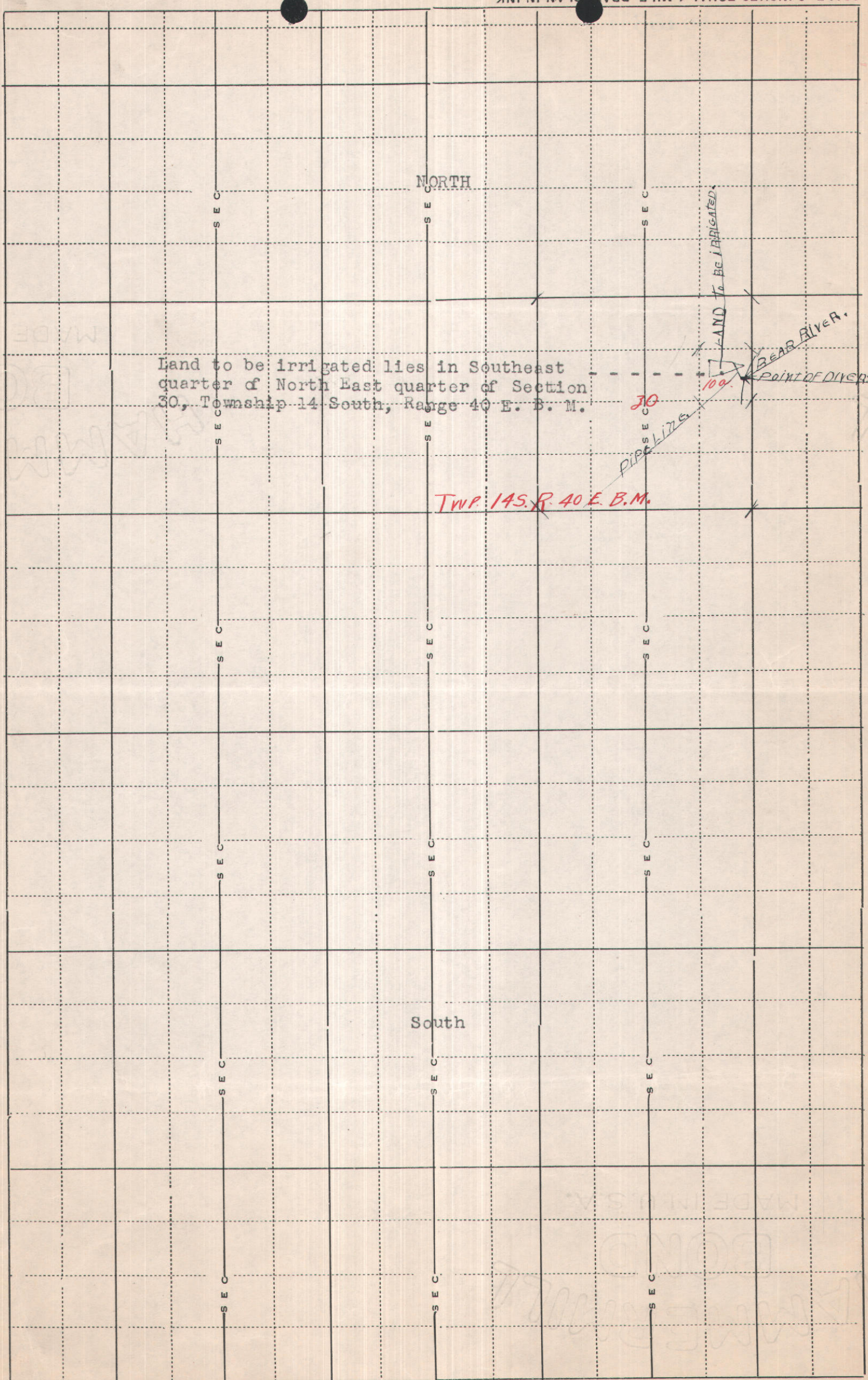


16453

16453

SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.



Land to be irrigated lies in Southeast quarter of North East quarter of Section 30, Township 14 South, Range 40 E. B. M.

NORTH

South

LAND TO BE IRRIGATED

BEAR RIVER

POINT OF DIVERSION

TWP. 14S. R. 40 E. B.M.

PIPELINE

100.

State of Idaho

License and Certificate of Water Right

Water License No. 16453

Amount 0.2 sec. ft.

Water District No.

Priority 3-29-1926.

