

34-2354

Application For Permit To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 36054
PERMIT No. 28094
DISTRICT No.

1. Name of Applicant: Stanley Morrell

Postoffice address: Box 81, Arco

County: Butte

State: Idaho

I. If applicant is a corporation, give:

- (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) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: 2.5

cubic feet per second.

3. Source of water supply: Unnamed stream

which is a tributary of sinks

4. Location of point of diversion: various places

or Big Lost Creek
feet distant from the

corner of Section , T. , R. , B.M., and is in the $N\frac{1}{2}$ SW $\frac{1}{4}$
of section 7 , T. 3 N , R. 27 E., B. M., County of Butte

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section of , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 3400

8. Kind of works Portable sprinkler system and sub-irrigation

each of 6
9. Height of/dam 5 feet; length of dam at top 12 feet; length of dam at bottom 12

feet; material used in dam: Earth and rock

10. Size of headgate/Width in dam 8 feet; height 5 feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe 5 inches; length of conduit 1900 feet miles.

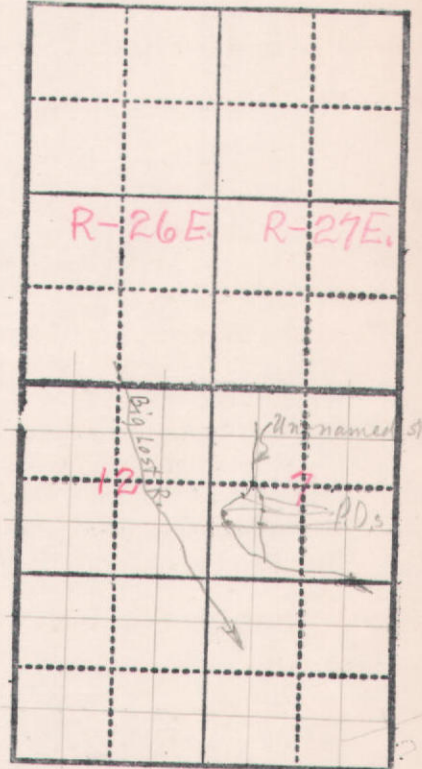
Average grade per mile feet.

12. The time required for the completion of such work is 2 years.

13. The time required for the complete application of the water to the proposed use is 0 additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 100" Big Lost 5-1-1894



WARRANTY DEED

For Value Received

DONALD A. DIKE and MARCELLA M. DIKE, his wife,

the grantors, do hereby grant, bargain, sell and convey unto

WILLIAM T. SOWARDS and LEOA SOWARDS, his wife,

the grantees, the following described premises, in Butte County Idaho, to wit:

Township 3 North, Range 26, E.B.M.

Section 12, N₂SE₄

Township 3 North, Range 27, E.B.M.

Section 7: Lot 3; NE₄SW₄

Together with all improvements thereon including License No. 54-2354 Water Rights, together with all subterranean well rights pertaining to such property. EXCLUDING, HOWEVER, 160 inches of decreed June 1, 1894 water from the Big Lost River Irrigation District, which water pertains to and is used upon other real property owned by the above Grantors.

Subject also to current taxes and assessments.

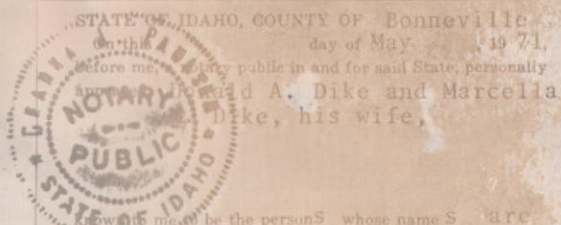
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: May 3, 1971

Donald A. Dike

Marcella M. Dike



I, the undersigned, a Notary Public in and for said State, personally appeared Donald A. Dike and Marcella Dike, his wife,

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Deanne J. Dike
Notary Public

Residing at Idaho Falls, Idaho, Idaho
Comm. Expires 12/12/1972

34 2354

moore, Idaho

832551

50
43
38
35

4166²⁰
41.5 average pressure
42 ft

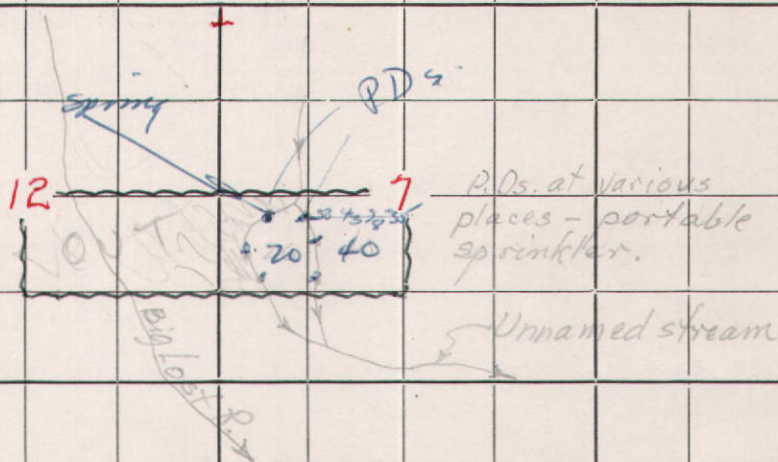
$$\begin{array}{r} 10.10 = 45^{\circ} \\ 9.48 : 40^{\circ} \\ \hline 10.62 \\ 106. \end{array}$$

$$\begin{array}{r} 9.48 : 40 \\ 12 : 2 \\ \hline 9.60 \text{ @ } 42 \text{ PSI} \\ 40 \text{ ft} \\ \hline 9384.00 \\ 42.5 \times \text{inch} \\ \hline .85 \text{ cfs} \end{array}$$

R-26E.

R-27E.

