

WATER LICENSE

Water License No. 31075/45-2693 Priority April 3, 1963 Amount 1.44 c.f.s.

THIS IS TO CERTIFY, that Orvill L. McLean - Assignee - ORVILL W, MC LEAN of Jerome, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 3, 1963; that Permit 31075/45-2693 was issued pursuant to said application; that the proposed works were completed on or about 1963, with a storage/or carrying capacity of 1.6 c.f.s., said works consisting of pump, motor, pipe, and earth ditches; and that on June 14, 1968, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 604 acre feet per season, with a maximum rate of diversion of 1.44 cubic feet per second of the waters of waste water (unnamed stream), tributary of None, for the purpose of Irrigation from April 1 to October 31; and for from to; and for from to; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in NE 1/4 SE 1/4, Sec. 14, T. 11 S, R. 19 E, B.M., and other additional points, in the County of Twin Falls; and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 604 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11 S	19 E	14													37			35	72

Total number of acres irrigated 72

The right to the use of the water 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 22nd day of December, 19 69. State Reclamation Engineer

45 2693

31075 45-2693

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho
Permit No. _____

RECEIVED
APR 19 1963
Department of Reclamation

* * * * *

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: Orrell Wade McLean, Jerome Idaho, Farmer, Box 101
Route #7 Jerome Idaho.
- Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf: _____
- Ques. 3. State number, approval date of permit, and date of priority: 31075 4-8-63 April 3 1963
- Ques. 4. State source of water supply: well
Give location of point of diversion, showing subdivision, section, township and range
NE 1/4 SE 1/4 Sec 14 T11S R19E
- Ques. 5. Describe your works of diversion: Flow pipe
flow pipe, ditch, conduit,
pump & motor; state amount of water they are capable of conveying from point of diversion to place of use: 16 cfs; Give name of canal or ditch or other works by which water is conducted to such place of use: pipe line & unlined ditch; if a well, state depth of well _____; depth and size of casing _____; depth to water _____; if pump is used, state discharge of pump: _____; tell how it was measured or determined _____; if sprinkler irrigation, give number and size of nozzles and operating pressure: _____
- Ques. 6. State for what purpose water is used: irrigation
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:
NE 1/4 SE 1/4 of Sec 14 T11S R19E BM
68 acres
E 1/2 SE 1/4

31075

State nature of all improvements which have been made as a direct result of said use:

field leveled, ditches made & crop harvest

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

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used: _____

Ques. 8: 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:

inheritance

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 1963 1.6 CFS - Time used since first use:

used every year for four years to water crops

Ques. 10. Describe all other water rights appurtenant to same place of use: None

(sign) Orville McLean

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

Jerome, County of Jerome

State of Idaho, on this 14th day of June, A. D. 1968.

My commission expires: Sept 24, 1968 Alice T. Hendrickson
(Prescott-Craig Insurance)

**AND APPLICATION OF
WATER TO BENEFICIAL USE**

Notice is hereby given that on May 6, 1968, at Jerome, County of Jerome, State of Idaho, before notary public Leroy Craig, c/o Prescott-Craig Insurance, Jerome, Idaho, proof will be submitted of the completion of works for the diversion of 1.6 c.f.s. of the waters of waste water (unnamed stream), and the application to beneficial use of said water, in accordance with the terms and conditions of permit 31075, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Orvill W. McLean, Route 4, Box 101, Jerome, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 1.6 c.f.s.

4. The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 11 S, R. 19 E, B.M., Twin Falls County.

5. The place where said water is used is E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 14, T. 11 S, R. 19 E, B.M.

6. The date of priority which said user is prepared to establish is April 3, 1963.

R. KEITH HIGGINSON
State Reclamation
Engineer.

(Publish April 11, 18, 25, May 2)

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Twin Falls } ss.

I, Aileen Hill being first duly sworn on oath, say:

That I am Co-publisher of the Kimberly Advertiser, a newspaper of general circulation in Twin Falls County, Idaho, published weekly in Kimberly in said county and state; that a true copy of the annexed notice was published in the regular and entire issue of said newspaper, and

not in any supplement thereof, for four consecutive weeks, commencing with the issue dated April 11, 1968, and ending with the issue dated May 2, 1968.

And I do further swear that said newspaper has been so published as a weekly newspaper in said city and county, continuously and uninterruptedly during a period of more than seventy-eight consecutive weeks prior to the first publication of said above mentioned legal advertisement.

Aileen Hill

Subscribed and sworn to before me this 7th day of May, 1968.
Frank D. French
Notary Public for the State of Idaho.

(My commission expires July 15, 1968)

31075

AFFIDAVIT OF PUBLICATION

RECEIVED

JUN 17 1968

Department of Reclamation

KIMBERLY ADVERTISER
KIMBERLY, IDAHO

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

45-2693

APPLICATION No. 39165
PERMIT No. 31075
DISTRICT No.

Approved to *Orville L. McLean*
PT #4 - Box 101
Jerome, Idaho

1. Name of Applicant: Orville L. McLean

Postoffice address: Rt. 1, Murtaugh

County: Twin Falls

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: 80 Miner's inches (1.6 c.f.s.) cubic feet per second.

3. Source of water supply: Waste water (un-named stream) which is a tributary of None

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B.M., and is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$

of section 14 , T. 11 S , R. 19 E , B. M., County of Twin Falls

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: \$ 2600.00

8. Kind of works: Two ponds, ditches, conduit, pump and motor

9. Height of dam s 6 feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

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

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

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

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

13. The time required for the complete application of the water to the proposed use is 6 additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

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/ Orvill L. McLean *Applicant.*

By _____ Agent.

Date of first receipt at Department of Reclamation: 8:30 A.M. April 3, 1963

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 31075

Recorded in Book 109 Page 31075 Approved April 8, 1963

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before June 8, 1963 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before October 8, 1965

The whole of said work to be completed on or before April 8, 1968

Beneficial use of water appropriated in accordance herewith, to be made on or before April 8, 1974

WITNESS My hand this 8 day of April, 1963

s/ CARL E. TAPPAN
Ass't. 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 8.....

day of April, 1963.

STATE OF IDAHO

Countersigned:

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

By s/ ROBERT E. SMYLLIE
Governor.

REMARKS:

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
11S	19E	14												40		40	80		

A S S I G N M E N T

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, Permit 31075 to Orvill W. McLean
Route #4, Box 101
Jerome, Idaho

/s/ ORVILL W. McLEAN
Permit Holder, Administrator
(Sole Heir)

State of Idaho)
 ; ss
County of Ada)

On this 2nd day of April, 1968, before me, a Notary Public for the State of Idaho, residing at Boise, Idaho, personally appeared Orvill W. McLean known to me to be the person whose name is subscribed to the within instrument and duly acknowledged to me that he executed the same.

In witness whereof, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

/s/ M. RUSSELL BOSCH
Notary Public for the State of Idaho
residing at Boise, Idaho

(S E A L)

My commission expires: January 19, 1969.

