

State of Idaho
License and Certificate of Water Right

Water License No. G-27787

Amount.....0.02 c.f.s.

Water District No.....

Priority..February..16, 1959

THIS IS TO CERTIFY that

IDA LYON

of Pocatello, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 16, 1959; that Permit No. G-27787 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.02 second feet, was issued thereunder on August 7, 1962, showing that said works were completed on the 14th day of November, 1961; and that on the 14th day of November, 1961,

IDA LYON

of Pocatello, 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 domestic use, under Use Permit No. G-27787 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 7384, on the 7 day of August, 1962;

The right hereby confirmed dates from February 16, 1959;

The Point of Diversion is located

in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 28, Tp. 6 S., R. 35 E., B. MBarnook 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 0.02 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S.	35 E.	28	SW $\frac{1}{4}$ NE $\frac{1}{4}$ for domestic use only		

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 7th day of August, 1962.

RALPH W. THOMAS

DEPUTY State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

29-2405

Application No. G- 35728
 Permit No. G- 27787
 District No.

Ida Lyon 185 1/2
 P.O. Box 1125
 Pocatello, Idaho

1. Name of Applicant: IDA LYON
 Postoffice address: Pocatello County: Bannock State: Idaho
2. Quantity of water claimed: 1 cubic foot per second
 - (a) Rate of withdrawal in cubic feet per second 1.0 or Idaho
 Miners' inches 50 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: well
4. Location of point of diversion or well is in the SW 1/4 of the NE 1/4 of Section 28
 Twp. 6S. , Rge. 35 E. , B.M., County of Bannock
5. Water is to be used for: irrigation and domestic
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
 Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
 at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: pipe and cement curbs 4 x 4 ft.
8. Estimated cost of works: \$ 200.00
9. (a) Is reservoir to be used? three curbs 4 ft. size around well 12 feet depth
 (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 onhand: \$
 (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:
 License No. 1152 - 0.7 cubic feet per second
 - (a) 0.7 (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) 0.3 (cubic feet per second, inches or gallons per minute) is for new lands.

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.

/s/ Ida Lyon
Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 8:00 A. M. February 16, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 27787

Recorded in Book 98 Page 27787 Approved March 2, 1959

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 _____ 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 **September 2, 1961**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before March 2, 1964

Witness my hand this 2nd day of March, 1959

/s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLYE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 2nd
day of March, 19 59

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ ARNOLD WILLIAMS
Secretary of State.

By /s/ ROBERT E. SMYLLIE
Governor

12.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
6 S.	35 E.	28			40	40					40							120	
Permit No. G-27787																			
CERTIFICATE OF COMPLETION OF WORKS																			
✓ TO ALL WHOM IT MAY CONCERN:																			
This is to certify that IDA LYON of Pocatello, County of Bannock, and State of Idaho the holder of Permit No. G-27787, issued upon Application No. G-35728, bearing date of priority of February 16, 1961, authorizing the diversion of 1.0 second feet of waters of a well, County of Bannock, State of Idaho, for domestic 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 0.02 second feet of the waters of a well from subterranean flow; that the of diversion of said waters SW ¹ / ₄ NE ¹ / ₄ , Sec. 28, T. 6 S., R. 35 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:																			
For domestic use in SW ¹ / ₄ NE ¹ / ₄ , Sec. 28, T. 6 S., R. 35 E., B.M.																			
Witness my hand this 7th day of August, A. D. 1962.																			
s/ RALPH W. THOMAS Deputy State Reclamation Engineer																			
Proof of Completion of Works Made: November 14, 1961																			
LICENSE ISSUED FOR 0.02 SEC. FL. page 7384																			

RECEIVED from

Name STATE RECLAMATION DEPARTMENT
Address Room 107, Statehouse

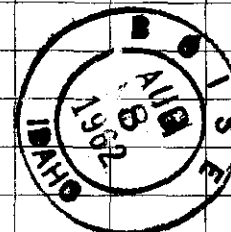
(Affix stamp here for fee, if issued as a certificate of mailing)

the following-described pieces of _____ mail.

(Insert "Insured," "C. O. D.," "Certified," or "Ordinary")

(Postmark and date of receipt)

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	Postage (exclusive of other charges or fees)	Insurance or C. O. D. fee	Amount due sender if C. O. D.	Endorsement on article	Return receipt fee	Special-delivery fee	Special-handling charge	Restricted delivery fee	
									Remarks	
1	19532 Ida Lyon, 585 W. Clark St., Pocatello, Idaho	4								
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Total number of pieces listed by sender one

(Write number here in words)

Total number of pieces received at post office 1

Postmaster, per _____

(Name of receiving employee)

*Special-handling charges apply only to fourth-class parcels. Special-delivery service also includes special-handling service.

†Mark "F" if "Fragile," "P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Butter," "FL" if "Fragile-Liquid," and "FLU" if "Fragile-Liquid-This Side Up."

27787

RECEIVED from

Name STATE INFORMATION DEPARTMENTAddress Room 107, Statehouse

(Affix stamp here for fee, if insured, and certificate of mailing)

the following-described pieces of _____ mail.
(Insert "Insured," "C. O. D.," "Certified," or "Ordinary")

(Postmark and date of receipt)

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	Postage (inclusive of other charges or fees)	Insurance or C. O. D. fee	Amount due under C. O. D.	Re-shipment on article	Return receipt fee	Special delivery fee	Special-handling charge	Restricted delivery fee	Remarks
19532										
1	19532 Ida Lyon, 585 W. Clark St., Pocatello, Idaho.									927787
2										
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7	\$10 ⁰⁰ in cash returned									
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Total number of pieces listed by sender

ONE

(Write number here in words)

Total number of pieces received at post office

Postmaster, per

(Name of receiving employee)

*Special-handling charges apply only to fourth-class parcels. Special-delivery service also includes special-handling service.

†Mark "F" if "Fragile," "P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Butter," "FL" if "Fragile-Liquid," and "FLU" if "Fragile-Liquid-This Side Up."

27787

RECEIVED from

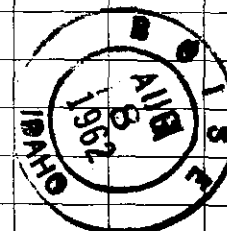
Name STATE RECLAMATION DEPARTMENT
Address Room 107, Statehouse

(Affix stamp here for fee, if issued as a certificate of mailing)

the following-described pieces of _____ mail.
(Insert "Insured," "C. O. D.," "Certified," or "Ordinary")

(Postmark and date of receipt)

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	Postage (exclusive of other charges or fees)	Insurance or C. O. D. fee	Amount due sender if C. O. D.	Endorsement on article	Return receipt fee	Special-delivery fee	*Special-handling charge	Restricted delivery fee	Remarks
1	19532 Ida Lyon, 585 W. Clark St., Pocatello, Idaho	4								
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Total number of pieces listed by sender one
(Write number here in words)

Total number of pieces received at post office 1

Postmaster, per [Signature]
(Name of receiving employee)

*Special-handling charges apply only to fourth-class parcels. Special-delivery service also includes special-handling service.

†Mark "F" if "Fragile," "P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Butter," "FL" if "Fragile-Liquid," and "FLU" if "Fragile-Liquid-This Side Up."

27787

RECEIVED from

Name STATE REGISTRATION DEPARTMENT

Address Room 207, Statehouse

(Affix stamp here for receipt issued as a certificate of mailing)

the following-described pieces of _____ mail.

(Insert "Insured," "O. O. D.," "Certified," or "Ordinary")

(Postmark and date of receipt)

[illegible]

Total number of pieces listed by sender

014

(Write number here in words)

Total number of pieces received at post office

Postmaster, per

(Name of receiving employee)

*Special-handling charges apply only to fourth-class parcels. Special-delivery service also includes special-handling service.

