

Identification No. 15 7020

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

APPROVED

1. Name of applicant Morgan W. Harris
post office address RFD #1, Box 69, Malad, Idaho 83252
2. Source of water supply ground water which is a tributary of - - - -
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 22 Township 16S
Range 36E B.M. Oneida County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.0 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Deep well, turbine pump and sprinkler system

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 14 inches; proposed depth of well is 350 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 30,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: N.A.
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

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Y

• • •

[illegible]

Total number of acres to be irrigated 160

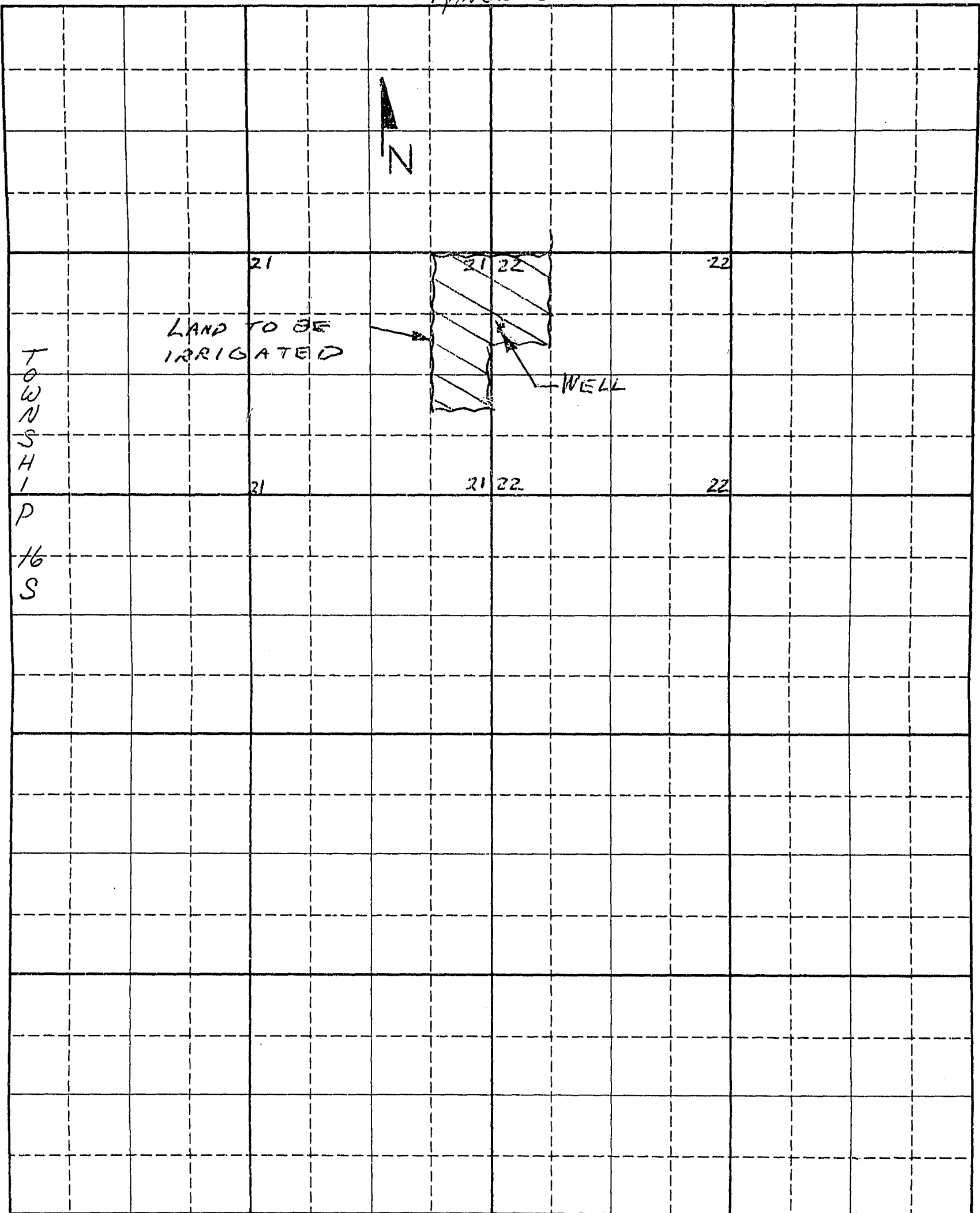
c. Describe any other water rights used for the same purposes as described above. $\frac{1}{4}$ of the water from
Brush Canyon is available for flood irrigation, however, this is only available during
spring runoff and generally stops about June 1st.

9. a. Who owns the property at the point of diversion Applicant
- b. Who owns the land to be irrigated or place of use Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

RANGE 36E



Scale: 2 inches equal 1 mile

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

* Morgan H. Harris
(Applicant)

15 7020

Proposed Priority 1-17-1974

15 7020

Received by MB Date 1-23-74 Time 11:10 A
Preliminary check by MR Fee \$ 45.00
Receipted by MB Date 1-17-74 Receipt # 12690
Publication prepared by MB Date 1-18-74
Published in Idaho Enterprise
Publication dates Jan. 24 + 31, 1974
Publication approved OB Date 2/01/74
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by RDC WDF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 15-7020, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 19 79.
- c. Other: A measuring device of a type approved by this department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 15 day of February, 19 74.

R. Karl Hjort
Director

Identification No. 15 7020
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Morgan W. Harris
post office address RFD #1, Box 69, Malad, Idaho 83252
2. Source of water supply Ground Water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 22 Township 16S
Range 36E B.M. Oneida County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 30CF5 for Irrigation purpose from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.00 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Deep Well, Turbine Pump, and Sprinkler

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 14 inches; proposed depth of well is 350 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 30,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

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b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

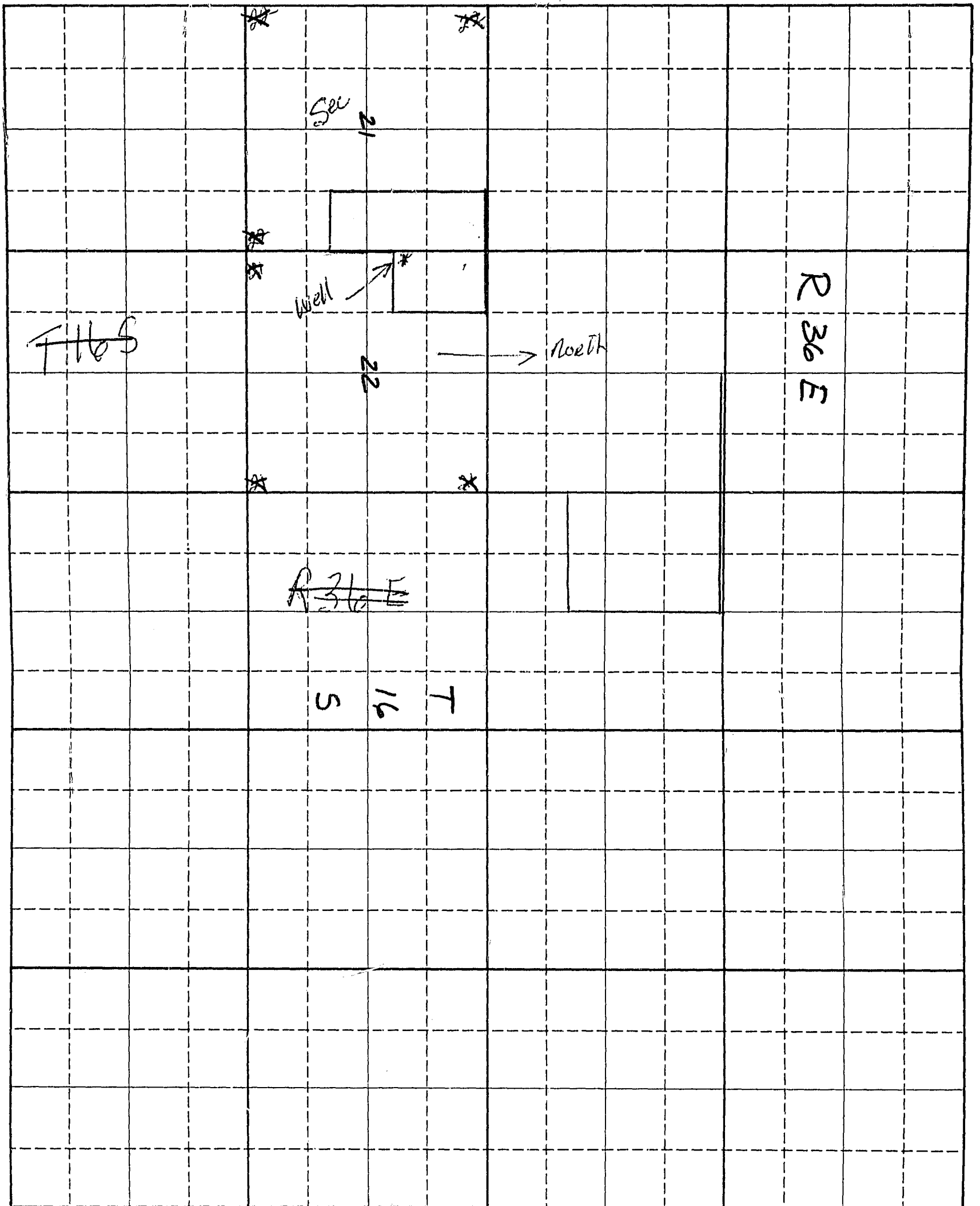
Total number of acres to be irrigated 160

