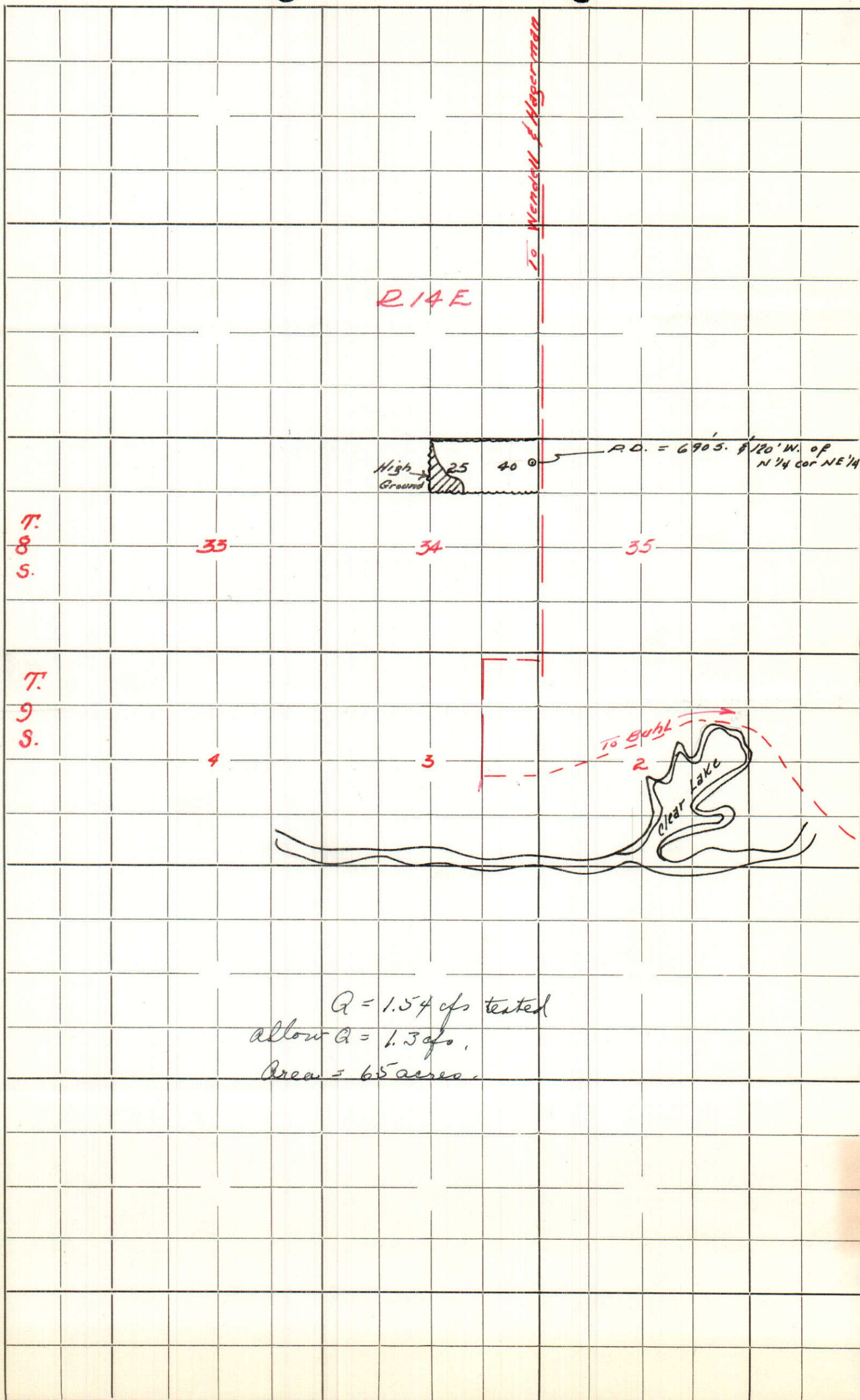




$Q = 1.54$ cfs tested
allow $Q = 1.3$ cfs.
Area = 65 acres.

NAME OF APPLICANT

Marvin L. Durfee

Form No. 0

all in
crop
+ irrigated

34

Permit Map No. 9-23823
As Approved
MARK R. KULP
State Reclamation Engineer

State of Idaho

License and Certificate of Water Right

Water License No. G-23823

Amount 1.3 second feet

Water District No.

