

United States
Department of the Interior
Bureau of Land Management
Land Office
P.O. Box 2237
Boise, Idaho

NOTICE OF ALLOWANCE

Helen Tate Fowler
Helen Tate Fowler

P. O. Box 508

Pocatello, Idaho

JUN 16 1958

RECEIVED
JUN 17 1958
Department of Reclamation

Sir:

Desert Land Entry

Idaho 09193

Your Desert Land Entry

Serial No.

Idaho 09193

378144

SW $\frac{1}{4}$ SE $\frac{1}{4}$

Sec. 28

NE $\frac{1}{4}$

Receipt No. 378144

, for

SW $\frac{1}{4}$ SE $\frac{1}{4}$

Sec. 28

NE $\frac{1}{4}$

33

, Section

33

Township 6N., Range 29E., Boise Meridian, Idaho, containing

200

200

acres, has this day been allowed, subject to any

valid existing rights, and your further compliance with laws and regulations applicable thereto. In correspondence relating to this entry, always

refer to the serial number.

SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, subject to Department of Public Works right-of-way,
SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, subject to Department of Public Works right-of-way.

(material site) issued February 9, 1951.
(material site) issued February 9, 1951.

Very respectfully,

Nolan F. Keil Donald I. Bailey
Manager

By

Acting

cc: DM, 1-3

LAM

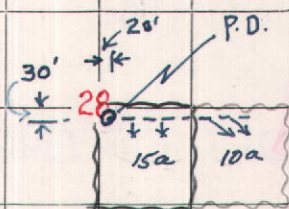
R.M.

State Recl. Engineer, Boise

22874

R-29E.

T.
6
N.



Subdivisions 2

Land area = 25 Acres as shown on map.

Subdivisions = 2

Area = 25a.

$Q = 25$ inches

0.5 cfs.

Quantity of water

At engine speed usually run 1.98 cfs = 99 Miners Inches
speeded up engine run 3.0 cfs. or 150 Miners Inches

As measured with spalling meter

300 cfs. in 152 sec. = 1.98 cfs.
100 " " 33 " = 3.0 cfs.

Note: The draw-down was 11.5' for both rates of pumping - Air-gage measure -

Heath B. Fowler
10 Mountain Drive
Pocatello, Idaho
Permit No. G-22874
Del Butler - (Rented)

Examination for Completion of Works & Beneficial Use

County Butte 28-GN.-29E

Q2 6.4 c.f.s.

S = Well

P.D. = NW. SE., Sec. 28, T. 6 N. - R. 29 E

Irrigation & Domestic

Filed - June 17, 1952
Due - July 2, 1957

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 21 1957

Department of Conservation

Pump - Fairbanks Morse (Benson)
P 112818 - Belt driven
Discharge Pipe 8" 6.7 I.D.

Pump Head-Johnson # 5190
P-412

Housing - None

Power - Tractor

Area 500 x 1320

Box 330' x 1/4 mile

$R = 300 \text{ c.f.s.} = 152.8 \text{ sec} = 1.98 \text{ c.f.s.}$
-99"

LEGAL NOTICES

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

Notice is hereby given that at 9:00 A. M., on the 28th day of June, 1957, at Pocatello, County of Bannock, State of Idaho, Before P. S. York, Notary Public, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground waters from a well, and of the application to beneficial use of said

water, in accordance with the terms and conditions of Permit No. G-22874 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person holding said permit are Heath B. Fowler, 10 Mountain Drive, Pocatello, 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 6.4 cubic feet per second.

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

4. The point of diversion of said water is NW corner of the SE $\frac{1}{4}$, Sec. 28, Twp 6 N., Rge. 29 E.B.M.

5. The place where said water is used is SE $\frac{1}{4}$, Sec. 28, Twp. 6 N., Rge. 29 E. and NE $\frac{1}{4}$, Sec. 33, Twp. 6 N., Rge. 29 E.B.M.

6. The date of priority which said user is prepared to establish is June 17, 1952.

MARK R. KULP

State Reclamation Engineer

Publish May 31, June 7, 14 and 21

State of Idaho
License and Certificate of Water Right

Water License No. G-22874

Amount 0.5 c.f.s.

Water District No. _____

Priority June 17, 1952

THIS IS TO CERTIFY that

HEATH B. FOWLER

of Pocatello, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 17, 19 52; that Permit No. G-22874 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.5 second feet, was issued thereunder on March 25, 19 59, showing that said works were completed on the 28 day of June, 19 57; and that on the 28 day of June, 19 57,
HEATH B. FOWLER

of Pocatello, 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, for the purpose of irrigation and domestic use, under Use Permit No. G-22874 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 11 of Licenses at page 6624, on the 25 day of March, 19 59;

The right hereby confirmed dates from June 17, 19 52;

The Point of Diversion is located

in the NW 1/4 SE 1/4, Sec. 28, Tp. 6 N, 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 feeded and beneficially used for said purposes, and shall not exceed 0.5 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 1/4 SE 1/4	40	10
			NW 1/4 SE 1/4	40	15
			Total Number of Acres Irrigated:		25

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

25 day of March, 19 59.

s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

33 2061

33-2061

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

Application No. G- 30618
Permit No. G- 22874
District No.

1. Name of Applicant: HEATH B. FOWLER
Pocatello
Postoffice address: 10 Mountain Drive, / County: Bannock State: Idaho

2. Quantity of water claimed:

- (a) Rate of withdrawal in cubic feet per second. 6.4 or Idaho
Miners' inches 320 or gallons per minute.
(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean from wells

One well in each West 40 acre tract in SE $\frac{1}{4}$ Section 28, and NE $\frac{1}{4}$
4. Location of point of diversion or well is in the / $\frac{1}{4}$ of the $\frac{1}{4}$ of Section 33
Twp. 6 N. , Rge. 29 E. , B. M., County of Butte (See Remarks)

5. Water is to be used for: Irrigation and domestic purposes.

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: Deep well pumps, wells and ditches.