LICENSE ISSUED FOR 1.44 SEC. FT.
LICENSE PAGE NO. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5404

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVED
MAR 02 1999

Department of Water Resources

Name of applicant L. Ray Stanger Trust Phone 432-5380
Post Office address c/o Tracy Stanger, 4344 E 3000 N, Muntauah, ID 83344

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Create PPU
2. Describe the reason for the proposed changes Move wastewater rights from licensed place of use to land that has only a groundwater claim based on beneficial use.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use	
<u>45-02693</u>	<u>4-3-1963</u>	<u>1.44/288.0</u>	<u>Irrigation</u>	<u>4-1</u>	to <u>10-31</u>
<u>45-02713</u>	<u>3-22-1966</u>	<u>2.78/268.0</u>	<u>"</u>	<u>"</u>	to <u>"</u>
					to
					to

2. Total amount of water being transferred 2.78 cubic feet per second and/or 556.0 acre-feet per annum.

3. Source of water Waste Water tributary to Sinks

4. Point(s) of Diversion: No Change

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

5. Lands irrigated or place of use: Permissible Place of Use of 139 acres/yr

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>11S</u>	<u>17E</u>	<u>16</u>	<u>39</u>	<u>39</u>	<u>39</u>	<u>39</u>									<u>39</u>	<u>39</u>	<u>39</u>	<u>39</u>	<u>312</u>

Total acres 312

PART 1

6. General Information:

a. Description of diversion system Collection ponds, pumps to pressurized mainlines & sprinklers.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ✓ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Land is irrigated directly from wells, & this will continue. No new land will be irrigated as a result of this transfer.

d. Remarks:
Claim A45-12774 covers the land in Sec. 16, which is irrigated directly from our existing wells. no new wells were drilled to supply Sec. 16. This wastewater was 1st used in 1992, & very little is available now.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
 And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

PART 2

TRANS NO. 5404

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 45-02693

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.44 CFS	604.0 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
UNNAMED STREAM	SINKS

Priority: 04/03/1963

LOCATION OF POINT(S) OF DIVERSION: NESE , Sec. 14, Township 11S, Range 19E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11S	19E	14	NESE 37	SESE 35		72
Total number of acres irrigated:						72

CONDITIONS/REMARKS:

PART 2

TRANS NO. 5404

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 45-02713

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	2.78 CFS	840.0 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
UNNAMED STREAMS	MURTAUGH LAKE

Priority: 03/22/1966

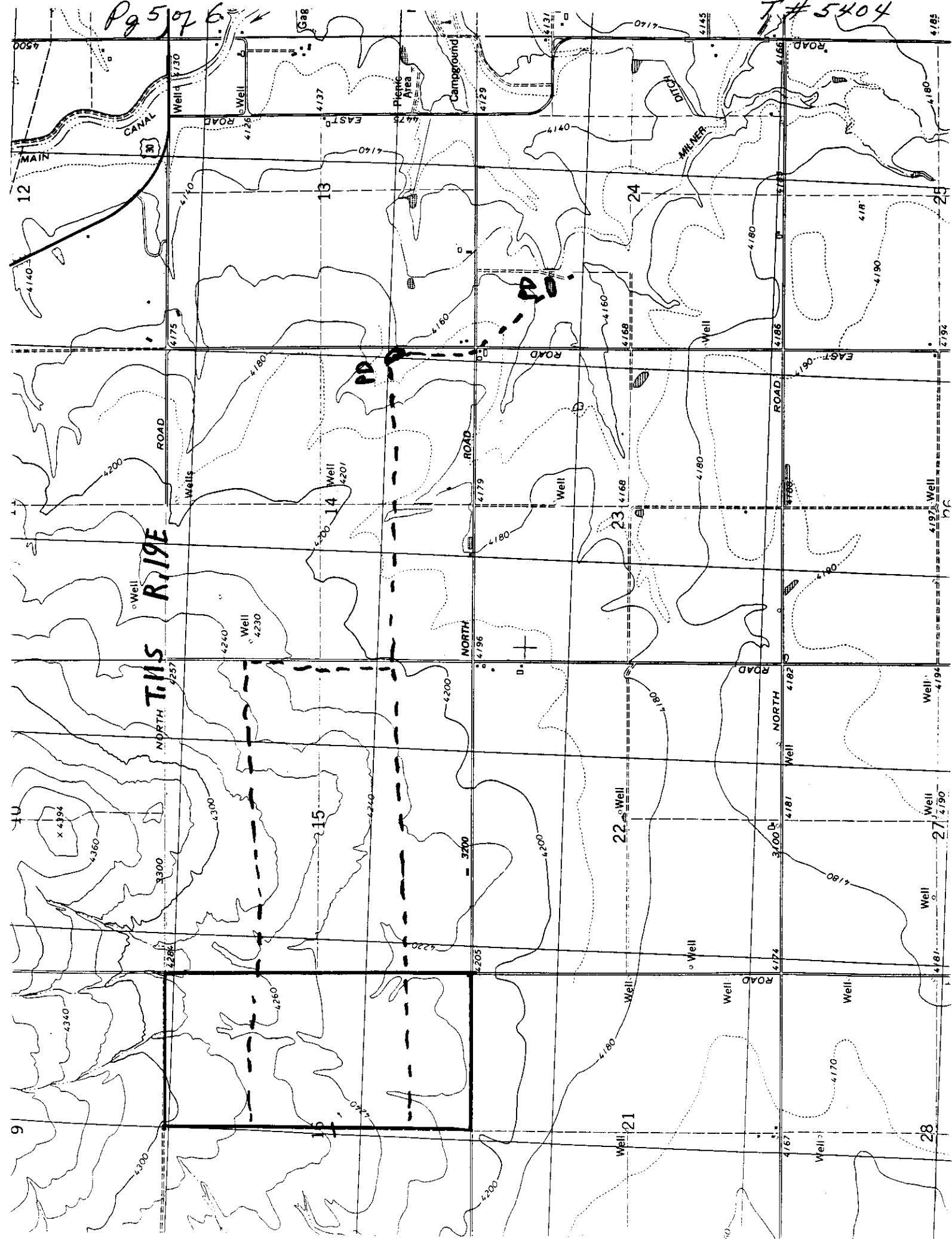
LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 14, Township 11S, Range 19E
NWNW , Sec. 24, Township 11S, Range 19E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11S	19E	14	NESE 37	SESE 35		72
		24	NWNW 38	SWNW 29		67
Total number of acres irrigated:						139

CONDITIONS/REMARKS:



PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Tracy Stanger (Tracy)
(Signature of Applicant)

Subscribed and sworn to before me this 23rd day of November, 19 98.

J. F. Stanton
(Notary Public)

My commission expires 10-25-2000

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 3 attachments

Received by J. F. Stanton Date 11-23-98

Protest filed by _____

Prelim. check by J. F. Stanton Fee \$100,502.1636

Receipted by J. F. Stanton Date 11-18-98

Published in Times News

Copies of protest forwarded by _____

Pub. dates March 4 & 11, 1999

Hearing held by _____ Date _____

Watermaster recommendation requested on N/A

Recommended for ☐ approval ☐ denial

_____ rec'd. _____

by _____

Copy of transfer sent to lien holder _____

RECEIVED

MAR 02 1999

Department of Water Resources

RECEIVED

NOV 23 1998

Department of Water Resources
Southern Region

14
T3083 HEL
4064

T3079 HEL
1441

1
155.2

2
77.4

1
77.4

T3190 HEL
4238

T319 HEL
4238

1
150.0

1
1441

14
23
4371

T#5404



3988

10.6

10.0

3
26.6

2
6.1

10
13.8

33.0

Pond

2
31.6

9
34.2

T3178 HEL
3248

TRANS. TO CASSIA CO.