T.
3
N.



Subdivisions

2

AREA

60 acres

9

.85 cfs. or 42 1/2 inch

Affidavit of Publication

RECEIVED

SEP 22 1961

Department of Reclamation

I, Dolly 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 3 (three) consecutive weeks, commencing
with the issue dated August 25, 1961
and ending with the issue dated Sept., 15, 1961

Dolly Cross
Subscribed and sworn to before me this

18 day of Sept., 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 10:00 a. m., on the 21st day of September, 1961, at Arco, County of Butte, State of Idaho, before Betty J. Mayo, Notary Public, at Arco, Idaho, proof will be submitted of the completion of works for the diversion of 2.5 cubic feet per second of the waters of Unnamed stream, tributary of Big Lost Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 28094, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person holding said permit is: STANLEY MORRELL, Box 81, Arco, Butte County, 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 2.5 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 2.5 cubic feet per second.

4. The point of diversion of said water is various places North Central part of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, Twp. 3 North, Range 27 E.B.M.

5. The place where said water is used is NE $\frac{1}{4}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 7, T. 3 N., R. 27 E.B.M.; and NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 12, T. 3 N., R. 26 E.B.M.

6. The date of priority which said user is prepared to establish is August 7, 1959.

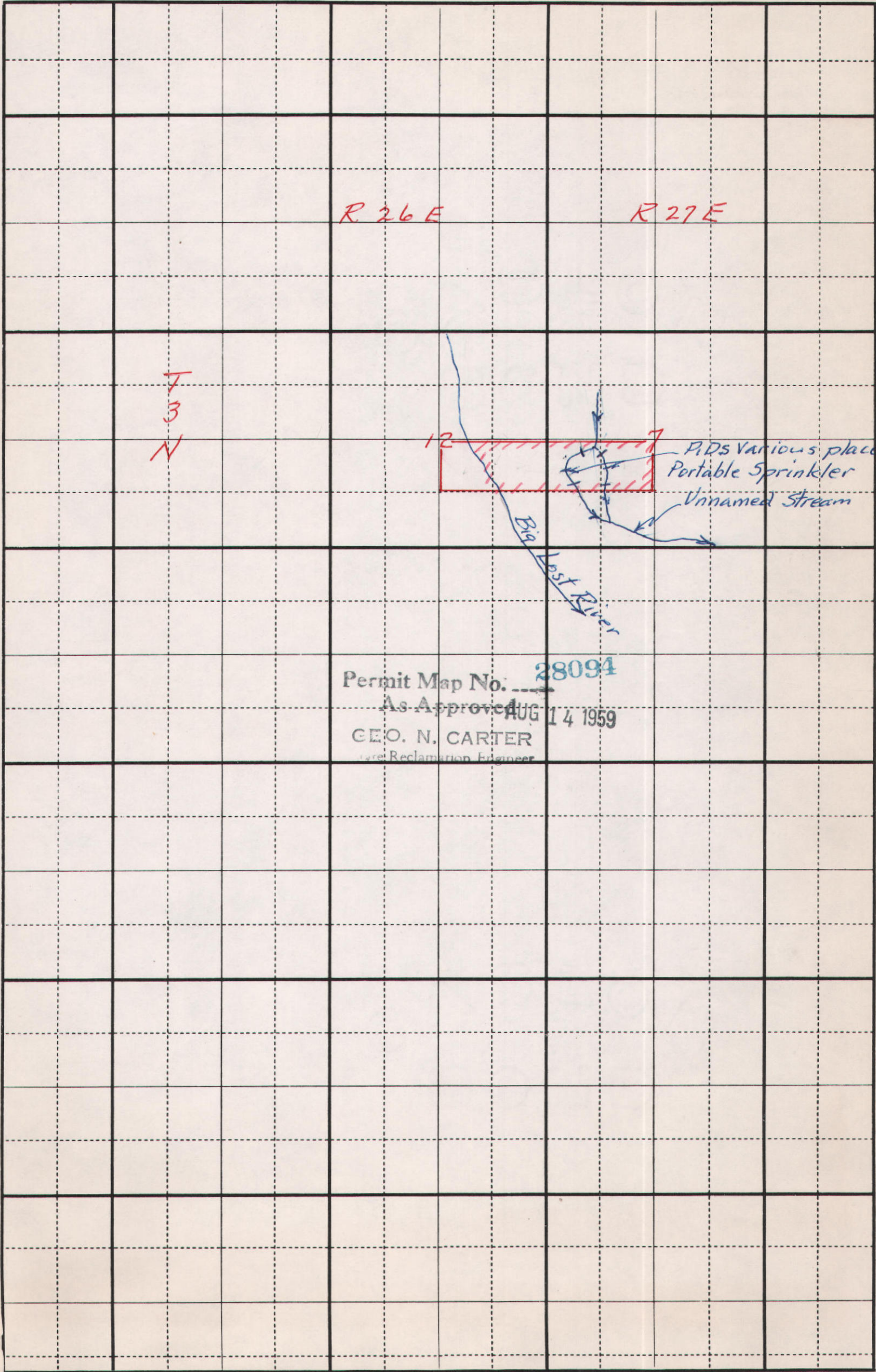
GEO. N. CARTER,
State Reclamation Engineer.
Pub. Aug. 25, Sept. 1, 8, 15, 1961.

1700

28094

NAME OF APPLICANT Stanley Morrell

Form No. 0



Permit Map No. 28094
As Approved AUG 14 1959
C.E.O. N. CARTER
Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. 28094

Amount .85 c.f.s.

Water District No.

