

c. Describe the land or place of use to which the right will be transferred:

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	
13S	27E	18											40	30					70
13S	27E	19					15												15
13S	26E	24	35			32													67

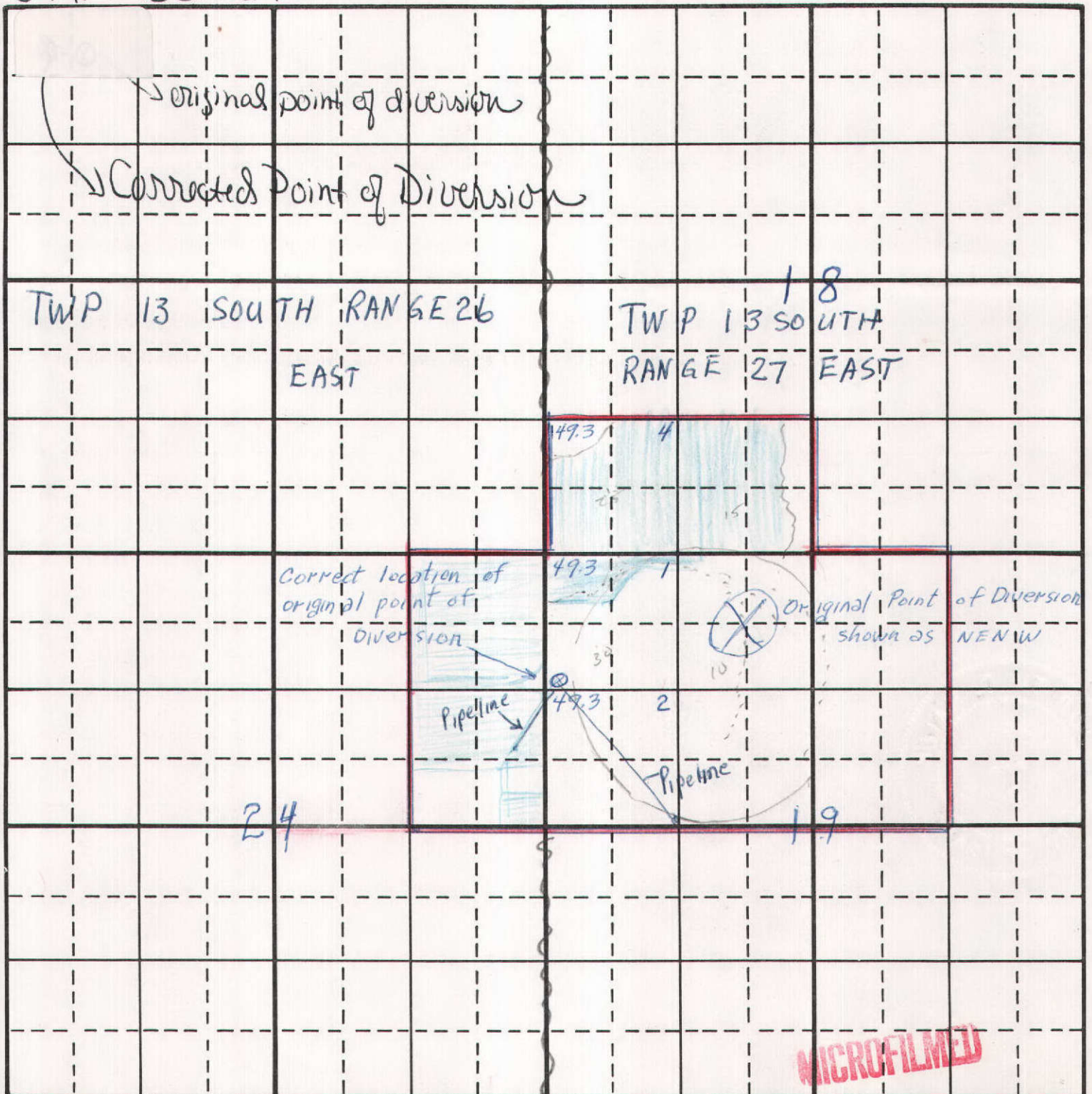
Total number of acres to be irrigated: Same 152

4. Describe any other water rights used for the same purpose as described above. _____

CASSIA CREEK DECREE - SAME LANDS

5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

S 19. T 13S. R 27E



MICROFILMED

SCALE: 2 inches equal 1/2 mile. Draw plan in ink.

T. 12 S.
T. 13 S.

MICROFILMED

3368 IV SW
(NIBBS CREEK)

17'30"

220 000
FEET

R
I
V
E
R

V
A
L
L
E
Y

Creek

River

Raft

Malta
(BM 4525)

Hudspeth Cutoff
Historical Marker

SUBLETT

ROAD

RAILROAD

GRADE

BM 4500

BM 4508

BM 4488

BM 4522

Raft River
HS

Well 4517

Well 4536

Well 4527

BM 4549

Wells

Well 4553

Well 4542

Well

MICROFILMED



Engt's report
43-2281

MICROFILMED

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

Patty Staker being first

duly sworn, deposes and says that....he is the
Ex. Secretary of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for 2
consecutive weeks, commencing with the issue
dated July 26 19 84, and ending
with the issue dated August 2 1984.

Patty Staker
.....
Subscribed and sworn to before me
this 23rd day of August
19 84.

Kimberly M. Moe Notary Public

Cost of Publication \$27.28

Notary Fee

Total Cost \$27.28

84-159

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 43-2281

Notice is hereby given that Glen R. Kunau of
Burley, Idaho has applied to the Department of
Water Resources for a change of point of diver-
sion of a right from a groundwater source. The
right sought to be changed is evidenced by
License No. 19031/43-2281 and is recorded as
follows:

Amount: 1.60 cfs

Priority: August 7, 1940

Point of Diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, T13S,
R27E, B.M., Cassia County

The water is used for irrigation of 80 acres from
March 15 to November 15 within the S $\frac{1}{2}$ SW $\frac{1}{4}$,
Sec. 18; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 19, T13S, R27E

TO BE CHANGED AS FOLLOWS:

Amount: 1.60 cfs

Point of Diversion: LT1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 19,
T13S, R27E, B.M., Cassia County

Place of Use: No change

Any protest against the approval of the right
described above must be filed with the Idaho
Department of Water Resources, 1041 Blue
Lakes Blvd. North, Twin Falls, Idaho, 83301, on
or before August 13, 1984.

A. KEN DUNN, Director

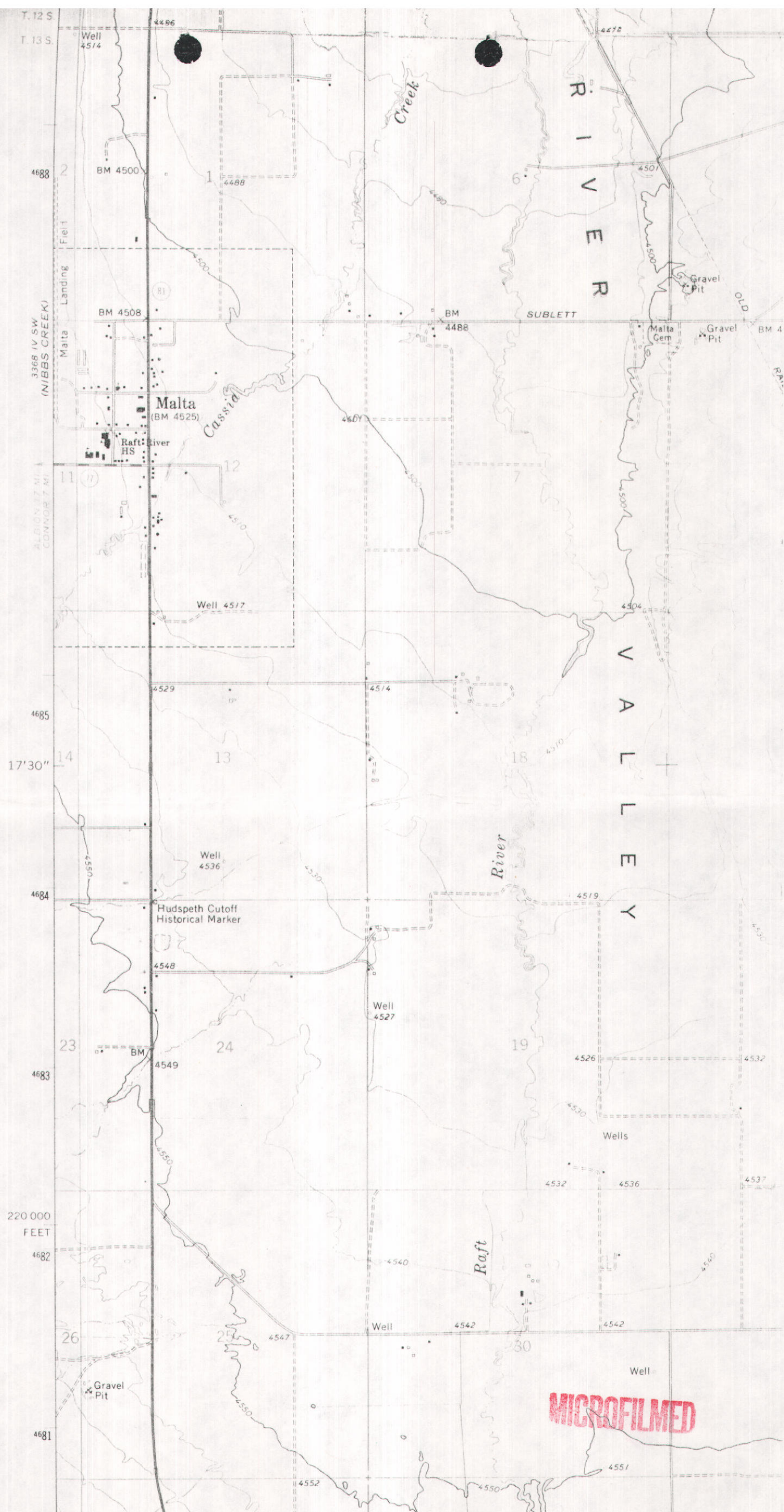
Published in the South Idaho Press on July 26
and August 2, 1984.

ok Mary RECEIVED

AUG 24 1984

Department of Water Resources
Southern District Office

MICROFILMED



NOTICE OF PROOF OF
APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 11 A. M. on the 19th day of February, 1941, at Malta, county of Cassia, State of Idaho, before J. Henry Thompson, Notary Public, proof will be submitted of the application of beneficial use of 2 cubic feet per second of the waters of that certain Open Well in accordance with the terms and conditions of Permit No. 19031, heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are John C. Hitt, Malta, Idaho.

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

The amount applied to beneficial use is 2 second feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) Lot 1, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19; Lot 4 SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, all in Twp. 13 South Range 27 E. B. M.

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

The right to take water from such works is based upon Permit No. 19031.

The source of supply from which such water is diverted is Open well in the southwest corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19 Twp. 13 South Range 27 E. B. M.

The date of priority which said user is prepared to establish is August 7, 1940.

