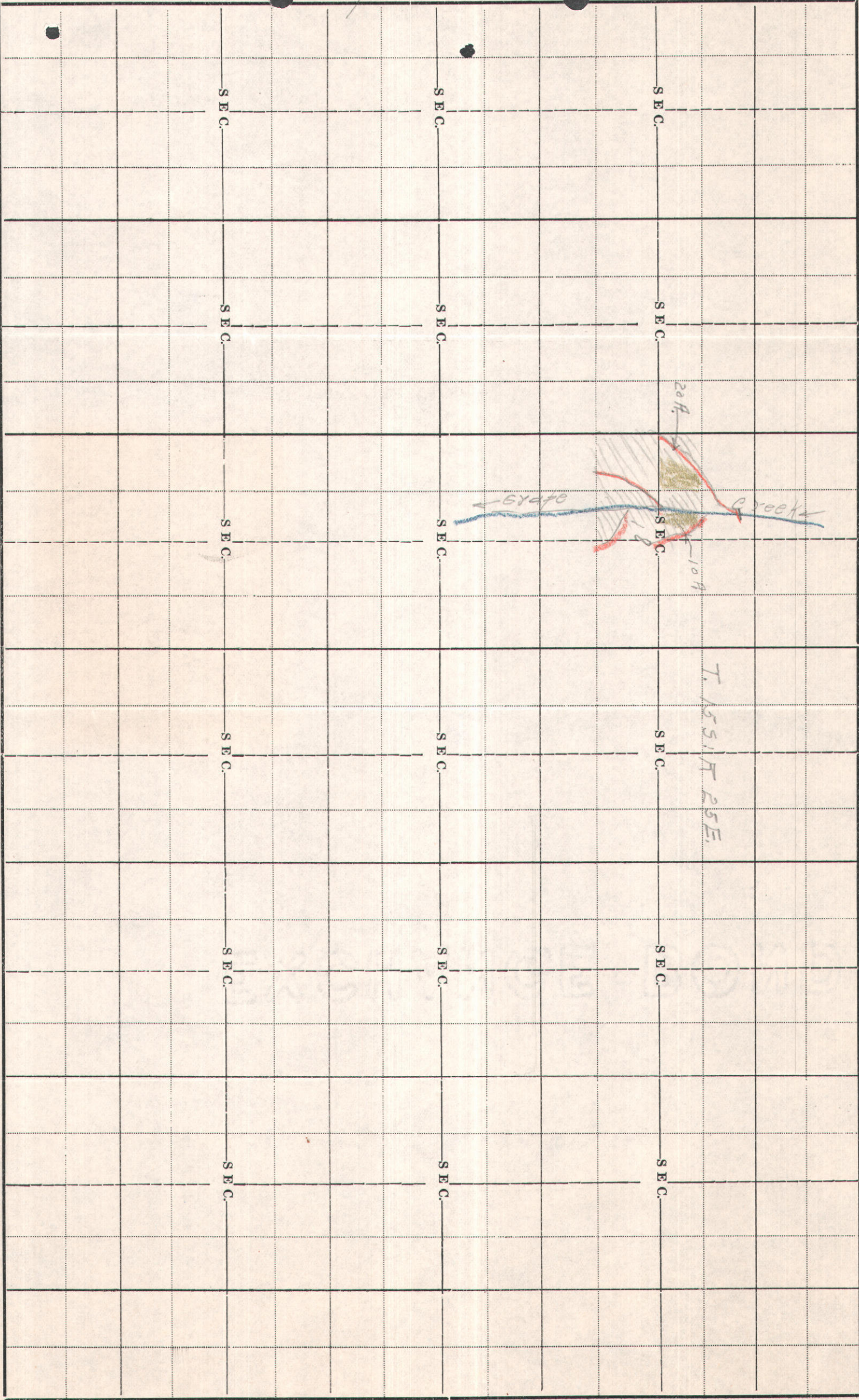


NAME OF APPLICANT

L. Lee Durfee

12936



SCALE: 2 INCHES=1 MILE, DRAW PLAN IN INK.

12936

Affidavit of Publication.

