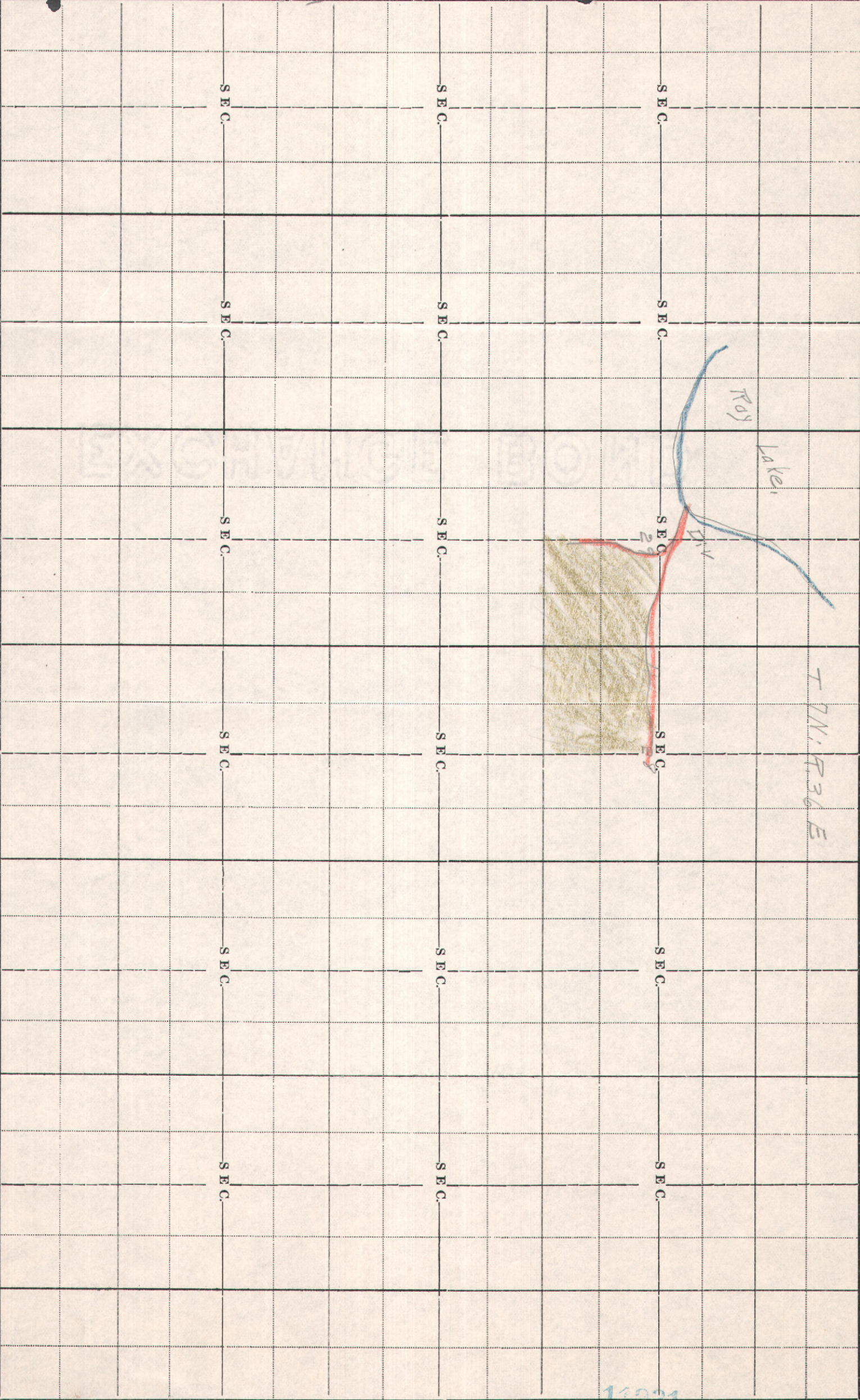


NAME OF APPLICANT R.H. Ewing # 11931



AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Madison.

I, Arthur Porter, Jr.

do solemnly swear that I am of lawful age and am the
owner of the CURRENT-JOURNAL,
a weekly newspaper printed and published at Rexburg,
Idaho, and have personal knowledge of all advertisements
published therein. That the notice of which the annexed is
a printed copy, was published once a week in said news-
paper as follows: Commencing with the issue of Friday the
5th day of January 1917, and ending with
the issue of Friday the 26th day of January 1917,
in the regular and entire issue of every number of said paper
in said issues; that the notice was published in the news-
paper proper and not in a suppliment.

Arthur Porter, Jr.

Subscribed and sworn to before me, a Notary Public in
and for said County and State on the 30th
day of January A. D. 1917

[Signature]
Notary Public

My Commission Expires 1917

Residing at Rexburg, Madison County, Idaho

My Commission expires May 31st, 1920.

NOTICE FOR PUBLICATION.

Notice of Proof of Application of Water to
Beneficial Use.

Notice is hereby given that at 11 a. m. on
the 30th day of January, 1917, at Rexburg,
County of Madison, State of Idaho, before L.
G. Ryland, notary public, final proof will be
submitted of the application to beneficial use
of 4.4 cubic feet per second of the waters of
Rays Lake, in accordance with the terms and
conditions of Permit No. 11931 heretofore is-
sued by the State Engineer of the State of
Idaho.

1. The name and postoffice address of the
person or corporation holding said permit is
A. F. Carlson, Rexburg, Madison County,
Idaho.
2. The use to which said water has been
applied is irrigation and domestic use.
3. The amount applied to beneficial use is
6.4 cubic feet per second.
4. The place where said water is used is (if
for irrigation, give full and accurate descrip-
tion of the lands irrigated), sw 1, section 28;
sed. section 29, township 7 north, range 36,
East Boise Meridian.
5. The name of the canal or ditch or other
works by which said water is conducted
to such place of use is Carlson's Ditch.
6. The right to take the water from such
works is based upon Permit No. 11931.
7. The source of supply from which such
water is diverted is Rays Lake.
8. The date of the priority of said user is
prepared to establish is January 26, 1916.

J. H. SMITH, State Engineer.

11931

Name of Applicant

A. E. Carlson

T. 2 N. - R. 36 E. - B. 1 M.

19

SEC.

