

Rge. 38 F

Payto.

5 Acres

Preston

5

Twp. 15 S.

23

$$10 \times 384 = 38.4 \text{ GPM}$$

Q₂

$$\text{Vol/arrow} = 5 \times 3.5 = 17.5 \text{ ac ft/yr.}$$

Q measured = 08 CFS

Q recommended = 08

Volume $2 \times 210 \times .08 = 33.6 \text{ ac ft}$

Acreage

Found 5

recommended 5

Subdv. 1

Ammendments

- ☒ None
- ☐ P.D.
- ☐ Place of use
- ☐



A
12.4

D128
1320

B
14.7
A. Hansen

E
10.1

D
2.1

C
8.3

B
6.3

A
5.7

A
23.0

D316
1250

A
10.2

B
9.2

D483
1240

C
11.9 Veri page

8.0

D517
1380

D441
1450

Elson Robb

E. O. Bergeson

D13
1430
L. A. Uell
Frandsen

P
7.9
C
4.72

9.1 1460

Douglas Phillips

B
15.0

A
4.2

D517
1400

Schwanerfeldt

E D490 F
10.2 1440 10.3

Veri D. Hart

G
10.6

A
2.2

D-396
1410
3.9

H
1.3

D
5.9

C
8.4

D158
1850

D. H. G. Dall

E
3.2

6.6

H
5.7

I
5.5

D
3.3

C
3.9

B
1.8

A
9.6

D159
1840

Mark Archibald

C
3.8

J
2.7

15/14
22/23

D-396
2010
D-336

D396
1860

L. R. Archibald

5.0

3.2

M
12.3

K
4.8

D32
1820

E
1890

A
8.2

D176
1380

A
8.9

D346
1870

Perry Phillips

A
14.8

D508
1830

George Aston

David Schwartz

C
4.1

B
6.1

D455
1970

48 2248

RECEIVED
JUL 15 1966

Department of Reclamation

THE PRESTON

Citizen

Phone 852-0155

Published Thursdays

PRESTON, IDAHO

Gentlemen:

Attached herewith is a copy of the legal notice that is currently running in The Citizen. According to our records the notice is scheduled to run until Aug 18. If there are any errors in the copy, would you please notify us immediately by marking this copy and returning it to the office, so that corrections can be made before the notice runs again. For your information the charge for running the notice will be _____. This is not a proof of publication.

Sincerely Yours,

The Preston Citizen

Permit no #
G-30175

HOLD FOR JULY 28
NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that on the 22nd day of August, 1966, at Preston, County of Franklin, State of Idaho before James P. Tasso, Notary Public, at 10 West Oneida, Preston, Idaho, proof will be submitted of the completion of works for the diversion of $\frac{1}{2}$ cubic foot 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 30175, 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 Dayton Cemetery District, Dayton, 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 $\frac{1}{2}$ cubic feet per second.

3. The use to which said water has been applied is irrigation of cemetery, purposes and the amount applied to beneficial use is $\frac{1}{2}$ cubic feet per second.

