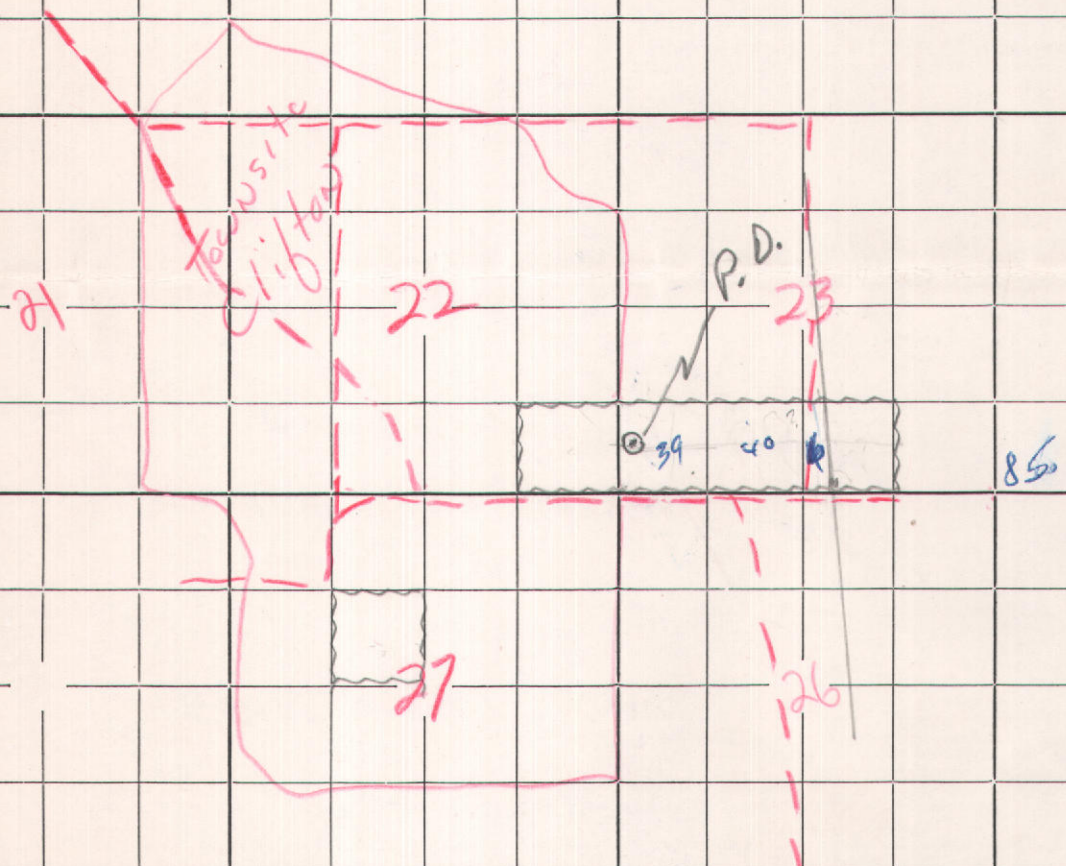


Reg. 38 E.B.M.

