

17-7013

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant DARRELL B. TOMLINSON
post office address RT. 2, Box 322 BIRCHMOUNT CITY, UTAH 84302
2. Source of water supply GROUND WATER which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 16 Township 16S
Range 32E B.M. Oneida County; additional points of diversion if any: NONE
- b. If water is not consumed, it will be discharged into NOT APPLICABLE 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 6.0 for IRRIGATION purpose from APRIL 1 to OCTOBER 15 (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. 6.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. THE PROPOSED WORKS WILL INCLUDE A WELL (CASED), A DEEP WELL TURBINE PUMP, A THREE PHASE ELECTRIC MOTOR COMPLETE WITH STARTER AND ALL NECESSARY CONTROLS. THE WATER WILL BE COMINGLED WITH OTHER WATER IN EXISTING DITCHES.
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 16 inches; proposed depth of well is 300 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 \$ 10,000.
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: _____

17 7013

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	
16S	32E	16		40	40	40	40			40	40			40	40	40	40	40	440

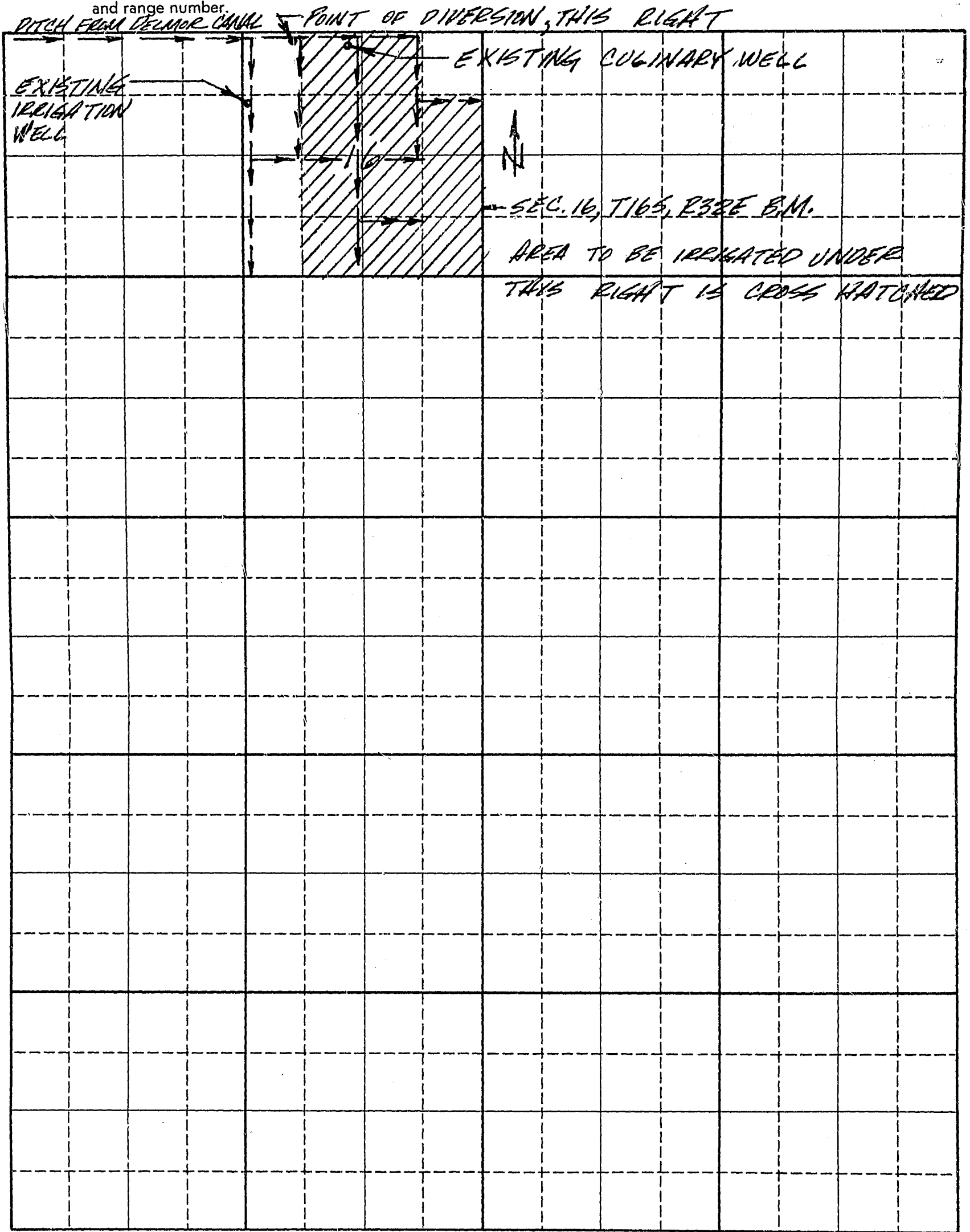
Total number of acres to be irrigated 440

c. Describe any other water rights used for the same purposes as described above. 160 SHARES OF WATER FROM THE DELMORE CANAL CO., STONE IDAHO; AND WATER FROM AN EXISTING IRRIGATION WELL, PRODUCING APPROXIMATELY 5 C.F.S.

9. a. Who owns the property at the point of diversion *MERRILL B. TOMLINSON, JERRY MORGAN, ALFRED J. MORGAN
- b. Who owns the land to be irrigated or place of use SAME AS "A"
- 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 *THE PROPERTY IS UNDER A SALES CONTRACT TO THOSE LISTED IN "9" FROM MERRILL LAURE, TREMONTON, UTAH. ALL OF SECTION 16 IS UNDER CONTRACT EXCEPT THE N.E. QUARTER OF THE N.E. QUARTER FOR A TOTAL OF 600 ACRES.
PRESENTLY THE 160 SHARES OF WATER FROM THE DELMORE CANAL CO. AND THE APPROXIMATE 5 C.F.S. FROM THE EXISTING IRRIGATION WELL ARE COMINGLED TO WATER AS MUCH AS POSSIBLE OF SECTION 16, T.16S., R.32E EXCEPTING THE N.E. QUARTER OF THE N.E. QUARTER.

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.

Darrell B. Tomlinson 26 April 1971
(Applicant)

17 50 13

Received by 4 Date 4-30-1971 Time 10:30 AM

Preliminary check by D Fee \$ 45.00

Received by ej Date 5-3-71

Publication prepared by dr Date 5-18-71

Published in Idaho Enterprise

Publication dates 5-27 & 6-3, 1971

Publication approved lu Date 6-23-71

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by Dye BDF

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. 17-7013, 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 August 1, 19 76.
- c. Other: The permit holder shall permanently install and maintain as part of the diverting works a measuring device at the point of diversion of a type approved by this Department.
This permit is supplemental to all prior rights.