Priority February 23, 1953

THIS IS TO CERTIFY that MARVIN F. DURFEE
of Wendell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 23, 1953; that Permit No. G-23823
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.3 second feet, was issued thereunder on July 13, 1953, showing that said works
were completed on the 23rd day of April, 1953; and that on the 23rd
day of April, 1953,

MARVIN F. DURFEE
of Wendell, 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
(subterranean/flow) for the purpose of irrigation

, under Use Permit No. G-23823 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
8 of Licenses at page 5102, on the 13th day of July, 1953;

The right hereby confirmed dates from February 23, 1953;

The Point of Diversion is located
in the NE 1/4 NE 1/4, Sec. 34, Twp. 8 S., R. 14 E., B. M. Gooding 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 1.3 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S.	14 E.	34	NE 1/4 NE 1/4 NW 1/4 NE 1/4	40 25	40 25
Number of Acres Actually Irrigated-				- - -	65

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
13th day of July, 1953.

(SEAL)

State Reclamation Engineer

36 2720

71-2680

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 31601
Permit No. G- 23823
District No.

1. Name of Applicant: MARVIN F. DURFEE
Postoffice address: Rt. 1, Wendell County: Gooding State: Idaho
2. Quantity of water claimed: 1.3 cubic feet or 65 inches
 (a) Rate of withdrawal in cubic feet per second. 1.3 cu. feet or 65 inches or Idaho Miners' inches or gallons per minute.
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Well 180 feet deep 12 inch hole
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 34
Twp. 8 South, Rge. 14 E, B.M., County of Gooding
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 NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 34, Twp. 8 South Rge. 14 E, B.M.
 - (b) Waste water or sewage effluent is to be returned to Natural coulee or drainage Cedar Draw at a point in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 34, Twp. 8 South, Rge. 14 E, B.M.
7. Kind of works: Deep well and pump
8. Estimated cost of works: \$ 3,000.00 all completed
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 all completed 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
 At one time there was water appurtenant to this land under the North Side Canal Company, but the water right was sold off by a former owner.
 - (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.

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.

Applicant.

Agent.

Returned to applicant for correction:

Corrected application received:

The number of this permit is G-23823

Recorded in Book 85 Page 23823 Approved February 27, 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 _____ completed _____ 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

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before February 27, 1955

Witness my hand this 27th day of February, 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 27th
day of February, 1953

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

Bv LEN JORDAN

Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	Totals
			NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	
8 So.	14 E.	34	40	25			65
Permit No. G-23823 CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that MARVIN F. DURFEE of Rt. 1, Wendell, County of Gooding, and State of Idaho, the holder of Permit No. G-23823, issued upon Application No. G-31601 bearing date of priority of February 23, 1953, authorizing the diversion of 1.3 second feet of the waters of a well (subterranean flow) County of Gooding, 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 1.3 second feet of the waters of said well; that the point of diversion of said waters is in the NE¹/₄ NE¹/₄ Section 34, Township 8 South, Range 14 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: North Half of the Northeast Quarter Section 34, Township 8 South, Range 14 East, B.M. WITNESS MY HAND THIS 13th day of July, A.D. 1953. MARK R. KULP State Reclamation Engineer Proof of Completion of Works Made April 23, 1953 Certificate of Completion of Works issued July 13, 1953 ISSUED FOR 1.3 SEC. FE. pg. 5102							

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

438 Idaho Street
Gooding, Idaho 83330

RECEIVED

APR 2

Department of Water Administration

April 23, 1974

• State Administration
• District Office

Mr. Bob Haynes, Dist. Engineer
State of Idaho Dept. of Water Admin.
1041 Blue Lakes Blvd. North
Twin Falls, Id. 83301

Dear Mr. Haynes:

This is to advise our agency has made a real estate loan to Mr. Arthur L. Farris, and the rights under license and certificate of the State of Idaho to Marvin F. Durfee, under priority dated February 23, 1953; dated July 13, 1953 and recorded December 28, 1962 as microfilmed instrument No. 6565 are covered by our Real Estate Mortgage.