†Mark "F" if "Fragile," "P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Butter," "FL" if "Fragile—Liquid," and "FLU" if "Fragile—Liquid—This Side Up."

27787

August 7, 1962

Re: Permit No. G-27787

Ida Lyon
585 W. Clark St.
Pocatello, Idaho

Dear Mrs. Lyon:

Enclosed are Certificate of Completion of Works
and License and Certificate of Water Right issued on Permit
No. G-27787.

Also enclosed is departmental receipt No. G-7237
in the amount of \$10.00 and \$10.00 in cash returned to you,
as the fees were \$10.00 only.

Very truly yours,

G. O. H. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Kule
Chief Clerk

GR:ew

Enc. certificates
receipt
\$10.00 in cash

Registered Mail

27787

August 3, 1962

RE: Permit No. G-27787

Ida Lyon
585 W Clark Street
Pocatello, Idaho

Dear Mrs. Lyon:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-27787 shows the well is capable of conveying 1 miner's inch, or 0.02 c.f.s. of water for domestic use.

Upon receipt of the statutory fees, totaling \$10.00, which consists of a Completion of Works fee of \$5.00 and License and Certificate of Water Right fee of \$5.00, we will issue the Certificate of Completion of Works and License and Certificate of Water Right, confirming the right, with priority of February 16, 1959 to the use of 0.02 second feet of subterranean water with the point of diversion in the SW $\frac{1}{4}$ EA $\frac{1}{4}$, Sec. 28 for domestic use in the SW $\frac{1}{4}$ EA $\frac{1}{4}$, Sec. 28, T. 6 S., R. 35 E., B.M.

Very truly yours,

C. W. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

27787

Handwritten:
G-27787

July 16, 1962

Mr. and Mrs. Ben H. Lyon
Box 1125
Pocatello, Idaho

Dear Mr. and Mrs. Lyon:

Reference is had to your letter of June 25th addressed to Governor Smylie.

Field Engineer Johnson reported this morning that some further investigation concerning your problem in referred to letter is to be made, and he expects to perform this investigation on his next trip to Pocatello area.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

CARL E. TAPPA, Assistant
State Reclamation Engineer

CET:ew

cc. Honorable Robert E. Smylie
Governor, State of Idaho

Handwritten: 27787

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

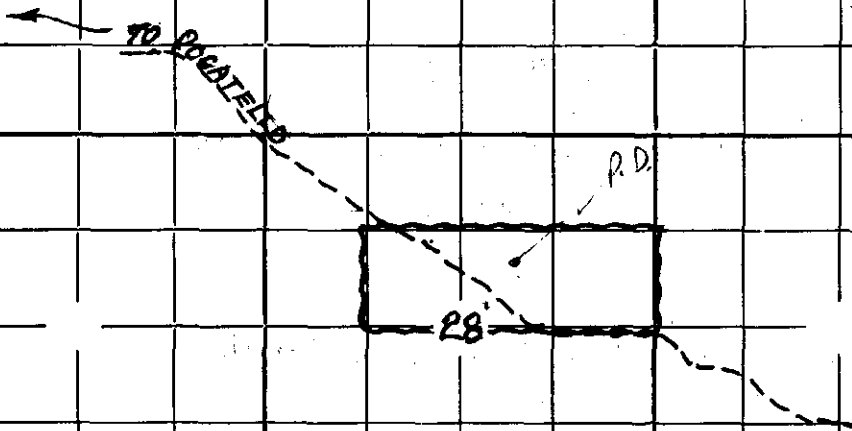
REPORT OF ENGINEER

PERMIT NOG-27787

REPORT ON PROOF OF Completion of Works & Beneficial Use

Eda Lyon, 585 W. Clark St., Pocatello, Idaho

R-35E.



T
6
S

Domestic Use

Allow

002 cfs or 1 inch

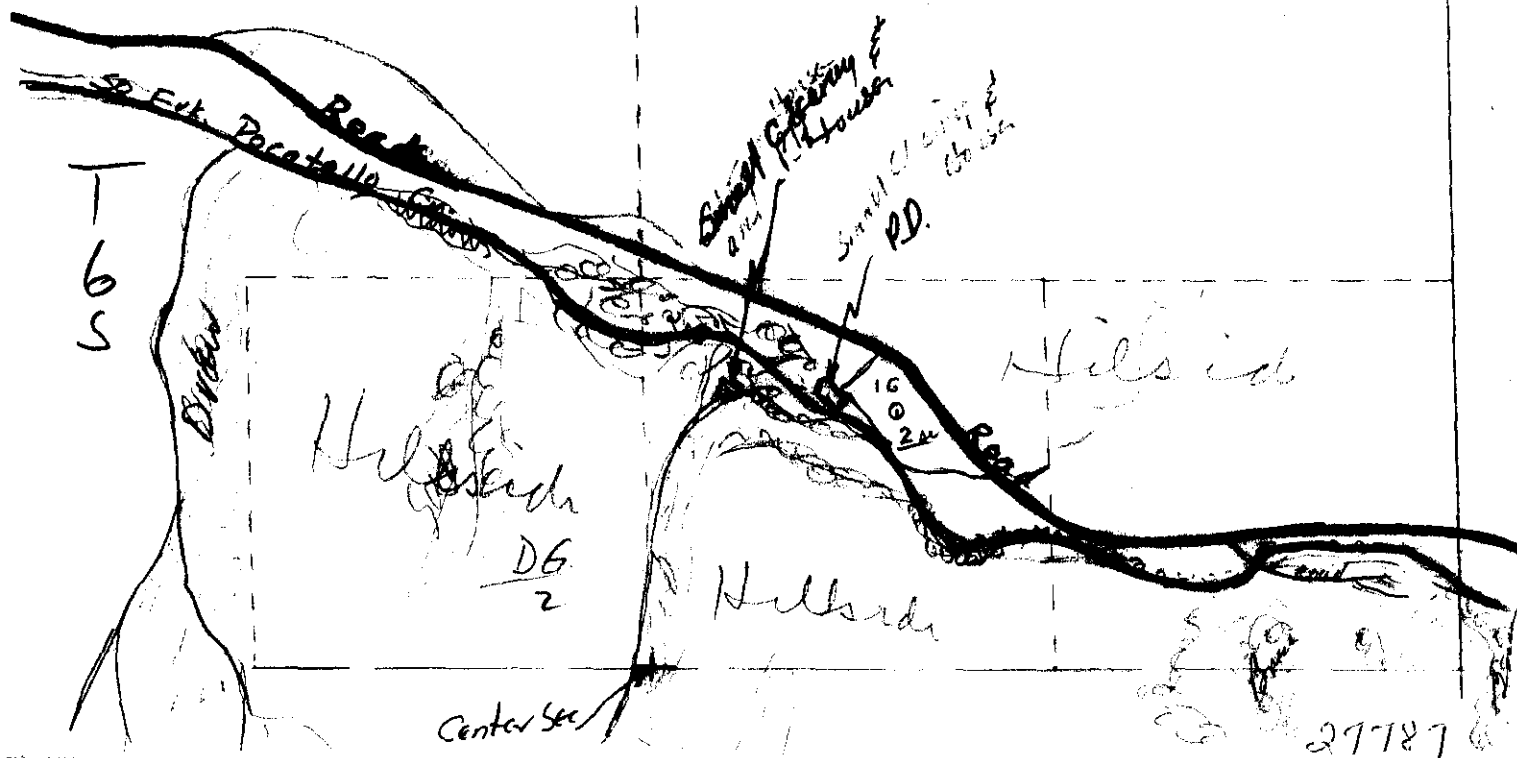
Bannock County

Ida Lyon Permit # G-27787

R-35E

21 22

28 27



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-27787

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

1. Name of applicant Ida Lyon

2. Source of water supply: Subterranean flow from a well

3. Location of point of diversion: Is in the SW 1/4 of Section 28

T. 6 S R. 35 E.B.M. County of Bannock

4. Describe works as they exist, giving dimensions and capacities of same: Hand dug 4' dia x 12' deep - 3-4' x 4' concrete culverts as casing. 1 1/2" sand point driven 8.5' deep. 1 1/2" discharge to 2" x 3.80' buried pipe to house.