STATE OF IDAHO, }
County of Cassia. } ss

I, Charles Brown, do solemnly swear that I am the publisher of The Cassia Herald, a weekly newspaper of, general circulation, published each week at Caldw, Idaho, that the notice attached hereto and which is a part of this affidavit, and a part of the proof of publication thereof, was published in said newspaper for 5 consecutive weeks. the first publication having been made on the 9 day of April, 1920, and the last publication having been made on the 17 day of May, 1920; that the said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the notice was published in the newspaper and not in a supplement.

Charles Brown

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 1 p. m. on the 10th day of May, 1920, at Almo, County of Cassia, State of Idaho, before W. D. Cahoon, U. S. Commissioner, proof will be submitted of the application to beneficial use of 2.7 cubic feet per second of the waters of Grape Creek in accordance with the terms and conditions of Permit No. 12936 heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: I. Leo Durfee, Almo, Idaho.

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

The amount applied to beneficial use is 2.7 cu. ft. per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated): SW 1-4 NW 1-4, SE 1-4 NW 1-4, NE 1-4SW 1-4, NW 1-4SW 1-4 Section 18, Township 15 South, Range 25 East, B. M.

The date of the priority which said user is prepared to establish is May 8, 1917.

W. G. SWENDSEN
Commissioner of Reclamation

Subscribed and sworn to before me this 14th day of April, 1920
J. H. Duncanson
Notary Public

I, _____, Register, do hereby certify that a notice, a printed copy of which is hereunto annexed, was by me posted in a conspicuous place in my office for a period of thirty days, I having posted said notice on the _____ day of _____, 191

12936

Name of Applicant

Leo Dwyer

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.
117

SEC.

SEC.

SEC.
116

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

T. 15 S. R. 25 E. B.M.

GRADE 118 CR.

State of Idaho
License and Certificate of Water Right

Water License No. 12936Amount 0.6 sec. ft.Water District No. 8-BPriority April 30, 1917

THIS IS TO CERTIFY that I. LEO DUFFEE,
of Almo, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 30, 19 17; that Permit No. 12936
was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.7
second feet, was issued thereunder on April 17, 1920, showing that said works
were completed on the 10th day of March, 1920; and that on the 10th
day of May, 1920,

I. LEO DUFFEE,

of Almo, State of Idaho, made proof to the satisfaction of the
~~Commissioner of Reclamation~~
State Engineer of Idaho, of a right to the use of the waters of Grape Creek,
a tributary of Raft River, for the purpose of irrigation & domestic use,
under Use Permit No. 12936 of the State Engineer, and that said right to the use of said
waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the ~~State~~
~~Commissioner of Reclamation~~
~~Engineer~~ of Idaho and entered of record in Volume 5 of Licenses, at page 2629, on the 11th
day of September, 19 20;

The right hereby confirmed dates from April 30, 19 17;

The Point of Diversion is located
in the NE 1/4 NW 1/4, Sec. 18, Tp. 15 S, R. 25 E, B. M.
County of 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 0.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
15 S	25 E	18	SW 1/4 NW 1/4	19	20
			SE 1/4 NW 1/4	36	10
			NE 1/4 SW 1/4	40	
			NW 1/4 SW 1/4	40	

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~~
~~State Engineer~~, affixed at Boise, Idaho, this 11th
day of September, 19 20.

W. G. SWENDSEN,
Commissioner of Reclamation ~~State Engineer~~

By S. T. BAER,

Deputy.

(SEAL)

13 2215

12

State of Idaho
License and Certificate of Water Right

Water License No. 8266

Amount 2.4 sec. ft.

Water District No. 66

Priority April 22, 1912.

THIS IS TO CERTIFY that ORSON SPENCER,
of Dubois, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 22, 19 12; that Permit No. 8266
was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3.2
second feet, was issued thereunder on July 7, 19 15, showing that said works
were completed on the 21st day of May, 19 15; and that on the 28th
day of February, 19 19,

ORSON SPENCER,
of Dubois, State of Idaho, made proof to the satisfaction of the
State Engineer of Idaho, of a right to the use of the waters of Camas Creek,
a tributary of -----, for the purpose of irrigation & domestic use,
under Use Permit No. 8266 of the State Engineer, and that said right to the use of said
waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the ~~State~~
~~Commissioner of Reclamation~~
~~Engineer~~ of Idaho and entered of record in Volume 5 of Licenses, at page 2628, on the 11th
day of September, 19 20;

The right hereby confirmed dates from April 22, 19 12;

The Point of Diversion is located
in the SE 1/4 SE 1/4, Sec. 4, Tp. 9 N. R. 37 E., B. M. County of Clark.

