



Idaho Department of Water Resources

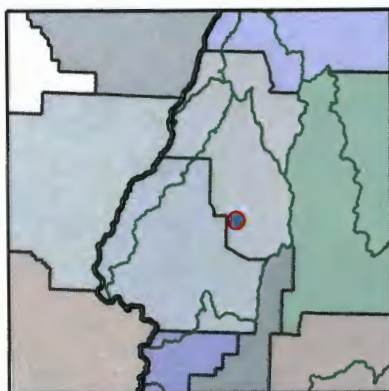
SRBA Recommendation:

67-2066

(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Adams County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by S. Egbert
On Tuesday, December 12, 2006
1987/88 Aerial Photography

NOTICE OF ERROR
REPLY

11/14/2006

RECEIVED

DEC 07 2006

DEPARTMENT OF
WATER RESOURCES

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-2066

ANTONE A MORGENSEN
PO BOX 6
INDIAN VALLEY ID 83632
Telephone Number: (208)256-4410

WANDA L MORGENSEN
PO BOX 6
INDIAN VALLEY ID 83632
Telephone Number: (208)256-4410

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

On 11-17-1989 when I changed the diverting works from a ditch to a pipeline sprinkler system (case # 39576), it was my intention to sprinkle irrigate the area I have outlined in red on your map 67-2066 attached.

3. Give a brief explanation as to why you disagree with these portions:

The area you have outlined in yellow as the use area is the area already being irrigated by my water shares from C. Ben Ross reservoir.

 I AGREE with this proposed recommendation: no changes need to be made.

DATE: 12-04-06

SIGNATURE: Wanda L Morgensen

Please print your name: Antone A Morgensen

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

More than 5 acres are marked in red on claimants map. I used a 5 acre CLU field boundary for the shape

SCANNED

DEC 08 2006



Idaho Department of Water Resources

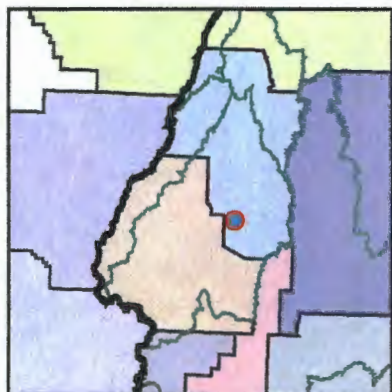
SRBA Recommendation:

67-2066

(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Adams County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by IDWR State Office
On Tuesday, November 14, 2006
1987/88 Aerial Photography

SCANNED
DEC 08 2006

11/11/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-2066
NAME AND ADDRESS: ANTONE A MORGENSEN
PO BOX 6
INDIAN VALLEY ID 83632
WANDA L MORGENSEN
PO BOX 6
INDIAN VALLEY ID 83632

SOURCE: GRAYS CREEK TRIBUTARY: LITTLE WEISER RIVER
QUANTITY: 0.100 CFS
PRIORITY DATE: 12/23/1911
POINT OF DIVERSION:

T15N R01W S33 NESWNW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.020 CFS
IRRIGATION	03/15 10/31	0.100 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T15N R01W S33 SWNW 5.00

DOMESTIC same as IRRIGATION

5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.



Idaho Department of Water Resources

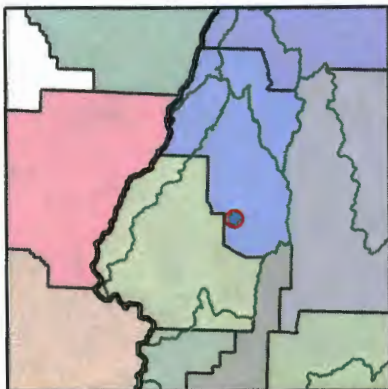
SRBA Recommendation:

67-2066

(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Adams County
IDWR Basin 67



0 0.1 0.2 Miles



Prepared by S. Egbert
On Saturday, November 11, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2066 V1

