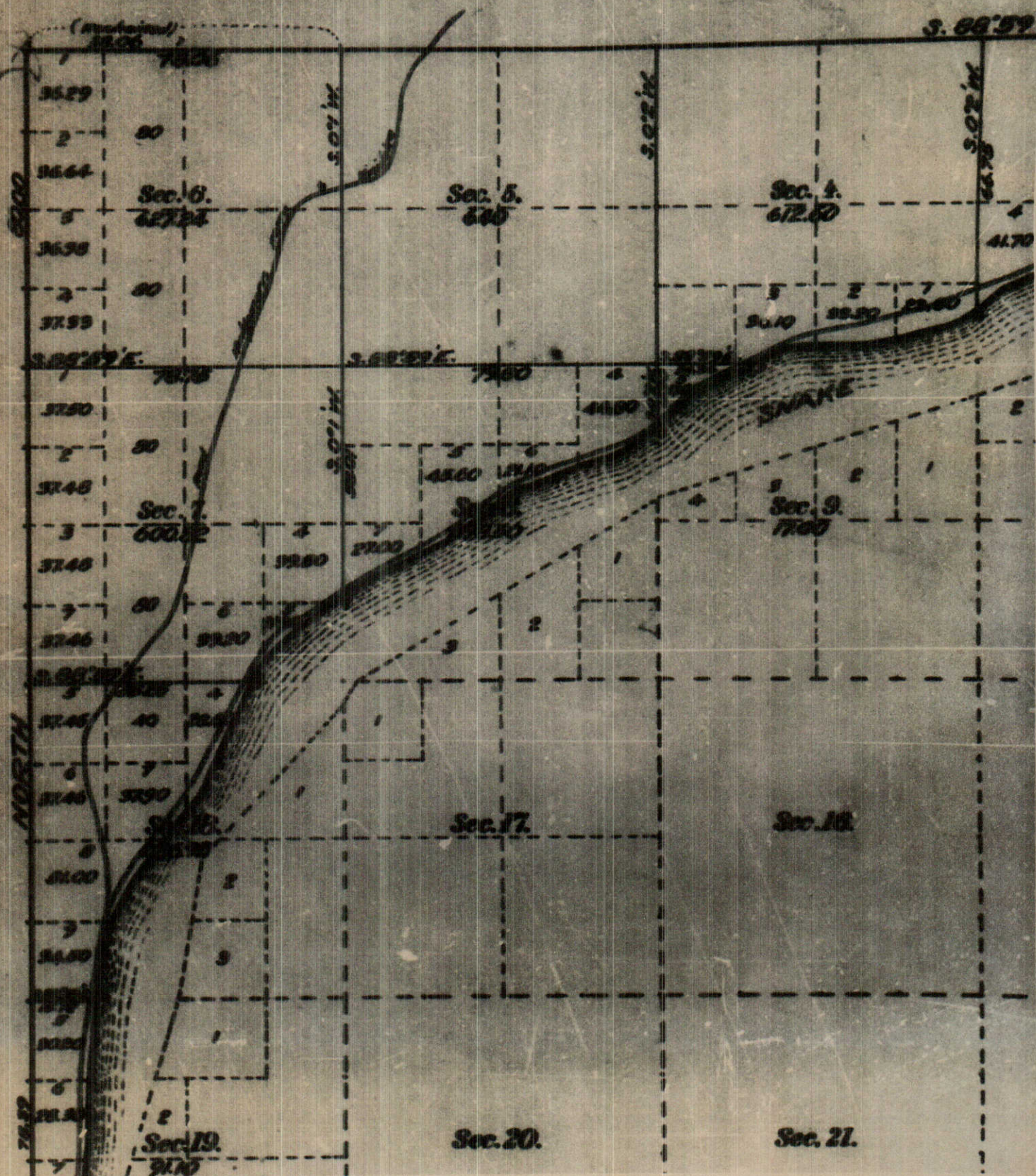


MICROFILMED

Township N° 9 South, Range N° 25 East

G F F F F F F F F F



R-25E.

T.
9
S.

18

Sub-divisions = One.
Area = 29 acres.

Q = 29 inches
T = 57 1/2 °F.

Water pumped ~~at~~ = 159" Sparling Meter.

← TO RUPERT

U.S. HWY. No. 30N.

LaVern Witherspoon
Route 1, Rupert, Idaho

Permit No. G-24191

Examination for Completion of Works
and Beneficial Use
County Minidoka

18-95-25E.

Q = 0.58 cfs.

S = Well

P.A. = Lot 4, Sec. 18, T.9S. - R.25E.

