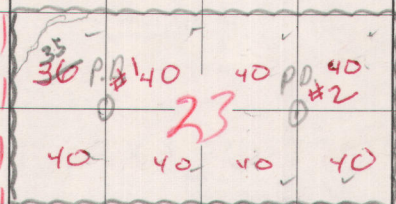


Pge. 29E

Sup 75



316 ~~to American Falls~~

EXAMINER FOUND

A = 316 (Permit only for 3/5)

Q = 5.01 C.F.S.

Subd. 8

ALLOW FOR
LICENSE

AREA = 3.5 ACRES

SUBD = 8

Q = 5.01 C.F.S.

VOL = 1100 AC-FT / SEASON

PRIORITY = AUG. 1, 1961



Ed Kucera

30014

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF POWER. }

ss.

Department of Reclamation

Phyllis Ringe

being first duly sworn

on oath, states:

That she is the principal clerk of the printer

of the Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls 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 the annexed notice or advertisement was published as 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 publica-

tion being the 21st day of July, 1966

the date of last publication being the

11th day of August, 1966

(Signed) Phyllis Ringe

Subscribed and sworn to before me this

15th day of August, 1966.

Notary Public, residing at American Falls, Idaho.

My Commission expires the

(SEAL) 3d day of January, 1967.

LEGAL NOTICE

Published in The Power County Press July 21, 28, August 4 and 11, 1966

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on the 15th day of August 1966, at American Falls, County of Power, State of Idaho before W.C. Loofbourrow, Notary Public, at 216 Idaho St., American Falls, Idaho, proof will be submitted of the completion of works for the diversion of 6.24 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30014, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Edward L. Kucera, American Falls, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.24 cubic feet per second.

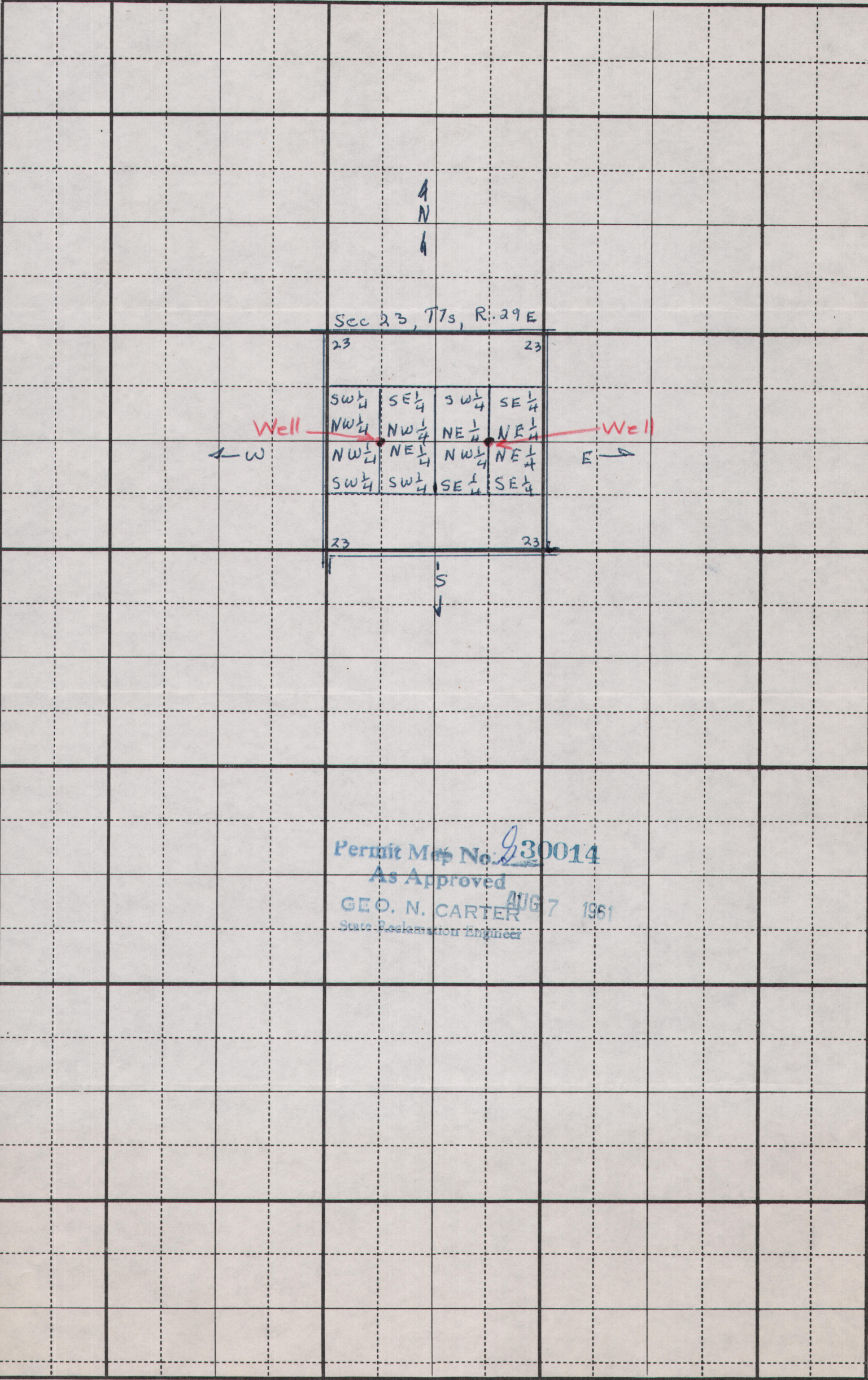
3. The use to which said water has been applied is irrigation, purposes and the amount applied to beneficial use is 6.24 cubic feet per second.

