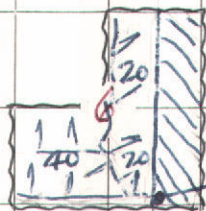


R-27E.

T.
14
S.

U.S. HWY. NO. 30 S.
70 MILES



20

60

80

Subdivisions

3

AREA

80 acres.

Allow

Q

1.6 or 80 inch.

60 acres of this is also covered
by 20839 for 1.0 yds from
the same well

**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 30 day of April, 1963, at Malta, County of Cassia, State of Idaho, before Gene Baxter, Notary Public, at Raft River Rural Electric office, proof will be submitted of the completion of works for the diversion of 0.6 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-29779, 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 D. Jay Harper, Malta, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.0 cubic feet per second.

3. The use to which said water has been applied is irrigation and stock water purposes, and the amount applied to beneficial use is 8 cubic feet per second.

4. The point of diversion of said water is E1/4NW1/4, SE1/4, Sec. 6 Twp. 14 S., Rge. 27 EBM.

5. The place where said water is used is NE1/4SW1/4, W1/2NW1/4, SE1/4, W1/2SW1/4NE1/4, Sec. 6, Twp. 14 S., Rge. 27 EBM.

6. The date of priority which said user is prepared to establish is June 6, 1961.

GEO. N. CARTER,

State Reclamation Engineer
Published in the Burley Herald-Bulletin on March 15, 22, 29 and April 5, 1963.

Affidavit of Publication.

The Herald-Bulletin

AFFIDAVIT OF PUBLICATION

MAY 13 1963

Department of Reclamation

STATE OF IDAHO

COUNTY OF CASSIA

SS.

Warren F. Mehrtens, first being duly sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published daily and has been continuously and uninterruptedly published in said county, not less frequently than once a day, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for four (4) consecutive weeks, commencing with the issue dated Mar 15, 1963, and ending with the issue dated 4/5, 1963.

Subscribed and sworn to before me this

day of

April, 1963.

MY COMMISSION EXPIRES

1-4-67

Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

29779

Application for Amendment

POINT OF DIVERSION

Permit No. G-29779

RECEIVED

MAY 28 1962

Department of Reclamation

Comes now D. Jay Harper and represent to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-29779.

That the point of diversion is described in said Permit as being located:

NE 1/4 SW 1/4 Sec. 6, Twp 14 S., Rge 27 E.B.M..

That he now requests that the point of diversion be changed to a point located: E 1/2 NW 1/4 SE 1/4, Sec 6, Twp 14 S., Rge 27 E.B.M.

That the reason for desiring to make such change is as follows:

I have purchased well license No. B-20839 and desire to deepen it to a depth of 300'

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Malta, Idaho, this 24 day of May, 1962.

D. Jay Harper

Date of Receipt at Department of Reclamation May 26, 1962

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. M. CARTER, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-29779. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

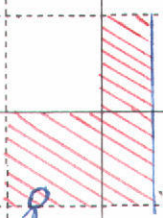
Recorded in Book 101 of
Permits, at Page 29779
May 29, 1962

Valpek W. Thomas
State Reclamation Engineer

29779

D. Jay Harper

Sec 6



Well

Twp 14S Range 27 E B.M.

Permit Map No. 29779
As Approved
GEO. N. CARTER
JUN 9 1961
State Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. G-29779 Amount 1.6 c.f.s.
Water District No. Priority June 6, 1961

THIS IS TO CERTIFY that D. JAY HARPER
of Malta, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 6, 1961; that Permit No. G-29779
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.6 second feet, was issued thereunder on November 13, 1963, showing that said works
were completed on the 30th day of April, 1963; and that on the 30th
day of April, 1963,
D. JAY HARPER

of Malta, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation & stock
water, under Use Permit No. G-29779 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7780, on the 13 day of November, 1963;
The right hereby confirmed dates from June 6, 1961;

The Point of Diversion is located
in the E 1/4 NW 1/4 SE 1/4, Sec. 6, Tp. 14 S., R. 27 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 1.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 S.	27 E	6	SW 1/4 NE 1/4	10	20
			NE 1/4 SW 1/4	40	40
			NW 1/4 SE 1/4	20	20
			Total number of acres to be irrigated:		80

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
13th day of November, 1963.

