

R-3W.

3x8' conc.
collector
tile

P.D.

4" tiledrain

Stock
Tank

1 1/2" steel pipe line
20" high

metal stock tank
cap. 100 gal.

29

TO MIDVALE
Approx. 4.0 mi.

fee = $\frac{1}{5} - 50$

use = stock water

Q = .02 cfs.

T.
1A
N.

No. 2758

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Washington } ss.

Ellen Kiser, being duly sworn,
deposes and says:

That he is the *Chief Clerk* of
THE WEISER SIGNAL, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the county
aforesaid, and in the vicinity of Weiser; that the advertise-
ment, a copy of which is attached hereto, was published in
said newspaper once a week for *four* consecutive weeks
in the regular and entire issue of said paper during the period
and time of publication, and was published in the newspaper
proper and not in a supplement; that said paper has been
established and regularly published for more than seventy-
eight consecutive weeks prior to the date of first publication
of said advertisement.

Such notice was published in the issue beginning with
August 28, 19*58*, and ending
with the issue of *September 18*, 19*58*.

Ellen Kiser
Fees, \$ *21.93*

Subscribed and sworn to before me this *25* day
of *Sept*, 19*58*.

Shurkey
Notary Public, Residing at Weiser, Idaho.

My Commission Expires *5-17-61*, 19*61*.

RECEIVED
DEC 15 1958
Department of Reclamation

No. 2758 NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that 1:30
P. M., on the 1st day of October,
1958, at Weiser, Idaho, County of
Washington, State of Idaho, be-
fore James Donart, Notary Pub-
lic, at 32 East Main, Weiser Idaho,
proof will be submitted of the
completion of works for the di-
version of .02 cubic feet per sec-
ond of underground water from
a well, and of the application to
beneficial use of said water, in
accordance with the terms and
conditions of Permit No. G 26583
heretofore issued by the Depart-
ment of Reclamation of the State
of Idaho.

1. The name and postoffice ad-
dress of the person or corporation
holding said permit is Delbert
Williams, Midvale, 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 .02 cubic
feet per second.

3. The use to which said water
has been applied is stock water
purposes, and the amount applied
to beneficial use is .02 cubic feet
per second.

4. The point of diversion of said
water is NE¼ of the NW¼ Sec.
29, Twp. 14 N. Range 3 W, B. M.

5. The place where said water
is used is same as 4.

6. The date of priority which
said user is prepared to establish
is October 22, 1956.

GEO. N. CARTER,
State Reclamation Engineer
44-48

26583

NAME OF APPLICANT DELBERT WILLIAMS

Form No. 0

R.3.W. B.M.

T
14N

365 ft

2 1/2 ft tile

Permit Map No. 9-26583

As Approved

DEC 25 1956
MARK R. KULP

State Reclamation Engineer

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

926583

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

Notice is hereby given that 1:30 P. M., on the 1st day of October, 1958, at Weiser, Idaho, County of Washington, State of Idaho, before James Donart, Notary Public, at 32 East Main, Weiser Idaho, proof will be submitted of the completion of works for the diversion of .02 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 26583 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 Delbert Williams, Midvale, 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 .02 cubic feet per second.
3. The use to which said water has been applied is stock water purposes, and the amount applied to beneficial use is .02 cubic feet per second.
4. The point of diversion of said water is NE 1/4 of the NW 1/4 Sec. 29, Twp. 14 N. Range 3 W, B. M., Washington County, Idaho.
5. The place where said water is used is same as 4.
6. The date of priority which said user is prepared to establish is October 1, 1956.

GEO. N. CARTER,
State Reclamation Engineer

No. 2758
**NOTICE OF PROOF OF
COMPLETION OF WORKS**
at
**APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that 1:30 P. M., on the 1st day of October, 1958, at Weiser, Idaho, County of Washington, State of Idaho, before James Donart, Notary Public, at 32 East Main, Weiser Idaho, proof will be submitted of the completion of works for the diversion of .02 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 26583 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 Delbert Williams, Midvale, 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 .02 cubic feet per second.

