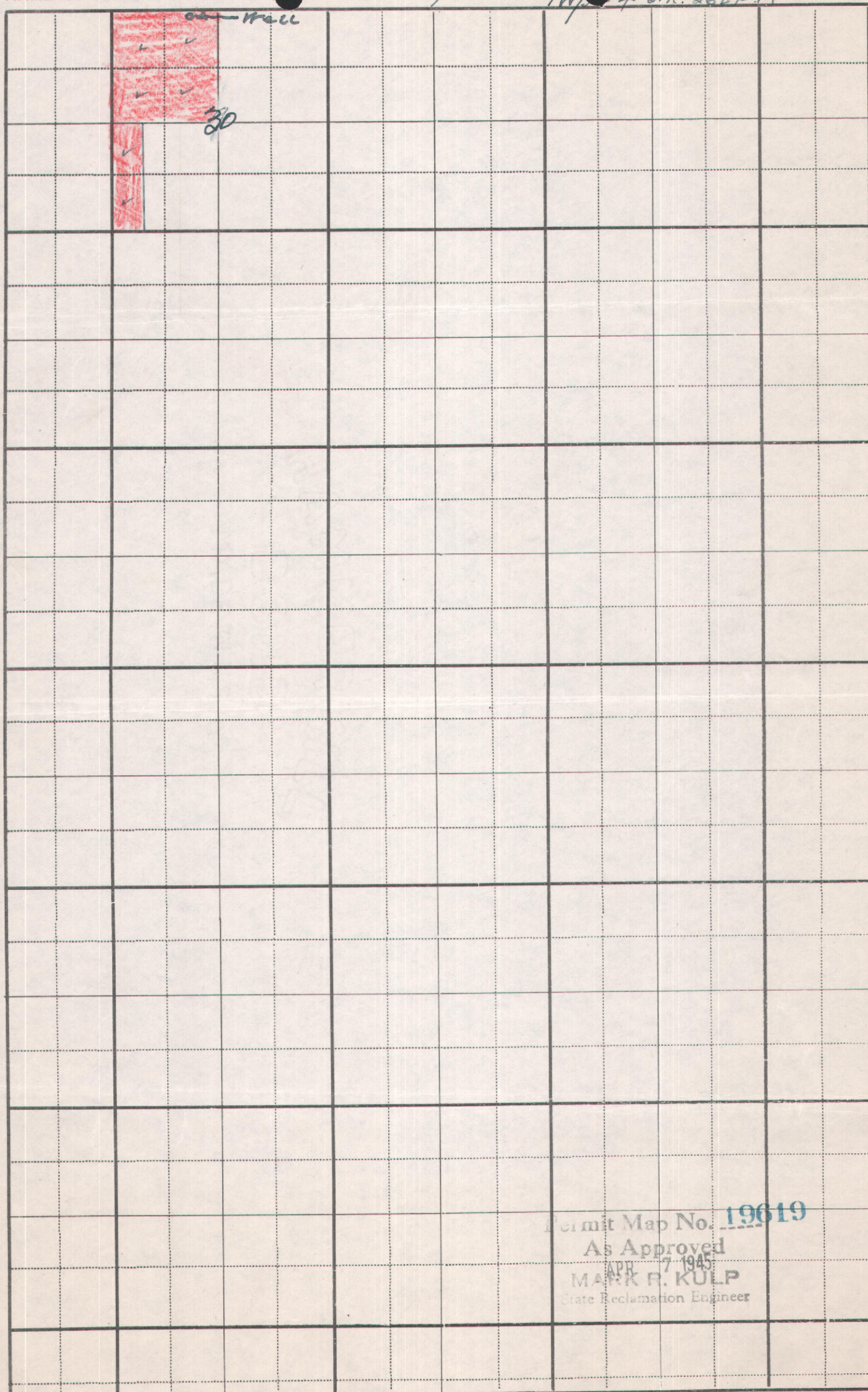


NAME OF APPLICANT

Twp. 4 S. R. 36 E. B. M.

FORM No. C



19619

State of Idaho

License and Certificate of Water Right

Water License No. 19619

Amount 2.52 second feet

Water District No.

Priority March 30, 1945

THIS IS TO CERTIFY that THOMAS, THOMAS & IPSEN
 of Malad, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated March 30, 1945; that Permit No. 19619
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 3-1/3 second feet, was issued thereunder on April 21, 1945, showing that said works
 were completed on the 18th day of April, 1945; and that on the 25th
 day of May, 1945,

THOMAS, THOMAS & IPSEN

of Malad, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a well (subterranean)
 a tributary of, for the purpose of irrigation
 under Use Permit No. 19619 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
 hereby confirmed by the State Reclamation Engineer
 hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7
 of Licenses, at page 4283, on the 2nd day of March, 1946;

The right hereby confirmed dates from March 30, 1945;

