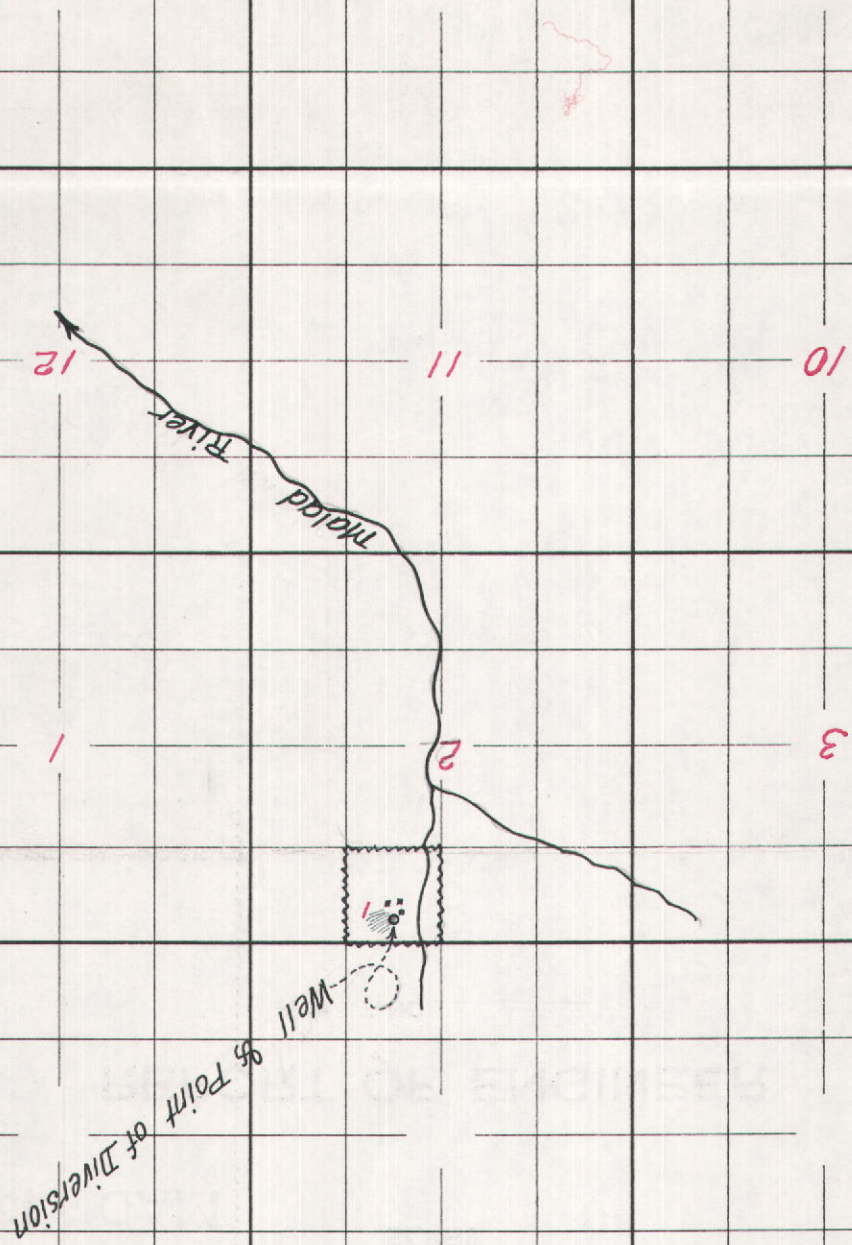


18219



State of Idaho
License and Certificate of Water Right

Water License No. 18219

Amount 0.1 second foot

Water District No.

Priority December 15, 1935

THIS IS TO CERTIFY that HYRUM W. JONES
of Malad, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 19, 1935; that Permit No. 18219
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.1 second feet, was issued thereunder on December 2, 1937, showing that said works
were completed on the 15th day of November, 1937; and that on the 23rd
day of November, 1937,

MARGARET M. JONES, WIDOW OF HYRUM W. JONES

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 subterranean
waters, a tributary of (artesian well), for the purpose of irrigation and domestic
use, under Use Permit No. 18219 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 3926, on the 24th day of February, 1939;

The right hereby confirmed dates from December 19, 1935;

The Point of Diversion is located
in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, Tp. 15 S., R. 35 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 0.1
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
15 S.	35 E.	2	NW $\frac{1}{4}$ NE $\frac{1}{4}$	5	5

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 24th day of February, 1939

JAMES SPOFFORD

Commissioner of Reclamation

(SEAL)

15 2017

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 25471
Permit No. 18219
District No.

