

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
AMENDED **APPLICATION FOR PERMIT** AMENDED **APPROVED**

To appropriate the public waters of the State of Idaho

1. Name of applicant Dale Harrison Phone 766-2733  
Post office address Box 14, Malad City, Idaho 83252

2. Source of water supply unnamed spring which is a tributary of ~~Little Malad River~~ SLACKS BACK

3. Location of point of diversion is NW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 11 Township 14S  
Range 35E B.M. Oneida County, additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount 0.50 for irrigation purposes from 4/01 to 11/01 (both dates inclusive)  
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. 0.50 cubic feet per second and/or b. \_\_\_\_\_ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. small diversion dam and pump,  
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 when water will be diverted to storage \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Month/Day) (Month/Day)

c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial  
use is 5 years (minimum 1 year - maximum 5 years).

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: \_\_\_\_\_ horsepower 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: \_\_\_\_\_

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

| TWP | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|-----|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|     |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 14S | 35E   | 11   |     |     |     |     |     |     |     |     | 40  | 40  | 40  | 40  |     |     |     |     | 160    |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
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|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated 160

c. Describe any other water rights used for the same purposes as described above.

Natural flows and storage on Little Malad River

9. a. Who owns the property at the point of diversion Applicant

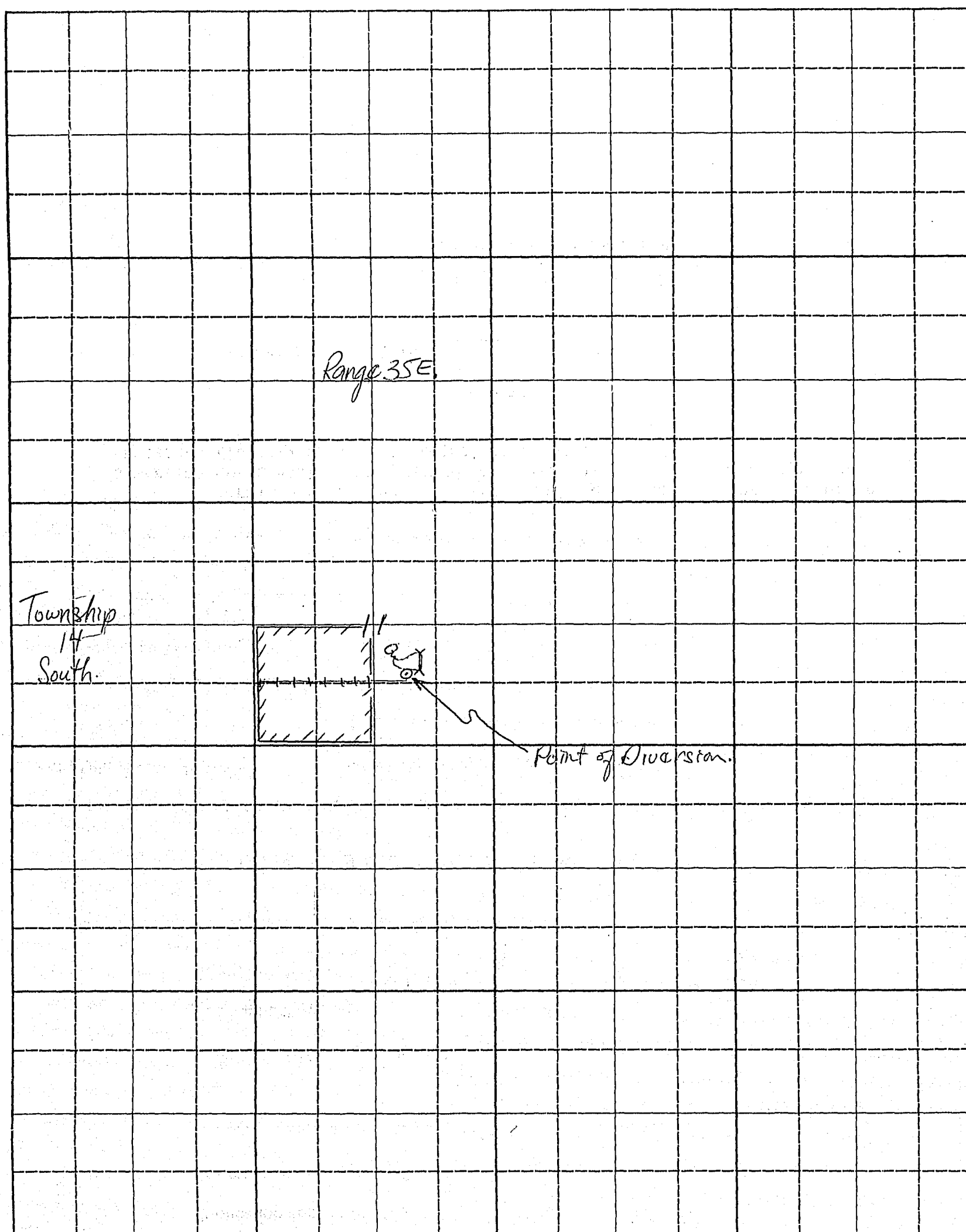
b. Who owns the land to be irrigated or place of use Applicant

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 Spring water will be diverted into existing sprinkler system and comingled with water diverted from the Little Malad River and Daniels Reservoir. This will be a supplementary source.

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

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.

Dale L. Harrison  
(Applicant)

Proposed Priority 7/24/1978

*Drafted by EMC*

Original Received 7-24-78

Received by CW Date 6-01-82 Time 10:45 A

Preliminary check by \_\_\_\_\_ Fee \$ 20.00

Receipted by CW Date 6-03-82 # 22293

Publication prepared by CW Date 6-03-82

Published in Idaho Enterprise

Publication dates June 10 & 17-1982

Publication approved CW Date 6-21-82

Protests filed by: None

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by EMC RC

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 15-7053, 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 July 1, 19 87.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 8<sup>th</sup> day of July, 1982.

J. Glen Sayton  
Chief, Operations Bureau

Identification No. 15 7053

Application No. \_\_\_\_\_

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR PERMIT**

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

1. Name of applicant Dale Harrison Phone: 766-2733  
post office address Box 14, Malad City, Idaho 83251
2. Source of water supply unnamed spring which is a tributary of sinks
3. a. Location of point of diversion is NE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 11 Township 14S  
Range 35E 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 0.50 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. 0.50 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. small diversion dam and pump, 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 \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ 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 \$ existing.
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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

| TWP. | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 14S  | 35E   | 11   |        |        |        |        |        |        |        |        | 40     | 40     | 40     | 40     |        |        |        |        | 160    |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated 160

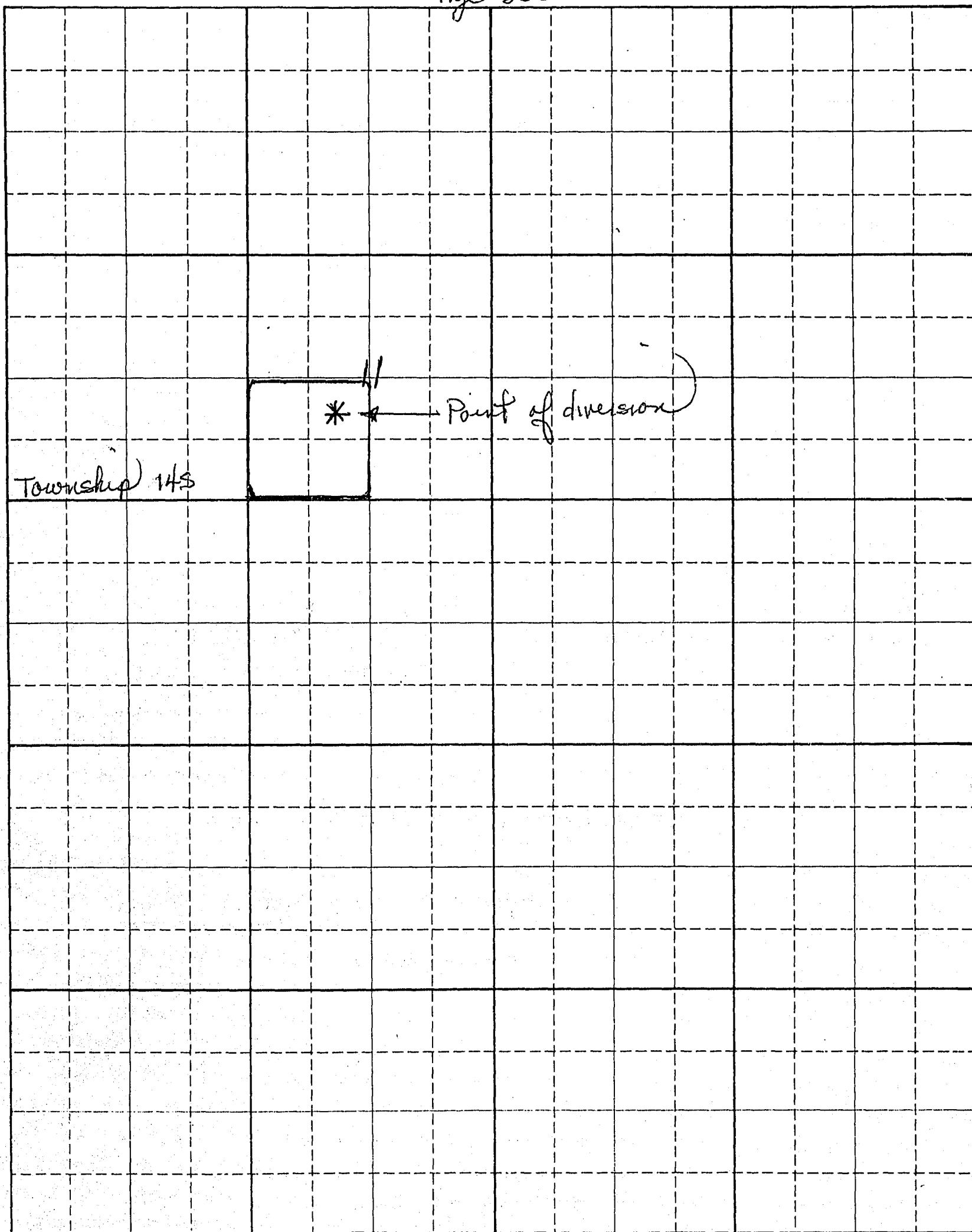
c. Describe any other water rights used for the same purposes as described above.  
Natural flows and storage on Little Malad River