1
31.1

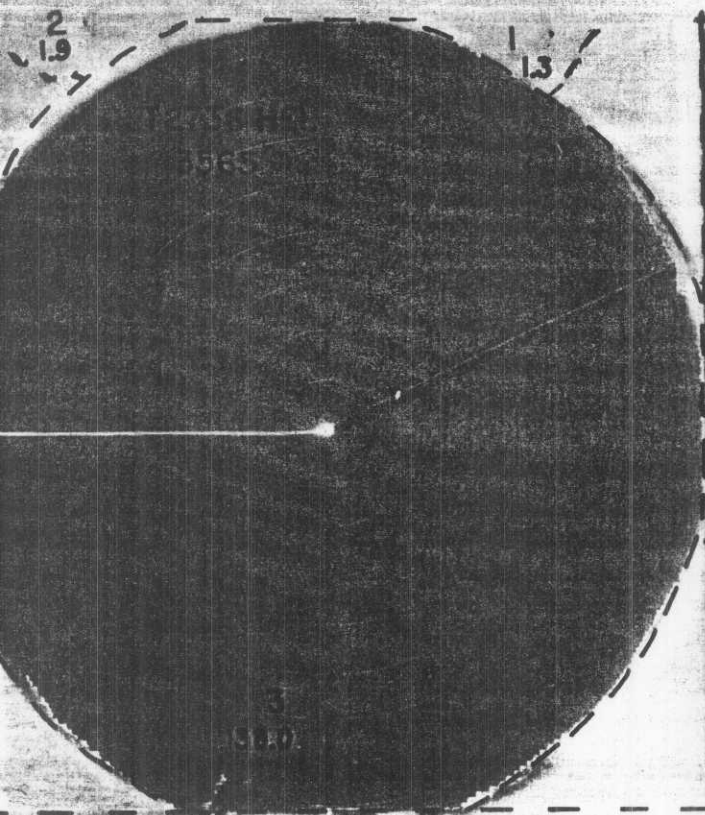
1
78.3

23 24
26 25

24 1
25 3

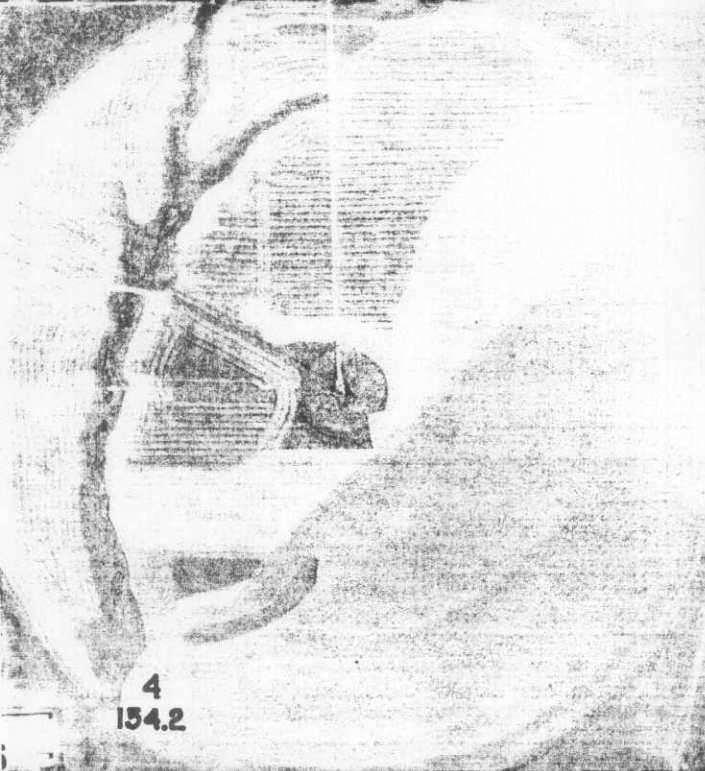
T#5404

SEE MAP W-16



T3276
4238

9 | 10
18 | 15



1
313.5

16 | 15

T31855 HEL
1593

2
11.0

21 | 22

T# 5404

Existing Wet Acres In Licensed Tracts

ATTACHMENT _____

TRANSFER _____

[illegible]

Above land is irrigated with groundwater only - wastewater no longer exists.

T# 5404



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

RECEIVED

MAR 02 1999

Department of Water Resources

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 27, 1998

L Ray Stanger Trust
c/o Tracy Stanger
4344 E 3000 N
Murtaugh, ID
83344

RE: App. for Transfer Filed 11-23-98

Dear Mr. Stanger;

In reviewing your application for transfer, I came upon a discrepancy with regard to the point of diversion for Claim A45-02713. While the license shows a diversion in the SE/SE Sec. 14 & the NW/NW Sec. 24, you claimed a diversion in the SW/NW Sec. 24. I visited the property earlier this week, and found no diversion in Sec. 14. The pond in Sec. 24 is all or almost entirely in the NW/NW as licensed. You may wish to amend your claim to show the correct legal description of the pond in Sec. 24 in order to facilitate processing of the proposed transfer. Since you have not claimed the diversion in Sec. 14, you may also wish to state on your claim that this diversion is no longer used. Let me know how you plan to proceed in this matter.

Regards,

James E. Stanton
Sr. Water Resource Agent

T#5404

TO: File

DATE: November 25, 1998

FROM: Jim Stanton

SUBJECT: App. for Transfer, L. Ray Stanger Trust

Today I visited the subject property in connection with this application. The supposed existing place of use is much lower in elevation than the new place of use, so wastewater would have to be collected at the licensed points of diversion and pumped as much as 160' up hill & as much as 3 miles away to the new land. The land in Sec. 16 (the new p/u) is already irrigated with groundwater under and expansion claim in the SRBA, so the actual number of irrigated acres would not increase if this application is approved.

Although I put this application together at the applicant's request, it is my opinion that this thing is bogus. I drove all around the area, and saw nothing but pivot sprinklers and wheel lines. None of this area is gravity irrigated, and there were no ditches that could carry wastewater even if there was any. By the applicant's own admission, they have not used these licenses since 1992; at least six irrigation seasons have passed since this water was last used. The point of diversion in Sec. 14 no longer exists; the pond that used to be there has been filled in and farmed over. There is a low spot in Sec. 24 that could hold water, but no pumping system that could make use of it. Since the licensed water supply no longer exists and will not exist in the future, the application is speculative; there is nothing to transfer. There are a fair number of these old wastewater rights on the books, but I strongly believe that they should be declared forfeited in the SRBA unless it can be clearly shown that the water is still available and in use (which is rarely the case). It makes no sense and benefits no one to waste computer space on these abandoned rights. I therefore recommend that this application be denied and that the two water licenses be declared forfeited.

T# 5404

December 29, 1969

Re: Permit No. 31075/45-2693

Mr. Orvill W. McLean
Route 4, Box 101
Jerome, Idaho 83338

Dear Mr. McLean:

Enclosed herewith is your Water License issued on the above
numbered permit.