Sincerely,



Fred L. Johnson
County Supervisor

36-27 20

71-2080

August 6, 1959

G. C. McIntyre
Attorney at Law
P. O. Box 525
Twin Falls, Idaho 83301

Dear Mr. McIntyre:

Our records indicate water license No. ~~71-2080~~
issued to Marvin F. Durfee for 1.3 c.f.s. has a priority
date of February 23, 1953. This water is for the irrigat-
ion of 55 acres of land in the N¹/₂NE¹/₄, Section 34., T 8 S.,
R 14 East, B.M.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

36-2720

22823
71-2080

C
O
P
Y

RECEIVED

AUG 1 1969

Department of Reclamation

TELEPHONE
(208) 733-3722

PARRY, ROBERTSON, DALY & LARSON

LAWYERS

FIDELITY BANK BUILDING

P. O. BOX 525

TWIN FALLS, IDAHO 83301

R. P. PARRY
T. M. ROBERTSON
JOHN H. DALY (1913-1968)
BERT LARSON
C. G. MCINTYRE
JOHN R. COLEMAN
THOMAS G. NELSON
JOHN A. ROSHOLT
FRED D. DECKER

August 1, 1969

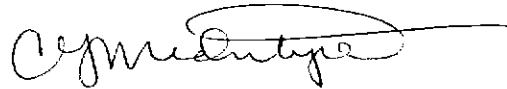
Mr. Russell Bosch
Office Manager
Department of Reclamation
107 State House
Boise, Idaho

Re: Water License G23823

Dear Mr. Bosch:

We are involved in a transaction for the purchase and sale of the $N\frac{1}{2}NE\frac{1}{4}$ of Section 34, Township 8 South, Range 14 East, Boise Meridian, in Gooding County, Idaho. We have been advised that there is a subterranean well on the property with the water license G23823. Would you advise us of the amount of water authorized by this license and the priority?

Sincerely,



C. G. MCINTYRE

CGMc:ems

41-2080
23823

✓
July 16, 1953

RE: Permit No. G-23823

Mr. Jess O. Eastman
Buhl
Idaho

Dear Mr. Eastman:

We enclose Certificate of Completion of Works, also License and Certificate of Water Right issued under Permit No. G-23823, confirming the right of Marvin F. Durfee to the use of 1.3 second feet of water from a well in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 34, Township 8 South, Range 14 East, B.M., with priority of February 23, 1953, for the irrigation of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 34.

We also enclose departmental receipt No. 26053 for the \$9.00 fee paid in connection with proof of completion of works and license.

We are sorry that we overlooked the fact that we were to notify you instead of Mr. Durfee when the report of our field engineer was filed.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

23823

JESS O. EASTMAN
BUHL, IDAHO

July 11, 1953

RECEIVED
JUL 13 1953
Department of Reclamation

Department of Reclamation,
State of Idaho
State House,
Boise, Idaho

RE: Permit G-23823
Marvin F. Durfee

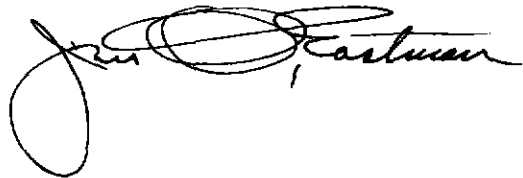
Gentlemen:

Marvin F. Durfee called at my office yesterday and left your letter of June 18th. relative to his final proof under the above numbered permit.

I and herewith enclosing check in the amount of \$ 9.00 to cover the charge for completing this filing.

When the license issues please mail it to me so that I may have it recorded in the County Records office and place the same in escrow with the other papers.

Yours very truly,



23823

June 18, 1953

RE: Permit No. G-23823

Mr. Marvin F. Durfee
Route 1
Wendell, Idaho

Dear Mr. Durfee:

We now have on file the report of our field engineer on examination for completion of works and beneficial use on your Permit No. G-23823.

