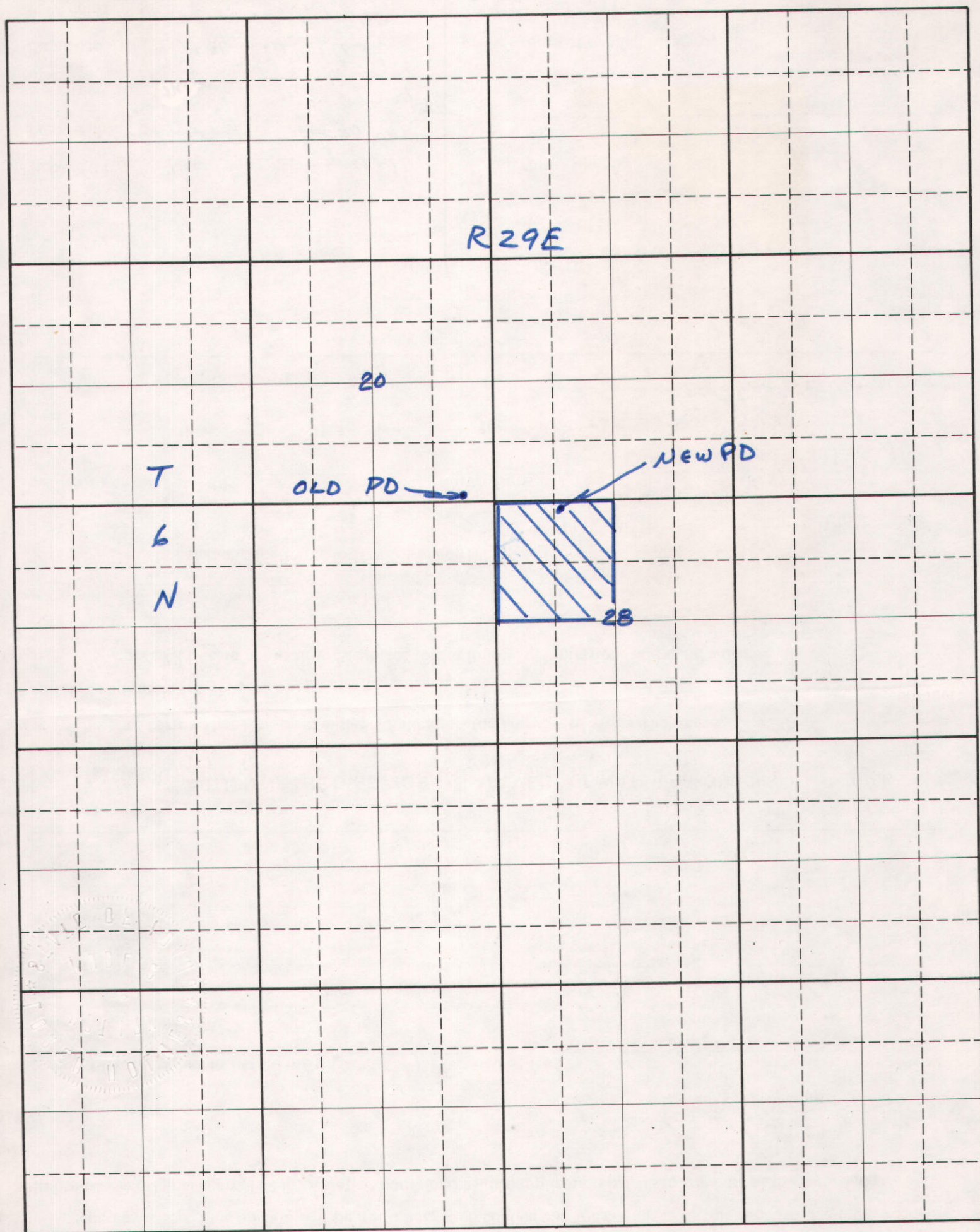


- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

RECEIVED

OCT 25 1977

Department of Water Resources
Eastern District Office

Affidavit of Publication

I, Le Ella Cammack
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 2 consecutive weeks, commencing with

the issue dated 10/6/77

and ending with the issue dated 10/13/77

Subscribed and sworn to before me this

18 day of Oct, 1977

Charles G. Jensen
Notary Public

Residence: Arco, Idaho.
My commission expires 7/14, 1978

PUBLIC NOTICE

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 33-2078

Notice is hereby given that Paul
E. Harrell, Howe, Idaho, has ap-
plied to the Department of Water
Resources for a change in the point
of diversion of the waters of a
ground-water source. The right
sought to be changed is evidenced
by License No. 33-2078 and is
recorded as follows:

AMOUNT: 1.66 cfs

PRIORITY: Nov. 14, 1955

POINT OF DIVERSION:
SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, T. 6N, R. 29E,
B.M., Butte County.

The water is used to irrigate 140
acres within the NW $\frac{1}{4}$, Sec. 28, T.
6N, R. 29E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within
the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, T. 6N, R.
29E, B.M.

Any protest against approval of
the above proposed change of water
right must be filed with the Idaho
Department of Water Resources,
1515 Lincoln Road, Idaho Falls,
Idaho, 83401, on or before October
24, 1977.

C. STEPHEN ALLRED
Director

Published in the Arco Advertiser,
Arco, Idaho, on October 6 and
October 13, 1977.

MICROFILMED

✓ 777

State of Idaho
License and Certificate of Water Right

Water License No. G-26066

Amount 1.66 c.f.s.