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

Witness my hand this 18th day of August, 19 71.

R. Keith Higin
Director

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

SHOULD BE
BASIN #17

Application No. 29-7065 17-7013 Name Darrell B. Tomlinson
 Source Ground water
 Point of Diversion NW¹/₄NW¹/₄, Sec. 16, T. 16S, R. 32E, B.M., Oneida County
 Quantity 6.0 Use Irrigation Period April 1 - Oct. 15
 Quantity Use Period
 Quantity Use Period
 Well Size Diameter 16" Proposed Depth 300 Feet
 Use 440 acres
 Date Forwarded 5-18-71 Date Returned Received by

COMMENTS: D/W about 60'. Sand & gravel aquifer, variable yields.
Many good irr. wells in area. Negligible w/k fluctuations.
Aquifer should be capable of supporting additional development.

RECOMMENDED:

Applied: Qty. 6.0 Use IRR. Period 4/1-10/15 ¹⁹⁷¹ AF/A 3.5 AF 1425
 Qty. Use Period AF/A AF
 Qty. Use Period AF/A AF
 Maximum: Qty. 8.8 Use IRR. Period 4/1-11/1 ²¹⁴ AF/A 3.5 AF 1540
 Qty. Use Period AF/A AF
 Qty. Use Period AF/A AF

ACTION: Approved ☒ Denied ☐

Conditions of approval or reason for denial:

INVESTIGATION By Paul M. Castelin Title W.R.I. - I
 Date May 25, 1971

17 7013

State of Idaho
Department of Water Administration

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

USE ADDITIONAL SHEETS IF NECESSARY FORWARD THE WHITE, BLUE, AND PINK COPIES TO THE DEPARTMENT

RECEIVED

Department of State Administration

Affidavit of Publication

State of Idaho
County of Oneida, ss.

Norma Champney being first duly sworn on her 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 ... successive weekly issues thereof the date of the first publication being the *27* day of *May* 19*71* the date of the last publication being the *3* day of *June* 19*71*.

Norma Champney

Subscribed and sworn to before me this *21* day of

June, 19*71*
H. D. Taylor

Notary Public, residing at Malad, Idaho

My Commission expires the *10* day of *Oct*, 19*73*

Costs: *31* lines at *13c* per line first insertion \$ *7.13*

..... lines tabulated at 20c per line \$.....

15 per line each subsequent insertion \$ *4.65*

TOTAL \$ *11.78*

(Rates for legal notices are fixed by Idaho law)

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Darell B. Tomlinson, Route 2, Box 322, Brigham City, Utah, has on April 30, 1971, submitted Application No. 29-7065 for a permit to appropriate 6.0 cubic feet per second of water from a ground water source by means of well and pump within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16, T. 16S, R. 32E, B.M., Oneida County, to be used from April 1 to Oct. 15 for the irrigation of 440 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$,

SE $\frac{1}{4}$, Sec. 16, T. 16S, R. 32E, 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, Statehouse, Boise, Idaho, 83707, on or before June 14, 1971.

R. KEITH HIGGINSON
Director

Published in the Idaho Enterprise, Malad City, Idaho, on May 27 and June 3, 1971.

17 7013

26 April 1971

APR 29 1971

Department of Water Administration

Darrell B. Tomlinson
Route #2, Box 322
Brigham City, Utah 84302

State of Idaho
Dept. of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Attention: Mr. Donald W. McEldowney
Appropriation Supervisor

Dear Mr. McEldowney:

The enclosed "Application For Permit" for additional ground water indicates an existing irrigation and culinary well on property being purchased by myself, my stepfather, and halfbrother. The irrigation well was developed when we began purchasing the property in 1961. The culinary well was drilled approximately two years ago and developed during the summer of 1970.

I am concerned about our water rights on these two existing wells. Could you send information concerning our present rights and, if applicable, the procedure of solidifying these rights?

I understand Mr. Eugene J. Kozak of your office made some investigations in our area last summer. Could I inquire as to the purpose and outcome of these investigations?

Sincerely,

Darrell B. Tomlinson

DARRELL B. TOMLINSON

17 7013

26 April 1971

APR 30 1971

Department of Water Administration.

Darrell B. Tomlinson
Route #2, Box 322
Brigham City, Utah 84302

State of Idaho
Dept. of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

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Appropriation Supervisor

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Sincerely,

Darrell B. Tomlinson

DARRELL B. TOMLINSON

17 7013

May 10, 1971

Darrell B. Tomlinson
Route #2, Box 322
Brigham City
Utah 84302

Dear Mr. Tomlinson:

Returned herewith is your receipt No. 5965 in the amount of \$45.00
for your application for permit,
which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

17 7013

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Darrell B. Tomlinson, Route 2, Box 322,
Brigham City, Utah,

has on April 30, 1971, submitted Application No. 29-7065

for a permit to appropriate 6.0 cubic feet per second ~~surface water~~

of water from a ground water source

by means of well and pump

within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16, T. 16S, R. 32E, B.M., Oneida County,

to be used from April 1 to Oct. 15

for the irrigation of 440 acres

within the W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 16, T. 16S, R. 32E, B.M.

~~used~~
^{issued}
If ~~used~~, 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, Statehouse, Boise, Idaho, 83707, on or before June 14, 1971.

R. KEITH HIGGINSON
Director

Published in the Idaho Enterprise, Malad City, Idaho,
on May 27 and June 3, 1971.

17 7013

**NOTICE OF APPLICATION
FOR WATER PERMIT**

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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, Statehouse, Boise, Idaho, 83707, on or before June 14, 1971.

R. KEITH HIGGINSON
Director

Published in the Idaho Enterprise, Malad City, Idaho, on May 27 and June 3, 1971.

17 7013

May 18, 1971

Re: Application No. 29-7065 - Darrell B. Tomlinson

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 date. 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,

Donald W. McEldowney
Appropriation Supervisor

DWM/BB

Bill submitted 6-23-71 By AS

Enc: legal notice

17 7013

June 16, 1971

C Re: Application for Permit No. 17-7013 - Darrell B. Tomlinson

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

O Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced item. The legal notice was to have been published in

P your paper on May 27th and June 3rd, 1971.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

Y Donald W. McEldowney
Appropriation Supervisor

DWM/bb

17 7013

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse — Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

August 23, 1971

Re: Permit No. 11-7021 35-7176
17-7013 35-7177
29-7064 74-7013
33-7010

Norman C. Young
STATE OF IDAHO
DEPT. OF WATER ADMINISTRATION
240 South Holmes
Idaho Falls, Idaho 83401

Dear Norm:

Please find enclosed copies of the above referenced permits which have been approved
by this office.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:CR

Enc: Copies

17 7013

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

August 19, 1971

Re: Permit No. 17-7013

Darrell B. Tomlinson
Route #2, Box 322
Brigham City, Utah 84302

Dear Mr. Tomlinson:

Enclosed is a copy of your approved Application for Permit No. 17-7013. 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.