The Point of Diversion is located

in the NE 1/4 NW 1/4, Sec. 30, T. 14 S., R. 36 E., B. M. Oneida County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,
 is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.52
 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.	36 E.	30	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	25
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	20
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	15
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	20
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	23	23
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	23	23
			Number of acres actually irrigated		

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

WITNESS the seal and signature of the State Reclamation Engineer
 Commissioner of Reclamation, affixed at Boise, Idaho,
 this 2nd day of March, 1946

MARK R. KULP

Commissioner of Reclamation
 State Reclamation Engineer

(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. 19167
 Water District No. _____

Amount .094 second foot
 Priority June 10, 1941

THIS IS TO CERTIFY that UNITED STATES OF AMERICA, FOREST SERVICE
 of Ogden, Utah, made application for a permit to appropriate the
 public waters of the State of Idaho, dated June 10, 1941; that Permit No. 19167
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 .094 second feet, was issued thereunder on June 16, 1944, showing that said works
 were completed on the 13th day of May, 1944; and that on the 25th
 day of June, 1945,

UNITED STATES OF AMERICA, FOREST SERVICE

of Ogden, State of Utah, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of an unnamed
 stream, a tributary of Lake Fork Creek, for the purpose of domestic and recreational purposes
 at Lake Fork Ranger Station and Camp Ground, under Use Permit No. 19167 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
 hereby confirmed by the State Reclamation Engineer
 of Licenses, at page 4282, on the 27th day of February, 1946;

The right hereby confirmed dates from June 10, 1941;

The Point of Diversion is located S. 29° 02' W. 4065 ft. from E. $\frac{1}{4}$ cor. Sec. 3, Twp. 18 N., Range 4 E., B.M.,
 and in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, Tp. 18 N., R. 4 E., B. M. Valley County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,
 is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed .094
 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			Lake Fork Ranger Station and Camp Ground in Section 10, Township 18 North, Range 4 East, B. M.		

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

WITNESS the seal and signature of the State Reclamation Engineer
 this 27th day of February, 1946

MARK R. KULP

~~Commissioner of Reclamation~~
 State Reclamation Engineer

(SEAL)

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

Application No. 27143
Permit No. 19619
District No.

1. Name of Applicant: THOMAS, THOMAS and IPSEN

Postoffice address: Malad, Route 1 County: Oneida 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:

2. Quantity of water claimed: 3-1/3 cubic feet per second.

3. Source of water supply: Subterranean well which is a tributary of

4. Location of point of diversion: 40 rods West feet distant from the Northeast
of NE 1/4 NW 1/4
corner of Section 30, T. 14 S., R. 36 E., B. M., and is in the NE 1/4 NW 1/4
of Section 30, T. 14 S., R. 36 E., B. M., County of Oneida

5. Water is to be used for Irrigation

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

(a) Point of use of water: feet distant from corner of Section

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

(b) Amount of power generated: H. P., under feet head.

(c) Water is to be returned to at a point feet

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

7. Estimated cost of works: \$ 5,000.00

8. Kind of works: Subterranean well and ditches

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width 30 inches feet; height Two (2) feet;

11. Ditch: Width at bottom Point feet; width at water line 30 inches feet; depth of water 5 inches feet;
dimensions of flume: 8 ft. X 8 ft. X 2 ft.

Diameter of pipe 14 inches; length of conduit One (1) miles.

Average grade per mile 45 feet.

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

13. The time required for the complete application of the water to the proposed use is No 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.

THOMAS, THOMAS & IPSEN

Applicant. s

By

JOSHUA W. THOMAS

Agent.

Date of first receipt at Department of Reclamation: 3:45 P. M. March 30, 1945

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 19619

Recorded in Book **71** Page **19619** Approved **April 7, 1945**

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 Completed 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

The whole of said work to be completed on or before **July 7, 1945**

Beneficial use of water appropriated in accordance herewith, to be made on or before July 7, 1945

Witness my hand this 7th day of April, 1945

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, CHARLES C. GOSSETT, Governor of the State of Idaho,

and IRA H. MASTERS, 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 7th

day of April 19 45

STATE OF IDAHO

Countersigned :

(SEAL)

By IRA H. MASTERS

Secretary of State.