THIS IS TO CERTIFY that Taylor Nelson,
of Preston, Idaho, R.F.D. #2, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 29, 1926; that Permit No. 16453
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.2 second feet, was issued thereunder on April 20, 1927, showing that said works
were completed on the 18th day of April, 1927; and that on the 12th
day of May, 1927,

Taylor Nelson,
of Preston, R.F.D. #2, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Bear River
~~under Use Permit No. 16453~~, for the purpose of irrigation
, under Use Permit No. 16453 of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume 6
of Licenses, at page 3434, on the 12th day of July, 1927;

The right hereby confirmed dates from March 29, 1926;

The Point of Diversion is located
in the SE 1/4 NE 1/4, Sec. 30, Tp. 14 S., R. 40 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 0.2
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.	40 E.	30	SE 1/4 NE 1/4	10	10

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 Commissioner of Reclamation, affixed at Boise, Idaho,
this 12th day of July, 1927.

GEO. N. CARTER.

Commissioner of Reclamation

(SEAL)

13-2111

State of Idaho
License and Certificate of Water Right

Water License No. 13840 Amount 0.8 sec. ft.
Water District No. 8-B Priority 11-22-1918.

THIS IS TO CERTIFY that **Mary E. Hall,**
of **Malta, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **November 22**, 1918; that Permit No. 13840
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.2 second feet, was issued thereunder on **November 5,**, 1923, showing that said works
were completed on the **3rd** day of **November**, 1923; and that on the **4th**
day of **December**, 1926,

Mary E. Hall
of **Malta**, State of **Idaho**, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of **Kane Creek**
, a tributary of **Raft River**, for the purpose of **irrigation and**
domestic use, under Use Permit No. 13840 of the **State Engineer,**
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 Commissioner of Reclamation of Idaho and entered of record in Volume **6**
of Licenses, at page **3433**, on the **12th** day of **July**, 1927;

The right hereby confirmed dates from **November 22**, 1918;

The Points of Diversion ^{are} located in **NE 1/4, Sec. 19; SE 1/4 NW 1/4, Sec. 20, and**
in the **SE 1/4 SE 1/4, Sec. 17**, T^{wp.} 14 S., R. 26 E., B. M. Cassia 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 **0.8**
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.	26 E.	17	SE 1/4 SE 1/4	40	15
			SW 1/4 SE 1/4	30	25

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 Commissioner of Reclamation, affixed at Boise, Idaho,
this **12th** day of **July**, 1927.

GEO. N. CARTER.
Commissioner of Reclamation

(SEAL)

APPLICATION FOR PERMIT 13-2111

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 23296
Permit No. 16453
District No.

1. Name of Applicant: Taylor Nelson

Postoffice address: Preston, R. F. D. County: Franklin State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bonds to be issued:
- (d) Other resources:

tinuous flow

2. Quantity of water claimed: the equivalent of 0.2, cubic feet per second.

3. Source of water supply: Bear River which is a tributary of

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B. M., and is in the S.E $\frac{1}{4}$ of the NE $\frac{1}{4}$
of Section 30 , T. 14 S. , R. 40 E , B. M., County of Franklin

5. Water is to be used for: Irrigation of orchard land.

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: feet distant from corner of Section
T. , R. , B. M., in the of Section , T. , R. , B. M.
- (b) Amount of power generated: H. P., under feet head.
- (c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B. M., in the
of Section , T. , R. , B. M.

7. Estimated cost of works: \$ 900.00

8. Kind of works: water to be raised to height of 50 feet by centrifugal pump and conducted through a pipe line 150 feet to open ditch. Concrete cribs, between which will be built paddle wheel which furnishes power for the pump.

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet

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

feet; dimensions of flume

Diameter of pipe four inches; length of conduit miles.

pipe 150 feet in length, and ditch will be 30 rods in length
Average grade per mile five feet

12. The time required for the completion of such work is six months years

13. The time required for the complete application of the water to the proposed use is 60 days additional years.

14. The land to be irrigated is described in the following tabulation: See Remarks.

15. (a) Is reservoir to be used? **No** If so, fill in (b) and (c) below.
 (b) Name of reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

Taylor Nelson Applicant.

By _____ *Agent.*

Date of first receipt at Department of Reclamation. 9 A. M. March 29, 1926

Returned to applicant for correction.

Corrected application received.

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is **16453**

Recorded in Book 59 Page 16453 Approved March 30, 1926

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 May 29, 1926 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before June 30, 1926

The whole of said work to be completed on or before September 30, 1926

Beneficial use of water appropriated in accordance herewith, to be made on or before **November 30, 1926** *x July 1, 1927*

Witness my hand this 30 th day of March, 1926

W. G. SWENDSEN
Commissioner of Reclamation.

Remarks:

14 Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14 S.	40 E	30	10																10
Remarks: Two Concrete cribs will be consturcted eight feet apart in such a v as to permit water to pass between the cribs to a paddle wheel, which in turn s plies power for operation of centrifugal pump, which pumps water 50 feet into f inch pipe which conducts water 150 feet to open ditch. Bear River, owing to fl tuations caused by the Utah Power and Light Company's dam at Oneida Narrows, wi permit the operation of the said wheel and pump not more than from eight to twe hours out of each twenty-four hours, and during these hours the water must be pumped for the purposed of irrigation of the land described in this application Only during the time the water is at the highest point can the pump be operated EXTENSION OF TIME Upon proper request of the holder of the above numbered permit, I have this 20t day of October, extended the time for making proof of completion of works to th 1st day of May, 1927. W. G. SWENDSEN Commissioner of Reclamation Proof of Completion of Works made April 18, 1927. Certificate issued April 20, 1927.																			