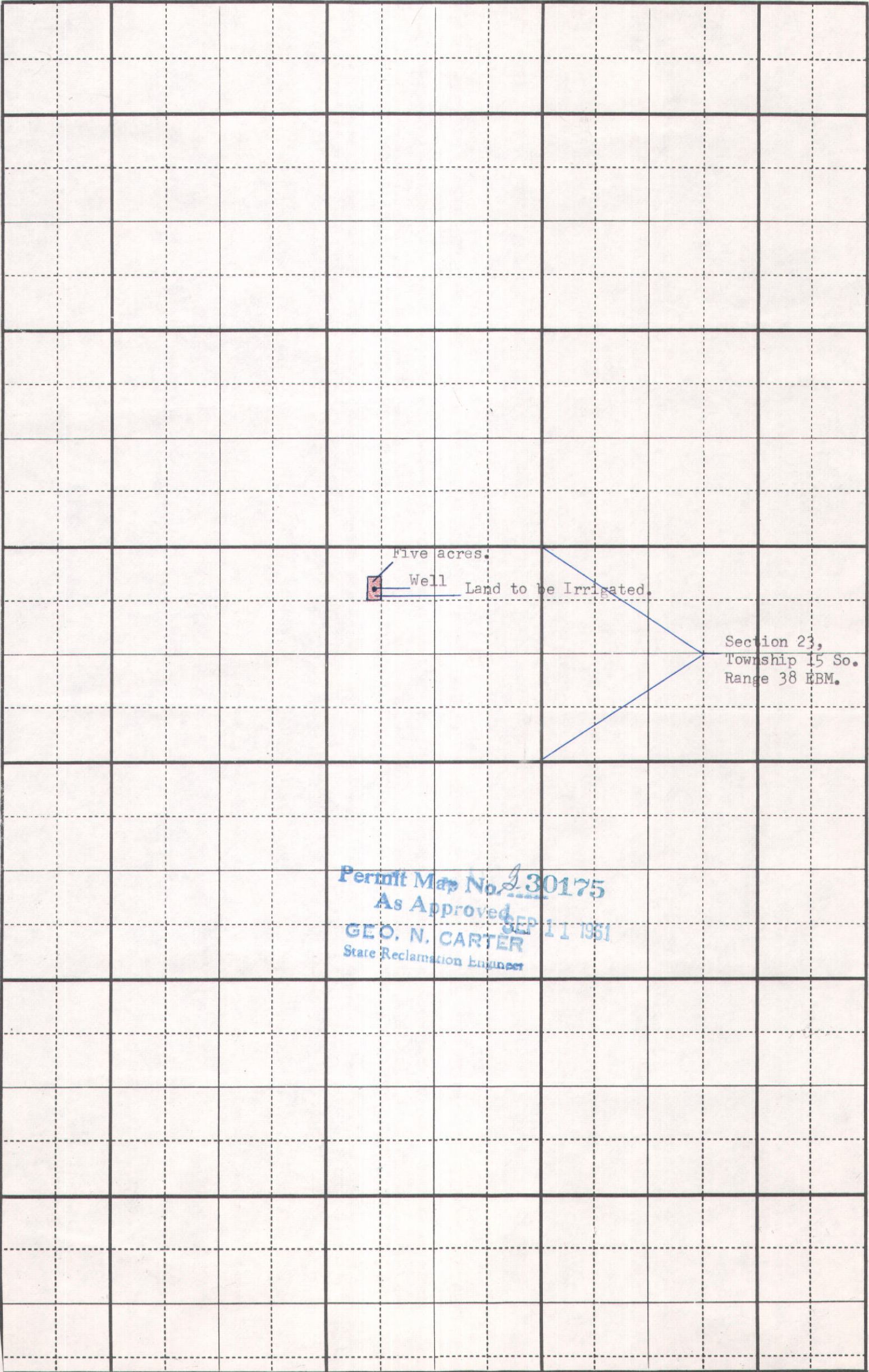
4. The point of diversion of said water is NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Twp 15 S, rnge 38 EBM.

5. The place where said water is used is 5 Acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Township 15 S, rng 38 EBM.

6. The date of priority which said user is prepared to establish is September 11, 1961.

R. KEITH HIGGINSON
Deputy State
Reclamation Engineer
Legal No. 1093—Pub. July
23, August 4, August 11, August 18, 1966

30175



Permit Map No. 30175
As Approved
GEO. N. CARTER
State Reclamation Engineer
SEP 11 1951

State of Idaho
Department of Water Administration
LICENSE OF WATER RIGHT

License of Water Right No. 30175/13-2248 Priority Sept. 11, 1961 Amount 0.08 cfs

THIS IS TO CERTIFY, that Dayton Cemetery District
of Dayton, Idaho, has complied with the terms and conditions of Permit
No. 30175/13-2248 issued pursuant to Application for Permit dated September 11, 1961,
and has submitted proof to the Department of Water Administration on August 22, 1966,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.08 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 0.08 cfs for irrigation from April 1 to Nov. 1 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 0.08 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 23, Twp. 15 S, Rge. 38 E, B.M.

in the county of Franklin; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 17.5 acre feet per year or _____
3.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
15 S	38 E	23					5												5

Total number of acres irrigated 5

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 16 day of

June, 19 72.


