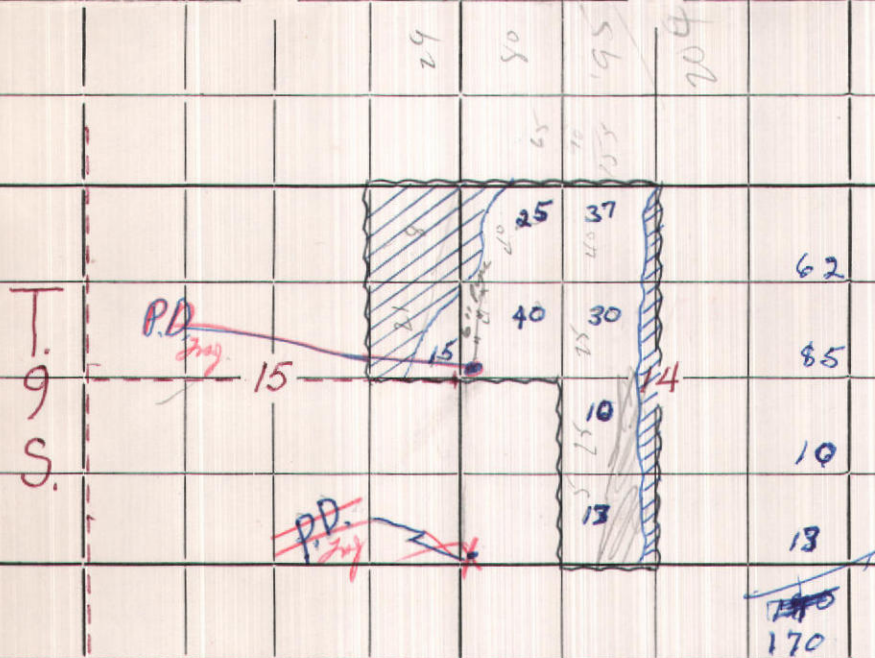


$9.4 \times 130 \text{ line}$   
 $9.15 \times 20$   
 $1.50$

R-21E.



Subdivisions 7

area 170 acres

Allow 3.40 CFS OR 170 inches

RECEIVED  
MAY 25 1962

Department of Reclamation

# AFFIDAVIT OF PUBLICATION

Elmer Pyne Publisher of the First Segregation News, Hazelton, Idaho, hereby certifies that the attached Legal Notice was published in the aforesaid newspaper of general circulation in Jerome County, State of Idaho, for 4 consecutive weeks. First insertion appearing in the issue of Mar 8, 1962, and the last insertion in the issue of March 29, 1962. Said Legal Notice was published in the regular editions of the First Segregation News, and not in a supplement thereto.

It is further certified that said weekly newspaper has been published in said town and county, continuously and uninterruptedly for a period of more than seventy-eight weeks prior to the first publication of said attached legal advertisement.

Elmer Pyne  
Publisher

---:---:---

Subscribed and sworn to before me, a Notary Public for Idaho, this 30th day of March, 1962.

Norma Gruber  
Notary Public

My commission expires 2-1 1965

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

Notice is hereby given that at 10:30 A. M., on the 6th day of April, 1962, at Boise, County of Ada, State of Idaho, before Joan H. Bain, Notary Public, at (address) 329 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 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-26972 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 Harold Schlund, Rt. 1, Box 185, Hazelton, Idaho.

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

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

4. The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 14, T9S--R21E.

5. The place where said water is used is E $\frac{1}{2}$ NE $\frac{1}{4}$ , Sec. 15; NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , Sec. 14; T9S--R21E., B.M., Ida.

6. The date of priority which said user is prepared to establish is 6-26-57.

GEORGE N. CARTER,  
State Reclamation Engineer.  
(Pub. Mar. 8, 15, 22, 29, '62)

26972

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 26772, Harold Schlund

Date: April 2, 1962

Harley M. McDowell  
Idaho Land & Appraisal Service  
Box 2161  
Boise, Idaho

Dear Mr. McDowell:

The date for proofs of Completion of Works and Application of Water to Beneficial Use, as set out under the terms of Permit No. G- 26772 are due not later than June 27, 1962.

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

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the 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 of, or points of diversion; and the location of use of the lands which are irrigated -- all by legal land description.

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

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

Very truly yours,

*Geo. N. Carter*

GEO. N. CARTER

State Reclamation Engineer

Enclosures : Form 36 2  
11

cc: Harold Schlund  
Hazelton, Idaho

26972



IN REPLY REFER TO:

1.0 : 100%

Idaho 08310

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

Land Office  
P. O. Box 2237  
Boise, Idaho

RECEIVED  
OCT 28 1958  
Department of Reclamation

OCT 21 1958

## NOTICE OF ALLOWANCE

Harold Schmandt

Hamilton,

## Abstract

Sir :

Your Desert Land Entry, Serial No. Idaho 08310

Receipt No. 376900, for Inst. B4502, Sec. 14, B4502.

, Section 15;

Township 9 N., Range 21 E., Boise Meridian, Idaho, containing

320 acres, has this day been allowed, subject to any valid existing rights, and your further compliance with laws and regulations applicable thereto. In correspondence relating to this entry, always refer to the serial number.

1999, 2000, Sec. 14, 2000, Sec. 15, subject to Idaho Power Company  
right-of-way, Idaho 07156

Entry subject to Act of July 14, 1917, which reserves all oil and gas deposits to the United States.

