

45-02508

State of Idaho

License and Certificate of Water Right

Water License No. G-26071

Amount 2.02 c.f.s.

Water District No. _____

Priority Nov. 4, 1955

THIS IS TO CERTIFY that **W. WAYNE NEWCOMB**
of **Declo, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **November 4**, 19**55**; that Permit No. **G-26071**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.02 second feet, was issued thereunder on **October 24**, 19**63**, showing that said works
were completed on the **24th** day of **March**, 19**61**; and that on the **24th**
day of **March**, 19**61**,

W. WAYNE NEWCOMB

of **Declo**, State of **Idaho**, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of **a well**
, a tributary of **subterranean flow**, for the purpose of **irrigation**
, under Use Permit No. **G-26071** of the **Department of Reclamation**
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page **7766**, on the **24** day of **October**, 19**63**;

The right hereby confirmed dates from **November 4**, 19**55**;

The Point of Diversion is located

in the **SE 1/4 NW 1/4**, Sec. **8**, Tp. **10 S**, R. **25 E.**, **B. M. Cassia** County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed **2.02** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 S.	25 E.	7 8	SE 1/4 NE 1/4	40	33
			NW 1/4 NE 1/4	40	39
			SW 1/4 NE 1/4	40	33
			NE 1/4 NW 1/4	40	39
			NW 1/4 NW 1/4	40	39
			SW 1/4 NW 1/4	40	33
			SE 1/4 NW 1/4	40	33
			Total number of acres to be irrigated:		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
24th day of **October**, 19**63**.

RALPH W. THOMAS

State Reclamation Engineer.

(SEAL)

45 2508

45-2508

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 33932
Permit No. G- 26071
District No.

1. Name of Applicant: W. WAYNE NEWCOMB
Postoffice address: Declo County: Cassia State: Idaho
2. Quantity of water claimed: 200 Miner's inches
 - (a) Rate of withdrawal in cubic feet per second. 4 or Idaho
Miners' inches or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8
Twp. 10 S , Rge. 25 E , B.M., County of Cassia
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Drilled well to be cased and equipped with turbine type pump & motor. Distribution to be through sprinkler system.
8. Estimated cost of works: \$15,000.00
9. (a) Is reservoir to be used? No.
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (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) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

This application is to drill a well, install a sprinkler system and raise subterranean water to irrigate my deeded land. This land is of little value unless artificial irrigation can be furnished. In my opinion the raising of this water and distribution through a sprinkler system will most economically and efficiently put the land and water to its most beneficial use.

Remarks:

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

W. Wayne Newcomb Applicant.

By HARLEY M. McDOWELL Agent.

Date of first receipt at Department of Reclamation: 4:30 P.M. November 4, 1955

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-26071

Recorded in Book 92 Page 26071 Approved Nov. 22, 1955

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 January 22, 1956 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before May 22, 1958

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before November 22, 1960

Witness my hand this 22nd day of November, 1955

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and IRA H. MASTERS, 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 22nd day of November, 1955

Countersigned:

STATE OF IDAHO

(SEAL)

By ROBERT E. SMYLIE
Governor

By IRA H. MASTERS
By Paula L. Fleenor Secretary of State.
Deputy Secretary of State

12.

Twp.	Range	Sec.	NE¼	NW¼	SW¼	SE¼	Totals
			NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	
10 S	25 E	8		40	40 40 40 40		200
Application for Amendment POINT OF DIVERSION Permit No. G-26071							
Comes now W. WAYNE NEWCOMB and represents to the State Reclamation Engineer of the State of Idaho:							
That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-26071.							
That the point of diversion is described in said Permit as being located: NE¼SW¼, Section 8, T. 10 S., R. 25 E., Idaho.							
That he now requests that the point of diversion be changed to a point located: SE¼NW¼, Section 8, T. 10 S., R. 25 E., B. M.							
That the reason for desiring to make such change is as follows: More feasible well site.							
That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.							
Signed at Boise, Idaho, this 24 day of March, 1961							
s/ W. WAYNE NEWCOMB							
Date of Receipt at Department of Reclamation: March 28, 1961							
APPROVAL OF STATE RECLAMATION ENGINEER							
I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-26071. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.							
s/ GEO. N. CARTER State Reclamation Engineer							

Recorded: March 28, 1961

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, No. G-26071

Comes now W. WAYNE NEWCOMB and represents to the State Reclamation Engineer of the State of Idaho

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-26071, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 8; E $\frac{1}{2}$ NE $\frac{1}{4}$, Section 7, T. 10 S., R. 25 E., B. M., Idaho, making a total of 320 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, Idaho, this 24 day of March, 1961

s/ W. Wayne Newcomb.

Date of Receipt at office of Department of Reclamation: March 28, 1961

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-26071. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ GEO. N. CARTER
State Reclamation Engineer

Recorded: March 28, 1961

Permit No. G-26071
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that W. WAYNE NEWCOMB of Declo, County of Cassia, and State of Idaho, the holder of Permit No. G-26071, issued upon Application No. G-33932, bearing date of priority of November 4, 1955, authorizing the diversion of 4.0 second feet of waters of a well, County of Cassia, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.02 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8, T. 10 S., R. 25 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

249 acres in W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 8; SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, T. 10 S., R. 25 E., B. M.

Witness my hand this 24th day of October, A. D. 1963.

Proof of Completion of Works Made: March 24, 1961

s / RALPH W. THOMAS
Deputy State Reclamation Engineer

LICENSE ISSUED FOR 2.02 SEC. FT.

Page 7766

WATER RIGHT NUMBER 45-2508

OWNER LAST NAME - NEWCOMB FIRST NAME - W. WAYNE ORIG OWNER -
ADDRESS LINE 1 - ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - DECLO STATE - ID ZIP CODE - 83323
SOURCE - GROUNDWATER TRIBUTARY OF -
STAGE - LICENSE STATUS - PRIORITY - 11-04-1955 COUNTY - CASSIA TOTAL DIV. RATE - 2.0200 -CFS
TOTAL DIV. VOLUME - .00 AFA TRER/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - SENW 08 10S 25E LOT REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
FROM - TO - USE - IRRIGATION USE DIV. RATE - 2.0200 CFS USE DIV. VOLUME - .00 AFA
USE - IRRIGATION PLACE OF USE - TWN 10S RNG 25E SEC 07 TRACT SENE LOT AC 33
USE - IRRIGATION PLACE OF USE - TWN 10S RNG 25E SEC 08 TRACT NENE LOT AC 39 TRACT SWNE LOT AC 33
TRACT NENW LOT AC 39 TRACT NWNW LOT AC 39
TRACT SWNW LOT AC 33 TRACT SENW LOT AC 33
DATE - TOTAL ACRES 249
DECREE NAME -
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 26071
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

102 04/18/85

VERIFIED DDL

4/19/85

IDENT. NO. 45-2508

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

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 26071 145-2508
OTd No. New No.

