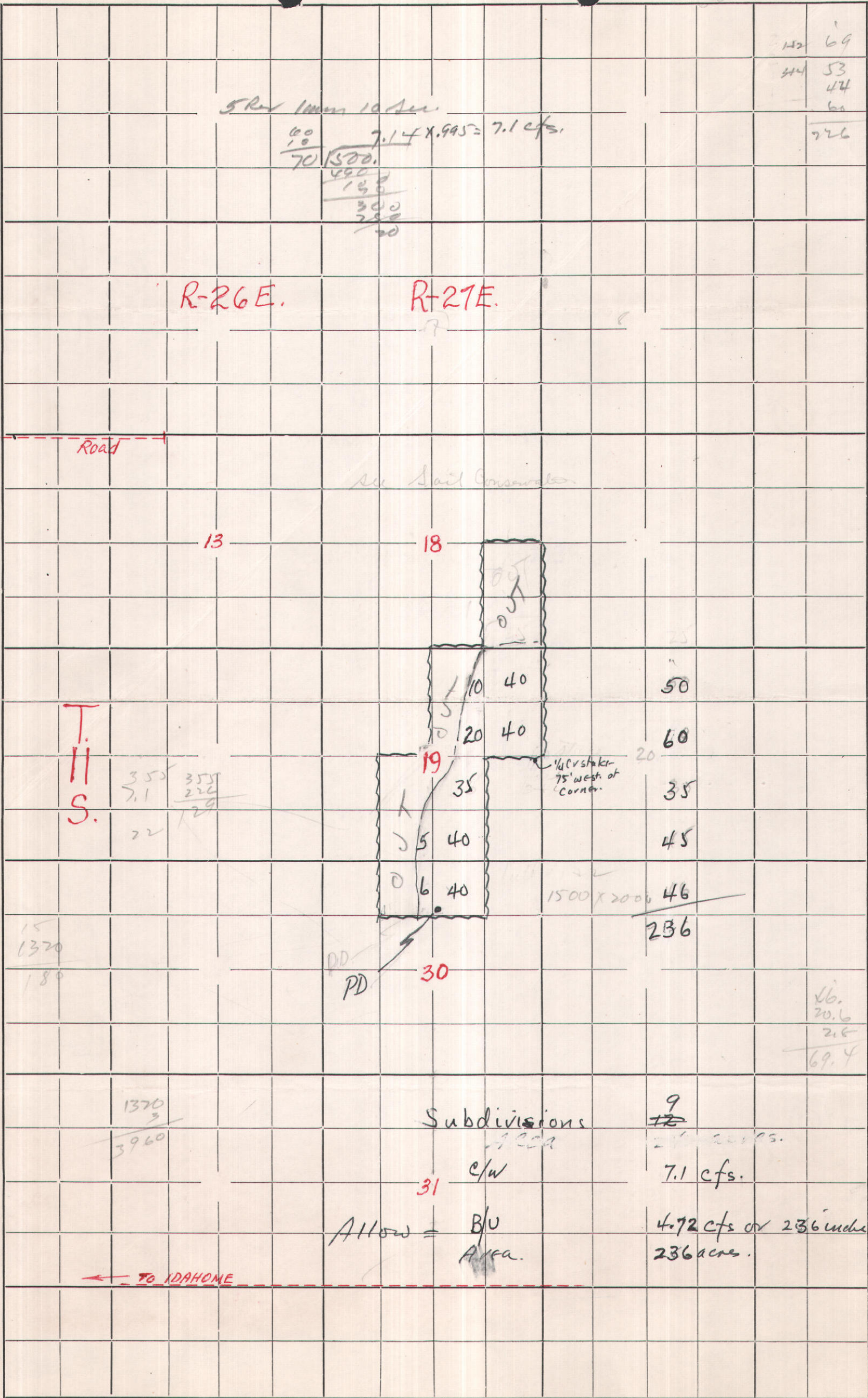




Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 10 a.m., on the 16th day of June, 1961, at Burley, County of Cassia, State of Idaho, before Glenn Kuhnau, Notary Public, at Burley Idaho, proof will be submitted of the completion of works for the diversion of 9.6 cubic feet per second of the waters of a well from subterranean source, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28352, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: Raft River Cattle Company, Star Route, Declo, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 9.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 9.6 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 30, Twp. 11 South, Rge. 27 E.B.M., County of Cassia, State of Idaho.

