

R 41 E

T

7

N

US Hwy 20A

31.6 33.4

30 32.1

P.D.

34

NEWDAL

Area = 127.1 acres

$Q = \underline{1.90 \text{ a.f.s}}$

$V = 3.5 \times 127.1 = \underline{444.8 \text{ A.F.}}$

Acre Reg = 3.5

Sub. = 4

Amorb. = None

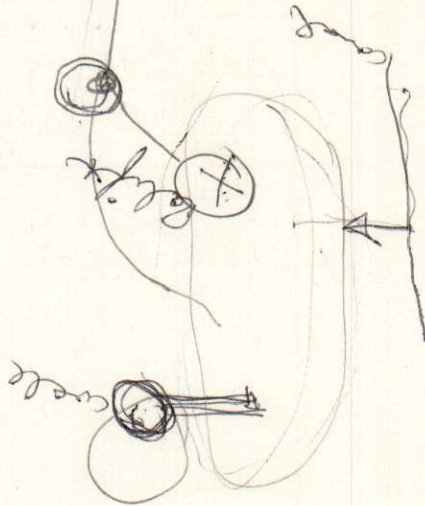
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

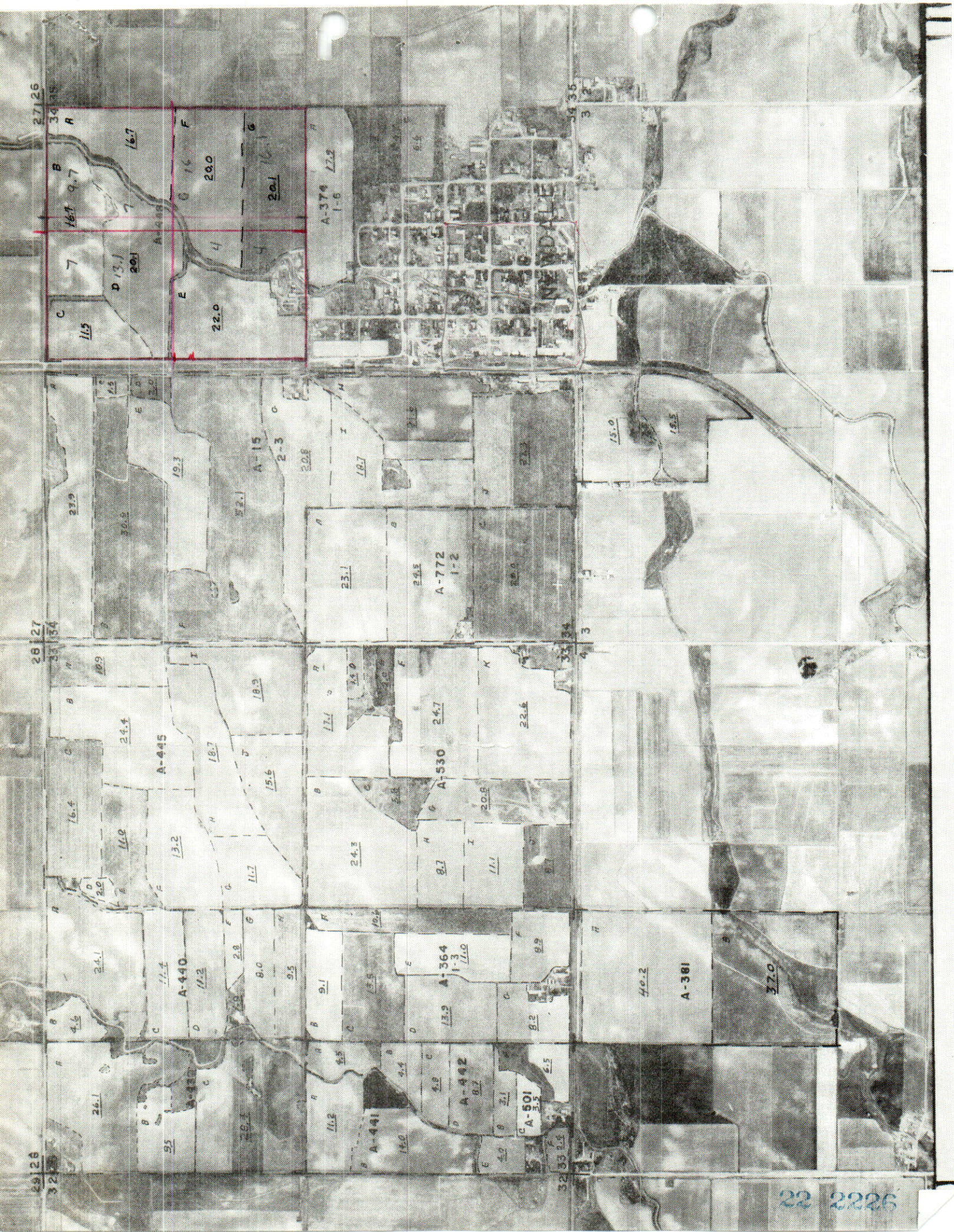
PERMIT NO. G-31062/22-2226

REPORT ON PROOF OF Completion of Works & Beneficial Use

Wm. Henry Harris, % Mary Smith, Newdale, Idaho



22 2226



AFFIDAVIT OF
PUBLICATION

State of Idaho

County of Fremont

ss.

Robert Raustadt

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

That he is the *Editor*
of The Chronicle-News, a news-
paper as defined by Idaho
Codes Annotated, section 58-106,
as amended, and that said
newspaper is a weekly news-
paper printed and published at
St. Anthony, in Fremont County,
Idaho, having a general circula-
tion in said county, and that
said newspaper has been print-
ed and published as a weekly
newspaper in said county for
more than 78 consecutive weeks
prior to the first publication of
the attached notice, advertise-

ment or publication of *Notice*

of Proof of Completion
of Works

And affiant further says that
said notice, advertisement or
publication, as per clipping
attached, was published in said
newspaper, in the regular and
entire issue thereof, and not in
any supplement issue thereof,

for *4* consecutive is-
sues thereof; first publication

having been made on the *26*

day of *September*, 19*63*,

and the last publication on the

17 day of *October*

19*63*.

And affiant further says that at
the times herein mentioned said
newspaper was made up of at
least four pages of at least five
columns each, printed from