8. Estimated cost of works: \$ 14,000.00

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

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is Five(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: 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.

Page 6624

Heath B. Fowler

P. O. 10 Mountain Drive, Pocatello, Idaho

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No.

Permit No.

District No.

1. Name of applicant: Heath B. Fowler
10 Mountain Dr.
Post office address Pocatello, Idaho County Bannock State Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock: \$ (c) Amount paid in: \$

(d) Names and addresses of directors:

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

(b) Treasury stock: (c) Bonds to be issued:

(d) Other resources:

2. Quantity of water claimed: cubic feet per second

3. Source of water supply:
- Wells

which is tributary of

One well in each 40 acre tract

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

of Section 28, T. 6 N R. 29 E, B. M., and is in the (See remarks)of Section 33, T. 6 N R. 29 E, B. M., County of Butte

5. Water is to be used for:
- Irrigation and domestic purposes

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

(a) Point of use of water: feet distant from corner of Section

T., R., B. M., in the of Section, T., R., B. M.

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

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

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

..... of Section, T., R., B. M.

7. Estimated cost of works: \$
- 14,000

8. Kind of works:
- Wells, pumps and ditches

(Reservoir, dam, ditch, flume, pipe, etc.)

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

(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)

feet; material used in dam

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

11. Ditch: Width at bottom feet; Width at water line feet; Depth of water

Dimensions of flume; Diameter of pipe inches;

Length of conduit miles. Average grade per mile feet.

22874

16. (a) Is reservoir to be used? No (If so, fill in (b) and (c) below.)

(b) Name of reservoir and number of Storage Permit: _____

(c) Date of filing of Application for Storage Permit and Name of Applicant: _____

Remarks: Location of wells:

1. NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 6 N., R. 29 E.B.M.

2. SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 6 N., R. 29 E.B.M.

3. NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, T. 6 N., R. 29 E.B.M.

4. SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, T. 6 N., R. 29 E.B.M.

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

Hersch B. Fowler
Applicant.

By _____, Agent

Affidavit of Permission to File on Springs

(Not to be used when spring is situated on lands owned by applicant.)

I, _____, of _____, County of _____, State of _____, do hereby certify that I am the owner of the land on which the spring mentioned in the application of _____ is located, to-wit: _____

and that I do hereby grant unto the said _____ permission to file on the said spring as set forth in the foregoing application.

STATE OF IDAHO

County of _____ } ss.

On this _____ day of _____, 195____, before me, a Notary Public for the State of Idaho, residing at _____, personally appeared _____ known to me to be the person... whose name... subscribed to the foregoing certificate, and acknowledged to me that ...he... executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

My commission expires _____

Notary Public.

22874

Approval of State Reclamation Engineer

The number of this permit is _____

Recorded in Book _____ Page _____ Approved _____

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 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 _____

The whole of said work to be completed on or before _____

Beneficial use of water appropriated in accordance herewith, to be made on or before _____

Witness my hand this _____ day of _____, 195_____

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, _____ Governor of the State of Idaho, and _____, 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 _____ day of _____, 195_____

Countersigned:

STATE OF IDAHO

By _____
Secretary of State.

By _____
Governor.

No. _____	
PERMIT	
Date of first receipt at office of State Reclamation Engineer	
Returned to applicant for correction	
Corrected application received	
Fees, \$ _____	
FILING FEES FOR USE PERMIT:	
For the first Sec. Ft. _____	\$5.00
For each additional Sec. Ft. or Fraction	
Thereof _____	25

22874

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 NW₄NE₄, Sec. 26, T. 6 N., R. 29 E., on 160 acres in the NW₄ in Sec. 25, and W₂NE₄, Sec. 26, all in G. 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 Decrees.

Philip S. York - Application 28562; Permit 20917 - Completion of Works for 6.4 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 NE₄NW₄, and one in NW₄NW₄, Sec. 20, T. 6 N., R. 29 E.

22874

on 306 acres in NW $\frac{1}{4}$, 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 NW $\frac{1}{4}$ 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 $\frac{1}{4}$, 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 40 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 NE $\frac{1}{4}$ 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

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. PETRI
Water Rights Clerk

HP:ew

32874

March 25, 1959

Re: Permit No. G-22874

Mr. Heath B. Fowler
10 Mountain Drive
Pocatello, Idaho

Dear Mr. Fowler:

We enclose Certificate of Completion of Works
and License and Certificate of Water Right issued on
Permit No. G-22874.

We also enclose departmental receipt No.
G-3938 covering fees of \$9.00.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Chief Clerk

EPR:ew

22874

RT

HEATH B. FOWLER
JOHNNY CREEK ROAD
POCATELLO, IDAHO

RECEIVED
MAR 25 1959
Department of Reclamation

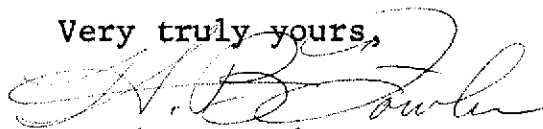
March 24, 1959

Mrs. Edna P. Rutledge, Chief Clerk
State of Idaho
Department of Reclamation
Boise, Idaho

Dear Mrs. Rutledge: Re: Permit No. G-22874

Attached please find my check in the amount of
\$9.00 to cover statutory fees for Certificate of
Completion of Works and License and Certificate
of Water Right.

Very truly yours,


Heath B. Fowler

22874

March 20, 1959

Re: Permit No. G-22874

Mr. Heath B. Fowler
10 Mountain Drive
Pocatello, Idaho

Dear Mr. Fowler:

On September 26, 1957 we wrote you that we had our field engineer's report in connection with Permit No. G-22874, and that upon receipt of the statutory fees of \$9.00 we would issue you the Certificate of Completion of Works and License and Certificate of Water Right.