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 2.4 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
9 N	37 E	9	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	30
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	30
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	30
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	30

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

WITNESS the seal and signature of the ~~State Engineer~~ Commissioner of Reclamation, affixed at Boise, Idaho, this 11th
day of September, 19 20.

W. G. SWEDSEN.

Commissioner of Reclamation ~~State Engineer~~

By S. T. BAER,

Deputy.

(SEAL)

Application No. 18515.
Permit No. 12936.

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

District No. 8 B.

1. Name of applicant: I. Leo Durfee,

Postoffice address: **Almo,**

County: **Cassia,**

State: **Idaho.**

I. If applicant is a corporation, give

- (a) Date and place of incorporation:
- (b) The amount of capital stock:
- (c) The amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are: (a) Cash on hand:
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:

2. The quantity of water claimed is 2 & 7/10 cubic feet per second.

3. Source of water supply: Grape Creek, which is a tributary of Raft River.

4. Location of point of diversion: Is in the NE4 NW 4, of Sec. 18, T. 15 So., R. 25 E.B.M.

County of **Cassia.**

5. To be used for: Irrigation and domestic.

I. Irrigation and domestic use: (a) Amount of land to be irrigated: 135 acres.
(b) In the following legal subdivisions:

II. Mining, milling, power, manufacturing, transportation or other purposes:

(a) At what point:

(b) Amount of power to be generated:

H. P. under ft. head

(c) Is water to be returned to any stream?
point of return:

(d) If so, name stream and locate

6. Estimated cost of works: \$115.00

7. Description of works for diversion:

I. Kind of works: ditch.

II. Dimensions of works:

(a) Height of dam feet, length of dam at top feet,

length of dam at bottom feet. Material used in construction:

(b) Capacity of reservoir acres feet. (c) Size of headgate, width feet,

Height feet. (d) ~~Conduit~~ Ditch: width at bottom 2 feet,

width at water line 2 feet, depth of water 12 ins. feet; diameter of pipe

inches; average grade per mile is 10 feet. Length of conduit is 350 ~~miles~~ rds.
and it crosses the following quarter sections:

8. The time required for the completion of the construction of such work is three years.

9. Time required for the complete application of the water to the proposed use is none additional years.

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

I. Leo Durfee.

Applicant.

By

Agent.

Date of first receipt at office of State Engineer 9:00 A.M. April 30, 1917.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is 12936

Recorded in Book 45 Page 12936 Approved May 8, 1917.

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 July 7, 1917. 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 8, 1918

The whole of said work to be completed on or before May 8, 1920.

Beneficial use of water appropriated in accordance herewith, to be made on or before May 8, 1920..

Witness my hand this 8th day of May, 1917. J.H. Smith.

State Engineer.

Remarks:

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

Twp. Range Sec. $NE\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}SE\frac{1}{4}$ - $NE\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}SE\frac{1}{4}$ - $NE\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}SE\frac{1}{4}$ - $NE\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}SE\frac{1}{4}$ -Total s.

15 S. 25 E. 18

-19-36--40-40-

135

Total Number of acres to be irrigated - -135.

15(a) Is reservoir to be used? No.

Proof of Completion of Works made: March 10, 1920.

Certificate issued: April 17, 1920.

Permit No. 12936

CERTIFICATE OF COMPLETION OF WORKS.

TO ALL WHOM IT MAY CONCERN:

This is to certify that I. Leo Durfee, of Almo, County of Cassia, and State of Idaho, the holder of Permit No. 12936, issued upon Application No. 18515 bearing date of priority of April 30, 1917, authorizing the diversion of 2.7 second feet of the waters of Grape Creek, County of Cassia, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.7 second feet of the waters of Grape Creek; that the point of diversion of said waters is in the $NE\frac{1}{4}NW\frac{1}{4}$, Sec. 18, T. 15 S., R. 25 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: $SW\frac{1}{4}NW\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, $NE\frac{1}{4}SW\frac{1}{4}$, $NW\frac{1}{4}SW\frac{1}{4}$ Sec. 18, T. 15 S., R. 25 E., B. M.

