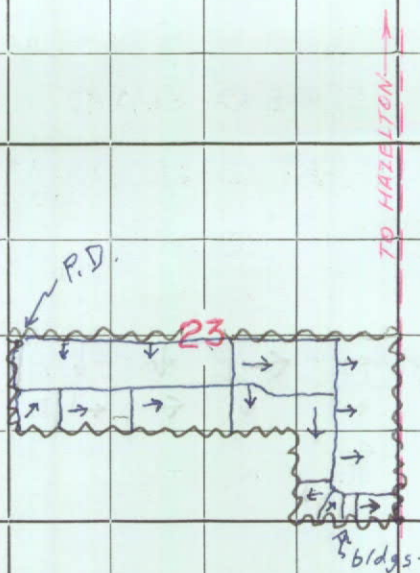


R-20 E.

T.
10
S.



Subdivisions = five

Area = 200 a.

Q = 200 inches.

Sparling meter. 220" measured

**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 14th day of November, 1955, at Twin Falls, County of Twin Falls, State of Idaho, before Edward Babcock, Notary Public, in Fidelity National Bank Bldg., proof will be submitted of the completion of works for the diversion of Four cubic feet per second of the waters of a well in the NW 1/4 SW 1/4 Sec. 23, Twp. 10 S., R. 20 E. B. M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G.22235 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 Emmett E. Bauer, P. O. Box 57, Filer, 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 Four 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 four cubic feet per second.

4. The place where said water is used is The North one half of the Southwest Quarter (N 1/2 SW 1/4), the North one half of the Southeast Quarter (N 1/2 SE 1/4) and the Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4), all in Section Twenty-three (23), Township ten (10) South, Range Twenty (20) E. B. M., in Jerome County, Idaho.

5. The date of priority which said user is prepared to establish is July 5, 1951.

MARK R. KULP,
State Reclamation Engineer.
(Pub. Oct. 13, 20, 27; Nov. 3, '55)

AFFIDAVIT OF PUBLICATION

Emmett E. Bauer Publisher of the First Segregation News, Hazelton, Idaho, hereby certifies that the attached Legal Notice was published in the aforesaid newspaper of general circulation in Jerome County, State of Idaho, for 4 consecutive weeks. The first insertion appearing in the issue of Oct. 13 1955, and the last insertion in the issue of Nov. 3 1955. Said Legal Notice was published in the regular editions of the First Segregation News, and not in a supplement thereto.

It is further certified that said newspaper has been published as a weekly newspaper in said town and county, continuously and uninterruptedly for a period of more than seventy-eight consecutive weeks prior to the first publication of said above mentioned legal advertisement.

Edward Babcock
Publisher

Subscribed and sworn to before me, a Notary Public for Idaho, this 14th day of November 1955

George H. Gillingham
Notary Public

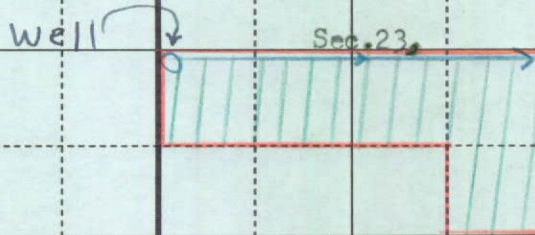
My commission expires Feb 1st 1958

G-22235

E.
NAME OF APPLICANT Emmett/Bau

Form No. 0

T 10 S - R 20 E



Permit Map No. 22235
As Approved
JUL 7 1951
MARK R. KULP
State Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. G-22235 Amount 4.0 second feet
Water District No. _____ Priority July 5, 1951

THIS IS TO CERTIFY that EMMETT E. BAUER
of _____ Filer, Idaho _____, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 5, 1951; that Permit No. G-22235
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.0 second feet, was issued thereunder on September 12, 1956, showing that said works
were completed on the 14th day of November, 1955; and that on the 14th
day of November, 1955,

EMMETT E. BAUER
of _____ FILER, 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,
~~contributory~~ (subterranean flow) _____, for the purpose of irrigation
_____, under Use Permit No. G-22235 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 5805, on the 12th day of September, 1956;
The right hereby confirmed dates from July 5, 1951;

The Point of Diversion is located
in the NW 1/4 SW 1/4, Sec. 23, Tp. 10 S., R. 20 E., B. M. 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 4.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 S.	20 E.	23	NE 1/4 SW 1/4	40	40
			NW 1/4 SW 1/4	40	40
			NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	40
			Total Number of Acres Actually Irrigated	---	200

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
12th day of September, 1956.

