

**STARTING
LEFT
SIDE OF
FILE**

WATER LICENSE

Water License No. 21368/45-2324 Priority April 14, 1950 Amount 0.86 c.f.s.
(late proof)

THIS IS TO CERTIFY, that JESSE BEDKE
of Oakley, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated February 6, 1950; that Permit 21368/45-2324 was issued pursuant
to said application; that the proposed works were completed on or about 1951,
with a storage/or carrying capacity of 0.86 c.f.s., said works consisting of
well, motor, pump, pipe, and ditches; and that on March 23, 1961,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 240
acre feet per season, with a maximum rate of diversion of 0.86 cubic feet per second of the waters
of a ground water source, tributary of
for the purpose of Irrigation from April 1 to October 31;
and for from to; and for
from to; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in SE 1/4 SE 1/4, Sec. 9, T. 13 S, R. 22 E, B.M., and
other additional points, in the County of
Cassia; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 240 acre feet per year.

Description and location of 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	
13 S	22 E	9													32			28	60

Total number of acres irrigated 60

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

22 day of September, 1970.

Deputy State Reclamation Engineer

45-2324

45-2324 21368

RECEIVED

SEP 22 1970

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Water Administration

APPLICATION FOR AMENDMENT

Permit No. 21368/45-2324

Comes now Jesse Bedke of (address) _____

Oakley, Idaho _____, and represents to the State Reclamation
Engineer of the State of Idaho: ⁹

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 21368/45-2324, and requests that the permit and permit map be changed as follows:

1. Point of diversion: _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Sec. _____, T. _____, R. _____, S. _____

R. _____, B.M. Other points of diversion _____

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

mo. - day

mo. - day

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated

60

45-2324

21368

[illegible]

September 19 70
Deputy State Reclamation Engineer

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 29066
PERMIT No. 21368
DISTRICT No.
Herman E. Bedke, Attorney
Burley, Idaho

1. Name of Applicant: JESSE BEDKE
Postoffice address: Oakley County: Cassia State: Idaho
I. If applicant is a corporation, give:
(a) Date and place of incorporation:
(b) Amount of capital stock:
(c) Amount paid in:
(d) Names and addresses of directors:
II. The financial resources of the applicant are:
(a) Cash on hand:
(c) Bonds to be issued:
(d) Other resources:
2. Quantity of water claimed: 1.26 cubic feet per second.
3. Source of water supply: Subterranean (well) which is a tributary of
4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B. M., and is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$
of Section 9 , T. 13 S. , R. 22 E. , B.M., County of Cassia
5. Water is to be used for Irrigation and domestic purposes.
6. If for mining, milling, power or manufacturing purposes, give:
(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section , T. , R. , B.M.
(b) Amount of power generated: H.P., under feet head.
(c) Water is to be returned to at a point
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.
7. Estimated cost of works: \$ 5,000.00
8. Kind of works: Well, pump and ditches.
9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:
10. Size of headgate: Width feet; height
11. Ditch: Width at bottom feet; width at water line feet; depth of water f
dimensions of flume:
Diameter of pipe inches; length of conduit m
Average grade per mile feet.
12. The time required for the completion of such work is Five (5) years.
13. The time required for the complete application of the water to the proposed use is Six (6) additional ye
14. The land to be irrigated is described in the following tabulation: See remarks.
15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

16. (a) Is reservoir to be used? No If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

JESSE BEDKE

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:30 A. M. February 6, 1950

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21368

Recorded in Book 76

Page 21368

Approved February 11, 1950

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before April 11, 1950

and to continue diligently and uninterruptedly to completion.

unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before **August 11, 1952**

The whole of said work to be completed on or before February 11, 1955

Beneficial use of water appropriated in accordance herewith, to be made on or before February 11, 1961

WITNESS My hand this 11th day of February, 1950

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, C. A. ROBINS

... Governor of the State of Idaho,

and J. D. "CY" PRICE

Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 11th

day of February 1950

STATE OF IDAHO

Countersigned:

(SEAL)

By.....C. A. ROBINS

Governor.

By J. D. "CY" PRICE

Secretary of State.

REMARKS:

14.

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 $\frac{1}{4}$		
13 S.	22 E,	9													31.5				31.5	63
			APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 21368 State Reclamation Engineer Comes now Jesse Bedke, and represents to the ~~Commissioner of Reclamation~~ of the State of Idaho. That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 21368, and re that the list of lands to be irrigated, as described in said permit, be changed to read as follows: T 13 S - R 22 E, Sectio SE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$, Section 3; N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Section 10, making a total of <u>360 acres</u> . That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by Signed at Boise, this 19 day of April, 1954. JESSE BEDKE Jesse Bedke Date of receipt at Office of Department of Reclamation April 21, 1954 APPROVAL OF STATE RECLAMATION ENGINEER I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing applicati amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 21368. This approval constitutes a new per and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said applica is approved only insofar as the rights of others will not be adversely affected thereby. MARK R. KULP State Reclamation Engineer																	

Permit No. 21368
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that JESSE BEDKE of Oakley, County of Cassia, and State of Idaho, the holder of Permit No. 21368, issued upon Application No. 29066 bearing date of priority of February 6, 1950, authorizing the diversion of 1.26 second feet of the waters of a well (subterranean flow) County of Cassia, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.5 second feet of the waters of said well; that the point of diversion of said waters is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, Township 13 South, Range 22 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SW $\frac{1}{4}$ Section 3; N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 10; SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9; All in Township 13 South, Range 22 East B.M.

Witness my hand this 27th day of April, A. D. 1955.

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made December 30, 1954
Certificate of Completion of Works issued April 27, 1955

LICENSE ISSUED FOR 0.86 SEC. FL.
LICENSE PAGE NO.