4. The points of diversion of said water is Center E 1/2, Center W 1/2, Sec. 23, T. 7 S., R. 29 E. B. M.

5. The place where said water is used is S 1/2 N 1/2, N 1/2 S 1/2, Sec. 23, T. 7 S., R. 29 E. B. M.

6. The date of priority which said user is prepared to establish is July 24, 1961.

R. Keith Higginson, Deputy State Reclamation Engineer.



Permit Map No. 30014
As Approved
GEO. N. CARTER
State Reclamation Engineer
AUG 7 1961

LEGAL NOTICE

Published in The Power County Press July 7, 14, 21, and 28, 1966.

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

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R. Keith Higginson, Deputy State Reclamation Engineer.

30014

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3. The use to which said water has been applied is irrigation, purposes and the amount applied to beneficial use is 6.24 cubic feet per second.

4. The points of diversion of said water is Center E 1/2, Center W 1/2, Sec. 23, T. 7 S., R. 29 E. B. M.

5. The place where said water is used is S 1/2 N 1/2, N 1/2 S 1/2, Sec. 23, T. 7S, R. 29 E. B. M.

6. The date of priority which said user is prepared to establish is July 24, 1961.

R. Keith Higginson, Deputy State Reclamation Engineer.

30014

WATER LICENSE

Water License No. C-30014 Priority August 1, 1961 Amount 5.01 c.f.s.
(late proof)

THIS IS TO CERTIFY, that EDWARD L. KUCERA

of American Falls, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 24, 1961; that Permit G-30014 was issued pursuant to said application; that the proposed works were completed on or about 1962, with a storage/or carrying capacity of 5.01 c.f.s., said works consisting of 2 wells, 2 pumps and 2 motors; and that on August 15, 1966, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 1100 acre feet per season, with a maximum rate of diversion of 5.01 cubic feet per second of the waters of 2 underground water sources, 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 Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in Center of E₁¹, Sec. 23, T. 7 S., R. 29 E., B.M., and other additional points Center of W₂¹, Sec. 23, T. 7 S., R. 29 E., B.M., in the County of _____ Power _____; 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 1100 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	
7 S	29 E	23			40	40			35	40	40	40			40	40			315

Total number of acres irrigated 315

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

23rd day of January, 19 69.

R. Keith Hagan
State Reclamation Engineer

30014

35 2081

35-2681

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 38002
Permit No. G- 30014
District No.

1. Name of Applicant: Edward L. Kucera
Postoffice address: American Falls County: Power State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 6.24 or Idaho
Miners' inches or gallons per minute 2800
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Underground, drilled well
Center $E\frac{1}{2}$, Center $W\frac{1}{2}$
4. Location of point of diversion or well is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section 23
Twp. 7 S, Rge. 29 E, B.M., County of Power
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section, Twp.
Rge., B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section, Twp., Rge., B.M.
7. Kind of works: Wells, pumps
8. Estimated cost of works: \$ 24,000.00
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (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: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
A domestic water well is located on $SW\frac{1}{4}$ of $NW\frac{1}{4}$ of T 7 S, R 29 E, Sec. 23. Water rights unknown
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 2800 GPM (cubic feet per second, inches or gallons per minute) is for new lands.

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

s/ Edward L. Kucera *Applicant.*

By

Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. July 24, 1961

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 30014

Recorded in Book 105 Page 30014 Approved August 7, 1961

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 _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before February 7, 1964

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before August 7, 1966

Witness my hand this 7th day of August, 1961

s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, 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 7th
day of August, 19 61.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLIE
Governor

12.

