

21-2120

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

APPLICATION No 37587
PERMIT No. 29582
DISTRICT No.

1. Name of Applicant: Leonard Mann Hull

Postoffice address: Box 4, Chester

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: 1.0 cubic feet per second.

3. Source of water supply: Drain ditch which is a tributary of Henry's Fork of Snake River

4. Location of point of diversion: 3490' West and 1320' South feet distant from the NE corner of Section 13, T. 8 N, R. 41 E., B.M., and is in the Lot 1 of section 13, T. 8 N, R. 41 E. B. M., County of Fremont,

5. Water is to be used for Livestock and 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: \$ 2300.00

8. Kind of works: Sprinkler system - water to be pumped from drain ditch

9. Height of dam 1 feet; length of dam at top 4 feet; length of dam at bottom 4 feet; material used in dam: wood

10. Size of headgate: Width 4 feet; height 1 feet.

11. Ditch: Width at bottom 4' fee; width at water line 4' feet; depth of water 8 inches ~~feet~~ dimensions of flume:

Diameter of pipe 4" inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is 1 years.

13. The time required for the complete application of the water to the proposed use is none additional years. It is already being used and has been used during past 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:
71 inches June 1890, Decree in Silkey Ditch Co., Fremont Madison



R-41E.

T.
8
N.

14

12

13

24

SNARE RIVER
25
drain pipe
PA.

CHESTER

TO ASHTON

U.S. HWY. NO. 191

Subdivision

1

AREA

25 acres

Allow Q

10 cfs or so in ch

PROOF OF PUBLICATION

MAR 14 1962

Department of Reclamation

State of Idaho }
County of Fremont } ss.

Gene Albrechtson being first duly sworn,
on oath deposes and says: That he is the editor
of The Ashton Herald, a newspaper as defined by Idaho
Codes Annotated, section 58-106, as amended, published
weekly at Ashton, Fremont county, Idaho, and having
a general circulation in that county.

That the annexed notice was published in said news-
paper once each week for 4 consecutive weeks,
the first publication being on the 1 day of
February 1962, and the last publication being on
the 22 day of February, 1962.

That the said newspaper has been published con-
tinuously and uninterruptedly in said county during a
period of more than 78 consecutive weeks prior to the
first publication of the attached notice.

Gene Albrechtson

Subscribed and sworn to before me this 8th
day of March, 1962

Ben E. McKinley
Notary Public

(SEAL)

My Commission expires 24 Sept '62

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

NOTICE is hereby given that
at 3:00 p.m., on the 1st day of
March, 1962, at St. Anthony,
County of Fremont, State of
Idaho, before Keith Jergensen,
Notary Public, at 33 W. Main,
St. Anthony, Idaho, proof will
be submitted of the completion
of works for the diversion of
1 cubic feet per second of the
waters of Seeley Drain, and of
the application to beneficial use
of said water, in accordance
with the terms and conditions
of Permit No. 29582, heretofore
issued by the Department of
Reclamation of the State of
Idaho.

1. The name and postoffice
address of the person or cor-
poration holding said permit is:
Leonard M. Hull, Chester, Ida-
ho.

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

3. The use to which said wa-
ter has been applied is sprink-
ler irrigation and livestock pur-
poses, and the amount applied
to beneficial use is 1 cubic
feet per second.

4. The point of diversion of
said water is from Seeley
Drain, 3490' West, and 1320'
South from the N.E. Corner of
Section 13, T8N, R 41 E.B.M.
Lot I.

5. the place where said wa-
ter is used is Beginning SE
Corner Lot 1, Sec. 13, T8N R
41E, thence N860; Thence W
677; thence S 15; thence W to
East Bank Henry's Fork,
thence Southerly to West Line
Lot 1, then E to point of Be-
ginning. Total 24 acres.

6. The date of priority which
said user is prepared to estab-
lish is March 21, 1961.

GEO. N. CARTER
State Reclamation Engineer
(Pub. A. H. Feb. 1, 8, 15, 22)

29582

PROOF OF PUBLICATION

RECEIVED

FEB 14 1962

Department of Reclamation

State of Idaho }
County of Fremont } ss.

Gwen Albrethsen being first duly sworn,
on oath deposes and says: That she is the editor
of The Ashton Herald, a newspaper as defined by Idaho
Codes Annotated, section 58-106, as amended, published
weekly at Ashton, Fremont county, Idaho, and having
a general circulation in that county.

That the annexed notice was published in said news-
paper once each week for 4 consecutive weeks,
the first publication being on the 1st day of
February 1962, and the last publication being on
the 22nd day of February, 1962.

