

R-38E.

R-39E.

T.
16
S.

TO WESTON

13

18

PP

TO PRESTON

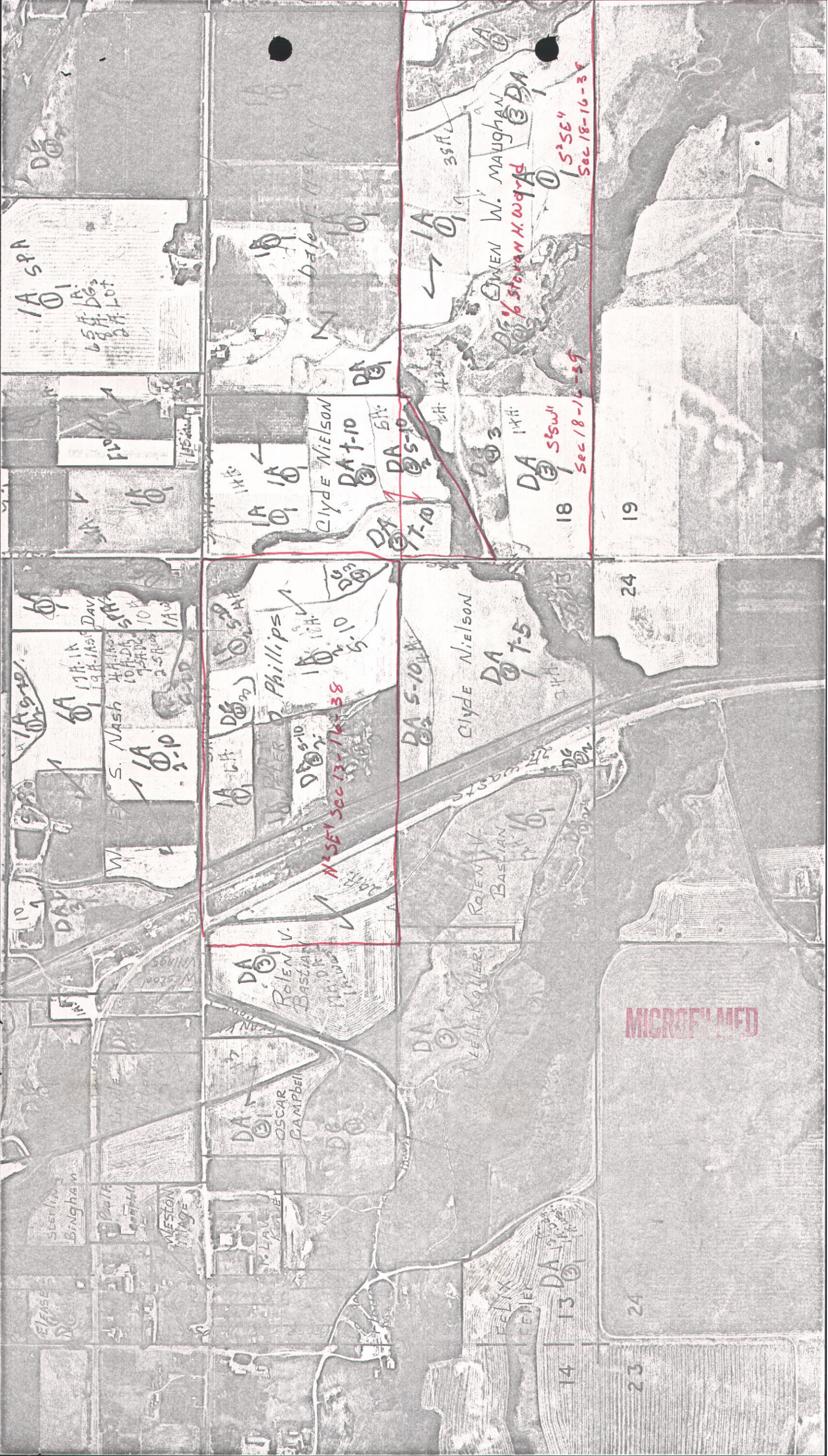
27

160 40

Subdivisions 3

Area 107

Q 1.0 cfs or 50 inches



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

RECEIVED
APR 18 1963
Department of Reclamation

Notice is hereby given that at 10:00 A M., on the 31st day of May
19 63, at Preston, County of Franklin, State of Idaho,
before Ted B. Larsen, Notary Public, at (address) 10 West Oneida
Preston, Idaho, proof will be submitted of the completion of works for
the diversion of 2.0 ^{4.0} 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-28844, 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 OWEN MAUGHAN, Weston, Idaho

2. Said works of diversion will be fully completed on the date set for such com-
pletion, and the amount of water which said works are capable of conveying to the place of
use is 2.00 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 2.0
cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18, Twp. 16 S., R.
39 EBM

