

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

Ruth Schenck, being first

uly sworn, deposes and says that she is the
Bookkeeper of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
he paper is of general circulation therein.
Deponent further states that the printed no-
ice attached hereto was duly published
according to law in the regular editions of

the South Idaho Press for 2

consecutive weeks, commencing with the issue

dated April 4 1968, and ending

with the issue dated April 11, 1968.

Ruth Schenck

Subscribed and sworn to before me

this 16th day of May

1968.

Edith Raustadt Notary Public

Cost of Publication \$4.35

Notary Fee

Total Cost

My commission expires October 23, 1971

RECEIVED

MAY 17 1968

Department of Reclamation



**NOTICE OF APPLICATION
FOR WATER**

Notice is hereby given that Orval and Geraldine Searle, Route #3, Box 184, Burley, Idaho 83318 has on March 19, 1968 applied for permit to divert 3.0 cubic feet per second of water from a subterranean source under application No. 45 7028. Water will be diverted by a well pump and gravity irrigation within the SE 1/4, sec. 28, T. 12 S., R. 24 E., B. M., Cassia County and is to be used from April 1 to October 31 for irrigation and from January 1 to December 31 for stock water in the NE 1/4, E 1/4, sec. 29, T. 12 S., R. 24 E., B. M.

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

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the South Idaho Press, Burley, Idaho on April 4 and April 11.
No. 2 — publish April 4 and 11, 1968.

45 7028

W submitted 5-20-68

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
TATE OF IDAHO) ss.

Ruth Lehmann, being first

duly sworn, deposes and says that she is the

Bookkeeper of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

The South Idaho Press for 2

consecutive weeks, commencing with the issue

dated April 4 1968, and ending

with the issue dated April 11, 1968.

Ruth Lehmann

Subscribed and sworn to before me

this 9th day of May

1968.

Edith Raustadt Notary Public

Cost of Publication

Notary Fee

Total Cost

My commission expires October 25, 1971

RECEIVED

MAY 10 1968

Department of Reclamation

NOTICE OF APPLICATION FOR WATER
Notice is hereby given that Orval and Geraldine Searle, Route #3, Box 164, Burley, Idaho 83318 has on March 19, 1968 applied for permit to divert 1000 cubic feet per second of water from a subterranean source under application No. 45-7028. Water will be diverted by a well, pump, and gravity irrigation within the SE 1/4, sec 29, T. 11 S., R. 24 E., B. M., Cassia County and is to be used from April 1 to October 31 for irrigation and from January 1 to December 31 for stock water in the NE 1/4, E 1/4, sec 29, T. 11 S., R. 24 E., B. M.
Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.
R. KEITH HENDERSON
State Reclamation Engineer
Published in the South Idaho Press, Burley, Idaho on April 4 and April 11.
No. 2 — publish April 4 and 11, 1968.

dup.

45 7028

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)
Marge Barendregt, being first
ly sworn, deposes and says that...he is the
Cherk of the South Idaho
ss, a daily newspaper published at Bur-
Idaho, in the county aforesaid and that
paper is of general circulation therein.
ponent further states that the printed no-
attached hereto was duly published
ording to law in the regular editions of

South Idaho Press for two (2)
secutive weeks, commencing with the issue
ed Jan 23 1986, and ending
the issue dated Jan 30, 1986
Marge Barendregt

Subscribed and sworn to before me
this 31st day of Jan
1986

Notary Public
of Publication 29.04

ry Fee .50
Cost 29.54

86-24

NOTICE OF PROPOSED CHANGE OF WATER RIGHT No. 45-7028

Notice is hereby given that Orval M. &/or
Scott O. Searle of Burley, Idaho have applied to
the Department of Water Resources to add a
diversion point of a right from groundwater
source. The right sought to be changed is
evidence by License No.45-7028 and is record-
ed as follows:

Amount: 3.0 cfs - 600 acre feet

Priority: March 19, 1968

Point of Diversion: SESE, Sec. 29, T11S, R24E,
B.M., Cassia County

The water is used for irrigation of 150 acres
from April 1 to October 31 within E1/2NE1/4,
SWNE, E1/2SE1/4, Sec. 29, T11S, R24E
TO BE CHANGED AS FOLLOWS:

Amount: 3.0 cfs - 600 acre feet

Point of Diversion: SESE, SWSE, Sec. 29, T11S,
R24E Cassia County

Place of Use: No change

Any protest against approval of the proposed
change of the right described above must be fil-
ed with the Idaho Department of Water
Resources, 1041 Blue Lakes Blvd. North, Twin
Falls, Idaho, 83301 on or before February 10,
1986.