By CHARLES C. GOSSETT

Governor

Remarks: This application is made by Joshua W. Thomas as one of the parties interested in one certain Pump Well located on his land and owned and to be used by himself and Daniel W. Thomas and Lyman Ipsen. This well has been used since July 1st, 1944, and takes the subterranean waters of this locality, and is located upon the land of applicant Joshua W. Thomas.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals	
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄		
14 S.	36 E.	30					40	40	40	40			23	23					206	
							Total Number of Acres to be Irrigated - - - -												206	
PERMIT NO. 19619																				
Certificate of Completion of Works																				
To All Whom it May Concern:																				
This is to certify that THOMAS, THOMAS & IPSEN, of Malad, County of Oneida, and State of Idaho, the hold Permit No. 19619, issued upon Application No. 27143, bearing date of priority of March 30, 1945, authorizing the d of 3-1/3 second feet of the waters of a well (subterranean), County of Oneida, State of Idaho, for irrigation purp have fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of t of diversion set out and described in said permit; that said works are adequate for diverting and conveying to the of intended use 3-1/3 second feet of the waters of said well (subterranean); that the point of diversion of said w is located 40 rods West from the Northeast corner of the NE ¹ / ₄ NW ¹ / ₄ Section 30, Township 14 South, Range 36 East, B.M. in the NE ¹ / ₄ NW ¹ / ₄ of said section; and that the lands proposed to be irrigated by the use of said water are describe follows, to-wit: NW ¹ / ₄ and part of W ¹ / ₂ SW ¹ / ₄ Section 30, Township 14 South, Range 36 East, B.M.																				
Witness my hand this 21st day of April, A. D. 1945.																				
MARK R. KULP																				
State Reclamation Engineer																				
Proof of completion of works made April 18, 1945																				
Certificate of completion of works issued April 21, 1945																				
LICENSE ISSUED FOR 2.52 SEC. FT.																				
P. 4283																				

See. affidavit of
publication &
correspondence in re
proofs - in file
19583

March 2, 1946

Re: Permit No. 19619

Mr. Joshua W. Thomas
Malad, Idaho

Dear Mr. Thomas:

We enclose herewith License and Certificate of Water Right issued under the above numbered permit, in the name of Thomas, Thomas & Ipsen, confirming their right to the use of 2.52 second feet of subterranean water from a well located in the NE¹/₄ NW¹/₄ Section 30, Township 14 South, Range 36 East, B.M., Oneida County, for irrigation purposes, with priority date of March 30, 1945.

We also enclose Departmental Receipt No. 19332 for the \$12.00 fee paid by you in connection with this final proof.

In reply to your inquiry as to why the license is only for 2.52 second feet, instead of the 3.1/3 second feet applied for, will say that the report of our Field Engineer shows only 126 acres on which the water has been applied instead of the entire 206 acres described in the application; and 2.52 second feet is for the maximum allowed by statute of one inch to the acre.

If the water is applied to the additional acreage later on, a further proof may be made, and supplemental license issued for an additional amount.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A
Encls.

Chief Clerk

19619

Malad City, Idaho
February 27th, 1946

Department of Reclamation,
Mark R. Kulp, State Engineer,
Boise, Idaho.

Re-Permit No. 19619
Thomas, Ipsen, Thomas

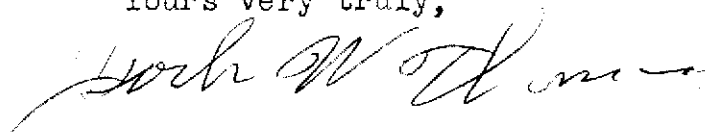
Gentlemen:

I enclose herewith my check for the sum of \$12.00, as per your letter of the 18th instant, to complete our filing on subterranean well waters.

I should like to inquire why you state in your letter that we shall only receive license for the use of 2.50 cubic feet per second of subterranean water. Our permit asks for the use of 3-1/3 cubic feet per second, and we felt our well was producing that amount. Kindly advise us on this matter.

We trust this will complete our filings and that should further be needed from this end kindly advise and let us know if the matter is now completed.

Yours very truly,



RECEIVED

FEB 27

Department of Reclamation

19619

February 18, 1946

Re: Permit No. 19619

Messrs. Thomas, Thomas & Ipsen
C/o Joshua W. Thomas,
Malad, Idaho

Dear Sirs:

We now have on file the report of our
Field Engineer on examination for bene-
ficial use under the above numbered per-
mit.

This report shows that you are irrigating
126 acres located in six legal subdivisions,
namely, the NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$ NW $\frac{1}{4}$, and
SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30,
Township 14 South, Range 36 East, B.M.

Therefore, upon receipt of the statutory
fee of \$12.00- being at the rate of \$2.00
for each legal subdivision in which the land
is located, a license will be issued for
2.50 cubic feet per second of subterranean
water.