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	
7 S	29 E	23			40	40			35	40			40	40			40	40	315
LICENSE ISSUED FOR <u>5.01</u> SEC. FT. LICENSE PAGE NO. <u>30014</u>																			

RECEIVED

JAN 24 1977

● Connecticut Mutual Life INSURANCE COMPANY, SINCE 1846

140 Garden Street, Hartford, Connecticut 06115 Tel: (203) 549-4111

Department of Water Resources

Agricultural Investments

January 13, 1977

424
401

Department of Reclamation
State of Idaho
Boise, Idaho

35-2681
Re: Water Permit no. G-30014
Loan No. 92814-H, Kucera

Gentlemen:

This loan has been paid in full. Therefore, we wish to inform you that we are no longer interested in water permit number G-30014 as described in Mortgage Deed dated May 16, 1962, given by Edward L. Kucera & Elaine W. Kucera.

Said mortgage was recorded in the Public Records of Power County, in Book 112, page 561.

Sincerely,

Jean Wright

Jean Wright
Agricultural Investment Division

jw

cc: Ag-Land Mortgage Company

RECEIVED

January 23, 1969

Re: Permit No. G-30014

Mr. Edward L. Kucera
American Falls,
Idaho 83211

Dear Mr. Kucera:

Enclosed you will find your Water License issued on the
above numbered permit.

Also enclosed is departmental receipt No. 2533 in the
amount of \$21.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures

30014

C
O
P
Y

December 23, 1968

Re: Permit No. G-30014

Edward L. Kucera
American Falls, Idaho

Dear Mr. Kucera:

A representative of this department has made an examination of the works covered by your permit G-30014 and has found the following:

Quantity of water diverted: 5.01 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 5.01 c.f.s.*

Purpose of use: Irrigation of 315 acres in S1/4, N1/4, Sec. 23, T. 7 S, R. 29 E, B.M.

The priority date established is: August 1, 1961.

A fee totaling \$ 21.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Schnaible
Reclamation Engineering Administrator

DRS:dj

*The maximum quantity diverted shall not exceed 1100 acre feet per season.

30014

December 23, 1968

Re: Permit No. G-30014

Edward L. Kucera
American Falls, Idaho

30014

Dear Mr. Kucera:

A representative of this department has made an examination of the works covered by your permit G-30014 and has found the following:

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Amount of water that can be recognized as beneficially used under Idaho Law: 5.01 c.f.s.*

Purpose of use: Irrigation of 315 acres in S¹/₄N¹/₄E, N¹/₄S¹/₄E,
Sec. 23, T. 7 S., R. 29 E., P.M.

The priority date established is: August 1, 1961.

A fee totaling \$ 21.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

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Reclamation Engineering Administrator

DRS:dj

*The maximum quantity diverted shall not exceed 1100 acre feet per season.

30014

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-30014

This proof is for Completion of Works & Beneficial Use in Water District No. _____

1. Name of applicant Edward L. Kucera, American Falls, Idaho

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the Gen. E $\frac{1}{2}$, Gen W $\frac{1}{2}$ of Section 23

T. 7 S R. 29 E County of Power

4. Describe works as they exist, giving dimensions and capacities of same: _____

#1 U.S. Motor 150 H.P. 1268415 Berkeley 62066463
10" dis charge 10" Gate Valve at Pump then into underground
System. 60# press. at pump.

#2 U.S. Motor 150 H.P. 1268414 Berkeley 6206688
10" dis. 10" Gate Valve at pump. underground System 76# at pump.

5. Water is used for: irrigation

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):

S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 23, T. 7 S., R. 29 E., B. M.

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

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

Remarks: #1 66 Nozzles 30 Rain birds $\frac{1}{4}$ at an press of 53 $\frac{1}{2}$ #

124 ^(3/4) nozzles at 51 $\frac{1}{2}$ # $\frac{6.19 \times 66}{448.8} + \frac{124 \times 7.21}{448.8}$

$\frac{408.54 + 894.04}{448.8} = \frac{1302.58}{448.8} = 2.90 \text{ C.F.S.}$

#2 132 ^(3/4) Nozzles at 50# $\frac{7.18 \times 132}{448.8} = 2.11 \text{ C.F.S.}$

Total 5.01

Mr. Ed. Kucera was Present.

This examination was made on the June day of June, 1968

(Signed) Don Reynolds

Examiner.

Permit issued for only 315 acres.

IRRIGATION REQUIREMENT = 3.5 AC-FT / ACRE / SEASON 30014 Plat 1.4

S-15) 6000 7/10/66
Edward L. Kucera (K) 216 in H 6000
American Falls, Idaho

Permit No. G-30014

Completion of Works
Examination for and Beneficial Use

County Power

Sec. 23 T. 7S R. 29E
Quantity: 6.24 c.f.s.