Water District No. _____

Priority November 14, 1955

THIS IS TO CERTIFY that PAUL E. and/or AGNES HARRELL
of Howe, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 14, 19 55; that Permit No. G-26066
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.66 second feet, was issued thereunder on September 10, 19 63, showing that said works
were completed on the 15th day of November, 19 60; and that on the 15th
day of November, 19 60,

PAUL E. and/or AGNES HARRELL

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-26066 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 7711, on the 10 day of September, 19 63;

The right hereby confirmed dates from November 14, 19 55;

The Point of Diversion is located
in the SE 1/4 SE 1/4, Sec. 20, Tp. 6N, R. 29 E., 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 1.66 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.	28	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	35	23
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	37
			Total number of acres to be irrigated:		140

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
10th day of September, 19 63.

(SEAL)

CARL E. TAPPAN
State Reclamation Engineer.

33 2078

26066

November 16, 1961

Re: Water Rights of R. H. Ralls
P. S. York, & Paul E. Harrell

Utah Mortgage Loan Corporation
325 "F" Street
Idaho Falls, Idaho

Attention Mr. Don E. Archibald

Dear Mr. Archibald:

The information requested in your three letters of November 9th has been grouped under the names mentioned, R. H. Ralls, P. S. York, and Paul E. Harrell, and has been found in our regular water permits records.

R. H. RALLS

Surface water decreed to the property - none. Presume you were referring to Court Decrees

Application number, certificate of water and permit number of the underground water

M. L. Jones, Application No. 28070; Permit No. 20427 - Licensed for 2.94 c.f.s. from a well in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, T. 6 N., R. 29 E., on 160 acres in the NW $\frac{1}{4}$ in Sec. 25, and W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 26, all in 6. N. 29 E. Priority April 24, 1948

This license is on the land list mentioned under R. H. Rall's name.

P. S. YORK

Surface water decreed to property - none, presuming you refer to Court Decree.

Philip S. York - Application 28562; Permit 20917- Completion of Works for 5.4 c.f.s. - Certificate mailed February 8, 1954
Beneficial Use Proof made September 8, 1955.
Examination made August 7, 1956 (E. N. Humphrey) - 6.0 c.f.s. from a well in NE $\frac{1}{4}$ NW $\frac{1}{4}$, and one in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, T. 6 N., R. 29 E.

26066

33-2078

on 306 acres in N $\frac{1}{2}$, Section 20, T. 6 N., R. 29 E., B. M.

Fees never received, hence no license issued.

Heath B. Fowler - Application 30618; Permit G-22874 - Licensed for 0.5 c.f.s. from a well in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, T. 6 N., R. 29 E., on 25 acres in the N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28, T. 6 N., R. 29 E.; Priority June 17, 1952. This license is on part of the land mentioned in Tract #2 under the name of P. S. York

G-28971 - Harry H. Mays - Filed August 26, 1960 for 22.8 c.f.s. from four wells in SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21; NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, all in T. 6 N., R. 29 E., B. M. - Land list includes the NE $\frac{1}{4}$, Sec. 29, T. 6 N., R. 29 E., mentioned in Tract #2 under the name of P. S. York

PAUL E. HARRELL

We are listing three permits which seem to have been supplying water through interconnection to the SE $\frac{1}{4}$, Section 20 and E $\frac{1}{2}$ SW $\frac{1}{4}$, in addition to the NW $\frac{1}{4}$, Section 28. The final report from our field examiner in 1962 will clarify the distribution from each permit.

Paul E. Harrell - Application 28384; Permit 20738 - License for 3.4 c.f.s. from a well in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 6 N., R. 29 E. on 240 acres in E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$, Sec. 20, T. 6 N., R. 29 E. Priority date November 8, 1948; Examined May 20, 1952 (by E. N. Humphrey) Records (letter 6-29-60) show that this well caved in and permission to drill another well within the same 240 acres as the caved well would not affect priority. No further information in pocket.

Paul E. Harrell - (John Logan, predecessor) Application 33953; Permit No. G-26066 - Filed November 14, 1955 for 3.1 c.f.s. from well in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, T. 6 N., R. 29 E., completion of works and beneficial use proofs made November 15, 1960. Examination pending in 1962. Examiner attempted inspection but power was off (August, 1961) Land list - NW $\frac{1}{4}$, Sec. 28, T. 6 N., R. 29 E.

Paul E. & Agnes Harrell - Application 37608; Permit No. G-29604 Filed April 3, 1961 for 2.0 c.f.s. from a well in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 6 N., R. 29 E. Proofs due April 6, 1966. Land list - NW $\frac{1}{4}$, Sec. 28, T. 6 N., R. 29 E., B. M.

This office does not as a rule enter of record any changes in ownership

Page 3

Utah Mort. Loan Corp.

November 16, 1961

after permit has come to license. Hence the connection between the present owners and the recorded holders is unknown to this office.

A search was made in our decreed water files but no reference to the lands in question were found.

There is a nominal charge of 25 cents for each permit included in this report or \$1.75. Please remit a check in this amount to this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

H. PATRI
Water Rights Clerk

HP:ew

26066

33-2078

R-29E.

20

21

T.
6
N.

29

28

80

60

140

00
37
3

TO MOVE

Subdivisions

4

AREA.

140 acres

Q

1.66 cfs. w 83 inches

OP *Copy of Nov* Paul E. Harrell and/or Agnes Harrell
Howe, Idaho
will be in
see Sept. 15, 1961, will notify office
112' x 16" h. 180 Permit No. G-26066
31 ch?
Examination for Completion of Works & Beneficial Use
County... Butte
Sec. 20 T. 6 N. R. 29 E. BM
Well 112' x 16" - covered all the way
41 65' - 75
50 No. - 13" p-day
110 well - X 8"
12" 2 day, 6 m.

Quantity: 3.10 a.f.s.

Source: Well

P.D.: SE. SE. Sec. 20, T. 6 N. - R. 29 E. B.M.