Record

1. Original Owner: W. Wayne Newcomb

Present Owner: _____

2. Address:

3. City: Dubuque State: IO Zip: _____4. A. Source of Water: gw

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid): _____

C. Priority Date: 11-4-1955D. County: 31E. Total Diversion Rate: 2.02

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank): _____

H. Water District: _____

I. DLE/Carey Act (D,C or blank): _____

J. Right Basis (for adjudication claims A,B,C only): _____

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SE NW</u>	<u>8</u>	<u>10S</u>	<u>25E</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

7. Period of Use, Use, Diversion Rate/Volume:

from _____ to _____ for A purposes. Amount 2.02
(cfs or AC-Ft/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: *A*

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	
10S	25E	7				33													33
		8		39	33	33	39	39	33	33									216
																			<u>249</u>

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: *26071*

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

SKO 5-17-79

October 24, 1963

Re: Permit No. G-26071

W. Wayne Newcomb
Declo, Idaho

Dear Mr. Newcomb:

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

Also enclosed is departmental receipt No. G-8326, in the amount of \$19.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

G26071

August 8, 1963

RE: License No. 22007
Permit No. G-26071

W. Wayne Newcomb
Declc, Idaho

Dear Mr. Newcomb:

I wrote to you March 22, 1962 in regard to the above noted license and permit. We have no record of a reply.

You can remit the fee of \$19.00 for the certificates of water right for 2.02 cubic feet per second from a well in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8 to irrigate the W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 8; SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, T. 10 S., R. 25 E., S. .

The letter mentioned above suggested cancellation of certificates under 22007 and new certificates to be issued to cover the land in Sec. 8. That might not be quite right as the report on Permit 22007 does not include the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8 and the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec 7 as being irrigated and that land would not be covered unless we allowed 1.44 c.f.s. for 5 subdivisions under 22007, and 0.58 c.f.s. for 2 subdivisions under G-26071. The fees would be an extra \$10.00 under 22007 and \$9.00 under G-26071, same total as noted above.

Kindly remit the fees and show how you want to conclude this matter. Return the original Certificate of Completion of Works and License and Certificate of Water Right under Permit No. 22007 for cancellation if you wish to change those certificates.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

G26071

RWT:mr

March 20, 1962

RE: Permits No. G-26071, G-22350
License No. 22007

W. Wayne Newcomb
Declo, Idaho

Dear Mr. Newcomb:

The engineer's report dated April 13, 1956 on Permit No. 22007 shows the well in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, 130 feet west of the center of the SE $\frac{1}{4}$ of Section 5 produced 1.51 c.f.s. to irrigate 240 acres in the SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 5, and the well in the center between the E $\frac{1}{2}$ NW $\frac{1}{4}$ and W $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 8 produced 2.02 c.f.s. to irrigate 200 acres in the W $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8. The Water License issued shows only the land and well in Section 5.

Permit No. G-26071 shows the well in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8 to irrigate the NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 8; E $\frac{1}{2}$ NE $\frac{1}{4}$, Section 7. The engineer's report, dated May 15, 1961, shows the well near the center of the N $\frac{1}{2}$ of Section 8 as shown on the enclosed plat, and that it irrigated the land shown above. He could not make a report on the amount of water as there is a continuous main line with several other wells. He estimated that the seven laterals in use on the land were delivering about 1.3 c.f.s. or 65 inches of water. Your map indicates that this well is actually farther west than shown on the engineer's report.

Permit No. G-26071 was originally issued for a well near the center of the SW $\frac{1}{4}$ of Section 8 to irrigate the SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ of Section 8, and was amended in March 1961 to a well in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8 to irrigate the lands described above.

I believe that the omission of the well near the center of the N $\frac{1}{2}$ of Section 8 from showing in any of your licenses was discovered, and Permit No. G-26071 was amended to correct that omission.

G26071

You may choose one of two actions. We can cancel the certificates sent to you under Permit No. 22007 and include the well near the center of the N $\frac{1}{2}$ of Section 8 to irrigate the W $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8, and relinquish Permit No. G-26071 for a fee of \$10.00. Or we will leave the certificates of water right as written under Permit No. 22007 and issue certificates under Permit No. G-26071 for a well in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8 to irrigate the W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ of Section 8; SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7 for a fee of \$19.00. The amount of water from the well in Section 8 would be 2.02 c.f.s. in either case.

You have License No. 21503 to irrigate the N $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 7. That includes the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7.

Permit No. G-22350, Minidoka Farms Inc., c/o Vanness Anderson, is ready to license upon payment of fees to irrigate the S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ of Section 7, from a well in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7. That includes the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7. Our information is that the applicant had sold this land and was not interested in paying the fees. Possibly you own this land. Do you know whether there is a well in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7? Sometimes a field engineer gets lost if the permit holder is not available during inspection as happened in this case. This license can be issued to the present owner of the land if he sent this office an assignment from the Minidoka Farms, Inc. and paid the fees, a total of \$17.50 which includes the \$0.50 fee for recording the assignment, and if the land list included the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7, or \$15.50 with that 40-acre subdivision omitted.

This is rather confusing, however I hope that the sketch enclosed will make it clear. The red in Section 8 shows the portion missing under the Water License No. 22007. The black cross hatch in Section 8 and the E $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 7 shows lands under G-26701. The blue in Section 7 shows lands licensed and the red shows lands under the Minidoka Farms Inc. Permit No. G-22350. The blue in Section 8 shows the original Permit G-26071.