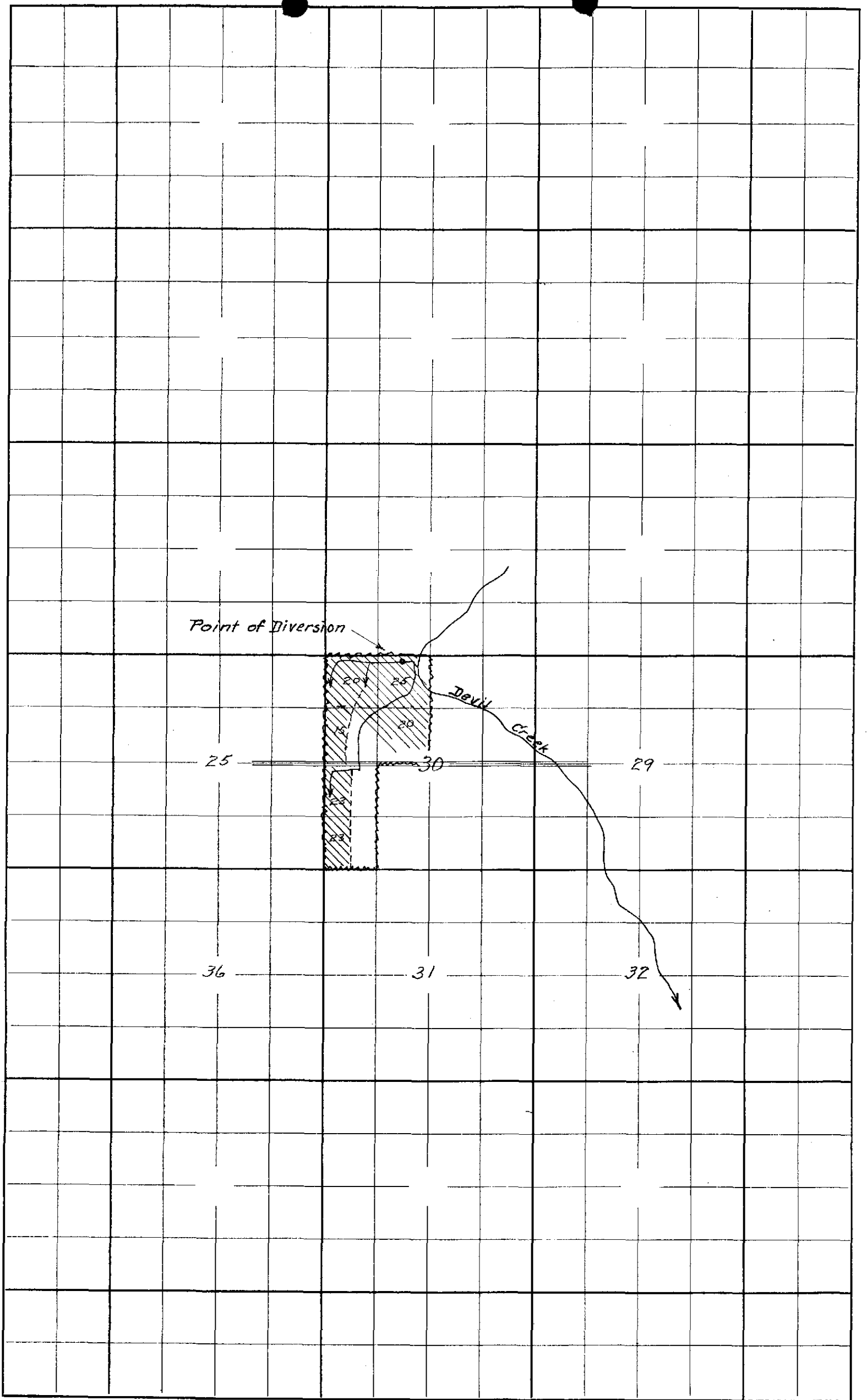
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A

Chief Clerk

19619



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

19619

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 19619

REPORT ON PROOF OF Beneficial use

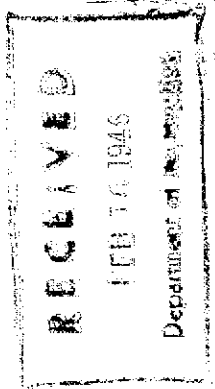
2,524
106,000
- 613
17

Thomas, Thomas & Ipsen
C/o Joshua W. Thomas- Malad

Permit No. 19619

Examination for Beneficial use

County Oneida



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.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19619

This proof is for Beneficial use In Water District No.

1. Name of applicant Thomas, Thomas & Ipsen C/o Joshua Thomas, Malad, Idaho
2. Source of water supply: Subterranean (Well)
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30
T. 14 S. R. 36 E. County of Oneida
4. Describe works as they exist, giving dimensions and capacities of same: A Drilled Well, 300 feet deep; outside casing 14 inch diameter. Supply and discharge pipes 8 inches in diameter. A "Peerless" deep well pump, and direct connected electric motor. A three way concrete distribution box diverts to three "V" ditches of one second foot respective capacity.
5. Water is used for: Irrigation and domestic purposes
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): NW $\frac{1}{4}$, and W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 30;
Twp. 14 S., Range 36 E., B.M.

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

8. What large stream would the water here appropriated finally reach? Unknown
- Remarks The pump was started for a brief run, and discharged at the rate of approximately 2 $\frac{1}{2}$ Sec. Ft.
Water table was said to be 27 Ft. below the surface, and a draw down of 30 Ft. under pumping conditions

This examination was made on the 10th. day of July, 1945.