type matter, of at least seven-
teen and three-fourths inches
deep.

Robert Raustadt
Subscribed in my presence and

sworn to before me this *18th*

day of *October*,

19*63*.

Ben E. McKinley
Notary Public for the
State of Idaho, resi-
(SEAL) dence and post office
address: St. Anthony,
Idaho.

RECEIVED
MAR 2 1964

Department of Reclamation

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 30th day of
October, 1963, at Rexburg,
County of Madison, State of Ida-
ho, before Mary Smith, Notary
Public, at 70 East Main, proof
will be submitted of the com-
pletion of works for the diver-
sion of 3.2 cubic feet per second
of underground water from a
well, and of the application to
beneficial use of said water, in
accordance with the terms and
conditions of Permit No. G31062,
heretofore issued by the De-
partment of Reclamation of
the State of Idaho.

1. The name and postoffice ad-
dress of the person or corpora-
tion holding said permit is Will-
iam Henry Harris, Teton City,
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 con-
veying to the place of use is
3.2 cubic feet per second.

3. The use of which said wa-
ter has been applied is irriga-
tion purposes, and the amount
applied to beneficial use is 3.2
cubic feet per second.

4. The point of diversion of
said water is SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec-
tion 34, Township 7 North,
Range 41 East, Boise Meridian,
Fremont County, Idaho.

5. The place where said wa-
ter is used is NE $\frac{1}{4}$ Section 34,
Township 7 North, Range 41
East, Boise Meridian.

6. The date of priority which
said user is prepared to es-
tablish is March 28, 1963.

CARL E. TAPPAN
State Reclamation Engineer
(Pub. C-N Sept. 26 & Oct. 3,
10, 17, 1963)

31062

Twp. 7 N., R 41 E. B. M.