3. The use to which said water has been applied is stock water purposes, and the amount applied to beneficial use is .02 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ Sec. 29, Twp. 14 N. Range 3 W, B. M.

5. The place where said water is used is same as 4.

6. The date of priority which said user is prepared to establish is October 22, 1956.

GEO. N. CARTER,
State Reclamation Engineer

State of Idaho

License and Certificate of Water Right

Water License No. G-26583

Amount .02 c.f.s.

Water District No.

Priority Oct. 22, 1956

THIS IS TO CERTIFY that DELBERT WILLIAMS
 of Midvale, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated October 22, 1956; that Permit No. G-26583
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 .02 second feet, was issued thereunder on March 13, 1959, showing that said works
 were completed on the 1st day of October, 1958; and that on the 1st
 day of October, 1958, DELBERT WILLIAMS

of Midvale, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of seep
 , a tributary of subterranean, for the purpose of stock water
 , under Use Permit No. G-26583 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
 11 of Licenses at page 6619, on the 13 day of March, 1959;

The right hereby confirmed dates from October 22, 1956;

The Point of Diversion is located
 in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, Tp. 14 N, R. 3 W, B. M. County Washington

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 .02 cubic feet per second.

Description and location of use:

stock water only

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 N	3 W	29	NE $\frac{1}{4}$ NW $\frac{1}{4}$		

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

13 day of March, 1959.

s/ GED. N. CARTER

State Reclamation Engineer.

(SEAL)

67 2257

67-2007

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 34500
Permit No. G- 26583
District No.

Delbert Williams
Midvale, Idaho

1. Name of Applicant: DELBERT WILLIAMS
Postoffice address: Midvale County: Washington State: Idaho
2. Quantity of water claimed: .02 cubic feet per second
 (a) Rate of withdrawal in cubic feet per second. .02 or Idaho
 Miners' inches One or gallons per minute. 5 to 10 gal. pr. min.
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean Flow - Seep (Wet area in field)
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 29
 Twp. 14 N , Rge. 3 W , B.M., County of Washington
5. Water is to be used for: Stock water - maybe irr. later
6. If for municipal, industrial or recreational purposes, give:
 (a) Point of use of water is in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 29 , Twp. 14 N.
 Rge. 3 W , 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: Spring development (tile & trough)
8. Estimated cost of works: \$ 400.00
9. (a) Is reservoir to be used? No
 (b) Capacity of reservoir: Water trough - 300 gal.
10. The time required for the completion of such work and complete application of the water to the proposed use is Complete Now
 years. (Two Years)
11. If applicant is a corporation, give:
 I. (a) Date and place of incorporation: No
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 II. The financial resources of the applicant are (a) Cash on hand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: This is a spring development with tile, 240 ft. - 365 ft. 1½ pipe and a 300 gal water tank.
To provide water for stock.

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.

DELBERT WILLIAMS

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 10:00 A.M. October 22,1956

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-26583

Recorded in Book 94 Page 26583 Approved Oct. 25, 1956

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 December 25, 1956 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before October 25, 1957

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before October 25, 1958

Witness my hand this 25th day of October, 1956

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and JAS. H. YOUNG, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 25th day of October, 1956.

Countersigned:

STATE OF IDAHO

(SEAL)

By JAS. H. YOUNG
Secretary of State.

By ROBERT E. SMYLLIE
Governor

12.