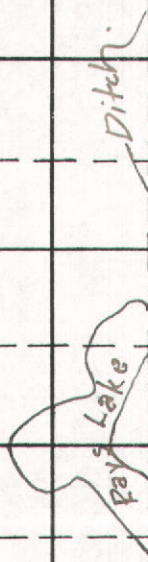
20

SEC.

21

SEC.

SEC.



28

SEC.

29

SEC.

30

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

Land to be irrigated.

11531

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 11931/31-2187 Priority Jan. 26, 1916 Amount 6.40 cfs

THIS IS TO CERTIFY, that A. E. CARLSON
of Rexburg, Idaho, has complied with the terms and conditions of Permit
No. 11931/31-2187 issued pursuant to Application for Permit dated January 26, 1916,
and has submitted proof to the Department of Water Administration on January 30, 1917,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 6.40 cfs of water from Rays Lake,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u> from <u>April 1</u> to <u>Nov. 1</u> at <u>6.40</u> cfs and			<u>960 acre feet or</u> <u>3.0 af per acre</u>
_____ from _____ to _____ at _____ cfs and			
_____ from _____ to _____ at _____ cfs and			

(both dates inclusive)

Subject, however, to the condition that no more than 6.40 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
960 acre feet per year, said waters to be diverted within the SE¹/₄NW¹/₄ of Sec. 29,
Twp. 7 N, Rge. 36 E, B.M. in the County of Jefferson

Description and location of 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	
7 N	36 E	28									40	40	40	40					160
		29													40	40	40	40	160

Total number of acres irrigated 320

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29 day of
April, 19 74.

Director

31-2187

Application No. 17226
Permit No. 11931

APPLICATION FOR PERMIT 31-2187

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

1. Name of applicant: A.E. Carlson

Postoffice address: Rexburg

County: Madison

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 6.4 cubic feet per second.

3. Source of water supply: Rays Lake, which is a tributary of _____

4. Location of point of diversion: In the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 29, T. 7 N., R. 36 E.B.M.

County of Jefferson

5. To be used for: Irrigation

I. Irrigation and domestic use: (a) Amount of land to be irrigated:

acres.

(b) In the following legal subdivisions:

(See Remarks)

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: \$500.00

7. Description of works for diversion:

I. Kind of works: Ditch and pumping plant

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

3

feet,

width at water line

5

feet, depth of water

1.5

feet; diameter of pipe

inches; average grade per mile is 1

feet.

Length of conduit is 1

miles,

and it crosses the following quarter sections:

8. The time required for the completion ~~of the construction~~ of such work is 4 years.

9. Time required for the complete application of the water to the proposed use is 4 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.

A.E. Carlson

Applicant.

By

Agent.

Date of first receipt at office of State Engineer 9:00 A.M. January 26, 1916.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is 11931
Recorded in Book 41 Page 11931 Approved February 7, 1916
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 April 7, 1916 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 February 7, 1918
The whole of said work to be completed on or before February 7, 1920
Beneficial use of water appropriated in accordance herewith, to be made on or before February 7, 1924.
Witness my hand this 7th day of February, 1916 J.H. Smith.
State Engineer.

Remarks:

		NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS:
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 $\frac{1}{4}$	
7 N:	36 E :	28 :	:	:	:	:	:	:	:	40 :	40 :	40 :	40 :	:	:	:	:	160
7 N:	36 E :	29 :	:	:	:	:	:	:	:	:	:	:	:	40 :	40 :	40 :	40 :	160
Total Number of acres to be Irrigated																		320

15 (a) Is reservoir to be used? No.
The area of Rays Lake is about 90 acres.

Proof of completion of works made
December 19, 1916.
Certificate of completion of works issued
January 18, 1917.

PERMIT NO. 11931

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that A. E. Carlson, of Rexburg, County of Fremont, and State of Idaho, the holder of Permit No. 11931, issued upon Application No. 17226, bearing date of priority of January 26, 1916, authorizing the diversion of 6.4 second feet of the waters of Rays Lake, County of Jefferson, 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 6.4 second feet of the waters of Rays Lake; that the point of diversion of said waters is in the SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 29, T. 7 N., R. 36 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to wit: SW $\frac{1}{4}$ of Sec. 28 and SE $\frac{1}{4}$ of Sec. 29, T. 7 N., R. 36 E., B. M.

Witness my hand this 18th day of January, A. D. 1917.
J. H. SMITH
State Engineer.

LICENSE ISSUED FOR 6.4 SEC. FT.
LICENSE PAS

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Rigby, Idaho
Box 126

RECEIVED

JAN 14 1977

Department of Water Resources
January 12, 1977 Eastern District Office

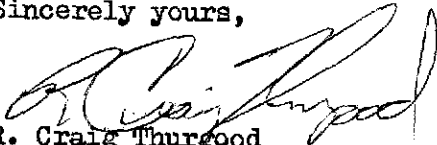
Department of Water Resources
Eastern District Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

Dear Sirs:

On August 18, 1976 Lyle R. Shupe and Karlene Shupe gave us a mortgage on Water Right License No. 11931/31-2187 and License of Water Right No. 33445/31-2432.

Please let us know if and when any changes are proposed in regard to this License.

Sincerely yours,



R. Craig Thurgood
County Supervisor

June 10, 1974

Holden, Holden, Kidwell, Hahn & Crapo
Attn: R. Vern Kidwell
Idaho First National Bank Building
P. O. Box 129
Idaho Falls, Idaho 83401

Dear Mr. Kidwell:

We received your letter requesting information concerning the issuance of the license on Permit No. 31-2187, issued to A. E. Carlson.

This license was prepared to be issued, and a letter was sent requesting the licensing fee back on July 14, 1920. We feel the effect of this license, that we recently issued, to be the same as if it had been issued on July 14, 1920.

Enclosed is a copy of our May 28th letter to Mr. Lyle R. Shupe, who presently owns the property to which this license is appurtenant, which explains the status of this license.