We have not received these fees, and would appreciate your prompt attention in this matter.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Chief Clerk

EPR:ew

22874

United States
Department of the Interior
Bureau of Land Management
Land Office
P. O. Box 2237
Boise, Idaho

NOTICE OF ALLOWANCE

Helen Tate Fowler
Helen Tate Fowler

P. O. Box 308

Twentysix, Idaho

JUN 16 1958

RECEIVED
JUN 17 1958

Department of Reclamation

Sir:

Desert Land Entry

Idaho 09193

Your ~~Desert Land Entry~~

Serial No.

~~Idaho 09193~~

378144

SW 1/4 Sec. 28

NE 1/4

Receipt No. 378144

for

SW 1/4 Sec. 28

NE 1/4

33

Section

33

Township 6N. Range 29E, Boise Meridian, Idaho, containing

200

200

acres, has this day been allowed, subject to any

valid existing rights, and your further compliance with laws and regulations
applicable thereto. In correspondence relating to this entry, always

refer to the serial number.

SE 1/4 NE 1/4, Sec. 33, subject to Department of Public Works right-of-way,
SW 1/4 NE 1/4, Sec. 33, subject to Department of Public Works right-of-way.

(material site) issued February 9, 1951.
(material site) issued February 9, 1951.

Very respectfully,

Donald I. Bailey
Manager

By

cc: DM, 1-3

LAM

R.M.

State Encl. Engineer, Boise

22874

September 26, 1957

Re: Permit No. G-22874

Mr. Heath B. Fowler
10 Mountain Drive
Pocatello, Idaho

Dear Mr. Fowler:

Our field engineer's report on the inspection of the completion of construction work and application of water to beneficial use under the terms of Permit No. G-22874 shows that your well is capable of conveying 25 miner's inches (0.5 c.f.s.) of water for irrigation of 25 acres. This permit is now entitled to a Certificate of Completion of Works and the License and Certificate of Water Right.

Upon receipt of the statutory fees, total of \$9.00, we will issue to you the Certificate of Completion of Works (for which the fee is five dollars) and the License (four dollars) confirming the right with priority of June 17, 1952, to your use of .5 second foot of subterranean water with the point of diversion in the $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 28, for irrigation of 25 acres in the $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 28, Township 6 North, Range 23 East, B.M.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nlb

22874

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-22874

REPORT ON PROOF OF Completion of Works & Beneficial Use

Heath B. Fowler, 10 Mountain Drive, Pocatello, Idaho

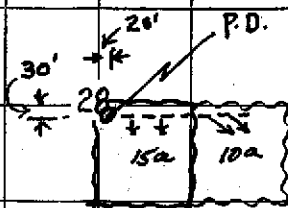
*.5 cfs
max*

*app. 6.4 cfs
sub. 2
acres 25*

R-29E.

TO BERENICE →

T.
6
N.



Subdivisions 2

Land area = 25 Acres as shown on map.

Sub-divisions = 2

Area = 25 a.

Q = 25 inches

0.5 cfs.

Quantity of water

At engine speed usually run 1.98 cfs = 99 Miners inches
Speeded up engine run 3.0 cfs. or 150 Miners inches

As measured with spanning meter

300 cfs. in 162 ft. = 1.98 cfs.
100 " " 33 " = 3.0 cfs.

Note: The draw-down was 11.5' for both rates of pumping - air-gage measure-

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

Permit No. G-22874

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

1. Name of applicant Heath B. Fowler
2. Source of water supply: Subterranean flow from a well
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, of Section 28
T. 6 N. R. 29 E., B.M. County of Butte
4. Describe works as they exist, giving dimensions and capacities of same: Drilled well
Pump: Fairbanks Morse # PV 2818 - Belt driven - Pump-head - Johnson #5/90
742 -
Power - Farm Tractor (Plan electric motor drive)
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):

NW $\frac{1}{4}$ SE $\frac{1}{4}$ of 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: _____

Inspection made in presence of & with assistance of Mr. Del Butler
who operates this farm for Mr. Fowler.

This examination was made on the 8th day of August, 1957

(Signed)

James R. Carr
Examiner.

22874

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 21 1957

Department of Agriculture

U.S. DEPT. OF AGRICULTURE

Geological Survey

Permit No. 28-6N-29

Del Butler - Rented

Examination for Completion of Water & Power Right

County Butte

28-6N-29

Q. 2. 6. 4 c.f.s.

SI - Well

P.D. - NW. SE, Sec. 28, T. 6N. - R. 29E

Use - Irrigation & Domestic

Filed - June 17, 1958

Done - July 2, 1957

Pump - Fairbanks Morse (Remount)
P 2818 - Belt driven
Discharge Pipe, 8" dia

Pump Head Johnson # 5/90
P-42

House - None

Power - Tractor

Area 500 x 1320

Next 330' x 440'

EC - 300 c.f.s. 152.500 - 1.500

July 16, 1957

RE: Permit No. G-22874

Mr. Heath B. Fowler
10 Mountain Drive
Pocatello, Idaho

Dear Mr. Fowler:

We acknowledge receipt of the affidavit of publication in the Arco Advertiser and appreciate your prompt attention in this request.

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,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

KPR

22874

July 11, 1957

RE: Permit No. G-22874

Mr. Heath B. Fowler
10 Mountain Drive
Pocatello, Idaho

Dear Mr. Fowler:

We acknowledge receipt of the depositions of yourself, the holder of the Permit and also the two witnesses, but to date we have not received the affidavit of publication from The Area Advertiser. If you have not already received it will you please get it and forward to us as we need it to complete this file.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR

22874

Affidavit of Publication

RECEIVED
JUL 1 8 1957

Department of Reclamation

I, Dolly Cross, 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, commenc-
ing with the issue dated May 31, 1957
and ending with the issue dated June 21, 1957

Dolly Cross

Subscribed and sworn to before me this

26 day of June, 1957

Margaret E. Pearson
Notary Public

Residence, Arco, Idaho.

