

AFFIDAVIT OF  
PUBLICATION

State of Idaho }  
County of Fremont }

SS.

L. B. 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 for

Publication

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 four consecutive is-  
sues thereof; first publication

having been made on the 15  
day of Sept., 1966

and the last publication on the  
6 day of Oct.

1966.

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.

L. B. Hunsaker  
Subscribed in my presence and

sworn to before me this 6

day of Oct,

1966.

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

RECEIVED  
OCT 11 1966

Department of Reclamation

Public Notice

NOTICE FOR PUBLICATION

Notice is hereby given that on the 7th  
day of October, 1966 at Rexburg, County  
of Madison, State of Idaho, before Mary  
Smith, proof will be submitted of the  
completion of works for the diversion of  
8.3 cubic feet per second of the waters  
of unnamed stream and spring, tribu-  
tary of Conant Creek in accordance with  
the terms and conditions of a certain per-  
mit heretofore issued by the State Recla-  
mation Engineer of the State of Idaho.

1. The name of the person or corpora-  
tion holding said permit is Ada Carlson.

2. The postoffice address of such per-  
son or principal place of business of such  
corporation is Box 91, Squirrel, County of  
Fremont, State of Idaho.

3. The number of such permit is 30202,  
and the date set for the completion of  
such work is September 28, 1966.

4. Said water is to be used for irriga-  
tion purposes.

5. Said works of diversion will be fully  
completed on the date set for such com-  
pletion, and the amount of water which  
said works are capable of conducting to  
the place of intended use, in accordance  
with the plans accompanying the appli-  
cation for such permit, is 8.3 cubic feet  
per second.

6. The amount of lands for which said  
water is available is 418 acres, particu-  
larly described as follows:

35 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , 26 acres in  
the SE $\frac{1}{4}$ NW $\frac{1}{4}$ , 40 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
3 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , 19 acres in  
SE $\frac{1}{4}$ SW $\frac{1}{4}$ , 38 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$  all in  
Section 8; 38 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , 39  
acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$  all in Section 17; 36  
acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ , 39 acres in NW $\frac{1}{4}$   
SW $\frac{1}{4}$ , 36 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ , 36 acres  
in SE $\frac{1}{4}$ SW $\frac{1}{4}$  all in Section 20, said entire  
acreage lying and being in Township 8  
North, Range 44 East, Boise Meridian.

R. KEITH HIGGINSON  
State Reclamation Engineer  
(C.N. SEPT. 15, 22, 29, OCT. 6, '66)

30202

C/W PUBLISHED

STATE OF IDAHO  
Department of ReclamationRECEIVED  
SEP 21 1966  
Department of Reclamation

## Application for Extension of Time for Beneficial Use Proof

State of Idaho

County of Madison

ss.

Permit No. 30202Ada Carlson, of Box 91, SquirrelState of Idaho, being first duly sworn, upon his oath deposes and says:That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 30202That, under the terms and conditions of said permit, proof of beneficial use thereunder was required to be made by September 28, 1966That he has heretofore put to beneficial use .4 cfs second feet of water and has irrigated 20 acres. 418

That, for the following reasons, he is unable to put to beneficial use within the required time the remainder of the water appropriated under his permit, to-wit:

I have completed my works under the above numbered permit and have the water available for use and have used some of it on some of the ground as above stated. However, I need an extension of time for making beneficial use, that is, putting the entire acreage under irrigation.

WHEREFORE, he asks that the State Reclamation Engineer extend the time for the making of proof of beneficial use under said permit to September 28, 1972Subscribed and sworn to before me this 20th day of September, 1966Ada CarlsonMary Smith  
Notary Public.My commission expires June 25, 1967Date of receipt at office of Department of Reclamation September 21, 1966

## APPROVAL OF STATE RECLAMATION ENGINEER

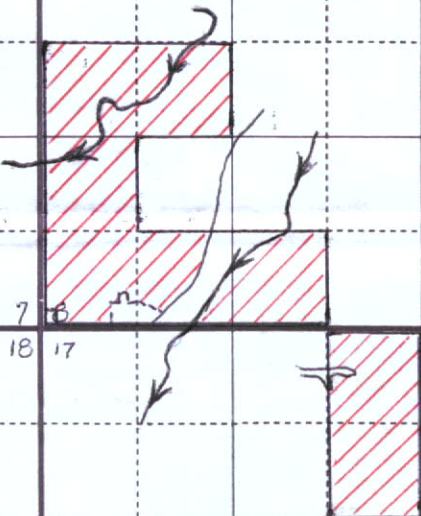
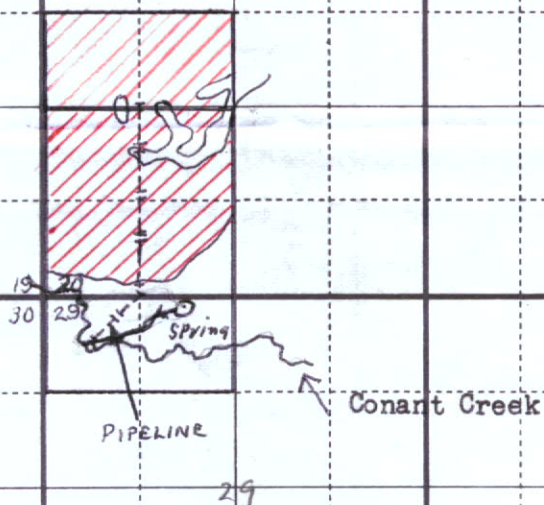
I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to appropriate the Public Waters of the State of Idaho, No. 30202 to September 22, 1972Witness my hand this 27th day of September, 1966R. Keith Higgins  
State Reclamation Engineer.30202

R 44 E

R 44 E

Water for this part of the farm taken out of Squirrel Creek and delivered thru the two ditches shown here - and will replace water turned into Conant Creek from spring.

Water will be delivered to various parts of the farm thru portable mainline.

T  
8  
N18 17  
19 20

Permit Map No. 30202  
As Approved SEP 28 1961  
GEO. N. CARTER  
State Reclamation Engineer

July 5, 1961

Application for Permit

Mrs. Ada Carlson  
Squirrel, Idaho

Dear Mrs. Carlson:

Returned herewith is the application you submitted with the attached check for \$7.10. Also enclosed is Form 1, application for permit with instructions.

First, the filing fee for 9.4 cu. ft. per sec. is \$7.25. Each additional foot or fraction thereof is \$0.25.

Second, the application form you used is for subterranean water and water from a spring or stream is surface water, Form 1 enclosed should be used.

The time under 10 has been changed to 5 years. The questions on the Form 1 are different but we suggest you request 5 years to complete the work with 0 other years to make beneficial use of the water.

Under 12, land list you show S<sup>1</sup>SW<sup>1</sup>, N<sup>1</sup>SE<sup>1</sup> Sec. 20 where we believe it should be the SW<sup>1</sup> Sec. 20.

The maps you prepared are adequate except you should show your works, pipe from pump to the lands north.

From the remarks, it appears you will divert the water from the stream and not directly from the spring. If that is correct, the source of water would be from the stream, probably an un-named stream.

30202

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF:

Permit No. 30202/21-2126 in the  
name of MRS. ADA CARLSON

ORDER

WHEREAS, on August 22, 1961, Mrs. Ada Carlson applied to the Department of Water Resources (formerly the Department of Reclamation) for a permit to appropriate 8.3 cubic feet of water per second from an unnamed spring within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 29, Twp. 8 N, Rge. 44 E, B.M., Fremont County, to be used for the irrigation of 418 acres of land; and

WHEREAS, on September 28, 1961, the Department approved said application and issued Permit No. 30202/21-2126 with the condition that the whole of said works be completed, the water be appropriated to a beneficial use and proofs offered on or before September 28, 1966; and

WHEREAS, on September 27, 1966, the Department extended the time for making proof of beneficial use to September 28, 1972; and

WHEREAS, proof of completion of works was made on October 7, 1966; and

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

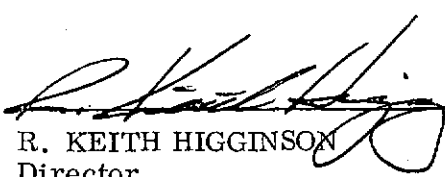
WHEREAS, the Department failed to modify the above numbered permit to conform with the new procedures;

IT IS, THEREFORE, ORDERED that the requirements for completion of Permit No. 30202/21-2126 be hereby modified to conform to the adopted Rules of Practice and Procedure 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.

IT IS FURTHER ORDERED that the time within which to submit proof of beneficial use of water under Permit No. 30202/21-2126 be and is extended to July 1, 1976.

Dated this 14 day of April, 1976.

  
R. KEITH HIGGINSON  
Director

# Application For Permit

## To Appropriate the Public Waters of the State of Idaho

21-2126

APPLICATION No. 38141  
 PERMIT No. 30202  
 DISTRICT No.

1. Name of Applicant: Mrs. Ada Carlson

Postoffice address: Box 91, Squirrel

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: 8.3 c.f.s.

cubic feet per second.