Twp.	Range	Sec.	NE¼	NW¼	SW¼	SE¼	Totals
			NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	
14 N.	3 W.	29		1			1
Permit No. G-26583 CERTIFICATE OF COMPLETION OF WORKS ✓							
TO ALL WHOM IT MAY CONCERN:							
This is to certify that DELBERT WILLIAMS of Midvale, County of Washington, and State of Idaho, the holder of Permit G-26583, issued upon Application G-34500 bearing date of priority of October 22, 1956, authorizing the diversion of .02 second feet of waters of seep - subterranean flow, County of Washington, State of Idaho, for stock water purposes has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of 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 .02 second feet of the waters of seep - subterranean flow, that the point of diversion of said waters NE¼NW¼, Sec. 29, T. 14 N., R. 3 W., B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: For Use in NE¼NW¼, Sec. 29, T. 14 N., R. 3 W., B. M. Witness my hand this 13th day of March, A. D. 1959 Proof of Completion of Works Md: October 1, 1958 s/ GEO. N. CARTER State Reclamation Engineer LICENSE ISSUED FOR .02 SEC. FT. Page 6619							

WATER RIGHT NUMBER 67-2257

OWNER LAST NAME - WILLIAMS

FIRST NAME - DELBERT

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - MIDVALE

STATE - ID ZIP CODE -

SOURCE -

TRIBUTARY OF -

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 10-22-1956 COUNTY - WASHINGTON TOTAL DIV. RATE - .0200 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT - RIGHT BASIS -

DIVERSION POINT - NENW 29 14N 03W LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - TO -

USE - STOCKWATER

USE DIV. RATE -

.0200 CFS USE DIV. VOLUME -

.00 AFA

USE - STOCKWATER

PLACE OF USE - TWN 14N RNG 03W SEC 29 TRACT NENW LOT AC

DECREE NAME -

DATE -

TOTAL ACRES 0

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 26583

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

IDENT. no. 67-2257

WATER RIGHT
DATA ENTRY LOG

[illegible]

March 12, 1959

Re: Permit No. G-26583

Mr. Delbert Williams
Midvale, Idaho

Dear Mr. Williams:

Enclosed are Certificate of Completion of Works
and License and Certificate of Water Right issued on
Permit No. G-26583.

We also enclose departmental receipt No. 3915
covering fees of \$10.00 .

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Chief Clerk

EPR:ew

26583

Feb. 24, 1959

Re: Permit No. G-26583

Mr. Delbert Williams
Midvale, Idaho

Dear Mr. Williams:

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-26583 shows the well is capable of conveying .02 cubic feet per second of water for stock.

Upon receipt of the statutory fees, totaling \$10.00, we will issue the Certificate of Completion of Works (fee \$5.00) and the License and Certificate of Water Right (fee \$5.00) confirming the right with priority of October 22, 1956 to the use of .02 second feet of subterranean water, with the point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, Twp. 14 N., Rge. 3 W., B.M. and is to be used for stock water.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Chief Clerk

ENC: EPR; ew

G26583

R-3W

3' x 8' conc.
collector
TILE

P.O.

4" tiled drain

STOCK
TANK

29

1 1/2" steel pipe line

20" high

metal stock tank
each 100 gal

TO MIDVALE
Approx. 4.0 M.

fee = \$5.00

use = stock water

Q = .02 cfs.

T.
14
N.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-26583

REPORT ON PROOF OF Completion of Works & Beneficial Use

Delbert Williams
Midvale, Idaho

112
Delbert Williams
Midvale, Idaho
Permit No. G-26583

Examination for Completion of Works &
Beneficial Use Proof

County Washington

29-14N.-3W.

Q2 0.02 c.f.s.

S2 Seep

P.L. = NE. 1/4, Sec. 29, T. 14N. - R. 3W.

Use = Stock water - maybe in
later

Filed = Oct. 22, 1956

Due = Oct. 25, 1958

no other right.

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
FEB 24 1959
Department of Reclamation

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

Permit No. G-26583

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

1. Name of applicant ☒ Delbert Williams

2. Source of water supply: Subterranean flow from a well (seep)

3. Location of point of diversion: Is in the NE¹/₄ NW¹/₄ of Section 29

T. 14th N. R. 3rd W. B. M. County of Washington

4. Describe works as they exist, giving dimensions and capacities of same: There is a buried 4" drain tile, in a soft spot in the field, connected to a 3' x 8' concrete collector tank from which a 1 1/2" pipe line leads to a stock tank for watering livestock.