A. Kenneth Dunn

Director

Published in the South Idaho Press January 23
and 30, 1986.

ob margo
RECEIVED
FEB 5 1986
Department of Water Resources
Southern District Office

Transfer No. 3239

Water Right No. 45-7028

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Orval M. &/or Scott O. Searle Phone 654-2429
Post Office address Route #3, Box 3326, Burley, ID 83318

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____ (Name of court)
 - b. License No. 45-7028 issued by the Idaho Department of Water Resources
 - c. Claim No. _____ on file with the Idaho Department of Water Resources
2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired _____

3. Source of water Groundwater tributary to _____
4. Date of priority 3-19-1968

5. Water is used for the following purposes:
- amount 3.0 cfs for Irrigation purposes from Apr 1 to Oct 31
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)

6. Total amount of water under right: a. 3.0 cubic feet per second
&/or
b. 600 acre feet per annum
7. Location of original point of diversion is SE 1/4 of SE 1/4 of Section 29
Township 11S Range 24E, B.M., in Cassia County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	24E	29	24		10	39									39			38	150

Total number of acres to be irrigated 150

9. Describe any other water rights used for the same purpose as described above _____
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

APPROVED

MICROFILMED

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. 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	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information
- a. Amount of water to be diverted 3.0 c.f.s. &/or 600 acre feet
- b. Description of diverting works Two existing wells & pumps
- c. Describe the reasons for the proposed changes Tie both wells together for better water management
2. Change in point of diversion
- Point of diversion SE 1/4 SE 1/4, Section 29 Township 11S
Range 24E, B.M., Cassia County
Additional points SW 1/4 SE 1/4 Sec. 29 T. 11S R. 24E
3. Change in place of use: No Change
- a. 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 change.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

c. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

4. Describe any other water rights used for the same purpose as described above. _____
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

The map grid shows a 10x10 section of land. Township 11S is labeled in the center, and Range 34E is labeled to the right. A curved line indicates a diversion point, with two points marked 'PD' (Point of Diversion) below it.

SCALE: 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

MICROFILMED

D. REMARKS

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 willfull misrepresentations made in this application may result in voiding its approval.

Paul M. Seale
(Signature of Applicant)

Subscribed and sworn to before me this 8 day of January, 19 86

Loren O. Halmer
(Notary Public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 45-7028
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 25th day of February, 19 86

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>JS</u>	Date <u>1-8-86</u>	Protest filed by <u>None</u>
Prelim. check by <u>ADM</u>	Fee <u>\$50.</u>	
Receipted by <u>JS</u>	Date <u>1-8-86</u> # <u>40005</u>	
Published in <u>South Idaho Press</u>		Copies of protest forwarded by _____
Pub. dates <u>1/23 & 1/30/86</u>		Hearing held by _____ Date _____
Watermaster recommendation requested on <u>N/A</u>		Recommended for <u>approval</u> denial
_____ rec'd.		by <u>ADM</u>

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 45-7028 Priority March 19, 1968 Amount 3.0 cfs

THIS IS TO CERTIFY, that ORVAL & GERALDINE SEARLE
of Burley, Idaho, have, ~~has~~ complied with the terms and conditions of Permit
No. 45-7028 issued pursuant to Application for Permit dated March 19, 1968,
and has submitted proof to the Department of Water Administration on June 29, 1970,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 3.82 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 3.0 cfs for Irrigation from April 1 to Oct. 31 (both dates inclusive)

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

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

Subject, however, to the condition that no more than 3.0 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29, Twp. 11 S, Rge. 24 E, B.M.

in the county of Cassia; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 600 acre feet per year or _____
4.0 acre feet per acre.

Description and location of place of use:

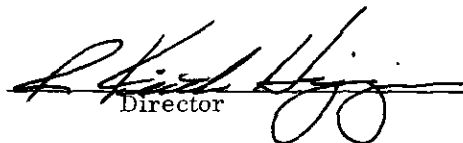
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
11 S	24 E	29	24		10	39									39			38	150

Total number of acres irrigated 150

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 10 day of
September, 19 73.


Director

45 7028

Identification No. 45-7028
Application No. 42378

STATE OF IDAHO

LIC. USE ISSUED FOR 3.0 SEC. FT. DEPARTMENT OF RECLAMATION
LICENSE PAG. NO. _____ APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant Orval and Geraldine Searle
post office address Route # 3, Box 184, Burley, Idaho 83318
2. Source of water supply Subterranean which is a tributary of N. A.
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 29 Township 11 S
Range 24 E B.M. Cassia County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in NE $\frac{1}{4}$
of NE $\frac{1}{4}$ of Section 29 Township 11 S Range 24 E B.M.
4. Quantity to be appropriated:
a. 3.0 cubic feet per second and/or
b. _____ acre feet per annum will be stored.
5. Water will be used for the following purposes:
Irrigation purpose from April 1 to October 31 (both dates inclusive)
Stock Water purpose from January 1 to December 31 (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Electric pump, gravity irrigation

b. Height of storage dam _____ feet; active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet; materials used in storage dam: _____

(presently unknown; possibly:)
c. Proposed well diameter is 16 inches; proposed depth of well is 350 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is -5- (allow 2 years only) years.
b. Estimated construction cost is \$ 17,000.00 to \$ 20,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:

$E\frac{1}{2}$	$E\frac{1}{2}$
SW	NE

(1) Give the place of use of water: NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 29 Township 11 S
Range 24 E B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 150 head of beef