That the said newspaper has been published con-
tinuously and uninterruptedly in said county during a
period of more than 78 consecutive weeks prior to the
first publication of the attached notice.

Gwen Albrethsen

Subscribed and sworn to before me this
day of, 19.....

Notary Public

(SEAL)

My Commission expires

LEGAL NOTICES

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

NOTICE is hereby given that
at 3:00 p.m., on the 1st day of
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Reclamation of the State of
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address of the person or cor-
poration holding said permit is:
Leonard M. Hull, Chester, Ida-
ho.

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will be fully completed on the
date set for such completion
and the amount of water which
said works are capable of con-
veying to the place of use is
1 cubic foot per second.

3. The use to which said wa-
ter has been applied is sprink-
ler irrigation and livestock pur-
poses, and the amount applied
to beneficial use is 1 cubic
foot per second.

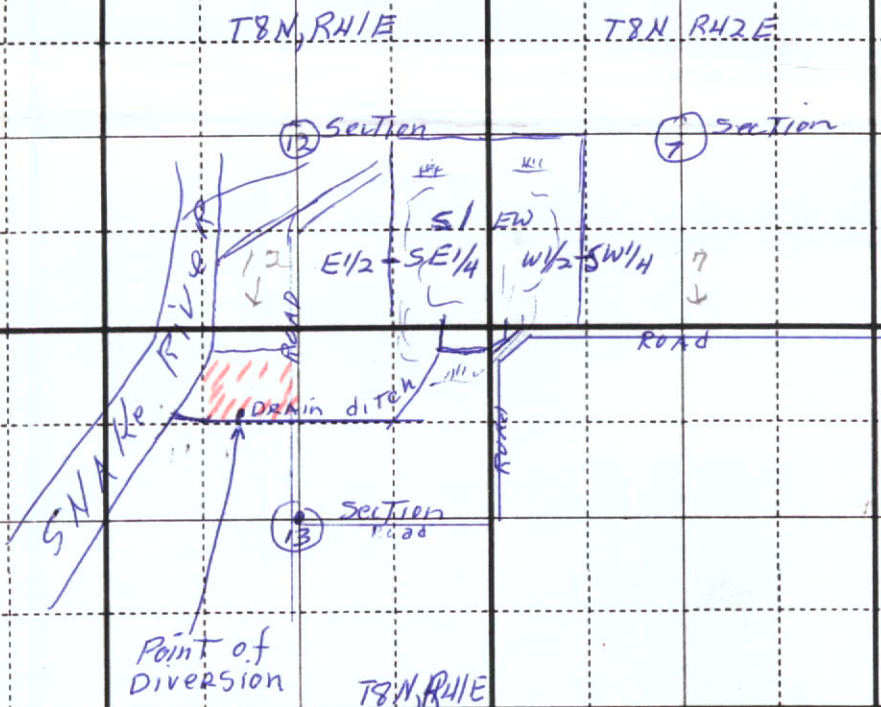
4. The point of diversion of
said water is from Seeley
Drain, 3490' West, and 1320'
South from the N.E. Corner of
Section 13, T8N, R 41 E.B.M.
Lot 1.

5. the place where said wa-
ter is used is Beginning SE
Corner Lot 1, Sec. 13, T8N R
41E, thence N860; Thence W
677; thence S 15; thence W to
East Bank Henry's Fork,
thence Southerly to West Line
Lot 1, then E to point of Be-
ginning. Total 24 acres.

6. The date of priority which
said user is prepared to estab-
lish is March 21, 1961.

GEO. N. CARTER
State Reclamation Engineer
(Pub. A. H. Feb. 1, 8, 15, 22)

29582

Leonard J. Phillips

Begin SE Corner Lot 1 Sec. 13 T8N R41E

Thence N. 860'

" W 677'

" S 15'

" W to East bank of Henry's Fork

" Southerly to West line Lot 1

" S to SW Cor. Lot 1

" E to point of beginning

Permit Map No. 29582

As Approved

MAR 24 1961

GEO. N. CARTER

Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. 29582 Amount 1.0 c.f.s.
Water District No. Priority March 21, 1961

THIS IS TO CERTIFY that LEONARD MANN HULL
of Chester, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 21, 1961; that Permit No. 29582
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.0 second feet, was issued thereunder on September 26, 1962, showing that said works
were completed on the 1st day of March, 1962; and that on the 1st
day of March, 1962,

LEONARD MANN HULL
of Chester, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of drain ditch
, a tributary of Henry's Fork, Snake R., for the purpose of livestock & irrigation
, under Use Permit No. 29582 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7462, on the 26 day of September, 1962;
The right hereby confirmed dates from March 21, 1961;
The Point of Diversion is located Lot 1
in the 1/4 Sec. 13, Tp. 8 N., R. 41 E., B. M. Fremont County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 N.	41 E	13	NE 1/4 NW 1/4	24	25

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
26th day of September, 1962.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. G-26740

Amount 6.34 c.f.s.