Very respectfully,

Donald I. Bailey  
Manager

001 001, 1-5

2.2.4

2004 = 100

State Reel. Engr., Boise

26972

July 3, 1957

Re: Permit Nos. G-26972 - Harold Schlund  
G-26973 - Frances L. Schlund

Harley M. McDowell  
P. O. Box 2161  
Boise, Idaho

Dear Mr. McDowell:

We enclose Permit Nos. G-26972 in the name of Harold Schlund and Permit No. G-26973 in the name of Frances L. Schlund, together with two copies of each permit, one of which has been certified, and 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-2686 which was issued covering payment in the amount of \$17.00, which includes \$13.00 for the filing fees of the above mentioned permits, and \$4.00 for the extra copies.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

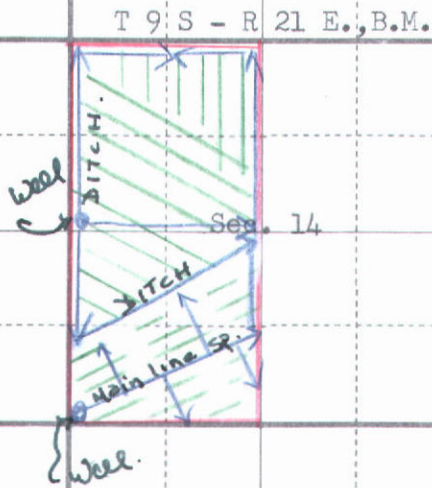
Chief Clerk

EPR:lw  
cc: Harold Schlund  
Frances L. Schlund  
Encls.

26972

NAME OF APPLICANT.....Hawald. Schlund.....

Form No. 0



Permit Map No. 4-26972  
As Approved  
JUN 27 1957  
MARK R. KULP  
State Reclamation Engineer

Application for Amendment  
To Permit to appropriate the Public Waters  
of the State of Idaho, No. G-26972

RECEIVED  
JAN 3 1958  
Department of Reclamation

Comes now Harold Schlund, 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-26972, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

E 1/4 NE 1/4, Section 15; NW 1/4, E 2 SW 1/4, Section 14; T 9 S - R 21 E., B.M.

, making a total of 320 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Haselton, this 12 day of December, 1957.

Harold Schlund  
Harold Schlund

Date of receipt at office of Department of Reclamation January 3, 1958

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, 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-26972. 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.

Mark R Kulp

26972

2001 OCT 29 PM 4:40  
DISTRICT COURT-SRBA  
TWIN FALLS, IDAHO  
FILED *AM*

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

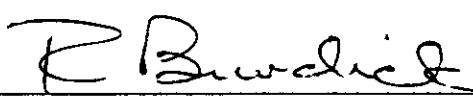
In Re SRBA )  
Case No. 39576 ) **ORDER OF PARTIAL DECREE**  
\_\_\_\_\_ ) **For Water Right 36-02333**

On November 2, 1992, the Idaho Department of Water Resources (IDWR) filed its *Director's Report, Part 1, For Reporting Area 1 (Basin 36)*, which included a recommendation for the above water right. No objections to this recommendation were filed and the time period for filing objections has now expired.

On August 2, 1999, in response to the Idaho Supreme Court decision in *A&B Irrigation District v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions* which included a recommendation for the irrigation season of use for this water right. No objections to this Supplemental Report were filed and the time period for filing objections has now expired.

Therefore, IT IS ORDERED that water right 36-02333 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED October 29, 2001.

  
\_\_\_\_\_  
ROGER S. BURDICK  
Presiding Judge  
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

2001 OCT 29 PM 4:40

In Re SRBA )  
PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Case No. 39576 )  
Water Right 36-02333

DISTRICT COURT - SRBA  
TWIN FALLS, IDAHO  
FILED *[Signature]*

NAME AND ADDRESS: ALETHEA CLARK  
NORMAN J CLARK  
2796 E 550 S  
PAUL, ID 83347

SOURCE: GROUNDWATER

QUANTITY: 3.40 CFS  
680.00 AFY

PRIORITY DATE: 06/26/1957

POINT OF DIVERSION: T09S R21E S14 SWSNW Within Jerome County

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY               |
|----------------------------|----------------|----------------|------------------------|
|                            | Irrigation     | 03-15 TO 11-15 | 3.40 CFS<br>680.00 AFY |

| PLACE OF USE: | Irrigation    | Within Jerome County                                                                                   |
|---------------|---------------|--------------------------------------------------------------------------------------------------------|
|               | T09S R21E S14 | NENW 39.0<br>NWNW 38.0<br>SWNW 32.0<br>SENW 26.0<br>NESW 12.0<br>SENE 23.0<br>S15<br>170.0 Acres Total |

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS  
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT  
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY  
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE  
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

*[Signature: Roger Burdick]*  
Roger Burdick  
Presiding Judge of the  
Snake River Basin Adjudication

MICROFILMED  
SEP 16 2003

2001 OCT 29 PM 02:00  
DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED 

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA )

CERTIFICATE OF MAILING

Case No. 39576 )  
\_\_\_\_\_ )

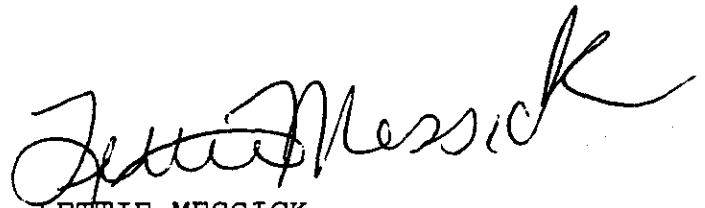
Water Right(s): 36-02333

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE  
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 36-02333 was mailed  
on October 29, 2001, with sufficient first-class postage prepaid  
to the following:

DIRECTOR OF IDWR  
PO BOX 83720  
BOISE, ID 83720-0098

ALETHEA CLARK  
NORMAN J CLARK  
2796 E 550 S  
PAUL, ID 83347  
Phone: 208-438-2363



LETTIE MESSICK  
Chief Deputy Clerk

CERTIFICATE OF MAILING

MICROFILMED  
SEP 16 2003

PAGE 1  
10/29/01

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

# State of Idaho

## License and Certificate of Water Right

Water License No. G-26972

Amount 3.4 c.f.s.

