

45-02370

State of Idaho

License and Certificate of Water Right

Water License No. 22008

Amount 2.42 second feet

Water District No.

Priority February 16, 1951

THIS IS TO CERTIFY that MARJORIE & RUSSELL NEWCOMB
of Declo, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 16, 1951; that Permit No. 22008
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.42 second feet, was issued thereunder on May 29, 1956, showing that said works
were completed on the 22nd day of October, 1955; and that on the 22nd
day of October, 1955,

MARJORIE & RUSSELL 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
~~contribution~~ (subterranean flow), for the purpose of irrigation use
, under Use Permit No. 22008 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
9 of Licenses at page 5730, on the 29th day of May, 1956;

The right hereby confirmed dates from February 16, 1951;

The Point of Diversion is located

in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, Tp. 10 S. R. 24 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 2.42 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.	24 E.	1	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	--	40
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	--
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	40	--
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	--
10 S.	25 E.	6	NW $\frac{1}{4}$ SW $\frac{1}{4}$	--	32
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	--	32
			Total Number of Acres Actually 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
29th day of May, 1956.

MARK R. KULP

State Reclamation Engineer. 15 2370

(SEAL)

Nº 22008
James Hancock
45-2370

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 29653
PERMIT No. 22008
DISTRICT No.

Norman A. Nielson
Attorney at Law
Burley, Idaho

1. Name of Applicant: MARJORIE NEWCOMB and RUSSELL NEWCOMB, Joint tenants, with right of survivorship

Postoffice address: Declo County: Cassia State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand: \$10,000.00
- (b) Treasury stock:
- (c) Bonds to be issued:
- (d) Other resources: Personal property other than cash \$15,000.00; Real property \$25,000.00

2. Quantity of water claimed: Four (4) cubic feet per second.

3. Source of water supply: Subterranean flow from well which is a tributary of

4. Location of point of diversion: About 660 ft. North ~~feet distant~~ from the South section line of SE $\frac{1}{4}$ SE $\frac{1}{4}$

~~corner~~ of Section 1, T. 10 S., R. 24 E., B. M., and is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$

of Section 1, T. 10 S., R. 24 E., B. M., County of Cassia

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T., R., B. M., in the of Section, T., R., B. M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section, T., R., B. M., in the
of Section, T., R., B. M.

7. Estimated cost of works: \$ 15,000.00

8. Kind of works: Well and sprinkling system

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

feet; material used in dam:

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

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

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

Numbers 9, 10 and 11 not applicable as sprinkler system is to be used to deliver water to land irrigated

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

13. The time required for the complete application of the water to the proposed use is Four (4) additional years.

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

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

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

MARJORIE NEWCOMB *Applicant.*

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. February 16, 1951

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 22008

Recorded in Book 79 Page 22008 Approved April 7, 1951

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

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

Work to begin on or before June 7, 1951 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before October 7, 1953

The whole of said work to be completed on or before April 7, 1956

Beneficial use of water appropriated in accordance herewith, to be made on or before April 7, 1960

WITNESS My hand this 7th day of April, 1951

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, LEN JORDAN, 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 7th
day of April, 19 51.
STATE OF IDAHO

Countersigned:

(SEAL)

By IRA H. MASTERS

By

LEN JORDAN

Governor.

Secretary of State.

REMARKS:

14.

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	
10 S.	24 E.	1	40			40								40		40	40	200	
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 22008.																			
Comes now Marjorie Newcomb and Russel Newcomb, and represents to the 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. 22008, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: NE1/4, SE1/4, Sec. 1, T. 10 S., R. 24 E., B. M., Lots 3, 4, Sec. 6, T. 10 S., R. 25 E., B. M., making a total of 182 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 Declo, this 29 day of July, 1955. MARJORIE AND RUSSEL NEWCOMB By MARJORIE NEWCOMB RUSSEL NEWCOMB Date of receipt at Office of Department of Reclamation August 1, 1955. APPROVAL OF STATE RECLAMATION ENGINEER I, Mark R. Kulp, 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. 22008. 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. MARK R. KULP State Reclamation Engineer																			

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 22008

Comes now Marjorie & Russell Newcomb, and represents to the State Reclamation Engineer of the State of Idaho. That they are the owners and holders of Permit to appropriate the Public Waters of the State of Idaho, No. 22008, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1, Township 10 South, Range 24 East, B.M., and W $\frac{1}{2}$ SW $\frac{1}{4}$ (Lots 6 and 7) Section 6, Township 10 South, Range 25 East, B.M., making a total of 184 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 Declo, Idaho, this 18th day of May, 1956.