Director

13 2248

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

13- 2248

Application No. G- 38212
Permit No. G- 30175
District No.

1. Name of Applicant: Dayton Cemetery District
Postoffice address: Dayton County: Franklin State: Idaho
2. Quantity of water claimed: 1/2 second foot
 (a) Rate of withdrawal in cubic feet per second or Idaho
 Miners' inches or gallons per minute
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NW 1/4 of the NW 1/4 of Section 23
 Twp. 15 So., Rge. 38 E., B.M., County of Franklin
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 1/4 of the 1/4 of Section , Twp.
 Rge. , B.M.
 (b) Waste water or sewage effluent is to be returned to
 at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, pump, sprinkler
8. Estimated cost of works: \$ 2,000.00
9. (a) Is reservoir to be used?
 (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) .05 (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) .5 (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.

Dayton Cemetery District *Applicant.*

By s/ Laron A. Bright Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. September 11, 1961

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 30175

Recorded in Book 106 Page 30175 Approved September 11, 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 **March 11, 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 **September 11, 1966**

Witness my hand this 11th day of September, 1961 s/ RALPH W. THOMAS
Deputy 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 11th
day of September, 1961

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLLIE

Governor

Secretary of State.

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	
15 So.	38 E.	23					5												5

LICENSE ISSUED FOR 0.08 SEC. FL.
 LICENSE PAGE NO. _____

June 19, 1972

Re: Permit No. 30175/13-2248

Dayton Cemetery District
Dayton,
Idaho 83232

Gentlemen:

Enclosed herewith is your Water License issued on the above referenced permit.

Also enclosed is departmental receipt No. 9390 in the amount of \$7.00 covering the licensing fee.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

Enc: License
Receipt #9390

bc: Eastern District Office

13 2248

DIVISION OF
DIVISION, PUBLIC

RECEIVED

JUN 10 1972

Department of Water Administration

Dear Sir,

Enclosed find fees
for our water, or well.

Sincerely,

13-2248

Carl W. Bingham
Perry Phillips
Verl Page

Sec. Marjorie Howell

13 2248

May 15, 1972

Dayton Cemetery District
Dayton,
Idaho 83232

Gentlemen:

A representative of this department has made an examination of the works covered by your Permit No. 30175/13-2248 and has found the following:

Quantity of water diverted: 0.08 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.08 cfs

The maximum quantity of water diverted shall not exceed 17.5 acre feet per season.

Beneficial Use: Irrigation of 5 acres within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 23.
Twp. 15S, Rge. 38E, B.M.

Point of diversion: Same as above.

The priority date established is : September 11, 1961

A fee totaling \$ 7.00 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,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

13 2248

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-30175 /13-2248

REPORT ON PROOF OF Completion of Works & Beneficial Use
Dayton Cemetery District
~~Joseph H. Olsen~~
Weston, Idaho

13 2248

R₂ 265

Acres

1100

14

5

Preston

5

23

$$10 \times 384 = 384 \text{ GPM}$$

Q:

$$\text{Vol/Min} = 5 \times 3.5 = 17.5 \text{ ac ft/yr}$$

Q measured = 0.8 CFS

Q recommended = 0.8

$$\text{Volume } 2 \times 210 \times 0.8 = 336 \text{ ac ft}$$

Acreage

Found 5

recommended 5

Subdv. 1

Amendments

☒ None

☐ P.D.