PERMIT NO. 16453.

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that Taylor Nelson, of Preston, R. F. D. #2, County of Franklin, and State of Idaho, the holder of Permit No. 16453, issued upon Application No. 23296, bearing date of priority of March 29, 1926, authorizing the diversion of 0.2 second feet of the waters of Bear River, 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 0.2 second feet of the waters of Bear River; that the point of diversion of said waters is in the Southeast quarter of the Northeast quarter, Sec. 30, Twp. 14 S., R. 40 E. B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Southeast quarter of Northeast quarter, Sec. 30, Twp. 14 S., R. 40 E. B. M.

Witness my hand this 20th day of April, A. D. 1927.

GEO. N. CARTER,
Commissioner of Reclamation,

By Myron Swendsen,
Assistant.

STATE OF IDAHO
LICENSE AND CERTIFICATE OF WATER RIGHT

Water License No. 16453
Water District No....

Amount 0.2 sec. ft.
Priority 3-29-1926

THIS IS TO CERTIFY that TAYLOR NELSON, of Preston, Idaho, R. F. D. # 2, made application for a permit to appropriate the public waters of the State of Idaho, dated March 29, 1926; that Permit No. 16453 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.2 second feet, was issued thereunder on April 20, 1927, showing that said works were completed on the 18th day of April, 1927; and that on the 12th day of May, 1927,

Taylor Nelson

of Preston, R. F. D. # 2, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Bear River, for the purpose of irrigation, under Use Permit No. 16453 of the Commissioner 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 Commissioner of Reclamation of Idaho, and entered of record in Volume 6 of Licenses, at page 3434, on the 12th day of July, 1927.

The right hereby confirmed dates from March 29, 1926;

The point of diversion is located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, Tp. 14 S., R. 40 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 0.2 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.	40 E.	30	SE $\frac{1}{4}$ NE $\frac{1}{4}$	10	10

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 Commissioner of Reclamation, affixed at Boise, Idaho, this 12th day of July, 1927.

GEO. H. GANTER

(SEAL)

Commissioner of Reclamation

1645

July 13, 1927.

Re: Permit No. 16453.

Mr. Taylor Nelson,
R.F.D. #2,
Preston, Idaho.

Dear Sir:

We are mailing herewith Water License
issued under the above numbered permit; also
receipt for \$2.00 fee.

Very truly yours,

GEO. N. CARTER,
Commissioner of Reclamation,

By

Chief Clerk.

B:P.

Enc.

16453

June 24, 1927.

Re: Permit No. 16453.

Mr. Taylor Nelson,
R.F.D. #2,
Preston, Idaho.

Dear Sir:

The report of our examining engineer
for proof of beneficial use of water under your
above numbered permit is now on file here.
Upon receipt of fees in the sum of \$2.00, license
will be issued you.

Very truly yours,

GEO. N. CARTER,
Commissioner of Reclamation,

By

Chief Clerk.

B:P

16453

State of Idaho
H. C. BALDRIDGE, GOVERNOR
DEPARTMENT OF RECLAMATION
GEORGE N. CARTER, COMMISSIONER
BOISE

June 24, 1927.

Re: Permit No. 16453.

Mr. Taylor Nelson,
R.F.D. #2,
Preston, Idaho.

Dear Sir:

The report of our examining engineer
for proof of beneficial use of water under your
above numbered permit is now on file here.
Upon receipt of fees in the sum of \$3.00, license
will be issued you.

Very truly yours,

GEO. N. CARTER,
Commissioner of Reclamation,

By

Ed Brown

Chief Clerk.