Also enclosed is departmental receipt No. 3929 in the amount
of \$9 covering the licensing fees.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh

Enclosures

31075
45-2693

№ 277 R

ADDRESS

DATE PAID	PERIOD ENDING	RATE PER.....	GROSS EARNINGS	D E D U C T I O N S					TOTAL DEDUCTIONS	NET CHECK	
				FICA	FED. WHT.	ST. WHT.					
Fee											20.00

July 29, 1968

Re: Permit No. 31075

Orvill W. McLean
Route 4 - Box 101
Jerome, Idaho 83338

Dear Mr. McLean:

We acknowledge receipt of the depositions and affidavit of publication in the Kimberly Advertiser submitted as proof of completion of works and beneficial use on Permit 31075.

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

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

USE
Notice is hereby given that at 2:08 P.M., on the 25th day of March 1968, at Twin Falls, County of Twin Falls, State of Idaho, before Dorothy F. Dolling, Notary Public, at Twin Falls Bank & Trust Building, proof will be submitted of the completion of works for the diversion of 1.0, 2.20 cubic feet per second of the waters of waste water (un-named stream) 2 un-named streams, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 31075, 28985, 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: Orvill W. McLean, Rt. No. 4, Murietta, 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 1.0, 2.2 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 1.0, 2.2 cubic feet per second.

4. The point of diversion of said water is (31075) NW 1/4 Sec. 14; Twp. 11 S; Rge. 19 E; 28985 (28985) NW 1/4 NW 1/4 SW 1/4 NW 1/4, Sec. 24; Twp. 11 S; Rge. 19 E; 28985.

5. The place where said water is used is E 1/4 Sec. 14; NW 1/4 NW 1/4 Sec. 24; Twp. 11 S; Rge. 19 E; 28985. Total 160 acres.

6. The date of priority which said user is prepared to establish is (31075) April 3, 1968 (28985) August 10, 1968.

CARL E. TAPPAN
State Reclamation Engineer
Published: Feb. 25, March 4, 11, 18, 1968.

31075
45-2693

177

11

37

35

1200 - 72 Acres

SUB - 2

B - 1.44 FTS

HOL - 604 AC. Ft. / Season

Permit No. 31075 **43** NO ANSWER

Name of Applicant Orvill W. McLean, Route 4, Box 101, Jerome, Idaho

Source of Water waste water (Unnamed stream)

a tributary of None

Location of P.D. NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 11 S, R. 19 E, B.M., Twin Falls Co.

Water is used for Irrigation

Quantity of water claimed: Permit 1.6 c.f.s. Depositions 16 c.f.s.

Type of measuring device installed or method of measurement and general description of diversion works well, ten? ponds, ditches, conduit, pumps & motors, pipeline and unnamed ditch

Land to be irrigated or place of use:

TWP.	RGE.	SEC.	Description
11 S	19 E	14	E $\frac{1}{2}$ SE $\frac{1}{4}$

Date filed: April 3, 1963

Proof due: April 8, 1974

Proof made: June 14, 1968

Priority: April 3, 1963

Total acreage PERMIT: 80
DEPOSITIONS: 68

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

None

8/10/75
45-2695

12 17 E

11

37

35

1200 - 72 Acres

SUBD - 2

1.44 FTS

HOL - 604 AC. 7.1/ Season

8/10/75
45-2693

Permit No. 31075 **43** NO ANSWERS

Name of Applicant Orville W. McLean, Route 4, Box 101, Jerome, Idaho

Source of Water waste water (Unnamed stream)

a tributary of None

Location of P.D. NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 11 S, R. 19 E, B.M., Twin Falls Co.

Water is used for Irrigation

Quantity of water claimed: Permit 1.6 c.f.s. Depositions 16 c.f.s.

Type of measuring device installed or method of measurement and general description of diversion works well, ten? ponds, ditches, conduit, pumps & motors, pipeline and unnamed ditch

Land to be irrigated or place of use:

TWP.	RGE.	SEC.	Description
11 S	19 E	14	E $\frac{1}{2}$ SE $\frac{1}{4}$

Date filed: April 3, 1963

Proof due: April 8, 1974

Proof made: June 14, 1968

Priority: April 3, 1963

Total acreage PERMIT: 80
DEPOSITIONS: 68

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

None

November 26, 1969

Re: Permit No. 31075/45-2693

Orvill W. McLean
Route #4, Box 101
Jerome, Idaho 83338

Dear Mr. McLean:

A representative of this department has made an examination of the works covered by your Permit 45-2693 and has found the following:

Quantity of water diverted: 1.6 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho law: 1.44 c.f.s.

The maximum quantity diverted shall not exceed 604 acre feet per season.

Beneficial Use: for irrigation of 72 acres in E $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14,
Twp. 11S, Rge. 19E, B.M.

The priority date established is: April 3, 1963

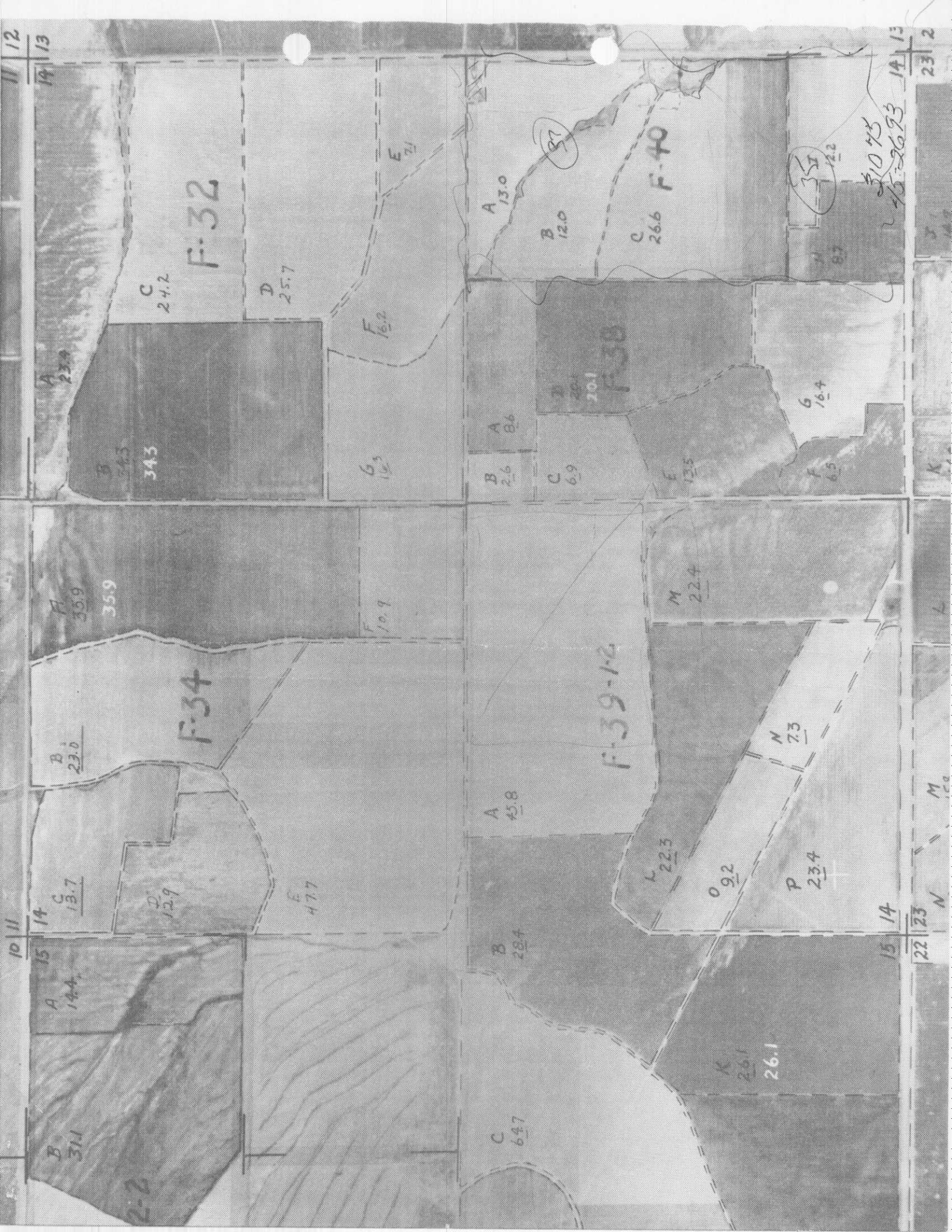
A fee totaling \$ 9.00 must be received within 30 days from the date of this letter in order that we can issue you the Water License as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:mh