**STARTING
RIGHT
SIDE OF
FILE**

August 17, 1970

Re: Permit No. 45-2324 (21368)

Mr. Jesse Bedke
Route 1
Oakley, Idaho 83346

Dear Mr. Bedke:

A representative of this department has made an examination of the works covered by your Permit No. 45-2324 and has found the following:

Quantity of water diverted: 0.86 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho law: 0.56 c.f.s.

The maximum quantity of water diverted shall not exceed 112 acre feet per season.

Beneficial Use: Irrigation of 28 acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 9, T. 13 S., R. 22 E., B.M.

The priority date established is : April 14, 1950 (late proof)

A fee totaling \$ 2.00 must be received within 30 days from the date of this letter in order that we can issue you a Water License as set forth in this letter.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:kh

P.S. Since you failed to amend your permit, we will be able to license only the 28 acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9. Your license will be issued for only 0.56 c.f.s.

45-2324
21368

September 23, 1970

Re: Permit No. 45-2324 (21368)

Mr. Jesse Bedke
Route 1
Oakley, Idaho 83346

Dear Mr. Bedke:

Enclosed you will find your Water License and a copy of the approved amendment on the above numbered permit. Also enclosed is departmental receipt No. 5133 in the amount of \$9 covering the fees.

Very truly yours,

D. Stephen Allred
Deputy Director

CSA:kh

Enclosures

45-2324
21368

XXXXXXXXXXXXXXXXXXXX
Director

July 8, 1970

Re: Permit No. 21368/45-2324

Mr. Jesse Bedke
Route 1
Oakley, Idaho 83346

Dear Mr. Bedke:

As of this date, we have not receive the application for amendment which we requested in our letter of June 8, 1970. We are again enclosing a partially completed amendment form for your use. Please complete this amendment and return it with the \$5 amendment fee and licensing fee of \$4 and we will license your permit. We would appreciate your immediate attention to this matter in order that we can finalize your permit.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:kh
Enclosure

45-2324
21368

C
O
P
Y

June 8, 1970

Re: Permit No. 21368/45-2324

Mr. Jesse Bedke
Route 1
Oakley, Idaho 83346

Dear Mr. Bedke:

Please forgive our oversight in not enclosing the Application for Amendment in our letter of May 5, 1970. We are enclosing the partially completed amendment with this letter. As soon as we are in receipt of the signed amendment, the \$4 licensing fee and the \$5 amendment fee, we shall continue to license your above numbered permit.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:kh

Enclosure

C
O
P
Y

45-2324

2121.0

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

May 5, 1970

RECEIVED
MAY 11 1970
Department of Reclamation

Re: Permit No. 21368/45-2324

Mr. Jesse Bedke
Route 1
Oakley, Idaho

Dear Mr. Bedke:

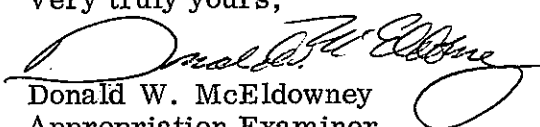
The Department of Reclamation has conducted a field examination of the land and works covered by the above referenced permit and has found that there is a discrepancy in the lands we found to be irrigated and what was proposed to be irrigated under the permit. Our examiner has found that there is 60 acres irrigated in the $E\frac{1}{2}SE\frac{1}{4}$, Section 9, with the amount of 32 acres in the $NE\frac{1}{4}SE\frac{1}{4}$ and 28 acres in the $SE\frac{1}{4}SE\frac{1}{4}$, Section 9.

Presently the permit covers land in the $SE\frac{1}{4}SE\frac{1}{4}$ and does not include the $NE\frac{1}{4}SE\frac{1}{4}$. If you wish to have a license issued for this land, it will be necessary to file an application for amendment. We have enclosed a partially completed form for your use, please sign it and return it to the Department with a \$5.00 filing fee if you agree with our findings.

The Department is prepared to issued a license for Permit No. 21368 for .86 cubic feet per second from a groundwater source located in the $SE\frac{1}{4}SE\frac{1}{4}$, Section 9, T. 13 S, R. 22 E, B. M. The priority date established is March 18, 1961 (late proof). If you agree with these findings, please remit a licensing fee of \$4.00 within 30 days from the date of this letter.

Please return the signed application for amendment and a total of \$9.00 in fees as soon as possible.

Very truly yours,


Donald W. McEldowney
Appropriation Examiner

DWM:tg

En c: application for amendment

Dear Mr. McEldowney:
There was no application for amendment enclosed with this letter. Would you please send the application.
Thanks,
Bruce Bedke 21368
45-232

May 5, 1970

Re: Permit No. 21368/45-2324

Mr. Jesse Bedke
Route 1
Oakley, Idaho

Dear Mr. Bedke:

The Department of Reclamation has conducted a field examination of the land and works covered by the above referenced permit and has found that there is a discrepancy in the lands we found to be irrigated and what was proposed to be irrigated under the permit. Our examiner has found that there is 60 acres irrigated in the E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 9, with the amount of 32 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 28 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 9.

Presently the permit covers land in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ and does not include the NE $\frac{1}{4}$ SE $\frac{1}{4}$. If you wish to have a license issued for this land, it will be necessary to file an application for amendment. We have enclosed a partially completed form for your use, please sign it and return it to the Department with a \$5.00 filing fee if you agree with our findings.

The Department is prepared to issued a license for Permit No. 21368 for .86 cubic feet per second from a groundwater source located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 9, T. 13 S, R. 22 E, B. M. The priority date established is March 18, 1961 (late proof). If you agree with these findings, please remit a licensing fee of \$4.00 within 30 days from the date of this letter.

