

Charles Burch
Moore, Idaho

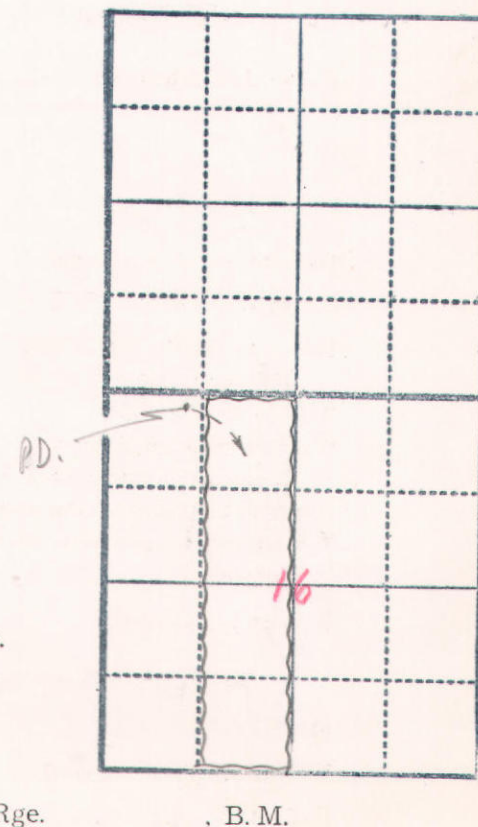
34-2363

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36631
Permit No. G- 28647
District No.

1. Name of Applicant: Charles Burch
Postoffice address: Moore County: Butte State: Idaho
2. Quantity of water claimed: 160 inches
 (a) Rate of withdrawal in cubic feet per second 3.2 or Idaho
 Miners' inches or gallons per minute
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Well
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 16
 Twp. 5N , Rge. 26 E , B.M., County of Butte
5. Water is to be used for: Irrigation purposes and beneficial use
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B. M.
 - (b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B. M.
7. Kind of works: 20" casing
8. Estimated cost of works: \$ 8,000.00
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) 3.2 (cubic feet per second, inches or gallons per minute) is for new lands.