5. Water is used for: irrigation and domestic

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):

SW 1/4, SE 1/4 Sec. 28., Twp. 6 S., Rge. 35 E.B.M.

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

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

Remarks: Mr. & Mrs. Lyons along

No water being used from well at time of examination.

Nothing being being irrigated at this time.

This examination was made on the 20th day of June, 1962

(Signed) John Johnson Examiner.

27787

7877

RECEIVED
AUG 3 1962

Department of Reclamation

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.

Ida Lyon
585 W. Clark St.,
Pocatello, Idaho
Permit No. G-27787
check at home

Examination for Completion of Works & Beneficial Use

County Bannock

Sec. 28 T. 6 S. R. 35 E. B. M.

Quantity: 1.0 c.f.s

Source: Well

P.D.: SW. NE., Sec. 28, T. 6 S. - R. 35 E. B. M.

Use: Irrigation & Domestic

Filed: Feb. 16, 1959

Due: March 2, 1964

Extension: —

Completion of Works: —

Other Rights: Lin. 1152 - 0.7 c.f.s.

Hand dug 4' x 2' deep
3-4' x 5' concrete
cylindrical well casing
h: 8'

Bore 1 1/2" Sand point into 85' depth
of dug well - got
artesian action from
sand point
1 1/2" stand pipe to 2" x 32' to
home and has about
1 acre of orchard.



REC'D JUN 27 1962

RECEIVED
JUL 10 1962

Department of Reclamation

BEN H. LYON

Insurance

TELEPHONE: 240
585 WEST CLARK STREET
P. O. BOX 1125
POCATELLO, IDAHO

June 25, 1962.

Hon: Robert E. Smylie Governor
Boise, Idaho.

Dear Governor:

We had a visitor here from the Reclamation on a well work, and on Account of Mrs Lyon being so terrible ill, we went up with this representative and learned very little I hope that you can help to to see Mr. Carter and try and get this threw for us I know its out of line but on account of the sad illness of Ida Lyon shes been very ill.

and she could not take her part and our Attorney passed away Mr. A.L. Merrill, we were left alone and we will try from this on to keep up our parts. we have had a very bad deal with this water and been sued by Att. Whittier, Caldwell and had employed, and we had Jones Ralph and Robert Terrell and they played Brothers and hid out water rights and the Honorable Carter Straightened out, the deal and has been great to us.

I am very handicaped with the serious ill ness of Mrs Lyon which the Reclamation representitave that was here to check the work done.

With my best personal regards,

Yours very truly,

Ida & Ben
Ida and Ben H. Lyon

BHL/cc.

Box 1125
Pocatello, Idaho.



27787



STATE OF IDAHO
OFFICE OF THE GOVERNOR
BOISE

ROBERT E. SMYLIE
GOVERNOR

July 9, 1962

Mr. and Mrs. Ben H. Lyon
Box 1125
Pocatello, Idaho

Dear Mr. and Mrs. Lyon:

This will acknowledge your recent letter which I am referring to the State Reclamation Department for their information and such action as is appropriate.

I'm sorry to hear of Mrs. Lyon's illness and wish her a speedy recovery.

With warm personal regards and best wishes, I am,

Sincerely yours,

A handwritten signature in dark ink, appearing to be "R. E. Smylie", written over a horizontal line.

GOVERNOR

RES:c

cc: Mr. Carl Tappan
Assistant State Reclamation Engineer
Statehouse
Boise, Idaho

27787

DRILLING CONTRACTOR

Route 2, North; Box 190 — Phone CL 6690

POCATELLO, IDAHO

William Dunfee & Sons,
Date....., 19.....

Hours				
Drilling				
Casing				
Drive Shoe				
Set-Over				
TOTAL				

Operator

Work Approved:

By.....

Location: ¼, ... ¼, Sec.....

T..... N-S; R..... E-W, ... County

and..... feet N-S, and..... feet E-W from

..... Corner of..... ¼ ¼ Sec.....

In the event the seller places collection of amount owing or the repossession of said property in the hands of an attorney, purchaser agrees to pay a reasonable attorney's fee in addition to the amount owing.

27787

Pocatello, Idaho, May 2, 1962

State of Reclamation, Boise, Idaho.

Gentlemen:

Re: Permit : No.G*27787.

Owing to Severe Sickness the past Year I have been to sick to do Much However the well is over flowing over the Top now, from the Driving of the the Point of 85 Feet. We wanted to get Drilling I took so Sick was unable to get the Well Drillers to Drill and owing to the bad Times and money Questions.

We were at the ranch Yesterday and have not been able to do much as yet this spring but the increases of the Flow caused by the well extention by paint Drilling and the other work, the wire from Electric Was Picked up on account of wind and is Storred at home. and the pump is still in the Trailer House as sickness hampered us we wanted to get some cattle on the Permit of Taylor Grazing but on account of sick ness my self and Husband, we had to abond it .for this season. at least. thank you and we have not been able to even Answer our lette feeling a little better now. We are very sorry that if we failed to answer your Last letter.

Yours very truly.

IL/cc.

Ida Lyon
Ida Lyon, By Ben H. Lyon Her Husband.

RECEIVED
MAY 4 1962

Department of Reclamation

Orchard is now flooded & Some of the other lands
and the waters above is held by residents above.

27787

November 28, 1961

RE: Permit No. G-27787

Ida Lyon
Box 1125
Pocatello, Idaho

Dear Mrs. Lyon:

Your letter of November 27 has been received in regard to liability insurance of the Melvin Durfee & Sons Drilling Company.

This office has no information concerning the insurance carried by that drilling company. They should be able to furnish you that information.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Deputy State Reclamation Engineer

RWT:mr

27787

Pocatello, Idaho, November 27, 1961

State of Idaho
Department of Reclamation

George M. Carter, State Reclamation
Boise, Idaho.

Department of Reclamation

Dear Mr. Carter:

Re: Permit No. G-27787.

I have your letter dated November 21, 1961, for which I wish to thank you for. We had here to-day Durfee & Sons Well Drilling Co., Licence # 205, we don't know if we can make it to have them drill for me or not right now. It's hard to get the necessary drilling done on account of finances.

I am wondering if the company is insured and that if it is necessary that I get a coverage on this kind of work, where there is a contract say for a 50 or 100 foot extension on our present well, would like to go further but it will take \$700. for the drillings or \$7. a foot, and \$4.50 a foot for 8" Heavy Well casing, this would be a out lay of \$1150.00 is hard to raise, we may have to settle for ~~###~~ for \$50. if this has to be done now which would not help me much.

I believe I will call or write to Ensign and Walker Agency and see if ^{My} ~~the~~ Liability is ample to cover the party while on the lands. It takes so much and no profits or rent now days one does not know just what to do.

Thank you very much for the nice letter and will try and advise as soon as we believe we can new Pump, as the old one is too small I bought from Brennan Plumbing, and the pipes and fittings for Sprinkling, and Getting some one to farm the Ranch free is hard to get as no one wants to work any more.

Yours very truly,

Ida Lyon,

and we two are very ill and have been so since Box 1125, Pocatello, Idaho.

We were run down by frame up will be 3 years next May 5, at 1 A.M. and have

ill ever since and Mr. Lyon on crutches.