5. Water is used for: Stockwater - maybe irrigation later

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):

NE¹/₄ NW¹/₄ Sec. 29, Township 14 North, Range 3 West, 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:

Flow varies from season to season
Approx one inch flowing today.

allowed to flow continually to prevent freezing and keep it open.
System also serves to drain a slightly swampy area.

This examination was made on the 23 day of February, 1959

(Signed) E. H. Humphrey Examiner.

G26583

December 16, 1958

Re: Permit No. G-26583

Mr. Delbert Williams
Midvale, Idaho

Dear Mr. Williams:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Weiser Signal, all submitted in Proof of Completion of Works and Application of Water to Beneficial Use on Permit No. G-26583.

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. CARTEP
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR/lw
cc: James B. Donart
Attorney At Law
Weiser, Idaho

26583

LAW OFFICES
DONART & DONART
IDAHO FIRST NATIONAL BANK BUILDING
WEISER, IDAHO

RECEIVED
DEC 15 1958
Department of Reclamation

GEORGE DONART
JAMES B. DONART

December 12, 1958

Mr. George N. Carter
State Reclamation Engineer
Boise, Idaho

Dear Mr. Carter:

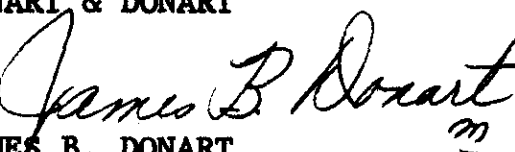
We are enclosing herewith the Proofs of Application of Water to Beneficial Use together with Affidavit of Publication thereof pursuant to the application of Delbert Williams

All of the proceedings recite that James B. Donart will be the Notary. As a matter of fact on that day I was out of town and absent from the office. Inasmuch as I was not aware that the hearing would be scheduled before me it was not until I returned that I learned about it. In the meantime the testimony was taken at the time and place specified before Mary Kautz, a Notary Public. I doubt if the designation of Notaries would invalidate the license.

Yours very truly,

DONART & DONART

By:


JAMES B. DONART

JBD:mek

Encls.

126583

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 15 1958
Department of Reclamation

Permit No. G-26583

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. DELBERT WILLIAMS FARMER MIDVALE IDAHO

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

Ans. NONE

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

Ans. PERMIT NO G 26583 10-22-56 DATE OF PRIORITY OCTOBER 25 1956

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

Ans. SEEP WELL LOCATED ABOUT 360 FT NORTH OF THE SE CORNER OF NE 1/4 OF NW 1/4 OF SEC. 27 T14N R2E 3W BM. WASHINGTON COUNTY

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. 240 FT 6 IN DRAIN TILE 365 FT 1 1/2 IN PIPE
3 FT 18 IN CONCRETE PIPE CATCH BASIN 300 GAL METAL TROUGH

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. STOCK WATER

#26583

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

Ans. NONE

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

Ans. 2 GAL PR MIN

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. OCT. 24 1956 STOCK WATER

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

Ans. NONE

(Sign) Delbert Williams

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 Heppner, County of Washington
State of Idaho, on this 1st day of October, A. D. 1956.

My commission expires 1-20-62

826583

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
Department of Reclamation

Permit No.

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. Allen H. Lind

Ques. 2. Are you acquainted with Delbert Williams, the holder of Permit No. 826583? How long have you known him and where does he reside?