5. The place where said water is used is NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 18; NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 19; SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, all in Sec. 19; NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, all of Sec. 30, T11S, R27 E.B.M., Cassia County, State of Idaho. Total 480 acres.

6. The date of priority which said user is prepared to establish is 11:30 a.m., 12-23-59.

GEO. N. CARTER,

State Reclamation Engineer.
Published in The Herald-Bulletin
May 12, 19, 26, June 2, 1961.

Affidavit of Publication.

The Burley Herald-Bulletin

AFFIDAVIT OF PUBLICATION

JUN 20 1961

STATE OF IDAHO }
COUNTY OF CASSIA } ss.

Department of Reclamation

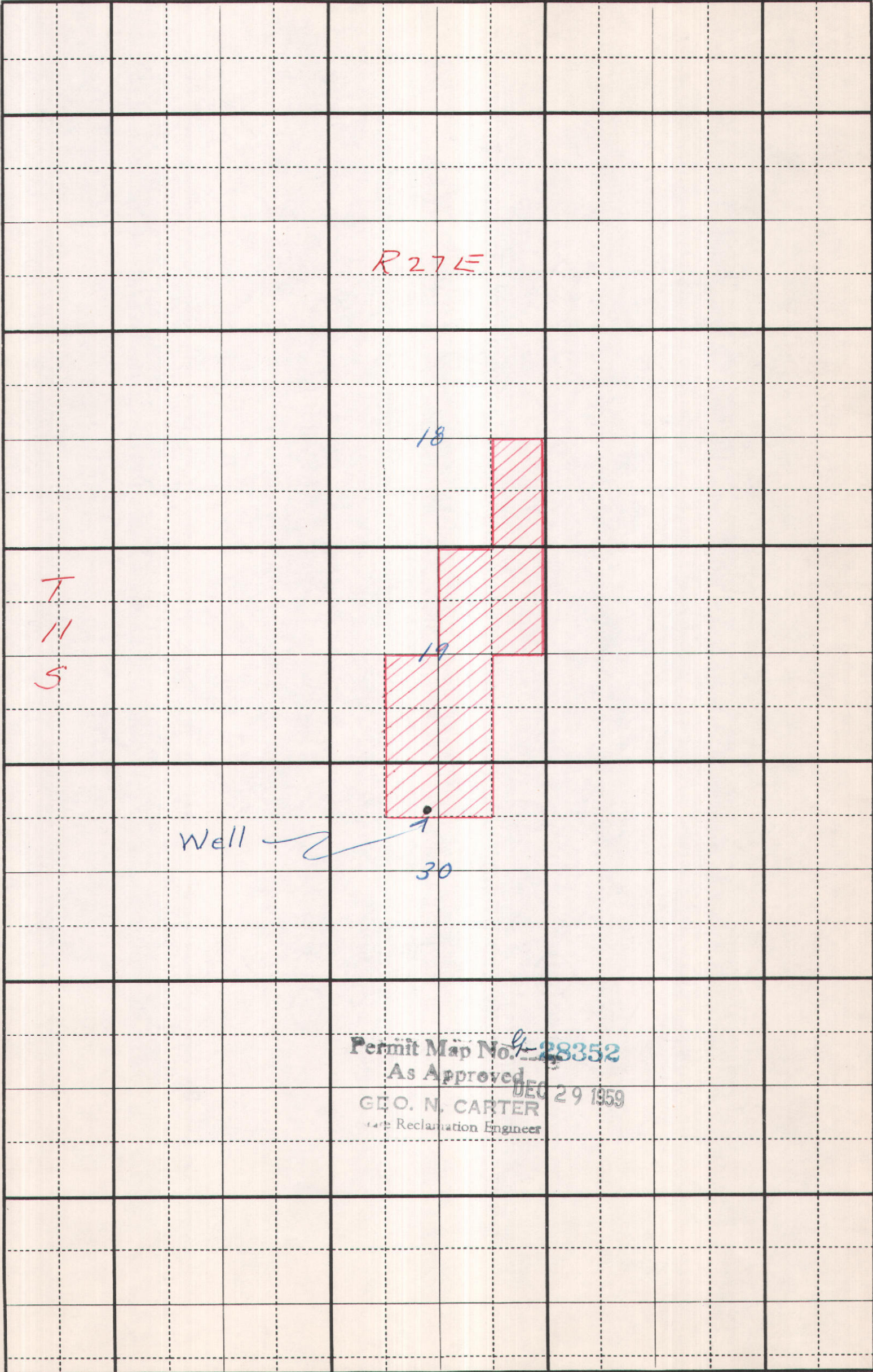
..... Carl Jones first being duly sworn, deposes and says: That he is the printer of The Burley Herald and/or The Burley Bulletin, a weekly newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published weekly and has been continuously and uninterruptedly published in said county, not less frequently than once a week, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto, was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for ..four... consecutive weeks, commencing with the issue dated ..May 12, 1961, and ending with the issue dated June 2, 1961..