Water District No.

Priority February 1, 1957

THIS IS TO CERTIFY that R. J. STRUTHERS of Sun Valley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 1, 1957; that Permit No. G-26740 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 6.34 second feet, was issued thereunder on September 26, 1962, showing that said works were completed on the 20th day of February, 1962; and that on the 20th day of February, 1962,

R. J. STRUTHERS of Sun Valley, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-26740 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 12 of Licenses at page 7461, on the 26 day of September, 1962; The right hereby confirmed dates from February 1, 1957;

The Point of Diversion is located in the SW 1/4 NW 1/4, Sec. 20, Tp. 1 N., R. 19 E., B. M. Blaine County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 6.34 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N.	19 E.	20	SW 1/4 NE 1/4	40	20
			SW 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	40
			NE 1/4 SW 1/4	40	40
			NW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
			NE 1/4 SE 1/4	40	15
			NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	25
			Total number of acres to be irrigated:		340

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 26th day of September, 1962.

(SEAL) RALPH W. THOMAS Deputy State Reclamation Engineer.

29582
21-2120

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

APPLICATION No 37587
PERMIT No. 29582
DISTRICT No.

1. Name of Applicant: Leonard Mann Hull

Postoffice address: Box 4, Chester

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: 1.0 cubic feet per second.

3. Source of water supply: Drain ditch which is a tributary of Henry's Fork of Snake River

4. Location of point of diversion: 3490' West and 1320' South feet distant from the NE corner of Section 13, T. 8 N, R. 41 E., B.M., and is in the Lot 1 of section 13, T. 8 N, R. 41 E, B. M., County of Fremont,

5. Water is to be used for Livestock and 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: \$ 2300.00

8. Kind of works: Sprinkler system - water to be pumped from drain ditch

9. Height of dam 1 feet; length of dam at top 4 feet; length of dam at bottom 4 feet; material used in dam: wood

10. Size of headgate: Width 4 feet; height 1 feet.

11. Ditch: Width at bottom 4' feet; width at water line 4' feet; depth of water 8 inches ~~feet~~
dimensions of flume:

Diameter of pipe 4" inches; length of conduit miles.

Average grade per mile feet.

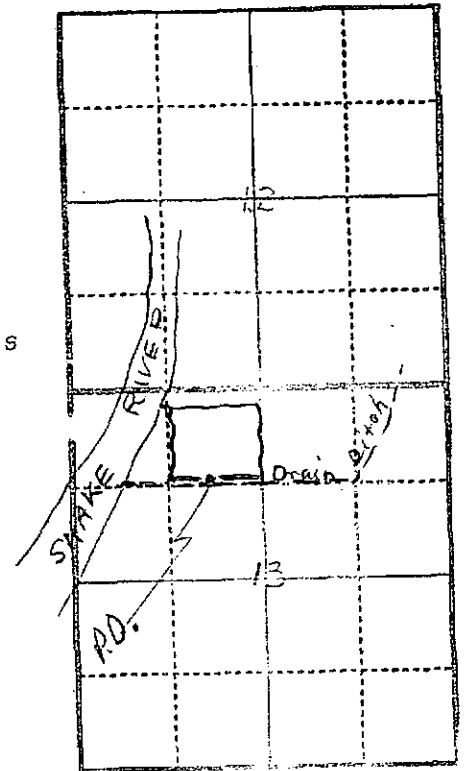
12. The time required for the completion of such work is 1 years.

13. The time required for the complete application of the water to the proposed use is none additional years.
It is already being used and has been used during past 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:

71 inches June 1890, Decree in Silkey Ditch Co., Fremont Madison



16. (a) Is reservoir to be used? 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/ Leonard M. Hull

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. March 21, 1961

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 29582
Recorded in Book 104 Page 29582 Approved March 24, 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 May 24, 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 September 24, 1961
The whole of said work to be completed on or before March 24, 1962
Beneficial use of water appropriated in accordance herewith, to be made on or before March 24, 1962

WITNESS My hand this 24th day of March, 1961

s/ GEO. N. CARTER
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, 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 24th
day of March, 19 61. STATE OF IDAHO

(SEAL) By s/ ARNOLD WILLIAMS Secretary of State.