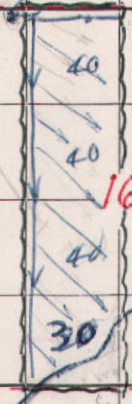
R-26E

own a 40x40' square of deeded ground for well site
Well is off his property PD

T.
5
N.

17

U.S. RAILROAD NO. 634



150

Telephone line

CAMP

TO MOORE

C/A 3.2 cfs

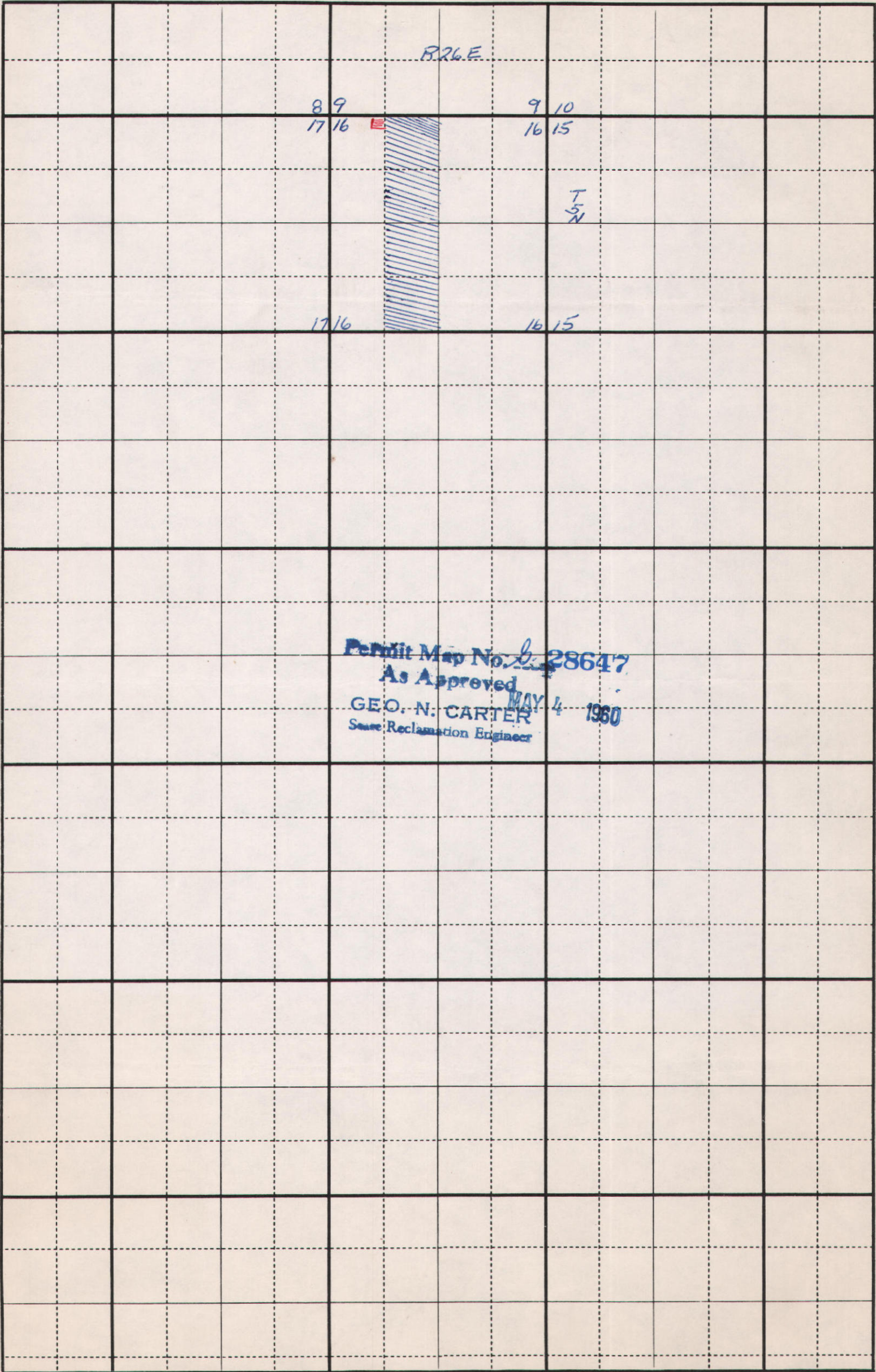
Subdivisions 4

AREA 150 ac

Q 3.0 or 150 cfs

NAME OF APPLICANT.....*Charles D. Burch*.....

Form No. 0



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

28647

State of Idaho
Department of Water Administration
WATER RIGHT LICENSE

License of Water Right No. 28647/34-2363 Priority April 25, 1960 Amount 3.0 cfs

THIS IS TO CERTIFY, that Paul R. King &/or Stephen B. King
of Moore, Idaho, has complied with the terms and conditions of Permit
No. 28647/34-2363 issued pursuant to Application for Permit dated April 25, 1960,
and has submitted proof to the Department of Water Administration on April 6, 1961,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 5.0 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Nov. 1</u>	at <u>3.0</u> cfs and	<u>450 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.0 af per acre</u>
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 3.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
450 acre feet per year, said waters to be diverted within the NW¹ NW¹ of Sec. 16,
Twp. 5 N, Rge. 26 E, B. M. in the County of Butte

Description and location of place of use:

Twp.	Range	Sec.	NE ¹				NW ¹				SW ¹				SE ¹				Totals
			NE ¹	SE ¹	SW ¹	NE ¹	SE ¹	SW ¹	NE ¹	SE ¹	SW ¹	NE ¹	SE ¹	SW ¹	NE ¹	SE ¹	SW ¹	NE ¹	
5 N	26 E	16				40			40			40			30				150

Total number of acres irrigated 150

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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 29 day of
April, 19 74.

Director

34-2363

State of Idaho

Department of Water Administration

RECEIVED

APR 18 1974

ASSIGNMENT OF PERMIT

I, Charles D Burch, hereby assign to Paul R King ^{Department of Water Administration} Stephen B. King
of MOORE IDAHO 83255,
Address

CHECK ONE

☒ All my right, title, and interest, in and to Permit No. 28647/34-2363
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the State
of Idaho. (Describe that portion of the permit being assigned by list-
ing the acreage within each 40-acre subdivision, the point of diversion
and the amount of water in cubic feet per second for direct diversion,
or acre feet for storage.)

Made this 11 day of April, 19 74.