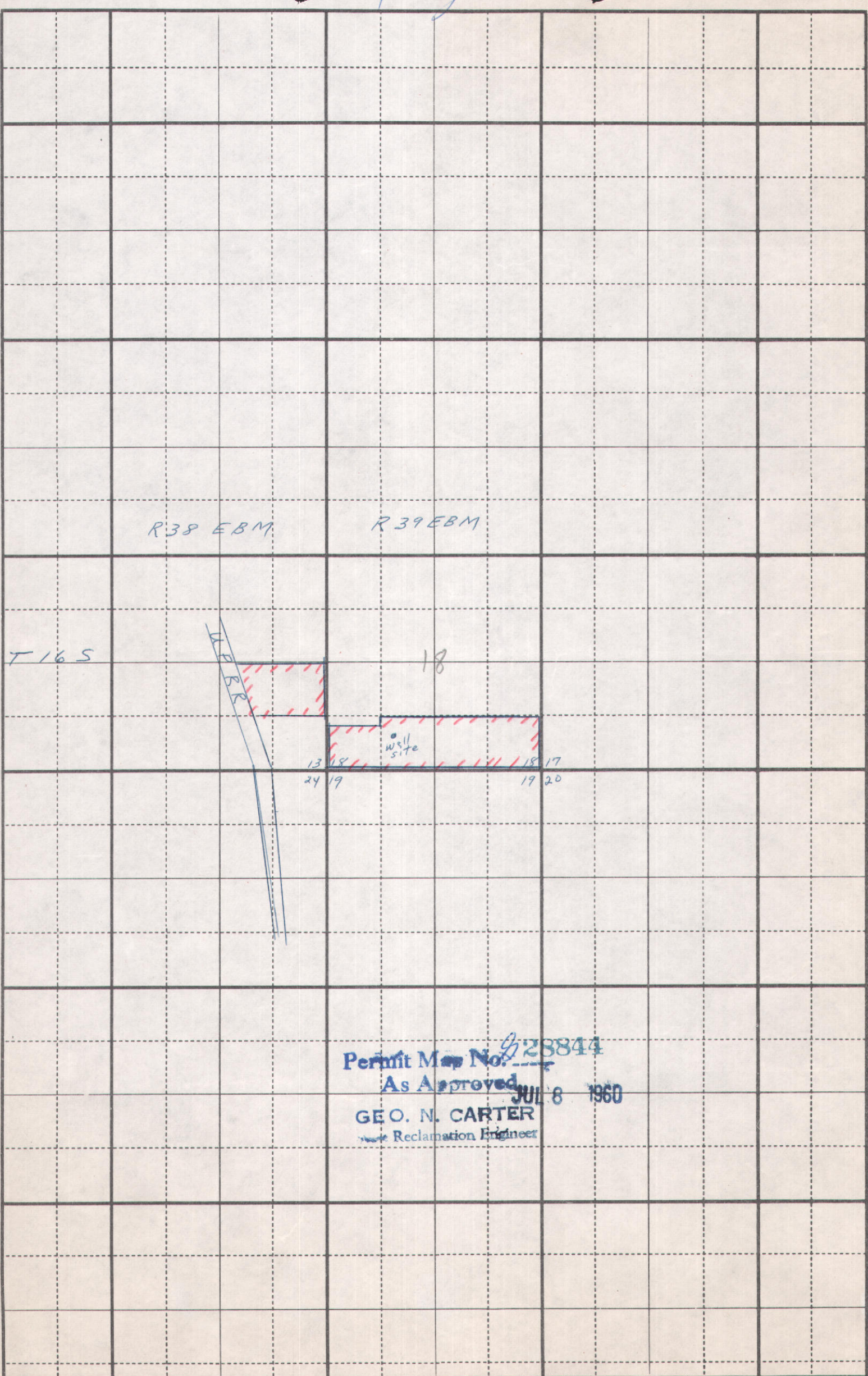
5. The place where said water is used is 40 Acres NW $\frac{1}{4}$ SE $\frac{1}{4}$; 17 Acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 13 Twp 16 S., R. 38 EBM, and 23 Acres SW $\frac{1}{4}$ SW $\frac{1}{4}$; 40 Acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
40 Acres SW $\frac{1}{4}$ SE $\frac{1}{4}$; 40 Acres SE $\frac{1}{4}$ SE $\frac{1}{4}$, section 18, Twp 16 S., R 39 EBM.

6. The date of priority which said user is prepared to establish is July 8, 1960

G. H. Lester
State Reclamation Engineer

NAME OF APPLICANT Quinn Maughan

Form No. 0



Permit Map No. 28844
As Approved JUL 8 1960
GEO. N. CARTER
Reclamation Engineer

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

Notiie is hereby given that at 10:00 A.M., on the 31st day of May, 1963, 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 4.0 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-28844, 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 Owen Maughan, Weston, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.00 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 2.0 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18, Twp. 16 S., R. 39 EBM.

5. The place where said water is used is 40 Acres NE $\frac{1}{4}$ SE $\frac{1}{4}$; 17 Acres NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13 Twp. 16 S., R. 38 EBM, and 23 Acres SW $\frac{1}{4}$ SW $\frac{1}{4}$; 40 Acres SE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 Acres SW $\frac{1}{4}$ SE $\frac{1}{4}$; 40 Acres SE $\frac{1}{4}$ SE $\frac{1}{2}$. Section 18, Twp. 16 S., R. 39 EBM.

6. The date of priority which said user is prepared to establish is July 6, 1960. 28844

Geo. N. Carter

State Reclamation Engineer
No. 527—First Pub. April 25,
1963. Last Pub. May 16, 1963.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 28844/13-2212 Priority July 6, 1960 Amount 1.0 cfs

THIS IS TO CERTIFY, that Owen Maughan
of Weston, Idaho, has complied with the terms and conditions of Permit
No. 28844/13-2212 issued pursuant to Application for Permit dated July 6, 1960,
and has submitted proof to the Department of Water Resources on June 6, 1963,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.0 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>1.0</u> cfs and	<u>374.5 acre feet</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
374.5 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, Twp. 16S,
Rge. 39E, B. M. in the County of Franklin

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 $\frac{1}{4}$	
16S	39E	18												27			40	40	107

Total number of acres irrigated 107

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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 23 day of
March, 19 78.

Director

9-28844

13-2212

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36827
Permit No. G- 28844
District No.

1. Name of Applicant: Owen Maughan
Postoffice address: Weston County: Franklin State: Idaho

2. Quantity of water claimed: 4 second feet

(a) Rate of withdrawal in cubic feet per second well to be drilled or Idaho
Miners' inches or gallons per minute

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Deep well

4. Location of point of diversion or well is in the SE 1/4 of the SW 1/4 of Section 18
Twp. 16 S , Rge. 39 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:

8. Estimated cost of works: \$12,000

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:

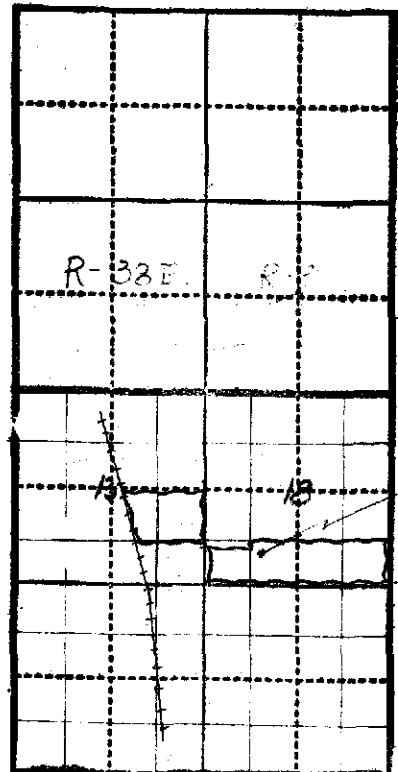
(d) Other resources:

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: Weston Co. res. right.