3. Source of water supply: Un-named stream from an un-named/ <sup>spring</sup> which is a tributary of Conant Creek

4. Location of point of diversion: 600' East & 200' South feet distant from the NW corner of Section 29, T. 8 N, R. 44 E, B.M., and is in the NW  $\frac{1}{4}$  NW  $\frac{1}{4}$  of section 29, T. 8 N, R. 44 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: \$ 2,500

8. Kind of works: Sprinkler Irrigation System supply line

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 None required feet; height feet.

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

Diameter of pipe 10" inches; length of conduit miles.

Average grade per mile feet.

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

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

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

140 acre feet storage water in Fremont-Madison and six (6) shares high water in Squirrel Creek

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/ Ada Carlson

*Applicant.*

By

*Agent.*

Date of first receipt at Department of Reclamation: 8:00 A.M. August 22, 1961

Returned to applicant for correction: August 22, 1961

Corrected application received: September 26, 1961

### Approval of State Reclamation Engineer

The number of this permit is 30202

Recorded in Book 106 Page 30202 Approved September 28, 1961

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 28, 1961 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 28, 1964**

The whole of said work to be completed on or before **September 28, 1966**

The whole of said work to be completed on or before September 28, 1966

Beneficial use of water appropriated in accordance herewith, to be made on or before September 28, 1966 -

WITNESS My hand this 28th day of September, 1961

s/ RALPH W. THOMAS

Deputy 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.....28th.....

day of September, 1961.

STATE OF IDAHO

Countersigned:

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLLIE

Governor.

Secretary of State.

REMARKS: A-4 The proposed project will be a pit pond where a pump will be installed to pump the water up to the top of the hill where it will be used for sprinkler irrigation.

A-11 The spring comes out of a rocky hillside on my own farm, and the entire installation would be on my own farm.

14. This land was homesteaded in 1907 and recorded in 1912. The spring is located 1/4 mile from Conant Creek, and the water used on pasture since 1907.

| Twp. | Range | Sec. | NE <sup>1</sup> / <sub>4</sub>                                                                                                                                                                                                                  |                                |                                |                                | NW <sup>1</sup> / <sub>4</sub> |                                |                                |                                       | SW <sup>1</sup> / <sub>4</sub> |                                |                                |                                | SE <sup>1</sup> / <sub>4</sub> |                                |                                |                                | Totals |
|------|-------|------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|---------------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------|
|      |       |      | NE <sup>1</sup> / <sub>4</sub>                                                                                                                                                                                                                  | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub>        | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> |        |
| 8 N  | 44 E  | 8    |                                                                                                                                                                                                                                                 |                                |                                |                                | 35                             | 26                             |                                | 40                                    | 36                             | 19                             |                                | 38                             |                                |                                |                                | 194                            |        |
| 8 N  | 44 E  | 17   | 38                                                                                                                                                                                                                                              |                                |                                |                                |                                |                                |                                |                                       |                                |                                |                                |                                |                                |                                |                                | 77                             |        |
| 8 N  | 44 E  | 20   |                                                                                                                                                                                                                                                 |                                |                                |                                |                                |                                |                                | 36                                    | 39                             | 36                             | 36                             |                                |                                |                                |                                | 147                            |        |
|      |       |      |                                                                                                                                                                                                                                                 |                                |                                |                                |                                |                                |                                | Total Number of Acres to be Irrigated |                                |                                |                                |                                |                                |                                |                                | 418                            |        |
|      |       |      | APPROVAL FOR EXTENSION OF TIME ✓                                                                                                                                                                                                                |                                |                                |                                |                                |                                |                                |                                       |                                |                                |                                |                                |                                |                                |                                |                                |        |
|      |       |      | I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of beneficial use under Permit to appropriate the Public Waters of the State of Idaho, No. 30202 to September 23, 1972. |                                |                                |                                |                                |                                |                                |                                       |                                |                                |                                |                                |                                |                                |                                |                                |        |
|      |       |      | Witness my hand this 27th day of September, 1966.                                                                                                                                                                                               |                                |                                |                                |                                |                                |                                |                                       |                                |                                |                                |                                |                                |                                |                                |                                |        |
|      |       |      | /s/ R. KEITH HIGGINSON<br>State Reclamation Engineer                                                                                                                                                                                            |                                |                                |                                |                                |                                |                                |                                       |                                |                                |                                |                                |                                |                                |                                |                                |        |
|      |       |      | Recorded: September 27, 1966.                                                                                                                                                                                                                   |                                |                                |                                |                                |                                |                                |                                       |                                |                                |                                |                                |                                |                                |                                |                                |        |

4/86

RECEIVED

JUN 6 1988

Department of Water Resources  
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only  
Fee Received \$100.00  
Date 5-20-88  
Receipt # E000243  
Receipt by da  
Sent to S.O. 0

RECEIVED

JUN -1 1988

1. Permit No. 21-2126

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Ada Carlson

3. Post Office Address: Rt 2 Squirrel Idaho  
Telephone No. 652-3382

4. Source of Water: Spring

5. Extent of Use:

Domestic \_\_\_\_\_ (No. of households) Stockwater \_\_\_\_\_ (No. and type of stock)

Irrigation 30 (acres) Other/Remark \_\_\_\_\_

6. Total rate &/or volume for which proof is submitted 0.60 cfs \_\_\_\_\_ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

1976

8. Person to contact to accompany the department representative during the field examination:

Same as above  
(Name)

(Address)

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

20 May 1988  
Date

Ada Carlson  
Signature of Permit Holder (and title, if appropriate)

State of Idaho  
Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second  
AF = acre feet)

| cfs          | AF          | Fee    |
|--------------|-------------|--------|
| 0 - 0.04     | 0 - 4       | \$ 0   |
| .05 - 0.20   | 5 - 20      | 50.00  |
| .21 - 1.0    | 21 - 100    | 100.00 |
| 1.01 - 2.0   | 101 - 200   | 125.00 |
| 2.01 - 3.0   | 201 - 300   | 150.00 |
| 3.01 - 4.0   | 301 - 400   | 175.00 |
| 4.01 - 5.0   | 401 - 500   | 200.00 |
| 5.01 - 6.0   | 501 - 600   | 225.00 |
| 6.01 - 7.0   | 601 - 700   | 250.00 |
| 7.01 - 8.0   | 701 - 800   | 275.00 |
| 8.01 - 9.0   | 801 - 900   | 300.00 |
| 9.01 - 10.0  | 901 - 1000  | 325.00 |
| 10.01 - 11.0 | 1001 - 1100 | 350.00 |
| 11.01 - 12.0 | 1101 - 1200 | 375.00 |
| 12.01 - 13.0 | 1201 - 1300 | 400.00 |
| 13.01 - 14.0 | 1301 - 1400 | 425.00 |
| 14.01 - 15.0 | 1401 - 1500 | 450.00 |
| 15.01 - 16.0 | 1501 - 1600 | 475.00 |
| 16.01 - 17.0 | 1601 - 1700 | 500.00 |
| 17.01 - 18.0 | 1701 - 1800 | 525.00 |
| 18.01 - 19.0 | 1801 - 1900 | 550.00 |
| 19.01 - 20.0 | 1901 - 2000 | 575.00 |
| 20.01 & over | 2001 & over | 600.00 |

Checks should be made payable to the  
Department of Water Resources

No fee is required for single family  
domestic use or stockwater use.

FROM ERIC VERNER

DATE

TO FILES

SUBJECT LATE EXAM FEE PAYMENT FOR PERMIT No. 21-2126FEE DUE DATE: 3/27/87FEE RECEIVED: 5/20/88Permit should therefore loose 49 days priority.

SIGNATURE

4/86

RECEIVED

MAY 04 1988

original sent  
to Eastern  
CW

Department of Water Resources STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

1. Permit No. 30202/21-2126-

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☐ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Ada Carlson

3. Post Office Address: #2 Squirrel, Idaho,

Telephone No. 622-659-3382  
astromexchange

4. Source of Water: Spring

5. Extent of Use:

Domestic \_\_\_\_\_ (No. of households) } Stockwater X (No. and type of stock) Cattle

Irrigation on Potatoes 30 acres } Other/Remark Pasture

Did not know at that time it had to be examined.

6. Total rate &/or volume for which proof is submitted 8.3 cfs cubic acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

Water source to be changed. Section 8-Township 8-range 44 E.B.M.  
I also own Water rights in township 8-

8. Person to contact to accompany the department representative during the field examination:

(Name)

(Address)

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

May 4-1988  
Date

Ada Carlson #2 Squirrel Idaho  
Signature of Permit Holder (and title, if appropriate)



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
**STATE OFFICE,** 1301 North Orchard Street Boise, Idaho 83706-2237 • (208) 334-4440

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

21-2128  
CARLSON, ADA  
P.O. BOX 91  
SQUIRREL, ID 83447

February 26, 1988

Dear Permit Holder:

LAPSE NOTICE  
License Examination Fee

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be of no further force nor effect on March 27, 1988, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on January 26, 1987.

The lapsed permit can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before May 26, 1988, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Enclosed is a fee information sheet that must be completed and submitted to the Department to keep the permit in good standing. If you have questions, please contact any office of the Department.