Water District No. \_\_\_\_\_

Priority June 26, 1957

THIS IS TO CERTIFY that HAROLD SCHLUND  
of Hazelton, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated June 26, 19 57; that Permit No. G-26972  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
3.4 second feet, was issued thereunder on July 3, 19 63, showing that said works  
were completed on the 6th day of April, 19 62; and that on the 6th  
day of April, 19 62, HAROLD SCHLUND

of Hazelton, 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-26972 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 7618, on the 3 day of July, 19 63 ;  
The right hereby confirmed dates from June 26, 19 57 ;

The Point of Diversion is located  
in the SW 1/4 NW 1/4, Sec. 14, Tp. 9 S, R. 21 E, B. M. Jerome 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 3.4 cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                       | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|------|----------------------------------------|----------------------------------|---------------------------------|
| 9 S. | 21 E. | 14   | NE 1/4 NW 1/4                          | 40                               | 37                              |
|      |       |      | NW 1/4 NW 1/4                          | 40                               | 25                              |
|      |       |      | SW 1/4 NW 1/4                          | 40                               | 40                              |
|      |       |      | SE 1/4 NW 1/4                          | 40                               | 30                              |
|      |       |      | NE 1/4 SW 1/4                          | 40                               | 10                              |
|      |       |      | SE 1/4 SW 1/4                          | 40                               | 13                              |
|      |       |      | SE 1/4 NE 1/4                          | 40                               | 15                              |
|      |       |      | Total number of acres to be irrigated: |                                  | 170                             |
|      |       | 15   |                                        |                                  |                                 |

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  
3rd day of July, 19 63.

/s/ RALPH W. THOMAS  
Deputy State Reclamation Engineer.

(SEAL)

36 2333

G-26972  
36-2333

# APPLICATION FOR PERMIT

## To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 34885  
Permit No. G- 26972  
District No.

Harley M. McDowell  
P. O. Box 2161  
Boise, Idaho

1. Name of Applicant: HAROLD SCHLUND  
Postoffice address: Hazelton County: Jerome State: Idaho
2. Quantity of water claimed: 320 Miner's inches
  - (a) Rate of withdrawal in cubic feet per second. 6.4 or Idaho  
Miners' inches or gallons per minute.
  - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean to be raised through 2 drilled wells
4. Location of point of diversion or well is in the #1 SW NW  
#2 SW 1/4 of the SW 1/4 of Section 14  
Twp. 9 S. , Rge. 21 E. , B.M., County of Jerome
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: 2 drilled wells to be case and equipped with turbine type pumps and motors.  
Sprinkler system on part.
8. Estimated cost of works: \$ 25,000.00
9. (a) Is reservoir to be used? No  
(b) Capacity of reservoir: .
10. The time required for the completion of such work and complete application of the water to the proposed use is 5  
years.
11. If applicant is a corporation, give:
  - I. (a) Date and place of incorporation:  
(b) Amount of capital stock: \$ (c) Amount paid in: \$  
(d) Names and addresses of directors:
  - II. The financial resources of the applicant are (a) Cash on hand: \$  
(b) Treasury stock: (c) Bonds to be issued:  
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
  - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
  - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: This permit to be used in connection with the irrigation of vacant federal land now under application in the Idaho District Land Office as a desert ~~land~~ entry. The irrigation development of this land will also serve as the beneficial use of the water.

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

Harold Schlund  
Applicant.  
/s/ Harley M. McDowell  
Agent.

By

Date of first receipt at Department of Reclamation: 1:30 P. M. June 26, 1957

Returned to applicant for correction:

**Corrected application received:**

### Approval of State Reclamation Engineer

The number of this permit is **G-26972**

Recorded in Book 95      Page 26972      Approved June 27, 1957

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

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

Work to begin on or before

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before **December 27, 1959**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before **June 27, 1962**

Witness my hand this 27th day of June, 1957

/s/ MARK R. KULP  
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, J. BERKELEY LARSEN Acting, Governor of the State of Idaho, and JAS. H. YOUNG, 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 27th day of June, 19 57.

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ JAS. H. YOUNG

By J. BERKELEY LARSEN  
Acting Governor

*Secretary of State.*

**12.**

| Twp.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Range | Sec. | NE <sup>1</sup> / <sub>4</sub> |                                |                                |                                | NW <sup>1</sup> / <sub>4</sub> |                                |                                |                                | SW <sup>1</sup> / <sub>4</sub> |                                |                                |                                | SE <sup>1</sup> / <sub>4</sub> |                                |                                |                                | Totals |  |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------|------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------|--|
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |       |      | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> |        |  |
| 9 S.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 21 E. | 14   |                                |                                |                                |                                | 40                             | 40                             | 40                             | 40                             |                                |                                | 40                             | 40                             | 40                             | 40                             |                                |                                | 320    |  |
| <div>Application for Amendment<br/>To Permit to appropriate the Public Waters<br/>of the State of Idaho, No. G-26972.</div>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |       |      |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |        |  |
| <p>Comes now Harold Schlund, 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-26972, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: E<sup>1</sup>/<sub>2</sub>NE<sup>1</sup>/<sub>4</sub>, Section 15; NW<sup>1</sup>/<sub>4</sub>, E<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub>, Section 14; T 9 S - R 21 E., B.M., making a total of 320 acres. That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.</p> |       |      |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |        |  |
| <p>Signed at Hazelton, this 12 day of December, 1957.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |       |      |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |        |  |
| <p>/s/ Harold Schlund<br/>Harold Schlund</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |       |      |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |        |  |
| <p>Date of receipt at office of Department of Reclamation<br/>January 3, 1958</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |       |      |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |        |  |
| <p>APPROVAL OF STATE RECLAMATION ENGINEER</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |       |      |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |        |  |
| <p>I, MARK R. KULP, 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-26972. 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.</p>                                                                                                                                                                                                          |       |      |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |        |  |
| <p>/s/ Mark R. Kulp<br/>State Reclamation Engineer</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |       |      |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |        |  |
| <p>Recorded: January 3, 1958.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |       |      |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |        |  |