45-2693
31075



RECEIVED
JUL 2 1968
Department of Reclamation
JUL 26 1968
Department of Reclamation

A F F I D A V I T

REGARDING: ORVILL McLEAN PERMIT NUMBER 3107

I DID NOT NOTORIZE THE SIGNATURE OF MR. AND MRS. ORVILL McLEAN FOR PERMIT NUMBER 3107 BECAUSE I AM NOT A NOTARY PUBLIC.

THE McLEAN'S THOUGHT I WAS A NOTARY AND THEREFORE SUBMITTED MY NAME TO YOU.

THE APPLICATION WAS NOTARIZED BY A NOTARY IN OUR OFFICE. OUR OFFICE WAS OPEN ON FRIDAY, JUNE 14th AND NO PROTEST HAS BEEN SUBMITTED TO ME OR TO ANYONE IN THIS OFFICE.

I HOPE YOU FIND THIS SATISFACTORY, BUT IF YOU NEED FURTHER INFORMATION PLEASE LET ME KNOW.

YOURS VERY TRULY,

LERoy CRAIG

SWORN AND SUBSCRIBED TO BEFORE ME ON THIS 24th DAY OF JUNE, 1968.

Alice J. Anderson
NOTARY PUBLIC

31075



PRESCOTT - CRAIG, INC.

INSURANCE SINCE 1904

101 EAST MAIN JEROME, IDAHO

324-2334

A F F I D A V I T

RECEIVED
JUN 15 1968
Department of Reclamation

REGARDING: ORVILL McLEAN PERMIT NUMBER 31075

I DID NOT NOTORIZE THE SIGNATURE OF MR. AND MRS. ORVILL McLEAN FOR PERMIT NUMBER 3107 BECAUSE I AM NOT A NOTARY PUBLIC.

THE McLEAN'S THOUGHT I WAS A NOTARY AND THEREFORE SUBMITTED MY NAME TO YOU.

THE APPLICATION WAS NOTARIZED BY A NOTARY IN OUR OFFICE. OUR OFFICE WAS OPEN ON FRIDAY, JUNE 14th AND NO PROTEST HAS BEEN SUBMITTED TO ME OR TO ANYONE IN THIS OFFICE.

I HOPE YOU FIND THIS SATISFACTORY, BUT IF YOU NEED FURTHER INFORMATION PLEASE LET ME KNOW.

YOURS VERY TRULY,

LEROY CRAIG

SWORN AND SUBSCRIBED TO BEFORE ME ON THIS 24th DAY OF JUNE, 1968.

Alice Hendrickson
NOTARY PUBLIC

No Seal

31075

June 27, 1968

C
O
P
Y

Re: Permit No. 31075
Orvill McLean

LeRoy Craig
Prescott-Craig, Inc.
101 East Main
Jerome, Idaho 83318

Dear Mr. Craig:

Returned herewith is the affidavit you submitted to this office on June 26, 1968.

Please have Alice T. Hendrickson affix her notary seal as the affidavit is of no value without it.

Thank you for your trouble.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DJ

Enc: Returned affidavit

31075

June 20, 1968

Re: Permit No. 31075

Orvill W. McLean
Route 4 - Box 101
Jerome, Idaho 83338

Dear Mr. McLean:

We have received the depositions and affidavit of publication submitted in connection with proof under the above referenced permit; however, before we can accept them, we will need an affidavit from the notary public, Leroy Craig.

This affidavit, notarized by a second notary, must state the reason that Mr. Craig, the advertised notary, did not notarize the depositions, why the depositions were taken on June 14, 1968, instead of on May 6, 1968, the advertised date. The affidavit must also state whether or not Mr. Craig's office at the Prescott-Craig Insurance office was open on June 14, 1968, and whether or not any protests have been offered or received concerning Permit No. 31075.

Please submit the notarized affidavit promptly so as to retain this permit in good standing. Thank you.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DJ

31075

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. _____

RECEIVED
JUN 17 1965
Department of Reclamation

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:

Ted Jay Peterson, 34, Jerome,
Idaho, farmer, Route 2

Ques. 2 Are you acquainted with Will W. McLean, the holder of
Permit No. 31075? How long have you known him and where does he reside?

We have known him for 15 year Route 4

Ques. 3. Have you read or heard said Permit No. 31075 read, and are you familiar
with its provisions and conditions: Yes ☒ No. ☐

Ques. 4. State source of water supply: made water unplan

Give location of place of diversion, showing subdivision, section, township and range

NE 1/4 Sec 14 T11 S19E B.M.

Describe works for conveying water to place of use: pipe line conduit
& unnamed ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1.6 cfs How much water have you seen being so
conveyed? 1.6 cfs

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

68 acres E 1/2 Sec 14 T11 S19E B.M.

31075

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used. _____

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.

Dragebrush, Clear. Low & Rolling 1.6 cfs

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? no

Ques. 10. When did you first see this water used? 1963

Other times you have seen such use: every year since 1963

(Signed):

Red J. Pitman

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 _____

Jerome, County of Jerome, State of Idaho, on
this 14 day of June, A. D. 1968

Ellice J. Hendrickson

Notary Public for the State of Idaho

Residing Jerome, Idaho

My commission expires Sept. 24, 1968

(Prescott H. Craig Insurance)

31075

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. _____

* * * * *

RECEIVED
JUN 25 1968
Department of Reclamation

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:

34 Gerald Doughty
Jerome, Idaho, farmer
Route 4

Ques. 2 Are you acquainted with Arnell W. McLean, the holder of
Permit No. 31075? How long have you known him and where does he reside?

Known him for 10 years from Idaho

Ques. 3. Have you read or heard said Permit No. 31075 read, and are you familiar
with its provisions and conditions: Yes ✓ No. _____

Ques. 4. State source of water supply: waste water overflow

Give location of place of diversion, showing subdivision, section, township and range

NE 1/4 SE 1/4 Sec 14 T 11 S R 19 E B M

Describe works for conveying water to place of use: pipe line. Conduct
unnamed ditch.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1.6 CFS How much water have you seen being so

conveyed? 1.6 CFS

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

68 acres. E 1/2 SE 1/4 Sec 14 T 11 S R
19 E B M

31075

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

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.

the land is sagebrush, loan & rolling
Amount of water needed. 1.6 cfs

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? no

Ques. 10. When did you first see this water used? in 1963

Other times you have seen such use: I only saw since

(Signed):

Berard E. Roughton

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

Jerome, County of Jerome, State of Idaho, on
this 14 day of June, A. D. 1968

Alice T. Hendrickson

Notary Public for the State of Idaho

Residing Jerome, Idaho

My commission expires Sept. 24, 1969

(Prescott-Craig Insurance)

31075

Permit No. _____

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of TWIN FALLS } ss.