Sincerely,

L. GLEN SAXTON, Chief  
Operations Bureau

Enclosure

May 27, 1987

Ada Carlson  
Rt. 2, Squirrel  
Ashton, ID 83420

Dear Ms. Carlson:

Re: Permit No. 21-2126

The department is in receipt of your letter dated May 4, 1987 in which you apparently request an extension of time of three years in which to complete the proof of beneficial use submittal to the department. The department does not have authority to grant such an extension.

To complete the proof submittal and to prevent the loss of priority, which is presently occurring, you need to either submit the license examination form and fee to the department or have the examination completed by a non-department certified water right examiner. Payment of the license examination fee to the department would stop the loss of priority.

Since you indicate you didn't plant the ground this year, the department is willing to wait until the spring of 1988 to make the field examination. This delay in the exam, however, does not waive the requirement to timely submit the licensing examination form and fee.

Enclosed is a fee schedule. The fee for the permitted amount of 8.3 cfs is \$300 and is a one-time fee requirement. If, however, you know your water use is less, you can indicate the amount and pay the fee accordingly.

Please feel free to contact our Eastern Regional office at 150 Shoup, Idaho Falls, Idaho or phone 525-7161 if you have questions.

Sincerely,

RITA I. FLECK  
Secretary/Records Manager

Enclosure

c: Eastern Region

21-2126

May 9-1987

Department of Water Resources

Dear Sir,

I received your letter again asking about the spring water for irrigation -

I have written to Mr. Dunn for an extension of time - I have not had an answer from Mr. Dunn as yet and have been waiting for a reply -

It is very dry here this year and we didn't think that the spring would have enough water to irrigate the crop this year. There is no high water this year - we will be on storage when we start irrigating

Respectfully yours -

Lela Carlson  
Rt. 2 Squirrel, Idaho  
83420

RECEIVED  
MAY 28 1987

Department of Water Resources

RECEIVED

MAY 11 1987

Department of Water Resources  
Eastern District Office

RECEIVED

MAY 07 1987

May 4, 1987

Department of Water Resources

State of Idaho  
Department of Water Resources  
State House  
Boise, Idaho  
83720

A. Kenneth Runn.

Dear Mr. Runn,

I am writing to ask  
for an extension of time  
for the use of water permit  
No. 21-2126.

As it is a very dry  
year, I did not plant  
the ground that could

the irrigated this year.  
They do not think the spring  
will hold for irrigation.  
We will be no storage water  
when it is time for crop  
irrigation. There is no  
high water this year.

Is it possible for a  
three year attention for  
the spring.

Thank You  
Ada Carlson  
Route # 2  
Squirrel Falls  
Washon, 83420



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

EASTERN REGION

John V. Evans  
Governor

150 Shoup — Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

A. Kenneth Dunn  
Director  
May 6, 1987

21-2126  
CARLSON, ADA  
P.O. BOX 91  
SQUIRREL, ID 83447

Dear Permit Holder:

On January 26, 1987 this Department sent you a certified letter explaining the recent statutory changes in the licensing procedure that will pertain to the above referenced permit. The new statutes provide the permit holder with a choice of who will perform the licensing field examination. You may either choose a certified water rights examiner from the private sector, or select the Department. If you elect to have the examination done by the Department there is now a fee for this service based on the amount of water being diverted.

The letter advised you had a period of 60 days to notify the Department of your decision. You were to notify the Department by returning the examination fee information form which accompanied the certified letter and the appropriate examination fee, provided you wanted the Department to do the examination. As indicated in the certified letter, failure to return the form and submit the examination fee, within 60 days would cause the priority of your permit to be advanced.

Our records indicate you did not respond within the 60 day period. Starting with March 27, 1987 the priority of your permit will be advanced one day for each day your response is late. Failure to submit a completed examination fee information form, with the examination fee, by March 27, 1988 will result in the permit being lapsed.

As always our staff is available to assist you or answer questions concerning the above matter. For your convenience, we have enclosed another examination fee information form.

Respectfully submitted,

Ernest Carlsen  
Assistant Regional Manager

EC/md

Enclosure

Ashton, Idaho  
March 1, 1987

RECEIVED  
MAR 16 1987

State of Idaho

Department of Natural Resources

A. Kenneth Dunn

Boise, Idaho

Department of Water Resources

21-2126

Dear Sir In reply yo the Certified Letter # 0013648

I am informing you that we do want to obtain the  
permit for beneficial use permit in 1987. We will  
pay the licensed examination fee of which we  
could not determine in your letter.

Due to the heavy snowfall and the wet ground where  
we use the water, we have to have a late July  
or early August Date for the actual examination  
of beneficial use of our land. We do want to  
engage a licensed water examiner.

We do need a fee schedule and a list of examiners  
and we will be glad to submit the fee for the Permit..

Thank You Kindly;

Mrs Ada Carlson  
Rt# Squirrel

*Ada Carlson*

AShton, Idaho 83420



**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
EASTERN REGION

John V. Evans  
Governor

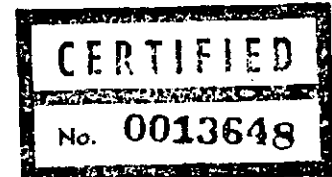
150 Shoup — Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

A. Kenneth Dunn  
Director

21-2126  
CARLSON, ADA  
P.O. BOX 91  
SQUIRREL, ID 83447

January 26, 1987

EXAMINATION FEE NOTICE



Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this Department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the Department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the Department, but you must within sixty (60) days of the date of this letter return to the Department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the Department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the Department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing of certified water right examiners will be available from this Department when examiners have been certified.

If your permitted use, in fact, has already been examined by the Department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the Department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

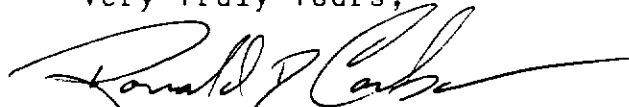
FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following Department office:

Eastern Region  
Idaho Dept. of Water Resources  
150 Shoup Ave., Suite 15  
Idaho Falls, Idaho 83401  
Phone: 525-7161

Very Truly Yours,

  
Ronald D. Carlson  
Eastern Regional Manager

Enclosures

October 16, 1980

Alma Carlson Bailey  
3207 NE 54th St.  
Vancouver, Washington 98663

Dear Ms. Bailey,

Thank you for sending us a copy of a Assignment of Permit, however, we find that we cannot accept ascopy as official notice that ownership of permit has changed between Ada Carlson and yourself.

What is requires is the original document that contains the Notary Public Seal.

I have enclosed another Assignment of Permit form in case you cannot send us the original. Please fill it out as before and have it notarized before returning it.

I hope this will answer any questions you may have , if not you can contact me at 334-4162.

Sincerely,

JIM JOHNSON  
Water Distrobution Supervisor

JJ:mr

Enclosure

## CONVERSATION MEMORANDUM

DATE

6/8/79

FILE

21-2126

NAME OF PARTY

EMPLOYEE

RE:

Alma Bailey  
Jan Grover  
Exam of project

Mrs. Bailey wants us to come out next year to make an examination as the fields are in summer fallow at this time.

Even though that has been the case for 5 yrs, we still can give them the benefit of the doubt & assume they irrigated one year. Therefore, I told her we would conduct the field exam next summer & returned the exam to Tony Kozlowski at Eastern.

RECEIVED

TO

Mr Ron Carlson  
1515 N. Lincoln  
Dept of Water Resources

SEP 20

FROM

Alma Carlson Bailey  
3207 NE 54th St.  
Vancouver WA

Department of Water Resources  
Eastern District Office

SUBJECT

Water Right to Spring Permit 30207/21 - 2126

DATE

9/22/80

MESSAGE Dear Sir: as per our telephone conversation of Sept 15, 1980 in regards to using the Septum this year on our land located in Dec 20 & 29. of S. Rg 4 E. Tremont Co Idaho I do own and operate an adequate system and the assignment of that proof permit has been assigned by my mother to me of which I am enclosing a copy - Thank you for information and an assurance & commitment that I have fulfilled my actions to that effect.

Sincerely

SIGNED

Alma Bailey Carlson

DATE

REPLY

State of Idaho  
Department of Water Resources

RECEIVED

SEP 20

ASSIGNMENT OF PERMIT

Department of Water Resources  
Eastern District Office

I, ADA M. CARLSON, hereby assign to ALMA CARLSON BAILEY  
of 3207 NE 54<sup>th</sup> St, Vancouver, Washington 98663  
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 30202/21-2/26  
to appropriate the public waters of the State of Idaho. 30202/21-2/26



The following described portion of my right, title, and interest in and to Permit  
No. 30202/21-2/26 appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within  
each 40 acre subdivision, the point of diversion and the amount of water in cubic  
feet per second for direct diversion, or acre feet for storage)

Made this 11<sup>th</sup> day of August, 19 80.

NOT  
ACCEPTED  
SEE CORRESPONDANCE  
DATED 10/16/80  
Jim

Ada M. Carlson  
Permit Holder

\_\_\_\_\_  
Spouse of Permit Holder

State of Idaho )  
County of Fremont ) ss.