By: Paula L. Fleenor
Deputy Secretary of State

REMARKS: The land that the water is to be used on and has been used on in the past lies along the East bank of the Northfork of the Snake River. The ground is very porous with a gravel subsoil

14.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
8 N ✓	41 E	13					24												24
TO ALL WHOM IT MAY CONCERN:			Permit No. 29582 ✓ CERTIFICATE OF COMPLETION OF WORKS																
This is to certify that LEONARD MANN HULL of Chester, County of Fremont, and State of Idaho, the holder of Permit No. 29582, issued upon Application No. 37587, bearing date of priority of March 21, 1961, authorizing the diversion of 1.0 second feet of waters of Drain Ditch, County of Fremont, State of Idaho, for livestock and irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.0 second feet of the waters of Drain Ditch, tributary of Henry's Fork of Snake River; that the point of diversion of said waters Lot 1, Sec. 13, T. 8 N., R. 41 E., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:																			
25 acres in thw NE ¹ / ₄ NW ¹ / ₄ , Sec. 13, T. 8 N., R. 41 E., B. M.																			
Witness my hand this 26th day of September, A. D. 1962																			
Proof of Completion of Works Made: March 1, 1962			s/ RALPH W. THOMAS, Deputy State Reclamation Engineer																
			LICENSE ISSUED FOR 1.0 SEC. FT. page 7462																

September 26, 1962

RE: Permit No. 29582

Leonard Mann Hull
Box 4
Chester, Idaho

Dear Mr. Hull:

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

Also enclosed is departmental receipt No. 31246 in the amount
of \$7.00 covering the fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mf

Enc. certificate
license
receipt

29582

August 29, 1962

RE: Permit No. 29582

Leonard Mann Hull
Box 4
Chester, Idaho

Dear Mr. Hull:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use shows the pump and sprinkler system are capable of conveying 50 miner's inches, or 1.0 c.f.s. of water for livestock and irrigation of 25 acres.

Upon receipt of the statutory fees totaling \$7.00, which consist of a Completion of Works fee of \$5.00 and License and Certificate of Water Right fee of \$2.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and License and Certificate of Water Right confirming the right, with priority of March 21, 1961 to the use of 1.0 second foot of surface water from a drain ditch with the point of diversion in the E1/4NW1/4 (Lot 1) of Section 13 for stock water and irrigation of 25 acres in the NE1/4NW1/4, Sec. 13, T. 8 N., R. 41 E., B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

29582

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 29582

Leonard Mann Hull
Box 4, Chester, Idaho

REPORT ON PROOF OF Completion of Works & Beneficial Use

R-41E.

T.
8
N.

14

12

25

Drain Pipe

13

24

TO ASHTON

U.S. HWY. NO. 191

Subdivision

AREA

25 acres

Allow

Q

10 cfs or 50 inches

42 at Murray

$$42 \sqrt{3/16 \times 3/32}$$

30

27

$$\begin{array}{r} 257 \text{ array Penn} \\ 28 \end{array}$$

6.93

6.37

6.2

.125

6.31

25

6.56 gpm

42 $\sqrt{3/16 \times 3/32}$

131.2

26.24

$$9 \overline{) 275.52}$$

30.6 inch

.61 cfs.

6

29582

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 29582

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

1. Name of applicant Leonard Mann Hull, Box 4, Chester, Idaho

2. Source of water supply: Drain Ditch

3. Location of point of diversion: Is in the _____ Lot 1 of Section 13
T. 8 N. R. 41 E. County of Fremont

4. Describe works as they exist, giving dimensions and capacities of same: Concrete check 7' wide x 6' High with 10" walls. 8' long with concrete floor. Drain Ditch 8' Bottom 12' Top 4' deep. - Allis-Chalmers Model B Gasoline Engine 35 HP with Right Angle Transfer Case 1:1, line shaft with 14" pulley to 5" pulley on Peerless Centrifugal Pump 4" x 3" = 3" discharge to Portable 4" aluminum Main line and laterals.

5. Water is used for: livestock and irrigation

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

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

NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, T. 8 N., R. 41 E., B. M.

Estimate 4.0 cfs. wasting into Snake River at time of inspection

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

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

Remarks: Mr. Leonard Hull along

(This is very coarse sandy soil more than 1" per acre is needed for irrigation.)

Part is irrigated by sub and the rest is by Sprinkler.

Pump is capable of 20 inches through 42- $\frac{3}{4}$ x $\frac{3}{32}$ nozzle at 28th pressure. Estimate - 20 inches sub.

This examination was made on the 14th day of August, 1962

(Signed)

Loren Johnson

Examiner.