Witness my hand this 17th day of April, A. D. 1920.

W. G. Swendsen,
Commissioner of Reclamation,

By S. T. Baer.
Deputy.

26
Page 2629

November 9, 1927.

Re: Permits 9373-12936.

Mr. Ivan L. Durfee,
Almo, Idaho.

Dear Sir:

Referring to your letter of the 2nd instant, would say that your later Permit No. 12936 is in good standing upon the records of this office, and that cancellation of the earlier lapsed permit, No. 9373 would have no bearing whatever upon the later permit.

The notices of cancellation are being sent out on lapsed permits in order to clear our records and not because there is any question as to the water right.

Very truly yours,

GEO. H. CARTER,
Commissioner of Reclamation,

By

Chief Clerk.

B:P

12936

12936 Q. L. No. Idaho
Nov. 2nd - 27

Dept. of Reclamation
Borae Ida.

Dear Sir:-

Some time ago I received
notice that my proof of
completion of work. was held
for. cancellation. permit No.
9373.-

I have Licence & Certificate
of water right stating the
right to use ~~the~~ of the water
aforesaid hereby confirmed, as
provided by the laws of Idaho
signed by. Commissioner of
Reclamation W. J. Linenbach.

and I supposed that was
all that was necessary.

I made ditches what the
law required and irrigated
the land and have raised crops
there. every year I had water.

This Certificate states that
I made proof to the satisfaction
of the Commissioner of Reclamation
of Idaho, of a right to the use
of the waters of Grape Creek.

It was entered of Record in
Volume 5 of licenses, at page 2627
on the 11th day of sept. 1920.

Please let me know by
return mail if this is not
satisfactory. ~~Yours truly,~~

The Certificate of water
12936

right: Signed J. Leo Hurfee
and your letter was wrote
to Joan L Hurfee which
is the same person. The
permit No. on License is

12936:
OK

yours truly
Joan Leo Hurfee,

12936

9372 - refiled under
12-936

RECEIVED

NOV 2 1936

U.S. DEPT. OF JUSTICE

September 15,
1920

Re Permit No. 12936

Mr. I. Leo Durfee
Almo, Idaho

Dear Sir:

I am enclosing herewith Water License
issued under the above numbered permit, together
with receipt for fees paid.

Very truly yours,

W. G. SWENDSEN

Commissioner of Reclamation

By _____

W. L.
R. 5629

12936

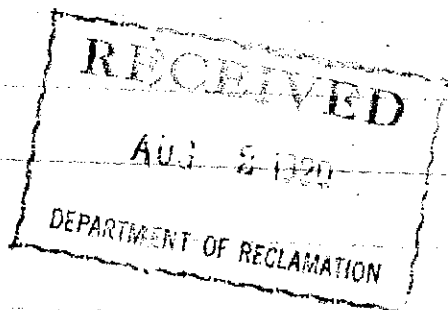
12936

Almo, Idaho
July 30th - 1920

W. G. Swenden
Commissioner of Reclamation.

Dear Sir -

Enclosed you will find a check
of four dollars. which you
wanted for permit numbered 12936
Hoping to get returns soon
I am, yours truly
J. Leo Bluff



July 12, 1920.

Re: Permit 12936.

Mr. I. Leo Durfee,
Almo, Idaho.

Dear Sir:

Upon receipt of fees in the sum of \$4.00 license
under the above numbered permit will be issued you.

Yours very truly,

W. G. Swendsen,
Commissioner of Reclamation.

By: _____

CMB:MW

12936

REPORT OF ENGINEER

This proof is for Beneficial Use.In Water District No. 8-B

1. State name of applicant and number of permit: I. Leo Durfee- Permit 12936
2. State source of water supply: Grape Creek
3. Location of point of diversion: NE $\frac{1}{4}$ Sec. 18, T. 15 S., R. 25 E., B.M.
4. Describe works as they exist, giving dimensions and capacities of same:

E. and L.R. dam. 3' H. 6' L.
2 ditches, 1' B. 0.5' D. Cap. 0.5 Sec. ft. each.
5. State whether or not water has been turned into works of diversion: Yes.
6. Give exact location 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): SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ & NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, T. 15 S., R. 25 E., B.M.
7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system? One.
9. Give names and amount of each right: I. Leo Durfee.
10. What large stream would the water here appropriated finally reach? Snake River.
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: Thru Grains to Grape Creek to Raft River to Snake River.

