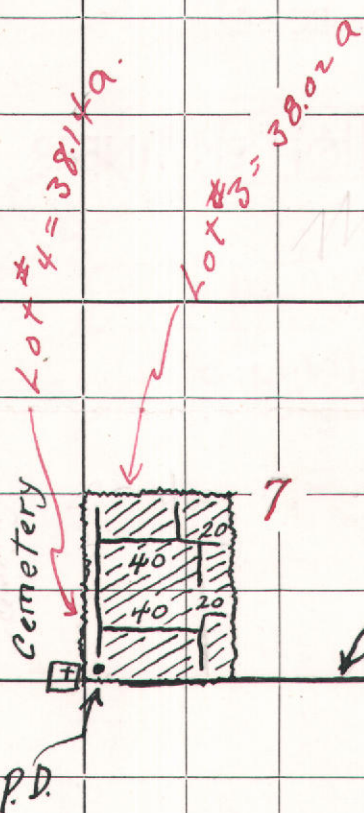


Twp. 6 S. R 31 E.

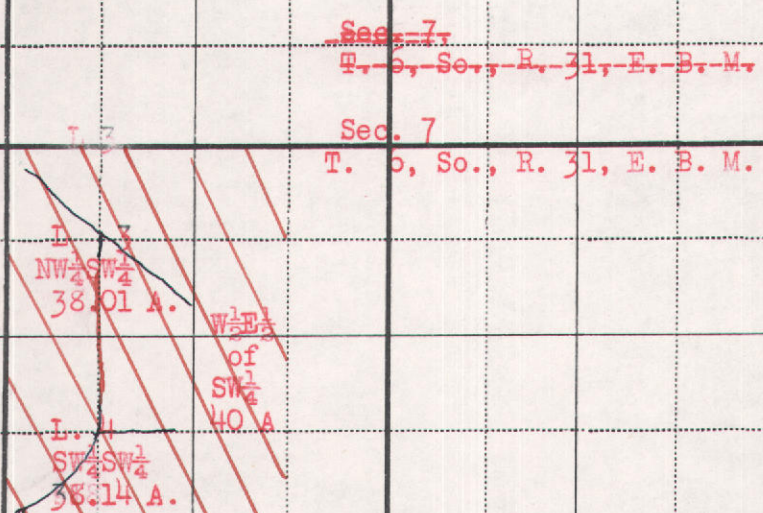


$T = 50 \pm F$

Gage = .65 cfs on 2' weir

$Q = 3.53 \text{ cfs ov } 176''$

Est. 200" at least. Lots of water going over top of concrete delivery trough.



runs
From the well the ditch/northeasterly to about the center of Lot 4, and is shown in black ink, the flume is shown in red ink; ditch running northwest to southeast across Lot 3, shown in black ink; and ditch running east from center of Lot 4 shown in black ink.

Permit Map No. 21103
As Approved
JUN 15 1919
MARK R. KULP
State Reclamation Engineer

State of Idaho

License and Certificate of Water Right

Water License No. 21103Amount 2.32 second feet

Water District No. _____

Priority June 13, 1949

THIS IS TO CERTIFY that **ELMER FUNK**
 of **American Falls, Idaho**, made application for a permit to appropriate the
 public waters of the State of Idaho, dated **June 13,**, 1949; that Permit No. **21103**
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.4 second feet, was issued thereunder on **June 7,**, 1950, showing that said works
 were completed on the **20th** day of **April**, 1950; and that on the **12th**
 day of **June**, 1950,

ELMER FUNK

of **American Falls**, State of **Idaho**, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of **subterranean flow**
 from a well ~~in the tract~~, for the purpose of **irrigation**
 , under Use Permit No. **21103** of the **Department of Reclamation**
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

8 of Licenses at page **4663**, on the **15th** day of **December**, 1950;

The right hereby confirmed dates from **June 13,**, 1949;

The Point of Diversion is located in **Lot 4 or**
 in the **SW 1/4 SW 1/4**, Sec. **7**, Tp. **6 S.**, R. **31 E.**, B. M. **Bingham County**

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed **2.32** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S.	31 E.	7	NE 1/4 SW 1/4	20	20
			Lot 3	40	38.02
			Lot 4	40	38.14
			SE 1/4 SW 1/4	20	20
			Number of Acres Actually Irrigated -	-	- 116.16

The right to the use of the water aforesaid 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
15th day of **December**, 1950.