My commission expires 1-16, 1961.

LEGAL NOTICES

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

Notice is hereby given that at
9:00 A. M., on the 28th day of June,
1957, at Pocatello, County of Ban-
nock, State of Idaho, Before P. S.
York, Notary Public, proof will be
submitted of the completion of
works for the diversion of 6.4 cubic
feet per second of underground
waters from a well, and of the ap-
plication to beneficial use of said
water, in accordance with the
terms and conditions of Permit No.
G-22874 heretofore issued by the
Department of Reclamation of the
State of Idaho.

1. The name and postoffice ad-
dress of the person holding said
permit are Heath B. Fowler, 10
Mountain Drive, Pocatello, Idaho.

2. Said works of diversion will
be fully completed on the date set
for such completion, and the a-
mount of water which said works
are capable of conveying to the
place of use is 6.4 cubic feet per
second.

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

4. The point of diversion of said
water is NW corner of the SE $\frac{1}{4}$,
Sec. 28, Twp 6 N., Rge. 29 E.B.M.

5. The place where said water
is used is SE $\frac{1}{4}$, Sec. 28, Twp 6 N.,
Rge. 29 E. and NE $\frac{1}{4}$, Sec. 33, Twp.
6 N., Rge. 29 E.B.M.

6. The date of priority which
said user is prepared to establish
is June 17, 1952.

MARK R. KULP
State Reclamation Engineer
Publish May 31, June 7, 14 and 21

22874

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 5 1957
Department of Reclamation

Permit No. G-22874

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. HEATH B. FOWLER 10 MOUNTAIN DRIVE, POCAHELLO
IDAHO GEOLOGIST

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. No

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

Ans. G 22874 APPROVED JULY 2, 1952 PRIORITY JUNE 17, 1952

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

Ans. UNDERGROUND WELL NW 1/4 SE 1/4, SEC 28
T6N R29E B.M.

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 IS 102' DEEP 16 INCH CASING FOR 102 FEET
75 FEET TO WATER. APPROX 5 SECOND FEET OF
WATER ESTIMATED.

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. WATER USED FOR FARM IRRIGATION COVERING
APPROXIMATELY 40 ACRES OF POTATOES IN
N 1/4 SE 1/4, SEC 28, T.6N.-R.29E.B.M.

22874

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

Ans. No

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

Ans. Approximately 200 inches of water required for irrigation

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. Summer 1957 cultivated & irrigated approximately 40 acres potatoes.

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

Ans. None

(Sign)

Heath B. Fowler

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 Pocatello, County of Bannock, State of Idaho, on this 28 day of June, A. D. 1957.

My commission expires

April 12 1960

P. J. York

22874

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 5 1957
Department of Reclamation

Permit No. G-22874

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. Philip Sanders York - 38 - Sales Engineer
69 Rosewood, Pocatello, Idaho

Ques. 2. Are you acquainted with Heath B. Fowler, the holder of Permit No. G-22874? How long have you known him and where does he reside?

Ans. Known him for nine (9) years, He
presently resides at 10 Mountain Drive, Pocatello

Ques. 3. Have you read or heard read said Permit No. G-22874, 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. Water is pumped from 16" well ~~102'~~ 102'
deep. Water table is at 75' and well will
deliver approx 250" or 5 cfs. The well is located
at high corner of the land and will flow east & south
to border the land on the two high sides.

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. Approx 250"

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. Approx 250" - guessed flow.

22874

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. Water is for farm irrigation on same ground as pump is located. Land has second well same size and depth to yield only about 25". Approx 40 acres of potatoes raised 1957.

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. Land is in sagebrush and fairly level. A few gravel spots in small knolls.

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

Ans. Sold pumps to Mr. Fowler and have helped him in the developments.

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. In Summer 1957, they raised potatoes on this ground. The pump was placed into operation.

(Signed) Philip S. York

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 Pocatello, County of Bannock, State of Idaho, on this 28 day of June, A. D. 1957.

Notary Public.

My commission expires April 12 1960

22874

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 5 1957
Department of Reclamation

Permit No. G-22874

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. William Martin Butler - 39 - Farmer
Home, Idaho

Ques. 2. Are you acquainted with Heath B Fowler, the holder of Permit No. G-22874? How long have you known him and where does he reside?

Ans. Known him for approx. 4 years. He
resides in Pocatello, 10 Mt. Drive.

Ques. 3. Have you read or heard read said Permit No. G-22874, 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. NW 1/4 SE 1/4 Section 28 T6N R29 E BM
One 16" well with pump. Head ditch runs 1/2 mile
east and one mile south to border the
land on two sides.

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. 5 sec- feet estimated

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. 5 sec- ft estimated by size of discharge
and ~~pressure~~ pressure,

22874

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. Water has been used for farm irrigation.
Land put under cultivation in immediate area
of pump. No meadow land. Raised potatoes.

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. 5 Sec. East - volcanic ash - gradual
grade

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

Ans. Farm tenant.

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. Actively farmed ground under water
summer 1957

(Signed) William M. Butler

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 Bannock County, (Pocatello) County of _____, State of Idaho, on this 28th day of June, A. D. 1957.

P. J. York
Notary Public.

My commission expires April 12, 1960

22874

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RE: Permit No. G-22874
Heath B. Fowler

Date: May 28th 1957

Arco Advertiser
Arco, Idaho
Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **June 28th, 1957** the date set for proof, the expense of the publication to be paid by the applicant, **Heath B. Fowler, 10 Mountain Drive** of **Pocatello, 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 of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

RR:vm
Encl.