Use: Irrigation

Filed: Nov. 14, 1955

Due: Nov. 15, 1960

Extension: -

Well Drilled - Frank Palmer (dancer)

Protests - none

Completion of Works: -

Other Rights: none

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

Affidavit of Publication

RECEIVED
NOV 18 1960
Department of Reclamation

I, Dolly Gross, 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 4(four) consecutive weeks, commencing
with the issue dated Sept. 16, 1960
and ending with the issue dated Oct., 7, 1960

Dolly Gross
Subscribed and sworn to before me this
10 day of Oct, 19 60

Margaret E. Pearson
Notary Public.

Residence, Arco, Idaho.

My commission expires 1-16, 19 61

LEGAL NOTICE

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

Notice is hereby given that at 3:00 p. m., on the 15th day of November, 1960, at Arco, County of Butte, State of Idaho, before Margaret E. Pearson, Notary Public, at Arco Idaho, proof will be submitted of the completion of works for the diversion of 3.10 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-26066, 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 Paul E. and/or Agnes Harrell, 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 3.10 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 3.10 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, Twp. 6 N., R. 29 E.B.M.

5. The place where said water is used is NW $\frac{1}{4}$ of Sec. 28, Twp. 6 N., R. 29 E.B.M.

6. The date of priority which said user is prepared to establish is 14th day of November, 1955.

CEC. N. CARTER.
State Reclamation Engineer.
Pub. Sep. 16 thru Oct. 7, 1960.

D26066

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

September 13, 1960

Re: Permit No. G-26066

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

IS ATTACHED

Paul E. & Agnes Harrell,
Howe, Idaho.

Dear Mr. & Mrs. Harrell:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-26066. The proofs are to be made at 3:00 o'clock P.M., on the 15th day of November, 1960, ~~1950~~ before Margaret E. Pearson, 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

NAME OF APPLICANT Paul E. & Agnes Harrell

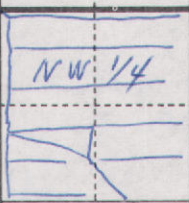
Form No. 0

SEC 20

Point of Diversion

SE 1/4
SE 1/4

Transmitted by private Ditch



SEC 28

Permit Map No. 26066
As Approved
NOV 15 1955
MARK R. KULP
State Reclamation Engineer

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

T. 6 N.

R. 29. E. B.M.

26066

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
2174	Paul E. Harrell	1.66	0	33-2078

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RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Paul E. Harrell Phone 767-2172
Post office address Howe, ID 83244

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
 - a. Decree to _____
in case of _____ (Name) vs _____
dated _____ in _____ county of _____
(Name of court)
 - b. License No. 33-2078 issued by the Idaho Department of Water Resources
 - c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water groundwater tributary to _____
4. Date of priority 11/14/55
5. Water is used for the following purposes:
amount 1.66 for irrigation purposes from Apr 1 to Nov 1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day – both dates inclusive)
6. Total amount of water under right: a. 1.66 cubic feet per second
&/or
b. _____ acre feet per annum
7. Location of original point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 20
Township 6N Range 29 E, B.M., in Butte County
Additional points of diversion, if any _____

8. Lands 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 $\frac{1}{4}$	
6N	29E	28					40	40	23	37									140

Total number of acres to be irrigated 140

1.	Amount of water:	a.	_____ cubic feet per second &/or	b.	_____ acre feet per annum		
2.	Point of diversion	_____ 1/4	_____ 1/4, Section	_____ Township	_____ County	_____ Range	_____ B.M., _____ Additional points

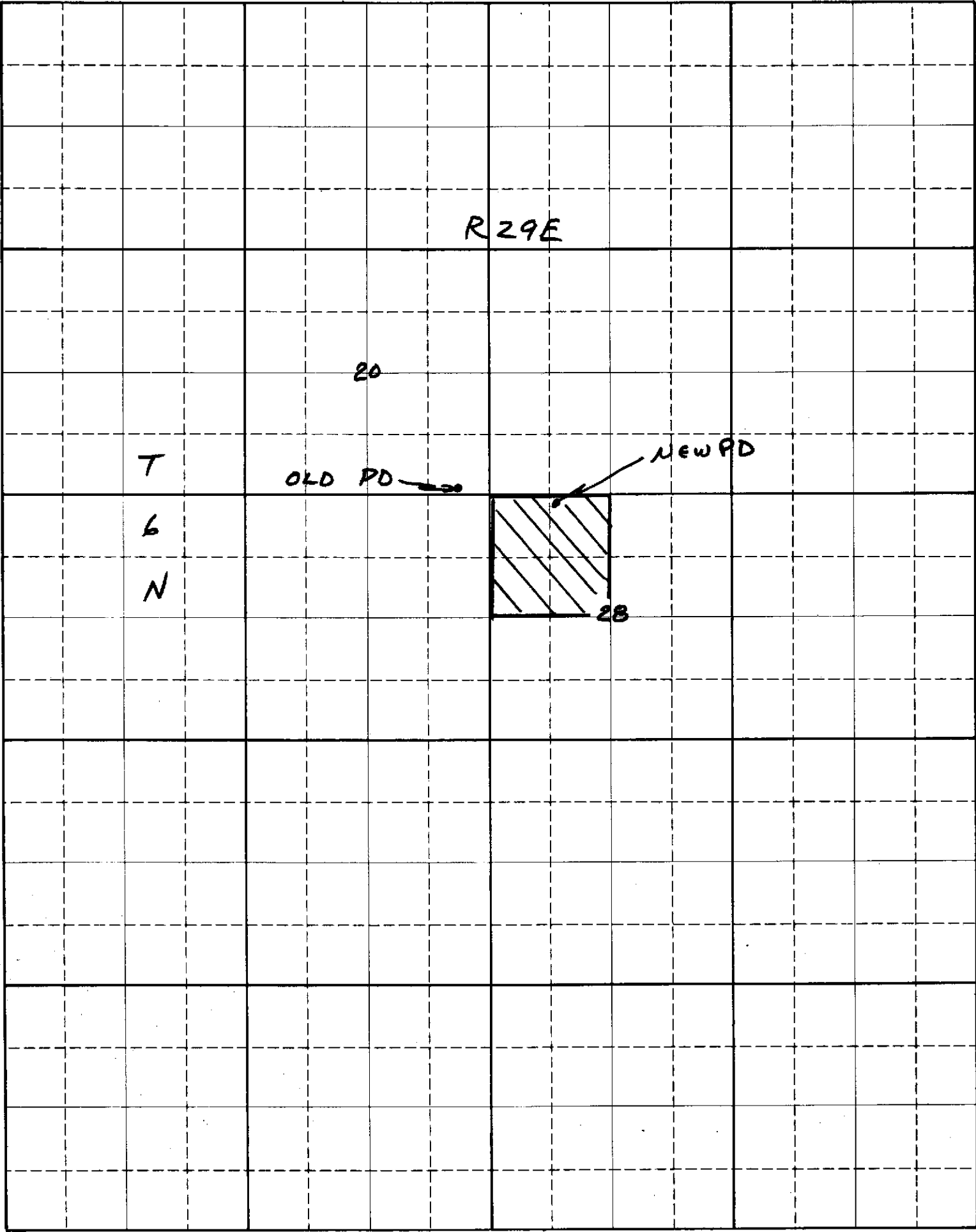
[illegible][illegible]