RUSSELL NEWCOMB
MARJORIE NEWCOMB

Date of receipt at office of Department of Reclamation May 29, 1956

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, 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. 22008. 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.

MARK R. KULP
State Reclamation Engineer

Permit No. 22008
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that MARJORIE & RUSSELL NEWCOMB of Declo, County of Cassia, and State of Idaho, the holders of Permit No. 22008, issued upon Application No. 29653 bearing date of priority of February 16, 1951, authorizing the diversion of Four (4) second feet of the waters of a well (subterranean flow), County of Cassia, State of Idaho, for irrigation purposes, have 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 2.42 second feet of the waters of said well; that the point of diversion of said waters is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1, Township 10 South, Range 24 East, B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1, Township 10 South, Range 24 East, B.M., W $\frac{1}{2}$ SW $\frac{1}{4}$ (Lots 6 and 7) Section 6, Township 10 South, Range 25 East, B.M.

Witness my hand this 29th day of May, A. D. 1956.

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made October 22, 1955
Certificate of Completion of Works issued May 29, 1956.

COPIES ISSUED FOR 2:42 DEC. 51
Page 5730

June 4, 1956

RE: Permit No. 22008

Marjorie & Russell Newcomb
Declo
Idaho

Dear Sir & Madam:

We are returning your Application for Amendment to the Land List in your Permit No. 22008 which has been approved by the State Reclamation Engineer and recorded in this department.

We also enclose Certificate of Completion of Works and License and Certificate of Water Right issued under Permit No. 22008 confirming your right to the use of 2.42 second feet of water from a well located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1, Township 10 South, Range 24 East, B.M., with priority of February 16, 1951, for irrigation of land in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1, Township 10 South, Range 24 East, and the W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 6, Township 10 South, Range 25 East, B.M.

Also enclosed is departmental receipt No. 27986 for \$15.00 which includes \$5.00 completion of works fee and \$10.00 license fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll
Enc.

22008

May 7, 1956

RE: Permit No. 22008

Mr. and Mrs. Russell Newcomb
Declo
Idaho

Dear Mr. and Mrs. Newcomb:

We now have on file the report of our field engineer on examination for completion of works and beneficial use on your Permit No. 22008 which shows that you have irrigated 18 1/2 acres of land in the N 1/2 SE 1/4 and SE 1/4 SE 1/4 Section 1, Township 10 South, Range 24 East, B.M. and the W 1/2 SW 1/4 (Lots 6 and 7) Section 6, Township 10 South, Range 25 East, B.M., with water from a well located in the SW 1/4 SE 1/4 Section 1, Township 10 South, Range 24 East, B.M.

However, since your original permit states the place of use as being in the N 1/2 SE 1/4, SE 1/4 SE 1/4 Section 1, Township 10 South, Range 24 East, B.M. and Lots 3 and 4 Section 6, Township 10 South, Range 25 East, B.M. an application for amendment to the place of use has been partially filled out and we enclose same for your signature.

Upon receipt of this Amendment and the statutory fees amounting to \$5.00 for Certificate of Completion of Works and \$10.00 license fee, these instruments can be issued and sent you, for 2.42 second feet of water.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll
Enc.

22008



ROBERT E. SMYLIE
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

May 7, 1956

RECEIVED
MAY 29 1956
Department of Reclamation

RE: Permit No. 22008

Mr. and Mrs. Russell Newcomb
Declo
Idaho

Dear Mr. and Mrs. Newcomb:

We now have on file the report of our field engineer on examination for completion of works and beneficial use on your Permit No. 22008 which shows that you have irrigated 184 acres of land in the N $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1, Township 10 South, Range 24 East, B.M. and the W $\frac{1}{2}$ SW $\frac{1}{4}$ (Lots 6 and 7) Section 6, Township 10 South, Range 25 East, B.M., with water from a well located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1, Township 10 South, Range 24 East, B.M.

However, since your original permit states the place of use as being in the N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1, Township 10 South, Range 24 East, B.M. and Lots 3 and 4 Section 6, Township 10 South, Range 25 East, B.M. an application for amendment to the place of use has been partially filled out and we enclose same for your signature.

Upon receipt of this Amendment and the statutory fees amounting to \$5.00 for Certificate of Completion of Works and \$10.00 license fee, these instruments can be issued and sent you, for 2.42 second feet of water.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna F. Purledge

Chief Clerk

R:hll
Enc.