Permit Map No. 31062
As Approved
GEO. N. CARTER APR 1 1953
State Reclamation Engineer

**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 30th day of October, 1963, at Rexburg, County of Madison, State of Idaho, before Mary Smith, Notary Public, at 70 East Main, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G31062, 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 William Henry Harris, Teton City, Idaho.

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

3. The use of which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 34, Township 7 North, Range 41 East, Boise Meridian, Fremont County, Idaho.

5. The place where said water is used is NE $\frac{1}{4}$ Section 34, Township 7 North, Range 41 East, Boise Meridian.

6. The date of priority which said user is prepared to establish is March 28, 1963.

CARL E. TAPPAN

State Reclamation Engineer
(Pub. C-N Sept. 26 & Oct. 3,
10, 17, 1963)

31062

State of Idaho
Department of Water Administration
LICENSE OF WATER RIGHT

License of Water Right No. 31062/22-2226 Priority March 28, 1963 Amount 1.9 cfs

THIS IS TO CERTIFY, that William Henry Harris
of Newdale, Idaho, has complied with the terms and conditions of Permit
No. 31062/22-2226 issued pursuant to Application for Permit dated March 28, 1963,
and has submitted proof to the Department of Water Administration on October 30, 1963,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 1.9 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 1.9 cfs for irrigation from April 1 to Nov. 1 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 1.9 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE¹/₄ NE¹/₄ Sec. 34, Twp. 7 N, Rge. 41 E, B.M.

in the county of Fremont; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 444.9 acre feet per year or _____
3.5 acre feet per acre.

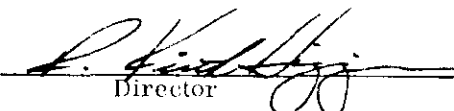
Description and location of place of use:

TWP	RANGE	SEC.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				TOTALS
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
7 N	41 E	34	33.4	31.6	30	32.1													127.1

Total number of acres irrigated 127.1

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 27 day of
January, 19 72.


Director

22 2226

22-2226

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 39151
Permit No. G- 31062
District No.

1. Name of Applicant: William Henry Harris, NEWDALE
Postoffice address: c/o Mary Smith
Rexburg County: Madison State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 3.2 or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean well
4. Location of point of diversion or well is in the SE 1/4 of the NE 1/4 of Section 34
Twp. 7 N, Rge. 41 E, B.M., County of Fremont
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section, Twp.
Rge., B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section, Twp., Rge., B.M.
7. Kind of works: Pump, sprinkler system and ditches
8. Estimated cost of works: \$ 3600.00
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is five years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 80 ac. of land in Enterprise Irrigation District. 1 in. to acre until decrees cut - which is early in the irrigation season.
 - (a) 1.6 (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) 1.6 (cubic feet per second, inches or gallons per minute) is for new lands.

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

By _____ Agent.

Corrected application received:

Governor

[illegible]

January 26, 1972

Re: Permit No. 31062/22-2226

Mr. William Henry Harris
% Mary Smith
30 South 2nd West
Rexburg, Idaho 83440

Dear Ms. Smith:

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

Also enclosed is departmental receipt No. 8727 in the amount of \$13.00 covering the fee.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

Enc: License

Receipt #8727

bc: Eastern District Office

33 21226

January 14, 1972

Mr. William Henry Harris
% Mary Smith
30 South 2nd West
Rexburg, Idaho 83440

Dear Ms. Smith:

A representative of this department has made an examination of the works covered by your Permit No. 31062/22-2226 and has found the following:

Quantity of water diverted: 1.9 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 1.9 cfs

The maximum quantity of water diverted shall not exceed 444.9 acre feet per season.

Beneficial Use: Irrigation of 127.1 acres within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ (33.4), NW $\frac{1}{4}$ NE $\frac{1}{4}$ (31.6), SW $\frac{1}{4}$ NE $\frac{1}{4}$ (30), SE $\frac{1}{4}$ NE $\frac{1}{4}$ (32.1), Sec. 34, Twp. 7N, Rge. 41E, B.M. Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, Twp. 7N, Rge. 41E, B.M.