..... Carl Jones
Subscribed and sworn to before me this 16th day of June, 1961.

..... Hazel G. Woodruff
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho. 28352
My Commission Expires June 4, 1963



Permit Map No. 28352
As Approved
GEO. N. CARTER
Reclamation Engineer
DEC 29 1959

State of Idaho

License and Certificate of Water Right

Water License No. G-28352

Amount 4.72 c.f.s.

Water District No. _____

Priority December 23, 1959

THIS IS TO CERTIFY that **RAFT RIVER CATTLE COMPANY** of **Deelo, Idaho**, made application for a permit to appropriate the public waters of the State of Idaho, dated **December 23, 1959**; that Permit No. **G-28352** was issued under said application; that Certificate of Completion of works, with a carrying capacity of **7.1** second feet, was issued thereunder on **November 14, 1961**, showing that said works were completed on the **16th** day of **June, 1961**; and that on the **16th** day of **June, 1961**,

RAFT RIVER CATTLE COMPANY

of **Deelo**, 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

, a tributary of **subterranean flow**, for the purpose of **irrigation**

, under Use Permit No. **G-28352** 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

12 of Licenses at page **7207**, on the **14** day of **November, 1961**;

The right hereby confirmed dates from **December 23, 1959**;

The Point of Diversion is located **Near center N $\frac{1}{2}$, Sec. 30,**
in the -- **$\frac{1}{4}$** -- **$\frac{1}{4}$** , Sec. --, Tp. **11 S. R. 27 E**, **B. M. Cassia** County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed **4.72** 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.	27 E.	19	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	10
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	20
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	35
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	5
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
11 S.	27 E.	30	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	6
			Total number of acres to be irrigated:		236

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 **November, 1961**.

/s/ **RALPH W. THOMAS**

Deputy State Reclamation Engineer.

(SEAL)

43 2483

Copies of all correspondence to:

R. M. Linnans

P.O. Box 2777

Boise Idaho - 83701

43-2483 9-28352

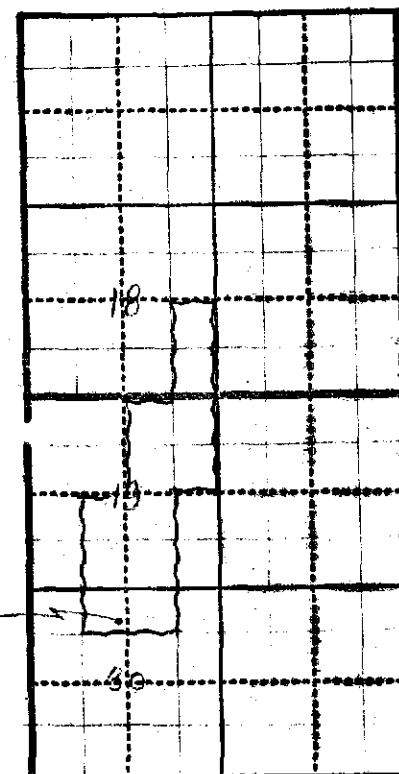
P.O. Box 2777
Boise, Idaho

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36323
Permit No. G- 28352
District No.

1. Name of Applicant: RAFT RIVER CATTLE COMPANY
Postoffice address: Star Route, Declo County: Cassia State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 9.6 or Idaho
Miners' inches 480 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean well
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 30
Twp. 11 S., Rge. 27 E., B.M., County of Cassia
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Lane and Bowler Pump (Electric), Ditch Irrigation
8. Estimated cost of works: \$ 15,000
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation: December 2, 1955 - Declo, Idaho
 - (b) Amount of capital stock: \$ 50,000.00 (c) Amount paid in: \$ 10,000.00
 - (d) Names and addresses of directors: J. R. Simplot, 212 Bank of Idaho Building, Boise, Idaho;
R. L. Simplot, Declo, Idaho; L. E. Haight, 212 Bank of Idaho Building, Boise, Idaho
 - II. The financial resources of the applicant are (a) Cash onhand: \$ 20,000.00
 - (b) Treasury stock: none (c) Bonds to be issued: none
 - (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 9.6 (cubic feet per second, inches or gallons per minute) is for new lands.