(a) 4.0 (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) (cubic feet per second, inches or gallons per minute) is for new lands.



Remarks:

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

s/ Owen Maughan Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 3:00 P.M. July 6, 1960

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 28844

Recorded in Book 101 Page 28844 Approved July 8, 1960

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 deligently 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 January 8, 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 July 8, 1965

Witness my hand this 8th day of July, 1960 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 8th day of July , 19 60

Countersigned: STATE OF IDAHO
(SEAL) By s/ ROBERT E. SMYLIE Governor
By s/ ARNOLD WILLIAMS Secretary of State.

12.

Twp.	Range	Sec.	NE¼	NW¼	SW¼	SE¼	Totals
			NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	
16 S	38 E	13				40 17	57
16 S	39 E	18			23 40	40 40	143
						TOTAL	200

March 30, 1978

Re: Permit No. 13-2212

Owen Maughan
c/o Steven H. Ward
161 2550 North
Odgen, Utah 84404

Dear Mr. Ward:

Enclosed herewith is a copy of the water right license issued on the above referenced permit.

Sincerely,

JAN GROVER
Water Rights Supervisor

JR:lr

RECEIVED
MAY 1 1978

March 6, 1978

Re: Permit No. 13-2212

Owen Maughan
C/o Steven H. Ward
161 2550 North
Ogden, Utah 84404

Dear Mr. Maughan:

A representative of this Department made an examination of the works covered by your Permit No. 13-2212, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.0 cfs Source: groundwater

The maximum quantity diverted shall not exceed 374.5 acre feet per
year.

Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, Twp. 16S, Rge. 39E, B. M.

Beneficial use: Irrigation of 107 acres within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$,
Sec. 18, Twp. 16S, Rge. 39E, B. M.

Priority date established: July 6, 1960

If you do not concur with these findings please contact us within 10 days, otherwise
a water license will be issued as set forth above.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw
cc: Tim Healy
863 25th St.
Ogden, Utah 84401

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28811

REPORT ON PROOF OF Completion of Works & Beneficial Use

Owen Maughan, Weston, Idaho

28844

R-38E.

R-39E.

T.
16
S.

TO WESTON

13

18

TO PRESTON

27

Subdivisions 3

Area 107

Q 1.0 cfs or 50 inches

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

Permit No. G-28844This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant: Owen Maughan2. Source of water supply: Subterranean3. Location of point of diversion: Is in the SE 1/4 SW 1/4 of Section 18T. 16S R. 39 E.B.M. County of Franklin

4. Describe works as they exist, giving dimensions and capacities of same: COMP OS 1-Holloshoff.
Motor #1243420, Layne Pump #36976 P, 8" x 180" Column, 8" x 25'
discharge pipe to open ditch. well

5. Water is used for: irrigation6. 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):

57 acres in N 1/2 SE 1/4 Sec. 13., Twp. 16 S., Rge. 38 E.B.M.143 acres in S 1/2 SW 1/4, S 1/2 SE 1/4 Sec. 18., Twp. 16 S., Rge. 39 E.B.M.Mr. Maughan said Mr. McKay came over and told him hisProtested by Dale McKay, Holder of Permit No. ~~28838~~ G-28838pump was affecting his well. and asked him to shut his (Maughan pump) off. Mr. Maughan said he shut his pump off for 3 days.

(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. Owen Maughan alongand Mr. Kay well didn't change any while pump was off.Both McKay + Maughan's pumps pump a fine blue sand.Temp 69°F; Water is milky at pump clears up 50' down stream. Has gas, bubbles.
Measured by Spooling Meter 1 Rev 1 Min 48 Sec. = 1.0 cfsThis examination was made on the 21st day of May, 1964

(Signed)

Layne Johnson

Examiner.

28844

DD 1/14/64
430' x 1/4" casing?
h: 80'
2.0 cfs.

Owen Maughan
Weston, Idaho

1 Run 1 in. 48 in c 100 ft
3 Run 5 Min 30 Sec

Permit No. G-28844

Examination for Completion of Works & Beneficial Use

County Franklin
Quantity 4.0 c.f.s. Sec. 18 T. 16S R. 39 EBM

Source: Well

P. D.: SE. 1/4, Sec. 18, T. 16S. - R. 39 EBM.

Use: Irrigation

Filed: July 6, 1960

Due: July 8, 1965

Extension: —

Protest: Dale McKay, B-28838

Completion of Works: —

Other Rights: Weston Co. res. right.

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
MAY 26 1964

Department of Reclamation

28844

INTER-DEPARTMENT MEMO — 1

DATE

FROM

Jan Grover

TO

file

SUBJECT

Protest was withdrawn per letter of
June 3, 1974, therefore, a license
can be issued.

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

June 10, 1974

Franklin County Assessor's Office
Preston,
Idaho 83263

Gentlemen:

Would you please check your records and advise this office of the present property owner(s) in connection with the following legal description:

Bal. W.P. R/R/W
Peter O. Phillips - 57.50 A.
Rolan V. Bastian - 14.77 A.
N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 13, Twp. 16S, Rge. 38 E, B.M. Rolan V. Bastian - 14.77 A.
S $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 18, Twp. 16S, Rge. 39 E, B.M. = Owen W Maughan

If at all possible, we would also appreciate the mailing address of said property owner(s). We thank you in advance for your cooperation in this matter.

