

Fig. 26F.

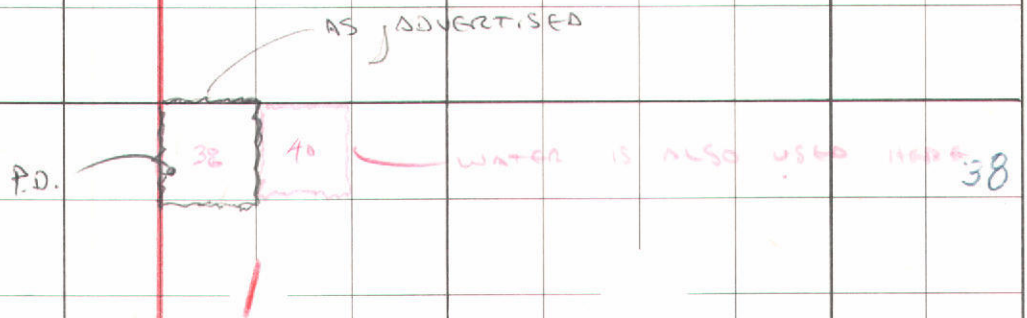


Fig. 138.

Melton

AREA - 38

SUBD. - 1

allow Q - ^{0.76}~~1.00~~ c.f.s.

17

C

B

49.7

76.7

79.3

D 24.7

35 36

E

36.2

0392

B 13.4

Figure 1

20.5

P.D.

ELWIN HARPER

ADDITIONAL

(NOT ADVERTISED)

D427

2-2

D411

D412

D23/

P

0

14.1

15.3

M 9.3

L
5.2

N 10.7

30532

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

Permit No. G-30532

This proof is for Compl. of Works and Beneficial Use In Water District No. _____

1. Name of applicant Edwin Kay Harper

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the 332 feet north of SW of Section 1
corner of Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$)
T. 13S R. 26E County of Cassia

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

15 HP V.S. MOTOR # 326-3
FAIRBANKS - MORSE PUMP # PF 7332
8" DISCHARGE THROUGH EARTH DITCHES

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):

Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 1, T. 13S, R. 26E, B.M.

WATER IS ALSO USED FOR
IRRIGATION ON 40 ACRES IN THE NW $\frac{1}{4}$
NE $\frac{1}{4}$ SEC. # 1

(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. R. J. HARPER PRESENT UPON EXAMINATION

SPARKING METER USED 1 RPM 88 SEC
1 " 94 " = 1.06 cfs

1.0 7 $\frac{3}{8}$

FOURBOARD 2 $\frac{1}{2}$

COORDINATE METHOD ALSO USED 9 $\frac{1}{8}$ " @ 6"

(4.4 ft/sec) (37 sq ft) (factor of 2 $\frac{1}{2}$ / 75% = .7) = 1.13 cfs

This examination was made on the 11 TH day of JULY 19 67

(Signed)

Don E. Reynolds
Examiner.

plat 2
30532 DW

The Burley Herald-Bulletin

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) SS:
STATE OF IDAHO)

Walter W. Schramm, being first

duly sworn, deposes and says that he is the

Editor of Burley Herald-Bulletin, a weekly newspaper published at Burley, Idaho, in the county aforesaid, and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular weekly editions of Burley Herald-Bulletin for

four (4) consecutive weeks, commencing

with the issue dated May 8, 1967, and

ending with the issue dated May 29, 1967.

Keith Chamber
Subscribed and sworn to before me this

31st day of May, 1967

Keith Chamber
Notary Public

Cost of Publication My Commission Expires Feb. 18, 1969

Notary fee _____

Total Cost _____

LEGAL NOTICE 67-130 NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on the 9th day of June 1967, at Albion, County of Cassia, State of Idaho before Jay L. Nielsen, Notary Public, at Albion, Idaho, proof will be submitted of the completion of works for the diversion of 4/5 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-30532, 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 Elwin Kay Harper, Malta, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.42 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 1.42 cubic feet per second.

4. The point of diversion of said water is 332 feet north of the SW corner of Lot 3 (NE 1/4 NW 1/4), Sec. 1, T. 13 S. R. 26 E. B.M.

