

State of Idaho
License and Certificate of Water Right

Permit
Water License No. 18378 Amount 80.0 c.f.s.
Water District No. Priority June 26, 1936

THIS IS TO CERTIFY that OWLSEY CANAL COMPANY
of Terreton, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 26, 1938, 19 ; that Permit No. 18378
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
80.0 second feet, was issued thereunder on January 8, 1942, 19 , showing that said works
were completed on the 15th day of January, 19 41 ; and that on the 15th
day of January, 19 41 ,

OWSLEY CANAL COMPANY
of Terreton, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of subterranean
wells, a tributary of, for the purpose of domestic and irrigation
use, under Use Permit No. 18378 of the Commissioner of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 4085, on the 8th day of January, 19 42 ;

The right hereby confirmed dates from June 26, 1936, 19 ;

The Point of Diversion is located #1, SE 1/4 SW 1/4: #2, NE 1/4 SW 1/4: #3, SW 1/4 SE 1/4: #4, NW 1/4 SE 1/4
in the 1/4 1/4, Sec. 25, Tp. 7 N, R. 35 E, B. M. Jefferson Co.

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 80.0
cubic feet per second.

Description and location of use: Supplemental to Permit #4713
Carey Act lands and additional lands under the Owsley Canal Co. Project.

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N	35 E	8	W $\frac{1}{2}$ SW $\frac{1}{4}$	All of Sections 17, 18, 19 W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$ W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$	
		20			
		29			
		30			
6 N	34 E	3	SE $\frac{1}{4}$	NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$	
		4			
		5			
		7			
		11	All of Sections 8,9,10,13,16,20,21,22,23,25,29	S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ W $\frac{1}{2}$	
		12			
		14			
		15			
		17	N $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$	N $\frac{1}{2}$, SW $\frac{1}{4}$	
		24			
6 N	34 E	26	NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$	N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ N $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$ S $\frac{1}{2}$ SW $\frac{1}{4}$	
		27			
		28			
		35			
7 N	34 E	32		Total Acres 15,360	
		33			

this 8th day of January, 19 42

E. V. BERG
Commissioner of Reclamation

(SEAL)

~~June 28 - Mr. [unclear]~~

\$41.00

Permit 4713

B.N. 4713 - Chesley Canal Co (7-13-22) \$148.00

B.N. 4713 - " " (4-11-26) 131.00

Total 40 acre tract paid on B.N. 279.00

No payments made on Permit 17640
Mr B.N. paid -

License 2604 - Equus Center permit 7403 -
S 1/2 S 21 1/4 - 15 - 6 N. 34 E.
License paid 2 goats \$4.00

Permit 9522 License - 1933 -
E. 1/2 N. 21 1/4 - 13 - 6 N. 34 E
4 - goats @ \$2.00 \$12.00

Permit 9525 - License - 2604
S 21 1/4 - Sec. 14 - 6 N. 34
4 goats @ \$2.00 8.00

Permit 6378 - License 1442
S 1/2 N. 1/4 - Sec. 10 - 6 N. 34 E.
Goats - 4 @ 2.00 8.00

Permit 14443 - License 3405
N 1/2 N. E. 1/4 Sec. 11 - 6 - 34
2 - goats \$4.00

Permit 8819 - License 2067
S 1/2 S 1/4 - 32 - } 7 N. 34 E
S 1/2 S 21 1/4 33
4 - goats \$8.00

Permit # 18378

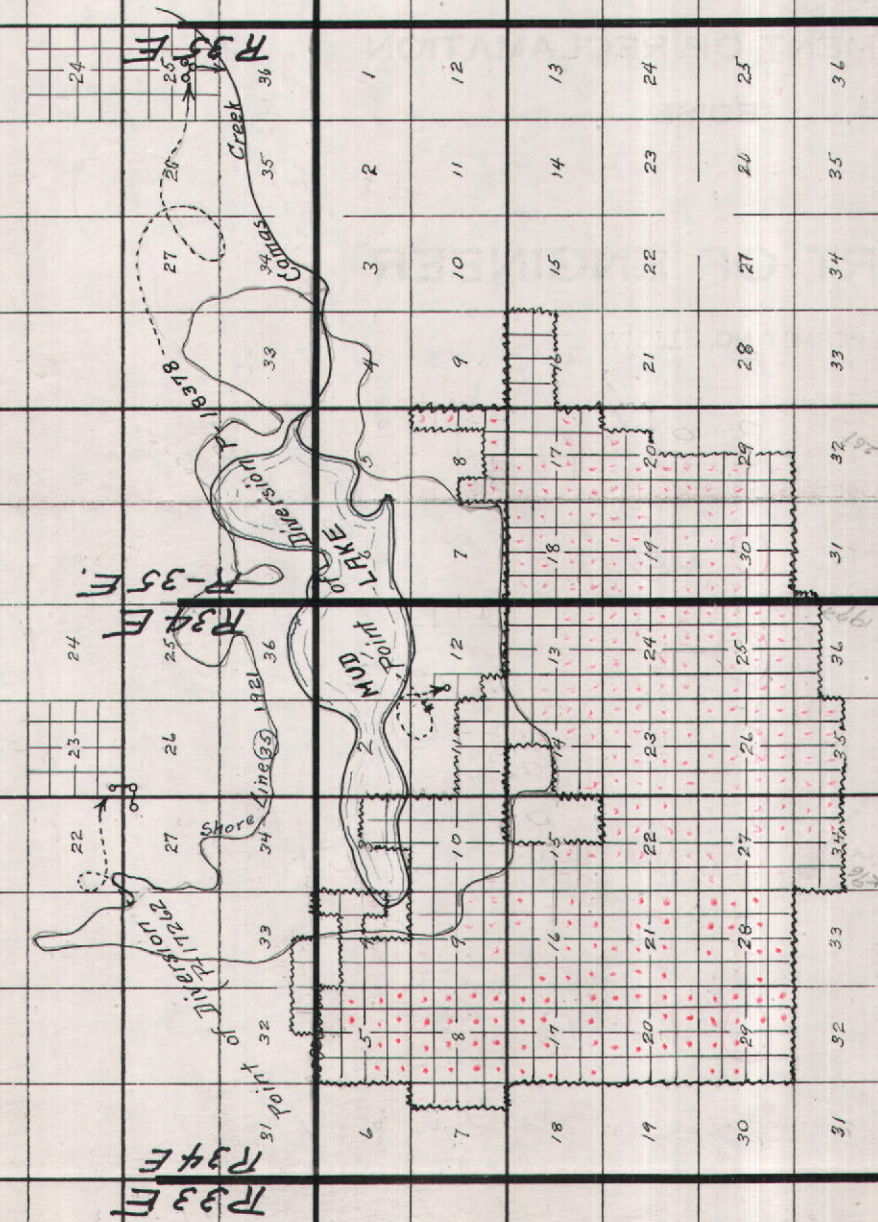
Fees for Completion of Works - \$24.00

Fees for B. U. - \$27.00

No fees charged on lands on which
this water is used as supplemental right.
Fee charged on additional 27 spots of
new lands, not listed previously at
rate of \$1.00 per spot.

B. U. fees to be collected after
Emy. has made his report.

5 mi 17
2 mi 29
2 mi



T7N.

T6N

T5N

This map
includes boundary
R-17378 and R-17262

R#813109

Water Permit BOND

GIVEN BY

Owsley Canal Company

IN FAVOR OF

State of Idaho

NATIONAL SURETY CORPORATION

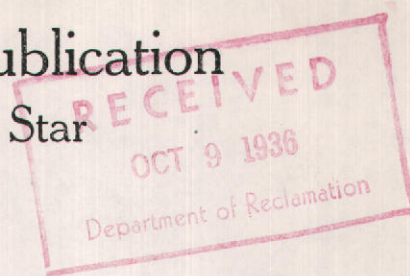
NEW YORK



APPROVED AS TO FORM AND SUFFICIENCY

Affidavit of Publication

The Rigby Star



STATE OF IDAHO, } ss.
County of Jefferson.

I, R. I. Jones, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, in Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county, for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that said attached notice, advertisement or publication, as per clipping attached, was published in said newspaper, in the regular and entire issue thereof, and not in any supplement issue thereof, for three consecutive issues thereof; first publication having been made on the

8 day of October, 1936

and last publication on the

22d day of October, 1936

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each, printed from type matter, of at least seventeen and three-fourths inches depth; and that there are at least two hundred bona fide subscribers in Jefferson County.

Subscribed in my presence and sworn to before me this 23d day of October, 1936

(SEAL)

R. I. Jones
Hope B. Jones
Notary Public for the State of Idaho, residence and post office address: Rigby, Idaho.
My commission expires January 30th., 1938.

Publication Fee \$ 17.00

STATE OF IDAHO DEPARTMENT OF RECLAMATION NOTICE OF APPLICATION TO APPROPRIATE WATER IN ACCORDANCE WITH THE PROVISIONS OF HOUSE BILL 293, 1935 SESSION LAWS

NOTICE IS HEREBY GIVEN that on the 26th day of June, 1936, OWSLEY CANAL COMPANY, whose address is Terreton, County of Jefferson, State of Idaho, made Application No. 25578 to appropriate 80 cubic feet of water per second from subterranean sources, for irrigation and domestic purposes. That the points of diversion of said waters are located:

- No. 1—SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, T. 7 N., R. 35 E., B. M.
- No. 2—NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, T. 7 N., R. 35 E., B. M.
- No. 3—SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, T. 7 N., R. 35 E., B. M.
- No. 4—NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, T. 7 N., R. 35 E., B. M.

That the lands to be irrigated under said application are described as follows, to-wit:

W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 8; all of Secs. 17, 18 and 19; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 20; W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 30; all in T. 6 N., R. 35 E., B. M.; E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 4; S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$; Sec. 5; E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 7; all of Sec. 8; NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 9; NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 10; all of Sec. 13; NE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 14; NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 15; all of Secs. 16, 17, 20, 21, 22, 23, 24 and 25; NE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 26; E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 27; NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 28; all of Sec. 29; NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 35; SE $\frac{1}{4}$, Sec. 3; SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 11; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 12; all in T. 6 N., R. 34 E., B. M.; S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33; all in T. 7 N., R. 34 E., B. M., containing a total of 15,320 acres.

That any protests against the approval of this application should be filed in the Department of Reclamation within forty (40) days of the date of this notice; such protest shall state the name and address of the protestant and shall clearly set forth his objections to the approval of the said application.

Dated this 25th day of September, 1936.

R. W. FARIS,
Commissioner of
Reclamation.

Date of first publication: Oct. 8, 1936.
Date of last publication: Oct. 22, 1936.
Last date for protest: Nov. 4, 1936.

SERVICE of the foregoing, by copy, is hereby admitted this 27th. day of September, 1936.

18378 OWSLEY CANAL CO.
Applicant.
By EDWIN SNOW,
Agent.

(46-48)

18378

723—TOWNSHIP PLAT

cmadd

723—TOWNSHIP PLAT

cmadd

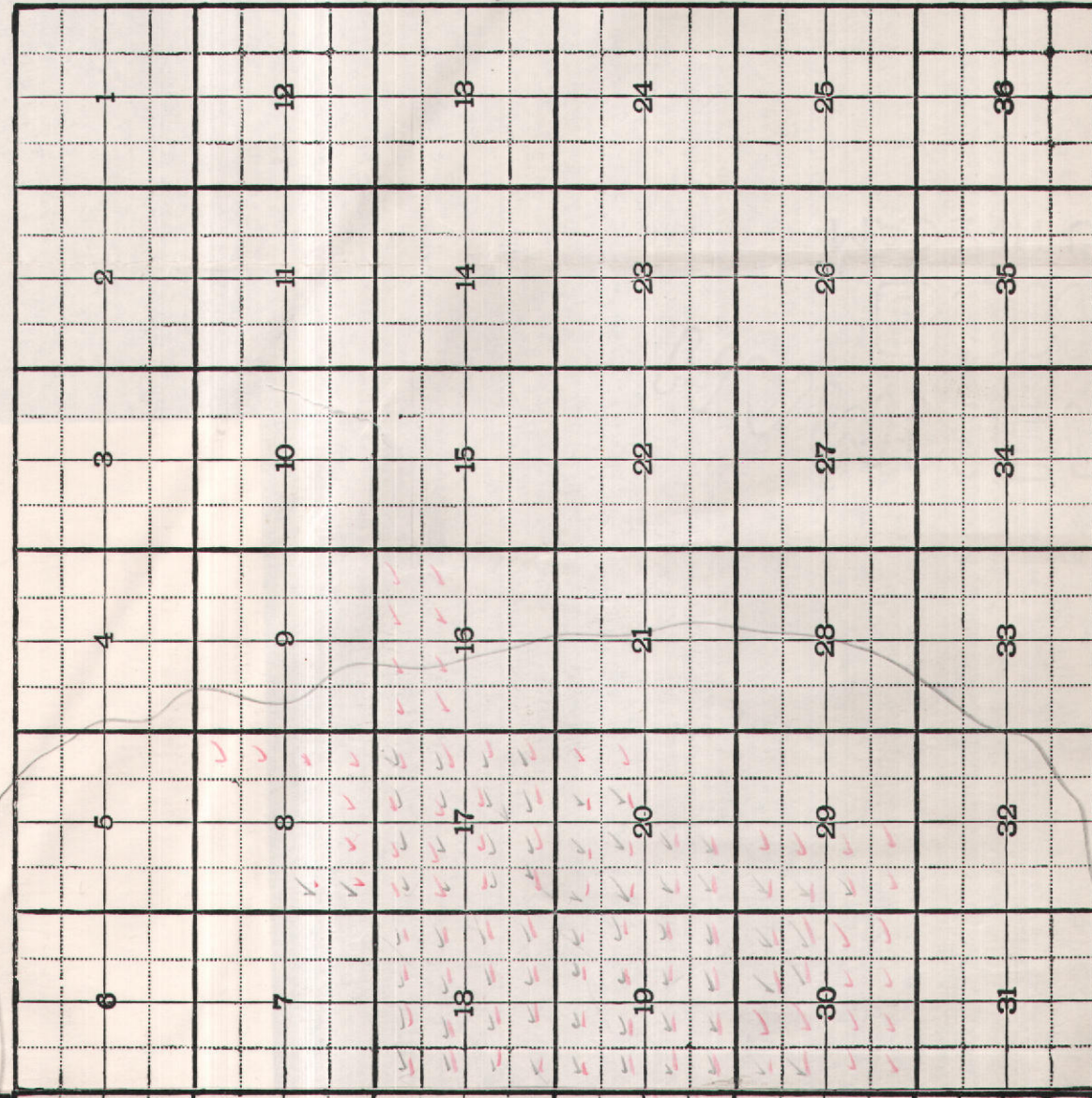
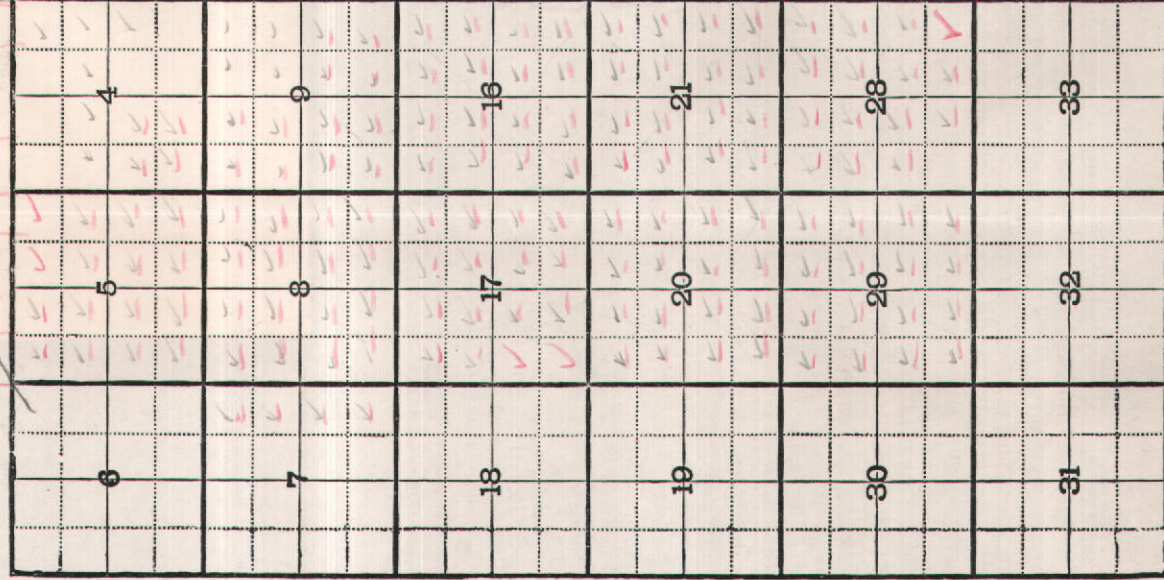
Printed and for sale by Statesman Ptg. Co., Boise, Idaho

SCALE: ONE INCH TO ONE MILE

Township

Township

Range



SCALE: ONE INCH TO ONE MILE

67-35 E

18378

405F

V=172-62

V=18378

57 spans 405

p-18378

T6N

R-34 E

33-40 E

R35 E

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5335

WATER RIGHT NO(S) . 31-00327/31-00328/31-00329/31-00330
31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239
31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A
31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
31-02345/31-07005

This is to certify that: OWSLEY CANAL CO
C/O GARTH SODERQUIST
PO BOX 68
TERRETON ID 83450

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 31-00327 :			
IRRIGATION	04/15 to 10/15	** 110.00 CFS	
DIVERSION TO STORA	10/16 to 04/14	110.00 CFS	
Priority:	00/00/0000		
Right No. 31-00328 :			
IRRIGATION	04/15 to 10/15	** 110.00 CFS	
DIVERSION TO STORA	10/16 to 04/14	100.00 CFS	
Priority:	00/00/0000		
Right No. 31-00329 :			
IRRIGATION	04/15 to 10/15	** 50.00 CFS	
DIVERSION TO STORA	10/16 to 04/14	50.00 CFS	
Priority:	00/00/0000		
Right No. 31-00330 :			
IRRIGATION	04/15 to 10/15	** 80.00 CFS	
DIVERSION TO STORA	10/16 to 04/14	80.00 CFS	
Priority:	00/00/0000		
Right No. 31-00331 :			
IRRIGATION	04/15 to 10/15	24.00 CFS	
Priority:	09/10/1928		
Right No. 31-00332 :			
IRRIGATION STORAGE	01/01 to 12/31		5000.0 AF
Priority:	01/25/1930		