27787

November 21, 1961

Re: Permit No. G-27787

Idaho Lyon
585 W. Clark Street
Pocatello, Idaho

Dear Mrs. Lyons:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Bannock County News, all submitted in proof of completion of works and beneficial use on Permit No. G-27787.

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:

27787

**NOTICE OF PROOF OF COM-
PLETION OF WORKS AND AP-
PLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10.00 A. M., on the 14th day of November, 1961, at Pocatello, County of Bannock, State of Idaho, before L. G. Hewlett, Notary Public, at Pocatello, Idaho, proof will be submitted of the completion of works for the diversion of one cubic feet per second of under-ground 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-27787, 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 Ida Lyon, 585 West Clark Street, Pocatello, 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 one cubic feet per second.

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

4. The point of diversion of said water is SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 28, T. 6 S., R. 35 E., B. M.

5. The place where said water is used is SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 28, Township 6 South, Range 35 East, B. M.

6. The date of priority which said user is prepared to establish is Feb. 17, 1960.

GEO. N. CARTER,
State Reclamation Engineer.
First publication Oct. 12, 1961.
Final publication Nov. 2, 1961. (n)

PROOF OF PUBLICATION

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

Deponent: L. G. Hewlett

Lowell L. Leek

being first duly sworn, on his oath, deposes and says:

That he is a citizen of the United States of America, over the age of 21 years; that he was at all times herein mentioned the principal Clerk of the Bannock County News, a weekly newspaper published at McCammon, County of Bannock, State of Idaho, and having a general circulation therein.

That said deponent, during all times mentioned in this affidavit, has had and still has charge of all the advertisements in said newspaper; that the Legal Notice, of which the annexed is a true printed copy, was published in the said Bannock County News on the following dates, to wit:

Oct. 12, 19, 26 & Nov. 2, 1961

That said newspaper has been consecutively, continuously and uninterruptedly published in said county for a period of 78 weeks prior to publication of said notice, and is a "newspaper" within the meaning of the laws of Idaho.

Lowell L. Leek
SUBSCRIBED and sworn to before me this 7th day of

Nov, 1961
Mildred E. Lundenschmitt

McCammon
Notary Public, Pocatello, Idaho

My commission expires: Oct 25 - 1963

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
NOV 15 1961
Department of Reclamation

Permit No. G-27787

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. Ida Lyon, 585 W. Clark Street, House wife and Farmer, Pocatello, 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. Only as Owner Individual

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit. Permit Number is G-27787 date of Permit March 2, 1959, Date of priority 2-24-1959

Ans. _____

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

Ans. Point. Purchased a Block and Tackle to pull the driven point from the well lost a larger Subterranean Water Well, Location of Point of Diversion SW 1/4 of the NE 1/4 Section 28, Township Six South Range 35 East Boise Meridian, Blaine, Blaine County, Idaho. More definitely described the Point of Diversion is SEC. 28 T. 6 S. R. 35 E. B.M. Hamilton and Wallace surveyed them.

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. Installing cement reinforced with steel Reservoir, 4x4 Feet around, 3 of them

12 feet deep. Pressure tank, Driving a 1 1/2 Inch Pipe 85 feet, wiring from house 600 feet to well, 2 inch pipe from well to house, ditch to place of use, 3 4 Feet Curbs, stands 12 feet deep from 3 4 feet, after pipe driving water filled the three Cement curbs to top and run over, Unable to measure pressure, Surveying Lands, From point of diversion, to place of use, depth of well Point driving 85 feet, Ditch of reservoir, 12 feet, Pump was pulled as damaged by water and vandals. 3 4 Pipe was ditch, installed at bottom of reservoir so the water if any could run back in the ditch.

Ques. 6. State for what purpose water is so 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, Stock water, Domestic Waters, and mining Purposes,

Water used in the SE 1/4 of NE 1/4, and the SE 1/4 of NE 1/4 Section 28, Township Six South, Range 35 East Boise Meridian, Blaine, Blaine County, Idaho. Subdivision, Blaine, Blaine County, Idaho. Meadow, Alfalfa, Orchard, Water used estimated at 1.0 Cubic feet, or 50 Miner's inches. Subdivisions above mentioned has 40 Acres each for irrigation. Stock, Domestic, consumption, mining use, ash hydraulic.

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

Ans. Well was hand dug 4 feet, in three pieces weigh 2 tons, each 4x4 f Curbs upright 4 feet each weigh 6 tons, Installed with Block and Tackle, and Point well called reservoir Point was driven with a double Jack by hand 85 feet, in Well reservoir.

27787

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

Ans. Water is used for hydraulic for Mining in the same sections described here in Providing we can increase the amount in the well to at least 100 Miners Inches

Ques. 8. What is the minimum amount of water required for the purpose specified above? 1 Miner Inch per Acre.

Ans. 1.0 Cubic feet or 50 miners Inches or more, Dryness of water sheds, in the effect. past years, draught and Interference of the rightfull of water used by others, would

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. Ida Lyon is the wife of Ben H. Lyon Sr. and Ben H. Lyon Jr is the son of Ida and Ben H. Lyon. Ida Lyon was issued a Power of Attorney from Ben H. Lyon Jr and Wife, and has

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

Ans. all except what has been held by people above that has no rite and taken away and used, and the dryness of the seasons has effected our usage in these dry seasons Stream being dammed off above and taken to their homes and farming, Business Purposes has effected by Operation of Subterranean Water Well Herein Subdivision above

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. Under Licence No. 1152 6th day of March 1905, that has been demanded and used by others above and below, and loss of Stock, Crops or water, falsely claimed, by others that did not have any water rights, older then this date above mentioned. I need my water right above mentioned and the use of 2.0 Cubic or 100 Miners Inches as First first as Priority March 6, A.D. 1905 or 1906.

(Sign)

Ida Lyon

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 Pocatello, County of Blaine,

State of Idaho, on this 14th day of November, A. D. 1961

L. G. Hewlett
Notary Public, Residing at Pocatello, Idaho

My commission expires

April 17, 1963

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
NOV 14 1931

Department of Reclamation

Permit No. G-27787

**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. Scott D. Lowe, age 67, Residence 1655 S. 0.4th, Pocatello, Idaho

Ques. 2. Are you acquainted with Ida Lyon, the holder of Permit No. G-27787 yes? How long have you known him and where does she reside?

Ans. Ida Lyon
Yes, I have known her about 15 years

at 585 West Clark, Pocatello, Idaho

Ques. 3. Have you read or heard read said Permit No. G-27787, and are you familiar with its provisions and conditions?

Ans. YES I have read the above mentioned permit and its provisions

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. Source of water supply (well). Place of diversion; in Blaine County, Idaho
Adequate pipe and sprinkling system is planned. to be used in the near future

Place of Diversion More Definitly Described is SE 1/4 SW 1/4 Sec. 28 T. 14 N. R. 10 E. Blaine Co. Idaho
Hamilton and Hamilton and Vogeller, Surveyors, Pocatello, Idaho

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. About 50 miner's inches when well is redrilled. There is now about fifteen miner's inches flowing out of well

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 not seen pump operate, as pump was flooded was not being operated at the time I was at the Ida Lyon ranch.
at the present time I estimate from experience 35 to 50 miner inches or more would be delivered proper operation

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. ~~SE 1/4, NW 1/4, SW 1/4, SE 1/4, Sec. 28 Township 8 South Range 35 East Boise Meridian In Bannock County, Idaho~~

Ans. Water has been used for irrigation of orchard and garden. ~~well.~~
Description above mentioned
The orchard and garden irrigated. ~~Natural meadows and growing crops. Other grasses~~
A motor and pump and necessary wiring, pipe from pump to orchard was
Installed. Cultivated land is to be irrigated to the extent of 120 acres
when Subterranean water well produces ample water. Cement reservoir. ~~425 feet~~

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

Ans. I was informed that the well ~~Subterranean~~ water was used for hydrolic mining.

