

CONTRACT SALE AGREEMENT

THIS AGREEMENT, made and entered into this 22nd day of January, 1968, by and between ADA G. SOLEM of Howe, County of Butte, State of Idaho, the party of the first part, hereinafter called the "SELLER," and DWAIN A. NEF and DOROTHY NEF, husband and wife, of Darlington, County of Custer, State of Idaho, the parties of the second part, hereinafter called the "BUYERS"

WITNESSETH: the Seller hereby agrees to sell and convey to the Buyers by a good and sufficient Warranty Deed, free and clear of all liens and encumbrances, excepting encumbrances which may hereafter arise by reasons of the acts of the Buyers, and the Buyers hereby agree to purchase the following described Real property, situated in the County of Butte, State of Idaho, to-wit,

The South West Quarter (SW $\frac{1}{4}$), of Section Twenty six (26), Township six (6) North, Range Twenty nine (29), East Boise Meridian, containing 160 acres more or less, together with all improvements thereon, and all water and ditch rights thereto, and any and all appurtenances thereto, however the same may be evidenced.

The total purchase price of said premises, and the whole thereof shall be the sum of THIRTY TWO THOUSAND DOLLARS—(\$32,000.00) which the Buyers agree to pay at times and in manner as follows, to-wit,

FIVE THOUSAND DOLLARS—(\$5,000.00) in cash upon the execution of this contract, payment of which is by the Seller hereby acknowledged, and the remaining balance in the sum of TWENTY SEVEN THOUSAND DOLLARS—(\$27,000.00) payable as per the following schedule,

A monthly payment of \$100.00 on March 15th, 1968, and \$100.00 on the 15th day of each and every month thereafter,

Plus an Annual payment of \$1,000.00 on March 15th, 1969, and \$1,000.00 on the 15th day of each and every March thereafter until the entire balance has been fully paid and discharged, said Monthly and Annual payments shall include both principal and interest @ 5% per annum, and as the said payments are paid, they shall first be applied to the accrued interest, and the balance to the unpaid principal, provided further that the Buyers shall have the right to pay all or any part of the unpaid balance at any time, even though the same be not due, and it is understood and agreed, that there is another Contract and escrow in the TWIN FALLS BANK & TRUST CO, at Twin Falls, Idaho, between the said Buyers and SIGRID JO SOLEM of even date herewith, and with identical payment schedules as herein set forth, also bearing interest @ 5% per annum, in the principal amount of \$13,000.00, and when the same is fully paid and discharged, then the payments under the terms of THIS AGREEMENT making the Monthly payments \$200.00 each month, and the Annual payments \$1,000.00 each year thereafter until the entire unpaid balance is paid.

The Seller hereby agrees to pay all taxes and assessments due on the said premises to the date when possession of the said premises shall have been delivered to the Buyers, which shall be on February 15th, 1968, and the Buyers agree to pay all taxes and assessments levied against the said premises thereafter, promptly as the same shall become due and payable, and before any delinquency thereof, premiums for Insurance and any other charges of similar nature shall be pro-rated to February 15th, 1968, and the Buyers agree to keep the improvements on the said premises insured against loss by fire in a reliable Insurance Co for a minimum amount of \$10,000.00, with clause attached to policy or policies, making loss, if any, payable to the said parties hereto, as their interest may appear at time of loss.

The Buyers hereby agree not to encumber the said premises, water rights or improvements thereon, with any liens or encumbrances, that could or may be superior to the rights of the Seller.

The Seller hereby agrees to furnish the Buyers with a policy of Title Insurance, showing merchantable Title to the said premises, vested in the name of the Seller, free and clear of all liens and encumbrances, except any liens or encumbrances that may have been placed thereon by the Buyers their heirs or assigns, and to assure the delivery of such Deed and policy of Title Insurance, the Seller has executed her Warranty Deed which together with said policy of Title Insurance to the said premises, all parties hereto agree to place in escrow at the TWIN FALLS BANK & TRUST CO, at Twin Falls, Idaho, which institution is hereby designated Escrow holder, said policy of Title Insurance shall be placed in Escrow at a date subsequent hereto, but not later than March 15th, 1971, with instructions to said Bank to deliver the same to the Buyers when the full purchase price herein designated has been fully paid and discharged, and the covenants and agreements contained in this Contract have been fully performed.

Time and punctuality of payments are of the essence and a material part of this agreement, and if the Buyers shall fail to make the payments herein provided to be made, or the interest, or the taxes or assessments, or if they shall fail to keep the buildings on the said premises properly insured as aforesaid, or if they shall fail to keep and perform any of the Covenants and agreements, on their part to be kept and performed, the Seller may upon Thirty (30) days notice in writing, declare the entire balance under the terms of this agreement, as immediately due and payable, and if such default be not removed within Thirty (30) days from and after notice of default shall have

been delivered to the Buyers, addressed to the said Buyers at their last known address, then and in such event the Seller may declare this contract terminated, and any and all rights of the Buyers shall cease, and the Seller may with or without further notice, take possession of the said premises, and the whole thereof, and may keep and retain all payments that have theretofore been made by the Buyers, as liquidated damages for the non-performance of this contract together with any and all improvements that may have been made by the Buyers, or the Seller may at her option have resort to any other remedy provided at law or in equity for any such default.

But if the Buyers shall make the payments herein stipulated to be made, and shall otherwise keep and perform the covenants and agreements of this contract, the Seller will thereupon convey by good and sufficient Warranty Deed Free and clear of all liens and encumbrances, the said premises as aforesaid, excepting any liens or encumbrances that may have placed thereon by the Buyers their heirs, representatives, or assigns.

All the covenants and agreements herein contained, shall inure to the Benefit of, and bind the Respective heirs, personal representatives, and assigns of the parties hereto.

IN WITNESS WHEREOF THE PARTIES HERETO, have executed this Instrument, the day and year first above written.

SELLER

Ada G. Solen

BUYERS

Dwaine A. Neff

Dorothy Neff

STATE OF IDAHO

COUNTY OF BUTTE

SS

On this 22nd day of January, 1968, before me the undersigned, a Notary Public, within and for said County and State, personally appeared ADA G. SOLEN and DWAINA A. NEF and DOROTHY NEF, known to me to be the persons whose names are subscribed to the foregoing Instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal, the day and year in this Certificate first above written.

(Notary Seal)

Residing at _____

Dr. Jones
Notary Public for Idaho
Arco, Idaho.

My Commission expires November 6, 1970.

23 2010

Affidavit of Publication

RECEIVED

MAY 4 1973

Department of Water Administration
Eastern District Office

I, Le Ella Cammack, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for 2 consecutive weeks, commencing with

the issue dated April 19, 1973

and ending with the issue dated April 26, 1973

Le Ella Cammack

Subscribed and sworn to before me this

2 day of May, 1973

Charles G. Jones
Notary Public

Residence: Arco, Idaho.

My commission expires May, 1974

NOTICE OF PROPOSED CHANGE OF WATER RIGHT No. 33-2040

Notice is hereby given that
Dwayne A. and Dorothy Nef,
Howe, Idaho, have applied to
the Dept. of Water Administra-
tion for a change in the place
of use of the ground waters of
the State of Idaho. The right
sought to be changed is evi-
denced by License No. 33-2040
and is recorded as follows:

Amount: 2.0 c.f.s.

Priority: March 24, 1948

Licensed Point of Diversion:

NW 1/4 SW 1/4, Sec. 26, T. 6N,

R. 29E, B.M., Butte County

The water is used for irriga-
tion purposes within the SW 1/4,
Sec. 26, T. 6N, R. 29E, B.M.

TO BE CHANGED

AS FOLLOWS

The water will be used with-
in the SE 1/4, Sec. 27, T. 6N, R.
29E, B. M.

Any protests against approval
of the above proposed change
of water rights must be filed
with the Idaho Dept. of Wa-
ter Administration, 240 South
Holmes Ave., Idaho Falls, Idaho
83401, on or before May 7, 1973.

R. KEITH HIGGINSON

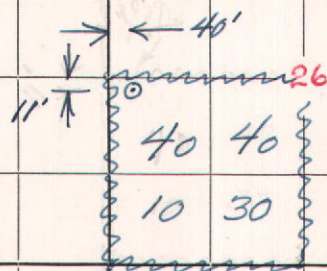
Director

Published in the Arco Adver-
tiser, Arco, Idaho, on April 19
and 26, 1973.

33 2040

R-29E.

