

AFFIDAVIT OF
PUBLICATION

RECEIVED

JUN 26 1973

Department of Water Administration
Eastern District Office

State of Idaho }
County of Fremont } ss.

Dorothy D. Hunsaker

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

That he is the Owner
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 EXISTING
WATER PERMIT

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 2 consecutive is-
sues thereof; first publication

having been made on the 24th

day of May, 1973,

and the last publication on the

31st day of May

1973.

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.

Subscribed in my presence and

sworn to before me this 31

day of May

1973.

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

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that David H. &
Valera F. Larsen, c/o Mrs. Erna Chantrill,
Newdale, Idaho, has received an approved
Permit No. 31371/21-2131 issued by the Idaho
Department of Water Administration auth-
orizing the diversion of 4.40 cubic feet per
second of water from Warm Springs Creek,
tributary to the Snake River. The priority to
be established under this permit is Septemb-
er 6, 1963, and the permit was approved
September 10, 1963.

Water is to be diverted by pump from a
point within the NW1/4SW1/4, Sec. 24, Twp.
9 N, Rge. 42 E, B.M., Fremont County, to be
used for irrigation purposes in the SE1/4
NE1/4, NE1/4 SE1/4, Sec. 23; SW1/4NW1/4,
W1/2SW1/4, Sec. 24; NW1/4NW1/4, Sec. 25;
Twp. 9 N, Rge. 42 E, B.M.

Proof of the application of the water to
beneficial use was submitted to the Depart-
ment on May 2, 1973. Any protest against
the issuance of the license for the above
referenced permit should be filed with the
Idaho Dept. of Water Administration, State-
house, Boise, Idaho, 83707, within ten (10)
days of the last date of publication of this
notice.

R. KEITH HIGGINSON
Director

Published in the Fremont County Chronicle
News at St. Anthony, Idaho, on May 24,
1973 and May 31, 1973.