The priority date established is : March 28, 1963

A fee totaling \$ 13.00 must be received within 30 days from the date of this letter in order that we can issue you a Water License as set forth in this letter.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

cc: William Henry Harris
Newdale, Idaho

22 2026

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

Permit No. G-31062/22-2226

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

1. Name of applicant William Henry Harris

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 34

T. 7 N R. 41 E.B.M. County of Fremont

4. Describe works as they exist, giving dimensions and capacities of same:

*pumps into earth ditch and then flood
irrigates*

5. Water is used for: irrigation

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

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

NE $\frac{1}{4}$ Sec. 34., Twp. 7 N., Rge. 41 E.B.M.

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

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

Remarks:

Used Micrometer:

850 gpm $\div$ 448 = 1.9 cfs

Flood irrigates

*448 850
448
3932
1880*

This examination was made on the 16th day of July, 1920

(Signed)

Paul E. Smith
Examiner.

22 2226

*mys
8-19-70*

C.E.

100 H.P.

RPJ 423024

WINTROATH Pump
8776

C.E.

40 H.P.

RVU 421105

JOHNSTON VERTICAL
JS-3024

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.

22 2226

Wm. Henry Harris

% Mary Smith

Newdale, Idaho

Permit No. G-31062/22-2226

July
10

after 12

Examination for Completion of Works & Beneficial Use

County Fremont

Sec. 34 T. 7N R. 1E EBM

Quantity: 3.2 cfs

Source: Well

P. D.: SENE, 34-7N-41E

Use: Irrigation

Filed: 3-28-63

Due: 4-1-68

Extension:

Protest:

Completion of Works:

Other Rights: 1.6 cfs

Enterprise Irrigation Dist.
Cuts off early in irrig.
season.
Made Dec 30, 1963

Call & determine
when the system will
be rebuilt.

850 gpm

DALE
To see if
could blast

R 41 E

T

31.6

33.4

7

30

32.1

P.D.

N

US Hwy 20A

NEWDALE

Area = 127.1 acres

$\phi =$ 1.90' a.f.s

$V = 3.5 \times 127.1 =$ 444.8 A.F.

Acres Reg = 3.5

Sub. = 4

Amorb. = None

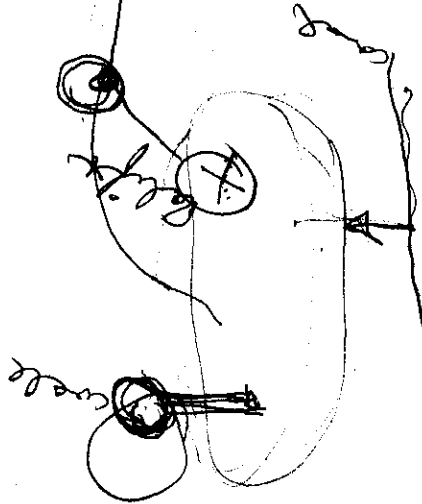
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-31062/22-2226

REPORT ON PROOF OF Completion of Works & Beneficial Use

Wm. Henry Harris, % Mary Smith, Newdale, Idaho



22 2226



April 26, 1967

Re: Permit G-31062
William Henry Harris

C
O
P
Y

Mary Smith
Attorney At Law
30 South Second West
Rexburg, Idaho 83440

Dear Miss Smith:

In reply to your letter of April 24, 1967, our records indicate that Permit G-31062 was issued for 3.2 c.f.s. for 160 acres. The priority which Mr. Harris is trying to establish is March 28, 1963.

We are in receipt of proof depositions in question; however, prior to licensing of this permit, we are charged with completing a field examination of the permit. Our intent is to complete this examination during the 1967 irrigation season. Due to an excessive work load, we have been unable to complete this examination to date.

Please feel free to contact us if we can be of further assistance.

Very truly yours,

Donald W. McElowney
Water Rights Clerk

DWM:dj

Copy: William Henry Harris

31062

MARY SMITH
W. LLOYD ADAMS

RECEIVED
APR 25 1967

Attorneys at Law

Department of Reclamation

30 SOUTH SECOND WEST
REXBURG, IDAHO 83440
PHONE: 208 - 356-5493

April 24, 1967

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

William Henry Harris
Re: Permit #G-31062

I would appreciate it if you would let me know the status of the above permit. The Proof of Completion of Works was submitted in March of 1964.