22874

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

Notice is hereby given that at 9:00 A.M., on the 28th
day of June, 19 57, at Pocatello, County of
Bannock, State of Idaho, before P.S. York,
Notary Public, proof will be submitted of the completion of
works for the diversion of 6.4 cubic feet per second of underground waters
from a well, and of the application to beneficial use of said water, in accordance
with the terms and conditions of Permit No. G-22874 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 are Heath B. Fowler, 10 Mountain Drive, Pocatello, 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 6.4 cubic feet per second.

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

4. The point of diversion of said water is NW corner of the SE $\frac{1}{4}$, Sec. 28,
Twp. 6 N., Rge. 29 E.B.M.

5. The place where said water is used is SE $\frac{1}{4}$, Sec. 28, Twp. 6 N., Rge. 29 E.
and NE $\frac{1}{4}$, Sec. 33, Twp. 6 N., Rge. 29 E.B.M.

6. The date of priority which said user is prepared to establish is
June 17, 1952.

MARK R. KULP
State Reclamation Engineer

22874

May 28, 1957

RE: Permit No. G-22874, Notice of -
proof of Completion of Works & Beneficial Use.

Mr. Heath B. Fowler
10 Mountain Drive
Pocatello, Idaho

Dear Mr. Fowler:

We acknowledge receipt of your letter of May 23rd, 1957, stating that you wish us to proceed with the proofs sent in some time ago on Permit No. G-22874 to be made June 28th, 1957, before P.S. York, Notary Public.

We shall send a copy of the Notice to the Arco Advertiser with instructions to publish it once a week for four weeks prior to that date and to send you the affidavit of publication together with statement of costs.

At the time set, you should appear before Mr. York, Notary Public, together with two disinterested witnesses who are familiar with the terms of the Permit and the work done thereunder for the purpose of executing the enclosed depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

ER:vm
Encl.
cc. P.S. York
Pocatello, Idaho

22874

RECEIVED
MAY 27 1957
Department of Reclamation

Heath B. Fowler
10 Mountain Drive
Pocatello, Idaho

May 23, 1957

Re: Permit No. G-22874

Mr. Roy W. Thompson, Office Manager
State of Idaho
Department of Reclamation
Boise, Idaho

Dear Mr. Thompson:

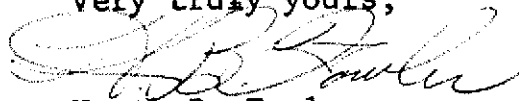
This will acknowledge your letter of May 20 regarding above water permit. I have checked my file and find that I am in error. I was under the impression that only "Proof for Completion of Works" was necessary at this time. However, I see that the full length of time has elapsed for "Proof of Beneficial Use" and, therefore, ask that you ignore my scratching out the latter.

Please proceed with both proofs as required. If there is still any question, please advise.

Incidentally, will you please change the date of established priority to July 2, 1952 instead of 1953 stated.

Thanking you in advance, I am

Very truly yours,


Heath B. Fowler

22874

May 20, 1957

Re: Permit No. G-22874

Mr. Heath B. Fowler
10 Mountain Drive
Pocatello, Idaho

Dear Mr. Fowler:

We are in receipt of your notice of Proof of Completion of Works and Application for Water for Beneficial Use to be published in the Arco Advertiser. In connection with making Proofs of the above captioned permits, we notice that you have scratched off "Application of Water to Beneficial Use" at the top of the notice. We are at a loss to know what your intentions were by scratching off "Application of Water to Beneficial Use" at this time. We wish to state that the Underground Waters Code states that both Proofs shall be made at the same time.

Under the terms of the permit, your Proofs are due on both notice of Proof of Completion of Works and Application for Water to Beneficial Use on July 2, 1957. Prior to sending this notice to the paper for publication, we will withhold same until hearing from you.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RWT:ls

22874

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

RECEIVED
MAY 14 1957

Department of Reclamation

(Date) May 10, 1957

10 MOUNTAIN DRIVE
Address

POBATELLO IDAH0
City State

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.

By

Herbert B. Fowler

(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

22874

RECEIVED
MAY 14 1957
Department of Reclamation

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

Notice is hereby given that at 9:00 A. M., on the 28
day of JUNE, 1957, at POCATELLO, County
of BANNOCK, State of Idaho, before P. S. YORK
NOTARY PUBLIC, proof will be submitted of the completion
of works for the diversion of 6.4 cubic feet per second of underground
waters from a well, and of the application to beneficial use of said water, in
accordance with the terms and conditions of Permit No. G22874 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 are HEATH B. FOWLER, 10 MOUNTAIN DRIVE, POCATELLO
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 6.4 cubic feet per second.

3. The use to which said water has been applied is IRRIGATION & Domestic
purposes, and the amount applied to beneficial use is
6.4 cubic feet per second.

4. The point of diversion of said water is FROM WELL LOCATED
IN N.W. CORNER OF THE SE 1/4 OF SEC. 28 T6N, R. 29E B1M.

5. The place where said water is used is SE 1/4 SEC 28 T6N R 29E B1M and NE 1/4
SEC 33 T6N R 29E B1M

6. The date of priority which said user is prepared to establish is
June 17, 1952
July 2, 1953

State Reclamation Engineer.

22874

XX

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RE: Permit No. G-22874

May 1, 1957

Dear Sir,
Mr. Heath B. Fowler
10 Mountain Drive
Poestello, Idaho

We enclose herewith blank notice for proof of completion of works and application of water to beneficial use under your Permit No. G-22874. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to ^{G-22874} make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than _____.