E. V. Berg,
Commissioner of reclamation.

First publication Jan. 16, 1941.
Final publication Feb. 6, 1941.

David of Publication.

THE BURLEY HERALD

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
COUNTY OF CASSIA } ss.

W. A. Shear, first being duly sworn, deposes and says: That he is the publisher of the Burley Herald, 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 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-fourth inches depth, and during the whole of said time has had at least two hundred bona-fida 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 Jan. 16, 1941, and ending with the issued dated Feb. 6, 1941.

W. A. Shear
Subscribed and sworn to before me this 7 day of Feb., 1941.

Lowie Boynton
Notary Public in and for the State of Idaho,
residing at Burley, Idaho.

19031

(7)

(18)

irrigates to the East.
40 acres
49 1/2 acres
40 acres
49 1/2 acres
ditch on this line

(19)

Location of Well

Total Acreage 179 acres to be irrigated
described as follows

Lot 4: SE 1/4 SW 1/4, Sec. 18. Allen Tp 13. South
NE 1/4 NW 1/4 and Lot one Sec 19. R. 27. E. B.M.

Source of water Supply
And Point of Diversion
is Well in S.W. corner of
N.E. 1/4 of NW 1/4, Sec. 19.

19031

Permit Map No. 19031

As Approved
AUG 19 1940JAMES SPOFFORD
Commissioner of Reclamation

TO BEN.
Notice is hereby
11 A. M. on the 19th day of
ary, 1941, at Malta, county of
sia, State of Idaho, before J. H.
Thompson, Notary Public, proof was
be submitted of the application of
beneficial use of 2 cubic feet per
second of the waters of that cer-
tain Open Well in accordance with
the terms and conditions of Permit
No. 19031 heretofore issued by the
Department of Reclamation of the
State of Idaho.

The name and postoffice address
of the person or corporation hold-
ing said permit are John C. Hitt,
Malta, Idaho.

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

The amount applied to beneficial
use is 2 second feet.

The place where said water is
used (if for irrigation, give full
and accurate description of the
lands irrigated) Lot 1, NE $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 19; Lot 4 SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18,
all in Twp. 13 South Range 27 E.
B. M.

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

The right to take water from
such works is based upon Permit
No. 19031.

The source of supply from which
such water is diverted is Open well
in the southwest corner of the
NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19 Twp. 13 South
Range 27 E. B. M.

The date of priority which said
user is prepared to establish is
August 7, 1940.

E. V. Berg,
Commissioner of recla-
mation.

First publication Jan. 16, 1941.

Final publication Feb. 6, 1941.

1-16-41

Transfer No. 3062Water Right No. 43-2281

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Glen R Kuna Phone 678-5310
Post Office address 1941 Miller Ave Butte, ID 83318

A. DESCRIPTION OF RIGHT AS RECORDED**1. Right evidenced by:**

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)
- b. License No. 19031/43-2281 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant

Land Acquired by Purchase

3. Source of water Groundwater tributary to _____

4. Date of priority Aug 7, 1940

5. Water is used for the following purposes:

amount 1.60 for irrigation purposes from 3/15 to 4/15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 1.60 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 19
Township 13S Range 27E, B.M., in Cassia County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

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 $\frac{1}{4}$	
13S	27E	18											25	15					40
		19					10	30											40

Total number of acres to be irrigated 80

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? NO If yes, describe in item D, REMARKS.

RECORDED6/25/84

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information
- a. Amount of water to be diverted 1.60 c.f.s. &/or _____ acre feet
- b. Description of diverting works Well & Pump
- c. Describe the reasons for the proposed changes Point of Diversion was
incorrectly described on original license

2. Change in point of diversion
- (Lot 1)
Point of diversion NW ¼ NW ¼, Section 19 Township 13S
Range 27 E, B.M., Cassia County
Additional points _____

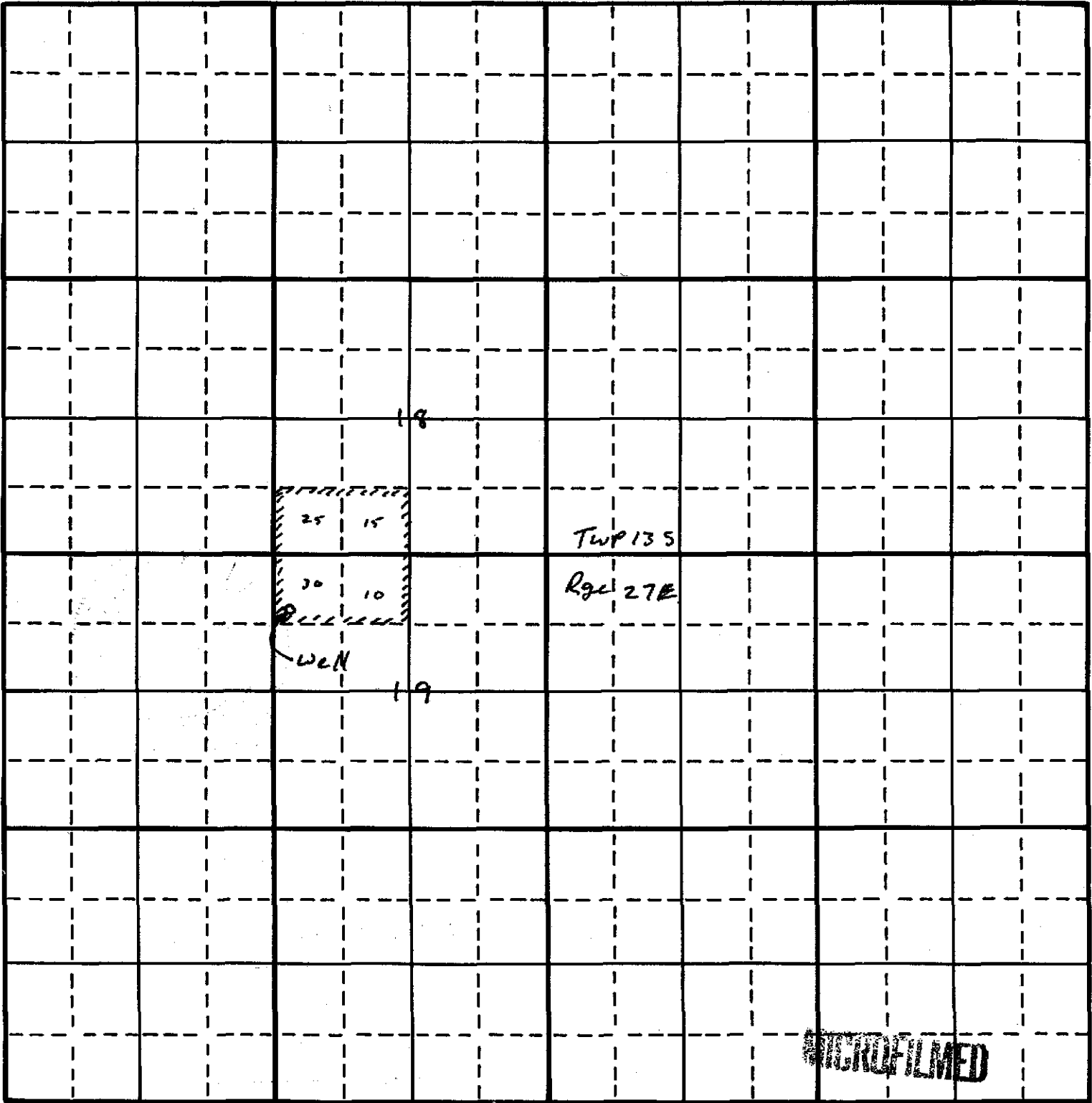
3. Change in place of use
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
NO change.

NO change
 c. Describe the land or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

4. Describe any other water rights used for the same purpose as described above. _____
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



D. REMARKS

MICROFILMED

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Edna R. Kucera
(Signature of Applicant)

Subscribed and sworn to before me this 9 day of July, 19 84

Loren O. Halverson
(Notary Public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 43-2281
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 24th day of October, 19 84

L. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>LH</u>	Date <u>7/9/84</u>	Protest filed by <u>None</u>
Prelim. check by <u>ADM</u>	Fee <u>\$50.00</u>	
Receipted by <u>LH</u>	Date <u>6/29/83 #29080</u>	
Published in <u>South Dakota press</u>	Copies of protest forwarded by _____	
Pub. dates <u>7/26 + 8/2/84</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for <u>approval</u> denial	
_____ rec'd. _____	by <u>ADM Glen DRT</u>	

RECEIVED

Form No. 222 10/80

JUN 29 1983

Transfer No. _____

Water Right No. _____

Department of Water Resources
Southern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

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

Name of applicant GLEN R. KUNAU Phone 678-5310
Post Office address 1941 Miller Ave. Burley, Idaho 83318

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)

b. License No. 43-2281 (19031) issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant (See attached copy of warranty deed)

3. Source of water Groundwater tributary to _____

4. Date of priority August 2, 1940

5. Water is used for the following purposes:

amount 3 cfs for Irrigation purposes from Mar. 1 to Nov. 15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 1.6 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 19
Township 13 S Range 27 E, B.M., in Cassia County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

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 $\frac{1}{4}$	

Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum

RECORDED

Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____

Range _____, B.M., _____ County

Additional points _____

3. Place of use:

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	
13S	27E	18											40	30					70
13S	27E	19						15											15
13S	26E	24	35			32													67

Total number of acres to be irrigated 152

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

a. Amount of water to be diverted 1.6 cfs c.f.s. &/or _____ acre feet

b. Description of diverting works _____

c. Describe the reasons for the proposed changes Original license, No. 19031, 43-2281, incorrectly identified the point of diversion, placing it in the NE1/4 NW 1/4, instead of the NW1/4 NW1/4. This transfer is filed to correct that point of diversion.