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 Spring water will be diverted into existing sprinkler system and comingled with water diverted from the Little Malad River and Daniels Reservoir. This will be a supplementary source.

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

Range 35E



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.

Dale S. Harrison  
(Applicant)

Received by BP Date 7-28-78 Time 11:30 A.M.  
Preliminary check by ARK Fee \$ 5.00  
Received by CW Date 8-01-78 # 11486  
Publication prepared by CW Date 8-04-78  
Published in Idaho Enterprise  
Publication dates Aug 10 & 17 - 1978  
Publication approved CA Date 9-28-78  
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 RESOURCES

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

SEP 28 1978  
Department of Water Resources  
Eastern District Office

**NOTICE OF APPLICATION  
FOR WATER PERMIT  
NOTICE IS HEREBY GIVEN**  
that Dale Harrison, Malad City,  
Idaho has on 7-28-78 submitted  
Application No. 15-7053 for a  
permit to appropriate 0.50 cubic  
feet per second of water from an  
unnamed spring tributary to  
sinks by means of pump and  
pipeline within the NE 1/4 SW 1/4,  
Sec. 11, T. 14S, R. 35E, B.M.,  
Oneida County, to be used from  
Apr. 1 to Nov. 1 for the irrigation  
of 160 acres within the SW 1/4,  
Sec. 11, T. 14S, R. 35E, 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  
Resources, 1515 Lincoln Road,  
Idaho Falls, Idaho, 83401 on or  
before August 28, 1978.  
**C. STEPHEN ALLRED**  
Director  
Published in the Idaho Enter-  
prise, Malad City, Idaho, on  
August 10 and August 17, 1978.  
8-10-78 12

**AFFIDAVIT OF PUBLICATION**

State of Idaho  
County of Oneida, ss.

Inaena Tubbs being first duly sworn on  
her oath, states: That she is secretary  
of the Idaho Enterprise, a newspaper of general circula-  
tion 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 publi-  
cation 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 circu-  
lation 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 sub-  
scribers 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 10<sup>th</sup> day of Aug, 1978  
the date of the last publication being the 17<sup>th</sup> day of  
August, 1978.

Inaena Tubbs  
Subscribed and sworn to before me this 27 day of  
Sept, 1978.  
James H. Fiedler  
Notary Public, residing at Malad, Idaho

My Commission expires the ..... day of ....., 19.....

Costs:  
28 lines at 23c per line first insertion \$ 6.44  
..... lines tabulated at 34 1/2c per line \$ .....  
15c per line each subsequent insertion \$ 4.20  
TOTAL ..... \$ 10.64

(Rates for legal notices are fixed by Idaho law)

*[Handwritten signature]*

15 053  
HARRISON  
ERIC LEAVITT

F  
303

A  
14.0

B  
3.9

G  
13.0

F  
31.3

E  
54.7

D  
44.1

C  
35.3

E  
27.3

HARRISON

main line

swht

12.9

7.0

6.6

Nº 277

## AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.

County of Oneida

Carol Hummell being duly sworn,  
deposes and says: That she is the Secretary of THE  
IDAHO ENTERPRISE, a weekly newspaper published at Malad,  
in the County of Oneida and State of Idaho; that said paper has  
been and is in general circulation in the county aforesaid, and in  
the vicinity of Malad; that the advertisement, a copy of which is  
attached hereto, was published in said newspaper once a week for  
2 consecutive weeks in the regular and entire issue of said  
paper during the period of time of publication, and was  
published in the newspaper proper and not a supplement; that  
said paper has been established and regularly published for more  
than seventy-eight consecutive weeks prior to the date of first  
publication of said advertisement.

Such notice was published in the issue beginning with

June 10, 1982, and ending

with the issue of June 17, 1982

Fee \$ 16.34

Subscribed and sworn to before me this 17<sup>th</sup> day

of June, 1982

Carol Hummell  
Notary Public, Residing at Malad, Idaho

My Commission Expires Life, 19    

JUN 21 1982

Department of Water Resources  
Eastern District Office

### NOTICE OF AMENDED APPLICATION FOR PERMIT

Notice is hereby given  
that application for per-  
mit No. 15-7053 in the  
name of Dale Harrison  
was filed for the diversion  
of 0.50 c.f.s. of water from  
an unnamed spring tribu-  
tary to sinks, with point of

diversion within the NE¼  
SW¼, Sec. 11, T. 14S, R.  
35E, B.M., Oneida  
County, to be used from  
Apr. 1 to Nov. 1 for the  
irrigation of 160 acres  
within the SW¼, Sec. 11,  
T. 14S, R. 35E, B.M.

The applicant now pro-  
poses to amend applica-  
tion No. 15-7053 amending  
the point of diversion to  
the NW¼SE¼, Sec. 11, T.  
14S, R. 35E, B.M. Oneida  
County.

Any protest to the pro-  
posed amending of the  
application must be filed  
with the Idaho Depart-  
ment of Water Resources,  
150 Shoup, Idaho Falls,  
Idaho, 83402, on or before  
June 28, 1982.

A. Kenneth Dunn  
Director

Published June 10 and 17  
1982.  
Lines 38.

March 28, 1978

C  
Mr. Dale Harrison  
Box 14  
Malad City, Idaho 83251

Dear Mr. Harrison:

Enclosed please find the application for permit we completed together during the Department's area visit to Malad.

Please review this document and place your signature below the map where indicated. Then submit the statutory filing of \$25.00 payable to the Department of Water Resources.

If you have any further questions, please contact me.

Very truly yours,

ANTHONY R. KOZLOWSKI  
Water Resource Agent

ARK:cw

Enclosure

DALE L. HARRISON  
P. O. BOX 14 766-2733  
MALAD CITY, IDAHO 83252

151  
July 1978 92-85/1241

PAY TO THE ORDER OF *Idaho Dept. of Water Resources* \$25.00  
*Twenty Five* DOLLARS

J.N. IRELAND & COMPANY  
BANKERS  
MALAD CITY, IDAHO 83252

DALE L. HARRISON

FOR *cash*

124100851 85 05353

Rocky Mountain Bank Note B The Pitcher C. M. Russell 1905 F.O.R.

## R RESOURCES

1515 Lincoln Road  
Idaho Falls, Idaho 83401  
(208) 523-7186

July 24, 1978

RE: Application for Permit - HARRISON

Mr. Dale Harrison  
Box 14  
Malad City, Idaho 83251

Dear Mr. Harrison:

We are returning your application for permit and check No. 92-85 in the amount of \$25.00 because the money sent in payment of the filing fee was insufficient.

Effective July 1, 1978 the State Legislature adopted a new statutory fee schedule for applications and claims received by the Department of Water Resources. This new schedule pertains to your application because it was received in our office after the July 1 deadline.

Please resubmit your application for permit accompanied by a check for \$35.00 to cover the new statutory filing fee.

Should you have any questions concerning this matter please feel free to contact this office.

Respectfully submitted,

*Ernest Carlson*  
ERNEST CARLSEN  
Water Resource Agent

EC:bp

Enclosure

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Dale Harrison, Malad City, Idaho

has on 7-28-78 submitted Application No. 15-7053  
for a permit to appropriate 0.50 cubic feet per second XXXXXXXXXXXXXXXXXXXX  
of water from an unnamed spring tributary to sinks  
by means of pump and pipeline  
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 11, T. 14S, R. 35E, B.M., Oneida County;

to be used from Apr. 1 to Nov. 1  
for the irrigation of 160 acres

within the SW $\frac{1}{4}$ , Sec. 11, T. 14S, R. 35E, 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 Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before August 28, 1978.

C. STEPHEN ALLRED

Director

Published in the Idaho Enterprise, Malad City, Idaho  
on August 10 and August 17, 1978

August 4, 1978

RE: Application for Permit No. 15-7053 HARRISON

Idaho Enterprise  
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 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.