Charles D. Burch
Permit Holder

Thelma D Burch
Spouse of Permit Holder

State of ~~Idaho~~ New Mexico ss.
County of Sandoval

On this 11 day of April, 19 74, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

Elmer R. Daudin
Notary Public residing at
Hiattsville, Md. Mary

My commission expires: Feb 17, 1976

34-2363

Charles Burch
Moore, Idaho

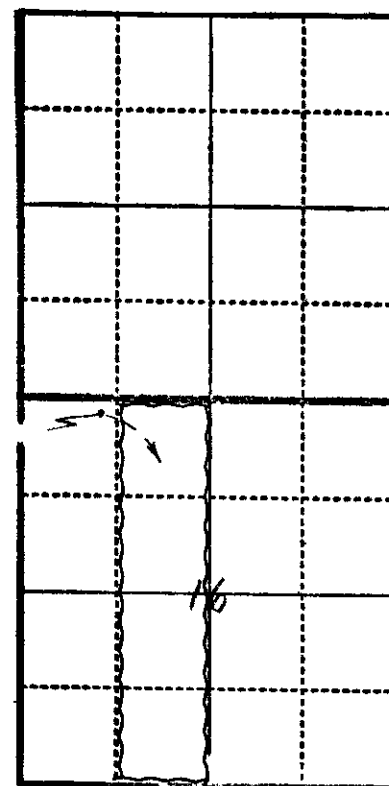
34-2363

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36631
Permit No. G- 28647
District No.

1. Name of Applicant: Charles Burch
Postoffice address: Moore County: Butte State: Idaho
2. Quantity of water claimed: 160 inches
 - (a) Rate of withdrawal in cubic feet per second 3.2 or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Well
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 16
Twp. 5N , Rge. 26 E , B.M., County of Butte
5. Water is to be used for: Irrigation purposes and beneficial use
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp , Rge , B.M.
7. Kind of works: 20" casing
8. Estimated cost of works: \$ 8,000.00
- 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) 3.2 (cubic feet per second, inches or gallons per minute) is for new lands.



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

Applicant.

Agent.

Corrected application received:

s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLLIE
Governor

12.

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	
5 N	26 E	16		40	40	40	160

LICENSE ISSUED FOR 3,0 SEC. FT.
LICENSE PA

31992

Charles Burch
Moore,
Idaho 83255

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show address where delivered

☐ Deliver ONLY to addressee

RECEIPT

Received the numbered article described below

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

REGISTERED NO.

CERTIFIED NO. 31992

INSURED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

April 15, 1974 CERTIFIED MAIL

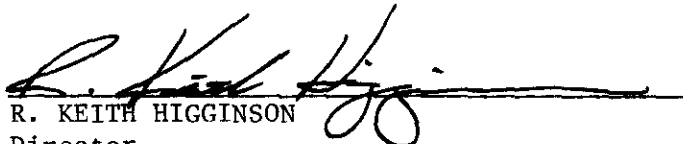
Re: Permit No. 28647 (New No. 34-2363)

Charles Burch
Moore,
Idaho 83255

Dear Mr. Burch:

It appearing to the Department of Water Administration that the terms and conditions of Permit No. 28647/34-2363 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of \$13.00, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before May 25, 1974, why said permit should not be cancelled.

Permit No. 28647/34-2363 claims the use of 3.2 cubic feet per second of water from a ground water source (well), the point of diversion was to be located within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 16, Twp. 5 N, Rge. 26 E, B.M. and the permit was approved May 4, 1960.


R. KEITH HIGGINSON
Director

cc: Stephen B. King
Moore, Idaho

34-2363

April 29, 1974

Re: Permit No. 28647/34-2363

Paul R. &/or Stephen B. King
Route 1, Box 103
Moore, Idaho 83811

Gentlemen:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment had been recorded and the Department's records changed.

Also enclosed is a copy of the water license issued on the above referenced permit along with Receipt #14367 in the amount of \$13.00 covering the licensing fee.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:jfr

Enclosures

34-2363

Moore Idaho 83255
April 17, 1944
14367

Dear Sir:

Thank you for the assignment form you sent in answering my request pertaining to the license and permit # 28647 / 34-2363.

I, Stephen B. King and my brother Paul R. King purchased the land and above mentioned well not realizing the possibility of a cancellation of the permit.

I have contacted Mr. Burch who has signed the assignment form which is enclosed; also enclosed please find the required \$3⁰⁰ fee.