We will cooperate in any possible way to get this matter cleared and closed.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Deputy State Reclamation Engineer

RWT:mr

26071

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-26071

REPORT ON PROOF OF Completion of Works & Beneficial Use

W. Wayne Newcomb, Declo, Idaho

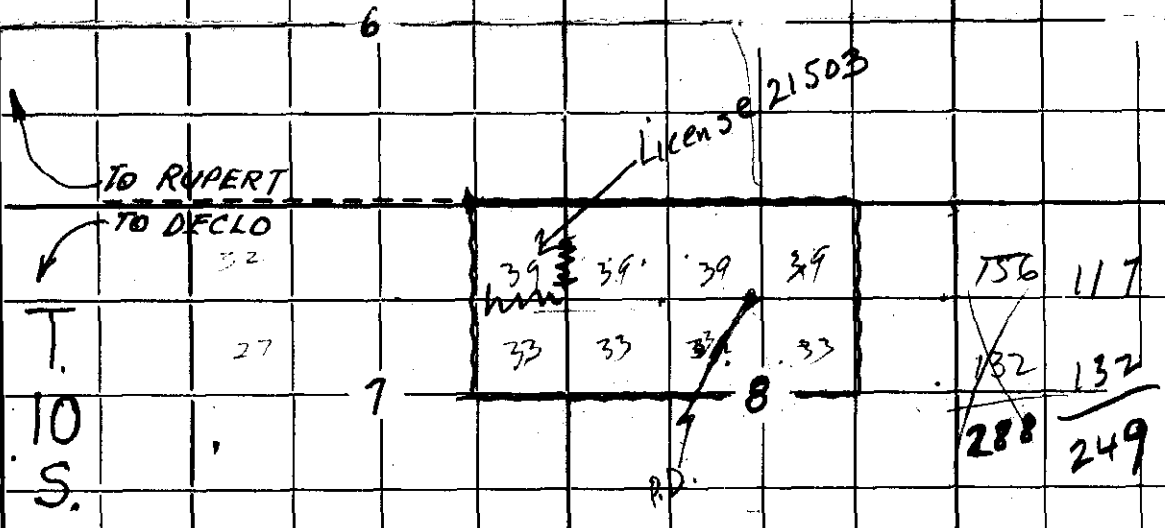
33
37
270
1080

13 3240
1280
1320
1280
40

32
96
27
81
96
17

177
3.3 gm
531
131
58
65

R+ 25E.



Subdivisions 7
Area 249
288 acres
Q 2.02 sec. 22067

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

Permit No. Q-26071

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

1. Name of applicant W. Wayne Newcomb
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 8
T. 10 S. R. 25 E. BM County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same:

5. Water is used for: irrigation
6. State whether or not water has been turned into works of diversion: _____

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):

NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 8; E $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 7., Twp. 10 S., Rgn. 25 E.B.M.

~~A total of 320 acres to be irrigated.~~

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

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

Remarks: _____

Couldnt check out because several well on same main line, no gate values to make each individual

This examination was made on the 18 day of May 196

(Signed) _____

26071

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.

8:30 AM
5/12/61
24-2321
W. Wayne Newcomb
Declo, Idaho

Permit No. G-26071

Examination for Completion of Works & Beneficial Use

County Cassia

32 Sec. 8 T. 10 S R. 25 W

Quantity: 4.0 cfs.

Source: Well

P.D.: SE. NW. 1/4, S. 8, T. 10 S. - R. 25 E. 1/4

Use: Irrigation

Filed: Nov. 4, 1955

Due: Nov. 22, 1960

Extension:

Completion of Works:

Other Rights: none
Drill common

Pore none

110

Woman down wif...

7 - lateral - 3

30

well - 18" x 185' - 6' x 18" -

4' x 5' 1/2
H: 130' = dd. dry

Pump 9" x 165' - 12" Bowl

NEWCOMBS
PIONEER BRAND



W.W. & W.T. NEWCOMB, INC.

GROWERS

Idaho's Pioneer Firm

BONDED SHIPPERS

PHONE HE6-3901 — RES. OL4-2321

SPEEDCODE

Russet Potatoes

SELECT
UNIFORM
QUALITY

"PLEASES THE TRADE"

Department of Reclamation

MAR 30 1962

3-14-62
RUPERT, IDAHO

State of Idaho Dept of Reclamation
Boise Idaho

Dear Mr. H. Petri:-

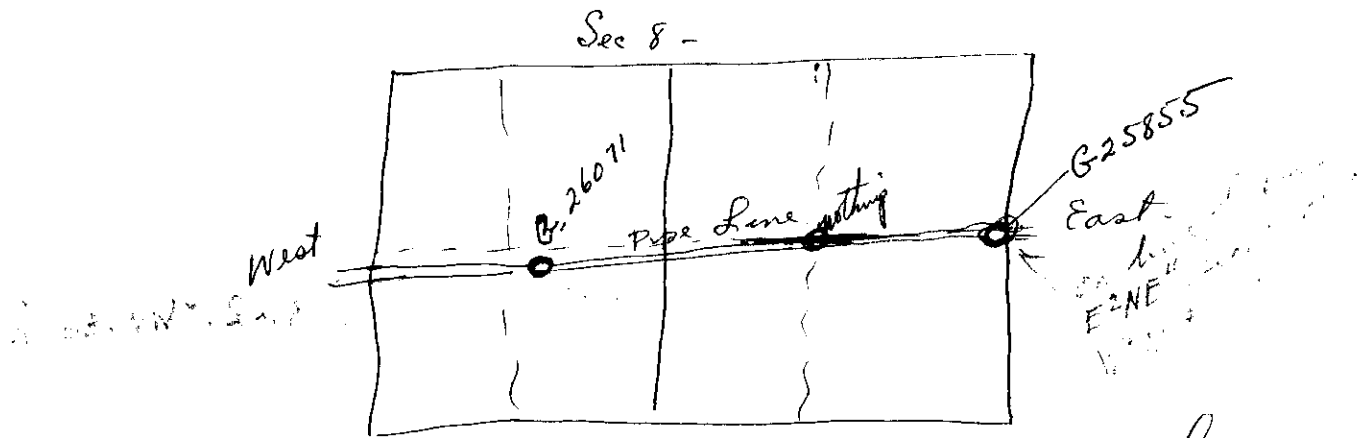
(1) Re G-21500 \$13.00 check is enclosed.