Sincerely,

D. Darlene Reich
D. Darlene Reich
Water Rights Supervisor

RECEIVED

JUN 13 1974

Department of Water Administration

N2SE4, Sec 13, Twp 16S, Rge 38 E, BM

Peter O. Phillips - Weston, Idaho 83286

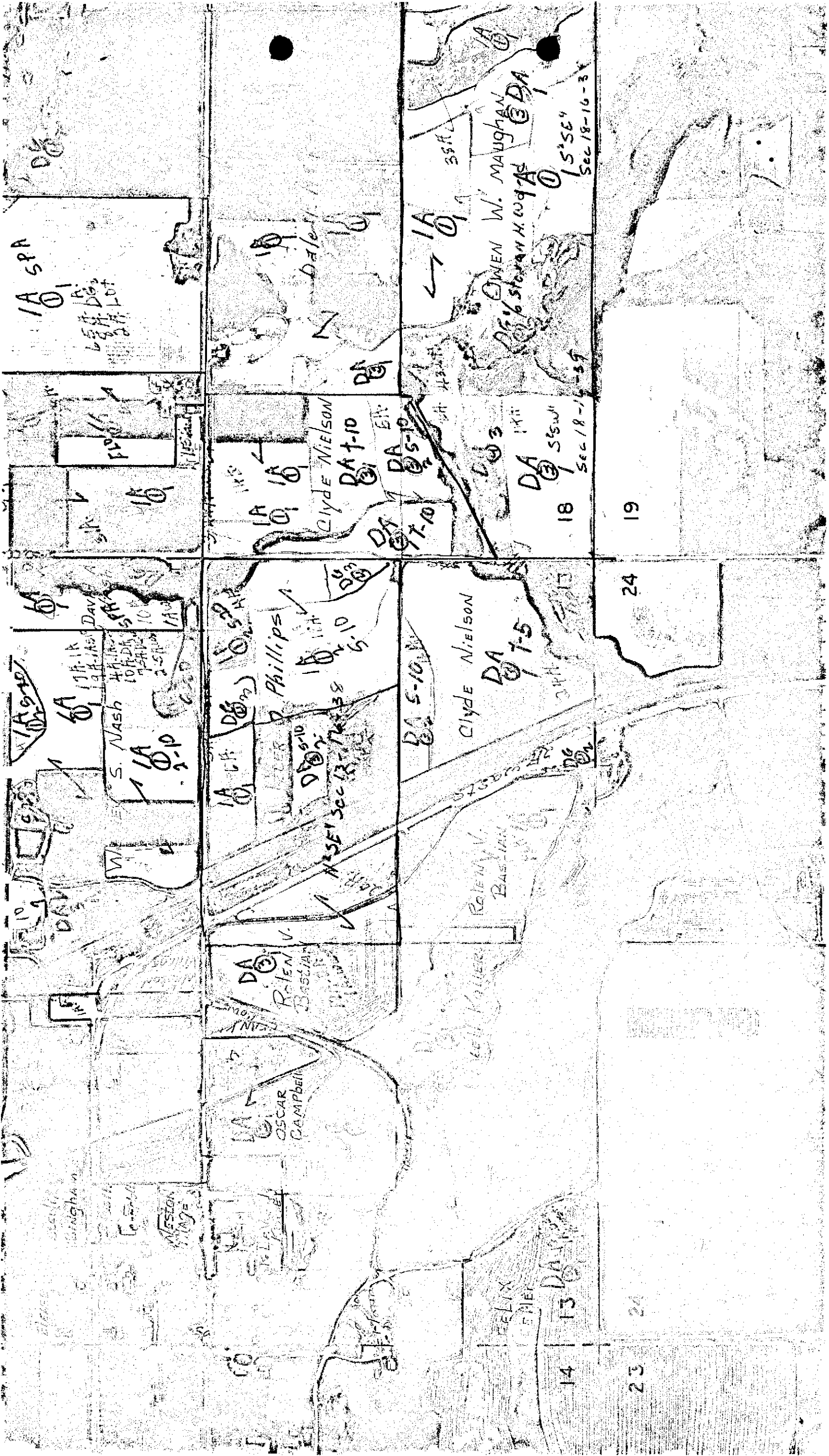
Rolan V. Bastian Weston, Idaho 83286

ddr

Bal. U. P. R/R R/W

S2SW4, S2SE4, Sec 18, Twp 16 S, Rge 39 E, B.M. Owen Maughan % Steven H. Ward
161 2550 North
No. Ogden, Utah
84404

MICROFILMED



June 10, 1974

Franklin County Assessor's Office
Preston,
Idaho 83263

Gentlemen:

Would you please check your records and advise this office of the present property owner(s) in connection with the following legal description:

N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 13, Twp. 16S, Rge. 38 E, B.M.

S $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 18, Twp. 16S, Rge. 39 E, B.M.

If at all possible, we would also appreciate the mailing address of said property owner(s). We thank you in advance for your cooperation in this matter.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

ddr

RECEIVED
JUN 11 1974

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

May 29, 1974

RECEIVED

Re: Permit No. 28844/13-2212 - Owen Maughan

MAY 31 1974 mt

Mr. Dale F. McKay
Weston,
Idaho 83286

Department of Water Administration

Dear Mr. McKay:

In reviewing the above referenced permit file, we find a protest entered by you against issuance of a license under this permit. Your protest, received June 6, 1963, claims an apparent interference between your well and the well of Mr. Maughan.

As this Department is currently in the process of up-dating its records, we are anxious to know if this matter has been resolved or if a hearing will be necessary. We ask, therefore, that you notify this office within 10 days as to the status of this matter.

If we should not hear from you, please be advised that the matter will be set for a conference &/or hearing.

Sincerely,

Bobby D. Fleenor
BOBBY D. FLEENOR
Assistant Director

This problem has been taken care of so no action will be necessary.

BDF:DR

cc: Mr. Owen Maughan

Thank you

Dale McKay

*Can consider
as withdrawal
of protest
jc*

100-15850

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

May 29, 1974

RECEIVED

JUN 8 1974

Re: Permit No. 28844/13-2212 - Owen Maughan

Department of Water Administration

Mr. Dale F. McKay
Weston,
Idaho 83286

Dear Mr. McKay:

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If we should not hear from you, please be advised that the matter will be set for a conference &/or hearing.

Sincerely,

Bobby D. Fleenor
BOBBY D. FLEENOR
Assistant Director

BDF:DR

cc: Mr. Owen Maughan

This was sent to Owen Maughan

Dear Sirs
Mr Maughan passed away
almost two years ago. The
pump has not been used for
several years.
The place has now been sold.

Respectfully

Mrs Owen Maughan

May 29, 1974

Re: Permit No. 28844/13-2212 - Owen Maughan

Mr. Dale F. McKay
Weston,
Idaho 83286

Dear Mr. McKay:

In reviewing the above referenced permit file, we find a protest entered by you against issuance of a license under this permit. Your protest, received June 6, 1963, claims an apparent interference between your well and the well of Mr. Maughan.

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If we should not hear from you, please be advised that the matter will be set for a conference &/or hearing.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

cc: Mr. Owen Maughan

RECORDED

1

Steve This file was
protected & never
followed to closing.