35-

Source: subterranean

P.D.: Cen. E $\frac{1}{2}$, Cen W $\frac{1}{2}$, Sec. 23
7 S 29 E.

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights: domestic well SW $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 23, 7S-29E

Filed: July 24, 1961

Due: August 7, 1966

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.

made: Aug. 15, 1966

30014

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

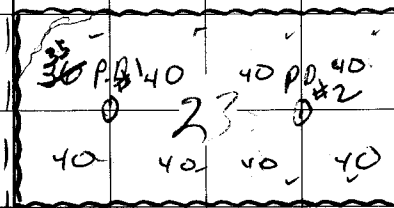
PERMIT NO. G-30014 ✓

REPORT ON PROOF OF Completion of Works & Beneficial Use

Edward L. Kucera
American Falls, Idaho

Ry. 215

Typ



150

160

310

Am. ...

EXAMINER FOUND

A = 316 (Permit only for 3/5)

Q = 5.01 C.F.S.

Subd. 8

ALLOW FOR
LICENSE

AREA = 3.5 ACRES

SUBD = 8

Q = 5.01 C.F.S.

VOL = 1100 AC-FT / SEASON

PRIORITY = AUG. 1, 1961



Ed Kucera

30014

August 17, 1966

Re: Permit No.

G-30014

**Edward Kucera
American Falls, Idaho**

Dear Mr. Kucera:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ~~Power County Press~~ all submitted in proof of completion of works and beneficial use on Permit No. **G-30014**.

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 to contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

**N. RUSSELL BOSCH
Office Manager**

NRB:ev

**cc: W. C. Loefbourrow
Attorney at Law
American Falls, Idaho**

30014

W. C. LOOFBOURROW
LAWYER
American Falls, Idaho

RECEIVED
AUG 16 1966

Department of Reclamation

August 15, 1966

Department of Reclamation
Room 107, State House
Boise, Idaho 83701

Sirs:

RE: Edward L. Kucera, permit No. 6 30014

Enclosed
Affidavit of Publication
Deposition of Holder and
Depositions of two witnesses.
Please acknowledge receipt.

Yours truly,

W. C. Loofbourrow
W. C. Loofbourrow

L
enc's 5

Note

30014

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G 30014 ✓

RECEIVED
AUG 10 1966

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: Edward L. Kucera, American Falls, Idaho, farmer, post office address American Falls, Idaho

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

Ques. 3. State number, approval date of permit, and date of priority: 30014, approval date August 7th, 1961, Started using it May, 1962, priority should be from that date. 7-24-61

Ques. 4. State source of water supply: two wells
Give location of point of diversion, showing subdivision, section, township and range
Well in southwest corner of SE 1/4 NE 1/4, Twp. 7, So., R. 29, E. B. M., and
Well in southeast corner of SW 1/4 NW 1/4 Sec. 23, Twp. 7, So., R. 29, E. B. M.

Ques. 5. Describe your works of diversion: Wells (2) and sprinkler sustems
_____ ; state amount of water they are capable of con-
cubic feet per seonc
veying from point of diversion to place of use: 6.24 acres ; Give name of canal or ditch
or other works by which water is conducted to such place of use: pump and sprinkler system
no other works
_____ ; if a well, state depth of well 265 ft. ; depth and size of
10 ft in depth, down to rock, and East well 175 ft to water.
casing 18" diameter of casing ; depth to water West well 255 ft ; if pump is used,
state discharge of pump: 3:12 second feet in each well 255 ft.
well driller estimate _____ ; tell how it was measured or determined _____

_____ ; if sprinkler irrigation, give number and size
East will a60 nozzels, 3/16, 55# pressure
of nozzles and operating pressure: West well 216 nozzels 3/16, 60# pressure

Ques. 6. State for what purpose water is used: irrigation
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:
All in Sec. 29, Twp. 7, So., R. 29:
30 acres in SE 1/4 NW 1/4, 40 acres in NE 1/4 SW 1/4, 40 acres in NW 1/4 SW 1/4, 40 acres in NE 1/4 SE 1/4
40 acres in NW 1/4 SE 1/4, 40 acres in SW 1/4 NE 1/4, 40 acres in SW 1/4 NE 1/4, 35 acres in SW 1/4 NW 1/4

Lop in

P.D. may have to be amended to 80014 after 80014

State nature of all improvements which have been made as a direct result of said use:
approximately 110 acres of intensive irrigation cultivation

Ques. 6a. If this is a ground water permit, give name and address of person that drilled the well: George Vollmer, American Falls, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:
all for irrigation

Ques. 8: 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:

I am the holder

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: May, 1962 - Time used since first use:
Through all the irrigation seasons since first use.