BERENICE



total Acres = 120

water temp. 48.5°F

$Q = 2.74 \text{ cfs or } 137 \text{ inches}$

Four subdivisions

allow $Q = 2 \text{ cfs c/w.}$

T.
6
N.

TO HOWE

48½°F

Affidavit of Publication

I, James W. Martin of the

Arco Advertiser, a weekly newspaper of general circulation, published weekly at Arco, Idaho, since March, 1909, do solemnly swear that a copy of this notice, per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof,

for 4 consecutive weeks, commen-

cing with the issue dated May 1, 1953

and ending with the issue dated May 22, 1953

James W. Martin

Subscribed and sworn to before me this

22 day of May, 1953

C. V. Boyatt

Notary Public.

Residence, Arco, Idaho.

My commission expires Aug 30, 1954

Notice for Publication NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 1:00 p. m. on the 21st day of June, 1953, at Arco, County of Butte, State of Idaho, before O. T. Jones, Notary Public, proof will be submitted of the application to beneficial use of 2 cubic feet per second of the waters of subterranean flow in accordance with the terms and conditions of Permit No. 20361 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Ada G. Solem, Howe, Idaho.

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

The amount applied to beneficial use is 2 cubic feet per second.

The place where said water is used, SW $\frac{1}{4}$ of Section 26, T. 6N R. 29 E.

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. 20361.

The source of supply from which said water is diverted is drilled well located in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, T. 6N, R. 29 E.

The date of priority which said user is prepared to establish is March 24, 1948. 20361

MARK R. KULP,
State Reclamation Engineer.
(Publish May 1, 8, 15, 22, 1953)

RECEIVED
JUN 22 1953
Department of Reclamation

20361

NOTE

Send copies of any
correspondence to
Connecticut General

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder DWAIN E. and DOROTHY NEF

Post office address Howe, Idaho 83244

2. Right obtained by:

a. Decree to _____ in Case of _____

(Name)

vs. _____, Dated _____ in _____

(Name of Court)

Court. County of _____.

b. License No. 33-2040 issued by the State of Idaho, Department of Reclamation.

3. Source of water Ground Water tributary to ---

(Name of stream or source)

4. Date of Priority 3-24-1948

5. Amount of water a. 2.0 c.f.s. ~~and for~~

b. _____ acre feet/annum

6. Water is used for irrigation from Apr. 1 to Nov. 1

(Month, Day) (Month, Day)

7. Original location of point of diversion is NW 1/4 SW 1/4 of Section 26

Township 6N, Range 29E, B.M., in Butte County;

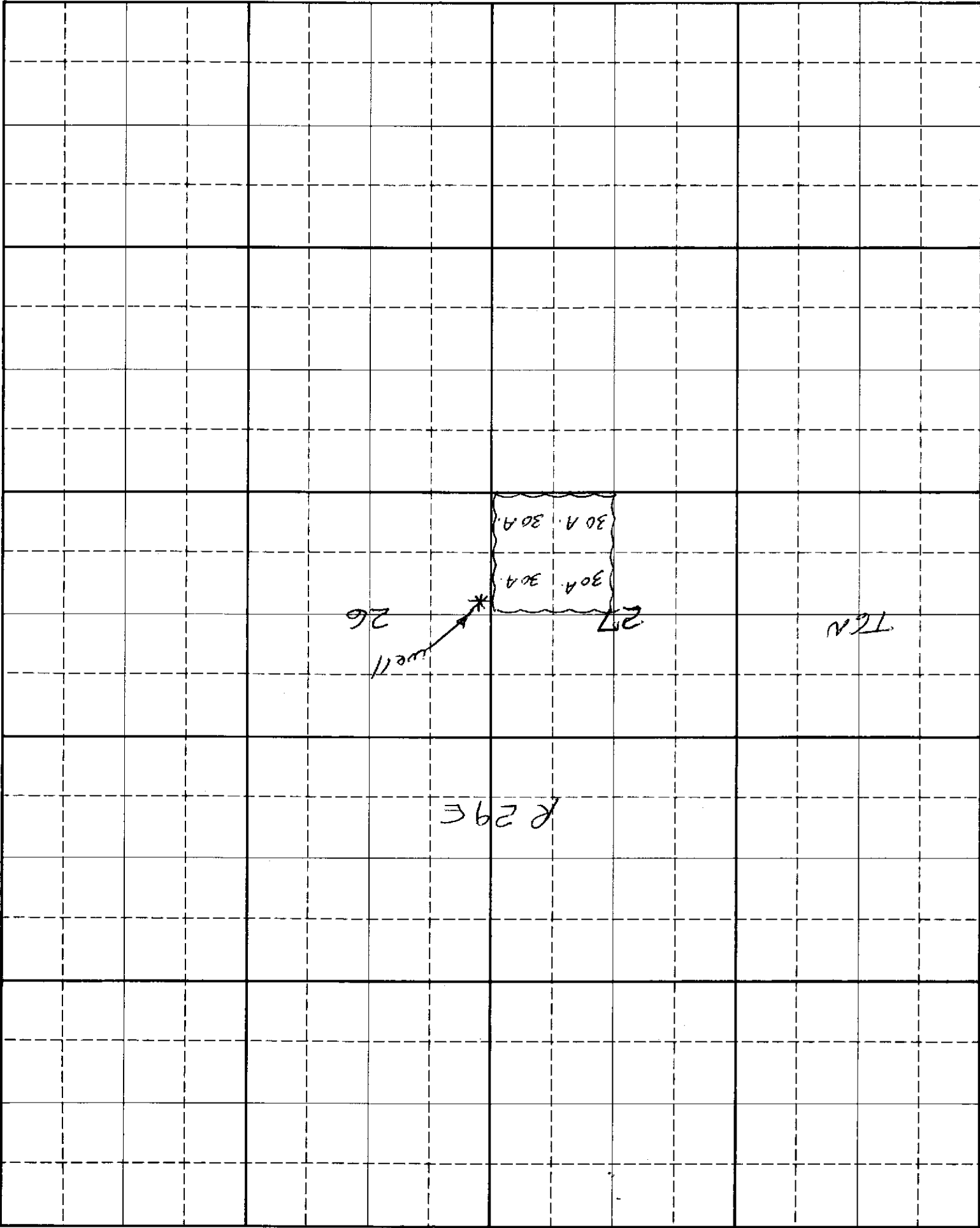
Additional points of diversion, if any

8. Lands presently irrigated or place of use:

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	
6N	29E	26									40	40	10	30					120

Total number of acres presently irrigated 120

SCALE: 2 inches Equal 1 Mile. Draw Plan in Ink.



9. If applicant was not the original holder of this right explain how it was acquired: _____
Purchase of land to which right is appurtenant. _____

10. CHANGE IN POINT OF DIVERSION N.A.

- a. Quantity to be diverted at new point: _____ c.f.s. and/or _____ acre feet
- b. New point of diversion: _____ ¼ _____ ¼, Section _____, Township _____
_____, Range _____, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: _____

- d. Is water to be conveyed to the lands previously irrigated? Yes _____ No _____
If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion: _____

- f. Do you intend to make the transfer permanent? _____
- g. Do you intend to abandon completely the old point of diversion? _____

- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

- a. Describe the new lands on which you wish to use your right.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	29E	27													30	30	30	30	120

- b. Do you intend to make the transfer permanent? YES
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:
No, presently have a permit for 1.2 c.f.s. (33-7016) and am applying for an additional permit.
- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: NONE
- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Dwaine G. Neff 4/13/73
(signature of applicant)

Subscribed and sworn to before me this 11th day of APRIL, 1973

Norman C. Young
(notary public)

My commission expires 6-10-75 Richard M. Thompson
13 April 1973 Idaho Falls
Comm. expires 2/1/77

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 33-2040,
and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

A measuring device of a type approved by this Department shall be
permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons:

Witness my hand this 11th day of May, 1973.

R. Karl Higin
Director

FOR DEPARTMENT USE ONLY

Received by <u>AN</u>	Date <u>4-13-73</u>	Protest filed by:	Date
Prelim. check by <u>NCY</u>	Date <u>4/13/73</u>		
Fee received by <u>AN</u>	Date <u>4-16-73</u>	Fee \$ <u>30.00</u>	# <u>1156</u>
Approved for publication by <u>NCY</u>	<u>4/18/73</u>		
Published in <u>Idaho Reclamation</u>	Dates <u>4-19-26-73</u>		
Hearing held	<u>Publication App'd 5/7/73 NCY</u>		
Watermaster Recommendation sent	<u>4-17-73</u>		

33 2040

CONTRACT SALE AGREEMENT

THIS AGREEMENT, made and entered into this 22nd day of January, 1968, by and between ADA G. SOLEM of Howe, County of Butte, State of Idaho, the party of the first part, hereinafter called the "SELLER," and EMMAINE A. NEP and DOROTHY NEP, husband and wife, of Darlington, County of Custer, State of Idaho, the parties of the second part, hereinafter called the "BUYERS"

WITNESSETH: the Seller hereby agrees to sell and convey to the Buyers by a good and sufficient Warranty Deed, free and clear of all liens and encumbrances, excepting encumbrances which may hereafter arise by reason of the acts of the Buyers, and the Buyers hereby agree to purchase the following described Real property, situated in the County of Butte, State of Idaho, to-wit,

The South West Quarter (SW $\frac{1}{4}$), of Section Twenty six (26), Township six (6) North, Range Twenty nine (29), East Boise Meridian, containing 160 acres more or less, together with all improvements thereon, and all water and ditch rights thereto, and any and all appurtenances thereto, however the same may be evidenced.