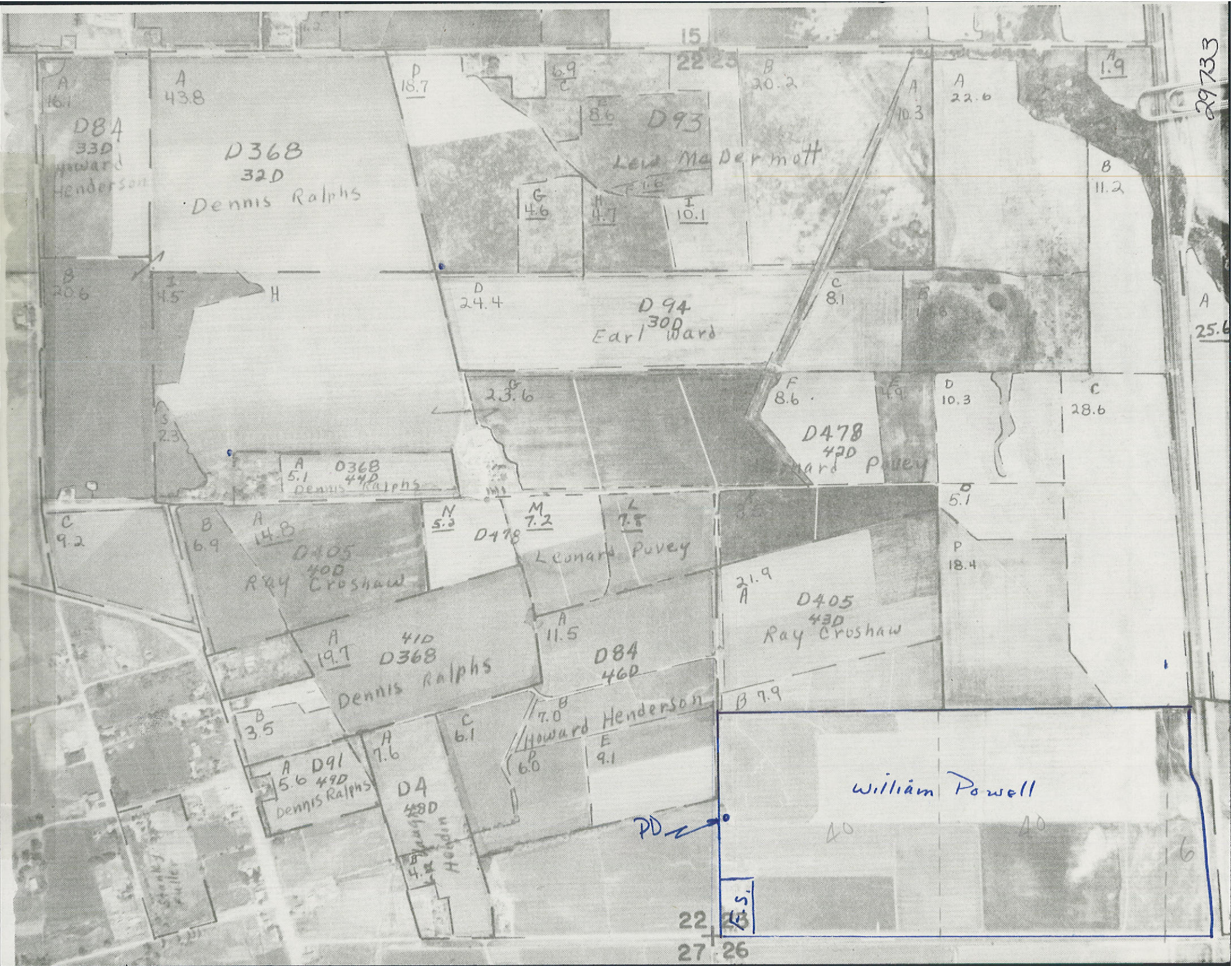


Twp. 14 So.

Subdivisions 3

Area 85

Q = ~~1.34 cfs~~ 1.70 cfs ~~67 inches~~ 85 inches



AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

RECEIVED
MAY 6 1966
Department of Reclamation

Wayne D. Bell

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

April 7, 1966

, 19 , and ending

with the issue of

April 28, 1966

, 1966.

Wayne D. Bell

Fees, \$ *25.80*

Subscribed and sworn to before me this *12th* day

of *April*, 19*66*.

Beverly W. Martensen

Notary Public, Residing at Preston, Idaho

My Commission Expires

Dec

, 19*68*.

-PUBLIC

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

Notice is hereby given that on the 2nd day of May 1966, at Preston, County of Franklin, State of Idaho, before Ted B. Larsen, Notary Public, at 10 West Oneida, Preston, Idaho, proof will be submitted of the completion of works for the diversion of 2.57 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-29733, 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 William J. Powell, Clifton, 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 2.57 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 2.57 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ SW $\frac{1}{4}$ section 23, Twp 14 S., R 38 EBM, County of Franklin.

5. The place where said water is used is 40 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$, 8 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$ section 23, 0.6 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ section 22, 40 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$ section 27, all in Twp 14 S R 38 EBM.

6. The date of priority which said user is prepared to establish is May 19, 1961.

CARL E. TAPPAN
State Reclamation Engineer
Legal No. 1038-Pub. April 7, 14, 21, 28, 1966.

Willie J. Powell

Form No. 0

R 38E

145

22

2	3
---	---

well location

27

Permit Map No. 29733

As Approved

GEO. N. CARTER

Reclamation Engineer

MAY 26 1961

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

2973.3

State of Idaho

License and Certificate of Water Right

Water License No. G-29733

Amount 1.7 c.f.s.