Very truly yours,

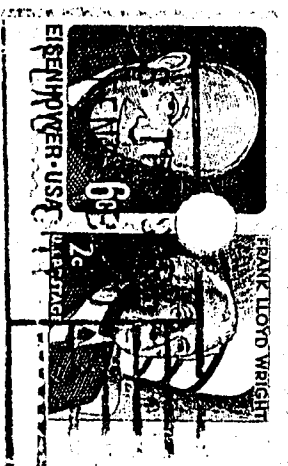
BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosures

17 7013

D.B. Tomlinson
Rt. 2, Box 322
Brigham City, Ut. 84302



State of Idaho
Dept. of Water Resources
Statehouse - Annex 2
Boise, Idaho 83707

17 7013

17-7013

25 July 1971

RECEIVED

Department of Water Administration

Darrell B. Tomlinson
Route #2, Box 322
Brigham City, Utah 84302

State of Idaho
Dept. of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Attention: Mr. Donald McEldowney
Appropriation Supervisor

Dear Mr. McEldowney:

On 26th of April of this year I made application for an irrigation well in Sec. 16, T16S, R32E, BM. Along with this application I requested the status of the water rights of two existing wells within this same section. A receipt was sent for the \$45.00 application fee on 10 May 1971, but I have heard no further on the matter.

Could you give me the status of the application, and also the status of the water rights of the two existing wells.

Thank you,

Darrell B. Tomlinson
Darrell B. Tomlinson

17 7013

Permit G27600/17-2041

17 2013

Pending licensing 3.85 cfs

- for 599 A in Sec 16 upon

- Receipt of \$35.00

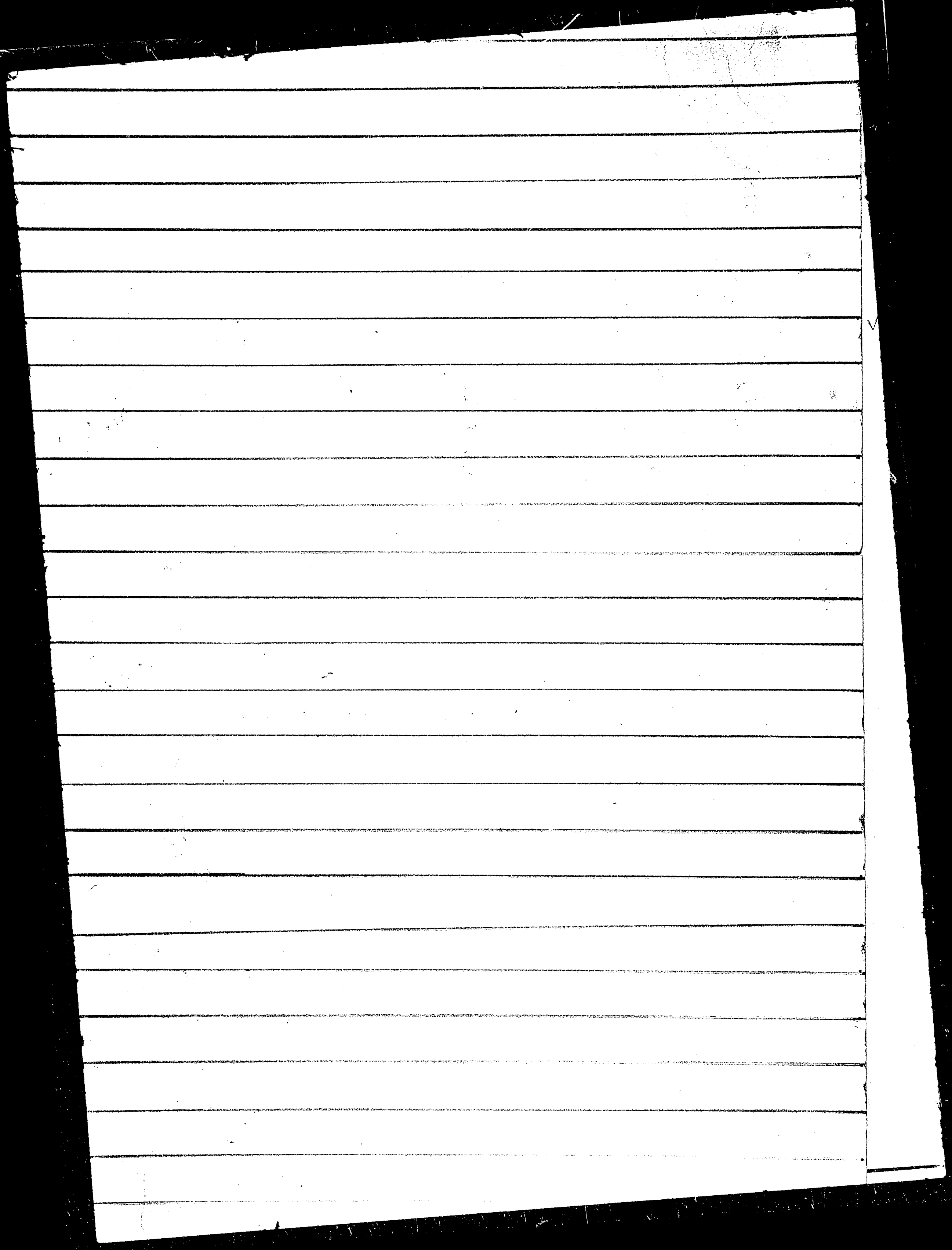
Approve
Supplemental

12.00 for 600A

3.85

8.15

OK @ 6.0 cfs



RECEIVED

JAN 26 1976

Department of Water Resources
Eastern District Office

State of Idaho

Department of Water Resources

ASSIGNMENT OF PERMIT

RECEIVED

JAN 26 1976

Department of Water Resources
Eastern District Office

I, Darrell B. Tomlinson, hereby assign to Alfred Jerry Morgan
of Tremonton, Utah
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 17-7013
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 24 day of January, 19 76.

Darrell B. Tomlinson
Permit Holder

Bonnie Tomlinson
Spouse of Permit Holder

State of Idaho

County of Box Elder) ss.

On this 24 day of January, 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

Violet Morgan
Notary Public residing at

Tremonton, Utah

My commission expires:

June 3, 1979

January 30, 1976

Re: Permit No. 17-7013

Alfred Jerry Morgan
Tremonton,
Utah

Dear Mr. Morgan:

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

NOTICE OF PLEDGE

RECEIVED

Department of Water Administration
Boise, Idaho

JAN 23 1976

Department of Resources
Eastern Office

Attention: State Engineer

Please be notified that the undersigned have this date executed a mortgage in favor of the Federal Land Bank of Berkeley covering certain land in Oneida County, State of Idaho, together with all of the Mortgagor's right, title, and interest in and to that certain Application for Permit Number 17-7013, which said mortgage is given to secure a promissory note in the amount of \$ 135,000.00.