CARL E. TAPPAN
State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. G-28714

Amount 0.90 c.f.s.

Water District No.

Priority May 12, 1960

THIS IS TO CERTIFY that LOLA A. (B) POPE of Howe, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 12, 1960; that Permit No. G-28714 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.90 second feet, was issued thereunder on November 12, 1963, showing that said works were completed on the 12th day of April, 1962; and that on the 12th day of April, 1962,

LOLA A. (B) POPE of Howe, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of Subterranean flow, for the purpose of irrigation, under Use Permit No. G-28714 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 12 of Licenses at page 7779, on the 12 day of November, 1963; The right hereby confirmed dates from May 12, 1960;

The Point of Diversion is located in the NW 1/4 NW 1/4, Sec. 23, 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 needed and beneficially used for said purposes, and shall not exceed 0.90 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	23	NW 1/4 NW 1/4	40	25
			SW 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	40
			Total number of acres to be irrigated:		105

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 12 day of November, 1963.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

13-2527

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37790
Permit No. G- 29779
District No.

1. Name of Applicant: D. Jay Harper
Postoffice address: Malta County: Cassia State: Idaho
2. Quantity of water claimed: 1.6 second feet (80 miners 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 SW 1/4 of Section 6
Twp. 14 S , Rge. 27 E , B.M., County of Cassia
5. Water is to be used for: Irrigation and stock water
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 and electric pump
8. Estimated cost of works: \$ 6,000.00
9. (a) Is reservoir to be used?
(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:
34 miners inches of 1871 water. 26 inches of 1879 water
 - (a) 1.6 (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.

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	
14 S	27 E	6	20		40	20	80
Application for Amendment POINT OF DIVERSION Permit No. G-29779 Comes now D. JAY HARPER and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-29779 That the point of diversion is described in said permit as being located: NE 1/4 SW 1/4, Sec. 6, Twp. 14 S., Rge. 27 E., B. M. That he now requests that the point of diversion be changed to a point located: E 1/2 NW 1/4 SE 1/4, Sec. 6, Twp. 14 S., Rge. 27 E., B. M. That the reason for desiring to make such change is as follows: I have purchased well license No. G-20839 and desire to deepen it to a depth of 300'. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. Signed at Malta, Idaho, this 24th day of May, 1962. s/ D. JAY HARPER Date of Receipt at Department of Reclamation: May 28, 1962 APPROVAL OF STATE RECLAMATION ENGINEER I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho G-29779. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby. s/ RALPH W. THOMAS Deputy State Reclamation Engineer Recorded May 29, 1962							

Permit No. G-29779 ✓
 CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that D. JAY HARPER of Malta, County of Cassia, and State of Idaho, the holder of Permit No. G-29779, issued upon Application No. G-37790, bearing date of priority of June 6, 1961, authorizing the diversion of 1.6 second feet of waters of a well, County of Cassia, State of Idaho, for irrigation and stock water 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 1.6 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T. 14 S., R. 27 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described, as follows, to-wit:

80 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T. 14 S., R. 27 E., B. M.

Witness my hand this 13th day of November, A. D. 1963.

s/ CARL E. TAPPAN
 State Reclamation Engineer

Proof of Completion of Works Made: April 30, 1963

LICENCE ISSUED FOR 1.6 SEC. FT.
Page 7780

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-29779

REPORT ON PROOF OF Completion of Works & Beneficial Use

D. Jay Harper. Malta, Idaho

R-27E.

T.
14
S.

U.S. HWY. NO. 30 S.
70 MILES



20
60
80

Subdivisions

3

AREA

80 acres.

Allow

Q

1.6 or 80 inch.

60 acres of this is also covered
by 20839 for 1.0 ft. from
the same well

June 6, 1966

RE: Permit No. 29779

Mr. D. Jay Harper
Malta, Idaho

Dear Mr. Harper:

Enclosed is departmental receipt No. G-10400 in the amount of \$1.00 which covers the fee for copies of Permit No. 29779 which was mailed to you May 27, 1966.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw
Encl: Receipt

29779

May 27, 1966

Re: Permit Nos. G-29779
and G-29780

Mr. D. Jay Harper,
Malta, Idaho.