d. Describe the reasons for applying for a change in the point(s) of diversion old well not deep enough and in wrong location for operation with sprinkler system

[illegible]

_____ Total number of acres to be irrigated

b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

Paul F. Harrell
(Signature of applicant)

Subscribed and sworn to before me this 26th day of September, 19 77

Donna O. Hinkle
(Notary public)

My commission expires March 21, 1979

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 33-2078 and said application is hereby APPROVED

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

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

Witness my hand this 15 day of November, 19 77

[Signature]

FOR DEPARTMENT USE ONLY

Received by <u>me</u>	Date <u>4-26-77</u>	Prelim. check by <u>[Signature]</u>	Fee <u>30.00</u>	Date <u>4-26-77</u>	# <u>9023</u>
Received by <u>Cal</u>	Date <u>4-26-77</u>	Published in <u>Arco Advertiser</u>	Pub. dates <u>Dec. 6 + 13, 1977</u>	Watermaster recommendation requested on <u>NX</u>	rec'd.
Recommended for <u>approval</u> denial					
by <u>Jim Johnson</u>					
Hearing held by _____					
Date _____					
Copies of protest forwarded by _____					
Protest filed by _____					

RECEIVED

OCT 25 1977

Department of Water Resources
Eastern District Office

Affidavit of Publication

I, Le Ella Cammack
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 2 consecutive weeks, commencing with

the issue dated 10/6/77

and ending with the issue dated

10/13/77

Subscribed and sworn to before me this

18 day of Oct, 1977

Charles A. Jensen
Notary Public

Residence: Arco, Idaho.

My commission expires 9/14, 1978.

PUBLIC NOTICE

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

Notice is hereby given that
E. Harrell, Howell, Idaho, has
applied to the Department of
Resources for a change in the
diversion of the water right
ground water source. The right
sought to be changed is evidenced
by License No. 33-2078, and is
recorded as follows:

AMOUNT: 1.5 cfs
PRIORITY: Nov. 14, 1955
POINT OF DIVERSION:
SE 1/4 Sec. 28, T. 6N, R. 29E,
B.M., Blaine County.
The water is used to irrigate 100
acres in the NW 1/4, Sec. 28, T.
6N, R. 29E, B.M.

WATER TO BE CHANGED IS AS FOLLOWS

The water will be diverted within
the NE 1/4 NW 1/4, Sec. 28, T. 6N, R.
29E, B.M.

Any protest against approval of
the above proposed change of water
right must be filed with the Idaho
Department of Water Resources,
1515 Lincoln Road, Idaho Falls,
Idaho, 83401, on or before October
24, 1977.

D. E. STEPHENSON
Director

Published in the Arco Advertiser,
Arco, Idaho, on October 6 and
October 13, 1977.

✓ 77

State of Idaho License and Certificate of Water Right

Water License No. G-26066

Amount 1.66 c.f.s.

Water District No. _____

Priority November 14, 1955

THIS IS TO CERTIFY that PAUL E. and/or AGNES HARRELL
of Howe, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 14, 19 55; that Permit No. G-26066
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.66 second feet, was issued thereunder on September 10, 19 63, showing that said works
were completed on the 15th day of November, 19 60; and that on the 15th
day of November, 19 60,

PAUL E. and/or AGNES HARRELL

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-26066 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 7711, on the 10 day of September, 19 63;

The right hereby confirmed dates from November 14, 19 55;

The Point of Diversion is located

in the SE 1/4 SE 1/4, Sec. 20, Tp. 6N, R. 29 E., 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 1.66 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.	28	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	35	23
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	<u>37</u>
			Total number of acres to be irrigated:		

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
10th day of September, 19 63.

CARL E. TAPPAN
State Reclamation Engineer.

(SEAL)

33 2078

33-2078

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

Application No. G- 33953
Permit No. G- 26066
District No.