WATER RIGHT NUMBER: 67-2066 V1

Owner Type Name and Address
Current Owner ANTONE A MORGENSEN
PO BOX 6
INDIAN VALLEY, ID 83632
(208)256-4410
Original Owner JOHN LAY
COUNCIL, ID 83612
Current Owner WANDA L MORGENSEN
PO BOX 6
INDIAN VALLEY, ID 83632
(208)256-4410

Priority Date: 12/23/1911 ✓
Basis: License ✓
Status:

Source
GRAYS CREEK ✓

Tributary
LITTLE WEISER RIVER

Beneficial Use	From	To	Diversion Rate	Annual Volume
DOMESTIC ✓	01/01	12/31 ✓	0.020 CFS ✓	
IRRIGATION ✓	03/15	10/31 ✓	0.100 CFS ✓	
<u>Total Diversion:</u>			0.100 CFS ✓	

Location of Point(s) of Diversion

GRAYS CREEK NE1/4SW1/4NW1/4 Sec. 33, Twp 15N, Rge 01W, B.M.
ADAMS County

Place of Use
IRRIGATION

Twp Rge Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals
15N 01W 33 | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | 5.0 ✓

Total Acres: 5 ✓
DOMESTIC same as IRRIGATION

Conditions of Approval:

Remarks:

pod in rec.

DRAFT

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2066 V1

Comments:

1. mcase 7/1/2004 POD
Comment: Updated shape

2. mcase 7/1/2004 POD
Comment: POD shape digitized using claim map. Comments note the change in POD since original license.

3. mcase 7/1/2004 POU
Comment: No good map available.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Priority Date	7/1/2004 2:15:28 PM	mcase			
POD	7/1/2004 2:32:07 PM	mcase			
Source	7/1/2004 2:35:41 PM	mcase			
POU	7/1/2004 2:39:18 PM	mcase			
Use	7/1/2004 2:39:46 PM	mcase			
Season	7/1/2004 2:40:20 PM	mcase			
Quantity	7/1/2004 2:40:40 PM	mcase			