B:P

*My Check for \$3.00 is enclosed herewith
to pay above mentioned fee -*

Respectfully Yours

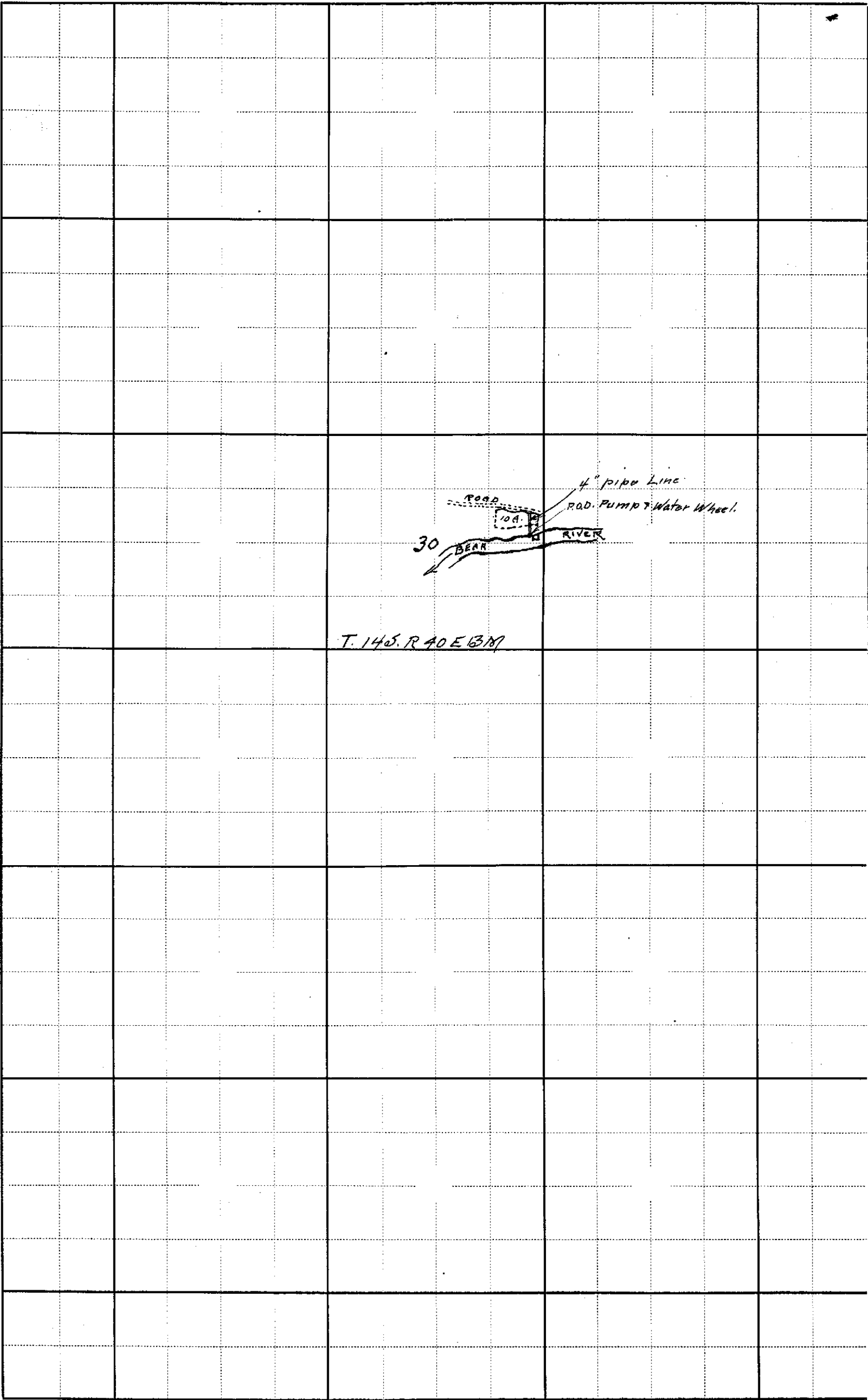
Taylor Nelson
16453

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. _____

REPORT ON PROOF OF _____



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

Permit No. 16453This proof is for Beneficial Use

In Water District No.

1. Name of applicant: Taylor Nelson
2. Source of water supply: Bear River
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 30
T. 14 S. R. 40 E. County of Franklin
4. Describe works as they exist, giving dimensions and capacities of same:

four inch centrifugal pump capacity 10 inches

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 for other than irrigation): SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 30, Twp. 14 S., R. 40 E., B.M. For Irrigation of 10
acres of land in the above subdivision. 4 acres barley & 6 acres
of orchard & garden

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

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

Remarks: Water is pumped from Bear River by centrifugal pump
and delivered to the land by a 4 inch cast iron pipe
under about 40 feet head. Pumping equipment consists of
a 4" "American" centrifugal pump propelled by gear
and chain ^{connection} to an "undershot" waterwheel. This wheel is
constructed of wood and is 8 feet wide and six feet
in diameter and operates under a head of 1.5 feet
and requires 36 cu. ft. per second of water of Bear
River for its operation. It is installed in the channel
of the river and can only be operated during periods of
high water

This examination was made on the 31st day of May 1927

(Signed)

Myron Burradine

Examiner.

16453

Permit No. 16453

Examination for Beneficial Use

FRANKLIN

County

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 a 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.

May 14, 1927.

Re: Permit No. 16453.

Mr. Taylor Nelson,
E.F.D. #2,
Preston, Idaho.

Dear Sir:

We are in receipt of depositions of yourself and two witnesses, together with the affidavit of publication for proof of beneficial use of water under the above numbered permit. These will be placed on file without further action until the report of our examining engineer can be made. You will then be further advised as to fees due before issuing license.