(Signed)

Ired S. Johnson
Examiner.

✓
June 6, 1945

Re: Permit No. 19619

Mr. Joshua W. Thomas
Malad, Idaho

Dear Mr. Thomas:

We acknowledge receipt of the depositions of yourself and two witnesses, also affidavit of publication from the Idaho Enterprise, all in connection with beneficial use proof under the above numbered permit, in the name of Thomas, Thomas & Ipsen.

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

We cannot say just when this examination will be made, since this department has but one field engineer, who makes examinations all over the state.

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

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

19619

OFFICE OF
JNO. W. CLARK
PROSECUTING ATTORNEY
ONEIDA COUNTY, IDAHO

Malad City, Idaho
June 4th, 1945.

Department of Reclamation,
Boise, Idaho.

Re-Permit Thomas, Thomas, Ipsen,
#19619

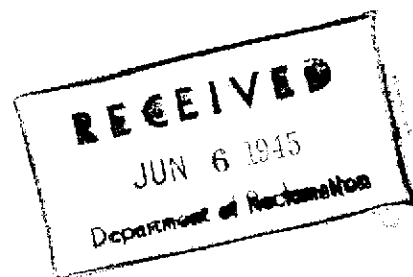
Gentlemen:

I enclose herewith Proof of application in the above entitled matter, being affidavit of two witnesses and affidavit of one of the partners, Joshua W. Thomas, together with affidavit of publication.

You may direct further correspondence to Mr. Joshua W. Thomas.

Yours very truly,

John W. Clark



19619

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 19619

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Thomas, Thomas, & Ipsen, all in Malad, Idaho, and all Farmers,
Partnership by, Joshua W. Thomas

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. 19619, April 7th, 1945, date of priority ^{Mar 30} July 7th, 1945

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

Ans. Subterranean Well, 40 rods West from NE corner NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30,
Tp. 14 S. R. 36 EBM, and in NE $\frac{1}{4}$ NW $\frac{1}{4}$ same Sec. Tp. Range.

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. Subterranean Well, with Electric pump, with 3-1/3 second feet,
with canals and ditches to convey from pt of diversion to use
Headgates 30 in. wide, 2 feet high to pt. at bottom, Thomas, Thomas,
& Ipsen, ditches and canals

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 and domestic use, NW $\frac{1}{4}$ and 46 acres in W $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 30,
Tp. 14 S. R. 36 EBM, containing 206 acres, all cultivated land.
Driving of well, installing pump, digging ditches and canals for
conveyance of water from well to point of use.

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

Ans. Only domestic

19619

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

Ans. 3-1/3 second feet.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans.

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

Ans. July 1st, 1944, said well was used and all water used on above described land in 3-1/3 second feet.

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. None.

(Sign)

Forhusa W. Homer

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 Malad City, County of Oneida,

State of Idaho, on this 25th day of May, A. D. 1945.

J. W. Clark

My commission expires November 15th, 1948

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19619**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. John L. Price, 48 years age, Malad, Idaho, Farmer

Ques. 2. Are you acquainted with Thomas, Thomas, & Ipsen, the holder of Permit No. 19619? How long have you known him and where does he reside?

Ans. Yes 55 years, and all reside at Malad, Idaho

Ques. 3. Have you read or heard read said Permit No. 19619, 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. Subterranean Well, 40 rods West from NE corner NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30,
Twp. 14 S. R. 36 EBM, and in NE $\frac{1}{4}$ NW $\frac{1}{4}$ same Sec., Tp. Rge. Conveyed by
ditches from place of diversion to use and much over the land
used upon.

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. 3-1/3 Second feet.

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

Ans. Irrigation and Domestic use, NW $\frac{1}{4}$ and 46 acres in W $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 30,
Tp. 14 S. R. 36 EBM containing 206 acres, all cultivated land
Driving of well, installing pump, digging ditches and canals for
conveyance of water from well to point of use

19619

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. Black Sandy Loam, about 3-1/3 Second feet

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

Ans. No

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

Ans. Ever since July 1944, have been on the land and saw the building and completion of the well and have seen the water produced by said well put to a beneficial use being the full capacity of said well.

(Signed)

John L. Price

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 Malad City, County of Oneida, State of Idaho, on this 25th day of May, A. D. 1945

Arnold
Notary Public.

My commission expires November 15th, 1948.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19619

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. L.O. Daniels, 50 years age, Malad, Idaho, Farmer, Gas

Distributor

Ques. 2. Are you acquainted with Thomas, Thomas, & Ipsen, the holder of Permit No. 19619? How long have you known him and where does he reside?

Ans. Yes, 35 years, and all reside in Malad, Idaho.

Ques. 3. Have you read or heard read said Permit No. 19619, 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. Subterranean Well, 40 rods West from NE corner NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30,

Twp. 14 S. R. 36 EBM, and in NE $\frac{1}{4}$ NW $\frac{1}{4}$ same Sec. Tp. & Rge. Conveyed by

ditches from place of diversion to use and much over the land

used upon.