1. Name of Applicant: **HYRUM W. JONES**

Postoffice address: **Malad** 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: **0.1** cubic feet per second.

3. Source of water supply: **Artesian well (Subterranean)** which is a tributary of

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

corner of Section , T. , R. , B. M., and is in the **NW $\frac{1}{4}$ NE $\frac{1}{4}$**
of Section **2** , T. **15 S.** , R. **35 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: \$ **300.00**

8. Kind of works: **Artesian well and distributing 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 **0.5** feet; width at water line **1.0** feet; depth of water **4"**

feet; dimensions of flume:

Diameter of pipe inches; length of conduit **300'** ~~miles~~

Average grade per mile feet.

12. The time required for the completion of such work is **2** 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.

Hyrum W. Jones

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: **3:00 P. M. December 19, 1935**

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 18219

Recorded in Book **66** Page **18219** Approved **December 23, 1935**

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 **February 22, 1936** 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 **December 23, 1936**

The whole of said work to be completed on or before **December 23, 1937**

Beneficial use of water appropriated in accordance herewith, to be made on or before **December 23, 1937.**

Witness my hand this **23rd** day of **December, 1935.**

R. W. FARIS
Commissioner of Reclamation.

Remarks:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15 S	35 E	2	5																5
Total Number of Acres to be Irrigated.....																		5	

Total Number of Acres to be Irrigated.....	5
--	---

Permit No. 18219

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that MARGARET M. JONES, WIDOW OF HYRUM W. JONES, deceased, of Malad, County of Oneida, and State of Idaho, the holder of Permit No. 18219, issued upon Application No. 25471 bearing date of priority of December 19, 1935, authorizing the diversion of 0.1 second feet of the waters of an artesian well, County of Oneida, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.1 second feet of the waters of said artesian well; that the point of diversion of said waters is in the NW $\frac{1}{4}$ NE $\frac{1}{2}$ of Sec. 2, T. 15 S., R. 35 E., B. M., County of Oneida; and that the lands proposed to be irrigated by the use of said water are described as follows, to wit: NW $\frac{1}{4}$ NE $\frac{1}{2}$ of Sec. 2, T. 15 S., R. 35 E., B. M.

Witness my hand this 2nd day of December, A. D. 1937.

R. W. FARIS
Commissioner of Reclamation

Proof of completion of works made November 15, 1937
Certificate issued December 2, 1937.

DATE FOR 0.1.85, 16

p. 3926

February 24, 1939

Re: Permit No. 18219

Mrs. Margaret M. Jones,
Malad, Idaho.

Dear Madam:-

We are herewith enclosing License and Certificate of Water Right issued under the above numbered permit, confirming your right to use 0.1 second foot of subterranean waters (artesian well) in the NW¹/₄NE¹/₄ Section 2, Township 15 South, Range 35 East, B.M., with a date of priority of December 19, 1935, for irrigation and domestic use upon the above described legal subdivision.

The Department's Receipt No. 16885 for the \$2.00 fee paid in connection with your final proof is also enclosed.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

By

Chief Clerk

JLA
Encs.

18219

Malad, Idaho; Feb. 20th. 1939

Dept of Reclamation;
Boise, Idaho;

Permit 18219

Dear Mr. Spofford; Com.

Your letter at hand of Feb. 6th. on
my Permit License received, asking for \$2.00
License fee.

find

in currency

Please/inclosed \$2.00 as my fee for License on
my above Permit

Yours Truly,

Margaret M Jones

18219

February 6, 1939

Re: Permit No. 18219

Margaret M. Jones,
R. F. D. No. 1,
Malad, Idaho.

Dear Madam:-

A short time ago we received the report of our field engineer on examination for beneficial use under the above numbered permit.

This report shows that you are irrigating one acre of land- in one 40-acre legal subdivision.

Your fee will therefore amount to \$2.00, upon receipt of which a license will be issued.