Ans. Forty years

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

Ans. yes

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

Ans. Source is from a spring located about 350 ft. North of SE 1/4 of NW 1/4 Sec 29 T 14 R 3 W 18 M. Water is collected by 240 ft. main tile and piped to water trough which is located near road fence South side of

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. Pipe will carry 5 Gal per minute is running at least 2 Gal per min now longest time of year

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. I estimate I have seen 4 Gal per minute measured water Sept 26, 1958 by timing into a Gal bucket

826583

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. Water used for stock water near 20 90 acre
pilot, mostly cultivated some natural meadow,

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

Ans. Water is being used now for stock water only.
I would estimate additional income to be at
least \$500 per year

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. None

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 interest

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

Ans. I have known this land and this spring
for over 60 years. Have noticed development of
spring from time to time. Have observed stock
drinking water

(Signed)

Allen H. Lind

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 Shelby
County of Washington, State of Idaho, on this 1st day of October,
A. D. 1958.

Mary Lantz
Notary Public.

My commission expires

1-20-62

826583

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 15 1958
Department of Reclamation

Permit No. G-26583

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. Joseph T. Harter, 52 year, of age, occupation Civil Engineer, P.O. Box 591 Weiser Idaho

Ques. 2. Are you acquainted with Delbert Williams, the holder of Permit No. G-26583? How long have you known him and where does he reside?

Ans. Eighteen years.

He resides at his ranch on Keithley bench 3 1/2 miles north west of Midvale, Idaho

Ques. 3. Have you read or heard read said Permit No. G-26583, 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.

2
Ans. Water source is from a spring seep about 250 ft. long. Located about 360 ft. straight north of S.E. corner N.E. 1/4 NW 1/4, Sec 29, T.14 N, R.3 W. B.M. Water is collected by 240 ft. of 6 inch drain tile and piped to the location of a water trough which is located along road fence.

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?

~~about 2 gallons per minute~~
Ans. 0.01 cu. ft. Sec. (5 gallons per minute). I have seen about 5 gallons per minute flowing into the watering trough.

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. X None

B26583

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. Water is used by live stock grazed on hay and native pasture grown on SE 1/4 SW 1/4 Sec. 20 and NE 1/4 NW 1/4 Sec. 29, all in T14N, R3W, B.M. Additional income is estimated at \$400.00 per year from pasturing cattle.

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

Ans. None

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

Ans. None

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

Ans. None

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

Ans. I assisted Delbert Williams in developing the spring area, under the government cost sharing program, October 1956 and have from time observed stock using the water while grazing on the above mentioned land

(Signed)

Joseph T. Harver

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 Thermon, County of Washington, State of Idaho, on this 1st day of October, A. D. 1958.

Mary Gault

Notary Public.

My commission expires

January 30, 1963

B26583

No. 258

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Washington } ss.

Ellen Ficer, being duly sworn,
deposes and says:

That he is the Chief Clerk of
THE WEISER SIGNAL, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the county
aforesaid, and in the vicinity of Weiser; that the advertise-
ment, a copy of which is attached hereto, was published in
said newspaper once a week for four consecutive weeks
in the regular and entire issue of said paper during the period
and time of publication, and was published in the newspaper
proper and not in a supplement; that said paper has been
established and regularly published for more than seventy-
eight consecutive weeks prior to the date of first publication
of said advertisement.

Such notice was published in the issue beginning with
August 28, 1958, and ending
with the issue of September 18, 1958
Ellen Ficer
Fees, \$ 21.93

Subscribed and sworn to before me this 25 day
of Sept, 1958
Shurkey
Notary Public, Residing at Weiser, Idaho.

My Commission Expires 5-17-61, 19

RECEIVED
DEC 15 1958
Department of Reclamation

No. 2758
STATE OF IDAHO
COUNTY OF WASHINGTON
AFFIDAVIT OF PUBLICATION
I, Ellen Ficer, being duly sworn, depose and say:
That the above and foregoing is a true and correct copy of the
advertisement published in the WEISER SIGNAL, a weekly newspaper
published at Weiser, Idaho, during the period and time of publication
as stated in the foregoing affidavit of the Chief Clerk of said
newspaper, and that said advertisement was published in the
regular and entire issue of said paper during the period and time
of publication, and was published in the newspaper proper and not
in a supplement; that said paper has been established and regularly
published for more than seventy-eight consecutive weeks prior to
the date of first publication of said advertisement.