Please return the signed application for amendment and a total of \$9.00 in fees as soon as possible.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg
Enc: application for amendment

45-2324
21368

May 23, 1961

Re: Permit No. 21368

Mr. Jesse Bedke
Route #1
Oakley, Idaho

Dear Mr. Bedke:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 21368, shows the well is capable of conveying 43 miners inches or .86 c.f.s of water for the irrigation of 60 acres.

Upon receipt of the Statutory fees of \$4.00, based at the rate of \$2.00 for each 40-acre subdivision, we will issue the License and Certificate of Water Right, confirming the right with priority of March 5, 1950, to the use of .86 c.f.s of water with the point of diversion in SE¹/₄ SE¹/₄, Sec. 9, for the irrigation of 60 acres in the E¹/₂ SE¹/₄, Sec. 9, T. 13 S., R. 22 E., B. M.

Since your permit does not include the NE¹/₄ SE¹/₄, Section 9, it will be necessary to amend the land list on the permit, if you want the extra land included in the license. Complete the enclosed form, submit it with the above mentioned statutory fees, plus an additional fee of \$1.00 for recording the amendment and the Certificate of Completion of Works and License and Certificate of Water Right will be issued as shown above.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

21368

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 21368

This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Jesse Bedke

2. Source of water supply: Subterranean flow from a well

3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9

T. 13 S. R. 22 EBM County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: US Motor 9.5 HP, 440V

862904 - Westinghouse DE-10N Line starter Control Panel Style 1312350 A
on back board 3' west. Layne Bowler Pump # 21580, 8" x 180' column - 5' step 10" Bore
10' suction pipe - 8" x 8' disch. to south 8" gate valve at pump - 8' x 8' x 2' concrete
distribution box with control gates to East & West then to open ditches
6' x 6' concrete base, Pump sits on 2-8" x 8' x 2' timbers above base - Well
14" x 250' reduced to 12" 100', total 350' Casing 14" x 250' - 12" x 110'
to 90' - dd 100'

5. Water is used for: irrigation and domestic

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9; SW $\frac{1}{4}$ Sec. 3; N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 10., Twp. 13 S., Rge. 22 E.B.M.

360 acres to be irrigated.

Amended Land list needed - (E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec 9
T 13 S, R 22 E.)

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Mr. Lee Bennett ~~and~~ Mr. present at the
time of measurement.

Mr. Jesse Bedke gave description of ground.

(Pump surging)

Measured by Sparling Meter (3 Rev. - 6 min. - 43 sec.)

This examination was made on the 10th day of May, 19 61

(Signed) Layne Johnson

Examiner.

21368

1.36
50
2200

Jesse Bedke
Route #1
Oakley, Idaho
Permit No. 21368

Examination for Beneficial Use

6'x6' concrete base.
Pump set on 2-8"x8"x2 1/2'
timbers about base.
8"x8' ditch to south. 8"
Gate Valve at Pump.

County: Cassia

Sec. 9 T. 13 S. R. 22 E. BM

Quantity: 1.26 c.f.s.

Source: Well

P.D.: SE, SE, Sec. 9, T. 13 S., R. 22 E. BM

Use: Irrigation & Domestic

WCM 14"x250' - 12" to 350'
(winning) as well.
11-90 old. 100'

Filed: Febr. 6, 1950

Due: Feb. 11, 1961

Extension: —

Completion of Works: 4-27-55

Other Rights: none

Ditcher - Ted Haynes

Protest: none

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
MAY 16 1961

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21368

REPORT ON PROOF OF Beneficial Use

Jesse Bedle, Rt. #1, Oakley, Idaho

63
126

April 20, 1961

Re: Permit No. 21368

Mr. Jesse Bedke
Oakley, Idaho

Dear Mr. Bedke:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Herald Bulletin, all submitted in proof of ~~completion of works and~~ beneficial use on Permit No. 21368.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

21368

HERMAN E. BEDKE
RICHARD K. SMITH

BEDKE & SMITH
ATTORNEYS AT LAW
1416 OVERLAND
BURLEY, IDAHO
April 18, 1961

RECEIVED

APR 19 1961

P.O. BOX 249
TEL. OR 8-2401

Department of Reclamation

George N. Carter
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Re: Jesse Bedke
Permit No. 21368

Dear Sir:

In answer to your letter of March 27th please find enclosed completed depositions, Affidavit of Publication, and an affidavit stating the reason for the delay in making proofs, why different Notary Public was used, that the office was open all day March 10, 1961, and that no protests were received in regard to the proof of Permit No. 21368.

Hope you find everything in order.

Yours very truly,


HERMAN E. BEDKE

HEB/bv
enclosures

21368

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAR 24 1961

Department of Reclamation
RECEIVED
APR 19 1961

Department of Reclamation

Permit No. 21368

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Jesse Bedke - Oakley, Idaho - Livestock Operator - Route # 1, Oakley, Idaho.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. No. 21368 - date of permit ²⁻¹¹⁻⁵⁰ and priority is February 6, 1950

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Subterranean - SE 1/4 SE 1/4 Sec. 9, Twp. 13 South, Range 22 East of the Boise Meridian.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. A well 300 feet deep, 12 in. casings, 200 feet to water, with electrical pump and motor. Discharge of pump is estimated.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used for irrigation - 63 acres of ground is irrigated from the well.

used in the East 63 acres of the SE 1/4 Sec. 9, Township 13 South, Range 22 E. B. M.

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. The well was drilled several years ago and I am uncertain as to who drilled it, but I believe his name was Frank Conoley.

21368

[Handwritten signature]

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans.

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. 5/8 miners inches per acre.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. original holder

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Water has been used for irrigation for the last ten years.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. No other waters have been used.

