

Range 25E

24

70 CFS

Q measured 70 CFS

Q recommended 70 CFS

Volume 160 AF/Season

Acreage

Found 40

recommended 40

Subdv. 2

Amendments

☐ None

☐ P.D.

☐ Place of use

☐

Township 19S

Permit No. G-31650/36-2585 36

Name of Applicant Melvin J. Crosby, Box 41, Rupert, Idaho

Source of Water Subterranean

a tributary of _____

Location of P.D. NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, T. 7S, R. 25E.B.M., Minidoka

County _____

Water is used for Irrigation

Quantity of water claimed: Permit 0.9 c.f.s. Depositions .9 c.f.s.

Type of measuring device installed or method of measurement and general description of diversion works Weir - with 6" well pipe; 40 hp elect. motor, 12" well casing, 380' depth, submersible pump a measuring device is not required

Land to be irrigated or place of use:			
TWP.	RGE.	SEC.	Description
7S	25E	27	N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$
			See description on plat form

Total acreage 45

Filed: January 10, 1964 Due: January 17, 1969

Made April 14, 1969 Priority: April 8, 1964

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

None

RECEIVED

MAY 23 1969

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
STATE OF IDAHO,) ss.

Ruth DeThomas, being first

duly sworn, deposes and says that he is the

Editor

of The Minidoka County News, a weekly newspaper published at Rupert, 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 The Minidoka County News

for two consecutive weeks, commencing

with the issue dated May 13, 1969, and

ending with the issue dated May 20, 1969.

Ruth DeThomas

Subscribed and sworn to before me this

20th day of May, 1969

Jern Hunter Notary Public

Cost of Publication _____

Notary Fee _____

Total Cost _____

Department of Reclamation

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Melvin J. Crosby, Box 41, Rupert, Idaho, has received an approved permit No. G-31650 to divert .9 cubic feet per second of water from a subterranean source. The priority to be established under this permit is April 8, 1964. Water will be diverted by well and submersible pump within the NW1/4SW1/4, Sec. 27, T. 7 S., R. 25 E., B. M. Minidoka County and is to be used for irrigation in the N1/2 SW1/4, SW1/4SW1/4, Sec. 27, T. 7 S., R. 25 E., B. M.

Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

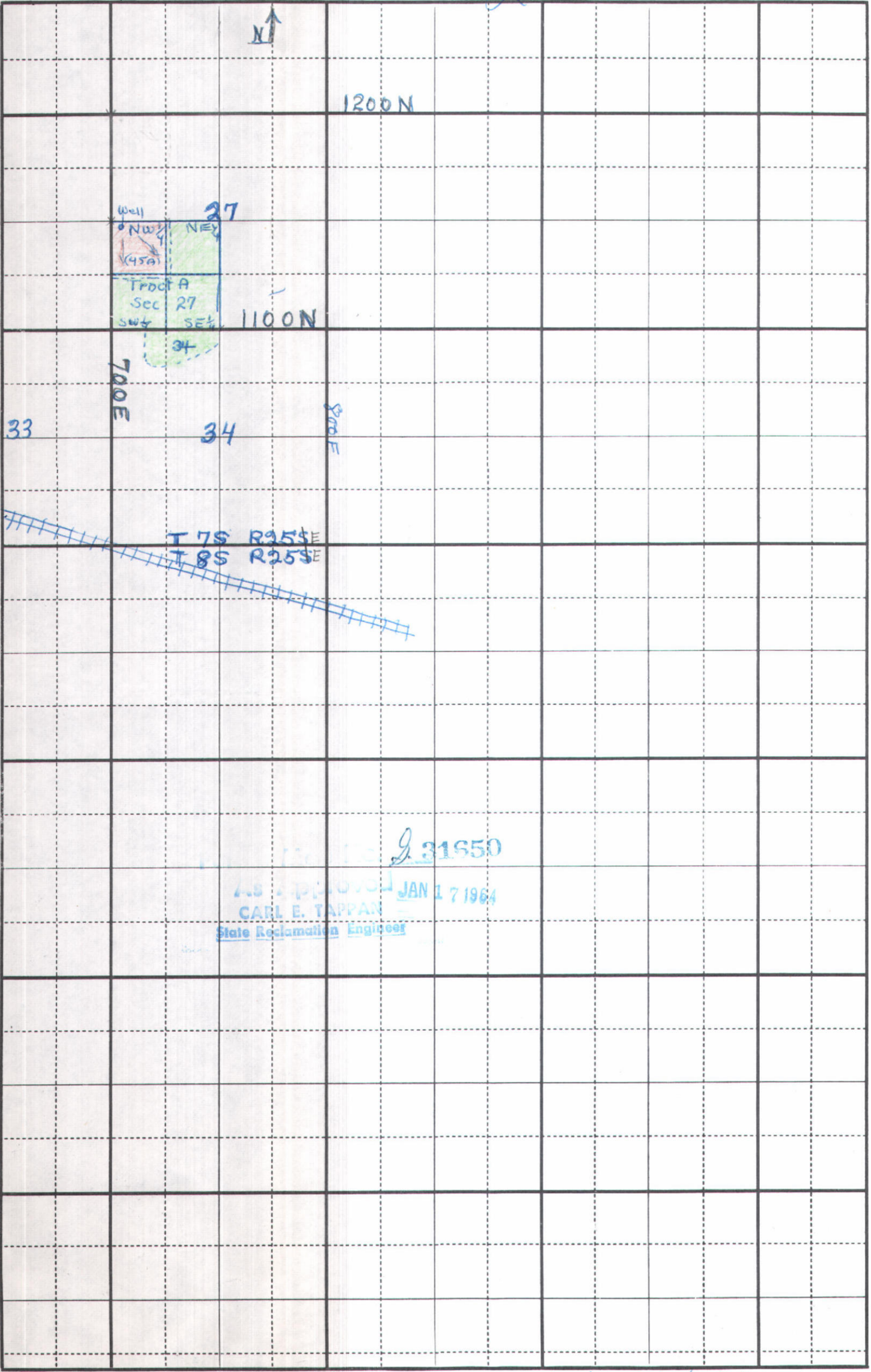
R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Minidoka County News, Rupert, Idaho on May 13 and May 20, 1969
No. 580

31650

NAME OF APPLICANT Malvin J Crosby

Form No. 0



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

New land to be irrigated
land under irrigation
31650

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31650/36-2585 Priority April 7, 1964 Amount 0.78 cfs
(late proof)

THIS IS TO CERTIFY, that Melvin J. Crosby
of Rupert, Idaho, has complied with the terms and conditions of Permit
No. 31650/36-2585 issued pursuant to Application for Permit dated January 10, 1964,
and has submitted proof to the Department of Water Administration on April 14, 1969,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.78 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 0.78 cfs for irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 0.78 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27, Twp. 7 S, Rge. 25 E, B. M.

in the county of Minidoka; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 160 acre feet per year or
4.0 acre feet per acre.

Description and location of place of use:

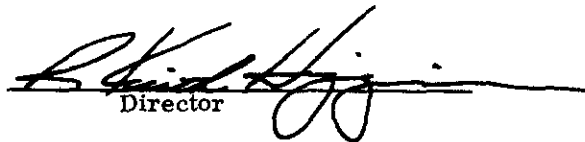
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7 S	25 E	27										21	19						40

Total number of acres irrigated 40

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 23 day of

March, 19 72.


Director

36 2585

APPLICATION FOR PERMIT *36-2585* To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 39763
Permit No. G- 31650
District No.

F.H.A.

1. Name of Applicant: **Melvin J. Crosby**
Postoffice address: **Box 41**
Rupert County: **Minidoka** State: **Idaho**
2. Quantity of water claimed: **45 in. or 0.9 cfs**
(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 **NW 1/4 of the SW 1/4 of Section 27**
Twp. 7 S , Rge. 25 E , B.M., County of Minidoka
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 8" casing submersible pump**
8. Estimated cost of works: **\$ 6500.00**
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: **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) **0.9** (cubic feet per second, ~~inches or gallons per minute~~) is for new lands.

LAPSED

Remarks: Farm Unit A Tract A

Mortgaged to F. H. G. 4-22-64 letter)

Applicant.

Agent.