On this 11<sup>th</sup> day of August, 19 80, personally  
appeared before me the signer(s) of the above instrument, who duly acknowledged to me  
that he (she) (they) executed the same.

seal

James E. Holcomb  
Notary Public residing at  
Arden, Idaho

My commission expires:

5/8/83

WATER RIGHT NUMBER 21-2126

OWNER LAST NAME - CARLSON  
ADDRESS LINE 1 - P.O. BOX 91  
ADDRESS LINE 3 -

FIRST NAME - ADA

ORIG OWNER -

**VERIFIED LGS**

ADDRESS LINE 2 -

CITY - SQUIRREL

STATE - ID ZIP CODE - 83447

SOURCE - UNNAMED STREAM

TRIBUTARY OF - CONANT CREEK

STAGE - PERMIT

STATUS -

PRIORITY - 08-22-1961 COUNTY - FREMONT

TOTAL DIV. RATE - 8.3000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NWNW 29 08N 44E LOT REDIV -

272.0 489.0

13.0

3.0

0.0

0.0

0.0

0.0

0.0

0.0

2.1

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

8.3000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 08N RNG 44E SEC 20

TRACT NESW LOT

AC 36 TRACT

NWSW LOT

AC 39

TRACT SWSW LOT

AC 36 TRACT

SESW LOT

AC 36

USE - IRRIGATION

PLACE OF USE - TWN 08N RNG 44E SEC 17

TRACT NENE LOT

AC 38 TRACT

SENE LOT

AC 39

USE - IRRIGATION

PLACE OF USE - TWN 08N RNG 44E SEC 08

TRACT SWNW LOT

AC 35 TRACT

SENW LOT

AC 26

TRACT NWSW LOT

AC 40 TRACT

SWSW LOT

AC 36

TRACT SESW LOT

AC 19 TRACT

SWSE LOT

AC 38

DECREE NAME -

DATE -

TOTAL ACRES

418

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 07-01-1976 PERMIT/DENIED - 09-28-1961 PROTESTED -

HEARING -

OLD NO. - 30202

PROOF MADE - P FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS - SPRINKLERS.

201 OCT 1984

WATER RIGHT NUMBER 21-2126

OWNER LAST NAME - CARLSON  
ADDRESS LINE 1 - P.O. BOX 91  
ADDRESS LINE 3 -FIRST NAME - ADA  
ADDRESS LINE 2 -  
CITY - SQUIRREL

ORIG OWNER -

STATE - ID ZIP CODE - 83447

SOURCE - UNNAMED STREAM

TRIBUTARY OF - CONANT CREEK

STAGE - PERMIT

STATUS -

PRIORITY - 08-22-1961 COUNTY - FREMONT

TOTAL DIV. RATE - 8.3000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NWNW 29 08N 44E LOT

REDIV -

272.0 489.0 13.0 3.0 0.0 0.0 0.0 0.0 0.0 2.1

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

8.3000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 08N RNG 44E SEC 20

TRACT NESW LOT

AC 36 TRACT

NWSW LOT

AC 39

TRACT SWSW LOT

AC 36 TRACT

SESW LOT

AC 36

USE - IRRIGATION

PLACE OF USE - TWN 08N RNG 44E SEC 17

TRACT NENE LOT

AC 38 TRACT

SENE LOT

AC 39

USE - IRRIGATION

PLACE OF USE - TWN 08N RNG 44E SEC 08

TRACT SWNW LOT

AC 35 TRACT

SENW LOT

AC 26

TRACT NWSW LOT

AC 40 TRACT

SWSW LOT

AC 36

TRACT SESW LOT

AC 19 TRACT

SWSE LOT

AC 38

DECREE NAME -

DATE -

TOTAL ACRES

418

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 07-01-1976 PERMIT/DENIED - 09-28-1961 PROTESTED -

HEARING -

OLD NO. - 38141

PROOF MADE - P FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS - SPRINKLERS.

IDENT. NO. 212126

I D A H O   D E P A R T M E N T   O F   W A T E R   R E S O U R C E S

WATER RIGHT  
DATA ENTRY LOG

[illegible]

FULL SERVICE REAL ESTATE

*Alma  
owns*

**ALMA BAILEY**

ASSOCIATE • LAND-TIMBER

(206) 696-0434

*206-695-8254 (daughter)*



**CROSS TOWN REAL ESTATE**

3207 N. E. 54TH STREET

• VANCOUVER, WASHINGTON 98063

May 10, 1979

Mrs. Ada Carlson  
Box 91  
Squirrel, Idaho 83447

Dear Mrs. Carlson:

We are in receipt of your letter of April 25, 1979 in which you indicated that Permit No. 21-2126 should not be cancelled since the water described in the permit has been beneficially used. In the letter you also indicated that you intend to use the water in 1979. Therefore the permit will not be cancelled at this time.

Since your system is portable and not used every year, we need to solicit your help to make an accurate determination of the extent of the water right in question. As you know, to license your permit the Department must measure (1) the amount of water applied to the land, and (2) the acreage irrigated. When you begin to irrigate this season, please contact Water Resources Agent Tony Kozlowski at our Eastern Region Office in Idaho Falls, 1515 Lincoln Rd., Telephone 523-7186. He will be able to measure your system and initiate licensing procedures.

Let me emphasize the importance of scheduling the field exam as soon as possible this month, Mrs. Carlson, to protect your water right. If you have any questions please contact either Mr. Kozlowski or myself.

Sincerely,

David R. Tuthill, Jr., P.E.  
Supervisor, Water Allocation Section

c.c. Tony Kozlowski  
DT:ah

April 25, 1979

Ken Dunn, Deputy Director  
Idaho State Water Resources  
Statehouse Mail  
Boise, Idaho 83720

RECEIVED

APR 28 1979

Department of Water Resources

Dear Mr. Dunn:

Re: Permit No. 21-2126

I recently received a letter advising me that Permit No. 21-2126 was subject to cancellation on May 19, 1979. I assume this stems from the fact that during 1978 a field examination was attempted as part of the licensing process and could not be completed because no system was installed. The fact that no system was found does not mean that the water from the spring has not been beneficially used.

In our normal rotation process, this land is periodically fallowed and the portable system moved to other areas on the farm. During 1978, the ground lay fallow. We intend to again irrigate this land in 1979, and respectfully request that you reconsider the cancellation of this permit.

Sincerely,

*Ada Carlson.*

Mrs. Ada Carlson  
Box 91  
Squirrel, Idaho 83447

AC/dh

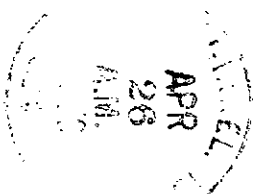
AFTER FIVE DAYS RETURN TO

*Eda Carlsberg*  
*Quinnell - Idaho*  
*83447*

ZIP CODE

*Idaho State Water Resources*  
*Statehouse Mail*

*Boise - Idaho*  
*83720*



PSN 3811, AUG 19/8

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

21-2126

SENDER: Complete items 1, 2, and 3.  
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

☐ Show to whom and date delivered. \_\_\_\_\_

☐ Show to whom, date, and address of delivery. \_\_\_\_\_

☐ RESTRICTED DELIVERY  
Show to whom and date delivered. \_\_\_\_\_

☐ RESTRICTED DELIVERY.  
Show to whom, date, and address of delivery. \$ \_\_\_\_\_  
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

| REGISTERED NO. | CERTIFIED NO. | INSURED NO. |
|----------------|---------------|-------------|
|                | 32746         |             |

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☒ Addressee ☐ Authorized agent

4. *Ada Carlson*

| DATE OF DELIVERY | POSTMARK         |
|------------------|------------------|
| 4-20-79          | APR 20 A.M. 1979 |

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CHARGE 4 INITIALS

UNITED STATES POSTAL SERVICE  
OFFICIAL BUSINESS

**SENDER INSTRUCTIONS**

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits. Otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

PENALTY FOR PRIVATE  
USE TO AVOID PAYMENT  
OF POSTAGE, \$300



**RETURN  
TO**



*DEPARTMENT OF AGRICULTURE*

STATE (Name of Sender)

BOISE, IDAHO 83720

(Street or P. O. Box)

(City, State, and ZIP Code)



State of Idaho

# DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

April 17, 1979

*Certified Mail  
# 32746*

Mrs. Ada Carlson  
Box 91  
Squirrel, Idaho

Re: Permit No. 21-2126

Dear Mrs. Carlson:

It appears to the Department of Water Resources that the terms and conditions of Permit 21-2126 to appropriate the public waters of the State of Idaho have not been complied with as to failure to beneficially use the water as proposed in said permit, and therefore, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended; said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Resources on or before May 19, 1979, why said permit should not be cancelled.

Permit 21-2126 claims the use of 8.3 cubic feet per second of water from an unnamed spring, tributary to Conant Creek, the point of diversion was to be located within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 29, Twp. 8N, Rge. 44E, B.M., and the permit was approved September 28, 1961.

Dated this 19th day of April, 1979.