Permit No. G-26972  
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that HAROLD SCHLUND of Hazelton, County of Jerome, and State of Idaho, the holder of Permit No. G-26972, issued upon Application No. G-34885 bearing date of priority of June 26, 1957, authorizing the diversion of 6.4 second feet of waters of two wells County of Jerome, 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 3.4 second feet of the waters of a well from subterranean flow that the point of diversion of said waters SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 14, T. 9 S., R. 21 E., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

170 acres in E $\frac{1}{2}$ W $\frac{1}{2}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec. 14; SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 15, T. 9 S., R. 21 E., B.M.

Witness my hand this 3rd day of July, A. D. 1963.

/s/ RALPH W. THOMAS  
Deputy State Reclamation Engineer

Proof of Completion of Works Made: April 6, 1962

LICENSE ISSUED FOR 3.4 SEC. FT.  
page 7618

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

MICROFILMED  
SEP 16 2001

December 16, 1963

Re: License No. G-26972

Harold Schlund  
Castleford, Idaho

Dear Mr. Schlund:

The Certificates of Water Right under Permit No. G-26972 were mailed to Mr. William J. Langley, Attorney at Law, 248 Third Avenue East, Twin Falls, Idaho, on July 3, 1963.

Your check for \$19.00 is enclosed herewith.

Very truly yours,

RALPH W. THOMAS, Deputy  
State Reclamation Engineer

RT:ew

Enc. check for \$19.00

26972

Castelford, Idaho  
Mar. 11, 1963

State Reclamation Engineer  
Boise, Idaho.

Dear Sir:

Enclosed you will please find my  
check for \$19.<sup>00</sup> for my Certificate of Water  
Rights for permit no. S-26972. Thank  
you very much.

Sincerely,  
Harold Schlund

26972

July 3, 1963

Re: Permit No. G-26972  
Harold Schlund

William J. Langley  
Attorney at Law  
248 Third Ave. East  
Twin Falls, Idaho

Dear Sir:

Enclosed is the Certificate of Completion of Works,  
together with License and Certificate of Water Rights, issued  
on the above numbered permit, in the name of Harold Schlund.

Departmental Receipt No. G-8010, in the amount of  
\$19.50 is also enclosed, which covers the \$0.50 fee for copy  
of letter and \$19.00 fees for the certificates.

Very truly yours,

RALPH W. THOMAS, Deputy  
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule  
Chief Clerk

EPR:ew

Enc. certificates  
receipt

26972

WILLIAM J. LANGLEY  
ATTORNEY AT LAW  
248 THIRD AVE. EAST  
TWIN FALLS, IDAHO  
—  
TELEPHONE 733-8452  
June 25, 1963

Department of Reclamation  
State of Idaho  
Boise, Idaho

Re: Permit No. G-26972

Gentlemen:

Enclosed is a check for \$19.50 for payment of the fees concerning issuance of the Certificate of Completion and license and certificate of water right in the above matter. The additional fifty cents is for the copy of a letter you recently mailed to me.

Please return all papers directly to me as I am the attorney for the trustee in bankruptcy in the matter of Harold K. Schlund.

Very truly yours,

  
William J. Langley

WJL:lkh  
Enclosure

26972

June 14, 1963

RE: Permit No. G-26792  
Harold Schlund

William J. Langley  
Attorney at Law  
248 3rd Avenue E  
Twin Falls, Idaho

Dear Mr. Langley:

Enclosed is the copy of the letter you requested.

There is a fee of \$.50 for the copy which you may remit  
to this office.

Very truly yours,

CARL E. TAPPAN  
Acting State Reclamation Engineer  
By

(Mrs.) Edna P. Rule  
Chief Clerk

EPR:mr

Enc. copy of letter

26972

500 - June 20-62

State of Idaho  
DEPARTMENT OF RECLAMATION

Boise, Idaho  
October 29, 1962

Re: Permit No. G-26972

Harold Schlund  
Rt 1, Box 185  
Hazelton, Idaho

Dear Mr. Schlund:

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-26972 shows the well is (are) capable of conveying 3.4 miner's inches, or 3.4 c.f.s. of water for the irrigation of 170 acres.

Upon receipt of the statutory fees, totaling \$ 19.00, which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 14.00 - 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 26, 1957 to the use of 3.4 second feet of subterranean water with the point of diversion in the SW 1/4, Sec. 14 for irrigation of 170 acres in the NW 1/4, E 1/2 SW 1/4, Sec. 14, SE 1/4 NE 1/4, Sec. 15, T. 9 S., R. 21 E., B.M.