(SEAL) _____ MARK R. KULP
State Reclamation Engineer.

SUPPLEMENTAL

State of Idaho

License and Certificate of Water Right

Water License, No. 17830 Amount .8 second foot

Water District No. Priority December 27, 1952

THIS IS TO CERTIFY that LEROY C. HARE

of Montevue, Idaho, made application for a permit to appropriate the

public waters of the State of Idaho, dated October 4, 1933; that Permit No. 17830

was issued under said application; that Certificate of Completion of works, with a carrying capacity of

2 second feet, was issued thereunder on August 28, 1934, showing that said works

were completed on the 22 day of August, 1934; and that on the 6th

day of January, 1955,

JOHN EDWARDS (Assignee of LEROY C. HARE)

of Montevue, 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~~ (subterranean flow), for the purpose of irrigation and domestic

use, under Use Permit No. 17830 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 5806, on the 20th day of September, 1956;

The right hereby confirmed dates from December 27, 1952;

The Point of Diversion is located

in the SW 1/4 SE 1/4, Sec. 17, Tp. 8 N., R. 34 E., B. M. Jeffer/son 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 .8 cubic foot per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 N.	34 E.	17	NE $\frac{1}{4}$ SE $\frac{1}{4}$	20	40
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	30	39
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	30	40
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	20	<u>35</u>
			Total Number of Acres Actually 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

20th day of September, 1956.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

36-2144

Application No. G- 29964
 Permit No. G- 22235
 District No.

1. Name of Applicant: **EMMETT E. BAUER**
 Postoffice address: **Box 57, Filer** County: **Twin Falls** State: **Idaho**
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second: **4.0** or Idaho
 Miners' inches **200** or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Subterranean, by pumping through a drilled well**
4. Location of point of diversion or well is in the **NW** $\frac{1}{4}$ of the **SW** $\frac{1}{4}$ of Section **23**
Twp. 10 S., Rge. **20 E.**, B.M., County of **Jerome**
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 $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: **Drilled well, cased, and equipped with a turbine type pump**
8. Estimated cost of works: **\$ 5,000.00**
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 **Five (5)** 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.

This application is to be used for the irrigation of vacant federal land, as applied for under desert entry in the Idaho Land & Survey Office, Boise, Idaho. The agricultural development of the land will be by irrigation thus making beneficial use of the land and water.

EMETT E. BAUER *Applicant.*

Date of first receipt at Department of Reclamation: 2:40 P. M. July 5, 1951

Returned to applicant for correction:

Corrected application received:

The number of this permit is G-22235

Recorded in Book 79 Page 22235 Approved July 7, 1951

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 **September 7, 1951** 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 **January 7, 1954**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before **July 7, 1956**

Witness my hand this 7th day of July, 1951

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 7th
day of July, 1951.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

By **LEN JORDAN**

Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
10 S.	20 E.	23									40	40			40	40	40	200	
Permit No. G-22235 CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that EMMETT E. BAUER of Filer, County of Twin Falls, and State of Idaho, the holder of Permit No. G-22235, issued upon Application No. G-29964 bearing date of priority of July 5, 1951, authorizing the diversion of 4.0 second feet of the waters of a well (subterranean flow), 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 4.0 second feet of the waters of said well; that the point of diversion of said waters is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23, Township 10 South, Range 20 East, B.M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, Township 10 South, Range 20 East, B.M.																			
Witness my hand this 12th day of September, A. D. 1956.																			
MARK R. KULP State Reclamation Engineer																			
Proof of completion of works made November 14, 1955 Certificate of Completion of Works issued September 12, 1956.																			
LICENSE ISSUED FOR 4.0 SEC. FY. 1956-58-59																			

LICENSE ISSUED FOR 4.0 SEC. FT.