Priority Sept. 14, 1959

THIS IS TO CERTIFY that

STANLEY MORRELL

of Arco, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated August 7, 1959; that Permit No. 28094 was issued under said application, that Certificate of Completion of works, with a carrying capacity of .85 second feet, was issued thereunder on October 24, 1963, showing that said works were completed on the 21st day of September, 1961; and that on the 21st day of September, 1961,

STANLEY MORRELL

of Arco, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of an unnamed stream, a tributary of sinks or Big Lost Creek for the purpose of irrigation

, under Use Permit No. 28094 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 7764, on the 24 day of October, 1963;

The right hereby confirmed dates from September 14, 1959;

The Point of Diversion is located

in the N¹/₂ SW ¹/₄, Sec. 7, Tp. 3 N., R. 27 E., B. M. Butte County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed .85 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	27 E.	7	NE ¹ / ₄ SW ¹ / ₄	40	40
			NW ¹ / ₄ SW ¹ / ₄	40	20
			Total number of acres to be irrigated:		60

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

24th day of October, 1963.

RALPH W. THOMAS

DEPUTY State Reclamation Engineer.

(SEAL)

Application For Permit To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 3054
PERMIT No. 2094
DISTRICT No.

1. Name of Applicant: Stanley Morrell

Postoffice address: Elmer, Arco

County: Butte

State: Idaho

I. If applicant is a corporation, give:

- (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) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: 2.5 cubic feet per second.

3. Source of water supply: Unnamed stream which is a tributary of sinks

4. Location of point of diversion: various places or Big Lost Creek feet distant from the

corner of Section , T. , R. , B.M., and is in the N $\frac{1}{2}$ SW $\frac{1}{4}$

of section 7 , T. 3 N , R. 27 E., B. M., County of Butte

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section of , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 3400

8. Kind of works: Portable sprinkler system and sub-irrigation

9. Height of/dam 5 feet; length of dam at top 12 feet; length of dam at bottom 12

feet; material used in dam: Earth and rock

10. Size of headgate: Width 8 feet; height 5 feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe 5 inches; length of conduit 1900 feet miles.

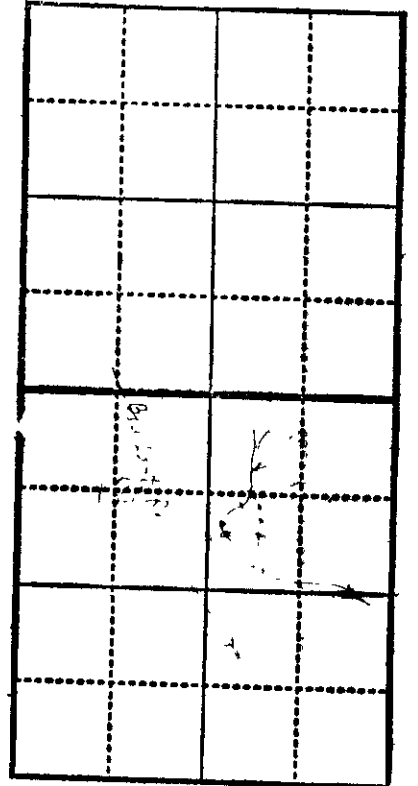
Average grade per mile feet.

12. The time required for the completion of such work is 2 years.

13. The time required for the complete application of the water to the proposed use is 0 additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 100" Big Lost 5-1-1894



16. (a) Is reservoir to be used? no If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

s/ Stanley Morrell *Applicant.*

By

Agent.

Date of first receipt at Department of Reclamation: 10:45 A.M. August 7, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 28094

Recorded in Book 99 Page 28094 Approved August 14, 1959

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 October 14, 1959

and to continue diligently and uninterruptedly to completion.

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

One-fifth of the work above specified to be completed on or before August 14, 1960

The whole of said work to be completed on or before August 14, 1961

Beneficial use of water appropriated in accordance herewith, to be made on or before August 14, 1961

WITNESS My hand this 14th day of August, 1959

s/ GEO. W. CARTER
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, _____, Governor of the State of Idaho,

and ARTHUR WELLS _____, 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 14th.....

day of August, 1959.

STATE OF IDAHO

Countersigned:

(SEAL)

Bv s/ ARNOLD WILLIAMS

By s/ ROBERT E. STYLIE

Governor.

Secretary of State.

REMARKS: Pumping from ponds above dams constructed in 1940 which were constructed to sub-irrigate the land.

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
3 N	27 E	7								40	40							80	
3 N	26 E	12												40	5			45	
Permit No. 28094																		125	
CERTIFICATE OF COMPLETION OF WORKS ✓																		125	
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that STANLEY MORRELL of Arco, County of Butte, and State of Idaho, the holder of Permit No. 28094, issued upon Application No. 36054, bearing date of priority of August 7, 1959, authorizing the diversion of 2.5 second feet of waters of an unnamed stream, County of Butte, 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 .85 second feet of the waters of an unnamed stream, tributary of sinks, or Big Lost Creek that the point of diversion of said waters N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 7, T. 3 N., R. 27 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:																			
60 acres in N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 7, T. 3 N., R. 27 E., B. M.																			
Witness my hand this 24th day of October, A. D. 1963.																			
s/ RALPH W. THOMAS Deputy State Reclamation Engineer																			
Proof of Completion of Works Made: September 21, 1961																			
LICENSE ISSUED FOR .85 SEC. FT. page 7764																			

INTER-DEPARTMENT MEMO — 1

FROM ~~Proopreader~~ Caroline S. Allen DATE 4-12-79

TO Proopreader

SUBJECT The field exam indicates on number 8
that source may be waste water & spring,
in unnamed stream w/ 2 P/D in NWSW + 4 P/D
in NWSW. See map. Please check & determine
it was entered properly.

Caroline S. Allen
SIGNATURE

Moore, Idaho
December 4, 1973

State of Idaho
Department of Water Administration
(Mrs.) Eleanor J. Woods
Records Supervisor

Dear Mrs. Woods:

I wrote the department about Water License No. 34-2354
I received a copy of this license and in accord with
our deed this water right belongs to the land which
we purchased from Donald and Marcella Dike in May, 1971.
But Elva Henry filed on this water since we purchased
this property and it is on record with the water board
in Mackay. However he has our property listed as his
property, since the water goes with the property.

