

Rge. 18E.

Trwp. 8 S.

← To Jerome

PD

38 18

39 34

39 40

39 39

155 131

56
~~60~~

73

79

78

298

286

Area - $\frac{286}{298} A$

Subst - 8

Q - 3.90

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

Permit No. G-30774

This proof is for Comp. of Works & Beneficial Use

In Water District No. _____

1. Name of applicant Thomas Prescott

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 17

T. 8 S. R. 18 E. County of Jerome

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

400 HP U.S. motor # 1362399
4/8 Pump # 44146 12" discharge to 12" mainline
Pumphouse enclosure of galvanized sheet steel

5. Water is used for: irrigation and domestic

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):

W $\frac{1}{2}$, Sec. 17, T. 8 S, R. 18 E, B.M. (320 acres)

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

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

Remarks:

18 lines $\frac{3}{32}$ @ 50 psi for this, G 30333 and 55 A not yet developed.

$$Q = 59.4 (4.98) / 448.8 = 6.59$$

$$Q = \frac{286}{483} (6.59) = 3.90 \text{ cfs reserved - 0.75 cfs}$$

~~Available average in~~
Mr Prescott requests enough water for 55 A be withheld for later use

This examination was made on the 3rd day of August, 1967

(Signed) Don Watts Examiner.

See note in 30333

30774

Adv OK
DUE
Plat ✓

Thomas Prescott *and pump, motor, sprinkler system*
800 East Avenue A
Jerome, Idaho
20"-515' 4-366'
9-300" 594-5/32-85"

Permit No. G-30774

Examination for Comp. of Works & Beneficial Use

County Jerome

Sec. 17 T. 8S R. 18E

Quantity: 6.4 c.f.s.

Source: subterranean

P.D.: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, T. 8 S, R. 18 E, B.M.

Use: irrigation and domestic

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: October 19, 1962

Due: October 25, 1967

Made: March 24, 1967

Priority: October 19, 1962

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.

30774

AFFIDAVIT of PUBLICATION

RECEIVED
MAR 27 1967

State of Idaho, }
County of Jerome } SS.

Department of Reclamation

Alvan P. Hencher, being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 4 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 23 day of Feb, 1967, and the date of the last publication was on the 16 day of March, 1967.

Subscribed and sworn to before me this 21st day of March, 1967.
(SEAL)

Alice G. Hendrickson
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Lines in Notice 43
Number of Insertions 4
43 Lines at 15c 645
129 Lines at 10c 1290
TOTAL COST 19.35

COPY OF NOTICE

(Paste Here)

Proof of Comp.
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

BILL TO

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

Notice is hereby given that on the 24th day of March 1967, at Jerome, County of Jerome, State of Idaho before Alice Hendrickson, Notary Public at 101 E. Main, Jerome, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30774, 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 is Thomas Prescott, 800 East Avenue A, Jerome, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is NW 1/4 NW 1/4, Sec. 17, T. 8 S, R. 18 E, B.M.

5. The place where said water is used is W 1/4, Sec. 17, T. 8 S, R. 18 E, B.M.

The date of priority which said user is prepared to establish is October 19, 1962.

R. KEITH HIGGLINSON,
State Reclamation Engineer.

1 pt. per line, straight	14c
7 pt. per line, tabular	20c
7 pt. per line, successive insertions	10c
6 pt. per line, straight	15c
6 pt. per line, tabular	20c
6 pt. per line, successive insertions	10c

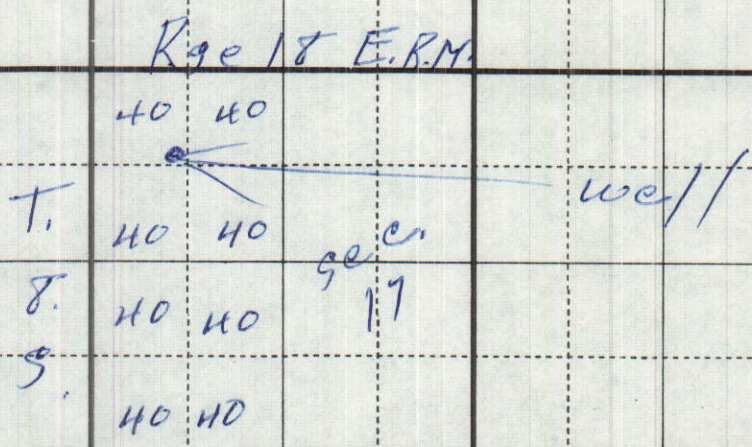
No 2087

30774

NAME OF APPLICANT

Thomas Prescott

Form No. 0



Permit Map No. 30774
As Approved OCT 25 1962
GEO. N. CARTER
State Reclamation Engineer

STATE OF IDAHO
License and Certificate of Water Right

Water License No. G-30774 Amount 3.9 c.f.s.
Water District No. _____ Priority October 19, 1962