c. Describe any other water rights used for the same purposes as described above. 1/4 of the water from Brush Canyon is available for flood irrigation, however this is only available during spring runoff and generally stops about June 1st.

9. a. Who owns the property at the point of diversion Morgan W. Harris
b. Who owns the land to be irrigated or place of use Morgan W. Harris
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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

Morgan A. Harris
(Applicant)

WATER RESOURCES DIVISION
DIVISION OF WATER RESOURCES
240 N. BRIDGES
BOISE, IDAHO 83701

15 7020

15 7020

Received by MB Date 1-16-74 Time 11:10 A
Preliminary check by DC Fee \$ 45.00
Received by MB Date 1-17-74 Receipt # 12690
Publication prepared by MB Date 1-18-74
Published in Idaho Enterprise
Publication dates Jan 24 - 31, 1974
Publication approved _____ Date _____
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.
- c. Other: _____

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

Witness my hand this _____ day of _____ 19____.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	NCY	1/17/74	Application No. <u>15-7020</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	"	"	In form to receipt <u>Yes</u>
	"	"	Send Copies to: ☐ Idaho State Health Department ☒ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	"	"	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☒ Request Information from Applicant <u>Retype & return for signature</u>
(5)	"	"	In form for advertising <u>Yes</u>
(6)	"	"	Located within Water District No. <u> </u>
(7)	"	"	Critical groundwater area: yes <u> </u> no ☒
(8)	"	"	Groundwater levels: ☐ Decline (comment) <u> </u> ☒ Stable (comment) <u>W.D. #27</u> ☐ Increasing (comment) <u> </u>
(9)	"	"	Comments: <u>No conflicting G.W. Rights shown on E.D. plots</u>
(10)	MB	2/1/74	Affidavit of Publication received (date) <u>February 1, 1974</u>
(11)	OB	2/11/74	Final date for protests <u>February 11, 1974</u> Protests received: yes <u> </u> no ☒
(12)	"	"	Date and Place of hearing <u>N.A.</u> Decision reached at hearing <u> </u>
(13)	"	"	All requested information received from agencies or applicant yes ☒ no <u> </u>
(14)	RDC	2/11/74	Action recommended: ☒ Approve Priority <u>1/16/74</u> ☐ Deny Reason for Reduction <u> </u> ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☐ No additional conditions for approval
(15)	District <u>E</u>	By <u>RDC</u>	Date <u>2/11/74</u>

15 7020

RECEIVED
FEB 13 1974
Department of Water Administration
[Signature]

RECEIVED

FEB 1 1974

Department of Water Administration
Eastern District Office

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Morgan W. Harris, RFD No. 1, Box 69, Malad, Idaho, has on 1-17-74 submitted Application No. 15-7020 for a permit to appropriate 3.0 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ NW $\frac{1}{4}$,

Sec. 22, T. 16S, R. 36E, B.M. Oneida County; to be used from Apr. 1 to Nov. 1 for the irrigation of 160 acres within the E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21; W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 22, T. 16S, R. 36E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before February 11, 1974.

R. KEITH HIGGINSON
Director

Published in the Idaho Enterprise, Malad, Idaho, on January 24 and January 31, 1974.

AFFIDAVIT OF PUBLICATION

State of Idaho
County of Oneida, ss.

Norma Peck being first duly sworn on oath, states: That she is clerk of the Idaho Enterprise, a newspaper of general circulation in Oneida County, Idaho published weekly at Malad, in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That said Idaho Enterprise was at all of the times of publication of said notice a newspaper of general circulation made up of at least four pages of at least five columns each, printed from type matter or stereotyped forms of at least seventeen and three fourths inches depth, and said newspaper during all of the times of publication aforesaid had more than 200 bonafide subscribers thereto living within the county of Oneida in which said newspaper was published at regular intervals not less frequently than once a week.

That the annexed notice was published per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for 2 successive weekly issues thereof the date of the first publication being the 24 day of Jan, 1974 the date of the last publication being the 31 day of JAN, 1974

Norma Peck

Subscribed and sworn to before me this 31 day of January, 1974

H. A. Wagner
Notary Public, residing at Malad, Idaho

My Commission expires the 10 day of Oct, 1977

Costs:

31 lines at 23c per line first insertion \$ 7.13

..... lines tabulated at 34 $\frac{1}{2}$ c per line \$.....

15c per line each subsequent insertion \$ 4.65

TOTAL \$ 11.78

(Rates for legal notices are fixed by Idaho law)

15 7020

1515 Lincoln Road

January 18, 1974

C
Re: Application for Permit No. 15-7020

O
Mr. Morgan W. Harris
RFD #1, Box 69
Mallad, Idaho 83252

Dear Mr. Harris:

P
Attached herewith is departmental receipt No. 12690 in the amount of \$45.00 for the above referenced application which was received in this office under the above date.

We have taken the liberty of retyping the application as we need a clearer copy. Please sign the application on page 3 exactly as your name appears on page 1 and return it to this office for further processing.

Y
Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:MB

Enclosures

15 7020

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Morgan W. Harris

RFD #1 Box 69, Malad, Idaho

has on 1/17/74 submitted Application No. 15-7020

for a permit to appropriate 3.0 cubic feet per second ~~XXXXXX~~

of water from a ground-water source

by means of well and pump

within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, T. 16S, R. 36E, B.M. Oneida County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 160 acres

within the E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21; ~~SW $\frac{1}{4}$ NW $\frac{1}{4}$~~ , Sec. 22, T. 16S, R. 36E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before February 11, 1974.

R. KEITH HIGGINSON

Director

Published in the Idaho Enterprise, Malad, Idaho

on January 24 and January 31, 1974.

15 7020

CB-2
CB-3
CB-A.

XXXXXXXXXXXXXXXXXXXX 1515 Lincoln Road

January 18, 1974

RE: Application for Permit No. 15-7020

Idaho Enterprise
P.O. Box 205
Malad City, Idaho 83252

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. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

Bill submitted 2-1-74 by MB

NCY:cb

Enc: Legal Notice (1)

15 7020

**MB NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Morgan W. Harris, RFD No. 1, Box 69, Malad, Idaho, has on 1-17-74 submitted Application No. 15-7020 for a permit to appropriate 3.0 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, T. 16S, R. 36E, B.M. Oneida County; to be used from Apr. 1 to Nov. 1 for the irrigation of 160 acres within the E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21; W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 22, T. 16S, R. 36E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before February 11, 1974.

R. KEITH HIGGINSON
Director

Published in the Idaho Enterprise, Malad, Idaho, on January 24 and January 31, 1974.