Therefore, upon receipt of the statutory fees of \$5.00 for completion of works and \$4.00 for license fee, Certificate of Completion of Works and License can be issued for 1.3 second feet of water from your well in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 34, Township 8 South, Range 14 East, B.M.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

23823

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G- 23823

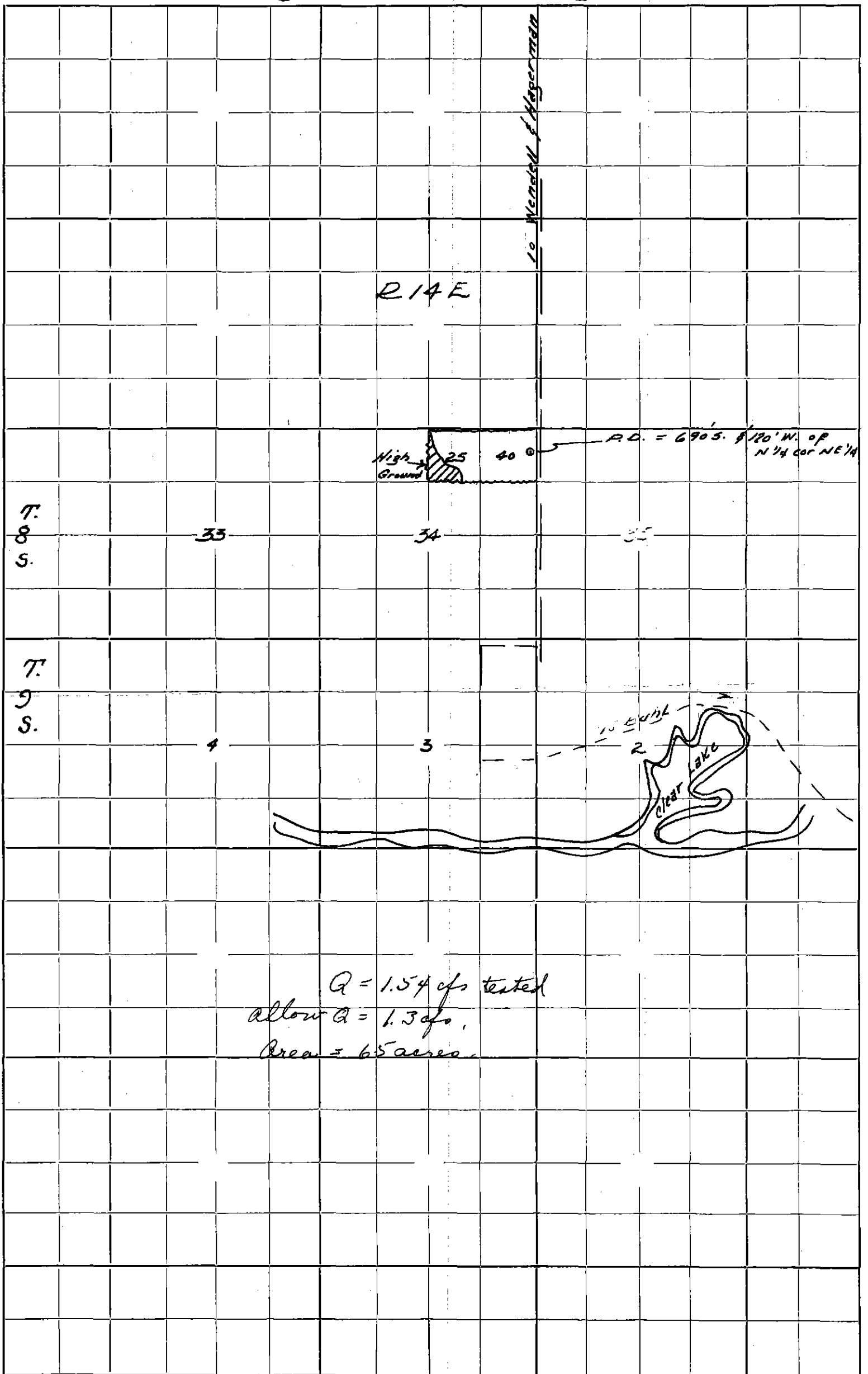
REPORT ON PROOF OF Completion of works and Beneficial Use

MARVIN F. DURFEE, Rt. 1 , Wendell , Idaho

1.3 cfs.
SMKK

at 1.3 cfs.