Very truly yours,

GEO. N. CARTER,
Commissioner of Reclamation,

By

Chief Clerk.

B:P

16453

P. M. CONDIE
LAWYER

PRESTON, IDAHO.

Apr. 27, 1927.

Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

Permit No: 16453.

Monday last I sent you notice for taking final proof in Taylor Nelson water matter before J. S. Larsen, notary public. I am in receipt of final proof papers this morning showing the proof to be made before me on the 12th of May. This will be alright, and you may disregard the notice I sent to you Monday.

Very truly,

A handwritten signature in cursive script, appearing to read "P. M. Condie".

16453

NOTICE FOR PUBLICATION

Notice of Proof Application of Water to Beneficial Use.

Notice is hereby given that at 10 a.m. on the 12th day of May, 1927, at Preston, County of Franklin, State of Idaho, before P. M. Condie, notary public, proof will be submitted of the application to beneficial use of the equivalent of 0.2 cubic feet per second continuous flow of the waters of Bear River in accordance with the terms and conditions of Permit No. 16453 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit is Taylor Nelson, Preston, Idaho, R. F. D. No. 2. The use to which said water has been applied is irrigation and domestic use.

The amount applied to beneficial use is equivalent of 0.2 cubic feet per second, continuous flow.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) on the Southeast quarter of Northeast quarter (SE 1/4 NE 1/4), Section 30, Township 14 South, Range 40 E. B. M.

The right to take water from such works is based upon Permit No. 16453.

The source of supply from which such water is diverted is Bear River.

The date of the priority which said user is prepared to establish is March 29, 1926.

Geo. N. Carter,
Commissioner of Reclamation.

Affidavit of Publication

I, J. H. Roe

(publisher) ~~(foreman)~~ of the
FRANKLIN COUNTY CITIZEN

published weekly at Preston, Franklin County, Idaho, do solemnly swear that a copy of the notice as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for 5 consecutive weeks, commencing with issue dated

April 6 1927 and
ending with the issue dated

May 4 1927
By J. H. Roe

Subscribed and sworn to before me
this 12th day of May 1927

P. M. Condie

Notary Public

Preston, Idaho

16453

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16453

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Taylor Nelson, forty-eight years old, farmer, reside at Preston, Idaho, P. O. Address Preston, R. F. D. 2, 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. No. 16453, date March 29, 1926, date of priority March 29, 1926.

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

Ans. Bear River, diversion at Southeast quarter of Northeast quarter of Section 30, Township 14 South, Range 40 E. B. M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Two concrete cribs have been constructed eight feet apart in such a way as to permit water to pass between the cribs to a paddle wheel, which in turn supplies ~~water~~ power for operation of centrifugal pump, which pumps water 50 feet into four inch pipe (iron for 50 feet, and wood balance of way), which donducts water 150 feet to open ditch. Open ditch is nearly one-fourth mile in length; are capable of conveying two-tenths of a second foot, or more. All works are my own property.

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. Ten acres in Southeast quarter of Northeast quarter of Section 30, Township 14 South, Range 40 E. B. M. This land is newly reclaimed land and is now planted to grain. I intend to plant orchard on it the next spring.

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

Ans. _____

16453

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

Ans. I think the nature of this soil requires two-tenths of a second foot of water for proper irrigation.

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. By April 15th or earlier the water was applied to beneficial use, by means of the works hereinbefore described, and water to the full extent of the capacity of a four inch pipe has been so used since that date.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. No other water.

(Sign)

Taylor Nelson

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 1 2th day of May, A. D. 19 27.

G. M. Mordie

Notary Public, Preston, Idaho.

My commission expires Oct. 16, 1930.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16453

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Clair Weaver, 33 years old, Preston, Idaho, salesman.

Ques. 2. Are you acquainted with Taylor Nelson, the holder of Permit No. 16453? How long have you known him and where does he reside?

Ans. Yes, have known him for five years, and he resides at Preston, Idaho.

Ques. 3. Have you read or heard read said Permit No. 16453, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Bear River, Southeast quarter of the Northeast quarter of Section 30, Township 14 South, Range 40 E. B. M.

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

Ans. At least two tenths of a second foot of water, and I have seen that much being so conveyed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation of orchard land, ten acres in Southeast quarter of Northeast quarter of Section 30, Township 14 South, Range 40 E. B. M. This land is newly ~~re~~ reclaimed and is at present planted to grain, but I understand it is intended to plant other crops next year.

16453

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

Ans. _____

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Heavy black mountain loam, and I estimate that it will take two-tenths of a second foot of water as it is new soil on mountain side.