1. The name and postoffice address of the person or corporation
holding said permit is Delbert Williams, Weiser, Idaho.

2. The point of diversion will be the point on the date set
for publication, and the amount of water which said
works are capable of conveying to the place of use is .02 cubic
feet per second.

3. The use to which said water has been applied is stock water
purposes, and the amount applied to beneficial use is .02 cubic
feet per second.

4. The point of diversion of said water is NE¼ of the NW¼ Sec.
29, Twp. 14 N. Range 3 W, B. M.

5. The place where said water is used is same as 4.

6. The date of priority which said user is prepared to establish
is October 22, 1956.

GEO. N. CARTER,
State Reclamation Engineer
44-4s

826583

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 26583

December 3, 19 58

To Delbert Williams
Midvale, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 26583 to appropriate the Public Waters of the State of Idaho, have not been complied with as to _____

Completion of Works & Beneficial Use Proofs which were due October 25, 1958

YOU ARE HEREBY notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G- 26583 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

Said PERMIT NO. G- 26583 claims the use of .02 cubic feet per second of the Subterranean Waters of a well with point of diversion located NE 1/4 Sec. 29, Twp. 14 N., Rge. 3 W., B.M., was approved October 25, 1956.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 3rd day of December, 19 58

Geo. H. Carter

State Reclamation Engineer

826583

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. G- 26583

December 3, 1958

To Delbert Williams
Midvale, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 26583 to appropriate the Public Waters of the State of Idaho, have not been complied with as to Completion of Works & Beneficial Use Proofs which were due October 25, 1958

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YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

Said PERMIT NO. G- 26583 claims the use of .02 cubic feet per second of the Subterranean Waters of a well with point of diversion located NE 1/4 Sec. 29., Twp. 14 N., Rge. 3 W., B.M., was approved October 25, 1956.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 3rd day of December, 1958.

Geo. H. Carter
State Reclamation Engineer

826583

December 2, 1958

RE: Permit No. G-26583

Mr. Delbert Williams
Midvale, Idaho

Dear Mr. Williams:

According to our records Proof of Completion of Works and Application of Water to Beneficial Use were to have been made on October 1, before James Donart, Notary Public, at Weiser, Idaho, on the Permit above mentioned.

Up to date these Proofs have not been received in this Department and unless they are sent in at once we will mail to you by Certified Mail a Pre-cancellation Notice in connection with Permit No. G-26583.

Please advise by return mail.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR

826583

September 5, 1958

Re: Permit No. G-26583
Delbert Williams

Weiser Signal
Weiser, Idaho

Gentlemen:

We acknowledge receipt of a copy of the Publication of Notice of Proof of Completion of Works and Application of Water to Beneficial Use on Permit No. G-26583, in the name of Delbert Williams, published in your August 28th issue.

Upon checking the publication, we find an error in Paragraph 6, line 3 - it being printed - October 1, 1956. The line should read: -

October 22, 1956

Also please delete "Washington County" - in Paragraph 4, line 4.

A correction in your subsequent issues will be appreciated and a copy mailed to this department for checking.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Mrs. Edna P. Rutledge
Chief Clerk

EPR:lw

826583

August 22, 1958

RE: Permit No. G-26583

Mr. Delbert Williams
Midvale, Idaho

Dear Mr. Williams:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-26583, to be made at 1:30 P. M. on the 1st day of October, 1958, before James Donart, Notary Public.