Paul E. and/or Agnes Harrell
Howe
Idaho

1. Name of Applicant: PAUL E. and/or AGNES HARRELL
Postoffice address: Howe County: Butte State: Idaho
2. Quantity of water claimed: 3.10 second ft. subterranean flow
(a) Rate of withdrawal in cubic feet per second. 3.10 or Idaho
Miners' inches 155 or gallons per minute. 1440
(b) Annual withdrawal in acre feet per annum Approx. 750
3. Source of water supply: Underground. By a deep well, irrigation pump, electric power.
4. Location of point of diversion or well is in the SE 1/4 of the SE 1/4 of Section 20
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 NW 1/4 of the -- 1/4 of Section 28, Twp. 6 N.
Rge. 29 E., B.M.
(b) Waste water or sewage effluent is to be returned to I do not plan to have waste
at a point in the 1/4 of the 1/4 of Section, Twp., Rge., B.M.
7. Kind of works: Drilled well steel cased.
8. Estimated cost of works: \$5,000.
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 or less 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: None
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) (cubic feet per second, inches or gallons per minute) is for new lands.

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.

Applicant.

Agent.

Corrected application received:

MARK R. KULP
State Reclamation Engineer.

STATE OF IDAHO

By IRA H. MASTERS
By Paula L. Fleenor *Secretary of State.*
Deputy Secretary of State

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.	28		40 40 35 40			155
			Permit No. G-26066 CERTIFICATE OF COMPLETION OF WORKS				
TO ALL WHOM IT MAY CONCERN: This is to certify that PAUL E. and/or AGNES HARRELL of Howe, County of Butte, and State of Idaho, the holder of Permit No. G-26066, issued upon Application No. G-33953, bearing date of priority of November 14, 1955, authorizing the diversion of 3.10 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 1.66 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters SE 1/4, Sec. 20, 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: 140 acres in NW 1/4, Sec. 28, T. 6 N., R. 29 E., B. M. Witness my hand this 10th day of September A. D. 1963. s/ CARL E. TAPPAN State Reclamation Engineer Proof of Completion of Works Made: November 15, 1960							
LICENSE ISSUED FOR 1.66 SEC. FT. <i>page 7711</i>							

November 17, 1977

Re: Transfer No. 2174

Paul E. Harrell
Howe, ID 83244

Dear Mr. Harrell:

Enclosed is your approved Application for Transfer of Water Right No. 33-2078.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/kaw
Enclosure

INTER-DEPARTMENT MEMO — 1

FROM Jim Johnson

DATE October 31, 1977

TO Dave Shaw

SUBJECT Measuring Device Requirement

A measuring device was not on license requirement and there is no evidence that a measuring device was ever required. I recommend that the measuring device requirement be waived on the transfer application.

OK APPROVED

____ DISAPPROVED


SIGNATURE

September 30, 1977

RE: Application for Permit No. 33-7060 STAUFFER
34-7209 DAVIES
Application for Transfer 33-2078 HARRELL

Arco Advertiser
Box "C"
Arco, Idaho 83213

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 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. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 10-25-77 by RDC

RDC:CW

Enc: Legal Notice (3)

PUBLIC NOTICE
NOTICE OF PROPOSED
CHANGE OF WATER RIGHT

No. 33-2078

Notice is hereby given that Paul E. Harrell, Howe, Idaho, has applied to the Department of Water Resources for a change in the point of diversion of the waters of a ground-water source. The right sought to be changed is evidenced by License No. 33-2078 and is recorded as follows:

AMOUNT: 1.66 cfs
PRIORITY: Nov. 14, 1955
POINT OF DIVERSION:
SE 1/4 SE 1/4, Sec. 20, T. 6N, R. 29E,
B.M., Butte County.
The water is used to irrigate 140
acres within the NW 1/4, Sec. 28, T.
6N, R. 29E, B.M.

TO BE CHANGED
AS FOLLOWS

The water will be diverted within
the NE 1/4 NW 1/4, Sec. 28, T. 6N, R.
29E, B.M.

Any protest against approval of
the above proposed change of water
right must be filed with the Idaho
Department of Water Resources,
1515 Lincoln Road, Idaho Falls,
Idaho, 83401, on or before October
24, 1977.

C. STEPHEN ALLRED
Director

Published in the Arco Advertiser,
Arco, Idaho, on October 6 and
October 13, 1977.

*10-11-77
C. Allred*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
No. 33-2078

Notice is hereby given that Paul E. Harrell, Howe, Idaho, has applied to the Department of Water Resources for a change in the point of diversion of the waters of a ground-water source. The right sought to be changed is evidenced by License No. 33-2078 and is recorded as follows:

AMOUNT: 1.66 cfs

PRIORITY: Nov. 14, 1955

POINT OF DIVERSION: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, T. 6N, R. 29E, B.M.,
Butte County.

The water is used to irrigate 140 acres within the NW $\frac{1}{4}$, Sec. 28, T. 6N, R. 29E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, T. 6N, R. 29E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before October 24, 1977.

C. STEPHEN ALLRED

Director

Published in the Arco Advertiser, Arco, Idaho, on October 6 and October 13, 1977.

*me. 8.
me. 13.
me. 14.
me. 15.*

DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

1. Source groundwater

Name Amuel

2. Right Being Transferred

Right No. 33-2078

a. ☐ Decree

Transfer No. _____

☒ License

☒ Use

b. ☒ Priority

c. ☒ Location - Original P. D.

d. ☒ " - Original P. U.

e. ☒ " - New P.D.

f. ☐ " - New P.U.

g. ☒ Amount

☒ All

☐ Part

3. YES Proof of Ownership of Right

Comment Applicant is original owner.

4. No Expansion of Right

Comment No change in place of use.

5. ☒ Map

6. ☒ Signature

7. ☒ Fee

8. Watermaster's Comments NA

9. Comments _____

10. Initial Review by Ernest Carlson

Date 9-28-77

11. Recommended Action

☒ Approve

☐ Deny

☒ Conditions Measuring Device Required

By Loren O'Halloran

Date 10-25-77

MICROFILMED

Copy sent

26066
November 16, 1961

Re: Water Rights of R. H. Ralls
P. S. York, & Paul E. Harrell

Utah Mortgage Loan Corporation
325 4th Street
Idaho Falls, Idaho

Attention Mr. Don E. Archibald

Dear Mr. Archibald:

The information requested in your three letters of November 9th has been grouped under the names mentioned, R. H. Ralls, P. S. York, and Paul E. Harrell, and has been found in our regular water permits records.