THIS IS TO CERTIFY that THOMAS PRESCOTT
of Jerome, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 19, 1962; that Permit No. G-30774 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 3.9 second feet, was issued thereunder on September 1, 1967, showing that said works were completed on the 24th day of March, 1967; and that on the 24th day of March, 1967,
THOMAS PRESCOTT
of Jerome, 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,
a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-30774 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 14 of Licenses at Page 8863, on the 1st day of September, 1967.
The right hereby confirmed dates from October 19, 1962.
The Point of Diversion is located in the NW 1/4 NW 1/4, Sec. 17, Twp. 8 S, Rge. 18 E, B.M., County of Jerome.
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 3.9 second feet.
Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S	18 E	17	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	18
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	38
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	39
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	34
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	39
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	39
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	<u>39</u>
			Total number of acres to be irrigated:		

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 1st day of September, 1967.
S/ R. KEITH HIGGINSON
State Reclamation Engineer.
(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. G-30774 Priority October 19, 1962 Amount 3.9 c. f. s.

THIS IS TO CERTIFY that

THOMAS PRESCOTT

of Jerome, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 19, 1962; that Permit No. G-30774 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 3.9 second feet, was issued thereunder on September 1, 1967, showing that said works were completed on the 24th day of March, 1967; and that on the 24th day of March, 1967

THOMAS PRESCOTT

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

a tributary of subterranean flow for the purpose of irrigation, under Use Permit No. G-30774 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 14 of Licenses, at Page 8863, on the 1st day of September, 1967.

The right hereby confirmed dates from October 19, 1962.

The Point of Diversion is located

in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, Twp. 8 S, R. 18 E, B.M. of Jerome 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 3.9 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S	18 E	17	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	18
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	38
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	39
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	34
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	39
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	39
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	39
			Total number of acres to be irrigated:		286

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 1st day of September, 1967.

R. Keith Higgins
State Reclamation Engineer.

30774

State of Idaho

LICENSE AND CERTIFICATE
OF WATER RIGHT

Water License No.	G-30774
To	Thomas Prescott
	Jerome, Idaho
Source of Supply	subterranean
Jerome	County
Amount	3.9
	Sec. Ft.
Point of Diversion	NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17,
	T. 8 S. R. 18 E. B.M.
Place of Use	W $\frac{1}{2}$, Sec. 17, T. 8 S,
	R. 18 E. B.M.
Purpose	irrigation
Date of Priority	October 19, 1962
Recorded	September 1, 1967
in Book	14 of Licenses, Page 8863

30774

Remarks: This filing is being made in connection with a Desert Land Entry filed with the Bureau of Land Management, Boise, Idaho.

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.

s/ Thomas Prescott Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 2:00 P.M. October 19, 1962

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 30774

Recorded in Book 108 Page 30774 Approved October 25, 1962

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 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 April 25, 1965

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before October 25, 1967

Witness my hand this 25th day of October, 1962

s/ CARL E. TAPPAN, Assistant
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. S MYLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, 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 25th day of October, 1962.

Countersigned:

STATE OF IDAHO

(SEAL) s/ ARNOLD WILLIAMS

By s/ ROBERT E. MYLIE
Governor

By 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 S	18 E	17					40	40	40	40	40	40	40	40					320
Permit No. G-30774 + mw CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that THOMAS PRESCOTT of Jerome, County of Jerome, and State of Idaho, the holder of Permit No. G-30774, issued upon Application No. G-38858, bearing date of priority of October 19, 1962, authorizing the diversion of 6.4 second feet of waters of a well, County of Jerome, 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 3.9 second feet of the waters of a well, from subterranean flow; that the point of diversion of said waters is in NW 1/4 NW 1/4, Sec. 17, T. 8 S, R. 18 E, B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: W 1/2, Sec. 17, T. 8 S, R. 18 E, B.M.																			
Proof of Completion of Works made: March 24, 1967.																			
Witness my hand this 1st day of September, A.D. 1967.																			
															S/ R. KEITH HIGGINSON State Reclamation Engineer				
															LICENSE ISSUED FOR 3.9 SEC. FT. LICENSE PAGE NO. 8863				

September 1, 1967

Re: Permit G-30774

Thomas Prescott
800 East Avenue A
Jerome, Idaho 83338

Dear Mr. Prescott:

Enclosed are the Certificate of Completion of Works and License and Certificate of Water Right on the above referenced permit.

Also enclosed is departmental receipt No. G-11794 in the amount of \$21.00 for the fees.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

Enclosure: Certificate, License, & Receipt

30774

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

August 21, 1967

RECEIVED
AUG 24 1967
Department of Reclamation

Re: Permit G-30774

Thomas Prescott
800 East Avenue A
Jerome, Idaho 83338

Dear Mr. Prescott:

A representative of this department has made an examination of the works covered by your permit G-30774 and has found the following:

Quantity of water diverted: 3.9 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 3.9 c.f.s.

Purpose of use: irrigation of 286 acres in W₂¹, Sec. 17,
T. 8 S, R. 18 E, B.M.

The priority date established is: October 19, 1962.

A fee totaling \$ 21.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Handwritten signature of C. Stephen Allred in cursive.