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

Ans. None whatever.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

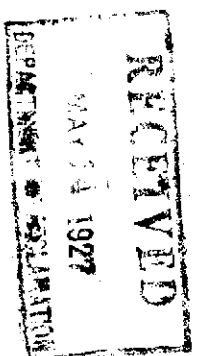
Ans. I saw water used on May 11th, 1927, saw by personal inspection of plant and saw the water actually running on the land, to the extent of a four inch pipe full.

(Signed) Clair Weaver

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 12th day of May, A. D. 19 27.

My commission expires Oct. 16, 1930.

J. M. Bondie
Notary Public:
Preston, Idaho.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16453

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. C. Leroy Lewis, 46 years old, Preston, Idaho, manager of implement house in Preston, Idaho.

Ques. 2. Are you acquainted with Taylor Nelson, the holder of Permit No. 16453? How long have you known him and where does he reside?

Ans. Yes, have known him forty years, and he resides at Preston, Idaho.

Ques. 3. Have you read or heard read said Permit No. 16453, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Bear River, Southeast quarter of the Northeast quarter of Section 30, Township 14 South, Range 40 E. B. M.

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

Ans. The capacity of a four inch pipe, and I have seen that amount of water being so conveyed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation of orchard land, ten acres in Southeast quarter of Northeast quarter of Section 30, Township 14 South, Range 40 E. B. M. This land is newly reclaimed and is at present planted to grain, but I understand it is intended to plant other crops next year.

16453

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

Ans. _____

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Heavy black mountain loam, and I estimate that it will take two-tenths of a second foot of water as it is new soil on mountain side.

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

Ans. None whatever.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I saw water used on May 11th, 1927, by personal inspection of plant, and saw the water actually running on the land, to the extent of a four inch pipe full.

(Signed) _____

C. S. Lewis

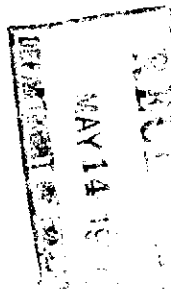
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Preston, County of Franklin, State of Idaho, on this 12th day of May, A. D. 19 27.

G. M. Bondie

Notary Public:

My commission expires Oct. 16, 1930.

Preston, Idaho.



State of Idaho

DEPARTMENT OF RECLAMATION BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

April 26, 1927, BOISE, IDAHO,

Mr. Taylor Nelson,
c/o P. M. Condie, Notary Public,
Preston, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 16453.

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On May 12, 1927, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Preston, Idaho, before P. M. Condie, Notary Public.
2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly.

GEO. N. CARTER,

Commissioner of Reclamation.

16453

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

April 20, 1927.

Mr. Taylor Nelson,
R. F. D. #2,
Preston, Idaho.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. **16453**....., which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and date it is submitted.

Yours truly,

GEO. N. CARTER.

Commissioner of Reclamation.

16453

April 20, 1927,

Re: Permit No. 16453.

Mr. Taylor Nelson,
R.F.D. #2,
Preston, Idaho.

Dear Sir:

We are mailing you herewith Certificate
of Completion of Works issued under the above
numbered permit, together with receipt for fees
paid.

Very truly yours,

GEO. H. CARTER,
Commissioner of Reclamation,

By

Chief Clerk.

B:P
Enc.

16453

Permit No. 16453

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO,
County of Franklin } ss

Taylor Nelson

, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the state of Idaho, No. 16453, and that his postoffice address is Preston, Idaho, R. F. D. 2 State of.....

Second: That the name of the stream from which said water is to be diverted is Bear River

Third: That the point of diversion of said water is Southeast quarter of Northeast quarter of Section 30, Township 14 South, Range 40 E. B. M. County of Franklin.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by May first,, 19 27.

Fifth: That the use for which said water is intended is Irrigation.

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: Works completed as follows: Centrifugal pump installed to lift water to height of 50 feet Reservoir, dam, ditch, flume, pipe or otherwise.) Pipe line 150-feet in length, and open ditch, also concrete cribs, and paddle wheel also constructed and installed as provided for in said permit.

II. Dimensions of work:

No dam, but two concrete cribs eight feet apart, permitting water to pass between them to a paddle wheel, supplying power to pump, which in turn pumps water into pipe line.
(a) Height of dam.....feet, length of dam at top.....feet, length of dam at bottom.....feet. Material used in construction.....

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir none.....acre feet.

(c) Size of headgate: Width.....feet, height.....feet.

Pipe line 4 inches in diameter, length 150 feet
(d) Conduit.....width at bottom.....feet width at water line.....
(State whether ditch, flume or pipe.) Ditch leading from pipe line is 30 rods in length.

feet, depth of water.....feet; diameter of pipe.....inches, average grade per mile is 5.....feet Length of conduit is.....miles.

Seventh: That said works are capable of conducting to the place of intended use 0.2 cubic.....second feet of water.

Eighth: That water appropriated under said permit is available for ten.....acres of land described as follows: Situated in Southeast quarter of Northeast quarter of Section 30, Township 14 South, Range 40 E. B. M.