Very truly yours,

RONALD D. CARLSON  
Supervisor,  
Eastern Region

Bill submitted \_\_\_\_\_ by \_\_\_\_\_

RDC:CW

Enc: Legal Notice (1)

August 15, 1978

RE: Application for Permit No. 15-7053

Mr. Dale Harrison  
Box 14  
Malad City, Idaho 83251

Dear Mr. Harrison:

Attached herewith is departmental receipt No. 11486 in the amount of \$35.00 for the above referenced application.

Very truly yours,

COLLEEN WRAY  
Senior Secretary

Attachment

C  
O  
P  
Y

September 6, 1978

The Idaho Enterprise  
Box 205  
Malad City, Idaho 83252

Gentlemen:

RE: Application for Permit No. 15-7053 - Harrison

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on August 10 and 17, 1978.

Your cooperation in this matter is greatly appreciated.

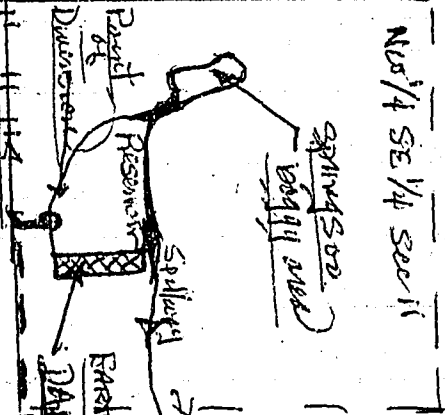
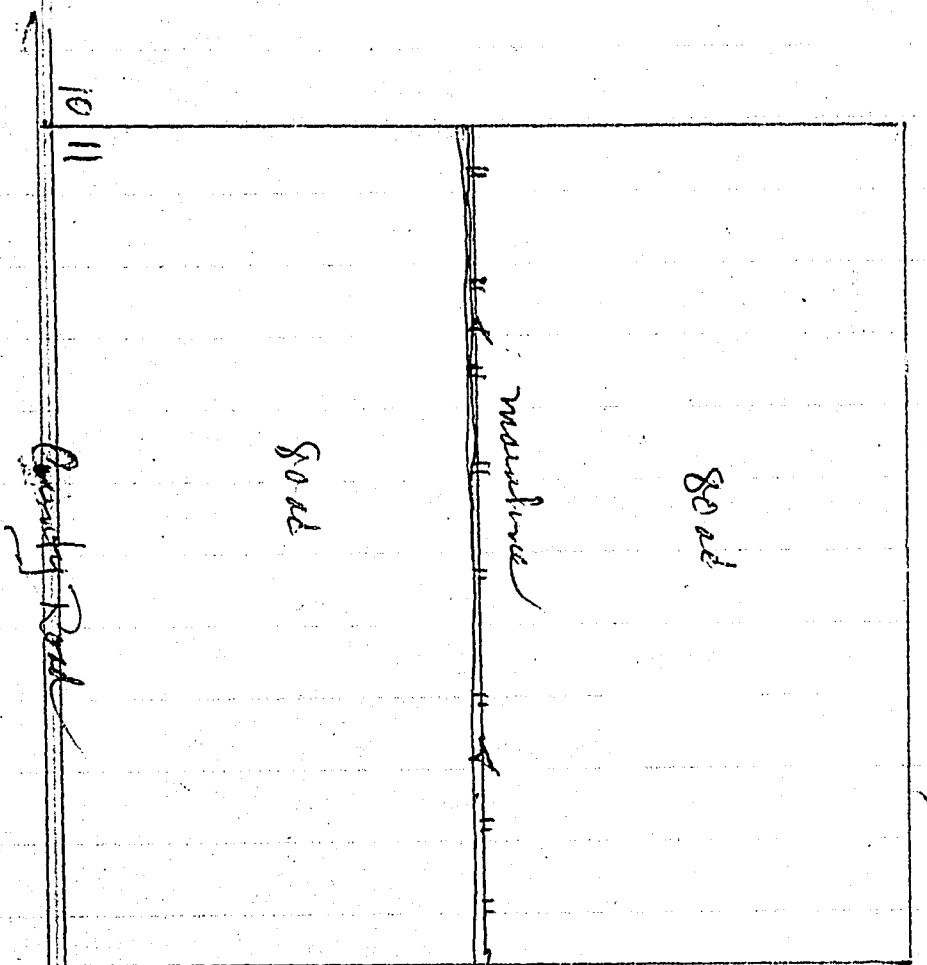
Very truly yours,

DONNA HENRIQUES  
Secretary

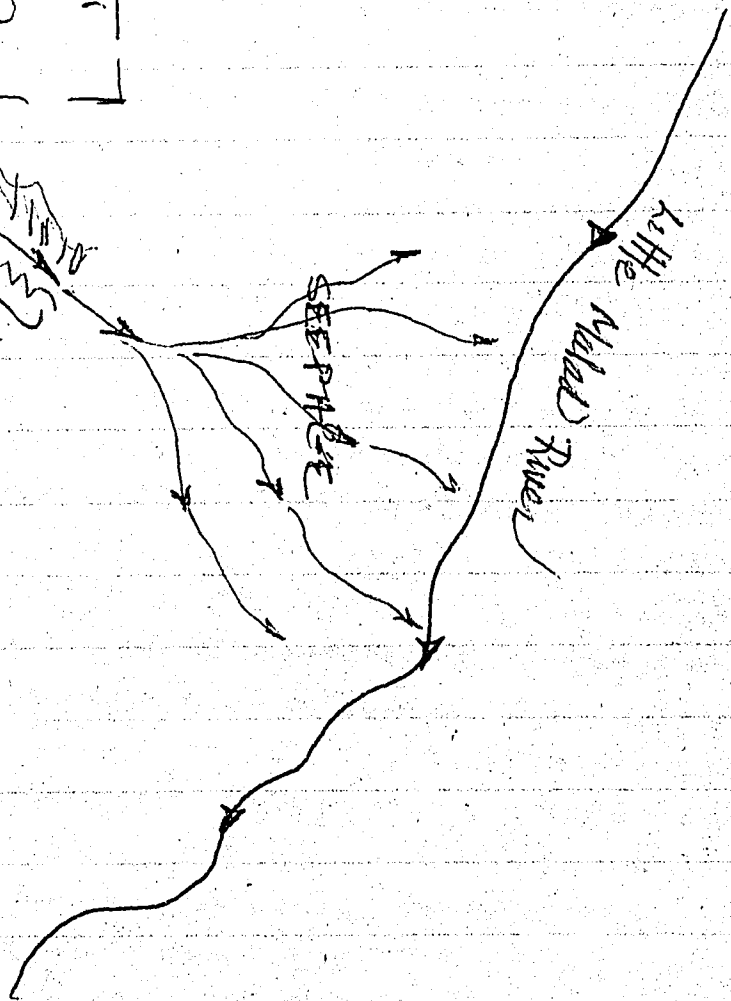
766-4773 placed for affidavit 9.18.78  
~~766-2951~~ " " " 9.25.78

HARRISON

15-7053



ARK  
5/9/19



MEMO TO FILE

APPLICATION FOR PERMIT NO. 15-7053

On May 8, 1979, I completed a pre-permit field examination for Dale Harrison's application for permit. The applicant accompanied me during the examination and described the irrigation system he has already constructed and intends to use this year.

Surface water emerges from a boggy area located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 11, T. 14S, R. 35E, B.M. in the county of Oneida. The water is immediately collected and retained in a small reservoir having a depth of five feet at its center and a surface area of approximately 300 square feet. The water is retained in the reservoir by a small earth-fill dam.

Overflow from the reservoir spills through a small one foot wide and one foot deep trench located on the north side of the dam and flows downhill through a natural wash created by seasonal runoff and water from the spring.

When the water emerges from the wash, it spreads out upon and seeps into the ground, encompassing an area of approximately two acres. Most of the water from the spring is lost to seepage. However, an estimated 0.02 cfs drains from the land into the Little Malad River.

A measurement of the overflow was made in the spillway of the dam with a pygmy current meter, and the rate of flow was determined to be 0.10 cfs. I feel this amount accurately describes the total discharge from the spring.

Please note that the applicant diverts his shares of storage water in St. John Irrigation Company's Daniel's Reservoir from the Little Malad River which serves as a storage water conveyance. The applicant's storage water is diverted into the reservoir described above where it comingles with water from the spring. The comingled water is pumped from the reservoir at a point located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 11, T. 14S, R. 35E, B.M., County

Memo to File  
Application for Permit 15-7053  
Page 2

of Oneida and into a sprinkler system used for the irrigation of approximately 160 acres of land located in the SE $\frac{1}{4}$  of Section 11, T. 14S, R. 35E, B.M., County of Oneida.

Water discharged from the springs serves primarily as a supplemental source of irrigation water. There appears to be sufficient water for the use intended and it appears that no one will be injured by this appropriation as there are no other water users on the spring and only a negligible quantity of water from the spring is tributary to the Little Malad River. I recommend that this permit be approved subject to completion of a point of diversion amendment.