As of this date, we have mailed the Notice to the Weiser Signal, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then to 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 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

Chief Clerk

EPR
Encs. (3)
cc: James Donart
32 East Main Street
Weiser, Idaho

826583

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
Boise, Idaho

Date: August 22, 1958

RE: Permit No. G-26583

Weiser Signal
Weiser, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **October 1, 1958** the date set for proof; the expense of the publication is to be paid by the applicant **Delbert Williams** of **Midvale, 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
By

Chief Clerk

** 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.

B26583

RECEIVED
AUG 22 1958

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Aug. 21, 1958
(P. O.) Medvale, 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

Weiser Signal of Weiser, Idaho published in
the county in which the works are situated.

Washington Co. ✓

Delbert Williams

(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.

826583

RECEIVED
AUG 22 1958

Department of Reclamation

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

Notice is hereby given that 1:30 P.M., on the 1st day of October, 1958, at Weiser, Ida., County of Washington, State of Idaho, before James Daxart, Notary Public, at (address) 32 East Main Weiser, Ida., proof will be submitted of the completion of works for the diversion of .02 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 26583 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 Delbert Williams Midvale, 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 .02 cubic feet per second.

3. The use to which said water has been applied is stock water purposes, and the amount applied to beneficial use is .02 cubic feet per second.

4. The point of diversion of said water is NE 1/4 of the N.W 1/4 Sec. 29 Twp. 14 N, Range 3W B.M. Washington Co.

5. The place where said water is used is Same as 4.

6. The date of priority which said user is prepared to establish is Oct. 22, 1956.

B26583

State Reclamation Engineer

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

BOISE

RE: Permit No. G-26583

Date August 1, 1958

Delbert Williams
Midvale
Idaho

Dear Sir:

The date for proofs of completion of works and application of water to beneficial use, as set out under the terms of Permit No. G-26583 are due not later than October 25, 1958.

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

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the above mentioned date, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point or points of diversion; and the location of use or the lands which are irrigated--all by legal land description.

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

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

Very truly yours,

GEO. N. CARTER

State Reclamation Engineer

Enclosures

G-26583

November 13, 1956

RE: Permit No. G-26583

Mr. Delbert Williams
Midvale
Idaho

Dear Mr. Williams:

We enclose Permit No. G-26583 and 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-2200 for the \$5.00 filing fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