15 7020

February 20, 1974

Re: Permit No. 15-7020

Morgan W. Harris
R.F.D. #1, Box 69
Malad, Idaho 83252

Dear Mr. Harris;

Enclosed is a copy of your approved Application for Permit No. 15-7020. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

15 7020

State of Idaho

Department of Water Resources

RECEIVED

OCT 14 1976

OCT 12 1976

ASSIGNMENT OF PERMIT

Department of Water Resources

Department of Water Resources
Eastern District Office

I, MORGAN W. HARRIS and
MARY D. HARRIS, hereby assign to DAVID R. HARRIS
of Rt #1, Box 69 Malad, Idaho 83252
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 15-7020
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 5th day of October, 19 76.

Morgan W. Harris
Permit Holder

Mary D. Harris
Spouse of Permit Holder

State of Idaho)
County of ONEIDA) ss.

On this 5th day of October, 19 76, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he ~~(she)~~ ~~(they)~~ executed the same.

seal

Joan Hawkins
Notary Public residing at
Malad, Idaho

My commission expires:
May 5, 1977

Receipt # 4411

RECEIVED

NOV 8 1976

Department of Water Resources
Eastern District Office

RECEIVED

NOV 12 1976

Department of Water Resources

Permit No. 15-7020

Comes now David R. Harris of (address) Rt #1
Box 69, Malad, Idaho 83252, and represents to the Director of
the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 15-7020, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21 Twp. 16S
Rge. 36 E, B.M., County of Oneida. Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

NO CHANGE

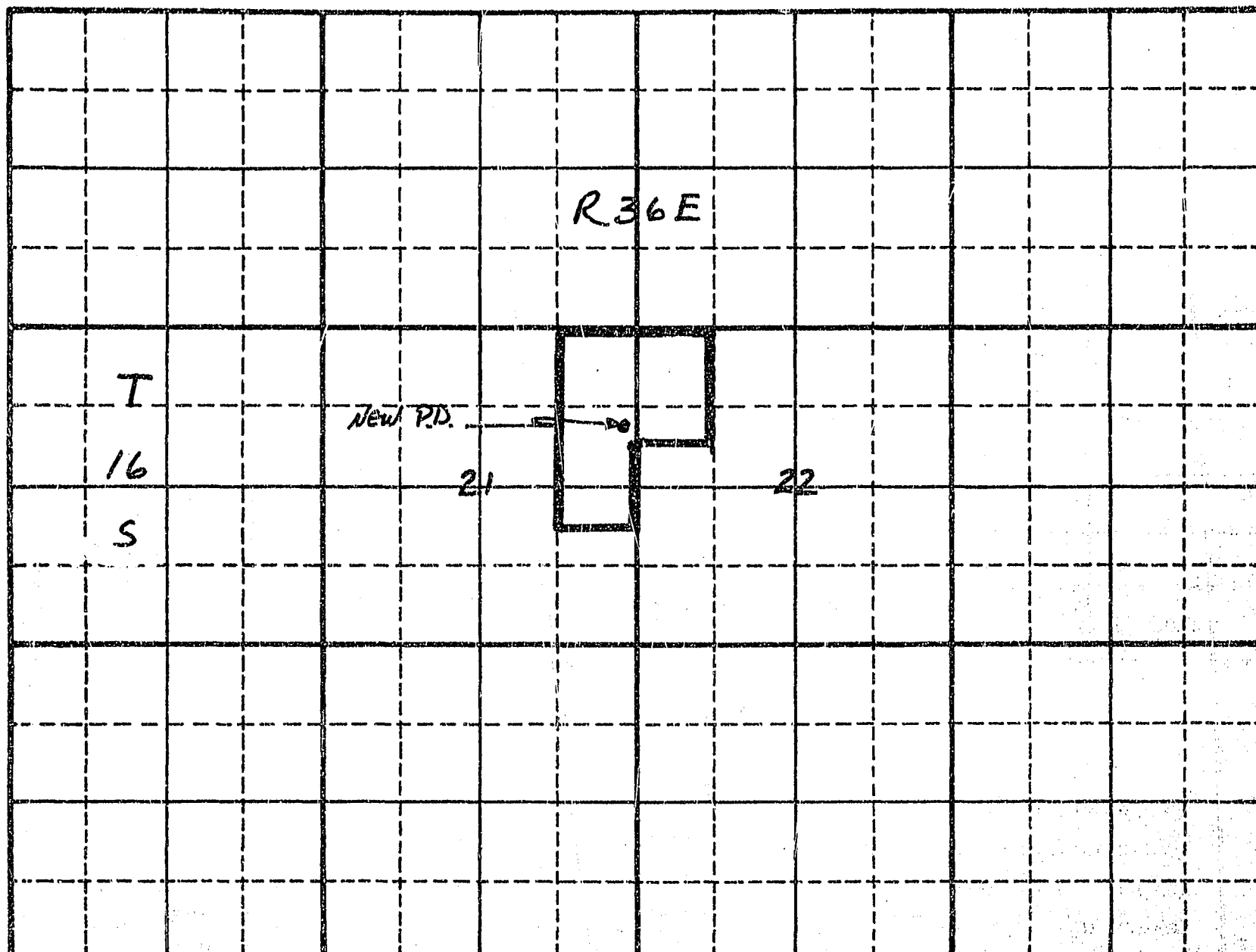
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre feet per annum)

3. Place of use or land to be irrigated: NO CHANGE

[illegible]

Total number of acres to be irrigated

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Signed at Malad, Idaho, this 2nd day of November, 19 76.

Meril R. Hanna
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, A. Kenneth Dunn, Administrator, of the Department of Water Resources hereby APPROVE the foregoing Application for Amendment for Permit No. 15-7020.

Witness my hand this 22 day of November, 19 76

A. Kenneth Dunn
Administrator, Operations Division

C
October 28, 1976

O
Re: Permit No. 15-7020

P
David R. Harris
Route 1, Box 69
Malad, Idaho 83252

Dear Mr. Harris:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been recorded and the Department's records have been changed.

Y
Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

November 23, 1976

Re: Permit No. 15-7020

David R. Harris
Box 69
Mallad, ID 83252

Dear Mr. Harris;

Enclosed is a copy of the approved application for amendment submitted in connection with the above referenced permit.