Dear Mr. Harper:

Receipt is hereby acknowledged of your letter of
May 26, 1966.

We find that on November 13, 1963, our department
forwarded the Certificates of Completion of Works and Licenses
for the above referenced permits to you at Malta, Idaho. We
are enclosing the copies of the licenses as requested. A fee
of \$.50 per copy is required, therefore, your total remittance
should be \$1.00.

Please contact us if we can be of further assistance.

Very truly yours,

DONALD W. McELDOWNNEY
State Water Rights Clerk

Encl. - Copies of License
DWMc:pak

29779

RECEIVED

MAY 26 1966

Malta, Idaho

Department of Reclamation

May 24, 1966

Department of Reclamation
State House R
Boise, Idaho

Dear Sirs;

I am writing concerning my two wells, Permits Nos G-29779 and G-29780. I in 1963 ~~to have completed~~ I did the work for final proof of these works, but I can't find any license or information from your office indicating it has been completed. I have probably mis-placed them. Would you send me new ones or let me know what has to be done to obtain them?

Thank you
D. Jay Harper
Malta, Idaho

29779

November 13, 1963

Re: Permit No. G-29779; G-29980
D. Jay Harper

D. Jay Harper
Malta, Idaho

Dear Sir:

Enclosed are Certificates of Completion of Works and Licenses
and Certificates of Water Right on the above numbered permits.

Also enclosed is departmental receipt No.G-8366, covering fees
on the permits.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

ERR:ew

Enc. certificates (4)
receipt

29779

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho

June 25, 1963

Re: Permit No. G-29779

D. Jay Harper
Malta, Idaho

Dear Mr. Harper:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29779 shows the well is (~~xxx~~) capable of conveying 80 miner's inches, or 1.6 c.f.s. of water for the irrigation of 80 acres.

Upon receipt of the statutory fees, totaling \$ 11.00, which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 6.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of June 6, 1961 to the use of 1.6 second feet of subterranean water with the point of diversion in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6 for stock water and irrigation of 80 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, T. 14 S., R. 27 E., B.M.

Very truly yours,

CARL E. TAPPAN
Acting State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

29779

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-29779

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

1. Name of applicant D. Jay Harper

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 6

T. 14 S R. 27 E.B.M. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: 40 HP U.S. Halls shaft
Motor #1272769, Layne-Boston Pump # D60211 (1358 GPM @ 95' @ 2000)
115' x 8" column. 8" discharge into concrete spill box to open ditch
Well 300' x 16" to 12" (Casing - 85' x 16" - 100' x 14" - 120' x 12" h. 20'-25' Reported.

5. Water is used for: irrigation and stock water

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):

20 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 20 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6., all in
Twp. 14 S., Rge. 27 E.B.M. Making a total of 80 acres.

(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. D. Jay Harper along

Measured by Sparking Meter. 5 Rev. 3 min. - 27 sec. = 242 x .985 = 2.38 cfs.

This examination was made on the 20th day of June, 19 63

(Signed) L. J. Johnson

Examiner.

29779

Examination for Completion of Works & Beneficial Use

County Cassia Sec. 6 T14S R. 27 EW
Quantity: 1.6 c.f.s.

Source: *Well*

P.D.: NE.SW., Sec. 6, T. 14S. - R. 27E. 6M

Use: Irrigation & stock water

Filed: June 6, 1961

Due: June 9, 1966

Extension: _____

Protest:

Completion of Works: —

Other Rights: 34^A-1871;
26^A-1879

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
JUN 25 1963

Department of Reclamation

29779

1M April 1962

May 13, 1963

Re: Permit No.

S. 0-29779 & 0-29780

D. Jay Harper
Malta, Idaho

Dear Mr. Harper:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Harold Bulletin, all submitted in proof of completion of works and beneficial use on Permit No. S. 0-29779 & 0-29780.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours ,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

29779

MAY 1961

2028

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5m

6m

7m

8m

9m

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11m

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499m

500m

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

Ans. none

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

Ans. 120 miners inches

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. _____

May 1962 by pump of 150 inches for
Irrigation of Grain & Hay. I am applying for
an additional 6 c.f.s. There is already 1.00 c.f.s. licensed under
another permit

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. _____

There is already 1.00 c.f.s. of water
licensed under license no. 20839. I bought this
well and have transferred water rights to my
land described above.