The total purchase price of said premises, and the whole thereof shall be the sum of THIRTY TWO THOUSAND DOLLARS—(\$32,000.00) which the Buyers agree to pay at times and in manner as follows, to-wit,

FIVE THOUSAND DOLLARS—(\$5,000.00) in cash upon the execution of this contract, payment of which is by the Seller hereby acknowledged, and the remaining balance in the sum of TWENTY SEVEN THOUSAND DOLLARS—(\$27,000.00) payable as per the following schedule,

A monthly payment of \$100.00 on March 15th, 1968, and \$100.00 on the 15th day of each and every month thereafter,

Plus an Annual payment of \$1,000.00 on March 15th, 1969, and \$1,000.00 on the 15th day of each and every March thereafter until the entire balance has been fully paid and discharged, said Monthly and Annual payments shall include both principal and interest @ 5% per annum, and as the said payments are paid, they shall first be applied to the accrued interest, and the balance to the unpaid principal, provided further that the Buyers shall have the right to pay all or any part of the unpaid balance at any time, even though the same be not due, and it is understood and agreed, that there is another Contract and escrow in the TWIN FALLS BANK & TRUST CO, at Twin Falls, Idaho, between the said Buyers and SIGRID JO SOLEM of even date herewith, and with identical payment schedules as herein set forth, also bearing interest @ 5% per annum in the principal amount of \$13,800.00, and when the same is fully discharged, then the payments under the terms of THIS AGREEMENT shall be making the Monthly payments \$200.00 each month, and the Annual payments \$2,000.00 each year thereafter until the entire unpaid balance is paid.

The Seller hereby agrees to pay all taxes and assessments due on the said premises to the date when possession of the said premises shall have been delivered to the Buyers, which shall be on February 15th, 1968, and the Buyers agree to pay all taxes and assessments levied against the said premises thereafter, promptly as the same shall become due and payable, and before any delinquency thereof, premiums for Insurance and any other charges of similar nature shall be pro-rated to February 15th, 1968, and the Buyers agree to keep the improvements on the said premises insured against loss by fire in a reliable Insurance Co for a minimum amount of \$10,000.00, with clause attached to policy or policies, making loss, if any, payable to the said parties hereto, as their interest may appear at time of loss.

The Buyers hereby agree not to encumber the said premises, water rights or improvements thereon, with any liens or encumbrances, that could or may be superior to the rights of the Seller.

The Seller hereby agrees to furnish the Buyers with a policy of Title Insurance, showing merchantable Title to the said premises, vested in the name of the Seller, free and clear of all liens and encumbrances, except any liens or encumbrances that may have been placed thereon by the Buyers their heirs or assigns, and to assure the delivery of such Deed and policy of Title Insurance, the Seller has executed her Warranty Deed which together with said policy of Title Insurance to the said premises, all parties hereto agree to place in escrow at the TWIN FALLS BANK & TRUST CO, at Twin Falls, Idaho, which institution is hereby designated Escrow holder, said policy of Title Insurance shall be placed in Escrow at a date subsequent hereto, but not later than March 15th, 1971, with instructions to said Bank to deliver the same to the Buyers when the full purchase price herein designated has been fully paid and discharged, and the covenants and agreements contained in this Contract have been fully performed.

Time and punctuality of payments are of the essence and a material part of this agreement, and if the Buyers shall fail to make the payments herein provided to be made, or the interest, or the taxes or assessments, or if they shall fail to keep the buildings on the said premises properly insured as aforesaid, or if they shall fail to keep and perform any of the Covenants and agreements, on their part to be kept and performed, the Seller may upon Thirty (30) days notice in writing, declare the entire balance under the terms of this agreement, as immediately due and payable, and if such default be not removed within Thirty (30) days from and after notice of default shall have

been delivered to the Buyers, addressed to the said Buyers at their last known address, then and in such event the Seller may declare this contract terminated, and any and all rights of the Buyers shall cease, and the Seller may with or without further notice, take possession of the said premises, and the whole thereof, and may keep and retain all payments that have theretofore been made by the Buyers, as liquidated damages for the non-performance of this contract together with any and all improvements that may have been made by the Buyers, or the Seller may at her option have resort to any other remedy provided at law or in equity for any such default.

But if the Buyers shall make the payments herein stipulated to be made, and shall otherwise keep and perform the covenants and agreements of this contract, the Seller will thereupon convey by good and sufficient Warranty Deed Free and clear of all liens and encumbrances, the said premises as aforesaid, excepting any liens or encumbrances that may have placed thereon by the Buyers their heirs, representatives, or assigns.

All the covenants and agreements herein contained, shall inure to the Benefit of, and bind the Respective heirs, personal representatives, and assigns of the parties hereto.

IN WITNESS WHEREOF THE PARTIES HERETO, have executed this Instrument, the day and year first above written.

SELLER

Aida G. Solan

BUYERS

Dwaine A. Neff
Dorothy Neff

STATE OF IDAHO

COUNTY OF BUTTE

SS

On this 22nd day of January, 1968, before me the undersigned, a Notary Public, within and for said County and State, personally appeared ADA G. SOLAN and DWAIN A. NEFF and DOROTHY NEFF, known to me to be the persons whose names are subscribed to the foregoing Instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal, the day and year in this Certificate first above written.

(Notary Seal)

Residing at _____ Arco, Idaho.

D. J. Jones
Notary Public for Idaho

My Commission expires November 6, 1970.

Affidavit of Publication

I, Le Ella Cammack, of the Arco Advertiser, a weekly newspaper of general circulation, published weekly at Arco, Idaho, since March, 1909, do solemnly swear that a copy of this notice, per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof,

for 2 consecutive weeks, commencing with

the issue dated April 19, 1973

and ending with the issue dated April 26, 1973

Le Ella Cammack

Subscribed and sworn to before me this

2 day of May, 1973

Charles G. Jones
Notary Public

Residence: Arco, Idaho.

My commission expires July 1, 1974

NOTICE OF PROPOSED CHANGE OF WATER RIGHT No. 33-2040

Notice is hereby given that Dwaine A. and Dorothy Nef, Howe, Idaho, have applied to the Dept. of Water Administration for a change in the place of use of the ground waters of the State of Idaho. The right sought to be changed is evidenced by License No. 33-2040 and is recorded as follows:

Amount: 2.0 c.f.s.

Priority: March 24, 1948

Licensed Point of Diversion:

NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, T. 6N,

R. 29E, B.M., Butte County

The water is used for irrigation purposes within the SW $\frac{1}{4}$, Sec. 26, T. 6N, R. 29E, B.M.

TO BE CHANGED

AS FOLLOWS

The water will be used within the SE $\frac{1}{4}$, Sec. 27, T. 6N, R. 29E, B. M.

Any protests against approval of the above proposed change of water rights must be filed with the Idaho Dept. of Water Administration, 240 South Holmes Ave., Idaho Falls, Idaho 83401, on or before May 7, 1973.

R. KEITH HIGGINSON
Director

Published in the Arco Advertiser, Arco, Idaho, on April 19 and 26, 1973.

ACKNOWLEDGEMENT

Date: 9/11/73

Re: Transfer
~~Application~~ No. 33-2040

I hereby acknowledge that, even though I was assisted by employees of the
Idaho State Department of Reclamation in the preparation of Application No. 33-2040
33-2040, all responsibility with regard to the accuracy and completeness
of the information contained therein rests with me.

Signed: Dwaine G. Neff
Applicant

33 2040

33 2040

State of Idaho
License and Certificate of Water Right

Water License No. 20361 Amount Two second feet
Water District No. Priority March 24, 1948

THIS IS TO CERTIFY that PAUL R. SOLEM
of Howe, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 24, 1948; that Permit No. 20361
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
Two second feet, was issued thereunder on April 7, 1953, showing that said works
were completed on the 27th day of March, 1953; and that on the 22nd
day of June, 1953,

ADA G. SOLEM, Assignee
of Howe, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
~~artificial~~ (subterranean flow), for the purpose of irrigation and domestic
use, under Use Permit No. 20361 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
8 of Licenses at page 5136, on the 14th day of September, 1953;
The right hereby confirmed dates from March 24, 1948;

The Point of Diversion is located
in the NW 1/4 SW 1/4, Sec. 26, Tp. 6 N., R. 29 E., B. M. Butte 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 Two (2) cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N.	29 E.	26	NE 1/4 SW 1/4	40	40
			NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	10
			SE 1/4 SW 1/4	40	30
			Number of Acres Actually Irrigated -		120

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, affixed at Boise, Idaho, this
14th day of September, 1953.