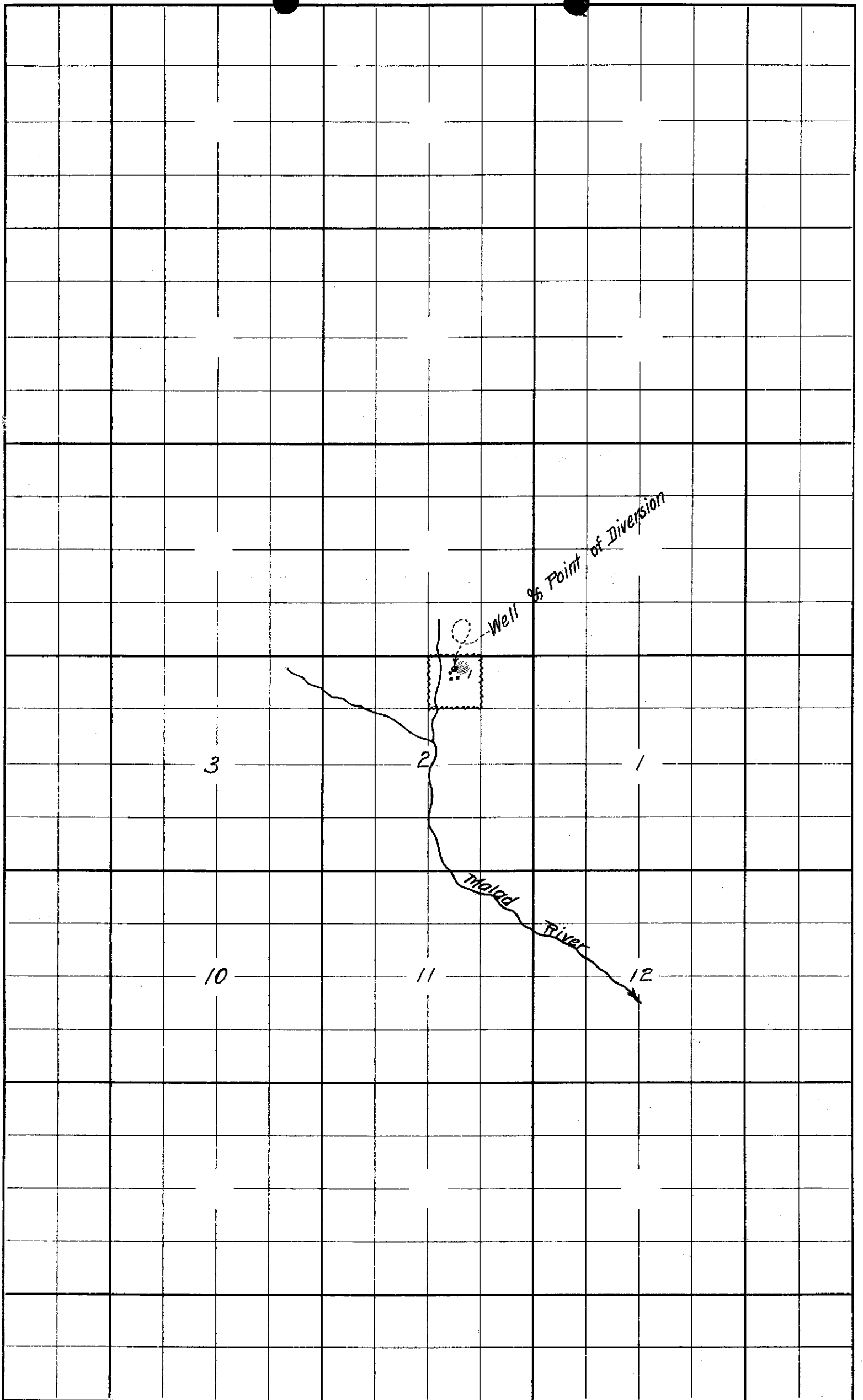
Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

JLA

Chief Clerk

18219



Margaret M. Jones
R.F.D. #1
Malad, Idaho
Permit No. 13219

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. 18219

This proof is for Beneficial Use In Water District No. _____

- ✓ 1. Name of applicant Margaret M. Jones, Widow of Hyrum W. Jones.
- ✓ 2. Source of water supply: Artesian Well (Subterranean)
- ✓ 3. Location of point of diversion: Is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 2
T. 15 S., R. 35 E., B. M. County of Oneida.
- ✓ 4. Describe works as they exist, giving dimensions and capacities of same: A drilled well 2 inches diameter $\frac{3}{4}$ 225 ft. deep, cased "nearly its entire 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): NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 15 S., R. 35 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? None

Remarks: This well is "about 30 years old", flows 7 gallons per minute and the water is used for domestic requirements and garden irrigation

This examination was made on the 14th day of June, 1938

(Signed)

Frederick J. Palmer
Examiner.