22008

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

Permit No. 22008

This proof is for Completion of works & Beneficial use In Water District No.

1. Name of applicant Marjorie & Russell Newcomb, Declo, Idaho

2. Source of water supply: Subterranean from a well

3. Location of point of diversion: Is in the South section line of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ ~~in the~~ About 660 ft. North of the / of Section 1

T. 10 S. R. 24 E. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: Well is 14" diameter by 100' deep, lift is 60'. U. S. Motor 60 hp, serial no. 909231. Layne Pump, 7 stage 10" bowls, 8" col. 90' long. 8" discharge into an 8" main to the North. Part of a common system of five wells. No protection no well house, concrete base 6' by 10'.

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):

N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1;

Twp. 10 South, Range 24 East, B. M.

Lots 3 & 4, Section 6;

Twp. 10 South, Range 25 East, B. M.

See the map.

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

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

Remarks:

This examination was made on the 13th day of April, 19 56

(Signed) *E. M. Humphrey* Examiner.

22008

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
APR 26 1956
Department of Reclamation

Marjorie & Russell Newcomb
Declo, Idaho

#3

Permit No. 22008

Examination for Completion of works
and Beneficial use

County Cassia

1-10S.-24E.

Q. 4.0 a.c.s. # 3

S. Well

660' N. from South section line at
P.D. = SE. SE., Sec. 1, T. 10S. - R. 24E.

57' 5" N.S. B.S.

Use = Irrigation

3/32" x 1/8" nozzles

Priority = Feb. 16, 1951
Due = April 7, 1960

lift 60' no dd.

Well 14" x 80' to 100' deep

N.S. motor 60 hp.

#909231 270V x 73.5A
1800 rpm.

Layne Pump 7 bowls 10"

8" col. x 90'

gate valve by pump.

8" 8" ditch to N. to main

Westinghouse control
meter

240V #26559 762
on pole

Concrete base 6' x 10'

16 yds E of main
main = 8"

See Permits 21499 - 21501 - 2007

R-24E.

R-25E.

T.
10
S.

Lot 6 = 32.4 acres
" 7 = 32.8 "

"	7 = 32.8	"
---	----------	---

"	7 = 32.8	"
---	----------	---

112

72

4

07330 TO DECLO

Subdivisions = Five

Area = 184 acres.

$Q = 2.42 \text{ cfs.}$

$$L = 58'$$
$$P = 60^\circ = 157'$$
$$60 \text{ hp.} \times 120 \times .7 = 50.5 \text{ hp. actual wire to water}$$
$$X = \frac{50.5 \times 550}{185 \times 62.5} = \frac{278}{115} = 2.42 \text{ c/o}$$

This allows motor to operate at 100% full
 .658" per acre.

Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

22005

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 22008

~~REPORT ON PROOF OF: Completion of Works & Beneficial Use~~

MARJORIE NEWCOMB & RUSSELL NEWCOMB, Declo, Idaho

*2.42 cfs
max*

*app - 4.0 cfs. fr. well.
sub - 5
acru - 182*

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
NOV 4 1955
Department of Reclamation

Permit No. 22008

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. My name is Marjorie Newcomb; residence, 1 mile west and 4 miles north of Declo, Idaho; occupation, housewife; postoffice address, Declo, Idaho, and I W. Wayne Newcomb, father of Russell Newcomb a minor have the same address.

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. We are acting as individuals and our place of business is same as residence, out of Declo, Idaho. I, W. Wayne Newcomb, father and guardian of Russell Newcomb, a minor, am appearing in his behalf.

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

Ans. The number of my permit is 22008; date, 4/7/51; date of priority, 2/15/51.

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

Ans. Source of water is subterranean; point of diversion, about 660 Ft. north of south section line of SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T10S-R24E., B.M.

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. Works consist of well, pump, motor and sprinkler system. Well is 14" hole, 96' deep, with 60 h.p. motor. Sprinkler system consists of 4 portable lines. Main line is 8" except 200 yds on west end which is 6". Discharge is 182 miner's inches which was measured by an engineer from State Dept. of Redamation. Each portable lateral has 32 heads. Operating pressure is 60 lb. Well is cased to a depth of 6' with 14" casing. Water level is 90'.

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. Water is used for irrigation on N $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T10S-R24E., B.M., Lots 3, 4, Sec. 6, T10S-R25E., B.M. All of the area is irrigable. No natural meadow and all improvements listed above were as a direct result of said use. Costs are \$20,000 for irrigation system and about \$5000 for land improvement.