☐ Place of use

☐

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

Permit No. G-30175/T3-2248

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

1. Name of applicant Dayton Cemetery District, Joseph H. Olsen

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the NW1/4NW1/4 of Section 23
T. 15 S — R. 38 E County of Franklin

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

U.S. motors 5 H.P. Ser. # 3278663
Johnston Vertical Pump Ser. # JT 3011
4" main line ~~subterranean~~ 10 sprinkler heads
45 pounds pressure 9/64

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):

NW1/4NW1/4, Sec. 23, T. 15 S., R. 38 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: Mr Don Dandy accompanied this exam.

Water is used to irrigate cemetery and small adjoining plot.

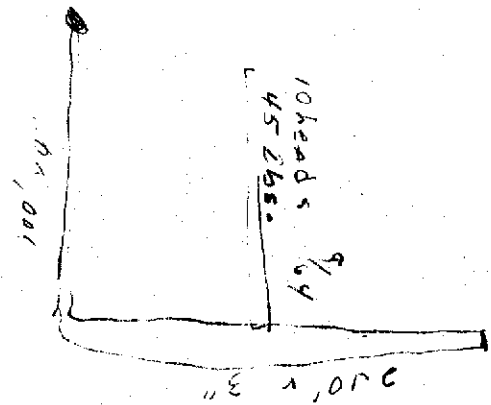
This examination was made on the 8 day of July, 1938

(Signed) William Salome Examiner.

noted
5-13-40

9

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.



13 2248

INSTRUCTIONS TO EXAMINERS

Joseph E. Olsen well, pump, sprinkler
 Weston, Idaho
 Dayton Cemetery District
 Permit No. G-30175/10-2248

Completion of Works
 Examination for and Beneficial Use

County Franklin

Sec. 23 T. 15S R. 38E

Quantity: 13-
 1/2 cfs

Source: subterranean

P.D.: NW 1/4, Sec. 23, T. 15 S.
 R. 38 E.

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights: none

Filed: Sept. 11, 1961

Due: Sept. 11, 1966

U.S. Motors
 SHP Ser. # 3278663

Johnston Vertical
 Pump

Ser. # JT-3011

4" MAIN LINE

System NOT ON
 22 June 69

Made August 22, 1966

REPORT OF WELL DRILLER
State of Idaho

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

WELL OWNER:

Name DAYTON CEMETARY DISTRICT

Address DAYTON IDAHO

Owner's Permit No. 230175

NATURE OF WORK (check): Replacement well ☐

New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: LAWN WATERING

METHOD OF CONSTRUCTION: Rotary ☒ Cable ☐

Dug ☐ Other ☐

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☒

6 "Diam. from 0 ft. to 63'-6" ft.

"Diam. from ft. to ft.

"Diam. from ft. to ft.

"Diam. from ft. to ft.

Thickness of casing: .188 Material:

Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☒ No ☐ Type of

perforator used: TORCH

Size of perforations: 1/4 " by 6' "

112 perforations from 27 ft. to 55 ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

WAS SCREEN INSTALLED? Yes ☐ No ☒

Manufacturer's name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☒

No. ☐ size of gravel 3/8" Gravel

placed from 4 ft. to 63' ft. Surface seal

provided? Yes ☒ No ☐ To what depth?

4' ft. Material used in seal: BENTONITE

Did any strata contain unusable water? Yes ☐

No. ☒ Type of water:

Depth of strata ft. Method of sealing

strata off:

Surface casing used? Yes ☐ No. ☒

Cemented in place? Yes ☐ No ☒

Locate well in section

Sec.

LOCATION OF WELL: County FRANKLIN

NW 4 NW 4 Sec. 23 T. 15 S. R. 38 E.

Size of drilled hole: 10" Total

depth of well: 63'-6" Standing water

level below ground: 27 Temp.

Fahr. ° Test delivery: ☒ gpm

or cfs Pump? ☐ Bail ☐

Size of pump and motor used to make test:

☒ NO TEST

Length of time of test: ☒ Hrs. ☐ Min.