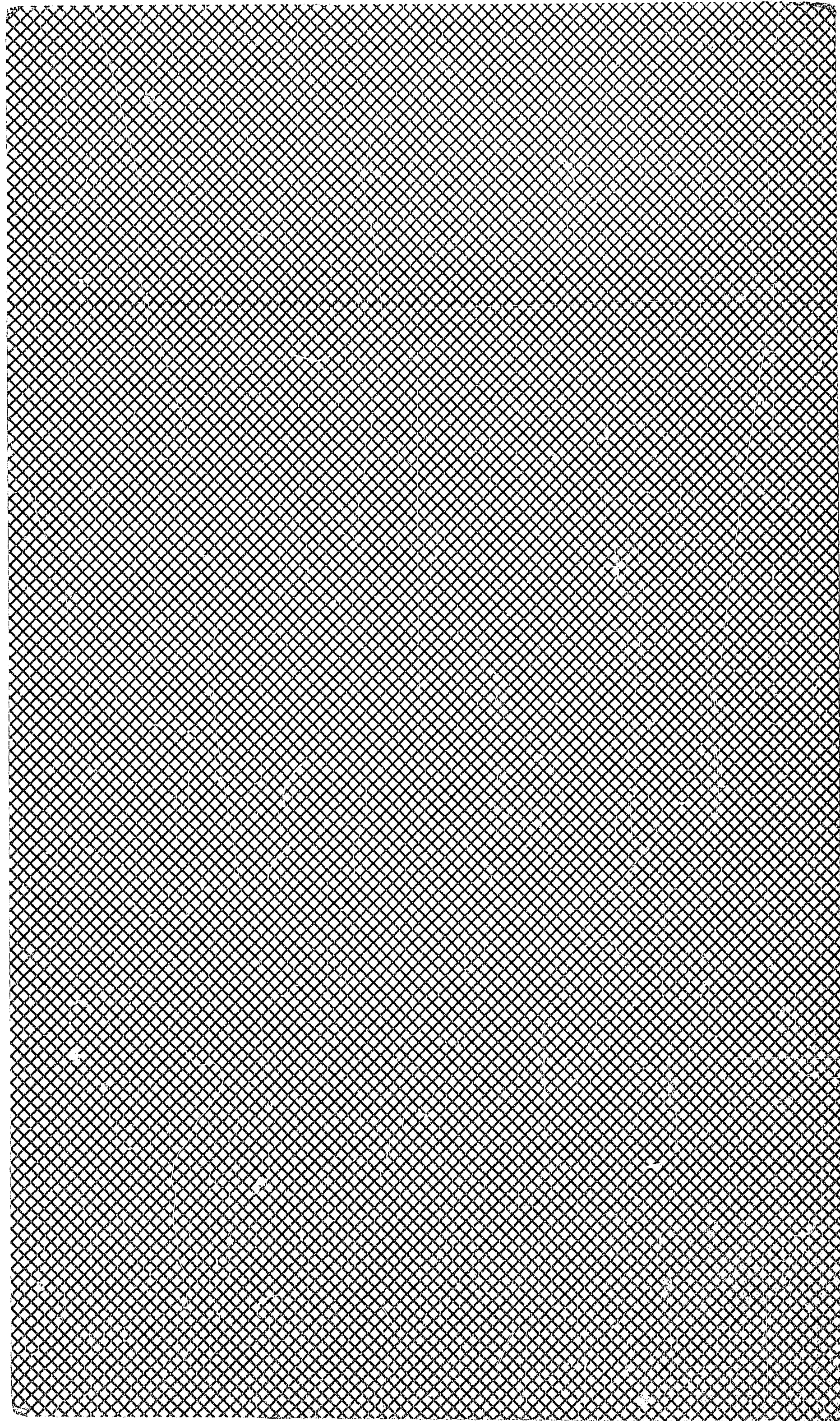
If you have any questions concerning this matter, please contact us.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:mef

Enc.



BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 15-7020

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

10/10/78

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition should be less restrictive and provide more flexibility to you in the development of your water right system. The specifications related to the size and location of the access port will be available upon request from the Department, as soon as the Department's measuring equipment is obtained.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

CERTIFIED MAIL

November 20, 1978

Re: Permit No. 15-7020

100482

David R. Harris
Box 69
Malad, ID 83252

Dear Mr. Harris:

One of the conditions of approval of your water Permit No. 15-7020 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before February 1, 1979. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

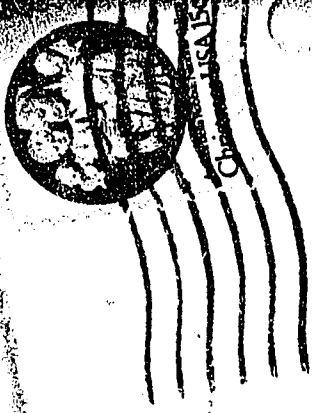
Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.

RITA FLECK
Water Rights

Encl: Proof affidavit

DOUBLE H DAIRY
Route 1, Box 69
MALAD CITY, IDAHO 83252

State of Idaho
Dept. of Water Resources -
373 Franklin Street
Boise, Idaho 83720



Statehouse

MORGAN HARRIS

DOUBLE H DAIRY

Route 1, Box 69
MALAD CITY, IDAHO 83252

for
15-7020

More information
letter
DAVID HARRIS

12-4-78

State of Idaho
Department of Water Resources
Boise, Idaho.

RECEIVED
DEC 7 1978
Department of Water Resources

To whom it may concern:

In reference to your recent letter
concerning proof of application for permit
no. 15-7020, we are requesting an
extension of time to facilitate the
measurement of the water being used.

We hope to do this in the summer
of 1979 as the system is in place
and operating.

Your consideration will be appreciated.

Thank you,

David R. Harris

December 12, 1978

Re: Permit No. 15-7020

David R. Harris
Box 69
Malad, Idaho 83252

Dear Mr. Harris:

In order to process your extension request we need more information concerning the amount of work done on this project.

The enclosed Request for Extension of Time will give us this information. Please complete the request form and return it to this office as soon as possible in order that this permit may remain in good standing.

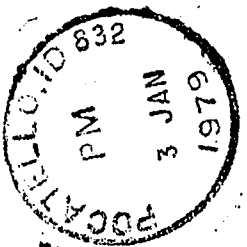
If you have any questions, please contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure



Water and the place of use: _____

Exam typed 1-24-79 by *[signature]*

FEDERAL LAND BANK ASSOCIATION OF PRESTON
102 NORTH STATE P. O. BOX 386
PRESTON, IDAHO 83263

Idaho Dept of Water Resources
State House
Boise, Idaho 83720



LAND BANK ASSOCIATION OF PRESTON

102 NORTH STATE PRESTON, IDAHO 83263

PHONE: (208) 852-2145

P. GARNER, MANAGER



January 3, 1979

Re: Loan No. 166251-5 - Harris

RECEIVED

JAN 5 1979

Department of Water Resources

Idaho Dept of Water Resources
State House
Boise, Idaho 83720

Gentlemen:

Enclosed is Proof of Application of Water to Beneficial Use on
Permit No. 15-7020 for David R. Harris, Rt #1, Box 69, Malad,
Idaho. Will you please acknowledge receipt of same.

Thank you.

Yours truly,

Gayle C. Beston
Ass't to Manager

gcb

enclosure



SERVING FRANKLIN, CARIBOU, ONEIDA, BEAR LAKE, & BANNOCK COUNTIES

RECEIVED

Identification No. _____

Permit No. 15-7020

JAN 5 1979
STATE OF IDAHO

Department of Water Resources
DEPARTMENT OF WATER RESOURCES

by Feb 1, 1979

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder David R. Harris
b) Post Office Address RT #1, Box 69 Malad, Idaho 83252
2. Permit Number 15-7020
3. Date of Priority that you are prepared to establish 1-23-74
4. a) Source from which water was appropriated well
b) Location of the point of diversion: SE ¼ NE ¼, Section 21
Township 16 S, Range 36 E Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount 3.56 cfs for irrigation purposes from Apr 1 to Nov. 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated _____ cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 200 HP 335 Diesel Cummins motor w/ Johnston 1600 GPM
at 300' TDH, well depth 235'
b) Describe the type and size of measuring device which you have installed at your point of diversion: Badger 10"
c) Give well driller's name and address and the date the well was completed: Yarborough Drilling Snowville, Utah
August 1, 1976
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 1-24-79 by lf

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16S	36E	21	40	20		40									18				118
16S	36E	22					40	20											60

Total number of acres irrigated 178

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

October 5, 1976

(Date)

David R. Hanz
(Signature)

State of IDAHO)

) ss.

County of ONEIDA)

On this 5th day of October, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he ~~(she)~~ ~~(they)~~ executed the same.

Jan Hawkins
Notary Public residing at Malad
Idaho

My commission expires May 5, 1977



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

January 30, 1979

RE: Permit No. 15-7020

David R. Harris
Route 1, Box 69
Malad, ID 83252

Dear Mr. Harris:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in Idaho Falls.

Sincerely,

RITA FLECK
Water Rights

cc: Federal Land Bank Association of Preston

RECEIVED

FEB 3 1974

Department of Water Administration
Eastern District Office

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Morgan W. Harris, RFD No. 1, Box 69, Malad, Idaho, has on 1-17-74 submitted Application No. 15-7020 for a permit to appropriate 3.0 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ NW $\frac{1}{4}$,

Sec. 22, T. 16S, R. 36E, B.M. Oneida County; to be used from Apr. 1 to Nov. 1 for the irrigation of 160 acres within the E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21; W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 22, T. 16S, R. 36E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before February 11, 1974.