January 11, 1938

Re: Permit No. 18219.

Mrs. Hyrum W. Jones
Malad, Idaho

Dear Madam:

This will acknowledge receipt of the deposition of the holder, depositions of two witnesses, and the affidavit of proof of publication from the newspaper, all in connection with beneficial use proof under the above 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 the department has but one field engineer who makes examinations all over the state.

However, Mr. Tolman, Field Engineer for this department, will contact you at the time set for examination so that you may show him over the grounds. After his report is on file in this office, you will be further notified as to fees due before the issuance of your license.

Very truly yours,

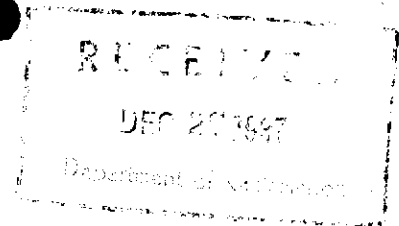
R. W. FARIS
Commissioner of Reclamation

By

Chief Clerk

jl
cc to J. F. Fredrickson,
Malad, Idaho

18219



Malad, Idaho; Dec. 23rd. 1937

Department of Reclamation;
R.W. Ferris; Commissioner;
Boise, Idaho;

Permit No. 18219
Proof submitted
Dec. 23rd. 1937
0.1 second feet
applied for.

Dear Mr. Ferris;

Your letter of Dec. 15th. received with proof papers in connection with above proof of Margaret M. Jones which was this day made as per advertised and you will please find inclosed said papers as follows to-wit;

1. Deposition of Holder (Margaret M. Jones)
2. Deposition of witness; R.B. Davis
3. Deposition of Witness Charles F. Wight
4. Affidavitt of Publication of Notice, with Notice of Publication attached.

Yours truly

A large, stylized handwritten signature in cursive script, appearing to read "J. H. Fredrickson".

18219

December 8, 1937

Re: Permit 18219.

Mrs. Hyrum W. Jones
Malad, Idaho

Dear Madam:

We are herewith enclosing Certificate of Completion of Works issued under the above permit to appropriate 0.1 second feet of water from an artesian well for irrigation and domestic purposes.

The Department's Receipt No. 18219 for the \$5.00 fee you paid in connection with this Certificate is also enclosed.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By

Chief Clerk

jl
Encl.

18219

Affidavit of Publication

County of Oneida }
State of Idaho } ss:

NOTICE FOR PUBLICATION NOTICE OF PROOF APPLICATION OF WATER To Beneficial Use

Notice is hereby given that at 10.00 A. M. on the 23rd day of December, 1937, at Malad, County of Oneida, State of Idaho, before J. F. Fredrickson, Notary Public, proof will be submitted of the application to beneficial use of 0.1 cubic feet per second of the waters of a flowing well in accordance with the terms and conditions of Permit No. 18219 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 Margaret M. Jones, widow of Hyrum W. Jones, Malad, Idaho.

The use to which said water has been applied is irrigation and domestic use.

The amount applied to beneficial use is 0.1 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) On 5 acre tract in NW 1/4 NE 1/4, Sec. 2, T. 15 S., R. 33 E. B. M., in Oneida County, Idaho.

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

The right to take water from such works is based upon Permit No. 18219.

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

The date of priority which said user is prepared to establish is December 19, 1935.

R. W. Faris,
Commissioner of
Reclamation.

12-23; 14

Lurline A. James...being first duly sworn on his oath, states: That she is *chief 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 uninterrupted and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

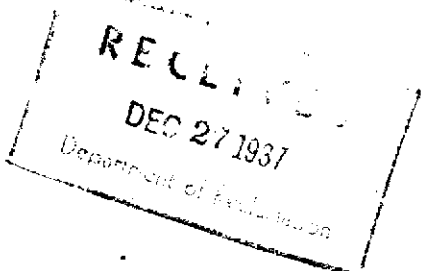
THAT the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for*4*... successive weekly issues thereof, the date of the first publication being the...*2*..... day of *December* 193*7*.... the date of the last publication being the*23*..... day of *December* 193*7*...

