

State of Idaho

License and Certificate of Water Right

Water License No. 21994

Amount 0.12 second foot

Water District No.

Priority July 9, 1951

THIS IS TO CERTIFY that ARNOLD W. NIELSON
of Hyrum, Utah, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 9, 1951; that Permit No. 21994
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
6" or .12 second foot, was issued thereunder on June 26, 1953, showing that said works
were completed on the 15th day of May, 1953; and that on the 16th
day of July, 1953,

ARNOLD W. NIELSON

of Hyrum, State of Utah, made proof to the satisfaction of the
of Idaho, of the right to use the waters of an un-named
State Reclamation Engineer
Spring, ~~contributing to~~, for the purpose of irrigation and domestic
use, under Use Permit No. 21994 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 5249, on the 15th day of April, 1954;

The right hereby confirmed dates from July 9, 1951;

The Point of Diversion is located

in the SW 1/4 SW 1/4, Sec. 23, Tp. 9 S., R. 36 E., B. M. Bannock 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 0.12 cubic foot per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
9 S.	36 E.	23 22	SW 1/4 SW 1/4 SE 1/4 SE 1/4	6 1	6 -
Number of Acres Actually Irrigated					6

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

15th day of April, 1954.

MARK R. KULP
State Reclamation Engineer.

(SEAL)

SCANNED

MAY 01 2001

29 2298

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

29-2298

APPLICATION No. 29971
PERMIT No. 21994
DISTRICT No.

1. Name of Applicant: ARNOLD W. NIELSEN

Postoffice address Box 125, Hyrum

County: Cache

State: Utah

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:
- (c) Bonds to be issued:

2. Quantity of water claimed: 6 miners inches / 3 running ~~cubic feet per second~~ NW, 3 S W

3. Source of water supply: Springs, which begin flow after ~~which is a tributary of~~ irrigation starts on land to the East of them
which uses McCammon Ditch, Portneuf River

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

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

of Section 23 , T. 9 S. , R. 36 E. , B.M., County of Bannock.

5. Water is to be used for Irrigation and domestic purposes.

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: \$

8. Kind of works: Plowed ditch

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.

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

13. The time required for the complete application of the water to the proposed use is - 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: Applicant has 12 shares in McCammon Ditch Co. Water is used on land North and West of land irrigated by springs; but all land to be irrigated by springs is above ditch and cannot be irrigated by this water.

16. (a) Is reservoir to be used? No 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.

ARNOLD W. NIELSEN *Applicant.*

By _____ *Agent.*

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

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21994

Recorded in Book 78 Page 21994 Approved July 16, 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 **September 16, 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 July 16, 1952

The whole of said work to be completed on or before July 16, 1953

Beneficial use of water appropriated in accordance herewith, to be made on or before July 16, 1953

WITNESS My hand this 16th day of July, 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 16th
day of July, 19 51.
STATE OF IDAHO

Countersigned: _____
(SEAL) By IRA H. MASTERS _____
Secretary of State.

By _____ LEN JORDAN _____
Governor.

REMARKS: This water comes up on the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 23, T. 9 S., R. 36 E., and filing is made to insure continued use on this land and a little piece across the road. Filing is applied for so a legal right can be established and no one can ditch off or drain said land. Land is owned by applicant Arnold W. Nielsen

14.

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	
9 S.	36 E.	23 22									6				1				6 1
Total Number of Acres to be Irrigated - -																	7		
Permit No. 21994 CERTIFICATE OF COMPLETION OF WORKS																			
ALL WHOM IT MAY CONCERN: This is to certify that ARNOLD W. NIELSEN of Hyrum, County of Cache, and State of Utah, the holder of Permit No. 29971 bearing date of priority of July 9, 1951, authorizing the diversion of six (6) cfs of the waters of un-named springs, County of Bannock, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of 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 six (6) cfs of the waters of said un-named springs that the point of diversion of said waters is in the SW ¹ / ₄ SW ¹ / ₄ Section 23, Township 9 South, Range 36 East, B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SW ¹ / ₄ SW ¹ / ₄ Section 23, and SE ¹ / ₄ SE ¹ / ₄ Section 22, Township 9 South, Range 36 East, B. M.																			
Witness my hand this 26th day of June, A. D. 1953.																			
MARK R. KULP State Reclamation Engineer																			
Proof of Completion of Works made May 15, 1953 Certificate of Completion of Works issued June 26, 1953																			
LICENSE ISSUED FOR 0.12 SEC. FT. Pg. 5249																			

✓
April 19, 1954

RE: Permit No. 21994

Mr. Arnold W. Nielson
Box 125
Hyrum, Utah

Dear Mr. Nielson:

We enclose License and Certificate of Water Right issued under Permit No. 21994 confirming your right to the use of 6 inches or .12 second foot of water from un-named springs in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23, Township 9 South, Range 36 East B.M. for irrigation and domestic use on the same subdivision.