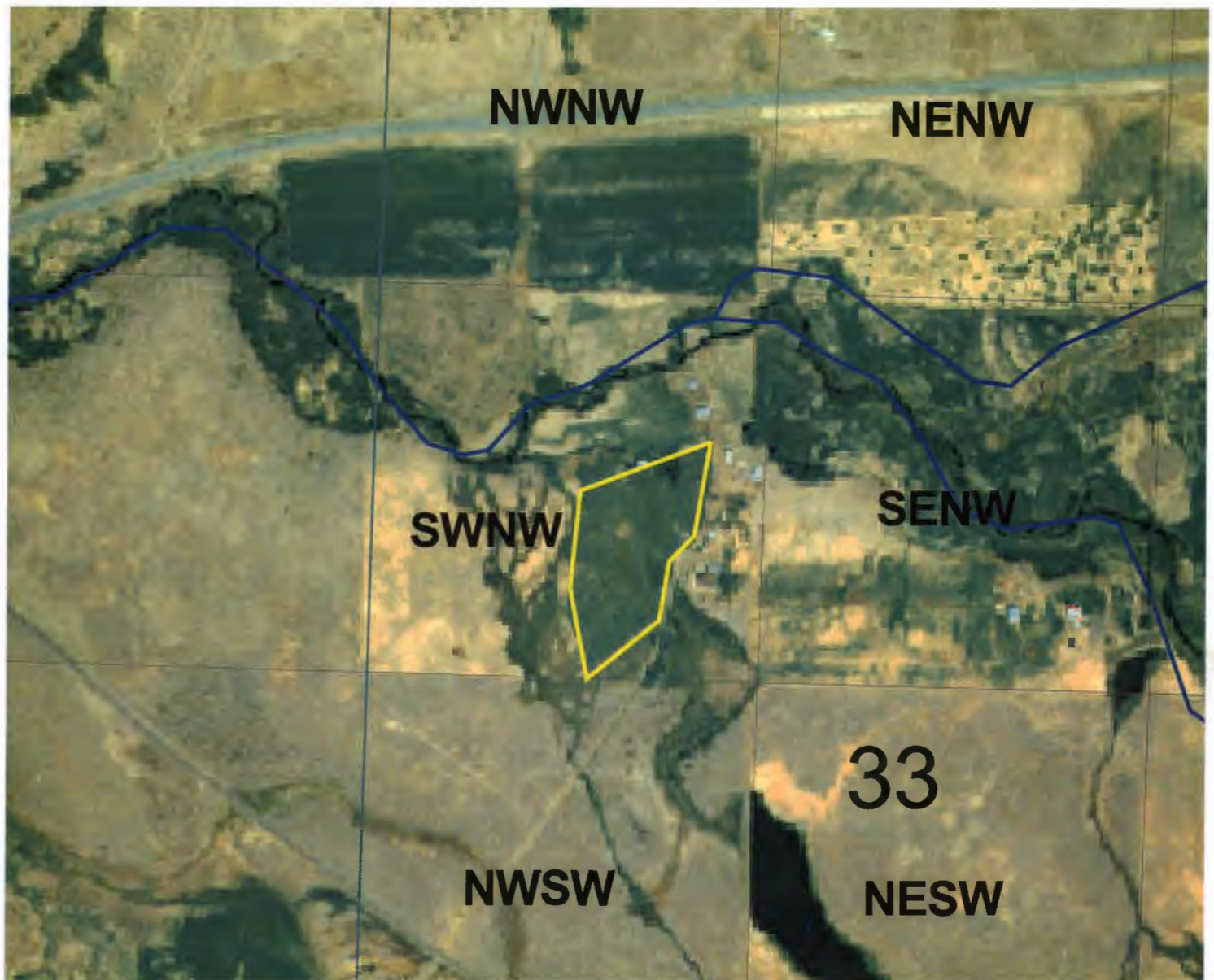
Verification Log:

Element	Date Time Stamp	Reviewer	Log text
POU	12/31/2003 9:11:29 AM	awamjtje	Edited shape boundary
POD	7/1/2004 2:32:09 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file?

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 67-2066 V1

Use	7/1/2004 2:39:48 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
POU	7/1/2004 2:39:20 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (No) 6. Can the claimed POU be verified using the water right file? (No) 7. Is there evidence that there has been a change in the POU? (No) 13. Does the file contain all the necessary information to verify the POU?
Quantity	7/1/2004 2:40:42 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use?
Source	7/1/2004 2:35:43 PM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
Season	7/1/2004 2:40:22 PM	mcase	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use?
Priority Date	7/1/2004 2:15:30 PM	mcase	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

Idaho Department of Water Resources
67-2066



T15N, R 01W, S33



Prepared by Anita L. Warntjes
December 31, 2003
1993/94 True Color Photo



State of Idaho

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

SEP 17 1996

PHILIP E. BATT
GOVERNOR

September 5, 1996

KARL J. DREHER
DIRECTOR

^{A.}
ANTONE ~~E~~ OR WANDA L MORGENSEN
PO BOX 6
INDIAN VALLEY ID 83632

*on A67-02066
corrected d.e. to match signed
claim + modified addresses*

Re: Snake River Basin Adjudication (SRBA)
Notices of Claim No. A67-02066 & A67-04513
Change of Address

*on A's records.
to PC records.
was correctly data entered already.*

Dear Claimants,

IDWR has been notified the address presently in our claim records is incorrect. Although we have reached you at the address above, we need you to confirm this is your correct mailing address. Future notices related to your SRBA claims can be sent only to the address on your claim or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. Thank you for your help. We hope to assure that you receive future notices about SRBA matters.