Please file this notice with your records of the above-numbered Application for Permit Number and direct one copy of all correspondence pertaining thereto to the Federal Land Bank of Berkeley, P. O. Box 525, Berkeley, California 94701.

Dated this 14th day of January, 1976.

Loan #212532

Alfred J. Morgan
(borrower)
Alfred J. Morgan

Carolyn P. Morgan
(borrower)
Carolyn P. Morgan

Receipt of the Notice of Pledge, of which this is a copy, is acknowledged. A notation of the bank's interest in the referred to Application has been made in the records of the office of the Department of Water Administration.

January 29, 1976
(date)

Loy H. Johnson
LOY H. JOHNSON (title)
Senior Water Resource Agent

Loy H. Johnson
State of Idaho, Dept. of Water Resources
1515 Lincoln Road
Idaho Falls, ID 83401

FROM

HILLAM ABSTRACTING & INS. AGENCY

1st SECURITY BANK BLDG.
P. O. BOX 'E' Phone 723-5207
BRIGHAM CITY, UTAH 84302

RECEIVED

SUBJECT: _____

DATE: Jan. 27, 1976

MESSAGE

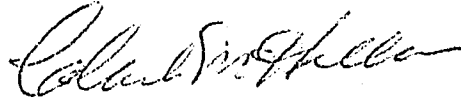
JAN 28 1976

Department of Water Resources
Eastern District Office

Dear Mr. Johnson:

Enclosed please find two copies of Notice of Pledge signed by Alfred J. Morgan and Carolyn P. Morgan. Keep one of these copies for your files, sign the other copy and mail it to the Federal Land Bank of Berkeley, P. O. Box 525, Berkeley, California 94701.

Very truly yours,



Clark M. Hillam

ROUTING SLIP

DATE 1-29-76 TIME
 TO: Harlow REF. No. (if any) 17-7013
 FROM: (show title) Callum

FOR YOUR:	REVIEW AND:	PER:
☐ information	☐ Call Me ☐ See Me	☐ Our Conversation
☐ Approval	☐ Comment & Return	☐ Your Request
☐ Signature	☐ Take Proper Action	☐ Boss's Request
	☐ Draft a Reply for Me	

*I guess this just has to
 be added to the file.
 We have sent the copy to the
 Hand Bank in Berkeley.*

☐ Telephoned ☐ Returned Your Call ☐ Called to See You ☐ Will Call Again
☐ Please Call
 PHONE: AREA CODE NUMBER EXT.
 OF
 M
 DATE WHILE YOU WERE OUT
 TO

June 1, 1976

CERTIFIED MAIL

138637

Re: Permit No. 17-7013

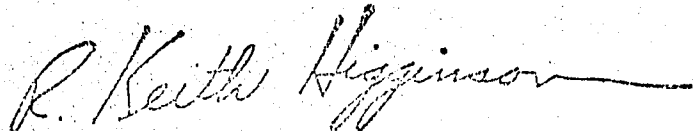
Alfred Jerry Morgan
Tremonton,
Utah 84337

Dear Mr. Morgan:

One of the conditions of approval of your water Permit No. 17-7013 (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 AUGUST 1, 1976. 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

Identification No. _____

Permit No. _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
JUL 20 1976
OKJ

Department of Water Resources

1. a) Name of Permit Holder Darrell B. Tomlinson
b) Post Office Address Route 2, Box 322, Brigham City, Utah 84302
2. Permit Number 17-7013
3. Date of Priority that you are prepared to establish Oct 22, 1958
4. a) Source from which water was appropriated Ground water source
b) Location of the point of diversion: NW 1/4 NW 1/4, Section 16
Township 16S, Range 32E Boise Meridian, Other points of diversion: None
5. a) The amount of water and use to which the water has been applied:
Amount 6 for Irrigation purposes from April 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 4 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: Estimated by Melvin LeRoy Morgan partner of property.
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:
N/A
b) Describe the agreement or understanding by which you take water from the works: N/A
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) The works consists of a well (cased), a deep well turbine, 150 hp pump, 10" well casing to a depth of 330 ft, total depth of the well is 410 ft. The water is mingled with other water in existing ditches.
b) Describe the type and size of measuring device which you have installed at your point of diversion: 10" propeller type flow meter.
(This is an order from the Rockwell company. Delayed in shipment.)
c) Give well driller's name and address and the date the well was completed:
Lloyd Bros Drilling, Elba, Idaho.
The well was completed June 15, 1972.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
None.

[illegible]

Total number of acres irrigated 599

10. Remarks: The property is under a sales contract to
Michael J. Morgan, Curtis Lamar Morgan, & Melvin
LeRoy Morgan. This permit needs to be transferred to
the new owners.

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

July 26, 1976
(Date)

Michael J. Morgan
(Signature)

State of Utah)
County of Box Elder)

On this 17 day of July, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at Shoreville
Idaho

My commission expires April 6, 1979



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

August 9, 1976

Re: Permit No. 17-7013

Darrell B. Tomlinson
Route 2, Box 322
Brigham City, Utah 84302

Dear Mr. Tomlinson:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit, however, we cannot process this affidavit as it is no longer in your name.

On January 26, 1976, this permit was assigned to Alfred Jerry Morgan. Therefore, he must sign the proof affidavit before we can accept the affidavit. We are returning the affidavit to you.

Sincerely,

JANICE RENK
Secretary, Water Rights

jfr

Encl: Proof affidavit

cc: Alfred Jerry Morgan
Tremonton, Utah 84337



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

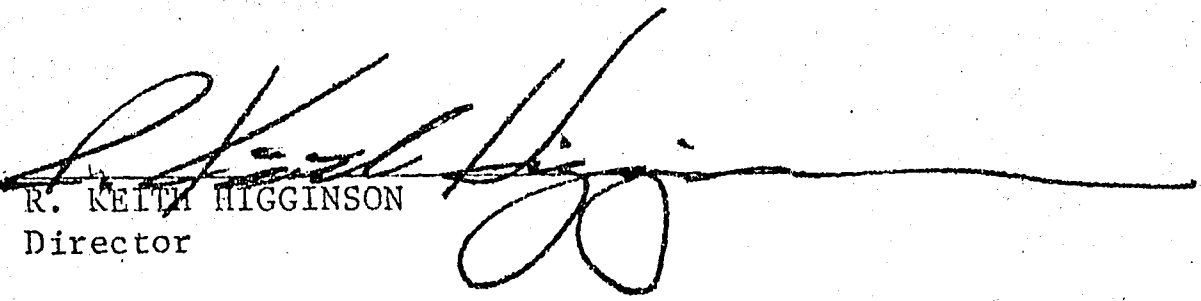
August 17, 1976

Alfred Jerry Morgan
Termonton,
Utah 84302

Dear Mr. Morgan:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 17-7013 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