*Anthony R. Kozlowski*  
ANTHONY R. KOZLOWSKI  
Sr. Water Resource Agent

ARK:dh



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

John V. Evans  
Governor

C. Stephen Allred  
Director

1515 Lincoln Road  
Idaho Falls, Idaho 83401  
(208) 523-7186

August 13, 1979

Dale Harrison  
Box 14  
Malad, Idaho 83253

Dear Mr. Harrison:

ReL Application for Permit No. 15-7053

A representative of the Department of Water Resources completed a pre-permit field examination May 8, 1979 of your application to appropriate the water from an unnamed spring. This inspection indicated the unnamed springs are tributary to the Little Malad River and the point of diversion was in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 11 rather than the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 11, Township 14S, Range 35E. Based on this information, it is our recommendation that you amend your application to correctly describe the source of water and the point of diversion.

To expediate the process, you will find enclosed an amended application with the above changes indicated in Items 2 and 3. Provided you feel this information is correct, sign the amended application below the plat map and return it to our office with \$20.00 for payment of the statutory amendment fee.

Feel free to contact me should you have any questions concerning this matter.

Respectfully submitted,

*Ernest Carlson*

ERNEST M. CARLSEN  
Water Resource Analyst

EMC:dh

Enclosure

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

AMENDED

AMENDED

To appropriate the public waters of the State of Idaho

1. Name of applicant Dale Harrison Phone 766-2733

Post office address Box 14, Malad City, Idaho 83253

2. Source of water supply unnamed spring which is a tributary of Little Malad River

3. Location of point of diversion is NW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 11 Township 14S

Range 35E B.M. Oneida County, additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount 0.50 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)  
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. 0.50 cubic feet per second and/or b. \_\_\_\_\_ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. small diversion dam and pump, 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 when water will be diverted to storage \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Month/Day) (Month/Day)

c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is five years (minimum 1 year — maximum 5 years).

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: \_\_\_\_\_ horsepower 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: \_\_\_\_\_

- Copy -

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

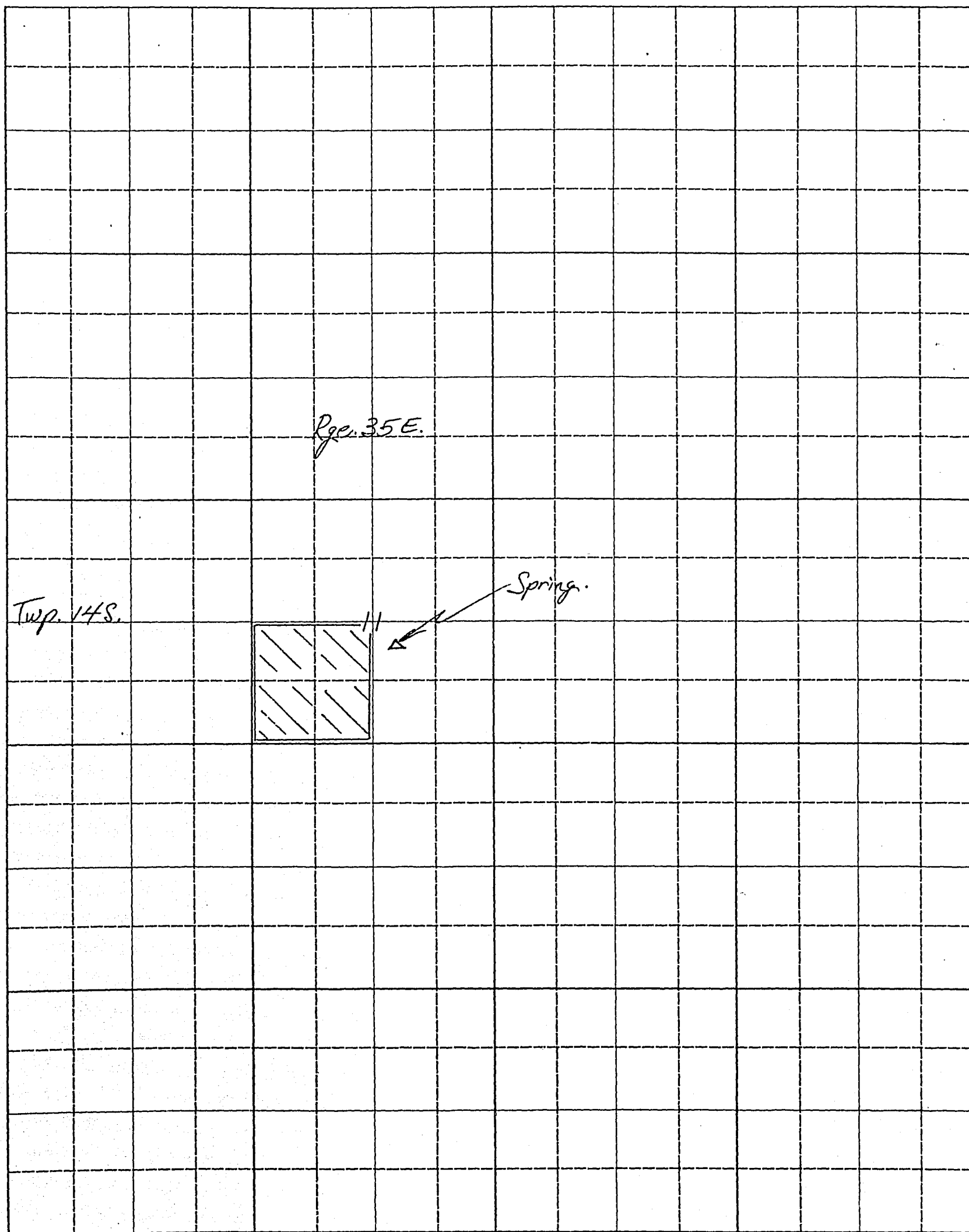
| TWP                                   | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|---------------------------------------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|                                       |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 14S                                   | 35E   | 11   |     |     |     |     |     |     |     |     | 40  | 40  | 40  | 40  |     |     |     |     | 160    |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|                                       |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
| Total number of acres to be irrigated |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     | 160    |

c. Describe any other water rights used for the same purposes as described above. Natural flows and storage on Little Malad River

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 Spring water will be diverted into existing sprinkler system and comingled with water diverted from the Little Malad River and Daniels Reservoir.  
This will be a supplementary source.

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.

\_\_\_\_\_  
(Applicant)

December 14, 1981

RE: Application for Permit No. 15-7053

Mr. Dale Harrison  
Box 14  
Malad City, Idaho 83252

Dear Mr. Harrison:

In August, 1979, you should have received a letter from the Department outlining the findings of a field examination conducted by Tony Kozlowski, a Senior Water Resource Agent. Based on Mr. Kozlowski's findings, it was suggested the original application be amended to properly identify the source of water as being tributary to Little Malad River and to list the point of diversion as being in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ , rather than the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 11, T. 14S, R. 35E.

It is still our recommendation that you amend the application. For your convenience, an amended application reflecting the designated changes is enclosed. If you agree with our findings, please sign the amended application and return it to our office with \$20.00 for payment of the statutory filing fee.

If you are not in agreement with our findings, we would appreciate being notified of your contentions.

Respectfully submitted,

ERNEST CARLSEN  
Assistant Regional Supervisor

EC:cw

Enclosure

May 12, 1982

Dale Harrison  
P.O. Box 14  
Malad City, Idaho 83252

Dear Mr. Harrison:

On two previous occasions the Department has written to you regarding the amendment of your application to correctly identify the source of water and location of the point of diversion.

Since a reply was not received for either letter, final action on your application is still pending.

Mr. Harrison, a reply from you would be appreciated. We need to know your intentions regarding the application? Is there some reason why you object to amending the application?

We will continue to delay final action on the application for another fifteen (15) days. If we have not heard from you by the end of this period then the necessary steps for taking administrative action will be initiated. Failure to respond would jeopardize approval of your application.

Respectfully submitted,

ERNEST M. CARLSEN  
Asst. Regional Supervisor

EMC:brs

RECEIVED

JUN 1 1982

Department of Water Resources  
Eastern District Office

The spring isn't ~~now~~ has  
it ever been a tributary to  
the little Malad river.

The spring has only been there  
about fifteen years and it  
has just spread out over my  
field and sank since its beginning.

The only time it has run  
into the little Malad River  
was when I made a ditch  
& run it into the river  
just long enough to work the  
ground & seed a crop.

Dale L. Harrison

|                |                 |                               |    |             |                    |
|----------------|-----------------|-------------------------------|----|-------------|--------------------|
| STATE OF IDAHO |                 | Department of Water Resources |    | No 22293    |                    |
| Boise, Idaho,  |                 | June 3, 1982                  |    |             |                    |
| RECEIVED FROM  | Dale Harrison   |                               | of | Malad,      | \$20 <sup>00</sup> |
|                | Twenty & 00/100 |                               |    |             | DOLLARS            |
| FOR            |                 |                               |    |             |                    |
| Amended        | \$              | 20                            | 00 |             |                    |
| App 15-70-53   | \$              |                               |    |             |                    |
|                | \$              |                               |    |             |                    |
|                | \$              |                               |    |             |                    |
| TOTAL . . .    | \$              | 20                            | 00 |             |                    |
|                |                 |                               |    | Cullen Gray |                    |

NOTICE OF AMENDED APPLICATION FOR PERMIT

Notice is hereby given that application for permit No. 15-7053 in the name of Dale Harrison was filed for the diversion of 0.50 c.f.s. of water from an unnamed spring tributary to sinks, with point of diversion within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 11, T. 14S, R. 35E, B.M., Oneida County; to be used from Apr. 1 to Nov. 1 for the irrigation of 160 acres within the SW $\frac{1}{4}$ , Sec. 11, T. 14S, R. 35E, B.M.