5. The place where said water is used is Lot 3 (NE 1/4 NW 1/4), Sec. 1, T. 13 S. R. 26 E.B.M.

6. The date of priority which said user is prepared to establish is June 18, 1962.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Burley Herald-Bulletin, May 8, 15, 22, 29, 1967.

RECEIVED
JUN 14 1967

Department of Reclamation

30532

NAME OF APPLICANT Sale Shitaker

Form No. 0

Township 13S., Range 26 E. B.M.
Cassia County, Idaho

4 40.18 3 40.13 2 40.09 1 40.04

3

2

1

Irrigation Well
Completed Jan. 1962

10

11

12

Permit Map No. 230532
As Approved
GEO. N. CARTER JUN 21 1962
State Reclamation Engineer

State of Idaho

License and Certificate of Water Right

Water License No. G-30532 Priority June 18, 1962 Amount 0.76 c.f.s.THIS IS TO CERTIFY that DALE WHITAKER-Assignee-ELWIN KAY HARPER & DONNA T. HARPER

of Malta, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 18, 19 62; that Permit No. G-30532 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 0.76 second feet, was issued thereunder on February 13, 19 68, showing that said works were completed on the 9 day of June, 19 67; and that on the 9 day of June, 19 67 ELWIN KAY HARPER

of Malta, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well

a tributary of subterranean flow for the purpose of irrigation, under Use Permit No. G-30532 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 ~~XX~~ Volume of License, on Page, on the 13 day of February, 19 68.

The right hereby confirmed dates from June 18, 19 62.

The Point of Diversion is located corner of Lot 3 in the (NE 1/4 NW 1/4) Sec. 1, Twp. 13 S, R. 26 E, B.M. Cassia County.

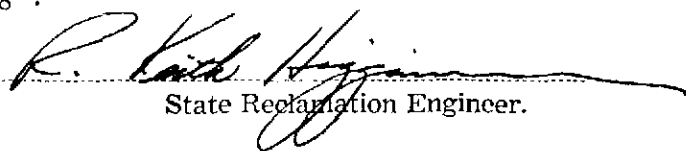
That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.76 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13 S	26 E	1	Corner of Lot 3 (NE 1/4 NW 1/4)	40	38
Total number of acres irrigated:					38

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 13 day of February, 19 68.


State Reclamation Engineer.

43-2549 9-30532
Elmer K. ...
Anna G. Harper
Malta
Idaho

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

Application No. G- 38608
Permit No. G- 30532
District No.

1. Name of Applicant: Dale Whitaker
Postoffice address: Malta County: Cassia State: Idaho
2. Quantity of water claimed: 4/5 cu.ft. or 40 miner inches
 - (a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NE 1/4 of the NW 1/4 of Section 1
Twp. 13 S , Rge. 26 E , B.M., County of Cassia
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Drilled well, cased, pump & motor
8. Estimated cost of works: \$ 2500.00
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(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) 4/5 (cubic feet per second, inches or gallons per minute) is for new lands.

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	
13 S	26 E	1		X			40 acre
A S S I G N M E N T							
For value received, I hereby assign all of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-30532 to Elwin Kay Harper and Donna T. Harper, address: Malta, Idaho. /s/ DALE WHITAKER Permit Holder and GLENN A WHITAKER Wife of Permit Holder State of Idaho) : ss County of Cassia) On this 8th day of July,, 1966, before me, a Notary Public for the State of Idaho, residing at Burley, Idaho, personally appeared Dale Whitaker and Glenna Whitaker, known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same. In witness whereof, I hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written. /s/ VERN ROBERTS Notary Public residing at Burley, Idaho My commission expires: 3-22-70							

PERMIT NO. G-30532

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that DALE WHITAKER-Assignee-ELWIN KAY HARPER & DONNA T. HARPER of Malta, County of Cassia, and State of Idaho, the holder of Permit No. G-30532, issued upon Application No. G-38608 bearing date of priority of June 18, 1962, authorizing the diversion of 4/5 second feet of waters of a well, County of Cassia, 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 works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.76 second feet of the waters of a well from subterranean flow, that the point of diversion of said waters is in the corner of Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) Section 1, Township 13 South, Range 26 East, Boise Meridian; and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) Section 1, Township 13 South, Range 26 East, Boise Meridian.