We also enclose departmental receipt No. 26610 for the \$2.00 fee paid in connection with Beneficial Use Proofs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

SCANNED

MAY 01 2001

21994

Hyman W.
April 12, 1954

Enclosed find check for \$2 for statutory fee for
Permit no. 21994.

Yours truly,

Arnold W. Nielsen

RECEIVED
APR 15 1954
Department of Reclamation

21994

✓
April 10, 1954

RE: Permit No. 21994

Mr. Arnold W. Nielson
Box 125
Hyrum, Utah

Dear Mr. Nielson:

The report of our field engineer on examination for beneficial use on Permit No. 21994 shows that you have irrigated 6 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23, Township 9 South, Range 36 East B.M. from un-named springs located in the same subdivision.

Therefore, upon receipt of the statutory fee of \$2.00, a license will be issued for 6 inches or .12 second foot of water from said springs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

21994

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

Permit No. 21994This proof is for Beneficial Use In Water District No. _____1. Name of applicant Arnold W. Nielson, Box 125, Hyrum, Utah.2. Source of water supply: Un-named springs.3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 23T. 9 S. R. 36 E. County of Bannock

4. Describe works as they exist, giving dimensions and capacities of same: There is a series of springs approximately 100 to 125 yards from the road caused by irrigation of the lands above. There is a small ditch that leads both North and South from these springs. The land irrigated, lies down-slope and to the west of the springs or in the corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23, Township 9 South, Range 36 East.

5. Water is used for: Irrigation and domestic purposes

6. State whether or not water has been turned into works of diversion: _____

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

SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23, Township 9 South, Range 36 East, 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? Water sinks would reach no stream.

Remarks: _____

This filing was made to prevent anyone from attempting to get a water right on these springs.

This examination was made on the 7th day of April, 19 54(Signed) E. H. Humphrey, Examiner.

21994

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.
-

Arnold W. Nielson
Box 125, Hyrum, Utah

Permit No. 21994

Examination for Beneficial Use

County Bannock

S. 23 - 9S - 36E

Q = 6 miner's inches

S = Springs

RL = SW. SW., Sec. 23, T. 9S. - R. 36E

Use = Irrigation & Domestic

Red Alluv.