Water District No. _____

Priority May 19, 1961

THIS IS TO CERTIFY that **WILLIAM J. POWELL**
of **Clifton, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **May 19**, 19 **61**; that Permit No. **G-29733**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.7 second feet, was issued thereunder on **April 25**, 19 **67**, showing that said works
were completed on the **2nd** day of **May**, 19 **66**; and that on the **2nd**
day of **May**, 19 **66**, **WILLIAM J. POWELL**

of **Clifton**, State of **Idaho**, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of **a well**,
a tributary of subterranean flow, for the purpose of **irrigation**,
under Use Permit No. **G-29733** 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
14 of Licenses at page **8803**, on the **25** day of **April**, 19 **67**;
The right hereby confirmed dates from **May 19**, 19 **61**;

The Point of Diversion is located
in the **SW 1/4 SW 1/4, Sec. 23**, Twp. **14 S**, R. **38 E**, B. M., **County of Franklin**.
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 **1.7** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 S	38 E	23	SW 1/4 SW 1/4	40	39
			SE 1/4 SW 1/4	40	40
			SW 1/4 SE 1/4	8	6
			Total number of acres to be irrigated:		85

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

25th day of **April**, 19 **67**.

s/ R. Keith Higginson
State Reclamation Engineer.

(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. G-29733 Priority May 19, 1961 Amount 1.7 c.f.s.

THIS IS TO CERTIFY that WILLIAM J. POWELL

of Clifton, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 19, 1961; that Permit No. G-29733 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 1.7 second feet, was issued thereunder on April 25, 1967, showing that said works were completed on the 2nd day of May, 1966; and that on the 2nd day of May, 1966, WILLIAM J. POWELL

of Clifton, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well,

a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-29733 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 14 of Licenses, at Page 8803, on the 25th day of April, 19 67.

The right hereby confirmed dates from May 19, 1961.

The Point of Diversion is located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, Twp. 14 S, R. 38 E, B.M. Franklin County.

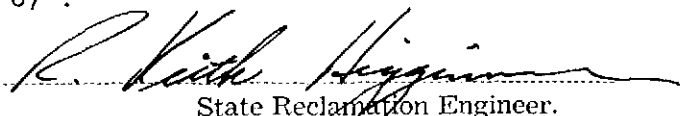
That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 1.7 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 S	38 E	23	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	39
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	8	6
			Total number of acres to be irrigated:		85

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 25th day of April, 19 67.


State Reclamation Engineer.

State of Idaho

LICENSE AND CERTIFICATE
OF WATER RIGHT

Water License No. G-29733

To William J. Powell

Clifton, Idaho

Source of Supply Subterranean

Franklin County

Amount 1.7 Sec. Ft.

Point of Diversion SW $\frac{1}{4}$ Sec. 23,

T. 14 S., R. 38 E., B.M.

Place of Use S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 23,

R. 14 S., R. 38 E., B.M.

Purpose Irrigation

Date of Priority May 19, 1961

Recorded April 25, 1967

in Book 14 of Licenses, Page 8803

B-2235

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37741
Permit No. G- 29733
District No.

EX-100-100

1. Name of Applicant: William J. Powell
Postoffice address: Clifton County: Franklin State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 2.57 or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean flow from a well
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 23
Twp. 14 S , 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 $\frac{1}{4}$ 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: Drill well and set pump
8. Estimated cost of works: \$ 11,000.00
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: 45 shares Capital
Stock in the Twin Lakes Irrigation Company
 - (a) 2 (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) 1 (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: said Section 27.

Idaho as herein set forth.

s/ William J. Powell

By

Date of first receipt at Department of Reclamation: 8:30 A.M. May 19, 1961

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G—29733

Recorded in Book 104 Page 29733 Approved May 26, 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 November 26, 1963

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 May 26, 1966

Witness my hand this 26th day of May, 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 26th
day of May, 19 61.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

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	
14 S	38 E	23 22 27										40	40			8		88	
												40				0.6		0.6	
																	40	40	
																TOTAL		128.6	
Permit No. G-29733 +																			
CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that WILLIAM J. POWELL of Clifton, County of Franklin, and State of Idaho, the holder of Permit No. G-29733, issued upon Application No. G-37741 bearing date of priority of May 19, 1961, authorizing the diversion of 2.57 second feet of waters of a well, County of Franklin, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use <u>1.7</u> second feet of the waters of a well, tributary of subterranean flow; that the point of diversion of said waters is in the <u>SW¹/₄SW¹/₄</u> , Sec. <u>23</u> , T. <u>14 S</u> , R. <u>38 E</u> , B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: <u>S¹/₂SW¹/₄</u> , <u>SW¹/₄SE¹/₄</u> , Sec. <u>23</u> , T. <u>14 S</u> , R. <u>38 E</u> , B.M.																			
Proof of Completion of Works Made: May 2, 1966.																			
Witness my hand this 25th day of April, A. D. 1967.																			
s/ R. KEITH HIGGINSON State Reclamation Engineer																			
LICENSE ISSUED FOR <u>1.7</u> SEC. FT. LICENSE PAGE NO. <u>8803</u>																			