Proof of Completion of Works made: June 9, 1967

Witness my hand this 13 day of February, A.D. 1968

S/ R. KEITH HIGGINSON
State Reclamation EngineerWATER ISSUED FOR 0.76 SEC. FT.
LICENSE PAGE NO. 30532

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that DALE WHITAKER-Assignee-ELWIN KAY HARPER & DONNA T. HARPER
of Malta, County of Cassia, and State of
Idaho, the holder of Permit No. G-30532, issued upon
Application No. G-38608 bearing date of priority of June 18, 1962, authorizing the
diversion of 4/5 second feet of waters of a well

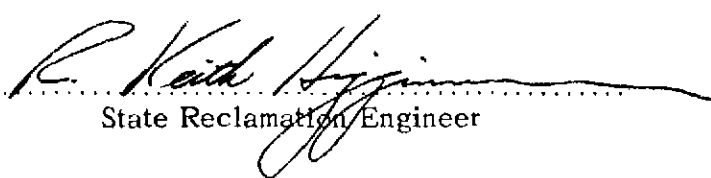
County of Cassia, State of Idaho, for irrigation
purposes, has fully complied with the provisions of the laws of the State of Idaho
relating to the proof of completion of the works of diversion set out and described in said
Permit; that said works are adequate for diverting and conveying to the place of intended
use 0.76 second feet of the waters of a well from subterranean
flow,

that the point of diversion of said waters is in the corner of Lot 3 (NE 1/4 NW 1/4) Section
1, Township 13 South, Range 26 East, Boise Meridian;

and that the lands proposed to be irrigated by the use or place of use of said water are
described as follows, to-wit: L. 3 (NE 1/4 NW 1/4) Section 1, Township 13 South, Range 26
East, Boise Meridian.

Proof of Completion of Works made: June 9, 1967

Witness my hand this 13 day of February, A. D. 19 68


State Reclamation Engineer

30532

February 13, 1968

Re: Permit No. G-30532

Elwin Kay Harper
Malta,
Idaho 83342

Dear Mr. Harper:

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

Also enclosed is departmental receipt No. 34034 in the amount of \$7.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kd

Enclosures: Certificates
Receipt

30532

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

September 25, 1967

SEP 29 1967

Department of Reclamation

Re: Permit G-30532

Elwin Kay Harper & Donna T. Harper
Malta, Idaho

Dear Mr. & Mrs. Harper:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit G-30532 to appropriate the public waters of the State of Idaho, have not been complied with as to failure to submit licensing fees of \$7.00

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the State Reclamation Engineer on or before November 6, 1967 why said permit should not be cancelled.

Permit G-30532 claims the use of 0.76 cubic feet per second of water. The point of diversion was to be located Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 1, T. 13 S, R. 26 E, B.M., Cassia County, and the permit was approved June 18, 1962.


Deputy State Reclamation Engineer
Jack A. Barnett

JAB:nw

Enclosure: Fee letter of 7-20-67

Mr. Harper called 9-27-67 stating he had submitted check earlier but we didn't receive it. This is second check but only one we have.

30532

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

19513

INSURED NO.

1

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

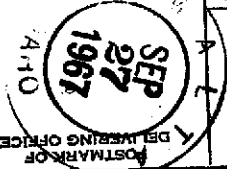
SHOW WHERE DELIVERED *(only if requested)*

3

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

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

**POSTMARK OF
DELIVERING OFFICE**



**RETURN
TO** 

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Room 107, Statehouse
POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83701

30532

September 25, 1967

Re: Permit G-30532

Elwin Kay Harper & Donna T. Harper
Malta, Idaho

Dear Mr. & Mrs. Harper:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit G-30532 to appropriate the public waters of the State of Idaho, have not been complied with as to failure to submit licensing fees of \$7.00

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the State Reclamation Engineer on or before November 6, 1967 why said permit should not be cancelled.

Permit G-30532 claims the use of 0.76 cubic feet per second of water. The point of diversion was to be located Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 1, T. 13 S, R. 26 E, B.M., Cassia County, and the permit was approved June 18, 1962.

Deputy State Reclamation Engineer
Jack A. Barnett

JAB:nw

Enclosure: Fee letter of 7-20-67

fees pd

30532

30532

July 20, 1967

Re: Permit G-30532

Elwin Kay Harper & Donna T. Harper
Malta, Idaho

Dear Mr. & Mrs. Harper:

A representative of this department has made an examination of the works covered by your permit G-30532 and has found the following:

Quantity of water diverted: 0.76 c.f.s.