21 2131

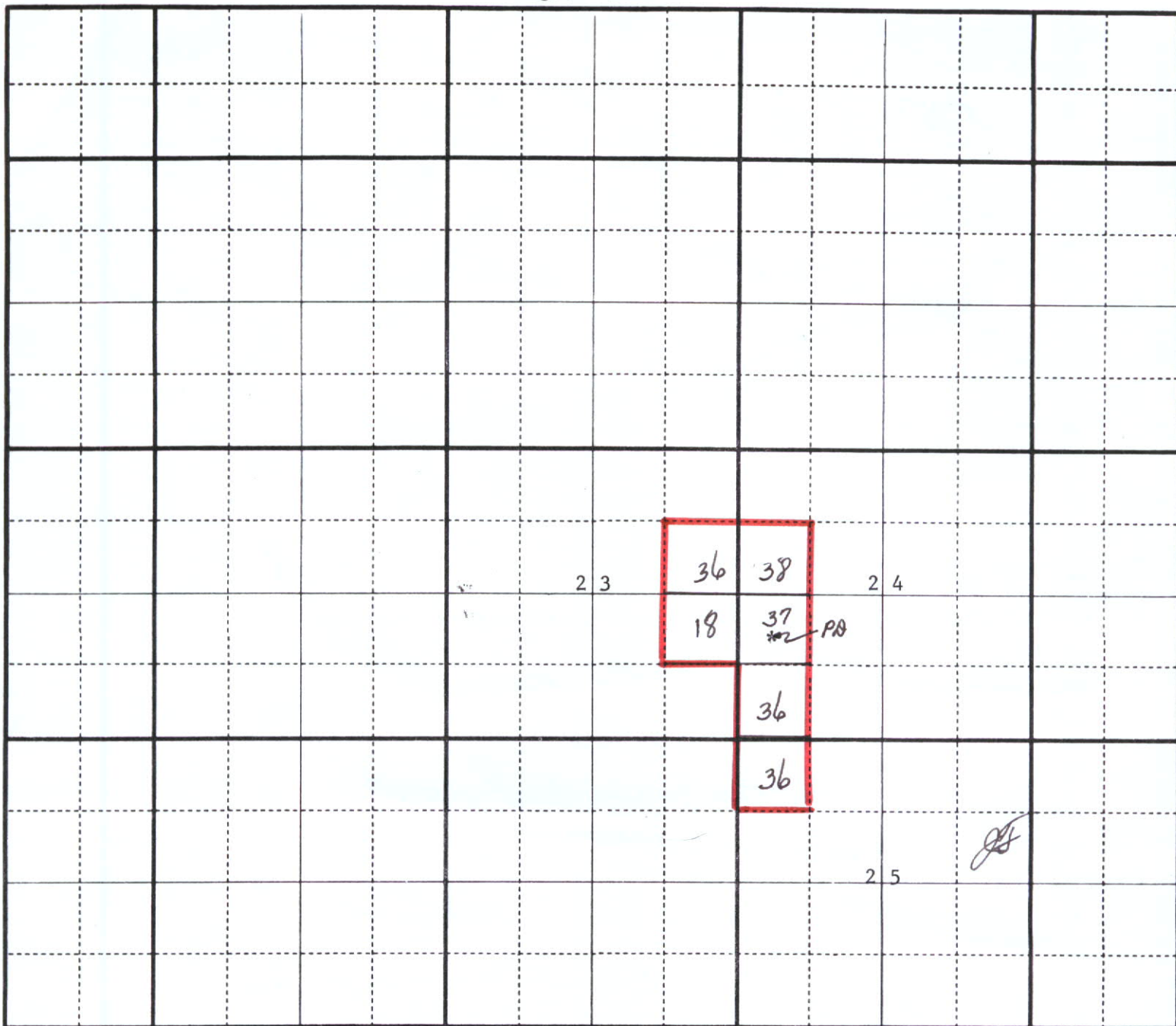
T
9
N

Diagram of System

NOT TO SCALE

RECEIVED

NOV 29 1938

Department of Reclamation

R-42-E

38.7

51.2

Potato pit

T
9
N

H

David Larsen

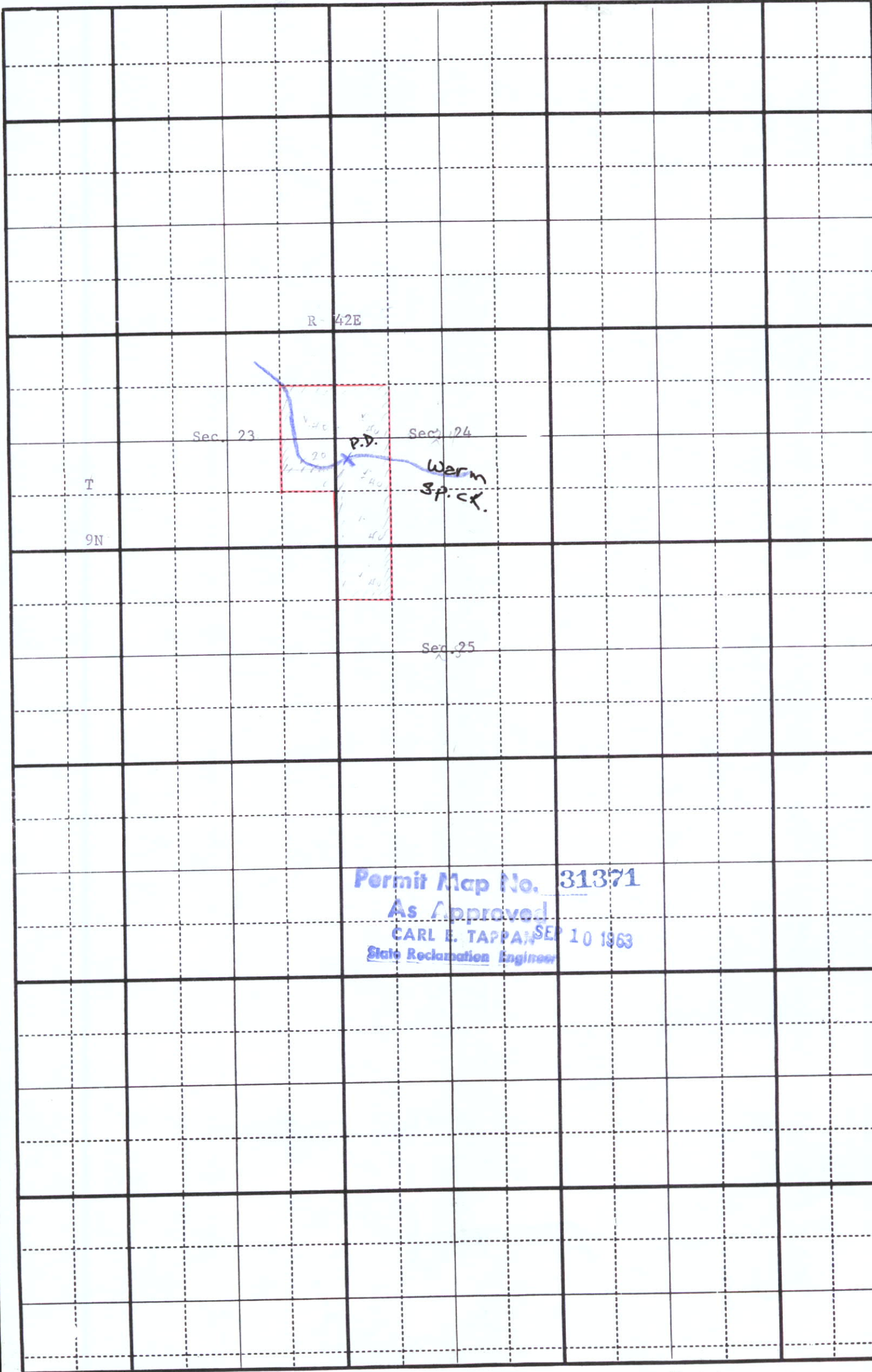
10-29-68 $\frac{23}{26} \frac{24}{25}$

Photo # C XR-299-198 (18-9)

41.6

14.2

31371



Permit Map No. 31371
As Approved
CARL E. TAPPAN SEP 10 1963
State Reclamation Engineer

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 31371/21-2131 Priority Sept. 6, 1963 Amount 2.57 cfs

THIS IS TO CERTIFY, that David H. & Valera F. Larsen
of Ashton, Idaho, has complied with the terms and conditions of Permit
No. 31371/21-2131 issued pursuant to Application for Permit dated September 6, 1963,
and has submitted proof to the Department of Water Resources on May 2, 1973,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.57 cfs of water from Warm Springs Creek,
tributary to the Snake River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u> from <u>April 1</u> to <u>Nov. 1</u> at <u>2.57</u> cfs and			<u>603 acre feet or</u>
			<u>3.0 af per acre</u>

(both dates inclusive)

Subject, however, to the condition that no more than 2.57 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
603 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 24,
Twp. 9 N, Rge. 42 E, B. M. in the County of Fremont

Description and location of place of use:

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 $\frac{1}{4}$	
9 N	42 E	23				36									18				54
		24							38			37	36						111
		25						36											36

Total number of acres irrigated 201

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 23 day of
December, 19 74.

NOT FILMED

Director

David H. Larsen
P.O. Box 401
Ashton, Idaho

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

APPLICATION No. 39476
PERMIT No. 31371
DISTRICT No.

1. Name of Applicant: David H. & Valera F. Larsen

Postoffice address: Box 401, Ashton

County: Fremont

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: 4.40 cubic feet per second.

3. Source of water supply: Warm Springs Creek which is a tributary of Snake River

4. Location of point of diversion: 1925 feet distant from the SW corner of Section 24, T. 9 N, R. 42 E, B.M., and is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of section 24, T. 9 N, R. 42 E, B. M., County of Fremont

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: \$ 20,000.00

8. Kind of works: Pumping plant with 50-60 HP motor (elec.)

9. Height of dam feet; length of dam at top feet; length of dam at bottom feet; material used in dam:

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

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

Diameter of pipe 1 mile-6" buried pipe 9-4" port. laterals ~~transposed~~ length of conduit 1 miles.
Average grade per mile feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 6 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: 120 shares Marysville Canal Co.
161 shares Farmers Own Ditch Co., 180 ac.ft. secondary right in Island Park and Grassy Lake Reservoir.

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/ David H. Larsen Applicant.
s/ Valera F. Larsen
By Agent.

Date of first receipt at Department of Reclamation: 2:45 P.M. September 6, 1963
Returned to applicant for correction:
Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 31371
Recorded in Book 110 Page 31371 Approved September 10, 1963
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 November 10, 1963 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 March 10, 1966
The whole of said work to be completed on or before September 10, 1968
Beneficial use of water appropriated in accordance herewith, to be made on or before September 10, 1974

WITNESS My hand this 10th day of September, 1963
s/ CARL E. TAPPAN
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLIE Governor of the State of Idaho,
and ARNOLD WILLIAMS 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 10th
day of September 1963... STATE OF IDAHO
Countersigned:

(SEAL) By s/ ARNOLD WILLIAMS By s/ ROBERT E. SMYLIE
Secretary of State. Governor.

