

For Department Use Only

Received by R. H. Date 8-22-69

Protest filed by:

Date

Prelim. check by R. H. Date 8-23-69

Fee Received by Date 9-5-69 Fee \$20.00

Approved for publication by R. H.

Published in Idaho State Journal Dates 10-17 & 24-69

Hearing held

~~Not recommended~~ Recommended for approval

WATER RIGHTS TO TRANSFERRED AS COPIED FROM DEGREE BOOK OF RIVER MAN
 -- FRANCIS POTTER

211-2004 112 Cheney, A.B.
 1909 June 1..

.20 c.f.s.

Said water to be diverted thru the Cutler Ditch, which diverts from West Bob Smith Creek in the Northwest quarter of the Northeast quarter, Section 10, Township 9 South, Range 37 East. From the Northquarter corner of Section 10, the point of diversion bears south 4 degrees and 30 minutes East, 510 feet, for the irrigation of 10 acres of land in the Northeast quarter of the Southwest quarter of Section 10, T 9 South, R. 37 E.

144. Lish, R and
 Romriell, Leslie
 1913 June 1

.10 c.f.s.

Said water to be diverted through the said Cutler Ditch, last ablye described, for the Irrigation of 5 acres of land in the Northwest quarter of the Northwest quarter of section 15. T. 9 S. R. 37 E

159. Cheney, A.B.
 1909 July 1
 1914 July 1
 1917 July 1
 1918 July 1

.20 c.f.s.
 .16 c.f.s.
 .04 c.f.s.
 .04 c.f.s

Said water to be diverted through the Cheney Ditch, which diverts from West Bob Smith Creek in the Southeast quarter of the ~~northeast~~ Northwest quarter of Section 15, T. 9 S. R. 37 E From the Southwest corner of Section 10, the point of diversion bears South 85 degrees, East 3030 feet, for the irrigation of 22 acres of land in the Southeast quarter of the Northwest quarter, Section 15, T. 9 S. R. 37 E.

157 Lish, Albert
 1910 July 1

.20 c.f.s.

Said water to be diverted through the Lish-Higgins Ditch, which diverts from West Bob Smith Creek in the Northeast quarter of the Northwest quarter, Section 15, Township 9 South, Range 37 East, for the irrigation of 10 acres of land in the southwest quarter of the Northeast quarter, Section 15, T. 9 S. R. 37 East.

MICROFILMED

RECEIVED

AUG 22 1968

Identification No. 29-0006+29-0007
29-0004 29-0005
Transfer No. 1572

Department of Reclamation **STATE OF IDAHO**
DEPARTMENT OF RECLAMATION

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

APPROVED

1. Name of Right Holder Arkansas Ranches Inc. Ruel Christensen Pres.
Post office address Box 156 Arimo, Idaho 83214
2. Right obtained by:
Cheney, A.B.
a. Decree to Lish, R & Romriell, Lester in Case of ✓
(Name) Albert
vs. _____, Dated 26, Sept. 1931 in Seventh Judicial Dist.
Judge- John G. Rice (Name of Court)
Court. County of _____
b. License No. _____ issued by the State of Idaho, Department of Reclamation.
3. Source of water West Bob Smith Creek tributary to Portneuf river
(Name of stream or source)
4. Date of Priority Inclosed on separate sheet
5. Amount of water a. _____ c.f.s. and/or
b. _____ acre feet/annum
6. Water is used for Irrigation from Apr. 15 to Sept 15 if water available
(Month, Day) (Month, Day)
7. Original location of point of diversion is Attached $\frac{1}{4}$ _____ $\frac{1}{4}$ of Section _____,
Township 9, Range 37, B.M., in Bannock County;
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
142	9 S.	37 E	10								X								10 acres
144	9 S	37 E	15					X											5 acre
159	9 S	37 E	15							X									22 acres
157	9 S	37 E	15			X													10 acres

Total number of acres presently irrigated 7

9. If applicant was not the original holder of this right explain how it was acquired: _____
By purchase of land decreed to _____

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 94 c.f.s c.f.s. and/or _____ acre feet
- b. New point of diversion: Southwest 1/4 Northeast 1/4, Section 10, Township 9 S
37, Range East, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: _____
Through Wilmore Ditch

- d. Is water to be conveyed to the lands previously irrigated? Yes x No x
Some is and some isn't
If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion:
To consolidate several small rights into one larger stream. I already
have right no.149 in the Wilmore Ditch. Other rights would flow through
Wilmore ditch for about 1300 feet then diverted to new ditch on my property.

- f. Do you intend to make the transfer permanent? yes
- g. Do you intend to abandon completely the old point of diversion? yes

- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

- a. Describe the new lands on which you wish to use your right.

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
9 S	37 E	10													x		x	x	
9 S	37 E	15	x	x	x	x	x			x									47 acres
			The total of 57 acres to irrigator at any time either by irrigation or sprinkling																

Plus right 149 47 acres
Total number of acres to be irrigated 10
57

MICROFILMED

- b. Do you intend to make the transfer permanent? Yes
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:
No, it will diverted back from new point of diversion , now and then
as we rotate the ground irrigated by sprinkling. This is not for expansion
of acres but to consolidate the water so as to have enough in one diversion
to take care of the sprinkling system.
- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____

- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Arkansas Ranches Inc.
Paul Christensen (signature of applicant)

Subscribed and sworn to before me this 21st day of August, 1968

Quinn J. Hyde
(notary public)

My commission expires Residing at Downey, Idaho
My Commission Expires May 4, 1970

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

APPROVED

This is to certify that I have examined Application for Transfer of Water Rights No. 1572,
and said application is hereby APPROVED.

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

That a weir and headgate be installed at the point of diversion.

The total amount of water diverted during any one season shall
not exceed 164.5 acre feet.

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

Witness my hand this 28 day of May, 1969.

L. Keith Higin
State Reclamation Engineer

MICROFILMED

WATER RIGHTS TO TRANSFERRED AS COPIED FROM DEGREE BOOK OF RIVER MAN
-FRANCIS POTTER

- 142 Cheney, A.B.
1909 June 1.. .20 c.f.s. Said water to be diverted thru the Cutler Ditch, which diverts from West Bob Smith Creek in the Northwest quarter of the Northeast quarter, Section 10, Township 9 South, Range 37 East. From the Northquarter corner of Section 10, the point of diversion bears south 4 degrees and 30 minutes East, 510 feet, for the irrigation of 10 acres of land in the Northeast quarter of the Southwest quarter of Section 10, T 9 South, R. 37 E.
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1913 June 1 .10 c.f.s. Said water to be diverted through the said Cutler Ditch, last above described, for the Irrigation of 5 acres of land in the Northwest quarter of the Northwest quarter of section 15. T. 9; R. 37 E
159. Cheney, A.B.
1909 July 1 .20 c.f.s. Said water to be diverted through the Cheney Ditch, which diverts from West Bob Smith
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1917 July 1 .04 c.f.s. Northwest quarter of Section 15, T. 9 S. R. 37 E
1918 July 1 .04 c.f.s. From the Southwest corner of Section 10, the point of diversion bears South 85 degrees, East 3030 feet, for the irrigation of 22 acres of land in the Southeast quarter of the Northwest quarter, Section 15, T. 9 S. R. 37 E.
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1910 July 1 .20 c.f.s. Said water to be diverted through the Lish-Higgins Ditch, which diverts from West Bob Smith Creek in the Northeast quarter of the Northwest quarter, Section 15, Township 9 South, Range 37 East, for the irrigation of 10 acres of land in the southwest quarter of the Northeast quarter, Section 15, T. 9 S. R. 37 East.