Stock has been watered with well water. ~~From the Subterranean well.~~ Mining desired
by use of Highdraulic as soon as ample water can be developed.

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. 1 miner's inch per

acre Black loam. To irrigate all the that is feasible 150 miner. inches would

Ans. be required.

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 Only Acquainted with the Ida Lyon Ranch above described in the above subdivisions.

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 been over the ground many times in the past and very recently.
Except for the last several years during the irrigation season ~~when to dry~~
water from the ~~well~~ has been used to irrigate ~~stock, garden, orchard, growing crops~~

(Signed)

Scott D. Lowe

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 Pocatello
County of Bannock, State of Idaho, on this 14th day of November,
A. D. 1961

L. J. Hewlett
Notary Public,
Residing at Pocatello, Idaho

My commission expires April, 17, 1963

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEPT. OF RECLAMATION
BOISE, IDAHO

Deposited at _____

Permit No. G-27787

Proof of Application of Water to Beneficial Use
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.

*Hazel M. Hahn - age 60 - 730 N. Arthur
Boise Idaho - Landlord & Housewife -*

Ques. 2. Are you acquainted with Ida Lyon, the holder of Permit No. G-27787 yes? How long have you known her and where does she reside?

Ans.

*Yes - I have known her about 20 years
she resides at 585 1/2 Clark + Postville Creek*

Ques. 3. Have you read or heard read said Permit No. G-27787, and are you familiar with its provisions and conditions?

Ans.

Yes - I have read it and am familiar with its provisions and conditions.

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 water supply in the SW 1/4 NE 1/4 Sec 28 Twp 6 S R 35 E B M point of diversion in
Parrish County Idaho - Driving a 1 1/2" point to 85' -
filling Res. to running at top. 50 miles. Water is
used for irrigation chinery. (Black water running)*

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.

*50 miles. Water when season is wet and no
interference by others.*

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.

*From the Res. of the Reservoir running over the
top - It appears to me to be about 50 miner's inches
Estimate can be developed.*

27787

Ans. Natural is used for hydraulic minerals for the

Sec. 28 + 69. Range 35 E 14 N 120 Sec. 1
Ans. Water is used for hydrating mining for the
same sections above mentioned also for
irrigation stock watering & clearing & other
uses. Water is used for irrigation Sec. 28
+ 69. 35 E 14 N in subdivisions

Ans. Same as above

Ans. 50 mm or 2 inches or more

Ans. None at all

Ans. For use on orchard gardens & etc.
also ~~also~~ and orchard grass
Lying Condition on District Part New York
during time of said Permitt herein referred
to

(Signed)

County of Barnett, State of Idaho, on this 14th day of December,
A. D. 1961.

A. D. 1961

L. G. Hewlett
Notary Public.

Notary Public.

Residing at Pocatello, Idaho

My commission expires April, 17-1963

27787

te for Information
case of Errors

Pocatello, Idaho, Oct 10, 1961

Idaho Department of Reclamation

No 1

Boise, Idaho.

585 W. Clark,

Pocatello,

Ques. 1 Ans.

Ida Lyon / P.O. Box 1125, Bannock County, State of Idaho

Question

OCT 13 1961

Ques. 2

Ques. 3 Permit Number G 27787, Date of Priority March 3, 1959

Department of Reclamation

Ques. 4 subterranean water well, Location of Point of diversion is SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 28 Twp 6S, Range 35 E.B.M.

Ques. 5 Installing 3 Cement reinforced Curbs 4X4 feet, Pump, pressure Tank, Driving a 2 $\frac{1}{2}$ Inch Point 85, feet, wiring west of 4X4 Feet curbs resivior 600 feet from house to well 2 inch pipe from well to house, ditch to place of use, depth of resivior 12 feet, depth to water was 85 feet with 2 $\frac{1}{2}$ point in resivior filled and run over top 12 feet depth, running over resivior, unable to measure pressure.

Ques. 6 Water is used for Irrigation, Culinary Water, and Use of Water for Mining, In which used subdivision SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$ NE $\frac{1}{4}$, of Sec. 28, Township 6 South Range 35 East of Boise, Meridian, Meadow, Crescent Grass, Alfalfa, Orchard, above mentioned Water used estimated at as 1.0 cubic feet or 50 miner's inches. Subdivisions above mentioned has 40 acres in each.

I understand that Proof of Application of water to Beneficial Use of Deposition of Holder and completion of work, that is to be acknowledged 11-14-1961, with one or 4 Publications attached and returned complet with witnesses to your office all the same date and time 10:00 A.M. or as soon as completed ?

IL/cc.

Ida Lyon Box 1125, Pocatello, Idaho.

27787

Page No. 2

Water is used for & Subdivisions

Ques. 7 / Hydraulic in Mining in the same sections as described herein.

" 8 1.0 50 miner inches or more.

wife

Ques. 9 Ida Lyon is the ~~Wife~~ of Ben H. Lyon, and Ben H. Lyon Jr is the Son of Ida and Ben H. Lyon., on account of the racket of the Lawyers, we had to Give a Gift deed to Ben H. Lyon Jr and wife, and he in turn Put Ida Lyon on Power of Attorney. and left a deed back to Ida Lyon Its to bad that people people can not be honest?

Ques. 10 all except what has been held by people above that has no rite had taken away and used and I gess the load, has used as dry season. License

Ques. 11 Under ~~License~~ No. 11 53 6th day of March 1905. that has been demanded and used by others above and below.

27787

October 4, 1961

Re: Permit No. G-27787

Ida Lyon
585 West Clark St.
Pocatello, Idaho

Dear Mrs. Lyon:

Enclosed is one of the copies of the legal notice which has been corrected as to date to make the proofs, the point of diversion and the date of priority as shown on our record of your permit.

The date to make the proofs must allow for four weekly issues of the paper containing the legal notice. The date of priority is the time the application for permit was filed in this office.

You can return the enclosed form, if it is satisfactory, at your earliest convenience. You do not have to make the proofs of completion of works and beneficial use of the water until March 2, 1964. Your letter indicates that you are not ready to make these proofs at this time as you have not developed a satisfactory supply of water.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

RT:ew

Enc. copy of legal notice

27787

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

October 6, 1961

Re: Permit No. G-27787

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

IS ATTACHED

Ida Lyon,
585 West Clark St.,
Pocatello, Idaho.

Dear Mrs. Lyon:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-27787. The proofs are to be made at 10:00 o'clock A.M., on the 14th day of November, 1961, ~~xxxx~~, before L. G. Hewlett, Pocatello, Idaho, Notary Public.

As of this date we have mailed the Notice to the McCammon News, 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 you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

^{Rule}
(Mrs.) Edna P. ~~Kutledge~~
Chief Clerk

Encl.

EPR: pak
cc: Notary

27787

1200
6-28-61

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

Boise, Idaho

Re: Permit No. G-27787
Ida Lyon

Date: Oct. 6, 1961

McCammon News,
McCammon, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to November 14, 1961 the date set for proof; the expense of the publication is to be paid by the applicant

Ida Lyon

of 585 West Clark St., Pocatello, 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.

27787

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

Notice is hereby given that at 10:00 A. M., on the 14th day of November 1961, at Pocatello, County of Bannock, State of Idaho, before L. G. Hewlett, Notary Public, at (address) Pocatello Idaho, proof will be submitted of the completion of works for the diversion of one 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-27787, 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 Ida Lyon, 585 West Clark Street, Pocatello, 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 one cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes ~~XXXXXXXXXX~~, and the amount applied to beneficial use is One cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 28, T. 6 S., R. 35 E.,

5. The place where said water is used is SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 28, Township 6 South, Range 35 East, B. M.