Also enclosed are copies of the permits you requested in your letter. In referenced too Permit No.'s 31-2287 and 31-2288; these permits have been cancelled, and if you would like to have a copy of them please let us know. The fee for these copies is \$11.25, which you may remit to this office at your earliest convenience.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:jg

Enc: Copy of May 28th letter

Copies of Permit No.'s 31-2154, 31-2224

31-2240, 31-2371, & 31-2449

Copies of License No.'s 31-2187, 31-2269

31-2309 & 31-2314

bcc: Norm Young, Eastern Dist. Office

LAW OFFICES

HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 129

IDAHO FALLS, IDAHO 83401

TELEPHONE 523-0620

AREA CODE 208

WILLIAM S. HOLDEN
R. VERN KIDWELL
FRED J. HAHN
TERRY L. CRAPO
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER

ARTHUR W. HOLDEN (1877-1967)
ROBERT B. HOLDEN (1911-1971)

May 31, 1974

RECEIVED

State of Idaho
Department of Water Administration
Eastern District Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

Gentlemen:

We write on behalf of Owsley Canal Company and other interested water users in the Mud Lake area.

We have been furnished with information indicating that permit no. 31-2187 was issued to A. E. Carlson even though the Mud Lake Decree showed he was a party and was not given any water right in the Decree. We further understand this permit has never been used and are writing to request clarification as to the procedure followed in issuing a license to Mr. Carlson. Is this license subject to review and if on review it is determined that it was inadvertently issued, would the Department cancel and terminate the license?

We also would appreciate being furnished with copies of the following permits: permit no. 31-2154; permit no. 31-2187 (this is the Carlson matter referred to); permit no. 31-2224 to Jefferson Irrigating Company; permit no. 31-2240 now owned by Mr. Marty; permit no. 31-2269 and resulting license, if issued; permit no. 31-2287 and no. 31-2288 with information as to current status; permit no. 31-2309 and no. 31-2314 and licenses, if issued; permit no. 31-2371; permit no. 31-2449.

Please bill us for any expenses involved. If you would furnish us with an estimate as to the costs of the copies, we would be happy to remit.

RECEIVED
MAY 31 1974

31-2107

State of Idaho
May 31, 1974
Page Two

We would appreciate this being furnished at your earliest convenience so that we can proceed with indicated actions. If further proceedings are necessary, our principals are extremely concerned about the one license in particular that we have referred to.

Very truly yours,



R. Vern Kidwell

RVK:cam

MICROFILMED

May 28, 1974

Mr. Lyle R. Shupe
Hamer,
Idaho 83425

Dear Mr. Shupe:

Water Right License No. 31-2187, in the name of A. E. Carlson, was recently sent to you.

Since that time it has come to our attention that the water has not been used for many years under this license, and therefore, may have been lost by abandonment. Abandonment is further evidenced by a court decree issued by Judge Charles C. Cavanah of the United States District Court, on November 1, 1930. The case entitled Ernest Sauve -vs- W. H. Abbott, et al, named Mr. A. E. Carlson as a party to the suit, but no right to the use of the water was claimed by Mr. Carlson.

The District Judge also stated in the decreed, "that none of the parties to this cause have any rights or right, in or to the waters of Mud Lake, and its tributaries, other than set forth in said schedule of rights."

The issuance of this license by the Department does not validate a water right that was determined as invalid by the court at an earlier date. Therefore, the watermaster of Mud Lake has been instructed to not deliver water under this license.

If you have any questions concerning this matter, please let us know.

Sincerely,

R. KEITH HIGGINSON
Director

BDF:jg

April 29, 1974

Re: Permit No. 11931/31-2187
A. E. Carlson

Mr. Lyle R. Shupe
Hamer,
Idaho 83425

Dear Mr. Shupe:

Enclosed herewith is a copy of the water license issued on the above referenced permit. Also enclosed is departmental receipt # 14365 for \$16.00 covering the licensing fee.

Although this license is not in your name, you control that portion(s) of the license that covers your land. Please note the limits of the water rights as shown on the license.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:jfr

Enclosures

31-2187

State of Idaho

Department of Water Administration

Enclosed is the licensing fee
for Permit No. 11931/31-2187

Mrs Lyle R. Shape

Let #14365

RECEIVED

APR 18 1974

Department of Water Administration

31-2187

March 11, 1974

Re: Permit No. 11931/31-2187 - A.E. Carlson

Mr. Lyle R. Shupe
Hamer,
Idaho 83425

Dear Mr. Shupe:

We have been advised by the Jefferson County Assessor's Office that you own land covered under the above referenced permit as follows:

SW $\frac{1}{4}$ Sec. 28; SE $\frac{1}{4}$ Sec. 29; Twp. 7 N, Rge. 36 E, B.M.

Enclosed you will find a copy of the pre-cancellation notice that is on this date being forwarded to the permit holder of record. If water is being utilized as described under this permit and you are interested in acquiring the water right, please contact this office within the limits of the enclosed order.

Sincerely,

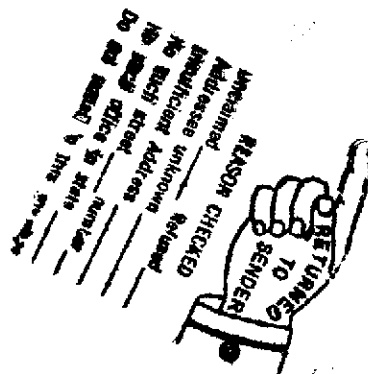
BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

31-2187

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707

CERTIFIED MAIL
NO. 31802
RETURN RECEIPT REQUESTED



Heckard

A. E. Carlson
Rexburg,
Idaho 83440

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show address where delivered

☐ Deliver ONLY to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO. _____ SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO. 31802

INSURED NO. _____

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)



31-287

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

March 11, 1974 CERTIFIED MAIL

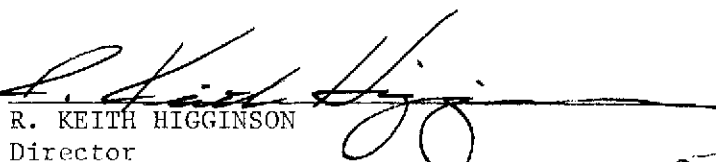
Re: Permit No. 11931 (New No. 31-2187)

A. E. Carlson
Rexburg,
Idaho 83440

Dear Mr. Carlson:

It appearing to the Department of Water Administration that the terms and conditions of Permit No. 11931/31-2187 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of \$16.00, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before April 20, 1974, why said permit should not be cancelled.