Mr. Burch mailed this form from Kirtland, New Mexico and I received it yesterday. Today, I received the copy of your letter to him informing him of pending cancellation.

I ~~am hoping~~ ^{pray} the permit will be allowed to stay in effect and that transfer to Paul R. and Stephen B. King — Moore, Idaho 83255 can be accomplished. I greatly appreciate whatever you can do for us on this

Sincerely,
Stephen B. King.
34-2363

April 15, 1974

CERTIFIED MAIL #31992

Re: Permit No. 28647 (New No. 34-2363)

Charles Burch
Moore,
Haho 83255

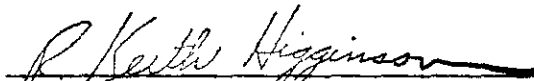
Dear Mr. Burch:

It appearing to the Department of Water Administration that the terms and conditions of Permit No. 28647/34-2363 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of \$13.00

_____, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before May 25, 1974, why said permit should not be cancelled.

Permit No. 28647/34-2363 claims the use of 3.2 cubic feet per second of water from a ground water source (well),

the point of diversion was to be located within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 16,
Twp. 5 N, Rge. 26 E, B.M. and the permit was approved May 4, 1960.


R. KEITH HIGGINSON
Director

cc: Stephen B. King
Moore, Haho

34-2363

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse -- Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

March 28, 1974

Re: PermitNo. 28647/34-2363 -Charles Burch

Mr. Stephen B. King
Moore,
Idaho 83255

Dear Mr. King:

Please be advised that the above referenced permit is subject to cancellation for failure of the permit holder to submit a \$13.00 licensing fee.

Upon receipt of the required licensing fee the Department could issue a water license as set forth in the enclosed copy of our letter dated August 16, 1963.

In order for the license to be issued in your name and/or your brother's name, it would be necessary for Mr. Burch to assign the permit. We are also enclosing an assignment form for your consideration.

If you have any questions or if you need further assistance in this matter, please do not hesitate to contact us.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:jfr

Enc: Copy of fee letter
Assignment form

34-2363

Moore, Idaho

March 25,

RECEIVED

MAR 27 1974

Department of

Dear Sirs:

My brother and I have purchased the farm and
well (which well was originally permitted to Charles
Burch permit # 34-23-63) This well is in

NE corner NW 1/4 of NW 1/4 Sec 16 T 5 N 26 E BM

Mr William R. Roads of your Idaho Falls office
has informed us that the field exam has been done
but for some reason the licence doesn't show on his
records as having been issued. He advised us to
write to you to have the licence sent to us.

I realize it may not be as simple as that
but if there are some necessary forms or signatures
etc please advise us.

Thank you

Stephen B. King
and/or

Paul R. King

by Stephen B. King
Moore Idaho

34-2363

83255

500 - June 20-62

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho
August 16, 1963

Re: Permit No. G-28647

Charles Burch
Moore, Idaho

Dear Mr. Burch:

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-28647 shows the well is ~~(200)~~ capable of conveying 150 miner's inches, or 3.0 c.f.s. of water for the irrigation of 150 acres.

Upon receipt of the statutory fees, totaling \$ 13.00, which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 8.00 - 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 April 25, 1960 to the use of 3.0 second feet of subterranean water with the point of diversion in the NW 1/4, Sec. 16 for irrigation of 150 acres in the E 1/4, Sec. 16, T. 5 N., R. 26 E., B. 1 E.

Very truly yours,

CARL E. TARTAN
Acting State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

28647

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

✓ **REPORT OF ENGINEER**

Permit No. G-28647

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

1. Name of applicant Charles Burch

2. Source of water supply: a well

3. Location of point of diversion: Is in the NE 1/4 of Section 16

T. 5 N. R. 26 E.B.M. County of Butte

4. Describe works as they exist, giving dimensions and capacities of same: 60HP OStollerschmidt Motor #1224000, Johnston Pump #JR-3740, 10" x 10" column, 10" x 8" discharge pipe to 7' x 5' x 3' Cinder block distribution box to open ditches. Well - 165' x 20" cased x 11' Reported 69' (cast measure depth to water)

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE 1/4, E 1/2 SW 1/4 Sec. 16., Twp. 5 N., Rge. 26 E.B.M.

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

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

Remarks: Mr. Charles Burch along

7/29/63 Measured by Sparking meter 5 Run. 1 Min 3.5 Sec. = 5.26 x .95 = 5.00 cfs.