Use = Irrigation

57 1/2 F

500 y in 2 m. 378

159" $\frac{120}{157}$

Priority - June 5, 1953

June 6, 1955.

RECEIVED
JUL 16 1954

Department of Reclamation

Area = 28.6 a.

INSTRUCTIONS TO EXAMINERS

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

8' x 16" end to lot.
H = 25' dd = 6"

1 stage 12"

40' x 10" col.

del. to N. thru 10' x 12" with
concrete head in ditch.

Gas engine driven

Two Wisconsin Motors

20 hp & 26 hp. 6 V belts

21" pulley centers.

F. Morse

Panama Sub. PH7786

F. M. L drive

Coner base 4' x 6'

panel on W.

building pulled down.

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka, {
STATE OF IDAHO, { ss.

.....Larry H. Robinson....., being first
duly sworn, deposes and says that he is the
.....publisher of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News
for four (4) consecutive weeks, commencing
with the issue dated Jan. 14....., 1954, and
ending with the issue dated Feb. 2....., 1954.....

Larry H. Robinson

Subscribed and sworn to before me this

4th day of February....., 1954.....

M. M. M.

Notary Public

Cost of Publication

Notary Fee

Total Cost

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

Notice is hereby given that at 10:00 A. M., on the 6th day of February, 1954, at Rupert, County of Minidoka, State of Idaho, before H. V. Creason, Notary Public, proof will be submitted of the completion of works for the diversion of 0.58 cubic feet per second, of the waters of a well in Lot 4, Section 18, Twp. 9 S., Rge. 25 E., B.M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-24191 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are LaVern Witherspoon, Route No. 1, Rupert, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 0.58 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 0.58 cubic feet per second.

4. The place where said water is used is Lot 4 of Section 18, Township 9 South, Range 25 E., B.M., Minidoka County, Idaho.

5. The date of priority which said user is prepared to establish is June 5, 1953.

MARK R. KULP
State Reclamation Engineer
No. 219—Jan. 14-Feb. 2

G24191

Lat 4 of Section 18-9-25E. 13 M

NAME OF APPLICANT LaVern Therspoon

Form No. 0

SW 1/4
SE 1/4
18
SW 1/4
SE 1/4

location of well about 50 feet from North line & 25 feet from the west line.

Permit Map No. 24191
As Approved
JUN 8 1953
MARK R. KULP
State Reclamation Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

24191

State of Idaho
License and Certificate of Water Right

Water License No. G-24191

Amount 0.58 second foot

Water District No.

Priority June 5, 1953

THIS IS TO CERTIFY that Lavern Witherspoon of Rupert, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 5, 1953; that Permit No. G-24191 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.58 second foot, was issued thereunder on October 29, 1954, showing that said works were completed on the 6th day of February, 1954; and that on the 6th day of February, 1954,

Lavern Witherspoon

of Rupert, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well

tributary of (subterranean flow), for the purpose of irrigation

, under Use Permit No. G-24191 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

9 of Licenses at page 5385, on the 29th day of October, 1954;

The right hereby confirmed dates from June 5, 1953;

The Point of Diversion is located

in the Lot 4, Sec. 18, Tp. 9 S., R. 25 E., B. M. Minidoka County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.58 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
9 S.	25 E.	18	Lot 4	29	29

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

29th day of October, 1954.

MARK R. KULP
State Reclamation Engineer.

(SEAL)

36-2902
FILED

State of Idaho
License and Certificate of Water Right

Water License No. 18509 Amount 1.32 second feet
Water District No. Priority September 13, 1937

THIS IS TO CERTIFY that FRED L. BADLEY
of Warren, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 13, 1937; that Permit No. 18509
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.28 second feet, was issued thereunder on February 27, 1943, showing that said works
were completed on the 26th day of February, 1943; and that on the 8th
day of September, 1947,

FRED L. BADLEY
of Warren, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Mill Creek, Mann
Creek, ~~and Carlson Creek~~ and Carlson Creek, for the purpose of irrigation and domestic
use, under Use Permit No. 18509 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
to BESSIE E. BADLEY, Surviving widow of Fred L. Badley
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
9 of Licenses at page 5386, on the 29th day of October, 1954;
The right hereby confirmed dates from September 13, 1937;
The Points of Diversion is located as shown below;