Lurline A. James
Subscribed and sworn to before me this *23rd* day of *December* 193*7*...

J. F. Fredrickson
Notary Public, residing at Malad, Idaho
My commission expires the*30th* day of *December* 193*8*...

COSTS: *49* lines at 10c per line first insertion \$*4.90*
.....5c per line each subsequent insertion *7.35*

TOTAL.....\$*12.25*



18219

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

5-7-2-1027

PERMIT NO. 18219

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Margaret M. Jones; 67 yrs; Malad, Idaho R.D. No. 1

occupation; Farming; I.O. Address Malad, Idaho R.D. No. 1

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. None.

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

Ans. No. 18219; Dec. 19th, 1935; Used this well continuously since 1906 on this land.

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

Ans. Flowing Well; In NW corner of Lot 2; Sec. 2 Tp. 15 S.R. 35 E.B.M. in Oneida County, Idaho; and exact point of diversion is at Well

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. Earth ditch and a 2 in Gal Pipe of about 300 feet long; both Earth ditch and pipe line leaving and taking the water at the well to South part of Land irrigated that is all adjacent to the well, and pipe line runs to Correls. Water taken from well also to and on the land joining the well. The 5 acres on which this water is used joins the well. At least 6.1 second feet of water.

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. Used for domestic use, and for irrigation. Land irrigated is cultivated land of 5 acres in NW corner Lot 2 Sec. 2-Tp. 15-S.R. 35 and is adjacent to improvements on this tract of land of farm residence and out farm buildings and barns and sheds. Said flowing well is cased with a 2 inch iron pipe. Said water and its said use made it possible to establish a Home on said tract of land, on which this well is located.

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

Ans. This water is used for domestic purposes; other than irrigation and has always been used for domestic purposes and for irrigation purposes for the irrigation on said 5 acres of cultivated land adjacent to said well. --

18219

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

Ans. 0.1 second feet of water

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. I am the widow; of the original Permit holder Eyrum L. Jones, deceased and am present holder of said permit as owner of said lands.

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

Ans. Used at all times; for domestic and irrigation purposes; and in amount of 0.1 second feet of water; diverted to adjoining 5 acres and used on the same, during irrigation season each and every year.

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. In 1936 and 1937 I was compelled to use some water from Samaria Water & Irrigation Co. of this locality by shares owned in said Company to save the crops of said 5 acres of lands.

this was caused by another big 14 inch pipe well dug in this vicinity about one mile North of this property. With an electric pump applied to same and when these men used this big well in irrigation season of said years of about 5 months from April to 20th. of Oct., my said flowing well receded to a very small stream, and then in Oct. the same full stream would come back, and I hereby ask (Sign) Margaret M. Jones this protection against this big well (known as the Hill & Illum Well)

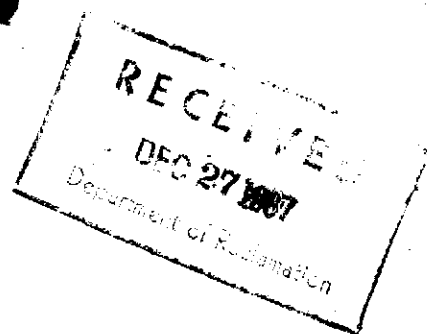
I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Malad, County of Oneida

State of Idaho, on this --23rd. day of December A. D. 1937

W. H. Fredrickson
Notary Public for Idaho residing at
Malad, Idaho.

My commission expires Dec. 30th. 1938.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT No. 18219

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. R.B.Davis; age 61; Residence Malad, Idaho; Merchant-Druggist and farming.

Ques. 2. Are you acquainted with Margaret M. Jones, the holder of Permit No. 18219? How long have you known him and where does he reside?

Ans. I have know Holder about 30 years last past; and she resides on her Farm lands at Pleasantview, in Oneida County, Idaho; where this well is located; owning the lands thereon.

Ques. 3. Have you read or heard read said Permit No. 18219, 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. Flowing well; Diversion is at the Well; Works; Earthen ditch and 2 in pipe line to yards, as well as to and on lands adjoining well.