(SEAL) MARK R. KULP
State Reclamation Engineer.

State of Idaho
License and Certificate of Water Right

Water License No. 19873

Amount 0.6 second foot

Water District No.

Priority July 3, 1946

THIS IS TO CERTIFY that L. F. WISEMAN
of Twin Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 3, 1946; that Permit No. 19873
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
Two second feet, was issued thereunder on August 27, 1951, showing that said works
were completed on the 9th day of July, 1951; and that on the 10th
day of July, 1953,

C. R. MORRILL, Assignee of a portion of Permit No. 19873.
of Hazelton, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, ~~tributary of~~ (subterranean flow), for the purpose of irrigation and
domestic use under Use Permit No. 19873 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
8 of Licenses at page 5135, on the 14th day of September, 1953;

The right hereby confirmed dates from July 3, 1946;

The Point of Diversion is located
in the SE 1/4 SE 1/4, Sec. 28, Tp. 11 S. R. 19 E., B. M. Twin Falls 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 0.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S.	19 E.	28	SE 1/4	160	160

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, affixed at Boise, Idaho, this
14th day of September, 1953.

(SEAL)

MARK R. KULP

State Reclamation Engineer.

N^o 20361
33-2040

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

APPLICATION No. 28002
PERMIT No. 20361
DISTRICT No.

Assigned to

Ada B. Joleen
Horne - Ida

1. Name of Applicant: Paul R. Solem

Postoffice address: Howe

County: Butte

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: 4.0 cubic feet per second.

3. Source of water supply: Subterranean Flow, (Well) 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 $\frac{1}{4}$ SW $\frac{1}{4}$
of Section 26 , T. 6 N. , R. 29 E. , B.M., County of Butte

5. Water is to be used for Irrigation & Domestic purposes,

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: \$ 3500.00

8. Kind of works: Well, 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 3 feet; width at water line 5 feet; depth of water 10 feet;

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

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

13. The time required for the complete application of the water to the proposed use is None additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

16. (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 water of the State of Idaho as herein set forth.

Paul R. Solem

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 3:15 P.M., March 24, 1948

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20361

Recorded in Book 73 Page 20361 Approved March 31, 1948

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before May 31, 1948 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 September 30, 1949

The whole of said work to be completed on or before March 31, 1951

Beneficial use of water appropriated in accordance herewith, to be made on or before March 31, 1951

WITNESS My hand this 31st day of March, 1948

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, C. A. ROBINS, Governor of the State of Idaho,

and J. D. "CY" PRICE, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 31st _____

day of March, 19⁴⁸

STATE OF IDAHO

Countersigned:

(SEAL)

By J. D. "CY" PRICE

By _____ C. A. ROBINS

Governor.

Secretary of State.

REMARKS:

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 N.	29 E.	36	40	40	40	40	40	40	40	40								320	
<u>A S S I G N M E N T</u>																			
For value received, I hereby assign all my right, title, and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 20361 to ADA B. SOLEM of Howe, Idaho																			
/s/ Paul R. Solem Permit holder.																			
/s/ Ada B. Solem Wife of Permit holder.																			
STATE OF IDAHO	)	ss.																	
COUNTY OF ADA	)																		
On this 19th day of April, 1948, before me, a Notary Public for the State of Idaho, residing at Boise, personally appeared Paul R. Solem and Ada B. Solem, known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that they executed the same.																			
In witness whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year in this certificate first above written.																			
My commission expires Feb. 16, 1949																			
(SEAL)																			
Received and filed for record in the Department of Reclamation at Boise, Idaho at 2:00 P.M., April 19, 1948																			
MARK R. KULP State Reclamation Engineer																			

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 20361 to March 31, 1953.

Witness my hand this 24th day of December, 1951.

MARK R. KULP
State Reclamation Engineer

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 20361.

Comes now Ada G. Solem, and represents to the State Reclamation Engineer of the State of Idaho.

That she is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 20361, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: Southwest Quarter (SW $\frac{1}{4}$) Section 26, Twp. 6 N., Range 29 E., B.M., making a total of 160 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, Idaho, this 3rd day of July, 1952.

Ada G. Solem

Date of receipt at Office of Department of Reclamation July 3, 1952.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 20361. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that ADA G. SOLEM of Howe, County of Butte, and State of Idaho, the holder of Permit No. 20361, issued upon Application No. 28002 bearing date of priority of March 24, 1948, authorizing the diversion of Four (4) second feet of the waters of a well (subterranean flow) County of Butte, 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 Two (2) second feet of the waters of said well; that the point of diversion of said waters is in the Northwest corner of the Southwest Quarter of Section 26, Township 6 North, Range 29 East, B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Southwest Quarter Section 26, Township 6 North, Range 29 East, B.M.

Witness my hand this 7th day of April, A.D. 1953.

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made March 27, 1953.
Certificate of completion of works issued April 7, 1953.

LICENSE ISSUED FOR 2 SEC. FT.

pg 5136

NOTE

Send copies of
any correspondence
to Connecticut
General

HAWLEY TROXELL ENNIS & HAWLEY

ATTORNEYS AND COUNSELORS

ONE CAPITAL CENTER

POST OFFICE BOX 1617

BOISE, IDAHO 83701

AREA CODE 208
TELEPHONE: 344-6000

ROBERT I. TROXELL
JESS B. HAWLEY, JR.
PAUL B. ENNIS
JOHN T. HAWLEY
THOMAS A. MILLER
M. NEAL NEWHOUSE
CRAIG L. MEADOWS
ROBERT L. BILOW
JOSEPH D. MCCOLLUM, JR.
WAYNE B. SLAUGHTER, JR.
JESS B. HAWLEY III
GARY D. BABBITT
P. CRAIG STORTI
RICHARD F. GOODSON
CARL W. HARDER
T. STEVE JOYCE
EDWIN V. APEL, JR.

March 19, 1979

RECEIVED

MAR 20 1979

State of Idaho
Department of Water Resources
373 West Franklin
Boise, ID 83270

Department of Water Resources

RE: Water License No. 33-2040/20361
Connecticut General Life Insurance Company
("Connecticut General") - Meredith, William F.
and Elizabeth C. ("Borrower") Loan No. 7902500

Gentlemen:

NOTICE OF MORTGAGE

This is to notify you that our client, Connecticut General Life Insurance Company (herein called "Connecticut General"), has made the above referenced loan secured by a Mortgage on lands in Butte County, Idaho, to which Water License No. 33-2040/20361 is appurtenant; the Mortgage also covers that license.

We understand that you will place this letter in the file for that license and will mark that file so that Connecticut General will receive copies of important correspondence and papers affecting the same, including but not limited to applications for change of point of diversion or place of use. As a mortgagee of record, we understand that Connecticut General's consent to any such change would be required as a matter of law, but their failure to receive timely notice could result in complicated proceedings or litigation involving the department, the land owners and others, which might otherwise be avoided by timely notice.

We understand that the department cannot assume any risk for failure to furnish copies of any such correspondence or other papers to Connecticut General, but that it will

State of Idaho
Page Two
March 19, 1979

make every reasonable attempt to "flag" the file so that Connecticut General will receive the same.

Please acknowledge receipt of this letter by so indicating on the extra copy hereof - which please endorse, stamp with your filing stamp and return to us in the enclosed self-addressed envelope. Thank you for your consideration.

Yours truly,

Richard F. Goodson

RICHARD F. GOODSON

RFG:pe
encls.

cc: Connecticut General Life
Insurance Company
910 Stemmons Tower North
Dallas, TX 75207

RECEIPT of this letter this ____ day of March, 1979, is hereby acknowledged. We have noted Connecticut General Life Insurance Company's interest in Water License No. 33-2040/20361 and have placed a copy of this letter in our files for said water license.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

By _____

Name:

Title:

May 18 1973

Re: Transfer No. 33-2040

Dwaine Nef
Howe,
ID 83244

Dear Mr. Nef:

Enclosed is a copy of your approved Transfer of Water Right No. 33-2040. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device as part of the diverting works has been placed on your transfer. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosures

33 2040

MEMORANDUM

TO: File
FROM: Norm Young
RE: 33-2040
DATE: May 7, 1973

Page 2 of the contract sales agreement included with this file indicates that the applicant is not to encumber the water rights appurtenant to the land. However, I checked with the Butte County Recorder today, and found that the recorded ownership of this land had passed to Dwaine A. and Dorothy Nef at the time of the signature of this application for transfer. Ownership as of today, however, is in the name of W. F. Meredith.