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 31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239
 31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A
 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
 31-02345/31-07005

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 31-00336B : IRRIGATION Priority: 04/27/1932	04/15 to 10/15	11.05 CFS	
Right No. 31-00337B : IRRIGATION Priority: 12/15/1932	04/15 to 10/15	17.00 CFS	
Right No. 31-00371 : IRRIGATION Priority: 09/10/1928	04/15 to 10/15	23.00 CFS	
Right No. 31-02239 : IRRIGATION Priority: 01/25/1930	04/15 to 10/15	40.00 CFS	16899.4 AF
Right No. 31-02265 : IRRIGATION Priority: 05/22/1940	04/15 to 10/15	64.40 CFS	23375.9 AF
Right No. 31-02289 : IRRIGATION Priority: 01/13/1949	04/15 to 10/15	3.20 CFS	560.0 AF
Right No. 31-02290 : IRRIGATION Priority: 02/14/1949	04/15 to 10/15	3.60 CFS	840.0 AF
Right No. 31-02297 : IRRIGATION Priority: 12/29/1949	04/15 to 10/15	6.00 CFS	1190.0 AF
Right No. 31-02310 : IRRIGATION Priority: 09/24/1952	04/15 to 10/15	5.80 CFS	1015.0 AF
Right No. 31-02317A : IRRIGATION Priority: 02/28/1953	04/15 to 10/15	8.08 CFS	1414.0 AF

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 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
 31-02345/31-07005

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 31-02317B :			
IRRIGATION	04/15 to 10/15	1.90 CFS	332.5 AF
Priority: 10/27/1956			
Right No. 31-02321 :			
IRRIGATION	04/15 to 10/15	1.92 CFS	336.0 AF
Priority: 04/25/1953			
Right No. 31-02341 :			
IRRIGATION	04/15 to 10/15	16.00 CFS	5839.4 AF
Priority: 09/03/1954			
Right No. 31-02342 :			
IRRIGATION	04/15 to 10/15	16.00 CFS	5839.4 AF
Priority: 09/03/1954			
Right No. 31-02343 :			
IRRIGATION	04/15 to 10/15	16.00 CFS	5839.4 AF
Priority: 09/03/1954			
Right No. 31-02344 :			
IRRIGATION	04/15 to 10/15	16.00 CFS	5839.4 AF
Priority: 09/03/1954			
Right No. 31-02345 :			
IRRIGATION	04/15 to 10/15	16.00 CFS	5839.4 AF
Priority: 09/03/1954			
Right No. 31-07005 :			
IRRIGATION	04/15 to 10/15	13.26 CFS	4939.4 AF
Priority: 12/04/1967			

TOTAL: *** 643.21 CFS

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 13, Township 07N, Range 34E
 SESE , Sec. 13, Township 07N, Range 34E
 NENE , Sec. 23, Township 07N, Range 34E
 NENE , Sec. 24, Township 07N, Range 34E
 NWNE , Sec. 24, Township 07N, Range 34E

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 31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239
 31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A
 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
 31-02345/31-07005

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 24, Township 07N, Range 34E
 SWSW , Sec. 13, Township 07N, Range 35E
 SESE , Sec. 14, Township 07N, Range 35E
 Lot 4 (SESW), Sec. 18, Township 07N, Range 35E
 Lot 1 (NWNW), Sec. 19, Township 07N, Range 35E
 SWNW , Sec. 19, Township 07N, Range 35E
 SENW , Sec. 19, Township 07N, Range 35E
 NESE , Sec. 22, Township 07N, Range 35E
 NWSW , Sec. 23, Township 07N, Range 35E
 SWSW , Sec. 23, Township 07N, Range 35E
 SWSW , Sec. 25, Township 07N, Range 35E
 SESE , Sec. 25, Township 07N, Range 35E
 NWSE , Sec. 25, Township 07N, Range 35E
 SESE , Sec. 26, Township 07N, Range 35E
 NWNW , Sec. 27, Township 07N, Range 35E
 NENW , Sec. 36, Township 07N, Range 35E

JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	34E	3	NENW 26	NWNW 35	SWNW 40	
			SENE 40	NESW 40	NWSW 40	
			SWSW 40	SESW 40	NESE 40	
			NWSE 40	SWSE 40	SESE 40	461
		4	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENE 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			640
		5	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENE 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			640
		7	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NESE 40	NWSE 40	
			SWSE 40	SESE 40		
						320
		8	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	

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FEB 11 1993

TRANSFER NO. 5335

WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330
 31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239
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 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
 31-02345/31-07005

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			640
9			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			640
10			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 20	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			620
11			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			640
13			NWNW 40	SWNW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			400
14			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NESW 40	NWSW 40	
			SWSW 40	SESW 36	NESE 40	
			NWSE 40	SWSE 27	SESE 37	460
15			NENW 40	NWNW 40	SWNW 40	
			SENW 40	NESW 40	NWSW 40	
			SWSW 40	SESW 36	NESE 40	
			NWSE 40	SWSE 40	SESE 40	476
16			NENE 40	NWNE 40	SWNE 40	
			SENE 25	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			625
17			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	

MICROFILMED

FEB 11 1989

TRANSFER NO. 5335

WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330
 31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239
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 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
 31-02345/31-07005

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 20	NWSE 40	SWSE 10	
			SESE 10			560
20			NENE 30	NWNE 35	SWNE 40	
			SENE 40	NENW 40	NWNW 30	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			615
21			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 25	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			625
22			NENE 20	NWNE 20	SWNE 40	
			SENE 40	NENW 36	NWNW 20	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			576
23			NENE 15	NWNE 40	SWNE 40	
			SENE 40	NENW 35	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			610
24			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 10	NWNW 30	
			SWNW 40	SENW 30	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			590
25			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			640
26			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	

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FEB 11 1993

TRANSFER NO. 5335

WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330
 31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239
 31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A
 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
 31-02345/31-07005

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			640
27			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			640
28			NENE 40	SWNE 40	SENE 40	
			NENW 40	NWNW 40	SWNW 40	
			SENW 40	NESW 40	NWSW 40	
			SWSW 40	SESW 40	NESE 40	
			NWSE 40	SWSE 40	SESE 40	600
29			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			640
34			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	SENW 40	
			NESW 40	NWSW 40	SWSW 40	
			SESW 40	NESE 40	NWSE 40	
			SWSE 40	SESE 40		560
35			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			640
35E	1		NWNW 4			4
	2		NENE 40	NWNE 40	SWNE 40	
			SENE 8	NESW 32	NWSW 40	
			SWSW 40	SESW 38	NWSE 40	
			SWSE 40			358
3	Lot 1	(NENE) 41.9	Lot 2 (NWNE) 41.7		SWNE 40	
		SENE 40	Lot 3 (NENW) 41.5	Lot 4 (NWNW) 35		
		SWNW 40	SENW 40	NESW 40		
		NWSW 40	SWSW 40	SESW 40		
		NESE 40	NWSE 40	SWSE 40		

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FEB 11 1993

TRANSFER NO. 5335

WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330
 31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239
 31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A
 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
 31-02345/31-07005

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
		SESE	40			640.1
4	Lot 4	(NWNW)	7	NESW	40	
		SWSW	40	SESW	40	
		NWSE	40	SWSE	40	327
5	Lot 1	(NENE)	41.2	Lot 2 (NWNE)	38	
		SENE	40	NESW	40	
		NESE	40	NWSE	40	
		SESE	40			399.2
8		NENE	40	NWNE	40	
		SENE	40	NENW	40	
		SWNW	40	SENW	40	
		NWSW	40	SWSW	40	
		NESE	40	NWSE	40	
		SESE	40			640
9		NENE	40	NWNE	40	
		SENE	40	NESW	40	
		SWSW	40	SESW	40	
		NWSE	40	SWSE	40	480
10		NENE	40	SWNE	40	
		SENW	40	NESW	40	
		SWSW	40	SESW	40	
		NWSE	40	SWSE	40	480
11		NENW	40	NWNW	30	
		SENW	40	NESW	40	
		SESW	40			270
14		NESW	10	NWSW	40	50
15		NENE	34	NWNE	40	
		SENE	40	NENW	40	
		SWNW	40	SENW	40	
		NWSW	40	SWSW	40	
		NESE	40	NWSE	40	
		SESE	40			634
16		NENE	40	NWNE	40	
		SENE	40	NENW	40	
		SWNW	40	SENW	40	
		NWSW	40	SWSW	40	
		NESE	40	NWSE	40	
		SESE	40			640
17		NENE	40	NWNE	40	
		SENE	40	NENW	40	
		SWNW	40	SENW	40	

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FEB 17 1993

TRANSFER NO. 5335

WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330
 31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239
 31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A
 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
 31-02345/31-07005

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			640
18			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			640
19			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			640
20			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			640
22			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	SENW 40	
			NESW 40	NESE 40	NWSE 40	
			SWSE 40	SESE 40		440
29			NENW 40	NWNW 40	SWNW 40	
			SENW 40	NESW 40	NWSW 40	
			SWSW 10	SESW 40		290
30			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			640
07N 34E	32		SESW 40	SWSE 40	SESE 40	120
	33		NWSW 10	SWSW 20	SESW 40	
35E	32	Lot 8 (SWSE)	2	Lot 7 (SESE)	18	20
	33		SWSW 1			1
	35		NESE 38	NWSE 34	SWSE 34	
			SESE 38			144
	36		NESW 40	NWSW 40	SWSW 38	118
Total number of acres irrigated:						* 24261.3

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FEB 11 1999

TRANSFER NO. 5335

WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330
31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239
31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A
31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
31-02345/31-07005

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 31.
2. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
3. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
8. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of diversion that is acceptable to the watermaster and will provide suitable control of the diversions.
- *** 9. The total instantaneous diversion of water from all points of diversion under Transfer 5335 shall not exceed 503.21 cfs during the irrigation season.
10. Approval of Transfer 5335 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
- ** 11. Rights 31-00327, 31-00328, 31-00329 and 31-00330 when combined shall not exceed a total diversion rate of 200.00 cfs during the irrigation season, and may be diverted at their full authorized rate of diversion into Mud Lake for storage purposes during the non-irrigation season.
- * 12. Right 31-02289 is limited to irrigation of 160.0 acres in the place of use described above in a single irrigation season.
- * 13. Right 31-02290 is limited to irrigation of 240.0 acres in the place of use described above in a single irrigation season.
- * 14. Right 31-02297 is limited to irrigation of 340.0 acres in the place of use described above in a single irrigation season.

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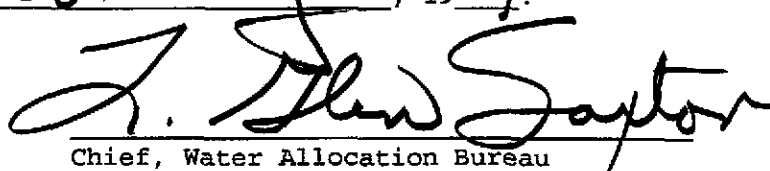
TRANSFER NO. 5335

WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330
31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239
31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A
31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
31-02345/31-07005

CONDITIONS OF APPROVAL AND REMARKS

- * 15. Right 31-02310 is limited to irrigation of 290.0 acres in the place of use described above in a single irrigation season.
- * 16. Right 31-02317A is limited to irrigation of 404.0 acres in the place of use described above in a single irrigation season.
- * 17. Right 31-02317B is limited to irrigation of 95.0 acres in the place of use described above in a single irrigation season.
- * 18. Right 31-02321 is limited to irrigation of 96.0 acres in the place of use described above in a single irrigation season.
- * 19. Rights 31-00336B, 31-00337B, 31-02289, 31-02290, 31-02297, 31-02310, 31-02317A, 31-02317B and 31-02321 when combined shall not exceed the irrigation of 3107.2 acres in the place of use described above in a single irrigation season.
- * 20. Right 31-02239 is limited to the irrigation of 13,480.0 acres in the place of use described above in a single irrigation season.
- * 21. Right 31-07005 is limited to the irrigation of 17,088.0 acres in the place of use described above in a single irrigation season.
- * 22. Rights 31-02239, 31-02265, 31-02341, 31-02342, 31-02343, 31-02344, 31-02345 and 31-07005 when combined shall not exceed the irrigation of 17,240.0 acres in the place of use described above in a single irrigation season.
- 23. Two points of diversion are located within SESE, S14, T07N, R35E.
- 24. Two points of diversion are located within Lot 1(NWNW), S19, T07N, R35E.
- 25. Five points of diversion are located within SWSW, S25, T07N, R35E.
- 26. Seven points of diversion are located within NWSE, S25, T07N, R35E.
- 27. Two points of diversion are located within SESE, S26, T07N, R35E.

Dated this 8th day of February, 1999.


Chief, Water Allocation Bureau

RECORDED
FEB 11 1999

THE OWSLEY CANAL COMPANY, a Corporation,
Plaintiff.

VS.

ERNEST BAUERLE, et al,

Defendants.

CIVIL NO. 1739.

FINAL DECREE.

This cause came regularly on for trial before the court without a jury at the County Courthouse at Rigby, Idaho, on the 14th day of October, 1940.

The plaintiff and the defendant Ben H. Matkins appeared by their attorney, Edwin Snow. The defendants Ernest Bauerle, R.L.Bybie (whose name is sometimes spelled Bybee), R.P.Cope, R.P.Cope, as administrator of the estate of William Barnes, deceased, Edna Next, Cary Prugh (also known as Caroline E. Prugh), and Blanch Schaw (the last three defendants being successors to defendant H.R.Jackett, deceased), Holley Water Users' Association, a corporation, Bessie Hutchison Ellis (formerly Bessie Hutchison), Anna Hutchison (also known as Mrs. W.H.Hutchison, successor to W.H.Hutchison, deceased), Bessie M. Jackett, Frank S.Jackett, Samuel W. Lundholm, Frank E.McClain, David A.Sanders, J.L.Sanders, C.A.Sanders (successor to G.A.Adams, deceased, Charles Thieman, and John Barnes, appeared by their attorney, O.A.Johannesen; the defendants Nicholas Burgraf, Henry Jemmett, Nellie M.Skinner (also known as Nellie J.Skinner, successor to Mary Jemmett, deceased), Independent Water Users of Mud Lake, Inc., a corporation, Bertha I. Owsley, Merritt M.Owsley, Joseph B. Potter, and J.T.Sykes, were represented by their attorney, Ralph L. Albaugh.

None of the other defendants appeared either in person or by attorney.

A stipulation in writing, signed by all the parties who have appeared in the action by attorney, was presented to the court for approval, approved by the court, and filed herein, said stipulation reciting and stipulating the material facts in controversy, agreeing to compromise the cause, and consenting to the entry of this decree; and all parties who appeared in the action in their own persons filed in this cause their consent in writing to the entry of this decree; and accordingly, the cause having been duly submitted to and considered by the court, it is now,

ORDERED, ADJUDGED, AND DECREED AS FOLLOWS: MAY 28 1996

I.

1.

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FEB 11 1993

IV.

That plaintiff is the owner of the following water permits issued to it by the Department of Reclamation of Idaho for the diversion by means of wells of underground waters in the vicinity of Mud Lake:

PERMIT NUMBER	AMOUNT.	PERMIT NUMBER	AMOUNT
31-0327 17611	110 cubic feet per second.	17640	50 cubic feet 31-0329
		31-02259	per second.
31-0328 17612	100 cubic feet per second.	18378	80 cubic feet 31-0330
		33-02259	per second.

V.

(a) That the defendant Holley Water Users Association is the owner of water permit No. 16979, issued to Bessie Hutchison (now Bessie Hutchison Ellis) by the Department of Reclamation of Idaho, for the diversion by means of wells of 25 cubic feet per second of underground water in the vicinity of Mud Lake; and is also the owner of water permit No. 17276, issued to R.P.Cope by the Department of Reclamation of Idaho, for the diversion by means of wells of 24 cubic feet per second of underground water in the vicinity of Mud Lake; and is also the owner of water permit No. R-528, issued by the Department of Reclamation of Idaho, for the diversion by means of wells and the storage of 5,000 acre feet annually of underground water in the vicinity of Mud Lake.

(b) That the defendant Bessie M. Jackett is the owner of water permit No. 17263, issued to her by the Department of Reclamation of Idaho, for the diversion by means of wells of 10 cubic feet per second of underground waters in the vicinity of Mud Lake.

(c) That the defendant Frank S. Jackett is the owner of water permit No. 17264, issued to him by the Department of Reclamation of Idaho, for the diversion by means of wells of 10 cubic feet per second of underground water in the vicinity of Mud Lake; and is also the owner of water permit No. 17347, issued by the Department of Reclamation of Idaho, to H.R.Jackett for the diversion by means of wells of 10 cubic feet per second of under-ground water in the vicinity of Mud Lake; and said defendant Frank S.Jackett is also the owner of certain wells whereby he obtains 15.2 cubic feet per second of water decreed in the case of *Sauvage* (see 31-0076)

Each of the parties hereto, and his or its agents, officers, and employees, is hereby enjoined and restrained from interfering with the free flow of water from said wells or any of them into Mud Lake during the non-irrigation season as herein directed, or from interfering during the irrigation season with the withdrawal and use of water from said wells by the respective owners thereof up to the amount of water withdrawn therefrom as limited by this decree.

XV.

The administration of this decree is hereby committed to the water-master of District No. 66.

XVI.

Each of the parties hereto shall bear his own costs.

Dated this 14th day of October, 1940.