Permit No. 11931/31-2187 claims the use of 6.4 cubic feet per second of water from Rays Lake, the point of diversion was to be located within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 29, Twp. 7 N, Rge. 36 E, B.M. and the permit was approved Feb. 7, 1916.


R. KEITH HIGGINSON
Director

31-2187

March 11, 1974

CERTIFIED MAIL

#31802

Re: Permit No. 11931 (New No. 31-2187)

A. E. Carlson
Rexburg,
Idaho 83440

Dear Mr. Carlson:

It appearing to the Department of Water Administration that the terms and conditions of Permit No. 11931/31-2187 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of \$16.00

_____, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before April 20, 1974, why said permit should not be cancelled.

Permit No. 11931/31-2187 claims the use of 6.4 cubic feet per second of water from Rays Lake,

the point of diversion was to be located within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 29,
Twp. 7 N, Rge. 36 E, B.M. and the permit was approved Feb. 7, 1916.



R. KEITH HIGGINSON
Director

31-2187

April 7, 1930

RE: Permit No. 11931 - A. E. Carlson

Mr. Otto McCutcheon
Attorney At Law
Idaho Falls, Idaho

Dear Sir:

Referring to your letter of the 5th inst. would say that 6.4 second feet of the waters of Rays Lake are claimed under the above numbered permit. Proof of beneficial use of water, however, has never been completed as to fees, hence the license has never been issued.

Very truly yours,

GEO. N. CARTER
Commissioner of Reclamation

By _____
Chief Clerk

CB:G

11931

OTTO E. McCUTCHEON
ATTORNEY AND COUNSELLOR-AT-LAW
SUITE 207-209 SALISBURY-KARL BLDG.
IDAHO FALLS, IDAHO

WESTERN UNION CODE
CABLE ADDRESS: OTTOCUTCH

April 5th, 1930.

Department of Reclamation,
Boise, Idaho.

Gentlemen:

Will you please advise me how many second feet of
water were granted under permit No. 11931 issued to
A. E. Carlson?

Very truly yours,

Otto E. McCutcheon

OEM:LK

6.4 - Rays Lake

11931

November 21, 1929

RE: Permit No. 11931 - A. E. Carlson

Otto E. McCutcheon
Attorney at Law
Idaho Falls, Idaho

Dear Sir:

Referring to your letter of the 19th inst. would say that the above numbered permit was issued to A. E. Carlson and that no transfers or assigns appear of record in this office.

Proof of completion of works was made by Carlson and the certificate of completion was issued to him January 18, 1917, proof of beneficial use of water was made January 30, 1917, but license has not been issued for the reason that fees in the sum of \$16.00 has never been paid. If David A. Sanders is now the owner of this permit the transfer to him should be sent in for record here, the license could then be issued to him upon payment of fees stated above.

Very truly yours,

GEO. H. CARTER
Commissioner of Reclamation

By
Chief Clerk

CB:G

11931

Nov. 19th, 1929.

Re= Permit # 11931

Hon. George N. Carter,
Commissioner of Reclamation,
Boise, Idaho.

Dear Mr. Carter:

The rights represented by this permit and application are probably now owned by David A. Sanders of Rexburg. The question is raised whether by paying the fees and submitting proof of beneficial use the license will issue, giving the original date of priority claimed in the application. The water has been used continuously, and proof of beneficial use could easily be conveyed. Will you advise me what the status of the matter is at the present time as indicated by your records?

Very truly yours,

OEM:LK

Otto E. McCutcheon

11931

May 18, 1927.

Re: Permit No. 11931.

Mr. Bash L. Bennett,
Attorney at law,
Rigby, Idaho.

Dear Sir:

Referring to your letter of the 16th instant, would say that our records show Permit No. 11931 to have been issued to Mr. A. E. Carlson for 6.4 second feet of Ray's Lake upon application filed January 26, 1916. Proof of completion of works was made and the certificate issued January 18, 1917. Proof of beneficial use of water was due February 7, 1924. This final proof is still pending, the license being held for fees in the sum of \$16.00.

The enclosed copy of a letter from Hyrum Ricks, Jr., under date of September 14, 1920, together with a copy of our reply, will serve to give you the status of this permit at the present time.

Very truly yours,

GEO. H. CARTER,
Commissioner of Reclamation,

By

Chief Clerk.

B:P
Enc.

11931

BASH L. BENNETT
LAWYER AND U. S. COMMISSIONER
RIGBY, IDAHO

May 16th, 1927.

Hon. G.M. Carter,

Boise, Idaho.

Dear sir;

Will you advise me if Alfred E. Carlson,
ever made a water filing for his lands described as
follows;

SW $\frac{1}{4}$: sec 28.
SE $\frac{1}{4}$: sec. 29.
Twp 7 North Range
36 E. B. M. Jefferson County.

I presume this would be on some springs or a lake near
Hamer, Idaho .

Thanking you for your attention to the matter, I am,

Very truly,



Bash L. Bennett

11931 A. E. Carlson

6.4 ref - - Regis. Label

L - Jan 26 - 1916

aff - Feb. 7 - 1916

Q Serv made Dec. 19 - 1916

Q Serv vined Jan 18 - 1917

Q Bill due - Feb. 7 - 1924

September 16,
1920

Re Permit No. 11931

Mr. Eyrum Ricks, Jr.
Rexburg, Idaho

Dear Sir:

Replying to your letter of the 11th inst., would say that I find nothing on file or of record under the above numbered permit to show that you are now the owner and holder of this water right. If you have an assignment from Mr. A. E. Carlson for this permit the same should be sent to this office to be placed upon record here, then you may pay required fee and license will be issued, showing the transfer to you.

Very truly yours,

W. C. SWENDSEN

Commissioner of Reclamation

CB:ES
RHC

By _____

11931

HYRUM RICKS, Jr.,
Vice-Pres. and General Manager

F. S. PARKINSON, Pres.

ANDREW M. ANDERSON
Sec'y. and Treas.

DIRECTORS:
F. S. PARKINSON
HYRUM RICKS, Jr.
GEO. W. BRINDLEY

Rexburg Building & Loan Co., Ltd.