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

Total number of acres to be irrigated 150

c. Describe any other water rights used for the same purposes None

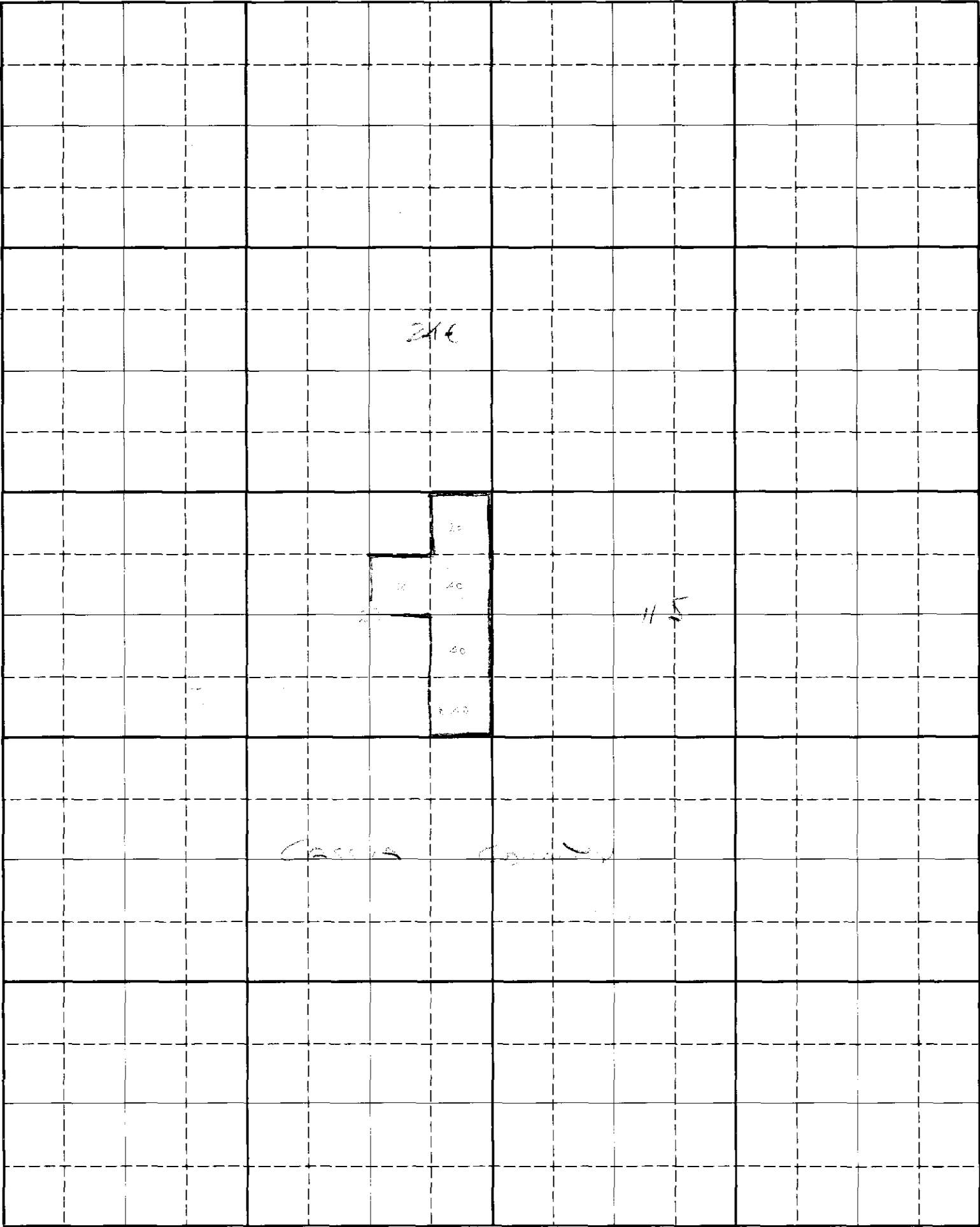
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

11. Map of proposed project:



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Orval M. Seale
(Applicant)

Received by DR Date 3-19-68 Time 2:00 PM

Preliminary check by DR Fee \$ 30.00

Receipted by ef Date 3-19-68

Publication prepared by KS Date 3-29-68

Published in Star of Idaho

Publication dates 4-4-68

Publication approved EL Date 4-2-68

Priority reduced to _____ Reason _____

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by AKC

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 45-7028, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 19 70.
- Other: The applicant shall permanently install a measuring device of a type approved by the department as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 10 day of June 19 68.

R. Kirk Higgins
State Reclamation Engineer

Identification No. _____

Permit No. _____

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

1. a) Name of Permit Holder Orval M. Searle and Geraldine Searle
b) Post Office Address Route 3, Box 184, Burley, Idaho 83318
2. Permit Number 45-7028
3. Date of Priority that you are prepared to establish March, 1968
4. a) Source from which water was appropriated _____
b) Location of the point of diversion: SE 1/4 SE 1/4, Section 29
Township 11 S, Range 24 East Boise Meridian, Other points of diversion: none
5. a) The amount of water and use to which the water has been applied:
amount 3 cfs for irrigation purposes from April 1 to October incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 3 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Flow measured by Burdell Curtis, manager of Burley Irrigation District by a trapezoidal flume
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: Water is delivered from subterranean well into concrete ditches that carry water to place of use.
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Subterranean well; the well is 405 ft. deep, water stands at 355 feet; pump in the well has 200 h.p. motor; 20" well casing, casing runs 283 ft into the well
✓ b) Describe the type and size of measuring device which you have installed at your point of diversion: Trapezoidal flume; the sige is a measurement on a 7 cfs flow
c) Give well drillers name and address and date the well was completed Vearl Chesley, Burley, Idaho, well completed Sept. 2, 1968

*Hand typed
7-17-70*

45-7028

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Nothing

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
11 S	24	29	20		10	40									40			40	150

Total number of acres irrigated 150 ✓

10. Remarks:

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

June 24, 1970 (Date) Orval M Seale ✓ (Signature)

State of Idaho)
County of Cassia) ss.