C. Stephen Allred
Assistant State Reclamation Engineer

ASA:nw

30774

August 21, 1967

Re: Permit G-30774

Thomas Prescott
800 East Avenue A
Jerome, Idaho 83338

Dear Mr. Prescott:

A representative of this department has made an examination of the works covered by your permit G-30774 and has found the following:

Quantity of water diverted: 3.9 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 3.9 c.f.s.

Purpose of use: irrigation of 286 acres in W₂, Sec. 17,
T. 8 S., R. 18 E., B.M.

The priority date established is: October 19, 1962.

A fee totaling \$ 21.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

A. Stephen Allred
Assistant State Reclamation Engineer

ASA:nw

30774

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

Notice is hereby given that on the 24th day of August, 1967, at Jerome, County of Jerome, State of Idaho before Alice Hendrickson, Notary Public at 101 E. Main, Jerome, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-30774, 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 is Thomas Prescott, 800 East Avenue A, Jerome, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, T. 8 S., R. 18 E., S.M.

5. The place where said water is used is W $\frac{1}{2}$, Sec. 17, T. 8 S., R. 18 E., S.M.

The date of priority which said user is prepared to establish is October 19, 1962.

R. KEITH HIGGINSON,
State Reclamation Engineer.

2-23-4tc

ADVERTISEMENT FOR BIDS

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that THOMAS PRESCOTT
 of Jerome, County of Jerome, and State of
Idaho, the holder of Permit No. G-30774, issued upon
 Application No. G-38853 bearing date of priority of October 19, 1962, authorizing the
 diversion of 6.4 second feet of waters of a well,

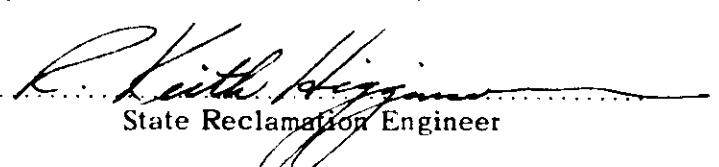
County of Jerome, State of Idaho, for irrigation
 purposes, has fully complied with the provisions of the laws of the State of Idaho
 relating to the proof of completion of the works of diversion set out and described in said
 Permit; that said works are adequate for diverting and conveying to the place of intended
 use 3.9 second feet of the waters of a well, from subterranean
 flow;

that the point of diversion of said waters is in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, T. 8 S, R. 18 E,
B.M.

and that the lands proposed to be irrigated by the use or place of use of said water are
 described as follows, to-wit: W $\frac{1}{2}$, Sec. 17, T. 8 S, R. 18 E, B.M.

Proof of Completion of Works made: March 24, 1967.

Witness my hand this 1st day of September, A. D. 19 67


 State Reclamation Engineer

30774

Permit No. G-30774.....

**Certificate of Completion
of Works**

Dated ..September 1....., 19..67.....

Stream subterranean.....

County Jerome.....

Amount 3.9 c.f.s.....

Date of Priority ..October 19, 1962.....

Recorded in Book 108.....

of Permits....., page 30774.....