*[Signature]*  
for C. STEPHEN ALLRED  
Director

MEMO TO FILE

FROM: Tony Kozlowski

DATE: November 13, 1978

RE: Field Report - 21-2126 - Mrs. Ada Carlson

For the past three irrigation seasons, agents from our region have attempted to complete a water right field examination for Mrs. Ada Carlson's Permit No. 21-2126. Each attempt has ended in failure as water from the source indicated on the permit was not being put to beneficial use. I personally contacted Mrs. Carlson at her residence in Squirrel, Idaho on July 21, 1977 and discussed with her in great detail the need to examine the works of diversion, the lands irrigated, and the quantity of water being diverted for irrigation.

During our visit, Mrs. Carlson assured me that beneficial use of water from the spring in question would be demonstrated to me during the following irrigation season. The following year, two more attempts were made to complete the exam, but the works of diversion were not present and the lands to be irrigated were being dry farmed.

The original application proposed the diversion of a large quantity of water (8.30 cfs) from an unnamed spring adjacent and tributary to Conant Creek by means of a portable tractor pump and handline sprinkler system. A total of 418 acres were slated to receive the benefit of irrigation flows from this source.

I feel that this filing is inappropriate for several reasons:

1. I estimate the quantity of water emerging from the spring to be insufficient for the use intended (irrigation of 418 acres) and the available water to be only a mere fraction of the amount filed for on this permit.
2. A proposal to pressurize and lift water from the spring 75 feet uphill from the bed of Conant Creek and to convey it under pressure via a port-

able surface mainline a maximum distance of three miles using only a small diesel tractor power plant and a portable centrifugal ditch pump seems to me to be ludicrous. Surely, only a few acres could be adequately irrigated using this system.

3. One wonders whether or not this filing was made in order to prevent other water users on Conant Creek from tapping water for irrigation from this source. If this is the intent, the filing serves no purpose. By not diverting the water at the proposed point of diversion described on the permit it becomes available for diversion by downstream water users. Finally, the lands to be irrigated from this source have traditionally been dry farms and for the past three years of record have remained so.

We have been both fair and patient in our endeavor to finalize this water right. I feel at this time that Permit No. 21-2126 should be considered for cancellation.

*Anthony R. Kozlowski*  
ANTHONY R. KOZLOWSKI  
Water Resource Agent

ARK:dh

June 10, 1976

RE: Permit No. 21-2126

Mrs. Ada Carlson  
Box 91  
Squirrel, Idaho 83447

Dear Mrs. Carlson:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for 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 during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in Idaho Falls.

Sincerely,

D. Darlene Reich  
Water Rights Supervisor

DDR:JG

RECEIVED

JUN 8 1976

OK J

Department of Water Resources  
Eastern District Office

Identification No. \_\_\_\_\_

Permit No. 21-2126

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Mrs. Ada Carlson  
b) Post Office Address Box 91, Squirrel, Idaho
2. Permit Number 21-2126
3. Date of Priority that you are prepared to establish Sept. 28, 1961
4. a) Source from which water was appropriated spring tributary to Conant Creek  
b) Location of the point of diversion: NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 29  
Township 8N, Range 44E Boise Meridian, Other points of diversion: \_\_\_\_\_
5. a) The amount of water and use to which the water has been applied:  
Amount 8.30 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 8.30 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: N.A.
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: \_\_\_\_\_
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) Portable pump with John Deere tractor for power.  
Portable mainline and hand laterals.  
b) Describe the type and size of measuring device which you have installed at your point of diversion: None  
c) Give well driller's name and address and the date the well was completed: N.A.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: \_\_\_\_\_

Exam typed 6-16-76 by f



PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● **SENDER:** Complete items 1, 2, and 3.  
 Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).  
☐ Show to whom and date delivered..... 15¢  
☐ Show to whom, date, & address of delivery.. 35¢  
☐ RESTRICTED DELIVERY.  
 Show to whom and date delivered..... 65¢  
☐ RESTRICTED DELIVERY.  
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:  
 REGISTERED NO. | CERTIFIED NO. | INSURED NO.  
 | 138524 |

(Always obtain signature of addressee or agent)

I have received the article described above.  
 SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY  
 4-7-76

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

POSTMARK  
 MAY  
 4  
 A.M.  
 1976  
 CLERK'S  
 INITIALS

UNITED STATES POSTAL SERVICE  
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

RETURN  
TO



DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

PENALTY FOR PRIVATE  
USE TO AVOID PAYMENT  
OF POSTAGE, \$300



April 30, 1976

CERTIFIED MAIL #138524

Re: Permit No. 30202 (New No. 21-2126)

Mrs. Ada Carlson  
Box 91  
Squirrel, Idaho 83447

Dear Mrs. Carlson:

One of the conditions of approval of your water Permit No. 30202/21-2126 was that evidence of the extent of development be submitted as proof of beneficial use of water to this office on or before July 1, 1976. (see attached Order which extends the proof due date) Enclosed is an affidavit form which must be used to submit the required proof.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this office on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.

*R. Keith Higginson*

R. KEITH HIGGINSON  
Director

RKH:DR

Enc: Order  
Proof affidavit

October 17, 1966

Re: Permit No. 30202

Mrs. Ada Carlson  
Box 91  
Squirrel, Idaho

Dear Mrs. Carlson:

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. 30202.

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 to contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

M. Russell Bosch  
Office Manager

MRB:nw

30202

PERMIT NO. 30202

RECEIVED  
OCT 11 1966

# Proof of Completion of Works

## DEPOSITION OF HOLDER

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

Ans. Mrs. Ada Carlson, Squirrel, Idaho; farming; Box 91, Squirrel, Idaho.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans.

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. No. 30202, September 28, 1961, 8.3cfs, from unnamed stream from unnamed spring which is a tributary of Conant Creek. 600' E & 200' S from NW 1/4 corner of Sec. 29, T 8 N., R 44 E. B. M. and is in the NW 1/4 NW 1/4 of Sec. 29, T 8 N., R 44 E. B. M. in Fremont County Idaho.

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim. Irrigation. 418 ac.  
Ans. 35 acres in the SW 1/4 NW 1/4, 26 acres in the SE 1/4 NW 1/4, 40 acres in NW 1/4 SW 1/4, 36 acres in SW 1/4 SW 1/4, 19 acres in SE 1/4 SW 1/4, 38 acres in SW 1/4 SE 1/4 all in Sec. 8; 38 acres in the NE 1/4 NE 1/4, 39 acres in SE 1/4 NE 1/4 all in Sec. 17; 36 acres in NE 1/4 SW 1/4, 39 acres in NW 1/4 SW 1/4, 36 acres in SW 1/4 SW 1/4, 36 acres in SE 1/4 SW 1/4 all in Sec. 20, said entire acreage lying and being in T. 8, N., R. 44 E., B. M.

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Water turned into works of diversion Sept. 26, 1966, and sufficient the water pumped into sprinkling system to water approximately 20 acres.

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. The works of diversion are fully completed and comply with terms of the permit.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans.

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. It was necessary to build and repair a road for about 1/4 of a mile to the pit pond, build a pump station with gravel and rock, and locate the pump. A 10" main line pipe was attached to the pump and run about 1/4 of a mile up hill and the sprinkler laterals were attached to the pipe at the top of the hill. The cost is approximately \$2,000.00.

(Sign here.) *Mrs. Ada Carlson*

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 7th day of October, A. D. 1966.

*Mary Smith*  
Notary Public.

My Commission expires June 25, 1967.

30202

RECEIVED  
JUN 11 1966

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. ~~R~~ 30202 ✓

Department of Agriculture

# Proof of Completion of Works

## DEPOSITION OF WITNESS

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

Ans. Melvin W. Burgner, 123 Elm, Rexburg, Idaho; Engineering Technician,  
Rexburg, Idaho.Ques. 2. Are you acquainted with Mrs. Ada Carlson ✓, the holder of Permit  
No. ~~30202~~ 30202, authorizing the storage of SS acre feet of the waters of XX  
which is tributary to XX, in the County of XX, State of Idaho?

How long have you known him, and where does he reside?

Ans. I have known Mrs. Carlson for approximately 3 years. Squirrel, IdahQues. 3. Have you read or heard read said Permit? 30202 ✓ Are you familiar with its terms and  
conditions? YesQues. 4. Of what material and how has the dam been constructed? It was not necessary to  
build a dam. There is a natural pit pond fed by springs on the premises.Ans. It was necessary to build a pump station with gravel and earth and  
repair and build a road to get to it.Ques. 5. Is the pit pond ~~reservoir~~ fully constructed? Yes Has water been turned into it? Yes  
And to what extent? There is enough to take 8.3 cfs therefrom.Ques. 6. Where is the point of diversion of ~~the water~~ 600' E & 200' South from the  
NW 1/4 Sec. 29, T 8 N., R 44 E. B. M. and is in the NW 1/4 NW 1/4Ans. 1/4 1/4 Section 29, Township 8 N Range 44 EBMQues. 7. The outlet see above of the ~~reservoir~~ pit pond is located in the 1/4 1/4 Section 29  
Twp. 8 N Range 44 E

Ques. 8. Describe the spillway.