MARK R. KULP*State Reclamation Engineer*

(SEAL)

35 2148

State of Idaho

License and Certificate of Water Right

Water License No. 20156Amount 2.4 second feet

Water District No. _____

Priority August 15, 1947

THIS IS TO CERTIFY that

EDWARD A. CRUZENof Donnelly, Idaho

, made application for a permit to appropriate the

public waters of the State of Idaho, dated August 15, 1947; that Permit No. 20156 was issued under said application; that Certificate of Completion of works, with a carrying capacity of16 second feet, was issued thereunder on January 16, 1950, showing that said works were completed on the 16th day of January, 1950; and that on the 22nd day of July, 1950,**EDWARD A. CRUZEN**of Donnelly, State of Idaho

, made proof to the satisfaction of the

State Reclamation Engineer

of Idaho, of the right to use the waters of Mad Creek, a tributary of Payette River, for the purpose of irrigation and domestic

use

, under Use Permit No. 20156 of the Department of Reclamation

and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

8 of Licenses at page 4664, on the 20th day of December, 1950;The right hereby confirmed dates from August 15, 1947;

The Point of Diversion is located

in the NE 1/4 SE 1/4, Sec. 17, Tp. 17 N., R. 3 E., B. M. Valley County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.4 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
17 N.	3 E.	20	NE 1/4 NW 1/4	40	35
			NW 1/4 NW 1/4	40	40
			SW 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	25
			NE 1/4 SW 1/4	40	15
			NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	15
			Number of Acres Actually Irrigated	-	- 250

The right to the use of the water aforesaid 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

20th day of December, 1950.**MARK R. KULP**

State Reclamation Engineer

(SEAL)

N^o 21103
25-2148

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

APPLICATION No. 28771
PERMIT No. 21103
DISTRICT No.

1. Name of Applicant: **ELMER FUNK**

Postoffice address: **American Falls**

County: **Power**

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:

- (b) Treasury stock:
- (d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: **Two and 4/10 (2.4)**

cubic feet per second.

3. Source of water supply: **A well**

which is a tributary of

4. Location of point of diversion: **25**

feet distant from the **Southwest**

corner of Section **7**, T. **6 S.**, R. **31 E.**, B.M., and is in the **SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 4)**

of Section **7**, T. **6 S.**, R. **31 E.**, B.M., County of **Bingham**

5. Water is to be used for **Irrigation**

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 feet

distant from the corner of Section , T. , R. , B.M., in the

of Section , T. , R. , B.M.

7. Estimated cost of works: \$ **7,000.00**

8. Kind of works: **Well, pump, flume 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 feet.

11. Ditch: Width at bottom **2** feet; width at water line **3** feet; depth of water **2** feet;

dimensions of flume:

Diameter of pipe **12** inches; length of conduit **1/8** miles.

Average grade per mile **eight** feet.

12. The time required for the completion of such work is **One** years.

13. The time required for the complete application of the water to the proposed use is **None** additional years.

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.

ELMER FUNK Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 2:00 P. M. June 13, 1949

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21103
Recorded in Book 76 Page 21103 Approved June 15, 1949
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 August 15, 1949 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 December 15, 1949
The whole of said work to be completed on or before June 15, 1950
Beneficial use of water appropriated in accordance herewith, to be made on or before June 15, 1950

WITNESS My hand this 15th day of June, 1949 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 15th day of June, 1949.
Countersigned: STATE OF IDAHO
(SEAL) By J. D. "CY" PRICE C. A. ROBINS
Secretary of State. Governor.

REMARKS:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6 S.	31 E.	7										W½ Lot 3-Lot 4	W½					120	
												20	40	40	20				

December 20, 1950

Re: Permit No. 21103

Mr. Elmer Funk
American Falls, Idaho

Dear Mr. Funk:

We enclose License and Certificate of Water Right issued you under Permit No. 21103, confirming your right to the use of 2.32 second feet of water from a well in the SW¹/₄ SW¹/₄ Section 7, Township 6 South, Range 31 East, B.M., with priority of June 13, 1949, for irrigation in lots 3 and 4, and the W¹/₂ E¹/₄ SW¹/₄ of said Section 7.