I recommend that this transfer be approved, subject to the conditions that a measuring device of the type approved by this department be permanently installed and maintained on the works of diversion.

NCY

33 2040

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

APR 19 1973

NO. 33-2040

Department of Water Administration
Eastern District Office

RECOMMENDATION OF WATERMASTER

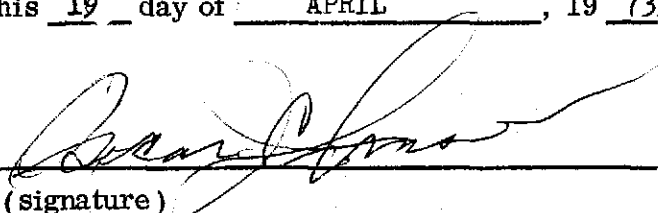
I, OSCAR C. JOHNSON, watermaster of LITTLE LOST RIVER,
of Water District No. 33, County of BUTTE, State of Idaho,
whose address is BOX 106 ARCO, IDAHO 83213,
have read the attached copy of the application for transfer of water right for _____
DWAINE A. AND DOROTHY NEF, and to the best of my knowledge believe the
(name)
application to be true.

A. I hereby endorse the above numbered Application for Transfer and recommend
that the Director of the Department of Water Administration approve the transfer subject
to the following conditions: NO OBJECTION

OR

B. I do not endorse approval of the above numbered Application for Transfer as re-
quested for the following reasons: _____

Dated at ARCO, Idaho, this 19 day of APRIL, 19 73.


(signature)

Please use reverse side if needed.

33 2040

April 16, 1973

Re: Application for Transfer No. 33-2040 - Nef

Arco Advertiser
Box "C"
Arco, ID 83213

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

Bill submitted 5-01-73 by BA

NCY:BA
Enc: Legal notice

33 2040

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 33-2040

Notice is hereby given that Dwaine A. and Dorothy Nef, Howe, Idaho, have applied to the Dept. of Water Administration for a change in the place of use/^{of}the ground waters of the State of Idaho. The right sought to be changed is evidenced by License No. 33-2040 and is recorded as follows:

Amount: 2.0 c.f.s.

Priority: March 24, 1948

Licensed Point of Diversion: NW¹/₄SW¹/₄, Sec. 26, T. 6N,
R. 29E, B.M., Butte County

The water is used for irrigation purposes within the SE¹/₄, Sec. 26, T. 6N, R. 29E, B.M.,

TO BE CHANGED AS FOLLOWS

THE water will be used within the SE¹/₄, Sec. 27, T. 6N, R. 29E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Dept. of Water Administration, 240 South Holmes Ave., Idaho Falls, Idaho, 83401, on or before May 7, 1973.

R. KEITH HIGGINSON

Director

Published in the Arco Advertiser, Arco, Idaho, on April 19 and 26, 1973.

NCF

33 2040

September 17, 1953

RE: Permit No. 20361

Mrs. Ada G. Solem
Howe
Idaho

Dear Mrs. Solem:

We enclose License and Certificate of Water Right issued under Permit No. 20361, confirming your right to the use of 2 second feet of water from a well in the NW 1/4 Section 26, Township 6 North, Range 25 East, B.M., with priority of March 24, 1948, for irrigation and domestic use on the SW 1/4 of said Section 26.

We also enclose departmental receipt No. 26181 for the \$8.00 License fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20361

Hamé, Idaho
Sept 3, 1953

Dept. of Reclamation
 Boise, Idaho

Dear Mrs. Anderson

Enclosed is \$8.00 for
statutory fee for license
on permit no. 20361. as
requested in your letter
of Sept. 1, 1953.

Sincerely yours.

Ada G. Solom

RECEIVED
SEP 5 1953

Department of Reclamation

20361

✓
September 1, 1953

RE: Permit No. 20361

Mrs. Ada G. Solem
Howe
Idaho

Dear Mrs. Solem:

We now have on file the report of our field engineer on examination for beneficial use on your Permit No. 20361, which shows that you have irrigated 120 acres in the SW $\frac{1}{4}$ Section 26, Township 6 North, Range 29 East, B.M.

Therefore, upon receipt of the statutory fee of \$8.00, a license will be issued for 2 second feet of water from your well in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said section.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

20361

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20361

REPORT ON PROOF OF Beneficial Use

MRS. ADA G. SOLEM, Howe, Idaho

2. cfs
max

app. 4 cfs

C/W 2 cfs.

120 acres

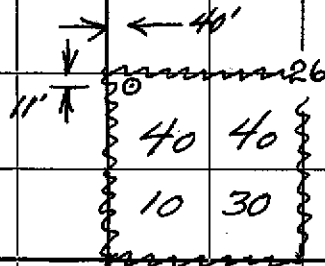
4-40's

R-29E.

BERNICE

T.
6
N.

27



total Acres = 120

water temp. 48.5°F

48½°F

Q = 2.74 cfs or 137 inches

Four subdivisions

allow Q = 2 cfs c/w

TO HOWE

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

P-20361

Permit No. Beneficial UseThis proof is for Beneficial Use In Water District No. _____

1. Name of applicant Mrs. Ada G. Solem, Howe, Idaho
2. Source of water supply: Subterranean from a well
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26
6 N. R. 29 E. County of Butte
4. Describe works as they exist, giving dimensions and capacities of same: Well 16" x 76'
cased to bottom, concrete lined to 47' static height 47'
10' draw down. 14" bowls, bowls down to bottom
G.E. Motor # REJ 6791424. 220 volts, 30 H.P. 73.9 amps.
Peerless Pump # 46843. on concrete base 6' x 6', no roof,
walls to North & to West, sheet metal panels. 8" x 5' delivery
pipe to N. into Wood trough in ditch
5. Water is used for: Irrigation Westinghouse Motor # unk. 240 V. 64 demand x 46
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 other than irrigation):

NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, Twpnship 6 N., Range 29 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? _____

Remarks: _____

type of crops = hay & grain.This examination was made on the 4th day of August, 19 53

(Signed)

E. J. Humphrey

Examiner.

20361

Mrs. Ada G. Solem

Howe, Idaho

Permit No. 20361

Examination for Beneficial Use

County Butte

26-6N-29E

S = 4.0 a.s.

S = Well

R.D. = NW. Corner of SW 9, Sec. 26, T.6N-
R.29E.

Use = Irrigation & Domestic

INSTRUCTIONS TO EXAMINERS

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

E. E. Motor 30 hp. 220V 7390
#REJ 6991424

Concrete base 6'x6' no ref. well to
N. 47 to W. parallel.
Recess pump #46843

Meter = 240V. Westinghouse

.64 = demand x 40

8' x 5' del. pipe to N.

360 sec }
36.6 hr } 100 cfs. = 2.74 cfs
36.8 " }
189.4
36.46

16" x 78' ced to bottom

S.H. 47' drawdown 10'

concrete to 47'

barrels down to bottom

14" bowls.

Priority = March 24, 1948
Dred = March 21, 1951
O.W. extended to 3-31-53

P/W = 4-7-53

July 31, 1953

RE: Permit No. 20361

Mrs. Ada G. Solem
Howe
Idaho

Dear Mrs. Solem:

I intend to make inspection as required by law in connection with your Permit No. 20361, either Tuesday afternoon or Wednesday morning, August 4 or 5, 1953.

Will you please be prepared to accompany me on this inspection or have someone familiar with the works present to represent you.

I will drive to the place mentioned in the permit.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:fg

20361

July 1, 1953

RE: Permit No. 20361

Mrs. Ada G. Solem
Howe
Idaho

Dear Mrs. Solem:

We now have the deposition of Clarence Cummings as witness for proof of beneficial use on Permit No. 20361.

This completes your proof but before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

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

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

20361

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 1 1953
Department of Reclamation

Permit No. 20361

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 Cummings, 50 yr. Moore, Idaho, Cafe owner, Moore, Idaho.

Ques. 2. Are you acquainted with Ada G. Solem, the holder of Permit No. 20361? How long have you known her and where does she reside?

Ans. three years. At Howe, Idaho.

Ques. 3. Have you read or heard read said Permit No. 20361, 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. Well and pump, diverted from NW Corner of SW 1/4 Section 26, Tp. 6 N. Range 29 EBM. pumped directly onto said land and used on same.