6.5 acres
2.40's



$Q = 1.54 \text{ cfs tested}$
 $\text{allow } Q = 1.3 \text{ cfs.}$
 $\text{Area} = 65 \text{ acres.}$

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

Permit No. G-23823This proof is for Completion of works and Beneficial use In Water District No. _____1. Name of applicant Marvin F. Durfee, Rt. # 1, Wendell, Idaho2. Source of water supply: Subterranean Well3. Location of point of diversion: Is in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 34T. 8 S R. 14 E County of Gooding

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

U S motor #855883, 15 h.p. 3 phase, 60 cycle, 220 volts, 40 amps, 1800 rpm's.
Sq. D panel # K A T -4, G E meter 30033028, demand on meter 1.70 x 10, 3' x 3' conc. foundat.
Layhe bowler pump #16082, Well 121' - 89' of 6" column, casing in question probably 12"
x 8', 3 stages, 10" bowls, Temp 52°, Sparling test shows 100 of each 65 seconds or
76.5 inches.

See map for location

5. Water is used for: Irrigation only6. 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):

North $\frac{1}{2}$ of the NE $\frac{1}{4}$ section 34, T8S R14E

65 irrigated acres See map

State H = 100'

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

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

Remarks: _____

Crops: East 40, (Hay and Rye)
West 40, (7 beans, 10 oats, 8 hay)

This examination was made on the 13 day of June, 1953

(Signed) _____

W. M. W. W. W.
 Examiner.

L23823

Marvin F. Durfee
Rt. 1, Wendell, Idaho

Permit No. G - 23823

Examination for Completion of Works
and Beneficial Use

County 534 - 85 - 14E

Q = 1.3 c.f.s.

S = Well

PD = NE NE. sec 34 T8S R14E

claim 75" East

Use: Irrigation

RECEIVED
JUN 17 1953

Department of Reclamation

Priority Feb 23, 1953
See Feb 27, 1958

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.

May 18, 1953

RE: Permit No. G-23823

Mr. Jess O. Eastman
Box 106
Buhl, Idaho

Dear Mr. Eastman:

We acknowledge receipt of your letter of May 16, enclosing depositions of Marvin F. Durfee and two witnesses, also affidavit of publication in the Wendell Irrigationist, all submitted in proof of completion of works and beneficial use under Permit No. G-23823.

Before final action is taken the law requires that a field examination be made by an engineer from this Department.

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

The fees in this connection will not be due until after the inspection has been made and a report filed. We shall then notify you of the amount.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:op

cc Mr. Marvin F. Durfee

H 23823

JESS O. EASTMAN
BUHL, IDAHO

Bx 106

May 16, 1953

Department of Reclamation
State of Idaho
Boise, Idaho

G 23823

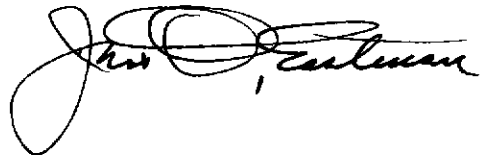
Marvin F. Durfee

Gentlemen:

I am herewith enclosing the completed forms in
the Proof of Beneficial Use in connection with the filing
of Marvin F. Durfee.

If you will advise me the amount of the fee for
filing these proofs I will remit by return mail.

Yours very truly,

A handwritten signature in dark ink, appearing to read "Jess O. Eastman". The signature is stylized with a large, looping initial "J" and a cursive "Eastman".

A 23823

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

Notice is hereby given that at 10 o'clock A.M., on the 23rd day of April, 1953, at Buhl, County of Twin Falls, State of Idaho, before Jess O. Eastman, a Notary Public proof will be submitted of the completion of works for the diversion of 1.3 cubic feet per second of the waters of Well 180 feet deep and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 23823 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 Marvin F. Durfee, R.F.D. No. 1, Wendell, 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 1.3 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 1.3 cubic feet per second.

4. The place where said water is used is North Half of the Northeast Quarter (N $\frac{1}{2}$ -NE $\frac{1}{4}$) Section Thirty-four (34), Township Eight (8) South, Range Fourteen (14) E. B. M.

5. The date of priority which said user is prepared to establish is February 23, 1953.

MARK R. KULP
State Reclamation Engineer
Pub. March 28, April 2, 9, 16, 1953.