Ans. There is no spillway. The over-flow runs into Conant Creek.Ques. 9. How much below the top of the dam is the bottom of the spillway? See above ft.Ques. 10. State the dimensions of the outlet for the pit pond. There is no outlet. The  
water is pumped from the pond.Ques. 11. Of what material is the outlet made? See above.Ques. 12. How is the outlet gate operated? See above.Ques. 13. Of what material has the pit pond ~~dam~~ been constructed? Natural pit pond fed by  
springs on the premises.Ques. 14. Are the works from the pit pond ~~reservoir~~ to place of use fully completed? Yes

Ques. 15. Describe these works as they now exist, and give your estimate of their capacity.

Ans. Pump installed at pit pond, and water pumped directly into the  
sprinkler system.

Ques. 16. For what purpose is the water to be used?

Ans. Irrigation.

30202

Ques. 17. If for irrigation purposes, are you acquainted with the land to be irrigated?.....Yes.....  
How much water is required for its profitable cultivation?

Ans. 8.3 cfs

Ques. 18. Give the legal description of the land to be irrigated, or the place of use.  
35 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , 20 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ , 40 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ , 36 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , 19 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ , 38 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$  all in Sec. 8; 38 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , 39 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$  all in Sec. 17; 36 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ , 39 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ , 36 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ , 36 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$  all in Sec. 20, said entire acreage lying and being in T. 8 N., R. 44, E. B.M.

(Sign here)

*Melvin W. Brugman*

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, at my office in Rexburg, County of Madison, State of Idaho, on this 7th day of October 19 66.

*Mary Smith*  
Notary Public

My commission expires June 25, 1967.

30202

RECEIVED  
OCT 11 1966

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. R-30202

Department of Reclamation

## Proof of Completion of Works

## DEPOSITION OF WITNESS

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

Ans. Lester C. Avery, St. Anthony, Idaho; Conservation technician,  
St. Anthony, Idaho.

Ques. 2. Are you acquainted with Mrs. Ada Carlson, the holder of Permit No. R-30202, authorizing the storage of XX acre feet of the waters of XX which is tributary to XX, in the County of XX, State of Idaho? How long have you known him, and where does he reside?

Ans. Yes. I have known her about six years. She resides at Squirrel, Idaho.

Ques. 3. Have you read or heard read said Permit? 30202 Are you familiar with its terms and conditions? Yes

Ques. 4. Of what material and how has the dam been constructed? It was not necessary to construct a pit pond. It is a natural pond however she had to build up

Ans. her pump station area with gravel and earth. She also had to build and repair a road in order to get to this area.

Ques. 5. Is the <sup>pit pond</sup> ~~reservoir~~ fully constructed? yes Has water been turned into it? yes And to what extent? sufficient to draw therefrom 8.3 cfs.Ques. 6. Where is the point of diversion ~~of the water~~ 600' East & 200' South from the NW $\frac{1}{4}$  Sec. 29, T. 8 N., R 44 E. B. M. and is in the NW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 29, Township 8N., Range 44 EBMAns. see above  
Ques. 7. The outlet of the ~~reservoir~~ <sup>see above</sup> is located in the  $\frac{1}{4}$   $\frac{1}{4}$  Section Twp. Range

Ques. 8. Describe the spillway.

Ans. There is no spillway. The over-flow runs in to Conant Creek.

Ques. 9. How much below the top of the dam is the bottom of the spillway? see above. Ft.

Ques. 10. State the dimensions of the outlet for the <sup>pit pond</sup> ~~reservoir~~. There is no outlet. The water is pumped directly from the pond.

Ques. 11. Of what material is the outlet made? See above.

Ques. 12. How is the outlet gate operated? See above

Ques. 13. Of what material has the ~~dam~~ been constructed? Just a natural pit pond fed by springs on the premises.Ques. 14. Are the works from the <sup>pit pond</sup> ~~reservoir~~ to place of use fully completed? Yes.

Ques. 15. Describe these works as they now exist, and give your estimate of their capacity.

Ans. Pump installed at the pit pond, pumping directly into the sprinkler system.

Ques. 16. For what purpose is the water to be used?

Ans. Irrigation.

30202

Ques. 17. If for irrigation purposes, are you acquainted with the land to be irrigated?.....Yes.....  
How much water is required for its profitable cultivation?

Ans ..... 8.3 cfs .....

Ques. 18. Give the legal description of the land to be irrigated, or the place of use.

35 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , 26 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ , 40 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ , 36 acres  
in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , 19 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ , 38 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$  all in Sec. 8;  
38 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , 39 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$  all in Sec. 17; 36 acres in  
NE $\frac{1}{4}$ SW $\frac{1}{4}$ , 39 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ , 36 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ , 36 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$  all in  
Sec. 20, said entire acreage lying and being in Township 8 North, Range 44,  
East of the Boise Meridian.

(Sign here).....

*Lester C. Avey*

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, at my office in.....Rexburg....., County of.....Madison.....,  
State of Idaho, on this.....7th.....day of.....October.....19.66.....

*Mary Smith*

Notary Public

My commission expires.....June 25, 1967.....

30202

AFFIDAVIT OF  
PUBLICATION

State of Idaho

County of Fremont

ss.

L. B. Hunsaker

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

That he is the Owner of The Chronicle-News, a newspaper as defined by Idaho Codes Annotated, section 58-106, as amended, and that said newspaper is a weekly newspaper printed and published at St. Anthony, in Fremont County, Idaho, having a general circulation in said county, and that said newspaper has been printed 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 for

Publication

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 four consecutive issues thereof; first publication

having been made on the 15

day of Sept., 1966

and the last publication on the

6 day of Oct.

1966.

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 seventeen and three-fourths inches deep.

L. B. Hunsaker  
Subscribed in my presence and

sworn to before me this 6

day of Oct

1966.

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

RECEIVED  
OCT 11 1966

Department of Reclamation

Public Notice

NOTICE FOR PUBLICATION

Notice is hereby given that on the 7th day of October, 1966 at Rexburg, County of Madison, State of Idaho, before Mary Smith, proof will be submitted of the completion of works for the diversion of 8.3 cubic feet per second of the waters of unnamed stream and spring, tributary of Conant Creek in accordance with the terms and conditions of a certain permit heretofore issued by the State Reclamation Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is Ada Carlson.

2. The postoffice address of such person or principal place of business of such corporation is Box 91, Squirrel, County of Fremont, State of Idaho.

3. The number of such permit is 30202, and the date set for the completion of such work is September 28, 1966.

4. Said water is to be used for irrigation purposes.

5. 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 conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 8.3 cubic feet per second.

6. The amount of lands for which said water is available is 418 acres, particularly described as follows:

35 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , 26 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ , 40 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ , 3 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , 19 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ , 38 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$  all in Section 8; 38 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , 39 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$  all in Section 17; 36 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ , 35 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ , 36 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ , 36 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$  all in Section 20, said entire acreage lying and being in Township 8 North, Range 44 East, Boise Meridian.

R. KEITH HIGGINSON

State Reclamation Engineer

(C.N. SEPT. 15, 22, 29; OCT. 6, '66)

30202

MARY SMITH  
W. LLOYD ADAMS

*Attorneys at Law*

70 EAST MAIN  
REXBURG, IDAHO 83440  
PHONE: 208 - 356-5493

RECEIVED  
OCT 11 1966

October 10, 1966

Department of Reclamation

M. Russell Bosch  
Office Manager  
State Department of Reclamation  
107 State House  
Boise, Idaho 83701

Re: Permit 30202  
Ada Carlson

Dear Mr. Bosch:

I am enclosing herewith, Proof of Completion of Works and Deposition of two witnesses, pertaining to the above matter; also I am enclosing Affidavit of Publication.

I do hope that everything is in order and if not, would appreciate your suggestions and help.

Yours very truly,

*Mary Smith*  
Mary Smith

MS/p

Encls:

30202

September 27, 1966

RE: Permit 30202  
Ada Carlson

Mary Smith  
Attorney at Law  
70 East Main  
Rexburg, Idaho 83440

Dear Miss Smith:

Attached herewith is approval of extension of time  
on the above referenced permit. This extension is ap-  
proved to September 28, 1972.

Very truly yours,

M. RUSSELL BOSCH  
Office Manager

MRB:ejw

Encl: Approval

30202

C/W PUBLISHED

STATE OF IDAHO  
Department of ReclamationRECEIVED  
SEP 21 1966

## Application for Extension of Time for Beneficial Use Proof

State of Idaho

County of Madison

ss.

Permit No. 30202

Ada Carlson, of Box 91, Squirrel

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

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 30202

That, under the terms and conditions of said permit, proof of beneficial use thereunder was required to be made by September 28, 1966

That he has heretofore put to beneficial use .4 cfs second feet of water and has irrigated 20 acres. 4/8

That, for the following reasons, he is unable to put to beneficial use within the required time the remainder of the water appropriated under his permit, to-wit:

I have completed my works under the above numbered permit and have the water available for use and have used some of it on some of the ground as above stated. However, I need an extension of time for making beneficial use, that is, putting the entire acreage under irrigation.