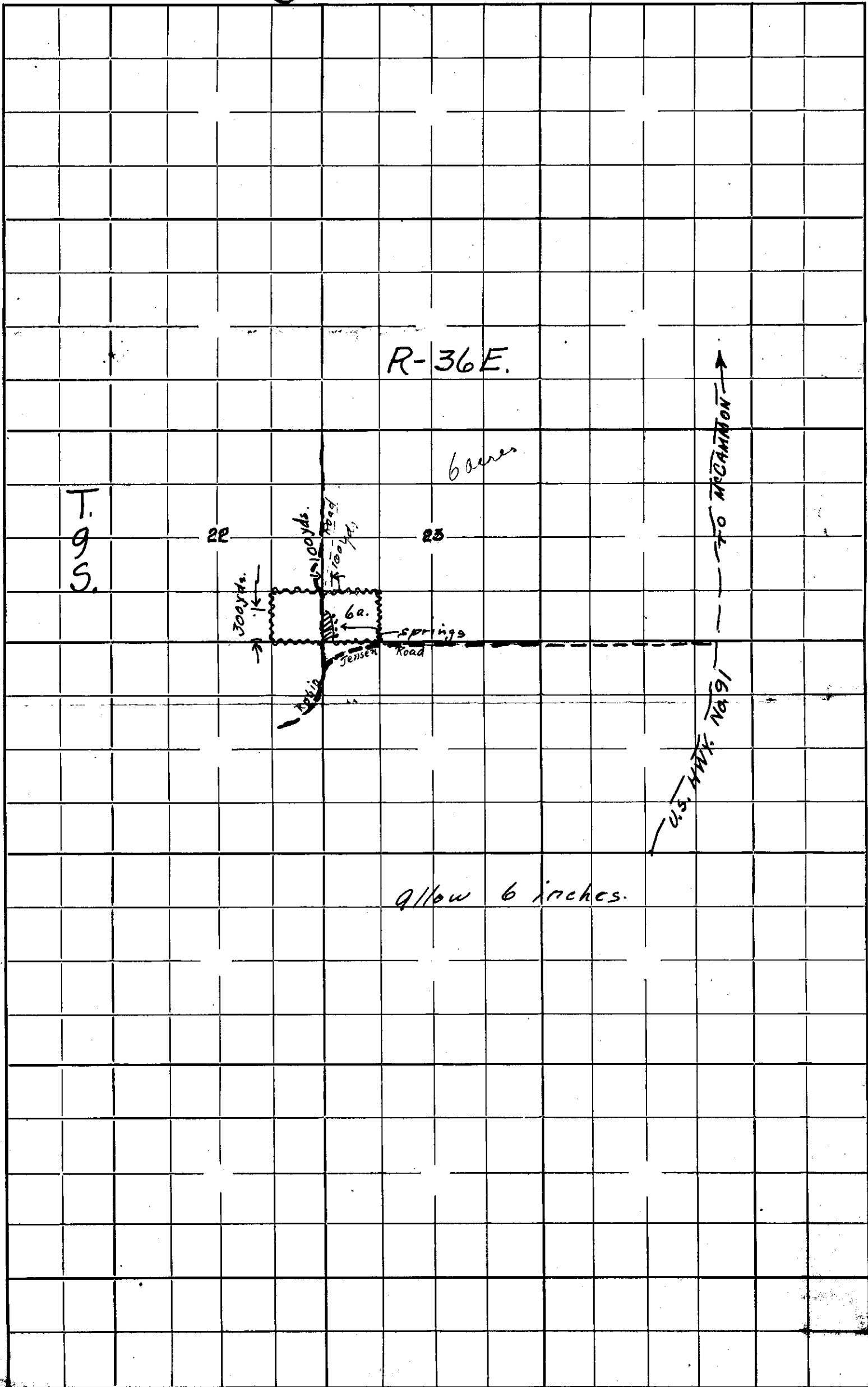
RECEIVED

APR 9 1951

Department of Reclamation

Priority = July 9, 1951
Due = July 16, 1953

W. - 6-26-53



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21994

REPORT ON PROOF OF Beneficial Use

ARNOLD W. NIELSON, Box 125, Hyrum, Utah

.12 cfs
max

app. 6"

6 acres

August 3, 1953

RE: Permit No. 21994

Mr. Arnold W. Nielsen
Box 125
Hyrum, Utah

Dear Mr. Nielsen:

We acknowledge receipt of corrected depositions of yourself and two witnesses, also affidavit of publication in the McCammon News, which completes your proof of beneficial use on Permit No. 21994.

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,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

21994

July 28, 1953

RE: Permits Nos. 21994 and 23140

McCarmon News
McCarmon
Idaho

Gentlemen:

We thank you for the copy of your issue of July 17, 1953, containing notices for publication.

The notice on Permit No. 21994 of Arnold W. Nielson we find to be correct, but the notice on Permit No. 23140 of Bismarck M. Lehrbas has a slight typographical error.

In the 14th line after the words "Link Creek" the words "and of" are omitted.

Please make this correction in your subsequent issues.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

21994
~~23140~~

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 17 1953
Department of Reclamation

Permit No. 21994

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Arnold W Nielsen, Farmer residing at
Hyrum, Utah PO Box 125

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. Acting in behalf of self

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

Ans. Permit No. 21994 priority July 9 1951

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

Ans. In named springs on Section 23, SW Qtr of
SWQtr, T9S, R 36 E 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.

Ans. Plowed ditch conveying 6 Miner inches
of water

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. Irrigation & domestic, one (1) acre in
Section 22, ^{SE 1/4 of SE 1/4} and six (6) acres in Section
23, ^{SW 1/4 of SW 1/4} T9S R 36 E.B.M.

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

Ans. None

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

Ans. 6 miner inches

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. owner of original permit

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

Ans. The water has been used for many years for irrigating the seven acres. Present owner has used water since 1945.