Remarks:

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.

RAFT RIVER CATTLE COMPANY

Applicant.

By /s/ L. E. Haight

Secretary

Agent.

Date of first receipt at Department of Reclamation: 11:30 A.M. December 23, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G- 28352

Recorded in Book 100

Page 28352

Approved December 29, 1959

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

and to continue diligently and uninterruptedly to completion, unless

temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before June 29, 1962

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before December 29, 1964

Witness my hand this 29th

day of December, 1959

/s/ Geo. N. Carter
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, 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 29th day of December, 1959.

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ Arnold Williams

Secretary of State.

By /s/ Robert E. Smyllie

Governor

12.

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11 S	27 E.	30		40			40				40		40			40	40		80
		19	40	40	40	40													320
		18													40		40	40	80
Total number of acres to be irrigated:																			480

Application for Amendment
POINT OF DIVERSION
Permit No. G-28352

Comes now Don Schwaegler, Manager, Raft River Cattle Company and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-28352.

That the point of diversion is described in said Permit as being located: NE 1/4, Sec. 30, T. 11 S., R. 27 E., B. M.

That he now requests that the point of diversion be changed to a point located: Near center of N 1/2, Sec. 30, T. 11 S., R. 27 E., B. M.

That the reason for desiring to make such change is as follows: The examining engineer found the well to be in this location.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Declo, Idaho, this 7th day of November, 1961.

/s/ Don Schwaegler

Date of receipt at Department of Reclamation: November 9, 1961

APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy 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. G-28352. 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.

/s/ RALPH W. THOMAS,
Deputy State Reclamation Engineer

Recorded: November 10, 1961

Permit No. G-28352
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that RAFT RIVER CATTLE COMPANY of Declo, County of Cassia, and State of Idaho, the holder of Permit No. G-28352, issued upon Application No. G-36323 bearing date of priority of December 23, 1959, authorizing the diversion of 9.6 second feet of waters of a well County of Cassia, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 7.1 second feet of the waters of a well from subterranean flow that the point of diversion of said waters near the center of N $\frac{1}{2}$, Sec. 30, T. 11 S., R. 27 E., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 236 acres in the NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 30, T. 11 S., R. 27 E., B.M.

Witness my hand this 14th day of November, A.D. 1961.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: June 16, 1961

LICENSE ISSUED FOR 422 SEC. FT.

Page 7207

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 10 a.m. on the 16th day of June, 1961, at Burley, County of Cassia, State of Idaho, before Glenn Knudsen, Notary Public, at Burley Idaho, proof will be submitted of the completion of works for the diversion of 9.6 cubic feet per second of the waters of a well from subterranean source, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-23352, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: Raft River Cattle Company, Star Route, Declo, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 9.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 9.6 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 30, Twp. 11 South, Rge. 27 E.B.M., County of Cassia, State of Idaho.

5. The place where said water is used is NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 18; NE $\frac{1}{4}$; NE $\frac{1}{4}$ of the SW $\frac{1}{4}$; and SE $\frac{1}{4}$ of SW $\frac{1}{4}$; NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, all in Sec. 19; NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, all of Sec. 30, T11S, R27 E.B.M., Cassia County, State of Idaho. Total 480 acres.

6. The date of priority which said user is prepared to establish is 11:30 a.m., 12-23-59.

GEO. N. CARTER, 28352
State Reclamation Engineer.
Published in The Herald-Bulletin
May 12, 19, 26, June 2, 1961.

July 27, 1970

Re 43-2483

Mr. Don Schwaegler
c/o Raft River Cattle Co.
Star Route
Declo, Idaho 83323

Dear Mr. Schwaegler:

There isn't any deadline that you have to have your water system installed as long as you have a valid license on both wells.

If you have further questions, please feel free to contact me.