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that WILLIAM J. POWELL
 of Clifton, County of Franklin, and State of
Idaho, the holder of Permit No. G-29733, issued upon
 Application No. G-37741, bearing date of priority of May 19, 1961, authorizing the
 diversion of 2.57 second feet of waters of a well,

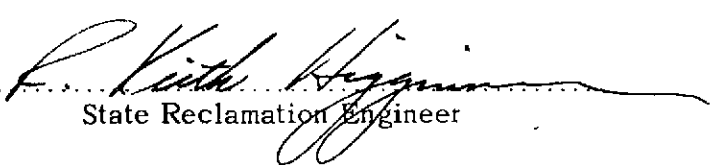
County of Franklin, State of Idaho, for irrigation
 purposes, has fully complied with the provisions of the laws of the State of Idaho
 relating to the proof of completion of the works of diversion set out and described in said
 Permit; that said works are adequate for diverting and conveying to the place of intended
 use 1.7 second feet of the waters of a well, tributary of
subterranean flow;

that the point of diversion of said waters is in the SW¹/₄SW¹/₄, Sec. 23, T. 14 S.,
R. 38 E., B.M.

and that the lands proposed to be irrigated by the use or place of use of said water are
 described as follows, to-wit: S¹/₂SW¹/₄, SW¹/₄SE¹/₄, Sec. 23, T. 14 S., R. 38 E., B.M.

Proof of Completion of Works Made: May 2, 1966

Witness my hand this 25th day of April, A. D. 1967


 State Reclamation Engineer

Permit No. G-29733.....

**Certificate of Completion
of Works**

Dated Apr. 11. 25....., 19 67...

Stream Subterranean.....

County ... Franklin.....

Amount 1,750 f.s.....

Date of Priority May 19, 1961.....

Recorded in Book 104.....

of , page 29733.....

April 25, 1967

Re: Permit No. G-29733

William J. Powell
Clifton, Idaho 83228

Dear Mr. Powell:

Enclosed are your Certificate of Completion of Works and License and Certificate of Water Right on the above numbered permit.

Also enclosed is departmental receipt No. G-11563 in the amount of \$11.00 covering the fees.

Thank you.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dfj

Enclosures: Certificates
Receipt

29733

Department of Reclamation

Nº G-11563

Boise, Idaho, April 25, 1962RECEIVED
FROMWilliam J. Powell of Clifton, Idaho \$ 11.00
Eleven Dollars and 00/100 DOLLARS

FOR

Well Driller's License Fee	- \$	
Application No.	- \$	
Proofs - <u>8-29733</u>	- \$	<u>11</u> <u>00</u>
Certified Copy	- \$	
Recording Assignment	- \$	
	- \$	
TOTAL	- \$	<u>11</u> <u>00</u>


STATE RECLAMATION DEPARTMENT

William J. Powell
Clifton, Idaho

Dear Mr. Powell:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29733 shows the well ~~(is)~~ is ~~1.70~~ capable of conveying 85 miner's inches, or 1.70 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 11.00, we will issue the Certificate of Completion of Works for 1.70 c.f.s. and the License and Certificate of Water Right for 1.70 c.f.s. confirming the right, with priority of May 19, 1961, to the use of subterranean water with the point of diversion in SW $\frac{1}{4}$ SW $\frac{1}{4}$, for irrigation of 85 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 14 S, R. 38 E, B.M.

Very truly yours,

M. Russell Bosch
Office Manager

MRE:nw

Enclosed is a photo copy of a letter we sent you on October 10, 1966. Please send the statutory fee's totaling \$11.00, so that we may clear our records.

29733

October 10, 1966

RE: Permit No. G-29733

William J. Powell
Clifton, Idaho

Dear Mr. Powell:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29733 shows the well ~~(is)~~ is ~~capable~~ capable of conveying 85 miner's inches, or 1.70 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 11.00 , we will issue the Certificate of Completion of Works for 1.70 c.f.s. and the License and Certificate of Water Right for 1.70 c.f.s. confirming the right, with priority of May 19, 1961 , to the use of subterranean water with the point of diversion in SW $\frac{1}{4}$ SW $\frac{1}{4}$, for irrigation of 85 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 14 S, R. 38 E, B.M.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:nw

Enclosed is a photo copy of a letter we sent you on October 10, 1966. Please send the statutory fee's totaling \$11.00, so that we may clear our records.