2. Change in point of diversion

Point of diversion NW 1/4 NW 1/4, Section 19 Township 13S

Range 27 E, B.M., Cassia County

Additional points _____

3. Change in place of use

a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.

b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
No change under the above-described license/permit

c. Describe the land or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13S	27E	18											40	30					70
13S	27E	19					15												15
13S	26E	24	35			32													67

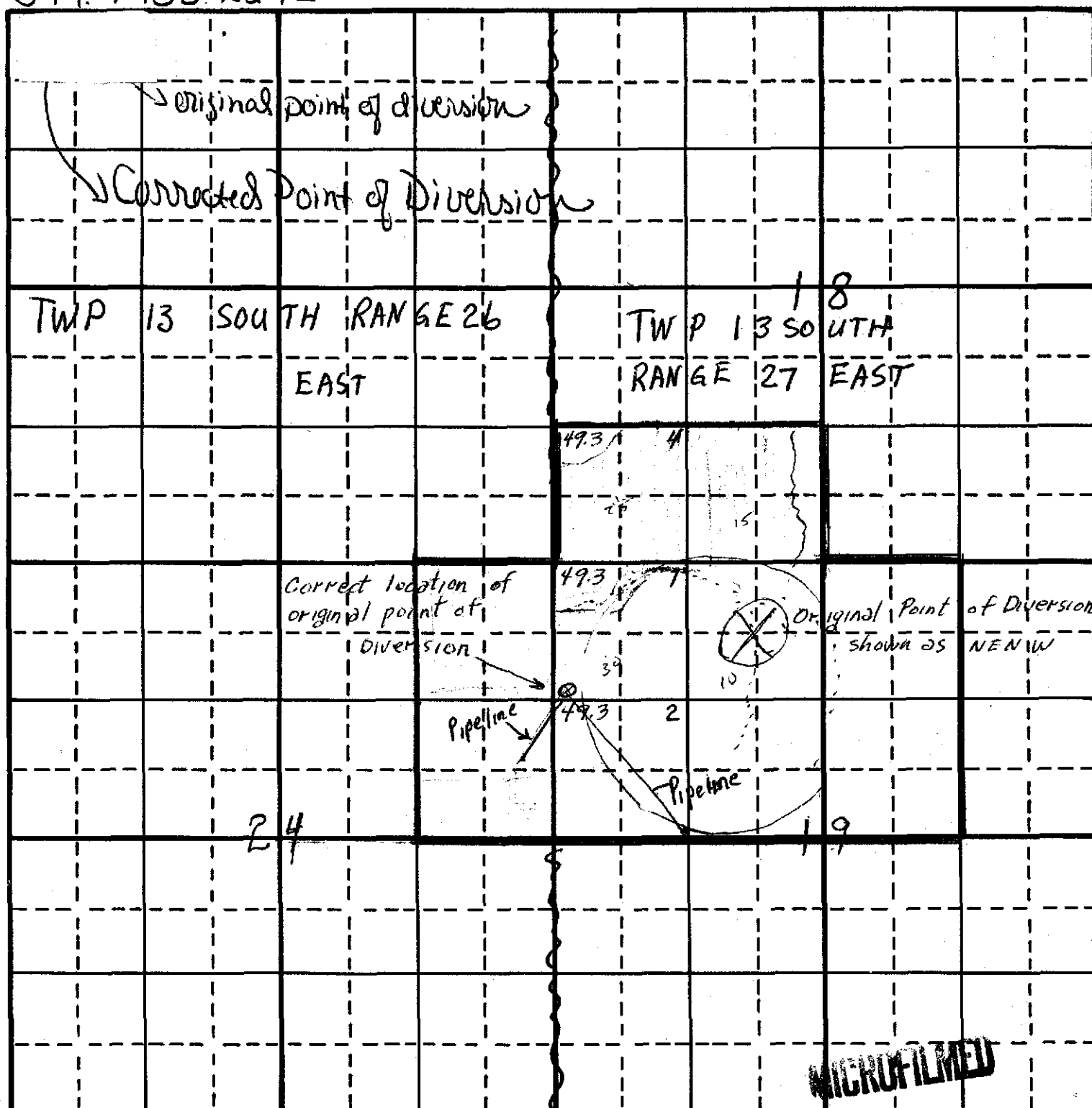
Total number of acres to be irrigated: Same 152

4. Describe any other water rights used for the same purpose as described above.

CASSIA CREEK DECREE - SAME LANDS

5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

S 19. T 13S. R 27E



SCALE: 2 inches equal 1/2 mile. Draw plan in ink.

D. REMARKS

RECORDED

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Elmer R. Kuman
(Signature of Applicant)

Subscribed and sworn to before me this 24th day of June, 1983

Judith C. Maier
(Notary Public)

My commission expires July 2, 1986

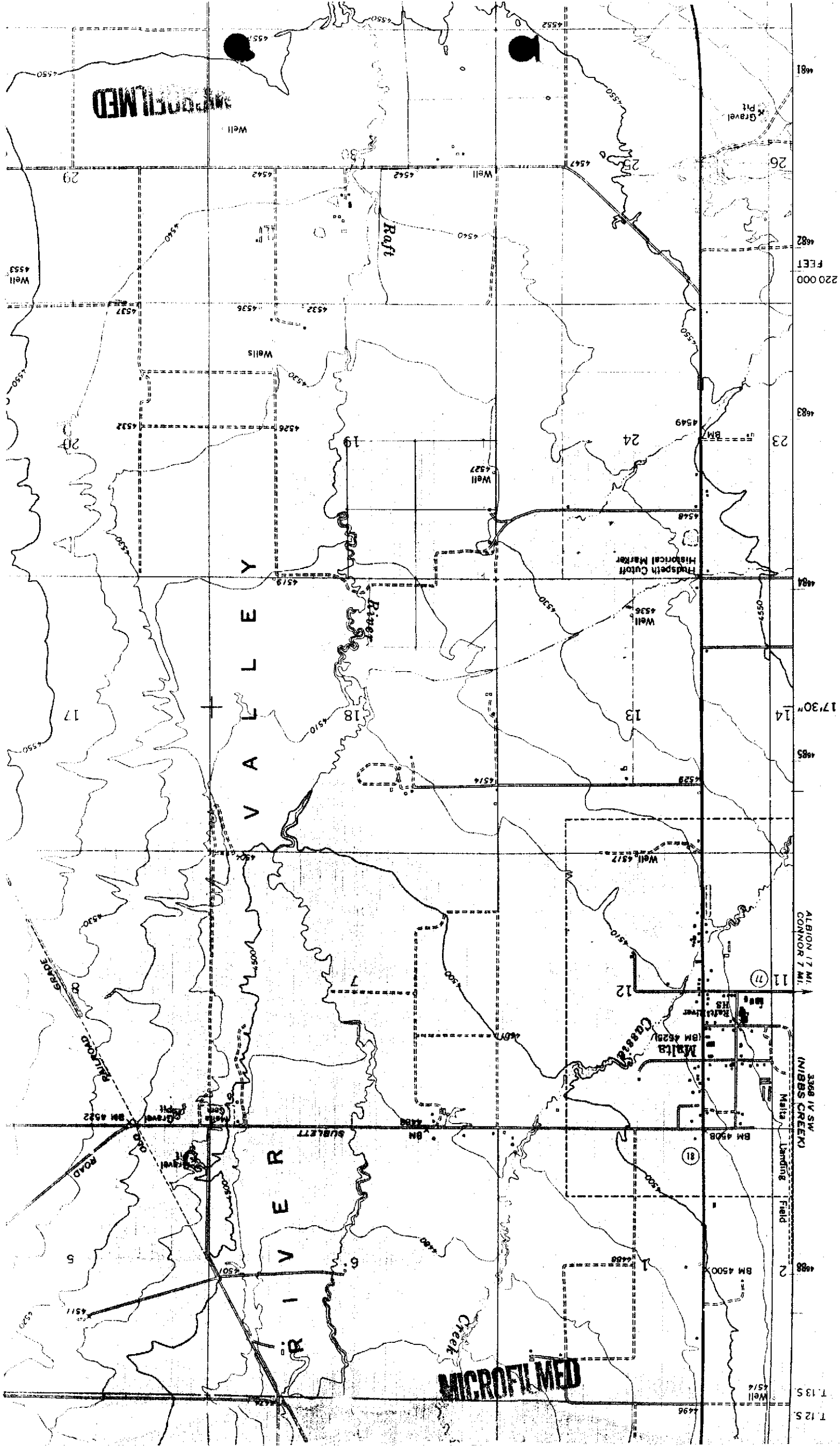
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____ and said application is hereby _____, subject to the following limitations and conditions:

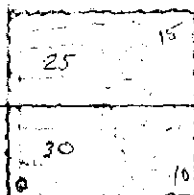
Witness my hand this _____ day of _____, 19____.

FOR DEPARTMENT USE ONLY

Received by <u>LA</u>	Date <u>6/29/83</u>	Protest filed by _____
Prelim. check by _____	Fee <u>\$50.00</u>	_____
Receipted by <u>LA</u>	Date <u>6/29/83</u> # <u>29080</u>	_____
Published in _____		Copies of protest forwarded by _____
Pub. dates _____		Hearing held by _____ Date _____
Watermaster recommendation requested on _____		Recommended for approval _____ denial _____
_____ rec'd. _____		by _____



Point of Diversion -



Engt's report
43-2281

MICROFILMED

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

Patty Staker being first

duly sworn, deposes and says that...he is the
Ex. Secretary

..... of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for 2.....

consecutive weeks, commencing with the issue

dated July 26 1984, and ending

with the issue dated August 2....., 1984...

Patty Staker

Subscribed and sworn to before me

this 23rd day of August...

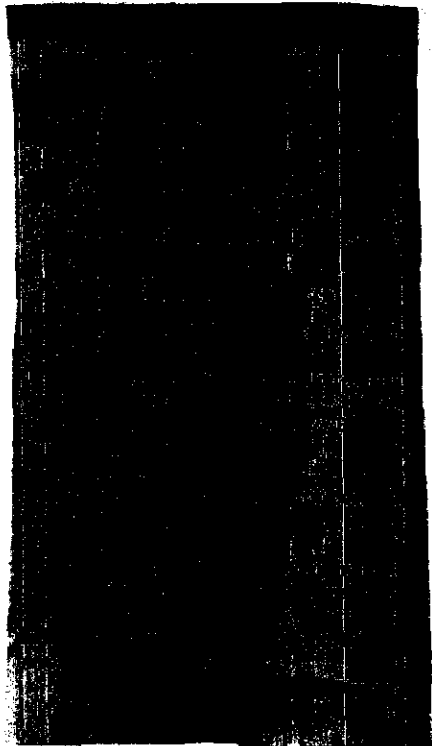
1984.