22008

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. 182 Miner's inches is the minimum amount of water required for irrigation of this land.

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 well was drilled in the spring of 1950 and has been used continuously through that season and ever since. All 182 Miner's inches was used.

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. There are no other appropriations claimed thereunder except that I use this in connection with my other permits #G-25855, 21499, 22007, 21501, 21500, 21503. None of these other permits have water rights appurtenant to this land.

RUSSELL NEWCOMB, a minor

(Sign)

Margaret Newcomb

by *W. Wayne Newcomb*

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 22 day of October, A. D. 1955

Harley L. McDowell

Notary Public for the State of Idaho

My commission expires 10/11/59

22008

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 22008

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. My name is Ray Williams; age, 39; residence, 6 miles west of Boise, Idaho;
occupation, real estate; postoffice address, Rt. 2, Franklin Road, Boise, Idaho.

Ques. 2. Are you acquainted with Marjorie Newcomb and Russell Newcomb, the holder of Permit No. 22008? How long have you known him and where does he reside?

Ans. I have known the applicant for 20 years and that she resides a mile east and 4 miles north of Declo, Idaho, and I have known W. Wayne Newcomb the same length of time and he resides at the same address and is the father of Russell Newcomb, a minor.
Ques. 3. Have you read or heard read said Permit No. 22008, and are you familiar with its provisions and conditions?

Ans. Yes.

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

Ans. Subterranean; place of diversion about 660' north of south section line of SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T 10 S. R 24 E., B.M. Well is 14" hole, 96' deep with 60 h.p. motor, and cased to a depth of 6' with 14" casing; water level is 90'. Sprinkler system consists of 4 portable lines. Main line is 8" except 200 yds on West end which is 6". Discharge is 182 miner's inches and each portable lateral has 32 heads. Operating pressure is 60 lb.

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

Ans. I estimate said works will safely conduct to place of use 182 miner's inches and I have seen 182 miner's inches so conveyed.

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 182 miner's inches delivered. I am in the real estate business and my estimate is from seeing water measured in the past.

22008

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. For irrigation on N₂ SE₄, SE₄ SE₄, Sec. 1, T 10 S R 24 E. B.M. Lots 3, 4 Sec. 6 T 10 S R 25 E., B.M. All of the area is irrigable and no natural meadow land and all improvements listed on Question 4 have been 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. None.

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 is a sandy loam of volcanic ash origin. I estimate that the amount of water required for profitable cultivation is the amount being used as a minimum.

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 seen this development at frequent intervals as my wife's family formerly lived in Rupert and I have seen the Beneficial use of the water often during the years since 1949.

(Signed)

Rufus Williams

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 22 day of October, A. D. 1955.

Harley W. McDowell

Notary Public.

My commission expires 10-11-59

22005

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 22008

**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. My name is Maurietta Williams; my age is 38, residence 6 miles west of Boise.
occupation is school teacher and P.O. address is Rt. 2, Franklin Road, Boise, Idaho.

Ques. 2. Are you acquainted with Marjorie Newcomb and Russell Newcomb, the holder of Permit No. 22008? How long have you known him and where does he reside?

Ans. I have known the applicant for 10 years and that she resides a mile east and 4 miles north of Declo, Idaho and I have known W. Wayne Newcomb the same length of time and he resides at the same address and is the father of Russell Newcomb, a minor.

Ques. 3. Have you read or heard read said Permit No. 22008, and are you familiar with its provisions and conditions?

Ans. Yes.

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

Ans. Subterranean; place of diversion about 660' north of south section line of SE 1/4, Sec. 1, T 10 S - R 24 E., B.M. Well is 14" hole, 96' deep with 60 H.P. motor. Sprinkler system consists of 4 portable lines. Main line is 8" except 200 yds. on West end which is 6". Discharge is 182 miner's inches. Each portable lateral has 32 heads. Operating pressure is 60 lb. Well is cased to a depth of 6' with 14" casing. Water level is 90'.

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

Ans. I estimate said works will safely conduct to place of use 182 miner's inches and I have seen this much water so conveyed.

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 about 182 miner's inches and this was estimated from my past experience in living on a farm.

22008

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. Irrigation on N¹/₄SE¹/₄, SE¹/₄SE¹/₄, Sec. 1, T. 10 S-R. 24 E. B. M. Lots 3, 4, Sec. 6, T. 10 S - R. 25 E., B.M. All of the area is irrigable and no natural meadow land and all improvements listed on Question 4 have been 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. None.