C. J. TAYLOR, District Judge.

We hereby consent to the entry of the foregoing final decree; and hereby waive findings of fact and conclusions of law herein, and we hereby agree that the above entitled cause may be heard by the Judge of the above entitled court at any time upon motion of the plaintiff, either in open court or before the Judge at chambers.

Dated October 14, 1940.

EDWIN SNOW.

Attorney for Plaintiff.

Residence: Boise, Idaho.

O. A. JOHANNESSEN, Attorney for Certain Defendants. Residence: Idaho Falls, Idaho.

RALPH L. ALBAUGH, Attorney for Certain Defendants. Residence: Idaho Falls, Idaho.

Filed October 14th, 1940.
By Wm. Sauer, Clerk.

STATE OF IDAHO,

County of Jefferson.

SS.

I, Wm. Sauer, Clerk of the District Court, and Ex-Officio Auditor and Recorder, do hereby certify and declare that the foregoing Nine (9) sheets, numbered from 1 to 9 inclusive, are a full, true and correct copy of the FINAL DECREE, in Civil Case No. 1739, entitled The Owsley Canal Company, a Corporation, Plaintiff, VS ERNEST BAUERLE, et al, Defendants, which said Decree, is recorded in Book 122 of Judgments and Decrees, at Page 346, records of Jefferson County, Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, this 31st day of October, 1940.

Wm. Sauer
Clerk of the District Court, and Ex-Officio
Auditor and Recorder in and for Jefferson
County, State of Idaho.

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FEB 11 1999

State of Idaho
License and Certificate of Water Right

Permit
Water License No. 18378 Amount 80.0 c. f. s.
Water District No. Priority June 26, 1936

THIS IS TO CERTIFY that OWSELY CANAL COMPANY
of Terreton, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 26, 1936, 19 ; that Permit No. 18378
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
80.0 second feet, was issued thereunder on January 8, 1942, 19 , showing that said works
were completed on the 15th day of January, 19 41 ; and that on the 15th
day of January, 19 41 ,

OWSELY CANAL COMPANY
of Terreton, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of subterranean
wells, a tributary of, for the purpose of domestic and irrigation
use, under Use Permit No. 18378 of the Commissioner of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 4085, on the 8th day of January, 19 42 ;
The right hereby confirmed dates from June 26, 1936, 19 ;

The Point of Diversion is located #1, SE 1/4 SW 1/4; #2, NE 1/4 SW 1/4; #3, SE 1/4 SE 1/4; #4, NW 1/4 SE 1/4
in the 1/4 1/4, Sec. 25, Tp. 7 N, R. 35 E, B. M. Jefferson Co.

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 80.0
cubic feet per second.

Description and location of use: Supplemental to Permit #4713
Carey Act lands and additional lands under the Owsley Canal Co. Project.

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated	
6 N	35 E	8	W $\frac{1}{2}$ SW $\frac{1}{4}$	All of Sections 17, 18, 19 W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$ W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ All of Sections 8, 9, 10, 13, 16, 20, 21, 22, 23, 25, 29 S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ W $\frac{1}{2}$ N $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$		
		20	W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$			
		29	W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$			
		30	NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$			
6 N	34 E	3	SE $\frac{1}{4}$			
		4	NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$			
		5	S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$			
		7	E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$			
		11	S $\frac{1}{2}$			
		12	SW $\frac{1}{4}$ SW $\frac{1}{4}$			
		14	NE $\frac{1}{4}$, S $\frac{1}{2}$			
		15	W $\frac{1}{2}$			
		17	N $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$			
		28	N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$			Total Acres 15,360
7 N	34 E	35	N $\frac{1}{2}$			
		32	S $\frac{1}{2}$ SE $\frac{1}{4}$			
		33	S $\frac{1}{2}$ SW $\frac{1}{4}$			

this 8th day of January, 19 42

E. V. BERG
Commissioner of Reclamation

(SEAL)

State of Idaho
License and Certificate of Water Right

Permit
Water License No. 18378 Amount 80.0 c. f. s.
Water District No. Priority June 26, 1936

THIS IS TO CERTIFY that OWLSEY CANAL COMPANY
of Terreton, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 26, 1938, 19 ; that Permit No. 18378
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
80.0 second feet, was issued thereunder on January 8, 1942, 19 , showing that said works
were completed on the 15th day of January, 19 41 ; and that on the 15th
day of January, 19 41 ,

OWSLEY CANAL COMPANY
of Terreton, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of subterranean
wells, a tributary of, for the purpose of domestic and irrigation
use, under Use Permit No. 18378 of the Commissioner of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 4085, on the 8th day of January, 19 42 ;

The right hereby confirmed dates from June 26, 1936, 19 ;
The Point of Diversion is located #1, SE $\frac{1}{4}$ SW $\frac{1}{4}$: #2, NE $\frac{1}{4}$ SW $\frac{1}{4}$: #3, SW $\frac{1}{4}$ SE $\frac{1}{4}$: #4, NW $\frac{1}{4}$ SE $\frac{1}{4}$
in the $\frac{1}{4}$ $\frac{1}{4}$, Sec. 25, Tp. 7 N, R. 35 E, B. M. Jefferson Co.

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 80.0
cubic feet per second.

Description and location of use: Supplemental to Permit #4713
Carey Act lands and additional lands under the Owsley Canal Co. Project.

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N	35 E	8	W $\frac{1}{2}$ SW $\frac{1}{4}$	All of Sections 17, 18, 19	
		20	W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$		
		29	W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$		
		30	NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$		
6 N	34 E	3	SE $\frac{1}{4}$	NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$	
		4	S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$		
		5	E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$		
		7	All of Sections 8, 9, 10, 13, 16, 20, 21, 22, 23, 25, 29		
		11	S $\frac{1}{2}$		
		12	SW $\frac{1}{4}$ SW $\frac{1}{4}$		
		14	NE $\frac{1}{4}$, S $\frac{1}{2}$		
		15	W $\frac{1}{2}$		
		17	N $\frac{1}{2}$ R-SW $\frac{1}{4}$ SE $\frac{1}{4}$		

herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 8th day of January, 19 42

E. V. BERG
Commissioner of Reclamation

(SEAL)

State of Idaho

License and Certificate of Water Right

 Permit
 Water License No. 17349

 Amount .96 c. f. s.

Water District No. _____

 Priority Aug. 2, 1930

THIS IS TO CERTIFY that R. SHANER
 of Thermopolis, Wyo., made application for a permit to appropriate the
 public waters of the State of Idaho, dated August 2, 1930; that Permit No. 17349
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.0 second feet, was issued thereunder on August 12, 1935, 19 35, showing that said works
 were completed on the 5th day of August, 19 35; and that on the 5th
 day of September, 19 41,

R. SHANER
 of Thermopolis, State of Wyo., made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Hellroaring Creek
a tributary of Pack River, for the purpose of irrigation, domestic, power
for domestic use, under Use Permit No. 17349 of the Commissioner of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
 hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7
 of Licenses, at page 4086, on the 16th day of January, 19 42;

The right hereby confirmed dates from Aug. 2, 1930;

The Point of Diversion is located
 in the SW 1/4 NW 1/4, Sec. 3, Tp. 59 N, R. 2 W, B. M. Bonner

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 .96
 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
59N	2 W	3	SW 1/4 NE 1/4	40.00	35.00
			SW 1/4 NW 1/4	20.00	
			SE 1/4 NW 1/4	40.00	13.00
				100.00	48.00

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
 this 16th day of January, 19 42

E. V. BERG.

Commissioner of Reclamation

(SEAL)

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

Application No. 25578
Permit No. 18378
District No.

1. Name of Applicant: CWSLEY CANAL COMPANY

Postoffice address: Terretton County: Jefferson State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation: May, 1914 - Idaho

(b) Amount of capital stock: \$15,320.00

(c) Amount paid in: \$15,320.00

(d) Names and addresses of directors: A. J. Hodgson; J. B. Adamson; L. H. Schuldberg; Chas. H. Rickman; Ben H. Matkins - addresses of all: Terretton, Idaho

II. The financial resources of the applicant are:

(a) Cash on hand: \$5,000.00

(b) Treasury stock None

(c) Bonds to be issued: None

(d) Other resources:

2. Quantity of water claimed: 80 cubic feet per second.

are not

3. Source of water supply: Underground waters (Subterranean) which ~~is~~ tributary of to any other stream as far as known. For details, see "Remarks".

quantities under "Remarks".

4. Location of point of diversion: See specific location and / feet distant from the

corner of Section , T. , R. , B. M., and is in the

of Section , T. , R. , B. M., County of Jefferson

5. Water is to be used for: Irrigation and domestic use.

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B. M., in the of Section , T. , R. , B. M.

(b) Amount of power generated: H. P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B. M., in the
of Section , T. , R. , B. M.

7. Estimated cost of works: \$ 5,000.00

8. Kind of works: Wells and gathering ditches.

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: /Width at bottom 20 feet; width at water line 28 feet; depth of water 3

feet; dimensions of flume:

Diameter of pipe inches; length of conduit one-half miles.

Average grade per mile 3 feet.

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

13. The time required for the complete application of the water to the proposed use is four additional years.

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

- in Mud Lake, a natural reservoir.
15. (a) Is reservoir to be used? Winter flow may be stored/If so, fill in (b) and (c) below.
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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

CWSLEY CANAL COMPANY Applicant.

By Edwin Snow Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M., June 26, 1936

Returned to applicant for correction: July 26, 1936

Corrected application received: September 24, 1936

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 18378
Recorded in Book 67 Page 18378 Approved November 9, 1936
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 \$ 1,000.00 to be filed on or before January 8, 1937
Work to begin on or before 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 May 9, 1939
The whole of said work to be completed on or before November 9, 1941
Beneficial use of water appropriated in accordance herewith, to be made on or before November 9, 1945

Witness my hand this 9th day of November, 1936

R. W. FARIS Commissioner of Reclamation.

Remarks:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6 N.	35 E.	8										40	40						80
		17	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		18	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		19	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		20		40	40		40	40	40	40	40	40	40	40					400
		29						40	40			20							100
6 N.	34 E.	30	40	40	40	40	40	40	40	40									320
		4	40		40	40	40			40	40	40	40						360
		5			40	40	40	40	40	40	40	40	40	40	40	40	40	40	560
		7	40			40									40			40	160
		8	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		9					40	40	40	40	40	40	40	40	40	40	40	40	480
		10	40	40	40	40	40	40	40	40	40	40	40	40					480
		13	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		14	40	40	40	40					40	40	40	40	40	40	40	40	480
		15					40	40	40	40	40	40	40	40					320
		16	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		17	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		20	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		21	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		22	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		23	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		24	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		25	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		26	40	40	40	40					40	40	40	40	40	40	40	40	480
7 N.	34 E.	27	40	40		20	40	40	40	40	40	40	40				40	40	500
		28	40	40	40	40	40	40	40	40	40	40		40	40	40	40	40	600
		29	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		35	40	40	40	40	40	40	40	40									320
		3													40	40	40	40	160
		11									40	40	40	40	40	40	40	40	320
		12										40	40						80
		32														40	40		80
		33									40	40							80

Total Number of Acres to be Irrigated. . . . 15320

Remarks: It is proposed to drill wells and develop underground water therefrom upon the following 40-acre subdivisions to the extent of an amount equal to a continuous flow as shown opposite each subdivision, respectively, all in Jefferson County, Idaho:

- | | |
|--|-------------|
| 1. Upon SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, Twp. 7 N., R. 35 E. B. M. | 20 sec. ft. |
| 2. Upon NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, Twp. 7 N., R. 35 E. B. M. | 20 sec. ft. |
| 3. Upon SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, Twp. 7 N., R. 35 E. B. M. | 20 sec. ft. |
| 4. Upon NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, Twp. 7 N., R. 35 E. B. M. | 20 sec. ft. |

The water so developed will be conveyed through artificial ditches to Camas Creek; thence down Camas Creek to Mud Lake; thence through Mud Lake to existing point of diversion therefrom of Owsley Canal Company located N. 42°30' E. 3935 feet from the north quarter corner Section 14, Twp. 6 N., R. 34 East B. M. (which is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12, Twp. 6 N., R. 34 East B. M.); thence the water will be conveyed through the existing irrigation system of Owsley Canal Company.

The location of each well and hence the point of initial diversion of water from each well is shown on the accompanying maps.

APPLICATION FOR AMENDMENT

TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, No. 18378

Comes now OWSLEY CANAL CO., and represents to the Commissioner of Reclamation of the State of Idaho,

That it is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 18378, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 8; All Section 17; All Section 18; All Section 19; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$ Section 20;
W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29; NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 30; All in Twp. 6 N., Range 35 E., B.M.

SE $\frac{1}{4}$ Section 3; NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4; S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 5; E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 7; All of Sections 8, 9, 10; S $\frac{1}{2}$ Section 11; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12; All Section 13; NE $\frac{1}{4}$, S $\frac{1}{2}$ Section 14; W $\frac{1}{2}$ Section 15; All Section 16; NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 17; All of Sections 20, 21, 22, 23; NE $\frac{1}{4}$, SW $\frac{1}{4}$ Section 24; All Section 25; NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 26; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 27; NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 28; All Section 29; NE $\frac{1}{4}$ Section 35; All in Twp. 6 N., Range 34 E., B.M.

S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 32; S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 33; All in Twp. 7 N., Range 34 E., B.M.

Making a total of 15,340 acres.

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

Signed at Boise, Idaho, this 10th day of Dec., 1940.

OWSLEY CANAL CO. By
Edwin Snow, Atty. and Agent.

Date of receipt at office of Department of Reclamation 9:00 A.M. Dec. 11, 1940

APPROVAL OF COMMISSIONER OF RECLAMATION

I, James Spofford, Commissioner of Reclamation of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 18378. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

JAMES SPOFFORD
Commissioner of Reclamation

Permit No. 18378

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that Owsley Canal Company of Terreton, County of Jefferson, and State of Idaho, the holder of Permit No. 18378, issued upon Application No. 25578 bearing date of priority of June 26, 1936, authorizing the diversion of 80.0 second feet of the waters of subterranean waters, County of Jefferson, State of Idaho, for irrigation and domestic use, have 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 80.0 second feet of the waters of subterranean wells, that the point of diversion of said waters: No. 1, SE $\frac{1}{4}$ SW $\frac{1}{4}$: No. 2, NE $\frac{1}{4}$ SW $\frac{1}{4}$: No. 3, SW $\frac{1}{4}$ SE $\frac{1}{4}$: No. 4, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, Twp. 7 N., Rge. 35 E. B. M., and that the land proposed to be irrigated by the use of said water are described as follows, to-wit: W $\frac{1}{2}$ SW $\frac{1}{4}$, Sections 8; All of Sections 17, 18, 19; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 20; W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 30; Twp. 6 N., Rge. 35 E. B. M.; SE $\frac{1}{4}$, Sec. 3; NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4; S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 5; E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 7; all of sections 8, 9, 10, 13, 16, 20, 21, 22, 23, 25, 29; S $\frac{1}{2}$ Sec. 11; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12; NE $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 14; W $\frac{1}{2}$, Sec. 15; NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 17; NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 26; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 27;

N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28; N $\frac{1}{2}$, Sec. 35; Twp. 6 N., Rge. 34 E. B. M.; S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33, Twp. 7 N., Rge. 34. E. B. M.

Witness my hand this 8th day of January, 1942.

E. V. BERG, Commissioner of Reclamation.

Completion made: Jan. 15, 1941.

Certificate issued: Jan. 8, 1942

LICENSE ISSUED FOR 80.0 SEC. FT.
JAN 8 1942 #4085

MEMORANDUM

TO: Files 31-00327/00328/00329/00330/00331/00332/00336B/00337B/00371/02239/
02265/02289/02290/02297/02310/02317A&B/02321/02341/02342/02343/
02344/02345/07005

FROM: Pam Skaggs²⁸/State Office

SUBJECT: Transfer 5335

DATE: February 9, 1999

Transfer 5335 combines the groundwater rights of the Holley Water Users, Jackett Canal Co, and Owsley Canal company. These three companies have combined under the Owsley Canal Company name and will operate a single combined system.

The application identifies 34 points of diversion and a combination of the land lists evidenced under each company's SRBA claims or 24261.3 acres. The decreed rights are vague, while the licensed rights identify specific acres and limits. SRBA review of all these rights through the adjudication process will provide specifics and verify the validity of all of these rights.

Review of these rights found that Right 31-02317 was actually licensed in two parts with separate rates and priority dates. These rights were more accurately entered as Parts A & B on the database and the additional 8.08 cfs added to the total diversion rate under this transfer. Also, a combined limit of 200.00 cfs during the irrigation season was identified under Rights 31-00327/00328/00329 & 00330. Right 31-02259 was listed on the application, however this right was superseded by Right 31-00330. After making these adjustments, the total rate of diversion under these rights is 643.21 cfs limited to 503.21 cfs during the irrigation season and 5,000 af storage.

Season of use and diversion volume were adjusted to current standards where specific acres were identified. Recommended conditions include watermaster control, supplemental groundwater, irrigation overlap, measuring/lockable controlling works, right-of-way, permissible place of use, combined limits and standard transfer conditions.

MICROFILMED

FEB 11 1999

MEMORANDUM

TO: FILE 31-00330

FROM: PAM SKAGGS

RE: TRANSFER # 5335

DATE: 11-5-98

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 31-00330.

MICROFILMED

FEB 11 1999

Water Right Number - 31-02259

Prefix Translation: WATER RIGHT

Old (D) Number - 18378

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
OWSLEY CANAL CO.