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. 2 second feet.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 2 second feet. Water was measured over wier.

20361

Ques. 7. 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 to irrigate hay and grain on SW $\frac{1}{4}$ Section 26, Tp. 6 N. Range 29 EBM. Land is all farmed, house and other buildings erected, land is fenced and occupied by owner.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. none

Ques. 9. (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 clay loan. Water is adequate to produce hay and grain.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. no

Ques. 11. 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 visited farm several times during the past three years. It has been producing crops and is at present producing hay and grain and is a going farm.

(Signed) Clarence Cummings

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 Arco, County of Butte, State of Idaho, on this 29th day of June, A. D. 1953.

O. F. Jones
Notary Public.

My commission expires Nov. 6, 1954

June 24, 1953

RE: Permit No. 20361

Mrs. Ada G. Solem
Howe
Idaho

Dear Mrs. Solem:

We acknowledge receipt of the depositions of yourself and two witnesses, also affidavit of publication in the Arco Advertiser, all submitted in proof of beneficial use on Permit No. 20361.

However, we cannot accept the deposition of your husband Paul R. Solem, who is not a disinterested witness, and we enclose another form of deposition which please have executed by a disinterested witness, and return to this department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20361

Affidavit of Publication

I, James W. Martin of the

Arco Advertiser, a weekly newspaper of general circulation, published weekly at Arco, Idaho, since March, 1909, do solemnly swear that a copy of this notice, per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof,

for 4 consecutive weeks, commen-

cing with the issue dated May 1, 1953

and ending with the issue dated May 22, 1953

James W. Martin

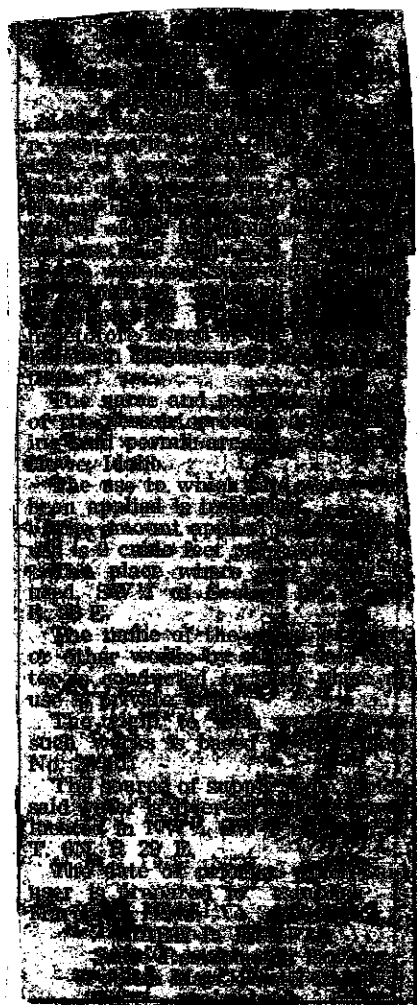
Subscribed and sworn to before me this

22 day of May, 1953

C. V. Boyatt
Notary Public.

Residence, Arco, Idaho.

My commission expires Aug 30, 1954



RECEIVED
JUN 22 1953
Department of Reclamation

20361

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 24 1953
Department of Reclamation

Permit No. 20361

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Ada C. Solem, Howe, Idaho, Farmer, Howe, Idaho

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

Ans. -----

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

Ans. 20361, Date March 24, 1948 Priority of March 24, 1948

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

Ans. Well, Northwest Corner of Southwest Quarter, Section 26, Township 6 North, Range 29 East, B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. Well 87 1/2 feet deep, cased with 16 inch steel casing, Static depth of water 46 feet, discharges 2 second feet of water measured over wier, water is pumped directly into private ditch on the land on which it is used.

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 irrigating crop land on Southwest Quarter, Section 26, Township 6 North, Range 29 EBM. Plot contains 160 acres and is all irrigated from the well, crops grown are alfalfa and grains. Land has been leveled, farmed and fenced, and home and farm buildings and corals constructed and owner is occupying the farm as a residence.

20361

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

Ans. None

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

Ans. None

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 person.

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

Ans. Water has been used to irrigate the farm since March 24, 1948 to date and has been sufficient to mature crops on the same.

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 another well has been used at various times since 1950. This was done to give a larger stream and speed up irrigation time. The other well is owned by me and will be proved in 1955.

(Sign)

Ada G. Solem

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 Arco, County of Butte, State of Idaho, on this 22. day of June, A. D. 1953.

W. Jones

My commission expires Nov. 6, 1954

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20361

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. Paul R. Solem, 32 years old, farmer, Howe, Idaho

Ques. 2. Are you acquainted with Ada G. Solem, the holder of Permit No. 20361? How long have you known her and where does she reside?

Ans. 11 years. She lives at Howe, Idaho

Ques. 3. Have you read or heard read said Permit No. 20361, 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. Well is in the NW corner of the Southwest Quarter of Section 26, Tp. 6 North, Range 29 EBM. Well and pump. Water pumped directly onto land described above.

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. 2 second feet.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 2 second feet. I measured water over wier.

20361

Ques. 7. 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 is used on Southwest Quarter of Section 26, Tn. 6 North,
Range 29 EBM. to irrigate 160 acres of hay, grain, and alfalfa seed.
Land has been leveled, planted, fenced, and farmstead built and owner
lives on the place.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None

Ques. 9. (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 clay loam. Well produced sufficient water for crops now
grown. The operation as presently conducted is profitable.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. Yes. I am the husband of the permit holder, Ada G. Solem.

Ques. 11. 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 put in the well and have farmed the place, used and measured
the water.

(Signed) Paul R. Solem

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 Anco,
County of Butte, State of Idaho, on this 22nd day of June,
A. D. 19 53.

O. F. Jones

Notary Public.

My commission expires Nov. 6, 1956

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20361

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. Clifford C. Cummings, 33 yrs old, Arco, Idaho, Service Station
operator, address, Arco, Idaho

Ques. 2. Are you acquainted with Ada G. Salem, the
holder of Permit No. 20361? How long have you known ^{her} him and where does
she reside? five years and I have known her for 5 years.

Ans. _____

Ques. 3. Have you read or heard read said Permit No. 20361, 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 con-
veying water from point of diversion to place of use.

Ans. Well, located on the Northwest Corner of the Southwest Quarter of
Section 26, Township 6 North, Range 29 EBM. Well and Pump. Water pumped
directly onto land.

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

Ans. 2 second feet.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. about 100 inches or two second feet. I measured water over
a wier and calculated the cubic feet per second.

20361

Ques. 7. 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 is used on the Southwest Quarter of Section 26, Township 6 North, Range 29 EBM. to irrigate 160 acres of hay and grain. Land has been leveled, farmed, fenced, and home and other buildings put on and owner lives on the place.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None

Ques. 9. (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 of clay loam. This well will produce enough water to produce hay and grain and alfalfa seed. More water would be required for extensive row crops

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 11. 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 visited the farm a good many times during the past five years and have watched the pump, measured the water and have done some of the irrigation.

(Signed) Clifford O Cummings

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 Arco, County of Butte, State of Idaho, on this 22 day of June, A. D. 19 53.

O. F. Jones

Notary Public.

My commission expires Nov 6, 1954.

May 11, 1953

RE: Permit No. 20361

Arco Advertiser
Arco
Idaho

Gentlemen:

In checking the notice for beneficial use proof on Permit No. 20361 in the name of Ada G. Solem, we note that you have not made the correction requested in our letter of May 4, 1953.

The date for this proof should be the 1st day of June and not the 21st.

Please be sure to make this correction in your subsequent issues.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By
Chief Clerk

A:fg

20361

May 4, 1953

RE: Permit No. 20361

Arco Advertiser
Arco
Idaho

Gentlemen:

We have checked the notice of beneficial use proof on Permit No. 20361 contained in your issue of May 1, 1953, and find it to be correct with one exception.

The date set for making the proof is the 1st of June, 1953, instead of the 21st of June.

Please make this correction in your subsequent issues.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

20361

✓
April 27, 1953

Re: Permit No. 20361

Ada G. Solem
Howe, Idaho

Dear Mrs. Solem:

We have sent to the Arco Advertiser notice of beneficial use proof to be made on Permit No. 20361, June 1, 1953 with instructions to publish it once a week for four weeks prior to that date and to send you the affidavit of publication together with statement of costs.

At the time set you should appear before Mr. O. T. Jones, Notary Public, together with two disinterested witnesses who are familiar with the terms of your permit and the work done thereunder for the purpose of executing depositions on the forms enclosed.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By:

Chief Clerk

JLA/veg
Encl.