REMARKS: This water is to be used for irrigation on our deeded lands
CONDITION OF PERMIT: Not over 1/50th cubic feet per second of water per acre shall be diverted at any one time for irrigation of this land, except upon showing that additional water is required.

14.

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	
9 N	42 E	23 24 25	40				40				40 40				20				60 120 40
Total Number of Acres to be Irrigated																	220		
SEE Completion of Works certificate in file.																			

LICENSE ISSUED FOR 257 SEC. 11.
LICENSE PAG NO.

LICENSE ISSUED FOR 1/52 SEC. 11
LICENSE PAG. NO.

**AFFIDAVIT OF
PUBLICATION**

R E C E I V E D

State of Idaho }
County of Fremont } ss.

JUN 26 1973

Dorothy D. Hunsaker

Department of Water Administration
Eastern District Office

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sues thereof; first publication

having been made on the 24th
day of May, 1973,

and the last publication on the
31st day of May

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

Dorothy D. Hunsaker
Subscribed in my presence and
sworn to before me this 31

day of May,

19 73

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

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that David H. &
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point within the NW1/4SW1/4, Sec. 24, Twp.
9 N, Rge. 42 E, B.M., Fremont County, to be
used for irrigation purposes in the SE1/4
NE1/4, NE1/4 SE1/4, Sec. 23; SW1/4 NW1/4,
W1/2SW1/4, Sec. 24; NW1/4NW1/4, Sec. 25;
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Proof of the application of the water to
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referenced permit should be filed with the
Idaho Dept. of Water Administration, State-
house, Boise, Idaho, 83707, within ten (10)
days of the last date of publication of this
notice.

R. KEITH HIGGINSON
Director

Published in the Fremont County Chronicle
News at St. Anthony, Idaho, on May 24,
1973 and May 31, 1973.

21 2131

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 31371)

in the name of David H. & Valera F. Larsen)

Box 401, Ashton, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

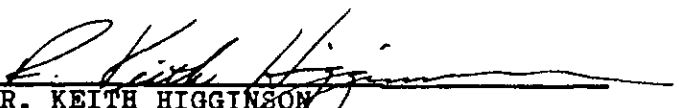
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 31371 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.

Dated this 6th day of January, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

21 3131

31371

December 27, 1974

Re: Permit No. 31371/21-2131

**David H. & Valera F. Larsen
c/o Mrs. Erna Chantrill
Newdale, Idaho 83436**

Dear Mrs. Chantrill:

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

Sincerely,

**BOBBY D. LEENOR
Chief, Water Rights**

**BDF:DR
Enclosure**

MICROFILMED

December 11, 1974

David & Valera Larsen
Mrs. Erna Chantrill
Newdale, Idaho 83436

Dear Mrs. Chantrill:

A representative of this Department has made an examination of the works covered by your Permit No. 31371/21-2131 and has found the following:

Quantity of water diverted: 2.57 cfs Source: Warm Springs Creek

Amount of water that can be recognized as beneficially used under Idaho law: 2.57 cfs

The maximum quantity diverted shall not exceed 603 acre feet per year.

Beneficial use: For irrigation of 201 acres within the SE¹/₄NE¹/₄, NE¹/₄SE¹/₄, Sec. 23; SW¹/₄NW¹/₄, W¹/₂SW¹/₄, Sec. 24; NW¹/₄NW¹/₄, Sec. 25; all in Twp. 9N, Rge. 42E

Point of diversion: NW¹/₄SW¹/₄, Sec. 24, Twp. 9N, Rge. 42E, B.M.

Priority date established: September 6, 1963

If you do not concur with these findings, please advise us within 10 days; otherwise a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jr

MICROFILMED

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

RECEIVED

6-1/4 mi lines
85 Psi at pump
JUL 5 1973

Contact Everett Haring 652-3928 Tencit

1. Name of permit holder David H. & Valera F. Larsen
Postoffice address c/o Erna Chantrill, Newdale, Idaho 83436
Person to contact _____ Phone _____
Department of Water Administration
Eastern District Office

2. Source of water supply: Groundwater ☐ Surface water ☐ Warm Springs Creek
(name spring, stream, etc.)
Tributary to Snake River

3. Water will be used for the following purposes:

Amount 4.40 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from April 1 to Nov. 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 21-2131
Examination for b/u

Hold for '74
See note on back
JF 9/6/73

4. Total amount to be appropriated:

Max Rate of Diversion 4.40 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 9N N/S, Range 42E E/W, B.M., Section 24, Subdivision NW 1/4 SW 1/4, Fremont
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County

Other Points of Diversions: _____

Description of diverting works: 60 h.p. electriv driven turbine pump, mainline, and sprinklers.