R. KEITH HIGGINSON
Director

Published in the Idaho Enterprise, Malad, Idaho, on January 24 and January 31, 1974.

AFFIDAVIT OF PUBLICATION

State of Idaho
County of Oneida, ss.

Norma Peck being first duly sworn on oath, states: That she is clerk of the Idaho Enterprise, a newspaper of general circulation in Oneida County, Idaho published weekly at Malad, in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That said Idaho Enterprise was at all of the times of publication of said notice a newspaper of general circulation made up of at least four pages of at least five columns each, printed from type matter or stereotyped forms of at least seventeen and three fourths inches depth, and said newspaper during all of the times of publication aforesaid had more than 200 bonafide subscribers thereto living within the county of Oneida in which said newspaper was published at regular intervals not less frequently than once a week.

That the annexed notice was published per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for 2 successive weekly issues thereof the date of the first publication being the 24 day of Jan, 1974 the date of the last publication being the 31 day of Jan, 1974

Norma Peck

Subscribed and sworn to before me this 31 day of

January, 1974

S. R. Hagler
Notary Public, residing at Malad, Idaho

My Commission expires the 10 day of Oct, 1977

Costs:

31 lines at 23c per line first insertion \$ 7.13

..... lines tabulated at 34 $\frac{1}{2}$ c per line \$

15c per line each subsequent insertion \$ 4.65

TOTAL \$ 11.78

(Rates for legal notices are fixed by Idaho law)

15 7020

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>NCY</u>	<u>1/17/74</u>	Application No. <u>15-7020</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>"</u>	<u>"</u>	In form to receipt <u>Yes</u>
	<u>"</u>	<u>"</u>	Send Copies to: ☐ Idaho State Health Department ☒ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>"</u>	<u>"</u>	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☒ Request Information from Applicant <u>Retype & Return for signature</u>
(5)	<u>"</u>	<u>"</u>	In form for advertising <u>Yes</u>
(6)	<u>"</u>	<u>"</u>	Located within Water District No. <u> </u>
(7)	<u>"</u>	<u>"</u>	Critical groundwater area: yes <u> </u> no ☒
(8)	<u>"</u>	<u>"</u>	Groundwater levels: ☐ Decline (comment) <u> </u> ☒ Stable (comment) <u>W.D. #27</u> ☐ Increasing (comment) <u> </u>
(9)	<u>"</u>	<u>"</u>	Comments: <u>No conflicting G.W. Rights shown on E.D. plots</u>
(10)	<u>MB</u>	<u>2/1/74</u>	Affidavit of Publication received (date) <u>February 1, 1974</u>
(11)	<u>UB</u>	<u>2/11/74</u>	Final date for protests <u>February 11, 1974</u> Protests received: yes <u> </u> no ☒
(12)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>N.A.</u> Decision reached at hearing <u> </u>
(13)	<u>"</u>	<u>"</u>	All requested information received from agencies or applicant yes ☒ no <u> </u>
(14)	<u>RDC</u>	<u>2/11/74</u>	Action recommended: ☒ Approve Priority <u>1/16/74</u> ☐ Deny Reason for Reduction <u> </u> ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☐ No additional conditions for approval
(15)	District <u>E</u>	By <u>RDC</u>	Date <u>2/11/74</u>

15 7020

RECEIVED
FEB 19 1974
Department of Water Administration
C. J.

Identification No. 15 7020
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Morgan W. Harris
post office address RFD #1, Box 69, Malad, Idaho 83252
2. Source of water supply Ground Water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 22 Township 16S
Range 36E B.M. Oneida County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3015 for Irrigation purpose from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.00 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Deep Well, Turbine Pump, and Sprinkler

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 14 inches; proposed depth of well is 350 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 30,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

15 7020

15-7020

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

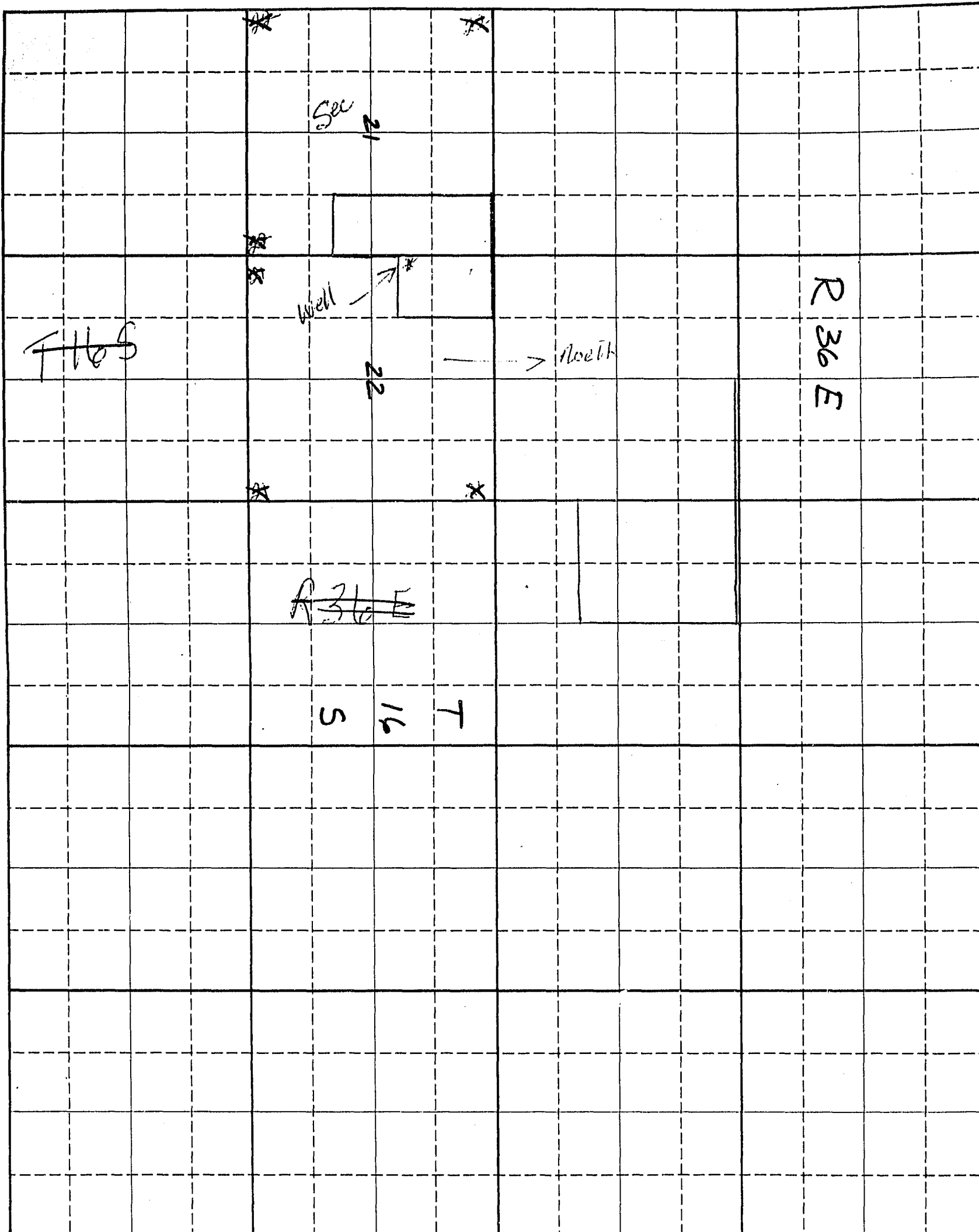
Total number of acres to be irrigated. 160

c. Describe any other water rights used for the same purposes as described above. 1/4 of the water from Brush Canyon is available for flood irrigation, however this is only available during spring runoff and generally stops about June 1st.

9. a. Who owns the property at the point of diversion Morgan W. Harris
 b. Who owns the land to be irrigated or place of use Morgan W. Harris
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks .

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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

M. R. H. H. H. H. H.
(Applicant)

16 7020

15 7020

Received by MB Date 1-16-74 Time 11:10 A
Preliminary check by DC Fee \$ 45.00
Receipted by MB Date 1-17-74 Receipt # 12690
Publication prepared by MB Date 1-18-74
Published in Idaho Enterprise
Publication dates Jan 24 & 31, 1974
Publication approved _____ Date _____
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.
- c. Other: _____

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

Witness my hand this _____ day of _____ 19____.

Director

Assigned to David R. Harris
Rt. 1, Box 69, Malad, Idaho 83252
10/20/69
157020

Identification No. 15 7020
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT
To appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

APPROVED

1. Name of applicant Morgan W. Harris
post office address RFD #1, Box 69, Malad, Idaho 83252
2. Source of water supply ground water which is a tributary of - - - -
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 22 Township 16S
Range 36E B.M. Oneida County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.0 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Deep well, turbine pump and sprinkler system

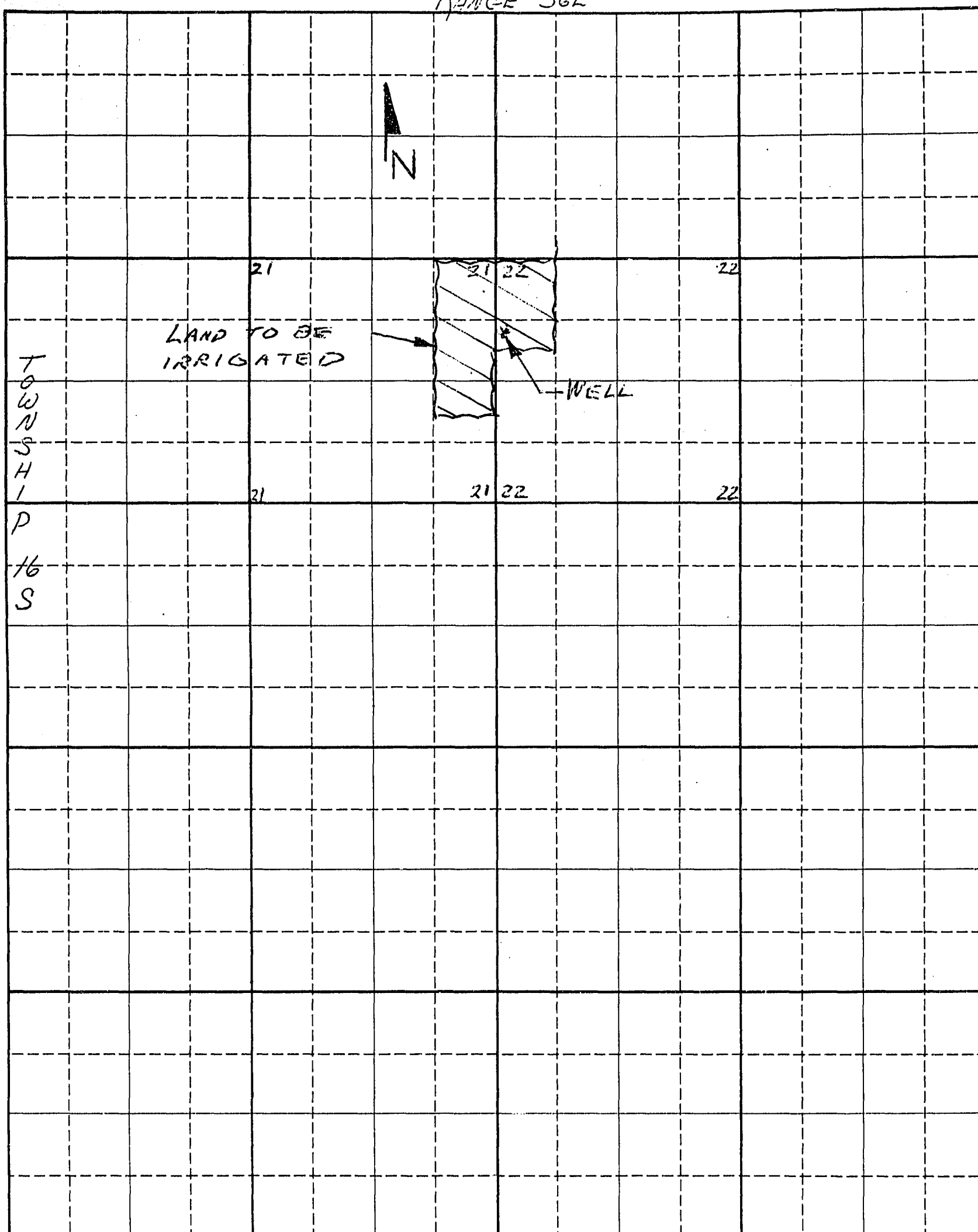
b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 14 inches; proposed depth of well is 350 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 30,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: N.A.
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

~~15 7021~~
15 7020 15 7020

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

RANGE 36E



Scale: 2 inches equal 1 mile

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

Morgan H. Harris
(Applicant)

Received by MR Date 1-15-74 Time 1:00 PM
 Preliminary check by MR Date 1-15-74
 Reviewed by MR Date 1-15-74 Accepted
 Publication prepared by MR Date 1-15-74
 Published in State Engineer
 Publication date Jan 24 1974
 Publication approved MR Date 1-15-74
 Priority reduced to _____ Reason _____

 Protests filed by _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by RDC

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 15-7020, and said application is hereby APPROVED.

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

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 19 79.
- Other: A measuring device of a type approved by this department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 15 day of February, 19 74.

R. Karl Higley
 Director

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 15-7020 Priority January 17, 1974 Amount 2.65 cfs

THIS IS TO CERTIFY, that DAVID R. HARRIS
of Malad City, Idaho, has complied with the terms and conditions of Permit
No. 15-7020 issued pursuant to Application for Permit dated January 17, 1974,
and has submitted proof to the Department of Water Resources on January 5, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.65 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>2.65</u> cfs and	<u>560</u> acre feet
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 2.65 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
560 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, Twp. 16S,
Rge. 36E, B.M. in the County of Oneida

Description and location of 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 $\frac{1}{4}$	
16S	36E	21	40			40									20				100
		22						40	20										60

Total number of acres irrigated 160

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 14th day of
April, 19 81.

Director

1515 Lincoln Road

January 18, 1974

C
Re: Application for Permit No. 15-7020

Mr. Morgan W. Harris
RFD #1, Box 69
Mallad, Idaho 83252

Dear Mr. Harris:

P
Attached herewith is departmental receipt No. 12690 in the amount of \$45.00 for the above referenced application which was received in this office under the above date.

We have taken the liberty of retyping the application as we need a clearer copy. Please sign the application on page 3 exactly as your name appears on page 1 and return it to this office for further processing.

Y
Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:MB

Enclosures

15 7020

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Morgan W. Harris

RFD #1 Box 69, Malad, Idaho

has on 1/17/74 submitted Application No. 15-7020

for a permit to appropriate 3.0 cubic feet per second ~~XXXXXX FEET PER SECOND~~

of water from a ground-water source

by means of well and pump

within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, T. 16S, R. 36E, B.M. Oneida County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 160 acres

within the E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21; ~~SW $\frac{1}{4}$ NW $\frac{1}{4}$~~ , Sec. 22, T. 16S, R. 36E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before February 11, 1974.

R. KEITH HIGGINSON

Director

Published in the Idaho Enterprise, Malad, Idaho

on January 24 and January 31, 1974.

15 7020

26-2
CP-24
CP-A.

XXXXXXXXXXXXXXXXXXXX 1515 Lincoln Road

January 18, 1974

RE: Application for Permit No. 15-7020

Idaho Enterprise
P.O. Box 205
Malad City, Idaho 83252

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. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

Bill submitted 2-1-74 by MB

NCY:cb

Enc: Legal Notice (1)

15 7020

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Morgan W. Harris, RFD No. 1, Box 69, Malad, Idaho, has on 1-17-74 submitted Application No. 15-7020 for a permit to appropriate 3.0 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, T. 16S, R. 36E, B.M. Oneida County; to be used from Apr. 1 to Nov. 1 for the irrigation of 160 acres within the E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21; W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 22, T. 16S, R. 36E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before February 11, 1974.