We did not purchase the 160 inches of decreed water
which is being transferred out of the district to an-
other part of the Dike land which was sold to Elva
Henry. We have been told that this is not legal and
that this water should go with the property to which it
was originally assigned.

Will you please look into this matter help us get it
straightened out? We did not file on the water listed
as Water License No. 34-2354 since we understood when
we bought the land that the water was our ours by right
of ownership of the land.

Sincerely yours,

Leota Edwards
(Mrs.) Leota Edwards

554-3742

Answered by telephone 12 20/73 BDC

34-2354

WARRANTY DEED

REVENUE STAMPS

the grantors, the following persons, to wit:
WILLIAM T. SWANSON and MARCELLA SWANSON, his wife,
the grantees, the following property, to wit:

Township 3 North, Range 26 East, E. 1/4
Section 21, T. 3N, R. 26E, S. 4
Township 3 North, Range 27, E. 1/4
Section 31, T. 3N, R. 27E, S. 4

Together with all improvements thereon, including
License No. 34-2354 Water Right, together with
all subterranean water rights appurtenant to such
property, including the right of such
decreed June 12, 1968, from the Big Lost
River Irrigation District, which water right
to and is used upon the above property owned
by the above Grantors.

Subject to current taxes and assessments.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees,
their heirs and assigns forever. And the said Grantors do hereby covenant, warrant
with the said Grantees, that they are the owners in fee simple of said premises; that they are free
from all incumbrances.

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: May 3, 1971

STATE OF IDAHO, COUNTY OF Bonneville
on the day of May, 1971,
before me, Notary Public in and for said State, personally
appeared A. Dike and Marcella
Dike, his wife,



to the persons whose names are
in the foregoing instrument, and acknowledged to me
that they executed the same.

Notary Public
Residing at Idaho Falls, Idaho
Comm. Expires 12/12/72

34 2354

November 15, 1973

RE: Water License No. 34-2354

Mrs. Leota Sowards
Moore, Idaho 83255

Dear Mrs. Sowards:

Enclosed herewith is a copy of Water License No. 34-2354 you inquired about in your November 8th letter. Inasmuch as a licensed right is appurtenant to the lands there is no need for an assignment. However, I have placed your letter in that file.

If we can be of further assistance to you please feel free to contact us.

Very truly yours,

(Mrs.) ELEANOR J. WOODS
Records Supervisor

EJW:E

Enclosure

34 2354

RECEIVED

NOV 8 1973

Department of Reclamation

moore, Idaho
November 6, 1973

Mr. Keith Higenson
Department of Reclamation
Boise, Idaho 83701

Dear Sir:

Two years ago we bought the following described
property from Donald A. Dike and Marcella M.
Dike.

Township 3 North, Range 26, E.B.M.
Section 12: N $\frac{1}{2}$ SE $\frac{1}{4}$
Township 3 North, Range 27, E.B.M.
Section 7: Lot 3, N.E. $\frac{1}{4}$ SW $\frac{1}{4}$

Including License No. 34-2354 Water Rights .
Please let us know what this water right in-
cludes.

Yours truly,
Leota Sowards
moore, Idaho 83255

34-2354

May 17, 1965

RE: Permit 28094
Stanley Morrell

Ned Wilde
P. O. Box J. J.
Arco, Idaho 83213

Dear Mr. Wilde:

As requested by your letter of May 13, 1965, the following information on water filings by Mr. Stanley Morrell is forwarded:

Water License 28094--Water from un-named stream with points of diversion at various places in the N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 7, T3N-R27E. To be used on the N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 7, T3N-R27E and the N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 12, T3N-R26E.

This is a licensed water right and was published for 4 consecutive weeks when the proofs were made in September 1961.

This is the only filing other than a well filed in Mr. Morrell's name.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

M. RUSSELL BOSCH
Assistant
State Water Rights & Records

MRB:ct

28094

7 - VARIOUS PLACES.
N 1/2 SW 1/4 - 7 - 3N - 27E.
040

Ned Wilde
P. O. Box JJ
ARCO, IDAHO
83213

N 1/2 S 1/4 - 12 - 3N 26E

May 13, 1965

Mr. Carl E. Sappan, Engineer
State Reclamation Office
Boise, Idaho

RECEIVED
MAY 17 1965
Department of Reclamation

Sir:

I have a 320A ranch described as following:

T 3 north, R 26 east, Boise meridian
Ac 12: NE 1/4 Butte

T 3 north, R 27 east Boise meridian
Ac 7: NW 1/4 Butte

Mr Stanley Mornell owns the property bordering
my entire south boundary. I have been lead to
believe that Mr Mornell has filed rights on
water flowing from my property to his
property (direct or in-direct).

I would like to obtain information on
any water filings Mr Mornell has made
since 1961.

Thank you.

Sincerely,
Ned Wilde, P.E.

28094

October 24, 1963

Re: Permit No. 28094

Stanley Morrell
Box 81
Arco, Idaho

Dear Mr. Morrell:

Enclosed is Certificate of Completion of Works
and License and Certificate of Water Right issued on the above
numbered permit.

Also enclosed is departmental receipt No. 31875
in the amount of \$9.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificate
license
receipt

ROBERT E. SMYTHE
Governor



State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE

October 16, 1963

RECEIVED
OCT 22 1963
Department of Reclamation

Re: Permit No. 28094

Stanley Morrell
Box 81, Arco

Dear Mr. Morrell:

Returned herewith is your check for \$21.00.

Kindly return check for \$9.00 and the certificate
of water right will be sent you as shown in our letter
dated August 19, 1963.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

Ralph W. Thomas

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:vj

encl. check for \$21.00

*Enclosed \$9.00 minus $\frac{20}{100}$ for Water
Certificate.
Thank you kindly.*

*Stanley Morrell
Arco
Idaho*

Box 81

28094



October 16, 1963

Re: Permit No. 28094

Stanley Morrell
Box 81, Arco

Dear Mr. Morrell:

Returned herewith is your check for \$21.00.