The applicant now proposes to amend application No. 15-7053 amending the point of diversion to the NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 11, T. 14S, R. 35E, B.M. Oneida County.

Any protest to the proposed amending of the application must be filed with the Idaho Department of Water Resources, 150 Shoup, Idaho Falls, Idaho, 83402, on or before June 28, 1982.

A. KENNETH DUNN

Director

Published in the Idaho Enterprise, June 10 and 17, 1982.

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

*No Watermaster  
in Basin 15.*

Application No. Harrison

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

(1) EMC 08/01/78

(2) NA \_\_\_\_\_

(3) NA \_\_\_\_\_

(4) EMC 08/01/78

(5) " "

(6) " "

(7) NA \_\_\_\_\_

(8) NA \_\_\_\_\_

(9) EMC 08/01/78

(10) " "

(11) \_\_\_\_\_

(12) sh 9.11.78

(13) EMC 6-28-82

(14) EMC 6-28-82

☒ In form to receipt

Send Copies to:

\_\_\_\_\_  
Idaho State Health Department  
\_\_\_\_\_  
Idaho Fish and Game Department  
\_\_\_\_\_  
Bureau of Land Management

\_\_\_\_\_  
Request Special Use Permit from U.S.F.S.  
\_\_\_\_\_  
Request Easement from B.L.M.  
\_\_\_\_\_  
Request Information from Applicant

In form for advertising

Platted on Map No. DD-40 Malad City West. Quad.

Located within Water <sup>Basin</sup> District No. 15

Critical groundwater area: yes \_\_\_\_\_ no \_\_\_\_\_

Groundwater levels:

\_\_\_\_\_  
Declining, \_\_\_\_\_ Stable, \_\_\_\_\_ Increasing

(comment) \_\_\_\_\_

Other rights on the same place of use YES

Comments: Some determination should be made on whether or not the spring sinks.

Affidavit of Publication received (date) \_\_\_\_\_

Final date for protests August 28-1978

Protests received: yes \_\_\_\_\_ no X

All requested information received from agencies or applicant: yes ✓ no \_\_\_\_\_

Action recommended:

✓ Approve \_\_\_\_\_ Deny

7/24/78 Proposed Priority

\_\_\_\_\_  
Reason for Reduction

\_\_\_\_\_  
Measuring device required

\_\_\_\_\_  
See attached sheet for other conditions of approval

\_\_\_\_\_  
No special conditions for approval

*Code #26*

**RECEIVED**

JUN 30 1982

(15) Department of Water Resources  
District \_\_\_\_\_

*SLW/L12*

By Ernest Carlson Date 6-28-82

26 7/6/82 Copied

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

STATEHOUSE  
BOISE, IDAHO 83720  
(208) 334-4440

HARRISON, DALE  
P.O. BOX 14  
MALAD, ID 83251

AUGUST 03, 1982

RE: PERMIT NO. 15-7053

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.  
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 15-7053 IN THE )  
NAME OF DALE HARRISON ) ORDER OF REINSTATEMENT  
\_\_\_\_\_ )

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before July 1, 1987; and,

WHEREAS, the Department has notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

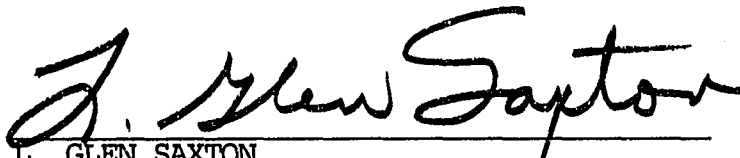
WHEREAS, on July 1, 1987 the permit lapsed for failure of the permit holder to submit proof of beneficial use together with the examination fee; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting the proof of beneficial use and the examination fee on July 15, 1987;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 15-7053 be REINSTATED and the priority advanced to August 5, 1987.

Dated this 13<sup>th</sup> day of August, 1987.

  
L. GLEN SAXTON  
Chief, Operations Bureau

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE  
BOISE, IDAHO 83720  
(208) 334-4440  
CERTIFIED MAIL  
APRIL 30, 1987

138425

HARRISON, DALE  
P.O. BOX 14  
MALAD, ID 83251

PROOF DUE NOTICE

RE: PERMIT NO. 15-7053

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF THE ABOVE REFERENCED WATER PERMIT WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JULY 1, 1987. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST.) ENCLOSED IS A FORM WHICH WHEN ACCOMPANIED BY THE LICENSE EXAMINATION FEE OR A COMPLETED FIELD EXAMINATION REPORT PREPARED BY A CERTIFIED WATER RIGHT EXAMINER MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION WHICH MIGHT BRING TITLE TO THE WATER IN QUESTION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER AN ACCEPTABLE PROOF OF BENEFICIAL USE SUBMITTAL OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK  
SECRETARY/RECORDS MANAGER

ENCLOSURES

MRS. DALE HARRISON  
BOX 14  
MALAD CITY, ID. 83252



State of Idaho  
Dept of Water Resources  
Statehouse  
Boise, Idaho 83720

July 7, 1987

Mr. Dale Harrison  
Box 14  
Malad, ID 83252

Dear Mr. Harrison:

Re: Permit No. 15-7053

Returned is the proof of beneficial use form submitted to this office on July 1, 1987. Also enclosed is a proof of beneficial use instruction sheet.

Note that for the amount of water being diverted, there is a fee of \$100.

To keep the permit in good standing, please return the proof form and fee as soon as possible.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK  
Secretary/Records Manager

Enclosure

Form 217  
03/86

RECEIVED

JUL 01 1987

no # recd. 97  
Department of Water Resources

RECEIVED

JUL 13 1987

STATE OF IDAHO

Department of Water Resources  
DEPARTMENT OF WATER RESOURCES

For Office Use Only  
Fee Received \$100.00  
Date 7-14-87  
Receipt # 48774  
Receipt by sf  
Reviewed by sf  
Sent to region     

### PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 15-2053

Name(s) of Permit Holder: Dale S. Harrison

Post Office Address: Box 14

Malad Idaho

Telephone No. 766 2733

Source of Water: Spring on farm

not a tributary to any

Extent of Use: Stream

Domestic      (number of households)

Stockwater      (number and type of stock)

Irrigation 100 acres (acres)

Other/Remark     

Total rate and/or volume for which proof is submitted 750 CFS per sec. acre-feet

Show the date water was first diverted and beneficially used under this permit: April 83

Measuring Device: Required? Yes ☒ No  
Installed? Yes ☒ No

Fee enclosed \$       
(See License Examination Fee Schedule)

Flow Measurement Port: Required? Yes ☒ No  
Installed? Yes ☒ No

Person to contact to accompany the Department representative during the field examination:

Dale S. Harrison  
(Name)

766 2733  
(Telephone Number)

Malad Idaho  
(Address)

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

June 30 1987  
Date

Dale S. Harrison  
Signature of Permit Holder (and title, if appropriate)

CALCULATION OF NEW PRIORITY DATE

FROM: RITA FLECK  
TO: FILE # 15-7053  
DATE: 7-27-1987

Date proof received

Proof due

Number of day proof late

Priority date

New priority date

\_\_\_\_\_

= \_\_\_\_\_

12

+ \_\_\_\_\_

\_\_\_\_\_

July 13, 1987  
July 1

July 24, 1988  
Aug. 5, 1978

Remarks:

State of Idaho  
Department of Water Resources

APPLICATION FOR AMENDMENT  
(For Licensing Purposes)  
WATER RIGHT NO. 15-07053

RECEIVED  
SEP 28 1990

Department of Water Resources

Date of Priority: August 5, 1978

Maximum Diversion Rate: 0.12 CFS  
Maximum Diversion Volume:<sup>1</sup> 50.9 AF

Comes now  
P.O. BOX 14  
MALAD, ID 83252

DALE HARRISON

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. 15-07053, and requests that the permit be changed as follows:

Source: SPRING tributary to SINKS

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| IRRIGATION            | 04/01 to 11/01       | 0.12 CFS                 | 50.9 AF              |

LOCATION OF POINT(S) OF DIVERSION: NWSWSE, Sec. 11, Township 14S, Range 35E  
ONEIDA County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 14S        | 35E        | 11         | NESW 34      | NWSW 40      | SWSW 39      | 148          |
|            |            |            | SESW 35      |              |              |              |

Total number of acres irrigated: 148

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Malad, this 26 day of Sept, 1990

Dale Harrison  
(Signature)

State of Idaho  
Department of Water Resources

APPLICATION FOR AMENDMENT  
(For Licensing Purposes)  
WATER RIGHT NO. 15-07053

\*\*\*\*\*

FOR DEPARTMENT USE ONLY

Preliminary check by SC Fee = \$20.00 Received by 12 Date 9/28/90 #C018468

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the  
above Application for Amendment for Permit No. 15-07053 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

Witness my hand this 15<sup>TH</sup> day of OCTOBER, 1990.