Very truly yours,

William S. Davis
Field Examiner

WSD:mjl

43-2483

November 14, 1961

Re: Permit No. G-28352

Don Schwaegler, Manager
Raft River Cattle Co.
Star Route, Declo, Idaho

Dear Mr. Schwaegler:

We enclose the Application for Amendment to the point of diversion, which has been recorded, the Certificate of Completion of Works and the License and Certificate of Water Right issued on Permit No. G-28352

Also enclosed is departmental receipt No. G-6671 in the amount of \$45.00 covering fees for this permit and G-28352.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna F. Rule
Chief Clerk

EPR:ew

Enc. amendment
certificates (2)
receipt

Application for Amendment

POINT OF DIVERSION

Permit No. G-28352

RECEIVED

NOV 9 1961

Department of Reclamation

Comes now Don Schwaegler, Manager, Raft River Cattle Company and represent to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-28352.

That the point of diversion is described in said Permit as being located:

NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 30, T. 11 S., R. 27 E., B.M.

That he now requests that the point of diversion be changed to a point located: Near center of N $\frac{1}{2}$, Sec. 30, T. 11 S., R. 27 E., B.M.

That the reason for desiring to make such change is as follows:

The examining engineer found the well to be in this location.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Idaho, this 7th day of November, 1961.
Don Schwaegler

Date of Receipt at Department of Reclamation November 9, 1961

APPROVAL OF STATE RECLAMATION ENGINEER

RALPH W. THOMAS, Deputy
~~I, DON SCHWAEGLER~~, 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. G-28352. 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.

Recorded in Book 100 of
Permits, at Page 28352
November 10, 1961

Ralph W. Thomas
Deputy
State Reclamation Engineer

28352

November 1, 1961

Re: Permit No. G-28352

Don Schwaegler, Manager
 Raft River Cattle Company
 Star Route
 Declo, Idaho

Dear Mr. Schwaegler:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-28352 shows the well is (and) capable of conveying 236 miner's inches, or 4.72 c.f.s. of water for the irrigation of 236 acres.

Upon receipt of the statutory fees, totaling \$23.00, we will issue the Certificate of Completion of Works (fee \$5.00) and the License and Certificate of Water Right (fee \$ 18.00, based at the rate of \$2.00 for each 40-acre subdivision) confirming the right, with priority of December 23, 1959 to the use of 4.72 second feet of subterranean water with the point of diversion ~~in~~ near center of N $\frac{1}{2}$, Sec. 30 for irrigation of 236 acres in the NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 30, T. 11 S., R. 27 E., B.M.

Since your permit shows the point of diversion to be in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30 and our field engineer found it to be near the center of the N $\frac{1}{2}$ of Sec. 30 it will be necessary to amend the point of diversion. Complete the enclosed form and submit it with the above mentioned fees, plus an additional fee of \$1.00 for recording the amendment, to this office and the License and Certificate will be issued.

Very truly yours,

GEO. N. CARTER
 State Reclamation Engineer
 By

(Mrs.) Edna P. Rule
 Chief Clerk

EPR:mr

28352 21

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28352

REPORT ON PROOF OF Completion of Works and Beneficial Use
Don Schwaegler, Mgr
Raft River Cattle Company
Star Route
Declo, Idaho

5 Rv 1000 10 Sec

$$\frac{40}{70} \times 1.945 = 7.1 \text{ cfs.}$$

$$\begin{array}{r} 1500 \\ 400 \\ 1400 \\ 300 \\ 1700 \end{array}$$

69
53
44
60
226

R-26E.

R-27E.

Road

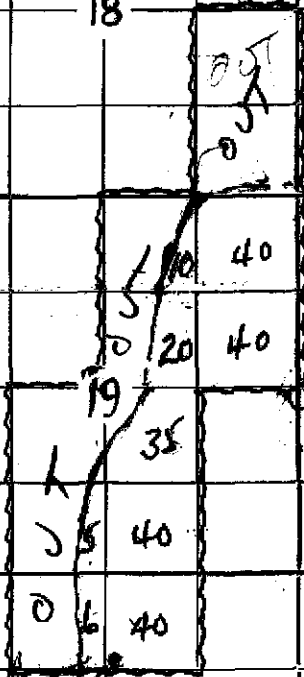
See Soil Conserves.