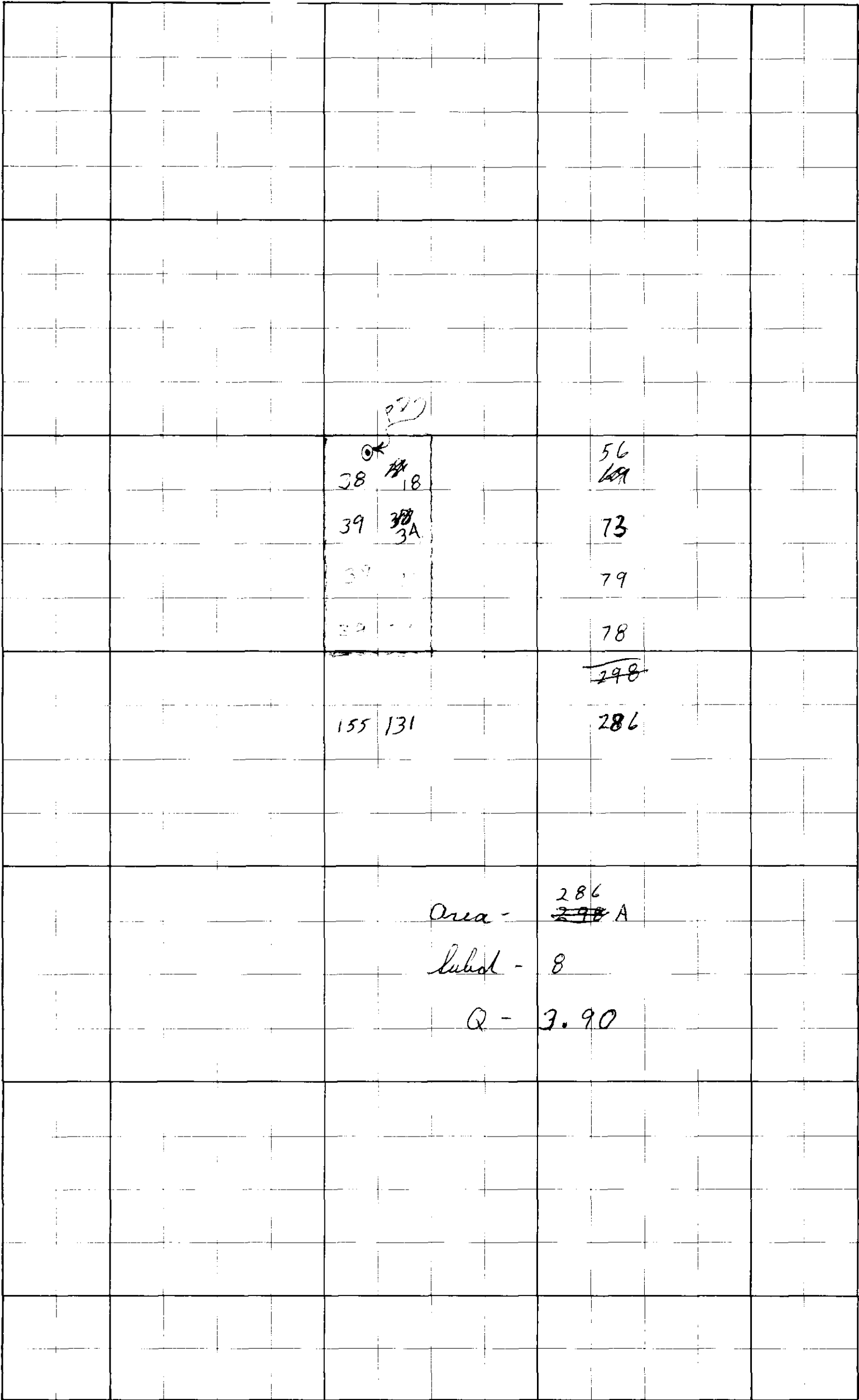
30774

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-30774

REPORT ON PROOF OF Completion of Works & Beneficial Use



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

Permit No. G-30774

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

1. Name of applicant Thomas Prescott

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 17
T. 8 S R. 18 E County of Jerome

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

400 HP 21.8 motor # 1362399

4/B Pump # 44146 12" discharge to 12" mainline
Pumphouse enclosure of galvanized sheet steel

5. Water is used for: irrigation ~~and domestic~~

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):

W $\frac{1}{2}$, Sec. 17, T. 8 S, R. 18 E, B.M. (320 acres)

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

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

Remarks:

for this, 630333 and 55 A
not yet developed.

$$Q = 59.4 (4.98) / 448.8 = 6.59$$

$$Q = \frac{286}{103} (6.59) = 3.90 \text{ cfs reserved - } 0.75 \text{ cfs}$$

~~Available average in~~

Mr Prescott requests enough water for 55 A be
withheld for later use

This examination was made on the 3rd day of August, 1967

(Signed)

Don Watta

Examiner.

See note in 30333

30774

Adv ok
Dec
plat ✓

Thomas Prescott *owner, private system*
800 East Avenue A
Jerome, Idaho
Permit No. G-30774

Examination for Comp. of Works & Beneficial Use

County Jerome
Sec. 17 T. 8S R. 18E
Quantity: 6.4 c.f.s.

Source: subterranean

P.D.: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, T. 8 S, R. 18 E, B.M.

Use: irrigation and domestic

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: October 19, 1962

Due: October 25, 1967

Made: March 24, 1967

Priority: October 19, 1962

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.

30774

March 31, 1967

Re: Permit No. **G-30774**

Thomas Prescott
800 East Avenue A
Jerome, Idaho

Dear Mr. Prescott:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Jerome North Side News all submitted in proof of completion of works and beneficial use on Permit No. G-30774.

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

We cannot tell just when this examination will be made, but our field engineer will try to contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:nw

30774

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. G-30774

* * * * *

RECEIVED
MAR 27 1967
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

~~AND COMPLIANCE WITH PERMITS~~

DEPOSITION OF HOLDER

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

Prescott

Thomas Prescott 800 East Ave A. Jerome, Idaho Farming & Insurance

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

Ques. 3. State number, approval date of permit, and date of priority: Application #38853
G-30774

Oct. 25, 1962 Oct. 19, 1962

Ques. 4. State source of water supply: Subterranean

Give location of point of diversion, showing subdivision, section, township and range

NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 17, Twp8s, Rge 18 E, B.M County of Jerome, Idaho

Ques. 5. Describe your works of diversion: Turbine type pump, Electric Motor

and Sprinkler system; state amount of water they are capable of conveying from point of diversion to place of use: 6.4 C.F.S.; 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 515 Ft.; depth and size of casing 6 Ft. of 20Inch. 12Inch; depth to water 366 ft; if pump is used, state discharge of pump: 6 ft. or 300ip, tell how it was measured or determined _____

Measured by Lane Bowler Pump Co.; if sprinkler irrigation, give number and size of nozzles and operating pressure: 594 5/32 Rainbirds operating pressure 85 lbs