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

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 31075, and that his postoffice address is RT 1 MURTAUGH State of Idaho

Second: That the name of the stream from which said water is to be diverted is UNAMED STREAM

Third: That the point of diversion of said water is NE 1/4 SE 1/4 OF Sec 14 T11S R19E COUNTY OF T.F.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by APRIL 8, 1968.

Fifth: That the use for which said water is intended is IRRIGATION

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of Works: Two Ponds, ditches, conduit, pump & motor
(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work: _____

(a) Height of dam 6 feet, length of dam at top _____ feet, length of dam at bottom _____ feet. Material used in construction _____

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width _____ feet, height _____ feet.

(d) Conduit _____ width at bottom _____ feet, width at water line _____

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water _____ feet; diameter of pipe _____ inches, average grade per mile is _____ feet. Length of conduit is _____ miles.

Seventh: That said works are capable of conducting to the place of intended use 80 inches OR 1.6 second feet of water.

Eighth: That water appropriated under said permit is available for 80 acres of land described as follows: NE 1/4 SE 1/4 Sec 14 T11S R19E

Ninth: Remarks:—That \$ 2600.00

Time of completion 5 yrs
plus 6 additional yrs.

X Orville McLean
(SIGN HERE)

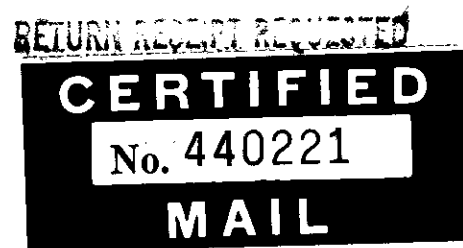
Subscribed and sworn to before me this 14 day of June, 1968

Alice T. Hendrickson
NOTARY PUBLIC

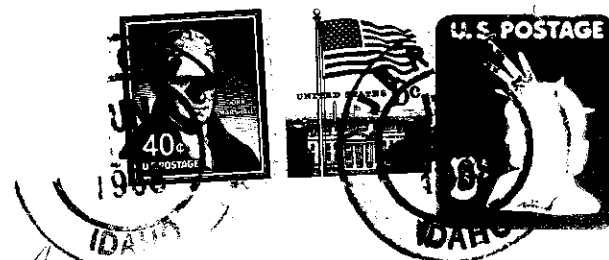
My commission expires Sept. 24, 1969 (Prescott-Craig Insurance)

31075

O. W. McLean
Ry Box 101
Jerome, Idaho.



Deliver to Addressee Only



State of Idaho

Department of Reclamation

Attention only

107 State House

Donald W. Mc Eldowney
Appropriation Examiner

Boise, Idaho.

831075

83701

June 7, 1968

Re: Permit No. 31075

C
O
P
Y

Crvill W. McLean
Route 4 - Box 101
Jerome, Idaho 83338

Dear Mr. McLean:

As of this date the Department of Reclamation has not received the depositions and affidavit of publication which were due May 6, 1968.

Please be advised that this permit will be held for cancellation if the depositions and affidavit of publication are not received by June 25, 1968.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

D 31075

Re: Permit No. 31075

April 5, 1968

Orvill W. McLean
Route 4, Box 101
Jerome, Idaho

Dear Mr. McLean:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit No. 31075.

We have mailed the notice to the Kimberly Advertiser to be published once a week for four consecutive weeks prior to May 6, 1968, which is the hearing date when the permit holder Orvill W. McLean

and two disinterested witnesses must appear before _____
Leroy Craig, Jerome, Idaho, notary public, to complete the enclosed depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by Orvill W. McLean. Be sure all the forms have the notary's seal and are signed. Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: Depositions

cc: Notary

31075

RECEIVED

APR 2 1968

Department of Reclamation

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Kimberly Advertiser of Kimberly, Idaho 83341; published in the county in which the works are situated.

Orville McLean
(signature)
Route # 4
Jerome, Idaho
(address)
4/2/68
(date)

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 when proof is for completion of works.

I hereby certify that the facts set forth in the attached notice are true.

Engineer

31075

RECEIVED

Form 36

APR 2 1968

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE Department of Reclamation

Notice is hereby given that on MAY 6th at Twin Falls ~~Jerome~~ County of Twin Falls, State of Idaho, before notary public (name & address) Jerome LEROY CRAIG 90 PRESCOTT - CRAIG INSURANCE IDAHO, proof will be submitted of the completion of works for the diversion of 1.6 c.f.s. of the waters of waste water (unnamed stream), and the application to beneficial use of said water, in accordance with the terms and conditions of permit 31075, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Orvill L. McLean, Route 1, Murtaugh, Idaho - Assignee - Orvill W. McLean, Route 4, Box 101, Jerome, Idaho.
2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.6 cubic feet per second.
3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 1.6 c.f.s.
4. The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 11 S, R. 19 E, B.M., Twin Falls County.
5. The place where said water is used is E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 14, T. 11 S, R. 19 E, B.M.
6. The date of priority which said user is prepared to establish is April 3, 1963.

R. KEITH HIGGINSON

State Reclamation Engineer

31075

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

Notice is hereby given that on May 6, 1968, at Jerome,
County of Jerome, State of Idaho, before notary public (name & address) _____
Leroy Craig, c/o Prescott-Craig Insurance, Jerome, Idaho, proof will be
submitted of the completion of works for the diversion of 1.6 c.f.s. of the waters
of waste water (unnamed stream), and the application to beneficial use of said water,
in accordance with the terms and conditions of permit 31075, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Orvill W. McLean, Route 4,
Box 101, Jerome, Idaho.

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

3. The use to which said water has been applied is _____
irrigation purposes, and the amount applied to beneficial
use is 1.6 c.f.s.

4. The point of diversion of said water is NE~~1~~SE~~1~~4, Sec. 14, T. 11 S, R. 19 E,
B.M., Twin Falls County.

5. The place where said water is used is E~~1~~xx E~~1~~2SE~~1~~4, Sec. 14, T. 11 S,
R. 19 E, B.M.

6. The date of priority which said user is prepared to establish is _____
April 3, 1963.

R. KEITH HIGGINSON
State Reclamation Engineer

31075

Permit No. 31075, Orvill W. McLean

from the Kimberly Advertiser 4/6/68

**NOTICE OF PROOF OF
COMPLETION OF WORKS
AND APPLICATION OF
WATER TO BENEFICIAL USE**

Notice is hereby given that on May 6, 1968, at Jerome, County of Jerome, State of Idaho, before notary public Leroy Craig, c/o Prescott-Craig Insurance, Jerome, Idaho, proof will be submitted of the completion of works for the diversion of 1.6 c.f.s. of the waters of waste water (unnamed stream), and the application to beneficial use of said water, in accordance with the terms and conditions of permit 31075, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Orvill W. McLean, Route 4, Box 101, Jerome, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 1.6 c.f.s.

4. The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 11 S, R. 19 E, B.M., Twin Falls County.

5. The place where said water is used is E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 14, T. 11 S, R. 19 E, B.M.