Measuring device required: yes ☐ no ☐

6. Lands to be irrigated or place of use.

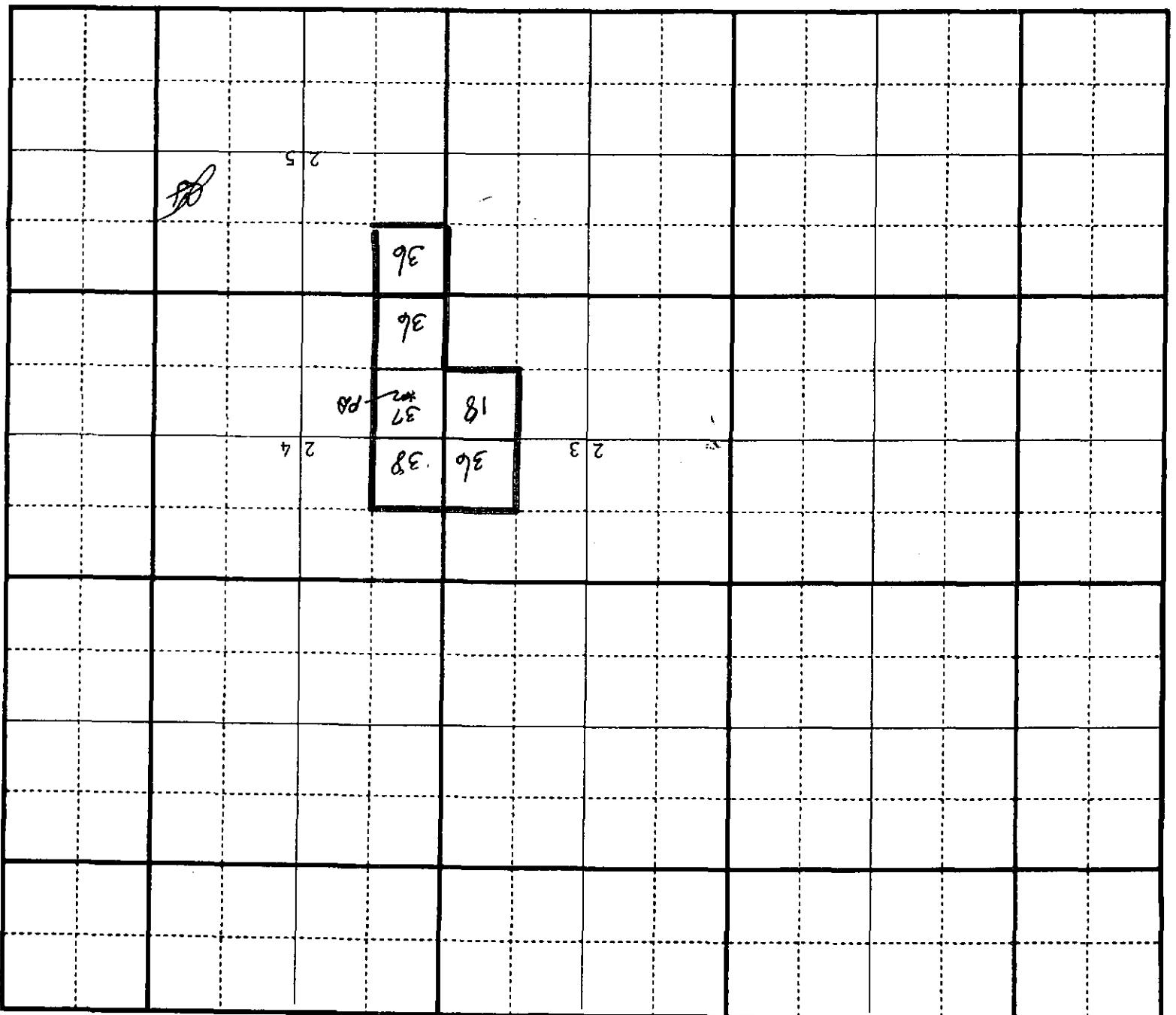
TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>9N</u>	<u>42E</u>	<u>23</u>				<u>40</u>									<u>20</u>				<u>60</u>
		<u>24</u>							<u>40</u>			<u>40</u>	<u>40</u>						<u>120</u>
		<u>25</u>					<u>40</u>												<u>40</u>

MICROFILMED

TOTAL ACREAGE

220

Diagram of System



DATE OF EXAM June 5, 1974

ACREAGE
Found 201
Recommended 201

Irrigation Requirement 3 Ac Ft/Ac

USE
Irrigation Q = 2.57 c.f.s. V = 603 AF/Ann. from April 1 to Nov 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ☒

Name source exchanged with: N/A
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. N/A Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 2.57 CFS Method of measurement Petot tube

Total Q recommended 2.57 CFS Meter No. _____ Type _____ Condition _____

Total V recommended 603 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

60 lbs/sq in average through system
3 lines of 1/4" D Model 30 w/ 32 nozzles/line x 6.56 gpm/nozzle = 630 gal/min
3 lines of 5/32" D Model 30 w/ 32 nozzles/line x 5.44 gpm/nozzle = 522 gal/min
630 + 522 = 1152 gal/min ÷ 448.8 = 2.57 CFS
V = (201)(3) = 603 < (2.57)(1.9835)(215) = 1096

SYSTEM DESCRIPTION:

60 HP H.P. Motor # BBJ216487 w/ Johnston pump - no serial
number 8" D. discharge west to surface main north 1/4 south

REMARKS:

Conferred with permit holder's ^{representative} on 9/6/73 regarding exam

Examiner's Signature John Ferebauer Date June 5, 1974

Checked by LO Halmer Date Sept 6, 1974

Approved by _____ Date _____

1-2
Contacted Everett Harding leave of property
9/6/73 - Agreed to call when system is operating
at full capacity in spring of '74. Harding is a
mechanic in Ashton - his place of business
is a under block shop 1 block north $\frac{1}{4}$ $\frac{1}{2}$ block
east of N. Fremont High School.

JF

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2190

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

January 10, 1974

Re: Permit No. 31371/21-2131
David H. & Valera F. Larsen

Mr. Erna Chantrill
Newdale, Idaho 83436

Dear Mr. Chantrill:

We have received your letter of January 2, 1974 in connection with the above referenced permit.

Please be advised that the "proof of application of water to beneficial use" you submitted in May, 1973, was indeed necessary. Permit No. 31371/21-2131 was approved subject to the condition that proof of completion of works be submitted on or before September 10, 1968 and that proof of beneficial use be submitted on or before September 10, 1974.

Mr. Larsen made proof of completion of works on November 25, 1968 and the Department issued the Certificate on December 3, 1968. This certificate only established that the diverting works were completed and not that the water had actually been put to a beneficial use. The affidavit you executed is proof that the water has been used, therefore, it is now up to the Department to conduct a field examination to verify the amount of water being diverted and used. After the field exam is made, a water license will be issued confirming the water right established under this permit.

The exam will be made, hopefully, during the 1974 irrigation season by a representative from our Eastern District office at Idaho Falls. If you should have further questions regarding this matter, please contact us.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:jfr

Enclosures

21-2131

CHRONICLE-NEWS

PRINTING — PUBLISHING — OFFICE SUPPLIES
FREMONT COUNTY
PHONE 624-3921 ST. ANTHONY, IDAHO

DATE 6-4 19 72

NAME Dept of Water Admin.

ADDRESS Boise, Ida.