13-2212
28844

Exam.
Review

→ Contact
permit holder protestants

May 6, 1965

RE: Permit No. G-28844

Mr. Owen Naughan
Weston, Idaho

Dear Mr. Naughan:

Thank you for your letter of April 25th. I was out of the office from April 26th to May 4th.

I would like to set the date for starting your pump as May 11th. That will give me a day to arrive and make what measurements I can before either pump is started. I'll try and contact you at your home around 2:00 P.M., or before if possible, on May 10th.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

Loy H. Johnson
Field Engineer

LHJ:mr

28844

Permit # 6-28844

APR 27 1965

Weston, Idaho
April 25, 1965

Department of Reclamation

Boise, Idaho.

Dear Sir:

If it is necessary to set an exact date to start pumping I will say Monday May 10th.

If for any reason you would rather come before this time it would be OK with me.

I thought maybe you would rather choose the day.

Sincerely

Mr Owen Maughan
Weston
Idaho.

Thank you.

28844

April 21, 1965

RE: Permit No. G-28844

Mr. Owen Maughan
Weston, Idaho

Dear Mr. Maughan:

Thank you for your letter of April 19, 1965 stating your desire to start pumping between the 1st and 10th of May.

It will be necessary that you notify us of the exact date you or Mr. McKay will start your pumps. Knowing the exact date will help us schedule our arrival date to make preliminary measurements before pumping starts.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

Loy H. Johnson
Field Engineer

LHJ:mr

cc: Dale F. McKay
Weston, Idaho

28844

Weston, Idaho
April 19, 1965

Department of Reclamation

Permit No. 6-28844

Boise, Idaho.

Dear Sir -

In regard to my notifying
you before I want to turn
my pump on, because
of Mr McKay's protest.
I would like to turn
mine on sometime
between the 1st and the 10th
of May.

Respectfully

Mr Owen Maughan
Weston
Idaho.

RECEIVED
APR 20 1965

Department of Reclamation

28844

September 28, 1964

Re: Permit No. G-28838 - Dale F. McKay
" " G-28844

Owen Maughan
Weston, Idaho

Dear Mr. Maughan:

The enclosed forms and letter furnish information for refund of \$11.00 fee you paid in response to our letter of May 27, 1964. That letter was in error as the fact that Mr. McKay entered a protest was overlooked.

It will be necessary for this office to check the wells before you need to start irrigation next spring. The time of the test will depend upon whether you or Mr. McKay desire to start first.

The test should be made prior to the time the water will first be required to prevent loss of crop.

Kindly notify this office at least two weeks prior to the time you will start the pump for irrigation.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc DA 8
letter

28844

September 28, 1964

Re: Permit No. G-28838 - Dale F. McKay
" " G-28844

Owen Maughan
Weston, Idaho

Dear Mr. Maughan:

The enclosed forms and letter furnish information for refund of \$11.00 fee you paid in response to our letter of May 27, 1964. That letter was in error as the fact that Mr. McKay entered a protest was overlooked.

It will be necessary for this office to check the wells before you need to start irrigation next spring. The time of the test will depend upon whether you or Mr. McKay desire to start first.

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Kindly notify this office at least two weeks prior to the time you will start the pump for irrigation.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc DA 8
letter

28844

September 28, 1964

Re: Permit No. G-28844 - Owen Maughan
" " G-28838

Dale F. McKay
Weston, Idaho

Dear Mr. McKay:

You protested issuance of water license under Permit No. G-28844 to Mr. Maughan, claiming that his diversion of water adversely affected your well.

Kindly notify this office at least two weeks prior to the time you will start your pump in the well for irrigation, in the spring.

An inspector from this office will measure the flow of water and depth to water in each well while each well is working separately. The test may take about a week to complete. The time of the test will depend upon whether you or Mr. Maughan desire to start irrigating first. The test should be made prior to the time the water will first be required to prevent loss of crop.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

28844

September 4, 1964

Re: Permit No. G-28844

Mr. Owen Maughan
Weston, Idaho

Dear Mr. Maughan:

We received your letter of September 1st, in regard to your certificates of water right. You have a receipt in this office for the fees of \$11.00, and upon return of Mr. Thomas, Deputy State Reclamation Engineer, to this office on September 14th, this matter will be taken up with him.

Very truly yours,

CARL E. TAPPAN
State Reclamation

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

DEPARTMENT OF RECLAMATION

Weston, Idaho
Sept 1, 1964

Bureau of Reclamation
Boise, Idaho

Dear Sirs: -

I am writing in regard to my well that I have proved up on. The check to pay for proving up on the well was sent in and has come back in my bank statements about two months ago. So far

I haven't received any papers stating the well had been proved upon.

Would you please check on this matter for me
Thank you.

Respectfully
Mr Owen Mangham
Weston
Idaho

28844

State of Idaho

DEPARTMENT OF RECLAMATION

Boise, Idaho

May 27, 1964

Re: Permit No. G-28844

Owen Naughan
Weston, Idaho

Dear Mr. Naughan:

Our field engineer'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-28844 shows the well is (are) capable of conveying 50 miner's inches, or 1.0 c.f.s. of water for the irrigation of 107 acres.

Upon receipt of the statutory fees, totaling \$ 11.00, which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 6.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of July 6, 1960 to the use of 1.0 second feet of subterranean water with the point of diversion in the SE 1/4, Sec. 18 for irrigation of 107 acres in the SE 1/4, Sec. 18, T. 16 S., R. 39 E., B.M.

Very truly yours,

GAIL H. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

28844

June 13, 1963

Re: Permit No. G-28844

Owen Maughan
Weston, Idaho

Dear Mr. Maughan:

Enclosed is a copy of a protest made in regard to the proofs of Completion of Works and Beneficial Use of the water under the above noted permit.

Nothing will be done in the matter until we receive the report of the field examiner.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. copy of protest

28844

1M April 1962

XXXXXXXXXX

June 12, 1963

Re: Permit No. G-23844

Mr. Owen Maughan
Weston, Idaho

Dear Mr. Maughan:

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-23844.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: P. S. We are returning your statement of costs in regard to the publication of the Permit mentioned above.

28844

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

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

four 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 25, 19 63, and ending

with the issue of May 14, 19 63.

Fees, \$ 23.22

Subscribed and sworn to before me this 31st day

of May, 19 63.