6. The date of priority which said user is prepared to establish is April 3, 1963.

R. KEITH HIGGINSON
State Reclamation
Engineer.

(Publish April 11, 18, 25, May 2)

RECEIVED
APR 9 1968

Department of Reclamation

31075

April 5, 1968

Re: Permit No. 31075
Orvill W. McLean

Kimberly Advertiser
Kimberly, Idaho 83341

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to May 6, 1968. The expense of the publication is to paid by Orvill W. McLean, Route 4, Box 101, Jerome, Idaho,

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: legal notice

31075

April 4, 1968

RE: Permit 31075

Orville W. McLean
Route #4, Box 101
Jerome, Idaho 83338

Dear Mr. McLean:

Enclosed herewith is a copy of the assignment you submitted for recording. This assignment has been entered in our records and the original copy placed in our files.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:efw

Enclosure

31075

ASSIGNMENT

For value received, I hereby assign ALL of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, Permit

No. 31075 to Orville W. McLean

Address: RT 4 Box 101

* Jerome, Idaho

RECEIVED

APR 2 1968

Department of Reclamation

Orville W. McLean
Permit Holder Administrator
(SOLE
HEIR)

Wife of Permit Holder

STATE OF IDAHO)
 : ss
County of ADA.)

On this 2ND day of APRIL, 1968, before me, a Notary Public for the State of Idaho, residing at BOISE, IDAHO personally appeared ORVILLE W. McLEAN known to me to be the person _____ whose name _____ ^{are} is subscribed to the within instrument and duly acknowledged to me that he executed the same. ✓

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

Dr. Russell L. Loe
Notary Public
Residing at Boise, Idaho

My commission expires: Jan 19, 1969

Notes:

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions.

31075

S T A T E O F I D A H O
DEPARTMENT OF RECLAMATION

Boise, Idaho
February 1, 1968

Re: Permit No. 31075

Orvill L. McLean
Route #1
Murtaugh, Idaho 83344

Dear Mr. McLean:

Under the terms of your Permit No. 31075 you are required to complete your diversion works on or before April 8, 1968. I enclose blank affidavit to be filled out, sworn to by you before a Notary Public, or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the said permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, a Certificate of Completion will be issued to you.

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

Very truly yours,

State Reclamation Engineer

Enc. Form 6

31075

1075
February 26, 1965

C
O
P
Y

Mr. Orvill McLean
Route #1
Murtaugh, Idaho

Dear Mr. McLean:

I have read your letter of February 19, 1961, with great interest.

The man I intended to have stop at your place became ill and came in one day sooner than had been expected.

I can offer nothing over what was stated to you in this office for the present; that is, we can not issue a permit. This matter is yet under consideration.

Again, I wonder why it is not cheaper to drill the well you have licensed, deeper and file on the additional water you develop thereby.

Just to keep the record straight The Honorable Jack Claiborn did not push any bill through to get well drilling stopped and the present pumpers bill has nothing in it that can stop any one from drilling a well. That authority is in this office. It is never done without considerable study.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

CET:ew

cc: Honorable Jack Claiborn, Sr.
Chairman, Agriculture Committee
House of Representatives
Building

(Blind Copy)

31075

Murtaugh, Idaho
2 - 19 - 65

RECEIVED
FEB 23 1965

State Reclamation Engineer:
Boise, Idaho

Department of Reclamation

Dear Sir:

I was in your office Wed, about well permits... I find now that I could not get finances for 1965 farming operations, unless I have the well okay... Since waste water will be cut sharply by the farmers above me... I have the file on this water but cannot make them spill their own... I will still get some.

I have looked up about the well I drilled... I paid for 2 filings... I started drill the fall of 1961, in the spring of 62 he sold the rig and pulled out on me giving me a very dirty deal... I came to your office, the office you are now in i.e. to see about permits... The lady that waited on me looked it up and told me the permit was in good standing yet and that as I was drilling I would not need to renew it. This well needs deeper which you told me Wed. I could do.

But the one on the 80 is the one I need far most... While I were in that office in 62 I ask the lady for a permit to drill one... She told me the only way I could get one was to advertise it in the paper and if there were not enough protests from my neighbors they would give me one... She told me I could come in any time and get fixed to advertise it... It was closing time and too late to do it that p.m. so I let it go, I wish to heaven I had come back next day. I have been thinking I could still do that... I still think it could be if you are not just completely set against me having a well... Especially when my neighbors, the only ones it could possibly have any effect on, do think I should have my wells.

It isn't like I was trying to get a couple of large wells. I was advised by the biggest farmers around me here that I was foolish to work my life away like I was doing, trying to pay as I go, raising dry grain, 10 bu. to the acre etc. .. They said go in debt like they did, get the wells and all and really pay off... (I have a real good farm if I just had the water) ... So I talked to my bankers, knowing I would have a good set-up they would go with me on it... So I borrowed \$7000.00 from them then went in debt \$ 13,500.00 more and put in all the ponds, sump pumps and pipe lines... It is a very good set-up, I can pump water to all my land and all waste water comes right back into the ponds...

1964 I planted all my land and tried it with just the waste water from my neighbors... They have already told me they are putting in larger sumps and at times I will get some water, at times none and advised me to drill my wells and they are the only ones that it could effect... This certain territory surrounding me and the spot I want to drill, drills into a real good very cold water... The water they hit farther south and west too from here is a complete and entirely different water that is where all the big pumps are, that's where Claiborn's pumps are, that is why he pushed the bill through to get well drilling stopped... That is where a good lot of these Magic Valley Water Pumpers Assn. members are from. I wonder if you and the Governor are aware of all they are doing.

I have here before me the papers they sent out to all their members This was loaned to me, I am not a member, (You have to be a big shot have your own big wells and not want anyone else to have one, to be a member) ... These papers are their version of the comparison of their

B 31075

Bill and the Governor's ... I do not know if the Governor knows of it or not... If any of their power gets through, there will be no more wells except for them, unless it is a lot of miles from them.

There are 13 parts compared, maybe you already know this, if so you sure should be fighting it. In case you have not read it, your part reads-

Utilization of State Reclamation Engineer.

Their Bill.

5.
Provides that State Reclamation Engineer will be the secretary of the Agency and will work with Agency, thereby insuring utilization of his office and knowledge and elimination of duplication of activities.

Governor's Bill

5.
No specific provision for authority for assistance or utilization of State Reclamation Engineer's office or knowledge. This could lead to duplication of work.

In other words they couldn't come in and make you do what they want.

In other words nine men will come in and take over your office do anything they wanted and you could be the scapegoat if something backfired.

Back to wells... My plans are to have the well right by the ponds. so I would only pump enough water to keep the pond up, pump right into the pond mix with the waste water and pump up the sumps already installed... With the waste water cut I will be too short to even plant anything and will have no way to pay for all these pumps and pipe lines. I will lose my farm and be completely bankrupt for my life's work... Even selling out would not pay me out because it will not bring that much without the water... After I get the water land here is valued at \$ 400.00 an acre ... The people that turn me down on this would not be human, all the years I have worked at it, the hardships and expenses and the losses, even my wife.

My well spot is over a $\frac{1}{4}$ one fourth of a mile from any other well and there is no one within about 2 miles that I know of that wants or needs another well, it is the very last farm right in this parts.