We also enclose Departmental Receipt No. 22911 for the \$8.00 fee paid in connection with this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21103

December 7, 1950

Re: Permit No. 21103

Mr. Elmer Funk
American Falls, Idaho

Dear Mr. Funk:

The report of our Field Engineer on examination for beneficial use under your Permit No. 21103 shows that you have irrigated 116.16 acres in Lots 3 and 4 (or $W\frac{1}{2}$ $SW\frac{1}{4}$) and the $W\frac{1}{2}$ $E\frac{1}{2}$ $SW\frac{1}{4}$ Section 7, Township 6 South, Range 31 East, B.M.

Therefore, upon receipt of the statutory fee of \$8.00, being at the rate of \$2.00 for each 40 acre subdivision in which the land is located, a License will be issued for 2.32 second feet of water from a well in the $SW\frac{1}{4}$ $SW\frac{1}{4}$ (or Lot 4) of said Section.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

21103

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 21103

This proof is for Beneficial use In Water District No. _____

1. Name of applicant Elmer Funk, American Falls, Idaho
2. Source of water supply: Subterranean from a well
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 4) of Section 7
T. 6 S. R. 31 E. County of Bingham
4. Describe works as they exist, giving dimensions and capacities of same: Well is 18" in diameter, 141' deep, cased first 20', balance in rock. Pump sets 120' down into the well. 10" column, 12" bowl, 3 stage. Water last year stood at 90'; this year at 80'. There seems to be no drawdown. The motor is a G. E. 75 h.p., 440 v., 91 amps, 1765 rpm. #VC6625944. The pump is a Fairbanks Morse Pomona Turbine, PK5602. Has a 50 gal. primer tank and is set on concrete. The pump and well have a metal shed 8' by 8' by 6 $\frac{1}{2}$ ' high, sets on a heavy concrete floor 8' by 8'.
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):

Lots 3 and 4, and W $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 7, Twp. 6 South, Range 31 East, B. M.

120 acres

Lot 3 = 38.02 a.

Lot 4 = 38.14 a.

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

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

Remarks: Discharge is to the West through a steel pipe 13 3/4" in diameter by 5' long into a concrete sump 5' by 5' and 66" high, 6 $\frac{1}{2}$ " thick concrete. The sump has Armo gates opening into 15" culvert pipes into ditches extending both North and South. The ditch is 4' wide in the bottom by 14" to 18" deep. Meter is a G. E. 480 V., 3 ph., 60 cy., Model BC6MAK. Serial #28288587. Meter was covered with sweat on the inside and was very difficult to read. The gage reading was 125 over the 2' weir and quantity equals 3.63 c.f.s. or 176" over the weir. Allow for additional water which was running over the top of the concrete side wall leading into ditch. Estimate 200" delivery. Temp. of the water equals 50°F. Reading of the dial on the meter was 10 rpm in 28 seconds.

This examination was made on the 29th day of August, 19 50

(Signed) E. N. Humphrey Examiner.

21103

well = 141' deep. x 18"
 and 20' rock rock,
 pump sets @ 120'
 column = 10" bored 12" 3' stage
 water h. = 90' last yr.
 80' this "
 drawdown = none last yr.

DEC 6 1950

Department of Reclamation

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.

Elmer Funk

American Falls, Idaho

Permit No. 21103

Examination for Beneficial use

County Bingham

7 well

63-31E

Q = 2.4 cfs.

Pd = 824 lbw see 7

Acres = 120

between Abund. & Am. Falls

Meter Reading: .81 Kw

A.E. 480V. 3ph. 60cps.

Model = B C 6 M 4 K

28 288 587

Meter is covered with snow and is difficult to read

T = 50°F

.65 = gage, 2' weir = 3.53 fps. = 176" over weir 15" to 25" running over Top of concrete wall with

Motor = G.E.

75hp. V=440. amper 91

1765 r.p.m.

UC 66 25944

Pump.

Fairbanks Morse Panama

Turbine PK 5602

has 50gal primer tank

Rest on concrete

Metal shed over pump. 8'x8'x6 1/2 to plate.

Heavy concrete floor 8'x8' Good sturdy house.

Discharge to west thru

pipe (steel) 13 3/4" d. x 5' long

into concrete pump

5'x5'x66" h. x 6 1/2" T.