Ques. 10. Describe all other water rights appurtenant to same place of use: No other water right.

(sign)

Edward L. Lucena

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

American Falls, County of Power

State of Idaho, on this 15th day of August, A. D. 1966.

My commission expires: Jan. 3d, 1967.

McCloskey
Notary Public, Residing at
American Falls, Idaho.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G. 30014

RECEIVED
AUG 16 1966
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

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:

Erwin C. Schatz, 31 years of age, residence American Falls, Idaho; occupation farmer,
Post Office address, American Falls, Idaho

Ques. 2 Are you acquainted with Edward L. Kucera, the holder of
Permit No. G. 30014? How long have you known him and where does he reside?

Ques. 3. Have you read or heard said Permit No. G. 30014 read, and are you familiar
with its provisions and conditions: Yes yes No. _____

Ques. 4. State source of water supply: Well in southwest corner of SE $\frac{1}{4}$ NE $\frac{1}{4}$, and
well in southeast corner of SW $\frac{1}{4}$ NW $\frac{1}{4}$, 23, 7 S. 29 E.

Give location of place of diversion, showing subdivision, section, township and range
Well in southwest corner of SE $\frac{1}{4}$ NE $\frac{1}{4}$, Twp. 7, So., R. 29, EBM; and
Well in southeast corner of SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 23, Twp. 7, So., R. 29, E. B. M.

Describe works for conveying water to place of use: _____
Well and Sprinkler system

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 6.24 How much water have you seen being so
conveyed? 6.24

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
All in Sec. 23, Twp. 7, So., R. 29:
full legal description: 40 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 40 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 35 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$;
40 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 40 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 40 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$;
40 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$;

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (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.
Lava Ash, 6.24 cubic feet per second

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? 2nd week of May, 1962.

Other times you have seen such use: We see it about twice a week, each week during irrigation season.

(Signed):

Erwin C. Selaty

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 American Falls

Power, County of Power, State of Idaho, on this 15th day of August, A. D. 19 66.

W. C. Hoofbourrow
Notary Public for the State of Idaho
Residing at American Falls, Idaho.

My commission expires January 3d, 1967.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho
Permit No. G 30014

RECEIVED
AUG 16 1966

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

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:

William Ray Schatz, 34 years of age, American Falls, Idaho, residence; farmer;

Post Office address American Falls, Idaho.

Ques. 2 Are you acquainted with Edward L. Kucera, the holder of
Permit No. G 30014? How long have you known him and where does he reside?

know him 30 years; and he resides in Power County, Idaho, American Falls, his address.

Ques. 3. Have you read or heard said Permit No. G 30014 read, and are you familiar
with its provisions and conditions: Yes yes No No

Ques. 4. State source of water supply: two wells

Give location of place of diversion, showing subdivision, section, township and range
Well in southwest corner of SE1/4NW1/4 Twp. 7, So., R. 29, E.B.M. and
Well in southeast corner of SW1/4NW1/4 Sec. 23, Twp. 7 So., R. 29, E. B.M.

Describe works for conveying water to place of use: _____
Well and Sprinkler system

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 6.24 How much water have you seen being so
conveyed? 6.24

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description: All in Sec. 23, Twp 7, So., R. 29:
40 acres in SW1/4NE1/4; 40 acres in SW1/4NE1/4; 35 acres in SW1/4NW1/4;
40 acres in SE1/4NW1/4; 40 acres in NE1/4SW1/4; 40 acres in NW1/4SW1/4; 40 acres in NE1/4SE1/4;
40 acres in NW1/4SE1/4;

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (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.

Lava Ash, 6.24 cubic feet per second

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? none

Ques. 10. When did you first see this water used? and week of May, 1962

Other times you have seen such use: See it about twice a week, each week during the irrigation Season.

(Signed):

William Ray Schatz

* * * * *

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 American Falls

_____, County of Power, State of Idaho, on this 15th day of August, A. D. 19 66.

W. C. Longfellow

Notary Public for the State of Idaho

Residing at American Falls, Idaho.

My commission expires January 3d, 1967.

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF POWER. }

ss.

RECEIVED
AUG 18 1966
Department of Reclamation

Phyllis Ringe being first duly sworn

on oath, states:

That she is the principal clerk of the printer

of the Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls 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 the annexed notice or advertisement was published as 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 publica-

tion being the 21st day of July, 1966

the date of last publication being the

11th day of August, 1966

(Signed) *Phyllis Ringe*

Subscribed and sworn to before me this

15th day of August, 1966.