Very truly yours,

July 2, 1957

State Reclamation Engineer
MARK R. KULP

22874

✓
April 30, 1954

RE: Permit No. G-22874

Heath B. Fowler
10 Mountain Drive
Pocatello, Idaho

Dear Mr. Fowler:

We enclose copy of Permit No. G-22874 together with departmental receipt No. 26638 for the \$1.00 fee in connection therewith.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br
Encls.

22874

RECEIVED
APR 30 1954
Department of Reclamation

10 Mountain Drive
Pocatello, Idaho
April 29, 1954

Miss Jeanne L. Anderson, Chief Clerk
State of Idaho
Department of Reclamation
Boise, Idaho

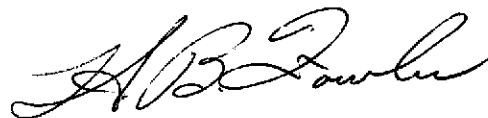
Dear Miss Anderson:

Thank you for the information contained in your letter
of April 27.

I have enclosed a check for \$1.00 to cover the cost of
furnishing me a copy of my Permit No. G-22874.

Thank you very much.

Very truly yours,



Heath B. Fowler

HBf:MDD

22874

April 27, 1954

RE: Permit No. 0-22874

Mr. Heath B. Fowler
10 Mountain Drive
Pocatello, Idaho

Dear Mr. Fowler:

In reply to your letter of April 26 relative to the above numbered permit.

A re-check of our records shows a slight error in the letter addressed you on April 23.

The permit describes four wells, one in each of the West forties in the SE $\frac{1}{4}$ Section 28 and NE $\frac{1}{4}$ Section 33, Township 6 North, Range 29 East B.M. for use on the SE $\frac{1}{4}$ of Section 28 and the NE $\frac{1}{4}$ of Section 33.

As mentioned in our former letter, your permit is in good standing at the present time and the proofs are due on or before July 2, 1957.

We cannot understand why you have not received this Permit as it was mailed to you on July 14, 1952 and has not been returned to this department. However, we can furnish you with a copy at the cost of \$1.00, or \$1.50, if certified.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

22874

RECEIVED
APR 27 1954
Department of Reclamation

10 Mountain Drive
Pocatello, Idaho
April 26, 1954

Miss Jeanne L. Anderson, Chief Clerk
State of Idaho Department of Reclamation
Boise, Idaho

RE: Permit No. G-22874

Dear Miss Anderson:

Thnak you for your prompt attention to my April 22 letter of inquiry regarding my water permit in Section 28 and Section 33, T. 6 N., R. 29 E., B.M.

AK -
I do have a further question since receiving your letter of April 23. You say that my permit is for 6.4 second feet of water from four wells in the Southeast Quarter Section 33, T. 6 N., R. 29 E., B.M. for use on the same section, and was filed June 17, 1952. In checking my files I find that I originally applied for one well in each west 40 acre tract of SE $\frac{1}{4}$ Section 28 and NE $\frac{1}{4}$ Section 33, T. 6 N., R. 29 E., B.M.

use on E² -
Would you please check again and determine what right I might have in SE $\frac{1}{4}$ Section 28?

Thank you very much.

Very truly yours,


Heath B. Fowler

HBf:MDD

P.S. Evidently I did not receive or have misplaced my copy of Permit No. G-22874. I do not remember receiving it and the copy is not in my files.

22874

✓
April 23, 1954

RE: Permit No. G-22874

Mr. Heath B. Fowler
10 Mountain Drive
Pocatello, Idaho

Dear Mr. Fowler:

Reference is made to your letter of April 22 inquiring as to your filing in connection with a desert entry Idaho 02963.

Our records show Permit No. G-22874, sent you on July 14, 1952 and two copies of the Permit (one certified) sent to the Idaho Land and Survey Office on the same date.

This Permit is for 6.4 second feet of water from four wells in the Southeast Quarter Section 33, Township 6 North, Range 29 East B.M., for use on the same quarter section and was filed June 17, 1952.

Proof of Completion of Works and Beneficial Use on this Permit are due on or before July 2, 1957.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

22874

RECEIVED
APR 23 1954
Department of Reclamation

10 Mountain Drive
Pocatello, Idaho
April 22, 1954

Miss Jeanne L. Anderson, Chief Clerk
State of Idaho Department of Reclamation
Boise, Idaho

Dear Miss Anderson,

In reviewing the files on my desert entry, Idaho 02963, I find that I do not have any record of a file number for application to appropriate water from four wells located in the SE $\frac{1}{4}$ Section 28 and NE $\frac{1}{4}$ Section 33, T. 6 N., R. 29 E., B.M.

On June 16, 1952, I submitted my check for \$9.00 with application for permit (Form No. 1). On June 18, 1952, you acknowledged receipt of the forms and the check and informed me that I had submitted the application using incorrect forms. One (Form No. 1) was returned for my files showing date of receipt as 9:00 A.M. June 17, 1952. Also you sent me the proper form No. 3 to return. On June 23, 1952, I returned this form No. 3.

Would you please check and determine if my application is in order and let me know at your convenience. I can't seem to find an acknowledgement of this form No. 3 application.

Very truly yours,



Heath B. Fowler

HBf:MDD

422874-6.4-SE⁴33.67292

6-17-52

c H + B / N 7-2-57

22874

July 14, 1952

RE: Permit No. G-22874

Idaho Land & Survey Office
Federal Building
Boise, Idaho

Gentlemen:

We enclose two copies of Permit No. G-22874 in the name of
Heath B. Fowler, one of which has been certified, to be used in
connection with his desert entry, Idaho 02963.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.
cc: Mr. Heath B. Fowler

22874

July 14, 1952

RE: Permit No. G-22874

Mr. Heath B. Fowler
10 Mountain Drive
Pocatello, Idaho

Dear Mr. Fowler:

We enclose Permit No. G-22874 and direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

By this same mail, we are sending to the Idaho Land & Survey Office two copies of this permit, one of which has been certified, to be used in connection with your desert entry, Idaho 02963.