Gate opening thru 15"

Culvert pipes both N. & S.

Slit is 4' wide in bottom

x 12 to 18" deep.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21103

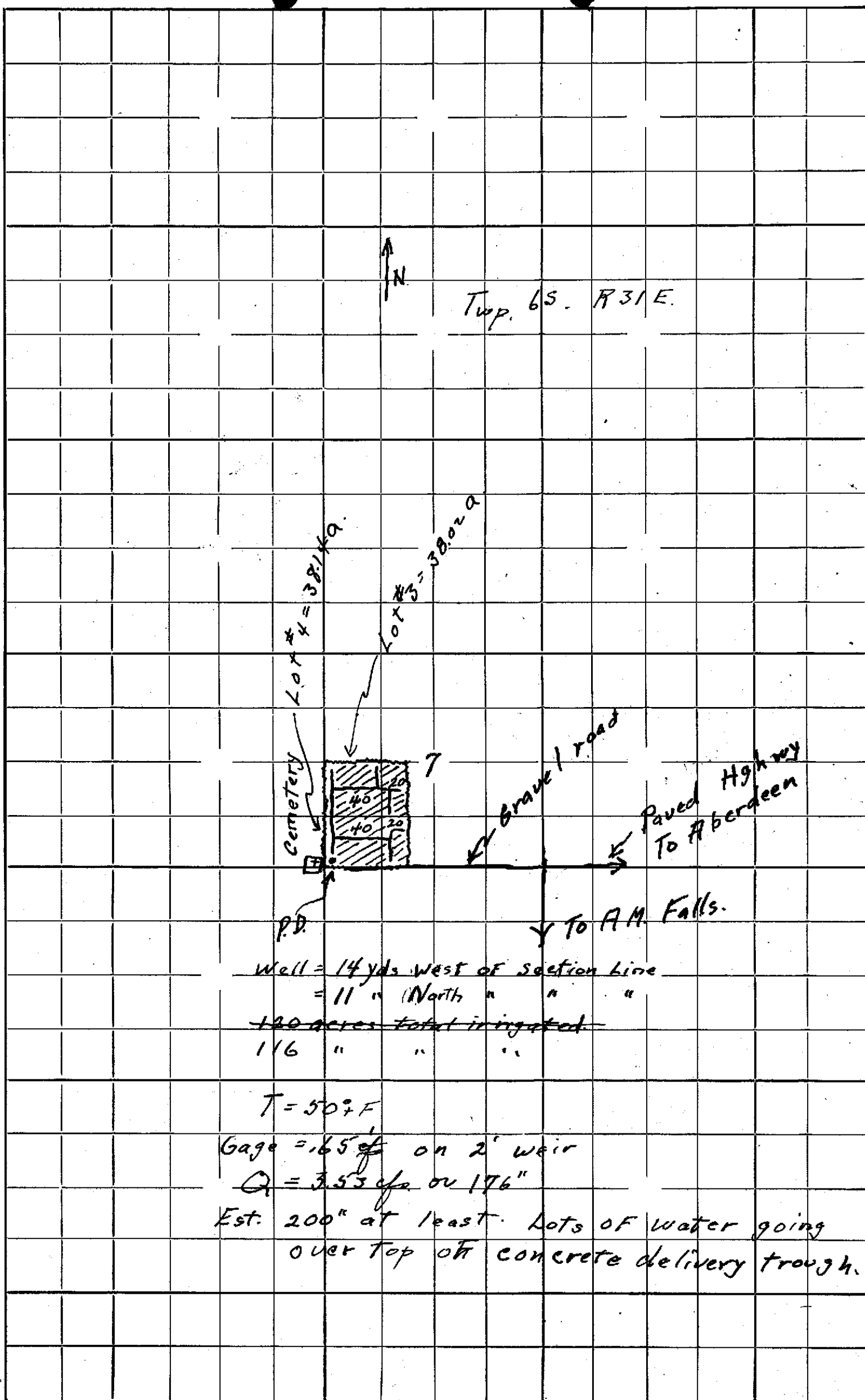
REPORT ON PROOF OF Beneficial use

232 cfs
max

app. 2.4 cfs

116.16 acres
4-40's

10 rpm



✓
August 25, 1950

Re: Permit No. 21103

Mr. Elmer Funk
American Falls, Idaho

Dear Mr. Funk:

I will plan to make inspection for Proof of Beneficial Use as required by law on your Permit No. 21103 on Tuesday or Wednesday, August 29th or 30th.