W. C. Looftbourrow
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL) 3d day of January, 1967.

Published in The Power County
Press July 21, 28, August 4 and
11, 1966

NOTICE OF PROOF OF
COMPLETION OF WORKS and
APPLICATION OF WATER TO
BENEFICIAL USE

Notice is hereby given that on the 15th day of August 1966, at American Falls, County of Power, State of Idaho before W. C. Looftbourrow, Notary Public, at 216 Idaho St., American Falls, Idaho, proof will be submitted of the completion of works for the diversion of 6.24 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30014, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Edward L. Kucera, American Falls, Idaho.

2. Said works of diversion will be fully completed on the date of such completion, and the amount of water which said works are capable of conveying to the place of use is 6.24 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes and the amount applied to beneficial use is 6.24 cubic feet per second.

4. The points of diversion of said water is Center E 1/2, Sec. 23, T. 7S, R. 29 E. B. M.

5. The place where said water is used is S 1/2 N 1/2, Sec. 23, T. 7S, R. 29 E. B. M.

6. The date of priority which is prepared to establish

Re: **Permit No. G-30014**

July 18, 1966

**Power County Press
American Falls, Idaho**

Gentlemen:

The Attorney General has ruled that all legal notices required by statutes relating to Proof of Completion of Works and/or Proof of Beneficial Use for licensing public waters of the State of Idaho to individuals or organizations must have the correct legal description for the points of diversion and lands to be irrigated.

Your paper under date of **July 14, 1966** received in this office **July 15, 1966**, in legal notice in regard to proof to be made by **Edward L. Kucera, American Falls, Idaho** on **August 1, 1966**, shows: **Paragraph 5 was completely omitted.**

which must be corrected to **5. The place where said water is used is S. 29 N. 34 E., Sec. 23, T. 7 S., R. 29 E., B.M.**

and published in four successive issues. **The cost of the two extra publications will be yours.**

The date for making the proof will **have to be advanced to August 15, 1966.**

Very truly yours,

**M. Russell Bosch
Office Manager**

cc: Applicant **Edward L. Kucera**
Notary Public **W. C. Loofbourrow**

30014

June 29, 1966

Re: Permit No. G-30014

Edward L. Kucera
American Falls, Idaho

Dear Mr. Kucera:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-30014. The proofs are to be made ~~at the American Falls, Idaho~~ on the 1st day of August, 19 66. before W. C. Loofbourrow
216 Idaho St., Am. Falls Notary Public.

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

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. 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, the 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,

M. Russell Bosch
Office Manager

Encl.

cc: Notary

30014

Re: Permit No. G-30014

June 29, 1966

Power County Press
American Falls, Idaho

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to August 1, 1966. The expense of the publication is to be paid by Edward L. Kucera of American Falls, Idaho to whom you should furnish proof of publication on or prior to the above date.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking at least one week prior to the first publication.

Very truly yours,

XXXXXXXXXXXXX
CARL E. LARSEN
Deputy State Reclamation Engineer

38014

36014

1/65

RECEIVED
JUN 27 1966NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that ~~at Ten A. M.~~, on the 1st day of August 19 66, at American Falls, County of Power, State of Idaho before W. C. Loofbourrow, Notary Public, at (address) 216 Idaho St., American Falls, Idaho., proof will be submitted of the completion of works for the diversion of 6.24 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30014, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Edward L. Kucera, American Falls, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.24 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes and the amount applied to beneficial use is 6.24 cubic feet per second.

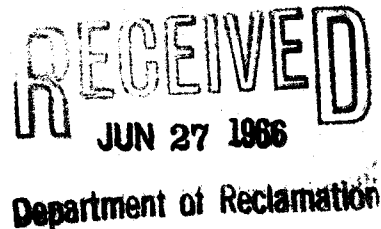
4. The points of diversion of said water ~~is one well in center of S $\frac{1}{2}$ and N $\frac{1}{2}$ of Sec. 23, Twp. 7, So., R. 29, E. B. M.~~ are Center E $\frac{1}{2}$, Center W $\frac{1}{2}$

5. The place where said water is used is ~~S $\frac{1}{2}$ of the 1 and N $\frac{1}{2}$ of 1 of Sec. 23, Twp. 7, So., R. 29, E. B. M. and S $\frac{1}{2}$ of NE $\frac{1}{4}$ and N $\frac{1}{2}$ of SE $\frac{1}{4}$ of Sec. 23, Twp. 7, So., R. 29, E. B. M.~~ S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$ Section 23, Twp 7S.

6. The date of priority which said user is prepared to establish is July 24, 1961
~~May 15, 1962~~

State Reclamation Engineer

30014



NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at Ten A. M., on the 1st day of August
19 66, at American Falls, County of Power, State of Idaho
before W. C. Loofbourrow, Notary Public, at (address) 216 Idaho St.,
American Falls, Idaho,, proof will be submitted of the completion
of works for the diversion of 6.24 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. 30014, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is Edward L. Kucera, American Falls, Idaho.