This examination was made on the 6th day of June, 1963.

(Signed)

Logan Johnson

Examiner.

28647

Charles D. Burch #2293
Moore, Idaho

Permit No. G-28647

Provs. not over 6-4-63

Examination for Completion of Works & Beneficial Use

County Butte

Sec. 16 T. 5 N R. 26 E BM

Quantity: 3.2 a.f.s.

Source: Well

P.D.: NW, NW, Sec. 16, T. 5 N. - R. 26 E. BM

Use: Irrigation

Filed: April 25, 1960

Due: May 4, 1965

Extension: —

Completion of Works: —

Other Rights: None

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

APR 15 1960

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28647

REPORT ON PROOF OF Completion of Works & Beneficial Use

Charles Burch, Moore, Idaho

R-26E

T.
5
N.

OWN a. 40' x 60' square of deeded ground for well site.

U.S. H.W.C. No. 938

17

PD

6

30

150

CADWY

70' NORTH

C/A 3.2 cfs

Subdivisions 4

AREA 150 ac

Q 3.0 or 150 cfs

June 3, 1963

Re: Permit No. G-28647

Charles D. Burch
Moore, Idaho

Dear Mr. Burch:

This is a follow up of the notice from the Department of Reclamation office that an inspection would be made on your water filing as soon as possible.

I will plan to inspect your permit on or about the week of June 4, 1963.

Please arrange to be on the premises so that you can accompany me over the work.

Very truly yours,

CARL E. TAPPAN, Assistant
~~GEO. N. CARTER~~
State Reclamation Engineer
By

Field Engineer

LHJ:mr

28647

April 17, 1963

Re: Permit No. G - 29556 - Blaine Yancy
" " G - 28647 - Charles Burch
" " G - 28974 - Dale Schureman
" " G - 30580 - Jess W. Burch, Sr.

Blair W. Archibald, Manager
Federal Land Bank
Blackfoot, Idaho

SEE LETTER IN
G-30580 file

Dear Mr. Archibald:

Your letter of April 16th in regard to well in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16, T. 5 N., R. 26 E., has been received.

Permit No. G-28647, in the name of Charles Burch for 3.2 c.f.s., priority April 25, 1960, well in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, to irrigate E $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 16, T. 5 N., R. 26 E.

Permit No. G-29556, in name of Blaine Yancey, for 3.2 c.f.s., priority Feb. 21, 1961, well in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, to irrigate W $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 16, T. 5 N., R. 26 E.

Permit No. G-28974, in name of Dale Schureman for 3.2 c.f.s., priority August 29, 1960, well in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, to irrigate W $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 16, T. 5 N., R. 26 E. This permit is probably correct.

The first two permits above show the wrong point of diversion and G-29556 show the land as W $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 16, instead of E $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 16, if our information is correct. Both men knew the point of diversion is shown in error and forms were sent to Mr. Yancy, however, no amendments have been filed. It seems like these permits should be assigned and amendments filed to correct the errors.

Mr. Jess W. Burch, Sr. should file a photo copy, or certified copy of the agreement in regard to division of water in the well.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

28647

April 10, 1961

Re: Permit No. G-28647

Mr. Charles D. Burch
Moore, Idaho

Dear Mr. Moore:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Arco Advertiser, all submitted in proof of completion of works and beneficial use on Permit No. G-28647.

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:

28647

Affidavit of Publication

I, Dell Cross, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,
for 4 (four) consecutive weeks, commencing
with the issue dated March 4, 1961
and ending with the issue dated March 24, 1961

Dell Cross

Subscribed and sworn to before me this

24th day of Mar, 1961

Betty J. Mayo

Notary Public.

Residence: Arco, Idaho.

My commission expires 2-4, 1965

LEGAL NOTICE

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

Notice is hereby given that at 2 p. m., on the 6th day of April, 1961, at Arco, County of Butte, State of Idaho, before Ruby B. Gamett, Clerk of the District Court, at Arco, Butte County, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 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. G23647, 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 Charles D. Burch, Moore, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 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 3.2 cubic feet per

4. The point of diversion of said water is NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, Twp. 5 North, Range 26 East Boise Meridian, County of Butte.

5. The place where said water is used is NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, Twp. 5 North, Range 26 E.B.M.