MICROFILMED

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AUG 22 1968

Identification No. 29-0006+29-0001
29-0004 29-0005
Transfer No. 1572

Department of Reclamation STATE OF IDAHO
DEPARTMENT OF RECLAMATION

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1. Name of Right Holder Arkansas Ranches Inc. Ruel Christensen Pres.
Post office address Box 156 Arimo, Idaho 83414
2. Right obtained by Cheney, A.B.
a. Decree to Lish, R & Romriell, Lester in Case of Lish, Albert
(Name)
vs. Dated 26, Sept. 1931 in Seventh Judicial Dist.
Judge- John G. Rice (Name of Court)
Court. County of _____
- b. License No. _____ issued by the State of Idaho, Department of Reclamation.
3. Source of water West Bob Smith Creek tributary to Fortneuf river
(Name of stream or source)
4. Date of Priority Inclosed on separate sheet
5. Amount of water a. _____ c.f.s. and/or
b. _____ acre feet/annum
6. Water is used for Irrigation from Apr. 15 to Sept 15 if water avila
(Month, Day) (Month, Day)
7. Original location of point of diversion is Attached $\frac{1}{4}$ of Section _____,
Township 9, Range 37, B.M., in Bannock County;
Additional points of diversion, if any _____
8. Lands presently irrigated or place of use

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2	9 S.	37 E	10								x								10 acres
4	9 S	37 E	15					x											5 acre
9	9 S	37 E	15							x									22 acres
7	9 S	37 E	15			x													10 acres

Total number of acres presently irrigated _____

MIDDELLAND

9. If applicant was not the original holder of this right explain how it was acquired: _____
By purchase of land decreed to _____

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 94 c.f.s c.f.s and/or _____ acre feet
- b. New point of diversion: Southw st 1/4 Norther st 1/4, Section 10, Township 9 S
37, Range East, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: _____
Through Wilmore Ditch

- d. Is water to be conveyed to the lands previously irrigated? Yes X No X
Some is and some isn't
If not, the place of use should be changed below.
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Wilmore ditch for about 1500 feet then diverted to new ditch on my property.

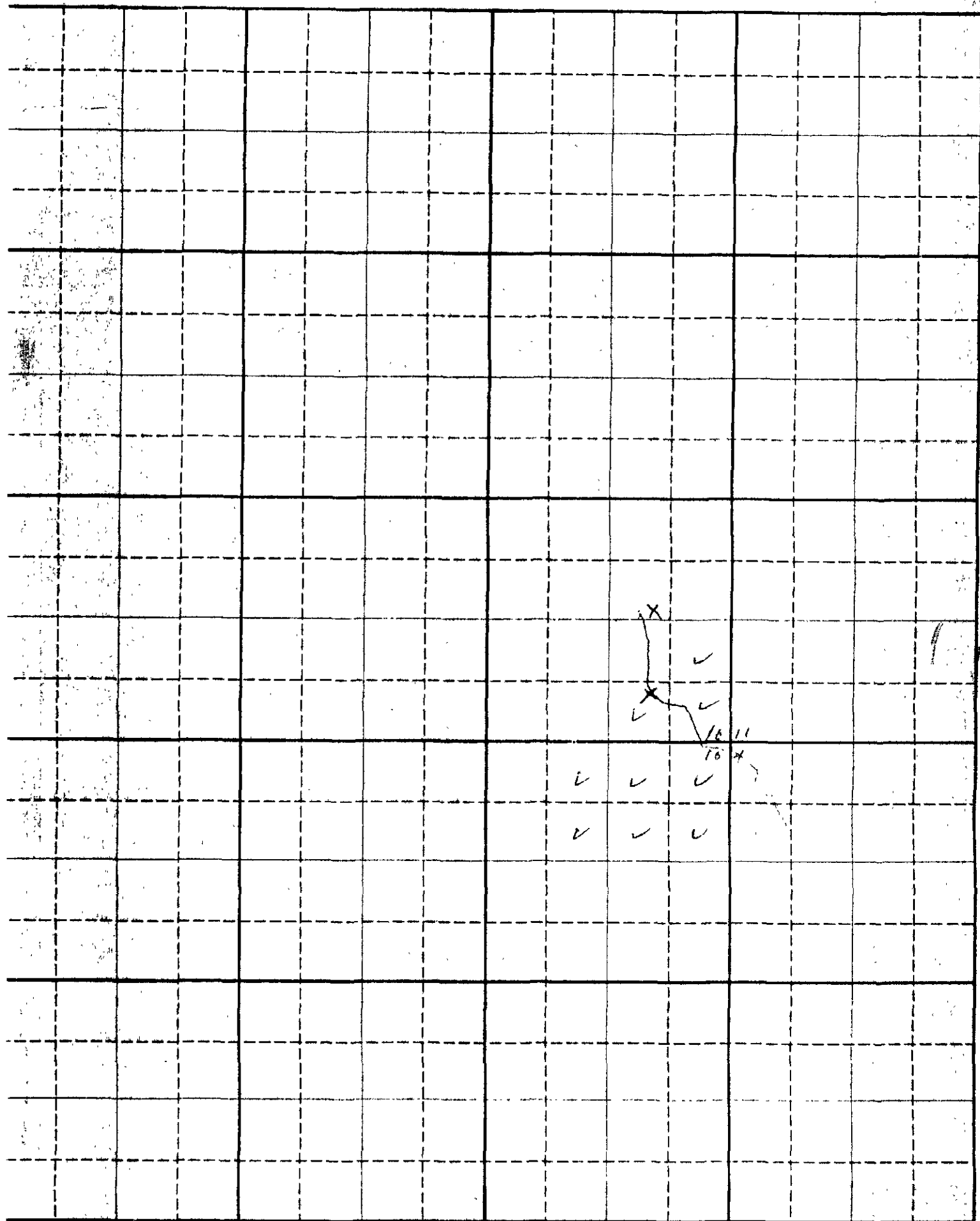
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- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

- a. Describe the new lands on which you wish to use your right.

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
9 S	37 E	10													X		X	X	
9 S	37 E	15	X	X	X	X	X			X									47 acres
			The total of 57 acres to irrigator at any time either by irrigation or sprinkling																

Plus right 149 47 acres
Total number of acres to be irrigated 10
57



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

X New point of Division
 V Land to be irrigated

- b. Do you intend to make the transfer permanent? Yes
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:
No, it will diverted back from new point of diversion , now and then
as we rotate the ground irrigated by sprinkling. This is not for expansion
of acres but to consolidate the water so as to have enough in one diversion
to take care of the sprinkling system.
- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____

- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Arkansas Ranches Inc.
Raul Christensen (signature of applicant)

Subscribed and sworn to before me this 21st day of August, 1968

James J. Hyde
(notary public)

Residing at Downey, Idaho
My commission expires May 4, 1970

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

APPROVED

This is to certify that I have examined Application for Transfer of Water Rights No. 1572,
and said application is hereby APPROVED

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

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The total amount of water diverted during any one season shall
not exceed 164.5 acre feet.

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

Witness my hand this 28 day of May, 1969

L. Keith Higgs
State Reclamation Engineer

MICROFILMED

RECEIVED

NOV 1 1968

Department of Reclamation

CSA
Lava Hot Springs
Idaho

Oct 31, 1968.