SOLD BY <u>B</u>	CASH <u>X</u>	C.O.D.	CHARGE	ON ACCT.	MOSE. RET.	PAID OUT
---------------------	------------------	--------	--------	----------	------------	----------

QUAN.	DESCRIPTION	PRICE	AMOUNT
	Water-Permit,		
	David Larsen		
	c/o Erna Christensen		
	33 lines		
	2 terms		14 85
	Paid in Full by		
	Erna Christensen		
	Bonnie Tanner		
	1 copy given to FAX Christensen		
	TOTAL		14 85

REC'D. BY 21 2131 N^o 11844

June 29, 1973

Re: Permit No. 21-2131/31371
David H. & Valera F. Larsen

Mrs. Erna Chantrill
Newdale,
Idaho 83436

Dear Mrs. Chantrill

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field exam, please contact our Eastern District Office at 240 South Holmes, Idaho Falls, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:jc

RECEIVED

MAY 2 1973

Department of Water Administration
Eastern District Office

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder DAVID H. & VALERA F. LARSEN
- b) Post Office Address c/o Mrs. Erna Chantrill Newdale, Idaho 83436
2. Permit Number 31371/21-2131
3. Date of Priority that you are prepared to establish September 6, 1963
4. a) Source from which water was appropriated Warm Springs Creek
- b) Location of the point of diversion: NW 1/4 SW 1/4, Section 24
Township 9N, Range 42E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 4.40 for irrigation purposes from Apr. 1 to Nov. 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 4.40 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Ames Irrigation Co., Idaho Falls
Based upon system design
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: N.A.
b) Describe the agreement or understanding by which you take water from the works: N.A.
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 60 h.p. electric driven turbine pump, mainline, and sprinklers
b) Describe the type and size of measuring device which you have installed at your point of diversion: None required
c) Give well drillers name and address and date the well was completed N.A.

DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE
240 S. HOLMES
IDAHO FALLS, IDAHO 83401

Exam typed 6/29/73 mjs

21 2131

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use N.A.

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

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	
9N	42E	24							40			40	40						120
"	"	25						40											40
"	"	23				40									20				60

Total number of acres irrigated 220

10. Remarks: Mrs. Erna Chantrill, Newdale, Idaho, and Mrs. Ruth Haring, Ashton, Idaho, have been appointed joint administrators for the property of David H. and Valera F. Larsen.

The above information is a true statement of the extent to which the above numbered permit has been developed.

4/27/73

Mrs. Erna Chantrill

5/1/73
(Date)

Mrs. Ruth Haring
(Signature)

State of IDAHO
BONNEVILLE ss.
County of 27th

On this 27th day of APRIL, 1973, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Norman C. Young

Notary Public residing at IDAHO FALLS

My commission expires 6/10/75

State of Idaho
County of Fremont

On this 1st day of May, 1973, personally appeared Ruth Haring before me of the above instrument, who duly acknowledged to me that she executed the same.

Notary Public Norman C. Young
Residing at St. Anthony, Idaho

My commission expires Dec. 9, 1975

RECEIVED

MAY 2 1973

Department of Water Administration
Eastern District Office

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF FREMONT.

MAGISTRATE DIVISION

* * * * *

IN THE MATTER OF THE GUARDIANSHIP OF
DAVID H. LARSEN and VALERA E. LARSEN,
Incapaciated.

LETTERS OF TEMPORARY
GUARDIANSHIP

* * * * *

Ruth Haring and Erna Chantrill are hereby appointed Temporary
Guardians of David H. Larsen and Valera E. Larsen, Incapaciated
persons.

Witness, John W. White, Magistrate of the District Court of
Fremont County, State of Idaho, with the Seal of Said Court af-
fixed this 2nd. day of December, 1972

SEAL

John W. White
Magistrate

STATE OF IDAHO

County of Fremont ss.

We, Ruth Haring and Erna Chantrill to hereby accept the
appointment and duties of Guardians in said Court and Cause and
do solemnly swear that we (I) will perform according to law the
duties of Guardian of David H. Larsen and Valera E. Larsen, In-
capaciated persons.

Ruth Haring

Erna Chantrill

Subscribed and sworn to before me this 2nd. day of December,
1972.

SEAL

John W. White
Magistrate

2131

STATE OF IDAHO
COUNTY OF FREMONT

I, Charles D. White Magistrate of the Seventh
Judicial District of Fremont County, Idaho and Ex-Officio Clerk
of said Court do hereby certify the above and foregoing to be a
true and correct copy of the original Order on file and
of record in my office. Witnessed my hand and by the seal of
said court this 2 day of May 1922

Magistrates Division of the
Seventh Judicial District
Court of Fremont County _____

Guardine Ship



21-2131

RECEIVED

JUN 7 1973

Department of Water Administration

Newdale, Idaho
June 5, 1973

Idaho Department of Water Administration
State House
Boise, Idaho 83707

D. Darlene Reich
Water Rights Supervisor

Dear Miss Reich:

I'm referring to a water permit for David H. and Valera F. Larsen. According to your instructions I have paid for the publication of the application in the Chronicle-News of Fremont County. The publisher is sending to you an affidavit of publication and a copy of the "paid" account. I have a copy of it in my possession, also.

I will notify the Idaho Falls office soon so they may have on-site inspection, and measure the volume of water used.

Respectfully yours,

Erna Chantrill

Erna Chantrill

21 2131

May 21, 1973

Re: Permit No. 31371/2102131
David H. & Valera F. Larsen

Mrs. Erna Chantrill
Newdale,
Hahoe 83436

Dear Mrs. Chantrill:

We have caused the legal notice for the above referenced permit to be published in the Fremont County Chronicle News on May 24, 1973 and May 31, 1973.

You will be required to submit an affidavit of publication to this office. The affidavit may be obtained from the above mentioned newspaper upon payment of the publication fee. We have asked the newspaper to bill you direct.

Sincerely,

D. Darlene Reich*
Water Rights Supervisor

DDR:jo

May 18, 1973

Re: Permit No. 31371/21-2131

**Fremont County Chronicle News
Box 568
St. Anthony, Idaho 83445**

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing time for you to submit to us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact this office immediately.

The expense of the publication is to be paid by: **David H. & Valera F. Larsen
c/o Mrs. Erna Chantrill
Newdale, Idaho 83436**

to whom you should furnish an affidavit of publication.

Very truly yours,

**D. Darlene Reich
Water Rights Supervisor**

**DDR:je
Enclosure**

May 18, 1973

Re: Permit No. 31371/21-2131

David H. & Valera F. Larsen

Mrs. Erna Chantrill
Newdale,
Idaho 83436

Dear Mrs. Chantrill:

We have caused the legal notice for the above referenced permit to be put in the Fremont County Chronicle News on May 24, 1973 and May 31, 1973.