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 6.24 cubic feet per second.

3. The use to which said water has been applied is irrigation
, purposes and the amount applied to beneficial use is
6.24 cubic feet per second.

4. The point of diversion of said water is one well in center of S $\frac{1}{2}$ NW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$; and
one well in center of S $\frac{1}{2}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$,
in Sec. 23, Twp. 7, So., R. 29, E. B. M.

5. The place where said water is used is S $\frac{1}{2}$ of the N $\frac{1}{2}$ and N $\frac{1}{2}$ of S $\frac{1}{2}$ of
Sec. 23, Twp. 7, So., R. 29, E. B. M.

6. The date of priority which said user is prepared to establish is May 15, 1962

State Reclamation Engineer

30014

RECEIVED
JUN 27 1966

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 23, 1966.

(P. O.) American Falls, 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 Power County Press of
American Falls, Idaho, Published in
the county in which the works are situated.

Edward L. Lucera

(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

30014

W. C. LOOFBOURROW
LAWYER
American Falls, Idaho

RECEIVED
JUN 27 1966
Department of Reclamation

June 23, 1966

Department of Reclamation
State House
Boise, Idaho

Sirs:

Re: Permit G - 30014 Edward L. Kucera, American Falls, Idaho

Enclosed from No. 11 and No. 36, in duplicate,
hearing set for ten A. M., August 1st, 1966, before me, W. C. Loofbourrow,
Notary Public, American Falls, Idaho.

Yours truly,

W. C. Loofbourrow
W. C. Loofbourrow

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enc's 3

30014

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 30014

June 1, 1966

Edward L. Kucera
American Falls, Idaho

Dear Mr. Kucera:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 30014 are due not later than **August 7, 1966**

Before these proofs 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 in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated -- all by legal land description.

Enclosed also 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 two Forms 36.

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, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,

Carl E. Tappan

State Reclamation Engineer

Enclosures Form 36 and 11

30014

August 15, 1961

Re: Permit No. G-30014

Mr. Edward L. Kucera,
American Falls, Idaho.

Dear Mr. Kucera:

We enclose Permit No. G-30014 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Departmental Receipt No. G-6282, which was issued covering payment in the amount of \$6.50 for the filing fee of the above mentioned permit, was mailed to you with our letter of July 24, 1961.

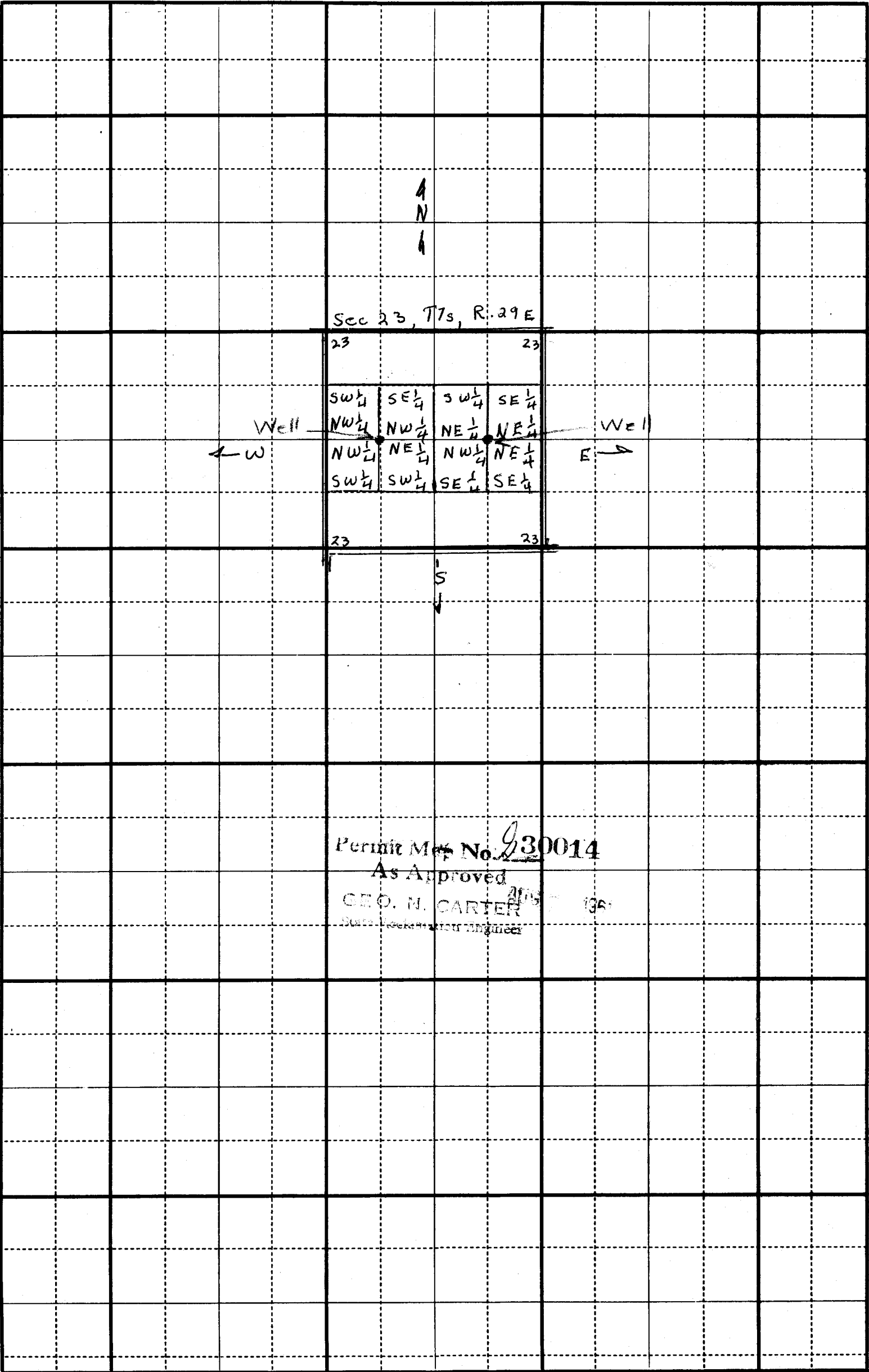
Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pak