29582

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
AUG 23 1962

Department of Reclamation

No Phone
Leonard Mann Hull
Box 4
Chester, Idaho
Permit No. 29582

Completion of Works
Examination for and Beneficial Use

County Fremont

Sec. 13 T. 8 N R. 41 E.

Quantity: 1.0 a.f.s.

Source: Drain Ditch

P.D.: Lot 1, Sec. 13, T. 8 N. - R. 41 E. B.M.

Use: Livestock & Irrigation

Filed: March 21, 1961

Due: March 24, 1962

Extension: ✓

Completion of Works: —

Other Rights: 71'-June '90, Decree
in Silkey Ditch Co.

Est. of flow through check 200"

29582

March 14, 1962

Re: Permit No. 29582

Leonard M. Hull
P. O. Box 4
Chester, Idaho

Dear Mr. Hull:

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

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: Jergensen & Mithoug
Attorneys at Law
St. Anthony, Idaho

29582

MAR 14 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. 29582

Proof of Application of Water to Beneficial Use

and Completion of Works Deposition of Holder

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

Ans. Leonard M. Hull, Box 4, Chester, Idaho,
TEACHER-FARMER

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

Ans. _____

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

Ans. #29582 dated March 24, 1961: Priority date March 24, 1961.

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

Ans. 3490 feet West and 1320 feet South from NE corner of Sec. 13,
T. 8 N., R. 41 E. B.M. water diverted from Seeley Drain
on Lot 1, Sec. 13.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Pump and sprinkler system....capacity, 1 cu. ft. per sec.

40 nozzles $\frac{13}{64}$ x $\frac{1}{8}$ at 45 lbs.

No measurement at pump discharge.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. 24 Acres cultivated land South portion off Lot #1, Section 13,
Township 8 North, Range 41 East Boise Meridian, Fremont County, Idaho.
Supplemental waters applied by Sprinkler system

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

Ans. _____

29582
RT

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

Ans. _____

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

Ans. 1 cu. ft. per sec.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

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

Ans. 1 cu. ft. per sec. diverted and used for irrigation
during irrigation season of 1961.

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

Ans. 2 1/2 inches 1890 decree Silkey Ditch.

STATE OF IDAHO } ss.
COUNTY OF FREMONT }

(Sign) *James D. Hill*

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in St. Anthony, County of FREMONT

State of Idaho, on this 1st day of March, A. D. 1962.

Walter J. Jensen
Notary Public
Residing at St. Anthony, Idaho

My commission expires Jan. 20, 1965

28582

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEPT. OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 29582

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

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Louis G. Housley, 54, St. Anthony, Idaho

Plumber

Ques. 2. Are you acquainted with Leonard M. Hull, the holder of Permit No. 29582? How long have you known him and where does he reside?

Ans. Known 4 years..... Chester, Idaho

Ques. 3. Have you read or heard read said Permit No. 29582, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Seeley Drain with pump and sprinkler

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 1 cu. ft. per sec.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Cultivated...25 acres

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

Ans. _____

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

Ans. Supplemental waters

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

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Installation of pump and sprinkler system
Spring 1961

STATE OF IDAHO } ss.
COUNTY OF FREMONT }

(Signed) Louis G. Honsley

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 St. Anthony, County of Fremont, State of Idaho, on this 1st day of March, A. D. 19 62.

[Signature]
Residing at Notary Public.

My commission expires January 20, 1965. St. Anthony, Idaho.

29582

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHOJUN 14 1932
Department of ReclamationPERMIT NO. 29582**Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Witness**

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Keith Williams; Chester, Idaho; FarmerQues. 2. Are you acquainted with Leonard M. Hull, the holder of Permit No. 29582? How long have you known him and where does he reside?Ans. Six yearsChester, IdahoQues. 3. Have you read or heard read said Permit No. 29582, and are you familiar with its provisions and conditions?Ans. Yes

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

Ans. Seeley Drain with pump and sprinkler.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 1 cu. ft. per sec.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Cultivated-----approximately 25 acres.

29582

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

Ans. _____

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

Ans. Supplemental water on rocky soil. Amount of water
needed would vary according to crop and irrigating season. Approx. 2 inches.
per acre

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

Ans. No

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Neighbor passing by the place throughout the irrigation
season, 1961.

STATE OF IDAHO }
COUNTY OF FREMONT } ss.

(Signed)

Keith Williams

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 St. Anthony, County of FREMONT, State of Idaho, on this 1st day of March, A. D. 1962.

Keith Williams

Notary Public.
Residing at St. Anthony, Idaho

My commission expires January 20, 1965.

PROOF OF PUBLICATION

State of Idaho }
County of Fremont } ss.