20361

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 20361

Date: April 27, 1953

Arco Advertiser

Arco, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **June 1, 1953**, the date set for proof, the expense of the publication to be paid by the applicant, **Mrs. Ada G. Solem** of **Nowa Idaho**, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By **Chief Clerk**

20361

Howe, Idaho

April 22, 1953

Dept of Reclamation

Boise, Idaho

Dear Mrs. Anderson,

Sorry, I misunderstood
your directions.

The date of proof I will set
for June 1, 1953. That will
give you ample time will it
not?

Respectfully yours

Ed G. Solman

RECEIVED
APR 27 1953
Department of Reclamation

20361

✓
April 21, 1953

RE: Permit No. 20361

Mrs. Ada G. Solem
Howe
Idaho

Dear Mrs. Solem:

We have your letter of April 18, 1953, which reached us this morning, in which you suggest that your proof of beneficial use can be made on April 23, or April 30, 1953.

Since publication must be made for four weeks prior to making the proof, a later date must be set and we shall again wait your advice before sending the notice to the Arco Advertiser for publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

20361

Home, Idaho
April 18, 1953

RECEIVED
APR 21 1953

Dept of Reclamation
State House
Boise, Idaho

Department of Reclamation

Dear Mrs Anderson,

Publication of proof of
beneficial use of the permit
no 20361 made be made on
April 23, 1953. If that date
is to soon for you to get
the papers to the publishers
April 30, 1953 will be
very satisfactory.

The Area Advertiser goes
to press each Thursday.

Sincerely yours
Ada L. Salem
20361

✓
April 15, 1953

RE: Permit No. 20361

Mrs. Ada G. Solem
Howe
Idaho

Dear Mrs. Solem:

We enclose Certificate of Completion of Works issued under Permit No. 20361, for the diversion of 2 second feet of water from a well in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, Township 6 North, Range 29 East, B.M., for irrigation and domestic use on the SW $\frac{1}{4}$ of said section.

We also enclose departmental receipt No. 25728 for the \$5.00 fee paid in connection with proof of completion of works.

Your notice of beneficial use proof, along with your proof of completion of works, reached us March 30, 1953, which of course was too late to allow for beneficial use proof on March 27, 1953. If you will set another date, we shall send a copy of the notice to the Arco Advertiser with instructions in regard to publishing.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20361

Permit No. 20361STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Butte

SS.

Ada G. Solari, 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. 20361, and that his postoffice address is Hawf State of Idaho

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

Private ditchThird: That the point of diversion of said water is N.W. Corner of Section 5. W. 1/4 of Section 26Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by March 31, 1953Fifth: That the use for which said water is intended is irrigation

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

I. Kind of works: irrigation well
(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.....

See Supplement in Remarks
(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.....
2 second feet of water.Eighth: That water appropriated under said permit is available for 160 acres of land described as follows: SW 1/4 of Section 26, T. 6 N. R. 29 E.Ninth: Remarks: That Pump (irrigation) 30 H. motor, 16" casing, 84 ft. total depth, producing 2000 gals. of water.Ada G. Solari
(Sign Here)Subscribed and sworn to before me this 27 day of March, 1953My commission expires Nov 6, 1954Notary Public

20361

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 27, 1953
(P. O.) Boise, Idaho

RECEIVED
MAR 30 1953
Department of Reclamation

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Arco Advertiser of Arco, Idaho published in
the county in which the works are situated.

Ada G. Solen

(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.

20361

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

Notice is hereby given that at 1 P. M. on the 29th day of June, 1953
at Arco, County of Butte, State of Idaho, before
O. T. Jones, notary public, proof will be submitted of the
application to beneficial use of 2 cubic feet per second of the waters of subterranean
flow in accordance with the terms and conditions of Permit No. 20361
heretofore issued by the State Reclamation Engineers of the State of Idaho.

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

Ada G. Solom, Howe, Idaho

The use to which said water has been applied is irrigation

The amount applied to beneficial use is 2 cubic ft. per second

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)

S.W. 1/4 of section 26 T. 6 N. R. 29 E

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. 20361

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

located in N.W. 1/4 of S.W. 1/4 section 26 T. 6 N. R. 29 E

The date of priority which said user is prepared to establish is March 24
May 31, 1948

Mark R. Kneip

State Reclamation Engineer.

20361

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE

January 2, 1953

Mrs. Ada B. Solem

Howe, Idaho

Dear Sir:
~~xxx~~ Madam:

Under the terms of your permit No. ~~20351~~ you are required to complete your diversion works and make proof of beneficial use on or before _____
~~March 31, 1953~~.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public or 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 of Works will be issued to you.

We also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (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 _____
~~March 31, 1953~~, 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.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

20361

July 7, 1952

RE: Permits Nos. 20361 and 20629

Mrs. Ada G. Solem
Howe
Idaho

Dear Mrs. Solem:

We have recorded the assignment of Permit No. 20629 from Paul R. Solem to you and we have also recorded the amendments to Permits Nos. 20629 and 20361, all of which instruments are enclosed herewith.

By this same mail, we are sending to the Bureau of Land Management certified copies of these amendments as per copies of letters enclosed.

We also enclose departmental receipt No. 24619 for \$5.50 which includes \$5.00 for making the certified copies, and 50 cents for recording the assignment.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20361

July 7, 1952

RE: Permit No. 20361

Bureau of Land Management
Federal Building
Boise, Idaho

Gentlemen:

We enclose two copies of an amendment to Permit No. 20361 in the name of Ada G. Solem, one of which has been certified.

This is to be used in connection with her desert entry filed in your office.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.
cc: Mrs. Ada G. Solem

20361

✓
December 31, 1951

RE: Permits Nos. 20361 and 20629

Mr. Paul R. Solem
Howe
Idaho

Dear Mr. Solem:

We enclose certified copies of the above numbered permits together with departmental receipt No. 24049 for the \$3.00 fee in connection therewith.

We also enclose approval of the State Reclamation Engineer of your application for extension of time for completion of works on Permit No. 20361 to March 31, 1953.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20361

Boise, Idaho
Dec, 21, 1951

Jeanne Anderson, chief clerk
Dept. of Reclamation
Boise, Idaho

Dear Miss Anderson,

Enclosed is my completed application for
time extension on well permitt no. 20361.

Regarding the copies of well permits nos.
20361 and 20329, I have enclosed my check for
three dollars (\$3.00) to cover costs of
certified copies.

Sincerely yours

Paul R. Salen

20361

Permit No.

Application for Extension of Time

FOR COMPLETION OF WORKS

Ada G. Solem, of Howe Butte County
State of Idaho, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. 20361

Under the terms and conditions of said permit, construction work thereunder was required to be
completed by March 31, 19 51

That he has heretofore performed the following work described under said permit.....

well completed

costing \$ 4,950

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

had to recase the well

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the comple-
tion of works under said permit to March 31, 19 53

Subscribed and sworn to before me this 21st day of December, 19 51

My commission expires August 10, 19 52
T.E. McDonald, Arco, Idaho Notary Public.

Date of receipt at office of Department of Reclamation Dec. 24, 19 51

STATE RECLAMATION ENGINEER
APPROVAL OF ~~COMMISSIONER OF RECLAMATION~~
State Reclamation Engineer

I, Mark R. Kulp, ~~Assistant Commissioner~~ of the State of Idaho, hereby extend the time for the com-

pletion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 20361 to

March 31, 19 53

Witness my hand this 24th day of December, 19 51

Mark R. Kulp
20361

December 20, 1951

RE: Permits Nos. 20361 and 20629

Paul R. and Ada C. Solem
Howe, Idaho

Dear Mr. and Mrs. Solem:

In reply to your letter of December 17, 1951, in which you state that you are starting final proof on your irrigation wells, covered by Permits Nos. 20361 and 20629.

The proofs were due on Permit No. 20361 on or before March 31, 1951. These proofs have not been made, and technically Permit No. 20361 is subject to cancellation for that reason. However, an extension can still be allowed and we enclose a form of application for such extension herewith. This should be executed before a Notary Public and returned promptly to this department.

Certified copies of these two permits will cost you \$1.50 each, but a copy not certified will only be \$1.00 each. Please advise which you wish and upon receipt of your reply, we will promptly furnish you the copies requested.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20361

20361

Boise, Idaho
May 7, 1948

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

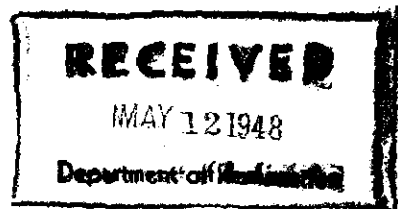
Dear Mr. Kulp.

Enclosed please find money
order for fifty cents (\$.50) to
cover charges made for trans-
ferring title of well filing from
Paul Solen to Ada G. Solen.