29733

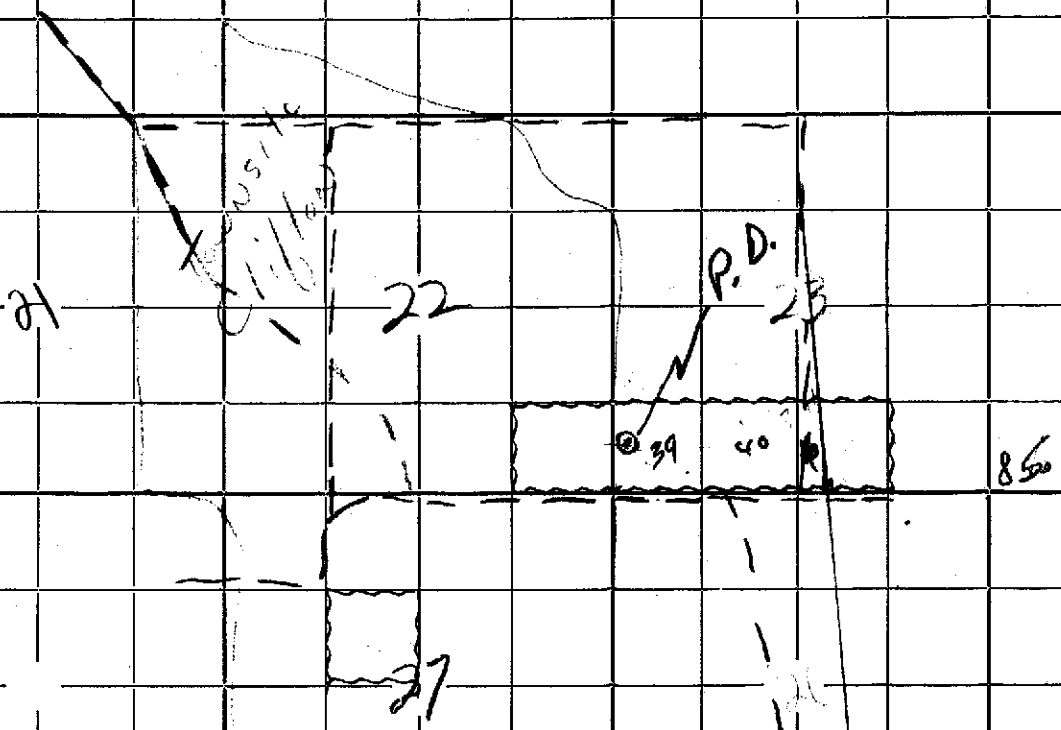
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-29733

REPORT ON PROOF OF Completion of Works & Beneficial Use

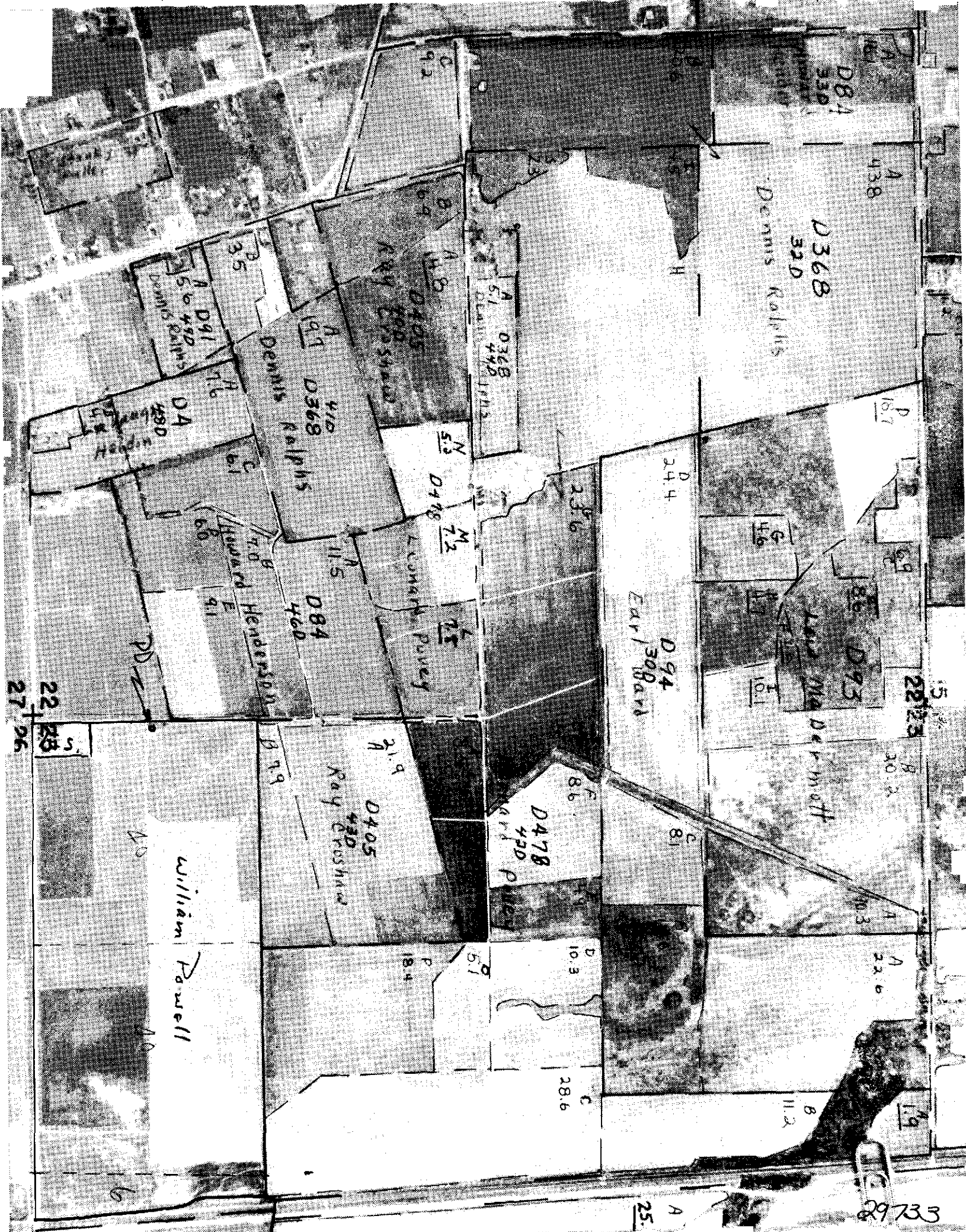
Reg. 38 E.B.M.