Page 5805

**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 14th day of November, 1955, at Twin Falls, County of Twin Falls, State of Idaho, before Edward Babcock, Notary Public, in Fidelity National Bank Bldg., proof will be submitted of the completion of works for the diversion of Four cubic feet per second of the waters of a well in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23, Twp. 10 S., R. 20 E. B. M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G.22235 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 Emmett E. Bauer, P. O. Box 57, Filer, 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 Four 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 four cubic feet per second.

4. The place where said water is used is The North one half of the Southwest Quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$), the North one half of the Southeast Quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$) and the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$), all in Section Twenty-three (23), Township ten (10) South, Range Twenty (20) E. B. M., in Jerome County, Idaho.

5. The date of priority which said user is prepared to establish is July 5, 1951.

MARK R. KULP,
State Reclamation Engineer.
(Pub. Oct. 13, 20, 27; Nov. 3, '55)

G-22235

September 27, 1956

RE: Permit No. G-22235

Mr. Emmett E. Bauer
Box 57
Filer, Idaho

Dear Mr. Bauer:

We enclose Certificate of Completion of Works also License and Certificate of Water Right issued on your Permit No. G-22235 confirming your right to the use of 4.0 second feet of water from a well located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23, Township 10 South, Range 20 East, B.M., with priority of July 5, 1951, for irrigation of land in the N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, same Township and Range.

We also enclose departmental receipt No. G-2118 for the \$15.00 completion of works and License fees.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

hll
Enc.

G-22235

August 1, 1956

RE: Permit No. G-22235

Mr. Emmett E. Bauer
P. O. Box 57
Filer, Idaho

Dear Mr. Bauer:

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-22235 which shows that your well in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23, Township 10 South, Range 20 East, B.M., will deliver 200 inches or $\frac{1}{4}$ second feet of water which has been used to irrigate 200 acres of land in the N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, Same Township and Range.

A Certificate of Completion of Works and License can, therefore, be issued for $\frac{1}{4}$ second feet of water upon receipt of the statutory fees amounting to \$5.00 completion of works fee and \$10.00 license fee, or a total of \$15.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll

G-22235



ROBERT E. SMYLLIE
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

August 1, 1956

RECEIVED
SEP 12 1956
Department of Reclamation

Per. issued

RE: Permit No. G-22235

Mr. Emmett E. Bauer
P. O. Box 57
Filer, Idaho

Dear Mr. Bauer:

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-22235 which shows that your well in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23, Township 10 South, Range 20 East, B.M., will deliver 200 inches or 4 second feet of water which has been used to irrigate 200 acres of land in the N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, Same Township and Range.

A Certificate of Completion of Works and License can, therefore, be issued for 4 second feet of water upon receipt of the statutory fees amounting to \$5.00 completion of works fee and \$10.00 license fee, or a total of \$15.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

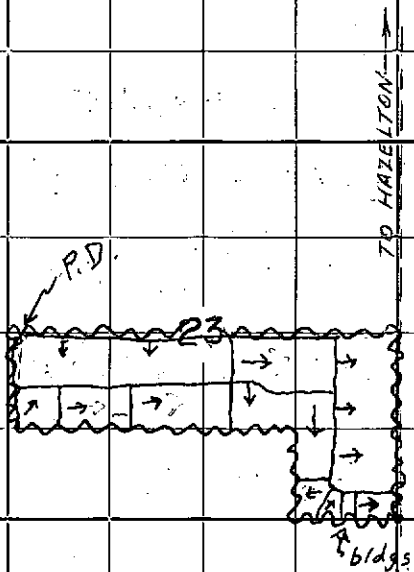
Edna F. Rutledge
Chief Clerk

R:hll

G-22235

R-20 E.