RKH:jg

cc: Darrell B. Tomlinson
Rt. 2, Box 322
Brigham City, UT 84302

WATER RESOURCE BOARD:

John F. Streiff
Chairman

Franklin Jones
Member

George L. Yost
Vice-Chairman

M. Reed Hansen
Member

Donald R. Kramer
Secretary

Scott W. Reed
Member

Edwin C. Schlender
Member

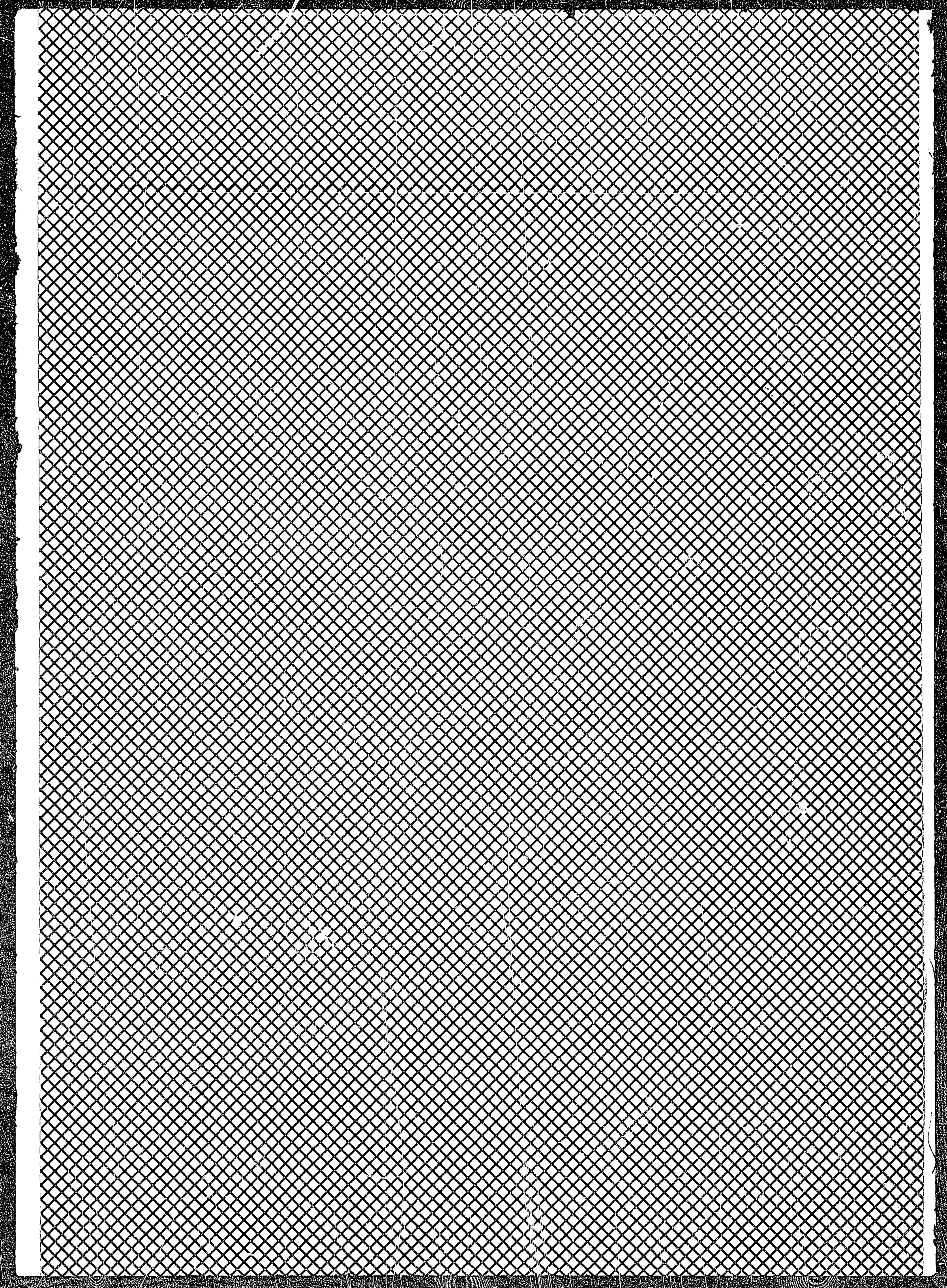
Joseph H. Nettleton
Member

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.



BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 17-7013

IN THE NAME OF ALFRED JERRY MORGAN

ORDER OF REINSTATEMENT

WHEREAS, on April 30, 1971, Darrell B. Tomlinson filed with the Department of Water Resources (formerly the Department of Water Administration) an application for permit to appropriate 6.00 cubic feet per second of groundwater to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, Twp. 16S, Rge. 32E, B.M., Oneida County, to be used for irrigation purposes; and,

WHEREAS, on August 18, 1971, the Department approved said application and issued Permit No. 17-7013 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before August 1, 1976; and,

WHEREAS, on January 26, 1976, the permit holder assigned the permit to Alfred Jerry Morgan; and,

WHEREAS, on June 1, 1976, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on August 17, 1976, the Department notified the permit holder that Permit No. 17-7013 had lapsed for failure to submit proof of beneficial use of water; and,

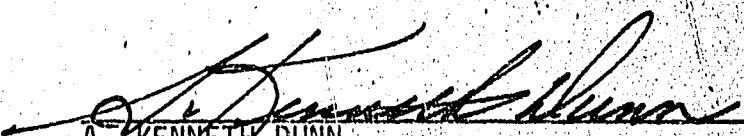
WHEREAS, on October 8, 1976, the Department received the required proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 17-7013 be REINSTATED and the priority advanced to July 7, 1971.

Dated this 15 day of October, 1976.


A. KENNETH DUNN

Administrator, Operations Division

RECEIVED

AUG 23 1976

August 20, 1976

Department of Water Resources

Dear Madam:

Would you please send us a
proof form to prove up on permit
no. 17-7013.