Amount of water that can be recognized as beneficially used
under Idaho Law: 0.76 c.f.s.

Purpose of use: irrigation of 38 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1,
T. 13 S, R. 26 E, B.M.

The priority date established is: June 18, 1962.

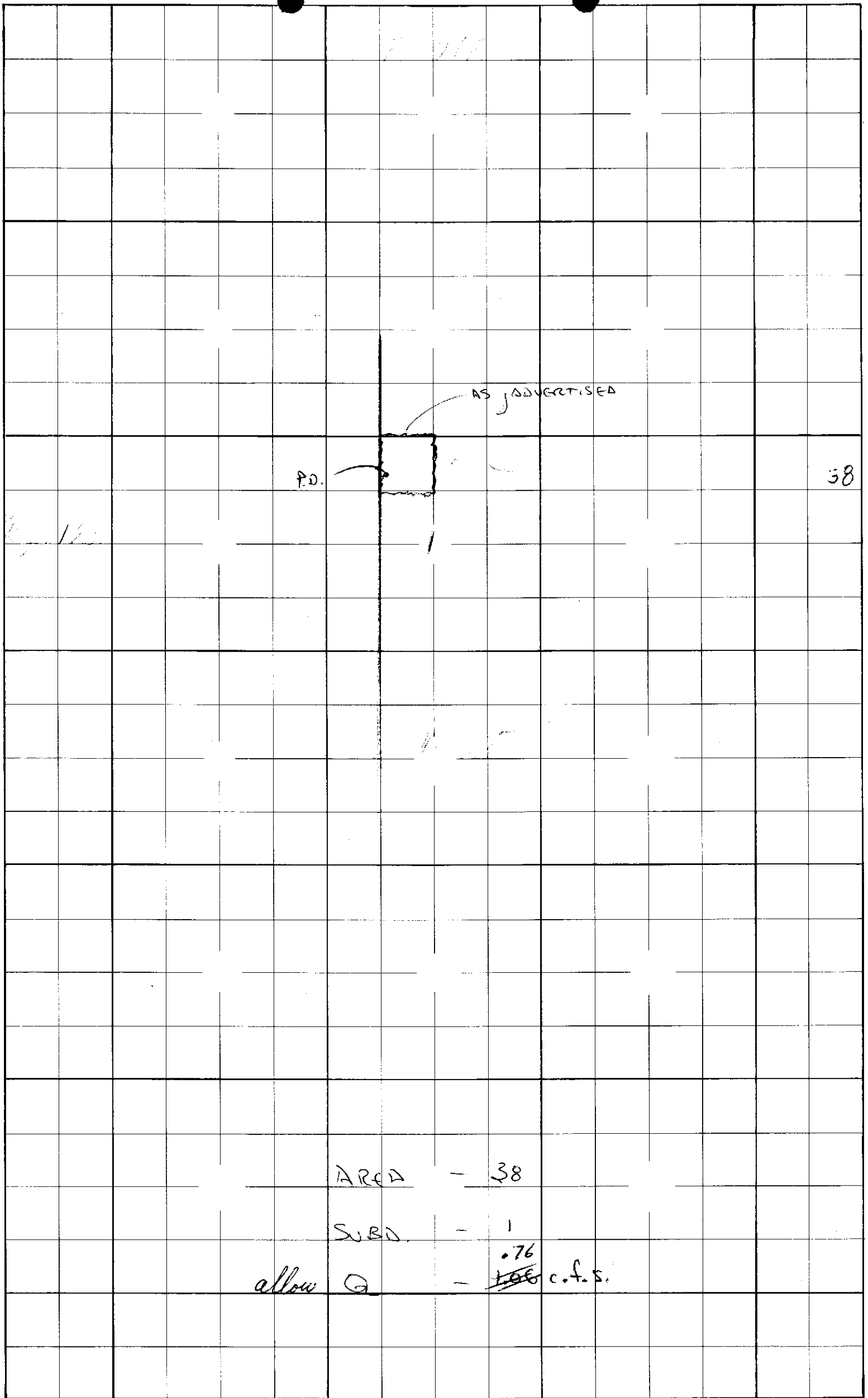
A fee totaling \$7.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

30532



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-30532

REPORT ON PROOF OF Completion of Works and Beneficial Use

D388

A

C

B

49.7

76.7

19.3

D 24.7

35 36

388

2

E

36.2

D392

B 13.4

20.5

ADDITIONAL
(NOT ADVISED)

P.O.