Affidavit of Publication

STATE OF IDAHO
County of Gooding

ss

Murlon R. Lancaster

CHARLES V. DANDY being duly sworn, says that he is of lawful

age and is the editor of **THE WENDELL IRRIGATIONIST**, a weekly newspaper of general circulation published at Wendell, in the County of Gooding, State of Idaho; that the attached printed copy hereto annexed was published in **THE WENDELL IRRIGATIONIST**, in the regular edition thereof and not in a supplement, for 4 consecutive weeks, commencing on the 26 day of March and ending on the 10 day of April.

Murlon R. Lancaster, Editor

Subscribed and sworn before me this 1st day of May, 1953.

Julius D. Petersen
Notary Public in and for the County of Gooding
State of Idaho

My commission expires _____, 19____.

23823

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G 23823

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. Marvin F. Durfee R. F. D. # 1 Wendell, Idaho
Occupation 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. No corporation

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

Ans. Permit No. G 23823 February 23, 1953

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

Ans. Deep well 180 feet in depth located 780 feet South and 90 feet West of the
Northeast corner of Section 34, Township 8 South, Range 14 East of the Boise Meridian

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. Deep well 180 feet deep and pump with electric motor capable of pumping
as much as 1.5 second feet or 75 inches of water, measured with a weir by an
engineer. Water stands in well within 30 feet of surface. Ditches all constructed
from well to various fields that are being irrigated with all ditches on my own land.

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

Ans. Water is all used for irrigation. Land irrigated is NE $\frac{1}{4}$ -NE $\frac{1}{4}$ -34-8-14 and
approximately 25 acres in the NW $\frac{1}{4}$ -NE $\frac{1}{4}$ -34-8-14

Improvements consist of a dwelling house - cellar - barn, shed and granary
and chicken house

23823

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

Ans. Only for irrigation

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

Ans. 65 inches

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

Ans. Same person permit was issued to

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

Ans. 65 inches of water has been used to irrigate 65 acres of land for past two years

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.

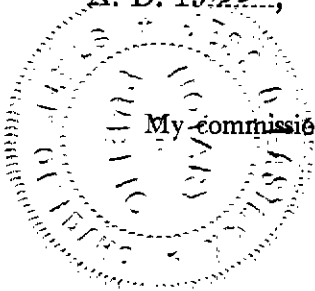
Ans. There was at one time before I purchased the land a North Side Canal Company water right that was sold and transferred to other land after the well and pump were completed. At times I can pick up a little waste water from neighbors but it cannot be depended upon as a water right.

(Sign) Marvin T. Durfee

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 Buhl, County of Twin Falls, State of Idaho, on this 23rd. day of April,

A. D. 1953,

My commission expires February 4, 1957



John O. Eastman

423823

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G 23823

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. Clarence McCartney R F D # 1 Wendell, Idaho Occupation Laborer Age 36 years

Ques. 2. Are you acquainted with Marvin F. Durfee, the holder of Permit No. G 23823? How long have you known him and where does he reside?

Ans. I am acquainted with Marvin F. Durfee and have known him for about 10 years
He resides on a farm on R F D # 1 Wendell, Idaho

Ques. 3. Have you read or heard read said Permit No. G 23823, and are you familiar with its provisions and conditions?

Ans. Yes I have read the permit and am familiar with the provisions

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. Deep well, pump and irrigation ditches sufficient to irrigate 65 acres of land

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. At least 65 inches - I have seen it pump 75 inches measured by a wair

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. I have seen the pump deliver at least 75 inches from the well

23823

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. Water is used for irrigating farm land - All of the NE¹/₄-NE¹/₄ of 34-8-14 and about 25 acres in the NW¹/₄-NE¹/₄ of 34-8-14

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

Ans. no power

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. Soil is sandy and requires about one inch per acre for irrigation

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

Ans. I have no interest in the land or water

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. I worked on this farm as an irrigator and have irrigated with all of the water from the well

(Signed) James M. Carney

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 Buhl,
County of Twin Falls, State of Idaho, on this 23rd day of April,
A. D. 19 53

John P. Eastman
Notary Public.

My commission expires Feb. 4, 1957

A 23823

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G 23823

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

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. J. A. Waters Age 74 Retired farmer Address R F D # 1 Wendell, Idaho

Ques. 2. Are you acquainted with Marvin F. Durfee, the holder of Permit No. G 23823? How long have you known him and where does he reside?