13

18

T
H
S.

$$\begin{array}{r} 355 \\ 7.1 \\ 22 \\ \hline 355 \\ 226 \\ 129 \end{array}$$



58

60

38

45

46

236

$$\begin{array}{r} 15 \\ 1320 \\ 180 \end{array}$$

PD

30

46.
20.6
2.6
69.4

1320

$$\begin{array}{r} 1320 \\ 3960 \end{array}$$

Subdivisions

AREA

c/w

31

Allow ±

B/U

area.

9

2.1 cfs.

7.1 cfs.

472 cfs or 236 acres

236 acres.

TO IDAHO

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-28352

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Don Schwaegler, Mgr. Raft River Cattle Company

2. Source of water supply: a well

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30
T. 11 S R. 27 E County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: 75 HP U.S.
Hellshaft Motor #1214659, Layne-Bowler pump #26992.
(3360 GPM @ 75' @ 1770 RPM) 12" discharge

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: yes.

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 18; NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 19; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 30, T. 11 S.,
R. 27 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: Bob Staker along.

Change P.D. to Near center N $\frac{1}{2}$ Sec. 30

Measured by Sparling meter 5 Rev. 1 min., 10 sec. = 7.14 x .995 = 7.11 f/s

This examination was made on the 26th day of October, 1961

(Signed) Leysa Johnson Examiner.

Don Schwaezler
Star Route
Declo, Idaho
Permit No. G-28352

Examination for Completion of Works & Beneficial Use

County Cassia

Sec. 30 T. 11 S. R. 27 E., B.M.

Quantity: 9.6 a.f.s.

Source: Well

P.D.: NE. NW., Sec. 30, T. 11 S. - R. 27 E. & M.

Use: Irrigation

Filed: Dec. 23, 1959

Due: Dec. 29, 1962

Extension: —

Completion of Works: —

Other Rights: none

Diller - W D Yarbrough

Patrol

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.

RECEIVED

OCT 31 1961

Department of Agriculture

June 23, 1961

Re: Permit No. G-28352

Don Schwaegler, Manager, Raft River Cattle Co.,
Star Route
Declo, Idaho

Dear Mr. Schwaegler:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Harley Herald Bulletin, all submitted in proof of completion of works and beneficial use on Permit No. G-28352.

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,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR: mr

28352

AFFIDAVIT OF PUBLICATION

JUN 20 1961

STATE OF IDAHO }
COUNTY OF CASSIA } ss.

Department of Reclamation

..... Carl Jones first being duly sworn, deposes and says: That he is the printer of The Burley Herald and/or The Burley Bulletin, a weekly newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published weekly and has been continuously and uninterruptedly published in said county, not less frequently than once a week, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto, was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for .. four ... consecutive weeks, commencing with the issue dated .. May 12, 1961, and ending with the issue dated June 2, 1961 ..

..... Carl Jones
Subscribed and sworn to before me this 16th day of June, 1961 ..

..... Hazel G. Woodall
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho. 28352
My Commission Expires June 4, 1963

State of Idaho, before Glenn Kuna, Notary Public, at Burley Idaho, proof will be submitted of the completion of works for the diversion of 9.6 cubic feet per second of the waters of a well from subterranean source, and of the application to beneficial use, of said water, in accordance with the terms and conditions of Permit No. G-28352, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: Raft River Cattle Company, Star Route, Declo, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 9.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 9.6 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 30, Twp. 11 South, Rge. 27 E.B.M., County of Cassia, State of Idaho.

5. The place where said water is used is NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 18; NE $\frac{1}{4}$; NE $\frac{1}{4}$ of the SW $\frac{1}{4}$; and SE $\frac{1}{4}$ of SW $\frac{1}{4}$; NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, all in Sec. 19; NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, all of Sec. 30, T11S, R27 E.B.M., Cassia County, State of Idaho. Total 480 acres.

6. The date of priority which said user is prepared to establish is 11:30 a.m., 12-23-59.

GEO. N. CARTER,
State Reclamation Engineer.
Published in The Herald-Bulletin
May 12, 1961, June 2, 1961.

RECEIVED
JUN 20 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G. 28352

Proof of Application of Water to Beneficial Use

and Completion of Works Deposition of Holder

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

Ans. DON Schwargler - OLD IDAHOME TOWNSITE - MER. RAFT RIVER CATTLE CO. -
STAR ROUTE, DECLO, 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. RAFT RIVER CATTLE COMPANY - MALTA, MER. SPECIAL POWER OF ATTORNEY.