I would also appreciate it if you would let me know the priority date of the permit and the amount of water requested. Mr. Harris needs this information as soon as possible.

Yours very truly,

Mary Smith
Mary Smith

MS/p

31062

1M April 1962

March 4, 1964

Re: Permit NO. ^{G-31062}
~~on 31062~~

Mr. William Henry Harris
& Mary Smith
Newdale, Idaho

Dear Mr. Harris:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the CHRONICLE NEWS, all submitted in proof of completion of works and beneficial use on Permit No. ~~on 31062~~.

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:

31062

MAR 2 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

DEPARTMENT OF RECLAMATION

Permit No. G 31062

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. William Henry Harris, Newdale, Idaho, farming, Newdale, 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. No.

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

Ans. G 31062, April 1, 1963; March 28, 1963.

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

Ans. Subterranean well, located in SE corner NE¹ Section 34, Township 7 North, Range 41 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. Depth of Well- 348 ft.; depth of casing - ^{16ft and then} no casing for ~~110~~ 110 ft. because in lava rock, then 70 ft. of casing; size of casing 20", 16" & 14". Depth to water 180 feet. Discharge of pump 3.2 cfs. Tested by Wintroth Pump Co. Run the water from the pump through a ditch and surface irrigate.

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 of 160 acres in NE¹ Sec. 34, T 7 N., R 41 E.B.M. Cultivated land. Have scraped and leveled and made ditches. It is all set up for surface irrigation. It was dry farm land but now produces irrigated crops.

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

Ans. Ralph Cope, Idaho Falls, Idaho.

31062

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. 3.2 cfs.

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. Started using the water in 1957 and have used the full amount, 3.2 cfs every crop season since that time, on said acreage.

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. 80 acres of the 160 is in the Enterprise Irrigation District, which allots 1 in. to the acre until the decrees cut, which is early in the irrigation season. I need the full 3.2 cfs. for the 160 acres in order to profitably cultivate the land and grow crops thereon.

(Sign) William G. Ferry Harris

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 Rexburg, County of Madison, State of Idaho, on this 30th day of October, A. D. 19 63.

Mary Smith
Notary Public.

My commission expires 6-25-67

RECEIVED
MAR 2 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Reclamation

BOISE, IDAHO

Permit No. G31062

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

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:

Vern Liljenquist, 39, Rexburg, Idaho, clothier, Rexburg, Idaho.

Ques. 2. Are you acquainted with William Henry Harris, the holder of
Permit No. G31062 ? How long have you known him and where does he reside:

15 years. Newdale, Idaho.

Ques. 3. Have you read or heard said Permit No. G 31062 read, and are you familiar
with its provisions and conditions: Yes: Yes No:

Ques. 4. State source of water supply: Subterranean well.

State place of diversion: SE corner NE¹/₄ Section 34 Township 7 N, R 41 E.B.M.

Describe works for conveying water to place of use: Pumping system, and ditch.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 3.2 cfs How much water have you seen being so
conveyed: 3.2 cfs

Ques. 6. If for irrigation; show number of acres irrigated in each subdivision, giving
full legal description:

160 acres in NE¹/₄ Section 34, Township 7 N., R 41 E. B. M.

3/062

Ques. 7. If for power or other purposes than irrigation, state how water has been used.

None

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:

Sandy loam soil and requires the full 3.2 cfs for profitable cultivation.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: None

Ques. 10. When did you first see this water used: During the crop season of 1961.

Other times you have seen such use: On various occasions since that time, up to and including the crop season of 1963.

(Signed)

Vern Liljengunst

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 Rexburg

 , County of Madison, State of Idaho, on this 30th day of October,

A. D., 1963.

Mary Smith

Notary Public for State of Idaho

Residing: Rexburg, Idaho.