~~in the~~ ~~1/4~~ ~~Sec.~~, ~~Twp.~~, ~~Id.~~, ~~Idaho~~ County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 0.42 cubic feet per second. from Carlson Creek, and 0.9 cubic foot per
second from Mill and Mann Creeks.
Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
23 N.	8 E.	6	NE $\frac{1}{4}$ SW $\frac{1}{4}$		20
			SE $\frac{1}{4}$ SW $\frac{1}{4}$		5
			SW $\frac{1}{4}$ SE $\frac{1}{4}$		20
		7	NE $\frac{1}{4}$ SW $\frac{1}{4}$)		
			NW $\frac{1}{4}$ SE $\frac{1}{4}$)		15
			SE $\frac{1}{4}$ SW $\frac{1}{4}$		6
		Number of Acres Actually Irrigated -			

The points of diversion are located as follows:
No. 1-From Mann Creek, approximately in the NW 1/4 SW 1/4 Section 3, Twp. 23 North,
Range 7 East, B. M.
No. 2- Two points of diversion from Mill Creek in approximately SW 1/4 SW 1/4 and SE 1/4 SW 1/4
Section 6, Twp. 23 North, Range 8 East, B. M.
No. 3- Two points of diversion from Carlson Creek in approximately NE 1/4 SW 1/4 and SW 1/4 SW 1/4
Section 7, Twp. 23 North, Range 8 East, B. M.

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
29th day of October, 1954.

MARK R. KULP
State Reclamation Engineer.

(SEAL)

45-2450

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 31975
Permit No. G- 24191
District No.

1. Name of Applicant: LAVERN WITHERSPOON
Postoffice address: Rt. 1, Rupert County: Minidoka State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. 0.58 or Idaho
Miners' inches 29 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum 7
3. Source of water supply: Pumping (well)
4. Location of point of diversion or well is in the ~~xxxxxx~~ Lot 4 of the ~~xxxxxx~~ of Section 18
Twp. 9 S , Rge. 25 E , B.M., County of Minidoka
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Peerless pump & well
8. Estimated cost of works: \$ 3,500.00
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 2 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

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

WM. L. WITHERSPOON Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 9:00 a.m. June 5, 1953

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-24191

Recorded in Book 86 Page 24191 Approved June 6, 1953

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before August 6, 1953 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before June 6, 1954

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before June 6, 1955

Witness my hand this 6th day of June, 1953

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 6th day of June, 1953

Countersigned:

STATE OF IDAHO

(SEAL)
By IRA H. MASTERS
Secretary of State.

By LEN JORDAN
Governor

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9 S	25	18	20	9															29
Permit No. G-24191 CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that LAVERN WITHERSPOON of Rupert, County of Minidoka, and State of Idaho, the holder of Permit No. G-24191 issued upon Application No. G-31975 bearing date of priority of June 5, 1953, authorizing the diversion of 0.58 second foot of the waters of a well (subterranean flow) County of Minidoka, State of Idaho, for irrigation purposes has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.58 second foot of the waters of said well; that the point of diversion of said waters is in Lot 4, Section 18, Township 9 South, Range 25 East, B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Lot 4, or West Half of the Northeast Quarter, Section 18, Township 9 South, Range 25 East, B. M.																			
Witness my hand this 29th day of October, A. D. 1954.																			
Proof of Completion of Works made February 6, 1954. Certificate of Completion of Works issued October 29, 1954.																			
																/s/ MARK R. KULP State Reclamation Engineer			
																NOV 11 1954 0.58 SEC. Page 53 85			

MICROFILMED

f

November 1, 1954

RE: Permit No. G-24191

Messrs. Creason & Creason
P. O. Box 98
Rupert, Idaho

ATTENTION Mr. Charles H. Creason

Dear Mr. Creason:

We enclose Certificate of Completion of Works, also License and Certificate of Water right issued under Permit No. 24191 confirming the right of LaVern Witherspoon to the use of .58 second foot of water from a well in Lot 4, Section 18, Township 9 South, Range 25 East, B. M., with priority of June 5, 1953, for irrigation of land in the same subdivision.

We also enclose departmental receipt No. G-838 for the \$7.00 fees in connection with these proofs.

Very truly yours,

MARK R. KUL
State Reclamation Engineer
By

Chief Clerk

A:br
Encls.

J 24191

CREASON & CREASON

ATTORNEYS AT LAW

RUPERT, IDAHO

October 25, 1954

H. V. CREASON
C. H. CREASON

Box 98
Phone 35

RECEIVED
OCT 26 1954
Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

Attention: Jeanne L. Anderson
Chief Clerk

Re: Permit No. G-24191

Dear Miss Anderson

At the request of LaVern Witherspoon, we enclose herewith check in the amount of \$7.00, being the statutory fees for issuance of Certificate of Completion of Works and License for the above permit.

Trusting this is in accordance with your letter to Mr. Witherspoon of July 20, as he advises that the above use has been inspected by the field engineer.