Ques. 6. State for what purpose water is used: Irrigation

(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

W $\frac{1}{2}$ Sec. 17, T.8.S., R. 18 E., 320 acres in Jerome, County, Idaho

Logan

30774

State nature of all improvements which have been made as a direct result of said use:

All land cleared and under cultivation, crop being irrigated by sprinkler and 400 horse electric motor. Pump house built and being fenced
Ques. 6-a: If this is a ground water permit, give name and address of person that drilled

the well: Smith Drilling, Jerome, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Nil

Ques. 8: 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:

Nil

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: spring of 1965 - Time used since first use:

raised diversified crops continually since spring of 1965

pumps 6Ft. or 300 In. of water for this 320 acres and adjoining 160 acres in Marjorie G. Prescott (wife) name under ~~###~~ Permit G-30333

Ques. 10. Describe all other water rights appurtenant to same place of use: none

(sign) Thomas Prescott

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

Jerome, County of Jerome
State of Idaho, on this 24 day of March, A. D. 1967.

Alice J. Handrickson

My commission expires: 9-24-69

30774

RECEIVED
MAR 27 1967
Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho
Permit No. G-30774/

* * * * *

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:

LeRoy Craig age 33, residence 811 East Ave B.,
occupation is Fire and Casualty Insurance, Address is Box 2, Jerome, Idaho

Ques. 2 Are you acquainted with Thomas Prescott, the holder of Permit No. G-30774? How long have you known him and where does he reside?

I have known Thomas Prescott since 1953. He lives at 800 East A. Jerome, Ida

Ques. 3. Have you read or heard said Permit No. G-30774 read, and are you familiar with its provisions and conditions: Yes x No.

Ques. 4. State source of water supply: underground

Give location of place of diversion, showing subdivision, section, township and range

NW $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 17, T.8.S., R. 18. E.B.M., County of Jerome, Idaho

Describe works for conveying water to place of use: underground Mainline
and sprinkler system from deep well and Pump

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 6.4 C.F.S. How much water have you seen being so conveyed? 6.4 C.F.S.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

W $\frac{1}{2}$, Sec. 17, T. 8. S., R. 18. E. B. M. Jerome, County, Idaho 320 Acres

30774

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

none

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

This is Portnif silt loam soil and the land is slightly rolling in nature. I think it would take about 6.4 C.F.S. of water to properly water this farm. This raised good diversified crops.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? none

Ques. 10. When did you first see this water used? In the summer of 1965

Other times you have seen such use: in the summer of 1966

(Signed):

Loy Craig

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

Jerome, County of Jerome, State of Idaho, on this 24 day of March, A. D. 1967

Alice J. Hendrickson

Notary Public for the State of Idaho

Residing Jerome, Idaho

My commission expires 7-24-69

30774

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-30774 ✓

* * * * *

RECEIVED
MAR 27 1967

Department of Reclamation

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:

Clark L. Heiss--63 yrs.old----Farming and Ranching---400 East A. Jerome, Idaho

Ques. 2 Are you acquainted with Thomas Prescott yes, the holder of

Permit No. G-30774? How long have you known him and where does he reside?

21 years. He lives at 800 East A, Jerome, Idaho

Ques. 3. Have you read or heard said Permit No. G-30774 read, and are you familiar with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: Subterranean

Give location of place of diversion, showing subdivision, section, township and range

NW $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 17, T.8.S., R.18.E.B.M., Jerome County, Idaho

Describe works for conveying water to place of use: Well, Pump and

complete sprinkler system

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 6.4 C.F.S How much water have you seen being so

conveyed? 6.4 C.F.S.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

About 320 acres in the W $\frac{1}{2}$, Sec.17, T.8.S., R.18.E.B.M. Jerome, County, Idaho

30774

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

none

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

This is good soil for diversified farming, slightly rolling, but works fine with sprinkler. In my judgement needs about ~~##~~ 6.4 ~~##~~ C.F.S. of water.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? none

Ques. 10. When did you first see this water used? May of 1965

Other times you have seen such use: I have seen this sprinkler working several times in 1966

(Signed):

Clark Lewis

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

Jerome, County of Jerome, State of Idaho, on this 24 day of March, A. D. 1967

Oliver J. Hendrickson
Notary Public for the State of Idaho
Residing Jerome, Idaho

My commission expires 9-24-69

AFFIDAVIT of PUBLICATION

RECEIVED

MAR 27 1967

State of Idaho,
County of Jerome

SS.