Very truly yours,

GEO. N. CARTER  
State Reclamation Engineer  
By

(Mrs.) Edna P. Rule  
Chief Clerk

EPR:mr

26972

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

PERMIT NO. G-26972

REPORT ON PROOF OF Completion of Works & Beneficial Use

Harold Schlund, R<sub>1</sub>. #1, Box 185, Hazelton, Idaho

8/27/62

26972

26972

Meta # T1540X 2.3x

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

Permit No. G-26972This proof is for Completion of Works & Beneficial Use In Water District No. \_\_\_\_\_1. Name of applicant Harold Schlund2. Source of water supply: Subterranean to be raised thru 2 drilled wells3. Location of point of diversion: Is in the SW  $\frac{1}{4}$  NW  $\frac{1}{4}$  & SW  $\frac{1}{4}$  SW  $\frac{1}{4}$  of Section 14T. 9 S R. 21 E B.M. County of Jerome4. Describe works as they exist, giving dimensions and capacities of same: 200 HP 45

motor # 1211406 Wentworth pump # 9168 10" discharge  
into concrete sump into open ditch  
10" x 322' column 21" x 24' casing h: 322' O.D. none  
well depth 382' - 6" steel pipe that Tee's off from 10" discharge  
pipe in Northwesterly direction.

5. Water is used for: Irrigation6. 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):

E  $\frac{1}{2}$  NE  $\frac{1}{4}$  Sec. 15, NW  $\frac{1}{4}$ , E  $\frac{1}{2}$  SW  $\frac{1}{4}$  Sec. 14, Twp. 9 S., Rge. 21 E.B.M.

Making a total of 320 acres.

(No maps of any of the east part of Jerome Co. assessed for tax up  
as 130 irrigated acres in sec. 14 and 20 acres in sec. 15 total of 150 acres  
but said 170 acres could be more accurate. - Supposed to have a  
new flight this year. pictures available next year.)

(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 Harold Schlund along

measurement was made with cippoletti weir  
.73 over 2' weir = 211 inches

This acreage was not farmed this year, but it  
will be farmed in 1963.

No one living on place now. People I talked to didn't know where Schlund  
is living now

This examination was made on the 21<sup>st</sup> day of August, 19 62

(Signed)

Ray Hoberg  
Examiner

Examiner.

26972

Harold Schlund  
Rt. #1, Box 185  
Hazelton, Idaho  
Permit No. G-26972  
82413

McAfee #  
410-164.973  
+289X

15014P GEMotw #075129001

Layne - Double pay # 27088  
1575 @ 320' @ 1770 R

Examination for Completion of Works & Beneficial Use

County Jerome

Quantity: 6.4 c.f.s. Sec. 14 T. 9 S. R. 21 E. B. M.

Source: Wells

SW. NW. }  
P. D.: SW. SW. } Sec. 14, T. 9 S. R. 21 E. B. M.

Use: Irrigation

Filed: June 26, 1957

Due: June 27, 1962

Extension: —

Protest: —

Completion of Works: —

Other Rights: none

Driller - Ralph Denton

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED  
AUG 27 1962

Department of Reclamation

26972

May 29, 1962

Re: Permit No. G-26972

Harold Schlund  
Rt. #1, Box 185  
Hazelton, Idaho

Dear Mr. Schlund:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the First Segregation News, all submitted in proof of completion of works and beneficial use on Permit No. G-26972.

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:

cc: Harley M. McDowell  
P. O. Box 2161  
Boise, Idaho

26972

**STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO**

**RECEIVED**  
MAY 25 1962

Department of Reclamation

Permit No. G-26972

**Proof of Application of Water to Beneficial Use  
and Completion of Works  
Deposition of Witness**

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Effie Schlund; age, 73; residence, Hazelton, Idaho; occupation, housewife;  
postoffice address, Hazelton, Idaho.

Ques. 2. Are you acquainted with Harold Schlund, the holder of Permit No. G-26972? How long have you known him and where does he reside?

Ans. I have known him all his life and know that he resides at Rt. 1,  
Box 185, Hazelton, Ida.

Ques. 3. Have you read or heard read said Permit No. G-26972, and are you familiar with its provisions and conditions?

Ans. Yes.

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

Ans. Water is from a well drilled in SW 1/4, Sec. 14, T9S, R21E. Works consist of the  
well which is 380' deep, 21" diameter and equipped with 200 hp electric pump and motor.  
Distribution is by private ditches and a 6" steep pipe.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 250". 215".

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 215". This is an estimate from being around irrigation systems for many  
years.

26972

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The water is used for irrigation of the following lands: T9S-R21E., Sec. 14, SE $\frac{1}{4}$ SW $\frac{1}{4}$ , 5 acres; NE $\frac{1}{4}$ SW $\frac{1}{4}$ , 25 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$ , 25 acres; NE $\frac{1}{4}$ NW $\frac{1}{4}$ , 40 acres; NW $\frac{1}{4}$ NW $\frac{1}{4}$ , 40 acres; SW $\frac{1}{4}$ NW $\frac{1}{4}$ , 40 acres; Section 15, NE $\frac{1}{4}$ NE $\frac{1}{4}$ , 8 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$ , 21 acres. There is no natural meadow land. All the improvements were made as a direct result of said use.

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

Ans. None.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. This is a lava ash soil and he needs at least as much water as he has.

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

Ans. No.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have witnessed this development almost every month since it was started and sometimes oftener.

(Signed) Effie Schlund

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 Boise, County of Ada, State of Idaho, on this 6 day of April, A. D. 1962.

Jean H. Bani

Notary Public.

My commission expires 6/20/65

26972

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

**RECEIVED**  
MAY 25 1962  
Department of Reclamation

Permit No. G-26972

**Proof of Application of Water to Beneficial Use**  
**and Completion of Works**  
**Deposition of Witness**

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Jake Schlund; age, 77; residence, Hazelton, Idaho; occupation, retired;  
postoffice address, Hazelton, Idaho.