(Sign)

Jesse Beike

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Burley, County of Cassia,

State of Idaho, on this 23rd day of March, A. D. 1961

10

Betty Ulahos

My commission expires 2-26-63

21368

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAR 24 1961

Department of Reclamation

RECEIVED
APR 1 1961

Department of Reclamation

Permit No. 21368

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Howard C. Hayden - 42 years old - farming - Oakley, Idaho

Ques. 2. Are you acquainted with Jesse Bedke, the holder of Permit No. 21368? How long have you known him and where does he reside?

Ans. Yes - Known him for 25 years - resides at Oakley, Idaho

Ques. 3. Have you read or heard read said Permit No. 21368, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Subterranean - SE 1/4 SE 1/4 Sec. 9, Twp. 13 South, Range 22 East of the Boise Meridian. - A well 300 feet deep, 12 in. casings, 200 feet to water, with electrical pump and motor, discharge of pump is estimated.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 4 Second Feet - .80 Second Feet

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 1 cubic ft. per second - estimated because of irrigating with water for years.

21368

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used for irrigation - 63 acres of ground is irrigated from the well.

Used in the East 63 acres of the SE 1/4 Sec. 9, Township 13 South, Range 22 E. B. M.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Arid land reduced to cultivation.

Amount - 5/8 in. to the acre.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Water has been used for irrigation for the last ten years.

40 miner's inches has been used each irrigation season for irrigating crops grown upon the 63 acres above described.

(Signed)

Harold C. Hayden

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Burley, County of Cassia, State of Idaho, on this 22 day of March, A. D. 1961.

Betty Vlahos

Notary Public.

My commission expires 2-26-63

21368

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
APR 24 1961

Department of Reclamation

RECEIVED
APR 18 1961

Department of Reclamation

Permit No. 21368

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Percy Christensen - age 57 - farming - Oakley, Idaho.

Ques. 2. Are you acquainted with Jesse Bedke, the holder of Permit No. 21368? How long have you known him and where does he reside?

Ans. Yes - Known him 21 years - resides at Oakley, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21368, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Subterranean - SE 1/4 SE 1/4 Sec. 9, Twp. 13, South, Range 22 East of the Boise Meridian. - A well 300 feet deep, 12 in. casings, 200 feet to water, with electrical pump and motor, discharge of pump is estimated.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 4 Second Feet - .80 Second Feet.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 1 cubic ft. per second - estimated because of several years as Water Master.

21368

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used for irrigation - 63 acres of ground is irrigated from the well.

Used in the East 63 acres of the SE 1/4 Sec. 9, Township 13 South, Range 22 E. B. M.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Arid land reduced to cultivation

Amount - 5/8 in. to the acre.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Water has been used for irrigation for the last ten years.

40 miner's inches has been used each irrigation season for irrigating crops grown upon the 63 acres above described.

(Signed) Percy Christensen

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Burley, County of Cassia, State of Idaho, on this 23 day of March, A. D. 1961.

Betty W. W. W.
Notary Public.

My commission expires 2-26-63

21368

AFFIDAVIT

RECEIVED

APR 19 1961

STATE OF IDAHO)
) ss
County of Cassia)

Department of Reclamation

HERMAN E. BEDKE, being first duly sworn deposes and says:

That on the 10th day of March, 1961 my office was open the entire day; that about 2:00 o'clock P. M., Jess Bedke, Howard C. Hayden, and Percy Christensen, came into the office and a hearing was had on Permit No. 21368; that my secretary, Betty Vlahos, took down the answers to the questions in shorthand and transcribed the same on the appropriate forms; that the said Betty Vlahos is a duly commissioned Notary Public for the State of Idaho. That after the depositions were signed by the respective parties on that day, they were left at the office, and with the press of other legal business, the same were not executed by the Notary on that date. That approximately a week later the depositions were then reviewed and upon my instructions the notarizations were completed and the papers transmitted to the office of the State Department of Reclamation.

It is the practice of this office that, where both myself and my secretary witness the execution of the papers and both are qualified, either of us may take the notary. It was mere inadvertence on my part in not signing as notary on these papers rather than the notary that did sign.

That during the day of March 10, 1961, no protests of any kind were received in regard to Permit No. 21368.

Herman E. Bedke

Subscribed and sworn to before me this 18th day of April, 1961.

Betty Vlahos
Notary Public for Idaho
Residing at Burley, Idaho

(SEAL)

21368

**Notice for Publication
NOTICE OF PROOF OF APPLI-
CATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 2:00 P.M. on the 10th day of March 1961, at Burley, County of Cassia, State of Idaho, before Herman E. Bedke, proof will be submitted of the application to beneficial use of .8 cubic feet per second of the waters of a well in accordance with the terms and conditions of Permit No. 21368 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: Jesse Bedke, Oakley, Idaho.

The use to which said water has been applied is irrigation and domestic.

The amount applied to beneficial use is .8 cu. ft. per second.

The place where said water is used, give full and accurate legal description: the East 63 rods of the Southeast Quarter (SE $\frac{1}{4}$) of Sec. 9, Twp. 13 S., Rge. 22 E. B. 1.

The name of the canal or ditch or other works by which said water is conducted to such place of use is an open ditch.

The right to take water from such works is based upon Permit No. 21368.

The source of supply from which such water is diverted is subterranean.

Point of Diversion SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9, Twp. 13 S., Rge. 22 E. B. 1.

The date of priority which said user is prepared to establish is February 6, 1950.

GEO. N. CARTER,
State Reclamation Engineer.
Published in The Herald-Bulletin Feb. 7, 14, 21, 28, 1961.

Affidavit of Publication.

The Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

COUNTY OF CASSIA

SS.

Carl Jones

first being duly sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published daily and has been continuously and uninterruptedly published in said county, not less frequently than once a day, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated Feb. 7, 1961 and ending with the issue dated Feb. 28, 1961

Subscribed and sworn to before me this 11th day of March, 1961

Hazel E. Woodall
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

My Commission Expires June 4, 1963

21368

March 27, 1961

Re: Permit No. 21368

Mr. Jesse Bedke
Oakley, Idaho

Dear Mr. Bedke:

Returned herewith are the depositions and affidavit
of publication.