I hope it will be possible for you to accompany me on this inspection.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

ENH:bh

21103

June 22, 1950

Re: Permit No. 21103

Mr. Elmer Funk
American Falls, Idaho

Dear Mr. Funk:

We have received from Mr. W. C. Loofbourrow, Notary Public, the depositions of yourself and two witnesses, also Affidavit of Publication in the Aberdeen Times, all submitted in Proof of Beneficial Use under Permit No. 21103.

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

We are unable to say just when this examination will be made as this Department has but one Field Engineer who makes examinations all over the State.

However, the Field Engineer for this Department will try and contact you at the time he makes the examination in order that you may arrange to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn

21103

W. C. LOOFBOURROW
ATTORNEY AT LAW
AMERICAN FALLS, IDAHO

RECEIVED
JUN 13 1950
Department of Reclamation

June 12, 1950.

Department of Reclamation,
State House,
Boise, Idaho

Sirs:

R^d: Elmer Funk ~~#21103~~ #21103

Enclosed depositions of holder, two witnesses and proof of
publication from Aberdeen Times.

If there is anything further required on this, please advise.

Yours truly,

W. C. Loofbourrow
W. C. Loofbourrow.

L
enc's 3

21103

Affidavit of Publication

STATE OF IDAHO,

COUNTY OF BINGHAM

SS

ROBERT M. HAMMES, being first duly sworn, on his oath states:

That he is the CO-PUBLISHER of the ABERDEEN TIMES, a newspaper of general circulation in Bingham County, Idaho, published weekly at Aberdeen, 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 for publication; and that said NOTICE was published as per clipping attached, in the regular and entire edition of said newspaper and not in any supplement thereof, in four consecutive issues, the date of the first publication being the 11 day of May, 1950, and the last publication being the 1 day of June, 1950.

Subscribed and sworn to me this 10 day of June, 1950

My commission expires 12-31-53 Notary Public Residing in Aberdeen, Idaho

NOTICE FOR PUBLICATION NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at ten A. M. on the 12th day of June, 1950, at American Falls, County of Power, State of Idaho, before W. C. Loufborrow, a Notary Public, proof will be submitted of the application to beneficial use of 2.4 cubic feet per second of the water of a Well in accordance with the terms and

conditions of Permit No. 21103 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 Elmer Funk, American Falls, Idaho.

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

The amount applied to beneficial use is 2.4 cubic feet per second.

The place where said water is used, Lots 3 and 4 and W $\frac{1}{2}$ of E $\frac{1}{2}$ of the Southwest Quarter of Section Seven, Twp. 6, So., R. 31, 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 well on the premises, conveyed from well by ditch and pipe.

The right to take water from such works is based upon Permit No. 21103.

The source or supply from which such water is diverted is well in Southwest corner of Southwest Quarter Sec. 7, Twp. 6, So. R. 31, E. B. M.

The date of priority which said user is prepared to establish is June 13, 1949. 21103

MARK R. KULP,
State Reclamation Engineer
Published May 11, 18, 25, June 1.

21103

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21103

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Elmer Funk, American Falls, Idaho; farmer; American Falls, 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. individual

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

Ans. 21103, Dated June 15, 1949; date of priority June 12, 1950.

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

Ans. Well; twenty-five feet distant from the southwest corner of Section seven.

T. 6, So., R. 31, E., and is in Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of said section, in Bingham County, Idaho

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.

Ans. Well, pump, flume and ditches, capable of carrying three cubic feet.

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. Irrigation: Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$) 38.01 Acres; Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) 38.14 acres; and
W $\frac{1}{2}$ of E $\frac{1}{2}$ of SW $\frac{1}{4}$; 40 acres, all in Section Seven, Twp. 6, South, R. 31 E. B. M.

All in cultivation: Cleared of sagebrush and placed in cultivation by
reason of such water.

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

Ans. irrigation, only.

21103

Ques. 8. What is the minimum amount of water required for the purpose specified above?
Ans. two and four/tenths cubic feet

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. Individual ownership by deed to me

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.
Ans. Completed in Fall of 1949, wells tested, and measurements made, and is being used during the spring of 1950 in irrigating the land mentioned.