Yours very truly

CREASON & CREASON

Charles H. Creason

Charles H. Creason

CHC:hc

Encl.

24191

✓
July 20, 1954

RE: Permit No. G-24191

Mr. LaVern Witherspoon
Route 1
Rupert, Idaho

Dear Mr. Witherspoon:

The report of our field engineer on examination for completion of works and beneficial use on your Permit No. G-24191 shows that your well in Lot 4 Section 18, Township 9 South, Range 25 East B.M. will deliver 29 inches of water, which has been used to irrigate 29 acres in the same subdivision.

A Certificate of Completion of Works and License can therefore, be issued for that amount, the statutory fees for which will amount to \$5.00 for completion of works and \$2.00 license fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

24191

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G024191

REPORT ON PROOF OF Completion of Works and Beneficial Use

LAVERN WITHERSPOON, Route 1, Rupert, Idaho

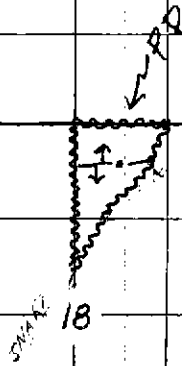
158 cfs
mark

app. 0.58 cfs

29 acres

R-25E.

T.
9
S.



Sub-divisions = One.
Area = 29 acres.

Q = 29 inches
T = 57 1/2 °F.

Water pumped ~~at~~ = 159" Spaulding Meter.



TO RUPERT

U.S. HWY. NO. 30N.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-24191

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

1. Name of applicant LaVern Witherspoon, Route 1, Rupert, Idaho

2. Source of water supply: Subterranean from a well

3. Location of point of diversion: Is in the Lot 4 of Section 18

T. 9 S. R. 25 E. County of Minidoka

4. Describe works as they exist, giving dimensions and capacities of same: No protection. Concrete base 4' by 6'. 16" by 81' deep well cased to bottom. H=251, draw down is 6". Single stage, 12" bowls. Column 10" by 40'. Delivery is to the North through 10" by 12' pipe into a concrete heading in the ditch. Gas engine driven by two Wisconsin Motors, total HP is 46. Fairbanks Morse Pomona Turbine pump No. PH7786.

5. Water is used for: Irrigation

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

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

Lot 4, Section 18, Township 9 South, Range 25 East, B. M.

See the map

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

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

Intends to pump from this well for an add. 40 acres.

This examination was made on the 14 day of July, 1954

(Signed) E. M. Humphrey Examiner.

G24191

LaVern Witherspoon
Route 1, Rupert, Idaho

Permit No. G-24191

Examination for Completion of Works

and Beneficial Use

County Minidoka

INSTRUCTIONS TO EXAMINERS

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

Area: 28.6 a.

8' x 16" 2nd 7' x 12'
4' x 25' dd = 6"

1st top 12"

40' x 10' cul

del. to N. then 1" x 12' x 12' x
erects point in center,

Establishment of

from previous notes

20' x 4' 26' hp. 6 V belts

21' pulley center

Y. F. Moore

Camera, serial PH 7786

1st top 12"

Completed 1953

perched on W.

building for shed

RECEIVED
JUL 16 1954

Department of Reclamation

18-25-55

6.58 a.m.

24.1

25.2

3.3 d.m.

5.1/4

500 g. in 2 m. 7.8

1.20
1.57

1953 June 5, 1953

June 6, 1953

February 9, 1954

RE: Permit No. G-24191

Messrs. Creason & Creason
P. O. Box 98
Rupert, Idaho

ATTENTION: H. V. Creason

Dear Mr. Creason:

We acknowledge receipt of your letter of February 8, 1954, enclosing depositions of LaVern Witherspoon and two witnesses; also affidavit of publication in the Minidoka County News.

This completes the proof, but before final action is taken the law requires that a field examination be made by an engineer from this Department, and there are no fees due until after this examination has been made.

We cannot say just when this examination will be made, but our field engineer will try and contact Mr. Witherspoon at the time he makes the examination in order that arrangements may be made to show him over the ground.

We return the original permit No. G-24191 which was enclosed in your letter.

Very truly yours,

MARK M. KULP
State Reclamation Engineer
By

Chief Clerk

A:br
Enc.
CC: LaVern Witherspoon

24191

CREASON & CREASON

ATTORNEYS AT LAW

RUPERT, IDAHO

February 8, 1954

H. V. CREASON
C. H. CREASON

Box 98
Phone 35

RECEIVED
FEB 9 1954

Department of Reclamation

Mr. Mark R. Kulp,
State Reclamation Engineer,
Boise, Idaho.