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 land is a sandy loam of volcanic ash origin. I estimate that the amount of water required for profitable cultivation is the amount being used as a minimum.

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 seen this development at frequent intervals as my family formerly lived in Rupert and I have seen the beneficial use of the water often during the years since 1949.

(Signed)

Marietta Williams

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 22 day of October, A. D. 1955.

Harley M. McDonald

Notary Public.

My commission expires 10-11-59.

Affidavit of Publication

I, Charles Brown, being first duly sworn on oath, say:

That I am the publisher and printer of THE OAKLEY HERALD, which is a newspaper of general circulation in Cassia County, Idaho, and which has been continuously and uninterruptedly published at said place during a period of more than 78 consecutive weeks prior to the final publication of the Notice

herein mentioned; that a Notice

of which the attached clipping is a copy, was published in the regular issue of said newspaper for 4 consecutive weeks, to-wit, on Sept. 15, 22, 29, Oct. 6 1955.

Charles Brown.

Subscribed and sworn to before me this 8th day of Oct 1955.

Wallace A. Hale

Notary Public.

Notary Public residing at Oakley, Idaho.
My commission expires May 20, 1956.

22008

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on the 30 A. M., on the 22nd day of September, 1955, at Boise, County of Blaine, State of Idaho, before Harry Dowell proof will be submitted for the completion of works for diversion of 182 Miner's inches of waters of subterranean aquifer in well about 660 ft. north of south section line of the SE 1/4 Sec. 1, T 10 S - R 24 E., B.M. and the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 22008 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 are Marjorie Newcomb and Russell 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, in accordance with the plans accompanying the application for such permit, is 182 Miner's inches.
3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 182 miner's inches.
4. The place where said water is used is N 1/2 SE 1/4, SE 1/4 SE 1/4, Sec. 1, T 10 S - R 24 E., B.M. Lot 3, 4, Sec. 6, T 10 S - R 25 E., B.M.
5. The date of priority which said user is prepared to establish is February 15, 1951.

MARK R. KULP
State Reclamation Engineer
First publication Sept. 15, 1955,
Fourth publication October 6, 1955

Affidavit of Publication

I, Charles Brown, being first duly sworn on oath, say:
That I am the publisher and printer of THE OAKLEY HERALD, which
is a newspaper of general circulation in Cassia County, Idaho, and which has
been continuously and uninterruptedly published at said place during a period
of more than 78 consecutive weeks prior to the final publication of
the Notice

herein mentioned; that a Notice

of which the attached clipping is a copy, was published in the regular issue
of said newspaper for 4 consecutive weeks, to-wit, on

Sept. 15, 22, 29, Oct. 6

19 55.

Charles Brown.

Subscribed and sworn to before me this 8th
day of Oct, 19 55.

Wallace A. Hale

Notary Public.

NOTICE OF PROOF OF COMPLETION OF WORKS

and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at
10:30 A. M., on the 22nd day of Oc-
tober, 1955, at Boise, County of Ada,
State of Idaho, before Harley M.
McDowell proof will be submitted
of the completion of works for the
diversion of 182 Miner's inches of
the waters of subterranean source
from well about 660 ft. north of
south section line of the SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Sec. 1, T 10 S - R 24 E, B.M. and of
the application to beneficial use of
said water, in accordance with the
terms and conditions of Permit No.
22008 heretofore issued by the De-
partment of Reclamation of the
State of Idaho.

1. The name and postoffice ad-
dress of the person or corporation
holding said permit are Marjorie
Newcomb and Russell 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 ca-
pable of conveying to the place of
use, in accordance with the plans
accompanying the application for
such permit, is 182 Miner's inches.

3. The use to which said water
has been applied is irrigation pur-
poses, and the amount applied to
beneficial use is 182 miner's inches.

4. The place where said water is
used is N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1,
T 10 S - R 24 E, B.M. Lot 3, 4, Sec.
6, T 10 S - R 25 E, B.M.

5. The date of priority which
said user is prepared to establish is
February 15, 1951.

MARK R. KULP

State Reclamation Engineer
First publication Sept. 15, 1955,
Fourth publication October 6, 1955

September 13, 1955

Permits Nos. 21498, 21499, 21500, 21501
21503, 22007 and 22008

Oakley Herald
Oakley
Idaho

Gentlemen:

We enclose, herewith, seven notices for publication, which please publish once a week for four weeks prior to October 22, 1955, beginning with your next issue.