I have been staying close to the house so not to miss the man you said you would send, I can show and prove to him that I deserve to have ~~to have~~ these wells... I do hope it will be soon as I have things due now that I have to get financed for and I can if you okay me a well... Also I have to get a driller started to have water by irrigating season. I am sure that if you pull for this you can do it. Probably easier right quick than after they pass more laws on it.

Even Governor Smylie said for us to get busy and get our water developed.

I will be waiting for your field man to come or better an okay from you for this small well... I do not need a large well, no matter how much water I drill into, I could only pump enough to keep my ponds up. My sump pumps only a little over a foot, so with the waste water coming in I would probably be pumping the well about half of the time.

Yours Truly Orville McLean R1 Murtough, Ida

Copy

B31075

26 997 - 1.6 cfs - Waste NESE 14 - 5 yrs Cancelled
in E²SE 14 - 15-19E

G-23645 p 6397 Licensed

0.96 cfs - well NWSE 14 -
in 80 acres W²SE⁴ 14 - 115-19E

2 8935 - 3.0 Unnamed - nwnw - 2 points swnw 24 - 11-19
NW E²SE 14; W²NW⁴ 24 - 11 5-19E
clw due Aug 11, 1965. N

G-27183 - 1.6 cfs - well NESE 14
in E²SE 14 - 115-19E

due Dec. 27, 1962 Canc Apr 30, 1963

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CARL E. TAPPAN, Boise, State Reclamation Engineer
National Reclamation Association

31075

February 18, 1965

Re: Permit No. 31075 and 28935
Orvill L. McLean

Mr. Orvill L. McLean,
Route #1,
Murtaugh, Idaho.

Dear Mr. McLean:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. 31075 & 28935. The proofs are to be made at 2:00 o'clock P.M., on the 25th day of March, 1965, before Dorothy F. Dolling, Twin Falls Bank & Trust Building, Twin Falls, Ida. Notary Public.

As of this date, we have mailed the Notice to the Times-News Twin Falls, 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,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

31075

Re: Permit No. 31075 & 28935
Orvill L. McLean

Date: Feb. 18, 1965

Times-News,
Twin Falls, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to March 25, 1965
the date set for proof; the expense of the publication is to be paid
by the applicant Orvill L. McLean
of Rt. 1, Murtaugh, Idaho to whom you should
furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

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

31075

RECEIVED
FEB 17 1965
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 17, 1965

(P. O.) Rt. #1, Murtaugh, 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 Times-News of
Twin Falls, Idaho Published in
the county in which the works are situated.

David M. [Signature]

(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

31075

RECEIVED
FEB 17 1965

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

Department of Reclamation

NOTICE is hereby given that at 2:00 P. M., on the 25th day of March 1965, at Twin Falls, County of Twin Falls, State of Idaho, before Dorothy F. Dolling, Notary Public, at (address) Twin Falls Bank & Trust Building, proof will be submitted of the completion of works for the diversion of 1.0 cubic feet per second of the waters of waste water(un-named stream) 2.20 2 un-named streams, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 31075 28935, 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: Orvill L. McLean, R. #1, Murtaugh, 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 1.0 2.2 cubic feet per second.

3. The use to which said water has been applied is Irrigation Irrigation purposes, and the amount applied to beneficial use is 1.0 2.2 cubic feet per second.

4. The point of diversion of said water is NE 1/4 Sec. 11; Twp. 11 S; Rge. 19 EBM NW 1/4 NW 1/4 SW 1/4 NW 1/4 Sec. 21; Twp. 11 S; Rge. 19 E.B.M.

5. The place where said water is used is E 1/4 Sec. 11; Twp. 11 S; Rge. 19 EBM E 1/4 Sec. 11; W 1/4 NW 1/4 Sec. 21; Twp. 11 S; Rge. 19 E.B.M.

6. The date of priority which said user is prepared to establish is April 3, 1963 August 10, 1960

CARL E. TAPPAN

State Reclamation Engineer

31075

April 15, 1963

Re: Permit No. 31075

Mr. Orvill L. McLean,
Rt. #1,
Murtaugh, Idaho.

Dear Mr. McLean:

We enclose Permit No. 31075 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. 31505 which was issued covering payment in the amount of \$ 5.25 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk
Encl. ...

31075

April 3, 1963

Re: Application for Permit

Orvill L. McLean
Route #1
Murtaugh, Idaho

Dear Mr. McLean:

Returned is your Permit No. 26997. The permit was cancelled October 22, 1962 and is no longer of value.

Your application for a renewal permit will be processed.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

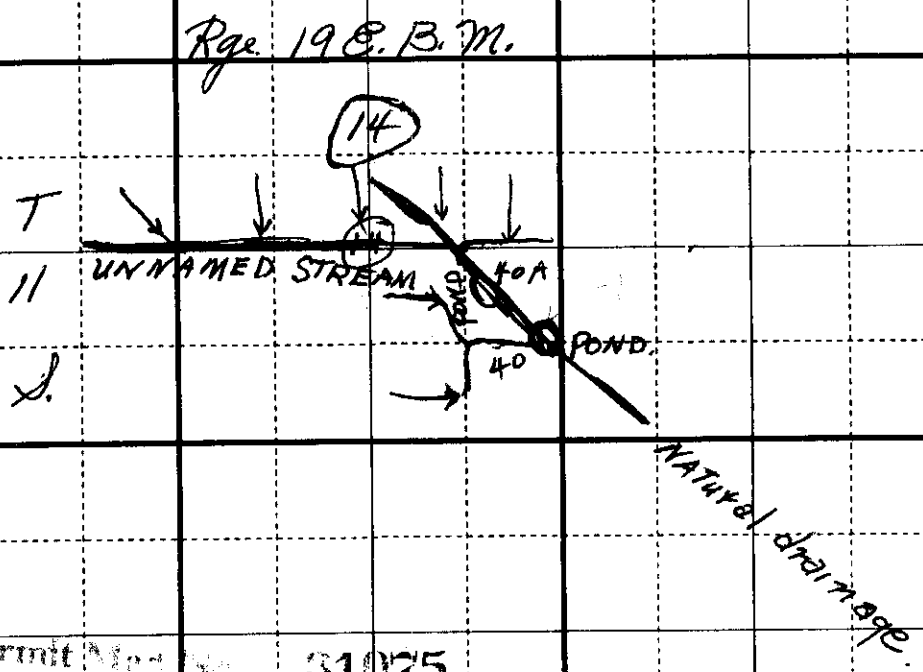
RT:ew

Enc. permit No. 26997

31075

NAME OF APPLICANT ORVILLE L. MCLEAN

Form No. 0



Permit No. 31075
As Applied to
CIVIL ENGINEERING
and Surveying

NOTE

2nd envelope.

I am enclosing the run-out permit thought it might help with the records.

Also have omitted Pauline's name as she is not with me anymore. Other-wise it is the same drainage only more completely drawn

31075

Murtaugh, Idaho
3 - 29 - 63

Department of Reclamation Bureau of Reclamation
Boise Idaho

Dear Sirs:

I am returning this permit to have it re-noved
but wondered if I should have to?
it says I have six (6) additional years , to July 1968
I had my ponds completed two years ago but just have not
been able to buy the pumps and pipe... I plan now to have
it all installed and pumping water yet this month.
I am sending an application for a re-novel in another
envelope, but hoped this one may still be good

Yours Truly



Orvill McLean
R I Murtaugh, Idaho

31075