T.
10
S.



Subdivisions = five
Area = 200 a.
Q = 200 inches.

Sparling meter 220" measured

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-22235

REPORT ON PROOF OF Completion of Works & Beneficial Use

EMMETT E. BAUER, P. O. Box 57, Filer, Idaho

4. cfs
mrr

appl 4.0 cfs
Sub. 5-
acres 200

Emmett E. Bauer
P.O. Box 57, Filer, Idaho
Permit No. G-22235

145 W. Filer
Examination for Completion of works
and Beneficial use

County..... Jerome

23-105-205

Q = 40 cfs.

S = Well.

P.D. = NW. SW., Sec. 23, T. 10 S., R. 20 E.

Use = Irrigation

5 g. 1 m. 23
113 sec.

220" 60°

Priority = July 5, 1951
Due = July 7, 1956

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.

RECEIVED
JUL 23 1956

Department of Reclamation

200 by G. E. 440 v.
230 R, 1775 ft
RKT 304004

Lapier B. Turb. # 20408

G. E. & Bulldog Controls

on panel to W. 6'

no protect. 8' x 8' Cove

del. to E. thru 8' x 10" pipe
into Cove box. 3' W x 4' L
x 2' deep. to feed by pen
ditch

43.5' x 16" ccd 40'

341 = 4.

3' old

Col = 10" x 357'

14" grade

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

Permit No. G-22235

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

1. Name of applicant Emmett F. Bauer, Box 57, Filer, Idaho

2. Source of water supply: Subterranean from a well

3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 23

T10 S. R. 20 E. County of Jerome

4. Describe works as they exist, giving dimensions and capacities of same: 200 hp G.F. Motor

RKT 30400 Layne Bowler Turbine #20408

Delivery thru 10" x 8' pipe to East into concrete heading
to fields by gravity.

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):

North Half SW $\frac{1}{4}$ and North Half SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23,

Twp. 10 South, Range 20 East, B. M.

See 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: Mr Bauer along

This examination was made on the 6 day of July, 1956.

(Signed) E. M. Humphrey Examiner.

G-22235

June 28, 1956

RE: Permit No. G-22235

Mr. Emmett E. Bauer
P. O. Box 57
Filer, Idaho

Dear Mr. Bauer:

State law requires that a field inspection be made on any permit being brought to license within the State of Idaho.

I intend to make inspection in connection with your permit on Friday morning, July 6, at 8:00 A.M.

Please be prepared to accompany me on the inspection.

I will drive to the place where the well is located if I do not contact you sooner.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:hll

G-22235

✓
November 18, 1955

RE: Permit No. G-22235

Mr. Roy E. Smith
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Smith:

We acknowledge receipt of your letter of November 16, 1955, enclosing depositions of Emmett E. Bauer and two witnesses also Affidavit of Publication in the First Segregation News all in proof of Completion of Works and Beneficial Use on Permit No. G-22235.

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. Bauer at the time he makes the examination in order that he may arrange to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu

CC: Mr. Emmett E. Bauer

G-22235

ROY E. SMITH
LAWYER
TELEPHONE 800
FIDELITY BANK BUILDING
TWIN FALLS, IDAHO

November 16,
1955.

Department of Reclamation,
State House,
Boise, Idaho.

Re: Permit No. G-22235
Emmett E. Bauer.

Dear Sirs:

Enclosed herewith please find depositions of Mr. Bauer and witnesses Ernest G. Payton and Ralph H. Assendrup, taken before Mr. Edward Babcock, Notary Public pursuant to notice of publication, together with the affidavit of publication executed by the Publisher of the First Segregation News, Hazelton, Idaho.

Yours very truly.