State Reclamation engineer

R. J. Higginson &
Robert Hamilton.

Dear Sirs -

I would like to put
in a protest, of Ruel Christensen
transferring his water into
my ditch. He is trying
to transfer some decrees
that hasn't been used for
years. My experience in
the last couple of years
has let me know, I could
not get along with him
if the water is trasfered

Yours Truly
Carroll Willmore

MICROFILMED

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF PROPOSED TRANSFER OF WATERRIGHT

29-0004 to 29-0007

Notice is hereby given that Arkansas Ranches, Inc., Ruel Christensen, President, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing it to change the point of diversion and place of use of the waters of West Bob Smith Creek as decreed to A. B. Cheney, R. & Romriell, Lester Lish, and Albert Lish on September 26, 1931, in the Seventh Judicial District by Judge John C. Rice. The decree claims the use of 0.20 cubic feet per second with a priority of June 1, 1909; 0.10 c.f.s. with priority of June 1, 1913; 0.20 c.f.s. with priority of July 1, 1909; 0.16 c.f.s. with priority of July 1, 1914; 0.04 c.f.s. with priority of July 1, 1917; 0.04 c.f.s. with priority of July 1, 1918; 0.20 c.f.s. with priority of July 1, 1910. The points of diversion of the decree are NW 1/4 NE 1/4, Sec. 10, Twp. 9 S, Rge. 37 E, B. M.; SE 1/4 NW 1/4, Sec. 15, Twp. 9 S, Rge. 37 E, B. M.; NE 1/4 NW 1/4, Sec. 15, Twp. 9 S, Rge. 37 E, B. M. The water is used for irrigation on 10 acres in NE 1/4 SW 1/4, Sec. 10, Twp. 9 S, Rge. 37 E, B. M.; 25 acres in NW 1/4 NW 1/4, Sec. 15, Twp. 9 S, Rge. 37 E, B. M.; 22 acres in SE 1/4 NW 1/4, Sec. 15, Twp. 9 S, Rge. 37 E, B. M.; and for 10 acres in SW 1/4 NE 1/4, Sec. 15, Twp. 9 S, Rge. 37 E, B. M. The transfer proposes to transfer the point of diversion to SW 1/4 NE 1/4, Sec. 10, Twp. 9 S, Rge. 37 E, B. M. and the place of use is 57 acres in NE 1/4 SE 1/4, Sec. 10, NE 1/4, E 1/2 NW 1/4, Sec. 15, Twp. 9 S, Rge. 37 E, B. M. with the same quantity and priority as that of the original right.

On the 4th of November, 1968, at 10:30 a.m., at the Department of Reclamation, Statehouse, Annex 2, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGINSON,
State Reclamation Engineer
October 17, 24, 1968
No. 549

Letter 7. 10/17/68

being first duly sworn on oath deposes and says: That _____
was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

October 17, 1968, 19_____
October 21, 1968, 19_____
_____, 19_____, 19_____
_____, 19_____, 19_____
_____, 19_____, 19_____
_____, 19_____, 19_____

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Subscribed and sworn to before me this _____ 24th _____
day of _____, 1968.

Notary Public, State of Idaho
Residence: Pocatello, Idaho

RECEIVED

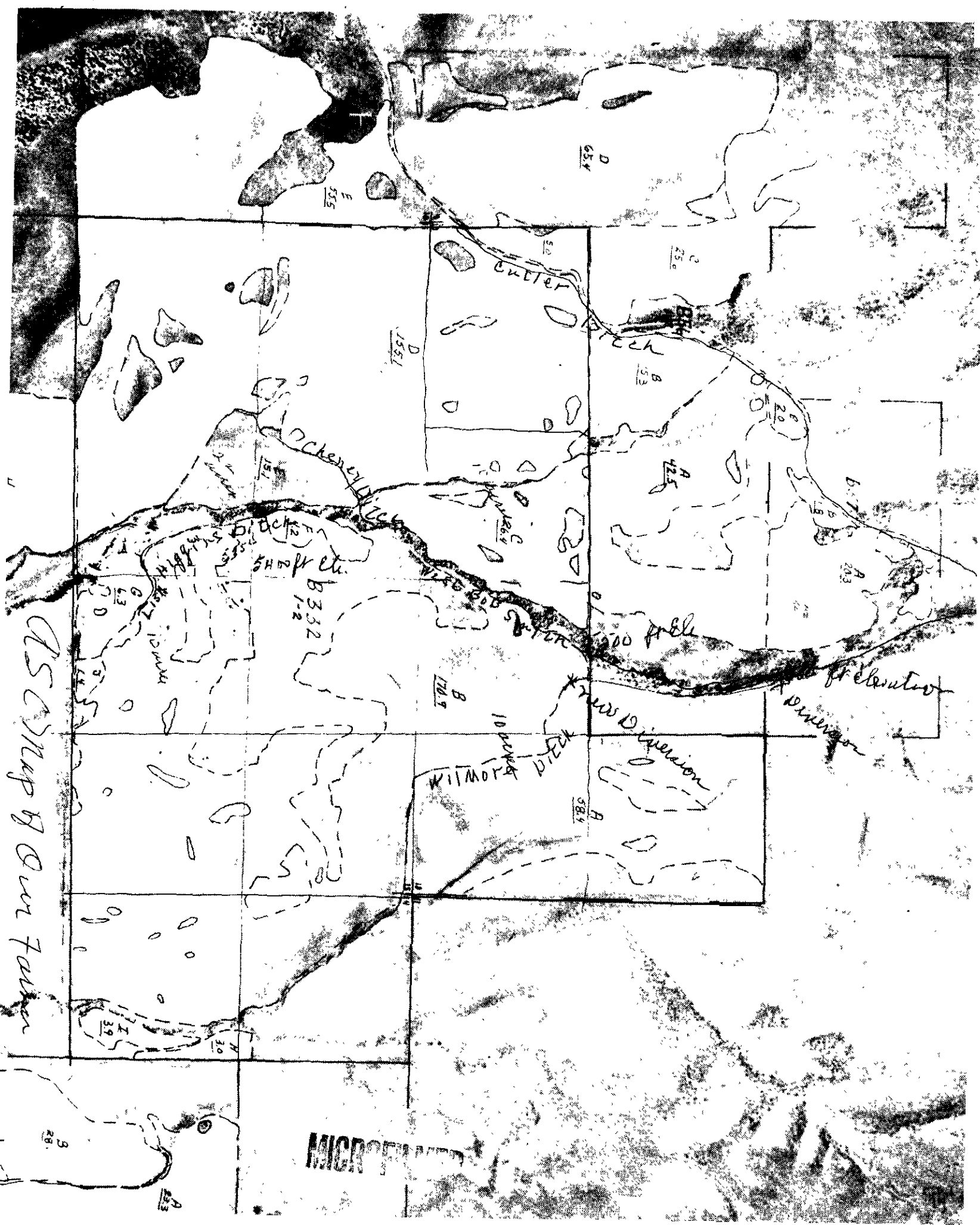
STATE OF IDAHO
County of Bannock

Department of Reclamation

Roberta E. Spentzer
 Notary Public, State of Idaho
 Residence: Pocatello, Idaho

[illegible]

WFO



AS Map of our Father

MICROFILMED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL
DISTRICT OF THE STATE OF IDAHO, IN
AND FOR BANNOCK COUNTY.