(Sign) _____

D. Jay 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 Malta County of Cassia

State of Idaho, on this 10th day of April, A. D. 1962

Gene Baxter

My commission expires March 18, 1967

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-29779

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:

Ray E. Fanks 28, Malta, Idaho, Farmer
Malta, Idaho.

Ques. 2. Are you acquainted with Jay Harper, the holder of
Permit No. G-29779? How long have you known him and where does he reside:

8 yrs Malta, Idaho.

Ques. 3. Have you read or heard said Permit No. G-29779 read, and are you familiar
with its provisions and conditions: Yes: ☒ No: ☐

Ques. 4. State source of water supply: pump well
E 2 NW 3 E.

2 State place of diversion: NE 1/4 of Sec 6 Sec. 6 Twp 14S Rge 27E

Describe works for conveying water to place of use: ditches

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 3 cfs. How much water have you seen being so
conveyed: 3

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

NE 1/4 Sec 6, Twp 14S Rge 27E 40 ac.
W 1/4 NW 1/4 SE 1/4 Sec 6 Twp 14S Rge 27E BM 200
W 1/4 S 1/4 NE 1/4 Sec 6 Twp 14S Rge 27E 20 ac.

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

irrigation

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:

level good Feb crop use

1 in. per acre

Ques. 9. Have you any 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: 1962

Other times you have seen such use: _____

(Signed)

Larry E. Fawcett

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 Malta

_____, County of Cassia, State of Idaho, on this 30th day of April,
A. D., 1963.

Gene Baxter

Notary Public for State of Idaho

Residing: Malta, Idaho

My commission expires: March 18, 1968

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-29779

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:

Leo W. Beyler, 68, Malta, Retired Farmer,
Malta, Idaho Box 102

Ques. 2. Are you acquainted with D. Jay Harper, the holder of
Permit No. G-29779? How long have you known him and where does he reside:

26 years, Malta Idaho

Ques. 3. Have you read or heard said Permit No. G-29779 ~~read~~, and are you familiar
with its provisions and conditions: Yes: ✓ No:

Ques. 4. State source of water supply: Subterranean
E 2 NW 1/4

State place of diversion: ~~NE 1/4~~ Sec. 6 Twp 14 S. Rge 27 E B. M.

Describe works for conveying water to place of use: pump & ditches

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 150 inches How much water have you seen being so
conveyed: 150 inches

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

NE 1/4, SW 1/4, Sec 6, Twp 14 S. Rge 27 E B. M. 40 acres
W 1/2, NW 1/4, SE 1/4 Sec. 6 Twp 14 S. Rge 27 E B. M. 20 acres
W 1/2, SW 1/4, NE 1/4 Sec 6 Twp 14 S. Rge 27 E B. M. 20 acres

Ques. 7. If for power or other purposes than irrigation, state how water has been 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:

Good farm ground, level and will need
over 100 inches of water for good irrigation

Ques. 9. Have you any 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: several times since

(Signed)

Leo W. Beyler

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 Malta

Malta, County of Cassia, State of Idaho, on this 30th day of April,
A. D., 1962.

Gene Baxter

Notary Public for State of Idaho

Residing: Malta, Idaho

My commission expires: March 18, 1967

**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 30 day of April 1983, at Malta, County of Cassia, State of Idaho, before Gene Baxter, Notary Public at Raft River Rural Electric office, proof will be submitted of the completion of works for the diversion of 0.6 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. 03-29779, 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 D. Ray Harner, Malta, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.0 cubic feet per second.

3. The use to which said water has been applied is irrigation and stock water purposes, and the amount applied to beneficial use is 2 cubic feet per second.

4. The point of diversion of said water is E1/4 NW1/4 Sec. 6, Twp. 14 S., Rge. 27 E.B.M.

5. The place where said water is used is NE1/4 SW1/4 NW1/4 Sec. 14 S., Rge. 27 E.B.M.

6. The date of priority which said user is prepared to establish is June 6, 1961.

GEO. N. CARTER,
State Reclamation Engineer
Published in the Burley Herald-Bulletin on March 15, 22, 29 and April 5, 1983.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

COUNTY OF CASSIA

SS.