Remarks: SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 18, 20 A. cult.SE $\frac{1}{4}$ NW $\frac{1}{4}$ " 10 A. "Remainder not cultivated.This examination was made on the 12th day of May, 1920.

(Signed)

L. R. Annett.

Examiner.

OVER

12936

I. Leo Durfee
Almo, Idaho
Permit 12936

18-153.25E

Instructions to Examiners

1. Examiners will not be permitted to examine any of the receipts in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own right in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. 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.
6. If any unusual conditions are discovered, make a plain statement of them under re-marks.
7. 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.

(This report must be sworn to when not made by an attache of the office.)

STATE OF IDAHO,

ss.

County of _____

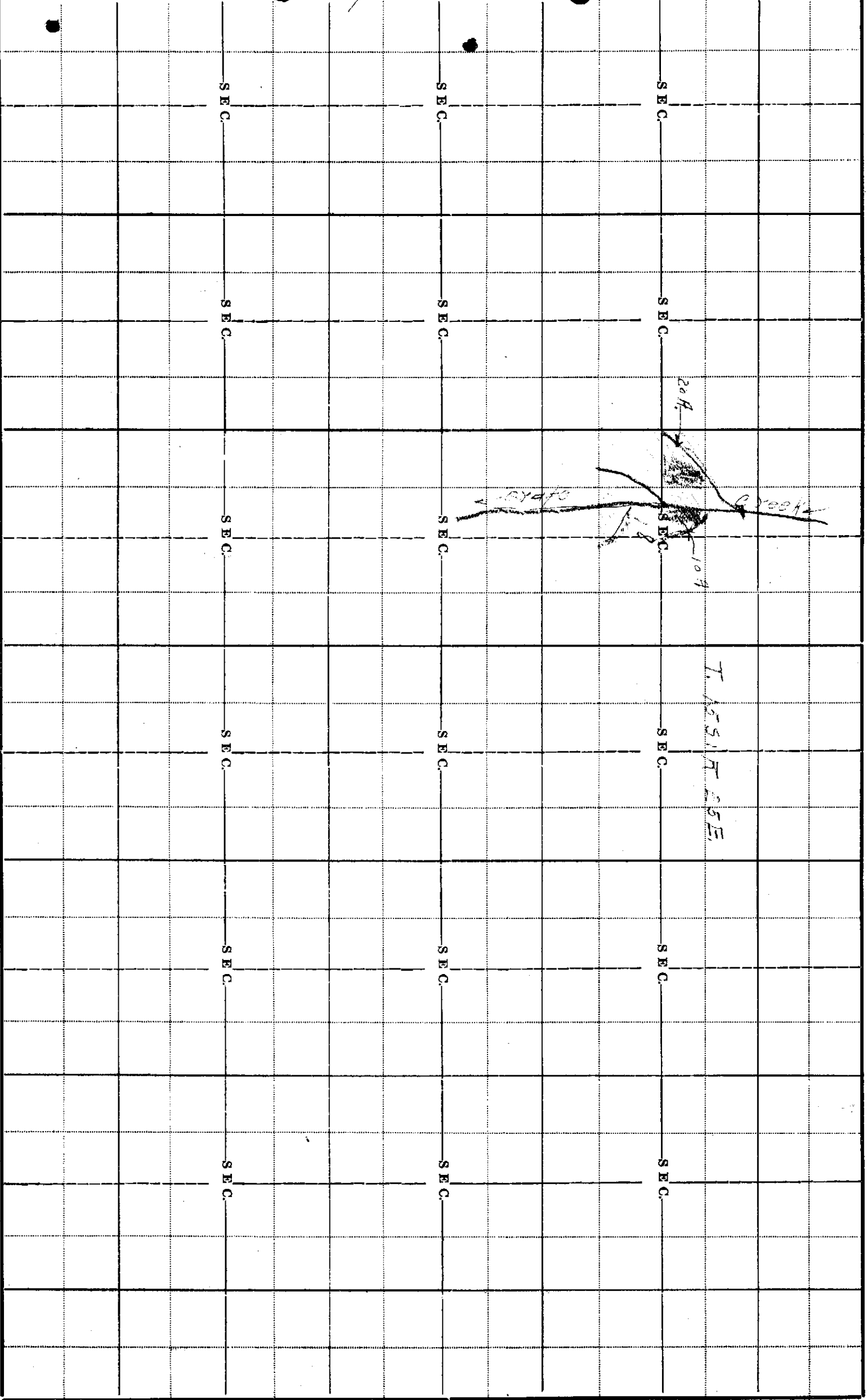
_____ being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____