Subdivisions 3

Area 85

Q = ~~1.34~~ 1.70 1.50 85 inches



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

Permit No. G-29733This proof is for Completion of Works & Beneficial Use Water District No. _____

1. Name of applicant William J. Powell
2. Source of water supply: a well
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 23
T. 14 S. R. 38 E., B.M. County of Franklin
4. Describe works as they exist, giving dimensions and capacities of same: 50 HP U.S. Helloshaft Motor #1255716, Johnston Pump #IFS-284, 8" discharge to a 8"x6"x8" Tee and 8" Gate Valve to a 8"x20' discharge pipe to open ditch 6" Tee is to sprinkler system used as both gravity and sprinkler irrigation
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):
SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 22; SW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23; SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27; T. 14 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. W.J. Powell a long

(7/18/66 Mr. Powell called and requested a remeasurement because he had worked over his pump and felt he had more water.)

Orifice Measurement already in place 14"
8" pipe x 6" orifice N. 24 $\frac{1}{2}$ ° = 1.75' = 81%
date 7/13/66

This examination was made on the 17th day of July, 1966

(Signed) _____

Examiner.

29733

William J. Powell
Clifton, Idaho

Permit No. G-29733

Examination for Completion of Works & Beneficial Use

County Franklin

Quantity: 2.57 c.f.s. Sec 23 T. 14 S. 38 E., b.M.

Source: a well

P.D.: SW 1/4 Sec. 23, T. 14 S., R. 38 E., B.M.

Use: Irrigation

Filed: 5/19/61

Due: 5/26/66

Made: 5/2/66 Priority: May 19, 1961

Extension:

Protest:

Completion of Works:

Other Rights: 45 shares Capital Stock Twin Lakes Irrigation Co.

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
AUG 8 1966

Department of Reclamation

Re: Permit No. G-29733

May 9, 1966

William J. Powell
Clifton, Idaho

Dear Mr. Powell:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ~~Frontier Citizen~~ all submitted in proof of completion of works and beneficial use on Permit No. G-29733.

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:mr

Enc. Enclosed is your receipt for payment of the advertising fee. We do not need it for our files.

29733

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 29733

RECEIVED
MAY 8 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: _____

William J. Powell Clifton, 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: _____

Ques. 3. State number, approval date of permit, and date of priority: _____
Application No. G 37741 Permit No. G 29733 May 26, 1961 May 19, 1961

Ques. 4. State source of water supply: Subterranean flow from a well
Give location of point of diversion, showing subdivision, section, township and range
SW1/4SW1/4 Section 23, Twp 14 S, Rge 38 EBM Franklin County.