Department of Reclamation

Alvin Kucher, being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 4 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 23 day of Feb

1967, and the date of the last publication was on the 16

day of March, 1967

Subscribed and sworn to before me this 21st

day of March, 1967
(SEAL)

Alice J. Handrickson
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Lines in Notice 43

Number of Insertions 4

43 Lines at 15c

129 Lines at 10c

TOTAL COST

645

1290

1935

COST OF NOTICE
(Paste Here)

Proving Comp
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

insertions 10c
6 pt. per line, straight 15c
6 pt. per line, tabular 20c
6 pt. per line, successive
insertions 10c

No 2087

30774



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

DIRK KEMPTHORNE
GOVERNOR

July 13, 1999

JUL 15 1999

KARL J. DREHER
DIRECTOR

Department of Water Resources
Boise, Idaho

Thomas Prescott
830 E 16th Ave
Jerome, ID 83338

Re: Potential Use Of Water On Land Without A Valid Water Right
Water Rights: 36-02531 & 36-02556
Point Of Diversion: T08S R18E Sec 17 NENWNW

Dear Mr. Prescott:

Staff from the Idaho Department of Water Resources (department) measured the flow of the above referenced well in 1996. Since 1995, you have cooperated with the department or a local groundwater district in providing certain information which allows us to annually estimate the diversion of water from this well. Over the past several years you may have received several reports from either the department or your ground water district that summarize field measurements and annual water use estimates. Attached to this letter is a copy of a report summarizing water use in 1996.

In 1996, department staff made a field examination of your ground water diversion and measured the discharge of your well at 4.84 cfs. You will note from review of the attached report that this diversion rate exceeds the maximum rate of flow authorized by your water rights. There may also be a discrepancy between the number of irrigated acres authorized by your water rights and the actual number of acres irrigated. Partial decrees have already been issued for rights 36-02531 and 36-02556 by the Snake River Basin Adjudication (SRBA) court. Those rights, as decreed, are limited to a total combined diversion rate of 3.90 cfs and irrigation of 428 acres. The partial decrees appear to agree with the water right information shown on the attached report.

Based on information collected under our water measurement program, we believe that you may be irrigating about 454 acres. The additional 26 acres are located in the E1/2NW1/4 of Section 17, T8S, 18E and were included under an SRBA expansion claim that was ultimately disallowed. These 26 acres appear to represent an expansion that took place between 1967 and 1976. Rights 36-02531 and 36-02556 were licensed in 1967, but the department's field exam at that time did not include the 26 acres. Aerial photography from both 1976 and 1987 confirms irrigation of the 26 acres. You reported information to the department in 1995 and 1996 indicating irrigation of 420 and 480 acres respectively. Although we have not confirmed that you are currently irrigating more than 428 acres, we are concerned about the reported discrepancies and that your water rights may not fully identify all that you irrigate.

36-02531

Based on my own review of your rights and SRBA claims, plus department field exams of licenses 36-02531 and 36-02556, I believe that some things were perhaps overlooked by both the department and the water right holders. For example, I believe the two rights should have originally been licensed or more recently decreed for a total of 5.84 cfs, rather than the 3.90 cfs. Although correction of this oversight could have addressed the excessive rate of diversion question, there remains a potential problem regarding some additional acres that are not covered by any valid water right.

The purpose of this letter is to provide you notice about certain discrepancies between your water use and the water right(s) referenced in this letter. Specifically, the department is most concerned that you may be irrigating at least 26 acres for which you have no valid water right. It is important that you confirm with the department whether or not your irrigated acreage exceeds the 428 acres authorized under your rights. If you can confirm that the irrigated acreage under the rights does not exceed 428 acres, please contact our office immediately.

If you agree that you may have more irrigated acres than authorized by the rights or that there is some other discrepancy concerning the place of use under the rights, then you must contact our office in writing by August 13, 1999 and advise us of what action you will take to correct any discrepancy regarding the irrigated acres. If you confirm that there are certain discrepancies, then there is a possibility that this matter could be corrected either by a water right transfer or filing of a new water right application. Failure to timely respond to this inquiry may result in the department making a more formal investigation and taking any necessary enforcement actions concerning excessive use under your rights.

If you have specific questions regarding this matter, please contact Tim Luke, Scott King, Burke Scholer or Cindy Hodges at 327-7900.

Sincerely,



Tim Luke

Cc: Jeff Martin, North Snake Ground Water Dist.

Charles Brockway

IDWR Southern Region

Enclosure

C:\DATA\WPDATA\TIMENFORCE\PRESCOT.LET

TO: PRESCOTT, THOMAS & MARJORIE G

The Idaho Department of Water Resources has published a report of water measurement results in Administrative Basin 36 for 1995 and 1996. The report documents measurements of water diversions, including maximum diversion rate and volume diverted during 1996. Our records show that the diversions listed below are owned and/or managed by you. The water measurement report includes these diversions and the measurements reported for 1996 as shown.

The diversions listed below includes only those that have been found to exceed the rate of diversion and/or volume authorized by your water right(s), and may not be a complete listing of your diversions.

Please carefully review the data provided below. If it is incorrect or inaccurate, your immediate notification is requested. If you have questions, concerns, or comments about this summary, please call either Scott King, Cindy Hodges, Burke Scholer, or Tim Luke at (208) 327-7907.