ELWIN
HARDER

P.O.

D427

2-2

H

16.8

D411

D412

D231

P

O

14.1

15.3

M 9.3

L 5.2

N 1.7

12.1

P.O.

2

8.2

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

Permit No. G-30532 ✓

This proof is for Compl. of Works and Beneficial Use In Water District No. _____

1. Name of applicant Edwin May Harper
2. Source of water supply: subterranean
3. Location of point of diversion: Is in the 332 feet north of SW of Section 1
corner of Lot 3 (NE 1/4)
- T. 13S R. 26E County of Cassia

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

15 H.P. U.S. MOTOR # 326-3
FIREBANKS - MORE PUMP # 75 7332
AND DISCHARGE THROUGH EARTH DITCHES

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):

Lot 3 (NE 1/4), Sec. 1, T. 13S., R. 26E., B.M.

WATER IS ALSO USED FOR
IRRIGATION ON 40 ACRES IN THE NW 1/4
NE 1/4 SEC. #1

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

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

Remarks: In R. J. HOFFER PRESENT UPON EXAMINATION

SPARKING METER USED 1 RPM 88 sec
1 " 94 " = 1.06 c.f.s

1.0. 7 $\frac{5}{8}$

FLIKE BOARD 2 1/2

COORDINATE METHOD ALSO USED 9 1/8" @ 6"

$$(4.4 + 1.2 + 3.0 + 2.0 + 2.0 + 2.0 + 1.0) = 11.6 \text{ m}$$

This examination was made on the 11TH day of JULY 1967

(Signed)

Examiner

aminer. plat $\frac{2}{2}$
30532 ow

Elwin Key Harper
Malta,
Idaho
Permit No. G-39532
County Cassia
Quantity: 1.42 c.f.s
Source: subterranean
P.D.: 332 feet north of the SW corner of Lot 3 (NE1/4),
Sec. 1, T. 13S, R. 26E, 8.M.Use: irrigation
Extension:
Protest:
Completion of Works:
Other Rights: ~~XXXXXX~~
Filed: June 18, 1962
Due: June 21, 1967
Made: June 9th, 1967
Priority: June 18, 1962

Examination for Comp. of Works and Beneficial Use

County Cassia

Quantity: 1.42 c.f.s

Source: subterranean

P.D.: 332 feet north of the SW corner of Lot 3 (NE1/4),
Sec. 1, T. 13S, R. 26E, 8.M.

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights: ~~XXXXXX~~

Filed: June 18, 1962

Due: June 21, 1967

Made: June 9th, 1967

Priority: June 18, 1962

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.

June 15, 1967

Re: Permit No. G-30532

Elwin Kay Harper & Denna T. Harper
Malta, Idaho 83342

Dear Mr. and Mrs. Harper:

We acknowledge receipt of the depositions and affidavit of publication in the Burley Herald-Bulletin, Burley, Idaho, submitted as proof of completion of works and beneficial use on Permit G-30532.

Before a certificate and license of water right can be issued, a field examination must be made by a representative from this department. We cannot tell just when this examination will be made, but our field examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

Donald W. McKelowney
Water Rights Clerk

DWM:dj

P.S. Enclosed is departmental receipt No. G-11654 in the amount of \$1.00 covering the fees for a copy of your permit.

30532

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 430532

RECEIVED
JUN 14 1967

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

on Application for Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: Elwin Kay Harpen
MAITA, IDAHO Rancher MAITA IDAHO

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

Ques. 3. State number, approval date of permit, and date of priority: G 30532

6/21/62

6/18/62

Ques. 4. State source of water supply: under ground (Subterranean)

Give location of point of diversion, showing subdivision, section, township and range

33 2 ft north of the SW corner of lot 3 (NE 1/4 NW 1/4 S1T13R26

Ques. 5. Describe your works of diversion: The well is located on the

property (in open ditches -; state amount of water they are capable of con-

veying from point of diversion to place of use: 67 inches 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 257 ft; depth and size of

casing 257 ft Deep 18" casing depth to water 200; if pump is used,

state discharge of pump: 8" discharge pipe tell how it was measured or determined _____

weir measurement; if sprinkler irrigation, give number and size

of nozzles and operating pressure: _____

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

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

NE 1/4 NW 1/4 Section 1 Township 13 S Range 26

EBM

Re log

30532

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

Ditch pads - for good use of water

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: WAYMON YARBROUGH 1233 Grandview Bonley Ida