You will be required to submit an affidavit of publication to this office. The affidavit may be obtained from the above mentioned newspaper upon payment of the publication fee. We have asked the newspaper to bill you directly.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:jo

RECEIVED
MAY 10 1973

NOTICE OF EXISTING WATER PERMIT

Not a registration
Department of Water Administration

is hereby given that David H. & Valera F. Larsen, c/o Mrs. Erna Chantrill, Newdale, Idaho,

has received an approved Permit No. 31371/21-2131 issued by the Idaho Department of Water Administration authorizing the diversion ~~of water~~ of 4.40 cubic feet per second ~~from the~~ ~~of water~~ from Warm Springs Creek, tributary to the Snake River. The priority to be established under this permit is September 6, 1963, and the permit was approved September 10, 1963.

Water is to be diverted by pump from a point within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, Twp. 9 N, Rge. 42 E, B.M., Fremont County,

to be used for irrigation purposes in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23; SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 24; NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25; Twp. 9 N, Rge. 42 E, B.M.

Proof of the application of the water to beneficial use was ~~is to be~~ submitted to the Department on ~~on or before~~ May 2, 1973. Any protest against the issuance of the license for the above referenced permit should be filed with the Idaho Dept. of Water Administration, Statehouse, Boise, Idaho, 83707, within ten (10) days of the last date of publication of this notice. ~~no protest or objection to the issuance of the permit or license may be made after the date of publication of this notice~~

R. KEITH HIGGINSON

Director

Published in the Fremont County Chronicle News at St. Anthony, Idaho, on May 24, 1973 and May 31, 1973.

Permit No. 31371/21-2131

Director:

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

David H. & Valera F. Larsen
by Erna Chantrill
(Signature)

Newdale, Idaho 83436
(Address)

21 2131

May 9, 1973
(Date)

May 7, 1973

Re: Permit No. 31371/21-2131 David H. & Valera F. Larsen

David H. & Valera F. Larsen
c/o Erna Chantrill
Newdale,
Idaho, 83436

Dear Mr. & Mrs. Larsen:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a field examination can be scheduled and a water license issued, it will be required that notice of the permit be published for two consecutive weeks in a newspaper as prescribed by the Department. If you will complete and return the enclosed advertising authorization, we will cause the notice to be published.

Please return the authorization at your earliest convenience and if you have any questions, feel free to contact us.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR: jc
Enclosure

21 2131

RECEIVED

MAR 1 1973

Department of Water Administration
Eastern District Office

Newdale, Idaho
February 27, 1973

Department of Water Administration
240 South Holmes Ave.
Idaho Falls, Idaho

Dear Sir:

Re: David H. Larsen and Valera F. Larsen
Permit No. 31371 21-2131

I have been assigned by the court to handle the affairs
of Mr. and Mrs. Larsen.

I have a letter dated October 25, 1968 from the State
office requesting proof of completion of works on
permit number 31371 for use of 4.40 cu.ft. per second
of water. I can't find any evidence that the permit
has been granted. Will you kindly look this up and let
me know concerning their water rights?

Thank you kindly.

Respectfully yours,

Erna Chantrill

Erna Chantrill

21 2131

March 12, 1973

RE: Permit No. 31371/21-2131 - Larsen

Ms. Erna Chantrill
Newdale, ID 83436

Dear Ms. Chantrill:

Pursuant to your letter of February 27, 1973, concerning Permit No. 31371/21-2131 we have checked our water right records and find that proof of beneficial use is due on this permit on or before September 10, 1974. Enclosed please find the necessary forms for filing proof of beneficial use.

If you have any questions, please do not hesitate to contact this office.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA

Enclosures

✓ cc: IDWA - BOISE OFFICE

21 2131

January 2, 1969

Re: Permit No. 31371

David H. & Valera F. Larsen
Box 401
Ashton, Idaho

Dear Mr. and Mrs. Larsen:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit and ~~_____~~. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:t
Enc: order
advertising package

31371

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that David H. and Valera F. Larsen, Box 401,
Ashton, Idaho

has received an approved permit No. 31371 to divert ~~/store/~~
4.40 cubic feet per second ~~/acre/feet/~~ of water from
Warm Springs Creek tributary of Snake River
_____. The priority to be established
under this permit is September 6, 1963.
Water will be diverted by pumping plant
_____ within the NW¼SW¼, Sec. 24,
T. 9 N., R. 42 E., B. M., Fremont County

and is to be used for irrigation
in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23; SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 24; NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25,
T. 9 N., R. 42 E., B. M.

Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the ASHTON Herald, Ashton, Idaho
on _____ and _____

3157/

December 3, 1968

Re: Permit No. 31371

David H. & Valera F. Larsen
Box 401
Ashton, Idaho 83420

Dear Mr. & Mrs. Larsen:

Enclosed herewith you will find your Certificate of Completion
of Works on the above numbered permit.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosure

C
O
P
Y

31371

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

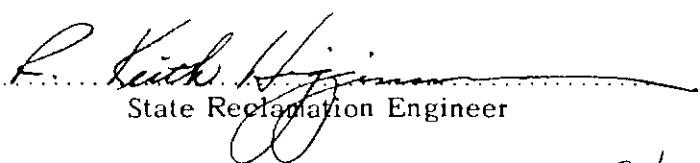
This is to certify that DAVID H. & VALERA F. LARSEN
of Ashton, County of Fremont, and State of
Idaho, the holder S of Permit No. 31371, issued upon
Application No. 39476 bearing date of priority of September 6, 1963, authorizing the
diversion of 4.40 second feet of waters of Warm Springs Creek
.....
.....
.....
County of Fremont, State of Idaho, for irrigation
purposes, have 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 4.4 second feet of the waters of Warm Springs Creek tributary
of Snake River

that the point of diversion of said waters is in the NW¹SW¹ Sec. 24, Twp. 9 N., Rge.
42 E., B. M.;

and that the lands proposed to be irrigated by the use or place of use of said water are
described as follows, to-wit: SE¹NE¹, NE¹SE¹ Sec. 23; SW¹NW¹, W¹SW¹ Sec. 24;
and NW¹NW¹ Sec. 25, all in Twp. 9 North, Range 42 East, Boise Meridian.