Kindly complete answer to Question 6 which asks for
the acreage in each subdivision.

The legal notice shows that the proofs were to have been
made March 10 and they are dated March 23, before a different Notary
Public than shown in the notice.

We must have an affidavit of the reason for the delay
in making proofs and why a different Notary Public was used. We must
also have an affidavit from Herman E. Bedke that his office was open
all day March 10, 1961 and that no protests were received in regard
to the proof under Permit No. 21368.

Return the completed depositions, affidavit of publication
and the two affidavits at your earliest convenience.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

RT:EPR:ew

21368

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE

February 1, 1961

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

Re: Permit No. 21368

Jesse Bedke

IS ATTACHED

Bedke & Smith,
Attorneys at Law,
Box 249,
Burley, Idaho.

Attention: Herman E. Bedke

Gentlemen:

This acknowledges the Notice of Proof of ~~completion of work~~ Application of Water to Beneficial Use under Permit No. 21368, in the name of Jesse Bedke. Final Proof is to be made before you, as Notary on the 10th day of March, 1961, ~~1959~~ at 2:00 o'clock P.M., at Burley, Idaho.

As of this date we have mailed the Notice to the Herald Bulletin with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions, (Holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Rule
(Mrs.) Edna P. ~~Harvey~~
Chief Clerk

Encl.
EPR:Pk
cc: Applicant

21368

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. 21368
Jesse Bedke

Date: February 1, 1961

Herald Bulletin,
Burley, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to March 10, 1961 the date set for proof; the expense of the publication is to be paid by the applicant

Jesse Bedke

of Oakley, Idaho

to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication.**

Very truly yours,


GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

21368

Encl.

HERMAN E. BEDKE
RICHARD K. SMITH

BEDKE & SMITH
ATTORNEYS AT LAW
1416 OVERLAND
BURLEY, IDAHO
January 31, 1961

RECEIVED
FEB 1 1961

P.O. BOX 249
TEL. OR 8-2401

Department of Reclamation

State Reclamation Engineer
Bureau of Reclamation
Boise, Idaho

Re: Permit No. 21368

Dear Sir:

Please find enclosed Notice of Proof of Completion of Works
on Permit No. 21368, for Jesse Bedke.

Yours truly,


HERMAN E. BEDKE

HEB:dg
Enclosures

21368

RECEIVED
FEB 1 1961
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) January 31, 1961

(P. O.) Burley, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Herald Bulletin of Burley, Cassia County, Idaho published in
the county in which the works are situated.

Cassia Co. ✓

Jesse Badke

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

21368

Notice for Publication
NOTICE OF PROOF OF APPLICATION OF WATER
TO BENEFICIAL USE

RECEIVED
FEB 1 1961
Department of Reclamation

Notice is hereby given that at 2:00 P M. on the . 10th . . day of
• March, 19⁶¹ at . Burley, County of
• Cassia, State of Idaho, before . Herman E. Bedke
•, proof will be submitted of the application to beneficial use of
• .8 . 1.26 cubic feet per second of the waters of . . . a well
• in accordance with the terms and conditions of Permit No. 21368
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are:
• Jesse Bedke, Oakley, Idaho

The use to which said water has been applied is . irrigation and domestic

The amount applied to beneficial use is . 8 cu. ft. per second

The place where said water is used, give full and accurate legal description:
• the East 63. rods of the Southeast Quarter (SE 1/4) of Sec. 9, Twp. 13 S., Rge. 22 E. B. M.
•
•
•

The name of the canal or ditch or other works by which said water is conducted to such
place of use is . an open ditch

The right to take water from such works is based upon Permit No. 21368

The source of supply from which such water is diverted is . subterranean

Point of Diversion (legal description) . SE 1/4 SE 1/4 Sec. 9, Twp. 13 S., Rge. 22
• E. B. M.

The date of priority which said user is prepared to establish is . February 6, 1950.

21368

State Reclamation Engineer

DB

December 16, 1960

Re: Permits No. 21368 - 21560 - G-24906
G-26652 - G-26986
License No. 21591

David E. Mead, Assistant Manager
Twin Falls Branch
Utah Mortgage Loan Corporation

Dear Mr. Mead:

Your letter of December 14 requesting water right information for the J. T. Robinson & Sons property has been received. You should get together with Mr. A. E. Nielsen, Attorney.

Permit No. 21368 - Jesse Bedke, Certificate of Completion of Works issued for 1.26 cubic feet per second, amount on permit, with point of diversion SE1/4SE1/4, Section 9 to irrigate SW1/4, Sec. 3; NW1/4, Sec. 10; SE1/4SE1/4, Sec. 9, T. 13 S., R. 22 E. Proof of beneficial use of the water is due February 11, 1961

Permit No. 21560 - Jesse E. Bedke, Certificate of Completion of Works issued for 2.0 cubic feet per second, point of diversion NW1/4NE1/4, Sec. 10, to irrigate SW1/4, Sec. 3; NW1/4, Sec. 10, T. 13 S., R. 22 E., S. M. Proof of beneficial use of the water was due June 26, 1960.

License No. G-24906 - Vern E. Hoffbuhr, Priority April 29, 1954 for 4.0 cubic feet per second, point of diversion SW1/4NW1/4, Sec. 22, to irrigate 320 acres in NE1/4, Sec. 22, T. 12 N., R. 22 E. License is now being prepared for full production of well as above.

Permit No. G-26652 - J. T. Robinson, filed December 10, 1956, for 4.52 cubic feet per second, point of diversion NW1/4NE1/4, Sec. 9, to irrigate SE1/4, Sec. 4; NW1/4, Sec. 9; SE1/4, Sec. 3; NW1/4, Sec. 10, T. 13 S., R. 22 E.