36014



July 24, 1961

RE: Application No. G-38002

Edward L. Kucera
American Falls, Idaho

Dear Mr. Kucera:

Returned herewith is your application for permit with attached receipt No. G-6282 for \$6.50 filing fee for 6.23 cubic feet per second.

The points of diversion under 4 have been changed and the points shown on one map. Kindly check to be sure that the change shows correctly your intended points of diversion.

The land list has been shown on one line.

Kindly check the changes and return the application within 60 days for processing.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Deputy State Reclamation Engineer

RWT:mr
Enc. receipt
application

July 17, 1961

Re: Application for Permit

Mr. Edward L. Kucera
American Falls, Idaho

Dear Mr. Kucera:

Returned herewith are the two applications for permit which you submitted to this office without filing fees.

The fee for 1400 gallons per minute or 3.12 cubic feet per second is \$5.75. You may make one application for 2800 gallons per minute or 6.24 cubic feet per second and show all the land on the map with two wells located. We have pencilled one form partially. The fee for 6.24 cubic feet per second is \$6.50.

The signature on the permit does not need to be notarized.

Return one or both applications with two maps for each with proper filing fee for processing.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

RT:EPR:ew

30014 R1

LEGAL NOTICE

Published in The Power County Press July 7, 14, 21, and 28, 1966.

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on the 1st day of August 1966, at American Falls, County of Power, State of Idaho before W.C. Loofbourrow, Notary Public, at 216 Idaho St., American Falls, Idaho, proof will be submitted of the completion of works for the diversion of 6.24 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30014, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Edward L. Kucera, American Falls, Idaho.
2. Sid works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.24 cubic feet per second.
3. The use to which said water has been applied is irrigation, purposes and the amount applied to beneficial use is 6.24 cubic feet per second.
4. The points of diversion of said water is Center E 1/2, Center W 1/2, Sec. 23, T. 7 S., R. 29 E. B. M.
6. The date of priority which said user is prepared to establish is July 24, 1961.

R. Keith Higginson, Deputy State Reclamation Engineer.

30014

LEGAL NOTICE

Published in The Power County Press July 21, 28, August 4 and 11, 1966

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on the 15th day of August 1966, at American Falls, County of Power, State of Idaho before W.C. Loofbourrow, Notary Public, at 216 Idaho St., American Falls, Idaho, proof will be submitted of the completion of works for the diversion of 6.24 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30014, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Edward L. Kucera, American Falls, Idaho.

2. Sid works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.24 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes and the amount applied to beneficial use is 6.24 cubic feet per second.

4. The points of diversion of said water is Center E 1/2, Center W 1/2, Sec. 23, T. 7 S., R. 29 E. B. M.

5. The place where said water is used is S 1/2 N 1/2, N 1/2 S 1/2, Sec. 23, T. 7S, R. 29 E.B.M.

6. The date of priority which said user is prepared to establish is July 24, 1961.

R. Keith Higginson, Deputy State Reclamation Engineer.

30014