Name	I	R	S	OO	Lt	Diversion Name	Measure Method	-----REPORTED DATA-----			WATER RIGHT DATA		
								Flow Rate (cfs)	Volume (Acre-ft)	qualifier*	Authorized Flow rate (cfs)	Authorized Volume (Acre-ft)	
PRESCOTT, THOMAS & MARJORIE G	08S	18E	17	NEMHWH			PCC	4.84	866.2	7	3.90	1712.0	

Water Right Number(s): 36-02531 36-02556

*Qualifier explanation: 7 = Measured PCC during flowmeter check. Calculated PCC volume may not be as accurate, especially if system operation changes significantly.

The water right rate of diversion and volume listed above may represent a combined authorized rate of diversion and volume where multiple rights are diverted from one point of diversion.

RECEIVED
MAR 27 1967

Department of Reclamation

March 24, 1967

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

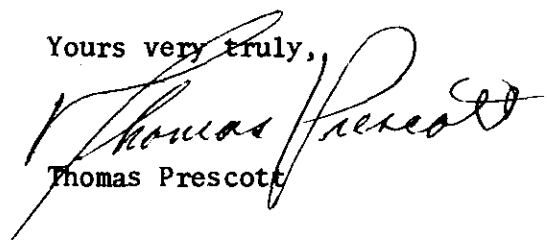
Re: Permit No. G-30774

Gentlemen:

Please note the enclosed DEPOSITION OF HOLDER completed by Thomas Prescott and DEPOSITION OF WITNESS completed by LeRoy Craig and Clark L. Heiss, all dully notarized by Alice Hendrickson. I am also enclosing an AFFIDAVIT OF PUBLICATION completed by The North Side News of Jerome, Idaho.

I am now of the opinion that this completes all requirements for diversion of water to beneficial use. If anything else is needed, please advise.

Yours very truly,


Thomas Prescott

TP:eh
encl.

30774

February 16, 1967

Re: Permit No. **G-30774**

Thomas Prescott
800 East Avenue A
Jerome, Idaho

Dear Mr. Prescott:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. **G-30774**. The proofs are to be made ~~at~~ ~~skidok~~, on the **24th** day of **March**, 19 **67** before **Alice Hendrickson** Notary Public.

As of this date, we have mailed the Notice to the **North Side News**, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the **AFFIDAVIT OF PUBLICATION**

Very truly yours,

MRB:nw

M. Russell Bosch
Office Manager

Encl.

cc: Notary

3:774

February 16, 1967

Re: Permit Nos. G-30774 and G-30333

North Side News
Jerome, Idaho

Gentlemen:

Enclosed you will find legal notices which we wish to have published for four consecutive weeks prior to March 24, 1967. The expense of the publications is to be paid by Thomas Prescott of 800 East Avenue A, Jerome, Idaho, to whom you should furnish proof of publication on or prior to the above date.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking at least one week prior to the first publication.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:nw

30774

30774

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Feb. 16, 1967

(P. O.) Jerome, 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 North Side News of
Jerome Idaho Published in
the county in which the works are situated.

Thomas F. Fennell

(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

30774

July 15, 1963

Re: Permit Nos. G-30774; G-30333

Mr. Thomas Prescott
800 E. Ave A
Jerome, Idaho

Dear Mr. Prescott:

Enclosed are two sets of Form 36 and 11
and instruction sheet, together with a form to amend the point
of diversion, as requested by you by phone.

There is a fee of \$1.00 for recording the
amendment and \$1.00 for a copy to the Bureau of Land Management.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EW
Enc. Form 36 and 11 (2 sets)
amendment form

30774



UNITED STATES
DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

Land Office
P. O. Box 2237
Boise, Idaho

83701

IN REPLY REFER TO:

LO:CRK
Idaho 013499

JUL 22 1963

NOTICE OF ALLOWANCE

Thomas Prescott
800 East Ave. A.
Jerome, Idaho

Dear Mr. Prescott:

Your Desert Land Entry, Serial No. Idaho 013499,
Receipt No. 839078, for W $\frac{1}{2}$
, Section 17,
Township 8 S., Range 18 E., Boise Meridian, Idaho,
containing 320 acres, has this day been allowed, subject
to any valid existing rights and your further compliance with laws
and regulations applicable thereto. In correspondence relating to
this entry, always refer to the serial number shown above.

Subject to the Act of July 17, 1914, which may require the reservation
of all oil and gas deposits to the United States.

NW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ affected by Right-of-Way of Twin Falls North Siding
Land & Water Company. SE $\frac{1}{4}$ SW $\frac{1}{4}$ Right-of-Way Idaho 03108 to M. J. Smith.

Sincerely yours,

Mitchell H. Sloan

Michael T. Solan
Land Office Manager

cc: State Reclamation Engineer ✓

ILO-20
4-1963

30774

November 5, 1962

Re: Permit No. G-30774
Thomas Prescott

Bureau of Land Management,
P. O. Box 2237,
Boise, Idaho.

Gentlemen:

We enclose two copies of Permit No. G-30774, one
of which has been certified, to be used in connection with
Desert Land Entry filed in your office by permit holder
Thomas Prescott of 800 East A., Jerome, Idaho.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk
cc: Applicant

30774

November 5, 1962

Re: Permit No. G-30774

Mr. Thomas Prescott,
800 East A.,
Jerome, Idaho.