The cost of publication to be paid by the Permit Holders Marjorie and Russell Newcomb of Pocatello, Idaho, to whom please furnish affidavits of publication when completed together with statement of costs.

Please acknowledge receipt of these notices and send this department a copy of your first issue containing same in order that we may check.

Very truly yours,

WILLIAM A. KIMM
State Declaration Engineer
By

Chief Clerk

WHL
Enc.

22008

✓
September 8, 1955

RE: Permit No. 22008

Mr. Harley M. McDowell
519 Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We return the Application for Amendment to the Land List in Permit No. 22008 in the name of Marjorie Newscomb and Russel Newscomb which has been approved by the State Reclamation Engineer and recorded in this Department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu
Enc.

22008

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 29, 1955

(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 Oakley Herald of Oakley, Idaho published in
the county in which the works are situated.

Marjorie Newcomb and Russel Newcomb

By Marjorie Newcomb Russell
Newcomb

(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.

22008

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

Notice is hereby given that at 10:30 A. M., on the 22nd day of September, 1955, at Boise, County of Ada State of Idaho, before Harley M. McDowell proof will be submitted of the completion of works for the diversion of 182 Miner's inches ~~subterranean source~~ from well about 660 ft. north of south section line of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T 10 S - R 24 E., B.M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 22008 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 are Marjorie Newcomb and Russel Newcomb, Basle, 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, in accordance with the plans accompanying the application for such permit, is 182 Miner's inches ~~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 182 miner's inches ~~cubic feet per second~~

4. The place where said water is used is N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T 10 S - R 24 E. Lot 3, 4, Sec. 6, T 10 S - R 25 E., B.M.

5. The date of priority which said user is prepared to establish is February 15, 1951.

Mark R. Kulp
State Reclamation Engineer

22008

22008
21503

September 3, 1952

Mr. W. Wayne Newcomb
Box 646
Burley, Idaho

Dear Mr. Newcomb:

Further checking regarding your permits shows that the land list should be amended under Permit No. 22008 (Well No. 3) to include the lands actually irrigated. It appears that the NW 1/4 Section 1, Township 10 South, Range 24 East, B.M., has been omitted.

I do not find a permit covering Well No. 7 in Section 5, Township 10 South, Range 25 East, B.M.

Wells Nos. 2 and 6 are not located as indicated in Permit No. 21503, and should be amended.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:fg

22008

22008
21503
21498
21499

September 3, 1952

Messrs. Nielson & Nielson
Attorneys at Law
Burley, Idaho

Attention Mr. Norman H. Nielson

Dear Mr. Nielson:

We enclose four letters written to Mr.
Wayne W. Newcomb, instead of sending them to him
direct, as you will doubtless wish to discuss them
with him before putting them in his files.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

22008

April 19, 1951

Re: Permits Nos. 22007, 22008 and 22009

Messrs. Nielson & Nielson
Attorneys at Law
Burley, Idaho

ATT: Mr. Norman H. Nielson

Dear Mr. Nielson:

We have received no reply to office letter addressed you on April 9, 1951, returning your check for \$42.25 and requesting that you substitute for it, a check for \$17.25 to pay the filing fees on three applications in the names of Marjorie and Russell Newcomb.

No doubt you have overlooked this matter and since the applications have been approved and Permits issued, we are enclosing same herewith and will ask that you take care of the filing fee at your earliest convenience.

We direct attention of the Permit Holders to the limitations and conditions of these Permits as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

22008

Form No. 0

Section One, Township Ten South, Range Twenty-four, E. B. M.

- Well

#

Permit Map No. 22008

As Approved

APR 7 1951
MARK R. KULP
Reclamation Engineer

E: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

Said

**APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10:30 A. M., on the 22nd day of October, 1955, at Boise, County of Ada, State of Idaho, before Harley M. McDowell proof will be submitted of the completion of works for the diversion of 182 Miner's inches of the waters of subterranean source from well about 660 ft. north of south section line of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T 10 S - R 24 E., B.M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 22008 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 are Marjorie Newcomb and Russell 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, in accordance with the plans accompanying the application for such permit, is 182 Miner's inches.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 182 miner's inches.

4. The place where said water is used is N $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T 10 S - R 24 E., B.M. Lot 3, 4, Sec. 6, T 10 S - R 25 E., B.M.

5. The date of priority which said user is prepared to establish is February 15, 1951.

MARK R. KULP

State Reclamation Engineer

First publication Sept. 15, 1955,

Fourth publication October 6, 1955

4-27-55