George S. Rana
Notary Public, Residing at Preston, Idaho

My Commission Expires December, 19 64.

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

Notice is hereby given that at 10:00 A.M., on the 31st day of May, 1963, 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 4.0 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-28844, 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 Owen Maughan, Weston, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.00 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 2.0 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18, Twp. 16 S., R. 39 EBM.

5. The place where said water is used is 40 Acres NE $\frac{1}{4}$ SE $\frac{1}{4}$; 17 Acres NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13 Twp. 16 S., R. 38 EBM, and 23 Acres SW $\frac{1}{4}$ SW $\frac{1}{4}$; 40 Acres SE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 Acres SW $\frac{1}{4}$ SE $\frac{1}{4}$; 40 Acres SE $\frac{1}{4}$ SE $\frac{1}{2}$ Section 18, Twp. 16 S., R. 39 EBM.

6. The date of priority which said user is prepared to establish is July 6, 1960.

Geo. N. Carter
State Reclamation Engineer
No. 527—First Pub. April 25, 1963. Last Pub. May 16, 1963.

28844

STATE OF IDAHO

Department of Reclamation

NO. G- 9737

Boise, Idaho, June 1, 1964

RECEIVED
FROM

Owen Maughan of Weston, Idaho \$ 11.00
Owen and T. Maughan

DOLLARS

FOR

Well Driller's License Fee	- \$	
Application for Permit No.	- \$	
Proofs	- \$	11.00
Certified Copy	- - - - \$	
Recording Assignment	- - \$	
	- - - \$	
TOTAL	- - - \$	11.00

Carl E. Tappan

STATE RECLAMATION ENGINEER

By Edwin L. Rule

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO**

Department of Reclamation
Boise, Idaho

Permit No. G-28844

**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.

Ans. ✓ Owen Maughan Weston, Idaho Farmer Weston, Idaho

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

Ans. _____

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

Ans. G 28844 July 8, 1960 July 6, 1960

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

Ans. Well - - SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18 Twp 16 $\frac{1}{2}$ S., R 39 $\frac{1}{2}$ E.B.M. County of
Franklin, State of 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. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Well and pump. 2 cfs Private ditch in own field. Well depth 430'
casing 14"; Depth to water 80'; 2cfs discharge from pump.

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 - Used on cultivated land - Water is used on 40 acres
in the NE $\frac{1}{4}$ SE $\frac{1}{4}$; 17 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$ sec 13 Twp 16 $\frac{1}{2}$ SR 38 $\frac{1}{2}$ EBM. 23A SW $\frac{1}{4}$ SW $\frac{1}{4}$;
40 Acres SE $\frac{1}{4}$ SW $\frac{1}{4}$; 40 Acres SW $\frac{1}{4}$ SE $\frac{1}{4}$; 40 Acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ sec 18, Twp 16 $\frac{1}{2}$ S., R.
39 $\frac{1}{2}$ EBM.

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

Ans. Charles Gardner, Malad, Idaho

28844

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

Ans. _____

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

Ans. _____

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. _____

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

Ans. 2 cfs for irrigation purposes since June 1, 1961 by means of well and pump and flood irrigation.

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. Weston Creek water. This water has been undependable and can not be depended on to deliver enough water. What water coming from Weston Creek has been used to supplement well water.

(Sign) Owen Maughan

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 31st day of May, A. D. 1963.

W. B. Larsen

My commission expires May 12, 1966

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-28844

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:

Serge Benson 40 Weston, Idaho Farmer Weston, Idaho

Ques. 2. Are you acquainted with Owen Maughan, the holder of

Permit No. G-28844 ? How long have you known him and where does he reside:

20 years Weston, Idaho

Ques. 3. Have you read or heard said Permit No. G-28844 read, and are you familiar with its provisions and conditions: Yes: X No:

Ques. 4. State source of water supply: Well

SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 18, Twp 16 S., R. 39 EBM

State place of diversion: County of Franklin, State of Idaho

Describe works for conveying water to place of use: pump and ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct

to place of use: 2 cfs How much water have you seen being so

conveyed: 2 cfs

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

Water is used on 40 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$; 17 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$ section 13, Twoship 16 SR 38 EBM. 23 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ sec 18 Twp 16 S., R. 39 EBM.

Ques. 7. If for power or other purposes than irrigation, state how water has been 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:

Sandy loam 2 $\frac{1}{2}$ acre feet

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No

Ques. 10. When did you first see this water used: all during the irrigation season of 1961 and 1962 and this portion of 1963.

Other times you have seen such use:

(Signed)

Serge Benson

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 31st day of May, A. D., 1962.

Red D Larsen

Notary Public for State of Idaho

Residing: Preston, Idaho

My commission expires: May 12, 1966

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-28844

* * * * *

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:

Clyde Nielsen 56 Weston, Idaho Farmer Weston, Idaho

Ques. 2. Are you acquainted with Owen Maughan, the holder of
Permit No. G-28844 ? How long have you known him and where does he reside:

40 years

Ques. 3. Have you read or heard said Permit No. G-28844 read, and are you familiar
with its provisions and conditions: Yes: x No:

Ques. 4. State source of water supply: Well

State place of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$ section 18, Twp 16 S., R. 39 EBM
County of Franklin, State of Idaho

Describe works for conveying water to place of use: Pump and ditch

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

conveyed: 2cfs

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

Water is used on 40 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$; 17 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$ sec 13 Twp 16 SR
30 EBM. 23 Acres SW $\frac{1}{4}$ SW $\frac{1}{4}$; 40 Acres SE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 Acres SW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 18 Twp 16 S., R. 39 EBM.

Ques. 7. If for power or other purposes than irrigation, state how water has been 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:

Sandy loam; $2\frac{1}{2}$ acre feet

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No

Ques. 10. When did you first see this water used: all during the irrigation season of 1961 and 1962 and this portion of 1963
Other times you have seen such use: _____

(Signed)

Clyde Nielsen

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 31st day of May,

A. D., 1963

Red B. Larsen

Notary Public for State of Idaho

Residing: Preston

My commission expires: May 12, 1966

PROTEST AGAINST THE ISSUANCE OF CERTIFICATE
OF COMPLETION OF WORKS AND APPLICATION
OF WATER TO BENEFICIAL USE.

State of Idaho,
SS.
County of Franklin.