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

NONE

Ques. 8: 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:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: Spring of 1962 - Time used since first use:

Continues use ever year there after.
(During Irrigation season)

Ques. 10. Describe all other water rights appurtenant to same place of use: NONE

(sign) Elwin Kay Harper

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

albion, County of Cassia,
State of Idaho, on this 9th day of June, A. D. 19 67.

My commission expires: June 10, 1971

Jay S Nielsen

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. _____

RECEIVED
JUN 14 1967
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and ~~Continuation~~ 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:

Ellis R. Parish 29 Elba Farmer
Elba Ida

Ques. 2 Are you acquainted with Elwin Kay Harper, the holder of
Permit No. G30532? How long have you known him and where does he reside?

30 yrs. Martha Ida

Ques. 3. Have you read or heard said Permit No. G30532 read, and are you familiar
with its provisions and conditions: Yes X No. _____

Ques. 4. State source of water supply: Subterranean Well

Give location of place of diversion, showing subdivision, section, township and range

NE 1/4 of NW 1/4 of SEC 1 TWP. 13S. RGE 26 EBN CASSIA

Describe works for conveying water to place of use: This well is located on

THE PROPERTY. OPEN DITCH

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 67 inches How much water have you seen being so

conveyed? 67 inches

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

NE 1/4 of NW 1/4 of SEC 1 TWP 13S. RGE 26 EBN

CASSIA CO.

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

None

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

There is enough water to irrigate another 40 acres.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? 1963

Other times you have seen such use: each spring there after

(Signed):

Ellis R. Parish

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 albion

_____, County of Cassia, State of Idaho, on this 9th day of June, A. D. 19 67

Jay L. Nielsen
Notary Public for the State of Idaho
Residing albion, Idaho

My commission expires June 10, 1971

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RECEIVED
JUN 14 1967

Department of Reclamation

Permit No. _____

* * * * *

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:

Glenn Taylor, 54, ELBA, Farmer,
ELBA Idaho

Ques. 2 Are you acquainted with ELWIN KAY HARPER, the holder of

Permit No. 2-30532 How long have you known him and where does he reside?

20 yrs MALTA Idaho

Ques. 3. Have you read or heard said Permit No. 2-30532 read, and are you familiar with its provisions and conditions: Yes yes No. _____

Ques. 4. State source of water supply: SUB TERRANEAN

Give location of place of diversion, showing subdivision, section, township and range

NE 1/4 of the NW 1/4 of section 1 Twp 13S R 36E

Describe works for conveying water to place of use: SUB TERRANEAN

THIS WELL ON PROPERTY IN OPEN DITCH

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 67 in How much water have you seen being so

conveyed? 67 in

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

LOT 3 NE 1/4 NW 1/4 SEC 1 T. 13S. R 36 E. B. M

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

None

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

I think There is Noth Water for reclaimers
NO A MORE

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? NO

Ques. 10. When did you first see this water used?

Spring 1962
Other times you have seen such use: EACH WATER SEASON THERE
AFTER

(Signed):

[Signature]

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 albion

_____, County of Cassia, State of Idaho, on
this 9th day of June, A. D. 1967

[Signature]

Notary Public for the State of Idaho

Residing albion, Idaho

My commission expires June 10, 1971

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

Walter W. Schramm, being first

duly sworn, deposes and says that --he is the

Editor of Burley Herald-Bulletin, a weekly newspaper published at Burley, Idaho, in the county aforesaid, and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular weekly editions of Burley Herald-Bulletin for

four (4) consecutive weeks, commencing

with the issue dated May 8, 1967, and

ending with the issue dated MAY 29, 1967.