If the ownership of the property to which the water right referenced above apply has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

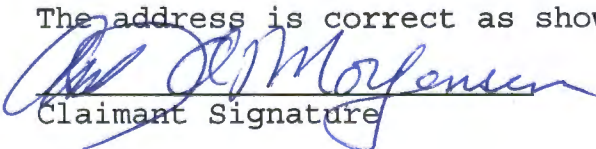
Sincerely,

Adjudication Bureau Staff

SO:ss:region

#####

The address is correct as shown above or as otherwise changed.


Claimant Signature

MICROFILMED

OCT 22 1996

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF TWIN FALLS**

**In Re Snake River Basin Adjudication Case
No. 39576**

**Notice of Filing Director's Report and Supplemental
Director's Report Part II & III, United States' and Tribal
Non-consumptive Claims.**

**TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:**

**THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH
THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT.
THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PRO-
CEEDINGS ON THESE WATER RIGHT CLAIMS.**

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

**42681
Idaho Department of water Resources
Statehouse Mail
Boise, Idaho 83720**

**Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1**

**RETURNED
TO
SENDER**
☐ MOVED, LEFT NO ADDRESS
☐ FORWARDING ORDER EXPIRED
☐ ATTEMPTED NOT KNOWN
☒ UNCLAIMED ☐ REFUSED
☐ NO SUCH STREET
☐ NO SUCH NUMBER
☐ INSUFFICIENT ADDRESS

**RECEIVED
APR 19 1995**

Department of Water Resources

**ANTONE E MORGENSEN
WANDA L MORGENSEN
HC 68 BOX 2470
CAMBRIDGE ID 83610**

**MICROFILMED
OCT 22 1996**

*Correction
PABOX 6
Indeem Valley, Id
83632*

*A67-02066-
✓-04513*

NOTICE OF FILING DIRECTOR'S REPORT

DIRECTOR'S REPORT

This Director's Report Part II is a report by the Director of the Idaho Department of Water Resources (IDWR). It contains abstracts of claims by the United States and Indian Tribes to "non-consumptive" water rights (such as instream flows) throughout the Snake River Basin. The abstracts summarize the claims without substantively changing the water right as claimed. The Supplemental Director's Report Part II includes abstracts of claims not included in the Director's Report Part II. The supplemental report also includes abstracts of amended claims, which contain changes to claims previously abstracted in the Director's Report Part II.

The Director's Report Part III contains the claims filed for these water rights, and includes both the claim documents and maps. The Supplemental Director's Report Part III includes claims not included in the Director's Report Part III, as well as amended claims which contain changes to claims included in the Director's Report Part III.

Complete copies of Part II of the reports are available for inspections at all offices of IDWR and at the other locations printed on this notice. Complete copies of Part III of the reports are available for inspection at the State Office of IDWR and the SRBA District Court. Copies of all or a portion of the reports are available from the IDWR State Office subject to payments of costs of mailing and/or copying.

OBJECTIONS TO DIRECTOR'S REPORT

You may file an objection to any portion of the Director's Reports with the SRBA District Court. You must use a court approved objection form that is available from IDWR, which contains instructions for filing the objection. All objections must be received by the court on or before October 16, 1995. You must mail a copy of your objection to IDWR and the United States as shown on the objection form. If you are objecting to an abstract of a claim filed by an Indian tribe, you must also mail a copy of the objection to the tribe at the address shown in the report.

RESPONSES TO OBJECTIONS

The United States and the Indian Tribes may but are not required to file a response to an objection to abstracts of their claims with the SRBA District Court.

PARTIAL DECREE OF UNCONTESTED PORTIONS OF DIRECTOR'S REPORT

Those portions of the Director's Report to which no objections are filed will be decreed by the district court after a hearing to be held at 1:30 p.m., May 21, 1996 at the SRBA Courthouse in Twin Falls.

NOTICE OF FURTHER PROCEEDINGS

You will be mailed a notice of further proceedings on an objection to **your water right, your objection, or your response**. You will not be mailed notice of other objections or proceedings on other objections.