Permit No. G-26986 - J. T. Robinson, filed July 10, 1957, for 2.0 cubic feet per second, point of diversion and land same as on Permit G-26652.

License 21591 - Fred E. Bedke, priority July 6, 1950, for 1.8 cubic feet per second, point of diversion NW1/4NE1/4, Sec. 9, to irrigate NE1/4SE1/4,

21368

Page Two - Continued

David K. Mead

Dec. 16, 1960

S¹³E¹, Sec. 4; N¹W¹, Sec. 9, T. 13 S., R. 22 E., B. M. This well on August 14, 1956 produced 316 miners inches as measured through a meter.

There will be a fee charged for future abstracts of permits.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

21368

December 16, 1960

Re: Permits No. 21368 - 21560 - G-24906
G-26652 - G-26986
License No. 21591

David R. Mead, Assistant Manager
Twin Falls Branch
Utah Mortgage Loan Corporation

Dear Mr. Mead:

See 26986
Your letter of December 14 requesting water right information for the J. T. Robinson & Sons property has been received. You should get together with Mr. A. H. Nielsen, Attorney.

Permit No. 21368 - Jesse Bedke, Certificate of Completion of Works issued for 1.26 cubic feet per second, amount on permit, with point of diversion $SE\frac{1}{4}SE\frac{1}{4}$, Section 9 to irrigate $SW\frac{1}{4}$, Sec. 3; $N\frac{1}{2}N\frac{1}{2}$, Sec. 10; $SE\frac{1}{4}SE\frac{1}{4}$ Sec. 9, T. 13 S., R. 22 E. Proof of beneficial use of the water is due February 11, 1961

Permit No. 21560 - Jesse R. Bedke, Certificate of Completion of Works issued for 2.0 cubic feet per second, point of diversion $NW\frac{1}{4}NE\frac{1}{4}$, Sec. 10, to irrigate $SW\frac{1}{4}$, Sec. 3; $N\frac{1}{2}N\frac{1}{2}$, Sec. 10, T. 13 S., R. 22 E., B. M. Proof of beneficial use of the water was due June 26, 1960.

License No. G-24906 - Vern S. Hoffbuhr, Priority April 29, 1954 for 4.0 cubic feet per second, point of diversion $SW\frac{1}{4}NW\frac{1}{4}$, Sec. 22, to irrigate 320 acres in $N\frac{1}{2}$, Sec. 22, T. 12 N., R. 22 E. License is now being prepared for full production of well as above.

Permit No. G-26652 - J. T. Robinson, filed December 10, 1956, for 4.52 cubic feet per second, point of diversion $NW\frac{1}{4}NE\frac{1}{4}$, Sec. 9, to irrigate $SE\frac{1}{4}$, Sec. 4; $N\frac{1}{2}NE\frac{1}{4}$, Sec. 9; $S\frac{1}{2}$, Sec. 3; $N\frac{1}{2}N\frac{1}{2}$, Sec. 10, T. 13 S., R. 22 E.

Permit No. G-26986 - J. T. Robinson, filed July 10, 1957, for 2.0 cubic feet per second, point of diversion and land same as on Permit G-26652.

License 21591 - Fred E. Bedke, priority July 6, 1950, for 1.8 cubic feet per second, point of diversion $NW\frac{1}{4}NE\frac{1}{4}$, Sec. 9, to irrigate $NE\frac{1}{4}SE\frac{1}{4}$,

21368

Page Two - Continued

David R. Mead

Dec. 16, 1960

S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 4; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 9, T. 13 S., E. 22 E., B. M. This well on August 14, 1956 produced 316 miners inches as measured through a meter.

There will be a fee charged for future abstracts of permits.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

21368

December 15, 1960

Re: Permits 21368 - 21560
Jesse R. Bedke

Nielson & Nielson
Attorneys at Law
Burley, Idaho

Attn: A. H. Nielson

Dear Mr. Nielson:

Your letter of December 13 has been received in regard to water for certain lands.

Permit #21368 - Jesse Bedke, certificate of completion of works has been issued for 1.26 c.f.s., amount on permit; point of diversion SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9 to irrigate SW $\frac{1}{4}$, Sec. 3; N $\frac{1}{2}$ N $\frac{1}{2}$, Sec. 10; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 13 S., R. 22 E. Proof of Beneficial Use of water due February 11, 1961.

Permit #21560 - Jesse R. Bedke, certificate of completion of works has been issued for 2.0 cubic feet per second, point of diversion SW corner NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, to irrigate SW $\frac{1}{4}$, Sec. 3; N $\frac{1}{2}$ N $\frac{1}{2}$, Sec. 10, T. 13 S., R. 22 E. Proof of Beneficial Use due June 26, 1960.

Permit No. 25015 was cancelled October 31, 1960. Other permits were checked without finding any more valid permits. If water is used from a well outside of the area, you should give us the point of diversion.

- The requirements of this office would be met if Mr. Bedke assigned the above permits to the present owners, using our forms. Beneficial use of the water should be proven as soon as possible.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

HT:ew

21368

RECEIVED
DEC 14 1960

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
BURLEY, IDAHO

Department of Reclamation

A. H. NIELSON
N. H. NIELSON

December 13, 1960

State Reclamation Engineer
Idaho State Capitol Bldg.
Boise, Idaho

Gentlemen:

Sometime ago we were informed that Jess Bedke and Margaret Bedke of Oakley, Idaho, made application with your department for certain wells. We were informed that the application numbers are as follows:

G 25015; G 21560; G 21368.

The Bedke's sold their interest in the property and wells to W. B. Whitley and W. B. Whitley has sold his interest to J. T. Robinson & Sons.