We also enclose departmental receipt No. 24593 for \$8.50 which includes \$6.50 filing fee and \$2.00 for the extra copies. Since your check was for \$9.00, there is a refund of 50 cents due you which we enclose herein.

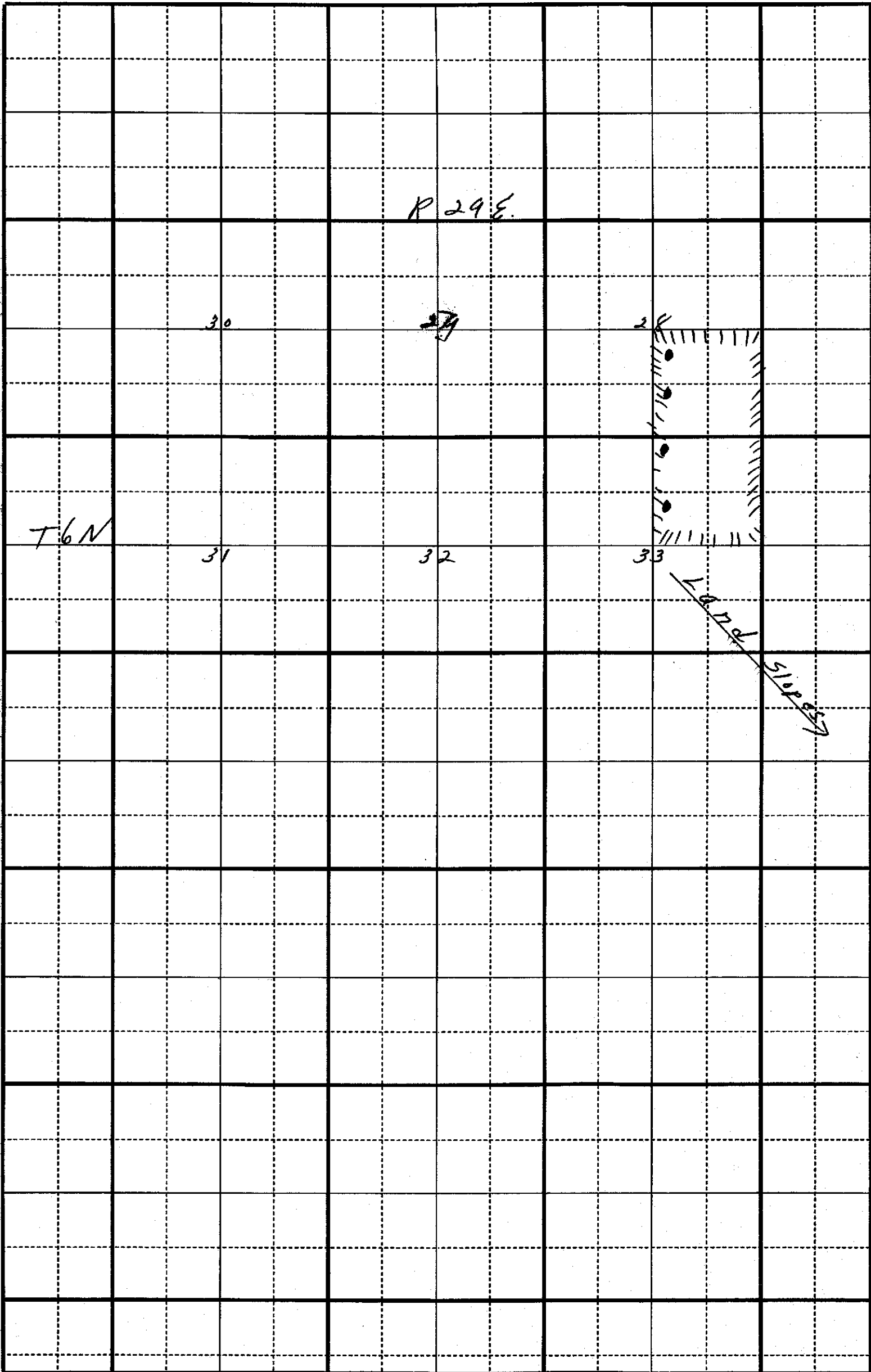
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

22874



R 29 E

30

29

28

T 6 N

31

32

33

Section 34
T 6 N
R 29 E

John B. Fowler

R 29 E.

30

29

28

T 6 N

31

32

33

61/4 Sec 33

Permit Map No. *22874*

As Approved

JUL 2 1952

MARK R. KULP

State Reclamation Engineer

22874

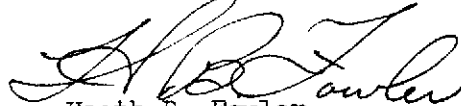
10 Mountain Drive
Pocatello, Idaho
June 23, 1952

Jeanne L. Anderson, Chief Clerk
Department of Reclamation
Boise, Idaho

Dear Miss Anderson:

In accordance with your letter of June 18, 1952
I am enclosing Form No. 3 designating the amount
of water for which I have applied.

Very truly yours,


Heath B. Fowler

Enc.

RECEIVED
JUN 24 1952
1:15 pm
Department of Reclamation

22874

June 18, 1952

Mr. Heath B. Fowler
10 Mountain Drive
Pocatello, Idaho

Dear Mr. Fowler:

We acknowledge receipt of your letter enclosing three copies of application for permit to appropriate water from four wells located in the $W\frac{1}{2}$ SE $\frac{1}{4}$ Section 28, and $W\frac{1}{2}$ NE $\frac{1}{4}$ Section 33, Township 6 North, Range 29 East, B.M., accompanied by your check for \$9.00.