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. No other water available for this seven acres

(Sign) Arnold W. Nielsen

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 M^ohamman

County of Bannock, State of Idaho, on this 16 day of July,

A. D. 1953,

Blene E. Bash
~~Notary Public~~
Notary Public.

My commission expires 1 Aug 1954

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 21994

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. R. Jay Lacer 60 yrs Cafe Owner
McCannon Idaho.

Ques. 2. Are you acquainted with Arnold W. Nielsen, the holder of Permit No. 21994? How long have you known him and where does he reside?

Ans. 40 yrs Hyrum Ut.

Ques. 3. Have you read or heard read said Permit No. 21994, 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. SW 1/4 of SW 1/4 Sect 23 T9S R36 EBM
diverted at source by plowed ditch.

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. 6 miner inches.

Ques. 6. 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 Being used on (6) six acres
in Section 23 ^{SW 1/4 of SW 1/4} and one (1) acre in Section
22 ^{SE 1/4 of SE 1/4} T9S R36 EBM.

6 acres in SW 1/4 of SW 1/4 of Sec 23 T9S R36 E. 1 acre in SE 1/4 of SE 1/4 sec 22 T9S
R36E
DM

21994

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. none

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Sage Brush Land and it should have one inch to the acre.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. none

Ques. 10. 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. Have seen the ditches and seen the grass growing where the owner has been able to get water on the land.

(Signed)

R. Day Lacey

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 McCammon

County of Bannock State of Idaho, on this 16 day of July

A. D. 19 53

Clive E. Cook

Notary Public.

My commission expires 1 August 1954

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 21994

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. Wynona M. Glass, age 47, housewife
residing McCommon, Idaho P.O. Box 164.

Ques. 2. Are you acquainted with Arnold W. Nielsen, the holder of Permit No. 21994? How long have you known him and where does he reside?

Ans. Yes, known him eleven years, He now
resides at Hyrum, Utah

Ques. 3. Have you read or heard read said Permit No. 21994, 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. SW 1/4 of SW 1/4 Section 23, Township 9 So. range
36 E.B.M., Diverted at source by a plowed
ditch.

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. 6 miners inches

Ques. 6. 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 - Being used on Sections
22 ^{SW 1/4 of SW 1/4} and 23, 6 acres irrigated in Section
23 ^{SW 1/4 of SW 1/4} and one acre in Section 22, ^{SW 1/4 of SW 1/4} Township
9 So Range, 36 E.B.M.

21994

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Sage brush land and it should have one inch to the acre.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 10. 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. Have seen the diversion ditches and seen the grass growing where the owner has been able to irrigate it.

(Signed) X Wynona M. Glass

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 McBannan County of Bannock, State of Idaho, on this 16 day of July, A. D. 1953.

Blaine E. Loach

Notary Public.

My commission expires 1 August 1954.

PROOF OF PUBLICATION

STATE OF IDAHO
COUNTY OF BANNOCK

SS.

NOTICE OF PROOF APPLI- CATION OF WATER TO BEN- EFICIAL USE

Notice is hereby given that at 11:00 a. m. on the 30th day of July, 1953, at McCammon, County of Bannock, State of Idaho, before Cleve E. Cook, Notary Public, proof will be submitted of the application to beneficial use of 6 miners inches of the waters of UNNAMED SPRINGS in accordance with the terms and conditions of Permit No. 21994 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Arnold W. Nielson, Box 125, Hyrum, Utah.

The use to which said water has been applied is Irrigation and domestic.

The amount applied to beneficial use is 6 inches.

The place where said water is used Approximately 6 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23, and approximately 1 acre in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22, Township 9 South, Range 36 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is None.

The right to take water from such works is based upon Permit No. 21994.

The source of supply from which such water is diverted is UNNAMED SPRING.

The date of priority which said user is prepared to establish is July 9, 1951.

Mark R. Kulp
State Reclamation Engineer
7-24-4M

J. D. Payne being first duly sworn,
deposes and says that he is the *publisher*

of The McCAMMON NEWS, a weekly newspaper published at
McCammon, Bannock County, in the State of Idaho; that the

notice, a true copy of which is hereto at-
tached, was published in The McCAMMON NEWS for *four*

consecutive weeks, first publication having been made on the

3rd day *9 July*, 195*3* and the last

publication having been made on the *24th* day of

July, 195*3*.

That said paper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of said notice of advertisement, and is a newspaper within the meaning of the laws of Idaho.