1 -
2 -
3 -
City- TERRETON State- ID Zip-
Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/26/1936 15 EASTERN L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

Point of Diversion							Diversion Name	Diversion Rate	Diversion No.
Twn	Rng	Sec	Tract	Lot	RFlg	County			
07N	35E	25	NE SW			(51) JEFFERSON			
			SE SW			(51) JEFFERSON			
			NW SE			(51) JEFFERSON			
			SW SE			(51) JEFFERSON			

Water Use		Diversion Rate	Diversion Volume
Code	Description	Period From	Period To
01 - IRRIGATION			80.000
43 - DOMESTIC			

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
80.000 0.0

Place of Use							Description	County
Twn	Rng	Sec	Tract	Lot	Acres	Code		
06N	34E	3	NE SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	3	NW SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	3	SW SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	3	SE SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	4	NE NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	4	SW NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	4	SE NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	4	SW NW			01	IRRIGATION	(51) JEFFERSON
06N	34E	4	SE NW			01	IRRIGATION	(51) JEFFERSON
06N	34E	4	NE SW			01	IRRIGATION	(51) JEFFERSON
06N	34E	4	NW SW			01	IRRIGATION	(51) JEFFERSON
06N	34E	4	SW SW			01	IRRIGATION	(51) JEFFERSON
06N	34E	4	SE SW			01	IRRIGATION	(51) JEFFERSON
06N	34E	4	NE SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	5	SW NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	5	SE NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	5	NE NW			01	IRRIGATION	(51) JEFFERSON

See 31-00330

Superseded by decree 10-14-1940. Owsley Canal Co. vs Ernest Baverle, et al.
Database updated 01-15-1999. 28

Water right number - 31-02259

Prefix Translation: WATER RIGHT

+ - - - - - Place of Use - - - - - +									
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County	
06N	34E	5	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	5	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	5	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	5	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	5	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	5	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	5	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	5	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	5	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	5	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	5	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	7	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	7	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	7	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	7	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	8	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	9	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	10	NE NE			01	IRRIGATION	(51)	JEFFERSON

Water right number - 31-02259

Prefix Translation: WATER RIGHT

+ - - - - - Place of Use - - - - - +									
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County	
06N	34E	10	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	10	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	10	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	10	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	10	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	10	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	10	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	10	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	10	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	10	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	10	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	10	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	10	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	10	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	10	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	11	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	11	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	11	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	11	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	11	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	11	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	11	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	11	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	12	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	13	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	14	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	14	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	14	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	14	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	14	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	14	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	14	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	14	SE SW			01	IRRIGATION	(51)	JEFFERSON

Water right number - 31-02259

Prefix Translation: WATER RIGHT

+ - - - - - Place of Use - - - - - +								
TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
06N	34E	14	NE SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	14	NW SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	14	SW SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	14	SE SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	15	NE NW			01	IRRIGATION	(51) JEFFERSON
06N	34E	15	NW NW			01	IRRIGATION	(51) JEFFERSON
06N	34E	15	SW NW			01	IRRIGATION	(51) JEFFERSON
06N	34E	15	SE NW			01	IRRIGATION	(51) JEFFERSON
06N	34E	15	NE SW			01	IRRIGATION	(51) JEFFERSON
06N	34E	15	NW SW			01	IRRIGATION	(51) JEFFERSON
06N	34E	15	SW SW			01	IRRIGATION	(51) JEFFERSON
06N	34E	15	SE SW			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	NE NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	NW NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	SW NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	SE NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	NE NW			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	NW NW			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	SW NW			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	SE NW			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	NE SW			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	NW SW			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	SW SW			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	SE SW			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	NE SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	NW SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	SW SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	16	SE SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	17	NE NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	17	NW NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	17	SW NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	17	SE NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	17	NE NW			01	IRRIGATION	(51) JEFFERSON
06N	34E	17	NW NW			01	IRRIGATION	(51) JEFFERSON
06N	34E	17	SW NW			01	IRRIGATION	(51) JEFFERSON
06N	34E	17	SE NW			01	IRRIGATION	(51) JEFFERSON
06N	34E	17	NE SW			01	IRRIGATION	(51) JEFFERSON
06N	34E	17	SE SW			01	IRRIGATION	(51) JEFFERSON
06N	34E	17	NE SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	17	NW SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	17	SW SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	17	SE SE			01	IRRIGATION	(51) JEFFERSON
06N	34E	20	NE NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	20	NW NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	20	SW NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	20	SE NE			01	IRRIGATION	(51) JEFFERSON
06N	34E	20	NE NW			01	IRRIGATION	(51) JEFFERSON
06N	34E	20	NW NW			01	IRRIGATION	(51) JEFFERSON

Water right number - 31-02259

Prefix Translation: WATER RIGHT

+ - - - - - Place of Use - - - - - +									
TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County	
06N	34E	20	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	20	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	20	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	20	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	20	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	20	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	20	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	20	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	20	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	20	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	21	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	22	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	23	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	23	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	23	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	23	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	23	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	23	NW NW			01	IRRIGATION	(51)	JEFFERSON

Water right number - 31-02259

Prefix Translation: WATER RIGHT

+ - - - - - Place of Use - - - - - +									
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County	
06N	34E	23	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	23	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	23	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	23	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	23	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	23	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	23	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	23	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	23	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	23	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	24	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	24	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	24	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	24	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	24	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	24	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	24	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	24	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	24	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	24	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	24	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	24	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	25	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	26	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	26	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	26	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	26	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	26	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	26	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	26	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	26	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	26	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	26	SE SW			01	IRRIGATION	(51)	JEFFERSON

Water right number - 31-02259

Prefix Translation: WATER RIGHT

+ - - - - - Place of Use - - - - - +									
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County	
06N	34E	26	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	26	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	26	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	26	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	27	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	27	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	27	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	27	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	27	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	27	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	27	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	27	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	27	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	27	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	27	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	27	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	28	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	28	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	28	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	28	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	28	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	28	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	28	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	28	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	28	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	28	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	28	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	28	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	28	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	28	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	29	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	35	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	35	NW NE			01	IRRIGATION	(51)	JEFFERSON

Water right number - 31-02259

Prefix Translation: WATER RIGHT

+ - - - - - Place of Use - - - - - +									
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County	
06N	34E	35	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	35	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	34E	35	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	35	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	35	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	34E	35	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	8	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	8	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	17	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	NW NE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	SW NE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	SE NE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	SE NW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	NE SW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	NW SW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	SW SW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	SE SW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	NE SE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	NW SE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	SW SE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	18	SE SE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	19	NE NE			01	IRRIGATION	(51)	JEFFERSON
06N	35E	19	NW NE			01	IRRIGATION	(51)	JEFFERSON
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06N	35E	19	NE NW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	19	NW NW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	19	SW NW			01	IRRIGATION	(51)	JEFFERSON
06N	35E	19	SE NW			01	IRRIGATION	(51)	JEFFERSON

Water right number - 31-02259

Prefix Translation: WATER RIGHT

+ - - - - - Place of Use - - - - - +								
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
06N	35E	19	NE SW			01	IRRIGATION	(51) JEFFERSON
06N	35E	19	NW SW			01	IRRIGATION	(51) JEFFERSON
06N	35E	19	SW SW			01	IRRIGATION	(51) JEFFERSON
06N	35E	19	SE SW			01	IRRIGATION	(51) JEFFERSON
06N	35E	19	NE SE			01	IRRIGATION	(51) JEFFERSON
06N	35E	19	NW SE			01	IRRIGATION	(51) JEFFERSON
06N	35E	19	SW SE			01	IRRIGATION	(51) JEFFERSON
06N	35E	19	SE SE			01	IRRIGATION	(51) JEFFERSON
06N	35E	20	NW NE			01	IRRIGATION	(51) JEFFERSON
06N	35E	20	SW NE			01	IRRIGATION	(51) JEFFERSON
06N	35E	20	NE NW			01	IRRIGATION	(51) JEFFERSON
06N	35E	20	NW NW			01	IRRIGATION	(51) JEFFERSON
06N	35E	20	SW NW			01	IRRIGATION	(51) JEFFERSON
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06N	35E	30	SE NE			01	IRRIGATION	(51) JEFFERSON
06N	35E	30	NW NW			01	IRRIGATION	(51) JEFFERSON
06N	35E	30	SW NW			01	IRRIGATION	(51) JEFFERSON
07N	34E	32	SW SE			01	IRRIGATION	(51) JEFFERSON
07N	34E	32	SE SE			01	IRRIGATION	(51) JEFFERSON
07N	34E	33	SW SW			01	IRRIGATION	(51) JEFFERSON
07N	34E	33	SE SW			01	IRRIGATION	(51) JEFFERSON

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +

GEN P/U WITHIN LANDS OF OWSLEY CANAL CO. AC. IRR. = 15,360.
SUPPLEMENTAL TO PERMIT 31-2038.

+ - - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - - +

003 - Use of water under this right is supplemental to all existing
- water rights with the same purpose and place of use.

Water right number - 31-02259

Prefix Translation: WATER RIGHT

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +

00/00/0000

+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
-Comments-
No Comments Found

+ - - Audit Fields - 03/12/85 05/22/88 CONVERT

+ Water Rights Dates and Flags Area +

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 03/12/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- ~~04/16/1979~~	Appl Received	- 00/00/0000	Transfer/Amended	-
Presumption Flag	- 1 - 8 - 1942	Name Connector	-	POU Ownership Flag	-
SRBA Decreed Flag	-				

Dept. of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Terretton, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is 80.0 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes and the amount applied to beneficial use is 80.0 cubic feet per second.

4. The place where said water is used is W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 8; All Section 17; All Section 18; All Section 19; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$ Section 20; W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29; NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 30; All in Twp. 6 N., Range 35 E., B. M.

SE $\frac{1}{4}$ Section 3; NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4; S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 5; E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 7; All of Sections 8, 9, 10; S $\frac{1}{2}$ Section 11; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12; All Section 13; NE $\frac{1}{4}$, S $\frac{1}{2}$ Section 14; W $\frac{1}{2}$ Section 15; All

Section 16; N $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 17; All of Sections 20, 21, 22, 23; N $\frac{1}{2}$, SW $\frac{1}{4}$ Section 24; All Section 25; NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 26; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 27; N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 28; All Section 29; N $\frac{1}{2}$ Section 35; All in Twp. 6 N., Range 34 E., B. M.

S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 32; S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 33; All in Twp. 7 N., Range 34 E., B. M.

5. The date of priority which said user is prepared to establish is June 26, 1936.

JAMES SPOFFORD,
Commissioner of Reclamation.
Dec. 12-19-26-Jan. 2.

18378
Glasgow (Scotland) School of

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Civil Service."

estions in regard to fu-
ployment or careers will be
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aped, self-addressed envelope to
r. Paul P. Brainard, National
Career Clubs, 815 South Hill Street,
Los Angeles, Calif.

LEGAL NOTICE

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

Notice is hereby given that at 2:00 p. m. on the 15th day of January, 1941, at Rigby, County of Jefferson, State of Idaho, before Bash L. Bennett, Notary Public, proof will be submitted of the completion of works for the diversion of 80.0 cubic feet per second of the subterranean waters diverted in Sec. 25, T. 7 N., R. 35 E. B. M., and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. 18878, heretofore issued by the

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No of 40 ac.
 From Fred's
 map.
 Checked in
 red

3 6 8 *

Land
 Description
 on 18375

Owsley Canal Co.
Permit Rights -
Ground Water

17262 - L.p. 4084, for 40.0 c.f.s.,
Pri. 1-25-30

17640 - " 3893 for 50.0 c.f.s.,
PDS - SSW, SWS, NWS 25-7N-35E Pri. 1-8-32

18378 " 4085 for 80.0 c.f.s.,
PDS - SSW, NWS, SWS, NWS 25 " Pri. 6-26-36

Decree right under Permits

17611

17612

17640

18378 Totals 200 cfs May 1 To Nov. 1
each year

Permit 17262 not mentioned in Decree
North Lake & subterranean
PD SSW 23 - 7N-34E

18378

Permit No 17262
Beneficial use -

No of Arriable 40 acre tracts - 380
40 acre tracts paid for @ \$1.00 each
on Permit #713 - 279 - 279

No of 40 acre tracts to be paid
for under permit 17262 @ \$1.00 each 401

Beneficial use for any amount
due on fees - \$101.00.

~~License 267~~ Permit 4713 \$41.00

B.M. 4713 - County Canal Co. (7-13-22) \$148.00
B.M. 4713 - " " (4-11-26) 131.00
Total 40 acre tract paid on B.M. 279.00

For payments made on License 14640
From B.M. paid -

License 2664 - Regentville permit 7403 -
E 1/2 & N 1/4 - 15 - 6 N. 34 E.
License paid - 2 years \$4.00

Permit 9522 - License - 1933 -
E 1/2 & N 1/4 - 13 - 6 N. 34 E
4 - years - @ \$2.00 - \$8.00

Permit 9575 - License - 2604
E 1/2 & N 1/4 - Sec. 14 - 6 N. 34 E
4 years @ \$2.00 8.00

Permit 6378 - License 1442
E 1/2 & N 1/4 - Sec. 10 - 6 N. 34 E.
4 years - 4 @ 2.00 8.00

Permit 14443 - License 3405 -
N 1/2 & E 1/4 Sec. 11 - 6 - 34
2 - years \$4.00

Permit 8819 - License 2067
E 1/2 & E 1/4 - 32 - } 7 N. 34 E
E 1/2 & N 1/4 33
4 - years \$8.00

2730

34

391

- 81 - 4434 4434 - 3444
3444 3434 3434

95-2-2

Permit No 18378
Completion of Works & Beneficial Use
Proof.

No of irrigated tracts (40 Acre)
irrigated under above permit 441

No of 40 Acre tracts to be paid
for under permit 17262-101

No paid for under permit 4713-279 380

Balance to be collected on B.N.
Permit 18378- 60-40 acre tract @ \$1.00 60

C. W. Proof -

26.
\$86

Ed. Snow. 852 phone

101.00
86
187.

120.40
2408

Permit No. 18378 - + 17262 -

396 Joints
\$396.00

301.
\$95.

Price 279.

2604 2.00

1933 6.00

2606 4.00

1442 4.00

3405 2.00

2067 4.00

\$301.00

Permit # 18378

Fees for Completion of Works - \$24.00

Fees for B. H. 27.00

No fees charged on lands on which
this matter is placed as supplemental rights
are charged on additional 34 spots of
new lands, not within proximity of
the 1170 per. area.

B. H. fees to be collected after
Emy. has made his report.

February 25, 1960

Re: Water Rights in the name of
Owsley Canal Company

Mr. H. R. Harn,
Box 7,
Dubois, Idaho.

Dear Mr. Harn:

Upon your request of February 23rd for the Owsley Canal Company, we find, as taken from our records, the following list of decreed water rights and permit rights. In the case of Ernest Sauve, Plaintiff, vs. W. F. Abbott, et al, Defendants, dated November 1, 1930, by Charles C. Cavanah, U. S. District Judge, the following rights were decreed to the Owsley Canal Company out of Mud Lake:

Priority of March 9, 1911, for 1.6 c.f.s.	
" " April 15, 1912, for 80.8 c.f.s.	
" " December 2, 1916, for 72.6 c.f.s.	
" " May 1, 1921, for 25.0 c.f.s.	
" " August 11, 1924, for 75 c.f.s.	

Total of 255.0 c.f.s.

In the above stated decree, we find from our abstract of decreed rights, the following water rights out of Mud Lake decreed to the following persons and now in the name of the Owsley Canal Company:

November 3, 1910 - 1.6 cfs decreed to Carl Nordstrom
November 14, 1912 - 2.68 cfs decreed to Clara Welchman
July 21, 1913 - 4.0 cfs decreed to James A. Melton
September 6, 1913 - 2.5 cfs decreed to H. A. & Mary L. England
October 18, 1913 - 3.0 cfs decreed to Henry Jemmett
December 15, 1913 - 1.6 cfs decreed to Mary A. Jemmett
June 1, 1915 - 1.0 cfs decreed to George E. Monroe
June 24, 1916 - 2.44 cfs decreed to William H. Miller
December 3, 1916 - 1.0 cfs decreed to George E. Monroe
August 28, 1926 - 6.4 cfs decreed to Ernest Sauve

In the case of the Owsley Canal Company, a corporation, Plaintiff, vs. Ernest Bauerle, et al, Defendants, dated October 14, 1940, by C. J. Taylor, District Judge, the plaintiff was awarded an amount not exceeding in the aggregate the equivalent of 200 cubic feet per second flowing continuously

during the irrigation season from May 1st to November 1st of each year, from all or any of the wells constructed, or to be constructed, under permits Nos. 17611, 17612, 17640 and 18378.

A water license was issued by the Department of Reclamation on Permit No. 17262 for 40 cubic feet of water with priority of January 25, 1930. No mention was made in the last above entitled case of water license No. 17262 in the name of Owsley Canal Company, with priority of January 25, 1930, for 40 cubic feet from North Lake and subterranean sources. The point of diversion from North Lake is in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 23, Township 7 North, Range 34 East, and evidently three artesian wells were drilled along the canal to Mud Lake; - no information as to the capacity of the wells.

We have checked our records in this office thoroughly and to the best of our belief, this is a complete list of all valid water rights in the name of the Owsley Canal Company. This list does not include the water being applied for under Permit No. G-25544, G-25546, G-25547, G-25548, G-25549, G-25550 and G-25551; also G-25545.

There will be no charge for this information. Copy of this letter is being furnished you in triplicate.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

ROY W. THOMPSON
Supervisor of Water Distribution

RWT:pak

H. R. HARRIS

BOISE, IDAHO

TELE. 221-1115

Feb. 23, 1960

Department of Reclamation
State of Idaho
State Capitol Building
Boise, Idaho

Re: Owsley Canal Co. Permits Nos. G 25545-46-47-50 and 51.

Attn: Roy Thompson

Dear Roy:

I am addressing this letter to you because of our telephone conversations on captioned Permits.

At this time it is not the intention of the Owsley Canal Company to attempt to make proof on Nos. G 25544-48-49. This matter will be taken up with you later.

Referring to Mr. Carter's letter of Jan. 1, 1960, we have sufficient time to make proof providing you can get your Order for Publication back to The Rigby Star at Rigby, Idaho by Monday of next week, as that would give us publication dates of March 3, 10, 17 and 24, with proof on March 28th. This would mean that the order should go out immediately upon receipt of the enclosures.