Ques. 5. Describe your works of diversion: _____
drill well and set pump; state amount of water they are capable of conveying from point of diversion to place of use: 2.57 cfs; Give name of canal or ditch or other works by which water is conducted to such place of use: _____

_____ ; if a well, state depth of well 400 ft; depth and size of casing 14 inch; depth to water 50 ft at 138 ft; if pump is used, state discharge of pump: 115 pump capacity; tell how it was measured or determined _____

Johnson Pump Co. Idaho Falls, Idaho if sprinkler irrigation, give number and size of nozzles and operating pressure: 65 nozzles 3/16

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: _____)

SEE WITNESS FORM

[Signature]

[Signature]
29733

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

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

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 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: May 19, 1961 - Time used since first use:

continually during irrigation season since installed

Ques. 10. Describe all other water rights appurtenant to same place of use:

45 shares Capital Stock in the Twin Lakes Irrigaiton Company

(sign)

William J. Powell

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 subacribed and sworn to before me, at my office in

Preston

, County of

Franklin

State of Idaho, on this 2^d day of may, A. D. 1966.

My commission expires:

may 12, 1966

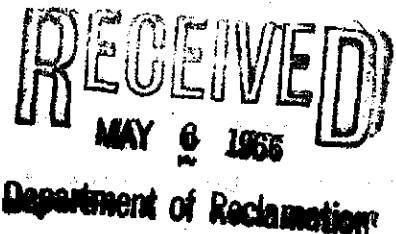
Red B. Larsen

29733

STATE OF IDAHO
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:

Howard Henderson 51 farmer
Clifton, Idaho

Ques. 2 Are you acquainted with William J. Powell, the holder of
Permit No. 29733? How long have you known him and where does he reside?

10 years Clifton, Idaho

Ques. 3. Have you read or heard said Permit No. 29733 read, and are you familiar
with its provisions and conditions: Yes yes No. _____

Ques. 4. State source of water supply: subterranean flow from well

Give location of place of diversion, showing subdivision, section, township and range
SW1/4SW1/4 Section 23, Twp 14 S, Rge 38 E.B.M. County Franklin

Describe works for conveying water to place of use: _____
Drill well and set pump

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 2.57 cfs How much water have you seen being so
conveyed? 2.57 cfs

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

128.6 total acres. 40 Acres in SW1/4SW1/4, 40 acres SE1/4SW1/4, 8 acres SW1/4SE1/4
Section 22, 40 acres SE1/4NW1/4 Section 27, all in Twp 14 S. R 38 EBM

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

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~

~~XXXXXXXXXXXXXXXXXXXX~~

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.

~~XXXX~~ mountain loan sandy in some areas

2 acre feet

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?

May 19, 1961

Other times you have seen such use:

CONTINUALLY DURING IRRIGATION SEASON SINCE PUT INTO OPERATION

(Signed):

Howard H. Thompson

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 2^d day of May, A. D. 19 66

Ed B. Lauer

Notary Public for the State of Idaho

Residing

Preston, Idaho

My commission expires

May 12, 1966

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. _____

* * * * *

RECEIVED
MAY 6 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:

Leonard P. Poney 36 farmer
Clifton, Idaho

Ques. 2 Are you acquainted with William J. Powell, the holder of
Permit No. 29733? How long have you known him and where does he reside?

10 years Clifton, Idaho

Ques. 3. Have you read or heard said Permit No. 29733 read, and are you familiar
with its provisions and conditions: Yes yes No. _____

Ques. 4. State source of water supply: subterranean flow from well

Give location of place of diversion, showing subdivision, section, township and range
SW1/4SW1/4 Section 23, Twp 14 S, Rge 38 E.B.M. County Franklin

Describe works for conveying water to place of use: _____

Drill well and set pump

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 2.57 CFS How much water have you seen being so
conveyed? 2.57 CFS

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

128.6 acres. TOTAL 40 acres in SW1/4SW1/4, 40 acres SE1/4SW1/4, 8 acres SW1/4SE1/4
Section 22. 40 Acres SE1/4NW1/4 Section 27, all in Twp 14 S, R 38 EBM.

29733

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.

heavy mountain soil, sandy in some areas

~~XXXXXXXXXXXXXXX~~ 2 acre feet

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? May 19, 1961

Other times you have seen such use: CONTINUALLY DURING IRRIGATION SEASON
SINCE PUT INTO OPERATION

(Signed):

Leonard Pover
William J. Pover

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 26 day of May, A. D. 1966

Red B. Larsen
Notary Public for the State of Idaho

Residing Preston, Idaho

My commission expires

May 12, 1966

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

County of Franklin

William J. Powell

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

1 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

April 7, 1966

, 19 , and ending

with the issue of *April 25*, 1966.

Fees, \$ *25.00*

Subscribed and sworn to before me this *12th* day

of *April*, 1966.