Dear Mr. Kulp:

Re: Permit No. G-24191
LaVern Witherspoon

We enclose herewith Deposition of LaVern Witherspoon, holder of the above permit, together with two depositions of witnesses, Publication of Notice of Proof of Completion of Works, and the original application for Permit.

If these are all in order will you kindly issue proof of filing and if there are any additional fees kindly advise and a check will be immediately forwarded your office.

Very truly yours,

CREASON & CREASON

By

H. V. Creason

HVC:mmm
Encs.

24191
mk

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka, {
STATE OF IDAHO, { ss.

.....Larry H. Robinson....., being first
duly sworn, deposes and says that he is the
.....publisher of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News

for four (4) consecutive weeks, commencing
with the issue dated Jan. 14....., 1954, and
ending with the issue dated Feb. 2....., 1954....

Larry H. Robinson

Subscribed and sworn to before me this

4th day of February....., 1954.

Mark E. Kulp

Notary Public

Cost of Publication

Notary Fee

Total Cost

APPLICATION FOR PERMIT TO DIVERT WATER

Notice is hereby given that at
10:00 A. M. on the 8th day of
February, 1954, at Rupert, County
of Minidoka, State of Idaho, be-
fore H. V. Creason, Notary Public,
proof will be submitted of the
completion of works for the diver-
sion of 0.58 cubic feet per second
of the waters of a well in Lot
4, Section 18, Twp. 9 S., Rge.
25 E., B.M. and of the application
to beneficial use of said water
in accordance with the terms and
conditions of Permit No. 219
heretofore issued by the Depart-
ment of Reclamation of the State
of Idaho.

1. The name and postoffice ad-
dress of the person or corporation
holding said permit are Larry H.
Witherspoon, Route No. 1, Rupert,
Idaho.

2. Said works of diversion will
be fully completed on the date set
for such completion, 1954. The
amount of water which said works
are capable of diverting to the
place of use, in accordance with
the plans attached hereto, is 0.58
cubic feet per second, in con-
formity with said permit, is 0.58
cubic feet per second.

3. The use to which said water
has been applied is irrigation pro-
cess, and the amount applied to
beneficial use is 0.58 cubic feet
per second.

4. The place where said water
is used is Lot 4 of Section 18,
Township 9 South, Range 25 E.,
B.M., Minidoka County, Idaho.

5. The date of priority which
said user is prepared to establish
is June 5, 1953.

MARK E. KULP

State Reclamation Engineer
No. 219—Jan. 24—Feb. 2

24191

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-24191

**Proof of Application of Water to Beneficial Use
and Completion of Works**

Deposition of Holder

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

Ans. LaVern Witherspoon
Route 1, Rupert, Idaho - Farmer

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. _____

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

Ans. June 6, 1954 - G-24191, App. June 6, 1953

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

Ans. Deep well - Lot 4, Sec. 18, Twp. 9, S. Rge. 25, EBM
Minidoka County, Idaho

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. 81 feet deep; 16 inch casing; 30 feet to water.
discharges 58/100 Miner's Inch. 29 gallons per minute.
Pump engineer.

*58 cfs
29 gpm*

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

Ans. Irrigation on Lot 4, Sec. 18, Twp. 9 S., Rge. 25, E.B.M.
Minidoka County, Idaho. Cultivated and used for
growing Beans, hay and grain. 29.6 acres under crop
production.

24191

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

Ans. _____

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

Ans. _____

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

Ans. _____

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

Ans. All

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

Ans. _____

(Sign)

Lavern Witherspoon

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 Rupert, County of Minidoka, State of Idaho, on this 6th day of February, A. D. 1954,

My commission expires Feb. 20, 1954

W. J. Pearson
Notary Public for Idaho

Residing, Rupert, Minidoka County therein.

24191

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-24191

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

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

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

Ans. Bradley Morehouse,
Rt. 1, Rupert, Idaho - Farmer; age 76

Ques. 2. Are you acquainted with LaVern Witherspoon, the holder of Permit No. G-24191? How long have you known him and where does he reside?

Ans. Yes. Adjoining farms. Have known him for thirty years.

Ques. 3. Have you read or heard read said Permit No. G-24191, and are you familiar with its provisions and conditions?

Ans. Yes.

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

Ans. Lot 4, Sec. 18, Twp. 9 S., Rge. 25, E.B.M., Minidoka
County, Idaho

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. 58/100 Miner's Inch or 29 gallons per minute.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 58/100 Miner's Inch, or 29 gallons per minute.

24191

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation of crops, consisting of beans, hay and grain
29.6 acres of land.