Union Grain & Elevator Company,
a Corporation, (Substituted for
Idaho Rice Milling Company,
a corporation),

Plaintiff,

vs.

McCannon Ditch Company, a corporation,
Portneuf Irrigating Company, a cor-
poration, Sunnyside Ditch Company, a
corporation, Topas Irrigation Company,
a corporation, Dampney Irrigation
Company, a corporation, Toponce Canal
Company, Limited, a corporation,
Portneuf Marsh Valley Canal Company,
Limited, a corporation, Portneuf Marsh
Valley Irrigation Company, a corporation,
Oregon Short Line Railroad Company, a
corporation, Elizabeth Kimpert, Adminis-
tratrix of the estate of Harry B. Kimpert,
deceased, Sarah Harkness, Administratrix
of the estate of H. O. Harkness, deceased,
George Goodenough, William Lewis, Edward
Murphy, O. C. Peoples, Charles West, A. J.
Knellin, W. A. Hibner, Andrew Cutler,
W. A. Barron, George Romrell, Frank
Warner, John Symons, Joseph Simons, S. J.
Palmer, W. W. Cooper, Frank Warner,
John Hall, Roe White, Willard Bell, Patrick
Bell, J. F. Dunn, Charles J. McGuinn,
Leslie Gillett, and Fish Creek Irrigating
Company, a co-partnership composed of John
Hall, Charles J. McGuinn, Frank C. Potter,
J. F. Dunn and J. A. Eldredge, Defendants;

The following parties were upon application
of the attorneys for the plaintiff, by
reason of the statute in such cases made
and provided, afterwards brought in as
parties defendant in order that a complete
determination of the controversy could be
had, to-wit:

Ray Faulkner, Repler Sessions, Thomas J.
Wipper, Stephen Grimm, George John, Emmel
Byington, Frank Reed, Smith Ranch, (Donald
Monson and H. Monson), Charles Byington,
James Byington, Noah Reese, Tom Hallinan
George A. Whitworth, J. T. Gittens, George
Lewis, Joseph Cutler, Thomas R. Orgill,
John Gooch, Fred Johnson, Ira Call, C. V.
Call, Chris Call, Carl Loveland, Josiah
Loveland, David Butterfield, Andrew

Butterfield, Osmond Call, Earl Holbrook,
 Chester Call Estate (Sarah Call Adm'x.),
 Arthur Naylor, Bryant Perkins, Parley
 Jensen, Forest Cornelison, East Side
 Canal Co., a corporation, I. E. Thompson,
 Ben D. Jensen, George Brangham, Jas. A.
 Eldredge, John Gooch, Robert Redford,
 Allen Hogan, Joseph Purvis, Dave Butter-
 field, Thomas J. Nipper, Thomas J. Nipper,
 M. Whitworth, John Whitworth, Neal
 Williams, J. Buckindorf, J. F. Corbett,
 Peter Ladron, Joseph Smith, Earl Moss,
 E. J. Dolbeer, Hall City Ditch, a co-
 partnership composed of O. J. McQuinn,
 Rebecca Warner, A. W. Hall, John Hall
 Estate, Thomas P. Torrell; Mrs. J. O.
 Bristol, Leslie Sharp, Lew White, Leslie
 Bowden, James Kofoed, David Aslett,
 James O. Allen, Mrs. Anna Norton, Lee
 Merriok, Rebecca Warner, John Potter,
 George Harrison, A. W. Royce, J. H.
 Maughn, G. H. Maughn, F. D. Fagnant,
 Nephi Hemmingway, F. V. Brice, Clarence
 Avery, John W. Avery, John Byington, W.
 R. Godfrey, Alonso Avery, Jesse Avery, J.
 M. Jensen, W. Leo Jensen, Oland Jensen,
 Arthur Roswell, H. A. Weidell, Ray Blokum,
 Charles Strom, Joseph Bell, Herbert
 Byington, John Ramsey, H. E. Ward, C. F.
 Potter, Adrian Campbell, Ira Byington, Alfred
 Baker, Charley Bell, Earnest Byington,
 D. A. Monroe Martin, O. K. Exum, A. A.
 Kofoed, Tom Harper, Brady Stolpe, Spencer
 Godfrey, A. B. Chaney, Bert Lish, Archie
 Lish, James Higgins, John M. Fairchild,
 Foster, Edward Wilmore,
 Edgar Beebe, James T. Benson, Arthur Popront,
 Ray Kelley, James Roddy, George Chapman,
 D. K. Merrick, L. S. Wight, Leo Hansen,
 Reuben Hansen, Nephi Liljenquist, H. Hawkes,
 R. L. Redford, Earl Lloyd, Daniel Lloyd,
 Nels Hogan, Alma Hogan, William Higginson,
 Robert Higginson, George Higginson, Thomas
 Hatch, Margaret Hatch, Adm'x. Estate of
 R. Hatch, Donald Monson, Charles Miles,
 Chesterfield Reservoir & Canal Company,
 a corporation.

This cause came on regularly for trial on the
 29th day of November, 1930, before the court sitting without
 a jury, a jury having been expressly waived by the respective
 parties.

Messrs. D. W. Standred and James E. Bacon appeared
 on behalf of the plaintiff, Union Grain & Elevator Company.

WEST BOB SMITH CREEK, TRIBUTARY TO THE
PORTNEUP RIVER.

Name of Claimant and Date of Priority	Amount in Second Feet	Point of Diversion and Place of Use
--	--------------------------	--

divert from said Crystal Springs no more than such amount. The said parties being entitled at all times during the irrigation season to divert from said Crystal Springs and said Harkness Creek, the maximum amount of 5.53 cubic feet per second of time.

The Harkness Ditch diverts first from Crystal Springs, and carries water over a divide, dropping contents into Harkness Creek. At a point one-half mile below the point where water is dropped into Harkness Creek, it is re-diverted by another ditch, or a continuation of the Harkness Ditch, and distributed upon the land.

29 0004

142. Cheney, A.B. .20 c.f.s.
1909-June 1

Said water to be diverted through the CUTLER DITCH, which diverts from West Bob Smith Creek, in the Northwest quarter of the Northeast quarter, Section 10, Township 9 South, Range 37 East. From the North quarter corner of Section 10, the point of diversion bears South 4 degrees and 30 minutes East, 510 feet, for the irrigation of 10 acres of land in the Northeast quarter of the Southwest quarter, Section 10, Township 9 South, Range 37 East.

143. First National
Bank of Ogden
1909-July 1 .44 c.f.s.

Said water to be diverted through the said Cutler Ditch, last above described, for the irrigation of 82 acres of land in the Southeast quarter of the Northeast quarter, the Northwest quarter of the Southeast quarter, Section 17, Township 9 South, Range 37 East.

29 0005

144. Lish, R., and
Romriell, Leslie
1913-June 1 .10 c.f.s.

Said water to be diverted through the said CUTLER DITCH, last above described, for the irrigation of 5 acres of land in the Northwest quarter of the Northwest quarter, Section 16, Township 9 South, Range 37 East.