WHEREFORE, he asks that the State Reclamation Engineer extend the time for the making of proof of beneficial use under said permit to September 28, 1972

Subscribed and sworn to before me this 20th day of September, 1966

My commission expires June 25, 1967

Date of receipt at office of Department of Reclamation September 21, 1966

## APPROVAL OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the Public Waters of the State of Idaho, No. 30202 to September 28, 1972

Witness my hand this 27th day of September, 1966

R. Keith Higgins  
State Reclamation Engineer.

MARY SMITH  
W. LLOYD ADAMS

SEP 21 1966

*Attorneys at Law* Department of Reclamation

70 EAST MAIN  
REXBURG, IDAHO 83440  
PHONE: 208 - 356-5493

September 20, 1966

Mr. Russell Bosch  
Office Manager  
Department of Reclamation  
107 State House  
Boise, Idaho 83701

Re: Permit 30202  
Ada Carlson

Dear Mr. Bosch:

I am enclosing herewith, Application for  
Extension of Time for Beneficial Use Proof signed by  
Mrs. Carlson.

I do appreciate the help and consideration you  
have given me in this matter.

Yours very truly,

*Mary Smith*  
Mary Smith

MS/p

Encls: 1

30202

LEGAL—WEEKS  
NOTICE FOR PURIFICATION

Notice is hereby given that on the 7th day of October, 1966, at Rexburg, County of Madison, State of Idaho, before Mary Smith, proof will be submitted of the completion of works for the diversion of 3.3 cubic feet per second of the waters of unnamed stream and spring, tributary of Conant Creek in accordance with the terms and conditions of a certain permit heretofore issued by the State Reclamation Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is Ada Carlson.

2. The postoffice address of such person or principal place of business of such corporation is Box 91, Squirrel, County of Fremont, State of Idaho.

3. The number of such permit is 30202 and the date set for the completion of such work is September 23, 1966.

4. Said water is to be used for irrigation purposes.

5. 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 conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 3.3 cubic feet per second.

6. The amount of lands for which said water is available is 413 acres, particularly described as follows:

35 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , 2 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ , 40 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ , 35 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , 19 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ , 38 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ —all in Section 48; 33 acres in the NE $\frac{1}{4}$ NE, 39 acres in SE $\frac{1}{4}$ NE, all in Section 47; 36 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ , 39 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ , 3 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ , 36 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ —all in Section 20, said entire acreage lying and being in Township 8 North, Range 44 East, Boise Meridian.

R. KEITH HIGGINSON  
State Reclamation Engineer  
(HOLD FOR CHECKING)

RECEIVED  
SEP 12 1966

Department of Reclamation

30202

September 2, 1966

Re: Permit No. 30202

Ada Carlson  
Box 91  
Squirrel, Idaho

Dear Mrs. Carlson:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 30202. The proofs are to be made ~~at xxxxxxxxxxxxxxxx 9:15 a.m. xxxxxxxxxxxxxxxx~~ on the 7th day of October, 19 66, before Mary Smith Rexburg, Idaho Notary Public.

As of this date, we have mailed the Notice to the Fremont County Chronicle, 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,

M. Russell Bosch  
Office Manager

Encl.

cc: Notary

30202

XXXXXXXXXX

Re: Permit No. 30202

September 2, 1966

Fremont County Chronicle  
St. Anthony, Idaho

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to October 7, 1966. The expense of the publication is to be paid by Ada Carlson of Box 91, Squirrel, Idaho to whom you should furnish proof of publication on or prior to the above date.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking at least one week prior to the first publication.

Very truly yours,

~~XXXXXXXXXXXX~~

State Reclamation Engineer

RKH:mr

Enc. legal notice

30202  
Started on Sept 15, 1966  
624-3921  
Filed

# Notice for Publication

Notice is hereby given that ~~XXXXXXXXXXXX~~, on the 7th day of October, 1966, at Rexburg, County of Madison, State of Idaho, before Mary Smith proof will be submitted of the completion of works for the diversion of 8.3 cubic feet per second of the waters of unnamed stream and spring, tributary of Conant Creek in accordance with the terms and conditions of a certain permit heretofore issued by the State Reclamation Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is Ada Carlson

2. The postoffice address of such person or principal place of business of such corporation is Box 91, Squirrel, County of Fremont, State of Idaho.

3. The number of such permit is 30202, and the date set for the completion of such work is September 28, 1966

4. Said water is to be used for irrigation purposes.

5. 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 conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 8.3 cubic feet per second.

6. The amount of lands for which said water is available is 418 acres, particularly described as follows:  
35 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , 26 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ , 40 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ , 36 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , 19 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ , 38 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$  all in Section 8; 38 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , 39 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$  all in Section 17; 36 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ , 39 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ , 36 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ , 36 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$  all in Section 20, said entire acreage lying and being in Township 8 North, Range 44 East, Boise Meridian.

R. KEITH HIGGINSON

Commissioner of Reclamation  
STATE RECLAMATION ENGINEER

30202

RECEIVED  
SEP 1 1966

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) August 31, 1966

(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 Fremont County Chronicle News of St. Anthony Published in the county in which the works are situated.

Aida Carlson

(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

30202

September 1, 1966

RE: Permit 30202  
Ada Carlson

Mary Smith  
Attorney at Law  
70 East Main  
Rexburg, Idaho 83440

Dear Miss Smith:

Receipt is acknowledged for notice of proof of completion of works on the above numbered permit. We could accept Mrs. Carlson's letter for her request for extension of time, however, if we could possibly have it on the enclosed form it would be easier for this department. Therefore, we will be sure the form is enclosed this time! The extension can be granted for six years and should be received back in our office prior to September 28, 1966.

Streams and springs usually get their names from common usage, when new maps of areas are made they name the streams by what people call them. If they are on Forest Service Land the Forest Service names them.

Enclosed is your receipt for the copy of the permit.

Very truly yours,

M. RUSSELL BOSCH  
Office Manager

MRB:ejw

Encl: Extension form

30202

RECEIVED  
SEP 1 1966

Department of Reclamation

Rexburg, Idaho  
August 31, 1966

Department of Reclamation  
State House  
Boise, Idaho

Permit No. 30202

Gentlemen:

At this time I can show completion of works under the above numbered permit and have the water available for use and have used it on some of the ground. However, I do need an extension of time for making beneficial use and would appreciate it very much if you would grant me such an extension. I would like the longest extension of time that you are able to grant me without jeopardizing my rights.

Yours very truly,

*Ada Carlson*

Ada Carlson  
c/o Mary Smith  
Attorney  
Rexburg, Idaho

30202

MARY SMITH  
W. LLOYD ADAMS

*Attorneys at Law*

RECEIVED  
SEP 1 1966

Department of Reclamation

REXBURG, IDAHO 83440  
PHONE: 208 - 356-5493

August 31, 1966

Mr. Russell Bosch  
Office Manager  
Department of Reclamation  
107 State House  
Boise, Idaho 83701

Re: Permit 30202

Gentlemen:

I am enclosing herewith 2 copies of the Notice of Publication pertaining to the above numbered permit. I left the date of the hearing blank and would appreciate it if you would fill that in. If this needs to be re-drawn, please feel free to do so. I am also enclosing your authorization to have the notice published, signed by Mrs. Carlson.

In your letter you stated that you were enclosing a form regarding an extension of time for making beneficial use. However, the form was not enclosed. I had Mrs. Carlson sign a letter to you regarding this extension and if this is not sufficient, please send me the proper forms and I will have her sign them and return them to you.

Mrs. Carlson would like to name the unnamed stream and spring Crystal Creek and Crystal Springs. I am wondering when these names should be adopted and would appreciate your suggestions.

I am enclosing my check in the amount of \$1.00 for the copy of the permit. I do appreciate your consideration in this matter.

Yours very truly,

*Mary Smith*  
Mary Smith

*Filed 2/21/67  
11/10/67  
11/10/67*  
MS/p  
Encls:

30202

August 25, 1966

RE: Permit 30202

Mary Smith  
Attorney at Law  
Rexburg, Idaho

Dear Miss Smith:

As requested by your telephone call of this morning I am enclosing forms for making proof of completion of works and a form for requesting an extension of time for making beneficial use. Also enclosed is a copy of the permit 30202 for which there is a \$1.00 fee.

If Mrs. Carlson feels she cannot make the completion of works at this time, she can refile her application. However, if she has the water available and has used the water on part of the ground an extension of time can be granted for beneficial use.

Very truly yours,

M. RUSSELL BOSCH  
Office Manager

MRB:efw

Encl: Forms  
Copy of Permit

30202

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

Re: Permit No. 30202

Date:

June 1, 1966

Mrs. Ada Carlson  
Box 91  
Squirrel, Idaho

Dear Mrs. Carlson:

Under the terms of your Permit No. 30202 you are required to make proofs of completion of works and application of water to beneficial use on or before **Sept. 28, 1966**

Before this proof can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper in the county.

We enclose Form 36-A in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use, or lands which are irrigated - - by legal description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your notice is published, or you may have to readvertise and complete another set of proof forms.