(2) Re G-22007 licensed for 1.51 this seems to cover two wells, one for sec. 5 which we call pump #4 and runs 4 quarter mile lines. The other we call #8 and is the largest pump we have on Decho ranch (runs 7 lines) and doesn't seem to have any water license altho it has been in use many years. I feel that this has been bailed up and is same as G-26071. The state engineer checked the #8 well last fall. Can you check this further and see if they are not one and same and what to do to get license. #

Over
G26071

W.W. Newcomb

Further check up convinces me that we don't have any such well as the second part of Q. 22007 that we have in the north half of section 8 as below



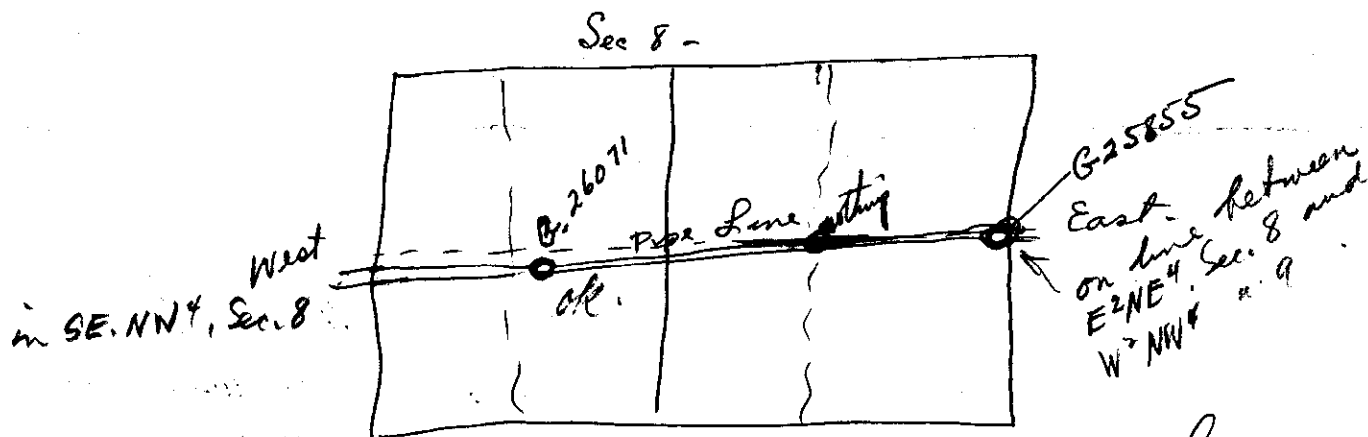
What does your engineer
report on G-26071? It's our
largest. "The
main line"

1526071

main line, no gate valves in line. Ind. pump
(inoperative) 5' S 41' 20' 22' 23' 24' 25' 26' 27' 28' 29' 30' 31' 32' 33' 34' 35' 36' 37' 38' 39' 40' 41' 42' 43' 44' 45' 46' 47' 48' 49' 50' 51' 52' 53' 54' 55' 56' 57' 58' 59' 60' 61' 62' 63' 64' 65' 66' 67' 68' 69' 70' 71' 72' 73' 74' 75' 76' 77' 78' 79' 80' 81' 82' 83' 84' 85' 86' 87' 88' 89' 90' 91' 92' 93' 94' 95' 96' 97' 98' 99' 100' 101' 102' 103' 104' 105' 106' 107' 108' 109' 110' 111' 112' 113' 114' 115' 116' 117' 118' 119' 120' 121' 122' 123' 124' 125' 126' 127' 128' 129' 130' 131' 132' 133' 134' 135' 136' 137' 138' 139' 140' 141' 142' 143' 144' 145' 146' 147' 148' 149' 150' 151' 152' 153' 154' 155' 156' 157' 158' 159' 160' 161' 162' 163' 164' 165' 166' 167' 168' 169' 170' 171' 172' 173' 174' 175' 176' 177' 178' 179' 180' 181' 182' 183' 184' 185' 186' 187' 188' 189' 190' 191' 192' 193' 194' 195' 196' 197' 198' 199' 200' 201' 202' 203' 204' 205' 206' 207' 208' 209' 210' 211' 212' 213' 214' 215' 216' 217' 218' 219' 220' 221' 222' 223' 224' 225' 226' 227' 228' 229' 230' 231' 232' 233' 234' 235' 236' 237' 238' 239' 240' 241' 242' 243' 244' 245' 246' 247' 248' 249' 250' 251' 252' 253' 254' 255' 256' 257' 258' 259' 260' 261' 262' 263' 264' 265' 266' 267' 268' 269' 270' 271' 272' 273' 274' 275' 276' 277' 278' 279' 280' 281' 282' 283' 284' 285' 286' 287' 288' 289' 290' 291' 292' 293' 294' 295' 296' 297' 298' 299' 300' 301' 302' 303' 304' 305' 306' 307' 308' 309' 310' 311' 312' 313' 314' 315' 316' 317' 318' 319' 320' 321' 322' 323' 324' 325' 326' 327' 328' 329' 330' 331' 332' 333' 334' 335' 336' 337' 338' 339' 340' 341' 342' 343' 344' 345' 346' 347' 348' 349' 350' 351' 352' 353' 354' 355' 356' 357' 358' 359' 360' 361' 362' 363' 364' 365' 366' 367' 368' 369' 370' 371' 372' 373' 374' 375' 376' 377' 378' 379' 380' 381' 382' 383' 384' 385' 386' 387' 388' 389' 390' 391' 392' 393' 394' 395' 396' 397' 398' 399' 400' 401' 402' 403' 404' 405' 406' 407' 408' 409' 410' 411' 412' 413' 414' 415' 416' 417' 418' 419' 420' 421' 422' 423' 424' 425' 426' 427' 428' 429' 430' 431' 432' 433' 434' 435' 436' 437' 438' 439' 440' 441' 442' 443' 444' 445' 446' 447' 448' 449' 450' 451' 452' 453' 454' 455' 456' 457' 458' 459' 460' 461' 462' 463' 464' 465' 466' 467' 468' 469' 470' 471' 472' 473' 474' 475' 476' 477' 478' 479' 480' 481' 482' 483' 484' 485' 486' 487' 488' 489' 490' 491' 492' 493' 494' 495' 496' 497' 498' 499' 500' 501' 502' 503' 504' 505' 506' 507' 508' 509' 510' 511' 512' 513' 514' 515' 516' 517' 518' 519' 520' 521' 522' 523' 524' 525' 526' 527' 528' 529' 530' 531' 532' 533' 534' 535' 536' 537' 538' 539' 540' 541' 542' 543' 544' 545' 546' 547' 548' 549' 550' 551' 552' 553' 554' 555' 556' 557' 558' 559' 560' 561' 562' 563' 564' 565' 566' 567' 568' 569' 570' 571' 572' 573' 574' 575' 576' 577' 578' 579' 580' 581' 582' 583' 584' 585' 586' 587' 588' 589' 590' 591' 592' 593' 594' 595' 596' 597' 598' 599' 600' 601' 602' 603' 604' 605' 606' 607' 608' 609' 610' 611' 612' 613' 614' 615' 616' 617' 618' 619' 620' 621' 622' 623' 624' 625' 626' 627' 628' 629' 630' 631' 632' 633' 634' 635' 636' 637' 638' 639' 640' 641' 642' 643' 644' 645' 646' 647' 648' 649' 650' 651' 652' 653' 654' 655' 656' 657' 658' 659' 660' 661' 662' 663' 664' 665' 666' 667' 668' 669' 670' 671' 672' 673' 674' 675' 676' 677' 678' 679' 680' 681' 682' 683' 684' 685' 686' 687' 688' 689' 690' 691' 692' 693' 694' 695' 696' 697' 698' 699' 700' 701' 702' 703' 704' 705' 706' 707' 708' 709' 710' 711' 712' 713' 714' 715' 716' 717' 718' 719' 720' 721' 722' 723' 724' 725' 726' 727' 728' 729' 730' 731' 732' 733' 734' 735' 736' 737' 738' 739' 740' 741' 742' 743' 744' 745' 746' 747' 748' 749' 750' 751' 752' 753' 754' 755' 756' 757' 758' 759' 760' 761' 762' 763' 764' 765' 766' 767' 768' 769' 770' 771' 772' 773' 774' 775' 776' 777' 778' 779' 780' 781' 782' 783' 784' 785' 786' 787' 788' 789' 790' 791' 792' 793' 794' 795' 796' 797' 798' 799' 800' 801' 802' 803' 804' 805' 806' 807' 808' 809' 810' 811' 812' 813' 814' 815' 816' 817' 818' 819' 820' 821' 822' 823' 824' 825' 826' 827' 828' 829' 830' 831' 832' 833' 834' 835' 836' 837' 838' 839' 840' 841' 842' 843' 844' 845' 846' 847' 848' 849' 8