On this 24th day of June, 19 70, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Harold Nielson
Notary Public residing at Burley, Idaho

My commission expires May 12, 1974



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

February 26, 1986

RE: Transfer of Water Right No. 45-7028

Orval M. &/or Scott O. Searle
Rt. 3, Box 3326
Burley, ID 83318

Gentlemen:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3239).

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED
FEB 27 1986
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 45-7028

Notice is hereby given that Orval M. &/or Scott O. Searle of Burley, Idaho have applied to the Department of Water Resources to add a diversion point of a right from groundwater source. The right sought to be changed is evidence by License No. 45-7028 and is recorded as follows:

Amount: 3.0 cfs 600 acre feet

Priority: March 19, 1968

Point of Diversion: SESE, Sec. 29, T11S, R24E, B.M., Cassia County

The water is used for irrigation of 150 acres from April 1 to October 31 within E1/2NE1/4, SWNE, E1/2SE1/4, Sec. 29, T11S, R24E

TO BE CHANGED AS FOLLOWS:

Amount: 3.0 cfs 600 acre feet

Point of Diversion: SESE, SWSE, Sec. 29, T11S, R24E Cassia County

Place of Use: No change

Any protest against approval of the proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before February 10, 1986.

A. Kenneth Dunn
Director

Published in South Idaho Press January 23 and 30, 1986.

RECORDED

OK
DA

86-24

**NOTICE OF PROPOSED CHANGE OF
WATER RIGHT
No. 45-7028**

Notice is hereby given that Orval M. &/or Scott O. Searle of Burley, Idaho have applied to the Department of Water Resources to add a diversion point of a right from groundwater source. The right sought to be changed is evidence by License No. 45-7028 and is recorded as follows:

Amount: 3.0 cfs - 600 acre feet

Priority: March 19, 1968

Point of Diversion: SESE, Sec. 29, T11S, R24E, B.M., Cassia County

The water is used for irrigation of 150 acres from April 1 to October 31 within E1/2NE1/4, SWNE, E1/2SE1/4, Sec. 29, T11S, R24E

TO BE CHANGED AS FOLLOWS:

Amount: 3.0 cfs - 600 acre feet

Point of Diversion: SESE, SWSE, Sec. 29, T11S, R24E Cassia County

Place of Use: No change

Any protest against approval of the proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before February 10, 1986.

A. Kenneth Dunn

Director

Published in the South Idaho Press January 23 and 30, 1986.

*ad
made
1/22/86*



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

January 15, 1986

South Idaho Press
Box 190
Burley, Idaho 83318

Gentlemen:

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

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

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary A. Newby
Sec/Office Coord.

Encl:

RECEIVED
JAN 16 1986
TWIN FALLS, IDAHO

September 11, 1973

Re: Permit No. 45-7028

Orval & Geraldine Searle
Route 3, Box 184
Burley, Idaho 83318

Dear Mr. & Mrs. Searle:

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

bjg

Enclosure

45 7028

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215

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

August 21, 1973

Orval & Geraldine Searle
Route #3, Box 184
Burley, Idaho 83318

Dear Mr. & Mrs. Searle:

A representative of this Department has made an examination of the works covered by your Permit No. 45-7028 and has found the following:

Quantity of water diverted: 3.82 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 3.0 cfs

The maximum quantity diverted shall not exceed 600 acre feet per year.

Beneficial use: Irrigation of 150 acres within the NE1/4NE1/4, S1/2NE1/4, E1/2SE1/4 Sec. 29, Twp. 11 S, Rge. 24 E, B.M.

Point of diversion: SE1/4SE1/4 Sec. 29, Twp. 11 S, Rge. 24 E, B.M.

Priority date established: March 19, 1968

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

You should be aware that any ground water development after March 25, 1963 must be by means of a valid permit. Our field report indicates that you are irrigating an additional 64 acres from this well not covered under the permit. Please review the matter and if you do not have another permit, please file an application before the next irrigation season. We have enclosed a partially completed application for your consideration.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

45 7028

Enclosure: Application with instructions

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

Permit No. 45-7028

This proof is for b/u In Water District No.