Guven Albinothsen being first duly sworn,
on oath deposes and says: That he is the editor
of The Ashton Herald, a newspaper as defined by Idaho
Codes Annotated, section 58-106, as amended, published
weekly at Ashton, Fremont county, Idaho, and having
a general circulation in that county.

That the annexed notice was published in said news-
paper once each week for 4 consecutive weeks,
the first publication being on the 1 day of
February 1962, and the last publication being on
the 22 day of February, 1962

That the said newspaper has been published con-
tinuously and uninterruptedly in said county during a
period of more than 78 consecutive weeks prior to the
first publication of the attached notice.

Guven Albinothsen

Subscribed and sworn to before me this 8th
day of March, 1962

Ben E. McKinley
Notary Public

(SEAL)

My Commission expires 24 Sept '63

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

NOTICE is hereby given that
at 3:00 p.m., on the 1st day of
March, 1962, at St. Anthony,
County of Fremont, State of
Idaho, before Keith Jergensen,
Notary Public, at 33 W. Main,
St. Anthony, Idaho, proof will
be submitted of the completion
of works for the diversion of
1 cubic feet per second of the
waters of Seeley Drain, and of
the application to beneficial use
of said water, in accordance
with the terms and conditions
of Permit No. 29582, heretofore
issued by the Department of
Reclamation of the State of
Idaho.

1. The name and postoffice
address of the person or cor-
poration holding said permit is:
Leonard M. Hull, Chester, Ida-
ho.

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

3. The use to which said wa-
ter has been applied is sprink-
ler irrigation and livestock pur-
poses, and the amount applied
to beneficial use is 1 cubic
feet per second.

4. The point of diversion of
said water is from Seeley
Drain, 3490' West, and 1320'
South from the N.E. Corner of
Section 13, T8N, R 41 E.B.M.
Lot 1.

5. the place where said wa-
ter is used is Beginning SE
Corner Lot 1, Sec. 13, T8N R
41E, thence N860; Thence W
677; thence S 15; thence W to
East Bank Henry's Fork,
thence Southerly to West Line
Lot 1, then E to point of Be-
ginning. Total 24 acres.

6. The date of priority which
said user is prepared to estab-
lish is March 21, 1961.

GEO. N. CARTER
State Reclamation Engineer
(Pub. A. H. Feb. 1, 8, 15, 22)

29582

KEITH JERGENSEN
FRANCIS N. MITHOUG

P. O. BOX 289
33 WEST MAIN
MA 4-7643

JERGENSEN AND MITHOUG
Attorneys At Law
ST. ANTHONY, IDAHO

March 13, 1962

Mar 14 1962

Deposition

George N. Carter
State Reclamation Engineer
Statehouse
Boise, Idaho

Re: Water Application
Permit No. 29582
Proof of application.

Dear Mr. Carter:

Enclosed are the following instruments in support of the above application of beneficial use.

1. Proof of application signed by Leonard M. Hull.
2. Deposition of Louis G. Housley.
3. Deposition of Keith Williams.
4. Proof of publication.

Thank you for your consideration on this matter.

Sincerely,


Keith Jergensen

KJ:ja

cc: Leonard M. Hull

29582

PROOF OF PUBLICATION

RECEIVED

FEB 14 1962

Department of Reclamation

State of Idaho }
County of Fremont } ss.

Gwen Albrethsen being first duly sworn,
on oath deposes and says: That she is the editor
of The Ashton Herald, a newspaper as defined by Idaho
Codes Annotated, section 58-106, as amended, published
weekly at Ashton, Fremont county, Idaho, and having
a general circulation in that county.

That the annexed notice was published in said news-
paper once each week for 4 consecutive weeks,
the first publication being on the 1st day of
February, 1962, and the last publication being on
the 22nd day of February, 1962.

That the said newspaper has been published con-
tinuously and uninterruptedly in said county during a
period of more than 78 consecutive weeks prior to the
first publication of the attached notice.

Gwen Albrethsen

Subscribed and sworn to before me this
day of, 19.....

Notary Public

(SEAL)

My Commission expires

LEGAL NOTICES

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

NOTICE is hereby given that
at 3:00 p.m., on the 1st day of
March, 1962, at St. Anthony,
County of Fremont, State of
Idaho, before Keith Jergensen,
Notary Public, at 33 W. Main,
St. Anthony, Idaho, proof will
be submitted of the completion
of works for the diversion of
1 cubic foot per second of the
waters of Seeley Drain, and of
the application to beneficial use
of said water, in accordance
with the terms and conditions
of Permit No. 29582, heretofore
issued by the Department of
Reclamation of the State of
Idaho.