6. The date of priority which said user is prepared to establish is Feb. 17, 1959

GEO. N. CARTER

State Reclamation Engineer

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

Notice is hereby given that at 10 :00 A.M., on the 28th day of September 19 61, at Pocatello, County of Bannock, State of Idaho, before L.G.Hewlett, Notary Public, at (address) Pocatello Bannock County, Idaho, proof will be submitted of the completion of works for the diversion of One 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 27787, 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 Ida Lyon, 585 West Clark Street, Pocatello, Bannock County, 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 One cubic feet per second.

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

Well in SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 28 T6 S. R. 35 E.

4. The point of diversion of said water is SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28 T 6 S. Rge. 35 E. B.M.

5. The place where said water is used is SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28 Township 6 South, Range 35 East, B.M.

6. The date of priority which said user is prepared to establish is March 6, 1905 or 31st day of March 1914.

State Reclamation Engineer

27787

RECEIVED
OCT 9 1961

Department of Reclamation
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 14th day of November ~~September~~, 1961, at Pocatello, County of Bannock, State of Idaho, before L.G. Hewlett, Notary Public, at (address) Pocatello, ~~Bannock County, Idaho~~, proof will be submitted of the completion of works for the diversion of One 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 27787, 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 Ida Lyon, 585 West Clark Street, Pocatello, Bannock County, 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 One cubic feet per second.

3. The use to which said water has been applied is Irrigation and Domestic Purposes purposes, and the amount applied to beneficial use is One cubic feet per second, SW 1/4 NE 1/4 Sec. 28 T6 S. R. 35 E.

4. The point of diversion of said water is SW 1/4 NE 1/4 Section 28, T6 S. R. 35 E.

5. The place where said water is used is SE 1/4 SW 1/4 NE 1/4 and SE 1/4 NE 1/4 Section 28 Township 6 South, Range 35 East, BM.

6. The date of priority which said user is prepared to establish is Feb. 17, 1959
or that day of March 1954.

State Reclamation Engineer

27787



Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) September 28, 1961
(P. O.) Box 1125, or 585 West Clark Street, Pocatello, Bannock County, 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
Macammon News of Macammon Bannock County, Idaho published in
the county in which the works are situated.

Elia Lyon

(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.

27787

State of Idaho
Department of Reclation,
George N. Carter State Reclamation
Engineer, To Roy W. Thompson,
Supervisor of Water Distribution,
Boise, Idaho.

September 28, 1961.

Re; Permit No. G 27787

September 28, 1961 my Birth Date Born In Idaho, Sept. 27, 1893. Natives.

My Dear Mr. Roy W. Thompson Supervisor of Water Distribution, I have your letter dated September 5th, 1961, for which I wish to thank you for.

On August 26, 1961 the water in the well was 18' deep in the curb 4X4 feet and since that date to this date of September 28, 1961 has receded to 4 feet, the curb covered flow the entire 8 feet, and at this time the water stands at 5 feet in the 4X4 Curb. The reason of the dropping of the water is caused by after the driving of the 1 1/2 inch pipe 85 feet being used by the people above and the dry season at the time of driving the Pipe water over flowed over the 8 1/2 feet curb. The point was driven 85 feet bringing

the water to fill the 4X4 Curb of Cement and lowered down on account of the interference from the folks above, moving our pumps and using the water of the stream and well so as to dry up the well, and of course the dryness of the District there all has an effect of the well and its producing of ample water, we plan on more work on the well as soon as we can arrange to finance the project.

The lands has been watered all the time except when the waters was used above by those that does not have a water rite or permit to interfere with our well.

We have had Mr. A. L. Merrill helping us as well as your Honorable folks to keep and hold our water rights, Mr. Merrill as you know has passed away and we were advised that we should get a head and prove up on the well for additional water for the lands described in the location of Point of Division.

Mr. Lyon was been ill from being framed by drunks on the highway it will be 3 years this coming May 5, 1962 and on Crutches most of the time, and I my Self has been payed up on account of the same accident, to help keep us back. It appears to us that ever one is trying to keep the waters that justly belong to the lands herein permit Number G 27787 to be proved up on by removing our pumps and damming off the springs and Streams, which can be seen from the roads above to keep the Waters from flowing down the stream, and stops the under ground water to enter our well, and property under our permits. There is not enough water let down to water our orchard and its dying for the want of the water due us under our permit and water rite.

Mr. Lyon does business thru Ensign Walker Agency your City, is a member of the Idaho Historic, I.O.O.F. 55 yrs. With my best personal regards, Well acquainted with our have the 50 year badge. Grand Governor, and members as the Benhook County Historic Society. and was Born within 3 Miles of Yours very truly, *Ida Lyon*

Fort Hall on Lincoln Creek April 15, 1889. Father had a squatter right Ida Lyon, P.O. Box 1125 IL/cc. where the water dispute is 1860. Pocatello, Idaho.

27787

September 5, 1961

Re: Permit No. 27787

Mr. Ben H. Lyon,
Box 1125,
Pocatello, Idaho.

Dear Mr. Lyon:

In reply to your letter of August 26, 1961, stating that you would like to make proofs on Permit No. 27787. This is a well permit and you state that you drove a 1½ inch pipe to a depth of 85 feet. You also state the well produced some water at the time you drove your pipe, but now we assume the well is dry due to the season's dryness or the people above drying up your well.

Providing you have a well and it is producing water, you can make the necessary proofs any time, and prove up on the amount of water the well is producing. If you have a dry hole, it would not be possible for you to prove up on any water until you have modified your well to where it would produce water.

This Department would not be available to help you only in case if your well was producing water. After proofs were made, we would measure the flow of water from said well, together with the water applied to beneficial use at the rate of 1 miners inch per acre for the lands actually irrigated, and issue you a license therefrom.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

ROY W. THOMPSON
Supervisor of Water Distribution

RWT:pmk

27787



BEN H. LYON
RESIDENT AGENT
118 NO. MAIN STREET
POCATELLO, IDAHO

RECEIVED
AUG 23 1961

Department of Reclamation

August 26, 1961

New State Reclamation Engineer
Department of Reclamation,
Boise, Idaho.

Gentlemen:

Re; Application for Permit #35728 27787
License # 1152

So $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28 Twp 6S, Rge 35 E.B.M.

On account of being very ill we have not, and the residents above us has been taking for their own uses all the waters that would come down to my lands. We have contacted many drillers and it seems some of the residents has advised the well drillers not to drill for us and they did not show up. We had one here a few days ago and have lost their address, you may know them.

I want to get this water proved up on now if possible so that we can try and keep the above residents from taking all and any waters that would come to our property. It seems that there should be something done in some way to be able to notify those users. They have even tried to dry up the well.

We would appreciate any and all help you can do for us on this matter.

We drove a $1\frac{1}{2}$ inch pipe that over flowed the well curb, last year but the dry or the residents above has almost dried up the well. We went down 85 feet with the point to get the water to do this. We may have to try and drive it again to see if the water will do the same again.

With my best personal regards,

Yours very truly,

Box 1125
Pocatello, Idaho.

BHL/co.



27787



BEN H. LYON

RESIDENT AGENT

MAY 1 0 1960

Department of Reclamation

Insurance

TELEPHONES: 454 AND 240
118 NORTH MAIN STREET
POCATELLO, IDAHO

May 9, 1960

State of Idaho
Department of Reclamation

Hon: Geo N. Carter State Reclamation Engineer
Boise, Idaho.