R. H. RALLS

Surface water decreed to the property - none. Presume you were referring to Court Decrees

Application number, certificate of water and permit number of the underground water

M. L. Jones, Application No. 28070; Permit No. 20427 - Licensed for 2.94 c.f.s. from a well in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, T. 6 N., R. 29 E., on 160 acres in the NW $\frac{1}{4}$ in Sec. 25, and W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 26, all in 6. N. 29 E. Priority April 21, 1948

This license is on the land list mentioned under R. H. Rall's name.

P. S. YORK

Surface water decreed to property - none, presuming you refer to Court Decrees.

Philip S. York - Application 28562; Permit 20917 - Completion of Works for 5.4 c.f.s. - Certificate mailed February 8, 1954
Beneficial Use Proof made September 8, 1955.
Examination made August 7, 1956 (E. N. Humphrey) - 6.0 c.f.s. from a well in NE $\frac{1}{4}$ NW $\frac{1}{4}$, and one in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, T. 6 N., R. 29 E.

26066

33-2078

November 16, 1961

on 306 acres in NE $\frac{1}{4}$, Section 20, T. 6 N., R. 29 E., B. M.

Fees never received, hence no license issued.

Heath B. Fowler - Application 30618; Permit G-22874 - licensed for 0.5 c.f.s. from a well in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 6 N., R. 29 E., on 25 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 6 N., R. 29 E.; Priority June 17, 1952. This license is on part of the land mentioned in Tract #2 under the name of P. S. York

G-28971 - Harry H. Mays - Filed August 26, 1960 for 22.8 c.f.s. from four wells in SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21; NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19, all in T. 6 N., R. 29 E., B. M. - Land list includes the NW $\frac{1}{4}$, Sec. 29, T. 6 N., R. 29 E., mentioned in Tract #2 under the name of P. S. York

PAUL E. HARRELL

We are listing three permits which seem to have been supplying water through interconnection to the SE $\frac{1}{4}$, Section 20 and E $\frac{1}{2}$ SW $\frac{1}{4}$, in addition to the NW $\frac{1}{4}$, Section 28. The final report from our field examiner in 1962 will clarify the distribution from each permit.

Paul E. Harrell - Application 28384; Permit 20738 - License for 3.4 c.f.s. from a well in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 6 N., R. 29 E. on 240 acres in E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$, Sec. 20, T. 6 N., R. 29 E. Priority date November 8, 1948; Examined May 20, 1952 (by E. N. Humphrey) Records (letter 6-29-60) show that this well caved in and permission to drill another well within the same 240 acres as the caved well would not affect priority. No further information in packet.

Paul E. Harrell - (John Logan, predecessor) Application 33953; Permit No. G-26066 - Filed November 14, 1955 for 3.1 c.f.s. from well in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, T. 6 N., R. 29 E., completion of works and beneficial use proofs made November 15, 1960. Examination pending in 1962. Examiner attempted inspection but power was off (August, 1961) Land list - NW $\frac{1}{4}$, Sec. 28, T. 6 N., R. 29 E.

Paul E. & Agnes Harrell - Application 37608; Permit No. G-29604 Filed April 3, 1961 for 2.0 c.f.s. from a well in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 6 N., R. 29 E. Proofs due April 6, 1966. Land list - NW $\frac{1}{4}$, Sec. 28, T. 6 N., R. 29 E., B. M.

This office does not as a rule enter of record any changes in ownership

26066

33-2078

Page 3

Utah Mort. Loan Corp.

November 16, 1961

after permit has come to license. Hence the connection between the present owners and the recorded holders is unknown to this office.

A search was made in our decreed water files but no reference to the lands in question were found.

There is a nominal charge of 25 cents for each permit included in this report or \$1.75. Please remit a check in this amount to this office.

Very truly yours,

GEO. M. CARTER
State Reclamation Engineer

By:

H. PETER
Water Rights Clerk

HP:ew

56066
33-2078

September 10, 1963

Re: Permit No. G-26066

Paul E. Harrell
Howe, Idaho

Dear Mr. Harrell:

Enclosed are Certificate of Completion of Works
and License and Certificate of Water Right issued on Permit
No. G-26066.

Also enclosed is departmental receipt No. G-8235,
in the amount of \$13.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

26066

500 - June 20-62

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho
August 16, 1963

Re: Permit No. G-26066

Paul E. Harrell
Howe, Idaho

Dear Mr. Harrell:

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-26066 shows the well is (~~ass~~) capable of conveying 83 miner's inches, or 1.66 c.f.s. of water for the irrigation of 83 acres.

Upon receipt of the statutory fees, totaling \$ 13.00 , which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 8.00 - 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 November 14, 1955 to the use of 1.66 second feet of subterranean water with the point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20 for irrigation of 140 acres in the NW $\frac{1}{4}$, Sec. 28, T. 6 N., R. 29 E., B. 1E.

Very truly yours,

CARL E. TARTAN
Acting State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EMR:mr

826066

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-26066

REPORT ON PROOF OF Completion of Works & Beneficial Use

Paul E. Harrell and/or Agnes Harrell, Howe, Idaho

R-29E.