J. D. Payne
SUBSCRIBED and SWORN TO before me this *29th*

day of *July* A. D. 195*3*

Cleve E. Cook
Notary Public.

My commission expires *1 Aug*, 195*4*.

21994

✓
July 17, 1953

RE: Permit No. 21994

Mr. Arnold W. Nielsen
Box 125
Hyrum, Utah

Dear Mr. Nielsen:

We return the depositions of yourself and two witnesses offered in proof of beneficial use under Permit No. 21994, in order that Question 6 give the legal description of the land on which the water has been used.

The affidavit of publication is also an essential part of this proof and if you have not received same from the McCammon News, we suggest you take the matter up with them at once.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21994

21994

July 15, 1953

RE: Permits Nos. 21994 and 23140

McCammon News
McCammon
Idaho

Gentlemen:

On June 23, 1953, we sent you notice for completion of works and beneficial use proof on Permit No. 23140 in the name of Bismarck M. Lehrbas, and on June 26, we sent you notice for beneficial use proof on Permit No. 21994 in the name of Arnold W. Nielson.

To date, we have received no acknowledgement of these notices nor have we received a copy of your paper containing same as requested.

Please advise if the notices are being published and if so send us a copy.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

21994

June 29, 1933

RE: Permit No. 21994

Mr. Arnold W. Nielsen
Hyrus, Utah

Dear Mr. Nielsen:

We enclose certificate of Completion of Works issued under Permit No. 21994 for the diversion of six inches of water from un-named springs with point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23, Township 9 S., Range 36 E., B.M. for irrigation and domestic use on the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 23, and SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 22, Township 9 S., Range 36 E., B.M.

We also enclosed departmental receipt No. 26018 for the \$5 fee in connection with Completion of Works proof.

We have sent to the McCammon News notice of Beneficial Use proof to be made on this permit, July 30, 1933 with instructions to publish it once a week for four weeks prior to that date and to send you the affidavit of publication, together with statement of costs.

At the time set, you should appear before Mr. Cleve E. Cook, Notary Public, together with two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder for the purpose of executing the enclosed depositions.

Very truly yours,

MARK H. LIND
State Reclamation Engineer
BY

Chief Clerk

A:pj

21994

21994

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date: June 26, 1953

McCannon News

McCannon, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **July 30, 1953** the date set for proof, the expense of the publication to be paid by the applicant, **Arnold W. Nielson** of **Box 125** **Hyrum, Utah**, 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 of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
BY

Chief Clerk

21994

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 11:00 A. M. on the 30th day of July, 1953,
at McCarmon, County of Bannock, State of Idaho, before
Cleve E. Cook, Notary Public, proof will be submitted of the
application to beneficial use of 6 miners/inches ~~cubic feet per second~~ of the waters of unnamed springs
in accordance with the terms and conditions of Permit No. 21994
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
Arnold W. Nielson, Box 125, Hyrum, Utah

The use to which said water has been applied is Irrigation and domestic.

The amount applied to beneficial use is 6 inches.

The place where said water is used (~~for irrigation, growth of fruits and crops, domestic use, etc.~~)
Approximately 6 acres in the SW¹ SW¹ Section 23, and approximately 1 acre in the SE¹ SE¹
Section 22, Township 9 South, Range 36 East, B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is

None

The right to take water from such works is based upon Permit No. 21994

The source of supply from which such water is diverted is unnamed spring

The date of priority which said user is prepared to establish is July 9, 1951

MARK R. KULP

State Reclamation Engineer.

21994

June 26, 1953

RE: Permit No. 21994

Mr. Arnold W. Nielsen
Box 125
Hyrum, Utah

Dear Mr. Nielsen:

We are this morning in receipt of your corrected affidavit in proof of completion of works on Permit No. 21994, and your money order for the \$5.00 fee has been received.

Certificate of Completion of Works will be issued and sent you in a few days, but meanwhile we call attention to the fact that so much time had elapsed before we received your corrected proof of completion of works showing the correct land description, that it is now too late for four weeks publication for notice of beneficial use proof before July 16.

We have therefore changed the date to July 30, and are sending a copy of the notice to the McCarmon News with instructions in regard to publishing.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

21 994

The Changes are made. - question 3.
I hope it is alright now, a
Five dollar money order was
mailed from me Cammon on June
1. I hope you received it.

RECEIVED
JUN 26 1953

Department of Reclamation

21994

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date).....