Returned to applicant for correction:

Corrected application received:

~~LAPSED~~

Recorded in Book 111 Page 31650 Approved January 17, 1964

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

One-fifth of the work above specified to be completed on or before **July 17, 1966**

Witness my hand this 17th day of January, 1964

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 17th
day of January, 19 64.

STATE OF IDAHO

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLLIE
Governor

12.

LICENSE ISSUED FOR 0.78 SEC. FT.
LICENSE PAGE NO. _____.

**THIS
RIGHT HAS BEEN
DECREED IN THE
SRBA**

March 27, 1972

Re: Permit No. 31650/36-2585

Mr. Melvin J. Crosby
Route # 3
Rupert, Idaho 83350

Dear Mr. Crosby:

Enclosed herewith is your Water License issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: License

36 2585

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

March 8, 1972

FILE COPY

Mr. Melvin J. Crosby
Route # 3
Rupert, Idaho 83350

Dear Mr. Crosby:

A representative of this department has made an examination of the works covered by your Permit No. 31650/36-2585 and has found the following:

Quantity of water diverted: 0.78 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.78 cfs

The maximum quantity diverted shall not exceed 160 acre feet per season.

Beneficial Use: Irrigation of 40 acres within the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 27,
Twp. 7 S, Rge. 25 E, B.M.

Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 27

The priority date established is : April 7, 1964

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

36 2585

Range 25E

21

19

Q measured 78 CFS

Q recommended 78 CFS

Volume 160 AF/Season

Acreage

Found 40

recommended 40

Subdv. 2

Amendments

☐ None

☐ P.D.

☐ Place of use

☐

Township 4S

Permit No. G-31650/36-2585 36

Name of Applicant Melvin J. Crosby, Box 41, Rupert, Idaho

Source of Water Subterranean

a tributary of _____

Location of P.D. NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, T. 7S, R. 25E.B.M., Minidoka

County _____

Water is used for Irrigation

Quantity of water claimed: Permit 0.9 c.f.s. Depositions 0.9 c.f.s.

Type of measuring device installed or method of measurement and general description of diversion works Weir - with 6" well pipe; 40 hp elect. motor, 12" well casing, 380' depth, submersible pump a measuring device is not required

Land to be irrigated or place of use:				Description
TWP.	RGE.	SEC.		
7S	25E	27	N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$	
			See description on plat form -	

Total acreage 45

Filed: January 10, 1964 Due: January 17, 1969

Made April 14, 1969 Priority: April 8, 1964

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

None

Source of supply Ground water
a tributary of _____
Location of P.D.(s) NW SW Sec 27 T 7S. R 25E.

Water is used for Irrigation
Quantity of water found _____
How was the measurement made? co-ordinate method
Measurement calculations _____

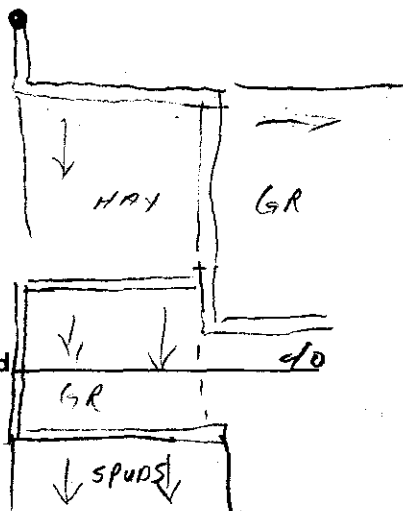
Watch feel 12" in 12" from 6" discharge
3536A1

6' x 2' Diversion works description and diagram

U.S. motor Halls shaft 20HP
Ser. no. 3629419 Berkeley pump
model 10KIH ser. no. C7791
6" discharge 6' to an open cement
ditch.

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated



2852
If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination?

Melvin Crosby

Recommended allowance for licensing _____

Description of required amendments. Comments. Cement ditches are
necessary to keep dirt ditches from
washing out as the water travels downhill
to the stream.

Same as B water district water.
Well is on Mr. Crosby's land and after 20 years
the well is Mr. Crosby's. Depth of well
is approx 120 inches (Bureau of Reclamation)

Report checked? _____

Examination date Aug 18, 1970

Signature William Schmitz

WJS
9-11-70

RECEIVED

MAY 23 1969

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
STATE OF IDAHO,) ss.