Newcomb

Further check up convinces me that we don't have any such well as the second part of G. 22007 that we have in the north half of section 8 as below



Neucomb

What does your engineer report on G. 26071? It's our largest. "houldn't check out because several wells on same main line, no gate valves to make each individual (inspection)." 5-15-61 Total 288 acres - 8 subdivisions.

G. 26071

March 14, 1962

RE: Permits No. 21498, 21499, 21502, 21503, 21914,
G-22007, G-22008, G-25855, G-21500, G-25843, G-26071

W. Wayne Newcomb
Declo, Idaho

Dear Mr. Newcomb:

The following licensed permits are on record in this office. As requested by you in our office on March 14 we have shown the permit number, name of holder, amount of water licensed, and location of points of diversion in each case.

Permit No.	Holder's Name	Licensed c.f.s.	Point of Diversion
21498	Marjorie & Russell Newcomb	1.30	NENE, Sec. 12 T10S-R24EBM
21499	Marjorie & Russell Newcomb	1.68	NWSE, Sec. 6 T10S-R25EBM
21501	Marjorie & Russell Newcomb	1.62	NESE, Sec. 6 T10S-R25EBM
21502	W. W. Newcomb	4.25	Center, Sec. 27 T7S-R25EBM
21503	Marjorie & Russell Newcomb	1.53	SWNE, Sec. 7 T10S-R25EBM
21914	W. W. Newcomb	3.08	SWNW, Sec. 36 T7S-R25EBM
G-22007	Marjorie & Russell Newcomb	1.51	On line between NWSE & SWSE, 130' W of center of SE, Sec. 5; and in center between ENE & WNE, Sec. 8, T10S-R25EBM. Second well inadvertently omitted.
G-22008	Marjorie & Russell Newcomb	2.42	SESE, Sec. 1 T10S-R24EBM
G-25855	W. W. Newcomb	1.88	On center line between ENE, Sec. 8 & WNW, Sec. 9 T10S-R25EBM
		Total 19.27	
G-21500	Marjorie & Russell Newcomb	1.56	Lot 1 (NNW) Sec. 7, T10S-R25EBM
	Notice of fees due was given May 7, 1956, no payment has been received. Fees due total \$13.00 to irrigate ENE, Sec. 12 and WNW, Sec. 7.		
G-26071	W. W. Newcomb		SWNW, Sec. 8 T10S-R25EBM
	Proofs made March 24, 1961. Waiting for Engineer's Report.		
G-25843	Marjorie P. Newcomb		SENE, SESE, Sec. 3 T10S-R25EBM
	Indefinite extension of time allowed as Desert Land Entry has not been allowed.		

26071

W. W. Newcomb - continued - page 2

Trust this covers the information requested. If further assistance is needed please let us know.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

H. Petri
Water Rights Clerk

HP:mr

P26071

May 3, 1961

Re: Permit No. **G-26071**

W. Wayne Newcomb
Declo, Idaho

Dear Mr. Newcomb:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the **Herald-Bulletin**, all submitted in proof of completion of works and beneficial use on Permit No. **G-26071**.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: Harley M. McDowell
P. O. Box 2161
Boise, Idaho

526071

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

Notice is hereby given that at 10 A.M., on the 24 day of March, 1961, at Boise, County of Ada, State of Idaho, before Harley M. McDowell, Notary Public, at 615 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-26071, 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 W. Wayne Newcomb, Declo, 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 4 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 4 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 3, T10S-R25E, E.M., Ida.

5. The place where said water is used is SW $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 3, T10S-R25E, E.M., Idaho.

6. The date of priority which said user is prepared to establish is 11/4/46.

GEO. N. CARTER,
State Reclamation Engineer.
Publish in The Herald-Bulletin,
Jan. 31 - Feb. 7, 14, 21, 1961.

826071

Affidavit of Publication.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

COUNTY OF CASSIA

ss.

Carl Jones

....., first being duly sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published daily and has been continuously and uninterruptedly published in said county, not less frequently than once a day, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for *seven* consecutive weeks, commencing with the issue dated *Jan 31*, 19*61*, and ending with the issue dated *Feb 21*, 19*61*.

Subscribed and sworn to before me this

30th

day of

March, 19*61*

Notary Public and for the State of Idaho,
Residing at Burley, Idaho.

My Commission Expires June 4, 1963

The Herald-Bulletin

MAY 1 1961

Department of Reclamation

RECEIVED

APR 3 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G-26071

Proof of Application of Water to Beneficial Use

and Completion of Works

Deposition of Holder

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

Ans. W. Wayne Newcomb; residence, Declo, Idaho; occupation, agriculture;
postoffice address, Declo, Idaho.

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

Ans. Individual.

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

Ans. Permit #G-26071; date of permit, 11/22/55; date of priority 11/4/55.

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

Ans. Water is from a drilled well in SE 1/4, Sec. 8, T10S-R25E., B.M., Idaho.