My commission expires: 6-25-67

RECEIVED

MAR 2 1964

Department of Reclamation

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Permit No. G 31062

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:

Clark E. Garner, 49, Newdale, Idaho, farm laborer, Newdale, Idaho.

Ques. 2. Are you acquainted with William Henry Harris, the holder of
Permit No. G 31062 ? How long have you known him and where does he reside:

38 years, Newdale, Idaho.

Ques. 3. Have you read or heard said Permit No. G 31062 read, and are you familiar
with its provisions and conditions: Yes: Yes No:

Ques. 4. State source of water supply: Deep well

State place of diversion: ^{SE 1/4} NE 1/4 Sec. 34, T 7 N., R 41 E. B. M.

Describe works for conveying water to place of use: Pumping system, and ditch.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 3.2 cfs. How much water have you seen being so
conveyed: 3.2 cfs.

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:
NE 1/4 Sec. 34, T 7 N., R 41 E. B. M. - 160 acres.

31062-

Ques. 7. If for power or other purposes than irrigation, state how water has been used.

None

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:

It is a sandy loam soil and needs a great deal of water.

It requires this 3.2 cfs for profitable cultivation.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: None.

Ques. 10. When did you first see this water used: 1957.

Other times you have seen such use: I have seen it in use several times each year since 1957, up to and including the crop season of 1963.

(Signed)

Clark E. Garner

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 Rexburg

 , County of Madison, State of Idaho, on this 30th day of October,

A. D., 1963.

Mary Smith

Notary Public for State of Idaho

Residing: Rexburg, Idaho

My commission expires: 6-25-67

AFFIDAVIT OF
PUBLICATION

State of Idaho

County of Fremont

ss.

Robert Rausstall
being first duly sworn, upon his
oath, deposes and says:

That he is the *Editor*
of The Chronicle-News, a news-
paper as defined by Idaho
Codes Annotated, section 58-106,
as amended, and that said
newspaper is a weekly news-
paper printed and published at
St. Anthony, in Fremont County,
Idaho, having a general circula-
tion in said county, and that
said newspaper has been print-
ed and published as a weekly
newspaper in said county for
more than 78 consecutive weeks
prior to the first publication of
the attached notice, advertise-

ment or publication of *Notice*
of completion
of work

And affiant further says that
said notice, advertisement or
publication, as per clipping
attached, was published in said
newspaper, in the regular and
entire issue thereof, and not in
any supplement issue thereof,

for *26* consecutive is-
sues thereof; first publication

having been made on the *26*
day of *September*, 196*2*,

and the last publication on the
17 day of *October*
196*2*.

And affiant further says that at
the times herein mentioned said
newspaper was made up of at
least four pages of at least five
columns each, printed from
type matter, of at least seven-
teen and three-fourths inches
deep.

Robert Rausstall
Subscribed in my presence and

sworn to before me this *18th*
day of *October*,

196*2*.

Ben E. McKinley
Notary Public for the
State of Idaho, resi-
(SEAL) dence and post office
address: St. Anthony,
Idaho.



31062



..... FROM THE DESK OF
MARY SMITH

MAR 2 1964
Department of Reclamation

Dear Mrs. Rule,

In checking through the files I find that these papers were mistakenly placed back in the file rather than being mailed. The testimony was taken on the 30th of October, 1963, and I just can't imagine how the office made such an error.

If there is anything thing additional I have to sign please let me know. I am leaving the office for a two week vacation but will take care of anything that should be done as soon as I return.

Thanks

Mary Smith

3/062.

October 4, 1963

Re: Permit No. G-31062
William Henry Harris

Chronicle News
St. Anthony, Idaho

Gentlemen:

On September 18, 1963, we mailed you a Notice of Publication on the above numbered permit requesting at that time that a copy or tear sheet be mailed to this office of the first publication for checking purposes.

To date we have not received such copy and ask that one be mailed to this office as soon as possible.

Thank you.

Very truly yours,

C. R. L. E. TAPPAN
State Reclamation Engineer

By:

H. PETRI
State Water Rights Clerk

HP:ew

31062

September 18, 1963

Re: Permit No. G-31062

Mr. William Henry Harris,
Teton City, Idaho.