Acting for R. Keith Higginson  
R. Keith Higginson, Director

State of Idaho  
Department of Water Resources

## WATER RIGHT LICENSE

WATER RIGHT NO. 15-07053

Priority: August 5, 1978

Maximum Diversion Rate:  
Maximum Diversion Volume:<sup>1</sup>

0.12 CFS  
50.9 AF

This is to certify, that DALE HARRISON  
P.O. BOX 14  
MALAD, ID 83252

has complied with the terms and conditions  
of the permit, issued pursuant to Application for Permit dated July 24, 1978; and  
has submitted Proof of Beneficial Use on July 13, 1987. An examination indicates  
that the works have a diversion capacity of .120 cfs of water from:

SPRING

tributary to SINKS

source, and a water right has been established as follows:

| <u>BENEFICIAL USE</u>                     | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u>                                   | <u>ANNUAL VOLUME</u> |
|-------------------------------------------|----------------------|------------------------------------------------------------|----------------------|
| IRRIGATION                                | 04/01 to 11/01       | 0.12 CFS                                                   | 50.9 AF              |
| <u>LOCATION OF POINT(S) OF DIVERSION:</u> |                      | NWSWSE , Sec. 11, Township 14S, Range 35E<br>ONEIDA County |                      |

PLACE OF USE: IRRIGATION

| <u>TWN</u>                       | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u>       | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|----------------------------------|------------|------------|--------------------|--------------|--------------|--------------|
| 14S                              | 35E        | 11         | NESW 34<br>SESW 35 | NWSW 40      | SWSW 39      | 148          |
| Total number of acres irrigated: |            |            |                    |              |              | 148          |

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

PAGE 2

State of Idaho  
Department of Water Resources

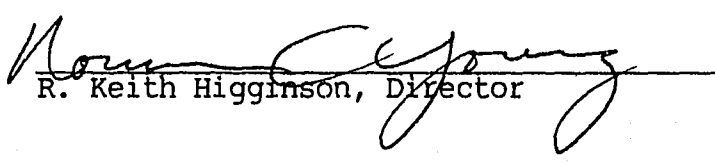
**WATER RIGHT LICENSE**  
WATER RIGHT NO. 15-07053

CONDITIONS/REMARKS:

5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 15<sup>TH</sup> day of OCTOBER, 1990.

Acting for

  
R. Keith Higginson, Director

Form 204-p  
6/82

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
COMMENCEMENT OF WORKS

Permit No. 15-7053

Name(s) of Permit Holder(s):

Dale Harrison

Post Office Address:

Box 14 Malad Ida

83252

Tel. No.

208 766 2733

☒ I hereby certify that construction of diversion works for the above referenced permit began on June 1980 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit. Completed fall 82

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control:

\*Note: A financing difficulty is not an acceptable reason.

30/Jan 83  
Date

Dale P. Harrison  
Signature of Permit Holder

Dale Harrison

Box 14

Malad Idaho 83252

PLACE  
STAMP  
HERE

Department of Water Resources

APR 4 1983



RECEIVED

IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

150 Shoup, Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

SEPTEMBER 14, 1987

DALE F. HARRISON  
BOX 14  
MALAD ID 83252

RE: Permit No. 15-7053

Dear Permit Holder:

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

Enclosed please find a copy of an order involving your permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 525-7161 or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,  
s/HAROLD W. JONES  
Sr. Resource Agent

Enclosure

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT** Department of Water Resources

**RECEIVED**  
JAN 20 1989

**A. GENERAL INFORMATION**

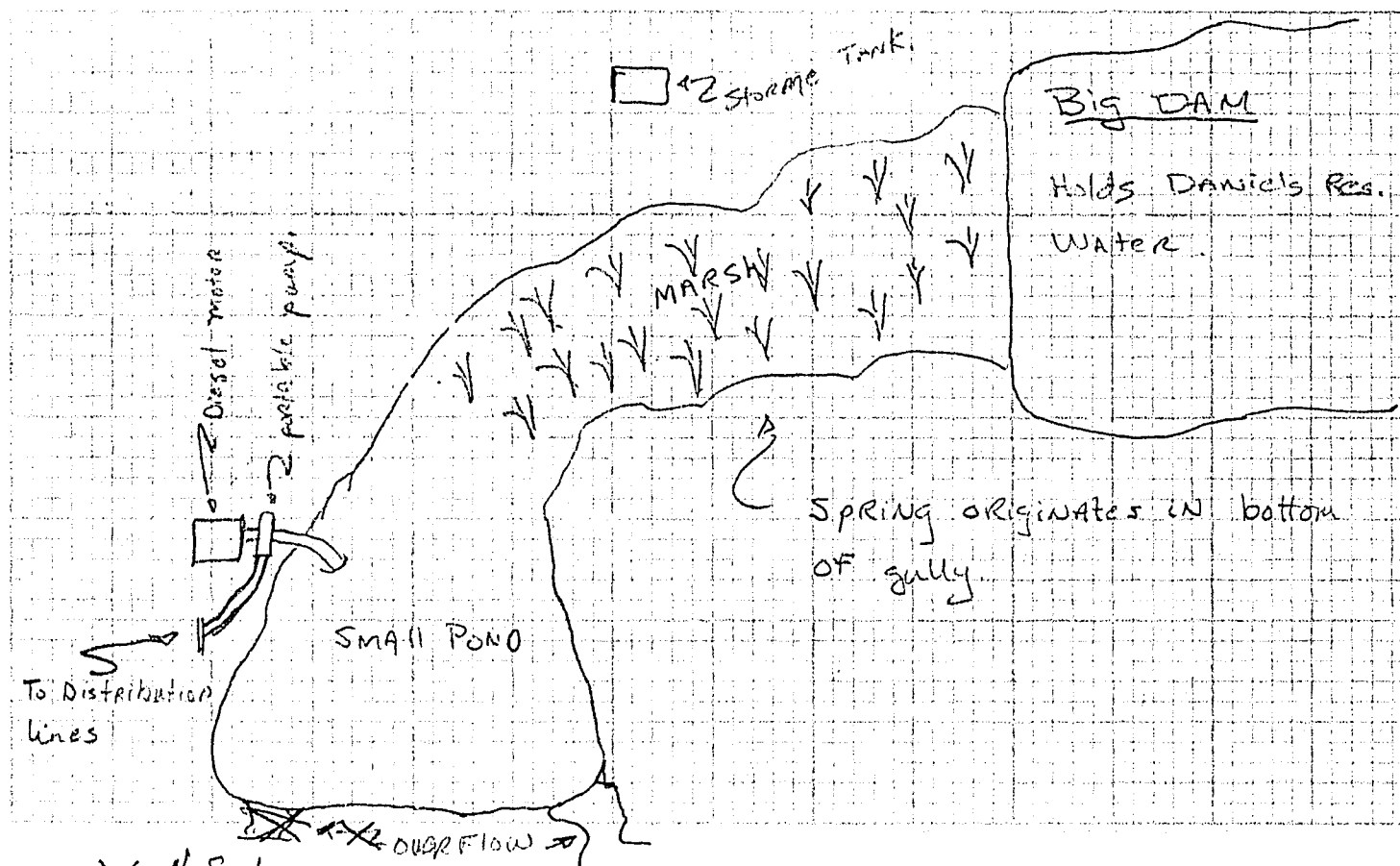
1. Owner: Dale Harrison Permit No. 15-7053  
Current Address: P.O. Box 14, Malad Idaho Phone No. 766-2733  
2. Accompanied by: OWNER EXAM. DATE: PARTIAL 7-14-88  
Address: \_\_\_\_\_ Phone No. \_\_\_\_\_  
Relationship to Permit Holder: \_\_\_\_\_  
3. Source: UNAMED Spring tributary to \_\_\_\_\_

**B. OVERLAP REVIEW**

1. Other water rights with same place of use: CANAL Rts. FROM ST. Johns IRRIGATION  
CO. FROM DANIELS RES. ☐ Copies Attached  
2. Other water rights with same point of diversion: SAME AS ABOVE  
☐ Copies Attached ☐ Copies of Field Exam's Attached

**C. SYSTEM DESCRIPTION**

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: X' = No Scale

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ Aerial Photo Attached (required for irrigation of 10 acres or more).  
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

**System Description (continued)**

**3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)**

The Big Reservoir is Filled with Daniels Irrigation water which can be released through head gate into wash channel where spring originates and then fills small Reservoir. Water is pumped out of small Reservoir by way of a Diesel motor and portable pump then pumps water to +/- 1/4 mile wheel line. Big Reservoir was dry 7-14-88 and the only water flowing into small Reservoir was spring source - there fore over flow could be measured.