Subscribed and sworn to before me this

31st day of May, 1967

Geetha Chandra Notary Public

Cost of Publication _____

Notary fee

Total Cost _____

LEGAL NOTICE

67-130

[illegible]

1967

Department of Registration:

30532

Rec. Mo. L-11654

\$1.00 received

June 8, 1967

Re: Permit G-30532

Elwin Kay Harper & Donna T. Harper
Malta, Idaho 83342

Dear Mr. & Mrs. Harper:

On May 3, 1967, our department sent you a photo copy of the above referenced permit. The fee for this copy is \$1.00 which we are waiting for you to remit to the Department of Reclamation, Room 107, State House, Boise, Idaho 83701. Please do so as soon as possible so that we may clear our records.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

30532

May 4, 1967

Re: Permit No. G-30532

Burley Herald
Burley, Idaho

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to June 9, 1967. The expense of the publication is to be paid by Elwin Kay Harper of Malta, Idaho, to whom you should furnish proof of publication on or prior to the above date.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Water R ghts Clerk

DWM:nw

30532

May 4, 1967

Re: Permit No. **G-30532**

Erwin Kay Harper
Malta, Idaho

Dear Mr. Harper:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. **G-30532**. The proofs are to be made at ~~at~~ Albion, Idaho, on the 9th day of June, 19 67, before Jay L. Nielsen Notary Public.

As of this date, we have mailed the Notice to the Burley Herald, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof 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,

DWM:nw

Donald W. McEldowney
Water Rights Clerk

Encl.

cc: Notary

30532

May 3, 1967

Re: Permit G-30532

Elwin Kay Harper
Donna T. Harper
Malta, Idaho 83342

Dear Mr. and Mrs. Harper:

Enclosed is a copy of the above referenced permit, as requested in your letter of April 24, 1967. A fee of \$1.00 is required for the copy.

Enclosed please find departmental receipt G-11582 in the amount of \$.50 covering the assignment fee.

Very truly yours,

Donald W. McElowney
Water Rights Clerk

DWM:dfj

Enclosures: Copy of G-30532
Receipt

30532

\$50 received

April 27, 1967

Re: Permit G-30532

Elwin Kay Harper
Malta, Idaho 83342

Dear Mr. Harper:

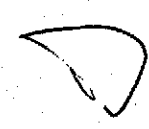
We are in receipt of the assignment and legal notice for the above referenced permit. We cannot record the assignment until we receive the required \$.50 recording fee.

Please remit promptly.

Very truly yours,

Donald W. McElowney
Water Rights Clerk

DWM:dj

*Sent copy of
Permit* 

30532

RECEIVED
APR 26 1967

Department of Reclamation

A S S I G N M E N T

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-30532 to Elwin Kay Harper and Donna T. Harper,
Address: Malta, Idaho

*

Dale Whitaker

Permit Holder

Glenna Whitaker

Wife of Permit Holder

STATE OF IDAHO)
 : ss
County of Cassia)

On this 8th day of July, 19 66, before me, a Notary Public for the State of Idaho, residing at Burley, Idaho personally appeared Dale Whitaker and Glenna Whitaker, known to me to be the persons S whose names S are subscribed to the ~~xxx~~ within instrument and duly acknowledged to me that they executed the same.

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

Jim Salust

Notary Public
Residing at Burley, Idaho

My commission expires: 3-22-70

Note:

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

30532

RECEIVED
APR 28 1967

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

Department of Reclamation

Notice is hereby given that at 10 A.M., on the 29 day of MAY
1967, at Albion, County of CASSIA, State of Idaho
before JAY L NIELSEN, Notary Public, at (address) Albion Idaho, proof will be submitted of the completion
of works for the diversion of 70 IN 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 30532, 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 Elwin Kay HARPER Malta Idaho

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 71 inches 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
71 inches cubic feet per second.

4. The point of diversion of said water is 332' north of the SW.
corner of Lot (3) of Section (1) Township 13, Range 26 EBM

5. The place where said water is used is Lot (3) Section (1)
Township (13) Range 26 EBM

6. The date of priority which said user is prepared to establish is _____

State Reclamation Engineer

30532

RECEIVED
APR 26 1967

NOTICE OF PROOF OF COMPLETION OF WORKS **Department of Reclamation**
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at ~~10 AM~~, on the 29th day of June
1967, at Albion, County of CASSIA, State of Idaho
before JAY L NIELSEN, Notary Public, at (address) Albion IDAHO, proof will be submitted of the completion
of works for the diversion of ~~71 inches~~ 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-30532, 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 ELWIN KAY HARPER MAITA IDAHO

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 71 inches 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
71 inches cubic feet per second.