My Dear Mr. Carter:

Re: Permit No. G-27787
We have decided not to file the application at present until things have been done and worked out.
A driller came in to put down a hole for a man on the north fork of Pocatello Creek. His first well he put in was about 200 feet from the creek bed which proved to be a dry one so he has put in another well for the same party right on the creek not more than 50 feet from the water line, and he claimed to get ample water, he now drills for a man named Clawson right on the creek which I understand is unlawful, I have been thinking to drill about 200 feet south of the present well first in place of drilling right or or close to the creek bed we have used since 1937, we have water there. ~~as the others have been doing, to save troubles and may also~~
drill down on the present well is that all right unless it costs me too much, the creek is dry and has been except a trickle, I have pumped the present well twice by getting a rent-all as our present pump that was damaged by the neighbors would not work. outting the old standing water into the old stream. just below the bed. I was wondering if I would do as above mentioned work the two wells if they both could be filed on or amended to read well No. 1 and Well #2. is 200 feet ample should we get water to pass the law on being far enough to not have people meddling with us and the ~~well #1~~.
I would be pleased to get all the information on our safeguards to be safe and your advise on the matter. thank you very much we do not know we thought we could start tomorrow but now he has another well to drill, there are many wells above us and right on the stream and some has taken possession of the springs, which should be a stop put to.

ILCCX.

Ida Lyon
Standard
Protection
CAPITAL STOCK
FIDELITY INSURANCE

Yours very truly,

Ida Lyon, Box 1125, Pocatello
Pocatello, Idaho.

27787

April 12, 1960

Re: Permit No. G-27787

Ida Lyon
Box 1125
Pocatello, Idaho

Dear Madam:

Enclosed are forms to be completed preliminary to make proof of completion of works and beneficial use of water under your permit.

You should not attempt to make the proofs before you have a permanent pumping system installed and have actually used the water beneficially on all the land you intend to irrigate. Your permit claims the use of one cubic foot per second or 50 miner's inches of water. The system described in your previous letter seemed inadequate however that is up to you to decide.

You may use the water from your well as much as you wish as long as the water is used beneficially.

It would seem best for you to concentrate on completing your pumping system and make the proofs after you have used the water. Making proofs before you have actually used the water would possibly void the permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS
Office Engineer

RT:ew

Enc. forms 36-11
instructions

27787

—Representing—



**The Commercial Union
Fire Insurance Company**

BEN H. LYON

585 West Clark Street
Pocatello, Idaho

RECEIVED
APR 1 1960
Department of Reclamation

Hon: Geo W. Carter,

I Note you say we have more time, we want to get this
State Reclamation engineer: water threw as soon as we can and please advise me what

I am to do to get this work to suit the rpofts Etc.
My Dear Mr. Carter: all the sewerage water is being empied into
stream.

Subject: well: Can I use any well water on the drazing
for our use for our trailer & Homelands, at least to keep the well clear and clean
We do not know if the furhtering of the Well down would be my best source

I have noticed that all the springs and Stream waters have been taken by
some residents 7 new owners above us and have drilled well right on the
stream, Lemard Moon, A Man by the name of Rato, another man by the name of
Hahn, a man by the name of Driggs, another man by the name of warner, and one by t
the name of Taysom, of the Caribou skeing area, and useing the upper spring for
a skating rink, and other purposes to impomd the small amount that comes down
also a new man on the Woodland ranch has build a resivieur, there are 7 above me
and L below me .

We know right now we went threw a stratta that is Over flowing the well of 4X4
12 feet deemp and the driving the two inch pipe in the center of the three
two tons each has risen to the over flow, and it appears that some one keeps
interfering with our work by after pulling the pump out on account of wet
coils etc. and placed it in our trailer adjining the well has been broken in
and parts taken so we may have to secure there has been no watcing our
property until April 6, 1960. Just a small trinkle.

I have tried to get a driller to drill and have been unable to get one as
yet as they calim to be to busy, it appears that the driller here had some
troubles with the upper wells that has been drilled on the creek bed.
we do now want to bother any one or interfear with their rights

all we want is fairm and what is the best for us to do under

IL/cc. the above taking advantage of the stream. thank you.



Sta Lyon
27787

April 8, 1960

RE: Permit No. G-27787

Ida Lyon
Box 1125
Pocatello, Idaho

Dear Mrs. Lyon:

You have until March 2, 1964, to make the proofs of completion of works and beneficial use of 50 inches of subterranean water. We hope by that time you have your large well drilled and the land under sprinkler system. From your description it seems you have a good chance to get a very good well.

Best of luck to you.

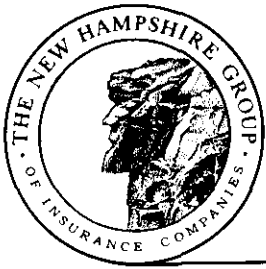
Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

RT:EPR:mr

27787



BEN H. LYON

RECEIVED
APR 8 1960
Department of Reclamation

Insurance

TELEPHONE: 240
585 WEST CLARK STREET
P. O. BOX 1125
POCATELLO, IDAHO

April 7, 1960

State of Idaho
Department of Reclamation,
% Geo N. Carter, State Reclamation Engineer,

Subject: Application NoG35728 Permit No.G 27787

My Dear Mr Carter: Have been trying to get some one to do
Plowing as soon as it get dry enough to

We deemped the well by driving ^{to} a point about and have now Artisen
well as its now within a few inches of the top, our pump have been parts
taken and trailer house broken into where we keep somt parts even to the
point we driven that we purchased some time ago and the pump had to be
pilled as the water got over the coil and put it out of commission.
we did water paster and archard with hoses, they were not very good so we
pulled them and plan on as soon as possible to get sprinklers systems to
water the Application No.35728 I would appreciate you in telling me
what I should do we plan on getting the Pumper Ruter Sewer to help us to
pump water on the lands described in the application;

I beleived I can get a Old Fire Hose and a large pump to put the well
water on the land described in the Application, I would like to get this
as soon as Possible as Mr. Hamilton and Voiler wants to get some surveying
up there s on. thank you for you r answer what you require andmake an insp.

I want to drill a larger well as soon as I can get this well Permit threw.
My Husbant is having a Birth date April 15, 1960, either before that date or
after a few days a head. thank you. for all you have done to help us.
Yours very truly,

Ida Lyon,

P.O.Box 1125

BHL/cc.



Pocatello, Idaho.

27787

March 9, 1959

Re: Permit No. G-27787

Mrs. Ida Lyon
P. O. Box 1125
Pocatello, Idaho

Dear Mrs. Lyon:

We enclose Permit No. G-27787, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

You will note under question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years, however, you may make the required proofs at any time you are prepared to do so within that time.

We also enclose departmental receipt No. G-3883, which was issued covering payment in the amount of \$5.00 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna R. Rutledge
Chief Clerk

EPB/lw
Encls. (2)



BEN H. LYON

RESIDENT AGENT

118 NO. MAIN STREET

POCATELLO, IDAHO

RECEIVED
MAR 2 1959
Department of Reclamation

State of Idaho

Department of Reclamation
George M. Carter, State Reclamation Engineer,
Boise, Idaho.

Dated Feb 28, 1959,

My Dear Mr. Carter:

Sub. Application for Permit #35728
License #1152.

I have your letter dated Feb 23, 1959, for which I wish to thank you for, and the information of the application of the Well, and the information about the change or amended water License No. 1152.

I am sending you an Affidavit of the SW¹/₄-NE¹/₄, Section, 28, Township 6 South, Range 35 East, Boise meridian, is the land above described and the location of the well, and date of water within five years, to use for irrigation, and other purposes mentioned in the application. I overlooked I believe use of water from the well for mining as we did want to do some testing for gold on a hill that may be or may not be on the same lands described, also stock water.

With my best personal regards,

Yours very truly,

Ida Lyon

HL/cc.

Box 1125

Pocatello, Idaho.