Thank you
Jerry Morgan
1126 Century Drive
Tremonton, Utah

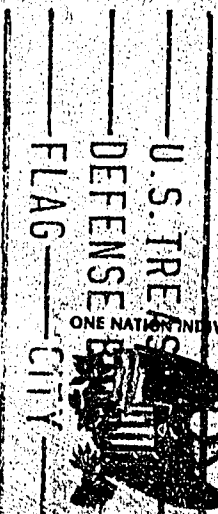
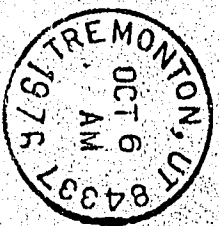
84337

File

Forms sent 8-24-1976

Geny Morgan
1126 Century Drive
Tremonton, Utah

Department of Water Resources
Statehouse
Boise, Idaho 83720



Identification No. _____

Permit No. _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 8 1973

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE Department of Water Resources

1. a) Name of Permit Holder Alfred Terry Morgan
b) Post Office Address Bar F Ranch Snowville, Utah 84336
2. Permit Number 17-7013
3. Date of Priority that you are prepared to establish October 22, 1958
4. a) Source from which water was appropriated Ground water source
b) Location of the point of diversion: NW 1/4 NW 1/4, Section 16
Township 16S, Range 32E Boise Meridian, Other points of diversion: None

5. a) The amount of water and use to which the water has been applied:
Amount 6 for Irrigation purposes from April 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 4 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: see (7b)*

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:
N/A
b) Describe the agreement or understanding by which you take water from the works: N/A

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) The works consists of a well (cased), a deep well turbine, 150 hp pump, 10" well casing to a depth of 330 ft., total depth of the well is 410 ft. The water is commingled with other water in existing ditches.
b) Describe the type and size of measuring device which you have installed at your point of diversion: 10" propeller type flow meter

* (This is an order from the Rockwell Company. Delayed in shipment)

- c) Give well driller's name and address and the date the well was completed:
Lloyd Bros. Drilling, Elba, Idaho.
The well was completed June 15, 1972

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
None

Typed 10/19/73 by j

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	
163	32E	16		39	40	40	40	40	40	40	40	40	40	40	40	40	40	40	599

Total number of acres irrigated 599

10. Remarks: _____

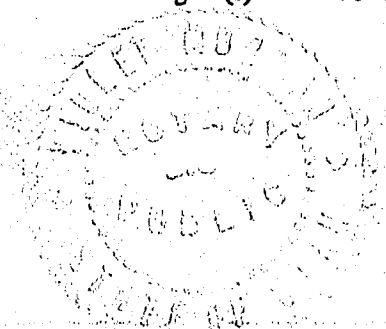
The above information is a true statement of the extent to which the above numbered permit has been developed.

Oct 4/76
(Date)

Alfred Jerry Morgan
(Signature)

State of Utah)
County of Box Elder) ss.

On this 4 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.



Violet Morgan
Notary Public residing at 1126 Century Drive
Tremonton, Utah

My commission expires June 3, 1979

October 18, 1976

Re: Permit No. 17-7013

Alfred Jerry Morgan
Bar F Ranch
Snowville, Utah 84336

Dear Mr. Morgan:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed is an Order of Reinstatement; please note that the priority has been advanced to July 7, 1971.

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

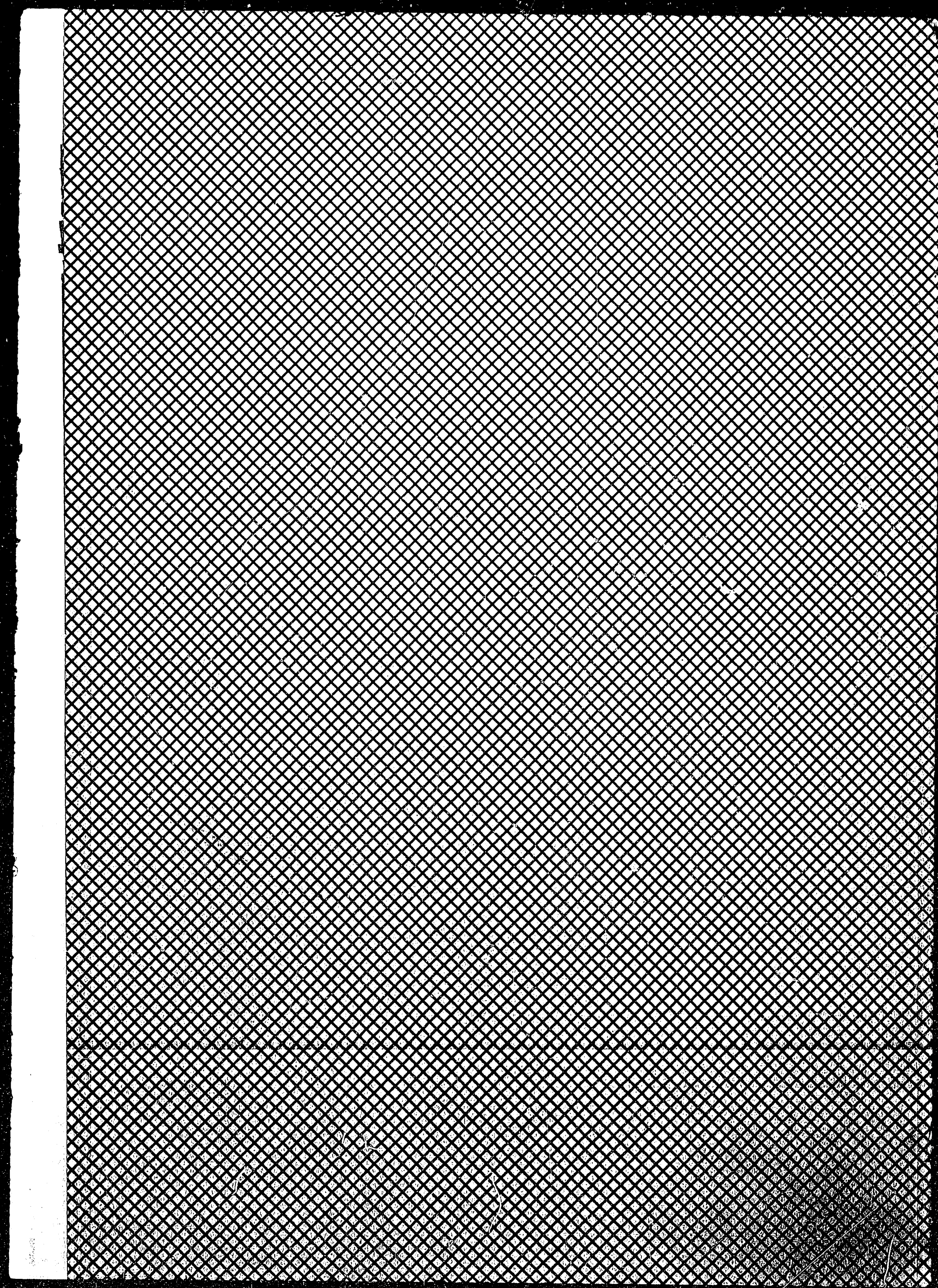
If you have any questions regarding the field exam, please contact our Regional Office in Idaho Falls.

