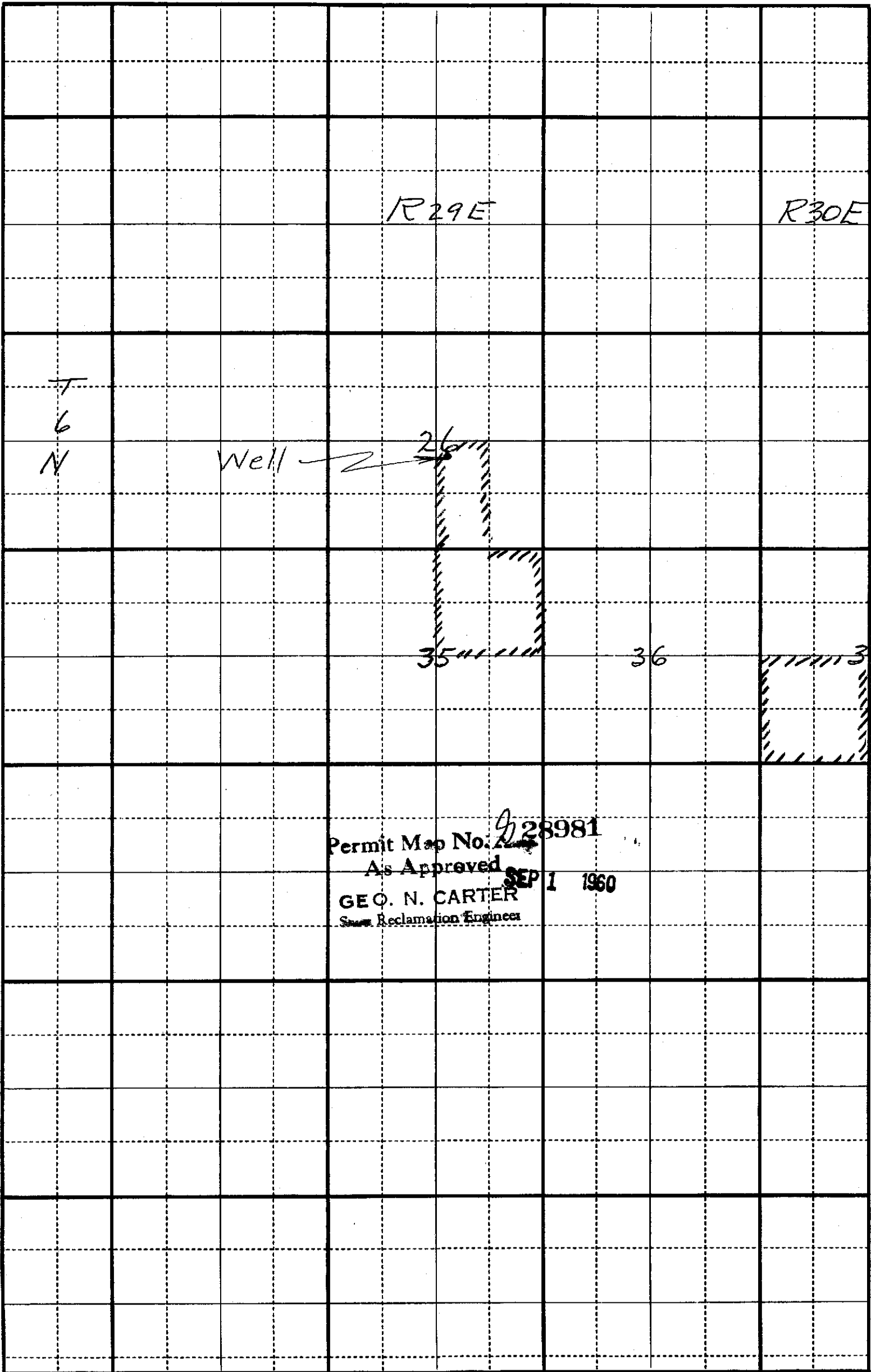
(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

28981

NAME OF APPLICANT May Woodie LeVan

Form No. 0



Permit Map No. 28981
As Approved SEP 1 1960
GEO. N. CARTER
State Reclamation Engineer

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

28981

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

Notice is hereby given that at 2:00 p. m., on the 22nd day of December, 1961, at Arco, County of Butte, State of Idaho, before Ed L. Gaumer, Notary Public, at Arco, Idaho, proof will be submitted of the completion of works for the diversion of 8.0 and 6.4 cubic feet per second of underground water from 2 wells and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit Nos. G-28981 and G-27128, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the persons or corporation holding said permit is May Woodie LeVan and Dan H. LeVan, Howe, 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 8.0 and 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic and irrigation purposes, and the amount applied to beneficial use is 8.0 and 6.4 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 26, Twp. 6 N., Rge. 29 E. B. M., and NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 36, Twp. 6 N., Rge. 29 E. B. M.

5. The place where said water is used to W $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 26; NE $\frac{1}{4}$ Sec. 35; Twp. 6 N., Rge. 29 E. B. M.; N $\frac{1}{2}$ Sec. 36; Twp. 6 N., Rge. 29 E. B. M.; SW $\frac{1}{4}$ Sec. 31, Twp. 6 N., Rge. 30 E. B. M.

6. The dates of priority which said user is prepared to establish are August 30, 1960 and November 18, 1957.

28981
GEO. N. CARTER,
State Reclamation Engineer.