19 _____

My commission expires _____
Notary Public.

NAME OF APPLICANT I. Lee Durfee # 12936



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

12936

Affidavit of Publication.

STATE OF IDAHO, }
County of Cassia. } ss

I, Charles Brown, do solemnly swear that I am the publisher of The Oakley Herald, a weekly newspaper of general circulation, published each week at Oakley, Idaho, that the notice attached hereto and which is a part of this affidavit, and a part of the proof of publication thereof, was published in said newspaper for 5 consecutive weeks, the first publication having been made on the 9 day of April, 1920, and the last publication having been made on the 9 day of May, 1920; that the said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the notice was published in the newspaper and not in a supplement.

Charles Brown

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 1 p. m. on the 16th day of May, 1920, at Almo, County of Cassia, State of Idaho, before W. D. Cahoon, U. S. Commissioner, proof will be submitted of the application to beneficial use of 2.7 cubic feet per second of the waters of Grape Creek in accordance with the terms and conditions of Permit No. 12936 heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: I. Leo Durfee, Almo, Idaho.

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

The amount applied to beneficial use is 2.7 cu. ft. per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated): SW 1-4 NW 1-4, SE 1-4 NW 1-4, NE 1-4 SW 1-4, NW 1-4 SW 1-4 Section 18, Township 15 South, Range 25 East, B. M.

The date of the priority which said user is prepared to establish is May 8, 1917.

W. G. SWENDSEN
Commissioner of Reclamation

Subscribed and sworn to before me this 14 day of April, 1920

J. H. Sawyer

No. 10-11-12-13-14-15-16-17-18-19-20-21-22-23-24-25-26-27-28-29-30-31-32-33-34-35-36-37-38-39-40-41-42-43-44-45-46-47-48-49-50-51-52-53-54-55-56-57-58-59-60-61-62-63-64-65-66-67-68-69-70-71-72-73-74-75-76-77-78-79-80-81-82-83-84-85-86-87-88-89-90-91-92-93-94-95-96-97-98-99-100

I, Register, do hereby certify that a notice, a printed copy of which is hereunto annexed, was by me posted in a conspicuous place in my office for a period of thirty days, I having posted said notice on the 14 day of April, 1920.

12936

May 13, 1920.

Re: Permit 12936.

I. Leo Dwyer,
Almo, Idaho.

Dear Sir:--

We are in receipt of depositions in the matter of proof of use of water under above permit. These will be placed on file here pending the examination by our engineer, within the next few weeks, at which time you will be further advised to fees required before issuing license. There also remains to be filed the affidavit of publication from the Oakley Herald.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation,

By _____

12936

PERMIT NO. 12936**Proof of Application of Water to Beneficial Use****DEPOSITION OF HOLDER**

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

Ans. I. Lee Durfee, 28, Alme, farmer, Alme, Idaho

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

Ans. _____

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

Ans. 12936 May 8th, 1917. Same.

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

Ans. Grape Creek, NE4NW4, Sec. 18; Twp. 15 Se., R. 25 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. Ditch 2 ft wide, 12 ins deep, 320 rds long, 2 cu ft.

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. SW4NW4, 20 acres, SE4NW4, 40 acres;

NW4SW4, none, NE4SW4, 20 acres;

Cultivated and meadow.

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

Ans. _____

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

Ans. One inch per acre.

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

Ans. _____

12936

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

Ans. During May, June and July of 1913-14-15-16-17-18-19.