Ruth DeThomas, being first
duly sworn, deposes and says that she is the
Editor of The Minidoka County
News, a weekly newspaper published at Rupert,
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 The Minidoka County News
for two consecutive weeks, commencing
with the issue dated May 13, 1969, and
ending with the issue dated May 20, 1969.

Subscribed and sworn to before me this

20th day of May, 1969

John Hunter Notary Public

Cost of Publication _____

Notary Fee _____

Total Cost _____

Department of Reclamation

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that
Melvin J. Higgins, of Ru-
pert, Idaho, has applied for
protection of his right to
divert 1.5 cubic feet per second
of water from a stream
source in the project
established under the Act of
April 8, 1916, Water
diverted by siphon and
pump within the project
Sec. 27, 1.5 CFS
Minidoka County
used for irrigation
SW1/4, SW1/4, 43N
T. 7 S., R. 25 E., S. 10

Any person who
testifies to the fact
with the Department of
Reclamation within ten days
of the last date of publication
of this notice.

R. KEITH HIGGINS
State Reclamation
Engineer
Published in the
County News, Rupert,
May 13 and May 20, 1969
No. 580

21050

Identification No. _____

Permit No. G-31650

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

APR 15 1969

Department of Reclamation

1. a) Name of Permit Holder Melvin J. Crosby
b) Post Office Address R oute #3, Rupert, Idaho
2. Permit Number G-31650
3. Date of Priority that you are prepared to establish 1964
4. a) Source from which water was appropriated Deep well
b) Location of the point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27
Township 7 So., Range 25 E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount .9 CFS for irrigation purposes from May to Nov. incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated .9 CFS cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: well driller
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: None
b) Describe the agreement or understanding by which you take water from the works: None
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 40 HP Electric Motor
12" well casing, 380 ft. depth, pumpint level 330 ft.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Weir - with 6" well pipe.
c) Give well drillers name and address and date the well was completed Ray Commons, Sr., Rupert, Idaho. Well was completed May, 1964.

31650

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use None

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

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	
T-7-S	25E	27											3	40	2				45

Total number of acres irrigated 45

10. Remarks:

The above information is a true statement of the extent to which the above numbered permit has been developed:

April 11, 1969 (Date) Melvin G. Crosby (Signature)

State of Idaho ss.
County of Minidoka

On this 11 day of April, 1969, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Lynn D. Parnell
Notary Public residing at Burport Idaho

My commission expires 1-15-73

May 28, 1969

Re: Permit No. G-31650

Melvin J. Crosby
Route # 3
Rupert, Idaho 83350

Dear Mr. Crosby:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Before a license 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 examiner will try to contact you at the time he makes the examination. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:CSA:DR

31650
exam
typed

May 5, 1969

Re: Permit No. G-31650

Melvin J. Crosby
Route # 3
Rupert, Idaho 83350

Dear Mr. Crosby:

Enclosed please find an ORDER OF REINSTATEMENT reinstating your permit no. G-31650.

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit G-31650.

Before a license can be issued you must submit an affidavit of publication to this department. The affidavit of publication may be obtained from the Minidoka County News, Rupert, Idaho upon payment of the bill of publication.

Prior to the issuance of the license a field examination must also be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than yourself should be contacted by the examiner, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR
Enc: Order
Copy of letter to newspaper

*exam
typed
H. 31650*

FORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF REINSTATEMENT OF PERMIT NO.)

G-31650 in the name of MELVIN J. CROSBY

ORDER OF REINSTATEMENT

WHEREAS, Melvin J. Crosby applied to the Department of Reclamation on January 10, 1964, for a permit to appropriate the public waters of the State of Idaho, proposing the diversion of 0.9 cubic feet per second of the waters of a ground water source for use in Sec. 27, T. 7 S, R. 25 E, B.M., Minidoka County, Idaho; and,

WHEREAS, on January 17, 1964, Permit G-31650 was approved with the condition that the work was to be completed and proof that the water had been applied to beneficial use be submitted on or before January 17, 1969; and,