1. Name of applicant Orval & Geraldine Searle, Route 3, Box 184, Burley, Idaho
2. Source of water supply: ground water
3. Location of point of diversion: Is in the SE1SE1 of Section 29
T. 11S R. 24E County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same: well - 405' deep; water stands at 355'; pump in well has 200 HP motor; 20" well casing; casing runs 283' into the well U.S. meters Helioshaft 200 HP ser. no. HJ 141 8652 Lape Bunker pump model 14PL ser. no. D21365 1800 Gpm @ 360' 10" discharge 6' to open cement ditch.
5. Water is used for: irrigation
6. State whether or not water has been turned into works of diversion: Yes

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

T. 11 S., R. 24 E., Sec. 29 E1NE1, SW1NE1, E1SE1, NW1NE1 150 acres

150 TOTAL

Measured 3.82 cfs by means of an installed trapezoidal flume.

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

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

Remarks: check use of the water

Installed trapezoidal flume in detail. Water is taken under the high line canal in a round 12" pipe for land above the canal and away from the pump. The Searle accompanied this exam. He is Orval's brother.

This examination was made on the 15 day of Sept, 1970

(Signed)

Fred E. Smith

Examiner

45 7025

mjl
9-22-70

SGS : Burley
ASCS : Burley

Permit No. 45-7028 - Orval and Geraldine Searle

Examination for b/u

County Cassia

Quantity: (permit) 3.0 cfs (proof) same
Sec. 29 T. 118 R. 24E

Source: ground water

P.D.: SE1/4SE1/4

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: 3-19-68

MADE: 6-29-70

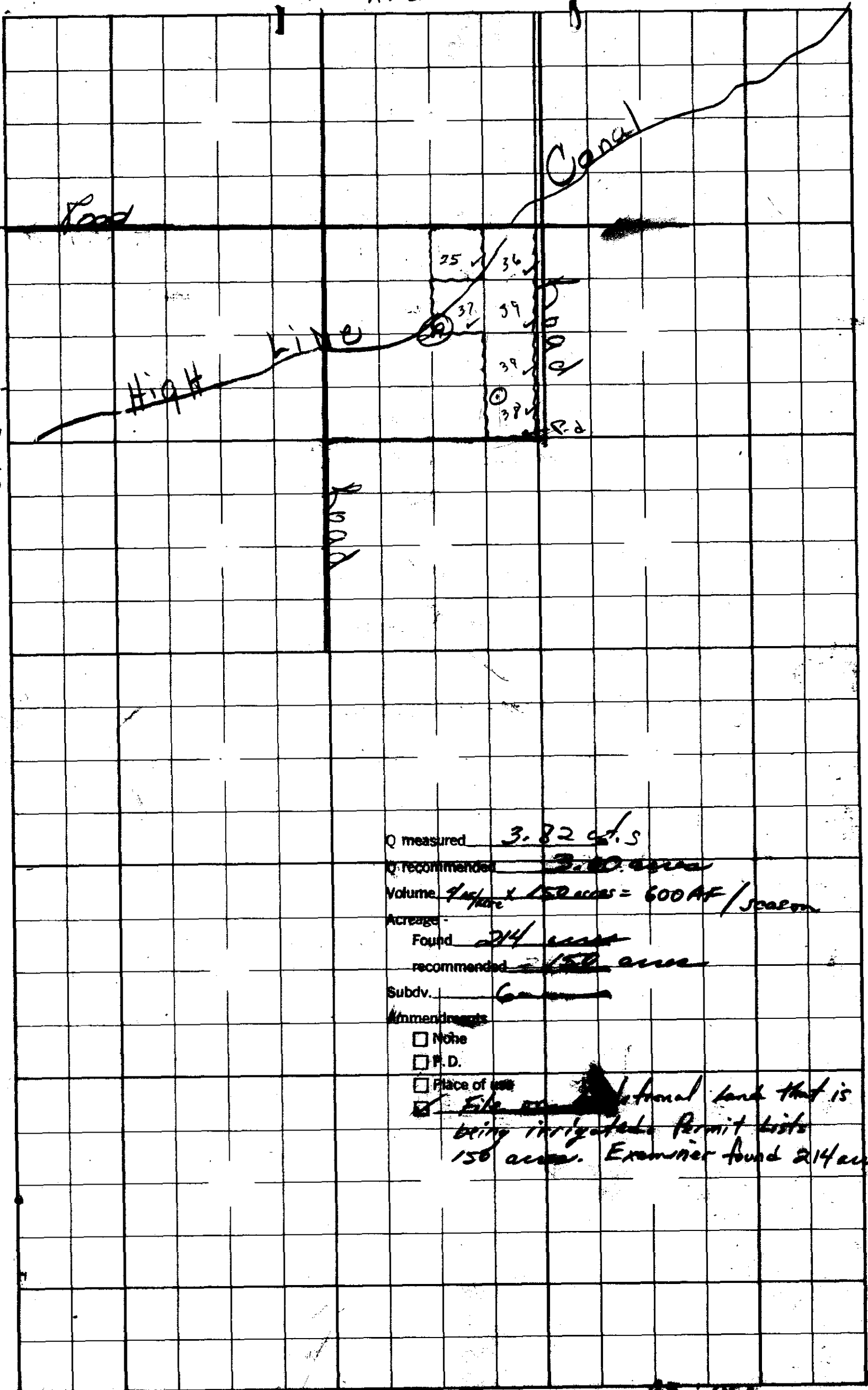
Due: 7-1-70

PRIORITY: 3-19-68

INSTRUCTIONS TO EXAMINERS

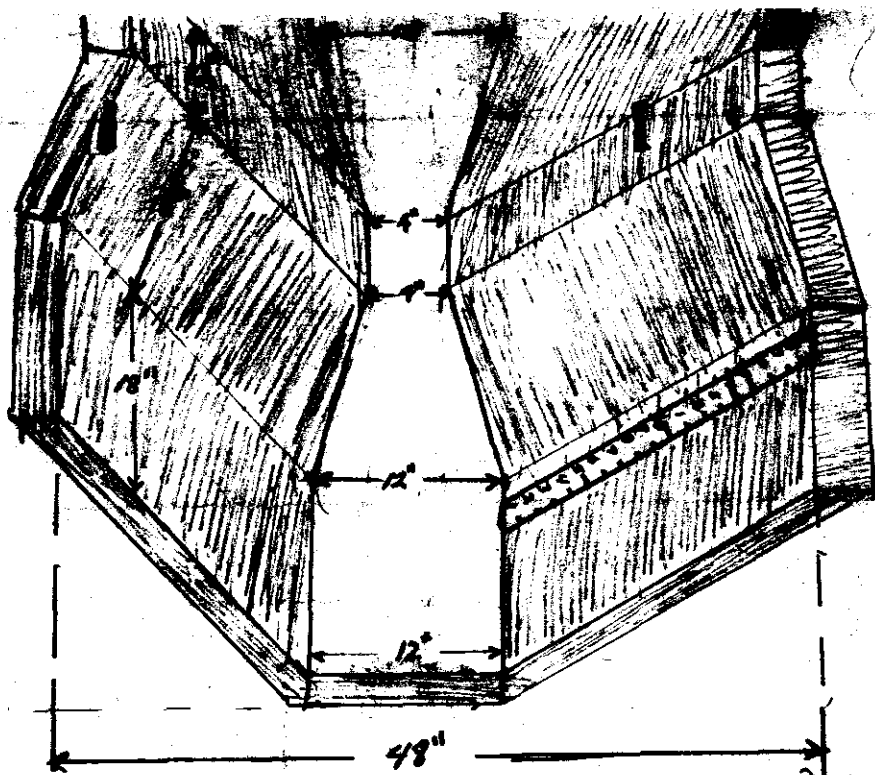
1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the 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.
-

R. 24E



Q measured 3.82 c.f.s
Q recommended 3.00 c.f.s
Volume 4 in/sec x 150 acres = 600 AF/sec
Acreage -
Found 214 acres
recommended 150 acres
Subdv. Common
Comments
☐ None
☐ F. D.
☐ Place of use
☒ File on National land that is being irrigated. Permit lists 150 acres. Examiner found 214 acres.