Following is the names of three witnesses, and I assume that any two of them may be used:

E. E. Cope,
Dave Jernberg,
Joe Potter,

Montevue, Idaho
Terreton, Idaho
Terreton, Idaho

I am enclosing Form 11 and Form 36, both forms in duplicate, on each of the five captioned Permits. Also enclosed is one original Form No. 12, Application for Amendment changing the list of lands to be irrigated. As I explained to you over the telephone, Mr. Snow apparently used an old map and the error did not come to light until I checked it in my office. You will note that I have listed the five permits on this form, and if you need a separate Form No. 12 for each, then please send the necessary forms at once.

Referring to Mr. Carter's letter of Jan. 1, 1960, please order these "Notice of Proofs" to be consolidated in one advertisement.

18378

Page 2
2/23/60

Upon receipt of the list showing valid water rights of the Owsley Canal Company and your statement, I will send you my check. As I informed you over the telephone today, this list need not contain the five captioned permits.

Should you find anything in error in the enclosed papers that would prohibit your ordering the publication immediately, then please feel free to call me collect on the telephone. The Owsley Canal Company is very anxious that they do not lose their priority date of March 28, 1955.

With kind personal regards, I am

Yours very truly,

H. R. Harn

HRH/pl

cc: Vurgal L. Johnson, Pres.
Owsley Canal Company
Terreton, Idaho

Jack Gerard
Terreton, Idaho

18378

March 19, 1942

Mr. Edwin Snow
Lawyer
Idaho Building
Boise, Idaho

Page

Re: License No. 4084 - Permit No. 17262
License No. 4085 - Permit No. 18378
Owsley Canal Company

Dear Mr. Snow:

We wish to acknowledge receipt of your letter of March 18, in which you submitted a detailed report of payments made and due on the various permits filed by the Owsley Canal Company, in connection with beneficial use proof.

A complete check of the lands of the project and of the payments made by the Owsley Canal Company in connection with beneficial use proof has been made by this Department, covering all permits that have gone to and are now ready for license.

We concur in the report as outlined by you in the amount due the Department of Reclamation on Permits Nos. 17262 and 18378.

A division of fees between the two permits to complete our records is hereby set as follows:

Due on Permit No. 17262-----	\$60.00
Due on Permit No. 18378-----	35.00

The above division is approximately correct, and can be changed by agreement, if not satisfactory to you.

Thanking you for your letter and your cooperation in checking into this matter, we are

Very truly yours,

E. V. BERG
Commissioner of Reclamation

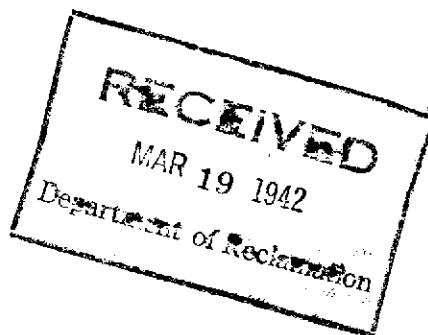
By: ROY W. Thompson
Deputy Commissioner

RWT:djb

18378

Edwin Snow
Lawyer
Boise, Idaho

March 18, 1942



Department of Reclamation,
State Capitol,
Boise, Idaho.

Attention Mr. Thompson.

Gentlemen: Re: License No. 4084 - Permit 17262,
License No. 4085 - Permit 18378,
Owsley Canal Company.

In checking over the fees payable upon issuance of the above licenses on final proof of beneficial use some months ago, it appears that there are in the aggregate 396 40-acre tracts embraced in the two licenses. Upon the rate of fees applicable to mutual cooperative projects; that is, \$1.00 per 40-acre subdivision, the total fees payable (if no previous water licenses had been issued for the same lands) would be \$396.00.

However, under the provisions of Section 41-215, Idaho Code Annotated, no fees are payable where the right sought is additional to the existing water right. In the case of Owsley Canal Company project, it appears that license fees have been paid by the company as follows:

Permit No. 4713 (two licenses), 279 tracts, \$279.00

It also appears that upon various 40-acre subdivisions within the project, individual water rights have passed to license as follows:

License No. 7405, Permit No. 2604,	Cutler,	2	40-acre tracts,
License No. 1933, Permit No. 9522,	Melton,	6	" " "
License No. 2606, Permit No. 9575,	Englund,	4	" " "
License No. 1442, Permit No. 6378,	Jemmett,	4	" " "
License No. 3405, Permit No. 14443,	Staley,	2	" " "
License No. 2067, Permit No. 8819,	Welchman,	4	" " "
Total,		22	" " "

From the foregoing, it would appear that license fees have already been paid upon 301 of the 40-acre subdivisions embraced within the above captioned licenses just now about to be issued. This would leave a balance of \$95.00 in fees payable upon issuance of the present licenses. The above computation has been arrived at as a result of rather detailed checking

18378

D. R. #2.

with the records of your office. Kindly let me know if the foregoing is correct and satisfactory. If so, the Owsley Canal Company will at once forward check for \$95.00.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Edwin Mow".

ES:FBJ

January 26, 1942

Re: 18378

Mr. Edwin Snow
Idaho Bldg.
Boise, Idaho

Dear Mr. Snow:

Owaley Canal Co.

We are enclosing a Certificate of Completion of Works issued on the above numbered permit for 80.0 c.f.s. of subterranean wells with points of diversion in Section 25, Twp. 7 N., Rge. 35 E.B.M., with a priority date of June 26, 1936. We are also enclosing receipt number 18072 for the \$26.00 fee.

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

BY: Chief Clerk.

ml.
encl.

18378

80.56

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 18378

This proof is for C. of W. & B. U.

In Water District No.

1. Name of applicant Owsley Canal Co.
2. Source of water supply: subterranean wells
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12
T. 6 N. R. 34 E. County of Jefferson
4. Describe works as they exist, giving dimensions and capacities of same: Works consist of 24
Artesian Wells drilled from 50 to 55Ft. deep, flowing into a common trench
out from 15 to 17Ft. deep, and lifted thence 7Ft. to a gravity canal by
two 36 inch Platt Iron Works centrifugal Pumps, driven General Electric
Motors of 100 and 125 H.P. respectively. Installation is housed in a
Station of 20 X 38Ft. floor plan, (Plant capacity, see Remarks)
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: Yes, and beneficially
applied upon approximately 10600 acres.
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):
SW $\frac{1}{4}$, Sec. 8; all of 17, 18, 19: W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, /Sec. 20; W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 30; Twp. 6 N., Rge. 35 E.
SE $\frac{1}{4}$, Sec. 3; NE $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 4; S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 5; E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 7; all of 8, 9, 10: S $\frac{1}{2}$ of 11; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12; all of 13; NE $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 14; W $\frac{1}{2}$, Sec. 15; all of Sec. 16; N $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 17; all of 20, 21, 22, 23, N $\frac{1}{2}$, SW $\frac{1}{4}$, Sec. 24; all of Sec. 25; NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 26; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 27; N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28; all Sec. 29; N $\frac{1}{2}$ Sec. 35; all in Twp. 6 N, Rge 34E S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33; all in 7 N., Rge. 34 E.
(Submit map on attached plat, showing location and details of above description.
8. What large stream would the water here appropriated finally reach? Unknown

Remarks: Maximum Plant Capacity as obtained by Water Master Henniger is
over 120 Second Feet. Measurements quoted as follows;

8/3/4I (both pumps running)	127.37	Sec	Ft.
8/9/4I " " "	125.4I	"	"
8/16/4I one " "	66.5I	"	"
9/1/4I Artesian flow only.	49.32	"	"
9/16/4I " " "	59.69	"	"

Note: - A previous measurement by Water Master O.E. Becker gave flow
with both pumps running, 130. Sec Ft.

This examination was made on the 13th. day of August, 1941.

(Signed)

Paul A. Polman
Examiner.
18378

61
Owley Canal Co.
Hauer, Idaho

Permit No. 18378

Examination for Completion of Works &
Beneficial Use proof.

County Jefferson

INSTRUCTIONS TO EXAMINERS

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

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

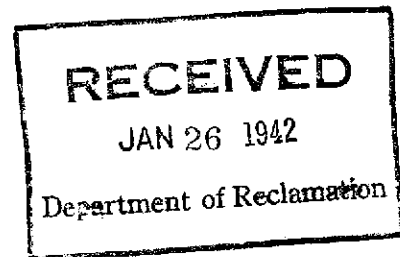
PERMIT NO. 18378

REPORT ON PROOF OF Completion of Works and Beneficial Use.

*Q.H. for 80.00 c.y.s.
C.H. proof fee \$26.50
B.H. proof " \$35.00
J.P.P.*

Edwin Snow
Attorney
Boise, Idaho

January 22, 1942



Department of Reclamation,
State Capitol,
Boise, Idaho.

Gentlemen: Re: Certificate of Completion -
Permit No. 18378 - Owsley Canal
Company.

Answering that part of your letter of January 21, 1942, which relates to the above topic, it is quite clear under the 1941 amendment (but not under the unamended law I discussed with Mr. Thompson at the office) that the proper fee for the certificate of completion is \$26.00. I am enclosing herewith my check for that amount. Please mail the certificate to me, together with your receipt.

I note that the Attorney General has approved your view that a mutual cooperative irrigation company appears to be two or more users who take water from the same common lateral, and that accordingly the fee for license relating to new land is \$1.00 per 40-acre subdivision instead of \$2.00.

As arranged, the additional license fees permits #18378 and #17262 will be paid in the proper amount after further checking.

Thanking you for your clear letter of explanation, I am

Very truly yours,

ES:FBJ

Enc.

A handwritten signature in cursive script, appearing to read "Edwin Snow".

18378

January 21, 1942

Re: 18378

Mr. Edwin Snow, Atty.
Boise, Idaho

Dear Mr. Snow:

Upon your request we were to write you confirming our stand as to the correct amount of fees to be charged by this Department, according to the statute, in connection with permit number 18378—Owaley Canal Company, Applicant—for Completion of Works proof on Certificate of Completion of Works to the amount of 80 cubic feet per second.

Charges for fees are as follows: \$5.00 for the first ten second feet and 30 cents additional for each second foot or fraction thereof over the ten second feet. Clarification of the meaning of this statute, in connection with fee under Section 41-215, was amended by Senate Bill No. 102, 1941 Idaho Session Laws, Chapter 116.

Fees for Beneficial Use proof will be charged at the rate of \$1.00 for each forty acre subdivision or fraction thereof, being based upon the number of additional forties that have not been covered or paid for on prior permits issued for Beneficial Use proofs.

We contend that the same class of service applies (examination for Beneficial Use) in this case as provided for under Section 41-215, which reads as follows:

"Provided, that in the case of water used for irrigation, where two or more users whose lands join or who take water from the same common lateral, join in the publication of the notice of their intention to make such proof of application, a fee of one dollar for each legal subdivision of forty acres or fraction thereof receiving such water shall be paid to the department at the time of making such proof".

A verbal opinion from the Attorney General's office confirms the charging of \$1.00 for this service in place of \$2.00. Completion of Works Certificate will be issued on permit number 18378 upon the receipt of \$26.00 fees.

License and Certificate of Water Right on permits numbers 18378 and 17262 will be held for further checking as per our agreement.

18378

-2-

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

BY: ROY W. THOMPSON
Deputy Commissioner.

RFT:ml.

18378

February 28, 1941.

Re: 18378

Owsley Canal Company
c/o John L. Hutton
Terreton, Idaho

Gentlemen:

This will acknowledge receipt of the deposition of the holder, depositions of two witnesses, and the affidavit of proof of publication from the Gen State Sentinel all in connection with completion of works and beneficial use on the above numbered permit.

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this department. We are unable to say just when this examination will be made, since this department has but one field engineer, who makes examinations all over the State.

However, Mr. Tolman, field engineer for the Department, will try and contact you at the time set for examination, so that you may arrange to show him over the grounds.

The statutory fee in connection with beneficial use proof amounts to \$27.00 and the fee for completion of works is \$26.00.

You may send your check for this amount at your convenience, and when the engineer's report is filed a license will be issued in accordance therewith.

Very truly yours,

E. V. BERG.
Commissioner of Reclamation.

By
Chief Clerk.

ml.

18378

LEGAL NOTICE

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

Notice is hereby given that at 2:00 p. m. on the 15th day of January, 1941, at Rigby, County of Jefferson, State of Idaho, before Bash L. Bennett, Notary Public, proof will be submitted of the completion of works for the diversion of 80.0 cubic feet per second of the subterranean waters diverted in Sec. 25, T. 7 N., R. 35 E. B. M., and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. 18378, heretofore issued by the Dept. of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Owsley Canal Company, Terreton, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is 80.0 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes and the amount applied to beneficial use is 80.0 cubic feet per second.

4. The place where said water is used is W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 8; All Section 17; All Section 18; All Section 19; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$ Section 20; W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29; NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 30; All in Twp. 6 N., Range 35 E., B. M.

SE $\frac{1}{4}$ Section 3; NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4; S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 5; E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 7; All of Sections 8, 9, 10; S $\frac{1}{2}$ Section 11; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12; All Section 13; NE $\frac{1}{4}$, S $\frac{1}{2}$ Section 14; W $\frac{1}{2}$ Section 15; All Section 16; N $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 17; All of Sections 20, 21, 22, 23; N $\frac{1}{2}$, SW $\frac{1}{4}$ Section 24; All Section 25; NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 26; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 27; N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 28; All Section 29; N $\frac{1}{2}$ Section 35; All in Twp. 6 N., Range 34 E., B. M.

S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 32; S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 33; All in Twp. 7 N., Range 34 E., B. M.

5. The date of priority which said user is prepared to establish is June 26, 1936.

JAMES SPOFFORD,

Commissioner of Reclamation.

Dec. 19-26-Jan. 2-9.

Affidavit Of Publication.

STATE OF IDAHO

County of Jefferson

I, R. V. Hawks,

ss.

, publisher, foreman of the Gem State Sentinel, published weekly at Rigby, Jefferson County, Idaho, do solemnly swear that the notice, copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement thereof for consecutive issues, the first publication having been made on the 19th day of December, 1940, and the last publication appearing on the 9th day of January, 1941.

Further that the said newspaper has a general publication in said county and it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.

Subscribed and sworn to before me this 13th day of

January, 1941.

Lilla M. Pandil

Notary Public

Residing at

Rigby Idaho

My Commission expires

July 5, 1944

18378

PERMIT NO. 18378

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. John L. Hutton, Terreton, Idaho. Manager and Secretary
Owsley Canal Company.

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

Ans. Owsley Canal Company, Terreton, Idaho. Manager and Secretary.
Authority of Board of Directors.

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

Ans. No. 18378; June 26, 1936. Underground waters (subterranean)
20.0 cu. ft. per sec. in each of following subdivisions:
SE $\frac{1}{4}$ SW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; all in Sec. 25, Twp 7 North,
Range 35 East, B.M., totalling 80.0 cfs.

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

W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 8; NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 17; all of Sec. 18 and 19;
W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 20; W $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 29; NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 30;
all in Twp 6 North, Range 35 E. SE $\frac{1}{4}$, Sec. 3; NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$, S
Sec. 4; S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 5; E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 7; all of Sec.
8, 9 and 10; S $\frac{1}{2}$ Sec. 11; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12; all of Sec. 13 NE $\frac{1}{4}$, SE $\frac{1}{4}$,
SW $\frac{1}{4}$, Sec. 14; W $\frac{1}{2}$ Sec. 15; all of Sec. 16, 17, 19, 20, 21, 22, 23, 24, 25;
NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 26; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec.
27; NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28 All of Sec. 29 N $\frac{1}{2}$,
Sec. 35; all in Twp 6 North, Range 34 East. S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32, S $\frac{1}{2}$ SW $\frac{1}{4}$,
Sec. 33, in Twp 7 North, Range 34 East.

Ans. Yes.

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

Ans. --

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

Ans. Pumping Plant, capacity 130.0 cfs; cost \$ 14,000.00. Diversion
ditch, bottom width 25 ft, capacity 150.0 cfs, cost \$ 4,000.00.
Drilled wells, approximate cost \$ 2,000.00.

(Sign here.)

John L. Hutton

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 Rigby,

County of Jefferson, State of Idaho, on this 15th day of January, A. D. 1941

Booth R. Rasmussen
Notary Public.

My Commission expires Nov. 9th, 1942

Rigby, Idaho.

Booth R. Rasmussen
18378 R 217

Permit No.

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

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

Ans. Albert L. Burkey ; Farmer ; Terreton, Idaho.

Ques. 2. Are you acquainted with Owsley Canal Company, the holder of Permit No. 18378, authorizing the diversion of 80.0 second-feet of the waters of Underground waters, at Terreton for irrigation purposes? How long have you known him, and where does he reside?

Ans. Yes. Nineteen years. Terreton, Idaho.

Ques. 3. Have you read or heard read said Permit No. 18378, and are you familiar with its terms and conditions?

Ans. Yes.

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

Ans. Yes. Soil is sandy clay loam. Two acre feet.

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

Ans. Yes.

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

Ans. Wells, pumping plant, diversion ditch, with capacity of
130.0 cfs.

(Sign here.)

Albert L. Burkey

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Rigby County of Jefferson, State of Idaho, on this 15th day of January, A. D. 19 41

Bash K. Weir
Notary Public, Rigby, Idaho.

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

Permit No. 18378**Proof of Completion of Works****DEPOSITION OF WITNESS**

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

Ans. Thos. Wagoner, Farmer, Terreton, Idaho.

Ques. 2. Are you acquainted with Owsley Canal Company, the holder of Permit No. 18378, authorizing the diversion of 80.0 second-feet of the waters of Underground Waters, at Terreton for irrigation purposes? How long have you known him, and where does he reside?

Ans. Yes. Twenty-Five years, Terreton, Idaho.

Ques. 3. Have you read or heard read said Permit No. 18378, and are you familiar with its terms and conditions?

Ans. Yes.

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

Ans. Yes. Sandy clay loam. Two acre feet per acre.

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

Ans. Yes.

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

Wells, pumping plant, diversion ditch, with capacity
 Ans. of 130.0 cfs.

(Sign here.)

Thos. Wagoner

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Rigby County of Jefferson, State of Idaho, on this 15th day of January, A. D. 1941.