Thru ditches over the cultivated lands.

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. _____

(Sign) _____

J. Leo Dufferin

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 Almo, County of Cassia State of Idaho, on this 10, day of May A. D. 1920.

W. D. Olson

U. S. Comm.

12936

RECEIVED
MAY 12 1920
DEPARTMENT OF AGRICULTURE

Permit No. 12936

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. S. T. Cahoon, 34, Almo, farmer, Almo, IdahoQues. 2. Are you acquainted with I. Lee Durfee, the holder of Permit No. 12936? How long have you known him and where does he reside?Ans. 20 yrs, Almo, Idaho.Ques. 3. Have you read or heard read said Permit No. 12936, and are you familiar with its provisions and conditions?Ans. Yes, 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. Grape creek, NE4NW4, Sec. 18; Twp. 15 S., R. 25 E., B. M.
Ditch 2 ft wide, 12 ins deep, 320 rds long.

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. Two, I have seen his ditch full.

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

Ans. Irrigation.SW4NW4, 20 acres.SE4NW4, 40 acres.NE4SW4, 20 acres.Cultivated and natural meadow, he has also improved this meadow by
sowing tame grasses on same.

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

Ans. Water is used for irrigation only.

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. Sage brush,One inch per acre.12936

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

Ans. None.

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. During May June, and July 1913-14-15-16-17-18-19.

Thru ditches over the cultivated lands.

(Sign) S. T. Shoon

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 Almo, County of Cassia, State of Idaho, on this 10, day of May A. D. 19 20.

W. D. Shoon

U. S. Comm.

Notary Public xxx

My commission expires

12936

MAY 10 1920

Permit No. 12936

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Eugene J. Dufee, 37, Almo, farmer, Almo, Idaho.Ques. 2. Are you acquainted with I. Leo Durfee, the holder of Permit No. 12936? How long have you known him and where does he reside?Ans. 20 yrs, Almo, Idaho.Ques. 3. Have you read or heard read said Permit No. 12936, and are you familiar with its provisions and conditions?Ans. Yes, 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. Grape Creek, NE4NW4, Sec. 18; Twp. 15 S., R. 25 E., B.M.,
Ditch 2 ft wide, 12 ins deep, 320 rds long.

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. Two. I have seen his ditch full.

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

Ans. Irrigation.
SW4NW4, 20 acres.
SE4NW4, 40 acres.
NE4SW4, 20 acres.
Cultivated and natural meadow, he has also improved this meadow by sowing
thame grass on same.

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

Ans.

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

Ans. Sage brush,
One inch per acre.

12936

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

Ans. None whatever.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application

to beneficial use of water diverted under said permit.

Ans. During May June and July of 1917-14-15-16-17-18-19.

Turn ditches over the cultivated land and has never been molested in

any way

(Sign)

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 Almo, County of Cassia, State of Idaho,

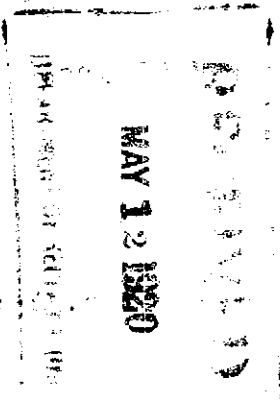
on this 10, day of May, A. D. 1920.

U. S. Comm.

XXXXXXXXXXXX

My commission expires

12936



May 1, 1920.

Re: Permit No. 12936.

I. Leo Durfee.
Almo, Idaho.

Dear Sir:

Enclosing herewith Certificate of Completion
of Works, with receipt of fees paid.

Very truly yours,
W. G. Swendsen,
Commissioner of Reclamation.

By _____

12936

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

BOISE, IDAHO, **April 26, 1920.**

I. Leo Durfee,
c/o **W. D. Cahoon,**
U.S. Commissioner,
Almo, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under Permit No. 12936.-----

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 May 10, 1920.-----, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to at Almo, before W.D. Cahoon, U.S. Comm.-----

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 examining engineer, you will be further advised as to fees due before issuing license.

Yours truly,

W. G. Swenson,-----
State Engineer.

12936

March 12, 1920.

Re Permit 12936.