Ques. 2. Are you acquainted with Harold Schlund, the holder of Permit No. G-26972? How long have you known him and where does he reside?

Ans. I have known him all his life. He resides at Rt. 1, Box 185, Hazelton, Ida.

Ques. 3. Have you read or heard read said Permit No. G-26972, and are you familiar with its provisions and conditions?

Ans. Yes.

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

Ans. Source of water, a well in SW 1/4, Sec. 14. Works include the well drilled to 380', 21" hole, equipped with 200 hp electric pump & motor. Works for conveying water from point of diversion to place of use are private ditches and also a pipe 1320' long, 6" steel.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 250". 220".

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 220". This is an estimate from past experience in farming.

26972

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Purpose of the water is irrigation. Subdivision irrigated are: T9S-R21E, Sec. 14, NE $\frac{1}{4}$ NW $\frac{1}{4}$ , 40 acres; NW $\frac{1}{4}$ NW $\frac{1}{4}$ , 40 acres; SW $\frac{1}{4}$ NW $\frac{1}{4}$ , 40 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$ , 25 acres; NE $\frac{1}{4}$ SW $\frac{1}{4}$ , 25 acres; SE $\frac{1}{4}$ SW $\frac{1}{4}$ , 5 acres; Section 15, NE $\frac{1}{4}$ NE $\frac{1}{4}$ , 8 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$ , 21 acres. This is all cultivated land. All the improvements were made as a direct result of said use.

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

Ans. Only irrigation.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Soil is a lava ash and all water now being used is necessary.

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

Ans. None at all.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have seen this land and water development constantly since it was started in 1957.

(Signed) Gabe Schlund

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 Boise, County of Ada, State of Idaho, on this 6 day of April, A. D. 1962.

Joan H. Bain  
Notary Public.

My commission expires 6/20/65.

26972

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

RECEIVED

MAY 25 1962

Department of Reclamation

Permit No. G-26972

## Proof of Application of Water to Beneficial Use

### and Completion of Works Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Harold Schlund; residence, 9 mi. east and 4½ mi. north from Hazelton, Ida.;  
occupation, farmer; postoffice address, Rt. 1, Box 185, Hazelton, Idaho.

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

Ans. Individual.

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

Ans. Permit G-26972; date of permit, 6/27/57; date of priority, 6/26/57.

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

Ans. Well located in SW¼NW¼, Sec. 14, T9S-R21E., B.M., Ida.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Works consist of a well 380' deep, water stands at 322', pumps from 321', discharges 215", 21" diameter, equipped with 200 hp electric pump & motor. Distribution is by private ditch. Main ditch is 1/4 mile long and will carry 250" of water, which flows into 3 secondary ditches which will each carry 100". Each of secondary ditches is 1/4 to 1/2 mile long from well to point of outfall. There is a 6" steel pipe, 1320' long also installed. This well was measured by pump company with pressure orifice (test was actually 300" with 1' drawdown). We only deliver 215" as designed.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used for irrigation of the following lands: T9S-R21E., Sec. 15, NE¼NE¼, 8 ac; SE¼NE¼, 21 acres; NW¼NW¼, 40 acres; SW¼NW¼, 40 acres; NE¼NW¼, 40 acres; SE¼NW¼, 25 acres; NE¼SW¼, 25 acres; SE¼SW¼, 5 acres. I have spent about \$45,000 on this development. There is no natural meadow land. All improvements were made as a direct result of said use.

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. Ralph Denton, Murtaugh, Ida.

26972 B

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. I need this much water and could use more.

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. Original applicant.

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

Ans. The well was drilled as soon as the permit was issued and has proceeded all this time.

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

Ans. None.

(Sign) Barabel Schumel

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 Boise, County of Ada,

State of Idaho, on this 6th day of April, A. D. 1962,

Joan H. Bain  
Notary Public for the State of Idaho.

My commission expires 6/20/65

RECEIVED  
MAY 25 1962

# AFFIDAVIT OF PUBLICATION

Department of Reclamation

Elmer Pyne Publisher of the First Segregation News, Hazelton, Idaho, hereby certifies that the attached Legal Notice was published in the aforesaid newspaper of general circulation in Jerome County, State of Idaho, for 4 consecutive weeks. First insertion appearing in the issue of Mar 8, 1962, and the last insertion in the issue of March 29, 1962. Said Legal Notice was published in the regular editions of the First Segregation News, and not in a supplement thereto.

It is further certified that said weekly newspaper has been published in said town and county, continuously and uninterruptedly for a period of more than seventy-eight weeks prior to the first publication of said attached legal advertisement.

Elmer Pyne  
Publisher

---:---:---

Subscribed and sworn to before me, a Notary Public for Idaho, this 30th day of March, 1962.

Norma Grice  
Notary Public

My commission expires 2-1 1965

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

Notice is hereby given that at 10:30 A. M., on the 6th day of April, 1962, at Boise, County of Ada, State of Idaho, before Joan H. Bain, Notary Public, at (address) 329 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 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-26972 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 Harold Schlund, Rt. 1, Box 185, Hazelton, Idaho.

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

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

4. The point of diversion of said water is SW1/4NW1/4, SW1/4, Sec. 14, T9S-R21E.

5. The place where said water is used is E1/4NE1/4, Sec. 15, NW1/4, E1/2SW1/4, Sec. 14, T9S-R21E, B.M., Ida.

6. The date of priority which said user is prepared to establish is 8-26-57.

GEORGE N. CARTER,  
State Reclamation Engineer.  
(Pub. Mar. 8, 15, 22, 29, '62)

26972

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 26972, Harold Schlund

Date: April 2, 1962

Harley M. McDowell  
Idaho Land & Appraisal Service  
Box 2161  
Boise, Idaho

Dear Mr. McDowell:

The date for proofs of Completion of Works and Application of Water to Beneficial Use, as set out under the terms of Permit No. G- 26972 are due not later than June 27, 1962.