27787

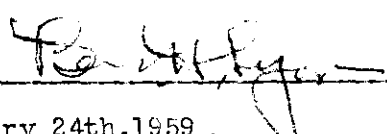
RECEIVED
MAR 2 1959
Department of Registers

STATE OF IDAHO } ss
COUNTY OF BANNOCK

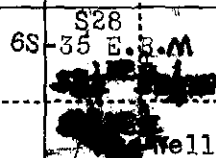
Ben H. Lyon, being of lawful age and first duly sworn according to law,
deposes and says

That he knows of his own personal knowledge that the land herein described
as follows to-wit: SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 28, Township 6 South, Range 35 East,
Boise Meridian, is the Land Now owned by Ida Lyon. said Affiant further deposes
and says that the above mentioned and described 40 acres is the well location.

Subscribed and Sworn to before me this February 24th, 1959


Leonard O. Hingsford
Notary Public, State of Idaho
Res. Pocatello, Idaho.

Ida Lyon

Form No. 0

Well-Point of Diversion

Permit Map No. 27787
As Approved MAR 2 1959
GEO. N. CARTER
State Reclamation Engineer

27787

Feb. 23, 1959

Re: Application for Permit #35728
License #1152

Mrs. Ida Lyon
Box 1125
Pocatello, Idaho

Dear Mrs. Lyon:

Water License No. 1152 was amended September 4, 1958, making the water appurtenant to the S $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Twp. 6 S., Rge. 35 E., B. M.

The application to use water from the well shows the water will be appurtenant to the same lands. The approved application will give you a use right to develop 50 miner's inches from the well to irrigate the lands described. You must develop the well and use the water before the next five years have elapsed or the permit will be cancelled. After you start irrigating you may find that you can irrigate some land in other "40" acre subdivisions and you can make an amendment to the land list to show correct description of lands, before the water license is issued.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

GNC:RT:ew

27787
RT

Pocatello, Idaho Feb 23 1959
RECEIVED
FEB 23 1959
Department of Reclamation

Mr. G.N. Carter
Idaho Reclamation Engineer
Boise, Idaho.

My Dear Mr. Carter:

I have your letter dated Feb. 16, 1959, for which I wish to thank you for.

It appears to me that the well should be only in Section 28, SW $\frac{1}{4}$ NE $\frac{1}{4}$ in place of the as mailed in for the reason that the other two ##### 40 named should be for the change of the errors by your department to wahnge the license 1152 evident of a complet water right Carlile lisen se #1152 1905. Change the correction if not in the lands described below. to wit; I own. SE $\frac{1}{4}$ NW $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$; Sec. 28 T6S R 35E, in Bannock County, Idaho. 280 acres if the License # 1152 would be more desirable in Irrigation What we need badly is the change of error in 1152.

I would like you to call and see me up here and lets us go and look over the ground and the surveyor can tell you where the water should be it loo likev the change to hold the 1152 Licence like it is would be to have the change in the same section as the well .you know more about this I am sending you two affidavits for sample for you to make the proper location to ifrigate if there is a rite to do so with out suits.

I had some lands surveyed the Mr. Hamilton says that the change should be in same location as the well or quarter. but a differant quarter.

I would appreciate if you have man to come here and helpmd to get it right as I could not use the well, during those years you say of five, all I could use would be the license #1152 providing you will agree to change the location as an error of the department.

I would be very happy to meet with you here on this so as to get bthis thing straightened out, you know we have the well sence 1937, but we can not use it at all, according to the way things are up there but if the permit 1152 was changed we would be O.K

Yours very truly,

Ida Lyon,
Box 1125
Pocatello, Idaho.

TL/cc.

27787

Feb. 16, 1959

Mrs. Ida Lyons
P. O. Box 1125
Pocatello, Idaho

Dear Mrs. Lyons:

We are returning the extra papers you submitted with your application for permit to appropriate subterranean water for irrigation.

The application was changed in amount of water claimed to 1 cubic feet per second or 50 miner's inches as you sent in only \$5.00 for fee. The time for completion of works was changed to five years. In case these changes do not meet with your approval, kindly notify us at once.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

GNC:RT:ew
enc. 1

27787
RT



BEN H. LYON

Insurance

February 13, 1959

TELEPHONE: 240
P. O. BOX 1125
292 YELLOWSTONE AVENUE
POCATELLO, IDAHO

State of Idaho
Department of Reclamation
Mr. George N. Carter, State Reclamation
Boise, Idaho.

RECEIVED
FEB 16 1959
Department of Reclamation

My Dear Mr. Carter:

Subject Application:

I am trying to make application again on the Well that we tried before it seems that we are getting hooked by the 4 Attorneys and the Judge and Andy Woodland and Lenard Moon, they use all the water that comes down during the spring run off that dries the 1st of June that would not be enough water to water one acre threw my place, any way they now demand \$1242.40 and \$201. 56 Total \$1443.96 for a dry creek. A little extortion, Fraud and may be Attempt to Bank Robbery, I have taken the matter up with the Banks here and Also with our Fine Governor, we are very much interested in "America" and we better wake up as the crooks have it. I want a party called "America" this kind of stuff, is terrible at 70 years to even think that a bunch came rob you right here in America, and take your money with out a gun. I want to get hold of the Law Enforcement about this matter.

Mr. Merrill seems to be against the Governor, and went in with the other side. so I can not get no further with him, enclosed is his letter and he said he can not go against Terrell. So I am trying again to get the 1152 Right and the Well on the records. Please call in the Governor on this thank you. I have been advised by Mr. Casline the Attorney that just passed away that my License was just as good as any decree on that creek of its age. how about that, there is no water there would not be enough to even water 1/4 acre of orchard, now and the the fellows up the creek, has dammed off all the water now. I beleive that you can make this change or have the Governor do it for me, I am sure he would, as its nothing but right. Enclosed is \$5. filing fees.

Thank you. Ben is very ill.

Enclosed is some papers served on us, and I wask for their return also Mr. merrills letter, you can see that he is with the gansters.

Ida Lyon

IL.cc.

Box 1125, Pocatello, Idaho.



27787

#1-**INSTRUCTIONS TO DELIVERING EMPLOYEE**

☐ Deliver **ONLY** to addressee

☐ Show address where delivered

(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

John Lyman

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

By Bert H. Jones

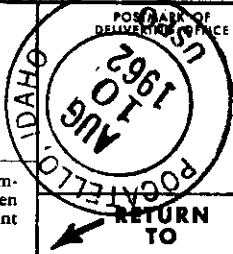
DATE DELIVERED

AUG 10 1952

ADDRESS WHERE DELIVERED (only if requested in item #1)

CBS-16-71548-4 GPO

27787



INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print on front of article RETURN RECEIPT REQUESTED.

REGISTERED NO. 19532	NAME OF SENDER Department of Reclamation
CERTIFIED NO.	STREET AND NO. OR P. O. BOX Room 107 Statehouse
INSURED NO.	CITY, ZONE AND STATE Boise, Idaho

CSS-16-71548-4

27787

PPD Form 3811 Jan. 1958

**NOTICE OF PROOF OF COM-
PLETION OF WORKS AND AP-
PLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10:00 A. M., on the 14th day of November, 1961, at Pocatello, County of Bannock, State of Idaho, before L. G. Hewlett, Notary Public, at Pocatello, Idaho, proof will be submitted of the completion of works for the diversion of one cubic foot 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-27787, 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 Ida Lyon, 585 West Clark Street, Pocatello, 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 one cubic foot per second.

3. The use to which said water has been applied is irrigation and domestic purposes and the amount applied to beneficial use is One cubic foot per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 28, T. 6 S., R. 35 E., B. M.

5. The place where said water is used is SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 28, Township 6 South, Range 35 East, B. M.

6. The date of priority which said user is prepared to establish is Feb. 17, 1959.

GEO. N. CARTER,

State Reclamation Engineer.

(First publication Oct. 12, 1961.

Final publication Nov. 2, 1961. (n)

Use the Weekly Classifieds for
Quick Results 27787