Notice of other objections and responses to other objections will be included on a monthly docket sheet distributed by the SRBA District Court. A subscription to the docket sheet may be obtained from the court for a small annual fee (\$7.50 for the calendar year 1995).

IDWR has filed or will file Director's Reports for all other claims within the Snake River Basin, one for each of the reporting areas in the Snake River Basin. Notice of the filing of these reports, and of further proceedings on these reports, will also be included in the docket sheet.

You may be affected by orders and decrees entered by the court in proceedings on other objections and proceeding on other reports. **It is very important that you subscribe to the docket sheet if you wish to stay informed of these other proceedings.** For further information as to documents filed with the court and hearings scheduled before the court in the SRBA, you must inquire at the SRBA District Court.

FURTHER INFORMATION

The court has adopted procedures for the post-report phase of the SRBA, which are set forth in the order of the court entitled "SRBA Administrative Order No. 1." A copy of this order can be obtained from the State Office of IDWR or the SRBA District Court.

If you have questions about the SRBA, please call any office of IDWR listed in this notice. If you have questions concerning your rights and responsibilities as a claimant in the SRBA, please consult your attorney.

R. KEITH HIGGINSON

Director, Idaho Department of Water Resource

RECEIVED

SEP 24 1996

WATER RESOURCES
WESTERN REGION

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-02066

Date Received: 11/17/1989

Receipt No: C012913

Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: ANTONE A MORGENSEN 208-256-4410
Address: PO BOX 6
INDIAN VALLEY ID 83632

Name: WANDA L MORGENSEN 208-256-4410
Address: PO BOX 6
INDIAN VALLEY ID 83632
2. Date of Priority: DEC 23, 1911
3. Source: GRAYS CREEK Trib. to: LITTLE WEISER RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	01W	33	NE	SW	NW		ADAMS
5. Description of diverting works:
PUMP IN GRAY'S CREEK WITH PIPELINE & SPRINKLER SYSTEM
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.100		
DOMESTIC	01/01	12/31	0.020		
7. Total Quantity Appropriated is:
0.100 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 15.0 Acre Feet Per Annum.
9. Non-irrigation uses:
DOMESTIC FOR LAWN & GARDEN IRRIGATION, DOMESTIC STOCK.

SCANNED
MAY 10 2004

MICROFILMED

OCT 22 1996

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
15N	01W	33	SW	NW	IRR	5.0
Section Acres						5.0
Total Acres						5.0

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
6702385 STORAGE RIGHT

14. Remarks:

P/D CLAIMED FOR THIS RIGHT IS NOW DIFFERENT FROM THAT ORIGINALLY LICENSED. THE RIGHT IS NOW TAKEN BY PUMP FROM THE CREEK ON THE CLAIMANT'S PROPERTY RATHER THAN THROUGH THE GRAVITY DITCH WHICH TRAVELLED THROUGH THE SENW, SEC.33, ABOVE CLAIMANT'S LAND.

|
ADDRESS CHANGE BY CLAIMANT LETTER; DATA ENTRY CORRECTION ON ANTONE'S MIDDLE INITIAL FROM E. TO A. PER ORIGINAL SIGNATURE ON CLAIM.

15. Basis of Claim: LICENSE

Water Right Number: 7971

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-02066
Date Received: 11/17/1989
Receipt No: C012913
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ANTONE E. MORGENSEN 208-256-4410
Address: HC 68, BOX 2470
CAMBRIDGE, ID 83610

Name: WANDA L. MORGENSEN 208-256-4410
Address: HC 68, BOX 2470
CAMBRIDGE, ID 83610

2. Date of Priority: DEC 23, 1911

3. Source: GRAYS CREEK Trib. to: LITTLE WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	01W	33	NE	SW	NW		ADAMS

5. Description of diverting works:
PUMP IN GRAY'S CREEK WITH PIPELINE & SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.100		
DOMESTIC	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
0.100 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 15.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC FOR LAWN & GARDEN IRRIGATION, DOMESTIC STOCK.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	01W	33	SW	NW		IRR	5.0
Section Acres							5.0
Total Acres							5.0

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
6702385 STORAGE RIGHT

14. Remarks:

P/D CLAIMED FOR THIS RIGHT IS NOW DIFFERENT FROM THAT ORIGINALLY LICENSED. THE RIGHT IS NOW TAKEN BY PUMP FROM THE CREEK ON THE CLAIMANT'S PROPERTY RATHER THAN THROUGH THE GRAVITY DITCH WHICH TRAVELLED THROUGH THE SENW, SEC.33, ABOVE CLAIMANT'S LAND.