145. Romriell, Charles
1911-June 1 .10 c.f.s. Said water to be diverted through

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Cheney, A. B.	0.2		29-0004
1572	Arkansas Ranches, Inc.	0.2	0	29-0004A

T

R

A

N

S

E

ED

June 10, 1969

C
O
P
Y

Idaho State Journal
Pocatello, Idaho 83201

Re: Arkansas Ranches, Inc., application
for transfer of water right

Gentlemen:

Will you please send us an affidavit of publication for
the above-mentioned publication. This notice was published
on October 17 and 24, 1968.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:mjl

MICROFILMED

June 16, 1969

Carrol Willmore
Lava Hot Springs, Idaho 83246

Enclosed find a copy of the memorandum decision recently issued in connection with the Arkansas Ranches Incorporated application for transfer of water right.

Mr. Christensen is required to install a measuring device at the point of his diversion.

Very truly yours,

Robert W. Hamilton

RWH/mh

Enclosure

C
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Y

NOT FILMED

June 16, 1969

Ruel Christensen, President
Arkansas Ranches, Inc.
Box 156
Arimo, Idaho 83214

Dear Sir:

We enclose a copy of your approved transfer of water right No. 1572, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Also enclosed are Departmental Receipts No. 2017 and No. 3136 for \$20.00 and \$1.00 covering the fees.

Very truly yours,

Robert W. Hamilton
Supervisor of Water Distribution

RWH/mh

Enclosures - 3

MICROFILMED

C
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June 16, 1969

C
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P
Y

Francis Potter, Watermaster
Water District No. 17
Box 263
Lava Hot Springs, Idaho

Dear Sir:

We enclose a copy of your approved transfer of water right No. 1572, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

Robert W. Hamilton
Supervisor of Water Distribution

RWH/mh

Enclosure

MICROFILMED

BEFORE THE STATE RECLAMATION ENGINEER
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION OF
TRANSFER OF WATER RIGHT in the name
of RUEL CHRISTENSEN

MEMORANDUM DECISION

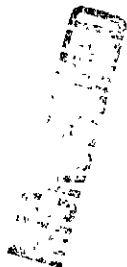
Ruel Christensen, Arkansas Ranches, Inc., Box 156, Arimo, Idaho, applied to the Department of Reclamation on August 22, 1968, to transfer the point of diversion and place of use of the water right originally decreed to A. B. Cheney, Albert Lish, R. Lish, and Lester Romriell, in the case of Union Grain and Elevator Company, a corporation, - vs - McCammon Ditch Company, et al, Fifth Judicial District, State of Idaho, entered December 4, 1922.

Notice of such application was published in the Idaho State Journal, Pocatello, Idaho, on October 17th and October 24th, 1968. On October 31, 1968, protest was received against the approval of the application for transfer from Mr. Carroll Willmore. The protestant contended that the water right had been abandoned, and that the change of point of diversion would injure other water rights.

The proposed transfer was referred to the watermaster of the Portneuf River who recommended that the department not approve the application for transfer. He stated that there was water available for use by the applicant at the old point of diversion which would not be available at the new point of diversion, causing injury to other water rights.

A conference was held on November 19, 1968, at Lava Hot Springs Community Hall, Lava Hot Springs, Idaho. At that time the protestant agreed to submit the matter to the department for decision based upon its records and investigations, and to waive his right to formal hearing. By letter dated November 20, 1968, the applicant also waived his right to formal hearing. The points of issue appeared to be whether or not the stream gained or lost water between the proposed new point of diversion and the old point of diversion.

On May 14, 1969, Robert Hamilton, Department of Reclamation, conducted an investigation of the proposed transfer. Measurements were made of the stream at the



proposed new point of diversion, all points diverting water between the proposed and present points of diversion, and at the present point of diversion. Those measurements indicated the stream lost water between the proposed and present point of diversion.

It appears that the department does not have jurisdiction to determine whether or not a water right has been abandoned.

The other matters considered were whether or not other water rights would be injured or the applicant was proposing to enlarge the original right. The original water right had been used to irrigate 47 acres of land in an area where the department has tentatively determined the field headgate requirement to be 3.5 acre feet per acre. Therefore, 47 acres of land would require an annual diversion of 164.5 acre feet of water.

After considering the evidence available in the records of the Department of Reclamation the State Reclamation Engineer finds:

That there is no gain of water within the streambed between the old and proposed points of diversion.

That water would be available equally at the old or proposed new point of diversion.

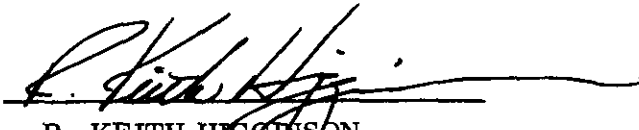
That the right should not be charged conveyance loss.

That the application for transfer should be approved.

That the amount of water being used under the transfer be limited to the requirements of beneficial use on 47 acres hereby tentatively set, subject to court review, at 3.5 acre feet per acre or 164.5 acre feet per year.

That the applicant install and maintain permanent measuring devices of a type approved by the Department of Reclamation.

Dated this 13th day of June, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

RKH:CSA:kh

RECORDED

May 13, 1969

I Francis Potter, Watermaster of Water District #17
do not recommend the Ruel Christensen application for
transfer of Water right. The proposed change will
possibly affect other Water rights as now change in old P.D.
has water that is not available at the new P.D.

Francis Potter

MICROFILMED

LJ-200
1-63

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

R-827.25
@ 10:00 AM

Date 5-14-69 DISCHARGE MEASUREMENT NOTES

Willmore Ditch River at 100' below T.O.

Angle and Dist. from initial point	Width	Depth	Observ- tion depth	Revo- lutions	Time in sec- onds	VELOCITY		Adjust- ed for hor. angle or	Area	Discharge
						At point	Mean in ver- tical			
3/ 4.4	.1	0								
4.6	.35	0.5		40	40	2.22			.18	.40
5.1	.5	0.56		60	45	2.94			.28	.82
5.6	.45	0.61		60	45	2.94			.27	.79
6.0	.4	0.61		25	42	1.33			.24	.32
6.4	.2	0								2.33
2.0	2.00									

MICROFILMED

Est. 0.2 in Creek at Christensen Place

Est. Lower ditch 1.1' on 1' Parshall

Est. 0.2 CFS. inflow small stream
from west (inflow)

Outflow Lower ditch 0.9 on 1' Parshall
flume Eldred Hall

Est. 0.06 outflow Christensen Lower ditch

No. _____ of _____ Sheets. Comp. by _____ Oak. by _____

No. _____ of _____ Sheets. Comp. by _____ Chk. by _____

RECEIVED

JUN 3 1969

Arimo, Idaho.
June 3, 1969

Department of Reclamation

Mr. Robert W. Hamilton
Boise, Idaho

Dear Mr. Hamilton:

Find inclosed a check for one dollar for the recording of the water transfer, as for the affidavit from the Idaho ~~State~~ Journal for the advertising of the transfer that was sent in last fall or given to Mr. Allred when he held the hearing last fall in Lava Hot Springs. I also sent a copy of the advertisement as it appeared in the paper. if you dont locate it let me know and I will see what I can about secure anotherone from them. any other^{one} I know nothing about.

Respectfully,

Arkansas Ranches Inc.