Kindly return check for \$9.00 and the certificate
of water right will be sent you as shown in our letter
dated August 19, 1963.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:vj

encl. check for \$21.00

28094

REMIT

Arch Idaho
10-13-63.

Department of Reclamation

Department of Reclamation
Boise, Idaho.

RE: PERMIT NO
28094

Dear Sir:

Enclosed check for

\$21.00 (Twenty one and 00/100) to pay
fee, totaling \$9.00 completion
of work. fee \$5.00 License
Certificate Water \$4.00
60 acres 3.00
\$21.00

Thank you.

Stanley Morrell

Arco
Box 81 Idaho
28094

August 19, 1963

RE: Permit No. 28094

Stanley Morrell
Box 81
Arco, Idaho

Dear Mr. Morrell:

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 N . 28094 shows the pump and pipe line are capable of conveying 42.5 miner's inches, or .85 c.f.s. of water for irrigation of 60 acres.

Upon receipt of the statutory fees, totaling \$9.00, which consist of a Completion of Works fee of \$5.00 and License and Certificate of Water Right fee of \$4.00, 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 September 14, 1959, to the use of .85 second foot of surface water with the point of diversion in the N¹/₄SW¹/₄, Sec. 7 from unnamed stream for irrigation of 60 acres in the N¹/₄SW¹/₄, Sec. 7, T. 3 N., R. 27 E., B. 11.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

28094

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 28094

REPORT ON PROOF OF Completion of Works & Beneficial Use

Stanley Morrell, Box 81, Arco, Idaho

50
 43
 38
 35
 4166.00
 411.5
 average pressure
 42.5

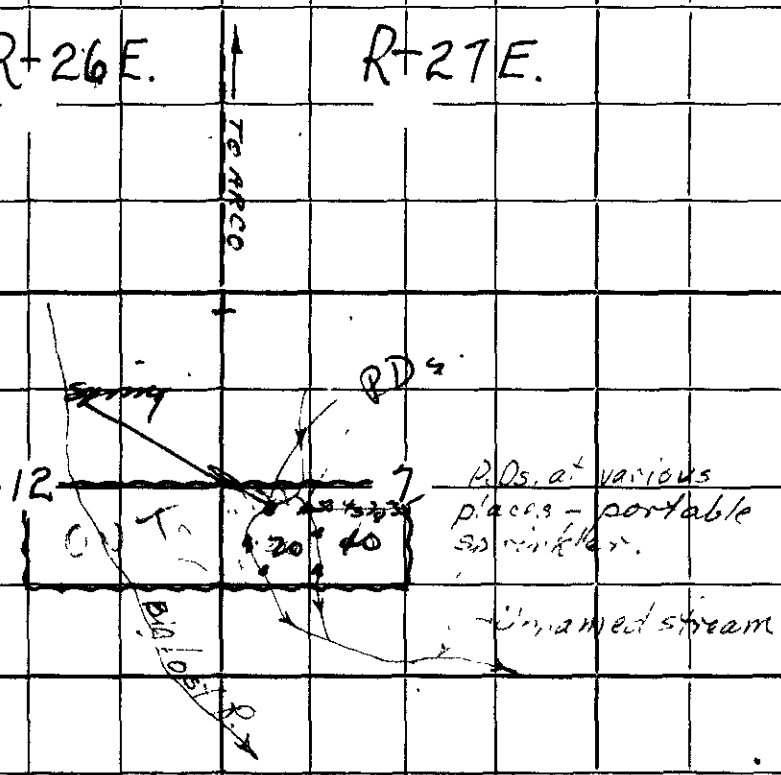
10.10 = 45.4
 9.48 : 40.0
 10.62
 106.

9.48 40
 12.2
 9.60 40
 40.00
 9(384.00)
 42.5x inch
 .85-88 cfs

T.
3
N.

R-26E.

R-27E.



Subdivisions

2

Area

60 acres

Q

.85 cfs. or 42 1/2 inch

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 28094

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

1. Name of applicant Stanley Morrell

2. Source of water supply: Unnamed stream

3. Location of point of diversion: Is in the N¹/2 SW¹/4 of Section 7

T. 3 N. R. 27 E. B.M. County of Butte

4. Describe works as they exist, giving dimensions and capacities of same: 4" x 3" Pacific Centrifugal Pump, tractor mounted, to 40 length of 4" lateral with 40 3/4 x 1/8" birds. straw + manure dams placed in slough at points of pumping.

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):

N¹/2 SW¹/4 Sec. 7., Twp. 3 N., Rge. 27 E.B.M.

45 acres in N¹/2 SE¹/4 Sec. 12., Twp. 3 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? Lost River?

Remarks: Mr. Stanley Morrell along

as waste water
This water comes from a farm to north and comes in with sub water arising in sloughs in this property and from a spring located in NW¹/4 SW¹/4 sec. 7, 3 N., 27 E.

Measured by taking pressure readings along the lateral
This examination was made on the 31st day of July, 19 63

(Signed) Loren Johnson Examiner.

28094

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 15 1963

Department of Reclamation

28094

Stanley Morrell

Box 81

Arco, Idaho

Permit No. 28094

Butte

County

Sec. 1 T. 3 N. R. 27 E. B.M.

Quantity: 2.5 c.f.s.

Source: Municipal Stream

P.D.: N²SW⁴ Sec. 7, T. 3 N. - R. 27 E. B.M.

Use: Irrigation

Filed: Aug. 7, 1959

Due: Aug. 1st, 1961

Extension:

Completion of Works: —

Other Rights: 160' B.L. 5/1/94

Examination for Completion of Works & Beneficial Use

Portable pump connected to tractor 2x3' aug.