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

Ans. The well is drilled to a depth of 180', water stands at 120' and pumps from 120'. This is a 16" hole, is cased 6' and equipped with turbine type pump & motor, 75 hp and this will discharge enough to run 7 lines. These are 1320' each, have nozzles at 40' intervals and are capable of producing at least 7 gpm. This operates under 50 lb. pressure.

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

Ans. 40 acres in each subdivision of NW 1/4, W 1/2, Section 8, E 1/2, Section 7,

T 10S - R 25 E., B.M., Idaho. This is all cultivated and the improvements were made as a direct result of said use.

I have spent approx. \$35,000 on the well and sprinkler system.

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

Ans. Raymond Commons, Rupert, Idaho.

G26071

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

Ans. Irrigation only.

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

Ans. I need at least this amount of water and sometimes could use more.

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

Ans. Original permittee.

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

Ans. This water has been diverted from this well and pump including the irrigation system of 1953. I had this well before the current permit was filed on and have put the water on the land for irrigation every year since then.

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

Ans. Permit 21503 which is licensed for 1.53 ^{c.f.}/is also appurtenant to NE 1/4, Sec. 7, T10S-R25E, B.M., Idaho.

(Sign)

W. Wayne & Rensomb

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 Boise, County of Ada,

State of Idaho, on this 24 day of March, A. D. 19 61.

Barley M. C. Dinnell

My commission expires 10/11/63

826071

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 2 1961

Department of Reclamation

Permit No. G-26071

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

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

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

Ans. Nile F. Osterhout; age, 34; residence, Idaho Falls, Idaho; occupation,
irrigation supplies; postoffice address, 2805 Holly Place, Idaho Falls, Idaho.

Ques. 2. Are you acquainted with W. Wayne Newcomb, the
holder of Permit No. G-26071? How long have you known him and where does
he reside?

Ans. I have known him five years and know that he resides, 2 miles east
and 4 miles north of Declo, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-26071, and are you
familiar with its provisions and conditions?

Ans. Yes.

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

Ans. The source of water is a well in SE 1/4, Sec. 8, T10S-R25E. Works consist of
the well, pump and motor. Well is 15" hole and is equipped with 75 hp pump and motor.
A sprinkler system is also installed, which consists of 7 lines, 1320' each.

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

Ans. I estimate the works can safely conduct at least 200" of water. I have seen
about 180" of water.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. I have seen the pump deliver 180". This is an estimated from my past
experience.

G-26071

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used for irrigation of all the land in NW1, W1/2, Section 8; E1/2, Section 7, T 10 S - R 25 E., B.M., Idaho. All improvements were made as a direct result of said use.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. irrigation only.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. The soil here is a sandy loam and he needs all of this water for profitable cultivation.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have witnessed the development of the land and water since the well was drilled in 1953.

(Signed)

Wile G. Osterhout

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 Boise, County of Ada, State of Idaho, on this 24 day of March, A. D. 19 61.

Hardy L. McDonald

Notary Public.

My commission expires 10/11/63

26071

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G-26071

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

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

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

Ans. Mr. C. Park; age, 57; residence, 1212 Pike St., Boise, Idaho; occupation,
Right-of-way agent, State of Idaho; postoffice address, 1212 Pike St., Boise, Idaho.

Ques. 2. Are you acquainted with W. Wayne Newcomb, the
holder of Permit No. G-26071? How long have you known him and where does
he reside?

Ans. I have known him for the last 20 years and have been intimately acquainted
with his operation the last three years. I know that he resides 2 miles east and
4 miles north of Declo, Ida.

Ques. 3. Have you read or heard read said Permit No. G-26071, and are you
familiar with its provisions and conditions?

Ans. Yes.

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

Ans. He has a well drilled in SE 1/4, Sec. 8, T10S-R25E equipped with 75 hp pump
and motor and a sprinkler system with 7 1320' laterals is installed for conveying
the water to the place of use.

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

Ans. The works would safely convey at least 200" of water. I have seen it
convey 180".

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. I have seen the pump deliver 180" of water. This is an estimate from
my past experience in seeing wells measured.

G26071

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. This water is used for irrigation of cultivated lands. The NW 1/4, W 1/4, Sec. 8 and E 1/4, Sec. 7 are all irrigable and have been irrigated.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Irrigation only.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. This soil is a sandy loam. He needs all this water for profitable cultivation.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I knew the land before it was farmed and have known it generally when they irrigated it and have had experience in being through the area several times every summer the last three years.

(Signed) Don C. Park

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 Boise, County of Ada, State of Idaho, on this 24 day of March, A. D. 19 61.

Henry L. S. Donnell
Notary Public.

My commission expires 10/11/63

826071

March 28, 1961

Re: Permit No. G-26071
W. Wayne Newcomb

Mr. Harley M. McDowell
Idaho Land & Appraisal Service
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

We enclose the applications for Amendment to the point of diversion and to the land list on Permit No. G-26071, in the name of W. Wayne Newcomb, which have been recorded in this office.

Also enclosed is departmental receipt No. G-5811, in the amount of \$2.00 covering the fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(MPS.) Edna P. Rule
Chief Clerk

EPR:sw

Enc. amendments (2)
receipt

26071

March 28, 1961

IDAHO LAND & RECLAMATION SERVICE
P. O. Box 2161 BOISE, IDAHO

Application for Amendment

POINT OF DIVERSION

Permit No. G-26071

RECEIVED
MAR 28 1961

Department of Reclamation

W. Wayne Newcomb
W. Wayne Newcomb

Comes now W. Wayne Newcomb and
represent me to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to Appropriate the Public
Waters of the State of Idaho, No. G-26071.

That the point of diversion is described in said Permit as being located:

NE 1/4, Section 8, T10S-R2SE, B.M., Idaho.

That he now requests that the point of diversion be changed to a point
located: SE 1/4, Section 8, T10S-R2SE B.M.

That the reason for desiring to make such change is as follows:

more feasible well site
More feasible well site.

That no one will be injured by such change, and that such change will be made
at Permit Holder's own risk.

Signed at Boise, Idaho, this 24 day of March 19 61

W. Wayne Newcomb

Date of Receipt at Department Of Reclamation: March 28, 1961

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE
the above and foregoing application for amendment to Permit to Appropriate the Public
Waters of the State of Idaho, No. G-26071. This approval constitutes a new
permit and is issued as an amendment to the original permit, to which it refers and of
which it becomes a part, and said application is approved only insofar as the rights of
others will not be adversely affected thereby.