Mr. I. Leo Durfee,
Almo, Idaho.

Dear Sir:--

We are just in receipt of affidavit and fee for proof of completion of works, together with notices for final proof under the above permit. The certificate of completion of works will be issued and mailed to you in due course.

Notice of final proof will be mailed to the Oakley Herald in time for the required four weeks publication prior to May 10th and deposition blanks will be mailed to W. D. Cahoon, U. S. Commissioner.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By _____

12936

NOTICE FOR PUBLICATION

NOTICE OF PROOF OF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 1 Pa. m. on the 10 day of May, 1920,
at Almo, Cassia County, Idaho, County of _____, State of Idaho,
before W. D. Cahoon N. S. Comm. in the Oakley Herald, proof will be submitted
of the application to beneficial use of 2 & 7/10 cubic feet per second of the
waters of Grape Creek in accordance with the terms and conditions of
Permit No. 12936 heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are _____
I. Leo Durfee, of Almo, Cassia County, Idaho

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

The amount applied to beneficial use is 2 & 7/10

The place where said water is used (if for irrigation, give full and accurate description of the lands
irrigated) SW4NW4, 19 acres, SE4NW4, 36 acres, NE4SW4, 40 acres, NW4SW4,
40 acres. Sec. 18 20 Twp. 15 So. R. 25 E. Boise, Meridian.

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

The right to take water from such works is based upon Permit No. 12936

The source of supply from which such water is diverted is Grape Creek

The date of the priority which said user is prepared to establish is May 8th 1917

M.D.G. - B

ne nw - 18 - 15 S - 25 E

Oakley Herald

State Engineer.

12936

Permit No. 12936

STATE OF IDAHO
Department of Reclamation

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Cassia

ss.

I, Leo Durfee

, 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. 12936, and that his postoffice address is Almo, Idaho.
State of

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

Grape Creek,

Third: That the point of division of said water is NE4NW4, Sec. 18: Twp. 15 S.,

R. 25 E., B. M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by May 8th, 1920

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

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: Ditch

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

II. Dimensions of work:

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

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

(b) Capacity of reservoir acre feet.

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

(d) Conduit ditch width at bottom 2 feet, width at water line 2 feet, depth of water .5 feet; diameter of pipe inches, average grade per mile is 10 feet. Length of conduit is 1 miles.

Seventh: That said works are capable of conducting to the place of intended use 3 second feet of water.

Eighth: That water appropriated under said permit is available for 135 acres of land described as follows: SW4NW4, 19 acres, SE4NW4, 36 acres, NE4SW4, 40 acres, NW4SW4, 40 acres, in Twp. 15 S., R. 25 E., B. M.

Ninth: Remarks: That

Leo Durfee
(Sign here)

Subscribed and sworn to before me this 10 day of March, 1920.

W. D. Chapman

Notary Public.

My commission expires 4/8/21.

12936

March 5th, 1920.

In Re Permit No. 12936

Mr. W. D. Cahoon,

Almo, Idaho.

Dear Sir:--

At the request of a holder of the above numbered permit I enclose herewith affidavit form for proof of completion of works and blank notices for proof of use of water.

Very truly yours,

W. G. SWEDSEN,

Commissioner of Reclamation

By _____

(Enclosures)

12936



Handwritten:
Cincinnati
Ohio
Mar 5

RECEIVED

MAR 5 - 1920

DEPARTMENT OF AGRICULTURE

THIS SIDE OF CARD IS FOR ADDRESS ONLY

Dear Sir.

Alma 3/4/20

Please send necessary
blanks for me to make final
proof as permit No. 12936 to

W.D. Brown Alma 3/4/20

Prof. J. Leo Dwyer

F-5-6 2 F-10

12936

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

March 5th, 1920.

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho,

Mr. J. Leo Durfee,

Almo, Idaho

Dear Sir:—

Under the terms of your permit No. 12936 you are required to complete your diversion works on or before May 8, 1920. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

W. G. SWENDSEN

Commissioner of Reclamation.

12936

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit No. 12936-

I. Leo Burfee,
Almo, Idaho.

Boise, Idaho,

May 8, 1917.

Dear Sir:

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

J. H. SMITH,

State Engineer.

12936

I Leo Durpin

[illegible]