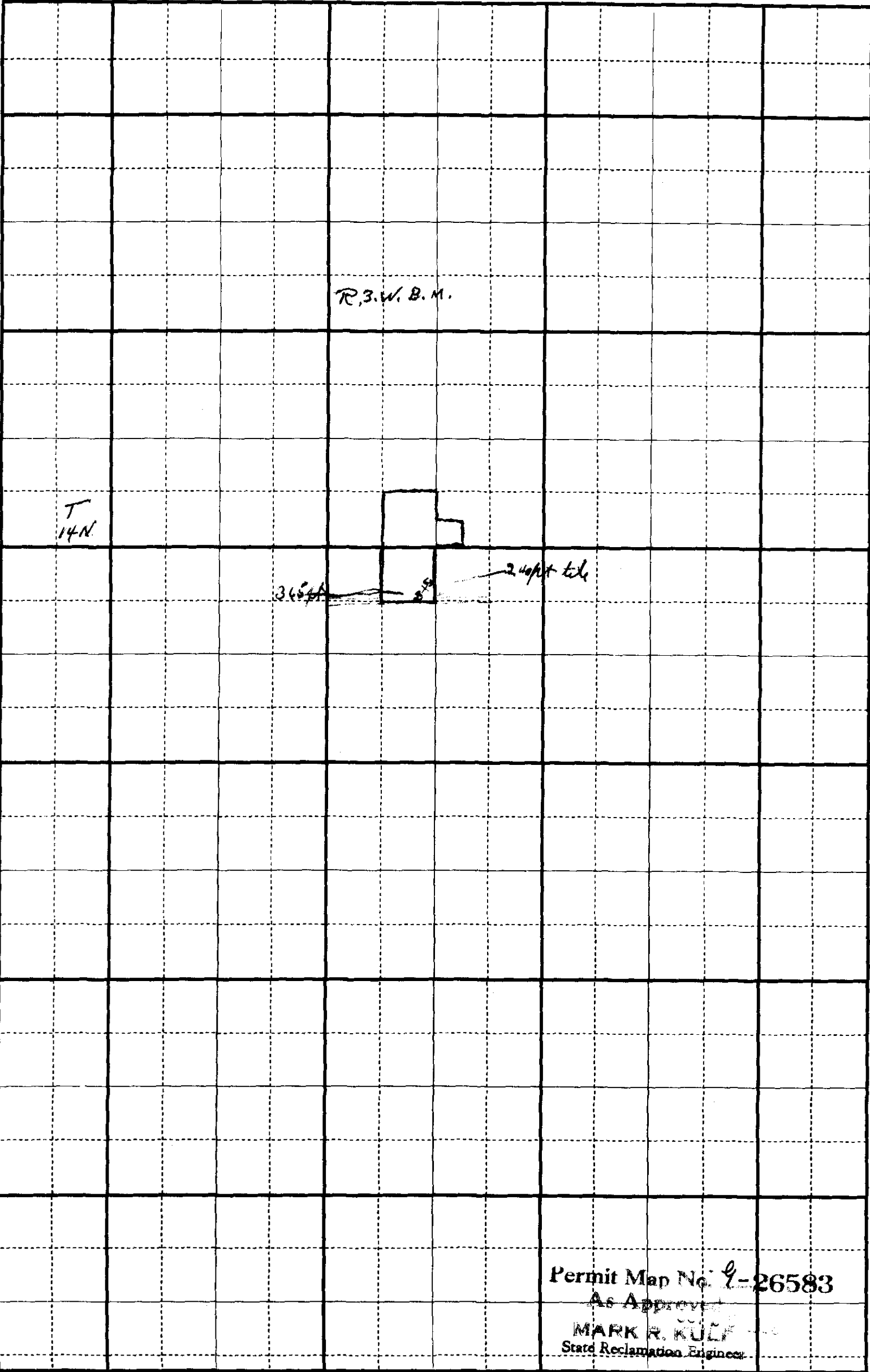
Chief Clerk

R:hl1
Enc.

G26583

NAME OF APPLICANT DELBERT WILLIAMS

Form No. 0



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

9-26583

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

**and
APPLICATION WATER
TO BENEFICIAL USE**

Notice is hereby given that 1:30 P. M., on the 1st day of October, 1958, at Weiser, Idaho, County of Washington, State of Idaho, before James Donart, Notary Public, at 32 East Main, Weiser Idaho, proof will be submitted of the completion of works for the diversion of .02 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G. 26583 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 Delbert Williams, Midvale, 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 .02 cubic feet per second.

3. The use to which said water has been applied is stock water purposes, and the amount applied to beneficial use is .02 cubic feet per second.

4. The point of diversion of said water is N.E. 1/4 of

The date of priority which user is prepared to establish October 1, 1956.

GEO. N. CARTER,
State Reclamation Engineer

5. 2738
**NOTICE OF PROOF OF
COMPLETION OF WORKS**

at
**APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that 1:30 P. M., on the 1st day of October, 1958, at Weiser, Idaho, County of Washington, State of Idaho, before James Donart, Notary Public, at 32 East Main, Weiser Idaho, proof will be submitted of the completion of works for the diversion of .02 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 26583 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 Delbert Williams, Midvale, 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 .02 cubic feet per second.

3. The use to which said water has been applied is stock water purposes, and the amount applied to beneficial use is .02 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ Sec. 29, Twp. 14 N. Range 3 W, B. M.

5. The place where said water is used is same as 4.

6. The date of priority which said user is prepared to establish is October 22, 1956.

GEO. N. CARTER,
State Reclamation Engineer