Kim M. M... Notary Public

Cost of Publication \$27.28

Notary Fee

Total Cost \$27.28

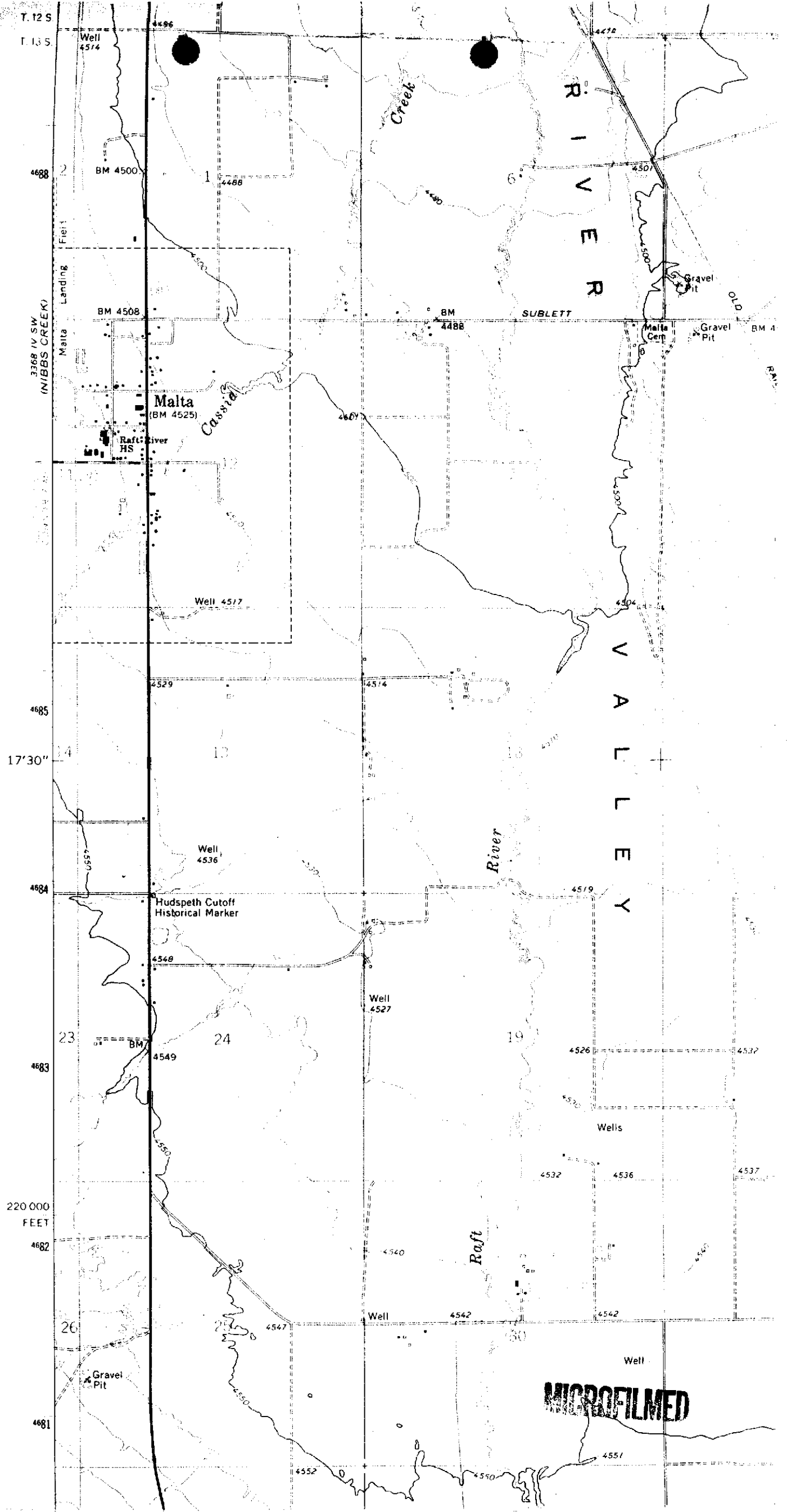


of Mary **RECEIVED**

AUG 24 1984

Department of Water Resources
Southern District Office

MICROFILMED



MICROFILMED

State of Idaho

License and Certificate of Water Right

Water License No. 19031Amount 1.6 c. f. s.

Water District No. _____

Priority Aug. 7, 1940

THIS IS TO CERTIFY that **JOHN C. HITT**
 of **Malta, Idaho**, made application for a permit to appropriate the
 public waters of the State of Idaho, dated **Aug. 7, 1940**, 19 ; that Permit No. **19031**
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.0 second feet, was issued thereunder on **April 3, 1941**, 19 , showing that said works
 were completed on the **8th** day of **January**, 19 **41**; and that on the **29th**
 day of **March**, 19 **41**,

JON C. HITT

of **Malta**, State of **Idaho**, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of a well
a tributary of, for the purpose of irrigation
 , under Use Permit No. **19031** of the **Commissioner of Reclamation**
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
 hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume **7**
 of Licenses, at page **4130**, on the **2nd** day of **June**, 19 **42**;

The right hereby confirmed dates from **August 7, 1940**, 19 ;

The Point of Diversion is located
 in the **NE ¼ NW ¼**, Sec. **19**, Tp. **13 S**, R. **27 E**, B. M. **Cassia**

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 **1.6**
 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13 S	27 E	18	SW ¼ SW ¼	40 ½	25
			SE ¼ SW ¼	40	15
		19	NE ¼ NW ¼	40	10
			NW ¼ NW ¼	40 ½	30
				179	80

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
 this **2nd** day of **June**, 19 **42**

E. V. BERG

Commissioner of Reclamation

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. R-693Amount 50 acre feet per annum

Water District No. _____

Priority August 8, 1940

THIS IS TO CERTIFY that **CARIBOU TROUT RANCH INC.**
of **Soda Springs, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **Aug. 8, 1940**, 19 ; that Permit No. **R-693**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
50 acre-second feet, was issued thereunder on **June 2, 1942**, 19 , showing that said works
were completed on the **28th** day of **June**, 19 **41**; and that on the **28th**
day of **June**, 19 **41**,

CARIBOU TROUT RANCH INC.

of **Soda Springs**, State of **Idaho**, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of **Spring Creek**
, a tributary of **Bear River**, for the purpose of **rearing fish**
, under Use Permit No. **R-693** of the **Commissioner of Reclamation**
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume **7**
of Licenses, at page **4131**, on the **2nd** day of **June**, 19 **42**;

The right hereby confirmed dates from **Aug. 8, 1942**, 19 ;

The Point of Diversion is located
in the **NE ¼ NE ¼**, Sec. **13**, Tp. **9 S**, R. **41 E**, B. M. **Caribou**

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 **50 acre**
cubic feet per second. feet per annum.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this **2nd** day of **June**, 19 **42**

E. V. BERG
Commissioner of Reclamation

(SEAL)

73-2281

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

Application No. 26459
Permit No. 19031
District No.

1. Name of Applicant: JOHN C. HITT
Postoffice address: Malta County: Cassia 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: 80 acres hay land besides the land described
2. Quantity of water claimed: (100 inches) Two (2) cubic feet per second.
3. Source of water supply: Well located in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 19/ Tp. 13 S., Range 27 E., B.M. which is a tributary of
4. Location of point of diversion: 40 feet distant from the S W
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ of
 corner of Section 19, T. 13 S., R. 27 E., B. M., and is ~~the~~ in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
 of Section 19, T. 13 S., R. 27 E., B. M., County of Cassia
5. Water is to be used for: Irrigation
6. If for mining, milling, power or manufacturing purposes, give:
 (a) Point of use of water: feet distant from corner of Section
 T. , R. , B. M., in the of Section , T. , R. , B. M.
 (b) Amount of power generated: H. P., under feet head.
 (c) Water is to be returned to at a point feet
 distant from the corner of Section , T. , R. , B. M., in the
 of Section , T. , R. , B. M.
7. Estimated cost of works: \$ 2,000.00
8. Kind of works: 30 ft. well cased with 36 inch galvanized steel casing
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 18 inches ~~feet~~; width at water line 3 feet; depth of water 8 inches
 feet; dimensions of flume: None
 Diameter of pipe inches; length of conduit ditch 1 miles.
 Average grade per mile 20 feet.
12. The time required for the completion of such work is six months years.
13. The time required for the complete application of the water to the proposed use is No additional years.
14. The land to be irrigated is described in the following tabulation: See remarks.

15. (a) Is reservoir to be used? No If so, fill in (b) and (c) below.
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

JOHN C. HITT

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 10:30 A. M. August 7, 1940

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is **19031**

Recorded in Book 69 Page 19031 Approved August 19, 1940

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 **October 18, 1940**

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 November 19, 1940

The whole of said work to be completed on or before February 19, 1941

Beneficial use of water appropriated in accordance herewith, to be made on or before February 19, 1941

Witness my hand this 19th day of August, 1940

JAMES SPOFFORD

Commissioner of Reclamation.

IN TESTIMONY WHEREOF, We C. A. BOTTOLFSEN Governor of the State of Idaho, and GEO. H. CURTIS
Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and have
caused the Great Seal of the State of Idaho to be hereunto affixed, this 19th day of August 19 40

Countersigned:

STATE OF IDAHO

(SEAL

By GEO. H. CURTIS

Rv C. A. BOTTOLFSSEN

Secretary of State.

Governor.

Remarks: This well is already completed and has been in use since 1932. It furnishes 2 second feet of water, with Parma pump and tractor.

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 $\frac{1}{4}$	
13 S.	27 E.	18																89 $\frac{1}{2}$ 89 $\frac{1}{2}$	
	"	19																179	
Total Number of Acres to be Irrigated																			

Permit No. 19031																			
CERTIFICATE OF COMPLETION OF WORKS.																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that John C. Hitt, of Malta, County of Cassia, and State of Idaho, the holder of Permit No. 26459 bearing date of priority of August 7, 1940, authorizing the diversion of two second waters of a well, County of Cassia, State of Idaho, for irrigation purposes, has fully complied with the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and said Permit; that said works are adequate for diverting and conveying to the place of intended use two second waters of a well, that the point of diversion of said waters is in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 19, Twp. 13 S., Rge. 27 E., and that the lands proposed to be irrigated by the use of said water are described as follows, to wit: NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, S. ec. 18, Twp. 13 S., Rge. 27 E., B. M.,																			
Witness my hand this 3rd day of April, 1941.																			
E. V. BERG. Commissioner of Reclamation.																			
Completion of Works: January 8, 1941.																			
Certificate of Completion of Works issued: April 3, 1941.																			

14 338 14 3																			

1. DRILLING PERMIT NO. 43-95-S-0008-100
Other IDWR No. 43-02281

2. OWNER:

Name Rodney N. Hall
Address P.O. Box 1631
City Maleta State LD Zip 83342

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N
 Twp. 13 S North ☐ or South ☒
 Rge. 27 E East ☒ or West ☐
 Sec. 19 S 1/4 1/4 N 1/4 1/4 N 1/4 1/4
 Gov't Lot 1 County Cassia

Address of Well Site

End of Road City Malta

Lt. _____ Blk. _____ Sub. Name _____

4. PROPOSED USE:

☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK ☒ **Design** ☐ **Development**

☐ New Well ☒ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☐ Air Rotary ☒ Cable ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
old construction				unknown

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____
Was drive shoe seal tested? Y ☐ N ☐ How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
18	0	270	250	Steel	☒	☐	☒	☐
16	210	328	250	Steel	☐	☒	☒	☐
12	320	1616	250	Steel	☐	☒	☒	☐

Length of Headpipe 800.295 Length of Tailpipe

9. PERFORATIONS/SCREENS

☒ Perforations Method Torch
☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
0	320	UNK	4000	2 1/2	6.55	☐	☐
320	795	3/16	245			☐	☒
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

66 ft. below ground Artesian pressure 0 lb.
Depth flow encountered 0 ft. Describe access port or
control devices:

11. WELL TESTS:

☒ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
2100	162		27 May 85

Water Temp. 52° Bottom hole temp. _____

Water Quality test or comments:

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
18	0	220	Unknown old concrete		
16	220	328	" " "		
12	328	401	Sand & Pea gravel	X	
12	401	483	Sticky clay		X
12	483	516	Brown sandy clay	X	
12	516	520	Sticky clay		X
12	520	534	Brown sand clay	X	
12	534	591	Ash blue clay		X
12	591	606	Alternate lenses sand/clay	X	
10	606	608	Ash blue clay		X
10	608	615	Sand clay	X	
10	615	635	Ash blue clay		X
10	635	662	Brown sandy clay	X	
10	662	727	Ash blue clay		X
10	727	731	Sand	X	
10	731	763	Ash blue clay		X
10	763	783	Fine gray sand	X	
10	783	800	Ash blue clay		