Now, we have finally come to the question we want to ask you: What applications have been filed for wells upon and to irrigate the following lands:

The North Half of the North Half of Section 10 and the South Half of Section 3, all in Township 13 South, Range 22 East Boise Meridian.

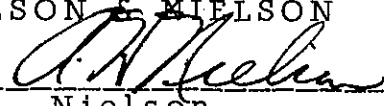
We have been informed that one well now pumping 211 inches of water is located in the North Half of the Northeast Quarter of Section 10.

Please accept our thanks for your consideration and information in this matter.

Very truly yours,

NIELSON & NIELSON

By


A. H. Nielson

AHN/fgf

21368

STATE OF IDAHO
DEPARTMENT OF RECLAMATIONRE: Permit No. 21368 - Jesse BedkeDate Dec. 1, 1960Homer E. Bedke
Attorney at Law
Burley, Idaho

Dear Sir:

The date for proof of application of water to beneficial use, as set out under the terms of Permit No. 21368, is due not later than Feb. 11, 1961. If by this date you are not prepared to make this proof, you may make it at a later date, however, your priority will be advanced the same length of time for which the proof is late.

Before this proof can be made, the statutory requirement is that a Notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county.

We enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date (allowing for four weeks publication), the name of the town, the address of the Notary Public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use or lands which are irrigated--by 40-acre legal land description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

Also enclosed is Form 11, which is the authorization for us to have the Notice published in the designated county newspaper, at your expense. This is to be returned with Forms 10.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set and at the place named, before the Notary Public, as advertised in the publication notice.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

Enc. Form 10 - 11 - instructions

cc: Jesse Bedke
Oakley, Idaho

21368

✓
April 28, 1955

RE: Permit No. 21368

Mr. Jesse Bedke
Oakley
Idaho

Dear Mr. Bedke:

We enclose Certificate of Completion of Works issued on Permit No. 21368 for the diversion of 2.5 second feet of water from a well in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, Township 13 South, Range 22 East B.M. for irrigation and domestic use on land in the SW $\frac{1}{4}$ Section 3; N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 10; SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, all in Township 13 South, Range 22 East B.M.

We also enclose departmental receipt No. 27294 for the \$5.00 fee in connection with completion of works proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1
Enc.
cc - Mr. Harley M. McDowell

21368

Permit No. 21368

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

RECEIVED
APR 16 1955
Department of Reclamation

STATE OF IDAHO

County of Ada

ss.

Jesse R. Bedke, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 21368, and that his postoffice address is Oakley, Idaho

State of Idaho

Second: That the name of the stream from which said water is to be diverted is a drilled well to raise subterranean water.

Third: That the point of diversion of said water is SE¹SE¹, Section 9, T 13 S. R. 22 E., B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by February 11, 1955.

Fifth: That the use for which said water is intended is irrigation.

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: drilled well, pump with turbine type motor and gravity ditch for distribution.
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

(c) Size of headgate: Width feet, height feet.
Gravity

(d) Conduit Ditch width at bottom 2 feet, width at water line 2 1/2 feet, depth of water 18" feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is approx. 2 miles.

Seventh: That said works are capable of conducting to the place of intended use 2 1/2 second feet of water.

Eighth: That water appropriated under said permit is available for 320 acres of land acres of land described as follows: T 13 S. R. 22 E., B.M., Section 3, SW¹; Section 10, N¹NE¹, N¹NW¹; Section 9, SE¹SE¹.

Ninth: Remarks: That this was a well drilled to a depth of 350', cost approx. \$700 will pump from 120-150 Miner's inches. This water is raised to produce an agricultural crop on deeded land and on land claimed under Desert Land Act. All distribution is through a gravity surface system.

Jesse R. Bedke
(Sign Here)

Subscribed and sworn to before me this 30 day of December, 1954

My commission expires 10/11/55

Notary Public.

21368

State of Idaho
DEPARTMENT OF RECLAMATION

BOISE
December 1, 1954

RE: Permit No. 21368

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mr. Jesse Bedke
Oakley
Idaho

Boise, Idaho

Dear Sir:-

Under the terms of your permit No. 21368 you are required to complete your diversion works on or before February 11, 1955. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

MARK R. KULP

State Reclamation Engineer

21368

✓
April 27, 1954

RE: Permit No. 21368

Mr. Harley M. McDowell
Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We return Jesse Bedke's application for amendment to the land list in Permit No. 21368, which has been approved by the State Reclamation Engineer and recorded in this department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

21368

February 14, 1950

Re: Permit No. 21368

Mr. Herman E. Bedke
P. O. Box 204
Burley, Idaho

Dear Mr. Bedke:

We enclose Permit No. 21368 in the name of
Jesse Bedke and direct his attention to the limitations
and conditions as given on the fourth page under approval
of the State Reclamation Engineer.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