Dale McKay, being first duly sworn, deposes and says: I am a resident of Weston, Idaho, and am the holder of Permit No. G-2883⁸₃, for the withdrawal of 4 cubic feet per second of water from a well, with point of diversion in Northwest quarter of the Southeast quarter of Section 18, Township 16 South, Range 39 E. B. M, Franklin County, Idaho, with priority of July first, 1960; that I began pumping water from my well in the spring of 1961, and in July, 1961, I noticed that my water was failing; this was after Owen Maughan, holder of Permit No. G-28844 started to pump from his well; then I lowered my pump and got back to my 4 second feet; this lasted for a few days and then my supply dwindled to about one second foot. It is evident that my well is affected by the pumping from the well of said Owen Maughan; that I began to drill for my well prior to said Owen Maughan, and filed my application with the Reclamation Department prior to said Owen Maughan. That the wells are about a quarter mile apart and it appears that they tap the same underground stream.

Affiant, therefore, protests against the said Owen Maughan being permitted to make proof under his application and against the issuance of certificate of completion of works and any other evidence of right in and to said water, and affiant prays that the State Reclamation Engineer will make an investigation and will enter any necessary order protecting the rights of affiant in and to the water to which he is entitled under his Permit and his proofs already made.

Subscribed and sworn to before me this 29th day of May, 1963.

Dale McKay
[Signature]
Notary Public, Preston,
Idaho.

June 3, 1963

Re: Permit No. G-28844
Owen Maughan

Ted B. Larsen
10 West Oneida St.
Preston, Idaho

Dear Mr. Larsen:

Protests in regard to proofs of use of water should be enclosed with the depositions and affidavit of publication when mailed to this office.

We received your letter of May 29th, however the protest was not received.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

TED B. LARSEN REAL ESTATE
LAFAYETTE
ONE N. 2ND ST.
BOISE, IDAHO 83722

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

May 29, 1963

RECEIVED
MAY 31 1963

Department of Reclamation

Gentlemen:

In reference to Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28844 of Owen Maughan, we have received a Protest Against The Issuance of Certificate Of Completion Of Works and Application Of Water To Beneficial Use.

This is the first time we have had any protest and we do not know just what to do with it. Therefore, we are enclosing it herewith for your action.

Yours very truly,

TED B. LARSEN REAL ESTATE

By *Ted B. Larsen*
Ted B. Larsen

TBL/s
encl:

28844

May 27, 1963

Mr. Dale McKay
Weston, Idaho

Dear Mr. McKay:

Replying to your letter of May 24th concerning your proposed protest to the proofs of Owen Maughan, your course should be to appear in person on May 31st at the time proof is made and enter formal protest before the Notary.

We enclose herewith a copy of the Underground Water Statutes which contain all the information this office has concerning underground water rights.

Very truly yours,

CARL F. TAPPAN, Assistant
State Reclamation Engineer

CET:ew

Enc. statutes

28844

Wesley, Ida.
May 24. 63

Dear Mr. Carter,

I have turned my pump on and am not pumping only about a sec. ft of water or less. I turned it on May 22. Owen Maughn turned his on May 20 he said. From all indications the wells are interfering with one another. When we first started pumping after the wells were drilled we took ~~the~~ the water Maughn was pumping so he had Forbush come back down & set his pump deeper in his well & he got the water back. In about 3 or 4 days our water went & we went down deeper with our pump but was unable to ever get our stream back. When we first started pumping we were pumping about

28844

3½ to 4 sec ft of water & now we are
only pumping about a ft of water
not enough to justify the cost of pumping.
Last spring we turned our pump on
before Maughn & pumped a pretty
good stream. This spring Maughn
turned his on first & we just don't
get much water. We were wondering
if there is any protection for the
one who drills first or could you
have some one come & check the
situation. We never pumped much
water, all last summer we
spent trying to get it back
but could not. Would appreciate
any information you could
give us as we are sure in
need of water to keep our crops
going. Yours truly

Dale McKay 288414

May 16, 1963

Re: Permit No. G-28838, Dale F. McKay
G-28844, Owen Maughan

Louis F. Racine, Jr.
Attorney at Law
Corner First & Center
Pocatello, Idaho

Dear Mr. Racine:

We received your letter noting interference of wells described in above noted permits.

The Idaho Code provides that this office shall inspect the works at the time of making the proof. That inspection was possible at that time when diversions were from surface sources, except when the ground was snow covered or the roads were impassable. Under present conditions, when practically all diversions were through pumps, it is not possible to make inspections except during the irrigation season.

The works under these two permits will be examined as early as possible, this irrigation season. It would be appreciated if you could inform this office of the date when the pumps will be started.

Very truly yours,

GEORGE W. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RWT:vj
ccDale F. McKay, Weston, Idaho
Owen Maughan, Weston, Idaho

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 15, 1963

(P. O.) Weston, 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. Franklin Co.

Owen Mangham

(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

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

Reclamation

Notice is hereby given that at 10:00 A M., on the 31st day of May
19 63, at Preston, County of Franklin, State of Idaho,
before Ted B. Larsen, Notary Public, at (address) 10 West Oneida
Preston, Idaho, proof will be submitted of the completion of works for
the diversion of 2.0⁴⁰ 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. 2-28844, 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 OWEN MAUGHAN, Weston, Idaho
2. Said works of diversion will be fully completed on the date set for such com-
pletion, and the amount of water which said works are capable of conveying to the place of
use is 2.00 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 2.0
cubic feet per second.
4. The point of diversion of said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18, Twp. 16 S., R.
39 EBM
5. The place where said water is used is 40 Acres NW $\frac{1}{4}$ SW $\frac{1}{4}$; 17 Acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 13 Twp 16 S., R. 38 EBM, and 23 Acres SW $\frac{1}{4}$ SW $\frac{1}{4}$; 40 Acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
40 Acres SW $\frac{1}{4}$ SE $\frac{1}{4}$; 40 Acres SE $\frac{1}{4}$ SE $\frac{1}{4}$, section 18, Twp 16 S., R 39 EBM.
6. The date of priority which said user is prepared to establish is July 8, 1960

Geo. A. Leaster
State Reclamation Engineer

28844

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. G-28844
Owen Maughan

Date: April 16, 1963

Preston Citizen,
Preston, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **May 31, 1963** the date set for proof; the expense of the publication is to be paid by the applicant

Owen Maughan of **Weston, Idaho**

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

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

Very truly yours,


GEO. N. CARTER
State Reclamation Engineer

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

Encl.