6. The date of priority which said user is prepared to establish is April 25, 1960.

GEO. N. CARTER,

State Reclamation Engineer.

Pub. Mar 3 thru Mar 24, 1961.

APR 7 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department

Permit No. G 28647

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. CHARLES D. BURCH MOORE, IDAHO
FARMER

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

Ans. No

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

Ans. G 28647 Priority April 25, 1960 5-4-60

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

Ans. IRRIGATION WELL NW $\frac{1}{4}$ SEC. 16 Twp. 5 North Range 26 EBM County of Butte

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. ~~XXXXXXXXXXXXXXXXXXXX~~ Laterals located on above mention property.

350 Inches (the ditches are capable of handling this amount of water) no name
Depth of well 165 feet; casing 20 inch; To water 69 feet; Pumped 325 inches of water
with the Johnston Pump Co. test pump, and the measurement was made with the orifice
I am not using a sprinkler.

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. Use for irrigation purposes. Used in the following: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$
SE $\frac{1}{4}$ SW $\frac{1}{4}$ SEC. 16, Twp 5 North Range 26 EBM. A 152 Acres have been irrigated
with this water. Plowed farm land, all under cultivation.

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

Ans. BILL LUKEHART, AT BOISE, IDAHO

28647.1

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

Ans. NOTHING BUT IRRIGATION

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

Ans. _____

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 OWNER

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

Ans. FOR IRRIGATION PURPOSES

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. NOTHING BUT WELL

(Sign)

Charles D. Bush

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 BUTTE ARCO County of BUTTE State of Idaho, on this 6 day of APRIL, A. D. 1961,

My commission expires _____

Hubert D. Gaumneth
CLERK OF THE DISTRICT COURT,
ARCO, BUTTE COUNTY, IDAHO

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G 28647

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. BENNY MARTIN, ARCO, IDAHO
SOIL CONSERVATION ENGINEER FOR BUTTE COUNTY, IDAHO

Ques. 2. Are you acquainted with CHARLES D. BURCH, the holder of Permit No. G 28647? How long have you known him and where does he reside?

Ans. YES, ABOUT 3 yrs., MOORE, IDAHO

Ques. 3. Have you read or heard read said Permit No. G 28647, 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. IRRIGATION WELL, NW 1/4 SEC. 16, Twp. 5 North, Range 26 EBM.
LATERALS ON LAND TO BE IRRIGATED

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. 6.2 second feet 6.2

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. 325 inches and measured through an orifice.

28647

2 Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each ~~subdivision~~ ^{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. FOR IRRIGATION AND IT IS ALL CULTIVATED *where?*

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

Ans. NOTHING BUT 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. PEA GRAVEL AND CLAY. IT TAKES FOR PROFITABLE CULTIVATION
1 CURIC FEET OF WATER.

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. ALL DURING THE IRRIGATION SEASON OF 1960.

(Signed) *Benny Martin*

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 ARCO,
County of BUTTE, State of Idaho, on this 6. day of APRIL,
A. D. 1961.

Ruby B. Garnett
CLERK OF THE DISTRICT COURT
ARCO, BUTTE COUNTY, IDAHO

My commission expires

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

DEPARTMENT OF RECLAMATION

Permit No. G 28647

**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. LEO JENSEN, MOORE, IDAHO

FARMER AGE 39

Ques. 2. Are you acquainted with CHARLES D. BURCH, the holder of Permit No. G 28647? How long have you known him and where does he reside?

Ans. 30 yrs. Moore, Idaho

Ques. 3. Have you read or heard read said Permit No. G 28647, 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. IRRIGATION WELL, NW 1/4 SE 16, Twp 5 North, Range 26 EBM
laterals on land to be irrigated

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. 6.2 second feet 6.2 seen conveyed.

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? 325 inches and measured through an orifice

Ans.

28647

2
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. for irrigation and it is all cultivated where?

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

Ans. Nothing but 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. Pee gravel and clay It takes for profitable cultivation
4 cubic feet of water.

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. All during the irrigation season of 1960

(Signed) Leo Jensen

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 Arco, County of Butte, State of Idaho, on this 6 day of April, A. D. 1961.

CLERK OF THE DISTRICT COURT
ARCO, BUTTE COUNTY, IDAHO

My commission expires

Form No. 11
2M - 10/60

RECEIVED
FEB 27 1961
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Feb. 24, 1961

(P. O.) Box 95, Moore, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

THE ARCO ADVERTISER of ARCO, IDAHO published in

the county in which the works are situated.