Sincerely,

JANICE RENK
Water Rights Bureau

JR

Enclosure



RECEIVED

SEP 21 1976

Department of Water Resources

September 20, 1976

RE: Application for Permit No. 22-7194 Kerbs (Published 9/02 and 9/09/76)
" " " No. 21-7091 Martindale
" " " No. 21-7092 Kerbs

Ashton Herald
Box 258
Ashton, Idaho 83420

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced applications. The legal notice was to have been published in your paper on September 2 and September 9, 1976.

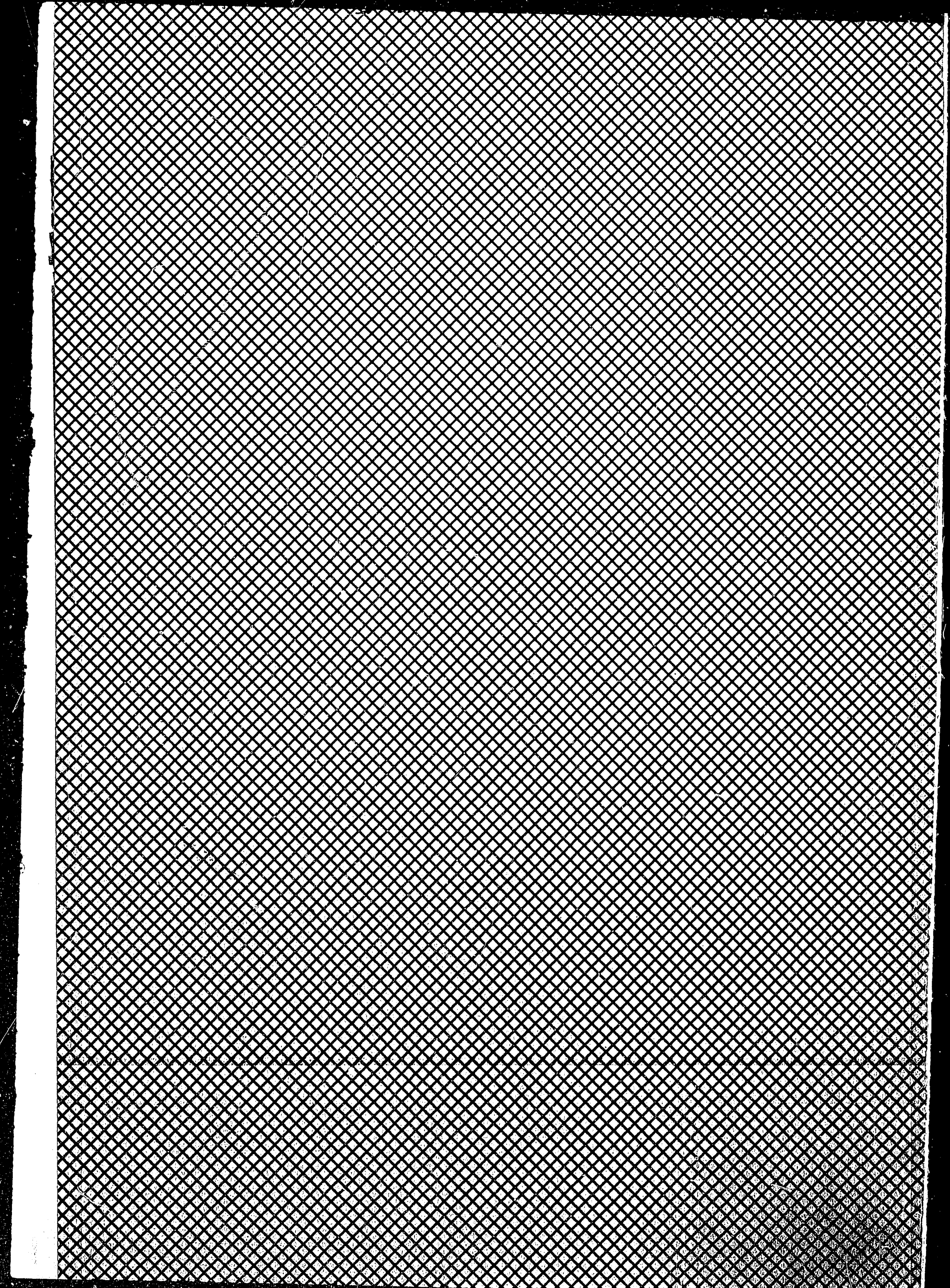
Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

cc: IDWR - State Office



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(late proof)
License of Water Right No. 17-7013 Priority July 7, 1971 Amount 5.24 cfs

THIS IS TO CERTIFY, that CURTIS L. & GLORIA M. MORGAN
of Snowville, Utah, has complied with the terms and conditions of Permit
No. 17-7013 issued pursuant to Application for Permit dated April 30, 1971,
and has submitted proof to the Department of Water Resources on October 8, 1976,
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 5.24 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>October 15</u>	at <u>5.24</u> cfs and	<u>1512</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 5.24 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
1512 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, Twp. 16S,
Rge. 32E, 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	32E	16		39	40	39	38			40	40			39	39	40	39	39	432

Total number of acres irrigated 432

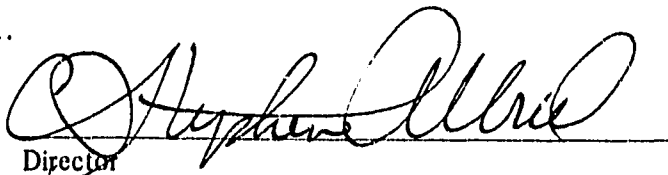
CONDITION:

The volume diverted under this license when combined with License No. 17-2041
shall not exceed 3.5 acre feet per acre per year.

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 19 day of
May, 19 79.


Director

RECEIVED

MAY 30 1978

Department of Water Resources
Eastern District Office

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

I, Alfred J. Morgan, hereby assign to Curtis J. Morgan and
of Shoshone Valley, Utah Gloria M. Morgan
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 17-7013
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 26 day of May, 19 78.

Alfred J. Morgan
Permit Holder

Carolyn Morgan
Spouse of Permit Holder

State of Idaho)
County of Bon. & Elder) ss.

On this 26 day of May, 19 78, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Walter Morgan
Notary Public residing at
Tremonton, Utah

My commission expires:

June 3, 1979

7

Loan No. 220030-9

NOTICE OF PLEDGE

State of Idaho
Dept. of Water Administration

RECEIVED

MAY 30 1978

Department of Water Resources
Eastern District Office

Attn: State Engineer:

Please be notified that the undersigned have this date executed a mortgage in favor of the Federal Land Bank of Sacramento covering certain land in Oneida County, Idaho, together with all of the Mortgagor's right, title, and interest in and to those certain Licenses of Water Right No.s 17-2041 and 17-7013, which said mortgage is given to secure a promissory note of even date, evidencing the indebtedness identified on the records of said bank by the above loan number.