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 water used on this land.

(Sign Elmer Frank)

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 12th day of June, A. D. 1950.

W. C. H. H. H. H. H.
Notary Public, Residing at American Falls, Idaho.

My commission expires December 8th, 1953.

21103

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 21103

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. Alfred Schmidtgal, 24 years of age, American Falls, Idaho,
farm laborer: American Falls, Idaho

Ques. 2. Are you acquainted with Elmer Funk, the holder of Permit No. 21103? How long have you known him and where does he reside?

Ans. Over fifteen years, he resides at American Falls, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21103, 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. 26 feet from southwest corner of Sec. 7, T. 6 S., R. 31 EBM.,
in Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 7, T. 6, S., R. 31 EBM., Bingham County, Idaho,
well, ditches and flumes

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. one hundred fifty second feet

Ques. 6. 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. Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$, 38.01 acres; Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) 38.14 acres; and W $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$, 40 acres,
all in Sec. 7, Twp. 6, So., R. 31, EBM., all in cultivation: The land was
cleared from sage brush and put in condition for iggiation, and the well, ditches
and flumes were built for the express purpose and as a direct result of such
improvements.

21103

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Irrigation, only

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.

Ans. Sandy loan, 2.4 cubic feet per second

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. none

Ques. 10. 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. Helped irrigate the land once in the spring of 1950: Have seen it being used at other times.

The full amount of water was being used.

(Signed) Alfred Schmitz

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 12 day of June,

A. D. 19 50.

W. C. Hargrave

My commission expires Dec. 8, 1953 - Residing at American Falls, Idaho. Notary Public.

21103

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 21103

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. Dean Peterson, 36, Aberdeen, Idaho, farmer, Aberdeen, Idaho.

Ques. 2. Are you acquainted with Elmer Funk, the holder of Permit No. 21103? How long have you known him and where does he reside?

Ans. Yes. Have known him about a year. - Resides at American Falls, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21103, 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. 25 feet distant from the southwest corner of Sec. 7, T.6S, R. 31 EBM., in Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 7, T. 6, S., R. 31 EBM, Bingham County, Idaho, well ditches and flumes.

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. One Hundred Fifty Second Feet

Ques. 6. 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. acres; Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$) 38.01/ Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) 38.14 acres; and W $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$, 40 acres, all in Sec. 7, Twp. 6, So., R. 31, EBM., all in cultivation: The land was cleared from sage brush and put in condition for irrigation, and the well, ditches and flumes were built for the express purpose and as a direct result of such improvements.

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Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Irrigation, only

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.

Ans. Sandy loam; 2.4 cubic feet per second

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. no

Ques. 10. 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. Am working for Elmer Funk, and have irrigated with this water on this land three times during the spring of 1950. All of the water was used.

(Signed) Dean Peterson

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 12 day of June,
A. D. 1950.

W. C. Hoofbauer

My commission expires Dec. 8th, 1953.

Notary Public.
Residing at American Falls, Idaho.

21103

June 8, 1950

Re: Permit No. 21103

Mr. Elmer Funk
American Falls, Idaho

Dear Mr. Funk:

We enclose Certificate of Completion of Works issued under Permit No. 21103 for the diversion of 2.4 second feet of water from a well in Lot 4, Section 7, Township 6 South, Range 31 East, B.M. for the irrigation of Lots 3 and 4, and $\frac{1}{4}$ of said Section 7.

We also enclose Departmental Receipt No. 22395 for the \$5.00 fee paid in connection with this proof.

We have sent to the Aberdeen Times, Notice of Proof of Beneficial Use Proof to be made under this Permit on June 12, 1950 before Mr. W. C. Loofbourrow, Notary Public, with instructions to publish it once a week for four consecutive weeks prior to that date and to send you the Affidavit of Publication, together with statement of costs.

We enclose herewith, the necessary forms of deposition to be used in making this proof, and at the time set, you should appear before the Notary Public together with two disinterested witnesses who are familiar with the terms of your Permit and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21103

Permit No. 21103STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

RECEIVED
APR 21 1950
Department of Reclamation

STATE OF IDAHO

County of Power

ss.