Proof of completion of works made: November 25, 1968

Witness my hand this 3rd day of December, A. D. 1968


State Reclamation Engineer

31371

Permit No. 31371STATE OF IDAHO
Department of Reclamation

RECEIVED

NOV 20 1968

Proof of Completion of Works Department of Reclamation

AFFIDAVIT OF HOLDER

STATE OF IDAHO
County of FREMONT } ss.David H. Larsen,, being first duly sworn, upon his oath deposes and says:First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 31371, and that his postoffice address is Box 401, Ashton State of Idaho.Second: That the name of the stream from which said water is to be diverted is Spring Creek.Third: That the point of diversion of said water is NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 24, Township 9 North, Range 42 East, Boise Meridian, Fremont County, IdahoFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Sept. 10,, 1968. (Time Extended to 12-4-1968)Fifth: That the use for which said water is intended is Agricultural irrigation.Sixth: That on the date above mentioned, the works constructed under said permit were ~~for~~ were not fully completed and consisted of the following:I. Kind of Works: Main pipeline for sprinkling irrigation. Also, concrete dam.
(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

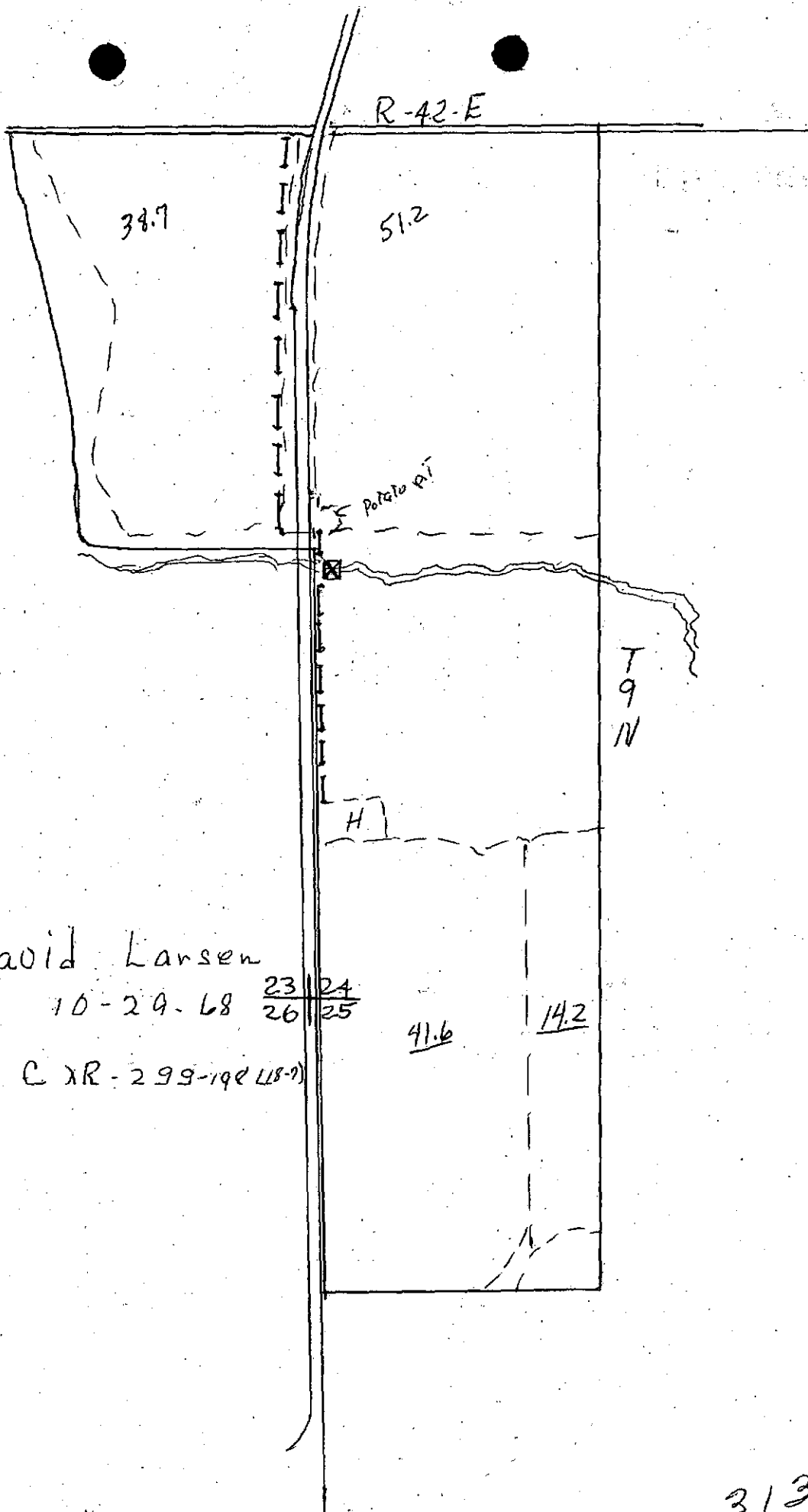
II. Dimensions of work:

(a) Height of dam 2 feet/7 inches, length of dam at top 16 $\frac{1}{2}$ feet, length of dam at bottom about/feet. Material used in construction concrete.

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir 2 acre feet with continuous flow.(c) Size of headgate: Width 3.4 feet, height 2 $\frac{1}{2}$ feet.(d) Conduit 11/12 width at bottom 11/12 feet, width at water line 11 inches and 6 5/8 inches
(STATE WHETHER DITCH, FLUME OR PIPE) feet, depth of water 5 feet; diameter of pipe 8 5/8 inches/average grade per mile is 40 feet. Length of conduit is 3/4 miles.Seventh: That said works are capable of conducting to the place of intended use 4.4 second feet of water.Eighth: That water appropriated under said permit is available for 140 acres of land described as follows: E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 23; W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 24; and NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 25; all in Township 9 North, Range 42 East, Boise Meridian, Fremont County, Idaho.Ninth: Remarks:—That A map is attached as ^{it} may be of help to you in understanding the project.David H. Larsen
(SIGN HERE)Subscribed and sworn to before me this 25th day of Nov., 1968.Ralph Britton
NOTARY PUBLIC
Residing at St. Anthony, Idaho.My commission expires Jan. 5, 1972.

31371



David Larsen

10-29-68 $\frac{23}{26}$ $\frac{24}{25}$

Photo # C R-299-198 (18-9)

31371

RECEIVED

RALPH LITTON

ATTORNEY AT LAW

ST. ANTHONY, IDAHO

NOV 29 1968

November 27, 1968

Department of Reclamation

Mr. R. Keith Higginson
State Reclamation Engineer
State House
Boise, Idaho

Re: David H. Larsen and Valeria F.
Larson, Permit No. 31371

Dear Mr. Higginson:

Please find enclosed Form No. 6 concerning the above referred to permit. I hope it is properly filled out.

As I plan to be in Boise the last of next week, if the opportunity presents itself, I plan to drop in and take a few minutes of your time if this is agreeable.