Dear Mr. Harris:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-31062. The proofs are to be made at 10:00 o'clock A.M., on the 30th day of October, 1963, before Mary Smith, 70 East Main, Rexburg, Idaho, Notary Public.

As of this date we have mailed the Notice to the Chronicle News St. Anthony, Ida. with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof 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,

~~W. H. Harris~~

State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

31062

September 26, 1963

Re: Permit No. G-31062
William Henry Harris

Miss Mary Smith,
Attorney at Law,
Rexburg, Idaho.

Dear Miss Smith:

The enclosed letter addressed to Mr. William Henry Harris to which is attached Depositions of Holder and Two Witnesses, was returned to this office.

Will you please see that Mr. Harris receives the forms, or is notified that his Completion of Works and Beneficial Use Proofs are to be made on October 30, 1963.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl. - Form 16 (1)
Form 17A (2)
EPR:pmk

3106 2

Re: Permit No. G-31062
William Henry Harris

Date: September 18, 1963

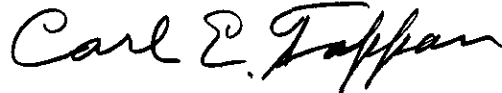
Chronicle News,
St. Anthony, Idaho

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to October 30, 1963 the date set for proof; the expense of the publication is to be paid by the applicant William Henry Harris of Teton City, 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,



CARL E. TAPPAN
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.

CET:pmk

RECEIVED
SEP 18 1963

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

Department of Reclamation

Notice is hereby given that at 10:00 A.M., on the 30th day of October 19 63, at Rexburg, County of Madison, State of Idaho, before Mary Smith, Notary Public, at (address) 70 East Main, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 31062, 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 William Henry Harris, Teton City, Idaho

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

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is SE¹/₄ NE¹/₄ Section 34, Township 7 North, Range 41 East, Boise Meridian, Fremont County, Idaho

5. The place where said water is used is NE¹/₄ Section 34, Township 7 North, Range 41 East, Boise Meridian.

6. The date of priority which said user is prepared to establish is March 28, 1963.

CARL E. TAPPAN

State Reclamation Engineer

31062

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) September 18, 1963

(P. O.) Rexburg, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

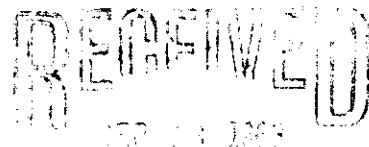
You are hereby authorized to have the attached notice published at my expense in the
Chronicle News of St. Anthony, Idaho published in
Fremont Co
the county in which the works are situated.

Henry Harris

(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.



NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) September 18, 1963

(P. O.) Rexburg, 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

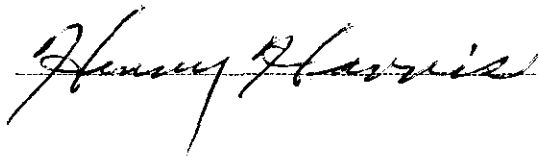
Chronicle News

of

St. Anthony, Idaho

published in

the county in which the works are situated.



(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.

31062-

April 9, 1963

Re: Permit No. G-31062
William Henry Harris

Mary Smith,
Attorney at Law,
Rexburg, Idaho.

Dear Miss Smith:

We enclose Permit No. G-31062 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. C-7819 which was issued covering payment in the amount of \$ 5.75 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