Also enclosed is Form 11, which is the authorization for us to have the notice published in the designated county newspaper, at your expense. This is to be returned with Forms 36-A

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

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

Very truly yours,

*Carl E. Tappan*  
CARL E. TAPPAN  
State Reclamation Engineer

Enc. Form 36A and 11  
cc:

30202



# STATE of IDAHO

## DEPARTMENT OF RECLAMATION

H. C. EAGLE, WATERMASTER  
BOX 697

IDAHO FALLS, IDAHO  
83401

WATER DISTRICT No. 36

ROBERT E. SMYLIE, GOVERNOR

CARL E. TAPPAN  
STATE RECLAMATION ENGINEER

January 4, 1966

Mr. Ralph W. Thomas  
State Department of Reclamation  
107 State House  
Boise, Idaho 83701

Dear Mr. Thomas:

Re: Permit No. 30202  
Mrs. Ada Carlson

Your letter of January 3 proposes a transfer of point of diversion for Mrs. Ada Carlson for permit 30202 from Conant Creek to Squirrel Creek.

I do not know whether or not the spring mentioned is tributary to Conant Creek or whether water has been used. However, this is immaterial as there are other reasons why the change should not be allowed.

The supply of water in Squirrel Creek is very limited and inadequate to furnish present diversions. The Squirrel Creek Canal has constructed reservoirs and the Boom Canal brings water into the Squirrel Creek channel to supplement the Squirrel Creek supply. If the Carlson permit were transferred to Squirrel Creek we would likely be called upon to regulate the stream ahead of the regular regulation season. The 1907 permit would be the latest right and would be cut off. As a practical matter it makes little difference whether or not the permit is transferred. Mrs. Carlson has been diverting from Squirrel Creek during high water periods before the streams are on regulation. As soon as regulation starts the 1907 right is cut on Squirrel Creek. It might stay on for a few days on Conant Creek where there is usually extra water.

I notice that permit 30202 is not tabulated in the list of permits and licenses as revised to October 1960 by your office.

Very truly yours,

*H. C. Eagle*  
H. C. Eagle  
Watermaster

30202

January 3, 1966

RE: Permit No. 30202  
Mrs. Ada Carlson

Henry Eagle, Watermaster  
Water District No. 36  
Federal Building  
Idaho Falls, Idaho

Dear Mr. Eagle:

We have permit No. 30202 in the name of Mrs. Ada Carlson for 8.3 c.f.s. The water is from a spring, allegedly a tributary of Conant Creek in the NE $\frac{1}{4}$  of Section 29, T 8 N., R 44 E., B.M. near the north boundary approximately 650 feet west of the north quarter corner. The water has been used since 1907 according to the permit application. The land to be irrigated is described as S $\frac{1}{2}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 8; E $\frac{1}{2}$ NE $\frac{1}{4}$ , Section 17; SW $\frac{1}{4}$  and S $\frac{1}{2}$ SW $\frac{1}{4}$ , Section 20, T 8 N., R 44 E., B.M.

The permit applicant claims that water will be diverted from Squirrel Creek to irrigate the lands described above as being in Sections 8 and 17, T 8 N., R 44 E., B.M. and water from the spring will be allowed to enter Conant Creek to replace that taken from Squirrel Creek.

We need to know if water from the spring has been entering Conant Creek and whether the water has been used in the past.

Very truly yours,

RALPH W. THOMAS, Deputy  
State Reclamation Engineer

RWT:ejw

30202

October 4, 1961

Re: Permit No. 30202

Mrs. Ada Carlson,  
Box 91,  
Squirrel, Idaho.

Dear Mrs. Carlson:

We enclose Permit No. 30202 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. 30727 which was issued covering payment in the amount of \$7.00 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

Encl.  
EPR:pmk

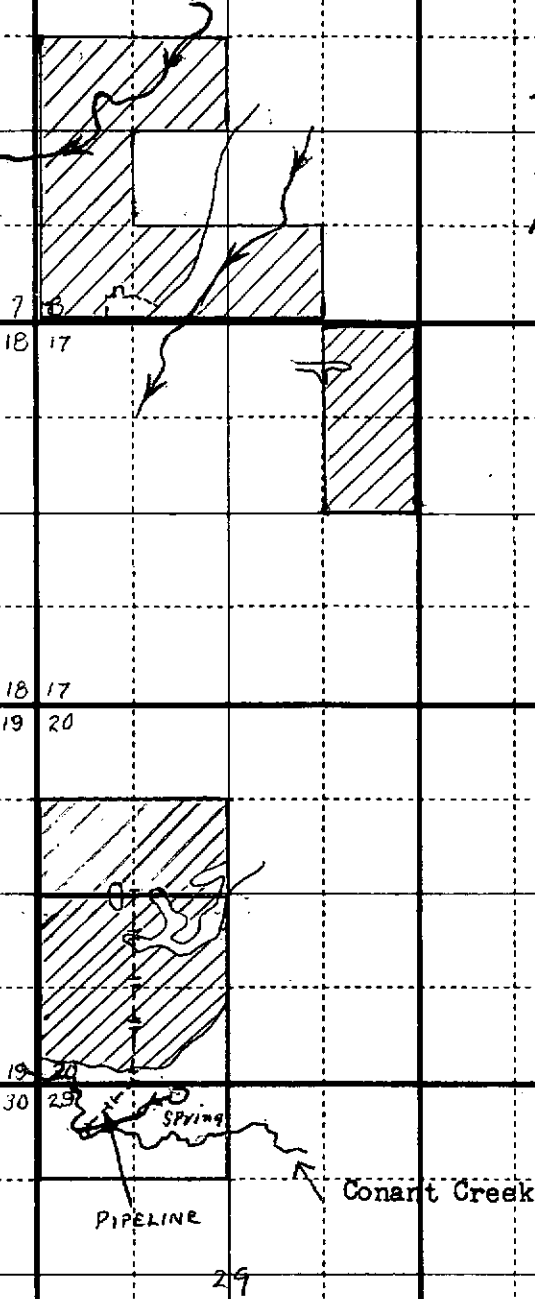
30202

R 44 E

R 44 E

T  
8  
N

Water for this part of the farm taken out of Squirrel Creek and delivered thru the two ditches shown here - and will replace water turned into Conant Creek from spring. Water will be delivered to various parts of the farm thru portable mainline.



Permit Map No. 30202  
As Approved  
GEO. N. CARTER  
State Reclamation Engineer  
SEP 28 1961

August 22, 1961

Re: Application No. 38141

Mrs. Ada Carlson  
Box 91  
Squirrel, Idaho

Dear Mrs. Carlson:

Returned herewith is your application for permit with attached receipt No. 30727 for \$7.00 filing fee for 8.3 c.f.s. water claimed.

The maps included are not adequate. Kindly show the stream from the spring to Conant Creek, show part of Conant Creek running through the section and show how the water will be transported to the lands north of Section 20. Also the point of diversion is not clearly shown except we assume it is the southerly end of the pipe line.

The application does not show information requested under 10 and 11.

Kindly complete as noted above and return within 60 days for processing.

Very truly yours,

GEO. N. CARTER  
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy  
State Reclamation Engineer

RT:ew

Enc. application with  
attached receipt

30202



ROBERT E. SMYLLIE  
Governor

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



August 22, 1961

Re: Application No. 38141

Mrs. Ada Carlson  
Box 91  
Squirrel, Idaho

Dear Mrs. Carlson:

Returned herewith is your application for permit with attached receipt No. 30727 for \$7.00 filing fee for 8.3 c.f.s. water claimed.

The maps included are not adequate. Kindly show the stream from the spring to Conant Creek, show part of Conant Creek running through the section and show how the water will be transported to the lands north of Section 20. Also the point of diversion is not clearly shown except we assume it is the southerly end of the pipe line.

The application does not show information requested under 10 and 11.

Kindly complete as noted above and return within 60 days for processing.

Very truly yours,

GEO. N. CARTER  
State Reclamation Engineer

By: *Ralph W. Thomas*

RALPH W. THOMAS, Deputy  
State Reclamation Engineer

RT:ew

Enc. application with  
attached receipt

Very sorry that I did not get this back to you before, but I have been gone for a few weeks and just came back to work here this morning.

*Neal S. Burr*  
9/15/61

30202

July 5, 1961

Application for Permit

Mrs. Ada Carlson  
Squirrel, Idaho

Dear Mrs. Carlson:

Returned herewith is the application you submitted with the attached check for \$7.10. Also enclosed is Form 1, application for permit with instructions.

First, the filing fee for 9.4 cu. ft. per sec. is \$7.25. Each additional foot or fraction thereof is \$0.25.

Second, the application form you used is for subterranean water and water from a spring or stream is surface water, Form 1 enclosed should be used.

The time under 10 has been changed to 5 years. The questions on the Form 1 are different but we suggest you request 5 years to complete the work with 0 other years to make beneficial use of the water.

Under 12, land list you show S $\frac{1}{2}$ SW $\frac{1}{4}$ , Range Sec. 20 where we believe it should be the SW $\frac{1}{4}$  Sec. 20.

The maps you prepared are adequate except you should show your works, pipe from pump to the lands north.

From the remarks, it appears you will divert the water from the stream and not directly from the spring. If that is correct, the source of water would be from the stream, probably an un-named stream.

30202

Page 2 - Mrs. Ada Carlson

The water from the spring has apparently been running into Connant Creek. If that is correct, the right under any permit we could issue would be subject to all prior rights downstream, including the Snake River.

Very truly yours,

GEO. H. CARTER  
State Reclamation Engineer

By:

Ralph W. Thomas, Deputy  
State Reclamation Engineer

RWT/no

encls.

30202