Ninth: Remarks: That

Taylor Nelson
(Sign here)

Subscribed and sworn to before me this 18th day of April, 19 27

My commission expires Oct. 16-1930

J. M. Bondie
Notary Public.
Preston, Idaho
16453

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date March 29, 1927.

The FranklingCounty Citizen,
Preston, Idaho.

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to May 12, 1927, the date set for proof, the expense of the publication to be paid by the applicant, Taylor Nelson, R.F.D.#2, Preston, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

GEO. N. CARTER,

Commissioner of Reclamation.

16453

March 12, 1927.

Re: Permit No. 14453.

Mr. Taylor Nelson,
R. P. D. No. 2,
Preston, Idaho.

Dear Sir:-

We are today in receipt of your notice of proof of beneficial use of water under the above permit. We note that you have specified the amount of water as "one-half second foot, the equivalent of two-tenths second foot continuous flow". This will be changed to read as shown in the permit "the equivalent of two-tenths cubic feet per second continuous flow", leaving out the one-half second foot.

One copy of the notice will be mailed to the Franklin County Citizen in time for the required five publications prior to May 12th and deposition blanks for holder and two witnesses will be mailed to P. H. Condie, the notary public before whom proof is to be made.

We would also call your attention to the proof of completion of works to be made on or before May 1st, affidavit form for which was mailed to you February first.

Very truly yours,
GEO. H. CARTER,
Commissioner of Reclamation.

By _____
Chief Clerk.

16453

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 8th, 1927

(P. O.) Preston, Idaho, R. F. D. 2.

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Franklin County Citizen, of Preston, Idaho, published in the county in which the works are situated.

Taylor Nelson

(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.

16453

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 12th day of May, 1927,
at Preston, County of Franklin, State of Idaho,
before P. M. Condie, a notary public, proof will be submitted
the equivalent of two-tenths second foot continuous flow
of the application to beneficial use of ~~one-half second foot~~ cubic feet per second of the
waters of Bear River in accordance with the terms and conditions of
Permit No. 16453 heretofore issued by the Commissioner of Reclamation
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are

Taylor Nelson, Preston, Idaho, R. F. D. 2.

The use to which said water has been applied is irrigation

The amount applied to beneficial use is of two-tenths second foot continuous flow
~~one-half second foot the equivalent~~

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) On the Southeast quarter of the Northeast quarter of Section
Thirty (30) Township Fourteen (14) South, Range Forty (40) East of the
Boise Meridian.

~~The name of the canal or ditch or other works by which said water is conducted to such place of use~~
~~is private canal of the holder of the permit.~~

The right to take water from such works is based upon Permit No. 16453

The source of supply from which such water is diverted is Bear River

The date of the priority which said user is prepared to establish is March 29-1926
~~April 1, 1927~~

SWNE - 30-14S - 40E
Franklin Co

Geo. N. Carter

Commissioner of Reclamation.

16453

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Feb. 1, 1927.

Taylor Nelson,
Preston, Idaho.

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho,

Dear Sir:—

Under the terms of your permit No. 16453 you are required to complete your diversion works on or before May 1, 1927. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

GEO. N. CARTER,

Commissioner of Reclamation.

16453

October 20, 1926

Idaho Permit 16453
Taylor Nelson.

Mr. P. M. Gendie,
Attorney at law,
Preston, Idaho.

Dear Sir:-

The application for extension of time for completion of works under the above numbered permit has been approved. Duplicate approval is herewith mailed to you for the applicant's own file.

Very truly yours,
W. G. SWENSON,
Commissioner of Reclamation.

By _____
Chief Clerk.

Encl.

16453

P. M. CONDIE
LAWYER

PRESTON, IDAHO.

Oct. 18, 1926.

Commissioner of Reclamation,

Boise, Idaho.

Dear Sir:

I enclose herewith affidavit on form sent me with your letter of the 13th inst.

I may say in this connection that I have not received the permit mentioned in your letter as having been returned to me. Kindly look this up, if in your office, and mail to me, and if not send me such paper as may be necessary in the event this permit is lost.

Very truly,

Taylor Nelson

16453

Form No. 1
Permit No. 16453

Application for Extension of Time
FOR COMPLETION OF WORKS

-----Taylor Nelson-----, of -----Preston,-----
State of -----Idaho-----, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 16453-----

Under the terms and conditions of said permit, construction work thereunder was required to be
completed by -----Sept. 30,-----, 1926

That he has heretofore performed the following work described under said permit:-----
Built concrete abutments and one wheel 6 x 9 feet, have installed cen-
trifugal pump with the pipe connections and suitable building covering
the machinery, etc., at a total cost of \$950.00.

costing \$-----

THAT he is unable to complete the remainder of the work within the required time, for the fol-
lowing reasons, to-wit:

It has been found that another unit of power must be installed which can-
not be installed by the time fixed in the permit, but can be in place
ready for irrigation next spring.