April 16, 1963

Re: Permit No. G-28844

Mr. Owen Maughan,
Weston, Idaho.

Dear Mr. Maughan:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28844. The proofs are to be made at 10:00 o'clock A.M., on the 31st day of May, 1963, before Ted B. Larsen, 10 West Oneida, 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,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

28844

July 18, 1960

Re: Permit No. G-28844

Mr. Owen Maughan,
Weston, Idaho.

Dear Mr. Maughan:

We enclose Permit No. G-28844 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-4996 which was issued covering payment in the amount of \$5.75 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

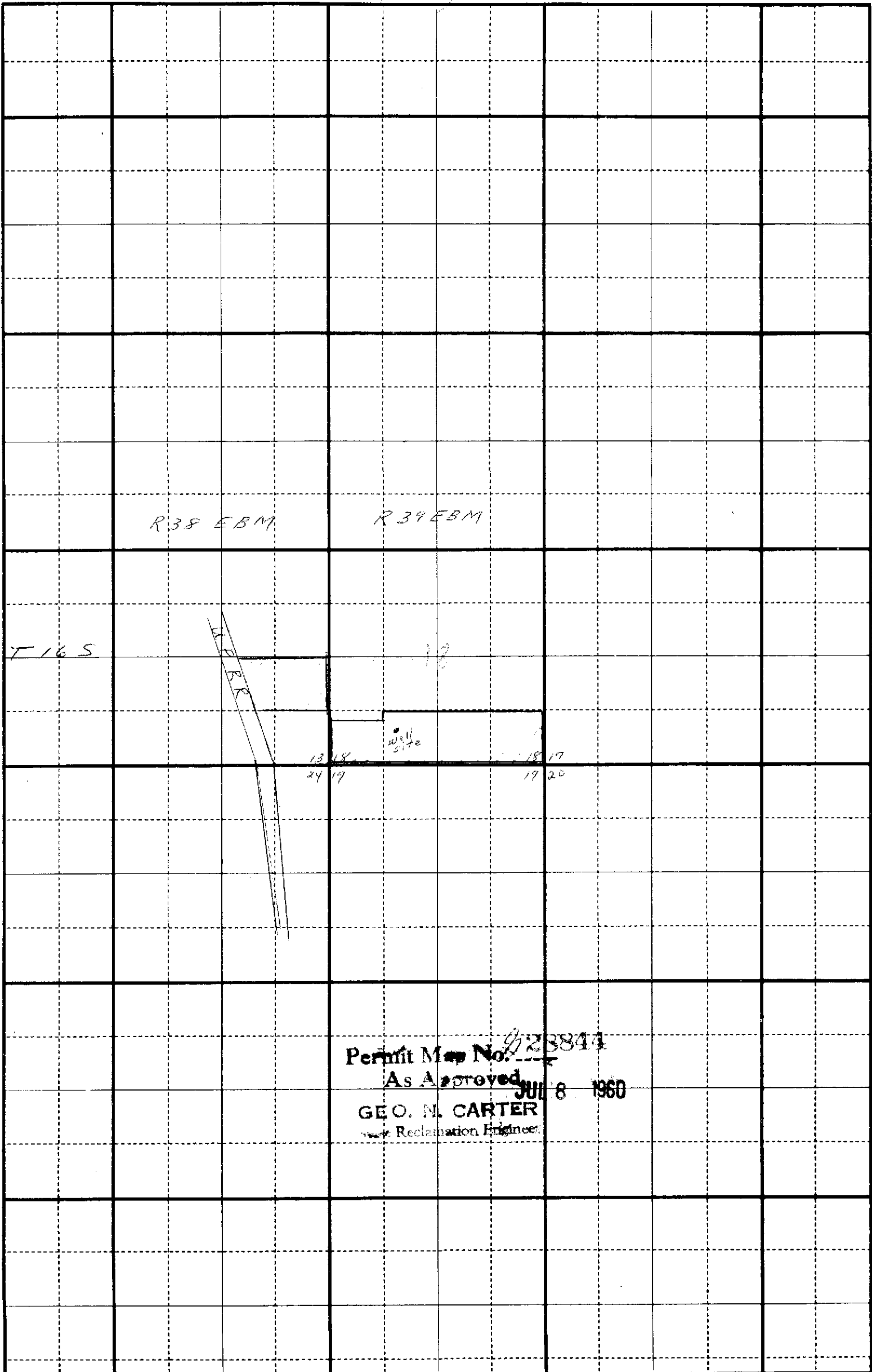
(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pat

28844

NAME OF APPLICANT Chambers - Murray

Form No. 0



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

28844

Loy: there is a protest against the
issuance of a Certificate or a
License in regard to this Permit .

Edna

Dale Mc Kay - Permit ^{well} G-28838 - 4 cfs
says when Mangha started pumping his ^{well} dropped to 1.0
about 1/4 mile apart S.D. NW SE Sec 18, 16S, R39E

28844

Mr. Carter: I feel I should protest
Maughn's proof & wondered if
I should appear in person
on the 31st when he has
it signed before a notary
public. Could you please
notify me on this or is
this notice enough.

Wale M. Kay

28844

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

Notile is hereby given that at 10:00 A.M., on the 31st day of May, 1963, 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 4.0 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-28844, 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 Owen Maughan, Weston, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.00 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 2.0 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18, Twp. 16 S., R. 39 EBM.

5. The place where said water is used is 40 Acres NE $\frac{1}{4}$ SE $\frac{1}{4}$; 17 Acres NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13 Twp. 16 S., R. 38 EBM, and 23 Acres SW $\frac{1}{4}$ SW $\frac{1}{4}$; 40 Acres SE $\frac{1}{4}$ SW $\frac{1}{4}$; 40 Acres SW $\frac{1}{4}$ SE $\frac{1}{4}$; 40 Acres SE $\frac{1}{4}$ SE $\frac{1}{2}$. Section 18, Twp. 16 S., R. 39 EBM.

6. The date of priority which said user is prepared to establish is July 6, 1960. 28844

Geo. N. Carter

State Reclamation Engineer
No. 527—First Pub. April 25,
1963. Last Pub. May 16, 1963.