Ans. Yes I have known him for over 10 years and he resides on a farm on R F D # 1 Wendell, Idaho

Ques. 3. Have you read or heard read said Permit No. G 23823, and are you familiar with its provisions and conditions?

Ans. Yes it has been read to me and I understand the conditions of said permit

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. Deep well is the source of water, 180 feet deep. Then there is a pump and irrigation ditches running from the well

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. I have been on the place when the water was being pumped - The man who measured it when I was there said it was 75 inches of water.

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. The man who measured it had a weir and said the well was pumping 75 inches then

L 23823

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. Water is all used to irrigate farm land located in the N $\frac{1}{2}$ -NE $\frac{1}{4}$ -34-8-14
Place has a fair set of farm buildings and raises good crops of hay, grain, corn, clover seed and pasture.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent. Not for power

Ans.

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. The land is sandy and requires about one inch of water per acre.

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

Ans. I have no interest in either land or water

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. I have worked as a farm hand on this place and irrigated the land at times.
I have seen the water flowing in the irrigation ditches on many occasions during the past two years. I have used as much as 75 inches from this well to irrigate with.

(Signed)

J. A. Watson

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 Buhl
County of Twin Falls, State of Idaho, on this 23rd day of April
A. D. 1953

J. O. Estman

Notary Public.

My commission expires February 4, 1957

23823

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

Notice is hereby given that at 10 o'clock A M., on the 23rd.
day of April, 19 53, at Buhl, County of
Twin Falls State of Idaho, before Jess O. Eastman, a Notary Public
proof will be submitted of the completion of works for the diversion of 1.3
cubic feet per second of the waters of Well 180 feet deep and of
the application to beneficial use of said water, in accordance with the terms and
conditions of Permit No. Q 23823 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 Marvin F. Durfee P.O. R. F. D. # 1 Wendell, 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 con-
veying to the place of use, in accordance with the plans accompanying the appli-
cation for such permit, is 1.3 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
1.3 cubic feet per second.

4. The place where said water is used is North Half of the Northeast Quarter
(N $\frac{1}{2}$ -NE $\frac{1}{4}$) Section Thirty-four (34), Township Eight (8) South, Range Fourteen (14) E. B. M.

5. The date of priority which said user is prepared to establish is
February 23, 1953 9:00 A.M.

State Reclamation Engineer

Q 23823

March 20, 1953

RE: Permit No. G-23823

Wendell Irrigationist
Wendell
Idaho

Gentlemen:

We enclose notice for publication once a week for four consecutive weeks prior to April 23, 1953.

Please acknowledge receipt of this notice and furnish this department with a copy of your first issue containing same.

Please send affidavit of publication, when completed, together with statement of costs to Mr. Jess O. Eastman, Buhl, Idaho.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

23823

March 20, 1953

RE: Permit No. G-23823

Mr. Jess O. Eastman
Buhl
Idaho

Dear Mr. Eastman:

We are today sending to the Wendell Irrigationist copy of notice of completion of works and beneficial use proof to be made on Permit No. G-23823 of Marvin F. Durfee, with instructions to publish it once a week for four weeks prior to April 23, 1953, and to send you 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. Durfee 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:fg
Enc.

Q 23823

JESS O. EASTMAN
BUHL, IDAHO

March 19, 1953

RECEIVED
MAR 20 1953
Department of Reclamation

Mrs. Jeanne Anderson,
Chief Clerk,
Department of Reclamation
State House,
Boise, Idaho

Re: M. F. DURFEE No. G - 23823

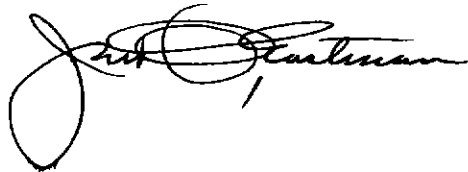
Dear Mrs. Anderson:

I acknowledge receipt of your letter of the 13th.
in connection with the Marvin Durfee filing and proof.

I have completed and return herewith two copies of
Form N. 36 and one copy of Form No. 11.