R. KEITH HIGGINSON
Director

Published in the Idaho Enterprise, Malad, Idaho, on January 24 and January 31, 1974.

15 7020

February 20, 1974

Re: Permit No. 15-7020

Morgan W. Harris
R.F.D. #1, Box 69
Malad, Idaho 83252

Dear Mr. Harris;

Enclosed is a copy of your approved Application for Permit No. 15-7020. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

15 7020

October 28, 1976

Re: Permit No. 15-7020

David R. Harris
Route 1, Box 69
Malad, Idaho 83252

Dear Mr. Harris:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been recorded and the Department's records have been changed.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

Received
1-32-74

1. Name of permit holder David R. Harris
Post office address RT #1, Box 64, Malud, TX Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 3.00 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from 4-1 to 11-1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 15-7020
Examination for 6/10

4. Total amount to be appropriated:

Max Rate of Diversion 3.00 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 16S ~~N/S~~, Range 36E ~~E/W~~, B.M., Section 21, Subdivision SE $\frac{1}{4}$ NE $\frac{1}{4}$ Oxida
County _____
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County _____
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County _____

Other Points of Diversions: _____

Description of diverting works: 200 H.P. diesel motor and sprinkler system

Measuring device required: yes ☒ no ☐

6. Lands to be 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 $\frac{1}{4}$	
16S	36E	21	40			40									20				100
16S	36E	22					40	20											60

TOTAL ACREAGE 160

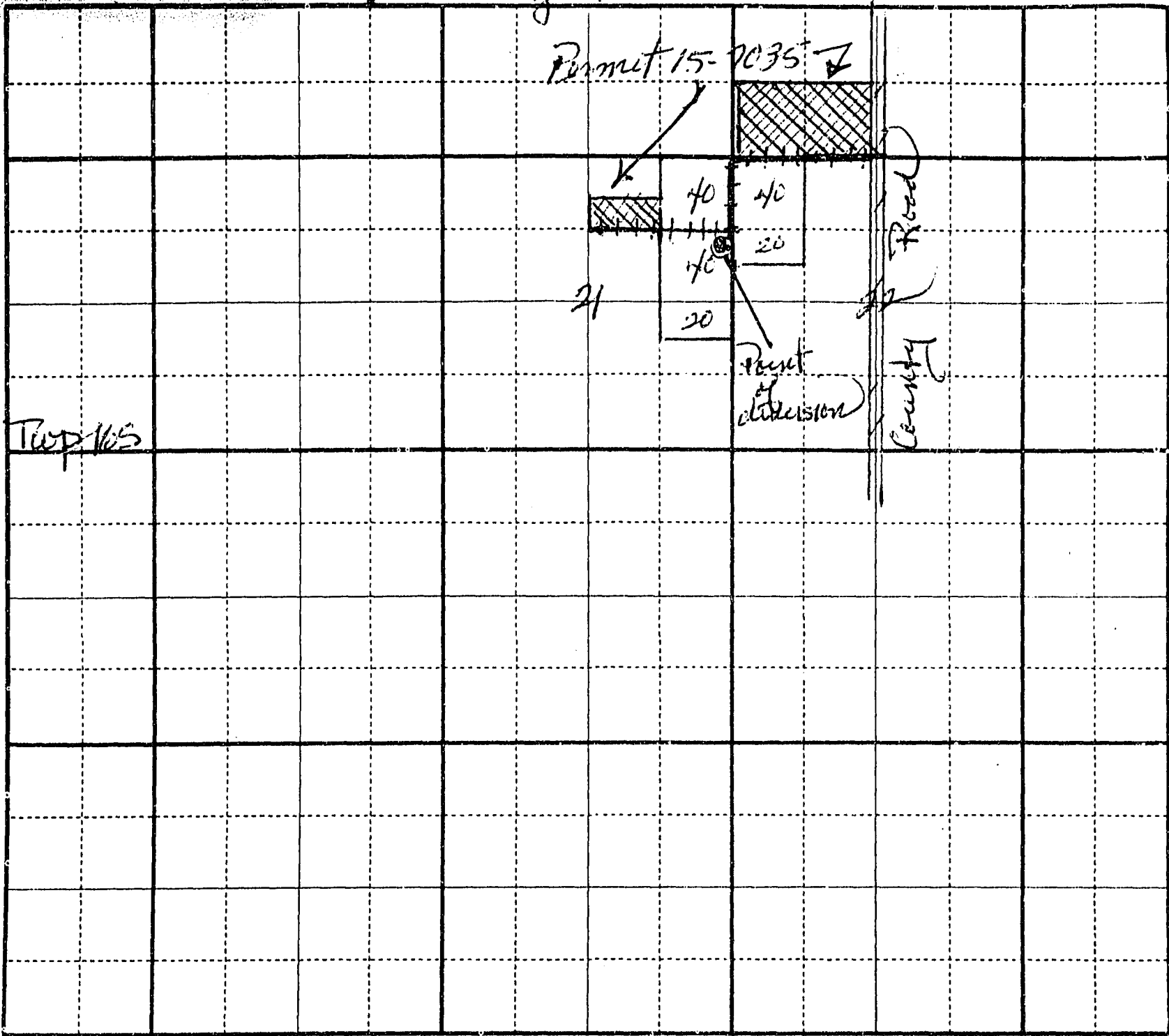
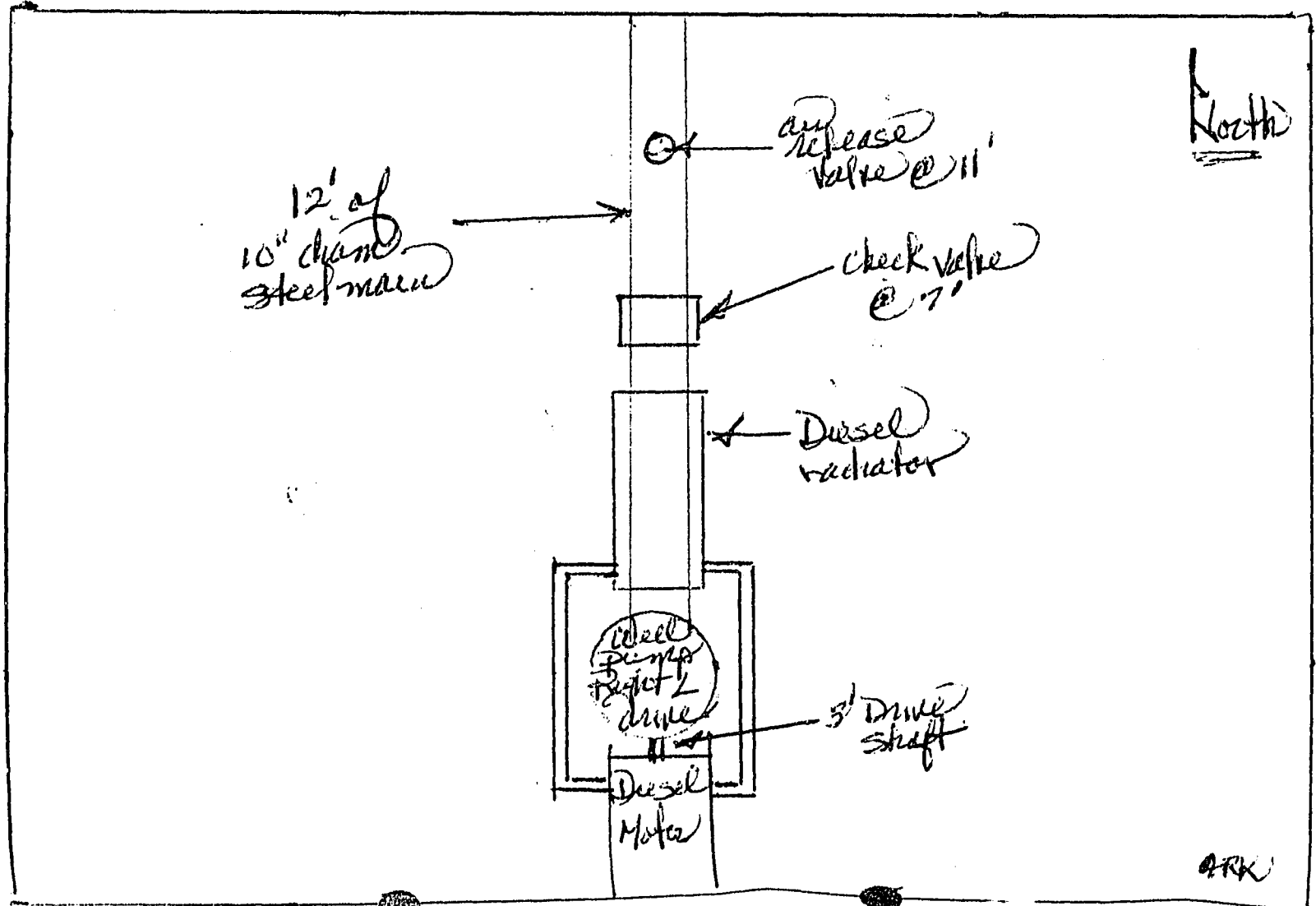