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

Ans. none

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Cultivated farm land. 58/100 Miner's Inch, or 29
gallons per minute.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Various days during the crop season of 1953 after the
completion of the well, and observed its use on the land.

(Signed)

Brady Sprouhouse

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 Rupert,
County of Minidoka, State of Idaho, on this 6th day of February,
A. D. 1954.

M. M. M. M.
Notary Public.

My commission expires Feb. 20, 1954

24191

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-24191

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

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

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

Ans. Mansfield West, Rt. 3, Rupert, Idaho - farmer; age 45

Ques. 2. Are you acquainted with LaVern Witherspoon, the holder of Permit No. G-24191? How long have you known him and where does he reside?

Ans. Yes. Reside 1 mile West of applicant, but have farm 1/4 mile west of applicant, and have known him 20 years.

Ques. 3. Have you read or heard read said Permit No. G-24191, and are you familiar with its provisions and conditions?

Ans. Yes.

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

Ans. Lot 4, Sec. 18, Twp. 9 S., Rge. 25, E.B.M., Minidoka County, Idaho

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. 58/ 100ths Miner's Inch, or 29 gallons per minute.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 58/100ths Miner's Inch, or 29 gallons per minute.

24191

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation of crops, consisting of beans, hay and grain,
29.6 acres of land.

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

Ans. None

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Cultivated farm land. 58/100 Miner's Inch, or 29
gallons per minute.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Various days during the crop season of 1953 after the
completion of the well, and observed its use on the land.

(Signed)

J. M. West
(Mansfield West)

I hereby certify that the foregoing testimony was read to the above subscriber before his 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 Rupert,
County of Minidoka, State of Idaho, on this 6th day of February,
A. D. 1954.

M. Mason

Notary Public.

My commission expires Feb. 20, 1954.

24191

January 18, 1954

RE: Permit No. G-24191

Minidoka County News
Rupert
Idaho

Gentlemen:

We have checked the notice for proof on Permit No. G-24191 of LaVern Witherspoon appearing in your issue of January 14th and find same to be correct as per copy sent you.

However, there appears to have been a mistake in the original copy sent us and the correct description in paragraph 4 should be Township 9 South, Range 25 E. B. M., instead of Range 24, E.B.M.

Please make this correction in you subsequent issues.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re

24191

January 16, 1954

RE: Permit No. G-24191

The Minidoka County News
Rupert
Idaho

Gentlemen:

On January 8, 1954, we sent you notice for publication in connection with Permit No. G-24191 in the name of LaTern Witherspoon.

To date we have not received an acknowledgment of this notice nor a copy of the first publication as requested.

Please advise if this notice is being published, and if so send us a copy of same.

Very truly yours,

MARK R. AULP
State Reclamation Engineer
By

Chief Clerk

A:bx

24191

CREASON & CREASON
ATTORNEYS AT LAW
RUPERT, IDAHO

January 9, 1954

H. V. CREASON
C. H. CREASON

Box 98
PHONE 35

RECEIVED
JAN 12 1954
Department of Reclamation

Mark R. Kulp,
State Reclamation Engineer,
Department of Reclamation,
Boise, Idaho.

Dear Mr. Kulp:

In reply to your letter of January 8th
setting the date of February 6th as the date
for hearing of Permit No. G-24191, wish to
advise that the time set is satisfactory to us.

Very truly yours,

CREASON & CREASON

By H. V. Creason

HVC:mm

24191

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. G-24191

Date: January 8, 1954

Minidoka County News

Rupert, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to February 6, 1954 the date set for proof, the expense of the publication to be paid by the applicant, LaVern Witherspoon of Route 1, Rupert, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARE R. KULP

State Reclamation Engineer
By

Chief Clerk

J 24191

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

Notice is hereby given that at 10:00 A. M., on the 6th ~~4th~~
day of February, 19 54, at Rupert, County of
Minidoka State of Idaho, before H. V. Creason, Notary Public,
proof will be submitted of the completion of works for the diversion of 0.58
cubic feet per second of the waters of Twp. 9 S., Rge. 25 E., B.M.
a well in Lot 4, Section 18, / and of
the application to beneficial use of said water, in accordance with the terms and
conditions of Permit No. 0-24191 heretofore issued by the Department of Reclama-
tion of the State of Idaho.

1. The name and postoffice address of the person or corporation
holding said permit are LeVern Witherapoon, Route # 1, Rupert, Idaho
2. Said works of diversion will be fully completed on the date set for
such completion, and the amount of water which said works are capable of conveying
to the place of use, in accordance with the plans accompanying the application for
such permit, is 0.58 cubic feet per second.