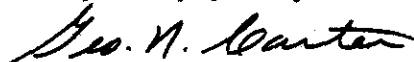
Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken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

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the 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 of, or points of diversion; and the location of use of the lands which are irrigated -- all by legal land description.

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

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

Very truly yours,



GEO. N. CARTER  
State Reclamation Engineer

Enclosures : Form 36 2  
11

cc: Harold Schlund  
Boise, Idaho

26972

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

February 28, 1962

DEPOSITIONS ARE OF NO VALUE

AND AFFIDAVIT OF PUBLICATION

IS ATTACHED

Re: Permit No. G-26972  
Harold Schlund

Mr. Harley M. McDowell,  
Box 2161,  
Boise, Idaho.

Attention: Joan H. Bain

Dear Mr. McDowell:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-26972, in the name of Harold Schlund. Final Proof is to be made before you, as Notary on the 6th day of April, 1962, ~~1962~~, at 10:30 o'clock A.M., at 329 Idaho Bldg., Boise, Idaho.

As of this date we have mailed the Notice to the First Segregation News with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. 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, that your 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:

Edna  
(Mrs.) Edna P. ~~McDowell~~  
Chief Clerk

Encl.  
EPR:Pk  
cc: Applicant

26972

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-26972  
Harold Schlund

Date: February 28, 1962

First Segregation Map,  
Hamilton, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **April 6, 1962** the date set for proof; the expense of the publication is to be paid by the ~~applicant~~  
**Idaho Land & Appraisal Service** of **Box 2161, Boise, 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.

26972

FEB 26 1962

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

RECEIVED  
FEB 28 1962

Department of Reclamation

(Date) Feb. 23, 1962

(P. O.) Boise, 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

First Segregation News of Hazelton, Idaho published in

the county in which the works are situated.

*Jerome Co.*

IDAHO LAND & APPRAISAL SERVICE WILL GUARANTEE PAYMENT OF PUBLICATION FEES. PLEASE  
SEND AFFIDAVIT AND STATEMENT OF CHARGES TO THIS OFFICE, PO Box 9141, Boise, Idaho.

*Boise, Idaho*

(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.

26972



UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

Land Office  
P. O. Box 2237  
Boise, Idaho

Department of Reclamation

IN REPLY REFER TO:

101-520

Idaho 08310

OCT 28 1958

NOTICE OF ALLOWANCE

Harold Johnson

Hamilton,

Idaho

Sir:

Your Desert Land Entry, Serial No. Idaho 08310,

Receipt No. 370900, for 1/4, 1/4, Sec. 14, T4N, R21E,

Section 15;

Township 4 N, Range 21 E, Boise Meridian, Idaho, containing

320 acres, has this day been allowed, subject to any  
valid existing rights, and your further compliance with laws and regulations  
applicable thereto. In correspondence relating to this entry, always  
refer to the serial number.

1/4, 1/4, Sec. 14, T4N, R21E, Sec. 15, subject to Idaho Power Company  
right-of-way, Idaho 07156

Entry subject to Act of July 10, 1917, which reserves all oil and gas  
deposits to the United States.

Very respectfully,

Donald I. Bailey  
Manager

cc: DM, I-S

LH

C.M.

State Recl. Ingr. Boise

26972

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

Notice is hereby given that at 10:30 A.M., on the 6th day of April, 1962, at Boise, County of Ada, State of Idaho, before Jean H. Bain, Notary Public, at (address) 329 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 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-26972 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 Harold Schlund, Rt. 1, Box 185, Hazelton, Idaho.

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

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

4. The point of diversion of said water is SW1/4, SW1/4, Sec. 14, T9S-R21E.

5. The place where said water is used is E1/4, Sec. 15, NW1/4, E1/4, Sec. 14, T9S-R21E, B.M., Ada.

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

6/26/57.

*Geo. H. Carter*  
State Reclamation Engineer

*G*  
26972

January 6, 1958

Re: Permit No. G-26972  
Harold Schlund

Mr. Harley M. McDowell  
P. O. Box 2161  
Boise, Idaho

Dear Mr. McDowell:

Enclosed, together with two photo-copies, is the Application for Amendment as approved by the State Reclamation Engineer and recorded in the Department of Reclamation in Book 95 of Permits at Page 26972 amending the list of land as described on record to read as follows: "E1NE1/4, Section 15; NW1/4, E1SW1/4 Section 14; Township 9 South, Range 21 East, B.M." This should now be attached to the original permit to which it refers and of which it becomes a part.

Enclosed also is departmental receipt #G-3090 for \$1.00, issued as receipt of the fee for the photo-copies.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

EPR:nls  
Enc.

26972

July 3, 1957

Re: Permit Nos. Q-26972 - Harold Schlund  
Q-26973 - Frances L. Schlund

Harley M. McDowell  
P. O. Box 2161  
Boise, Idaho

Dear Mr. McDowell:

We enclose Permit Nos. Q-26972 in the name of Harold Schlund and Permit No. Q-26973 in the name of Frances L. Schlund, together with two copies of each permit, one of which has been certified, and 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. Q-2688 which was issued covering payment in the amount of \$17.00, which includes \$13.00 for the filing fees of the above mentioned permits, and \$4.00 for the extra copies.