☒ See Remarks on page 4 for continuation

**4.**

| Well or Diversion Identification No.* | Motor Make    | Hp    | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|---------------|-------|------------------|-----------|-----------------------------------|
| Diesel                                | International | 75-80 | 111HT 3307       | Berkelley | 7681094                           |
|                                       |               |       |                  |           |                                   |
|                                       |               |       |                  |           |                                   |
|                                       |               |       |                  |           |                                   |

\*Code to correspond with No. on map and aerial photo

**5. Point(s) of Diversion:**

| Ident. No. | Gov't. Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Method of Determination/Remarks |
|------------|------------|-----|-----|-----|------|------|------|--------|---------------------------------|
|            |            | NW  | SW  | SE  | 11   | 145  | 3SE  | Oncida | map & onsite inspection         |
|            |            |     |     |     |      |      |      |        |                                 |
|            |            |     |     |     |      |      |      |        |                                 |
|            |            |     |     |     |      |      |      |        |                                 |

**6. Place(s) of Use:**

Indicate Method of Determination

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 145  | 35E  | 11   |        |        |        |        |        |        |        |        | 34     | 40     | 37     | 35     |        |        |        |        | 148    |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 148    |

Do not use this space

Do not use this space

#### D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

| Measurement Equipment | Type | Make     | Model No. | Serial No. | Size    | Calib. Date |
|-----------------------|------|----------|-----------|------------|---------|-------------|
| Bucket / Stopwatch    |      |          |           |            | 2 gal   |             |
| Pitot gauge           |      | Ashcroft |           |            | 160 psi |             |
|                       |      |          |           |            |         |             |
|                       |      |          |           |            |         |             |

2. Measurements:

Overflow from small pond: (Spring water overflow only when measured). 2 gal = 2.3 sec, 2 gal = 2.0 sec, 2 gal = 2.5 sec.  
2 gal = 2.2 sec, time = 2.25 sec  
Weather - Tec, 10-30, 3/16" meter on wheel (nose)

#### E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:  $Q_{spring} = (2 \text{ gal} / 2.25 \text{ sec}) \left( \frac{60 \text{ sec}}{\text{min}} \right) \left( \frac{\text{c.f.s.}}{448.8 \text{ gpm}} \right) = 0.12 \text{ c.f.s.}$

$Q_{diversion} = AV = \left( \frac{\pi (0.17)^2}{4} \right) \left( \sqrt{64.4 (2.308 \times 22.06 \text{ psi})} \right) (99 \text{ ft}) = 0.91 \text{ c.f.s. RL.}$   
2. Alternate Method for Checking Purposes: ~~0.89 c.f.s.~~

#### F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: \_\_\_\_\_ psi x 2.31 = \_\_\_\_\_ ft (1); Dynamic pumping level: \_\_\_\_\_ ft (2)  
Total Head: (1) + (2) = \_\_\_\_\_ (3) ; Flow rate: \_\_\_\_\_ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = \_\_\_\_\_ (5)  
Meter Input KW: 3.6 x \_\_\_\_\_ KH x \_\_\_\_\_ CTR or \_\_\_\_\_ MULT x \_\_\_\_\_ PTR x \_\_\_\_\_ N/ \_\_\_\_\_ T = \_\_\_\_\_ (6)  
Meter Input HP: (6) x 1.34 = \_\_\_\_\_ (7)  
Panel Input KW: \_\_\_\_\_ Ave PF x \_\_\_\_\_ Ave Volts x \_\_\_\_\_ Ave Amps x .001732 = \_\_\_\_\_ (6)  
Panel Input HP: (6) x 1.34 = \_\_\_\_\_ (7) Efficiency: (5)/(7) x 100 = \_\_\_\_\_ %

#### G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (148)(3.5) = 518$   
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.12)(214)(1.9835) = 50.94$   
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 50.94$

2. Volume Calculations for Other Uses:

H. REMARKS AND OVERLAP REVIEW ANALYSIS

There is a ~~domestic well~~ <sup>spring</sup> located in marshy area ~~which is used for~~  
~~domestic~~ <sup>domestic</sup> use. He picks up water along side Hill in a perforated  
pipe which flows into storage tank and then pumped out of  
storage tank to house for culinary use.

## I. RECOMMENDATIONS

| 1. Recommended Amounts |               |      |                              |                          |
|------------------------|---------------|------|------------------------------|--------------------------|
| Beneficial Use         | Period of Use |      | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|                        | From          | To   |                              |                          |
| IRRIGATION             | 4-1           | 11-1 | 0.12                         | 50.94                    |
|                        |               |      |                              |                          |
|                        |               |      |                              |                          |
|                        |               |      |                              |                          |
|                        |               |      |                              |                          |
| Totals:                |               |      | 0.12                         | 50.94                    |

**2. Recommended Amendments**

|                                                                    |                                                      |                                |
|--------------------------------------------------------------------|------------------------------------------------------|--------------------------------|
| <input checked="" type="checkbox"/> Change P.D. as reflected above | <input type="checkbox"/> Add P.D. as reflected above | <input type="checkbox"/> None  |
| <input type="checkbox"/> Change P.U. as reflected above            | <input type="checkbox"/> Add P.U. as reflected above | <input type="checkbox"/> Other |