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. I estimate conduct at least 0.1 second feet, and I have seen this well many times, and safe to say it runs all the water applied

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. Domestic and irrigation purposes; place of use on lands adjacent to this well. and land is cultivated land of black loam character. Improvements made are the Farm residence Home and farm outbuildings. And this well has made it possibel to establish a Home on these lands

18219

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

Ans. Used for Irrigation and domestic purposes.

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 is character of land; and the water flowing from this well has taken well care of these 5 acres of lands. There is a good orchard on these 5 acres of land joining this well.

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

Ans. None whatever.

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

Ans. intimate acquaintaince with family. Been on the place often; I pass the property during summer seasons on way to my own property, and have witnessed its use yearly for past 30 years.

During the last few years these early wells like this one have receded some; which is due to other big wells being dug in this locality and electric pumps applied to same. But I believe and am satisfied that this well now produces the water asked for today under this permit.

(Sign)

P. B. Davis

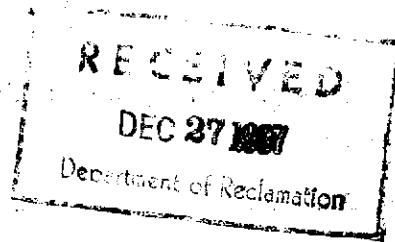
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Malad, County of Coneida, State of Idaho, on this 23rd. day of December 1937.

[Signature]
Notary Public.

for Idaho at Malad, Idaho.

My commission expires December 30th 1938.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT No. 18219

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. Charles T. Wight; age 37; Malad, Idaho; Farming & Merchant.

P.O. Address; Malad, Idaho.

Ques. 2. Are you acquainted with Margaret M. Jones, the holder of Permit No. 18219? How long have you known him and where does he reside?

Ans. Known permit holder all my life; She resides at her ranch at Pleasantview, Oneida County, Idaho

Ques. 3. Have you read or heard read said Permit No. 18219, 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. Flowing well; Diversion at the Well itself; works are earth ditch and a 2 in. pipe line;

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. 0.1 second feet. I have seen a 2 inch pipe running full of water running from this well with a good force to it.

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. Water used for domestic & irrigation use; and is used on about 5 acres of cultivated land in NW corner of Lot 2 Sev. 2 Tp. 15 S.R. 35 E&B&M. And this land is adjacent to said flowing well. The pipe line also runs to corels of this party for stock watering use also.

18219

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

Ans. Used only for domestic and irrigation purposes.

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. Land is a black loam character; I helped clean this well in 1919 or about that year, and we tested it and there was about 60 gals per. minute running from same. and this well has been well taking care of this 5 acres of land. And flow at present time will take care of same.

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

Ans. I have no interest what ever in this water or the lands, or any part of same.

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 live in same locality and see this water all the time; by Observation; during the last few years these early wells have receded some owing to other big wells being dug in this locality But the water asked for in this permit is flowing and running out of this well today, and I believe more.

(Sign)

Charles J. Wright

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 Malaá, County of Oneida, State of Idaho, on this 23rd. day of December A. D. 19 37

My commission expires Dec. 30th. 1938

J. Fredrickson
Notary Public.
for Idaho at Malaá, Idaho.

October 29, 1937

Re: Permits 18219 & 18403.

Mr. J. F. Fredrickson
Malad, Idaho

Dear Sir:

In answer to your letter of October 18th, kindly be advised that the priority under any permit cannot go beyond the date of the filing of the application with this department.

The priority date under Permit 18219 is December 19, 1935. I happen to know the water from this well has been used for a good deal longer than that, but if the priority is recognized as of its true date, it will have to be established in a court action, since this department has no authority to fix matters of that kind.

Mr. Jones may offer his proof of completion of works before any notary public; likewise, beneficial use proof may be offered before any notary public at Malad or elsewhere. Kindly have him fill out the notice in duplicate for publication and return both copies to this office with his authorization to have the notice published in a paper in Cassia County. After a four weeks publication has been completed, we shall furnish the notary designated in Mr. Jones's notice three depositions, consisting of one for the holder and one for each of two witnesses, which must be completed on the date set forth in the notice. These papers should then be forwarded to this office with an affidavit of publication from the newspaper.