Roy E. Smith

RES/hm

RECEIVED
NOV 18 1955
Department of Reclamation

142

G-22235

**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 14th day of November, 1955, at Twin Falls, County of Twin Falls, State of Idaho, before Edward Babcock, Notary Public, in Fidelity National Bank Bldg., proof will be submitted of the completion of works for the diversion of Four cubic feet per second of the waters of a well in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23, Twp. 10 S., R. 20 E. B. M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G.22235 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 Emmett E. Bauer, P. O. Box 57, Filer, 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 Four 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 four cubic feet per second.

4. The place where said water is used is The North one half of the Southwest Quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$), the North one half of the Southeast Quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$) and the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$), all in Section Twenty-three (23), Township ten (10) South, Range Twenty (20) E. B. M., in Jerome County, Idaho.

5. The date of priority which said user is prepared to establish is July 5, 1951.

MARK R. KULP,
State Reclamation Engineer.
(Pub. Oct. 13, 20, 27; Nov. 3, '55)

AFFIDAVIT OF PUBLICATION

Emmett E. Bauer Publisher of the First Segregation News, Hazelton, Idaho, hereby certifies that the attached Legal Notice was published in the aforesaid newspaper of general circulation in Jerome County, State of Idaho, for 4 consecutive weeks. The first insertion appearing in the issue of Oct. 13 1955, and the last insertion in the issue of Nov. 3 1955. Said Legal Notice was published in the regular editions of the First Segregation News, and not in a supplement thereto.

It is further certified that said newspaper has been published as a weekly newspaper in said town and county, continuously and uninterruptedly for a period of more than seventy-eight consecutive weeks prior to the first publication of said above mentioned legal advertisement.

Emmett E. Bauer
Publisher

Subscribed and sworn to before me, a Notary Public for Idaho, this 14th day of November 1955

Edw. Babcock
Notary Public

My commission expires Feb. 1st 1958

G-22235

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-22235

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. Emmett E. Bauer, 716 Yakima Ave., Filer, Idaho. I am a farmer, Post office address
P.O. Box 57, Filer, Idaho.

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

Ans.

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

Ans. G-22235, July 7, 1951 July 7, 1951

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

Ans. Deep well situated 14 feet from north line and approximately 45 feet east of the west line of the Northwest quarter of the Southwest quarter of Sec. 23-10-20.

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. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. 18' well, 435 feet deep, cased 39 ft to rock, turbine pump, 6 stage 14 inch bowls, 350 ft 10 inch column, 200 h.p. Electric Motor, such equipment producing 200 inches or 4 second feet, of water. Engineers who installed equipment determined volume of production which applicant from experience of many years is convinced is correct. The water stands in well at depth of 341 feet and when pumped draws down to 343 feet.

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

Ans. All of the 4 second feet diverted is used for irrigating all of the N.W. $\frac{1}{4}$ & N.E. $\frac{1}{4}$ of S.W. $\frac{1}{4}$ and the N.W. $\frac{1}{4}$, the N.E. $\frac{1}{4}$ & S.E. $\frac{1}{4}$, of the S.E. $\frac{1}{4}$, all in Section 23, Township 10 Range 20 E.B.M. each subdivision containing approximately 40 acres and all being irrigated except the portion of S.E. $\frac{1}{4}$ of S.E. $\frac{1}{4}$ occupied by the improvement buildings. All the land is cultivated, no natural meadow, improvements consist of 2 rm fr. dwelling, frame and galvanized machine shed, 24x48, 1600 ft of 14 inch concrete pipe line to avoid wasting of water on adjacent premises, ditch system and concrete gates and checks. Other improvements consist of power line, well and pump, the total cost of which approximates \$20,000.00 including installation of pump.

G-22235

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. The water diverted under the above numbered permit has been used in irrigating the 200 acres hereinbefore described during crop seasons of 1953, 54 and 55 during which years all of said land has been farmed and has produced better than average crops of wheat, beans, clover and potatoes.

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. no water except that diverted under this permit is available for or used on the lands described.

(Sign) _____

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 Twin Falls County of Twin Falls

State of Idaho, on this 14th day of November, A. D. 1955.