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

Ans. No. G. 28352 - 11:30 AM, DECEMBER 23, 1959

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

Ans. SUBTERRANEAN WELL - NE 1/4 OF THE NW 1/4 OF SECTION 30,
TWP. 11 SOUTH, RGE. 27 EAST, B.M., COUNTY OF CASSIA

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. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. LANE & BOWLER PUMP (ELECTRIC). 400 inches on 8.0 c.f.s.; Depth = 300 ft.
Size of Casing = 20", Depth To Water 30'. CALIBRATED Office method
of determining measurement or number of inches.

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

Ans. IRRIGATION - NW 1/4 NE 1/4 AND NW 1/4, SEC. 30, TWP. 11 SOUTH, RGE. 27 E.B.M.,
80 ACRES; NE 1/4 (all), NE 1/4 SW 1/4, SE 1/4 SW 1/4, NW 1/4 SE 1/4, SW 1/4 SE 1/4, Sect 19,
TWP. 11 SOUTH, RGE. 27 E.B.M. - 320 ACRES; SE 1/4 SE 1/4, NE 1/4 SE 1/4,
Section 18, TWP. 11 SOUTH, RGE. 27 E.B.M. - 80 acres.

Land cleared, leveled, Cultivated & Put into Crop Production

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. W.D. YARBOUGH - MALTA, IDAHO

28352

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.

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

Ans. Fall of '60 & Spring '61. - Used To full capacity

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

Ans. None

(Sign)

Don Schwaezler

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 Burley, County of Cassia

State of Idaho, on this 16th day of June, A. D. 1961

Glenn R. Kuman

My commission expires

July 11, 1962

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 20 1961

Department of Reclamation

Permit No. B-28352

Proof of Application of Water to Beneficial Use
Deposition of Witness and Completion of Works

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. Merle Clayville, 51, 3 1/2^M S. 1/2 East - Farming,
Rt 2, Burley, Idaho

Ques. 2. Are you acquainted with RAFT RIVER CATTLE CO. - & Don Schwaegler, the holder of Permit No. G-28352? How long have you known him and where does he reside?

Ans. 25 YEARS - NEAR OLD IDAHO ME TOWNSITE.

Ques. 3. Have you read or heard read said Permit No. G-28352, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Subterranean Well - NE 1/4 of the NW 1/4 of Sec. 30, T 11 S, R 27 E B M (ASSIA
COUNTY) - LAMER Bowler Pump (Electric) - 400 inches or 8.0 cfs -
300 feet Depth - 20" casing - 30' deep To Water

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. 8.0 - Same

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. Approximately 8.0 cfs - 400" - Measured Visually -

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. ^{NE 1/4 NW 1/4 Sec. 30} Irrigation - NW 1/4 NE 1/4, T115 R27 ERM = 80 Ac.; NE 1/4, NE 1/4 SW 1/4, SE 1/4 SW 1/4, ^{SEC 19} NW 1/4 SE 1/4, SW 1/4 SE 1/4 ~~SEC 19~~ - T115 R27 ERM = 320 Ac.; NE 1/4 SE 1/4, SE 1/4 SE 1/4, Sec. 18, T115 R27 E = 80 Ac.

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

Ans. _____

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. Clay Loam - 400"

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. Inspection tours with Mr. Schwarzer at various times during completion of project

(Signed)

Merle Clayville

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 Burley, County of Cassia, State of Idaho, on this 16th day of June, A. D. 1961.

Elen R. Kuman
Notary Public.

My commission expires

July 11, 1962

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 20 1961

Department of Reclamation

Permit No. G-28352

**Proof of Application of Water to Beneficial Use
and Completion of Works
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. Lyle B. Hollinger, 46, 2050 Albion Ave, Burley,
Mechanic, Box 741, Burley, Idaho

Ques. 2. Are you acquainted with RAFT RIVER CATTLE CO & DON SCHWAEGLER, the holder of Permit No. G-28352? How long have you known him and where does he reside?

Ans. 6 YEARS - NEAR OLD IDAHOME TOWNSITE

Ques. 3. Have you read or heard read said Permit No. G-28352, and are you familiar with its provisions and conditions?