Proof of completion of works will not be due under your permit No. 18403 until January 28, 1938, and final proof will not be due until January 28, 1939. You may, however, make these proofs at any time you wish, and the necessary papers for both proofs are herewith enclosed for your convenience.

It will be quite permissible for you to offer proof merely on three of your wells and be allowed the total quantity of water which is authorized by your permit, provided that the three wells will produce that much.

Very truly yours,

Deputy Commissioner of Reclamation

FLH:jl
Encl.

18219

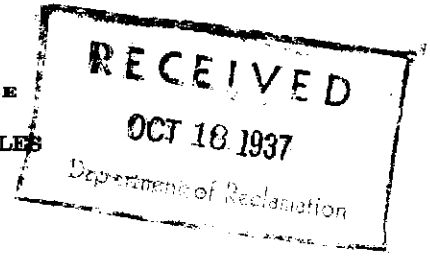
J. F. FREDRICKSON

ABSTRACTS - CONVEYANCING - LOANS - INSURANCE

PROMPT ATTENTION GIVEN TO ABSTRACTING OF TITLES

Office Phone 225 Residence 86

MALAD CITY, IDAHO



Oct. 16th. 1937

Mr. R.W. Ferris,
Commissioner of Reclamation
Boise, Idaho;

Permit No. 18219 H.W. Jones

Permit No. 18403 J.F. Fredrickson

Dear Mr. Ferris;

Mr. Wm. M. Jones a son of Hyrum W. Jones
of this place called at my office to day in regard to a
final proof on Permit No. 18219 dated Dec. 19th. 1935

Mr. Jones states your letter of Oct. 8th. addressed to his
father was received.

Mr. Hyrum W. Jones died Mar. 22nd. of this year, and his
son now asks that you advise him how he and his mother
can complete the final proof on this flowing well, which
you state must be done on or before Dec. 23, 1937 or within
days thereafter.

Mr. Jones has the affidavitt of proof of completion of works
and the Notice for publication of Notice of proof appl
of water in duplicate, with letter that Notice must
accompany.

On the Notice of Proof, the last question asks " The date
of priority which said user is prepared to establish" is"

Please advise if answer of this said question may go farther
back than the date of the filing of his permit, and is so
is additional affidavitt of witness required.

Please advise me on the above, and if Notary Public may
take this proof, or the Proof made before a Notary here.

When, if you will, I will ask you to also inclose me the
necessary proof papers for proof on my permit No. 18403
for the 4 flows I made application for. Also if I get the
required 24 inches of water out of 3 of my wells can I
leave out the 4th. as I am using this for house and stock
as well as irrigation, as the 4 wells produce more water
than you say I can make proof upon, as I have only 24 acres
to irrigate. I have large lambing yards nearby and can use
the water for livestock during the winter months.
Please advise me fully on this.

Yours truly,

J. F. Fredrickson

18219

*Mr. Jones who for Mr. Jones has yet been appointed
could permit be changed to and for Mr. Jones his wife*

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,

December 15, 1937

Mr. J. F. Fredrickson
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. 19219

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 December 23, 1937, 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 J. F. Fredrickson, 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.

R. W. PARIS

Commissioner of Reclamation.

18219

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date November 24, 1937

THE IDAHO ENTERPRISE
Malad, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to December 23, 1937, the date set for proof, the expense of the publication to be paid by the applicant, Margaret M. Jones, 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,

R. W. PARIS

Commissioner of Reclamation

18219

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

Notice is hereby given that at 10:00 A. M. on the 22nd day of December, 19 37,
 at Malad, County of Oneida, State of Idaho, before
J. F. Fredrickson, Notary Public, proof will be submitted of the
 application to beneficial use of 0.1 cubic feet per second of the waters of
a flowing well in accordance with the terms and conditions of Permit No. 18219
 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
Margaret M. Jones, widow of Hyrum W. Jones, Malad, Idaho.

The use to which said water has been applied is irrigation and domestic use.

The amount applied to beneficial use is 0.1 cubic feet per second

The place where said water is used (if for irrigation, give full and accurate description of the
 lands irrigated) On 5 acre tract in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T. 15 S., R. 35 E., B. M., in
Oneida County, Idaho

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

The right to take water from such works is based upon Permit No. 18219

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

The date of priority which said user is prepared to establish is December 19, 1936.