Thanking you, I am

Yours very truly,

Ralph Litton
Ralph Litton

RL:e
enc.

31371

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and address where delivered ☐ Deliver ONLY to addressee
(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

20425

INSURED NO.

David A. Farrow

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (only if requested)

10/28/68

3

CS-16-71646-10 GPO
31371

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moistened gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

NAME OF SENDER

STREET AND NO. OR P.O. BOX

POST OFFICE, STATE, AND ZIP CODE

Department of Reclamation
Box # 2 Statelands
Boise, Idaho 83707
31371

WASHINGTON, D.C. 20540
OFFICE OF THE POSTMASTER
WASHINGTON, D.C. 20540
281 A.M. 1968
RETURN TO

October 25, 1968

Re: Permit No. 31371

*Answered Nov 29 - 1968
Affidavit of C/W*

David H. & Valera F. Larsen
Box 401
Ashton, Idaho 83420

Dear Mr. And Mrs. Larsen:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit 31371 to appropriate the public waters of the State of Idaho, have not been complied with as to failure to submit proof of completion of works due September 10, 1968

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the State Reclamation Engineer on or before December 4, 1968 why said permit should not be cancelled.

Permit 31371 claims the use of 4.40 cubic feet per second of water. The point of diversion was to be located NW 1/4 Sec. 24, T. 9 N., R. 42 E., B. M., Fremont County

and the permit was approved September 10, 1963.

State Reclamation Engineer

31371

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

DEPARTMENT OF RECLAMATION

Boise, Idaho

June 28, 1968

Re: Permit No. 31371

David H. Larsen & Valera F. Larsen
P. O. Box 401
Ashton, Idaho 83420

Dear Mr. and Mrs. Larsen:

Under the terms of your Permit No. 31371 you are required to complete your diversion works on or before Sept. 10, 1968. I enclose blank affidavit to be filled out, sworn to by you before a Notary Public, or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the said permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Very truly yours,

State Reclamation Engineer

Enc. Form 6

31371

September 16, 1963

Re: Permit No. 31371
David H. & Valera F. Larsen

Mr. David H. Larsen,
Box 401,
Ashton, Idaho.

Dear Mr. Larsen:

We enclose Permit No. 31371 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer. Also see limitations under "Remarks."

We also enclose Departmental Receipt No. 31782 which was issued covering payment in the amount of \$6.00 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

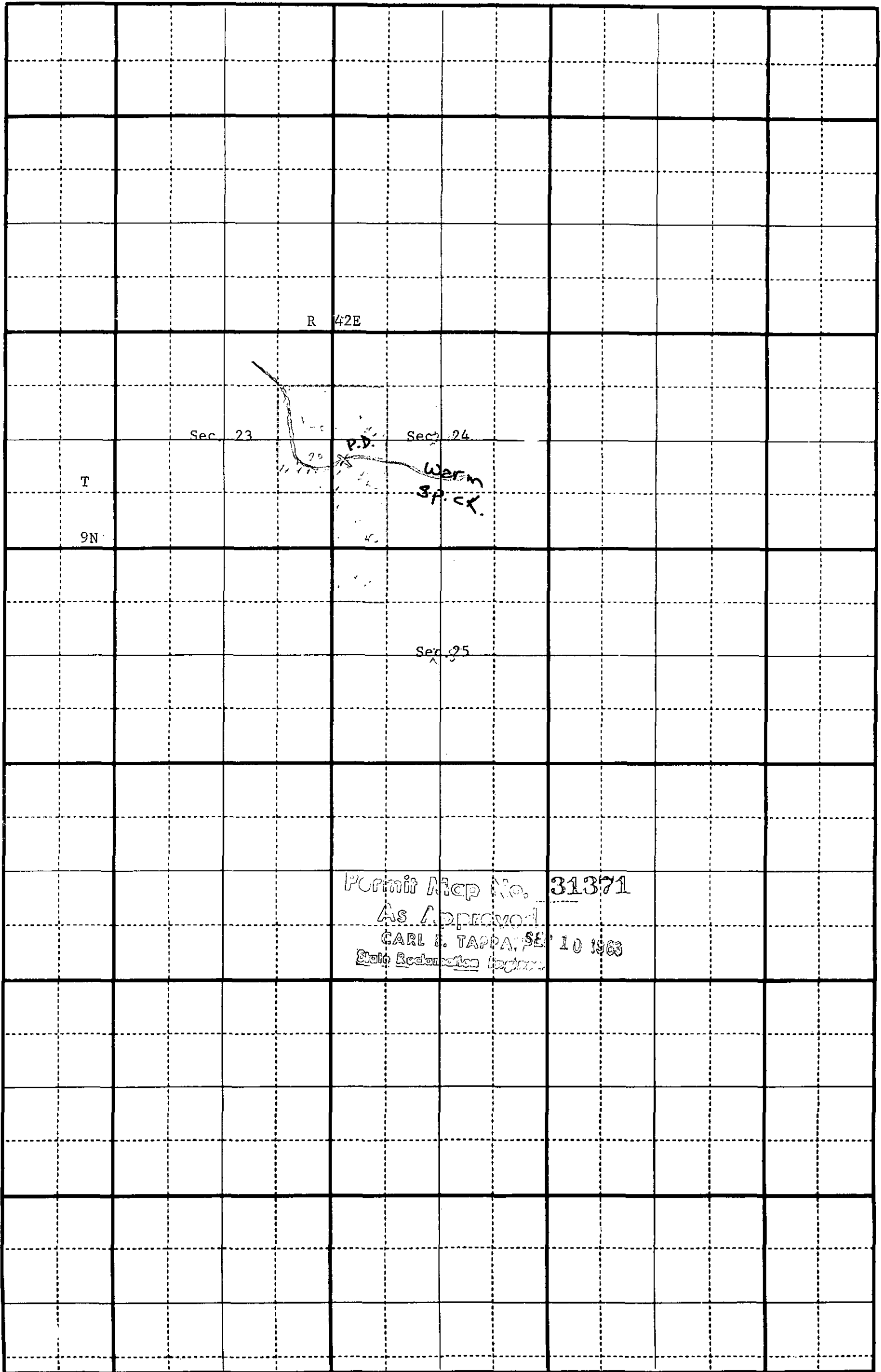
(MRS.) EDNA P. RULE
Chief Clerk

Encl. - Permit
Receipt
EER:pmk

31371

NAME OF APPLICANT.....David H. Valera E. Larsen.....

Form No. 0



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

31371