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

4. The place where said water is used is Lot 4 of Section
18, Township 9 South, Range 24 E., B.M., Minidoka County, Idaho.

5. The date of priority which said user is prepared to establish is
June 5, 1953
~~November 20, 1952~~

MARK R. KULP

State Reclamation Engineer

824191

✓
January 8, 1954

/

RE: Permit No. G-24191

Messrs. Creason & Creason
Box 98
Rupert, Idaho

ATT: Mr. H. V. Creason

Dear Mr. Creason:

Through an oversight, the notice in connection with proofs on Permit No. G-24191 was not sent to the Minidoka County News in time for four weeks publication prior to February 4, 1954.

We have therefore changed the date to February 6, 1954, and will send a copy of the notice to them today.

If February 6th will not be convenient for you or Mr. Witherspoon, will you please give the paper another date and advise us accordingly.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re

24191

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date).....

(P. O.).....

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Minidoka County News of Rupert, Idaho published in
the county in which the works are situated.

Larry Witherspoon

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

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

.....
Engineer.

24191

December 21, 1953

RE: Permit No. G-24191

Messrs. Creason & Creason
Box 98
Rupert, Idaho

ATT: Mr. H. V. Creason

Dear Mr. Creason:

We acknowledge receipt of your letter of December 14th, enclosing duplicate notice for Completion of Works and Beneficial Use on Permit No. G-24191, together with authorization to have the notice published in the Minidoka County News.

We shall send the notice to the newspaper in ample time for publication four weeks prior to February 4, 1954, with instructions to publish it once a week for four weeks or to that date and to send LaVern Witherspoon the affidavit of publication, together with statement of costs.

We enclose the necessary forms of deposition to be used in making this proof and at the time set Mr. Witherspoon should appear before you together with two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re
Encls.

24191

CREASON & CREASON

ATTORNEYS AT LAW

RUPERT, IDAHO

H. V. CREASON
C. H. CREASON

December 14, 1953

Box 98
Phone 35

RECEIVED
DEC 17 1953
Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

Re: Permit No. G-24191

Gentlemen:

Enclosed herewith Form 36 in duplicate together with
form 11.

Trusting this is in order, I beg to remain,

Yours very truly

CREASON & CREASON

H. V. Creason

H. V. Creason

HVC:hc

24191

December 8, 1953

RE: Permit No. G-24191

Messrs. Creason & Creason
Attorneys At Law
Rupert, Idaho

ATT: Mr. H. V. Creason

Dear Mr. Creason:

We have your letter of December 7th in which you state that Mr. LaVern Witherspoon is prepared to make proof of Completion of Works and Beneficial Use on Permit No. G-24191.

Notice should be made in duplicate on Form 36 enclosed, setting the time and place and naming the Notary Public before whom the proofs are to be made.

Both copies of Form 36 to be returned to this department together with Form 11, which is our authorization to have the notice published in the designated newspaper at permit holder's expense.

We shall then send a copy of the notice to the newspaper with instructions to publish it once a week for four weeks prior to the date set for proof and shall send you the necessary forms of deposition to be used in making these proofs.

Very truly yours,

HANK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re
Encs.

24191

CREASON & CREASON

ATTORNEYS AT LAW

RUPERT, IDAHO

H. V. CREASON
C. H. CREASON

December 7, 1953

Box 98
PHONE 35

RECEIVED
DEC 8 1953
Department of Reclamation

Commissioner of Reclamation
Boise, Idaho

Re: Application No. G 31975
Permit No. G 24191
a LaVern Witherspoon

Dear Sir:

We wish to advise you that Mr. Witherspoon has made completion of the above matter and desires to make proof on the same.

Would you kindly send us the necessary forms to do so.

Yours very truly

CREASON & CREASON

H. V. Creason

H. V. Creason

HVC:hc

24191

S T A T E O F I D A H O

D E P A R T M E N T O F R E C L A M A T I O N

B O I S E

Permit No. G-24191

Date June 15, 1953

We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the
State Reclamation Engineer, on the fourth page.