Form 2364
2M-4-65

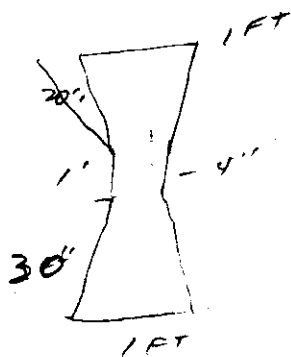


STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 45-7028

REPORT ON PROOF OF R/U - Orval and Geraldine Searle



Reading 1.3745 7028

21

used ~~value~~ for 0.4"
trapezoidal flange used

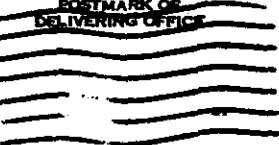
INSTRUCTIONS TO DELIVERING EMPLOYEE
☐ Show to whom, date, and address where delivered ☐ Deliver ONLY to addressee
(Additional charges required for these services)

RECEIPT
Received the numbered article described below.

REGISTERED NO.	1 2 3	SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
CERTIFIED NO. 21840		SIGNATURE OF ADDRESSEE'S AGENT, IF ANY
INSURED NO.		
DATE DELIVERED 5-2-70		SHOW WHEN DELIVERED (only if requested)

45-7028

45-10-71540-10 GPO

POST OFFICE DEPARTMENT OFFICIAL BUSINESS		PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300	
45-18-7148-10 Pop Form 3811 Apr. 1967			
	INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.		RETURN TO
NAME OF SENDER		Department of Reclamation	
STREET AND NO. OR P.O. BOX		Annex # 2 Statehouse	
POST OFFICE, STATE, AND ZIP CODE		Boise, Idaho 83707	

July 6, 1970

C
O
P
Y
Re: Permit No. 45-7028

Orval and Geraldine Searle
Route 3, Box 184
Burley, Idaho 83318

Dear Mr. & Mrs. Searle:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit 45-7028.

Before a license 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 examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than you should be contacted by the examiner, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

cc: Mr. Norman H. Nielson
P.O. Box 367
Burley, Idaho

45-7028

DECEMBER 1970

NIELSON, NIELSON & NIELSON

ATTORNEYS AND COUNSELORS AT LAW

P. O. BOX 367

BURLEY, IDAHO 83318

June 26, 1970

ADONIS H. NIELSON
NORMAN H. NIELSON
GORDON S. NIELSON

AREA CODE 208
TELEPHONE 678-5574

Mr. R. Keith Higginson, Director
Idaho Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Re: Permit No. 45-7028

Dear Mr. Higginson:

Enclosed you will find a Proof of Application of Water
to Beneficial Use of Orval Searle and Geraldine Searle.
Please process the same.