Ruel Christensen

MICROFILMED

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss

NOTICE OF PROPOSED TRANSFER OF WATER RIGHTS 29-0004 to 29-0007

Notice is hereby given that Arkansas Ranches, Inc., Ruel Christensen, President, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing it to change the point of diversion and place of use of the waters of West Bob Smith Creek as decreed to A. B. Cheney, R. & Romrell, Lester Lish, and Albert Lish on September 26, 1931, in the Seventh Judicial District by Judge John C. Rice. The decree claims the use of 0.20 cubic feet per second with a priority of June 1, 1909; 0.10 c.f.s. with priority of June 1, 1913; 0.20 c.f.s. with priority of July 1, 1909; 0.16 c.f.s. with priority of July 1, 1914; 0.04 c.f.s. with priority of July 1, 1917; 0.04 c.f.s. with priority of July 1, 1918; 0.20 c.f.s. with priority of July 1, 1910. The points of diversion of the decree are NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, Twp. 9 S., Rge. 37 E., B. M.; SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, Twp. 9 S., Rge. 37 E., B. M.; NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, Twp. 9 S., Rge. 37 E., B. M. The water is used for irrigation of 10 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10, Twp. 9 S., Rge. 37 E., B. M.; 5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, Twp. 9 S., Rge. 37 E., B. M.; 22 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, Twp. 9 S., Rge. 37 E., B. M.; and for 10 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, Twp. 9 S., Rge. 37 E., B. M. The transfer proposes to transfer the point of diversion to SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, Twp. 9 S., Rge. 37 E., B. M. and the place of use is 57 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 10; NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 15, Twp. 9 S., Rge. 37 E., B. M. with the same quantity and priority as that of the original right.

On the 4th of November, 1968, at 10:30 a.m., at the Department of Reclamation, Statehouse, Annex 2, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGINSON
State Reclamation Engineer
October 17, 24, 1968
No. 540

Bette J. Litchell

being first duly sworn on oath deposes and says That she was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

October 17	, 1968	, 19
October 24	, 1968	, 19
	, 19	, 19
	, 19	, 19
	, 19	, 19

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho

Subscribed and sworn to before me this 12th day of June, 1969

Notary Public, State of Idaho
Residence, Pocatello, Idaho

RECEIVED

SS.

1995

Bette J. Mitchell

Department of Reclamation

being first duly sworn on oath deposes and says: That.....she.....
was at all times herein mentioned a citizen of the United States of
America, more than 21 years of age, and the Principal Clerk of THE
IDAHO STATE JOURNAL, a daily newspaper, printed and published at
Pocatello, Bannock County, Idaho, and having a general circulation
therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

October 17	1968		19
October 24	1968		19
	19		19
	19		19
	19		19

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Subscribed and sworn to before me this 12th
day of June, 19 69

Robert E. Spratt
Notary Public, State of Idaho
Residence: Pocatello, Idaho

NOTICE OF PROPOSED
TRANSFER OF WATER RIGHTS
0004 to 29-0007

[illegible]

APPROVED

MEMORANDUM

To: C. Stephen Allred

From: Robert W. Hamilton

Subject: Loss Measurements on West Bob Smith Creek

Date: June 2, 1969

On May 14, I made measurements of West Bob Smith Creek to determine losses in connection with the Arkansas Ranches application for transfer of water right.

The stream was measured at the point of the proposed diversion. The flow was 13.19 c.f.s. The Willmore Ditch was measured 100 ft. below the point of diversion and found to be diverting 2.33 c.f.s. A small side creek was contributing an estimated 0.2 c.f.s. Mr. Eldred Hall had two ditches, both which had 1 ft. Parshall flumes for measuring devices. The upper ditch to the East measured 0.9 or 3.41 c.f.s. The other measured 1.1 or 4.62 c.f.s. The lower Christensen ditch had an estimated .06 c.f.s. flowing from the creek, and there was an estimated 0.2 flowing past the last Hall diversion. The total outflow was 10.62 c.f.s., and the creek plus inflow was 13.39 c.f.s. The loss was 2.77 c.f.s. in approximately one mile of creek channel.

Mr. Christensen was using the Willmore Ditch last year and was accused of taking more than his share of water. He plans to go to his own point of diversion above all other point of diversions with a gravity line to sprinkle his ranch.

UNRECORDED

TWP. 9S RANGE 37E COUNTY Barrack SCALE: 1" = 1 MILE

36 31 32 33 34 35 36 31

1 6 5 4 3 2 1 6

12 7 8 9 10 11 12 7

13 18 17 16 15 14 13 18

24 19 20 21 22 23 24 19

25 30 29 28 27 26 25 30

36 31 32 33 34 35 36 31

6 5 4 3 2 1 6

MICROFILMED

CR

CR

Christensen Proposed P.D.

Christensen P.D.

Hall Upper P.D.

Christensen P.D.

Christensen P.D.

Hall Lower P.D.

Partners

River

May 28, 1969

C
O
P
Y

Mr. Ruel Christensen
Arkansas Ranches, Inc.
Box 156
Arimo, Idaho 83214

Dear Mr. Christensen:

Mr. Allred of this office plans to approve your application for transfer of water right.

If you will please forward us a \$1.00 recording fee and an affidavit of publication from the Idaho State Journal at Pocatello, we can issue your certificate.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:mjl

MICROFILMED

Armo, Idaho
April, 28, 1969

RECEIVED
APR 29 1969
Department of Reclamation

Robert W. Hamilton
Boise, Idaho.

Dear Sir:

It is most important that we get the transfer of water completed if it is going to be, as the water is up now and is going to get higher as warm weather comes on, and we have to use the water while it is up. We have to do all our watering the next six weeks or so as then we lose it to prior rights. We are going to start sprinkling within the next few days as we did last year. The neighbor is already irrigating and there is water going to waste which we should be using. It is also holding up the installing of the gravity system which I told you about when I wrote you before.

We hope you can take care of this in the near future.

Sincerely,

Arkansas Ranches

Ruel Christensen

MICROFILMED

March 25, 1969

C
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Mr. Ruel Christensen
Arkansas Ranches, Inc.
Box 156
Arimo, Idaho 83214

Dear Mr. Christensen:

We have received your letter dated March 10, 1969, in which you suggest we make loss measurements on West Bob Smith Creek.

It is our feeling that it is too early in the season to determine channel losses because of the winter moisture still remaining in the ground. You will be notified when we plan to make these measurements.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:mjl

MICROFILMED

Arimo, Idaho
March 10, 1969.

MAR 11 1969

Department of Reclamation,
Boise, Idaho

Mr. C. Stephen Allred:

Relative to the transfer of the water on west bob smith creek I would like to have the creek measured as soon as possible to determine the amount of water that springs up between the Willmore ditch and down stream to see if my transfer would interfere with Willmores right. Would it not be possible for the River man to take care of this for you to save you a trip all the way down from Boise.

The reason for the rush is that Mr. Hall and I are working with the Conservation Service on in putting in diversions, headgates and measuring devices and we want to get at this just as soon as the weather will permit, and I will need to know where to install mine. I am working on a project of putting my water in pipe for gravity sprinkling and getting out of the Willmore ditch if transferred

Mr. Hall and also feel that it would be better for the department to divide the water according to degree to save further difficulties over it.

Yours Respectfully,

Arkansas Ranches ,
Ruel Christensen, Pres.

SEARCHED	INDEXED
SERIALIZED	FILED
MAR 11 1969	
FBI - BOISE	
RETURN TO	
DISCARD	

RECEIVED

For Mr. Potter - Law 101/10

Bob -

Note Memo in
file - we need
an examination
next Spring or
summer unless
you know whether
or not this strata
is a gaining or losing
stream.

as

MICROFILMED

RECEIVED

Box 156
 Arim, Idaho
 Nov. 20, 1968

NOV 22 1968

Department of Reclamation
 Boise, Idaho.
 Mr. Steve Allred:

Department of Reclamation

We hereby waive further preliminary hearings , as agreed, at the Lava Hot Springs hearing, on the transference of water.