Elmer Funk,

, 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. 21103, and that his postoffice address is American Falls,
State of Idaho

Second: That the name of the stream which said water is to be directed is
Well

Third: That the point of diversion of said water is
Southwest corner of Southwest Quarter of Sec. 7, Twp. 6, So., R. 31, E. B. M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by June 15, 19 50

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: ditch and pipe, well and pump, Well 141 ft. deep,
10 inch casing, Pomono pump, (Reservoir, dam, ditch, flume, pipe or otherwise) 97 ft. lift

II. Dimensions of work: dam

(a) Height of dam no feet, length of dam at top no feet, length of dam at bottom no feet. Material used in construction no

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir no acre feet.

(c) Size of headgate: Width no feet, height no feet.

(d) Conduit ditch width at bottom one feet, width at water line 2.5

(State whether ditch, flume or pipe)

feet, depth of water one feet; diameter of pipe 14 inches, average grade per mile is five feet. Length of conduit is 1.5 miles.

Seventh: That said works are capable of conducting to the place of intended use 2.4 second feet of water.

Eighth: That water appropriated under said permit is available for 120 acres of land described as follows: Lots 3 and 4 and $W\frac{1}{2}$ of $E\frac{1}{2}$ of
Southwest Quarter of Sec. 7, Twp. 6, So., R. 31, E. B. M.

Ninth: Remarks: That

Elmer Funk

(Sign Here)

Subscribed and sworn to before me this 20th day of April, 1950.

My commission expires Dec. 5, 1953.

W. C. Laabourson

Notary Public.

Residing at American Falls, Idaho.

21103

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 21103

Date: May 9, 1950

Aberdeen Times

Aberdeen, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to June 12, 1950, the date set for proof, the expense of the publication to be paid by the applicant, Elmer Funk of American Falls, 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 of the first publication.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

By

Chief Clerk

21103

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at ten A. M. on the 12th day of June, 1950,
at American Falls, County of Power State of Idaho, before
W. C. Loofbourrow, a Notary Public., proof will be submitted of the
application to beneficial use of 2.4 cubic feet per second of the waters of
a Well in accordance with the terms and conditions of Permit No. 21103
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
Elmer Funk, American Falls, Idaho

The use to which said water has been applied is irrigation

The amount applied to beneficial use is 120 inches 2.4 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) Lots 3 and 4 and 1/2 of E. of the Southwest Quarter of Section Seven, Twp. 6, So., R. 31, 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 Well on the premises, conveyed from well by ditch and pipe

The right to take water from such works is based upon Permit No. 21103

The source of supply from which such water is diverted is
well in Southwest corner of Southwest Quarter Sec. 7, Twp. 6, So. R. 31, E.B.M.

The date of priority which said user is prepared to establish is June 13 1949

MARK R. KULP

State Reclamation Engineer.

21103

May 5, 1950

Re: Permit No. 21103

Mr. Elmer Funk
American Falls, Idaho

Dear Mr. Funk:

We return your Proof of Completion of Works
under Permit No. 21103 to be completed as follows:

Question 6, of course, should include the
well and pump and under "Remarks" please state the
depth of the well, size of casing, kind and size of
pump, and height of the lift.

Very truly yours.

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

P. S. You omitted to include the \$5.00 fee required
in connection with this proof.

21103



C. A. ROBINS
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

May 5, 1950

Re: Permit No. 21103

Mr. Elmer Funk
American Falls, Idaho

Dear Mr. Funk:

We return your Proof of Completion of Works
under Permit No. 21103 to be completed as follows:

Question 6, of course, should include the
well and pump and under "Remarks" please state the
depth of the well, size of casing, kind and size of
pump, and height of the lift.

*141' deep.
10 inch casing
Ponduro
97' lift*

Very truly yours.

MARK R. KULP
State Reclamation Engineer

By

Jaune L. Anderson
Chief Clerk

A:bh
Enc.

P. S. You omitted to include the \$5.00 fee required
in connection with this proof.

RECEIVED
JUN 7 1950
Department of Reclamation

21103

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 20, 1950

(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
~~XXXXXX XXXXX XXXXX~~ Aberdeen Times of Aberdeen, ~~American Falls,~~ Idaho, published in
the county in which the works are situated.

Chas. F. Smith

(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.