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the com-
pletion of construction work under said permit, to -----May first,-----, 19 27.

Subscribed and sworn to before me this -----18th----- day of -----October,-----, 1926

My commission expires -----Oct. 16, 1930.-----

Notary Public.

Date of receipt at Department of Reclamation. -----OCT. 20, 1926-----

APPROVAL OF COMMISSIONER OF RECLAMATION

I, -----W. G. Swendsen-----, Commissioner of Reclamation of the State of Idaho, hereby extend the time for
the completion of construction work under Permit to appropriate the Public Waters of the State of Idaho, No. 16453
to -----May 1st-----, 1927

Witness my hand this -----20th----- day of -----October,-----, 1926

-----W. G. Swendsen-----
Commissioner of Reclamation.

By -----

16453

P. M. CONDIE
LAWYER

PRESTON, IDAHO.

Oct. 18, 1926.

Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

Taylor Nelson asked me to write to you stating that he had received in today's mail his permit and other papers sent to him in September from your office. They have been pigeon-holed somewhere. This is in connection with his application for permit for use of water. He has sent you this day an application for an extension of time to complete his diversion works.

Very truly,

A handwritten signature in cursive script, reading "P. M. Condie". The signature is written in dark ink and is positioned to the right of the typed name "P. M. Condie".

16453

October 13, 1928

Re: Permit No. 16453

Mr. Taylor Nelson

Preston, Idaho

Dear Sir:-

Referring to your letter of the 11th inst., would say that on September 22, 1928, we wrote you as follows: "

"Referring to your letter of the 20th inst., would say that the application for the extension of time under the above numbered permit should be made upon the inclosed form. We are returning the original permit."

We have received no further communication in regard to the matter until your letter which we received today. We are, therefore, mailing you herewith another blank for application for extension of time for completion of works, which should be filled out and returned to this office at your earliest convenience.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____ Chief Clerk

CB:HH
Encl.

16453

P. M. CONDIE
LAWYER

PRESTON, IDAHO.

October 11, 1926.

Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

The latter part of September I sent you water permit with request that you extend the time for completion of the works and application of the water to a beneficial use for a period of about six months or till next spring. So far I have not received any word from your office as to whether you have received the permit or if such extension will be granted. Inasmuch as my time for completion of works was up on the 30th of Sept. naturally I am wondering what action you are going to take with respect to my request.

Will you kindly inform me regarding this matter by early mail, and oblige,

Very truly yours,

Taylor Nelson

Preston, Idaho.

P. S. Part of the work has been done, for instance the paddle wheel is put in place (six by nine feet) on concrete abutments or pillars, one double stage centrifugal pump has been installed, pipe has been laid, and suitable building erected over the pump, at a total cost of about \$950.00. We find it necessary to install another water wheel of the same capacity to furnish sufficient power, which we plan to build this winter and will be prepared to make final proof as stated in my former request for extension.

16453

16453

September 22, 1926

Re: Permit No. 16453

Mr. Taylor Nelson
R. F. B. #2
Preston, Idaho

Dear Sir:-

Referring to your letter of the
20th inst., would say that the application
for the extension of time under the above
numbered permit should be made upon the
inclosed form.

We are returning the original
permit.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____

CB:HH
Encl.

16453

P. M. CONDIE
LAWYER

PRESTON, IDAHO.

Sept. 20, 1926.

Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

I find that it will be impossible for me to complete the works provided for in Permit No. 16453 by Sept. 30, 1926, and it will also be impossible for me to apply the water to beneficial use this fall. I therefore wish to ask for an extension of time of six months on each of these time limits. I shall be prepared to use the water in the early spring of 1927.

I enclose herewith the permit for indorsement by you of such extension, if granted.

Very truly yours,

Taylor Nelson.

16453

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Mr. Taylor Nelson
M. F. D.
Preston, Idaho

August 10, 1926

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No.....**16453**....., which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and date it is submitted.

Yours truly,

V. C. SWENSON
Commissioner of Reclamation.

16453

ES491

16453

SECTION 30, TOWNSHIP 14 SOUTH, RANGE 40 EAST, B. M. IN INK.

NORTH

Land to be irrigated lies in Southeast quarter of North East quarter of Section 30, Township 14 South, Range 40 E. B. M.

LAND TO BE IRRIGATED

BEAR RIVER.

POINT OF DIVISION

PIPS 1178

TWP. 14S. R. 40E. B.M.

South

16453

SECTION 30, TOWNSHIP 14 SOUTH, RANGE 40 EAST, B. M. IN INK.

Map No. 16453

As Approved

March 30, 1926

W. G. SWENSON
Superintendent of Reclamation

WYDEH

130

1926

RECEIVED
MAR 30 1926
DEPARTMENT OF RECLAMATION

W. G. SWENSON