Burke Sr.

Charles D. Burch

(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.

28647

RECEIVED

Department of Reclamation

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

Notice is hereby given that at 2 P M., on the 6th. day of April
19 61, at ARCO, County of BUTTE, State of Idaho,
before RUBY B. GAMETT CLERK OF THE DISTRICT COURT
DOUGLAS PERSON, at (address) _____
ARCO, BUTTE COUNTY, IDAHO, proof will be submitted of the completion of
works for the diversion of 3.2 ☒ 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. UG 28647, 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 CHARLES D. BURCH, MOORE, IDAHO

2. Said works of diversion will be fully completed on the date set for such com-
pletion, and the amount of water which said works are capable of conveying to the
place of use is 3.2 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
3.2 cubic feet per second.

4. The point of diversion of said water is NW¹ NW¹ Sec. 16, Twp. 5 North,
Range 26 East Boise Meridian County of Butte

5. The place where said water is used is NE¹ SW¹ SEC. 16, Twp. 5 North, Range 26. ERM.
SE¹ SW¹

6. The date of priority which said user is prepared to establish is April 25,
June 1, 1960.

Geo. H. Leaster

State Reclamation Engineer

28647

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-28647
Charles D. Burch

Date: Feb. 27, 1961

Area Advertiser,
Area, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **April 6, 1961** the date set for proof; the expense of the publication is to be paid by the applicant

Charles D. Burch of **Moore, 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.

28647

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

February 27, 1961

Re: Permit No. G-28647

DEPOSITION VALUE OF NO VALUE

DEPOSITION VALUE OF PUBLICATION

IS ATTACHED

Mr. Charles D. Burch,
Moore, Idaho.

Dear Mr. Burch:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28647. The proofs are to be made at 2:00 o'clock P.M., on the 6th day of April, 1961, ~~before~~ before Ruby H. Gmatt, Clerk of the District Court, Arco, Notary Public.

As of this date we have mailed the Notice to the Arco Advertiser 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 you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. ^{Rule} ~~Stanton~~
Chief Clerk

Encl.
EPR: pmk
cc: Notary

28647

February 20, 1961

Re: Permit No. C-28647

Mr. Charles Burch
Moore, Idaho

Dear Mr. Burch:

Enclosed are Forms to be completed for the legal notice of intention to make proof of completion of works and beneficial use of the water under your permit with instructions. Read the instructions carefully before completing the forms.

The proofs should not be made before the full acreage has been irrigated or until the five years has elapsed to the time the proofs have to be made.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

RT:EPR:ew

Enc. forms

28647 R

FEB 20 1961

Department of Reclamation

Feb. 17, 1961
Moore, Idaho

Dear Sir;

I have completed work on my Irrigation well, Permit No. G-28647, and would like to complete my filing. Completion of work was June 4, 1960.

I wasn't sure of the procedure I was supposed to take in the final application, so inquired at our Court house and was advised to contact you. Hoping to hear from you soon in regards to this matter.

I remain
yours truly,
Charles Burick

28647

May 10, 1960

Re: Permit No. G-28647

Mr. Charles Burch,
Moore, Idaho.

Dear Mr. Burch:

We enclose Permit No. G-28647 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-4787 which was issued covering payment in the amount of \$5.75 for the filing fee of the above mentioned permit, together with a .25¢ refund.