Mr. LaVern Witherspoon
Route 1
Rupert, Idaho

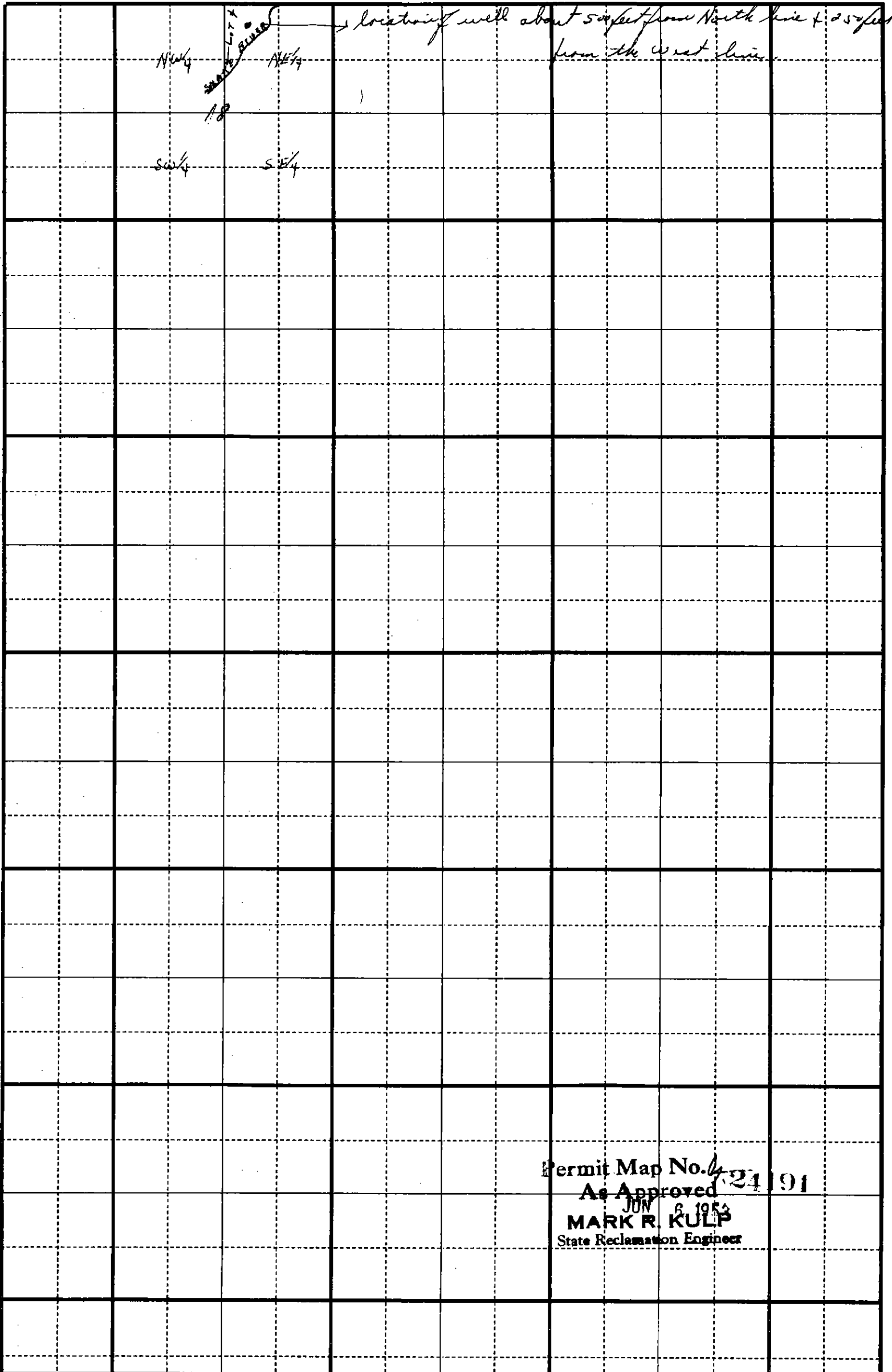
MARK R. KULP
State Reclamation Engineer

Enc. Departmental receipt No. G-49 for \$5.00 filing fee.

24191

NAME OF APPLICANT LaVern Therspoon

Form No. 0



Permit Map No. 4-24191
 As Approved
 JUN 8 1953
 MARK R. KULP
 State Reclamation Engineer

✓ NOTICE OF PROOF OF
COMPLETION OF WORKS ✓

APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M., on the 6th day of February, 1954, at Rupert, County of Minidoka, State of Idaho, before H. V. Creason, Notary Public, proof will be submitted of the completion of works for the diversion of 0.58 cubic feet per second, of the waters of a well in Lot 4, Section 18, Twp. 9 S., Rge. 25 E., B.M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-24191 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are LaVern Witherspoon, Route No. 1, Rupert, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 0.58 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 0.58 cubic feet per second.

4. The place where said water is used is Lot 4 of Section 18, Township 9 South, Range 24 E., B.M., Minidoka County, Idaho.

5. The date of priority which said user is prepared to establish is June 5, 1953.

1/14/54 MARK H. KULP
State Reclamation Engineer
No. 219—Jan. 14-Feb. 2