When sending the notice of publication to the Wendell
Irrigationist you may advise them to send me the bill for their
charge and I will remit by return mail.

Very truly yours,



23823

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)..... March 19, 1953

(P. O.)..... R F D # 1 Wendell, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

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

Marvin F. Durfee

(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.

23823

March 18, 1953

RE: Permit No. G-23823

Mr. Jess O. Eastman
Box 106
Buhl, Idaho

Dear Mr. Eastman:

We enclose Permit No. G-23823 in the name of Marvin F. Durfee, together with departmental receipt No. 25599 for the \$5.25 filing fee.

Since we understand that proofs are to be made at once in order to complete this water right, we enclose the necessary forms of notice which the statutes require shall be published once a week for four consecutive weeks prior to the date set for proof.

This notice should be made in duplicate on Form 36 enclosed setting time and place and naming the Notary Public before whom proof is to be made and both copies returned to this department together with Form 11 which is authorization for us to have the notice published in the designated county newspaper at permit holder's expense.

We shall then send a copy of the notice to the newspaper with instructions in regard to publishing and shall send you the necessary forms of deposition to be used in making the proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

23823

NAME OF APPLICANT

Marvin Durfee

Form No. 0

Alpine
Camp
- irrigated

well

34

Permit Map No. 9-23823
As Approved
MARK R. KULP
Surveying and Reclamation Engineer

February 24, 1953

Mr. Jess O. Eastman
Box 106
Buhl, Idaho

Dear Mr. Eastman:

We acknowledge receipt of your letter of February 22, 1953, enclosing application of M. F. Durfee to appropriate 65 inches of water from a well in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 34, Township 8 South, Range 14 East, B.M.

The correct filing fee on this amount is \$5.25.

As soon as the application has been approved, given a number, and signed by the State Officials, we shall return same to Mr. Durfee in your care together with the necessary forms for making the statutory proofs of completion of works and beneficial use.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

A 23823

JESS O. EASTMAN
BUHL, IDAHO

By 106
February 22, 1953

RECEIVED
FEB 23 1953
gamm
ment of Reclamation

Idaho Reclamation Department
State Capitol
Boise, Idaho

Gentlemen:

I am herewith enclosing an application for permit signed by Marvin F. Durfee.

This is the same property that was covered by a filing made by Paul Bartlett back in 1950. Mr. Bartlett sold the land to Marvin F. Durfee and never told him that the filing was not completed.

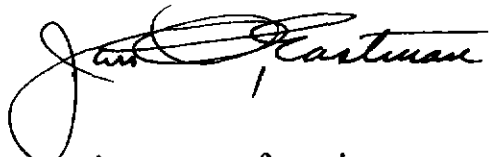
You advised me by telephone recently that this filing was cancelled out by registered mail notice in 1951.

Mr. Durfee has put in more land which is the reason for the change in the amount of the water applied for.

Inasmuch as the works are completed I request that you mail the necessary forms so that Mr. Durfee can proceed with the Proof of completion of works and proof of beneficial use at the same time.

Please send the papers to M. F. Durfee in care of Jess O. Eastman, Buhl. Mr. Durfee is living over in Gooding County and gets his mail on the rural route out of Wendell but he is working at present in Buhl so mail to him will reach him much quicker in my care.

Yours very truly,



P. S. I will remit to you whatever charges or fees in connection with this filing.

23823

**NOTICE OF PROOF OF
COMPLETION OF WORKS
AT
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10 o'clock A.M., on the 23rd day of April, 1953, at Buhl, County of Twin Falls, State of Idaho, before Jess O. Eastman, a Notary Public proof will be submitted of the completion of works for the diversion of 1.3 cubic feet per second of the waters of Well 180 feet deep and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 23623 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 Marvin F. Durfee, R.F.D. No. 1, Wendell, 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 1.3 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 1.3 cubic feet per second.

4. The place where said water is used is North Half of the Northeast Quarter (NW-NE-1/4) Section Thirty-four (34), Township Eight (8) South, Range Fourteen (14) E. B. M.

5. The date of priority which said user is prepared to establish is February 23, 1953.

March 26

MARK R. KULP
State Reclamation Engineer
Pub. March 26, April 2, 9, 16, 1953.