Harner F. McIntens, first being duly sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published daily and has been continuously and uninterruptedly published in said county, not less frequently than once a day, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for four (4) consecutive weeks, commencing with the issue dated Mar 15, 1983 and ending with the issue dated 15, 1983

Subscribed and sworn to before me this 15 day of April, 1983.

Maureen A. Buxton
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

1-4-67

29779

May 6, 1963

Re: Permit Nos. G-29780
and G-29779

Mr. D. Jay Harper,
Malta, Idaho.

Dear Mr. Harper:

We received the depositions in regard to proofs of use of water under the noted permits.

Under Permit No. G-29779, you show the point of diversion as in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, however, our record of the permit shows you amended the point of diversion to E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, Twp. 14 S., Rge. 27 E.

Returned herewith are the two statements from the Herald-Bulletin. We need the Affidavit of Publication, which the paper will give you when you pay the bill.

Kindly advise concerning the point of diversion noted above enclosing two Affidavits of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

RALPH W. THOMAS, Deputy
State Reclamation Engineer

Encl. 2 Statements from
Herald-Bulletin
RWT:ew

29779

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 30 day of April, 1963, at Malta, County of Cassia, State of Idaho, before Gene Baxter, Notary Public, at Raft River Rural Electric office, proof will be submitted of the completion of works for the diversion of 0.6 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-20770~~, 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 D. Jay Harper, Malta, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.0 cubic feet per second.

3. The use to which said water has been applied is irrigation and stock water purposes, and the amount applied to beneficial use is 8 cubic feet per second.

4. The point of diversion of said water is E $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 6, Twp. 14 S., Rge. 27 E.B.M.

5. The place where said water is used is NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ -SE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, Twp. 14 S., Rge. 27 E.B.M.

6. The date of priority which said user is prepared to establish is June 6, 1961.

GEO. N. CARTER,

State Reclamation Engineer

Published in the Burley Herald-Bulletin on March 15, 22, 29 and April 5, 1963. 20779

March 13, 1963

Re: Permit No. G-29779

Mr. D. Jay 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-29779. The proofs are to be made at 9:00 o'clock A.M., on the 30th day of April, 1963, before Gene Hexter, Raft River Rural Electric Office, Malta, Idaho, Notary Public.

As of this date we have mailed the Notice to the Herald Bulletin Burley, Idaho, 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,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

29779

1200
6-28-61

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-29779
D. Jay Harper

Date: March 13, 1963

Herald Bulletin,
Burley, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **April 30, 1963** the date set for proof; the expense of the publication is to be paid by the applicant

D. Jay Harper

of

Malta, Idaho

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

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

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

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

Encl.

29779

MAR 12 1963

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

Department of Reclamation

Notice is hereby given that at 9:00 A. M., on the 30 day of April 1963, at Malta, County of Cassia, State of Idaho, before Gene Baxter, Notary Public, at (address) Reft River Rural Electric office, proof will be submitted of the completion of works for the diversion of 9.6 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-29779, 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 D. Jay Harper Malta, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.0 cubic feet per second.

3. The use to which said water has been applied is Irrigation and stock water purposes, and the amount applied to beneficial use is .8 cubic feet per second.

4. The point of diversion of said water is E 1/2 NW 1/4 SE 1/4 Sec 6, Twp 14 S., Rge 27 E.B.M.

5. The place where said water is used is NE 1/4 SW 1/4, W 1/2 NW 1/4 SE 1/4, W 1/2 SW 1/4 NE 1/4, Section 6, Twp 14 S., Rge 27 E.B.M.

6. The date of priority which said user is prepared to establish is June 6, 1961

Geo. H. Carter

State Reclamation Engineer

29779

RT

Malta, Idaho
March 11/1963

Dear Sirs -

On the proof of works of Permit No. G-29779 there is an "Amendment to point of Diversion", and also a "transfer of Water Right" from Leno Ellison that should be recorded in your office.