RECEIVED

MAY 29 1998

RECEIVED

Department of Water Resources MAY 24 1996

~~Department of Water Resources~~
~~Southern Region~~

Completed Depth 800' (Measurable)

Date: Started April 1 95 Completed May 27, 95

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Asko P. Lloyd & Co. Inc. Form No. 102

Firm Official Arlo P. Lloyd Date June 1, 95

Supervisor or Operator _____ Date _____

(Sign once if Firm Official & Operator)

WATER RIGHT NUMBER 43-2281

OWNER LAST NAME - HITT
OWNER LAST NAME - KUNAUFIRST NAME - JOHN C.
FIRST NAME - GLEN R.ORIG OWNER - 0
ORIG OWNER -ADDRESS LINE 1 -
ADDRESS LINE 3 -ADDRESS LINE 2 -
CITY - MALTA

STATE - ID ZIP CODE - 83342

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 08-07-1940 COUNTY - CASSIA

TOTAL DIV. RATE - 1.6000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND - T

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NWNW 19 13S 27E LOT 01 REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 03-15 TO - 11-15 USE - IRRIGATION

USE DIV. RATE -

1.6000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 13S RNG 27E SEC 19 TRACT NENW LOT

AC 10 TRACT NWNW LOT

AC 30

USE - IRRIGATION

PLACE OF USE - TWN 13S RNG 27E SEC 18 TRACT SWSW LOT

AC 25 TRACT SESW LOT

AC 15

DECREE NAME -

DATE -

TOTAL ACRES

80

REMARKS - TRANS. 3062.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 19031

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

October 25, 1984

RE: Transfer of Water Right No. 43-2281

Glen R. Kunau
1941 Miller Ave.
Burley, ID 83318

Dear Mr. Kunau:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3062).

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: ADM

1. Right number 43-2281 Applicant KUNAU, Glen R.
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Other _____
4. Check:
☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
☒ Description of original point of diversion.
☒ Description of original place of use.
Not listed on original Lic.
5. Amount of land &/or water transferred:
☒ All of right.
☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
☒ Check description of point(s) of diversion.
☒ Check description of place of use. No change
☒ Check map (shows p.d. and p.u. after transfer).
☒ Check for correct signature, notarization, and fee.
☒ Check proof of ownership of right &/or land from which water is transferred. N/A
☒ Check for expansion in use of right. Comments None
☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) N/A
- j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? N/A

FINAL PROCESSING REVIEW BY: ADM

- ① Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* OK

NOT RECORDED

RECEIVED

SEP 05 1984

4. By ADM Date 8/31/84
Department of Water Resources

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 43-2281

Notice is hereby given that Glen R. Kunau of Burley, Idaho has applied to the Department of Water Resources for a change of point of diversion of a right from a groundwater source. The right sought to be changed is evidenced by License No. 19031/43-2281 and is recorded as follows:

Amount: 1.60 cfs

Priority: August 7, 1940

Point of Diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, T13S, R27E, B.M., Cassia County

The water is used for irrigation of 80 acres from March 15 to November 15 within the S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 18; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 19, T13S, R27E

TO BE CHANGED AS FOLLOWS:

Amount: 1.60 cfs

Point of Diversion: LT1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 19, T13S, R27E, B.M., Cassia County

Place of Use: No change

Any protest against the approval of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301, on or before August 13, 1984.

A. KEN DUNN, Director

Published in South Idaho Press July 26 and August 2, 1984.

MICROFILMED

OK
AD-
7/17/84

84-159

**NOTICE OF PROPOSED CHANGE OF
WATER RIGHT
NO. 43-2281**

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TO BE CHANGED AS FOLLOWS:

Amount: 1.60 cfs

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A. KEN DUNN, Director

Published in the South Idaho Press on July 26 and August 2, 1984.

6)
merge
7/25/84



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN DISTRICT

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

July 16, 1984

South Idaho Press
Box 190
Burley, Idaho 83318

Re: Notice of Proposed Change of Water Right No. 43-2281

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.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Mary A. Newby
Sec/Office Coord.

Encl:

MICROFILMED

43-2281

July 18, 1969

John E. Gray
Manager
1305 Albion Avenue
Burley, Idaho 83318

Dear Mr. Gray:

Our records do not indicate a filing on either of the wells mentioned in your letter of July 16, 1969. It is possible that the well in the SW¹/₄SW¹/₄, Section 19, is a replacement well for the one licensed under 43-2281.

It is possible that these wells were drilled prior to March 25, 1963 and therefore have established a use right. If the wells were drilled after that date they are illegal. We are not permitting the use of illegal wells, however, until such time as the water rights are adjudicated we have a real problem finding illegal wells unless someone lets us know of one drilled in recent years or months. We then have the right to close the wells to future use.

If we can be of further assistance please let us know.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

MICROFILMED

1903/
43-2281

C
O
P
Y

FEDERAL LAND BANK ASSOCIATION OF BURLEY

1305 ALBION AVENUE BURLEY, IDAHO 83318



JOHN E. GRAY, MANAGER

July 16, 1969

RECEIVED
JUL 21 1969
Department of Reclamation

Mr. M. Russell Bosch
Administrative Assistant
State Dept. of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Re: Loan No. 137786

Dear Mr. Bosch:

We wrote to you in June of last year requesting information relative to water rights on the following described property in Cassia County:

Township 13 South, Range 27EBM
Sec. 18, Lots 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 19, Lots 1, 2, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
W $\frac{1}{2}$ NE $\frac{1}{4}$
Township 13 South, Range 26EBM
Sec. 24, Pt. E $\frac{1}{2}$ NE $\frac{1}{4}$

Kunau and Pickett now own this property and are irrigating from two deep wells, one of which is located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 19, Twp. 13S, Rng. 27E and the other in the E $\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 24, Twp. 13S, Rng. 26E. We wish to gather a little more information concerning these wells.

The information previously obtained from your office indicated that there was a license #43-2281 for a well located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Twp. 13S, Rng. 27EBM, however there is now no well in this location.



Mr. M. Russell Bosch

-2-

July 16, 1969

Of the two wells previously mentioned, do your records indicate that one or both are operated under license #43-2281? If not, would you please advise what the water rights are on these two wells or under what basis you are permitting water to be pumped from these wells. Thank you.

Very truly yours,

John E. Gray
John E. Gray,
Manager

JEG/bl

1903/
43-2281

June 27, 1968

RE: License 43-2281

John E. Gray
Land Bank Appraiser
Federal Land Bank Association
P.O. Box 548
Burley, Idaho 83318

Dear Mr. Gray:

Mr. John Hitt does have a water license, however, the well is located in the NE 1/4, Section 19, T 13 S., R 27 E., B.M. This license is for 1.6 c.f.s. with a priority of August 7, 1940.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRR:ejw

C
O
P
Y

1903/
43-2281

FEDERAL LAND BANK ASSOCIATION OF BURLEY

P. O. BOX 548 1245 OVERLAND AVENUE BURLEY, IDAHO 83318



GLEN R. KUNAU, MANAGER

June 24, 1968

19031-
20279
22556
29757

RECEIVED

JUN 25 1968

Department of Reclamation

State Department of Reclamation
State House
Boise, Idaho 83700

Gentlemen:

Would you please advise if there is a permit or license on a well located in the W $\frac{1}{2}$ NW $\frac{1}{4}$, Section 19, Township 13 South, Range 27 EBM. Would you also indicate the date of priority and amount of water permitted. This well may have been registered in the name of Rentmeister or John Hitt. Thank you.

Very truly yours,

A handwritten signature in cursive script, appearing to read "John E. Gray".
John E. Gray,
Land Bank Appraiser

JEG/bl



"OWNED BY FARMERS : FOR FARMERS"

19031
43-2281

June 4, 1942

Re: 19031

Mr. John C. Mitt
Malta, Idaho

Dear Mr. Mitt:

We are enclosing License and Certificate of Water Right #4130 on the above numbered permit for 1.6 second feet of the waters of a well to irrigate the S¹/₄SW¹/₄ of Sec. 18 and N¹/₄NW¹/₄ of Sec. 19, 13 S., 27 E. The priority date is Aug. 7, 1940.

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

BY: Chief Clerk.

ml.
R/18230, \$8.00.

*See Well Log in Log File for
reconditioning old well*



19031



CHASE A. CLARK
GOVERNOR

ROY W. THOMPSON
DEPUTY COMMISSIONER

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

E. V. BERG, COMMISSIONER

BOISE

April 22, 1942

Re: 19031

Mr. John Hitt
Malta, Idaho

Dear Mr. Hitt:

Please forward your \$8.00 remittance so that
a State of Idaho Water License may be issued to you on
the above numbered permit.

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

Maud Lile

BY: Chief Clerk.

ml.



19031

April 22, 1942

Re: 19031

Mr. John Hitt
Malta, Idaho

Dear Mr. Hitt:

Please forward your \$8.00 remittance so that
a State of Idaho Water License may be issued to you on
the above numbered permit.

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

BY: Chief Clerk.

ml.

March 25, 1942

Re: 19031

Mr. John Mitt
Malta, Idaho

Dear Mr. Mitt:

We are in receipt of our engineer's report on the above numbered permit for beneficial use proof. The fee is \$8.00, being at the rate of \$2.00 for each forty acre subdivision or fraction thereof.

Upon receipt of your remittance, a license will be issued.

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

BY: Chief Clerk.

ml.