15. Basis of Claim: LICENSE
Water Right Number: 7971

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 4

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s):

Chris A. Morgan

Date: 11-17-89

Date: _____

State of Idaho)

County of Ada)

SS.

Subscribed and sworn (or affirmed) before me this

17th

day

of Nov. 19 89

James E. Sullivan
Notary Public

Seal

Residing at Boise, ID

My Commission Expires 11/08/1994

T 15 N, R 01 W SEC 33



Amount: 5/50 sec.it.
Use: Irrigation
Priority: 12/23/11

STATE OF IDAHO

Water License No. 7971

WHEREAS, On the 23rd day of December, A. D. 1911, JOHN LAY

of Council, County of Adams, State of Idaho, duly made application (No. 11810) to me for a permit to use 4/5ths of 1 cubic foot per second of the waters of GRAY'S CREEK, County of Adams, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 20th day of January, A. D. 1912 Permit No. 7971 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 20th day of January, A. D. 1913, and for the application to beneficial use of said water on or before the 20th day of January, A. D. 1913 and,

WHEREAS, On the 20th day of January, A. D. 1913, John Lay

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 4/5ths of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 7971, dated January 31, 1913, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 4/5ths of 1 cubic foot per second of water, with date of priority of December 23, 1911, and

WHEREAS, On the 20th day of January, A. D. 1913, John Lay

the holder of said permit, duly made proof of the application to beneficial use of 5/50ths of 1 cubic foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to

John Lay

of Council, County of Adams, State of Idaho, the holder and owner of said Permit No. 7971, a perpetual right, dating from December 23, 1911, to the use of 5/50ths of 1 cubic foot per second of the waters of Gray's Creek,

in the County of Adams and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the SW4 of NE4 Sec. 33, T. 15 N. R. 1 W.B.M.,

and conducted to and upon 5 acres in the SW4 of NW4, Sec. 33, T. 15 N. R. 1 W.B.M.,

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 31st day of January, A. D., nineteen hundred and thirteen.

MICROFILMED

OCT 01 1992

A. J. Robinson

REPORT OF ENGINEER.

1. State name of applicant and number of permit: *John Lay*
2. State source of water supply: *Grays Creek*
3. Location of point of diversion: *S. W. of N. E. 1/4*
4. State whether or not the works of diversion are fully completed and in accordance with the terms of permit: *they are fully completed*
5. Describe works as they exist, giving dimensions of same as follows:
 - (a) Width of conduit at bottom: *24 inches*
 - (b) Width at water line: *24 inches*
 - (c) Depth of water: *18 inches*
 - (d) Grade per mile: *1 inch to 200*
 - (e) Capacity of ditch: *about 200 miners inches* second feet.
6. State whether or not water has been turned into works of diversion, and if so, to what extent: *used all through irrigation of 1912*
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract: *South W of N W 1/4 Sec. 33*
town 15 N Range 1 W
8. Submit map on enclosed plat, showing source of supply, point of diversion, route of ditch or ditches and cross-hatch lands to be irrigated.

Remarks: *this ditch is only a small ditch as the applicant has only 40 acres of land.*

R. F. Coultter

STATE OF IDAHO,

County of *Adams* ss.

R. F. Coultter, being first duly sworn, deposes and says that the statements

contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this *5th* day of *January* 191*3*

My Commission Expires *June 16, 1914*

James A. Stillman
Notary Public.