3/16 x 1/8

53-60-10-10-63

June 1, 1963

Re: Permit No. 28094

Stanley Morrell
Box 81
Arco, Idaho

Dear Mr. Morrell:

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 10, 1963.

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

Very truly yours,

~~CHAS. F. BLAKE, ASSISTANT~~
~~GEO. N. CARTER~~
State Reclamation Engineer
By

Field Engineer

LMS:mr

28094

September 26, 1961

Re: Permit No. 28094

Stanley Morrell
Box 81
Arco, Idaho

Dear Mr. Morrell:

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. 28094.

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:

28094

Affidavit of Publication

I, Dolly 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 3 (three) consecutive weeks, commencing
with the issue dated August 25, 1961
and ending with the issue dated Sept., 15, 1961

Dolly Cross
Dolly Cross

Subscribed and sworn to before me this
18 day of Sept, 1961

Betty Mayo
Notary Public.

Residence, Arco, Idaho.

My commission expires 2-4, 1965



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
SEP 22 1961
Department of Reclamation

Permit No. 28094

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. Stanley Morrell - Box 81, Arco, Butte County, 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. _____

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

Ans. 28094 Date Aug. 14, 1959 Date of priority Aug. 7, 1959

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

Ans. North Central part of NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec.

7, Twp. 3 North, Range 27 E. B. M.

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. Portable sprinkler system and sub-irrigation. 6 inch casing.

Unnamed stream which is a tributary of sinks or Big Lost Creek.

2.5 Cubic Feet per second, Measured by a test pump. 40 Nozzles;

Pressure 40 to 45.

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. Irrigation purpose NE $\frac{1}{4}$ SW $\frac{1}{4}$ & NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 7, Twp. 3 North, Range 27 EBM. 80A

NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 12, Twp. 3 North, Range 26 EBM 40A: NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 12 5A 45A

Cultivated farm land. 125A

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

Ans. Sub-irrigation from sinks or Big Lost Creek.

28094
12

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

Ans. Irrigation only

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. _____

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

Ans. Irrigation of lands described

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. Pumping from ponds above dams constructed in 1940
which were constructed to sub-irrigate the land.

(Sign)

Stanley M. Orrell

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 ARCO, County of BUTTE,

State of Idaho, on this 21 day of Sept., A. D. 1961.

My commission expires

2-4-65

Betty J. Mayo
Residing at Arco Butte
County, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

SEP 11 1961
Department of Reclamation

PERMIT NO. 28094

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

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. VERN MARKEL, ARCO, IDAHO RETIRED AGE 71

Ques. 2. Are you acquainted with STANLEY MORRELL, the holder of Permit No. 28094? How long have you known him and where does he reside?

Ans. 32 years Arco, Butte County, Idaho

Ques. 3. Have you read or heard read said Permit No. 28094, 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. Portable sprinkler system & Sub-irrigation
Unnamed stream which is a tributary of sinks or Big Lost Creek.

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. 2.5 Cubic Feet per Second, From Sprinkler & sub-irrigation

Ques. 6. 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. Irrigation; NE $\frac{1}{4}$ SW $\frac{1}{4}$ & NW $\frac{1}{4}$ SW $\frac{1}{4}$ SEC. 7, TWP. 3 NORTH, RANGE 27 EBM 80A
NE $\frac{1}{4}$ SE $\frac{1}{4}$ SEC. 12, TWP. #3 NORTH, RANGE 26, EBM. 40A & NW $\frac{1}{4}$ SE $\frac{1}{4}$ SEC. 12, 5a 45A
Cultivated farm land. 125 A

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. For Irrigation only

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

Ans. Heavy loam, suitable for agricultural land
2.5 Cubic ft. of water

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. no none

Ques. 10. 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 hve worked for him two years on this farm.

(Signed)

Vern Marshall

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 21 day of Sept., A. D. 1961.

Betty J. Mayo

Notary Public.

My commission expires

2-4-65

Residing Arco, Butte County, Idaho

Comm. expires

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 28094

**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. WM. LEHMITZ, ARCO, IDAHO RETIRED 70 Yrs.

Ques. 2. Are you acquainted with STANLEY MORRELL, the holder of Permit No. 28094? How long have you known him and where does he reside?

Ans. 11 Yrs. Arco, Butte County, Idaho

Ques. 3. Have you read or heard read said Permit No. 28094, 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. PORTABLE SPRINKLER SYSTEM & SUB-IRRIGATION
UNNAMED STREAM WHICH IS A TRIBUTARY OF SINKS OR BIG LOST CREEK

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. 2.5 Cubic Feet per Secon, From Sprinkler 7 Sub-irrigation

Ques. 6. 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. <u>IRRIGATION: NE$\frac{1}{4}$ SW$\frac{1}{4}$ & NW$\frac{1}{4}$ SW$\frac{1}{4}$ SEC. 7, TWP. 3 NORTH, RANGE 27 EBM.</u>	<u>80 A</u>
<u>NE$\frac{1}{4}$ SE$\frac{1}{4}$ SEC. 12, TWP. 3 NORTH, RANGE 26 EBM.</u>	<u>40 A</u>
<u>NW$\frac{1}{4}$ SE$\frac{1}{4}$ SEC. 12, Twp 3 North, Range 26 EBM</u>	<u>5 A</u>
<u>CULTIVATED FARM LAND</u>	<u>125 A</u>

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. FOR IRRIGATION ONLY

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

Ans. HEAVY LOAM, SUITABLE FOR AGRICULTURAL LAND
2.5 CUBIC FT. OF WATER

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. NO NONE

Ques. 10. 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 WORKED FOR HIM THREE YEARS ON THIS FARM.

(Signed) William E. Mayo

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 21 day of SEPT., A. D. 19 61.

Betty J. Mayo
Notary Public.