19031

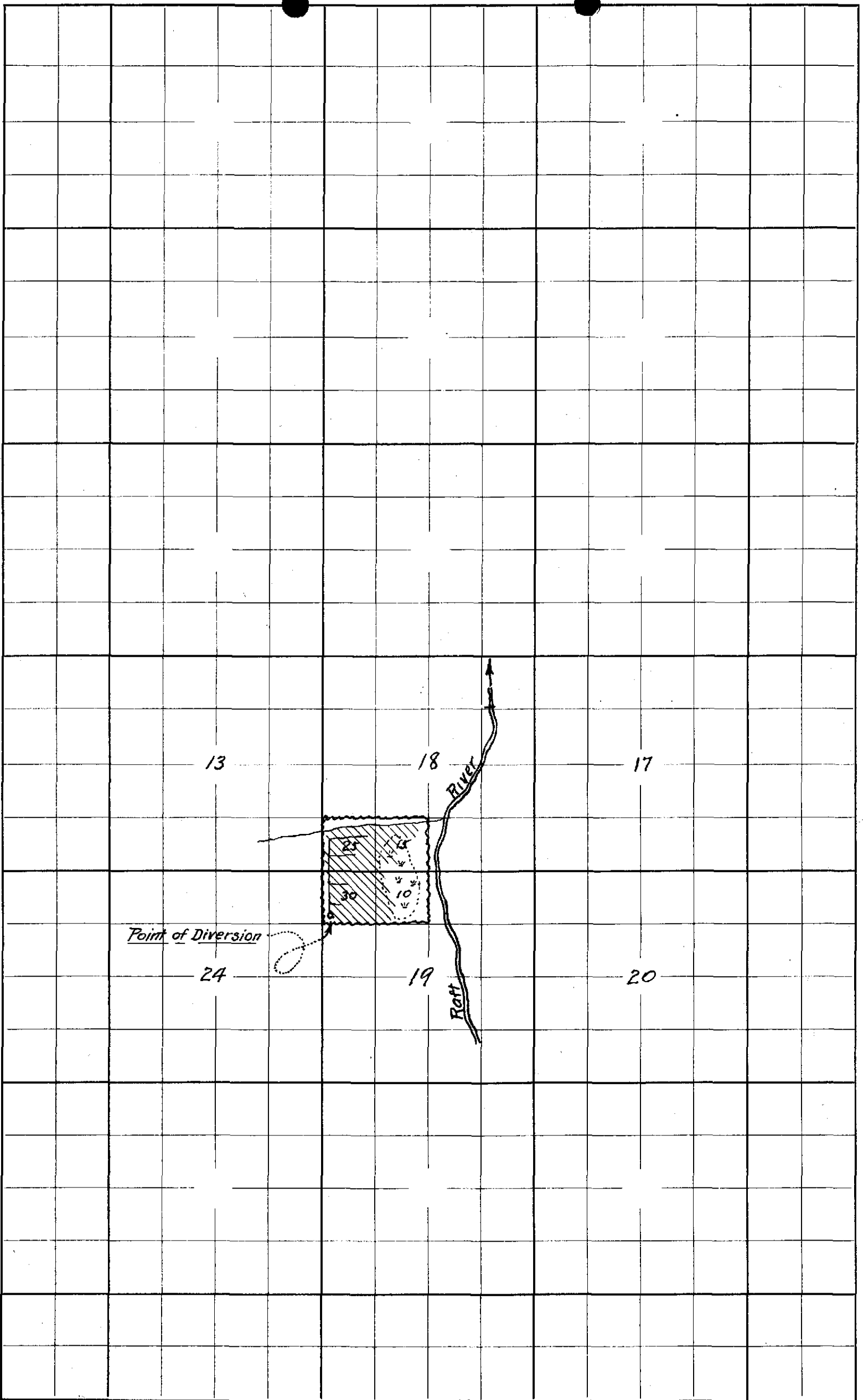
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 19031

REPORT ON PROOF OF Beneficial Use

*P. H. 4/22 1.6 c.f.s.
4/22 1.6 c.f.s.
4/22 1.6 c.f.s.*



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19031

This proof is for Beneficial Use

In Water District No.

1. Name of applicant John Hitt, Malta, Idaho
 2. Source of water supply: Well
 3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 19
T. 13 S R. 27 E County of Cassia
 4. Describe works as they exist, giving dimensions and capacities of same: A dug well 24ft. deep,
cased with 36inch corrugated armco pipe;
A motor driven Parma Water Lifter, of 2 Sec.Ft. rating.
Ditches 2ft. wide, and 1ft. deep.
 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 for other than irrigation): NW $\frac{1}{4}$ NE $\frac{1}{4}$ (40), NE $\frac{1}{4}$ NW $\frac{1}{4}$ (40), SE $\frac{1}{4}$ SW $\frac{1}{4}$ (40), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (40) Sec. 18, 13 S, 27 E or 179 Acres
 8. What large stream would the water here appropriated finally reach? None
- Remarks Normal Water Table 4ft. Pump drawdown 14ft.

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

This examination was made on the 5th day of June, 1941

(Signed)

Fred H. Tolman
Examiner.

19031

Permit No. 19031

Examination for Beneficial Use

County Cassia

INSTRUCTIONS TO EXAMINERS

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

April 18, 1941

Re: 19031

Mr. J. Henry Thompson
Malta, Idaho

Dear Mr. Thompson:

John C. Mitt:

Just made a thorough search and located the affidavit of publication for the above permit on beneficial use proof. We are sorry that the affidavit was mislaid and have listed Mr. Mitt's proof of beneficial use for inspection by Mr. Tolman, our field engineer.

Very truly yours,

E. V. BERG.
Commissioner of Reclamation

By: Chief Clerk.

1.

19031

RECEIVED

APR 12 1941

Department of Reclamation

Malta, Idaho.
April-10-1941.

Hon E.V.Berg
Commissioner of Reclamation
Boise, Idaho.

Dear Mr. Berg:-

Your letter of April 3rd, reached me addressed to Mr. John C. Hitt, enclosing Certificate of Completion of Works, also receipt for five dollars received from him.

This letter also states that Mr. Tolman cannot make the field engineers report until you receive the affidavit of publication.

This affidavit of publication signed by the publisher of the Burley Herald was enclosed to you in my letter under date of Feb 26, 1941. In that letter I advised you that Mr. Hitt had paid the costs of the publication.

Hoping that you can locate this affidavit without further delay, I am,

Yours Very Truly,


J. Henry Thompson
notary public.

19021
26459

19031

April 3, 1941.

Re: 19031

Mr. John C. Hitt
Malta, Idaho

Dear Mr. Hitt:

We enclose herein Certificate of Completion of Works issued under the above numbered permit to appropriate two second feet of the water of a well for irrigation purposes on the NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 18, Twp. 13 S., Reg. 27 E., B. M.

The Department's Receipt No. 17770 for the \$5.00 you paid in connection with your Completion of Works proof is also enclosed.

We need the affidavit of publication from the newspaper before we can make an Engineer's report for the field examination by Mr. Tolman.

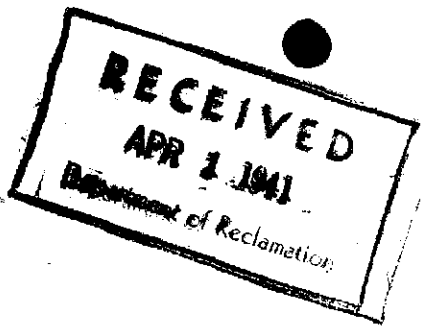
Very truly yours,

E. V. BERG.
Commissioner of Reclamation.

BY: Chief Clerk.

al.
incl.

19031



Malta, Idaho.
March-29-1941.

Hon E. V. Berg.
Commissioner of Reclamation
State House, Boise, Idaho.

John C. Hitt
Permit No. 19031.

Dear Mr. Berg:-

Pursuant to the instructions contained in your letter of March 19th, 1941, relative to the above proof, I have this day taken the herewith enclosed depositions of holder and two witnesses, for Beneficial Use Proof.

Mr. Hitt's check in the amount of five dollars is also enclosed for which forward to him a Certificate of Completion of Works, as outlined in the last paragraph of your letter.

Trusting that all instructions have been satisfactorily followed, I am,

Yours Very Truly,


J. Henry Thompson
Notary Public.

19031

RECEIVED

FEB 28 1941

Department of Reclamation

RECEIVED

APR 1 1941

Department of Reclamation

PERMIT NO. 19031

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. John C. Hitt, Malta, Idaho. farmer.

Malta, Idaho

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. no

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. Permit No. 19031. Aug-19-1940. Two-(2) cubic feet per second.

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Irrigation - 100 acres - (there is 179 acres in my place described as follows) Lot 4, -SW-1/4 Sec 18, -NE-1/4 Lot 1, Sec 19, all in Twp 13 S. R. 27, E.B.M.

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Yes - water turned into ditch June 1, 1932. and about 80 acres has been irrigated once each year since that time.

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. yes fully completed as required by permit.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. no

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Open well-with 36 inch steel casing-8 inch Parma Pump.

Fordson Tractor-20h.p. mile of ditch to carry water to land.

Total cost-\$2,000.00

(Sign here.)

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 Malta,

County of Cassia, State of Idaho, on this 26th day of February, A.D. 1941.

My Commission expires Jan-25-1945.

Henry Thompson
Malta, Idaho. Notary Public.

19031

Permit No. 19031

RECEIVED

APR 1 1941

Department of Reclamation

RECEIVED

FEB 28 1941

Department of Reclamation

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. G. S. Gamble, Malta, Idaho, farmer- Malta Idaho.

Ques. 2. Are you acquainted with John C. Hitt, the holder of Permit No. 19031, authorizing the diversion of two (2) second-feet of the waters of Open Well, at Malta, Idaho, for irrigation purposes? How long have you known him, and where does he reside?

Ans. yes- 50 years- Lives at Malta, Idaho

Ques. 3. Have you read or heard read said Permit No. 19031, and are you familiar with its terms and conditions?

Ans. yes.

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

Ans. Yes- black loam, two irrigations for hay and grain.

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

Ans. yes.

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

Ans. Well, with pump and engine, and a mile of ditch that will carry 150 miners inches of water.

(Sign here.)

G. S. Gamble

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

County of Cassia, State of Idaho, on this 26th day of February, A. D. 1941.

my commission expires
Jan-25-1945.

Henry Thompson
notary public, Malta, Idaho.

19031

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

RECEIVED**APR 1 1941**

Department of Reclamation

Permit No. 19031

RECEIVED**FEB 28 1941**

Department of Reclamation

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

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

Ans. Jesse M. Pierce, Malta, Idaho - farmer - Malta, Idaho.

Ques. 2. Are you acquainted with John C. Hitt, the holder of Permit No. 19031, authorizing the diversion of two-(2) second-feet of the waters of Open Well, at Malta, Idaho, for irrigation purposes? How long have you known him, and where does he reside?

Ans. yes-50 years - residence Malta, Idaho.

Ques. 3. Have you read or heard read said Permit No. 19031, and are you familiar with its terms and conditions?

Ans. yes

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

Ans. yes- good loam soil, hay and grain will do well on two irrigations.

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

Ans. yes

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

Ans. Well and pumping outfit, with a mile of ditch, that will carry 150 inches of water

(Sign here.)

Jesse M. Pierce

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Malta, County of Cassia, State of Idaho, on this 26th day of February, A. D. 1941.

My commission expires
Jan-25-1945.

Henry Thompson
notary public Malta, Idaho.

19031

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 19031

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. John C. Hitt - Malta, Idaho - Farmer

Malta 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. no

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

Ans. 19031 - Aug-19-1940

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

Ans. Open Well in southwest corner, (about 30 feet in from the corner), of Lot 1, Sec 19, Twp 13, South, Range 27 E.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.

Ans. Open well with 36 inch steel casing - 8 inch Parma Pump.
Fordson Tractor-20-h-p-, with mile of ditch to carry water
to land. Ditch will safely carry 150 inches water. Ditch.

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

Ans. Irrigation-

30 acres in Lot 1 Sec 19

15 acres in SE 1/4 Sec 18

25 acres in Lot 4 Sec. 18

10 acres in NE 1/4 Sec 19, Twp 13, S

R 27 EBM

cultivated land, mostly in alfalfa now.

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

Ans. no

John C. Hitt

19031

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

Ans. 100 inches of water

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

Ans. same party

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

Ans. Since June 1 1932- about 80 acres has been irrigated with this water, once each year since that time.

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. I have a Cassia Creek decree for this land, and have used the well as supplementary water, when the creek was low.