Reverly W. Hartman

Notary Public, Residing at Preston, Idaho

My Commission Expires *Dec*, 19*68*.

-PUBLIC-

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

Notice is hereby given that on the 2nd day of May 1966, at Preston, County of Franklin, State of Idaho, before Ted B. Larsen, Notary Public, at 10 West Oneida, Preston, Idaho, proof will be submitted of the completion of works for the diversion of 2.57 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-29733, 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 William J. Powell, Clifton, 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 2.57 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 2.57 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ SW $\frac{1}{4}$ section 23, Twp 14 S., R 38 EBM, County of Franklin.

5. The place where said water is used is 40 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$, 8 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$ section 23, 0.6 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ section 22, 40 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$ section 27, all in Twp 14 S R 38 EBM.

6. The date of priority which said user is prepared to establish is May 19, 1961.

CARL E. TAPPAN
State Reclamation Engineer
Legal No. 1038-Pub. April 7, 14, 21, 28, 1966.

29733

THE PRESTON *Citizen*

Phone 852-0155

Published Thursdays

PRESTON, IDAHO

REMOVED
MAR 29 1966

Department of Reclamation

Gentlemen:

Attached herewith is a copy of the legal notice
to begin April 7 -
that is ~~currently~~ running in The Citizen. According to
our records the notice is scheduled to run until *April 28*.
If there are any errors in the copy, would you please noti-
fy 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 APRIL 7
NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that
on the 2nd day of May 1966,
at Preston, County of Frank-
lin, State of Idaho, before
Ted B. Larsen, Notary Pub-
lic, at 10 West Oneida, Pres-
ton, Idaho, proof will be sub-
mitted of the completion of
works for the diversion of
2.57 cubic feet per second
of underground water from
a well, and of the applica-
tion to beneficial use of said
water, in accordance with
the terms and conditions of
Permit No. G-29733, hereto-
fore issued by the Depart-
ment of Reclamation of the
State of Idaho.

1. The name and postof-
fice address of the person or
corporation holding said per-
mit is William J. Powell,
Clifton, Idaho.

2. Said works of diversion
will be fully completed on
the date for such comple-
tion, and the amount of wa-
ter which said works are ca-
pable of conveying to the
place of use is 2.57 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 2.57 cubic feet per
second.

4. The point of diversion
of said water is SW $\frac{1}{4}$ SW $\frac{1}{4}$,
section 23, Twp 14 S., R
38 EBM, County of Franklin.

5. The place where said
water is used is 40 acres
SW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres SE $\frac{1}{4}$ -
SW $\frac{1}{4}$, 8 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$, sec-
tion 23, 0.6 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$,
section 22, 40 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$,
section 27, all in Twp 14 S
R 38 EBM.

6. The date of priority
which said user is prepared
to establish is May 19, 1961.

CARL E. TAPPAN
State Reclamation Engineer
Legal No. 1038—Pub. April
7, 14, 21, 28, 1966.

29733

March 24, 1966

Re: Permit No. G-29733

Mr. William J. Powell,
Clifton, Idaho.

Dear Mr. Powell:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. ~~G-29733~~. The proofs are to be made ~~at 10 o'clock~~ on the 2nd day of May, 1966, before Ted B. Larsen, 10 West Nevada, Preston, Idaho Notary Public.

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

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

29733

March 24, 1966

Re: Permit No. G-29733

Preston Citizen,
Preston, Idaho.

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to May 2, 1966. The expense of the publication is to be paid by William J. Powell of Clifton, 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,

CARL E. TAPPAN
State Reclamation Engineer

29733

29733

S T A T E O F I D A H O
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G - 29733

March 1, 1966

William J. Powell
Clifton, Idaho

Dear Mr. Powell:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 29733 are due not later than **May 26, 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

Enc. Form 36 and 11

cc:

29733

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Preston, Idaho

January 2, 1964

Re: Permit No. G-29733

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

We have taken an additional real estate mortgage on the property of William J. Powell to secure a farm ownership loan dated October 30, 1963. As additional security he has pledged his rights under Permit No. G29733 and has agreed that he will not assign or amend the permit without prior consent of the Farmers Home Administration.

Will you mark your records accordingly and acknowledge receipt of this letter on the attached copy.

Very truly yours,

W. C. Maughan
W. C. Maughan
County Supervisor

***** Acknowledgment sent January 3, 1964. Signed by RWT.

29733

June 2, 1961

Re: Permit No. G-29733

Mr. William J. Powell,
Clifton, Idaho.

Dear Mr. Powell:

We enclose Permit No. G-29733 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-5954 which was issued covering payment of \$5.50 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

29733