**J. AUTHENTICATION**

Field Examiner's Name Richard Lenoir

Signature Richard Lenoir

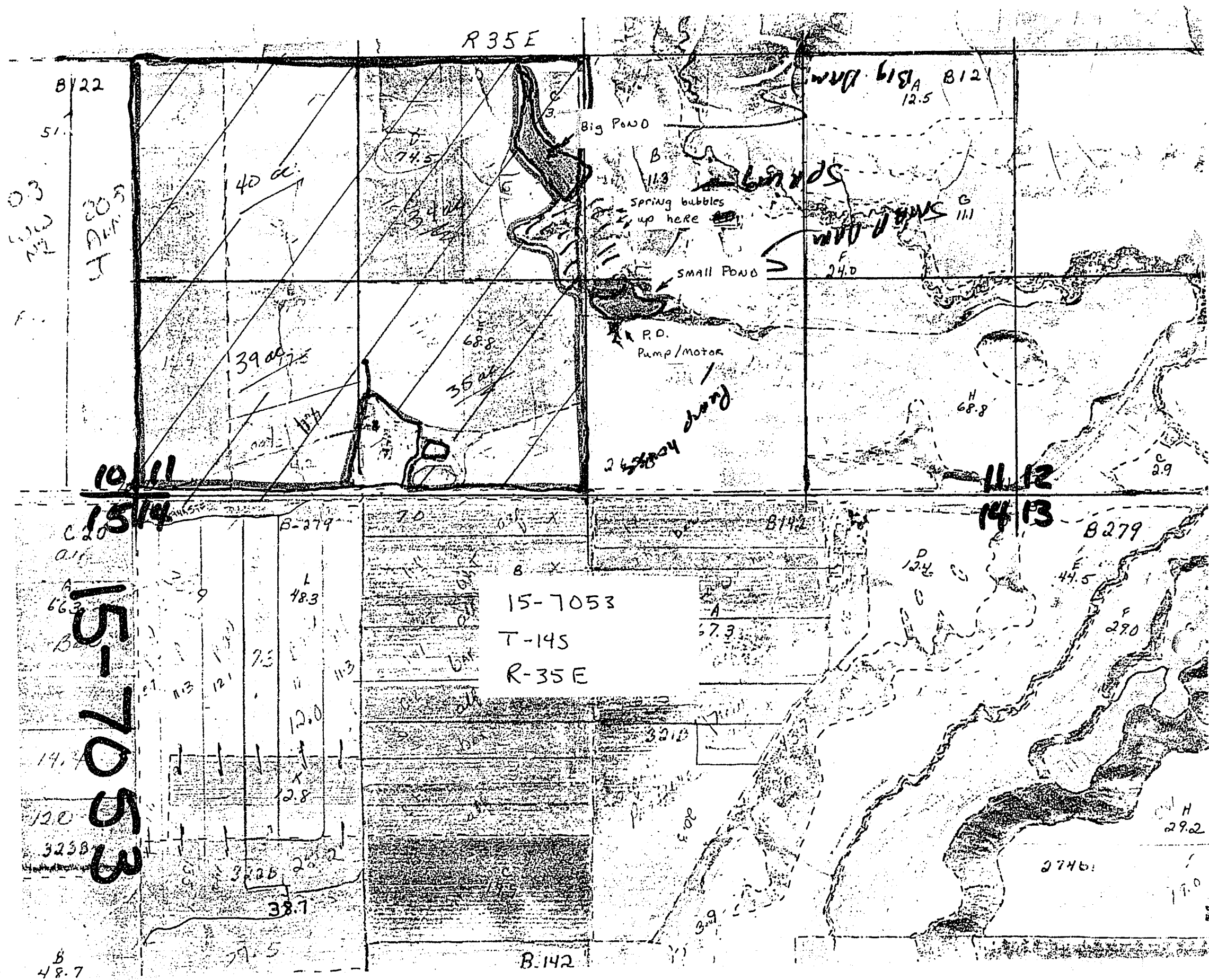
Certification Date 8/3/88

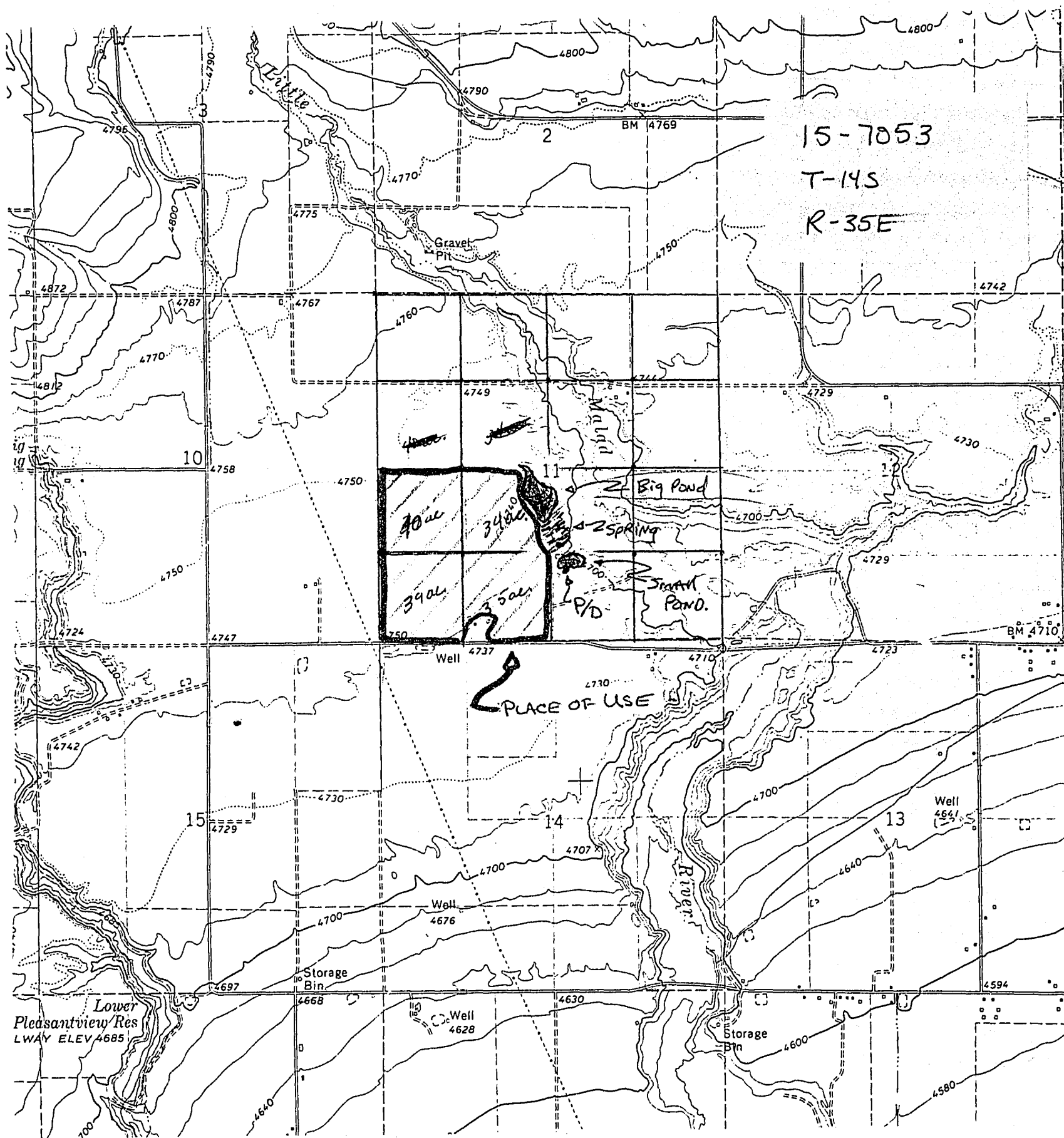
Field Report Preparation Date \_\_\_\_\_

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

*reviewed: Roxanne McElroy 2/2/89*



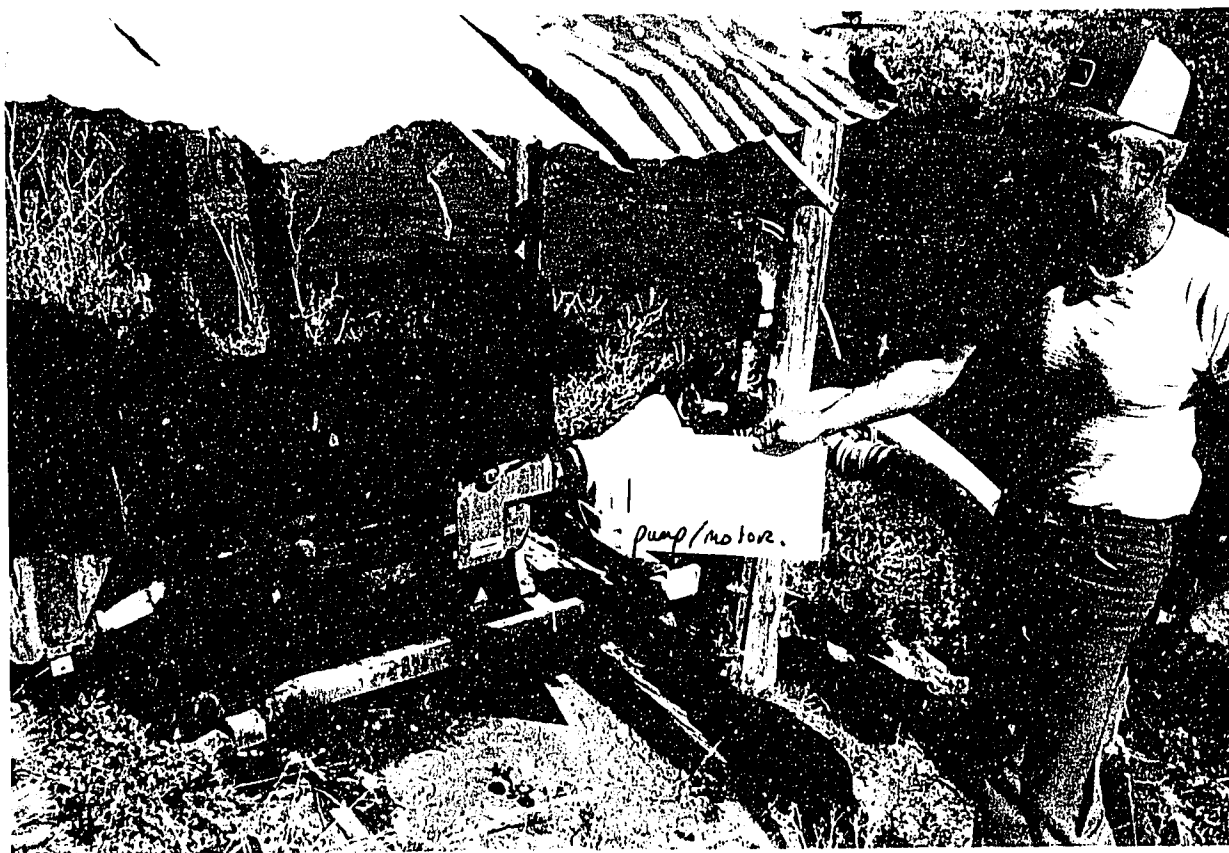


15-7053

15-7053



15-7053



For Clarity of  
Photographs Filmed  
Please See File

POINT OF DIVERSION OVER

| WR-NUMBER | TWP | RNG | SC | TRACT       | LT | #SOURCE | #NAME          |
|-----------|-----|-----|----|-------------|----|---------|----------------|
|           |     |     |    | 1\4 1\4 1\4 |    |         |                |
| 1507053   | 14S | 35E | 11 | NW SE       |    | SPRING  | HARRISON, DALE |

January 31, 1990

DALE HARRISON  
P.O. BOX 14  
MALAD, ID 83252

RE: PERMIT NO. 15-07053

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:sc

Enclosure

March 23, 1990

DALE HARRISON  
P.O. BOX 14  
MALAD, ID 83252

RE: PERMIT NO. 15-07053

Dear Permit Holder(s):

We previously forwarded an amendment to you to be completed to amend this permit to correspond with the findings of the field examiner so that we could issue the license.

As of this date, we have not received the amendment. If we do not receive it within fifteen (15) days, we will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

If you have any questions, please contact us.

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:sc

Enclosure

September 12, 1990

Dale Harrison  
P.O. Box 14  
Malad, ID 83252

RE: Permit No. 15-07053

NOTICE OF PENDING ORDER VOIDING PERMIT

Dear Permit Holder(s):

The development proposed in Permit to Appropriate Water No. 15-07053 was examined in 1988 by Department of Water Resources personnel. At the time of the examination, the Department personnel discovered that the actual place of use &/or point of diversion differed from the place of use &/or point of diversion proposed in the permit.

We have attempted on several occasions to persuade you to file an application for amendment of Permit No. 15-07053 with the Department. To date, the application for amendment of the permit has not been filed with the Department.

Enclosed is a completed application for amendment of your permit which reflects the correct point of diversion and place of use. You should sign the application for amendment, and return it to this Department accompanied by a \$20 filing fee within thirty (30) days of the date of this letter.

Should you fail or refuse to submit the application for amendment within thirty (30) days, the Department will act to void your permit. The grounds for voiding the permit are set forth in Section 42-219, Idaho Code, where it states that if the Department finds "that the applicant has not fully complied with the law and the conditions of the permit . . . [it] may refuse issuance of a license and void the permit." One of the conditions of the permit was that the point of diversion would be located as indicated on the permit.

Sincerely,

GARY SPACKMAN, Supervisor  
Water Right Permits Section

Page 2

GS:blm

Enclosure

cc: Eastern Region

I hereby certify that on this 3<sup>th</sup> day of September, 1990, I sent the original copy of this letter, postage prepaid, to the person and address listed above.

Brenda L. Miller

October 16, 1990

DALE HARRISON  
P.O. BOX 14  
MALAD, ID 83252

RE: PERMIT NO. 15-07053

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:blm

Enclosure