(Sign)

John C. Hitt

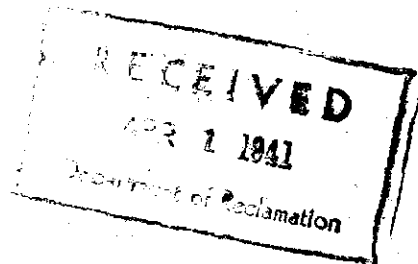
I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Malta, County of Cassia, State of Idaho, on this 29 day of March, A. D. 1941.

Henry Thompson
notary public Malta, Idaho.

My commission expires Jan-25-1945.

19031

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT NO. 19031

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. Jesse M. Pierce Malta, Idaho, farmer-Malta, Idaho.

Ques. 2. Are you acquainted with John C. Hitt, the holder of Permit No. 19031? How long have you known him and where does he reside?

Ans. yes-50 years- residence Malta, Idaho.

Ques. 3. Have you read or heard read said Permit No. 19031, 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. Open well with mile of ditch that will carry 150 inches
of 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. 4 second feet- 2 second feet

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

Ans. irrigating grain and hay land on John Hitt's farm. Water
is pumped from open well in Southwest corner of Lot 1 Sec 19-Twp 13 S
Range 27 E.B.M. -following portions of land have been irrigated from
this well- 20 acres in Lot 1 Sec 19- 25 acres in Lot 4 Sec 18.
15 acres in SW $\frac{1}{4}$ Sec 18. and 10 acres in NE $\frac{1}{4}$ Sec 19. all in twp.
13 S R 27 E.B.M. all cleared and broken land. about 60 acres of hay
had been made, and about twenty acres of grain land in use.

19031

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

Ans. no

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. soil is black loam. will require two irrigations to
raise hay and grain crops.

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

Ans. no

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

Ans. five years-irrigating grain and hay-100 inches stream-
twenty acres at different times.

(Signed)

Jesse M. Pierce

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 Malta, County of Cassia, State of Idaho, on this day of 29th March, A. D. 1941.

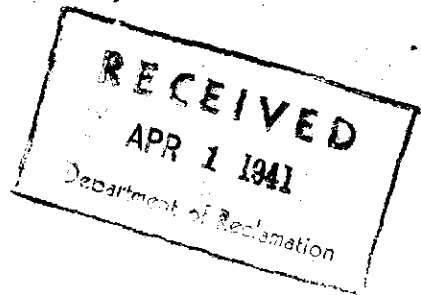
My commission expires Jan-25-1945.

Henry Thompson
Malta, Idaho.

Notary Public.

19031

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT NO. 19031

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. C. S. Gamble -Malta, Idaho-farmer- Malta, Idaho.

Ques. 2. Are you acquainted with John C. Hitt, the holder of Permit No. 19031? How long have you known him and where does he reside?

Ans. yes-50-years- lives at Malta Idaho

Ques. 3. Have you read or heard read said Permit No. 19031, 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. Open well, with mile of ditch that will carry 150 inches
of 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. four second feet- two second feet.

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

Ans. Irrigating hay and grain land- on John Hitt place south
of Malta, Idaho. about 80 acres in all. 30 acres in Lot 1 25 acres-h
Lot 4 25 acres- in SE 1/4 Sec 18 15 acres- and ten acres in NE 1/4
NW 1/4 Sec 19. Twp 13 South Range 27 E.M.M.

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

Ans. no

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. black loam- will take two irrigations to make grain and hay crops.

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

Ans. no

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

Ans. I measured this water when I ^{was} watermaster in 1934. There was a stream of 100 inches. I saw it used on hay and grain ground. I have seen the water used at different times, on at least 15 or 20 acres of crop.

(Signed)

E. S. Gamble

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 Malta, County of Cassia, State of Idaho, on this day of 29, March, A. D. 1941

My commission expires Jan 25-1945

Malta, Idaho.

Henry Thompson
Notary Public.

March 19, 1941.

Re: 19031

Mr. J. Henry Thompson
Malta, Idaho

Dear Mr. Thompson:

In checking over the file in connection with Beneficial Use proof, Permit No. 19031, in the name of John C. Hitt, Malta, Idaho, we find that Beneficial Use proof was advertised in the Burley Herald for Febr. 12, 1941. On Febr. 19th, you notified this office that you did not have the necessary blanks to make proof and that date be set ahead one week to Febr. 26th.

On the 24th, blanks were mailed to you, however, the wrong blanks were sent and you used "Proof of Completion of Works" blanks for your Beneficial Use Proof instead of the regulation Form Nos. 16 and 17.

We are returning the depositions signed on the 26th and are enclosing Form Nos. 16 and 17 to be used in making your Beneficial Use Proof. As it was an error on the part of the Department, the priority date will not be changed. Please return both the Completion of Works depositions and the Beneficial Use Proof to this office to be retained in our file.

*Depositions
sent after 2
P.M. 2/24/41
M.H.*

Your Proof of Completion of Works, signed as of January 8, 1941, is on file in this office, and upon receipt of the statutory fee of \$5.00 a Certificate of Completion of Works will be issued.

Very truly yours,

E. V. BERG.
Commissioner of Reclamation.

By
Roy W. Thompson
Deputy Commissioner.

RWT:ml.

19031

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

Boise, Idaho,

March 19, 1941

Re: 19031
John C. Hitt

Mr. Henry J. Thompson
Malta, Idaho

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 19031

Deposition of Permit Holder,
Depositions of Two Witnesses.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On February 26, 1941, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Malta, Idaho before Henry J. Thompson, Notary Public

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

E. V. BERG.
Commissioner of Reclamation.

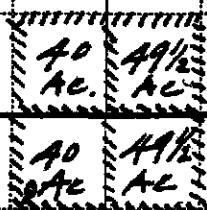
19031

John C. Hite

Trap- 13-S. P. 27 E

Map No. 1

Sec. 18



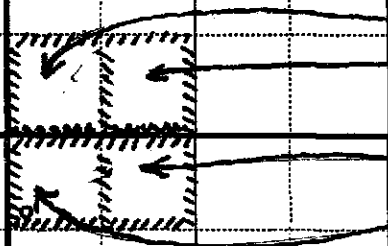
On your map accompanying your application for permit you made your map as shown at left. which does not correspond with your land description. you show Lot 4, Sec 18, and Lot 1- Sec 19, as being East of other described forties.

Location of well

19

Map No. 2

Sec 18



Map below shows proper map location to correspond to land description

*Lot A - Sec 18 - 49.3 acres
SE 1/4 SW 1/4 - Sec 18 40 acres
NE 1/4 NW 1/4 Sec 19 40 acres
Lot 1 - Sec 19 49.31 acres*

Well -

19

19031

SCALE: ONE INCH TO ONE MILE

Township..... Range.....

6	5	4	3	2	1
7	8	9	10	11	12
18	17	16	15	14	13
19	20	21	22	23	24
30	29	28	27	26	25
31	32	33	34	35	36

Correct Land
Description

Lot 4 — X X
Lot 1. — X X

Change in
Permit
19031

19031



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
F. V. BERG, COMMISSIONER
BOISE

RECEIVED
DEPT. COMMISSIONER

CHAS. A. CLARK, GOVERNOR

March 4, 1941



Re: 19031
John Hitt.

Mr. J. Henry Thompson
Malta, Idaho

Dear Mr. Thompson:

We wish to acknowledge receipt of your letter of February 26 in which you enclose proof of completion of works permit number 19031 in the name of John C. Hitt, Malta, Idaho. Also affidavit of publication for beneficial use on the same numbered permit.

In checking over the permit and the map furnished by the applicant showing land descriptions of the applicant's land, we find the following discrepancy:

On the applicant's map, sent in with the first application, lot 4 of Section 18 was shown as being the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ as shown on a copy of map I am enclosing herewith. The same condition in Section 19, Lot 1 being located on the applicant's map as the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 19. The true location is shown on the lower diagram of copy of enclosed map, showing Lot 4 Section 18 as being the SW $\frac{1}{4}$ SW $\frac{1}{4}$, and Lot 1 as being the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 19.

Please let us know if the lower map on the enclosed copy is the correct land location and if so does it change the description of the well location?

I am

Thanking you for the above,

Very truly yours,

E. V. BERG.
Commissioner of Reclamation.

By

Roy W. Thompson
Deputy Commissioner.

RWT:ml.

I have checked with the County records and your lower map is right. Well location should be moved $\frac{1}{4}$ miles west to

correspond with corrected map. I have marked it on your map No. 2. in the sw corner of the nw of the nw sec. 19

Yours truly,

J. Henry Thompson

19031

Malta 3-15-41

March 4, 1941

Re: 19031
John Hitt.

Mr. J. Henry Thompson
Malta, Idaho

Dear Mr. Thompson:

We wish to acknowledge receipt of your letter of February 26 in which you enclose proof of completion of works permit number 19031 in the name of John C. Hitt, Malta, Idaho. Also affidavit of publication for beneficial use on the same numbered permit.

In checking over the permit and the map furnished by the applicant showing land descriptions of the applicant's land, we find the following discrepancy:

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Please let us know if the lower map on the enclosed copy is the correct land location and if so does it change the description of the well location?

I am

Thanking you for the above,

Very truly yours,

E. V. BERG.
Commissioner of Reclamation.

By
Roy W. Thompson
Deputy Commissioner.

RWT:ml.

19031

RECEIVED

FEB 28 1941

Department of Reclamation

Malta, Idaho.
Feb-26-1941.

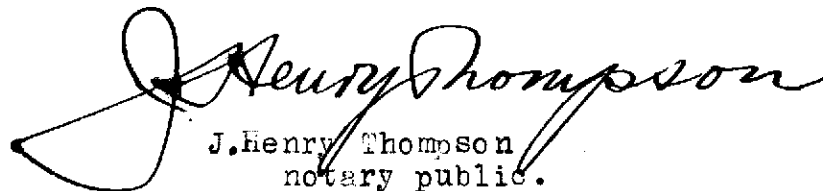
Hon E. V. Berg
Commissioner of Reclamation
Boise, Idaho.

Dear Mr. Berg:-

I have this day taken the deposition of for permit holder Mr. John C. Hitt for Permit No. 19031, which I enclose, also depositions of two witnesses, as requested in your letter of Feb-24-1941.

These depositions are enclosed as also an affidavit of publication of notice, for which Mr. Hitt has paid the costs.

Yours Very Truly,


J. Henry Thompson
notary public.

SE 492 + SE 493 - 18
NE 494 + NE 495 - 19

19031

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
COUNTY OF CASSIA } ss.

W. A. Shear

first being duly sworn, deposes and says: That he is the publisher of the Burley Herald, 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 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-fourth 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 Jan. 16, 1941 and ending with the issued dated Feb. 6, 1941.

Subscribed and sworn to before me this 17 day of Feb., 1941.

Notary Public in and for the State of Idaho,
residing at Burley, Idaho.

19031

is hereby given that at 11 A. M. on the 16th day of February, 1941, at Malta, county of Cassia, State of Idaho, before J. Henry Thompson, Notary Public, proof will be submitted of the application of beneficial use of 2 cubic feet per second of the waters of said certain Open well in accordance with the terms and conditions of Permit No. 18831, hereinafter issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are John V. Berg, Malta, Idaho.