We thank you for your
interest and efforts in our
behalf.

Sincerely yours
Ada Solen

R. 20616



20361

May 11, 1948

Re: Permit No. 20361

Mr. Paul R. Solem
Howe, Idaho

Dear Mr. Solem:

We have had no reply to office letter addressed you on April 23, 1948, enclosing the assignment of Permit No. 20361 from yourself to Ada B. Solem, and requesting that you send us the statutory fee of fifty-cents for recording the assignment.

No doubt you have overlooked this.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/dm

20361

April 23, 1948

Re: Permit No. 20361

Mr. Paul R. Solem
Howe, Idaho

Dear Mr. Solem:

We return the assignment of Permit No. 20361 from
yourself to Ada B. Solem, which has been duly recorded.

There is a fee of fifty-cents for recording this
assignment of which kindly send us at your convenience.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/dm
Encl.

20361

S T A T E O F I D A H O

D E P A R T M E N T O F R E C L A M A T I O N

B O I S E

Permit No. 20361

Date April 7, 1948

Dear Sir:

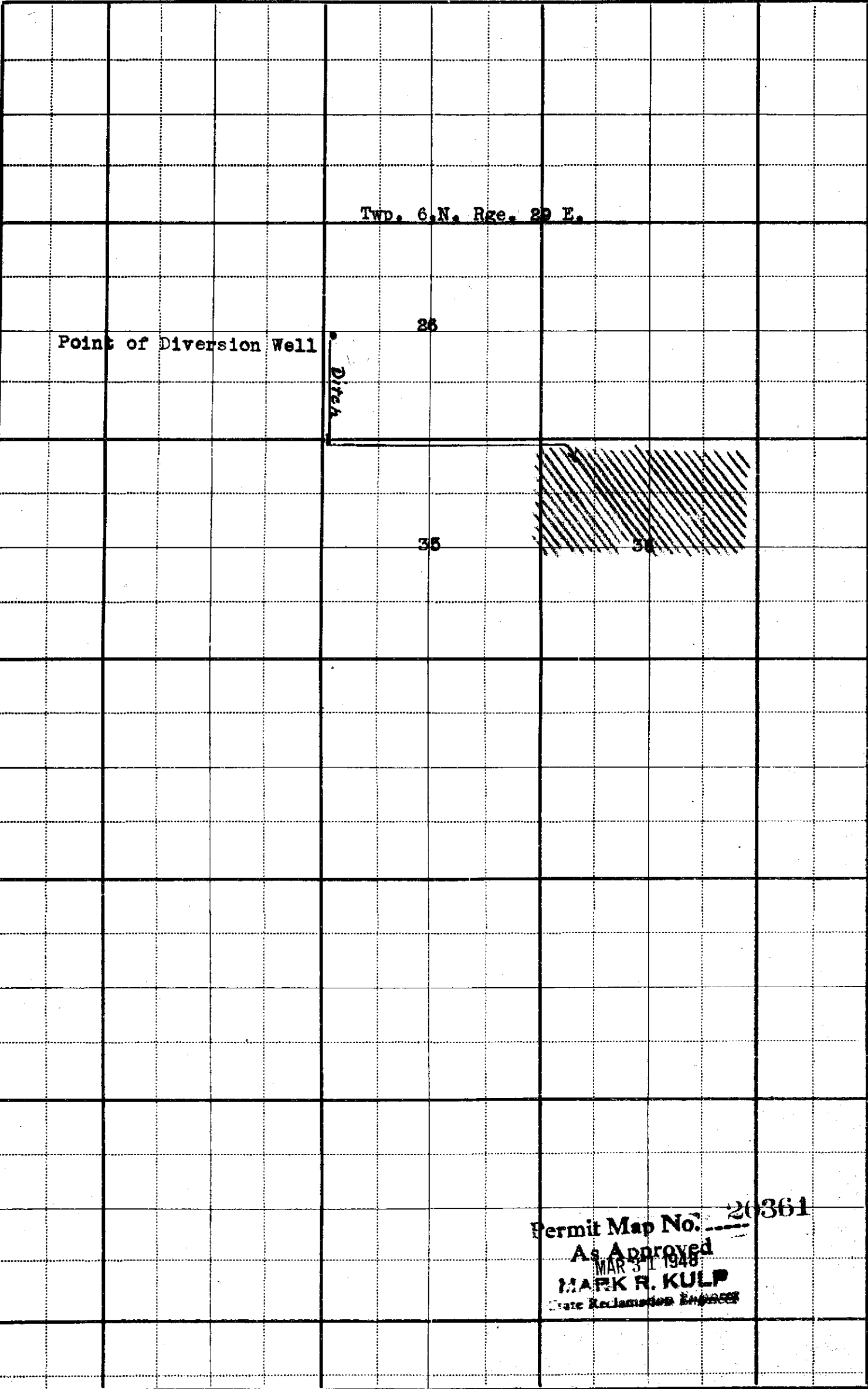
We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the
State Reclamation Engineer on the fourth page.

Mr. Paul R. Solem
Howe, Idaho

MARK R. KULP

State Reclamation Engineer

20 361



20361

DEPARTMENT OF WATER RESOURCES

STATEHOUSE

ROOM 10140 35/20

A DUAL OFFICE MOVE HAS CHANGED OUR MAILING ADDRESS

PLEASE CHANGE ADDRESS FOR ANYTHING YOU HAVE FROM
CONNECTICUT GENERAL LIFE INSURANCE COMPANY

TO:

% CIGNA CORPORATION

SOUTH BUILDING ----- S-305

900 COTTAGE GROVE ROAD

BLOOMFIELD, CONNECTICUT 06002

33-2040

March 11, 1948

Mr. Paul R. Salem
840 Maurice St.
Twin Falls, Idaho

Dear Mr. Salem:

Your letter of February 16, 1948 has been referred to this Department under date of March 9, 1948. In reply we enclose a form of application for permit to appropriate water from a well, together with regulations and instructions in regard to filing same.

This form is used for filing on subterranean water from a well the same as from any other source. The point of diversion called for under question 4 should be the legal subdivision in which the well is located.

When this application is approved it will be signed by the proper State Officials and sent you as a use permit under which you may proceed with the construction of the work described in the application. In order to complete your water right two proofs are required as follows:

First, proof of completion of works which is made by affidavit before a Notary Public. The time required for making this proof should be stated under Question 12 in the application.

The final proof is made when the water has been completely applied for irrigation or whatever purpose it is intended. Notice of such proof must be published for four consecutive weeks in a county newspaper at your expense and at the time set for proof depositions are to be executed by yourself and two witnesses in proof of such beneficial use. The additional time required for making this proof should be stated under Question 13 of the application.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/dm
Enc.

20361

IN REPLY REFER TO

UNITED STATES
DEPARTMENT OF THE INTERIOR

Branch of O&M

BUREAU OF RECLAMATION
Region 1
Box 937 - Boise, Idaho

MAR 9 1948

Mr. Mark Kulp,
State Reclamation Engineer,
State House,
Boise, Idaho.

Dear Mr. Kulp:

The enclosed letter from Mr. Paul R. Salem, requesting an application for filing on a well for irrigation purposes, is forwarded to you for reply.

Very truly yours,


M. L. Tillery,
Acting Chief, Land Use and Settlement.

Enclosure



20361

840 Maurice St.
Twin Falls, Idaho
Feb. 16, 1948

RECEIVED
BOISE, IDAHO
FEB 16 1948
REGION 1
Dept. of Interior
Bureau of Reclamation
Chief Engineer
Boise, Idaho.

Dear Sir:

Kindly send to me an application for filing on a well to be used for irrigation purposes.

Thanking you in advance,
I remain

Sincerely yours
Paul R. Solen

20361

**Notice for Publication
NOTICE OF PROOF
APPLICATION WATER TO
BENEFICIAL USE**

Notice is hereby given that at 1:00 p. m. on the 21st day of June, 1953, at Arco, County of Butte, State of Idaho, before O. T. Jones, Notary Public, proof will be submitted of the application to beneficial use of 2 cubic feet per second of the waters of subterranean flow in accordance with the terms and conditions of Permit No. 20361 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Ada G. Solem, Howe, Idaho.

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

The amount applied to beneficial use is 2 cubic feet per second.

The place where said water is used, SW $\frac{1}{4}$ of Section 26, T. 6N R. 29 E.

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. 20361.

The source of supply from which said water is diverted is drilled well located in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, T. 6N, R. 29 E.

The date of priority which said user is prepared to establish is March 24, 1948.

MARK R. KULP,
State Reclamation Engineer.
(Publish May 1, 8, 15, 22, 1953)

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