Dear Mr. Prescott:

We enclose Permit No. G-30774 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

By this same mail, we have sent to the Bureau of Land Management two copies of this permit, one of which has been certified, to be used in connection with the Desert Land Entry filed in that office. A copy of that letter is enclosed.

~~xxx-xxxx-xxxxxx~~ Departmental Receipt No. G-7509 which was issued covering payment in the amount of \$ 8.50 , which includes \$ 6.50 for the filing fee and \$ 2.00 for the copies sent to the Bureau of Land Management, **was given to you while in our office.**

Well logs are an important part of your recorded water right and State Statutes require that well drillers supply logs on all wells, whether irrigation, domestic, drain or stock wells, to be filed in the Department of Reclamation. In view of the rapidly increasing demand for ground water, the lowering of the ground water level, and the creation of critical ground water areas, it is important that you, as owner, make sure a log on your well is filed in this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

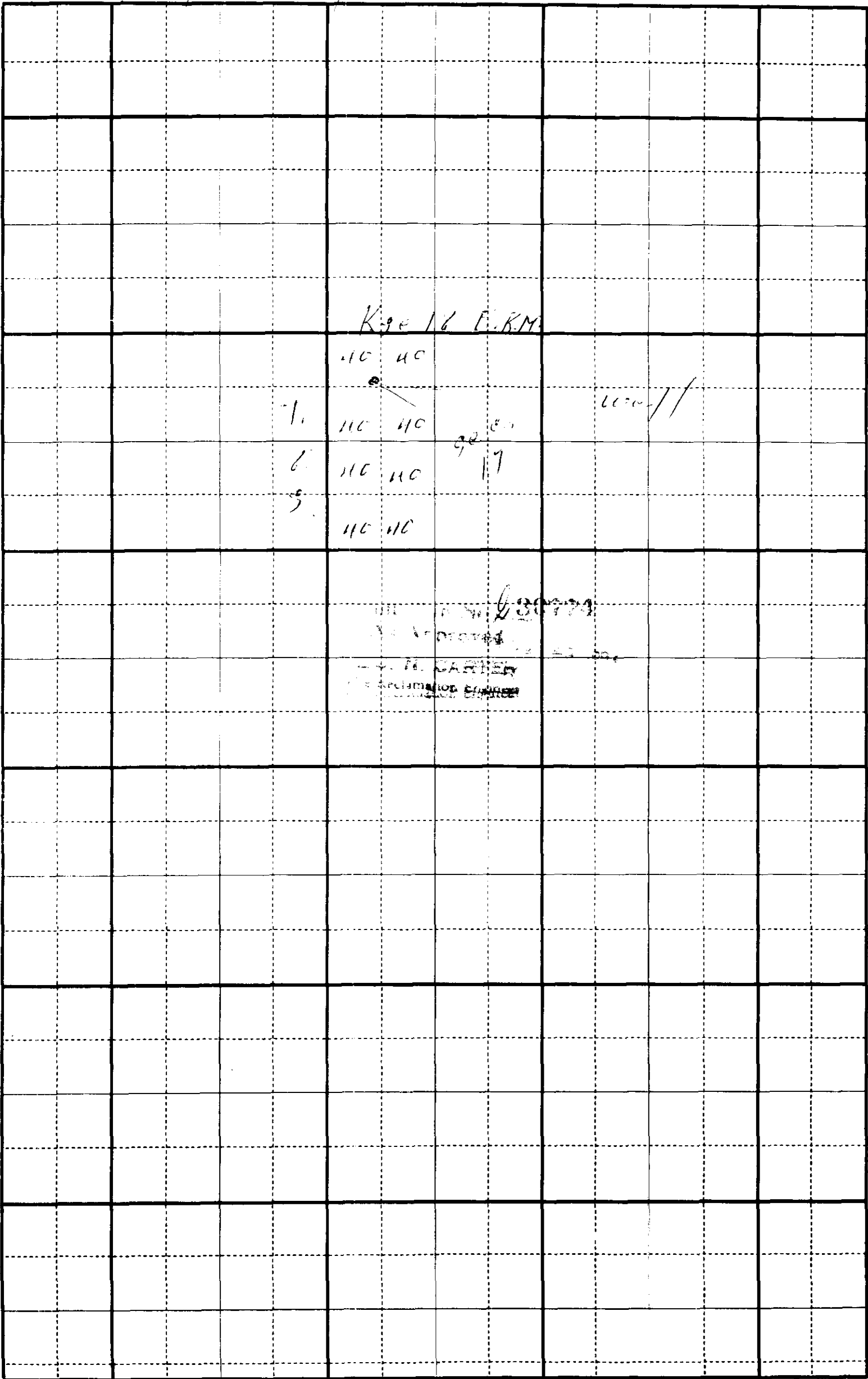
Encl.
EPR:pmk

30774

NAME OF APPLICANT

John F. Smith

Form No. 0



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

30774