WHEREAS, on November 6, 1968, the Department of Reclamation forwarded to the permit holder by certified mail an order modifying the requirements for completion of Permit G-31650 as adopted under the Rules of Practice and Procedures on August 1, 1968, notifying the permit holder that he was required to submit proof of the application of the water to beneficial use and was instructed as to the steps to be taken to make that proof; and,

WHEREAS, on January 31, 1969, the permit holder was notified by the Department of Reclamation that the permit had lapsed as proof was not received on or before the required date; and,

WHEREAS, on February 25, 1969, the Department of Reclamation received notification from the permit holder that he intended to submit proof of application of the water to beneficial use; and,

WHEREAS, on April 14, 1969, the Department of Reclamation received the required proof of beneficial use of the water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of lapsing; and,

WHEREAS, submission of an affidavit of proof of beneficial use is considered as a reasonable showing as to why the permit should be reinstated;

THEREFORE, IT IS HEREBY ORDERED that Permit G-31650 be REINSTATED and the priority reduced to April 8, 1964.

Dated this 2nd day of May, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

May 5, 1969

Re: Permit No. G-31650
Melvin J. Crosby

Minidoka County News
Rupert,
Idaho 83350

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

The expense of the publication is to be paid by Melvin J.

Crosby, Route # 3, Rupert, Idaho 83350,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Legal notice
cc: Melvin J. Crosby

NOTE: The permit holder is required to obtain an affidavit of publication from the above referenced newspaper and to submit it to the Department at once.

31650

RECEIVED

APR 14 1969

NOTICE OF APPROVED APPLICATION FOR WATER

Department of Reclamation

Notice is hereby given that Malvin J. Crosby, Box 41, Rupert, Idaho

has received an approved permit No. G-31650 to divert Acres
.9 cubic feet per second Acres/foot of water from
a subterranean source

The priority to be established
under this permit is January 10, 1964.

Water will be diverted by well and submersible pump
within the NW1/4, Sec. 27,
T. 7 S., R. 25 E., B. M., Minidoka County

and is to be used for irrigation
in the NW1/4, SW1/4, Sec. 27, T. 7 S., R. 25 E., B. M.

Any protests against the intent of the permit must be filed with the
Department of Reclamation within ten days from the last date of publication
of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Minidoka County News, Rupert, Idaho
on May 15 and May 22, 1969.

State Reclamation Engineer:

Permit No. G-31650

You are hereby authorized to have the attached notice published at my expense
in the Minidoka County News of Rupert, Idaho;
published in the county in which the works are situated.

Malvin J. Crosby
(signature)

Route 3 Rupert Idaho
(address)

April 16, 1969
(date)

31650

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

RECEIVED

APR 14 1969

April 4, 1969

Department of Reclamation

Re: Permit No. G-31650

Melvin J. Crosby
Box 41, Route 3,
Rupert, Idaho

Dear Mr. Crosby:

Please find enclosed a copy of the DENIED extension of time. Further investigation of the Idaho Statutes has revealed that in order for the Department to approve an extension of time, the request must be received prior to the date for making proof of beneficial use of the water.

We will, however, reinstate your permit when you submit to the Department proof of the application of the water to beneficial use. We have enclosed forms for your use in this matter and wish to advise you that these must be returned to the Department as soon as possible, perhaps within ten days.

Very truly yours,

A handwritten signature in black ink, appearing to read "Donald W. McEldowney".

Donald W. McEldowney
Appropriation Examiner

DWM:TG

Enc: extension
proof forms
advertising package

31650

April 4, 1969

Re: Permit No. G-31650

Melvin J. Crosby
Box 41, Route 3,
Rupert, Idaho

Dear Mr. Crosby:

Please find enclosed a copy of the DENIED extension of time. Further investigation of the Idaho Statutes has revealed that in order for the Department to approve an extension of time, the request must be received prior to the date for making proof of beneficial use of the water.

We will, however, reinstate your permit when you submit to the Department proof of the application of the water to beneficial use. We have enclosed forms for your use in this matter and wish to advise you that these must be returned to the Department as soon as possible, perhaps within ten days.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

Enc: extension
proof forms
advertising package

31650

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

19 1969

APPLICATION FOR EXTENSION OF TIME

Department of Reclamation

State of Idaho)
County of Minidoka)

Permit No. G-31650

Melvin J. Crosby of Route #3, Rupert, Idaho 83350
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Waters of the State of Idaho No. G-31650.