4. The point of diversion of said water is 332' North of the SW Corner
of Lot (3) ^(NE 4 NW 1) of Section (1), Township (13S) Range 26 EBM

5. The place where said water is used is Lot (3) ^(NE 4 NW 1) Section (1) Township (13S)
Range 26 EBM.

6. The date of priority which said user is prepared to establish is 6-18-62

Re type please

State Reclamation Engineer

30532

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

Notice is hereby given that ~~at~~ ~~Kxx~~ on the 9th day of June
19 67, at Albion, County of Cassia, State of Idaho
before Jay L. Nielsen, Notary Public, at (address) _____
Albion, Idaho, proof will be submitted of the completion
of works for the diversion of 4/5 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-30532, 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 Elwin Kay Harper, Malta, Idaho.

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 1.42 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
1.42 cubic feet per second.

4. The point of diversion of said water is 332 feet north of the SW corner of Lot 3
(NE $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 1, T. 13 S, R. 26 E, B.M.

5. The place where said water is used is Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 1, T. 13 S, R. 26 E, B.M.

6. The date of priority which said user is prepared to establish is June 18, 1962
_____.

R. KEITH HIGGINSON

State Reclamation Engineer

30532

RECEIVED
APR 26 1967

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 24, 1967
(P. O.) Malta Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Burley Herald of
Burley Idaho Published in
the county in which the works are situated.

Elwin Ray Harper

(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

30532

Department of Reclamation.

Melita Idaho
Apr 24, 1967

Re: Permit No G-30532

RECEIVED
APR 28 1967

Department of Reclamation

Dear Sirs:

In the purchase of this property from Mr. Whitaker, we failed to receive a copy of the permit for the well, & he is unable to find it also - we are sending the information we have, & if more is needed please let us know as soon as possible. & also a photo-stat copy of the permit.

Thanks

Elwin Kay Harper

Send log - first

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

March 31, 1967

Re: Permit No. G - 30532

Dale Whitaker
Malta, Idaho

Dear Mr. Whitaker:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 30532 are due not later than June 1, 1967

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

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

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

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

Very truly yours,



STATE RECLAMATION ENGINEER

Enc. Form 36 and 11

cc:

30532

Re: Permit No. G-30532

June 25, 1962

Mr. Dale Whitaker,
Malta, Idaho.

Dear Mr. Whitaker:

We enclose Permit No. G-30532 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-7054 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit. ~~enclosed is a receipt~~

Well logs are an important part of your recorded water right and State Statutes require that well drillers' supply logs on all wells, whether irrigation, domestic, drain or stock wells, to be filed in the Department of Reclamation. In view of the rapidly increasing demand for ground water, the lowering of the ground water level, and the creation of critical ground water areas, it is important that you, as owner, make sure a log on your well is filed in this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk
Enc.

30532

NAME OF APPLICANT Sal. Whitaker

Form No. 0

Township 13S., Range 26 E. B.M.
Cassia County, Idaho

4 3 2 1
40.18 40.13 40.09 40.04

3

2

1

Irrigation Well
Completed Jan. 1962

10

11

12

30532
DEC 31 1962
State Department of Agriculture

LEGAL NOTICES

67-130

NOTICE OF PROOF OF COMPLETION OF WORKS

and

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on the 9th day of June 1967, at Albion, County of Cassia, State of Idaho before Jay L. Nielsch, Notary Public, at Albion, Idaho, proof will be submitted of the completion of works for the diversion of $4\frac{1}{3}$ 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. C-30532, 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 Elwin Kay Harper, Malta, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.42 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 1.42 cubic feet per second.

4. The point of diversion of said water is 332 feet north of the SW corner of Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 1, T. 13 S., R. 26 E., B.M.

5. The place where said water is used is Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 1, T. 13 S., R. 26 E., B.M.

6. The date of priority which said user is prepared to establish is June 18, 1962.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Burley Herald-Bulletin May 8, 15, 22, 29, 1967.

69

30532

June 20, 1966

RE: Permit No. G-30532

Dale Whitaker
Malta, Idaho

Dear Mr. Whitaker:

Enclosed herewith are the forms you requested per telephone conversation of this morning.

Please refer to the above permit number for all future correspondence. If we can be of further assistance please feel free to contact this office.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Forms 36 and 11

30532