Respectfully,

Arkansas Ranches Inc.

Paul Christensen Pres.

✓	CA
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MICROFILMED

MEMORANDUM

To: C. Stephen Allred
From: Dean Schnaible
Subject: Summary of findings at Paris and Lava Hot Springs hearings

Paris - 11-7006

The applicant, Ream, requests 10 acre feet from spring flow for the irrigation of 230 acres and for a fish pond. The protest by Dayton was based on a prior right of all natural flow. The applicant thereby indicated a willingness to withdraw his request for irrigation but would like to maintain a pond for fish with an uncontrolled spillway to allow natural flow.

The main point of question appears to be whether or not the proposed use might (a) reduce the quantity of water under existing rights, and, (b) if there is sufficient water for the proposed use.

Under point (a), the location of the fish pond itself situated so as to overlies the spring would in fact reduce the flow due to a reduction in head producing flow. Other losses would be evaporation and seepage, although seepage might return to the stream bed downstream.

Under point (b), an investigation should be made at the time of maximum flow to determine whether or not there is more than sufficient water for the present rights and whether storage water is available.

Determination - I would withhold application pending field investigation of the area to determine the quantity of water available and if the location of the reservoir could be moved downstream. Although the latter is out of out jurisdiction, the applicant should be made aware that any reduction in flow could be considered as a cause for denial.

Given only the data at hand I would recommend denial of the application.

Lava Hot Springs - Transfer No. 1572, I D No. 29-0004, 29-0005, 29-0006, and 29-0007

The applicant, Arkansas Ranches, applied for a transfer of several small water rights (totalling .94 cubic feet per second) to new point of diversion approximately 3/4 of a mile upstream to the Wilmore ditch diversion. The protestant, Wilmore, protested the application on the grounds that it would injure his water right, although more specifically the use of his ditch concerned him. The applicant, thereupon, agreed to build and maintain his own ditch.

Points of Consideration - Does the applicant injure the water right of the protestant by moving the point of diversion? It would appear that by moving upstream, the applicant would lose flow from small springs and seepage emerging from the creek banks between the old and new point of diversion. As there

MICROFILMED

may be a smaller flow upstream at the new point of diversion, the rights of Wilmore could be injured as the rate of diversion at the original point was based on stream flow including flow from springs and seepage above that point. All parties agreed that seepage is small (10% or less) and does exist.

Determination - Withhold the application until a field investigation determines whether seepage and spring flow is appreciable. All parties agree to waive to the decision of the department.

MicroFILMED

Nov 19, 1968

I hereby waive my right to a formal hearing regarding application for transfer of water rights 29-8004, 29-0005, 29-0006, and 29-0007 and request that the Department of Reclamation decide the issue based upon its records and investigations.

MICROFILMED

X

Hall.	28"	1902		(3)
	30"	1902		(3)
	34"	1903		(3)
Christiansen	3"	1904		(3) - HIGGINS
Willmore	5.6	1908		(2)
	4.9	1909	MAY 1	(2)
HALL	15"	1909	JUN 1	(3)
Christ	10"	1909	JUN 1	(1) Culter.
HALL	8.1"	1909	JULY 1	(3)
	15"		JULY 1	(3)
Christ	10"		JULY 1	(2.5) Cheney
HALL	9"	1909	"	(3)
Christ	10"	1910	JULY	(2.5) Higgins ditch
Willmore	70"	1911	JAN 19	(2)
Christ	7"	1911	MAY 1	(2)

MICROFILMED

CONFERENCE APPLICATION FOR TRANSFER OF RIGHTS

29-0004, 29-0005, 29-0006, 29-0007

NOV. 19, 1968

LYJA HOT SPRINGS COMMUNITY Bldg.

<u>Name</u>	<u>Address</u>	<u>Representing</u>
Ruel Christensen	Arimo Idaho	Arkansas Ranch
Clarence L. Hall	Lava Hot Spring Ida	
Conrad Willmore	Lava Hot Springs	
Alton Bowman	Lava Hot Springs Ida	
Alvin Christensen	Arimo Idaho	Arkansas Ranch

MICROFILMED

BOTH PARTIES WILL WAIVE FORMAL HEARING
AND SUBMIT THE MATTER TO THE DEPARTMENT.

FIELD ~~IN~~ Inspection Mid May to determine if
there is a measurable gain between old P.O.s & New P.O.

Nov 19, 1968

I hereby waive my right to a formal hearing regarding application for transfer of water rights 29-0004, 29-0005, 29-0006, and 29-0007 in the name of Arkansas RANCHES;

and Request that the Department of Reclamation resolve the matter based upon its records and investigations

CONOR E WILLMORE

Nov 19, 1968

Sworn before me this 19 day of November, 1968, at Lava Hot Springs Idaho.

C. Stephen Allred
a Notary Public residing at Boise Idaho.
my commission expires May 1, 1972.

MICROFILMED

November 12, 1968

C
O
P
Y

Mrs. Elma E. Schultz
204 W. Elm
Lava Hot Springs, Idaho 83246

Dear Mrs. Schultz:

With regard to the hearing to be held November 19, the time will be 3:00 p.m., and we would appreciate your reserving space for us at that time.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:mjl

MICROFILMED

Nov. 7- 68

Department of Reclamation RECEIVED
 Mr. Robert Hamilton . . . 8 1968

Dear Sir;

The City

Community Building will be
 available for your meeting
 on Nov. 19- 68.

Will you please let me know
 what time you will want it
 for so I can have the building
 open for you.

Thanks.

Sincerely

Elma E. Schultz
 204 W. Elm
 Lava Hot Springs
 83246 - Idaho

November 12, 1968

Mr. Carroll Willmore
Lava Hot Springs, Idaho 83246

Dear Mr. Willmore:

Returned herewith find the clipping relating to the
Arkansas Ranches, Inc. application for transfer of water right.
We appreciate very much, your efforts in sending it to us.

As you know, this hearing will be held November 19 at
3:00 p.m., at the City's Community Building in Lava Hot Springs,
Idaho.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:mjl

Enclosure

RECEIVED

RECEIVED

NOV 8 1968

Department of Reclamation

Lava Hot Springs
Idaho

Nov 7, 1968

Robert Hamilton

Supervisor at Water Distribution

Dear Mr. Hamilton

In answer to your letter,
Here is a clipping we cut
out of the Idaho State Journal
Oct 24th. The only one we
happened to see. We would
like you to return it.

yours Truly
Carroll Willmore

MICROFILMED

November 12, 1968

C
O
P
Y

Mr. Ruel Christensen
Box 156
Arimo, Idaho 83214

Dear Mr. Christensen:

We have been informed by Mrs. Elma Schultz that space will be available for your hearing, in connection with your application for transfer of water right in the new City Community Hall.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:mjl

MICROFILMED

November 5, 1968

C
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Mr. Ruel Christensen
Box 156
Arimo, Idaho 83214

Dear Mr. Christensen:

We have received a protest, a copy of which is enclosed against your application for transfer of water right. We have set a hearing date for November 19, 1968, at 3:00 p.m., City Hall, Lava Hot Springs, Idaho.