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. 3-1/3 Second feet.

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

Ans. Irrigation and Domestic use, NW $\frac{1}{4}$ and 46 acres in W $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 30,

Tp. 14 S. R. 36 EBM containing 206 acres, all cultivated land

Driving of well, installing pump, digging ditches and canals for

conveyance of water from well to point of use

19619

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. Black Sandy Loam, about 3-1/3 Second feet

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

Ans. No

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

Ans. Ever since July 1944, have been on the land and saw the building and completion of the well and have seen the water produced by said well put to a beneficial use being the full capacity of said well.

(Signed)

L O Daniel

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 Malad City, County of Oneida, State of Idaho, on this 25th day of May, A. D. 19 45.

Irwin Clark

Notary Public.

My commission expires November 15th, 1948.

Affidavit of Publication

State of Idaho }
County of Oneida } ss.

Sybil S. Stratton being first duly sworn on her oath, states: That *S.* he is *principal Clerk* of the Idaho Enterprise, a newspaper of general circulation in Oneida County, Idaho published weekly at Malad, in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That said Idaho Enterprise was at all of the times of publication of said notice a newspaper of general circulation made up of at least four pages of at least five columns each, printed from type matter or stereotyped forms of at least seventeen and three fourths inches depth, and said newspaper during all of the times of publication aforesaid had more than 200 bonafide subscribers thereto living within the county of Oneida in which said newspaper was published, and that said paper was published at regular intervals not less frequently than once a week.

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for *5* successive weekly issues thereof the date of the first publication being the *24* day of *April*..... 194*5*... the date of the last publication being the *24* day of *May*..... 194*5*...

Sybil S. Stratton.....
Subscribed and sworn to before me this *25th* day of *May*..... 194*5*..
John W. Clark.....
Notary Public, residing at Malad, Idaho
My Commission expires the *11th* day of *Nov.* 194*8*..

COSTS:.....lines at 10c per line first insertion \$.....
5c per line each subsequent insertion \$.....
TOTAL \$*15.90*

NOTICE FOR PUBLICATION Notice of Proof Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 25th of May, 1945, at Malad City, County of Oneida, State of Idaho, before Jno. W. Clark, Notary Public, Malad, Idaho, proof will be submitted of the application to beneficial use of 3-1/3 cubic feet per second of the waters of Subterranean Wells in accordance with the terms and conditions of Permit No. 19619 heretofore issued by the State Reclamation Engineer of the State of Idaho

The name and postoffice address of the person or corporation holding said permit are Thomas, Thomas, & Ipsen, all of Malad City, Oneida Co. Idaho.

The use to which said water has been applied is Irrigation and Domestic.

The amount applied to beneficial use is 3-1/3 second feet.

The place where said water is used Commencing at the NW corner of the Southwest quarter of Section 30 Township 14 South, Range 36 East of the Boise Meridian; Thence running East 46 rods; South 80 rods; West 46 rods; thence North 80 rods to place of beginning; also the Northwest quarter of said Section 30, all in Township 14 South, Range 36, E.B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Thomas, Thomas & Ipsen ditch.

The right to take water from such works is based upon Permit No. 19619.

The source of supply from which such water is diverted is a Well.

The date of priority which said user is prepared to establish is March 30, 1945.

MARK R. KULP
State Reclamation Engineer

4-26-5-245

19619

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, May 15, 1945

Re: Permit No. 19619
Thomas, Thomas & Ipsen

Mr. John W. Clark
Notary Public
Malad, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 19619

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 25, 1945, 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 Malad, Idaho before John W. Clark, 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.

MARK R. KULP

Commissioner of Reclamation,
State Reclamation Engineer

19619

Charles C. Gossett

April 21, 1945

Re: Permit No. 19619

Messrs. Thomas, Thomas & Ipsen
C/o Joshua Thomas
Route 1, Malad, Idaho

Gentlemen:

We enclose herewith Certificate of completion of works issued under the above numbered permit, to appropriate $3\frac{1}{3}$ cubic feet per second of water from a well (subterranean), in the NE $\frac{1}{4}$ Section 30, Township 14 South, Range 36 East, B.M., with priority of March 30, 1945.

We also enclose Departmental Receipt No. 18944 for the \$5.00 fee in connection with completion of works proof.

We have sent to the Idaho Enterprise a copy of the notice of beneficial use proof, to be made on May 25th, with instructions to publish it once a week for four consecutive weeks prior to that date- and to send to you the affidavit of publication, together with statement of cost of publishing.

We had to make one change in the notice- as the earliest priority date you can establish ^{under the permit} is the date the application for permit was filed in this department, which is March 30, 1945.