Ans. YES

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

Ans. Subterranean Well - NE 1/4 of the NW 1/4 of Sec. 30, T11S, R27E, B1M, Cassia County.
400' x Bowler Pump (ELECTRIC) - 400 inches or 8.0 cfs; Depth = 300 FT.
Size of Casing = 20" - Depth To water = 30'

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. 8.0 cfs. - Same

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. Approximately
8.0 cfs - 400" - Measured Visually

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. ^{NE 1/4 NW 1/4} Irrigation - NW 1/4 NE 1/4 of Sec 30, T11S, R27E BM = 80 Ac. & NE 1/4, SE 1/4 SW 1/4, SE 1/4 SW 1/4, NW 1/4 SE 1/4, SW 1/4 SE 1/4 of Sec 19, T11S, R27E BM = 320 Ac. NE 1/4 SE 1/4, SE 1/4 SE 1/4 of Sec 18, T11S, R27E BM = 80 Ac.

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

Ans. _____

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. Clay Loam - 400 "

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. Inspection four ^{from time to time on the} ~~times~~ ^{place} with Leon Schwengel during project

(Signed)

Lyle R. Hallinger

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 Barley, Idaho, County of Cassia, State of Idaho, on this 16 day of June, A. D. 1961.

Glen R. Kuman

Notary Public.

My commission expires

July 11, 1962

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 10:00 AM., on the 16th day of June 1961, at Burley, County of Cassia, State of Idaho, before Glenn Kunau, Notary Public, at (address) Burley, Idaho, proof will be submitted of the completion of works for the diversion of 9.6 cubic feet per second of the waters of a well from subterranean source, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 28352, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: Raft River Cattle Company, Star Route, Declo, Idaho

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 9.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 9.6 cubic feet per second.

4. The point of diversion of said water is NE 1/4 of the NW 1/4 of Section 30, Twp. 11 South, Rge. 27 E.B.M., County of Cassia, State of Idaho.

5. The place where said water is used is NE 1/4 of the SE 1/4 and SE 1/4 of the SE 1/4 of Sec. 18; NE 1/4; NE 1/4 of the SW 1/4; and SE 1/4 of the NW 1/4 of the SE 1/4 and SW 1/4 of the SE 1/4 all in Sec. 19; NW 1/4 of the NW 1/4 and NE 1/4 of the NW 1/4 all of Sec. 30, T11S, R27 EBM, Cassia County Total 480 acres.

6. The date of priority which said user is prepared to establish is 11:30 AM, 12-23-59

Geo. W. Carter

State Reclamation Engineer

28352

May 22, 1961

Re: Permits No. G-28352; G-28353; G-28354
Raft River Cattle Company

Burley Herald
Burley, Idaho

Gentlemen:

On May 9, 1961 we mailed Notice of Publication on the three above numbered permits in the name of the Raft River Cattle Company, requesting a tear sheet or copy for checking purposes.

To date we have not received such copy and ask you mail us a tear sheet as soon as possible.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

S. PETRI
Water Rights Clerk

HP:ev

28352

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-28352
Raft River Cattle Company

Date: May 9, 1961

Burley Herald
Burley, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **June 16, 1961** the date set for proof; the expense of the publication is to be paid by the applicant

Raft River Cattle Company of **Star Route, Declo, 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 or tear sheet of the first publication.**

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

Encl.

28352

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE
May 9, 1961

Re: Permit No. 0-28352
Raft River Cattle Company

Mr. R. M. Winans,
Box 2777,
Boise, Idaho.

Dear Mr. Winans:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 0-28352, in the name of Glen Kunau Raft River Cattle Company. Final Proof is to be made before you, as Notary on the 16th day of June, 1961, ~~xxxx~~ at 10:00 o'clock A.M., at Burley, Idaho.

As of this date we have mailed the Notice to the Burley Herald with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions, (Holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Rule
(Mrs.) Edna P. ~~Adviser~~
Chief Clerk

Encl.
EPR:Pk
cc: Applicant

28352

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 5, 1961
(P. O.) P. O. Box 2777, Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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

Cassia Co.

R. M. Winans

(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.

January 6, 1960

Re: Permit Numbers

G-28352 ✓
G-28353
G-28354
Raft River Cattle Co.

Mr. L. E. Haight,
Box 2777,
Boise, Idaho.

Dear Mr. Haight:

We enclose Permit Nos. G-28352, G-28353, and G-28354, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-4530 which was issued covering payment in the amount of \$20.00 for the filing fee of the above mentioned permits as follows:
G-28352 - \$7.25; G-28353 - \$6.50; and G-28354 - \$6.25.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.
EPR:spk

28352