Very truly yours,

NIELSON, NIELSON & NIELSON

By: *Norman H. Nielson*
M.

NHN:mm
Enc.

45-7028

May 1, 1970

Re: Permit No. 45-7028

Orval and Geraldine Searle
Route 3, Box 184
Burley, Idaho 83318

Dear Mr. & Mrs. Searle:

One of the conditions of the approval of your permit no. 45-7028 was that proof of application of the water to beneficial use be submitted to this office on or before July 1, 1970.

Enclosed is an affidavit form which must be used to submit this proof. You may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code Amended.

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

R. Keith Higgins

State Reclamation Engineer

Enc: Proof form
dr

CERTIFIED MAIL

#21840

45-7028

RECEIVED

REPORT OF WELL DRILLER
State of Idaho

AUG 22 1968

Department of Reclamation

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name ORVAL SEARLE
Address RT. 2 BURLEY, Idaho

Owner's Permit No. 15-7028

NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: IRRIGATION

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Aug ☐ Other ☐

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☒

20" Diam. from 41 ft. to 282 ft.

"Diam. from _____ ft. to _____ ft.

"Diam. from _____ ft. to _____ ft.

"Diam. from _____ ft. to _____ ft.

Thickness of casing: 250 Material:

Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☐ No ☒ Type of perforator used:

Size of perforations: _____" by _____"

perforations from _____ ft. to _____ ft.

perforations from _____ ft. to _____ ft.

perforations from _____ ft. to _____ ft.

perforations from _____ ft. to _____ ft.

WAS SCREEN INSTALLED? Yes ☐ No ☐

Manufacturer's name _____

Type _____ Model No. _____

Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

CONSTRUCTION: Well gravel packed? Yes ☐

No. ☐ size of gravel _____ Gravel

placed from _____ ft. to _____ ft. Surface seal

provided? Yes ☒ No ☐ To what depth?

100 ft. Material used in seal: CLAY

Did any strata contain unusable water? Yes ☐

No. ☒ Type of water:

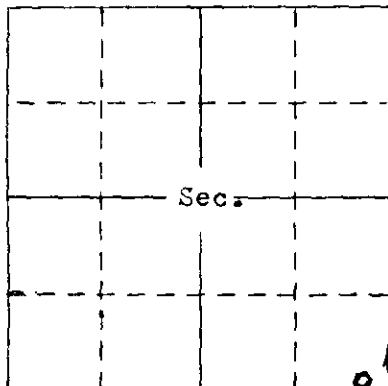
Depth of strata _____ ft. Method of sealing

strata off: _____

Surface casing used? Yes ☐ No. ☐

Cemented in place? Yes ☐ No ☐

Locate well in section



LOCATION OF WELL: County Cassia

SE & SE Sec. 29 T. 11 S. R. 24 E.

Size of drilled hole: 20" Total
depth of well: 405 Standing water
level below ground: 355 Temp.
Fahr. _____ ° Test delivery: 2000 gpm
or _____ cfs Pump? ☐ Bail ☐

Size of pump and motor used to make test:

Turn G M C Diesel

Length of time of test: 2 Hrs. Min.

Drawdown: 2 ft. Artesian pressure: ft.

above land surface _____ Give flow _____ cfs

or _____ gpm. Shutoff pressure:

Controlled by: Valve ☐ Cap ☐ Plug ☐

No control ☐ Does well leak around casing?

Yes ☐ No ☐

DEPTH		MATERIAL	WATER YES OR NO
FROM	TO		
FEET	FEET		
0	10	SOIL	
10	30	HARD PAN	
30	170	BROWN SANDY CLAY	NO
170	182	PACT GRAVEL + CLAY	NO
182	190	HARD PAN	
190	200	SOFT BROWN CLAY	
200	220	SANDY CLAY	SEEPAGE
220	250	TOUGH GRAY CLAY	NO
250	272	CLAY SOME GRAVEL	NO
272	282	BROWN CLAY	NO
282	300	GRAY HARD LAVA CREVICES	NO
300	304	BROWNISH BLACK quite loose	NO
304	357	HARD GRAY CREVICES	NO
357	367	BROWN - LOOSE	YES
367	381	BLACK	YES
381	392	Red	YES
392	395	BLACK quite solid	?
395	405	CREVICES	YES

Work started: 16 July 1968
Work finished: 15 August 1968

Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.

Name: CHESTLEY DRILLING CO

Address: BURLEY, Idaho

Signed by: Ken Chesley

License No. 3 Date: 20 August 68

Use other side for additional remarks

15-7028

copy for

PLEASE DETACH AND RETAIN THIS VOUCHER. IT IS THE ONLY RECORD YOU WILL RECEIVE.

DATE	DESCRIPTION	TOTAL	DEDUCTIONS	REMITTANCE
5/15/68	Refund of check paid for legal published, as per request of State Dept. of Reclamation.			