CAPITAL STOCK \$1,000,000.00

Real Estate, Loans, Insurance, Etc.,

Modern Homes

Rexburg, Idaho

DIRECTORS:
JOSEPH E. JENSEN
J. W. LLOYD
JOHN PHILLIPS
PETER TAYLOR

September 14th, 1920.

Mr. W. G. Swendsen, Commissioner,
Boise, Idaho.

Dear Sir:

You sent a notice dated July 14th to
Mr. Alfred E. Carlson, stating that upon receipt
of fees in the sum of \$16.00 for license, permit
No. 11931 would be issued.

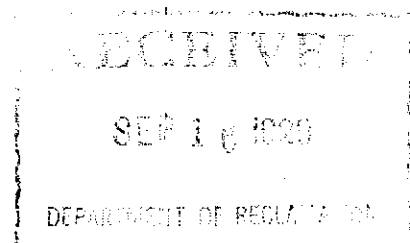
As you have been notified heretofore,
this water permit was assigned to me from Mr.
Carlson at the time I purchased the land. I
am ready to pay the \$16.00 and would like to
know what should be done in connection with
making the proper showing.

An early reply will be greatly appre-
ciated.

Yours truly,

HR, Jr:HR

Hyrum Ricks Jr.
per H R.



11931

July 14, 1920.

Re: Permit 11931.

Mr. A. A. Carlson,
Rexburg, Idaho.

Dear Sir:

Upon receipt of fees in the sum of \$16.00 license under
the above numbered permit will be issued you.

Yours very truly,

W. G. Swendsen,
Commissioner of Reclamation.

By: _____

CMB:MM

11931

REPORT OF ENGINEER

This proof is for Beneficial Use

In Water District No. 65

A. E. Carlson

1. State name of applicant and number of permit: Beck-Ha-Bring - Permit 11931

2. State source of water supply: Rays Lake

3. Location of point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 29, T. 7 N., R. 36 E., B.M.

4. Describe works as they exist, giving dimensions and capacities of same:

10" Cent. pump. 20 H.P. gas engine.

Ditch 8" B. 2' D.

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 $\frac{1}{4}$ Sec. 26; SE $\frac{1}{4}$ Sec. 29, T. 7 N., R. 36 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:

10. What large stream would the water here appropriated finally reach? Mud Lake.

11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

Remarks: All in cult.

This examination was made on the 28 day of Apr.

19 20.

(Signed)

R. B. Annett.

Examiner.

OVER

11931

R. E. Carlson

Roxburg

Permit 11931.

24-7-11 56 A

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 remarks.
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.

11931

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

STATE OF IDAHO,

ss.

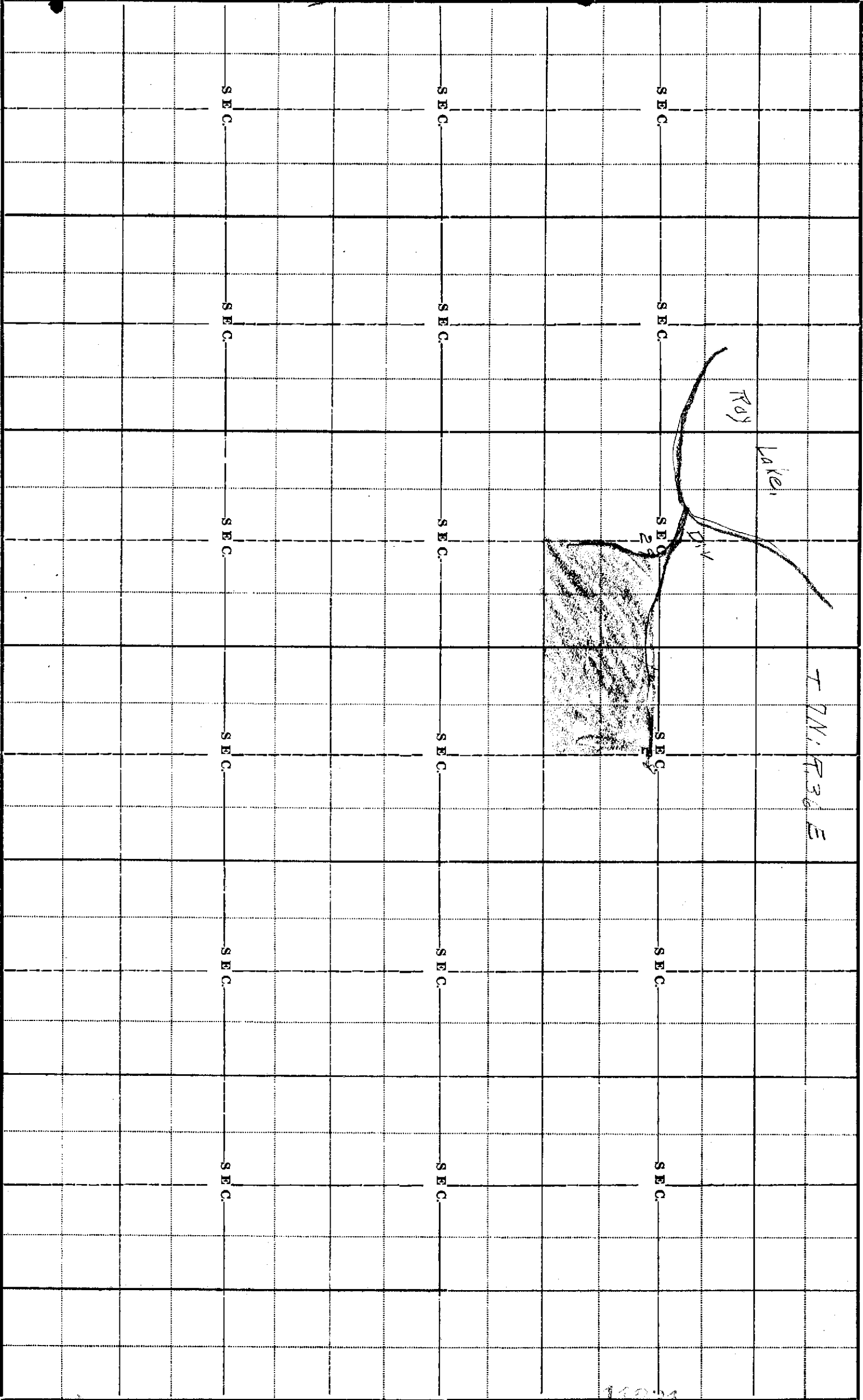
County of

, 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.