Drawdown: ☒ ft. Artesian pressure: ft.

above land surface Give flow cfs

or gpm. Shutoff pressure:

Controlled by: Valve ☐ Cap ☐ Plug ☐

No control ☐ Does well leak around casing?

Yes ☐ No ☐

DEPTH		MATERIAL	WATER YES OR NO
FROM	TO		

FEET	FEET		
0	2	SOIL	
2	7	CLAY	
7	9	GRAVEL	NO
9	27	GRAVELLY CLAY	NO
27	55	GRAVEL	YES
55	66	GRAVELLY BLU CLAY	

Work started: 11/30/61

Work finished: 12/1/61

Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.

Name: CHARLES B. GARDNER

Address: 147 SO. MAIN ST. MALAD IDAHO

Signed by: Bernard Gardner

License No. 63 Date: 10/5/67

Use other side for additional remarks

30175

Franklin

Re: Permit No.

August 25, 1966

G-30175

Joseph H. Olsen
Weston, Idaho

Dear Mr. Olsen:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Preston Citizen all submitted in proof of completion of works and beneficial use on Permit No. G-30175.

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,

M. RUSSELL BOSCH
Office Manager

MRB:ew

30175

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho
Permit No. 6-30175

RECEIVED
AUG 23 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: _____

Theo Murdock, Dayton, Idaho farmer

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:

DAYTON CEMETERY DISTRICT, Dayton, Idaho Theo Murdock
Chairman Dayton Cemetery

Ques. 3. State number, approval date of permit, and date of priority: 6-30175

September 11, 1961 M September 11, 1961

Ques. 4. State source of water supply: deep well

Give location of point of diversion, showing subdivision, section, township and range

NW1/4NW1/4 Section 23, Township 15 South, Range 38 East, Boise Meridian

Ques. 5. Describe your works of diversion: well, pump, sprinkler

_____ ; state amount of water they are capable of conveying from point of diversion to place of use: 1/2 CFS ; Give name of canal or ditch

or other works by which water is conducted to such place of use: pump and pipe

_____ ; if a well, state depth of well 56 feet ; depth and size of casing 6 inch 56 feet ; depth to water 20 feet ; if pump is used,

state discharge of pump: 4 inch ; tell how it was measured or determined _____

Johnston Pump & Equipment Co. ; if sprinkler irrigation, give number and size

of nozzles and operating pressure: 20 nozzles 1/2 inch 40 pounds

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:

approx 5 acres NW1/4NW1/4 Section 23, Township 15 South, Range 38

East, Boise Meridian.

Rone

30175
Murdock

State nature of all improvements which have been made as a direct result of said use:

grass planted alfalfa seeded

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

NONE

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:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: XXX 1962 - Time used since first use:

continually irrigating season since 1961 when well was completed

Ques. 10. Describe all other water rights appurtenant to same place of use: none

(sign) Leo Murdock

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

Preston, County of Franklin
State of Idaho, on this 22nd day of August, A. D. 1966.

My commission expires: January 6, 1969

James R. [Signature]

RECEIVED
AUG 23 1966

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Reclamation

Boise, Idaho

Permit No. _____

* * * * *

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:

E.O. Bergeson Dayton, Idaho farmer ranching

66 years old

Ques. 2 Are you acquainted with Dayton Cemetery District, yet _____, the holder of
Permit No. G 30175 ? How long have you known him and where does he reside?

30 years Dayton, Idaho

Ques. 3. Have you read or heard said Permit No. G 30175 read, and are you familiar
with its provisions and conditions: Yes yes No. _____

Ques. 4. State source of water supply: deep well and pump

Give location of place of diversion, showing subdivision, section, township and range
NW1/4NW1/4 Section 23, Township 15 South, Range 38 East, Boise Meridian

Describe works for conveying water to place of use: _____

pump and pipe

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1/2 CFS How much water have you seen being so
conveyed? 1/2 CFS

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

approximately 5 NW1/4NW1/4 Section 23, Township 15 South, Range 38

East, Boise Meridian.