You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

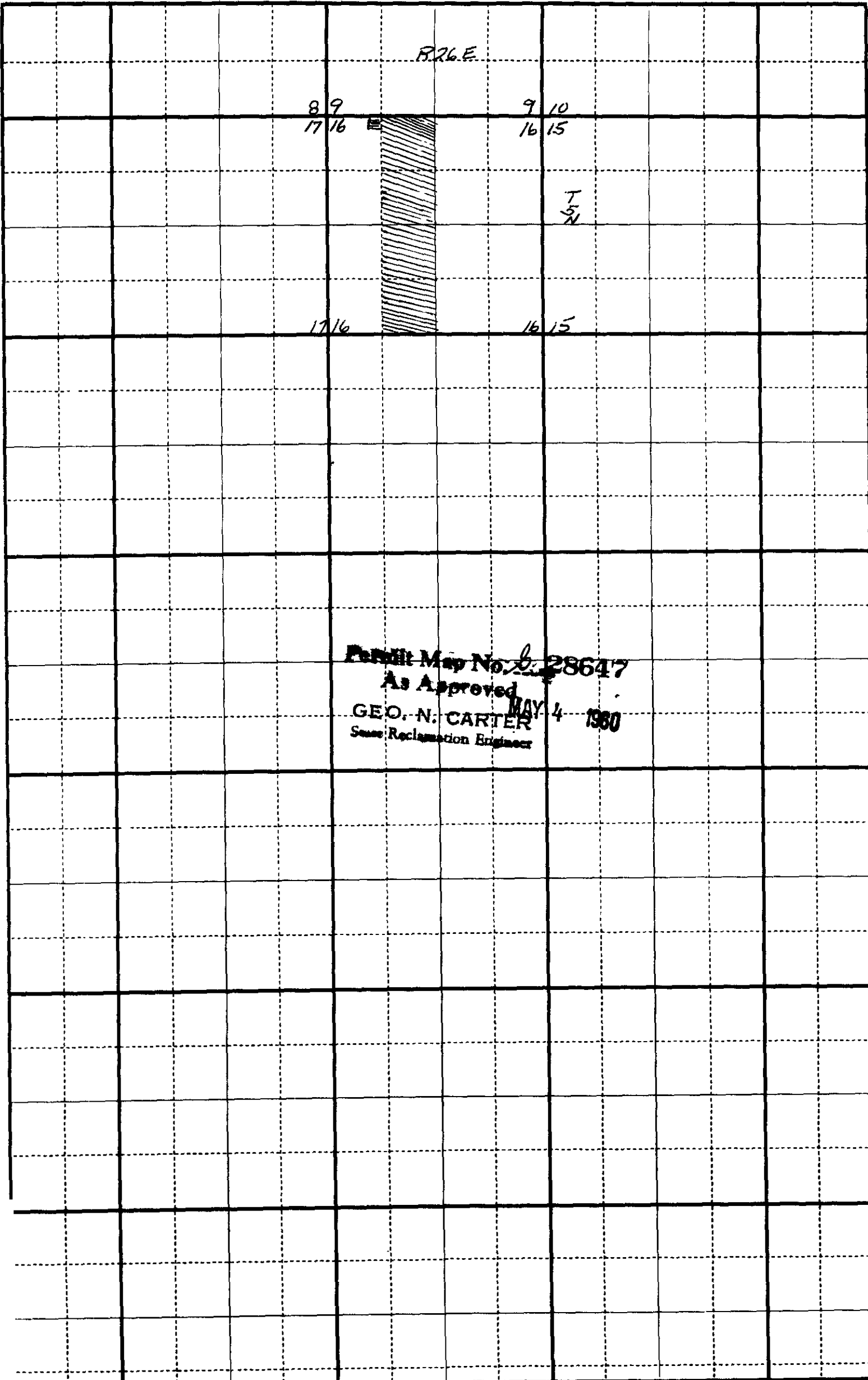
(Mrs.) Edna P. Hale
Chief Clerk

Encl.
EPT:pmk

28647

NAME OF APPLICANT Charles D. Burch

Form No. 0



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

28647

RECEIVED

APR 25 1960

Department of Reclamation

Apr. 20, 1960
Moore, Ida.

Dear Sir,

My application for
permit, and six dollars
fee. Five dollar for 50
runners inches, and one dollar
for additional 100 runners
inches or 4 cubic ft. per
second of water.

Thanking you, and hoping
for a quick reply

I Remain
yours truly,

Charles D. Burk

28647

**NOTICE OF PROOF OF COM-
PLETION OF WORKS AND AP-
PLICATION OF WATER TO
BENEFICIAL USE.**

Notice is hereby given that at 2 p. m., on the 6th day of April, 1961, at Arco, County of Butte, State of Idaho, before Ruby B. Gamett, Clerk of the District Court, at Arco, Butte County, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 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 G28647, 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 Charles D Burch, Moore, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 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 3.2 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, Twp. 5 North, Range 26 East Boise Meridian, County of Butte.

5. The place where said water is used is NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, Twp. 5 North, Range 26 E.B.M.

6. The date of priority which said user is prepared to establish is April 25, 1960.

28647
GEO. N. CARTER,
State Reclamation Engineer.
Pub Mar 3 thru Mar 24, 1961.