February 9, 1920.

Re Permit 11931. - A. E. Carlson.

Mr. R. H. Ewing,
Rexburg, Idaho.

Dear Sir:--

Per your request the 7th inst. would say that proof of completion of works has been made under the above numbered permit and certificate issued. The depositions for proof of use of water were made January 30, 1917, but license has not been issued for the reason that the examination has never been made by an engineer from this office. This examination will be made sometime during the coming season.

As to beneficial use of water for pasture would say that such a proof would be accepted if the land had been cleared and systematically irrigated and used for pasture purposes. This would be for the irrigation of wild hay without cultivation other than the irrigation.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By _____

11931

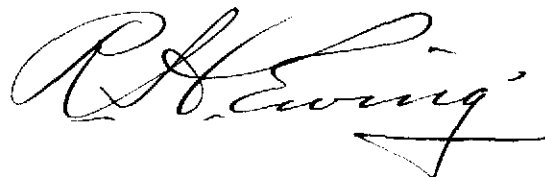
2/7/20.

✓
State Engineer,
Boise, Ida.

Dear Sir :

I would like to know the exact situation relating to permit # 11931. Has this water been put to beneficial use, if so what is the amount of the decree? If a decree has not been issued how much time yet remains? Will a decree be issued for water that has been put on land for the purpose of growing grass for pasture or hay, before the land has been cultivated? I am informed that ^{that} is true.

Yours very truly,



11931

RECEIVED

FEB 9 1920

DEPARTMENT OF REGISTRATION

Sept. for me made Jan 30/1917
no x made.

February 5th, 1917.

Re Permit 11931- A. E. Carlson.

Mr. L. G. Ryland,
Attorney at law,
Rexburg, Idaho.

Dear Sir:--

Replying to your letter of the 3rd inst. would say that the license could not be granted until our engineer can make the examination and report. This will be done just as soon as weather conditions will permit.

If the holder desires, we can furnish him with an affidavit for the Land Office, showing the permit is in good standing and that his final license will be issued upon receipt of the engineer's report. Such a certificate would cost seventy-five cents.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

11931

February 3rd, 1917.

J. H. Smith, Esq.,
State Engineer,
Boise, Idaho

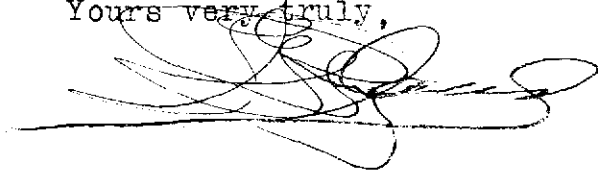
Dear Sir:--

In re Permit #11931---A.E. Carlson.

Mr. Carlson's Final Proof on his Desert Land Entry is set for hearing on the 26th of this month; if possible, he would like to show Title to this water, as you know, it ^{is} required by The Government before Final Certificate of Patent, will issue.

Will appreciate a prompt reply and oblige,

Yours very truly,



February 1st, 1917.

Re Permit 11931.

Mr. A. E. Carlson,
Rexburg, Idaho.

Dear Sir:--

We are just in receipt of your depositions, affidavit of publication and check for fees for proof of use of water under above permit. As it will be some time yet before our engineer will be able to make the required examination, the check for fees is herewith returned to you.

As soon as the report is received, you will be further notified as to fees required.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

ChNo.23.

11931

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Madison.

I, Arthur Porter, Jr.

do solemnly swear that I am of lawful age and am the
owner of the CURRENT-JOURNAL,
a weekly newspaper printed and published at Rexburg,
Idaho, and have personal knowledge of all advertisements
published therein. That the notice of which the annexed is
a printed copy, was published once a week in said news-
paper as follows: Commencing with the issue of Friday the
5th day of January 1917, and ending with
the issue of Friday the 26th day of January 1917,
in the regular and entire issue of every number of said paper
in said issues; that the notice was published in the news-
paper proper and not in a supplement.

Arthur Porter, Jr.

Subscribed and sworn to before me, a Notary Public in
and for said County and State on the 30th
day of January A. D. 1917

My Commission expires NOTARY PUBLIC

Residing at Rexburg, Madison County, Idaho

My Commission expires May 31st, 1920.

Notary Public

NOTICE FOR PUBLICATION.

Notice of Proof of Application of Water for
Beneficial Use.

Notice is hereby given that at 11 a. m. on
the 30th day of January, 1917, at Rexburg,
County of Madison, State of Idaho, before J.
G. Ryland, notary public, final proof will be
submitted of the application to beneficial use
of 44 cubic feet per second of the waters of
Rays Lake, in accordance with the terms and
conditions of Permit No. 11931 heretofore is-
sued by the State Engineer of the State of
Idaho.

1. The name and postoffice address of the
person or corporation holding said permit is
A. E. Carlson, Rexburg, Madison County,
Idaho.
2. The use to which said water has been
applied is irrigation and domestic use.
3. The amount applied to beneficial use is
44 cubic feet per second.
4. The place where said water is used is (if
for irrigation, give full and accurate descrip-
tion of the lands irrigated), sw. 1 section 28;
se. 1 section 29, township 7 north, range 38,
East Boise Meridian.
5. The name of the canal or ditch or other
works by which said water is conducted
to such place of use is Carlson's Ditch.
6. The right to take the water from such
works is based upon Permit No. 11931.
7. The source of supply from which such
water is diverted is Rays Lake.
8. The date of the priority of said user is
prepared to establish is January 28, 1916.

J. H. SMITH, State Engineer.

11931

PERMIT NO. 11931**Proof of Application of Water to Beneficial Use****DEPOSITION OF HOLDER**

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

Ans. A.E. Carlson; I am 36 years of age; Plumber; Rexburg, 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. None

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

Ans. #11931; January 26th, 1916; January 26th, 1916.

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

Ans. Rays Lake; SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sect. 29, Twp. 7 N. R. 36 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. Pumping plant; pipe line; 6.4 second feet of water; Carlson's Ditch
David Charles is interested in the pumping plant and 900 feet of
the ditch; the ditch is 1500 feet long to the corner of my land, and
then there is over a mile of ditch on my land.