About ten days prior to May 25th, we shall send to Mr. John W. Clark, Notary Public, the proper depositions, consisting of one for the holder and one for each of two witnesses, so that he may have them in ample time for the proof.

At the time set you should appear before Mr. Clark, together with two disinterested witnesses, who are familiar with the terms of your permit, and the works constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

19619
A
Encls.

Chief Clerk

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Date: April 21, 1945

Re: Permit No. 19619

The Idaho Enterprise

Malad, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to May 25, 1945, the date set for proof, the expense of the publication to be paid by the applicant, Joshua Thomas of Malad, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

MARK R. KULP

State Reclamation Engineer

By

Chief Clerk

19619

Malad City, Idaho.
April 18th, 1945

Department of Reclamation,
Boise, Idaho.

Gentlemen:

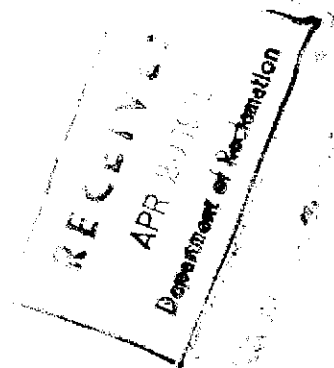
We enclose herewith all papers requested duly
executed with reference to our permit #19619 for
the appropriation of subterranean waters and making
final proof of construction.

We also enclose herewith fee of \$5.00 as requested.
Trust the same may be found in due form.

Yours very truly,

Thomas, Thomas, & Ipsen,

By *John W. Elmer*



19619

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 18th, 1945

(P. O.) Malad City, Oneida Co. Idaho.

STATE RECLAMATION ENGINEER :
TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
The Idaho Enterprise of Malad City, Idaho, published in
the county in which the works are situated.

Thomas, Thomas, & Ipsen,

By Joshua W. Thomas

(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.

19619

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

Notice is hereby given that at 10 A. M. on the 25th day of May, 1945,
at Malad City, County of Oneida, State of Idaho, before
Jno. W. Clark, Notary Public, Malad, Idaho, proof will be submitted of the
application to beneficial use of 3-1/3 cubic feet per second of the waters of Subterranean
Wells in accordance with the terms and conditions of Permit No. 19619
heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
Thomas, Thomas & Ipsen, all of Malad City, Oneida Co. Idaho.

The use to which said water has been applied is Irrigation and Domestic

The amount applied to beneficial use is 3-1/3 second feet

The place where said water is used (~~if for irrigation, give full and accurate description of the~~
~~lands irrigated~~) Commencing at the NW corner of the Southwest quarter of
Section 30, Township 14 South, Range 36 East of the Boise Meridian;
Thence running East 46 rods; South 80 rods; West 46 rods; thence
North 80 rods to place of beginning; Also the Northwest quarter of
said Section 30, all in Township 14 South, Range 36 EBM.

The name of the canal or ditch or other works by which said water is conducted to such place of
use is Thomas, Thomas & Ipsen ditch

The right to take water from such works is based upon Permit No. 19619

The source of supply from which such water is diverted is a Well

The date of priority which said user is prepared to establish is ~~May 1st, 1944~~ March 30, 1945

19619
MARK R. KULP

State Reclamation Engineer.

Permit No. 19619

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO }
County of Oneida } ss.

Joshua W. Thomas, 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. 19619, and that his postoffice address is Malad City, Oneida County, State of Idaho.

Second: That the name of the stream from which said water is to be directed is The Thomas, Thomas & Ipsen Subterranean Well

Third: That the point of diversion of said water is at said well located on the Northeast quarter of the Northwest quarter of Sec. 30, Tp. 14 S. R. 36 EBM

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by July 7th, 1945.

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

Sixth: That on the date above mentioned, the works constructed under said permit were ~~(XXXXXX)~~ fully completed and consisted of the following:

I. Kind of works: Subterranean Well and ditches
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(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 acre feet.

(c) Size of headgate: Width 30 in. height 2 feet.

(d) Conduit ditch width at bottom point feet, width at water line 30 inches
(State whether ditch, flume or pipe)

feet, depth of water 5 inches feet; diameter of pipe 14 inches, average grade per mile is 45 feet. Length of conduit is one miles.

Seventh: That said works are capable of conducting to the place of intended use 3-1/3 second feet of water.

Eighth: That water appropriated under said permit is available for 206 acres of land described as follows: Commencing at the Northwest corner of Southwest quarter Sec. 30, Tp. 14 S. R. 36 EBM; Thence running East 46 rods; South 80 rods; West 46 rods; thence North 80 rods to place of beginning; Also the Northwest quarter of Sec. 30, Tp. 14 S. R. 36 EBM.

Ninth: Remarks: That

Thomas, Thomas & Ipsen
By Joshua W. Thomas
(Sign here)

Subscribed and sworn to before me this 18th day of April, 1945.

My commission expires No. 15th, 1948

James O. Clark
Notary Public.

19619

1945

Charles C. Gossett

✓
April 11, 1945

Re: Permit No. 19619

Mr. Joshua W. Thomas
Route 1
Malad, Idaho

Dear Mr. Thomas:

We enclose herewith the above numbered permit, in the name of Thomas, Thomas & Ipsen, together with Departmental Receipt No. 18829 for the \$5.25 filing fee.

Since your application states that the works are completed, and the water is being put to beneficial use, we have allowed a minimum of three months within which to make the proofs necessary to complete your water right.

The first, or completion of works proof, is made by executing the enclosed affidavit, Form No. 6, before a Notary Public, and returning it to this Department, with the statutory fee of \$5.00; upon receipt and approval of which a certificate of completion of works will be issued.

The final, or beneficial use proof, requires publication for four weeks in a newspaper published in the county where the water is diverted. Notice of your intention to make such proof should be made out in duplicate on Form 10 enclosed, setting the time and place, and naming the Notary Public before whom the proof will be made. Be sure to set the date sufficiently far ahead to allow for the four weeks' publication.

Both copies of the notice should be returned to this Department, together with Form 11, which is your authorization for us to have the notice published at your expense in the newspaper which you designate. The notice will then be sent by us to the newspaper with instructions in regard to publishing it.

Very truly yours,

MARK R. KILP
State Reclamation Engineer
By

Chief Clerk

19619
A
Encls.

NAME OF APPLICANT Thomas Thomas Ipsen TW 44 5P 31 FEB 1951 FORM No. 0

Permit Map No. 19619
As Approved
APR 7 1945
MARK D. KULP
State Reclamation Engineer

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

19619

Charles C. Consett

March 27, 1945

Mr. Joshua W. Thomas
Route 1
Malad, Idaho

Dear Mr. Thomas:

We acknowledge receipt of the application of Thomas, Thomas & Ipsen for permit to appropriate 3-1/3 cubic feet per second of the waters of a subterranean well, diverted in the NE 1/4 NW 1/4 of Section 30, Township 14 South, Range 36 East, B.M.

However, you failed to enclose the filing fee of \$5.75, being at the rate of \$5.00 for the first second foot, and 25 cents for each additional second foot or fraction thereof.

Upon receipt of this statutory fee, the application will be given a number and a starting date.

Very truly yours,

MARK R. EDLP
State Reclamation Engineer
By

Chief Clerk

19619



Charles C. Gossett
G. A. BOTTOLFSSEN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

March 27, 1945

Mr. Joshua W. Thomas
Route 1
Malad, Idaho

Dear Mr. Thomas:

We acknowledge receipt of the application of Thomas, Thomas & Ipsen for permit to appropriate 3-1/3 cubic feet per second of the waters of a subterranean well, diverted in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30, Township 14 South, Range 36 East, B.M.

However, you failed to enclose the filing fee of \$5.75- being at the rate of \$5.00 for the first second foot, and 25 cents for each additional second foot or fraction thereof.

Upon receipt of this statutory fee, the application will be given a number and a starting date.

Very truly yours,

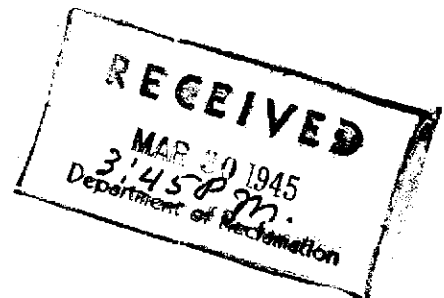
MARK R. KULP
State Reclamation Engineer

By

Jeannie L. Anderson
Chief Clerk

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19619



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folks .

NOTICE FOR PUBLICATION
Notice of Proof Application of
Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 25th of May, 1945, at Malad City, County of Oneida, State of Idaho, before Jno. W. Clark, Notary Public, Malad, Idaho, proof will be submitted of the application to beneficial use of 3-1/3 cubic feet per second of the waters of Subterranean Wells in accordance with the terms and conditions of Permit No. 19619 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Thomas, Thomas, & Ipsen, all of Malad City, Oneida Co. Idaho.

The use to which said water has been applied is Irrigation and Domestic.

The amount applied to beneficial use is 3-1/3 second feet.

The place where said water is used Commencing at the NW corner of the Southwest quarter of Section 30 Township 14 South, Range 36 East of the Boise Meridian; Thence running East 46 rods; South 80 rods; West 46 rods; thence North 80 rods to place of beginning; also the Northwest quarter of said Section 30, all in Township 14 South, Range 36, E.B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Thomas, Thomas & Ipsen ditch.

The right to take water from such works is based upon Permit No. 19619.

The source of supply from which such water is diverted is a Well.

The date of priority which said user is prepared to establish is March 30, 1945.

MARK R. KULP

State Reclamation Engineer

4-26-5-24t5

4-26-45

19619