21103

Form No. 5-A

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Mr. Elmer Funk

BOISE

April 1, 1950

American Falls, Idaho

Dear Sir:

Under the terms of your permit No. ~~21103~~ you are required to complete your diversion works and make proof of beneficial use on or before ~~June 15, 1950~~.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public or 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 of Works will be issued to you.

We also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is ~~June 15, 1950~~, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

21103

June 22, 1949

Re: Permit No. 21103

Mr. Elmer Funk
American Falls, Idaho

Dear Mr. Funk:

We enclose Permit No. 21103, issued on your Application No. 28711, which has been amended to call for 2.4 cubic feet per second of water from a well in Lot 4, Section 7, Township 6 South, Range 31 East, B.M.

We also enclose Departmental Receipts Numbers 21584 and 21601, totaling the \$5.50 filing fee.

Your attention is directed to the limitations and conditions as given on the 4th page under Approval of the State Reclamation Engineer.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21103

W. C. LOOFBOURROW
ATTORNEY AT LAW
AMERICAN FALLS, IDAHO

June 21, 1949.

Department of Reclamation,
State House,
Boise, Idaho.

Sirs:

Re: Application No. 28771 - Elmer Funk, American Falls, Idaho.

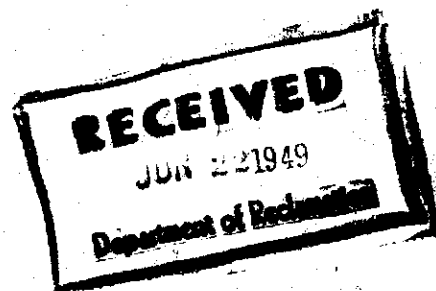
Mrs. Funk was in with your letter of the 20th to Elmer Funk and asked me to send you the 25¢ additional filing fee and request that you make the change to the 2.4 second feet mentioned.

Enclosed is my check for the 25¢.

Yours truly,

W. C. Loofbourrow
W. C. Loofbourrow.

L



21183

June 20, 1949

Re: Application No. 28771

Mr. Elmer Funk
American Falls, Idaho

Dear Mr. Funk:

We are in receipt of your letter of June 18, requesting that your Application for Permit for water from a well be changed to three (3) second feet instead of two (2) second feet.

This application has already been approved and signed by the proper State Officials, but we can make a change in this Department to 2.4 second feet (or 120 inches) which is the maximum allowed by Statute for the irrigation of 120 acres.

If you wish us to make that amendment, you may send an additional twenty-five cents, as the filing fee on that amount is \$5.50 instead of \$5.25.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

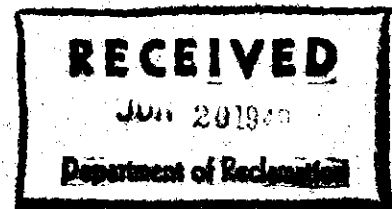
Chief Clerk

A:bh

21103

W. C. EOOFBORROW
ATTORNEY AT LAW
AMERICAN FALLS, IDAHO

June 18, 1949.



Department of Reclamation
State House,
Boise, Idaho.

Sirs:

Under date of June 11th, sent you Application for filing
on well water for irrigation in Bingham County, Idaho.

Had a well man assist me in making out the application and he
said it was two second feet per minute which I put in the application.
Am told now by an irrigation engineer that I wanted three second feet
per minute.

Will you kindly return the papers so that I can make this
correction?

Yours truly,

A handwritten signature in cursive script, appearing to read "Elmer Funk".

Elmer Funk

L

21103

Sec. 7.

T. 6, So., R. 31, E. B. M.

Sec. 7

T. 6, So., R. 31, E. B. M.

NW $\frac{1}{4}$ SW $\frac{1}{4}$
38.01 A.W $\frac{1}{2}$ E $\frac{1}{2}$
of
SW $\frac{1}{4}$
40 A.L. 4
SW $\frac{1}{4}$ SW $\frac{1}{4}$
35.14 A.*well = point of diversion*

runs

From the well the ditch/northeasterly to about the center of Lot 4, and is shown in black ink; the flume is shown in red ink; ditch running northwest to southeast across Lot 3, shown in black ink; and ditch running east from center of Lot 4 shown in black ink.

Permit Map No. 21103

As Approved

JUN 15 1949

MARK R. KULP

State Reclamation Engineer