1. The name and postoffice
address of the person or cor-
poration holding said permit is:
Leonard M. Hull, Chester, Ida-
ho.

2. Said works of diversion
will be fully completed on the
date set for such completion
and the amount of water which
said works are capable of con-
veying to the place of use is
1 cubic foot per second.

3. The use to which said wa-
ter has been applied is sprink-
ler irrigation and livestock pur-
poses, and the amount applied
to beneficial use is 1 cubic
foot per second.

4. The point of diversion of
said water is from Seeley
Drain, 3490' West, and 1320'
South from the N.E. Corner of
Section 13, T8N, R 41 E.B.M.
Lot 1.

5. the place where said wa-
ter is used is Beginning SE
Corner Lot 1, Sec. 13, T8N R
41E, thence N860; Thence W
677; thence S 15; thence W to
East Bank Henry's Fork,
thence Southerly to West Line
Lot 1, then E to point of Be-
ginning. Total 24 acres.

6. The date of priority which
said user is prepared to estab-
lish is March 21, 1961.

GEO. N. CARTER
State Reclamation Engineer
(Pub. A. H. Feb. 1, 8, 15, 22)

29582

February 12, 1962

Re: Permit No. 29582

Ashton Herald
Ashton, Idaho

Gentlemen:

On January 24, 1962 we mailed you Notice of Publication on the above numbered permit, requesting a tear sheet or copy be mailed to this office for checking purposes.

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

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

H:cw

29582

January 24, 1962

Re: Permit No. 29582

Leonard M. Hull,
Chester, Idaho.

Dear Mr. Hull:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 29582. The proofs are to be made at 3:00 o'clock P.M., on the 1st day of March, 1962, before Keith Jorgensen, 33 W. Main, St. Anthony, Idaho, Notary Public.

As of this date we have mailed the Notice to the Ashton Herald, Ashton, Idaho, 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,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

29582

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Re: Permit No. 29582

Boise, Idaho

Date: January 24, 1962

Ashton Herald,
Ashton, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **March 1, 1962** the date set for proof;

the expense of the publication is to be paid by the applicant

Leonard M. Hull

of

Chester, Idaho

to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication**

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

Encl.

29582

RECEIVED

MAY 2 - 1962

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

Department of Reclamation

NOTICE is hereby given that at 3:00 P M., on the 1 day of March
1962, at ST. Anthony, County of Fremont, State of Idaho, before
Keith Jergensen, Notary Public, at (address) 33 W Main ST Anthony Ida.
_____, proof will be submitted of the completion of works for the diversion of
1 cubic feet per second of the waters of Seeley Drain
_____, and of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No. 29582, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is: Leonard M. Hull Chester, Idaho
2. Said works of diversion will be fully completed on the date set for such completion
and the amount of water which said works are capable of conveying to the place of use is
1 cubic feet per second.
3. The use to which said water has been applied is IRRIGATION (SPRINKLER)
and fire protection purposes, and the amount applied to beneficial use is 1 cubic
feet per second.
4. The point of diversion of said water is From Seeley Drain
3490' West and 1320' South From The N.E. Corner of Section 13, T8N, R41E, S1M. Lot 1.
5. The place where said water is used is Beginning SE Cor Lot 1 Sec 13, T8N, R41E
Thence N 860', Thence W 677', thence S 15', Thence W to East Bank Henry's
Thence southerly to West Line Lot 1, then E to point of Beginning Total 2 1/2 acres
6. The date of priority which said user is prepared to establish is MARCH 21, 1961

G. H. Carter

State Reclamation Engineer

29582

RECEIVED

JAN 24 1962

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) January 18, 1962
(P. O.) Box 4 Chester, 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
Ashton Herald of Ashton, Idaho Fremont County published in
the county in which the works are situated. Fremont Co.

Leonard D. Smith

(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.

29582

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Re: Permit No. 29582

Date: Jan. 3, 1962

Leonard Mann Hull
Chester, Idaho

Dear Mr. Hull

Under the terms of your Permit No. 29582 you are required to make proofs of completion of works and application of water to beneficial use on or before March 2, 1962.

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

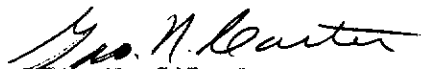
We enclose Form 36-A in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for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

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

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

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

Very truly yours,



GEO. N. CARTER

State Reclamation Engineer

Enc. Form 36A-11

29582

March 30, 1961

Re: Permit No. 29582

Mr. Leonard M. Hull,
Chester, Idaho.

Dear Mr. Hull:

We enclose Permit No. 29582 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. 30496 which was issued covering payment in the amount of \$5.00 for the filing fee of the above mentioned permit.