That under the terms and conditions of said permit, work thereunder was required to be completed by Jan. 31,, 19 69.

That he has heretofore performed the following work described under said permit:

Drilled 12" Irrigation well. put on 40 H.P. Electric Motor
and irrigated approximately 40 acres for the years 1964, 1965, 1966, 1967 & 1968.

Costing \$ 6,400.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

Neglected to make application because of heavy work load in farming operation.

WHEREFORE, he asks that the State Reclamation Engineer extend the time for the completion of obligations under said permit to August 15,, 19 69.

Melvin J. Crosby
(signature) Melvin J. Crosby

Subscribed and sworn to before me this 11th day of March, 1969.

Lynn N. Bradshaw
(notary public) Lynn N. Bradshaw
Rupert, Idaho

My commission expires 1-15-73.

Date of receipt at office of Department of Reclamation

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby deny the above application for extension of time for Permit No. G-31650.

Witness my hand this 4th day of April, 19 69.

R. Keith Higginson
State Reclamation Engineer

* If other than the holder, Power of Attorney must be supplied.

31650

March 6, 1969

Re: Lapsed Permit No. G-31650

Mr. Melvin J. Crosby
Box 41, Route #3
Rupert, Idaho 83350

Dear Mr. Crosby:

We are in receipt of your letter of February 3, 1969 referencing the above permit. Please be advised that you have the right to request a reinstatement of the permit within 60 days of the date of the notice of lapsing. This date would be 60 days from January 31, 1969 as referenced by the original copy of our letter dated that day which we are enclosing.

You may request reinstatement and submit reasonable cause why the permit should be reinstated. This could be in the form of an application for extension of time and sufficient cause on the application to allow us to reinstate the permit. You could also submit proof of beneficial use under permit No. G-31650.

You must remember that either proof of beneficial use or an application for extension of time would have to be received within 80 days of the date of lapsing. We are enclosing an application for extension of time form and proof of beneficial use forms for your use in consideration of this matter.

If we may be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: Application for extension of time
Proof affidavit
Original lapse letter

31650

FEB 25 1974

Melvin J. Crosby

Rt. #3 Rupert

Idaho, 83350

Bell

The well is in operation. I would like further information on what I will have to do to reinstate the permit and finish the filing procedure.

Respectfully,

Melvin J Crosby

February 23, 1969

31650

January 1, 1969

Re: Permit No. G-31650

Melvin J. Crosby
Box 41
Rupert, Idaho

Dear Mr. Crosby:

You are hereby notified that under the provisions of Section 42-218a, Idaho Code, Permit G-31650 has lapsed.

You are further advised that the department cannot reinstate the permit except upon a showing of reasonable cause within sixty days from the date of this notice of lapsing.

State Reclamation Engineer

cc: Melvin J. Crosby
700 E. 1125 N.
Rupert, Idaho

Form 7

31650

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-31650)

in the name of Melvin J. Crosby, Box 41,)

Rupert, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-31650 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before January 17, 1969. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for Completion of Works may be grounds for cancellation at the instance of the Department.

Dated this 6TH day of NOVEMBER, 1968.


R. KEITH HIGGINSON
State Reclamation Engineer

31650

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

November 4, 1968

Re: Permit No. G-31650

Melvin J. Crosby
Box 41
Rupert, Idaho 83350

Dear Mr. Crosby:

One of the conditions of the approval of your permit G-31650 was that proof of application of the water to beneficial use be submitted to this office on or before January 17, 19 69.

Enclosed is an affidavit form which must be used to submit this proof. You may also request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension must be received by this department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.

A handwritten signature in cursive script that reads "R. Keith Higginson".

State Reclamation Engineer

Enclosure: Proof form

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

November 4, 1968

Re: Permit No. G-31650

Melvin J. Crosby
Box 41
Rupert, Idaho 83350

Dear Mr. Crosby:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with those rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit and are now submitting proof of beneficial use. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

A handwritten signature in cursive script, reading "Donald W. McEldowney".