Recorded in Book 92 of
Permits, at Page 26071
March 28, 19 61

Geo. N. Carter
State Reclamation Engineer

G-26071

~~22-0000~~ , ~~DUKE~~, ~~EDWARD~~

RECEIVED

MAR 28 1961

W. Wayne Newcomb
W. Wayne Newcomb

Comes now ~~W. Wayne Brown~~, and represents

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. . . . ²⁶⁰⁷¹~~26071~~ . . . , and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

NW W NE 8
 1st, 2nd, 3rd, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, 21st, 22nd, 23rd, 24th, 25th, 26th, 27th, 28th, 29th, 30th, 31st, 32nd, 33rd, 34th, 35th, 36th, 37th, 38th, 39th, 40th, 41st, 42nd, 43rd, 44th, 45th, 46th, 47th, 48th, 49th, 50th, 51st, 52nd, 53rd, 54th, 55th, 56th, 57th, 58th, 59th, 60th, 61st, 62nd, 63rd, 64th, 65th, 66th, 67th, 68th, 69th, 70th, 71st, 72nd, 73rd, 74th, 75th, 76th, 77th, 78th, 79th, 80th, 81st, 82nd, 83rd, 84th, 85th, 86th, 87th, 88th, 89th, 90th, 91st, 92nd, 93rd, 94th, 95th, 96th, 97th, 98th, 99th, 100th, 101st, 102nd, 103rd, 104th, 105th, 106th, 107th, 108th, 109th, 110th, 111th, 112th, 113th, 114th, 115th, 116th, 117th, 118th, 119th, 120th, 121st, 122nd, 123rd, 124th, 125th, 126th, 127th, 128th, 129th, 130th, 131st, 132nd, 133rd, 134th, 135th, 136th, 137th, 138th, 139th, 140th, 141st, 142nd, 143rd, 144th, 145th, 146th, 147th, 148th, 149th, 150th, 151st, 152nd, 153rd, 154th, 155th, 156th, 157th, 158th, 159th, 160th, 161st, 162nd, 163rd, 164th, 165th, 166th, 167th, 168th, 169th, 170th, 171st, 172nd, 173rd, 174th, 175th, 176th, 177th, 178th, 179th, 180th, 181st, 182nd, 183rd, 184th, 185th, 186th, 187th, 188th, 189th, 190th, 191st, 192nd, 193rd, 194th, 195th, 196th, 197th, 198th, 199th, 200th, 201st, 202nd, 203rd, 204th, 205th, 206th, 207th, 208th, 209th, 210th, 211th, 212th, 213th, 214th, 215th, 216th, 217th, 218th, 219th, 220th, 221st, 222nd, 223rd, 224th, 225th, 226th, 227th, 228th, 229th, 230th, 231st, 232nd, 233rd, 234th, 235th, 236th, 237th, 238th, 239th, 240th, 241st, 242nd, 243rd, 244th, 245th, 246th, 247th, 248th, 249th, 250th, 251st, 252nd, 253rd, 254th, 255th, 256th, 257th, 258th, 259th, 260th, 261st, 262nd, 263rd, 264th, 265th, 266th, 267th, 268th, 269th, 270th, 271st, 272nd, 273rd, 274th, 275th, 276th, 277th, 278th, 279th, 280th, 281st, 282nd, 283rd, 284th, 285th, 286th, 287th, 288th, 289th, 290th, 291st, 292nd, 293rd, 294th, 295th, 296th, 297th, 298th, 299th, 300th, 301st, 302nd, 303rd, 304th, 305th, 306th, 307th, 308th, 309th, 310th, 311th, 312th, 313th, 314th, 315th, 316th, 317th, 318th, 319th, 320th, 321st, 322nd, 323rd, 324th, 325th, 326th, 327th, 328th, 329th, 330th, 331st, 332nd, 333rd, 334th, 335th, 336th, 337th, 338th, 339th, 340th, 341st, 342nd, 343rd, 344th, 345th, 346th, 347th, 348th, 349th, 350th, 351st, 352nd, 353rd, 354th, 355th, 356th, 357th, 358th, 359th, 360th, 361st, 362nd, 363rd, 364th, 365th, 366th, 367th, 368th, 369th, 370th, 371st, 372nd, 373rd, 374th, 375th, 376th, 377th, 378th, 379th, 380th, 381st, 382nd, 383rd, 384th, 385th, 386th, 387th, 388th, 389th, 390th, 391st, 392nd, 393rd, 394th, 395th, 396th, 397th, 398th, 399th, 400th, 401st, 402nd, 403rd, 404th, 405th, 406th, 407th, 408th, 409th, 410th, 411th, 412th, 413th, 414th, 415th, 416th, 417th, 418th, 419th, 420th, 421st, 422nd, 423rd, 424th, 425th, 426th, 427th, 428th, 429th, 430th, 431st, 432nd, 433rd, 434th, 435th, 436th, 437th, 438th, 439th, 440th, 441st, 442nd, 443rd, 444th, 445th, 446th, 447th, 448th, 449th, 450th, 451st, 452nd, 453rd, 454th, 455th, 456th, 457th, 458th, 459th, 460th, 461st, 462nd, 463rd, 464th, 465th, 466th, 467th, 468th, 469th, 470th, 471st, 472nd, 473rd, 474th, 475th, 476th, 477th, 478th, 479th, 480th, 481st, 482nd, 483rd, 484th, 485th, 486th, 487th, 488th, 489th, 490th, 491st, 492nd, 493rd, 494th, 495th, 496th, 497th, 498th, 499th, 500th, 501st, 502nd, 503rd, 504th, 505th, 506th, 507th, 508th, 509th, 510th, 511th, 512th, 513th, 514th, 515th, 516th, 517th, 518th, 519th, 520th, 521st, 522nd, 523rd, 524th, 525th, 526th, 527th, 528th, 529th, 530th, 531st, 532nd, 533rd, 534th, 535th, 536th, 537th, 538th, 539th, 540th, 541st, 542nd, 543rd, 544th, 545th, 546th, 547th, 548th, 549th, 550th, 551st, 552nd, 553rd, 554th, 555th, 556th, 557th, 558th, 559th, 560th, 561st, 562nd, 563rd, 564th, 565th, 566th, 567th, 568th, 569th, 570th, 571st, 572nd, 573rd, 574th, 575th, 576th, 577th, 578th, 579th, 580th, 581st, 582nd, 583rd, 584th, 585th, 586th, 587th, 588th, 589th, 590th, 591st, 592nd, 593rd, 594th, 595th, 596th, 597th, 598th, 599th, 600th, 601st, 602nd, 603rd, 604th, 605th, 606th, 607th, 608th, 609th, 610th, 611th, 612th, 613th, 614th, 615th, 616th, 617th, 618th, 619th, 620th, 621st, 622nd, 623rd, 624th, 625th, 626th, 627th, 628th, 629th, 630th, 631st, 632nd, 633rd, 634th, 635th, 636th, 637th, 638th, 639th, 640th, 641st, 642nd, 643rd, 644th, 645th, 646th, 647th, 648th, 649th, 650th, 651st, 652nd, 653rd, 654th, 655th, 656th, 657th, 658th, 659th, 660th, 661st, 662nd, 663rd, 664th, 665th, 666th, 667th, 668th, 669th, 670th, 671st, 672nd, 673rd, 674th, 675th, 676th, 677th, 678th, 679th, 680th, 681st, 682nd, 683rd, 684th, 685th, 686th, 687th, 688th, 689th, 690th, 691st, 692nd, 693rd, 694th, 695th, 696th, 697th, 698th, 69