Edward P. Brock
Notary Public for Idaho residing at Twin Falls, Idaho.

My commission expires Jan 26 1954

22235

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-22235

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. Ralph H. Assendrup, 43 years of age, R.F.D. 1, Filer, Idaho., Farmer,
three miles north of Curry, Twin Falls County, Idaho., Postoffice address, Filer,
Idaho.

Ques. 2. Are you acquainted with Emmett E. Bauer, the
holder of Permit No. G-22235? How long have you known him and where does
he reside?

Ans. I know Emmett E. Bauer and have known him 22 years. He resides 716 Yakima Ave.,
Filer, Idaho

Ques. 3. Have you read or heard read said Permit No. G-22235, 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 con-
veying water from point of diversion to place of use.

Ans. The source is a deep well, situated in the northwest corner of the Northwest
Quarter of the Southwest Quarter of Section 23, Township Ten, Range 20 E.B.M., the well
being 18" in diameter, 435 feet deep, in which is installed a turbine pump with 200 H.P.
Motor, the water pumped being conveyed by gravity through system of ditches to the land
irrigated, the power used being electricity.

Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?

Ans. Four second feet.

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. Four second feet estimated through knowledge acquired through 25 years exper-
ience in actual irrigation and use of water.

G-22235

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. The water is used in irrigating 200 acres being described as the Northeast Quarter and the Northwest Quarter, of the Southwest Quarter, and the Northeast Quarter, the Northwest Quarter and the Southeast Quarter, or the Southeast Quarter, all in Section Twenty-three, Township Ten, Range 20, Jerome County, Idaho, each subdivision containing 40 acres and all of each subdivision being farmed and irrigated. All cultivated land. Improvements consist of 2 room house, 24x48 machine shed, well & pump, 1600 ft pipe line for waste water and ditches equipped with concrete checks.

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

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. Good, fertile, deep soil requiring one miners inch to the acre for maximum results.

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

Ans. None.

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 been on the land numerous times during the irrigation and farming seasons of 1953, 1954 and 1955 and have seen the water applied to all of the lands consisting of the entire 200 acres each year and have seen the crops grown on the lands each year. I never kept any written record of the specific dates but was there at least four to six different times each irrigation season.

(Signed) Ralph H. Asendrup

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 Twin Falls, County of Twin Falls, State of Idaho, on this 14th day of November, A. D. 19 55.

Edward Babcock
Notary Public.

My commission expires Jan 24th 1966

S-22231

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-22235.....

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. Ernest G. Payton, I am 55 years of age, reside at ranch two miles east of Filer, Idaho, I am a farmer by occupation and my post office address is Rt. 2, Filer, Idaho.

Ques. 2. Are you acquainted with Bennett E. Bauer, the holder of Permit No. G-22235? How long have you known him and where does he reside?

Ans. Yes, I have known him about thirty years. He resides at 716 Yakima Ave., Filer, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-22235, 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. Deep Well, situated in the Northwest corner of the Southwest Quarter of Section 23, township 10, Range 20 E.B.M. Jerome County, Idaho, with turbine pump installed driven by 200 H.P. Electric Motor, with 10 or 12 inch discharge pipe from pump, with the water conveyed by gravity through a system of ditches to the lands watered.

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. Four second feet.

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. Four second feet. I estimated the amount of water by relying on my experience as an irrigator and ranch operator gained over a period of 38 years in Southern Idaho.

G-22235

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. The water from the well is used for irrigation of the Northwest Quarter and the Northeast Quarter, of the Southwest Quarter, and the Northwest Quarter, the Northeast Quarter, and the Southeast Quarter, of the Southeast Quarter, all in Section 23, Twp. 10, Range 20 E.B.M., all of each subdivision of forty acres, being irrigated except where occupied by improvements and roads. All cultivated land. Improvements consist of 2 rm. fr. house, 24x48 machine shed, well & pump and 1600 ft concrete pipe line for waste water together with system of ditches. Pipe line prevents waste on adjacent land.