Please file this notice with your records of the above-numbered Licenses and direct one copy of all correspondence pertaining thereto to the Federal Land Bank of Sacramento, P. O. Box 13106-C, Sacramento, California, 95813.

Dated this 24 day of May, 1978.

Curtis L. Morgan
Curtis L. Morgan

Gloria M. Morgan
Gloria M. Morgan

Receipt of the Notice of Pledge, of which this is a copy, is acknowledged. A notation of the bank's interest in the referred to Licenses has been made in the records of the office of the State Engineer.

(date)

(title)

June 14, 1978

Re: Permit No. 17-7013

Curtis T. &/or Gloria M. Morgan
Snowville,
Utah 84336

Dear Mr. & Mrs. Morgan:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been entered into the Department's records.

If this office can be of further assistance, please contact us.

Sincerely,

RITA FLECK
Secretary

RF

cc: Federal Land Bank of Sacramento
P. O. Box 13106-C
Sacramento, CA 95813

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

1. Name of permit holder Alfred Jerry Morgan
Post office address Bar F Ranch, Snowville, UT 84336
Person to contact _____
 No PHONE.
OCT 21 1976
Department of Water Resources
Eastern District Office
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 6.00 c.f.s. for Irrigation
 _____ AF/Annum (nature of use)

Period of Use: from April 1 to Oct. 15
 (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. 17-7013
 Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 6.00 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 16S N/S, Range 32E E/W, B.M., Section 16, Subdivision NW 1/4 NW 1/4, Oneida County
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Other Points of Diversions: _____

Description of diverting works: cased well, 10", 330', total depth 410', turbine 150 hp pump,
water is comingled with other water in existing ditches.

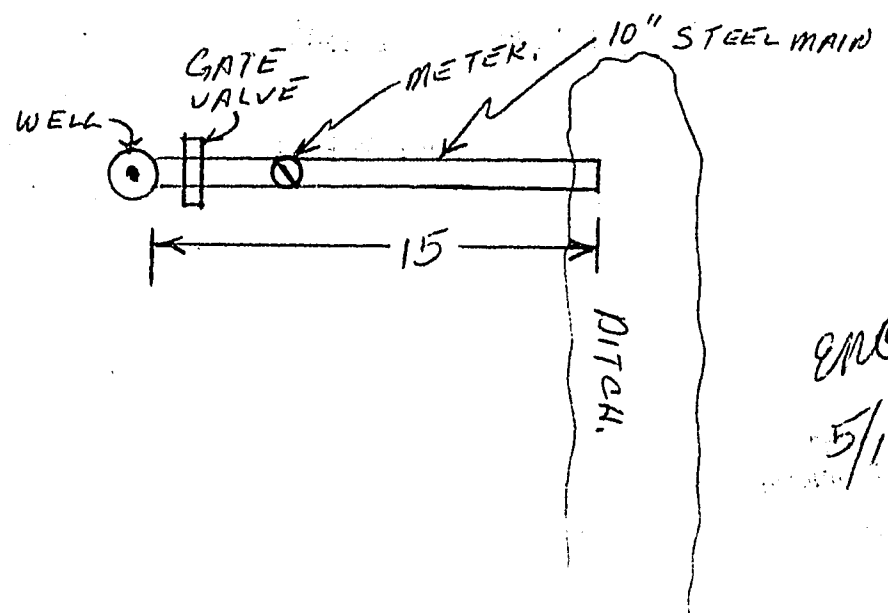
Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

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	
16S	32E	16		40	40	40	40			40	40			40	40	40	40	40	440

TOTAL ACREAGE 440

Diagram of System



ENC

5/17/72

DATE OF EXAM _____

ACREAGE

Found 432
Recommended 432

Irrigation Requirement 3.5 Ac Ft/Ac

USE

Irrigation Q = 5.24 c.f.s. V = 1512 AF/Ann. from April 1 to Oct 15
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: Pelmar canal
twp. 16 N/S, Rge 32 E/W, B.M., Sec. 17, Sub. NW 1/4 NW 1/4 ONEIDA County

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of injection:
twp. 16 N/S, Rge 32 E/W, B.M., Sec. 16, Sub. NW 1/4 NW 1/4 ONEIDA County

Point of exchange: 1/4
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Total Q measured 5.24 cfs. Method of measurement 1W LINE METER

Total Q recommended 5.24 Meter No. 1225 Type FLOW CONTROL Condition STD.

Total V recommended 1512

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

$Q = 2350 \text{ gal} / 60 \text{ sec} = 2350 \div 60 = 5.24 \text{ cfs.}$
 $V = 3.5 \times 432 = 1512 \text{ AF/ann.}$ $5.24 \times 1.9835 \times 200 = 2078.71 \text{ AF/yr}$
 $432 \times .02 = 8.64 \text{ cfs} - 2.78 = 5.86 \text{ would be applied.}$ 5/17/77

SYSTEM DESCRIPTION:

100 HP 3 PHASE GE MOTOR SERIAL # KX1070154 w/ PEERLESS
PUMP SERIAL # F15515; 10" STEEL PIPE EXTENDS 15 FT WEST
OF WELL & OPEN DISCHARGES INTO NORTH SOUTH DITCH. LANDS ARE
FLOOD IRRIGATED.

REMARKS:

CURTIS & MIKE MORGAN ACCOMPANIED AGENT DURING EXAM.
#17-2041 FOR 3.55 cfs on 599 ac. covers all of the 432 irrigated acres
on this permit.
OK as 5.24 cfs does not exceed amt. allowed (5.86 cfs)

Examiner's Signature Ernest M. Johnson Date 5/17/77

Checked by Anthony R. Kozlowski Date Jan 19, 1978

Approved by _____ Date _____



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

April 27, 1979

Re: Permit No. 17-7013

Curtis and Gloria Morgan
Snowville,
Utah 84336

Dear Mr. and Mrs. Morgan:

A representative of this Department made an examination of the works covered by your Permit No. 17-7013 on May 17, 1977, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 5.24 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1512 acre feet per
year.

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, Twp. 16S, Rge. 32E, B. M.

Beneficial use: Irrigation of 432 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$,
E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 16, Twp. 16S, Rge. 32E, B. M.

Priority date established: July 7, 1971 (late proof)

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,

JAN GROVER
Water Rights Supervisor

JG/kw

* CONDITION:

The volume diverted under this license when combined with License No. 17-2041
shall not exceed 3.5 acre feet per ~~annum~~
aerc

(changed on original)
JG

May 30, 1979

Re: Permit No. 17-7013

Curtis & Gloria Morgan
Snowville,
Utah 84336

Dear Mr. & Mrs. Morgan:

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure