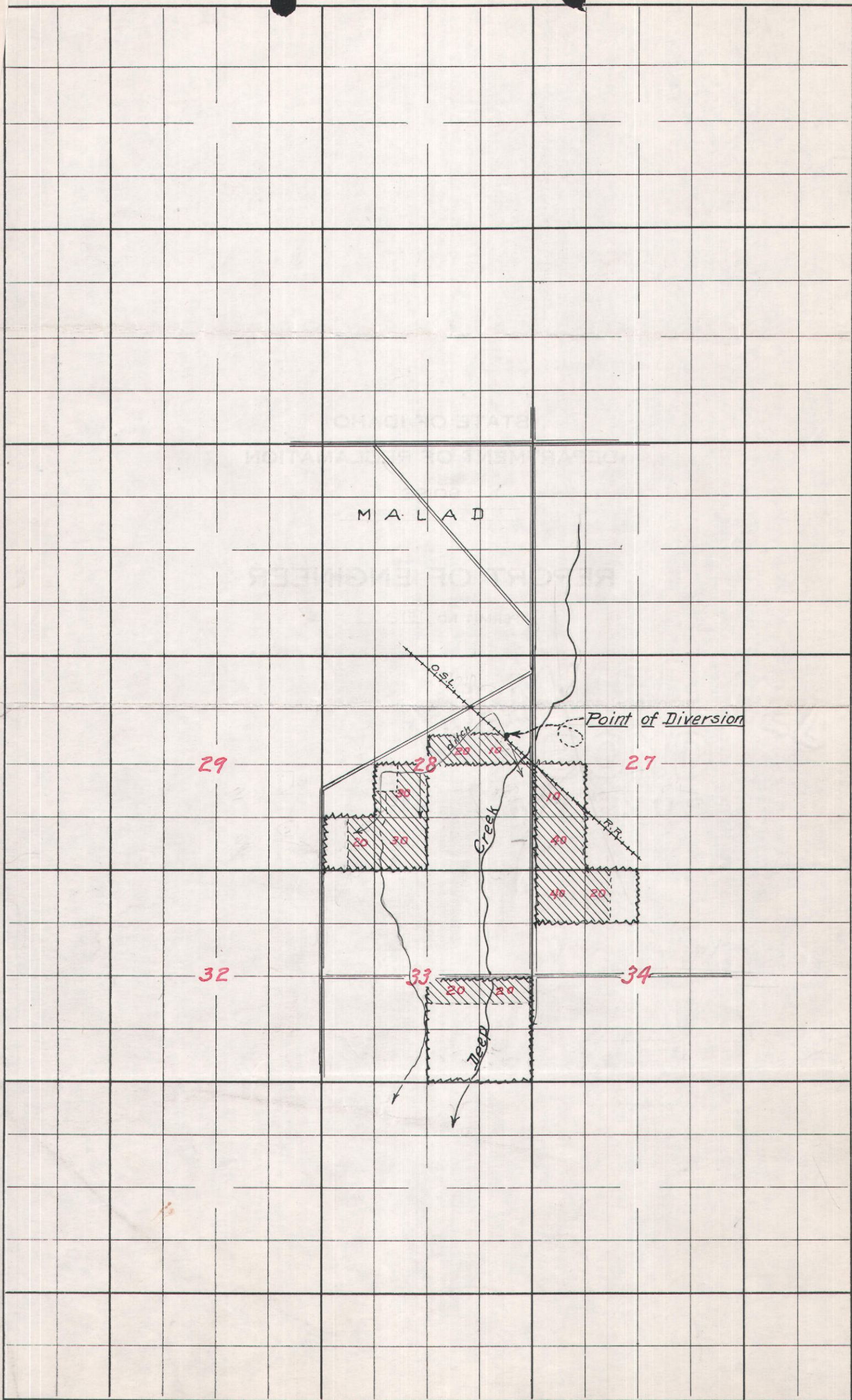




Township 14 South, Range 36 East, Boise Meridian

28

27

33

34

Permit Map No. 19132

As Approved
APR 28 1941

E. V. BERG
Commissioner of Reclamation

State of Idaho
License and Certificate of Water Right

Water License No. 19132 Amount 3 second feet
Water District No. Priority April 16, 1941

THIS IS TO CERTIFY that SOUTH SIDE WATER COMPANY
of Malad, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 16, 1941; that Permit No. 19132
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3 second feet, was issued thereunder on February 6, 1942, showing that said works
were completed on the 3rd day of November, 1941; and that on the 27th
day of April, 1942,

SOUTH SIDE WATER COMPANY

of Malad, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of wells (subterranean)
- a tributary of - for the purpose of irrigation and domestic
use, under Use Permit No. 19132 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 State Reclamation Engineer
Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 4197, on the 18th day of February, 1944;

The right hereby confirmed dates from April 16, 1941;

The Point of Diversion is located
in the SE 1/4 NE 1/4, Sec. 28, Tp. 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 three (3)
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.	27	NW 1/4 SW 1/4	10	10
			SW 1/4 SW 1/4	40	40
		28	SW 1/4 NE 1/4	20	20
			SE 1/4 NE 1/4	10	10
			NW 1/4 SW 1/4	30	30
			SW 1/4 SW 1/4	20	20
		33	SE 1/4 SW 1/4	40	30
			NE 1/4 SE 1/4	40	20
			NW 1/4 SE 1/4	40	20
			SW 1/4 SE 1/4	40	-
		34	SE 1/4 SE 1/4	40	-
			NE 1/4 NW 1/4	38 1/2	20
			NW 1/4 NW 1/4	38 1/2	40
			Total Number of Acres Actually Irrigated		250

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 18th day of February, 1944

JAMES SPOFFORD

Commissioner of Reclamation
State Reclamation Engineer

(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. 19042

Amount 0.9 second foot

Water District No.

Priority April 28, 1941

THIS IS TO CERTIFY that W. H. SMOOT
 of Malta, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated September 3, 1940; that Permit No. 19042
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 1.6 second feet, was issued thereunder on March 8, 1943, showing that said works
 were completed on the 26th day of February, 1943; and that on the 1st
 day of May, 1943,

W. H. SMOOT

of Malta, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of wells
 (subterranean), a tributary of, for the purpose of irrigation and
 culinary use, under Use Permit No. 19042 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 7
 of Licenses, at page 4196, on the 18th day of February, 1944;

The right hereby confirmed dates from April 28, 1941;

The Point of Diversion is located
 in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, Tp. 14 S., R. 27 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 0.9
 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.	27 E.	28	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	5
		29	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
		Total 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.

State Reclamation Engineer

WITNESS the seal and signature of the ~~Commissioner of Reclamation~~, affixed at Boise, Idaho,
 this 18th day of February, 1944

JAMES SPOFFORD

~~Commissioner of Reclamation~~

State Reclamation Engineer

(SEAL)

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

15-2020

Application N~~2~~6584
Permit No. 19132
District No.

Thos. H. Chivers
Secty. So. Side Water Co.
Malad, Idaho

1. Name of Applicant: SOUTH SIDE WATER COMPANY
Postoffice address: Malad County: Oneida State: Idaho
 I. If applicant is a corporation, give:
 - (a) Date and place of incorporation: January 29, 1941
 - (b) Amount of capital stock: 3150.00
 - (c) Amount paid in: 3150.00
 - (d) Names and addresses of directors: Joseph W. Laws, Wm. W. Lewis, Thos. C. Chivers, Thos. H. Chivers, Daniel Tovey, Wm. Moon, Alex Martin, Leslie Morris, Joel Tubbs, Jas. W. J. Evans, Lee South, Wm. W. Spencer, Ed. Pingle.
 II. The financial resources of the applicant are: 200.00
 - (a) Cash on hand:
 - (b) Treasury stock:
 - (c) Bonds to be issued:
 - (d) Other resources: well and pump
2. Quantity of water claimed: Three cubic feet per second.
3. Source of water supply: Subterranean which is a tributary of
 commencing at a point 48 rods N & 12.48 rods E of the SW corner of SE $\frac{1}{4}$ NE $\frac{1}{4}$
 Section 28, Twp. 14 S., Rge. 36 E., B. M., thence running S 50', thence E 100',
 4. Location of point of diversion: more or less, to R.R. R/W, then ~~feet distant from the~~ NW along said R/W 50' to point of
 beginning in
 corner of Section , T. , R. , B. M., and is the SE $\frac{1}{4}$ NE $\frac{1}{4}$
 of Section 28 , T. 14 S, R. 36 E, B. M., County of Oneida
5. Water is to be used for: IRRIGATION AND DOMESTIC
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: \$ 3150.00
8. Kind of works: Well, electric pump, 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 feet; height feet.
11. Ditch: Width at bottom 21 " feet; width at water line 4 feet; depth of water
 1 feet; dimensions of flume:
 Diameter of pipe inches; length of conduit 1.5 miles.
 Average grade per mile feet.
12. The time required for the completion of such work is 6 months years.
13. The time required for the complete application of the water to the proposed use is 6 months additional years-
14. The land to be irrigated is described in the following tabulation: See remarks.

15. (a) Is reservoir to be used? 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.

SOUTH SIDE WATER CO.
Applicant.

JOSEPH W. LAWS.
Agent.

By

Date of first receipt at Department of Reclamation: 10:00A.M., April 16, 1941.

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 19132
Recorded in Book 69 Page 19132 Approved April 28, 1941
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 June 27, 1941 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 July 28, 1941
The whole of said work to be completed on or before October 28, 1941
Beneficial use of water appropriated in accordance herewith, to be made on or before April 28, 1942

Witness my hand this 28th day of April, 1941.

E. V. BERG.
Commissioner of Reclamation.

IN TESTIMONY WHEREOF, We Chase A. Clark Governor of the State of Idaho, and Geo. H. Curtis Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and have caused the Great Seal of the State of Idaho to be hereunto affixed, this 28th day of April 19 41.

Countersigned: STATE OF IDAHO

(SEAL By GEO. H. CURTIS Secretary of State. By CHASE A. CLARK. Governor.

Remarks:

14.

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
14 S	36 E	27										10	40						50
		28			20	10					30		20	40					120
		33													40	40	40	40	160
		34					38 1/2	38 1/2											77
																			407

Permit No. 19132

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that SOUTH SIDE WATER COMPANY of Malad, County of Oneida, and State of Idaho, the holder of Permit No. 19132, issued upon Application No. 26584 bearing date of priority of April 16, 1941, authorizing the diversion of 3.0 second feet of the waters of Subterranean wells, County of Oneida, State of Idaho, for irrigation and domestic purposes, have 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 3.0 second feet of the waters of subterranean that the point of diversion of said waters SE1/4NE1/4, Sec. 28, Twp. 14 S., Rge. 36 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: W1/2SW1/4, Sec. 27; S1/2NE1/4, NE1/4SW1/4, S1/2SW1/4, Sec. 28; SE1/4, Sec. 33; W1/2NW1/4, Sec. 34, Twp. 14 S., Rge. 36 E. B. M.

Witness my hand this 6th day of February, 1942.

E. V. BERG, Commissioner of Reclamation.

Completion made: Nov. 3, 1941
Certificate issued: Febr. 6, 1942.

LICENSE ISSUED FOR 3 SEC. FT.

P. 4197

February 18, 1944

Re: Permit No. 19132

Mr. Thos. H. Chivers, Secretary,
South Side Water Company
Box 442
Malad, Idaho

Dear Mr. Chivers:

We enclose herewith License and Certificate of Water Right, issued under the above numbered permit, confirming the right of the South Side Water Company to use three (3) second feet of subterranean water, with date of priority of April 16, 1941, for the irrigation of 280 acres in Sections 27, 28, 33 and 34, Township 14 South, Range 36 East, B.M.

We also enclose Departmental Receipt # 18458 for the \$22.00 fee in connection with this final proof.

Very truly yours,

JAMES SPOTFORD
State Reclamation Engineer
By

Chief Clerk

A
Encls.

19132

Feb. 16. 1944.

Mr. James Spofford
State Reclamation Engineer
Boise Idaho.

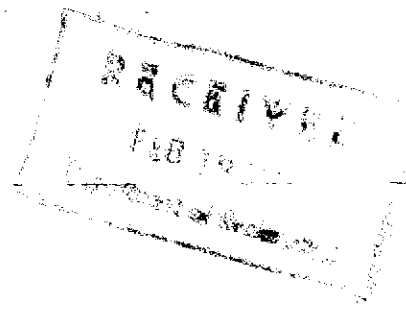
Dear Mr. Spofford:

Please find enclosed
fee for subterranean water licence

Very Truly yours

Thos. H. Shivers Sec.

South Side Water Co.



19132



C. A. BOTTOLFSSEN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

JAMES SPOFFORD, STATE RECLAMATION ENGINEER

BOISE

February 10, 1944

Re: Permit No. 19132

Mr. Thos. H. Chivers, Secretary,
South Side Water Company
Malad, Idaho

Dear Mr. Chivers:

We now have on file the report of our field engineer on examination for beneficial use under the above numbered permit.

This report shows that you are irrigating 260 acres of land in eleven 40-acre subdivisions.

Therefore, upon receipt of the statutory fee of \$22.00, a license will be issued for three second feet of subterranean water.

Very truly yours,

JAMES SPOFFORD
State Reclamation Engineer

By

Jeannie L. Anderson
Chief Clerk

A

February 10, 1944

Re: Permit No. 19132

Mr. Thom. H. Chivers, Secretary,
South Side Water Company
Malad, Idaho

Dear Mr. Chivers:

We now have on file the report of our field engineer on examination for beneficial use under the above numbered permit.

This report shows that you are irrigating 260 acres of land in eleven 40-acre subdivisions.

Therefore, upon receipt of the statutory fee of \$22.00, a license will be issued for three second feet of subterranean water.

Very truly yours,

JAMES SPORFORD
State Reclamation Engineer
By

Chief Clerk

A

19132

356

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19132

This proof is for Beneficial Use

In Water District No.

1. Name of applicant South Side Water Company, Maled, Idaho
2. Source of water supply: subterranean
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 28
T. 14 S. R. 36 E. County of Oneida
4. Describe works as they exist, giving dimensions and capacities of same: A Drilled Well 22ft. deep X 12 inch diameter, cased. Mechanically equipped with Fairbanks-Morse Deep Well Turbine Pump; driven by 40 H.P. electric motor. Pump discharges through an 8 inch pipe to a ditch of 4ft. width X 1ft. depth.
5. Water is used for irrigation and domestic
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. 34, Twp. 4N, Rge. 2 E.
 ✓ Sec 27, W $\frac{1}{2}$ Sec 4
 ✓ " 28, S $\frac{2}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ S $\frac{2}{4}$ SW $\frac{1}{4}$
 ✓ " 33, S $\frac{1}{4}$
 ✓ " 34, N $\frac{2}{4}$ W $\frac{1}{4}$

(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:

Water table is said to be 25 feet below ground surface, and pump drawdown the same. Discharge at this date estimated to be 1 $\frac{1}{2}$ to 2. Sec. Ft.

This examination was made on the 16th. day of September, 1942.

(Signed)

Edw. J. Petman

Examiner.

56
Thos. H. Chivers, Secty. So. Side Water Co.
Malad, Idaho
Permit No. 19132

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.
-

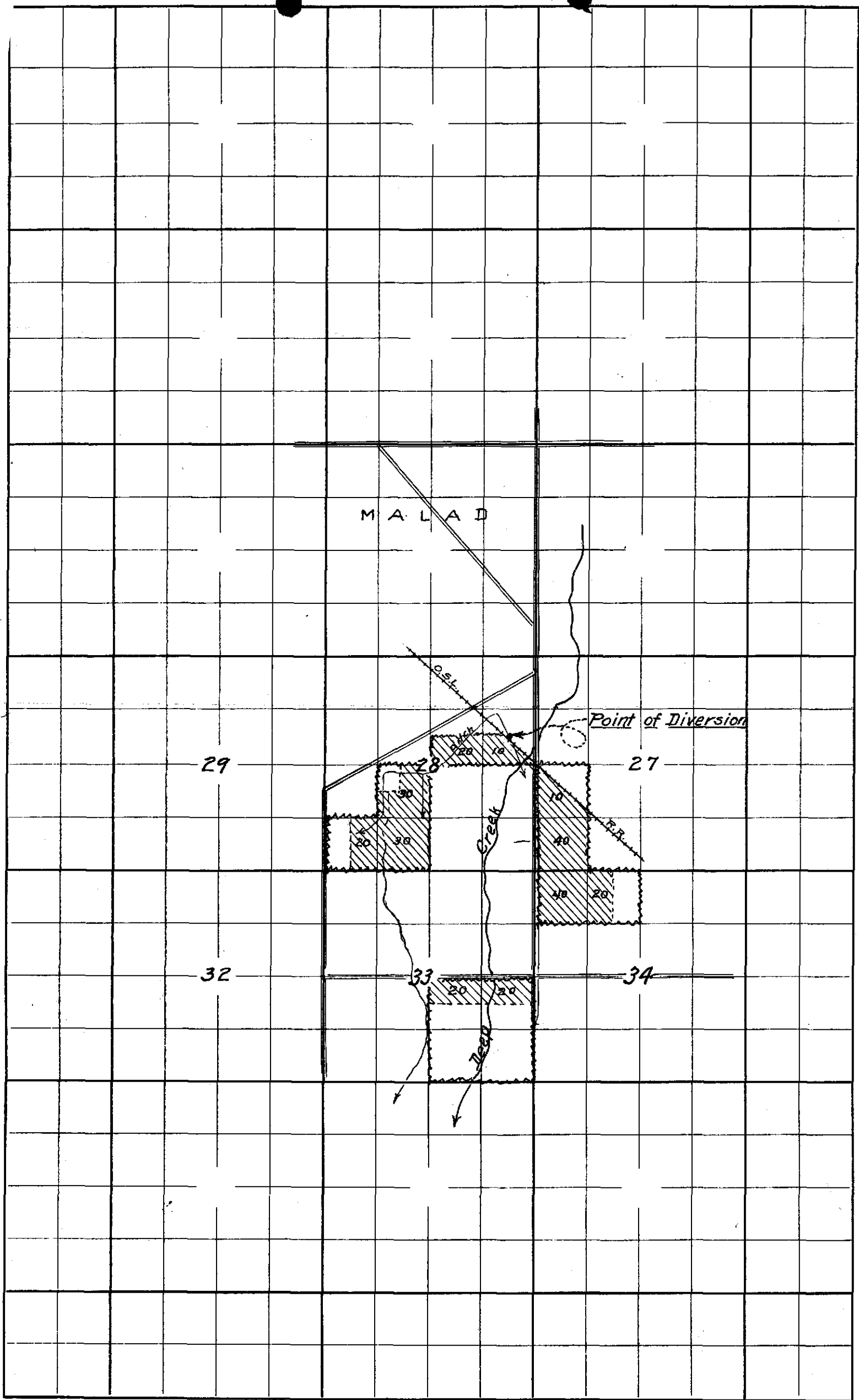
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 19132

REPORT ON PROOF OF Beneficial Use Proof

Q71.
17447 → { 3 r.c. f.s. -
260 a. -
11 - 40's
2200 fee



C. A. Bottolfsen
~~XXXXXXXXXX~~

James Spofford ~~XXXXXXXXXX~~

February 10, 1943

Re: Permit No. 19132

Mr. Thomas M. Chivers, Secretary,
South Side Water Company,
Malad, Idaho

Dear Mr. Chivers:

We are in receipt of your letter of February 9th, in regard to the lands included in beneficial use proof under the above numbered permit.

Since at the time the examination was made there seemed to be some doubt in regard to the Southeast quarter of Section 33, our Field Engineer, Mr. Tolman, thinks it would be best to make a re-examination, and he will visit your place for that purpose some time in the spring.

Very truly yours,

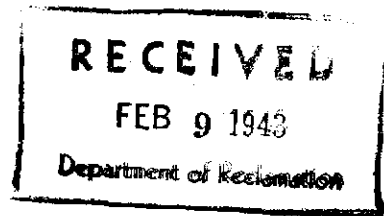
JAMES SPOFFORD
Commissioner of Reclamation

By

Chief Clerk

A

19132



Malad City, Idaho,

Feb 9, 1943

Re: Permit No. 19132

Mr. James Spofford, Commissioner of Reclamation

Boise, Idaho

Dear sir:

Answering your letter of Feb 2, in which you state that the Field Engineer's report on examination for beneficial use under the above numbered permit, shows irrigation of certain land in Secs 27-28-and 34, Tp. 14 S. R. 36 EBM whereas deposition of Mr laws and two witnesses show a little different description.

I went with the Field Engineer over this land at time he was down. He is likely correct except as to the SE 1/4 Sec. 33, Tp. 14 S. R. 36 EBM. This land belongs to me and my father Thos. H. Chivers and has been irrigated with water from the well owned by the South Side Water Company. Perhaps the Field Engineer overlooked this particular land.

Very truly,

South Side Water Company

A handwritten signature in cursive script, appearing to read "Thos. H. Chivers".

Secretary

19132

C.A. Bottolfsen
XXXXXXXXXX

James Spofford XXXXXXXX

February 2, 1943

Re: Permit No. 19132

Mr. Thomas H. Chivers, Secretary,
South Side Water Company,
Malad, Idaho

Dear Mr. Chivers:

We have received our Field Engineer's report on examination for beneficial use under the above numbered permit, which report shows that you are irrigating the following described lands:

Section 27- NW $\frac{1}{4}$ SW $\frac{1}{4}$ (10 acres); SW $\frac{1}{4}$ SW $\frac{1}{4}$ (40 acres)
Section 28- SW $\frac{1}{4}$ NE $\frac{1}{4}$ (20 acres); SE $\frac{1}{4}$ NE $\frac{1}{4}$ (10 acres); NW $\frac{1}{4}$ SW $\frac{1}{4}$ (30 acres);
SW $\frac{1}{4}$ SW $\frac{1}{4}$ (20 acres); SE $\frac{1}{4}$ SW $\frac{1}{4}$ (30 acres)
Section 34- NE $\frac{1}{4}$ NW $\frac{1}{4}$ (20 acres); NW $\frac{1}{4}$ NW $\frac{1}{4}$ (40 acres)

Or a total of 220 acres, all in Twp. 14 South, Range 36 East, E. M.

However, the description of the irrigated lands, as given in the deposition of Mr. Joseph W. Laws, President of the South Side Water Co., and his two witnesses is as follows:

Section 27- NW $\frac{1}{4}$ SW $\frac{1}{4}$ (50 acres)
Section 28- SW $\frac{1}{4}$ NE $\frac{1}{4}$ (20 acres); SW $\frac{1}{4}$ SW $\frac{1}{4}$ (20 acres) SE $\frac{1}{4}$ SE $\frac{1}{4}$ (40 acres)
Section 33- SE $\frac{1}{4}$ (160 acres)
Section 34- N $\frac{1}{2}$ NW $\frac{1}{2}$ (77 acres)

Please advise if this is an error in your affidavits. If so, and the description given in our Field Engineer's report is correct, we can issue a license in accordance therewith.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

Chief Clerk

A

19132

May 9, 1942

Re: 13132

Mr. Jos. H. Chivers
Secty of South Side Water Co.
Labad, Idaho

Dear Mr. Chivers:

This will acknowledge receipt of the deposition of the holder, depositions of two witnesses, and the affidavit of proof of publication from the Idaho Enterprise, all in connection with beneficial use proof under the above numbered permit.

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this Department. We are unable to 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 the Department, will try and contact you at the time set for examination, so that you may arrange to show him over the grounds.

When the engineer's report is filed, you will be notified of the amount due for beneficial use proof and upon receipt of your remittance a license will be issued.

Very truly yours,
E. V. BERG
Commissioner of Reclamation

BY: CHIEF CLERK.

ML.

19132

Affidavit of Publication

State of Idaho }
County of Oneida } ss.

Clyde Hanson being first duly sworn on his oath, states: That... he is published

..... 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 seven-teen 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 12th day of March.....1932 the date of the last publication being the 16th day of April....., 1932

Clyde Hanson

Subscribed and sworn to before me this 18 day of April....., 1932

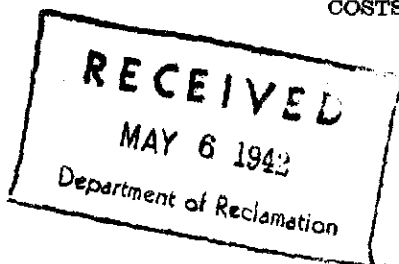
J. E. Ray
Notary Public, residing at Malad, Idaho

My Commission expires the 30 day of Jan....., 1933

COSTS:..... lines at 10c per line first insertion \$.....

5c per line each subsequent insertion \$.....

TOTAL \$.....



19132

NOTICE FOR PUBLICATION
Notice of Proof Application of Water to Beneficial Use
Notice is hereby given that 10 A. M. on the 27th day of April, 1942 at Malad, County of Oneida, State of Idaho, before T. E. Ray, Notary public, proof will be submitted of the application to beneficial use of 3.0 cubic feet per second of the waters of Subterranean wells in accordance with the terms and conditions of Permit No. 19132 heretofore issued by the Commissioner of Reclamation of the State of Idaho.
The name and post office address of the person or corporation holding said permit are South Side Water Company, Malad City, Ida.
The use to which said water has been applied is irrigation and domestic.
The amount applied to beneficial use is 3.0 second feet.
The place where said water is used (if for irrigation, gave full and accurate description of the lands irrigated) W1SW1, Sec. 27; S1NE1, NE1SW1, S1SW1, Sec. 28; SE1, Sec. 33; N1NW1, Sec. 34, Twp. 14 S. R. 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 South Side Water Co. canal.
The right to take from such works is based upon Permit No. 19132.
The source of supply from which such water is diverted is well.
The date of priority which said user is prepared to establish is April 16, 1941.
E. V. BERG
Commissioner of Reclamation
3-12-4-1645

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 19132

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. South Side Water Company, a corporation, Pinedale City, Idaho

I am President of the Company

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. South Side Water Company, Malad City, Idaho, I am President of the
and authorized by the Board of Directors to appear for it company

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

Ans. Permit No 19132, dated April 16, 1941, date of priority April 16, 1941

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

Ans. Subterranean thru a well at a point 48 rods North and 12.48 rods East of the SW Corner SE¹/NE¹ Sec. 28, Tp. 14 S. R. 36 EBM

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. well, electric pump and ditches, 3.0 cubic feet per second.

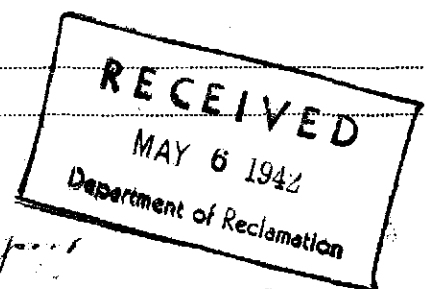
South Side Irrigating Co ditch

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 purposes. place of use/50 acres in
20 ac in SW¹/NE¹, 20 ac in SW¹/SW¹, 40 ac in SE¹/SE¹, Sec. 27,
Sec. 28; 160 acres in SE¹/
Sec. 33; 77 ac in N¹/NW¹, Sec. 34, Tp. 14 S. R. 36 EBM, actually irrigated,
cultivated land, increased production of crops

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

Ans.



19132

Ques. 8. What is the minimum amount of water required for the purpose specified above?
Ans. 1 acre foot per acre

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. From
all of said water used in irrigating crops and pasture lands
to full extent of the flow of said well, that is, 3.0 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. Water from the Deep Creek Irrigating Co., out of Deep Creek to about 150 cubic in per second has been used on the land for the past 50 years during the irrigating season each year, however the amount of such water declines in amount until the middle of July when it is about half this amount and by the middle of August there is no water. During dry seasons all of this water is gone by July 15

(Sign)

Joseph W. Laws

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, County of Oneida, State of Idaho, on this 27th day of April, A. D. 1942.

John H. [Signature]
Notary public

My commission expires Jan'y 20, 1943

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19132

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. Clarence Jones age 30 years, residence and postoffice address, Malad City, Idaho, occupation farmer

Ques. 2. Are you acquainted with South Side Water Company, the holder of Permit No. 19132? How long have you known him and where does he reside?

Ans. Yes it is a corporation with its principal place of business at Malad City, Idaho, organized Jan'y 29, 1941

Ques. 3. Have you read or heard read said Permit No. 19132, 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.

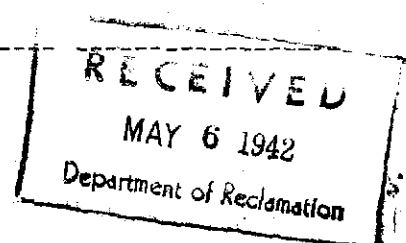
Ans. Subterranean water thru well, diverted at a point 48 rods North and 12.48 rods East of the SW Corner SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 28 Tp. 14 S. R. 36 EBM, thru pumping water into ditch flowing therefrom to place of use, ditch large enough to hold 3.0 cubic feet per second

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. 3.0 cubic feet per second, all of which has been thus conveyed since

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 improvement which have been made as a direct result of said use.

Ans. Irrigation and domestic purposes; place of use and number of acres actually irrigated, 10 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27; 20 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 20 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 28; 160 acres in SE $\frac{1}{4}$ Sec. 33; 77 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 34, Tp. 14 S. R. 36 EBM cultivated land, increased production of crops



19132

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 loam, 3 acre feet to the acre for a season -----

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. ----- I have followed the water in the ditches to all of this land from the well, being a flow of approximately 150 cu inches per second, and have seen it used during the irrigating season of 1941 in each tract of land in irrigating crops growing thereon -----

(Signed)

Clarence Jones

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 -----, County of ----- Oneida -----, State of Idaho, on this day of ----- 27th ----- day of ----- April -----, A. D. 19----- 42 -----

Notary Public.

My commission expires ----- Jan'y 20, 1943 -----

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19132

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. James T. Jones, age 63, residence Malad City, Idaho
and Postoffice address
occupation, farmer

Ques. 2. Are you acquainted with South Side Water Company, the holder of Permit No. 19132? How long have you known him and where does he reside?

Ans. Yes, it is a corporation with its principal place of business at Malad City, Idaho

Ques. 3. Have you read or heard read said Permit No. 19132, 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 water thru well, diverted at a point 49 rods North and 12.48 rods East of the SW Corner SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 28, Tp. 14 S. R. 36 EBM, thru pumping water into ditch flowing therefrom to place of use, ditch large enough to hold 3.0 cubic feet per second

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. 3.0 cubic feet per second, all of which has been thus conveyed since

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 improvement which have been made as a direct result of said use.

Ans. Irrigation and domestic purposes; place of use and number of acres actually irrigated, 10 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, 20 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 20 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 28; 160 acres on SE $\frac{1}{4}$ Sec. 33; 77 acres in N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 34, Tp. 14 S. R. 36 EBM cultivated land, increased production of crops.

RECEIVED

MAY 6 1942

Department of Reclamation

19132

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 loam, 3 acre feet to the acre for a season

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. I have followed the water in the ditches to all of this land from the well, being a flow of approximately 150 cu inches per second. and have seen it used during the irrigation season of 1941 on each tract of land in irrigation of crops growing thereon

(Signed)

James T. Jones

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, County of Oneida, State of Idaho, on this day of 27th day of April, A. D. 1942

[Signature]
Notary Public.

My commission expires January 20, 1943

State of Idaho

DEPARTMENT OF RECLAMATION BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

Re: 19132

April 17, 1942
BOISE, IDAHO,

Mr. T. E. Ray
Malad, Idaho

DEAR SIR:

South Side Water Company

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 19132

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 27th of April, 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 T. E. Ray, 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,

E. V. BERG

Commissioner of Reclamation.

19132

13

Form No. 11-A

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

Re. 19132

The Idaho Enterprise
Malad City, Idaho

DATE March 2, 1942

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **April 27, 1942**, the date set for proof, the expense of the publication to be paid by the applicant,

South Side Water Co. Malad, Idaho.

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

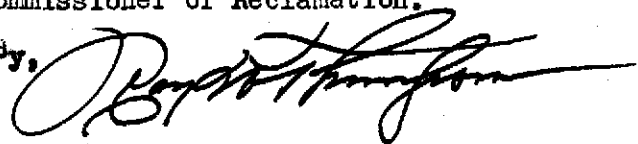
Please acknowledge receipt of this notice and furnish this office with a copy of the first publication.

Very truly yours,

E.V. Berg

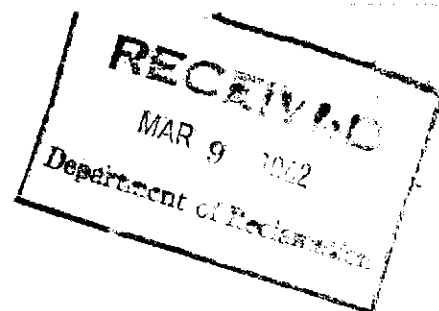
Commissioner of Reclamation.

By,



Deputy Commissioner of Reclamation

19132



NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 24, 1942

(P. O.) Malad City, Idaho

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.

South Side Water Company

By. Thos H. Chivers

(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.

19132

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

Notice is hereby given that at **10** A. M. on the **27th** day of **April** , 19 **42**
 at **Malad** , County of **Oneida** , State of Idaho, before
T. E. Ray, Notary public , proof will be submitted of the
 application to beneficial use of **3.0** cubic feet per second of the waters of
Subterranean wells . . . in accordance with the terms and conditions of Permit No. **19132**
 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
South Side Water Company, Malad City, Idaho

The use to which said water has been applied is **irrigation & domestic**

The amount applied to beneficial use is **3.0 second feet**

The place where said water is used (if for irrigation, give full and accurate description of the
 lands irrigated) **W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 27; S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 28;
 SE $\frac{1}{4}$ Sec. 33; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 34, Twp. 14 S. R. 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 **South Side Water Co. canal**

The right to take water from such works is based upon Permit No. **19132**

The source of supply from which such water is diverted is
well

The date of priority which said user is prepared to establish is **April 16, 1941**

E. V. BERG

.
 Commissioner of Reclamation.

E. V. BERG

19132

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE
Febr. 6, 1942

Re: 19132

So. Side Water Co.
Thos. A. Chivers
Malad, Idaho

Dear Sir:

I enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. 19132, which should be filled out and returned to this office at least 40 days before the date upon which you wish to make proof. The proof must be submitted before a notary public or other officer authorized by law to administer oaths. The date for proof, as set out in your permit, is April 28, 1942, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

E. V. BERG.

Commissioner of Reclamation

19132

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE
Febr. 6, 1942

Re: 19132
So. Side Water Co.
Thos. A. Chivers
Malad, Idaho

Dear Sir:

I enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. ~~19132~~, which should be filled out and returned to this office at least 40 days before the date upon which you wish to make proof. The proof must be submitted before a notary public or other officer authorized by law to administer oaths. The date for proof, as set out in your permit, is ~~April 28, 1942~~, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

E. V. MORG.

Commissioner of Reclamation

19132

February 6, 1942

Re: 19132

Mr. Thos. H. Chivers
Southside Water Co.
Malad, Idaho

Dear Mr. Chivers:

We are enclosing a Certificate of Completion of Works for 3.0 c. f. s. of subterranean waters with point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 28, Twp. 14 S., Rge. 36 E. and place of use on the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 27; S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 28; SE $\frac{1}{4}$, Sec. 33; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 34 all in 14 South and 36 East.

Very truly yours,
E. V. BERG.
Commissioner of Reclamation

BY: Chief Clerk.

ml.
encl.
Receipt No. 18032, \$5.00.

19132

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. 19132.....

Proof of Completion of Works**DEPOSITION OF WITNESS**

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

Ans. William W. Spencer, residence and postoffice address Malad City, Idaho, a farmer

Ques. 2. Are you acquainted with South Side Water Company....., the holder of Permit No. 19132, authorizing the diversion of 3.....second-feet of the waters of subterranean thru a well....., at a point common along 48 rods N & 12.48 rods E of the SW Corner SE 1/4 NE 1/4 Sec. 28, Tp. 14 S. R. 36 EBM, for irrigation & domestic purposes? How long have you known him, and where does he reside? pt beg

Ans. Yes, since its incorporation on 1-29-41, residence Malad, Idaho I also know the stockholders of said corporation and the owners of the land to be irrigated

Ques. 3. Have you read or heard read said Permit No. 19132....., and are you familiar with its terms and conditions?

Ans. Yes, Yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes, 10 acres in NW 1/4 SW 1/4, 40 acres in SW 1/4 SW 1/4, Sec. 27, 20 acres in SW 1/4 NW 1/4, 10 acres in SE 1/4 NE 1/4, 30 acres in NE 1/4 SW 1/4, 20 acres in SW 1/4 SW 1/4, and SE 1/4 SW 1/4, Sec. 28, SE 1/4 Sec. 33; 38.5 acres in NE 1/4 NW 1/4, 38.5 acres in NW 1/4 NW 1/4 Sec. 34, Tp. 14 S. R. 36 EBM, land black loam, requires 1 acre foot to acre for irrigating

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Well, electric pump, ditches, width at bottom 21 inches, width at water line 4 feet, depth of water 1 foot, length of conduit 1.5 miles, estimated capacity ~~Exhaust~~ 3 second feet

(Sign here.) William W. Spencer

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, at my office in Malad City County of Oneida, State of Idaho, on this 9 day of December, A. D. 1941.

J. E. Ray

19132

Notary public
Residing at Malad, Idaho

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. 19132

Proof of Completion of Works**DEPOSITION OF WITNESS**

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

Ans. Joseph W. Laws, residence and Postoffice address Malad City, Idaho
occupation farmer

Ques. 2. Are you acquainted with South Side Water Company, the holder of Permit No. 19132, authorizing the diversion of 3 second-feet of the waters of subterranean thru well 48 rods N 7 12.48 rods E of the SW Cor SE 1/4 NE 1/4 Sec. 28, Tp. 14 S. R. 36 EBM for irrigation purposes? How long have you known him, and where does he reside?

Ans. Yes, since its incorporation, on 1-29-41, residence Malad, Idaho I also know the stockholders of said corporation and the owners of the land to be irrigated.

Ques. 3. Have you read or heard read said Permit No. 19132, and are you familiar with its terms and conditions?

Ans. Yes, Yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes, 10 acres in NW 1/4 SW 1/4, 40 acres in SW 1/4 SW 1/4, Sec. 27; 20 acres in SW 1/4 NW 1/4, 10 acres in SE 1/4 NE 1/4, 30 acres in NE 1/4 SW 1/4, 20 acres in SW 1/4 SW 1/4, Sec. 28; SE 1/4 Sec. 33; 38.5 acres in NE 1/4 NW 1/4, 38.5 acres in NW 1/4 NW 1/4 Sec. 34, Tp. 14 S. R. 36 EBM, land black loam, requires 1 acre foot to acre for irrigating

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Well, electric pump, ditches, width at bottom 21 inches, width at water line 4 feet, depth of water 1 foot, length of conduit 1.5 miles estimated capacity 3 second feet

(Sign here.)

Joseph W. Laws

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, at my office in Malad City, County of Oneida, State of Idaho, on this 9 day of December, A. D. 1941.

Notary public

Residing at Malad, Idaho

19132

Permit No. 19132

Affidavit of Completion of Works

State of Idaho

County of Oneida, ss

Thomas H. Chivers being first duly sworn deposes and says that he is the Secretary of the Southside Water Company, a corporation of the State of Idaho, organized on January 29, 1940, with its principal place of business at Malad City, Idaho

That he knows of his own knowledge and has read Permit No. 19132 and is familiar with its terms and conditions

That he knows of his own knowledge that the works of diversion required under the terms of said permit No. 19132 were fully completed before
~~on~~ October 28, 1941

(signed)

Thomas H. Chivers

Subscribed and sworn to before me this 7 day of December, 1941.

J. B. Ray

Notary public

Residing at Malad, Idaho. (Seal)

19132

November 25, 1941

Re: 19132

Mr. Thos. H. Chivers
Secty. of So. Side Water Co.
Malad, Idaho

Dear Mr. Chivers :

We are in receipt of your proof of completion of works under date of November 3, 1941. Proof should have been made on the 28th of October. We are enclosing additional forms to be signed by two witnesses who are familiar with the works--provided that the works were completed before the 28th of October. We will also need an affidavit that the works were completed before that date before we can accept your affidavit of completion of works and issue a certificate of completion of works.

Very truly yours,
E. V. BERG.
Commissioner of Reclamation.

Chief Clerk.

ml.
encl.

19132

RECEIVED

NOV 21 1941

Department of Reclamation

Permit No. 19132

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Oneida } ss.

Thos. H. Chivers

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. 19132, and that his postoffice address is Malad

State of Idaho

Second: That the name of the stream from which said water is to be directed is

Subterranean, thru well

Third: That the point of diversion of said water is well 48 rods N and 12.48 rods E
SW Corner SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 28, Tp. 14 S. R. 36 EBMFourth: That under the terms and conditions of said permit, construction thereunder was required to
be completed by October 28, 1941, 19

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 (or were not)
fully completed and consisted of the following:1. Kind of works: well, electric pump 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 feet, height feet.

(d) Conduit ditch width at bottom 21 in feet, width at water line 4 ft
(State whether ditch, flume or pipe.)
feet, depth of water 1 feet; diameter of pipe inches, average grade
per mile is feet. Length of conduit is 1.5 miles.Seventh: That said works are capable of conducting to the place of intended use 3
second feet of water.Eighth: That water appropriated under said permit is available for 407 acres of land
described as follows: SW $\frac{1}{4}$ SW $\frac{1}{4}$, 10 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27; 20 ac in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 10 ac
in SE $\frac{1}{4}$ NE $\frac{1}{4}$, 30 ac in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 20 ac in SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28;
SE $\frac{1}{4}$ Sec. 33; N77 rods N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 34, all in Tp. 14 S. R. 36 EBM

Ninth: Remarks: That

Thos. H. Chivers
(Sign here)

Subscribed and sworn to before me this 31st day of November, 1941

My commission expires 1-20-43

Notary Public.

19132

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1

South Side Water Co

(Signature or name of addressee)

2

Thos S Shivers

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery

NOV 17 1941

, 194

19132

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Nov. 10, 1941

194

Re: Permit No. 19132

To South Side Water Co.

Malad, Idaho

It appearing to the Commissioner of Reclamation that the terms and conditions of Permit No. 19132, to appropriate the Public Waters of the State of Idaho, have not been complied with as to completion of works which should have been made Oct. 28, 1941.

you are hereby notified in compliance with Sec. 41-311, Idaho Code Annotated that said Permit No. 19132

is hereby held for cancellation.

You are hereby required to show cause before the Commissioner of Reclamation on or before forty days from date of this notice why said Permit should not be cancelled.

Said Permit No. 19132 claims the use of 3.0 cubic feet per second of the waters of subterranean, with point of diversion located

SE 1/4, Sec. 28, Twp. 14 S., Rge. 36 E., Oneida County, and

was approved April 28, 1941

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, this 10th day of November, 1941

E. V. BEGG.

Commissioner of Reclamation.

By _____ Assistant.

Dec. 20, 1942

19132

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1

S. E. Ray

(Signature or name of addressee)

2

Jessie Ray

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

19132

Date of delivery AUG 11 1941, 1941

August 8, 1941

Re: 19132

Mr. T. E. Ray
Malad, Idaho

Dear Mr. Ray: South Side Water Co.

We are enclosing a certified copy of Permit No. 19132 which was issued on the 28th of April, 1941. We are sorry the original did not reach the Water Co., as it was mailed to them on the 30th of April and has not been returned to this office by the Postal authorities.

Very truly yours,
E. V. BERG.
Commissioner of Reclamation.

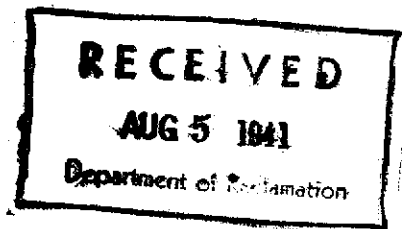
BY: Chief Clerk.

ml.

Registered Mail.

19132

Office Of
PROSECUTING ATTORNEY
ONEIDA COUNTY
MALAD CITY, IDAHO



August 4, 1941

Mr. Roy W. Thompson, Deputy Commissioner,
Department of Reclamation,
Boise, Idaho

Dear sir:

The application of the South Side Water Co filed in your office April 15, 1941, approved April 30, 1941, and mailed to the South Side Water Company at Malad, as per your letter of recent date, has not been received by either Joseph W. Laws, the agent of the Company or by any ~~officer~~ any one connected with this company. You stated in your last letter that this was mailed to the South Side Water Company at Malad, Idaho. If it was not delivered to any one here it should have been returned to your office. Inasmuch as this Company has to make final proof on the water claimed in its application we must have either the original application ~~or~~ a photostatic copy in order to base this proof thereon. Will you please advise what you can do in this matter and oblige.

Very truly,

T. E. Ray

A handwritten signature in dark ink, appearing to read "T. E. Ray". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

19132

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Re: 19132

So. Side Water Co.
Malad, Idaho

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

August 5, 1941
Boise, Idaho,

Dear Sir:—

Under the terms of your permit No. ~~19132~~..... you are required to complete your diversion works on or before ~~Oct. 28, 1941~~..... 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,

E. V. BERG.

Commissioner of Reclamation.

19132

July 8, 1941

Re: 19132

Mr. T. E. Ray
Prosecuting Attorney
Malad, Idaho

Dear Mr. Ray:

South Side Water Co.

We are in receipt of your letter of July 5th in which you stated that Mr. Laws or your self had not received the water permit issued to the South Side Water Company.

Our records show that the permit was mailed on April 30th to Malad, Idaho, and that the letter has not been returned to this department by the postal authorities. Evidently some one at Malad has received the letter containing the permit.

We thought that the letter was addressed to Joseph Laws, as agent for the Company, however, the letter was addressed to the South Side Water Company, Malad, Idaho. Perhaps one of the officers of the Water Company received the permit. Have you contacted them?

We will try to locate the permit. However, we believe that it must be in Malad. We will advise you if it shows up here and would like to be advised if you locate it.

Very truly yours,
E. V. BERG.
Commissioner of Reclamation.

BY: ROY W. THOMPSON
Deputy Commissioner.

RWT:ml.

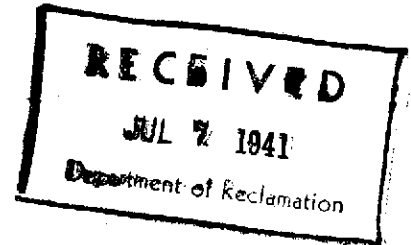
19132

Office Of
PROSECUTING ATTORNEY
ONEIDA COUNTY

MALAD CITY, IDAHO

July 5, 1941

Mr. E. V. Berg,
Commissioner of Reclamation,
Attention Mr. Roy W. Thompson,
Deputy Commissioner,
Boise, Idaho.



Dear sir:

In re: Application of The South Side Water Company to
appropriate subterranean water filed April 15, 1941

I have your favor of June 23 in which you state
that the above application was approved by the Commissioner of
Reclamation and permit mailed to Mr. Joseph W. Laws, as agent
for the Company under date of April 30, 1941.

I have contacted Mr. Laws who has no account of having
received this permit. Will you please endeavor to locate the same
and advise.

Very truly,

T. E. Ray.

19132

Permit
19132

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 19132

Boise, Idaho,

April 30, 1941

Dear Sir:

I enclose herewith above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as
given under approval of the Commissioner of Reclamation on
the ~~third~~ ^{fourth} page.

South Side Water Co.
Melad, Idaho
R#17794, R5.50.

E. V. BERG.

Commissioner of Reclamation.

25¢ refunded in stamps
7/5/41

19132

Township 14 South, Range 36 East, Boise Meridian

28

27

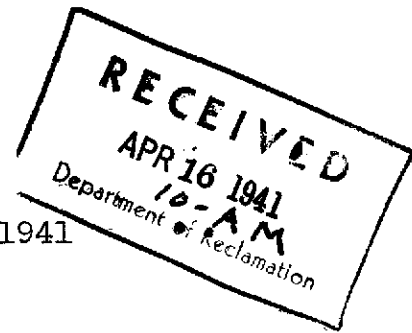
33

34

Permit Map No. 19132
As Approved
APR 28 1941
E. V. BERG
Commissioner of Reclamation

Office Of
PROSECUTING ATTORNEY
ONEIDA COUNTY
MALAD CITY, IDAHO

April 15, 1941



Commissioner of Reclamation,
Boise, Idaho

Dear sir:

I enclose herewith application for a permit to file on
subterranean waters by South Side ~~Irrigating Co~~ Water Co, also
check for \$5.75 to cover fees.

Very truly,

T. E. Ray.

A handwritten signature in cursive script, appearing to read "T. E. Ray".

19132