My commission expires 2-4-65

Residing in Arco Butte
County, Idaho

SEP 21 1961
Department of Reclamation

ARCO, IDAHO SEPT. 21, 1961

GEO. N. CARTER
STATE RECLAMATION ENGINEER
BOISE, IDAHO

DEAR SIR:

PLEASE FIND ENCLOSED THE TWO AFFIDAVITS ~~ON~~ THE WITNESSES AND
MY OWN. I DO HOPE THIS IS CORRECT.

VERY TRULY YOURS,


STANLEY MORRELL
BOX 81
ARCO, IDAHO

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

August 17, 1961

Re: Permit No. 28094

Mr. Stanley Morrell,
Box 81,
Arco, Idaho.

Dear Mr. Morrell:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 28094. The proofs are to be made at 10:00 o'clock A.M., on the 21st day of September, 1961, ~~1959~~ before Betty J. Mayo, Arco, Idaho, 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}~~Marickson~~
Chief Clerk

Encl.

EPR: pak

cc: Notary

28094

1200
6-28-61

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. 28094
Stanley Morrell

Date: August 17, 1961

Arco Advertiser,
Arco, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **September 21, 1961** the date set for proof; the expense of the publication is to be paid by the applicant

Stanley Morrell of **Box 81, Arco, 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.

28094

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

NOTICE is hereby given that at 10:00 A M., on the 21 day of September
19 61, at Arco, County of Butte, State of Idaho, before
Betty J. Mayo, Notary Public, at (address) Arco, Idaho
_____, proof will be submitted of the completion of works for the diversion of
2.5 cubic feet per second of the waters of Unnamed stream, tributary of Big
Lost Creek, and of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No. 28094, 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: STANLEY MORRELL, BOX 81, ARCO, BUTTE COUNTY, 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
2.5 cubic feet per second.

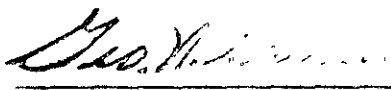
3. The use to which said water has been applied is Irrigation
_____, purposes, and the amount applied to beneficial use is 2.5 cubic
feet per second.

4. The point of diversion of said water is various places
~~about~~ NORTH CENTRAL PART NE $\frac{1}{4}$ SW $\frac{1}{4}$ SEC. 7, Twp. 3 North, Range 27 EBM

5. The place where said water is used is NE $\frac{1}{4}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 7, T. 3N. R. 27 EBM.
And NE $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 12-T. 3N. R. 26 EBM. & 5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 12-T. 3N. R. 26 EBM.

Total _____ acres.

6. The date of priority which said user is prepared to establish is Aug. 15, 1959



State Reclamation Engineer

28094

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) AUGUST 10, 1961

Director of Reclamation

(P. O.) ARCO, IDAHO BOX 81

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

Stanley Morrell

(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.

28094



ROBERT E. SMYLLIE
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
GEO. N. CARTER, STATE RECLAMATION ENGINEER
BOISE



August 15, 1961

AUG 17 1961

Re: Permit No. 28094

Stanley Morrell
P. O. Box 81
Arco, Idaho

Dear Mr. Morrell:

Returned herewith are two Forms 36A and Form 11 which we received from you.

Kindly complete 4. The point of diversion of said water is _____ by showing the 40-acre subdivision, section, township and range.

*recent North Country
- 28° 50' 40" Sec. 7
3N - 27E*

Under 5 you show Section 12, as R. ~~26~~ E., T. 3 N. We believe that it should be R. 26 E.

Kindly complete and correct as above and return at your earliest convenience.

The date for making the proof must be advanced at least one day as the 21st of September is on Thursday, the date the paper is published.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By: *Ralph W. Thomas*

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. Form 36A-11

*Please set the date up to the
25th of Sept. 1961.
Stanley Morrell*

28094.

August 15, 1961

Re: Permit No. 28094

Stanley Merrell
P. O. Box 81
Arco, Idaho

Dear Mr. Merrell:

Returned herewith are two Forms 36A and Form 11
which we received from you.

Kindly complete 4. The point of diversion of said
water is _____ by showing the 40-acre subdivision, section,
township and range.

Under 5 you show Section 12, as R. 27 E., B. M. We
believe that it should be R. 26 E.

Kindly complete and correct as above and return at
your earliest convenience.

The date for making the proof must be advanced at least
one day as the 21st of September is on Thursday, the date the paper
is published.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. Form 36A-11

23094

RECEIVED
AUG 14 1961
Department of Reclamation

ARCO, IDAHO AUG. 10, 1961

GEO N. CARTER
STATE RECLAMATION ENGINEER
BOISE, IDAHO

DEAR SIR:

DUE TO CIRCUMSTANCES OF WHICH I WAS UNABLE TO CONTROL IT WAS IMPOSSIBLE TO FILE THESE PAPERS AT AN EARLIER DATE.

I AM IN HOPES THIS WILL MEET WITH YOUR APPROVAL.

VERY TRULY YOURS,

Stanley Morrell
STANLEY MORRELL
BOX 81
ARCO, IDAHO

28094

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Re: Permit No. 28094

Date:

May 31, 1961

Stanley Morrell
Arco, Idaho

Dear Mr. Morrell:

Under the terms of your Permit No. 28094 you are required to make proofs of completion of works and application of water to beneficial use on or before August 14, 1961.

Before this proof 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 in the county.

We enclose Form 36-A in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point of points of diversion and the location of use or lands which are irrigated - - by legal description. Descriptions should be taken from your Permit, including any amendments thereto, as 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.

Also enclosed 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 Forms 36-A.

At the time we send the notice to the newspaper we will send 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 and at the place named, before the Notary Public as advertised in the publication notice.

The amount of water allowed in a license cannot be more than is actually produced and measured and put to beneficial use, and cannot be more than the statutory amount allowable per acre of land actually found by the field inspection to have been irrigated at the time of proof.