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at . . . Winn, Idaho this 24 day of . . . March 19 61

W. Wayne Fennell

Date of receipt at office of Department of Reclamation March 28, 1961

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. M. Carter, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-26071 This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 92 of
Permits, at Page 26071

26071

Geo H. Carter

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

January 23, 1961

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

IS ATTACHED

Re: Permit No. G-26071
W. Wayne Newcomb

Harley M. McDowell,
Idaho Land & Appraisal Service,
Box 2161,
Boise, Idaho.

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-26071, in the name of W. Wayne Newcomb. Final Proof is to be made before you, as Notary on the 24th day of March, 1961, ~~1960~~ at 10:00 o'clock A.M., at 618 Idaho Bldg., Boise, Idaho.

As of this date we have mailed the Notice to the The Herald with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. 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, that your Notary's seal has been placed on each and that all depositions, (Holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.

EPR:Pk

cc: Applicant

26071

500
8-15-60

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-26071
W. Wayne Newcomb

Date: Jan. 23, 1961

The Herald,
Burley, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **March 24, 1961** the date set for proof;

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

W. Wayne Newcomb

of

Declo, Idaho

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

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

Very truly yours,


GEO. N. CARTER
State Reclamation Engineer

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

Encl.

B26071

RECEIVED
JAN 23 1961

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) January 19, 1961

(P. O.) Declo, 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

The Herald of Burley, Idaho published in

the county in which the works are situated.

W. Wayne Pencomb

(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.

826071

DECLINE
JAN 21 1961
Department of Reclamation

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

Notice is hereby given that at 10A M., on the 24 day of March
19 61, at Boise, County of Ada, State of Idaho,
before Harley M. McDowell, Notary Public, at (address) 618 Idaho Bldg.,
Boise, Idaho, proof will be submitted of the completion of
works for the diversion of 4 ☒ cubic feet per second of underground water
from a well, and of the application to beneficial use of said water, in accordance
with the terms and conditions of Permit No. 0-26071, 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 ☒ W. Wayne Newcomb, Declo, Idaho.

2. Said works of diversion will be fully completed on the date set for such com-
pletion, and the amount of water which said works are capable of conveying to the
place of use is 4 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
4 cubic feet per second.

4. The point of diversion of said water is NE 1/4, Sec. 8, T10S-R25E, B.M., Ida.

5. The place where said water is used is SW 1/4, SW 1/4, Sec. 8, T10S-R25E, B.M., Idaho.

6. The date of priority which said user is prepared to establish is
11/4/55.

Geo. H. [Signature]

State Reclamation Engineer

026071

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

December 22, 1960

Re: Permit No. G- 26071

To W. Wayne Newcomb

Declo, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 26071 to appropriate the Public Waters of the State of Idaho, have not been complied with as to _____

~~Completion of Works and Beneficial Use Proofs which were due November 22, 1960~~

YOU ARE HEREBY notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G- 26071 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

SAID PERMIT NO. G- 26071 claims the use of 4.0 cubic feet per second of the Subterranean Waters of a well with point of diversion located

NE 1/4 SW 1/4, Sec. 8, T. 10 S., R. 25 E.B.M.

and was approved November 22, 1955.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of my office at Boise, Idaho, the 22nd day of December, 1960.



State Reclamation Engineer

cc: Harley M. McDowell

826071

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. ~~G-26078 - 26079~~ - ~~2-26070~~
~~2-26071 - W. Wayne Newcomb~~

Date: ~~Sept. 1, 1940~~

Harley M. McDowell
Boise, Idaho

Dear Sir:

The date for proofs of Completion of Works and Application of Water to Benefi-
cial Use, as set out under the terms of Permit No. ~~G-26078~~ are due not later
than ~~October 12, 1940~~.

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list which has been recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the above mentioned date, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point of, or points of diversion; and the location of use or the lands which are irrigated -- all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with Form 36.

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

Very truly yours,

GEO. N. CARTER
STATE RECLAMATION ENGINEER

Form 36 - 11 - (4 sets)

Enclosures

cc. W. Wayne Newcomb, Declo, Idaho

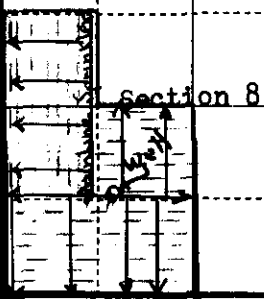
826071

RE: Permits Nos. G-26068 G-26069 G-26070 G-26071
G-26072 G-26073 G-26074 G-26075

See letter of transmittal in file on G-26068

826071

TOWNSHIP 10 South, RANGE 25 East



Permit Map No. 9-26071
As Approved
NOV 22 1955
MARK R. KULP
State Reclamation Engineer

LEGAL NOTICES

NOTICE OF PROOF OF COMPLETION OF WORKS

and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A.M., on the 24 day of March, 1961, at Boise, County of Ada, State of Idaho, before Harley M. McDowell, Notary Public, at 618 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-26054, 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 W. Wayne Newcomb, Declo, 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 4 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 4 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 8, T10S-R25E, B.M., Ida.

5. The place where said water is used is SW $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 8, T10S-R25E, B.M., Idaho.

6. The date of priority which said user is prepared to establish is 11/4/45.

GEO. N. CARTER,
State Reclamation Engineer.
Publish in The Herald Bulletin,
Jan. 31 - Feb. 7, 14, 21, 1961.