R. W. FARIS

Commissioner of Reclamation.

18219

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 15th. 1937

(P. O.) Malad, Idaho R.F.D.No. 1

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

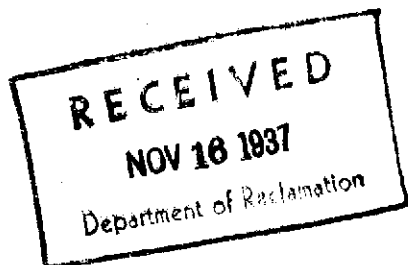
You are hereby authorized to have the attached notice published at my expense in the Idaho Enterprise of Malad, Idaho, published in the county in which the works are situated.

Margaret M. Jones

(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)

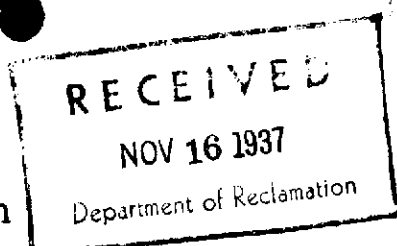
I hereby certify that the facts set forth in the attached notice are true.

Engineer.



18219

Permit No. 18219

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Oneida

} SS

interest

Margaret M. Jones, widow of Hyrum W. Jones, deceased, and successor in /
being first duly sworn, upon his oath deposes and says:

First: That she is the holder and owner of Permit to Appropriate the Public Waters of the state of Idaho, No. 18219, and that her postoffice address is Malad R.F.D. No. 1 State of Idaho

Second: That the name of the stream from which said water is to be diverted is is Flowing well (Subterranean)

Third: That the point of diversion of said water is Well located on North part of Sec. 2, in Tp. 15 S., R. 35 E.B.M. Oneida County, Idaho

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Dec. 23rd., 1937.

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

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

I. Kind of works: iron pipe

(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work: 225 feet of 2 inch/pipe iron in the earth for well

(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 width at bottom feet, width at water line

(State whether ditch, flume or pipe.)

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

Seventh: That said works are capable of conducting to the place of intended use 0.1 cubic feet per second

Eighth: That water appropriated under said permit is available for 5 acres of land described as follows: In NW part of Lot 2, in Tp. 15 S.R. 35 E.B.M.

Ninth: Remarks: That This well is now running at least 7 gals per minute.

Margaret M. Jones
(Sign here)

Subscribed and sworn to before me this 15th day of November, 1937

My commission expires Dec. 30th. 1938

Notary Public.

18219

November 26, 1937

Re: Permit No. 18219.

Mrs. Hyman W. Jones
Malad, Idaho

Dear Madam:

This will acknowledge receipt of notice in duplicate for publication in connection with beneficial use proof, and also your authorization to have the notice published in the Idaho Enterprise, Malad, Idaho, all in connection with Permit No. 18219.

A copy of the notice has been mailed to the newspaper with instructions to publish it once a week for four consecutive weeks prior to December 23rd, 1937. About ten days prior to this date depositions consisting of one for the holder and one each for two witnesses will be mailed to J. F. Fredrickson, Notary Public, Malad, Idaho, so that he will have them in ample time for the proof.

On the date designated you should appear at Mr. Fredrickson's office with two disinterested witnesses who are familiar with the terms of the permit and the works constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

Deputy Commissioner of Reclamation

jl

18219

Form No. 9

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE**

October 8, 1937

Hyrum W. Jones
Malad, Idaho

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit No. 18219, which should be filled out and returned to this office at least 60 days before the date upon which you wish to make proof. The date for proof, as set out in your permit, is Dec. 23, 1937, 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,

R. W. FARIS
~~GEO. N. CARTER~~,
Commissioner of Reclamation.

18219

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Myrum W. Jones
Malad, Idaho

Boise, Idaho, **October 8, 1937**

Dear Sir:—

Under the terms of your permit No. 18219 you are required to complete your diversion works on or before Dec. 23, 1937. 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,

R. W. FARIS

Commissioner of Reclamation.

18219

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 18219

Boise, Idaho, January 7, 1936

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 page.

MR. HYRUM W. JONES

Malad, Idaho

R. W. FARIS

Commissioner of Reclamation.

18219

Hyron W. Jones

[illegible]

Commissioner of Reclamation

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