(P. O.).....

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

McCammon News of *McCammon Idaho* published in
the county in which the works are situated.

Arnold W. Nielsen

(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.

21994

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 11 A. M. on the 16 day of July, 1953,
at Mc Cammon, County of Bannock, State of Idaho, before
Clare E Cook Notary Public, proof will be submitted of the
application to beneficial use of approx 6 miners ~~cubic feet~~ per second of the waters of spring
in accordance with the terms and conditions of Permit No. 21994
heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are

Arnold W Nielson Hwy 125 Wt.

The use to which said water has been applied is Irrigation & Domestic

The amount applied to beneficial use is all - 6 inches

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)

Approximately 6 acres in Southwest corner
of the SW 1/4 - SW 1/4 of Sec 23 T9S R 36 E
of Bannock County - Also 1 acre in
Sec. 22 of same T & R

The name of the canal or ditch or other works by which said water is conducted to such place of use is

none

The right to take water from such works is based upon Permit No. 21994

The source of supply from which such water is diverted is from springs which begin

to flow after irrigating begins on land east of them

The date of priority which said user is prepared to establish is July 16, 1951 (permit)
Used said water since June 1947.

State Reclamation Engineer.

21994

Permit No. 21994STATE OF IDAHO
Department of ReclamationRECEIVED
JUN 1 1953
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Sanjack

ss.

Arnold W. Nielsen, being first duly sworn, upon his oath deposes and says:First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 21994, and that his postoffice address is Highway 17 Box 125
State of UtahSecond: That the name of the stream from which said water is to be diverted is SpringsThird: That the point of diversion of said water is Springs on the SW 1/4 of the SW 1/4 of SEC. 23 T. 9 S. R. 36 E. of B.M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by July 16, 1953.Fifth: That the use for which said water is intended is irrigation & domestic

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

I. Kind of works: Flashed ditches
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir.....acre feet.

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

(d) Conduit.....width at bottom.....feet, width at water line.....
(State whether ditch, flume or pipe)

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

Seventh: That said works are capable of conducting to the place of intended use.....
6 inches second feet of water.Eighth: That water appropriated under said permit is available for.....7
acres of land described as follows: 6 acres SW 1/4 of SW 1/4 -
Sec 23 T9S R36E and 1 acre in
SE 1/4 of SE 1/4 Sec 22 T9S R36ENinth: Remarks: That these springs begin to flow
after irrigating begins on land east of them.Arnold W. Nielsen
(Sign Here)Subscribed and sworn to before me this 15 day of May, 1953My commission expires 1 Aug 1954Steve E. Leach
Notary Public.

✓
June 1, 1953

RE: Permit No. 21994

Mr. Arnold W. Nielsen
Box 125
Hyrum, Utah

Dear Mr. Nielsen:

We return your affidavit in proof of completion of works on Permit No. 21994, in order that you may complete same by showing the 40 acre subdivision upon which the springs are located, as called for in Question 3.

There is also a \$5.00 fee required in connection with proof of completion of works.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

chk. recd. 6/2. (in cash.)

21994

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Mr. Arnold W. Nielson
Box 125
Hyrum, Utah

BOISE

May 1, 1953

Dear Sir:

Under the terms of your permit No. 21994 you are required to complete your diversion works and make proof of beneficial use on or before July 16, 1953.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public or Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the Completion of the Works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion of Works will be issued to you.

We also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is July 16, 1953, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

21994

July 18, 1951

Re: Permit No. 21994

Mr. Arnold W. Nielsen
P. O. Box 125
Hyrum, Utah

Dear Mr. Nielsen:

We enclose Permit No. 21994, together with
Departmental Receipt No. 23535 for the \$5.00 filing
fee.

Since your application failed to state the
length of time required for making Proof of Completion
of Works and Beneficial Use which are required by Statute
to complete the water right, we have allowed two years
or until July 16, 1953, within which to complete these
proofs.