Barth P. Bennett
 Notary Public, Rigby, Idaho.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 18 378.

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Owsley Canal Company, a Carey Act Corp. Terreton, Idaho.

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

Ans. Owsley Canal Company, Terreton, Idaho, I am its Secretary.

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

Ans. 18 378, Priority of June 26th, 1936.

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

Ans. Subterranean Water, in section 25, Township 7 North Range 35 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. Consists of pumping plant capable of lifting 130 cu. feet per second. electrical operated. Ditch from pump capable of carrying and carries 150 cu. ft per sec. to Camas Creek, then down Camas Creek about 5 miles, then in

Description of lands embraced in this Permit.

W $\frac{1}{2}$ SW $\frac{1}{4}$: sec. 8; All section 17; all section 18, all section 19, W $\frac{1}{2}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$:SW $\frac{1}{4}$: of section 20; W $\frac{1}{2}$ NW $\frac{1}{4}$:NW $\frac{1}{4}$ SW $\frac{1}{4}$; section 29; NE $\frac{1}{4}$;W $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 30; all in township 6 North Range 35 E.B.M.

SE $\frac{1}{4}$; sec 3; NE $\frac{1}{4}$ NE $\frac{1}{4}$,S $\frac{1}{2}$ NE $\frac{1}{4}$,S $\frac{1}{2}$ NW $\frac{1}{4}$,SW $\frac{1}{4}$,NE $\frac{1}{4}$ SE $\frac{1}{4}$;Section 4,S $\frac{1}{2}$ NE $\frac{1}{4}$,NW $\frac{1}{4}$,S $\frac{1}{2}$ Sec.5; E $\frac{1}{2}$ NE $\frac{1}{4}$,E $\frac{1}{2}$ SE $\frac{1}{4}$ sec.7; All of section 8,9,10,S $\frac{1}{2}$ Sec 11; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 12; All Section 13,NE $\frac{1}{4}$;S $\frac{1}{2}$,Sec 14; W $\frac{1}{2}$ sec.15; All of section 16; N $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$,SE $\frac{1}{4}$; section 17. All of sections 20,21,22,23, and the N $\frac{1}{2}$,SW $\frac{1}{4}$,section 24,all section 25, NE $\frac{1}{4}$,N $\frac{1}{2}$ NW $\frac{1}{4}$,S $\frac{1}{2}$,Section 26, N $\frac{1}{2}$ NE $\frac{1}{4}$: SW $\frac{1}{4}$ NE $\frac{1}{4}$,NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 27,The N $\frac{1}{2}$,N $\frac{1}{2}$ SE $\frac{1}{4}$,SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$,SW $\frac{1}{4}$ SE $\frac{1}{4}$,Section 28; All of section 29,N $\frac{1}{2}$ Section 35, all in township 6 North Range 34 East Boise Meridian. S $\frac{1}{2}$ SE $\frac{1}{4}$; section 32, S $\frac{1}{2}$ SW $\frac{1}{4}$,Section 33,All in township 7 North Range Range 34 E.B.M.

18378

18378

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 18 378.

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Owsley Canal Company, a C. rey Act Corp. Terreton, Idaho.

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

Ans. Owsley Canal Company, Terreton, Idaho, I am its Secretary.

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

Ans. 18 378, Priority of June 26th, 1936.

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

Ans. Subterranean Water, in section 25, Township 7 North Range 35 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. Consists of pumping plant capable of lifting 130 cu. feet per second. electrical operated. Ditch from pump capable of carrying and carries 150 cu. ft per sec. to Camas Creek, then down Camas Creek about 5 miles, then in a ditch around Mud Lake into the Diversion ditch to pumps, then to the lands irrigated. all ditches are of sufficient in capacity to care to for all this and additional water. Owsley Canal.

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. All of these lands have some part irrigated, some 40 acre tract are all irrigated some partially, and there are about 12,500 acres of the lands described herein that is irrigated from this source.

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

Ans. for irrigation purposes only.

Many of our users also use this water for domestic purposes.

18378

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

Ans. 50.0 cubic feet per second.

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 agent of the original applicant.

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

Ans. All of the above been used in 1938, 1939 and 1940.

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. Used decreed water in addition to this as decreed in the U.S. Dist. Court, in the case of Sauve vs. Abbott.

(Sign)

John P. Hunter

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 Rigby, County of Jefferson, State of Idaho, on this 15 day of January A. D. 1941.

Bast R. Bennett
Notary Public for Idaho.
Residing at Rigby, Idaho.

My commission expires November 9th, 1942.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 18 378.

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Thos. Wagoner, aged 51, farmer, Hamer, Idaho.

Ques. 2. Are you acquainted with the Owsley Canal Company, a corporation the holder of Permit No. 18378 ? How long have you known him and where does he reside?

Ans. For 27 years, office at the pumps, near Terreton, Idaho.

Ques. 3. Have you read or heard read said Permit No. 18378., 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. Subterranean water, in section 25, Township 17 North Range 35 E.B.M.
Pump and canal to Camas Creek, then in Camas Creek for 4 or 5 miles,
then in a large canal around the south side of Mud Lake to Diversion canal
to Owsley pumps. Carries 150 cu. ft. per second.

Description of lands embraced in this Permit.

W $\frac{1}{2}$ SW $\frac{1}{4}$: sec. 8; All section 17; all section 18, all section 19, W $\frac{1}{2}$ NE $\frac{1}{4}$;
NW $\frac{1}{4}$:SW $\frac{1}{4}$: of section 20; W $\frac{1}{2}$ NW $\frac{1}{4}$:NW $\frac{1}{4}$ SW $\frac{1}{4}$; section 29; NE $\frac{1}{4}$;W $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 30;
all in township 6 North Range 35 E.B.M.

SE $\frac{1}{4}$; sec 3; NE $\frac{1}{4}$ NE $\frac{1}{4}$,S $\frac{1}{2}$ NE $\frac{1}{4}$,S $\frac{1}{2}$ NW $\frac{1}{4}$,SW $\frac{1}{4}$,NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4,S $\frac{1}{2}$ NE $\frac{1}{4}$,NW $\frac{1}{4}$,S $\frac{1}{2}$ Sec.5;
E $\frac{1}{2}$ NE $\frac{1}{4}$,E $\frac{1}{2}$ SE $\frac{1}{4}$ sec.7; All of section 8,9,10,S $\frac{1}{2}$ Sec 11; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 12;
All Section 13,NE $\frac{1}{4}$;S $\frac{1}{2}$,Sec 14; W $\frac{1}{2}$ sec.15; All of section 16; NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$,SE $\frac{1}{4}$;
section 17. All of sections 20,21,22,23, and the NE $\frac{1}{4}$,SW $\frac{1}{4}$,section 24,all
section 25, NE $\frac{1}{4}$,N $\frac{1}{2}$ NW $\frac{1}{4}$,S $\frac{1}{2}$,Section 26, N $\frac{1}{2}$ NE $\frac{1}{4}$: SW $\frac{1}{4}$ NE $\frac{1}{4}$,NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$,
S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 27,The NE $\frac{1}{4}$,N $\frac{1}{2}$ SE $\frac{1}{4}$,SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$,SW $\frac{1}{4}$ SE $\frac{1}{4}$,Section 28;
All of section 29,N $\frac{1}{2}$ Section.35, all in township 6 North Range 34 East Boise
Meridian, S $\frac{1}{2}$ SE $\frac{1}{4}$; section 32, S $\frac{1}{2}$ SW $\frac{1}{4}$,Section 33,All in township 7 North
Range Range 34 E.B.M.

18378

18378

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 18 378.

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Thos. Wagoner, aged 51, farmer, Hamer, Idaho.

Ques. 2. Are you acquainted with the Owsley Canal Company, a corporation the holder of Permit No 18378 ? How long have you known him and where does he reside?

Ans. For 27 years, office at the pumps, near Terreton, Idaho.

Ques. 3. Have you read or heard read said Permit No. 18378., 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. Subterranean water, in section 25, Township 27 North Range 35 E.B.M. Pump and canal to Camas Creek, then in Camas Creek for 4 or 5 miles, then in a large canal around the south side of Mud Lake to Diversion canal to Owsley pumps. Carries 150 cu. ft. per second.

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. Have seen 125 cu ft per second used in this system, I think the system would carry 150 or 160 cu ft per second.

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

Ans. Land is partially irrigated from other sources, there is about 12,500 acres of the lands described herein that are irrigated, some 40 acre tracts not yet irrigated, and may are all irrigated. Raise all kind of crops such as hay, grain spuds, beets, peas.

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

Ans. no

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

Ans. Land is generally level, sandy soil, mostly, some sand ridges
would say that it would take generally ~~will take~~ 2 acre 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, I am not a water user, no interest.

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. Have seen at least 125 cu feet per second applied through this system
to the lands described during the years 1938, 1939 and 1940.

(Signed)

Thos. Wagoner

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 Rigby, County of Jefferson, State of Idaho, on this 15 day of 15th January, A. D. 19 41.

Bash L. Bennett
Notary Public.

My commission expires Nov 9th, 1942, Residing at Rigby, Idaho.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 18378

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Albert L. Burkey, aged 54, residence and postoffice
Hamer, Idaho.

Ques. 2. Are you acquainted with Owsley Canal Company, a corporation, the holder of Permit No 18378? How long have you known him and where does he reside?

Ans. For 20 years, system is west of Hamer and adjacent to Terreto, Idaho.

Ques. 3. Have you read or heard read said Permit No. 18378, 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. Subterranean water diverted in section 25, in township
7 North Range 35 E.B.M. Has a large canal carrying about 160 cu ft per sec.
from wells to Camas Creek, then down Camas Creek 4 or 5 miles, then around
the south side of Mud Lake to Diversion canal, the main one to the pumps
of the Corporation's system. will carry at least the above amount.

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?

about 125 or 130 cu ft per second

Description of lands embraced in this Permit.

W $\frac{1}{2}$ SW $\frac{1}{4}$: sec. 8; All section 17; all section 18, all section 19, W $\frac{1}{2}$ NE $\frac{1}{4}$;
NW $\frac{1}{4}$:SW $\frac{1}{4}$: of section 20; W $\frac{1}{2}$ NW $\frac{1}{4}$:NW $\frac{1}{4}$ SW $\frac{1}{4}$; section 29; NE $\frac{1}{4}$;W $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 30;
all in township 6 North Range 35 E.B.M.

SE $\frac{1}{4}$; sec 3; NE $\frac{1}{4}$ NE $\frac{1}{4}$,S $\frac{1}{2}$ NE $\frac{1}{4}$,S $\frac{1}{2}$ NW $\frac{1}{4}$,SW $\frac{1}{4}$,NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4,S $\frac{1}{2}$ NE $\frac{1}{4}$,NW $\frac{1}{4}$,S $\frac{1}{2}$ Sec.5;
E $\frac{1}{2}$ NE $\frac{1}{4}$,E $\frac{1}{2}$ SE $\frac{1}{4}$ sec.7; All of section 8,9,10,S $\frac{1}{2}$ Sec 11; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 12;
All Section 13,NE $\frac{1}{4}$;S $\frac{1}{2}$,Sec 14; W $\frac{1}{2}$ sec.15; All of section.16; NE $\frac{1}{4}$, NW $\frac{1}{4}$,SE $\frac{1}{4}$;
section 17. All of sections 20,21,22,23, and the NE $\frac{1}{4}$,SW $\frac{1}{4}$,section 24,all
section 25, NE $\frac{1}{4}$,N $\frac{1}{2}$ NW $\frac{1}{4}$,S $\frac{1}{2}$,Section 26, N $\frac{1}{2}$ NE $\frac{1}{4}$: SW $\frac{1}{4}$ NE $\frac{1}{4}$,NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$,
S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 27,The NE $\frac{1}{4}$,N $\frac{1}{2}$ SE $\frac{1}{4}$,SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$,SW $\frac{1}{4}$ SE $\frac{1}{4}$,Section 28;
All of section 29,N $\frac{1}{2}$ Section.35, all in township 6 North Range 34 East Boise
Meridian. S $\frac{1}{2}$ SE $\frac{1}{4}$; section 32, S $\frac{1}{2}$ SW $\frac{1}{4}$,Section 33,All in township 7 North
Range Range 34 E.B.M.

18378

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 18378

Proof of Application of Water to Beneficial Use
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Albert L. Burkey, aged 54, residence and postoffice
Hamer, Idaho.

Ques. 2. Are you acquainted with Owsley Canal Company, a corporation, the holder of Permit No. 18378? How long have you known him and where does he reside?

Ans. For 20 years, system is west of Hamer and adjacent to Terreto, Idaho.

Ques. 3. Have you read or heard read said Permit No. 18378, 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. Subterranean water diverted in section 25, in township
7 North Range 35 E.B.M. Has a large canal carrying about 160 cu ft per sec.
from wells to Camas Creek, then down Camas Creek 4 or 5 miles, then around
the south side of Mud Lake to Diversion canal, the main one to the pumps
of the Corporation's system, will carry at least the above amount.

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. 160 cu ft per second. Have seen about 125 or 130 cu. ft per second
so conveyed.

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

Ans. Irrigation and domestic uses. All kinds of crops are raised such as
alfalfa, grain, peas, souns, and sugar beets, good pasture land also.
There has been about 12,500 acres of the above described irrigated.
some subdivisions are all irrigated, some partialy and some none irrigated.

18378

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

Ans. For irrigation and domestic use.

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. Will require at least 2 acre-feet per acre, and have been applied on the 12,500 acres about 130 cu ft per second.

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, none, I am a stockholder, but am not an employee.

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. Lands have been irrigated from this source in 1938, 1939 and 1940 there was applied about 130 cu ft per second each year during the irrigation season.

(Signed)

Albert L. Burkay

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 Rigby, County of Jefferson, State of Idaho, on this 15 day of January, A.D. 1942

Bash K. Bennett

Notary Public.

My commission expires Nov. 9th, 1942.

Residing at Rigby, Idaho.

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

Re: Permit No. 18378
Owsley Canal Co.

Boise, Idaho, January 4, 1941

Mr. Bash L. Bennett,
Notary Public,
Rigby, Idaho.

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 18378

Deposition of Permit Holder,
Depositions of Two Witnesses.

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

1. On January 15, 1941, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Rigby, Idaho before Bash L. Bennett, Notary Public

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

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

Yours truly,

JAMES SPOTTORD

Commissioner of Reclamation.

18378

December 14, 1940

Re: Permit No. 18378

Mr. Edwin Snow,
Box 515,
Boise, Idaho.

Dear Mr. Snow:

We are enclosing herewith the application of the Owsley Canal Company for amendment to the land list in connection with the above numbered permit, which has been approved by the Commissioner of Reclamation.

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

By

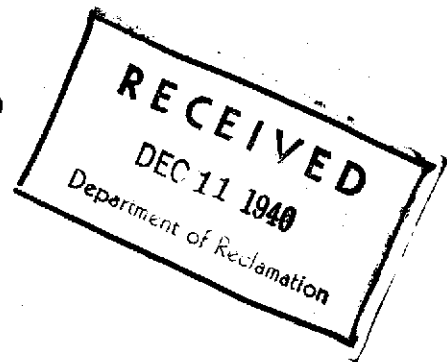
Chief Clerk

JIA
Encl.

18378

Edwin Snow
Lawyer
Boise, Idaho

December 10, 1940



Mr. James Spofford,
Commissioner of Reclamation,
State Capitol,
Boise, Idaho.

Dear Mr. Spofford: Re: Permit No. 18378 - Owsley
Canal Company.

In conformity with your letter of December
7th, I am enclosing herewith application for amend-
ment of the land list in the above numbered permit.

Thanking you for calling the matter to
my attention, I am

Very truly yours,

ES FBJ

Edwin Snow

Enc.

18378

Pending

December 11, 1940

Re: Permit No. 18378

GRM STATE SENTINEL
Rigby, Idaho.

Gentlemen:

We are in receipt of your letter of the 9th inst., and thank you for calling attention to the omission of the name of the applicant in the notice sent you in connection with proofs under the above numbered permit.

While this was omitted by the applicant in making out the notice, we are sorry that we did not catch it before sending the notice to you.

The name Owsley Canal Company, should be inserted before the address "Terreton, Idaho", in Paragraph 1, as suggested in your letter, and we shall appreciate your running four editions with the corrected notice, making said notice appear in your issues of Dec. 19 to Jan 9, inclusive.

Very truly yours,

JAMES SPONFORD
Commissioner of Reclamation
By

JLA

Chief Clerk

18378



THE GEM STATE SENTINEL

M. A. Frissell
R. V. Hawks



Rigby, Idaho
December 9, 1940

Mr. James Spofford,
Commissioner of Reclamation,
Boise, Idaho.

Dear Mr. Spofford:

This is to acknowledge receipt of the notice of publication, permit No. 18378, for Owsley Canal Co., by John L. Hutton, secretary, to be published in four issues of the Gem State Sentinel beginning with our issue of December 12, and ending with the issue of January 2, 1941.

We note in setting this notice that the paragraph numbered "1" reads as follows: "1. The name and postoffice address of the person or corporation holding said permit are Terreton, Idaho." It would appear that the name "Owsley Canal Co." should appear in the paragraph along with the postoffice address. We have, however, set the notice according to copy and will probably make the press run containing this notice tomorrow. If this is a necessary correction, and if three correct publications are insufficient to establish legality, we can extend the period of publication to January 9 without additional cost to the applicant, which would give the notice four publications before proof is to be made.

Very truly yours,

GEM STATE SENTINEL,

18378

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Date . . . December 7, 1940 . . .

Re: Permit No. 18378

GEM STATE SENTINEL
Rigby, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four
consecutive weeks prior to **commencing with next week's issue**
January 15, 1941 / , the date set for
proof, the expense of the publication to be paid by the applicant,

Owley Canal Co., By John L. Hutton, Secretary

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

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

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

18378

December 7, 1940

Re: Permit No. 18378
Owaley Canal Company.

Mr. Edwin Snow,
Box No. 513,
Boise, Idaho.