Very truly yours,

MARK E. RULP  
State Reclamation Engineer  
By

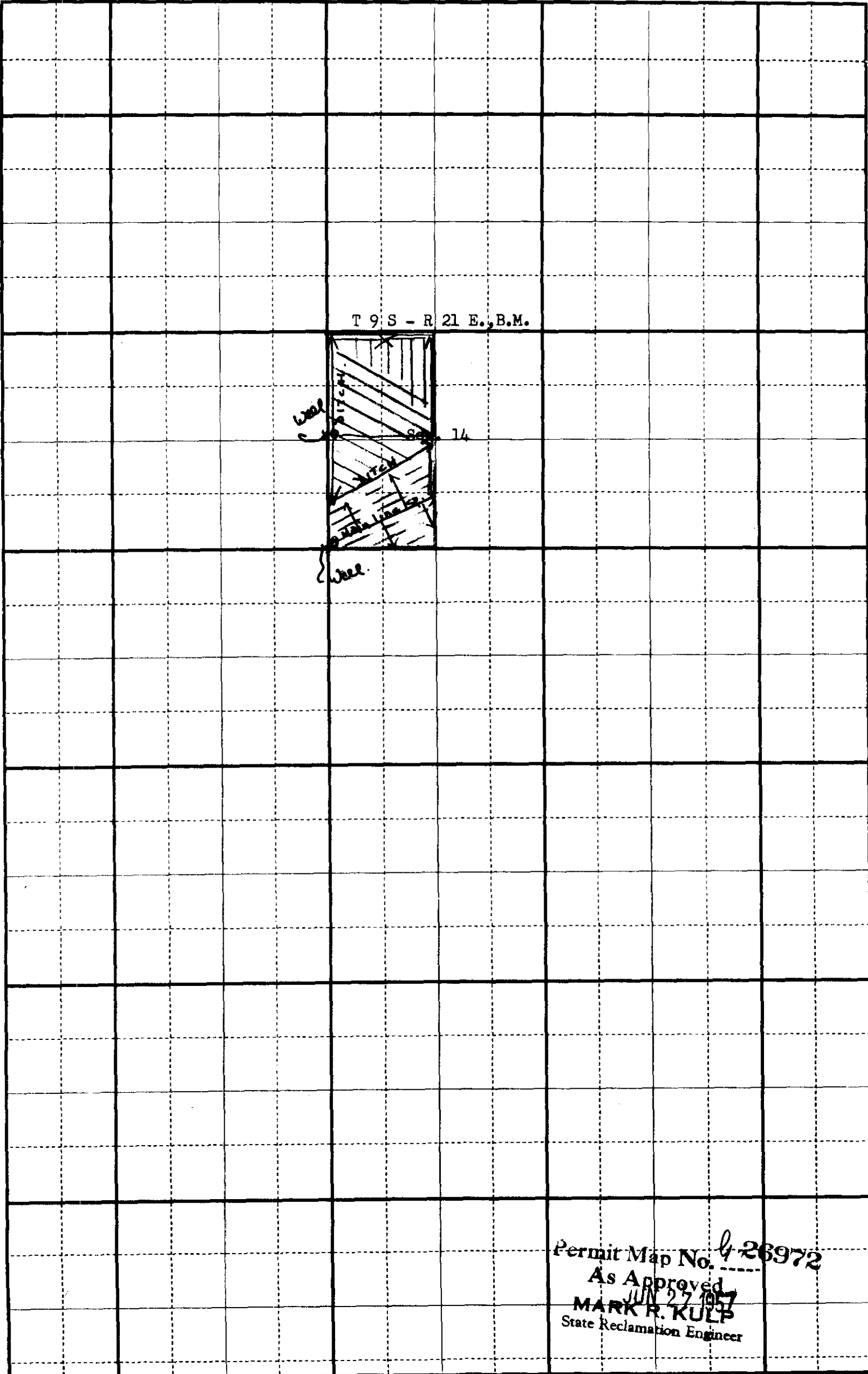
Chief Clerk

EPR:lw  
cc: Harold Schlund  
Frances L. Schlund  
Encls.

26972

NAME OF APPLICANT.....Harold Schlund.....

Form No. 0



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

Permit Map No. 4-26972  
As Approved  
JUN 27 1957  
MARK R. KULP  
State Reclamation Engineer

24972

**Application for Amendment**  
**To Permit to appropriate the Public Waters**  
**of the State of Idaho, No. G-26972**

**RECEIVED**  
JAN 3 1958  
Department of Reclamation

Comes now Harold Schlund, 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-26972, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

MM<sup>1</sup> E 21 S 7  
E 1/4 Sec. 15; E 1/4 Sec. 14; T 9 S - R 21 E., R.M.

making a total of 320 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Hasleton, this 12 day of December, 1957

Harold Schlund  
Harold Schlund

Date of receipt at office of Department of Reclamation January 3, 1958

**APPROVAL OF STATE RECLAMATION ENGINEER**

I, MARK R. KULP, 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-26972. 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.

Mark R Kulp

26972

**COMPLETION OF WORKS  
AND  
APPLICATION OF WATER  
TO BENEFICIAL USE**

Notice is hereby given that at 10:30 A. M., on the 6th day of April, 1962, at Boise, County of Ada, State of Idaho, before Joan H. Bain, Notary Public, at (address) 329 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 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-26972 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 Harold Schlund, Rt. 1, Box 185, Hazelton, Idaho.

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

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

4. The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 14, T9S--R21E.

5. The place where said water is used is E $\frac{1}{2}$ NE $\frac{1}{4}$ , Sec. 15; NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , Sec. 14; T9S--R21E., B.M., Ida.

6. The date of priority which said user is prepared to establish is 6-26-57.

GEORGE N. CARTER,  
State Reclamation Engineer