Very truly yours,


GEO. N. CARTER
State Reclamation Engineer

Enc. Form 36-A-11

August 21, 1959

Re: Permit No. 28094

Mr. Stanley Morrell,
Box 81,
Arco, Idaho.

Dear Mr. Morrell:

We enclose Permit No. 28094 in which we direct your attention to the limitations and conditions as given on the fourth page under Approval of the State Reclamation Engineer.

Departmental Receipt No. 29906 which was issued covering payment in the amount of \$5.50 for the filing fee of the above mentioned permit was given to you while in our office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

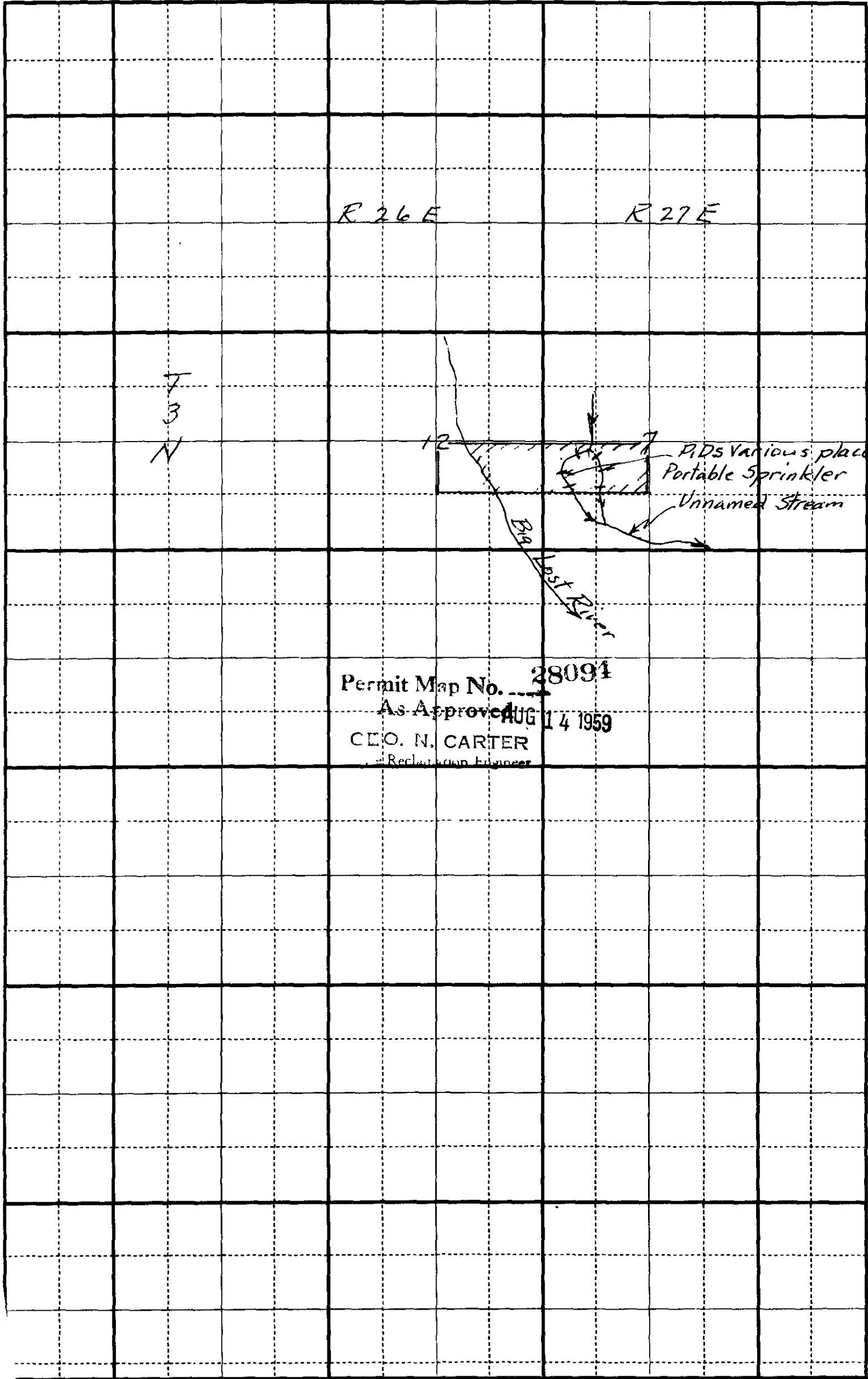
(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.
EPR/pmk

28094

NAME OF APPLICANT Stan. + Merrell

Form No. 0



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

NOTICE is hereby given that at 10:00 a m., on the 21st day of September, 1961, at Arco, County of Butte, State of Idaho, before Betty J. Mayo, Notary Public, at Arco, Idaho, proof will be submitted of the completion of works for the diversion of 2.5 cubic feet per second of the waters of Unnamed stream, tributary of Big Lost Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 28094, heretofore issued by the Department of Reclamation of the State of Idaho

1 The name and postoffice address of the person holding said permit is STANLEY MORRELL, Box 81, Arco, Butte County, 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 2.5 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 2.5 cubic feet per second

4. The point of diversion of said water is various places North Central part of NE¹/₄, SW¹/₄, Sec. 7, Twp 3 North, Range 27 E.B.M.

5. The place where said water is used is NE¹/₄ SW¹/₄; NW¹/₄ SW¹/₄; Sec. 7, T 3 N, R 27 E.B.M.; and NE¹/₄ SE¹/₄ and 5 acres in NW¹/₄ SE¹/₄ Sec 12, T. 3 N, R 26 E B M

6. The date of priority which said user is prepared to establish is August 7, 1959

GEO N. CARTER,
State Reclamation Engineer.
Pub. Aug. 25, Sept. 1, 8, 15, 1961.