30175

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

NONE

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.

DEEP BLACK LOAM

2 1/2 CFS per season

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? 1961

Other times you have seen such use:

continually during and since irrigating season of 1961

(Signed):

[Signature]

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

Preston, County of Franklin, State of Idaho, on this 22nd day of August, A. D. 1966

[Signature]
Notary Public for the State of Idaho
Residing Preston, Idaho

My commission expires 1-9-69

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-30175

RECEIVED
AUG 23 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:

Joseph H. Olsen farmer 68 years old

Weston, Idaho

Ques. 2 Are you acquainted with Dayton Cemetery District yes, the holder of
Permit No. G 30175 38212? How long have you known him and where does he reside?

eleven years

Dayton, Idaho

Ques. 3. Have you read or heard said Permit No. G 30175 read, and are you familiar
with its provisions and conditions: Yes yes No. _____

Ques. 4. State source of water supply: WELL

Give location of place of diversion, showing subdivision, section, township and range
NW1/4NW1/4 Section 23, Township 15 South, Range 38 East, Boise Meridian.

Describe works for conveying water to place of use: _____

WELL, PUMP, SPRINKLER

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1/2 CFS How much water have you seen being so
conveyed? 1/2 CFS

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

approx 5

NW1/4NW1/4 Section 23, Township 15 South, Range 38

East, Boise Meridian.

no log

30175

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

NONE

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.

DEEP BLACK LOAM 21/2 CFS per acre irrigation season

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? MP NONE

Ques. 10. When did you first see this water used? 1961

Other times you have seen such use: _____

continually during watering season since 1961.

(Signed):

Joseph H. Olsen

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 _____

Preston, County of Franklin, State of Idaho, on this 22 day of August, A. D. 19 66

James H. Hsiao
Notary Public for the State of Idaho

Residing Preston, Idaho

My commission expires January 6, 1969

30175

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

Department of Reclamation

Wayne D. Seale
being duly sworn,

deposes and says:

That he is the Co. Publisher of
THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for

4 consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

July 2, 1966, and ending
with the issue of August 18, 1966.

Fees, \$ 23.65

Subscribed and sworn to before me this 22nd day
of August, 1966.

Connie Westover
Notary Public, Residing at Preston, Idaho

My Commission Expires 7-1-71, 1971

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

Notice is hereby given that on the 22nd day of August, 1966, at Preston, County of Franklin, State of Idaho before James P. Tasso, Notary Public, at 10 West Oneida, Preston, Idaho, proof will be submitted of the completion of works for the diversion of $\frac{1}{2}$ cubic foot 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 30175, 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 Dayton Cemetery District, Dayton, 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 $\frac{1}{2}$ cubic feet per second.

3. The use to which said water has been applied is irrigation of cemetery, purposes and the amount applied to beneficial use is $\frac{1}{2}$ cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 28, Twp 15 S, range 38 EBM.

5. The place where said water is used is 5 Acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 28, Township 15 S, range 38 EBM.

6. The date of priority which said user is prepared to establish is September 11, 1961.

R. KEITH HIGGINSON
Deputy State
Reclamation Engineer

Legal No. 1093—Pub. July 28, August 4, August 11, August 18, 1966

RECEIVED
JUL 15 1966

THE PRESTON Citizen

Department of Reclamation 852-0155

Published Thursdays

PRESTON, IDAHO

Gentlemen:

Attached herewith is a copy of the legal notice that is currently running in The Citizen. According to our records the notice is scheduled to run until Aug 18. If there are any errors in the copy, would you please notify us immediately by marking this copy and returning it to the office, so that corrections can be made before the notice runs again. For your information the charge for running the notice will be _____. This is not a proof of publication.