I would like you to check the maximum allowable amount of water I can license under this permit. In your letter of last May 23, 1962 you informed me this would be .8 c.f.s. But I already have 1.0 c.f.s. licensed to my 80 acres.

I have filled the blanks with pencil so if it needs changed would you please change it to (.6 c.f.s.)?

Thank you
D. Jay Harper

RECEIVED
MAR 18 1963

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 2, 1963
(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

The Herald-Bulletin of Burley, Idaho published in
Cassia Co.
the county in which the works are situated.

D. Jay 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.

29779

May 29, 1962

Re: Permit No. G-29779

D. Jay Harper
Malta, Idaho

Dear Mr. Harper:

We enclose Application for Amendment to the point of diversion on the above numbered permit, which has been recorded in this office.

Also enclosed is departmental receipt No. G-6996 in the amount of \$1.00, covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. amendment
receipt

29779

Application for Amendment

POINT OF DIVERSION

Permit No. G-29779

RECEIVED

MAY 28 1962

Department of Reclamation

Comes now D. Jay Harper and represent to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-29779.

That the point of diversion is described in said Permit as being located:

NE 1/4 SW 1/4 Sec. 6, Twp 14 S., R. 27 E.B.M.

That he now requests that the point of diversion be changed to a point located: E 1/2 NW 1/4 SE 1/4, Sec. 6, Twp 14 S., R. 27 E.B.M.

That the reason for desiring to make such change is as follows:

I have purchased well license No. B-20839 and desire to deepen it to a depth of 300'

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Malta, Idaho, this 24 day of May, 1962.

D. Jay Harper

Date of Receipt at Department of Reclamation May 28, 1962

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. M. CARTER, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-29779. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 104 of
Permits, at Page 29779
May 29, 1962

Ralph W. Thomas
State Reclamation Engineer

Cash Enc. \$1.00 *M. H. Harper*
May 5, 1962

Dear Sirs;

Enclosed is the \$1.00 I forgot to
send with the application of amendment
I sent to your office yesterday.

RECEIVED

MAY 28 1962

Department of Reclamation

Thank you

Jay Harper

29779

May 23, 1962

Re: Permit No. G-29779

D. Jay Harper
Malta, Idaho

Dear Mr. Harper:

Returned herewith is your Permit which you sent with your letter of May 21st. Also enclosed is a form to amend the point of diversion.

You may amend the point of diversion for Permit No. G-29779 from NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6 to E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, the location of the wall under License No. 20839. The maximum allowable in the license under this permit would be 0.8 c.f.s. unless you also amended the land to include extra land without a full water right. This procedure is easier than filing an application for a new permit.

We can send you the form for a new application and a form to relinquish Permit No. G-29779, if you would prefer.

Return the completed amendment to the point of diversion with the \$1.00 fee for recording or request the other forms.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. permit
amendment form

29779

Malta, Idaho
May 21, 1962

RECEIVED
MAY 23 1962

Department of Reclamation

State Reclamation Department
Bosco, Idaho

Dear Sirs;

I recieved your letter of May 18 and the transfer of Water Right No. 986. Enclosed is a permit to drill a 300' well which I recieved last June 1961. I would like to cancell~~le~~ this permit.

I would like to increase the depth of the well I bought from Lano Elison, Licence no. 20839 to 300' and the amount of water to 80 miners inches. Would you advise me how to do this and send the proper papers to fill out.

Thank you

L. Jay Harper

June 16, 1961

Re: Permit Nos. G-29779
G-29780

Mr. D. Jay Harper,
Malta, Idaho.

Dear Mr. Harper:

We enclose Permit Nos. G-29779 and G-29780, 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-6009 which was issued covering payment in the amount of \$10.75 for the filing fee of the above mentioned permits.

In connection with Permit No. G-29780, you will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(MRS.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

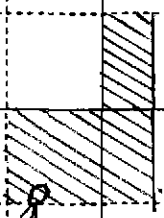
29779

NAME OF APPLICANT

D. Jay Harper

Form No. 0

Sec 6



Well

Twp 14S Range 27 E B.M.

Permit Map No. 229779

As Approved

GEO. N. CARTER

JUN 9 1961

Registration Engineer