20

21

T.
6
N.



80

60

140

29

29

Subdivisions 4

AREA. 140 acres

Q 1.66 cfs. w 83 inches

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-26066

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant: Paul E. Harrell and/or Agnes Harrell
2. Source of water supply: Subterranean flow from a deep well
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20
T. 6 N R. 29 E.B.M. County of Butte

4. Describe works as they exist, giving dimensions and capacities of same: 50 HP 6E Motor
"ZM 82785", US Hilloshoff Gear Head - 50 HP - 1:1 Ratio #991651,
Johnston Pump (No Number stamped on plate) 110' x 8" column - 12" - 2 stage
booms. 8" x 8' discharge pipe to concrete spill box to open ditch.
well - dug to 65' cased with 3' concrete pipe, then drilled 50' x 16" and
50' x 16" perforated casing.

5. Water is used for: irrigation
6. 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):

155 acres in NW $\frac{1}{4}$ Sec. 28., Twp. 6 N., Rge. 29 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: Mr. Paul Harrell along.

Measured by Spouting Meter - 3 Rev - 3 Min - 4 Sec = 1.63 X 1015 = 1.66 cfs.

This examination was made on the 3rd day of August, 1963

(Signed)

Larry Johnson

Examiner.

G26066

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 1960

Department of Reclamation

Paul M. Harrell and/or Agnes Harrell

Home, Idaho

will be in
use Sept. 15, 1960, after only was made by him

Permit No. G-26066

112' x 16" x 8" - covered with
3' x 4'?

Examination for Completion of Works & Beneficial Use

County: Entire

Sec. 20 T. 6 N. R. 29 E. 11

Quantity: 3.10 a. f. s.

Source: Well

P.D.: SE. SE., Sec. 20, T. 6 N. - R. 29 E. 0. M.

Use: Irrigation

Filed: Nov. 14, 1955

Due: Nov. 15, 1960

Extension: —

Well Drilled: Frank Polizer (dancer)

Protests: none

Completion of Works: —

Other Rights: none

50. 110 - 113 - 114

110 well x 8"

12" 2 step frame.

Well 112' x 16" - covered with

41 65 - 75

November 23, 1960

RE: Permit No. G-26066

Mr. Paul E. Harrell
Howe, Idaho

Dear Mr. Harrell:

We acknowledge receipt of the Deposition 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-26066.

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

G26066

RECEIVED
NOV 18 1960

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-26066

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. ✓ Paul E. Harrell and/or Agnes Harrell

Karmer, Howe, 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.

Ans. _____

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

Ans. ✓ G-26066 15th November, 1955 14th November, 1955

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

Ans. Well SE SE, Sec. 20, T. 6 N. - R. 29 E.

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. 3.10 cubic feet per second, private ditch

112 deep well, 16" casing, 80 feet to water.

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 purposes on NW $\frac{1}{4}$ of Sec. 28, Twp 6 North, Range 29 E

26066

27

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

Ans. Only irrigation purposes

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

Ans. 3.10 cubic feet per second

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

Ans. Permit originally issued to owner

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

Ans. It has been used strictly for irrigation purposes for the past five years. Full amount of water has been used.

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. No other water used on above described tract.

(Sign)

Paul E. Harrell
Agnes Harrell

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 15th day of November, A. D. 1960.

Margaret E. Pearson

My commission expires 1/16/61

P26066

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-26066

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. John Logan

Ques. 2. Are you acquainted with Paul E. Harrell and Agnes Harrell, the holder of Permit No. G-26066? How long have you known him and where does he reside?

Ans. 46 years Howe, Idaho

Ques. 3. Have you read or heard read said Permit No. G-26066, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Well---SE $\frac{1}{2}$ SE $\frac{1}{2}$ Sec. 20 Twp 6 N Range 29 E8m 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. 3.10 cubic feet per second five years

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. 3.10 cubic feet per second estimated at 160 inches of water

G26066

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 purposes on NW 1/4 of Sec. 28, Twp 6 North, Range 29 EBM
all ground being under cultivation

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

Ans. None

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. No more needed

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. Over the past five years that the well was drilled crops
have been grown on land that formerly had no cultivation

(Signed).

John Logan

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 15 day of November,
A. D. 19 60.

Margaret E. Pearson
Notary Public.

My commission expires 1/16/61

826066

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
NOV 18 1960
Department of Reclamation

Permit No. G-26066

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. Mounty L. Dick
48 Arco, Idaho, Self Employed

Ques. 2. Are you acquainted with Paul E. Harrell and Agnes Harrell, the holder of Permit No. G-26066? How long have you known him and where does he reside?

Ans. 20 years Howe, Idaho

Ques. 3. Have you read or heard read said Permit No. G-26066, 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. Wall SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20 Twp. 6N, Range 29 EBM 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. 3.10 cubic feet per second five years

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. 3.10 cubic feet per second estimated at 160 inches of water

G26066

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 purposes on NW 1/4 of Sec. 28, Twp 6 North, Range 29 EBM
all ground being under cultivation

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

Ans. None

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. No more needed

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. Over the past five years that the well was drilled crops
have been grown on land that formerly had no cultivation

(Signed) Munro L. Dick

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 15th day of November,
A. D. 19 60.

Margaret E. Pearson
Notary Public.

My commission expires 1/16/61

B26066

Affidavit of Publication

I, Wally Gross, 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 4(four) consecutive weeks, commencing
with the issue dated Sept. 16, 1960
and ending with the issue dated Oct., 7, 1960

Subscribed and sworn to before me this
10 day of Oct, 1960

Margaret E. Pearson
Notary Public.

Residence, Arco, Idaho.

My commission expires 1-16, 19 61

LEGAL NOTICE

**NOTICE OF PROOF OF COM-
PLETION OF WORKS AND AP-
PLICATION OF WATER TO
BENEFICIAL USE.**

Notice is hereby given that at 3:00 p. m., on the 15th day of November, 1960, at Arco, County of Butte, State of Idaho, before Margaret E. Pearson, Notary Public, at Arco, Idaho, proof will be submitted for completion of works for the construction of 3.10 cubic feet of underground.