Dear Mr. Snow:

We acknowledge receipt of duplicate notice in connection with completion of works and beneficial use proof under the above numbered permit, and also authorization to have the notice published in the Gem State Sentinel, of Rigby, Idaho.

We note that the land list as given in the notice does not exactly correspond with either the list as given in the above numbered application, nor in the land list shown in Application No. 26400; and as per your telephoned advice we have changed the description in the notice to conform to the latter list.

We are enclosing a form of Application for amendment to the land list in this permit, attaching thereto a copy of the list as shown in the notice, and also in Application No. 26400. Please execute and return this Amendment Application to this office.

The notice has been sent to the newspaper, with instructions to publish it once a week prior to January 15th, beginning with next week's issue, which will allow for the four weeks publication.

About ten days prior to the date set for proof we shall send to Mr. Bash L. Bennett, Notary Public, at Rigby, the necessary forms of deposition for making these proofs.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

JLA
Encl.

Chief Clerk

18378

Edwin Snow
Lawyer
Boise, Idaho

December 5, 1940

RECEIVED

DEC 5 1940

Department of Reclamation

Department of Reclamation,
State Capitol Bldg.,
Boise, Idaho.

Gentlemen: Re: Permit No. 18378 - Owsley Canal
Company.

Enclosed herewith in duplicate are notices
of proof of completion of works and notice of proof
of application of water to beneficial use under the
above numbered permit, together with authorization
of publication in the Gem State Sentinel of Rigby.

You will note that the proof is set for
January 15th, 1941. Accordingly, the notice should
be sent at once to the paper so that it may be in-
serted in the next issue and thereafter for the time
required by law.

I am Thanking you for prompt attention to this,

ES:FBJ

Enc.

Very truly yours,

Edwin Snow

18378

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 27, 1940

(P. O.) Terreton, Idaho.

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Gem State Sentinel of Rigby, Idaho, published in
the county in which the works are situated.

Imperial Canal Co.
By John P. Elliott

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water
per second, the following certificate must be signed by a well-known and competent engineer)

I hereby certify that the facts set forth in the attached notice are true.

John P. Elliott

Engineer.

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

Notice is hereby given that at 2:00 P.M. on the 15th
day of January, 1942 at Bigby, County of Jefferson, State of Idaho, before Dash L. Bennett, Notary Public,
proof will be submitted of the completion of works for the diversion of 80.0
cubic feet per second of the ^{subterranean} ~~waters~~ diverted in sec. 25, T. 7 N., R. 35 ^{E.D.M.} and of
the application to beneficial use of said water in accordance with the terms and
conditions of Permit No. 18378, heretofore issued by the Dept. of Reclamation
of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Torrington, Idaho
2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is 80.0 cubic feet per second.
3. The use to which said water has been applied is irrigation and domestic _____ purposes and the amount applied to beneficial use is 80.0 cubic feet per second.
4. The place where said water is used is _____

W₁SW₁ Section 8; All Section 17; All Section 18; All Section 19; W₁NE₁, NW₁, SW₁
Section 20; W₁NE₁, NW₁, SW₁ Section 29; NE₂, W₂NW₂ Section 30; All in Twp. 6 N., Range 35
E.. B.M.

SE $\frac{1}{4}$ Section 3; NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4; S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 5; E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 7; All of Sections 8, 9, 10; S $\frac{1}{2}$ Section 11; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12; All Section 13; NE $\frac{1}{4}$, S $\frac{1}{2}$ Section 14; W $\frac{1}{2}$ Section 15; All Section 16; N $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 17; All of Sections 20, 21, 22, 23; N $\frac{1}{2}$, SW $\frac{1}{4}$ Section 24; All Section 25; NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 26; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 27; N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 28; All Section 29; N $\frac{1}{2}$ Section 30; All in Twp. 6 N., Range 34 E., B.M.

S¹/₂SE¹/₄ Section 32; S¹/₂SE¹/₄ Section 33; All in Twp. 7 N., Range 34 E., S.M.

10378

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

Notice is hereby given that at 2:00 P.M. on the 15th day of January, 1941 at Rigby, County of Jefferson, State of Idaho, before Bush L. Bennett, Notary Public, proof will be submitted of the completion of works for the diversion of 80.0 cubic feet per second of the ^{subterranean} waters ~~diverted~~ ^{diverted} in Sec. 25, T. 7 N., R. 35 E. D. M. and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. 18378, heretofore issued by the Dept. of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Terreton, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the appli-

[Faint, mostly illegible text from the reverse side of the document is visible through the paper.]

5. The date of priority which said user is prepared to establish is

June 26, 1936

James Spofford

James Spofford

JAMES SPOFFORD

Commissioner of Reclamation

18378

November 22, 1940

Re: Permit No. 18378

Mr. John L. Hutton, Secretary,
Owaley Canal Company,
Terracon, Idaho.

Dear Mr. Hutton:

We are advised by Mr. Edwin Snow that you desire to make proof of completion of works and beneficial use under the above numbered permit, and we are accordingly enclosing herewith the necessary forms upon which to make notice in connection with these proofs; also the form of authorization for publication in a newspaper published in the county where the water is located.

The notice should be made out in duplicate, setting time and place, and also giving the name of the Notary Public before whom the proof will be submitted, and the date set should be sufficiently far ahead to allow ample time for the necessary four weeks publication.

As the land description is too long to be inserted in the space allowed in the forms sent, it may be necessary to write out a special notice, following the same form, or else the land list may be attached as a rider. In either event the land description may be combined as far as possible, it not being necessary to describe each separate subdivision in this notice.

You will note the Engineer's certificate required on the bottom of the authorization, Form No. 11.

Duplicate copies of the Notice, and a form of authorization should be returned to this office, and upon receipt the notice will be sent to the designated newspaper, with instructions in regard to publication. The extra copies are sent for your own files, and for Mr. Snow's files, at his request.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

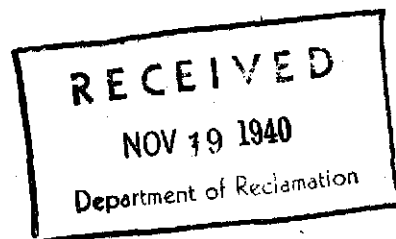
Chief Clerk

JLA
Encls.
CC to Edwin Snow

18378

Edwin Snow
Lawyer
Boise, Idaho

November 18, 1940



Department of Reclamation,
State Capitol,
Boise, Idaho.

Gentlemen: Re: Water Permit No. 18378.

Owsley Canal Company desires to make proof both of completion of works and ~~of proof~~ of beneficial use of the 80 second feet of water appropriated under the above permit. Will you kindly send to John L. Hutton, Terreton, Idaho, all blanks required in submitting such proof.

I suggest that you send a couple of extra sets of blanks so that Mr. Hutton may prepare extra copies of all papers both for the company's files and for my own.

Thanking you, I am

Very truly yours,

ES:FBJ

A handwritten signature in cursive script, appearing to read "Edwin Snow".

18378

18378
18378
August 2, 1936

JOHN L. HUTTON, Manager-Secretary
Owley Canal Company
Terreton, Idaho

Dear Sir:

We have your letter of July 29, in which you request the necessary forms and instructions for making application for permit to appropriate the public waters of the State of Idaho.

In accordance with this request, these forms are herewith enclosed.

Yours very truly,

R. W. FARIS,
Commissioner of Reclamation

By PAUL H. BEES,
Deputy Commissioner

PHB/ci
Enc.

18378

OFFICERS

A. J. HODGSON
President
CHAS. H. RICKMAN
Vice-President
JOHN L. HUTTON
Manager-Secretary

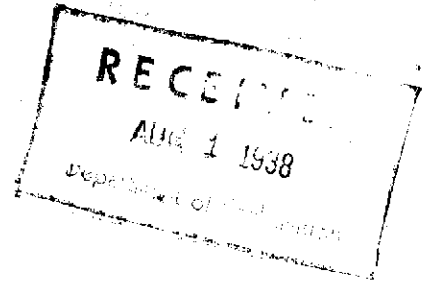
THE OWSLEY CANAL COMPANY

TERRETON, IDAHO

DIRECTORS

J. B. ADAMSON
A. J. HODGSON
L. H. SHULDBERG
CHAS. H. RICKMAN
BEN H. MATKINS

July 29, 1938.



Department of Reclamation,
Boise, Idaho.

Gentlemen:

Please send blanks for making application for
permit to appropriate water.

Very truly yours,

John L. Hutton.

18378

July 20, 1937

Re: Permit 18378,
Owaley Canal Co.

Mr. Ralph L. Albaugh
Attorney at Law
Idaho Falls, Idaho

Dear Mr. Albaugh:

We are herewith enclosing the Department's Receipt No. 16291
for the \$1.00 fee you paid in connection with obtaining a copy of the
above permit.

We appreciate your taking care of this matter so quickly.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By

Chief Clerk

j1
Encl.

18378

RALPH L. ALBAUGH
LAWYER
212-13-14 EARL BUILDING
IDAHO FALLS, IDAHO

July 16, 1937.

RECEIVED

JUL 17 1937

Department of Reclamation

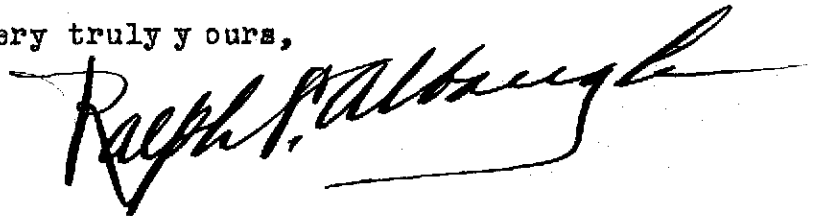
Department of Reclamation,
State House,
Boise,
Idaho.

In re Permit No. 18378-Owsley Canal Co.

Gentlemen:

Enclosed you will find my check for \$1.00
to cover your charges for the copy of this permit.

Very truly yours,



Encl.

RLA:HR.

18378

July 14, 1937

Re: Permit 18378,
Owsley Canal Co.

Mr. Ralph L. Albaugh
Attorney at Law
Idaho Falls, Idaho

Dear Mr. Albaugh:

Under date of July 8th we received a letter from you requesting a list of the lands which are to be irrigated with a filing made by the Owsley Canal Company in 1936 for 80 second feet of water.

Permit 18378 is without doubt the filing you have in mind. The list of lands covered by this right is quite voluminous, and for that reason we thought it would be well to furnish you a copy of the whole filing. Kindly remit \$1.00 for this copy.

Trusting that this will meet with your approval, I am

Very truly yours,

Deputy Commissioner of Reclamation

PIH:jl
Encl.

18378

18378

RALPH L. ALBAUGH
LAWYER
212-13-14 EARL BUILDING
IDAHO FALLS, IDAHO

RECEIVED
JUL 8 1937
Department of Reclamation

July 7, 1937

Department of Reclamation,
State House,
Boise,
Idaho.

Gentlemen:

I am informed that the Owsley Canal
Company made a filling on underground water in 1936
for eighty second feet. Will you kindly advise me
the legal description of the land on which this water
is to be developed.

Very truly yours,



RLA:HR.

18378

November 16, 1936

Re: Permit No. 18378
Owaley Canal Co.

EDWIN SNOW
Attorney-at-Law
Boise, Idaho

Dear Mr. Snow:

This will acknowledge receipt of a surety bond in the sum of \$1,000 executed by yourself as attorney and agent for the Owaley Canal Company as the principal, and by the National Surety Corporation as surety.

This bond is in proper form, and will be filed in the usual manner.

Very truly yours,

Chief Clerk & Office Engineer.

PLH/cj

18378

Edwin Snow
Lawyer
Boise, Idaho

November 14, 1936

Hon. R. W. Faris,
Commissioner of Reclamation,
State Capitol,
Boise, Idaho.

Dear Mr. Faris: Re: Permit No. 18378 - Owsley
 Canal Company.

I herewith enclose National Surety
Corporation bond in the amount of \$1,000.00 which
please file in connection with the above numbered
permit.

Very truly yours,

Edwin Snow

FBJ

Enc.

18378

Bond.

KNOW ALL MEN BY THESE PRESENTS, That Owsley Canal Company
of Boise, Idaho, as principal, and NATIONAL SURETY CORPORATION
a New York Corporation

, as surety, are held and firmly bound unto the State of Idaho in the full
and just sum of ONE THOUSAND AND NO/100 (\$ 1,000.00) Dollars,
lawful money of the United States, to the payment of which sum, well and truly to be made, said
principal and surety bind themselves, their heirs, administrators, executors and assigns, jointly and
severally, under the terms and conditions hereinafter set forth.

The terms of this obligation are such that, whereas the above named principal on the 26th
day of June, 19 36, filed in the office of the Commissioner of Reclama-
tion in Boise, Idaho, a certain application for permit to appropriate the public waters of the State
of Idaho, the said application being thereupon numbered No. 25578, in accordance with which said
application the Commissioner of Reclamation granted and issued to the said principal herein a cer-
tain permit numbered No. 18378, a full, true and complete copy of which application No. 25578
and permit No. 18378, is of record in the office of the Commissioner of Reclamation in Book
67 of Permits, at Page 18378.

Now, if the above bounden principal shall faithfully carry to completion the said works of diver-
sion as specified in said application No. 25578 and permit No. 18378, in the manner and form
prescribed therein and within the time therein allowed, then the above obligation to be void, otherwise
to remain in full force and effect.

IN WITNESS WHEREOF, The said principal and surety have hereunto set their hands and seals,
this 12th day of November, 19 36

WITNESSES:

By E. J. Brown (SEAL)
attorney & agent
NATIONAL SURETY CORPORATION (SEAL)

By Geo. C. Walker (SEAL)
Geo. C. Walker, Attorney-in-Fact

STATE OF IDAHO, }
County of _____ } ss:

Countersigned
By Geo. C. Walker
Resident Agent

of _____ and
_____ of _____ whose names
are subscribed to the within and foregoing obligation as sureties thereto, each being duly sworn,
upon oath for himself deposes and says:

That he is a resident and freeholder of the State of Idaho, and that he is worth the sum named
in said obligation, to wit, \$ _____, over and above all his debts and liabilities, exclusive of prop-
erty exempt from execution.

Subscribed and sworn to before me this _____ day of _____, 19 _____

18378

R#613109

Water Permit BOND

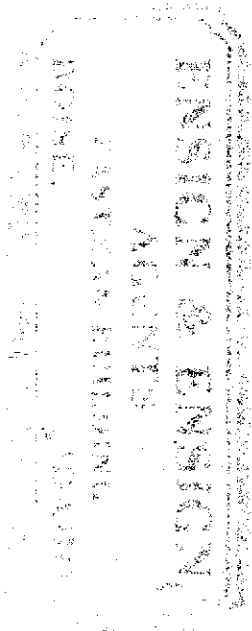
GIVEN BY

Owsley Canal Company

IN FAVOR OF

State of Idaho

NATIONAL SURETY CORPORATION
NEW YORK



APPROVED AS TO FORM AND SUFFICIENCY

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise

Permit No. 18378

Nov. 9, 1936

NOTICE

You are advised that in order to keep this permit in force a bond in the sum of \$ 1,000.00 must be filed in the office of the Commissioner of Reclamation on or before January 8 1937 conditioned upon faithfully carrying to completion the works of diversion as specified in said permit and in the application therefor.

EDWIN SNOW, Agent
Owaley Canal Co.
Box 515
Boise, Idaho

R. W. FARIS

Commissioner of Reclamation

18378

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 18378

Nov. 9, 1936

Boise, Idaho,

Dear Sir:

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

EDWIN SNOW, Agent
Owaley Canal Co.
Box 515
Boise, Idaho

R. N. FARIS

Commissioner of Reclamation.

18378

Perm 18378

November 9, 1936

Re: Application No. 25578
Owsley Canal Co.

EDWIN SNOW
Attorney-at-Law
Boise, Idaho

Dear Mr. Snow:

This will acknowledge receipt of the affidavit of publication from the Rigby Star showing publication of a notice in connection with the above application for the required number of times.

In view of the fact that November 4th was the last date for protest, and no one had filed any such protest, the application has been approved. No doubt you will have received the permit by the time you receive this letter.

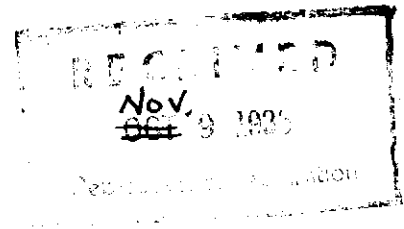
Very truly yours,

Chief Clerk & Office Engineer.

PIH/cj

18378

Edwin Snow
Lawyer
Boise, Idaho



November 7, 1936

Hon. R. W. Faris,
Commissioner of Reclamation,
State Capitol,
Boise, Idaho.

Dear Mr. Faris: Re: Application for Permit No.
25578 - Owsley Canal Company.

Enclosed herewith is affidavit of publication of The Rigby Star, showing publication of notice of the above application.

If there have been no protests filed, I assume that the permit may now issue.

Very truly yours,

ES:FBJ

Edwin Snow

18378

Affidavit of Publication

The Rigby Star

STATE OF IDAHO,
County of Jefferson.

ss.

I, R. I. Jones, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, in Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county, for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that said attached notice, advertisement or publication, as per clipping attached, was published in said newspaper, in the regular and entire issue thereof, and not in any supplement issue thereof, for three consecutive issues thereof; first publication having been made on the

8 day of October, 1936

and last publication on the

22d day of October, 1936

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each, printed from type matter, of at least seventeen and three-fourths inches depth; and that there are at least two hundred bona fide subscribers in Jefferson County.

Subscribed in my presence and sworn to before me this

day of

(SEAL)

Notary Public for the State of Idaho, residence
and post office address: Rigby, Idaho.
My commission expires January 30th., 1938.