Diagram of System



DATE OF EXAM

17th day of July, 1979

ACREAGE

Found

Recommended

1600 ac

3.5

Ac Ft/Ac

Note: additional acreage covered by permit 15-7035

USE

Irrigation Q = 2.65 c.f.s.

V = 560

AF/Ann. from

April 1

to Nov 1

Domestic Q = c.f.s.

V =

AF/Ann. from

to

Livestock Q = c.f.s.

V =

AF/Ann. from

to

Is water co-mingled? yes

no ☒

Name source:

n/a

twp.

N/S, Rge

E/W, B.M., Sec.

Sub.

1/4

1/4

County

Exchange? yes

no ☒

Name source exchanged with:

n/a

twp.

N/S, Rge

E/W, B.M., Sec.

Sub.

1/4

1/4

County

Point of injection:

n/a

twp.

N/S, Rge

E/W, B.M., Sec.

Sub.

1/4

1/4

County

Point of exchange:

n/a

twp.

N/S, Rge

E/W, B.M., Sec.

Sub.

1/4

1/4

County

Total Q measured

2.65 cfs

Method of measurement

Pitot tube

Total Q recommended

2.65 cfs

Meter No.

MR-111

Type

Marshall

Condition

std

Total V recommended

560 Aft/yr

Recommended Amendments:

P.D.

Place of Use

Other

None

MEASUREMENT CALCULATION:

See reverse side for pitot tube measurements Q = 2.65 cfs capacity

 $V = 1600 \times 3.5 \text{ Aft/yr} = 5600 \text{ Aft/yr}$ $1.9835 \text{ Aft/yr/cfs} \times 2.65 \text{ cfs} \times 215 \text{ days} = 1130.1 \text{ Aft/yr}$

SYSTEM DESCRIPTION:

Groundwater is diverted by a Cummins diesel pump motor
in/px - NTC 335, spn - 45241 and by a Johnston vertical turbine
pump # 5149 and by a Right angle valve made by Spalding
7118 and 26019 and 1750 pm. The valve is gated by 2-50 jet
wade in gun wheel-lines. Note: measurements made of futureREMARKS: system consisting of 2-50 jet wheel-lines, 2-31 jet wheel-lines
and 1-32 jet wheel-line irrigating lands under this permit
and 15-7035.Note - additional acreage irrigated is covered by permit
15-7035

Examiner's Signature

Anthony R. Kozlowski

Date

1-23-80

Checked by

John D. Carlson

Date

4/2/80

Approved by

Kozlowski

Date

3/9/81

See attached
Overlap Review

North

32 jets
31 3/16

Avg psi/jet = 21
Avg gpm/jet = 4.80
 $4.80 \times 32 = 153.60$

32 jets
29 3/16

Avg psi/jet = 38
Avg gpm/jet = 6.47
 $6.47 \times 50 = 323.50$

32 jets
39 3/16

50 jets

34 3/16

Reput Division

35 3/16

50 jets

34 3/16

Avg psi/jet 34.5
Avg gpm/jet = 6.16
 $6.16 \times 50 = 308$

35 3/16

31 jets

Avg psi/jet = 35.5
Avg gpm/jet = 6.25
 $6.25 \times 31 = 193.75$

39 3/16

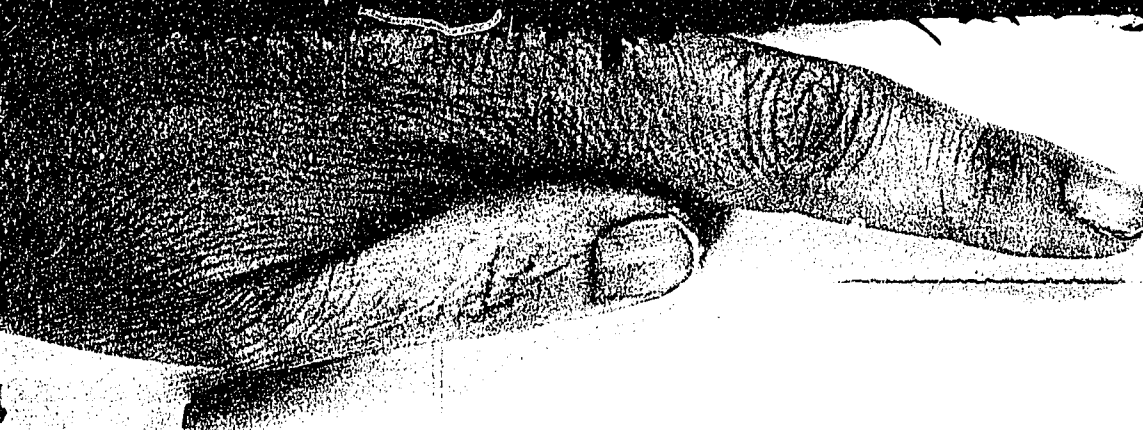
31 jets

Avg psi/jet = 41.5
Avg gpm/jet = 6.76
 $6.76 \times 31 = 209.56$

Total =

153.60
323.50
308.00
193.75
209.56

1188.41
 $\div 448.8 \text{ gpm/cfs}$
 $= 2.65 \text{ cfs}$



Overlap Review for 15-7020

Permit 15-7035 Same P/D ✓
Different Tracts ✓

$$\frac{2.0 \text{ cfs}}{100 \text{ AC}} = .02 \text{ cfs/AC}$$

This right 15-7020 Same P/D ✓
Different Tracts ✓

$$\frac{2.65 \text{ cfs}}{160 \text{ AC}} = .017 \text{ cfs/AC}$$

limit both rights when combined
to the capacity of the system. ok pin
RA 3/9/81

Since 15-7035 is still a
permit we should
not limit the right.
There is a chance that
another well will be
drilled or ~~the~~ a booster
will be added.

Also, when using this
remark, use the language
... shall provide no more than
(rather than of) ✓
Dave ✓/M



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

March 9, 1981

David R. Harris
Rt. 1, Box 69
Malad, Idaho 83252

Dear Mr. Harris,

A representative of this Department has made an examination of the works covered by your Permit No. 15-7020, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 2.65 cfs Source: groundwater

The maximum quantity diverted shall not exceed 560 acre feet per year.

Point(s) of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, Twp. 16S, Rge. 36E, B.M.

Beneficial use: Irrigation of 100 acres within the E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21;
60 acres within the W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 22, Twp. 16S, Rge. 36E.

Priority date established: January 17, 1974

Conditions (if any): ~~This right when combined with Right No. 15-7035 shall provide
no more of a total diversion of 2.65 cfs.~~

removed from original letter

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

April 16, 1981

David R. Harris
Rt. 1, Box 69
Malad, Idaho 83252

Dear Mr. Harris,

RE: License No. 15-7020

Enclosed is a copy of the Water Right License issued on the above referenced Permit.

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr
Enclosure