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. irrigating; SE $\frac{1}{4}$, Sect. 28; SE $\frac{1}{4}$, Section 29, Twp. 7 N. R. 36 East
Boise Meridian, and each subdivision of same. SE $\frac{1}{4}$, Section 29 has all
been cultivated; raised crops on same; the other, SW $\frac{1}{4}$, Sect. 28, I have
used as a pasture; it is all fenced. No meadow land; there is sand grass

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

Ans. It is used for irrigating purposes.

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

Ans. 6.4 second feet of water

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

Ans. I am the same person.

only 65 - Dwt

11931

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

Ans. it was used first in August, 1914; 1915 and 1916 and has been
diverted over all of the land; I have raised crops each year, as a
result of this irrigation.

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

Ans. None

(Sign) *W. Carlson*

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 Rexburg, County of Madison State of Idaho, on this 30th day of January A. D. 1917

J. J. Jones
Notary at Rexburg, Idaho.
My Commission expires May 31st, 1920.

11981

Permit No. 11931

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. George R. Larsen; 38 years of age; merchant; Rexburg, Idaho

Ques. 2. Are you acquainted with A. E. Carlson, the holder of Permit No. 11931? How long have you known him and where does he reside?

Ans. I am, and I have known him for 10 years; Rexburg, Idaho

Ques. 3. Have you read or heard read said Permit No. 11931, and are you familiar with its provisions and conditions?

Ans. yes sir

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. Rays Lake; SE 1/4 NW 1/4, Sect. 29, Twp. 7 N. R. 36 E. B. M.
Pumping plant, pipe line and ditch.

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. 6.4

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. For irrigation; SW 1/4, Sect. 28; SE 1/4, Sect. 29; Twp. 7 N. R. 36 E. B. M.,
the water has been put over all of it; he has grown crops on the
SE 1/4, Sect. 29, each year for the past three years, this was cultivated
there isn't any meadow land; there is sandy grass on some of it

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

Ans. none

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. Sandy loam; the amount of water required is 6.4 second feet

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 interest in it

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 have seen it irrigated: it was the ##### during the summer of 1915

(Sign) *George A. Jansen*

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 Rexburg, County of Madison, State of Idaho, on this 30th day of January, A. D. 1917.

George A. Jansen
Notary Public.
My commission expires _____
by _____

11931

Permit No. 11931

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. W.C.Holley.Jr; 25 years of age; plumber, Rexburg, Idaho

Ques. 2. Are you acquainted with A.E. Carlson, the holder of Permit No. 11931? How long have you known him and where does he reside?

Ans. yes sir; I have known him for 10 years; Rexburg, Idaho

Ques. 3. Have you read or heard read said Permit No. 11931, and are you familiar with its provisions and conditions?

Ans. Yes sir

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. Rays Lake; SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sect. 29, Twp. 7 N. R. 36 E.B.M.; Pumping plant; pipe line and ditch

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. 6.4. is what the permit calls for and is what he has used.

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; SW $\frac{1}{4}$, Sect. 28; SE $\frac{1}{4}$, Sect. 29, Twp. 7 N. R. 36 E.B.M. He has put water all over it, each division; I have seen it; and he has raised crops for the past three years as a result of this irrigation there isnt any natural meadow land on it; he has reclaimed it so it would raise crops;

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

Ans. none

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. Sandy loam; the amount of water required is 6.4 second feet, or all that his permit will carry.

11931

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 sir

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 saw it watered in 1915 and 1916; he had water all over it and has raised crops each year as a result of this irrigation

(Sign) *W. E. Kelly Jr.*

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 Rexburg, County of Madison, State of Idaho, on this 30th day of January, A. D. 1917.

My commission expires _____
Notary Public.
Reading at the _____
My commission expires May 2nd, 1920.

January 22, 1917.

Re Permit 11931.

Mr. A. E. Carlson,
Rexburg, Idaho.

Dear Sir:

Enclosed herewith Certificate of Completion of
Works issued under above permit, with receipt for fee.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____.

CCW-R8845.

11931

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF BENEFICIAL USE

A. E. Carlson,
c/o L. G. Ryland,
Rexburg, Idaho.

BOISE, IDAHO, **January 18, 1917.**

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your Permit No. **11931.**

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 your rights:

1. On **January 30th, 1917**, 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 **Rexburg, before L. G. Ryland, N.P.**

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$2.00 for each 40-acre tract, or fraction, to which water has been applied. When these have been received together with report of examining engineer, if everything is properly executed, License will issue.

Yours truly,

J. H. SMITH,

State Engineer.

11931

(P. O.) ..Rexburg, Idaho.....

(Date) ..Dec.. 22, 1916.....

State Engineer, Boise.

Dear Sir:

I have your letter of Dec. 27, 1916..... enclosing Notice of Proof
of Beneficial Use of Water under Permit No. 11931..... which will be pub-
lished as you request, beginning with our issue of Dec. 29, 1916.....

Arthur Porter *per*.....

65-
papers filed

11931

STATE OF IDAHO
ENGINEERING DEPARTMENT

BOISE

HERBERT WING
ACTING STATE ENGINEER

Boise, Idaho, December 27th, 1916.

The Current Journal,
Rexburg, Idaho.

Dear Sirs:

Enclosed find Notice for Publication of Proof of Beneficial Use of Water under Permit No. 11931, which please publish once a week for four consecutive weeks in your paper in accordance with provisions of Sec. 4, House Bill No. 146, laws of the Seventh Session of the Legislature. The expense of this publication will be paid by

A. E. Carlson, of Rexburg, Idaho, to whom you will please furnish proof of publication of this notice on or before Jan. 30th, '17.

Please promptly acknowledge receipt of this notice, and kindly mail me your first issue containing its publication that I may compare it with my records.

Yours truly,

11931

J. H. SMITH,

HERBERT WING
~~XXXXXXXXXX~~

~~XXXXXXXXXX~~ Acting State Engineer.

December 21, 1916.

Re Permit 11931.

Mr. A. E. Carlson,
Rexburg, Idaho.

Dear Sir:--

Am just in receipt of affidavit of holder for proof of completion of works under above permit, with fee, also, notices for final proof. The affidavit has been checked and is satisfactory hence the certificate will be issued in due course.