Publication Fee \$

17.00

STATE OF IDAHO DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO APPROPRIATE WATER IN ACCORDANCE WITH THE PROVISIONS OF HOUSE BILL 293, 1935 SESSION LAWS

NOTICE IS HEREBY GIVEN that on the 26th day of June, 1936, OWSLEY CANAL COMPANY, whose address is Terreton, County of Jefferson, State of Idaho, made Application No. 25578 to appropriate 80 cubic feet of water per second from subterranean sources, for irrigation and domestic purposes. That the points of diversion of said waters are located:

- No. 1—SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, T. 7 N., R. 35 E., B. M.
No. 2—NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, T. 7 N., R. 35 E., B. M.
No. 3—SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, T. 7 N., R. 35 E., B. M.
No. 4—NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, T. 7 N., R. 35 E., B. M.

That the lands to be irrigated under said application are described as follows, to-wit:

W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 8; all of Secs. 17, 18 and 19; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 20; W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 30; all in T. 6 N., R. 35 E., B. M.; E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 4; S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$; Sec. 5; E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 7; all of Sec. 8; NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 9; NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 10; all of Sec. 13; NE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 14; NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 15; all of Secs. 16, 17, 20, 21, 22, 23, 24 and 25; NE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 26; E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 27; NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 28; all of Sec. 29; NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 35; SE $\frac{1}{4}$, Sec. 3; SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 11; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 12; all in T. 6 N., R. 34 E., B. M.; S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33; all in T. 7 N., R. 34 E., B. M., containing a total of 15,220 acres.

That any protests against the approval of this application should be filed in the Department of Reclamation within forty (40) days of the date of this notice; such protest shall state the name and address of the protestant and shall clearly set forth his objections to the approval of the said application.

Dated this 25th day of September, 1936.

R. W. FARIS,
Commissioner of
Reclamation.

Date of first publication: Oct. 8, 1936.
Date of last publication: Oct. 22, 1936.
Last date for protest: Nov. 4, 1936.

SERVICE of the foregoing, by copy, is hereby admitted this 27th. day of September, 1936.

OWSLEY CANAL CO.
Applicant.
By EDWIN SNOW,
Agent.

Proof

ok

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO AP-
PROPRIATE WATER IN ACCORD-
ANCE WITH THE PROVISIONS OF
HOUSE BILL 243, 1935 SESSION LAWS

NOTICE IS HEREBY GIVEN that on the 26th day of June, 1936, OWSLEY CANAL COMPANY, whose address is Terreton, County of Jefferson, State of Idaho, made Application No. 25578 to appropriate 80 cubic feet of water per second from subterranean sources, for irrigation and domestic purposes.

That the points of diversion of said waters are located:

No. 1.—SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, T. 7 N., R. 35 E., B. M.

No. 2.—NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, T. 7 N., R. 35 E., B. M.

No. 3.—SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, T. 7 N., R. 35 E., B. M.

No. 4.—NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, T. 7 N. R. 35 E., B. M.

That the lands to be irrigated under said application are described as follows, to-wit:

W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 8; all of Secs. 17, 18 and 19; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 20; W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 30; all in T. 6 N., R. 35 E., B. M.; E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 4; S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 5; E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 7; all of Sec. 8; NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 9; NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 10; all of Sec. 13; NE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 14; NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 15; all of Secs. 16, 17, 20, 21, 22, 23, 24 and 25; NE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 26; E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 27; NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 28; all of Sec. 29; NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 35; SE $\frac{1}{4}$, Sec. 3; SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 11; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 12; all in T. 6 N., R. 34 E., B. M.; S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33; all in T. 7 N., R. 34 E., B. M., containing a total of 15,320 acres.

That any protests against the approval of this application should be filed in the Department of Reclamation within forty (40) days of the date of this notice; such protest shall state the name and address of the protestant and shall clearly set forth his objections to the approval of the said application.

Dated this 25th day of September, 1936.

R. W. FARIS,
Commissioner of
Reclamation.

Date of first publication: Oct. 8, 1936.

Date of last publication: Oct. 22, 1936.

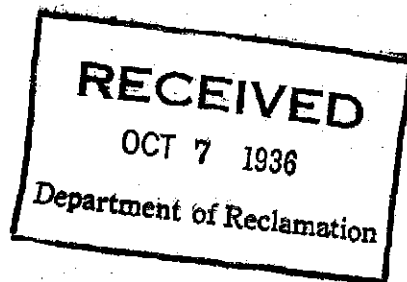
Last date for protest: Nov. 4, 1936.

SERVICE of the foregoing, by copy, is hereby admitted this 27th. day of September, 1936.

OWSLEY CANAL CO.
Applicant.

By EDWIN SNOW,
Agent.

(46-48) 18378



18378

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date September 30, 1936

EDITOR, Rigby Star
Rigby, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for ^{three} ~~four~~ consecutive weeks
prior to November 4, 1936 ^{the last date for protest} ~~the last date for protest~~, ~~the last date for protest~~ the expense of the publication
to be paid by the applicant, Owaley Canal Company

Terreton, Idaho

to whom you should furnish proof of publication on or prior to the ^{last date for protest.} ~~the last date for protest.~~

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

Very truly yours,

R. W. FARIS

Commissioner of Reclamation

18378

Edwin Snow
Lawyer
Boise, Idaho

September 28, 1936

Department of Reclamation,
State Capitol,
Boise, Idaho.

Gentlemen: Re: Application No. 25578 - Owsley
 Canal Company.

I am returning herewith, with acknowledgment of service endorsed thereon, notice in duplicate for publication in the above matter.

If the Rigby Star is still being published, at Rigby, Idaho, I would prefer to have the notice published in that paper.

Very truly yours,

ES:FBJ

Edwin Snow

Enc.



18378

September 26, 1936

Re: Application No. 25678
Owaley Canal Company

EDWIN SNOW, Attorney
Box 515
Boise, Idaho

Dear Mr. Snow:

We are enclosing herewith, notice in duplicate which has been prepared in accordance with the provisions of House Bill 293, 1935 Session Laws, for your acknowledgment of service.

Will you kindly sign both copies and return them to this office at your earliest convenience, designating some newspaper in Jefferson County in which you desire to have the notice published? The applicant will, of course, be required to pay for such publication.

You will note that November 4th is the last date for protest. In the event that a protest is filed against the approval of the application, a date for hearing will be set within the statutory time, and due notice will be given all interested parties.

Very truly yours,

Chief Clerk & Office Engineer

PLE/cj
encl 2

18378

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO APPROPRIATE WATER IN ACCORDANCE WITH THE PROVISIONS OF
HOUSE BILL 293, 1935 SESSION LAWS

NOTICE IS HEREBY GIVEN That on the 26th day of June, 1936, OWSLEY CANAL COMPANY, whose address is Terreton, County of Jefferson, State of Idaho, made Application No. 25578 to appropriate 80 cubic feet of water per second from subterranean sources, for irrigation and domestic purposes.

That the points of diversion of said waters are located:

- No. 1 - $SE\frac{1}{4}SW\frac{1}{4}$, Sec. 25, T. 7 N., R. 35 E., B. M.
- No. 2 - $NE\frac{1}{4}SW\frac{1}{4}$, Sec. 25, T. 7 N., R. 35 E., B. M.
- No. 3 - $SW\frac{1}{4}SE\frac{1}{4}$, Sec. 25, T. 7 N., R. 35 E., B. M.
- No. 4 - $NW\frac{1}{4}SE\frac{1}{4}$, Sec. 25, T. 7 N., R. 35 E., B. M.

That the lands to be irrigated under said application are described as follows, to-wit:

$W\frac{1}{2}SW\frac{1}{4}$, Sec. 8; all of Secs. 17, 18 and 19; $W\frac{1}{2}NE\frac{1}{4}$, $NW\frac{1}{4}$, $SW\frac{1}{4}$, Sec. 20; $W\frac{1}{2}NW\frac{1}{4}$, $NW\frac{1}{4}SW\frac{1}{4}$, Sec. 29; $NE\frac{1}{4}$, $NW\frac{1}{4}$, Sec. 30; all in T. 6 N., R. 35 E., B. M.; $E\frac{1}{2}NE\frac{1}{4}$, $SW\frac{1}{4}NE\frac{1}{4}$, $E\frac{1}{2}NW\frac{1}{4}$, $SW\frac{1}{4}$, Sec. 4; $S\frac{1}{2}NE\frac{1}{4}$, $NW\frac{1}{4}$, $SW\frac{1}{4}$, $SE\frac{1}{4}$, Sec. 5; $E\frac{1}{2}NE\frac{1}{4}$, $E\frac{1}{2}SE\frac{1}{4}$, Sec. 7; all of Sec. 8; $NW\frac{1}{4}$, $SW\frac{1}{4}$, $SE\frac{1}{4}$, Sec. 9; $NE\frac{1}{4}$, $NW\frac{1}{4}$, $SW\frac{1}{4}$, Sec. 10; all of Sec. 13; $NE\frac{1}{4}$, $SW\frac{1}{4}$, $SE\frac{1}{4}$, Sec. 14; $NW\frac{1}{4}$, $SW\frac{1}{4}$, Sec. 15; all of Secs. 16; 17, 20, 21, 22, 23, 24 and 25; $NE\frac{1}{4}$, $SW\frac{1}{4}$, $SE\frac{1}{4}$, Sec. 26; $E\frac{1}{2}NE\frac{1}{4}$, $NW\frac{1}{4}NE\frac{1}{4}$, $NW\frac{1}{4}$, $SW\frac{1}{4}$, $S\frac{1}{2}SE\frac{1}{4}$, Sec. 27; $NE\frac{1}{4}$, $NW\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$, $SE\frac{1}{4}SW\frac{1}{4}$, $SE\frac{1}{4}$, Sec. 28; all of Sec. 29; $NE\frac{1}{4}$, $NW\frac{1}{4}$, Sec. 35; $SE\frac{1}{4}$, Sec. 3; $SW\frac{1}{4}$, $SE\frac{1}{4}$, Sec. 11; $S\frac{1}{2}SW\frac{1}{4}$, Sec. 12; all in T. 6 N., R. 34 E., B. M.; $S\frac{1}{2}SE\frac{1}{4}$, Sec. 32; $S\frac{1}{2}SW\frac{1}{4}$, Sec. 33; all in T. 7 N., R. 34 E., B. M., containing a total of 15,320 acres.

That any protests against the approval of this application should be filed in the Department of Reclamation within forty (40) days of the date of this notice; such protest shall state the name and address of the protestant and shall clearly set forth his objections to the approval of the said application.

DATED This 25th day of September, 1936.

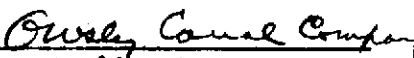

Commissioner of Reclamation

Date of first publication:

Date of last publication:

Last date for protest: November 4, 1936

SERVICE of the foregoing, by copy, is hereby admitted this 27th day of September, 1936.


Applicant

By 
Agent

18378

July 26, 1936

Re: Application No. 25578
Owaley Canal Co.

EDWIN SNOW
Attorney-at-law
Boise, Idaho

Dear Mr. Snow:

In conformance with your request, the above application to appropriate 80 cubic feet of water per second from subterranean sources in Jefferson County, which was filed on June 26th, has been held for a period of thirty days, and is now being returned to you for completion and the necessary maps.

In view of your familiarity with the details concerning this procedure, I do not feel that it is necessary to elaborate upon it. As you know, the application, together with the maps, must be returned to this office in fully completed form, on or before September 25th.

Very truly yours

Chief Clerk & Office Engineer

PLH/cj

encl

Office Receipt No. 15976, \$24.75

18378

Edwin Snow
Lawyer
Boise, Idaho

June 25, 1936

25578

Department of Reclamation,
State Capitol,
Boise, Idaho.

Gentlemen:

I herewith enclose application for
permit by Owsley Canal Company for 80 second feet
of underground water in Jefferson County, Idaho,
together with my check for \$24.75 filing fee.

Will you kindly retain this application
for thirty days and then return it to me for cor-
rection, supplying map, etc.

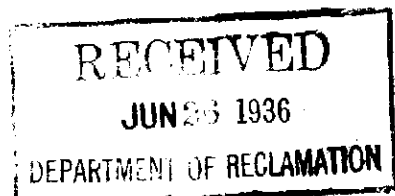
Thanking you, I am

Very truly yours,

Edwin Snow

ES:FBJ

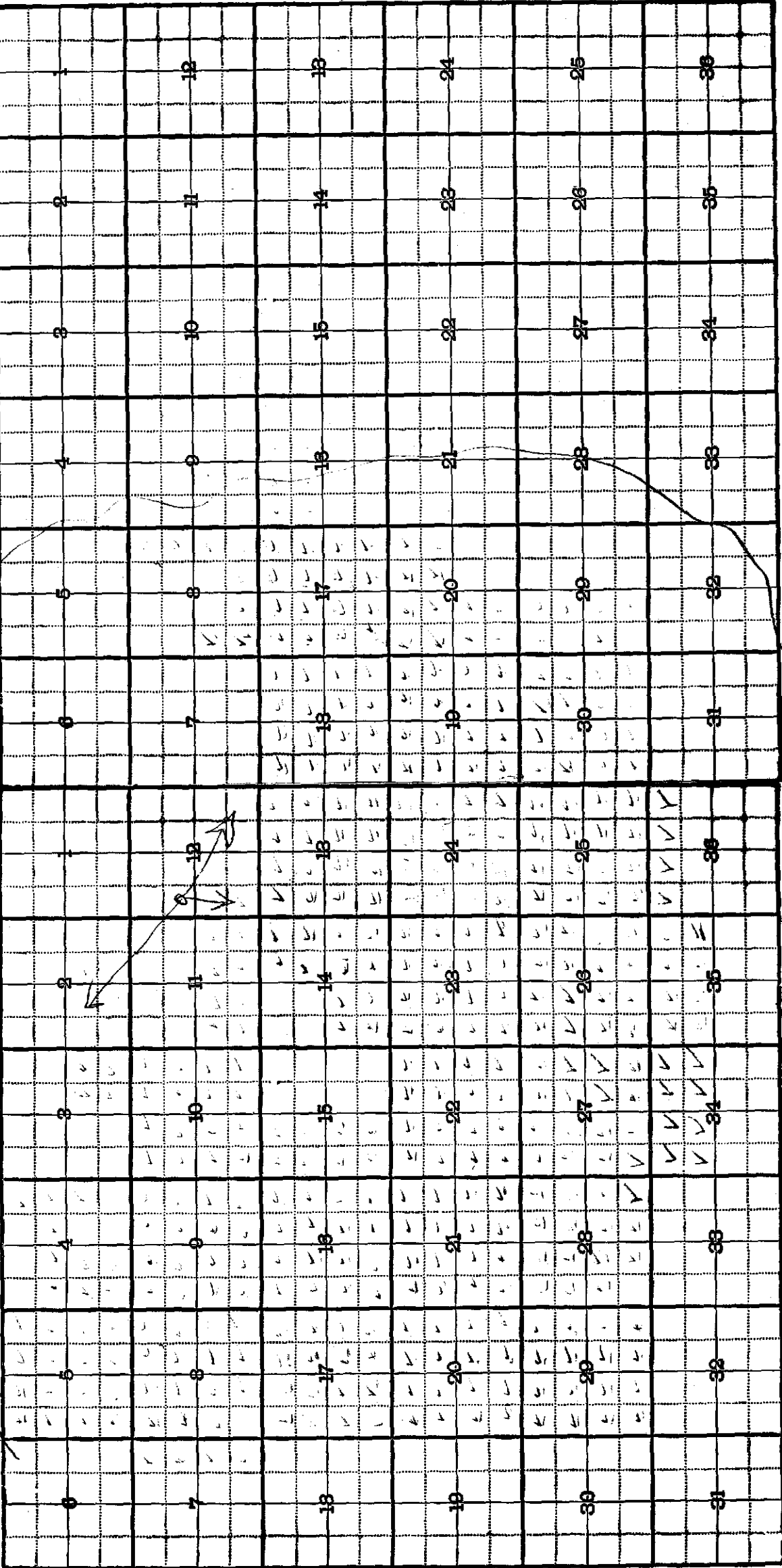
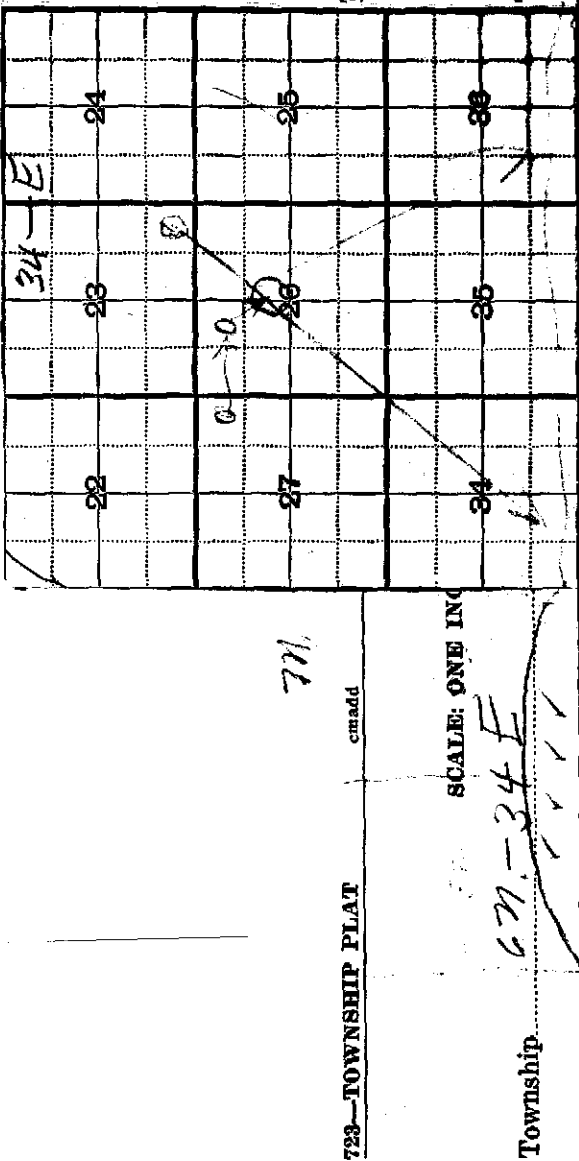
Enc.



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R35E

R-34 E

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