We have also received your letter informing us that you have advertised your application for transfer of water right; however, we must have an affidavit of publication from the newspaper in which the publication occurred.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:mjl

Enclosure

MICROFILMED

November 5, 1968

C
O
P
Y

Mr. Carroll Willmore
Lava Hot Springs, Idaho 83246

Dear Mr. Willmore:

Please disregard our letter dated November 4, 1968, since we find that Mr. Ruel Christensen has made application for transfer of water right under the name of Arkansas Ranches, Inc.

A hearing date has been set for November 19, 1968, at 3:00 p.m. City Hall, Lava Hot Springs, Idaho. A copy of your protest has been sent to Mr. Christensen.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:mjl

RECORDED

November 4, 1968

W. L. 17

Mr. Carroll Willmore
Lava Hot Springs, Idaho 83246

Dear Mr. Willmore:

In searching our records, we are unable to locate a transfer of water right in the name of Ruel Christensen. If you can supply us with a copy of the publication notice and the paper in which it was published, it would be very helpful to us.

Thank you for any help you can give us.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:mjl

MICROFILMED

NAME AND ADDRESS OF SENDER

Indicate type of mail:
☐ REGISTERED ☐ REGISTERED C.O.D.
☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST OFFICE ADDRESS	POSTAGE	FEE	R. R. DEL. FEE	RES. DEL. FEE	ACTUAL VALUE	SURCHARGE	REMARKS
1	20486 Carroll Williams - Springs, Okla	6	10	30				Trunks - Handcar
2	20487 Rev. Christensen, Box 154, Arima, Okla	"	"	"				
3								
4								
5								
6								
7								
8								
9								
10								
11								
12								
13								
14								
15								
16								
17								
18								
19								
20								

TOTAL NO. OF PIECES LISTED BY SENDER 2 TOTAL NO. OF PIECES REG'D AT P. O. POSTMASTER, PER (Name of receiving employee) *Show under "Remarks" class postage paid if other than first or if international

APPLICATION FOR REGISTRATION OR CERTIFICATION

(Surcharges are not required on international registered mail)

MICROFILMED

RECEIVED

OCT 28 1968

TO WHOM IT MAY CONCERN

Department of Reclamation

The transfer of water rights requested by Arkansas Ranches Inc., Ruel Christensen president was advertised in the Oct. 17 and Oct. 24, 1968 issue of the Idaho State Journal, a copy of each date I have in my possession.

Signed Ruel Christensen

25 The above statement was signed before me, a notary public, this day of October 1968

Signed John B. Bowen

RECEIVED

October 7, 1968

C
Re: Application for Transfer
Arkansas Ranches, Inc.

O
Idaho State Journal
Pocatello, Idaho 83201

P
Gentlemen:

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

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

Y
The expense of the publication is to be paid by Arkansas Ranches, Inc., Box 156, Arimo, Idaho, to whom you should furnish an affidavit of publication on or prior to November 4, 1968.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:tg

Enc: Legal Notice

MICROFILMED

October 8, 1968

C
R : Application for Transfer

O
Arkansas Ranches, Inc.
Box 156
Arimo, Idaho 83214

P
Gentlemen:

We have mailed the notice of proposed transfer of water right to the Idaho State Journal, Pocatello, Idaho, to be published once a week for two consecutive weekly issues, October 17 and October 24, 1968.

Y Please furnish the Department of Reclamation with an affidavit of publication on or prior to November 4, 1968.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:tg

MICROFILMED

RECEIVED

OCT 15 1968

Department of Reclamation

NOTICE OF PROPOSED
TRANSFER OF WATER RIGHTS
22-0004 to 22-0007

Notice is hereby given that Arkansas Ranches, Inc., Ruel Christensen, President, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing it to change the point of diversion and place of use of the waters of West Bob Smith Creek as decreed to A. E. Cheney, R. A. Hornsby, Lester Lish, and Albert Lish on September 26, 1933, in the Seventh Judicial District by Judge John C. Rice. The decree claims the use of 0.20 cubic feet per second with a priority of June 1, 1908; 0.10 c.f.s. with priority of June 1, 1913; 0.20 c.f.s. with priority of July 1, 1908; 0.16 c.f.s. with priority of July 1, 1914; 0.04 c.f.s. with priority of July 1, 1917; 0.04 c.f.s. with priority of July 1, 1918; 0.20 c.f.s. with priority of July 1, 1919. The points of diversion of the decrees are NW 1/4 NE 1/4 Sec. 10, Twp. 8 S., Rge. 37 E. B. M., SE 1/4 NW 1/4 Sec. 15, Twp. 8 S., Rge. 37 E. B. M., NE 1/4 NW 1/4 Sec. 15, Twp. 8 S., Rge. 37 E. B. M., and for 1 acre in SW 1/4 NE 1/4 Sec. 15, Twp. 8 S., Rge. 37 E. B. M.

The water is used for irrigation of 10 acres in NE 1/4 SW 1/4 Sec. 10, Twp. 8 S., Rge. 37 E. B. M.; 1 acre in NW 1/4 NW 1/4 Sec. 15, Twp. 8 S., Rge. 37 E. B. M.; 25 acres in SE 1/4 NW 1/4 Sec. 15, Twp. 8 S., Rge. 37 E. B. M. and for 1 acre in SW 1/4 NE 1/4 Sec. 15, Twp. 8 S., Rge. 37 E. B. M.

The water proposes to

On the 4th of November, 1968, at 10:30 a.m., at the Department of Reclamation, Statehouse, Annex 2, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

W. HIGGINSON

transfer.
R. KEITH HIGGINSON
State Registration Engineer
October 24, 1969
No. 530

NOTICE OF PROPOSED TRANSFER OF WATER RIGHTS

29-0004 to 29-0007

Notice is hereby given that Arkansas Ranches, Inc., Ruel Christensen, President, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing it to change the point of diversion and place of use of the waters of West Bob Smith Creek as decreed to A. B. Cheney, R. & Romriell, Lester Lish, and Albert Lish on September 26, 1931, in the Seventh Judicial District by Judge John C. Rice. The decree claims the use of 0.20 cubic feet per second with a priority of June 1, 1909; 0.10 c.f.s. with priority of June 1, 1913; 0.20 c.f.s. with priority of July 1, 1909; 0.16 c.f.s. with priority of July 1, 1914; 0.04 c.f.s. with priority of July 1, 1917; 0.04 c.f.s. with priority of July 1, 1918; 0.20 c.f.s. with priority of July 1, 1910. The points of diversion of the decree are NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, Twp. 9 S, Rge. 37 E, B.M.; SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, Twp. 9 S, Rge. 37 E, B.M.; NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, Twp. 9 S, Rge. 37 E, B.M. The water is used for irrigation of 10 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10, Twp. 9 S, Rge. 37 E, B.M.; 5 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, Twp. 9 S, Rge. 37 E, B.M.; 22 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, Twp. 9 S, Rge. 37 E, B.M.; and for 10 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, Twp. 9 S, Rge. 37 E, B.M.

The transfer proposes to transfer the point of diversion to SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, Twp. 9 S, Rge. 37 E, B.M. and the place of use is 57 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 10; NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 15, Twp. 9 S, Rge. 37 E, B.M. with the same quantity and priority as that of the original right.

On the 4th of November, 1968, at 10:30 a.m., at the Department of Reclamation, Statehouse, Annex 2, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear

and present, for his consideration any reason or reasons
why a certificate should not be issued authorizing such
transfer.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Idaho State Journal on October 17 and 24, 1968.

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