In checking the notices for final proof I note that you have given July 20, 1914, as date of priority. This should be January 26, 1916, the date of the first receipt of the application in this office. This correction has been made.

Notice will be mailed to the Current Journal, at Rexburg, in time for the required four weeks publication prior to January 30th and deposition blanks will be mailed to I. G. Ryland, N.P.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

11931

Permit No. 11931

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,
County of Madison } ss.A.E. Carlson

, 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. 11931 and that his postoffice address is Rexburg, Idaho ~~####~~ Madison County State of Idaho

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

Ray's Lake

Third: That the point of diversion of said water is SE 1/4, Sect. 29, Twp. 7 North

Range 36 East Boise Meridian.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by February 7th 1920.

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 (~~####~~ ###) fully completed and consisted of the following:

1. Kind of works: Pipe & Ditch- Ditch is 1500 feet long, ^{six} ~~###~~ feet wide
(Reservoir, dam, ditch, flume, pipe or otherwise)
on the bottom--Length of Pipe Line is 57 feet; 15 inch pipe

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 Earth, the ditch is;
pipe line of iron

(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 6 feet, width at water line 10 feet, depth of water 1 1/2 feet; diameter of pipe 15 inches; average grade per mile is 2 feet. Length of conduit is 1500 feet miles.

Seventh: That said works are capable of conducting to the place of intended use 6.4 cubic feet second feet of water.

Eighth: That water appropriated under said permit is available for 320 acres of land described as follows: SW 1/4, Section 28; SE 1/4, Section 29, Twp. 7 North, Range 36
East Boise Meridian

Ninth: Remarks: That the ditch runs thru some sandy knolls, and it is necessary to clean it out every year, in order to keep it to its full size and this has been done each year;

(Sign here.)

Subscribed and sworn to before me this 19th day of December, 1916.

NOTARY PUBLIC,

Notary Public.

My commission expires Reading at Rexburg, Madison County, Idaho,
My Commission expires May 31st, 1920.

11931

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

~~3.471 4.400 2.20.00 100 5 14.12~~

Notice is hereby given that at 11 a. m. on the 30th day of January, 1917,
 at Rexburg, County of Madison, State of Idaho,
 before L.G. Ryland, Notary Public, final proof will be submitted
 of the application to beneficial use of 6.4 cubic feet per second of the waters of
Rays Lake, in accordance with the terms and conditions of Permit No. 11931
 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are A.E. Carlson, Rexburg, Madison County, Idaho
2. The use to which said water has been applied is ~~SW 1/4, Section 28; SE 1/4, Section 29, Twp 7 North~~
~~Range 36 East Boise Meridian, irrigating & reclaiming~~ *W P K*
3. The amount applied to beneficial use is 6.4 cubic feet per second
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)
SW 1/4, Section 28; SE 1/4, Section 29, Twp. 7 North, Range 36 East Boise
Meridian.
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is Carlson's Ditch
6. The right to take the water from such works is based upon Permit No. 11931
7. The source of supply from which such water is diverted is Rays Lake
8. The date of the priority which said user is prepared to establish is ~~July 30th, 1914~~ *Jan 26/1916*

State Engineer.

11931

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit #11931

Boise, Idaho,

Mr. A.E. Carlson,
Rexburg, Idaho.
Dear Sir:

February 7, 1916.

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

11931

September 6, 1936.

Re Permit 11931.

A. E. Carlson,
Rexburg, Idaho.

Sir:--

Replying to your letter of the 4th would say that, for proof of completion of works under your above permit, the affidavit form No. 6 should be filled out and returned to this office, with fee of \$5.00.

For proof of beneficial use the blank notices should be filled out, in duplicate, and returned to us, setting the date for making proof far enough ahead to allow for the required four weeks publication prior to the date of making proof. When the notices have been received here, the same will be checked and the original mailed to the news paper for publication.

On the date set for proof of beneficial use, you will be required to appear before the officer designated by you, with two witnesses, and fill out the deposition blanks that will be furnished him.

Very truly yours,

J. H. SMITH,

State Engineer.

FE-6-2 F10

By _____

11931

Rexburg, Idaho,

9/4

191

6

State Engineer
Boise Ida

Dear sir -

The work on irrigation project described in application No 17226 & Permit No 11931 is completed and the water has been applied to beneficial use and I now wish to make final proof.

This work has been completed for some time. The cost of the work was more than 4 times the estimate. I wish to make final proof on my land also and I would like if you wish let me know how to go about to do it all.

Yours truly

A. E. Carlson

Name of Applicant.....

U. E. Carlson

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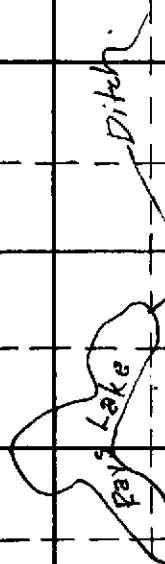
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Boise, Idaho, Jan. 31, 1916.

Mr. A.E. Carlson,
Rexburg, Idaho.

Dear Sir:

Re: Application #17226.

Referring to your letter of the 22nd, in regard to your application of the above number, I would say that you can make the proof at any time you desire, before the date set for same, but that would not give you any priority over any other filing any more than if you made the proof on the date set for it. Priority is determined solely by the date upon which the application is filed in this office.

Very truly yours,

J.H. Smith,
State Engineer,

BY

Dec. 1-29-'16.
H-RB.

11931

A. F. CARLSON
PLUMBER AND HEATING

Rexburg, Idaho,

1/22

1916

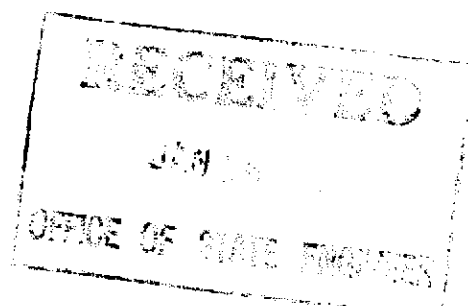
State Engineer

Dear Sir -

Inclosed find application signed
If I should make proof right away
on the water would that be any advantage
to me. Will that give me as much
time to appropriate the water? And will
I get a better water right by making
proof ahead of some others?

17226

Yours truly
A. F. Carlson



11934