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

The amount applied to beneficial use is 2 cubic feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated): Lot 1, Blk. NW 4, Sec. 19, Twp. 4 S, R. 27 W, E. 18, in Twp. 13 South Range 27 E. B. M.

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

The right to take water from such works is based upon Permit No. 18831.

The source of supply from which such water is diverted is Open well in the southwest corner of the Blk. NW 4, Sec. 19 Twp. 13 South Range 27 E. B. M.

The date of priority which said user is prepared to establish is August 7, 1940.

J. V. Berg,
Commissioner of reclamation.

First publication Jan. 16, 1941.
Final publication Feb. 6, 1941.

State of Idaho

ENGINEERING DEPARTMENT

BOISE

Re: 19031
John Hitt.

INSTRUCTIONS
Beneficial Use
PROOF OF COMPLETION OF WORKS

February 24, 1941.

Mr. J. Henry Thompson
Malta, Idaho

BOISE, IDAHO,

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of completion of works under Permit No. 19031

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of the permit holder's rights:

1. On February 26, 1941., the date set for proof of completion of works, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at Malta, Idaho

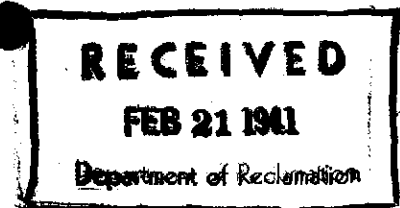
2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

E. V. BERG.
Commissioner of Reclamation.
State Engineer.

19031



Malta, Idaho.
Feb-19-1941.

Commissioner of Reclamation.
Department of Reclamation
Boise, Idaho.

Permit No. 19031.
John C. Hitt.

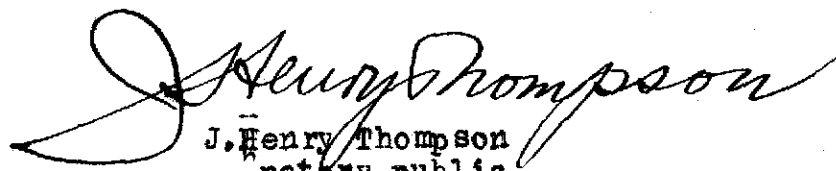
Dear Sir:-

We find that we have no blanks to proceed with Mr. John C. Hitt's water proof, which was set for this day, as advertised in the Burley Herald, of Burley Idaho.

Will you therefore please send necessary blank forms for this proof, and also please set the date ahead one week, till Feb 26th, to allow for the mailing of the papers, and time $\frac{1}{2}$ in which to notify witnesses, in case you approve of this request.

Thanking you, I am,

Yours Very Truly,


J. Henry Thompson
notary public,
Malta, Idaho.

2-5-41

19031

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Re: Permit No. 19031

Date . January 10, 1941.

THE BURLEY HERALD
Burley, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **February 19, 1941** , the date set for proof, the expense of the publication to be paid by the applicant,

John C. Hitt, Malta, Idaho

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

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

Very truly yours,

E. V. BERG

Commissioner of Reclamation

19031

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

Notice is hereby given that at 11 A. M. on the 19 day of February, 1941,
 at Malta, County of Cassia, State of Idaho, before
J. Henry Thompson, Notary Public, proof will be submitted of the
 application to beneficial use of 2 cubic feet per second of the waters of that
certain Open Well in accordance with the terms and conditions of Permit No. 19031,
 heretofore issued by the Department of Reclamation of the State of Idaho.

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

John C. Hitt, Malta, Idaho

The use to which said water has been applied is irrigation

The amount applied to beneficial use is 2 second feet

The place where said water is used (if for irrigation, give full and accurate description of the
 lands irrigated) Lot 1. NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 19, Lot 4 SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 18, all in Twp
18 South Range 27 E.B.M.

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

The right to take water from such works is based upon Permit No. 19031.

The source of supply from which such water is diverted is Open well in the
southwest corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 19 Twp. 18 South Range 27 E.B.M.

The date of priority which said user is prepared to establish is June 1, 1939 August 7, 1940

19031

E. V. BERG
 Commissioner of Reclamation.

E. V. Berg

Case A. Clark

January 10, 1941

Mr. John C. Hitt,
Malta, Idaho.

Dear Mr. Hitt:

We acknowledge receipt of your affidavit for proof of Completion of Works under the above numbered permit, and upon receipt of the statutory fee of \$5.00 a Certificate of Completion of Works will be issued.

We also acknowledge receipt of duplicate notices, and authorization to publish same in the Burley Herald, all in connection with your beneficial use proof under this permit.

The notice has been sent to the newspaper, with instructions to publish it once a week for four consecutive weeks prior to February 19, 1941, the date set for proof.

About ten days prior to that date we shall send to Mr. J. Henry Thompson, the Notary Public, depositions consisting of one for the holder and one for each of two witnesses, so that he may have them in ample time for the proofs.

On February 19th, you should appear at Mr. Thompson's office with two disinterested witnesses, who are familiar with the terms of your permit and the work constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

E. V. BERG

Commissioner of Reclamation

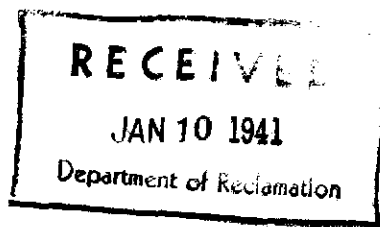
By

JLA

Chief Clerk

N.B. We have changed the date of priority to August 7, 1940, as no priority can be established by this method earlier than the date of filing your application for permit.

19031

Permit No. 19031STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Cassia

} ss.

John C. Hitt

, 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. 19031, and that his postoffice address is Malta, State of Idaho.

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

Open well

Third: That the point of diversion of said water is 40 feet distant from the southwest corner of the NE 1/4 Sec 19, Twp 13 So R 27 E.B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by February 19, 1941, 19

Fifth: 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: 30 feet deep open well with 36 inch galvanized steel casing.
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work: with tractor operated Parma pump.

(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir acre feet.

(c) Size of headgate: Width two feet, height 18 inches.

(d) ~~Ditch~~ 18 in. width at bottom 3 feet, width at water line feet, depth of water 2 feet; diameter of pipe inches, average grade per mile is 20 feet. Length of ~~conduct~~ ditch is 1 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 179 acres of land described as follows: NE 1/4 Sec 19, Twp. 13 So. R. 27 E.B.M. or Lot 1. and Lot 4, SE 1/4 Sec. 18 Twp 13 So. R. 27 E.B.M.

Ninth: Remarks: That This well has been in use, and been applied to the land above described since 1932.

John C Hitt
(Sign here)

Subscribed and sworn to before me this 8 day of January, 19 41.

My commission expires Jan-25-1941. Residing at Malta, Idaho. Notary Public.

19031

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Jan-8 1941.

(P. O.) Malta, Idaho.

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

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

John C. Hitt

(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.

19031

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Re: Permit No. **19031**

December 4, 1940

John C. Hitt
Malta, Idaho

Dear Sir:-

Under the terms of your permits No. **19031** you are required to complete your diversion works and make proof of beneficial use on or before **February 19, 1941**.

I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

I 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 **February 19, 1941**, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly

JAMES SPOFFORD

Commissioner of Reclamation

19031

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Re: Permit No. **19031**

John C. Hitt
Malta, Idaho

August 21, 1940

Dear Sir:-

Under the terms of your permits No. **19031** you are required to complete your diversion works and make proof of beneficial use on or before **February 19, 1941**

I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

I 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 **February 19, 1941**, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly

JAMES SPOFFORD

Commissioner of Reclamation

19031

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 19031

Boise, Idaho, August 21, 1940

Dear Sir:

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

John C. Hitt
Malta, Idaho
Enc. Receipt # 17514

JAMES SPOFFORD

Commissioner of Reclamation.

19031

7

18

Detach on this line
Irrigates to the East.
40 acres
49 1/2 acres
49 1/2 acres

19

Location of Well

Total Acreage 179 acres to be irrigated.
described as follows:

Lot 4: SE 1/4 SW 1/4, Sec. 18. all in Tp 13. South
N 2 1/4 NW 1/4 and Lot one Sec 19. R. 27. E. B.M.

Source of water Supply
And Point of Diversion
is Well in SW corner of
N.E. 1/4 of NW 1/4, Sec. 19.

19031

Permit Map No. 19031

As Approved
340JAMES E. OFFORD
Commissioner of Reclamation

app. for Permit

July 19, 1940

Mr. John C. Hitt,
Malta, Idaho.

Dear Sir:-

We are in receipt of your letter of recent date in regard to filing on a well which you have been using for several years.

In view of the circumstances which you mention, it would probably protect your interests better if you were to file an application for permit for the use of this water.

We are enclosing a form of application for such permit, together with Regulations and Instructions in regard to filing same.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

Chief Clerk

JLA
Encls.

19031

Malta Idaho

RECEIVED

JUL 19 1940

Commissioner of Reclamation
Department of Reclamation

July, 24, 1940

Commissioner of Reclamation

Idaho.

Dear Sir:—

As I have a
dug surface well 30 ft deep
that I have been pumping
water out of for several years
I would like to make some kind
of a filing on this well and
wrote as every body around
here are starting to dig wells
wish you would send me what
information I need and papers
to make this filing

Thanking you in advance

Yours Truly
John C. Hitt

19031

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AND PAYMENT OF POSTAGE, \$300

POSTMARK OF DELIVERING
OFFICE

MAY
20

Return to _____
Street and Number, }
or Post Office Box, }
Dep't of _____
State of Idaho - State House
(NAME OF SENDER)

REGISTERED ARTICLE

No. 87287
INSURED PARCEL

No. 19031

BOISE,
IDAHO.

John C. Hill # 19031
RETURN RECEIPT

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

1 *Henry Thompson*
(Signature or name of addressee)

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

Date of delivery *3-20, 1941*

TO BE FURNISHED

Notice is hereby given that the following application for a permit to take water from the Boise River, Idaho, was filed with the Department of Reclamation, Boise, Idaho, on the 10th day of January, 1941, at Malta, Idaho, by John C. Hitt, Malta, Idaho, before J. H. Thompson, Notary Public. The application is for a permit to take water from the Boise River, Idaho, for the purpose of irrigating certain Open Well No. 1, in accordance with the conditions of Permit No. 19031, issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are John C. Hitt, Malta, Idaho.

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

The amount applied to beneficial use is 2 second feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) Lot 1, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19; Lot 4 SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, all in Twp. 13 South Range 27 E. B. M.

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

The right to take water from such works is based upon Permit No. 19031.

The source of supply from which such water is diverted is Open Well No. 1, in the southwest corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19 Twp. 13 South Range 27 E. B. M.

The date of priority which said user is prepared to establish is August 7, 1940.

E. V. Berg,
Commissioner of reclamation.

First publication Jan. 13, 1941.

Final publication Feb. 2, 1941.

1-16-41