Donald W. McEldowney
Appropriation Examiner

DWM:tg

Enc: Order

Proof due notice

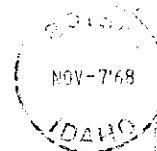
Proof package

Advertising package

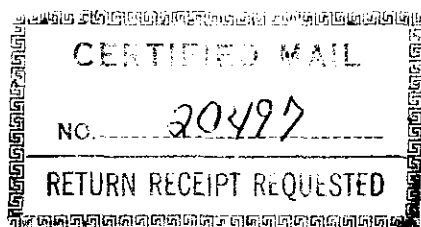
*see 3-4-69 -
see letter to
31650*

AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

REASON CHECKED
Unclaimed Refused.....
Addressee unknown.....
Insufficient Address.....
No such street..... number.....
No such office in state.....
Do not re-mail in this envelope



52



Melvin J. Crosby

Box 41

Rupert, Idaho 83350

Department of Reclamation

68-10-7148-10 640

RECEIVED

DATE DELIVERED

INSURED NO.

CERTIFIED NO.

REGISTERED NO.

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

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

KNOW WHERE DELIVERED (only if requested)

RECEIPT

Received the numbered article described below.

INSTRUCTIONS TO DELIVERING EMPLOYEE

Mark to whom, date, and address where delivered ☐

Deliver ONLY to addressee ☐

(Additional charges required for these services)

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-31650)

in the name of Melvin J. Crosby, Box 41,)

Rupert, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-31650 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before January 17, 1969. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for Completion of Works may be grounds for cancellation at the instance of the Department.

Dated this _____ day of _____, 19____.

R. KEITH HIGGINSON
State Reclamation Engineer

31650

November 4, 1968

Re: Permit No. G-31650

Melvin J. Crosby
Box 41
Rupert, Idaho 83350

Dear Mr. Crosby:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with those rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit and are now submitting proof of beneficial use. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg
Enc: Order
Proof due notice
Proof package
Advertising package

31650

November 4, 1968

Re: Permit No. G-31650

Melvin J. Crosby
Box 41
Rupert, Idaho 83350

Dear Mr. Crosby:

One of the conditions of the approval of your permit G-31650 was that proof of application of the water to beneficial use be submitted to this office on or before January 17, 19 69.

Enclosed is an affidavit form which must be used to submit this proof. You may also request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension must be received by this department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



State Reclamation Engineer

Enclosure: Proof form

31650

Form 5

April 24, 1964

Re: Permit No. G-31650
Melvin J. Crosby

Farmers Home Administration
Rupert, Idaho

Attn: Lynn N. Bradshaw, County Supervisor

Dear Mr. Bradshaw:

In regard to the mortgage you hold on
the above numbered permit, your letter has been placed on
file and the records marked with this information.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

D. L. RHODES, Assistant
State Water Rights Clerk

DLR:ew

31650

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
Rupert, Idaho

RECEIVED
APR 23 1964

Department of Reclamation

April 22, 1964

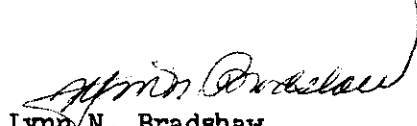
State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

Attention: Carl E. Tappan
State Reclamation Engineer

Dear Mr. Tappan:

This is to advise you that Mr. Melvin J. Crosby, the holder of permit #G-31650 on a deep well for irrigation purposes, has mortgaged the rights thereunder to the United States, and has agreed that he will not assign nor amend the permit without the consent of the Farmers Home Administration.

Very truly yours,


Lynn N. Bradshaw
County Supervisor

Noted
KR



31650

Letter and Permit No. G-31650 were sent
to Melvin J. Crosby, Box 41, Rupert, Idaho. 2-11-64

This was returned marked "Unknown" - 2-14-64.

Permit was then sent to Mr. Crosby, at Paul, Idaho, on
2-14-64. (If this turns out to be the correct address
then change same on the Permanent Record Sheet)

P MK

31650

February 10, 1964

Re: Permit No. G-31650

Mr. Melvin J. Crosby,
Box 41
Rupert, Idaho.

Dear Mr. Crosby:

We enclose Permit No. G-31650 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-8496 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

31650