This application does not state the amount of water applied for, but since it is to be used on 320 acres of land, it can be approved for 320 inches or 6.4 second feet.

However, this application is made on the form used for filing on surface water and we return same herewith and request that it be resubmitted on Form 3 enclosed.

It will not be necessary to furnish the application in duplicate as, when the application has been approved and permit issued, we can furnish the additional copies required by the Bureau of Land Management to accompany your desert entry, Idaho 02963.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

22874

Heath B. Fowler
10 Mountain Drive
Pocatello, Idaho

RECEIVED
JUN 17 1952
Department of Reclamation

State of Idaho
Dept. of Reclamation
Boise, Idaho

Gentlemen:

Enclosed you will find my check for \$9.00 and application for permit to appropriate public waters in Idaho in triplicate. The filing fee of \$6.50 is included as is the \$2.50 cost for three certified copies to be furnished the Bureau of Land Management, c/o Mr. Paul Shephard.

This Water Application is to accompany my application for Desert Land Entry No. Idaho 02963 dated May 21, 1952.

Very truly yours,

Heath B. Fowler
Heath B. Fowler (gt)

Enc. (4)
CC: Mr. Paul Shephard

22874

Address all communications to

(Form No. 1)

Heath B. Fowler

P. O. 10 Mountain Drive - Pocatello, Idaho

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No.

Permit No.

District No.

1. Name of applicant: Heath B. Fowler
10 Mountain Drive

Post office address Pocatello, Idaho County Bannock State Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock: \$ (c) Amount paid in: \$

(d) Names and addresses of directors:

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

(b) Treasury stock: (c) Bonds to be issued:

(d) Other resources:

2. Quantity of water claimed: cubic feet per second

3. Source of water supply: Wells

which is tributary of

4. Location of point of diversion: One well in each 40 acre tract feet distant from the corner

of Section 28, T. 6 N R. 29 E, B. M., and is in the (See remarks)

of Section 33, T. 6 N R. 29 E, B. M., County of Butte

5. Water is to be used for: Irrigation and domestic purposes

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

(a) Point of use of water: feet distant from corner of Section

T., R., B. M., in the of Section, T., R., B. M.

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

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

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

..... of Section, T., R., B. M.

7. Estimated cost of works: \$ 14,000

8. Kind of works: Wells, pumps and ditches

(Reservoir, dam, ditch, flume, pipe, etc.)

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

(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)

feet; material used in dam

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

11. Ditch: Width at bottom feet; Width at water line feet; Depth of water feet;

Dimensions of flume; Diameter of pipe inches;

Length of conduit miles. Average grade per mile feet.

22874

16. (a) Is reservoir to be used? No (If so, fill in (b) and (c) below.)

(b) Name of reservoir and number of Storage Permit: _____

(c) Date of filing of Application for Storage Permit and Name of Applicant: _____

Remarks: Location of wells:

1. - NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 6 N., R. 29 E.B.M.

2. - SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 6 N., R. 29 E.B.M.

3. - NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 33, T. 6 N., R. 29 E.B.M.

4. - SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, T. 6 N., R. 29 E.B.M.

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

Heath B. Fowler
Applicant.

By _____, Agent

Affidavit of Permission to File on Springs

(Not to be used when spring is situated on lands owned by applicant.)

I, _____, of _____, County of _____, State of _____, do hereby certify that I am the owner of the land on which the spring mentioned in the application of _____ is located, to-wit: _____

and that I do hereby grant unto the said _____ permission to file on the said spring as set forth in the foregoing application.

STATE OF IDAHO } ss.
County of _____

On this _____ day of _____, 195____, before me, a Notary Public for the State of Idaho, residing at _____, personally appeared _____ known to me to be the person... whose name... subscribed to the foregoing certificate, and acknowledged to me that he... executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

My commission expires _____

Notary Public.

22874

Approval of State Reclamation Engineer

The number of this permit is _____

Recorded in Book _____ Page _____ Approved _____

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 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 _____

The whole of said work to be completed on or before _____

Beneficial use of water appropriated in accordance herewith, to be made on or before _____

Witness my hand this _____ day of _____, 195_____

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, _____ Governor of the State of Idaho,

and _____, 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 _____ day of _____, 195_____

Countersigned:

STATE OF IDAHO

By _____
Secretary of State.

By _____
Governor.

No. _____	PERMIT	Date of first receipt at office of State Reclamation Engineer	Returned to applicant for correction	Corrected application received	Fees, \$ _____	FILING FEES FOR USE PERMIT:	For the first Sec. Ft. _____ \$5.00	For each additional Sec. Ft. or Fraction	Thereof _____ .25
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22874

LEGAL . . . LICES

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

Notice is hereby given that at 9:00 A. M., on the 28th day of June, 1957, at Pocatello, County of Bannock, State of Idaho, Before P. S. York, Notary Public, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground waters from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-22874 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person holding said permit are Heath B. Fowler, 10 Mountain Drive, Pocatello, 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 time of use is 6.4 cubic feet per second.

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

4. The point of diversion of said water is NW corner of the SE $\frac{1}{4}$, Sec. 28, Twp 6 N., Rge. 29 E.B.M.

5. The place where said water is used is SE $\frac{1}{4}$, Sec. 28, Twp. 6 N., Rge. 29 E. and NE $\frac{1}{4}$, Sec. 33, Twp. 6 N., Rge. 29 E.B.M.

6. The date of priority which said user is prepared to establish is June 17, 1952.

MARK R. KULP

State Reclamation Engineer

Publish May 31, June 7 14 and 21

Arco, Id.

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MARK R. KULP

State Reclamation Engineer
Publish May (31) June 7, 14 and 21

Arco Advertiser

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best bet for local news.**

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