Sincerely Yours,

The Preston Citizen

HOLD FOR JULY 28 NOTICE OF PROOF OF COMPLETION OF WORKS

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on the 22nd day of August, 1966, at Preston, County of Franklin, State of Idaho before James P. Tassio, Notary Public, at 10 West Oneida, Preston, Idaho, proof will be submitted at the completion of works for the diversion of $\frac{1}{2}$ cubic foot 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 30175, 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 Dayton Cemetery District, Dayton, 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 $\frac{1}{2}$ cubic feet per second.

3. The use to which said water has been applied is irrigation of cemetery, purposes and the amount applied to beneficial use is $\frac{1}{2}$ cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Twp 15 S, rge 38 EBM.

5. The place where said water is used is 5 Acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Township 15 S, rge 38 EBM.

6. The date of priority which said user is prepared to establish is September 11, 1961.

R. KENTH HIGGINSON
Deputy State

Reclamation Engineer

Legal No. 1093—Pub. July 23, August 4, August 11, August 18, 1966

30175

July 11, 1966

Re: Permit No. G-30175

Theo Murdock, Chairman
Dayton Cemetery District
Dayton, Idaho

Dear Mr. Murdock:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-30175. The proofs are to be made ~~at the place, on the date, and at the time and before the Notary, as advertised.~~ on the 22nd day of August, 19 66, before James P. Tasso 10 West Oneida Notary Public.

As of this date, we have mailed the Notice to the Preston Citizen, 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,

R. KEITH HIGGINSON
Deputy State Reclamation Engineer

Encl.

cc: Notary

30175

July 11, 1966

Gentlemen:

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.

~~XXXXXXXXXXXX~~
Deputy State Reclamation Engineer

Enc. legal notice

30175

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

Notice is hereby given that at ~~10: A.M.~~ on the 22nd day of August
19 66, at Preston, County of Franklin, State of Idaho
before James P. Tasso, Notary Public, at (address) 10 West Oneida
Preston, Idaho, proof will be submitted of the completion
of works for the diversion of 1/2 ~~XXXX~~ ^{second feet} ~~foot~~ _{cubic} 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. 9 30175, 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 DAYTON CEMETERY DISTRICT, Dayton, 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 1/2 cubic feet per second.

3. The use to which said water has been applied is irrigation of cemetery
, purposes and the amount applied to beneficial use is
1/2 cubic feet per second.

4. The point of diversion of said water is
NW1/4NW1/4 Section 23, Twp 15 S, rng 38 EBM

5. The place where said water is used is
5 Acres in NW1/4NW1/4 Section 23, Township 15 S, rng 38 EBM.

6. The date of priority which said user is prepared to establish is
September 11, 1961

State Reclamation Engineer

30175

RECEIVED
JUL 11 1966

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 8, 1966

(P. O.) Dayton, 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 PRESTON CITIZEN of
Preston, Idaho Published in
the county in which the works are situated.

DAYTON CEMETERY

By Thos Murdock
Chairman
Henry C. Phillips
Clerk

(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

30175

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G - 30175

July 1, 1966

Dayton Cemetery District
Dayton, Idaho

Gentlemen:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 30175 are due not later than Sept. 11, 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,



STATE RECLAMATION ENGINEER

Enc. Form 36 and 11

cc:

30175

September 26, 1961

Re: Permit No. G-30175
Dayton Cemetery District

Mr. James Phillips,
Dayton, Idaho.

Dear Mr. Phillips:

We enclose Permit No. G-30175 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-6521 which was issued covering payment in the amount of \$5.25 for the filing fee of the above mentioned permit.

You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

30175

September 26, 1961

Re: Permit No. G-30175
Dayton Cemetery District

Mr. James Phillips,
Dayton, Idaho.

Dear Mr. Phillips:

We enclose Permit No. G-30175 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-6521 which was issued covering payment in the amount of \$5.25 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

30175

Dayton Cemetery District

Form No. 0[illegible]

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

30175