... and
... use
... with the
... of Permit No.
... issued by the
... of the State of Idaho.
... The name and postoffice ad-
... of the person or corporation
... holding said permit is Paul E. and/
... or Agnes Harrell, 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 3:10 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 3.10 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, Twp. 6 N., R. 29 E.B.M.

5. The place where said water is used is NW $\frac{1}{4}$ of Sec. 28, Twp. 6 N., R. 29 E.B.M.

6. The date of priority which said user is prepared to establish is 14th day of November, 1955.

GEO. N. CARTER.

State Recl

826066

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

September 13, 1960

Re: Permit No. G-26066

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

IS ATTACHED

Paul E. & Agnes Harrell,
Howe, Idaho.

Dear Mr. & Mrs. Harrell:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-26066. The proofs are to be made at 3:00 o'clock P.M., on the 15th day of November, 1960, ~~at 2:00~~ before Margaret E. Pearson, 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:

Rule
(Mrs.) Edna P. ~~XXXXXXXXXX~~
Chief Clerk

Encl.,
EPR: ~~pink~~
cc: Notary

P26066

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-26066
Paul E. and/or Agnes Harrell

Date: Sept. 13, 1960

Arco Advertiser,
Arco, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to November 15, 1960 the date set for proof; the expense of the publication is to be paid by the applicant

Paul E. and/or Agnes Harrell 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
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.

826066

RECEIVED
SEP 1 2 1960
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) _____

(P. O.) _____

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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

Arco Advertiser of Arco, Idaho published in
the county in which the works are situated. *Butte Co.*

Paul E. Harrell

(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.

26066

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

RECEIVED
SEP 1 21960
Department of Reclamation

Notice is hereby given that at 3:00 P M., on the 15th day of November 19 60, at Arco, County of Butte, State of Idaho, before Margaret E. Pearson, Notary Public, at (address) Arco, Idaho, proof will be submitted of the completion of works for the diversion of 3.10 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 26066, 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 Paul E. and/or Agnes Harrell - 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 3.10 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 3.10 cubic feet per second.
4. The point of diversion of said water is SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 20 Twp 6N, R 29 EBM
5. The place where said water is used is NW $\frac{1}{4}$ of Sec 28, Twp 6N, R 29 EBM
6. The date of priority which said user is prepared to establish is 15th day of November, 1955

Duo. H. Swartz

State Reclamation Engineer

26066

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. G- 26066 Paul E and/or Agnes
Harrell

Date: Sept. 1, 1960

Paul E. Harrell
Howe, Idaho

Dear Sir:

The date for proofs of Completion of Works and Application of Water to Benefi-
cial Use, as set out under the terms of Permit No. G- 26066 are due not later
than November 15, 1960.

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 that 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 above 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 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 of, 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 Form 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,

GEO. N. CARTER
STATE RECLAMATION ENGINEER

Enclosures Form 36 - 11 - instructions

26066

November 21, 1955

RE: Permit No. G-26066

Mr. Paul E. Harrell
Howe
Idaho

Dear Mr. Harrell:

We enclose Permit No. G-26066 in the name of yourself and/or Agnes Harrell and 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-1545 for the \$5.75 filing fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

26066

NAME OF APPLICANT Paul E. & Agnes Harrell

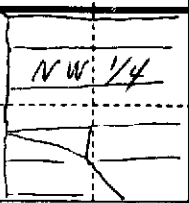
Form No. 0

SEC 20

Point of Diversion

SE 1/4
SE 1/4

Transmitted by private Ditch



SEC 28

Permit Map No. 26066
As Approved
NOV 15 1955
MARK R. KULP
State Reclamation Engineer

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

T. 6 N. R. 29. E. B.M.
26066

4 260 6 6

November 8, 1955

Mr. Paul E. Harrell
Howe
Idaho

Dear Mr. Harrell:

In reply to your letter of November 6, we enclose a form of application for permit to appropriate subterranean water from a well together with a pamphlet giving regulations and instructions in regard to filing same.

When this application is approved, it will be signed by the proper State Officials and sent you as a use permit under which you may proceed with the construction of the work described in the application.

In order to complete your water right, proofs of completion of works and application of the water to beneficial use are required. The time required for making these proofs should be indicated under Question 10.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1
Enc.

26066

Howe, Idaho.
Nov. 8. 1955:

Department of Reclamation,
 Boise, Idaho.

Dear Sir:

I would like to make application for a well to irrigate the N.W. $\frac{1}{4}$ Sec. 28, T.6.N. R. 29.E.B.M. which I have purchased from Mr. John Logan. He has a well filing at present which has not been completed or even began construction on. I want the well on the S $\frac{1}{4}$, S.E. $\frac{1}{4}$ Sec. 20, T.6.N. R. 29.E.B.M. as I already have a well there that will not take much much more expence to put in operation for irrigation. I want permit for 4 second ft.

yours truly
Paul E. Harrell.

P. S. If this permit is allowed Mr. Logan's permit could be cancelled out.

RECEIVED
NOV 8 1955
Department of Reclamation

826066

LEGAL NOTICE

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

Notice is hereby given that at 3:00 p. m., on the 15th day of November, 1960, at Arco, County of Butte, State of Idaho, before Margaret E. Pearson, Notary Public, at Arco Idaho, proof will be submitted of the completion of works for the diversion of 3.10 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-26066, 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 Paul E. and/or Agnes Harrell, 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 3.10 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 3.10 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, Twp. 6 N., R. 29 E.B.M.

5. The place where said water is used is NW $\frac{1}{4}$ of Sec. 28, Twp. 6 N., R. 29 E.B.M.

6. The date of priority which said user is prepared to establish is 14th day of November, 1955.

GEO. N. CARTER,

State Reclamation Engineer.

Pub. Sep. 16 thru Oct. 7, 1960.