June 17, 1968

Re: Permit 45-7028

Orval & Geraldine Searle
Route # 3, Box 184
Burley, Idaho 83318

Dear Mr. & Mrs. Searle:

We enclose a copy of your approved application for permit 45-7028 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kd

Enclosures: Copy of application
Receipt No. 671 for \$30.00

45 7028

Form 4

RECEIVED

MAY 21 1968

Department of Reclamation

Burley, Idaho
May 20, 1968

Dept. of Reclamation
07 St. House

Boise, Idaho 83701

Mr. McElowney;

Enclosed is the voucher torn from the
check paid as refund to us for payment
of publication of a legal notice.

This is in reference to Application #45-7028
and your letter dated May 13, 1968.

Thank you for your courtesy in this
matter.

Sincerely,
Orval and Geraldine Searl
Route 3 Box 184
Burley, Idaho
83318

May 13, 1968

C
Re: Application No. 45-7028

O
Orval and Geraldine Searle
Route #3, Box 184
Burley, Idaho 83318

Dear Mr. Searle:

P
Enclosed is a copy of our letter of May 13, 1968 to the South Idaho Press, successor to the World of Idaho. The legal notice of publication for the above referenced application was to be paid by the Department of Reclamation.

As soon as the newspaper has reimbursed your expense, please notify us so that we may proceed with the payment of their bill.

Very truly yours,

Y
Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Copy of letter to newspaper

45 7028

May 13, 1968

Re: Application No. 45-7028
Orval and Geraldine Searle

South Idaho Press
Burley,
Idaho

Gentlemen:

Enclosed is a copy of our transmittal letter on the above referenced application legal notice. As you will note, the instructions state that the Department of Reclamation will pay for the advertisement. Inasmuch as you have billed the applicant and he has paid the publication bill, you are requested to reimburse Mr. Searle and bill the Department of Reclamation.

Please be advised as indicated in our transmittal letter, in order to collect the funds due from the department, your bill of publication must be certified.

Your prompt attention to this matter is appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:kw

Enclosure: Copy of transmittal letter

45 7028

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

May 8, 1968

Re: Application for Permit No. 45-7028
Orval and Geraldine Searle

The World of Idaho
Burley,
Idaho

Gentlemen:

As of this date we have not received the affidavit or the bill of publication for the above referenced application. We are enclosing a copy of our transmittal letter to clarify our previous instructions.

Please contact us if we may be of assistance.

Very truly yours,

A handwritten signature in cursive script that reads "Donald W. McEldowney".

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Copy of transmittal letter

Dear Sir:

Attached is copy of affidavit for the Orval and Geraldine Searle application for permit No. 45-7028. Cost of legal publication has already been paid by Orval Searle, and he has a copy of the affidavit of publication. If more is needed on this application, please let us know.

South Idaho Press
(successor to The World of Idaho)

by *Edith Raustadt*

45 7028

May 8, 1968

Re: Application for Permit No. 45-7028
Orval and Geraldine Searle

The World of Idaho
Burley,
Idaho

Gentlemen:

As of this date we have not received the affidavit or the bill of publication for the above referenced application. We are enclosing a copy of our transmittal letter to clarify our previous instructions.

Please contact us if we may be of assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Copy of transmittal letter

45 7028

**NOTICE OF APPLICATION
FOR WATER**

Notice is hereby given that Orval and Geraldine Searle, Route #2, Box 184, Burley, Idaho 83218 has on March 19, 1968 applied for permit to divert 3.0 cubic feet per second of water from a subterranean source under application No. 457023. Water will be diverted by a well, pump, and gravity irrigation within the SE 1/4, sec. 29, T. 11 S., R. 24 E., B. M., Cassia County and is to be used from April 1 to October 31 for irrigation and from January 1 to December 31 for stock water in the NE 1/4, E 1/4 SE 1/4, sec. 29, T. 11 S., R. 24 E., B. M.

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

R. KEITH HIGGINSON

State Reclamation Engineer
Published in the South Idaho
Press, Burley, Idaho on April 4
and April 11.
No. 2 — publish April 4 and 11,
1968.

March 29, 1968

M/C

Re: Application No. 45-7028
Orval and Geraldine Searle

The World of Idaho
Burley,
Idaho 83318

Gentlemen:

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

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

An affidavit of publication must be submitted to the Department of Reclamation, along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of same has been paid.

(Do not sign letter)

Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: legal notice

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Orval and Geraldine Searle, Route #3,
Box 184, Burley, Idaho 83318 has on March 19, 1968
applied for permit to divert ~~water~~ 3.0 cubic feet per second ~~amount~~
of water from a subterranean source
under application No. 45-7028. Water will be diverted by a well,
pump, and gravity irrigation within the SE1/4, sec. 29, T. 11 S, R.
24 E, B.M., Cassia County
and is to be used from April 1 to October 31 for irrigation and from
January 1 to December 31 for stock water
in the NE1/4, E1/4SE1/4, sec. 29, T. 11 S, R. 24 E, B.M.

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

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the World of Idaho, Burley, Idaho,
on April 4 and April 11.

lf