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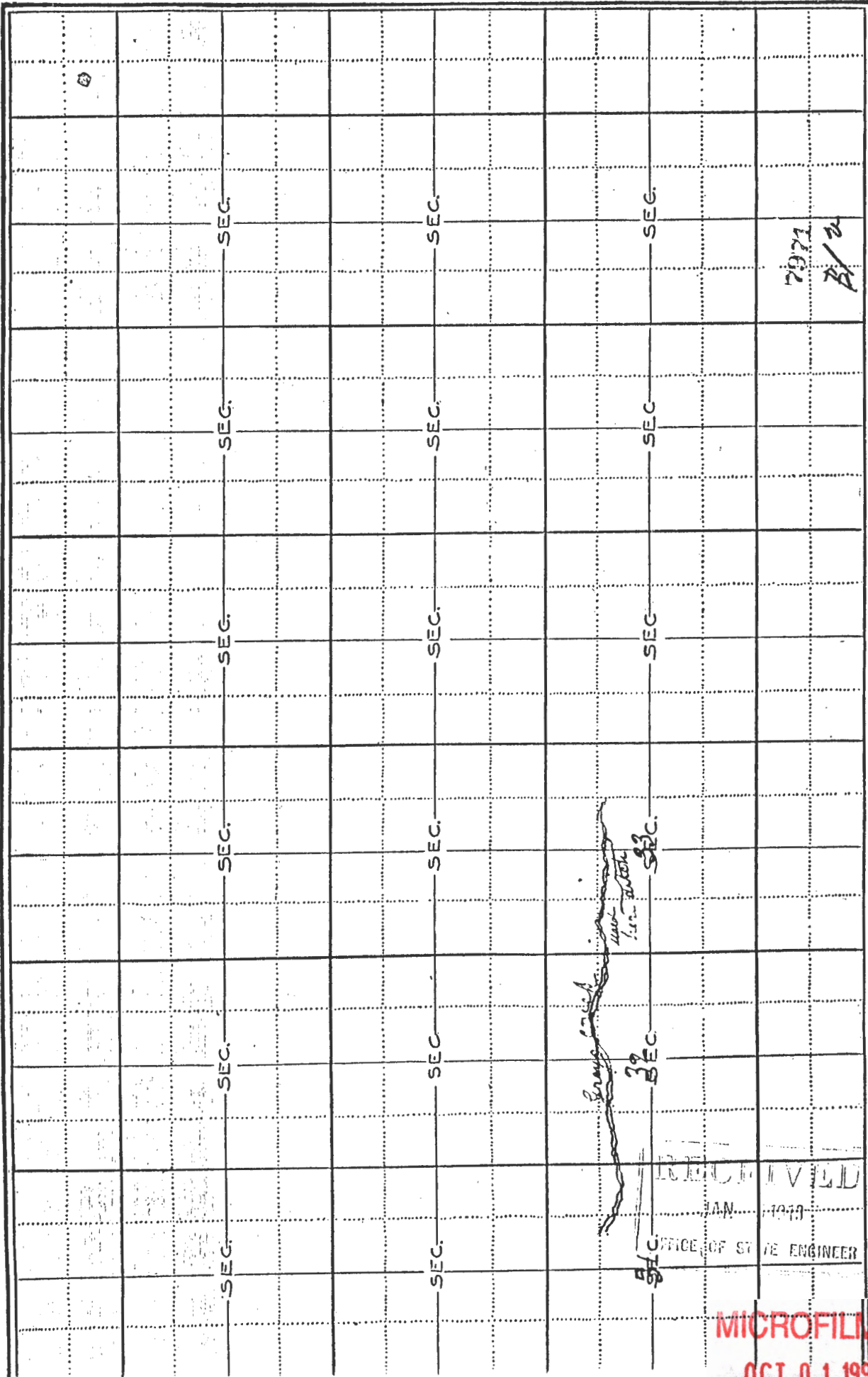
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