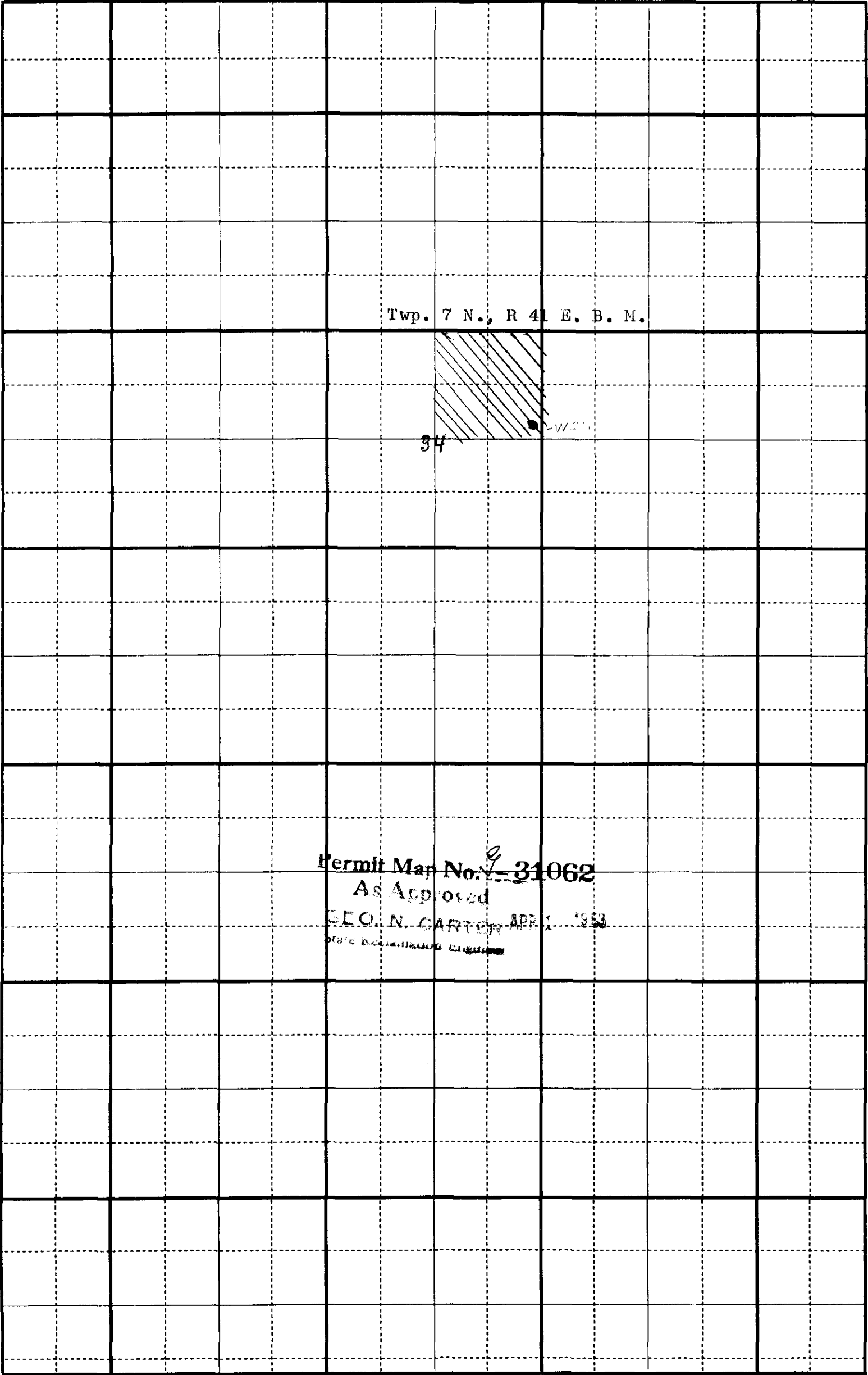
(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk
Encl.
cc: William Henry Harris
c/o Mary Smith
Rexburg, Idaho

31062

NAME OF APPLICANT William Henry Harris

Form No. 0



Twp. 7 N., R 4 E. B. M.

34

Permit Map No. 31062
As Approved
E. O. N. CARTER - APR 1 1953
STATE ENGINEERING DIVISION

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

31062

LAW OFFICES
W. LLOYD ADAMS
AND
MARY SMITH
REXBURG, IDAHO

March 26,
1963

Mrs. Edna P. Rule, Chief Clerk
Department of Reclamation
State House
Boise, Idaho

Dear Mrs. Rule;

I am enclosing herewith the application of William
Henry Harris for permit. If everything is in order
I would appreciate it you would grant the same.
My check in blank for your fee is enclosed.

Kindest regards,

Mary Smith
Mary Smith

S

31062-