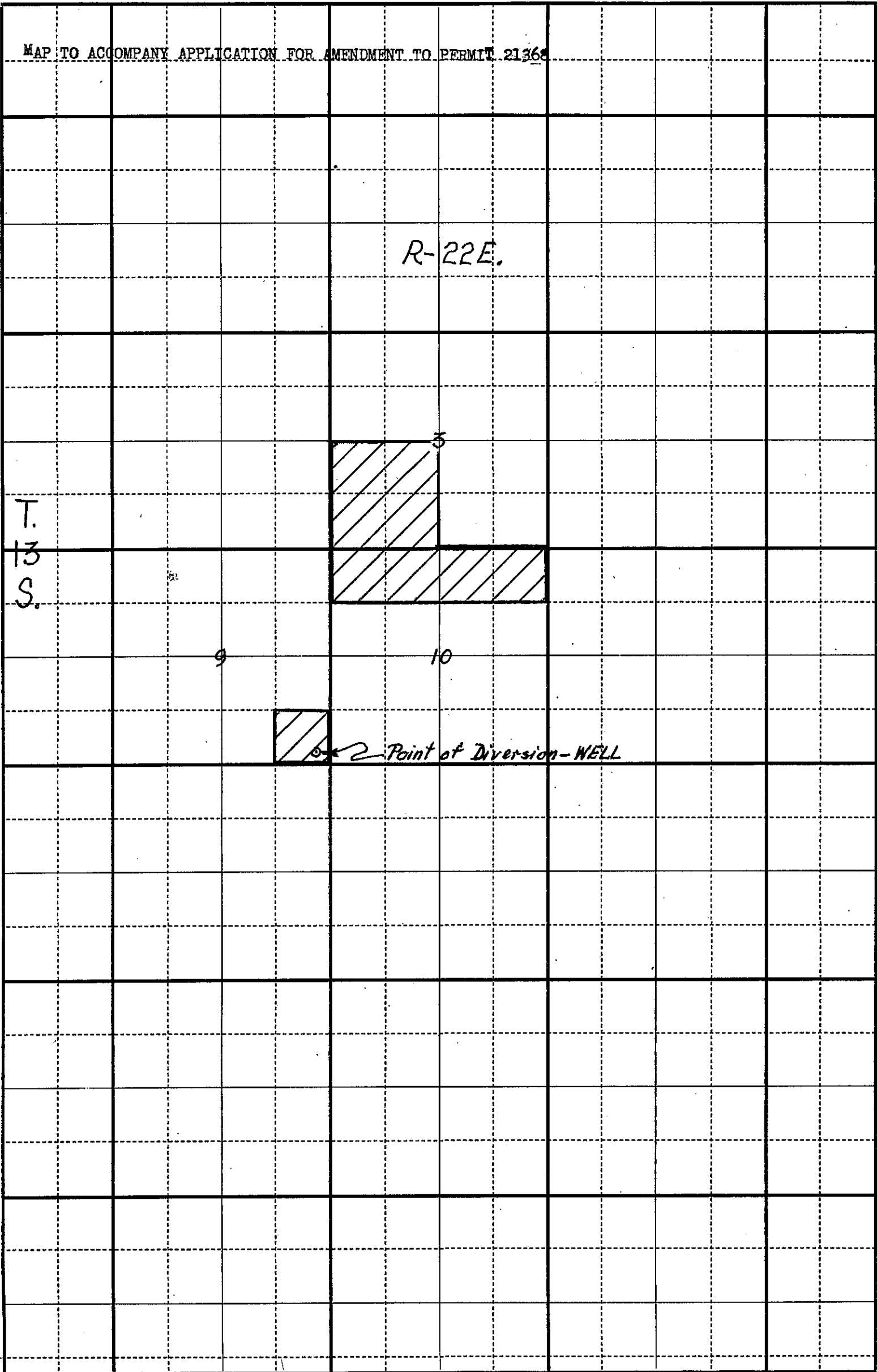
A:bh
Enc.

21368

T 135 R 22 E B.M.

8 9 10
WELW
-63.85

Permit Map No. 21368
As Approved
FEB 11 1950
MARK R. KULP
State Reclamation Engineer



✓
February 7, 1950

Re: Application No. 29086

Mr. Herman E. Bedke
P. O. Box 204
Burley, Idaho

Dear Mr. Bedke:

We acknowledge receipt of your letter of February 1, 1950, enclosing the application of Jesse Bedke for Permit to appropriate 1.25 cubic feet per second from a well in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, Township 13 South, Range 22 East, enclosing \$5.25 filing fee, for which we enclose Departmental Receipt No. 22071.

The application will be considered in due course and meanwhile, we are sending you under separate cover, several forms of Application for Permit and forms for making Proof of Completion of Works on Permits not exceeding 6.4 cubic feet per second. You doubtless understand that on larger Permits, publication of notice is required.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21368

SNOW BUILDING
1321 OAKLEY AVE.

HERMAN E. BEDKE
ATTORNEY-AT-LAW
PHONE 585

P. O. BOX 204
BURLEY, IDAHO

February 1,,1950

RECEIVED
FEB 6 1950
9:30 am
Department of Reclamation

Department of Reclamation
State of Idaho
Boise, Idaho

Gentlemen:

Please find inclosed APPLICATION FOR PERMIT for
Jesse Bedke, also his check for \$5.00 and 25c to cover the
filing fee.

Please send me severäl blank forms of APPLICATION
FOR PERMIT and PROOF OF COMPLETION OF WORKS.

Yours truly,

Herman E. Bedke

21368

NOTICE FOR PUBLICATION
**OFFICE OF PROOF OF APPLI-
CATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 1:00 P.M. on the 10th day of March 1961, at Burley, County of Cassia, State of Idaho, before Herman E. Bedke, proof will be submitted of the application to beneficial use of .8 cubic feet per second of the waters of a well in accordance with the terms and conditions of Permit No. 21368 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: Jesse Bedke, Oakley, Idaho.

The use to which said water has been applied is irrigation and domestic.

The amount applied to beneficial use is .8 cu. ft. per second.

The place where said water is used, give full and accurate legal description: the East 63 rods of the Southeast Quarter (SE $\frac{1}{4}$) of Sec. 9, Twp. 13 S., Rge. 22 E. B. 1.

The name of the canal or ditch or other works by which said water is conducted to such place of use is an open ditch.

The right to take water from such works is based upon Permit No. 21368.

The source of supply from which such water is diverted is subterranean.

Point of Diversion SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9, Twp. 13 S., Rge. 22 E. B. 1.

The date of priority which said user is prepared to establish is February 6, 1950.

GEO. N. CARTER,
State Reclamation Engineer.
Published in The Herald Bulletin
Feb. 7, 14, 21, 28, 1961.