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

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. Deep Portneuf loam. An inch to the acre or four second feet would in my judgment be required for best results.

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

Ans. none

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 been on the described land at least three times each irrigation season during 1953, 1954 and 1955 and saw all the land irrigated, farmed and in crop each year, watered by the water pumped from the well on the land.

(Signed)

Ernest G. Layton

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 Twin Falls, County of Twin Falls, State of Idaho, on this 14th day of November, A. D. 1955.

Edward P. Burch

Notary Public.

My commission expires Jan 24th 1956

G-22235

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. G-22235

Date: October 10, 1955

First Segregation News

Hazelton, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to November 14, 1955 the date set for proof, the expense of the publication to be paid by the applicant, Emmett E. Bauer of P.O.Box 57 Filer, 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,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

*This Acknowledges receipt of
Emmett E. Bauer legal-copy
of first issue inclosed.*

Thank you

Chas. J. [Signature]

G-22235

RECEIVED
OCT 19 1955
Department of Reclamation

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

Notice is hereby given that at 10 o'clock M., on the 11th day of November, 1955, at Twin Falls, County of Twin Falls, State of Idaho, before Edward Babcock, Notary Public, in Fidelity National Bank Bldg., proof will be submitted of the completion of works for the diversion of Four cubic feet per second of the waters of NW 1/4 Sec. 23, Twp. 10 S., R. 20 E.B.M. ~~underground~~ a well in the / and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G.22235 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 Emmett E. Bauer, P.O. Box 57, Filer, 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 four 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 four cubic feet per second.

4. The place where said water is used is The North one half of the Southwest Quarter (N 1/2 SW 1/4), the North one half of the Southeast Quarter (N 1/2 SE 1/4) and the Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4), all in Section Twenty-three (23), Township Ten (10) South, Range Twenty (20) E.B.M., in Jerome County, Idaho.

5. The date of priority which said user is prepared to establish is July 7⁵ 1951.

MARK R. KULP

State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. G-22235

Date: October 10, 1955

First Segregation News

Hazelton, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **November 14, 1955** the date set for proof, the expense of the publication to be paid by the applicant, **Emmett E. Bauer** of **P.O.Box 57 Filer, 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,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

G-22235

October 10, 1955

RE: Permit No. G-22235

Mr. Roy E. Smith
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Smith:

Your letter of October 6 enclosing notice for proof of completion of works and beneficial use on Permit No. G-22235 of Emmett E. Bauer has been brought to my attention this morning.

Since date of publication of the First Segregation News is Thursday of each week, which usually means that the paper goes to press the day before, we are afraid the notice cannot reach them in time for publication this week.

Assuming that the first publication will be on October 20, we have set the date for making proof November 14, 1955, and are sending a copy to the First Segregation News with instructions to publish once a week for four weeks prior to that date and to send Mr. Bauer the affidavit of publication together with statement of costs.

We enclose the forms of deposition to be executed by Mr. Bauer and two disinterested witnesses in making these proofs before Mr. Edward Babcock, Notary Public.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

4-22235
A:hll
Enc.

ROY E. SMITH
LAWYER
TELEPHONE 800
FIDELITY BANK BUILDING
TWIN FALLS, IDAHO

RECEIVED
OCT 7 1955
Department of Reclamation

October 6,
1955.

Department of Reclamation,
State House,
Boise, Idaho.

Re: Permit No. G-22235
Emmett E. Bauer.

Dear Sirs:

Enclosed herewith find authorization for publication of the enclosed notice in First Segregation News, Hazelton, Idaho, the notice being in duplicate. We have left the date of the taking of the proof blank and will ask you to fill it in to conform to the time required for publication. As you no doubt know the First Segregation News is published on Thursday of each week.

Very truly yours,

Roy E. Smith

RES/S

A.S. You may if you wish mail to me the blanks upon which the testimony is to be taken and I will hand them to Mr. Baercock
R.E.S.

G-22235

11-14

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date).....October 6, 1955.....