Very truly yours,

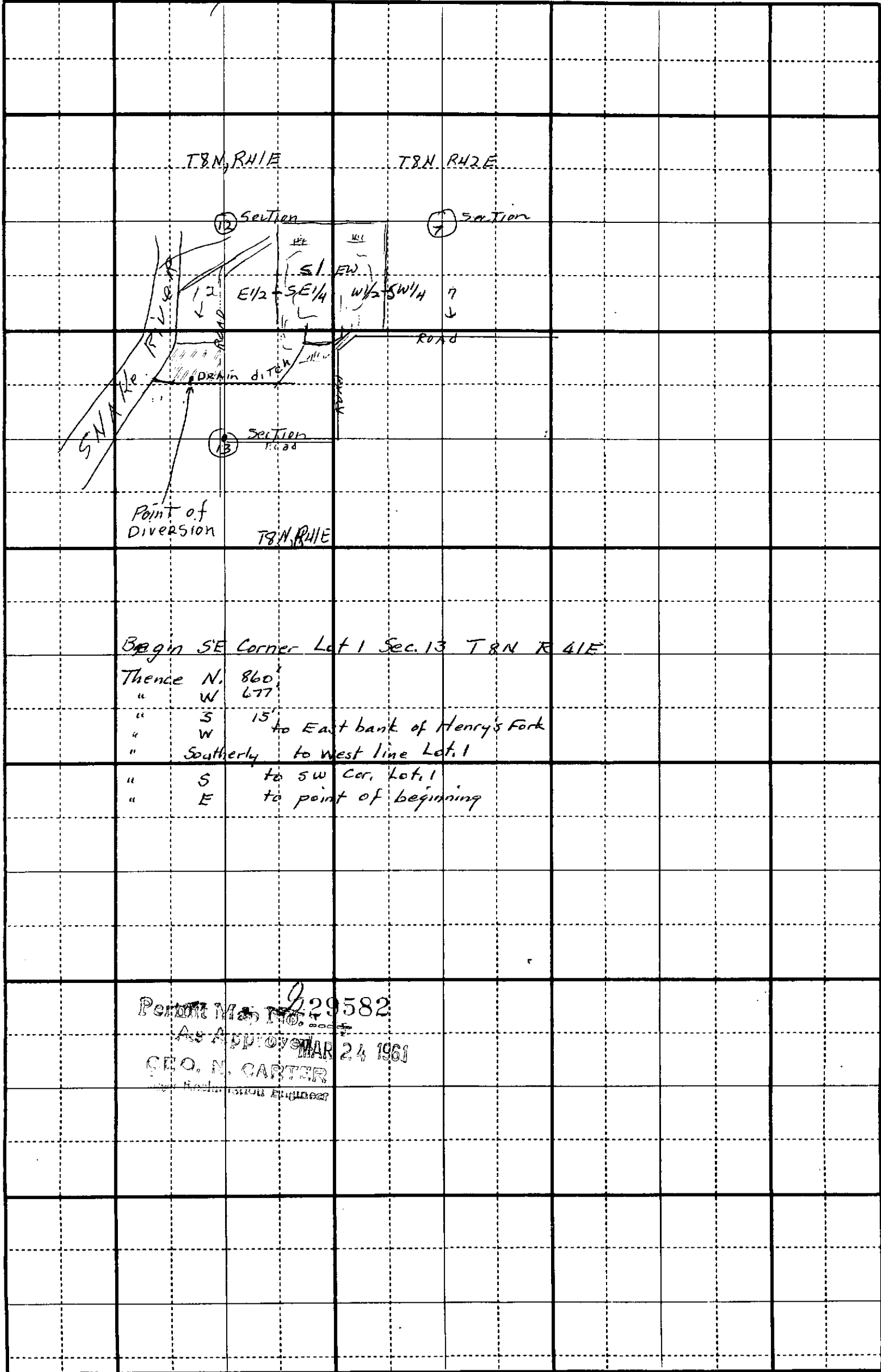
GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

29582

Lee and Shell



Permit No. 29582
As Approved
MAR 24 1961
GEO. N. CARTER
Civil Engineering

March 14, 1961

Re: Application for Permit

Mr. Leonard M. Hull
Chester, Idaho

Dear Mr. Hull:

Returned herewith is your application for permit, which you submitted without the filing fee.

The quantity of water has been reduced to 1.0 cubic feet per second which is probably over twice as much as you are actually using through the sprinkler system.

The source of water supply is shown as Drain Ditch as that is where you divert the water. The map shows the swampy ground from which the water feeds into the drain.

Return the application with the filing fee for processing.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application

29582