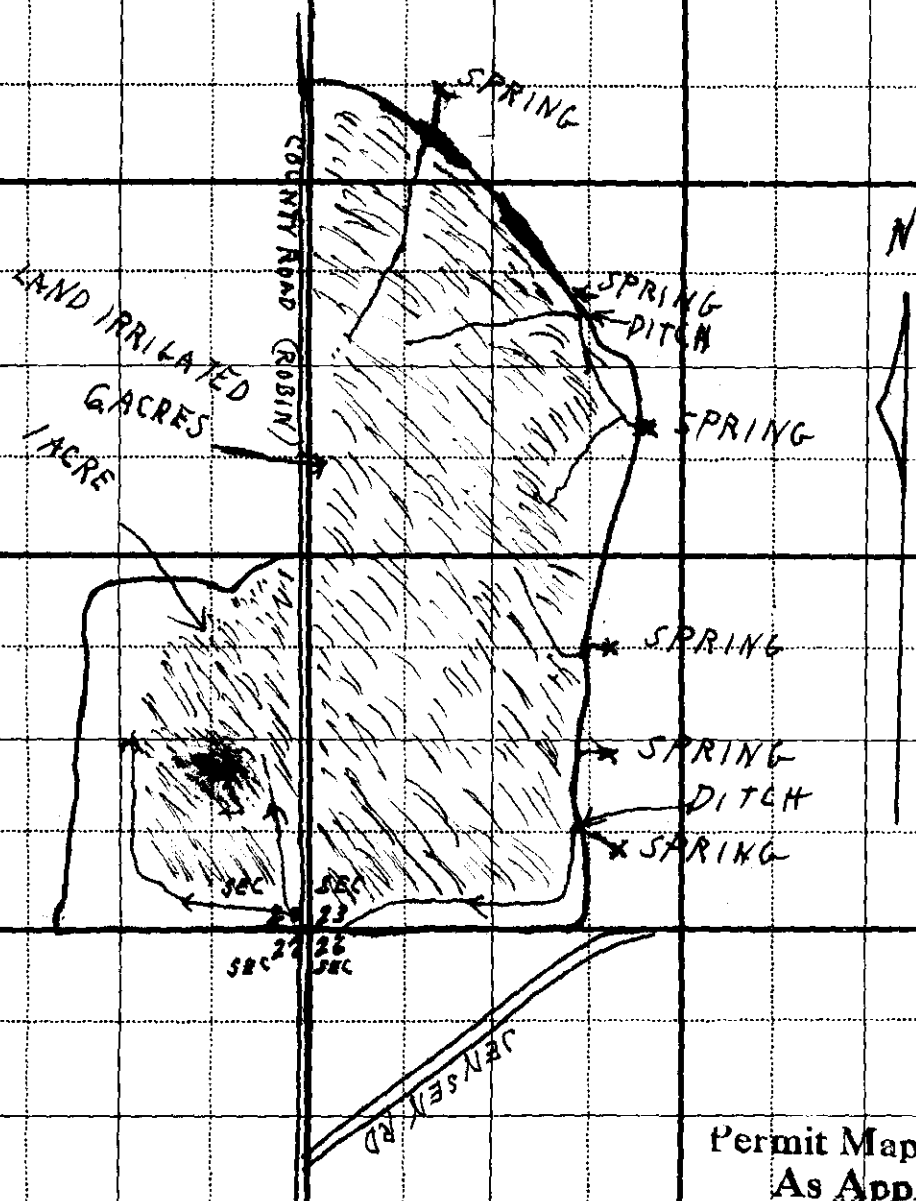
Very truly yours,

Mark R. Kulp
State Reclamation Engineer
By

Chief Clerk

Asbh
Enc.

21994



21994
Permit Map No. ~~21994~~
As Approved
JUL 16 1951
MARK R. KULP
State Reclamation Engineer

**NOTICE OF PROOF APPLI-
CATION OF WATER TO BEN-
EFICIAL USE**

Notice is hereby given that at 11:00 a. m. on the 30th day of July, 1953, at McCammon, County of Bannock, State of Idaho, before Cleve E. Cook, Notary Public, proof will be submitted of the application to beneficial use of 6 miners inches of the waters of UNNAMED SPRINGS in accordance with the terms and conditions of Permit No. 21994 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Arnold W. Nielson, Box 125, Hyrum, Utah.

The use to which said water has been applied is Irrigation and ~~domestic~~.

The amount applied to beneficial use is 6 inches.

The place where said water is used Approximately 6 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23, and approximately 1 acre in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22, Township 9 South, Range 36 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is None.

The right to take water from such works is based upon Permit No. 21994.

The source of supply from which such water is diverted is UNNAMED SPRING.

The date of priority which said user is prepared to establish is July 9, 1951.

Mark R. Kulp
State Reclamation Engineer

7-17-53

7-24-4M