(P. O.).....Twin Falls, 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
First Segregation News..... of Hazelton..... published in
the county in which the works are situated.

Emmett H. Bauer

(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.

9-22235

September 19, 1955

RE: Permit No. G-22235

Mr. Roy E. Smith
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Smith:

In reply to your letter of September 17, we enclose form for notice in connection with proof of completion of works and beneficial use on Permit No. G-22235 of Emmett E. Bauer.

Both copies of Form 36 to be completed setting the time and place and naming the Notary Public before whom the proof is to be made.

It will be all right for Mr. Bauer to make the proof in Twin Falls before Edward Babcock, Notary Public, but of course the publication will have to be made in Jerome County.

Both copies of Form 36 to be returned to this department together with Form 11 which is authorization for us to have the notice published at Permit Holder's expense in the designated county newspaper.

We shall then send a copy of the notice with instructions in regard to publishing and shall send you or whomever you designate, the forms of deposition to be executed by Mr. Bauer and his two witnesses in making these proofs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

G 22235

ROY E. SMITH
LAWYER
TELEPHONE 800
FIDELITY BANK BUILDING
TWIN FALLS, IDAHO

September 17,
1955.

Department of Reclamation,
State House,
Boise, Idaho.

Gentlemen:

Mr. Emmett E. Bauer, of Filer, Idaho, is ready to make proof of completion of works and of beneficial use in connection with Permit No. G-22235 and we would appreciate it if you would furnish us with the necessary blanks and notice for publication.

We assume publication should be made in Jerome County where the lands are situated and in First Segregation News, at Hazelton. Inasmuch as Mr. Bauer lives in this County, and the witnesses can conveniently attend in Twin Falls, could the proof be taken in this City and County before Edward Babcock, Notary Public?

Very truly yours,

RES/S

Roy E. Smith

RECEIVED
SEP 19 1955
Department of Reclamation

G-22235

✓
October 4, 1954

Re: Permit No G-22235

Mr. Roy Smith
Attorney at Law
Twin Falls, Idaho

Dear Mr. Smith:

After your call by phone, I have checked the file on Permit No. G-22235 and find that it is not due until July 7, 1956, and that there has been no published notice nor proof of completion of works or beneficial use submitted on this Permit.

As a rule, inspection and measurement of flow is never made until after the proofs have been submitted to this department and license cannot be issued until after all proofs have been made and the inspection report turned in.

If Mr. Bauer has made full and complete use of all the water from the well and has irrigated all of the land he intends to irrigate under this Permit, he is ready to make completion of works and beneficial use proofs, if he so desires. In which case, he should send a letter to this department notifying them of same after which he will be sent the necessary forms and instructions for completing his proofs.

I have checked with the inspector for the Bureau of Land Management regarding requirements for patents on desert entries in Idaho and he informed me that if the land covered by the desert entry filing is being irrigated and is producing crops in a satisfactory manner and the well is the only source of water, he can make a report such that it will not be necessary to furnish evidence of a water right by license before patent is issued.

Yours truly,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey, Deputy State Reclamation Engineer

cc: H:hl
Mr. Emmett E. Bauer

July 12, 1951

Re: Permits Nos. G-22235 and G-22236

Mr. Harley M. McDowell
Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We enclose Permit No. G-22235 in the name of Emmett E. Bauer and Permit No. G-22236 in the name of Effie Mae Bauer, and direct their attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose two copies of each of these Permits, one certified, to be used in connection with their desert claims filed in the Idaho Land and Survey Office.

We also enclose Departmental Receipt No. 23529 for \$16.25, which includes filing fees of \$12.25 and \$4.00 for the additional copies.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hh
Enc.

G-22235

NAME OF APPLICANT ^{E.} Emmett/Bau

Form No. 0

T 10 S - R 20 E

well

Sec. 23

Permit Map No. ~~4-2223~~
As Approved
JUL 7 1951
MARK R. KULP
Reclamation Engineer

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