State of Idaho
License and Certificate of Water Right

Water License No. 19816

Water District No.

Amount 1.3 second feet

Priority April 26, 1946

THIS IS TO CERTIFY that PAUL SCHNELL of Rogerson, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 26, 1946; that Permit No. 19816 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 10 second feet, was issued thereunder on August 23, 1952, showing that said works were completed on the 15th day of February, 1952; and that on the 4th day of May, 1953,

ANNA SCHNELL, Surviving widow of Paul Schnell of Rogerson, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of an unnamed stream, ~~tributary to~~ (waste water), for the purpose of irrigation, under Use Permit No. 19816 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses at page 5189, on the 25th day of November, 1953;

The right hereby confirmed dates from April 26, 1946;

The Point of Diversion is located in the NW ¼ SE ¼, Sec. 35, Tp. 14 S., R. 15 E., B. M. County Twin Falls

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 1.3 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 S.	15 E.	14	NE¼ NE¼	40	--
			SE¼ NE¼	40	8
			NW¼ NE¼	40	10
			SW¼ NE¼	40	40
			NE¼ NW¼	40	7
			NW¼ NW¼	40	--
			S½ NW¼	80	--
			Number of Acres Actually Irrigated		65

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 25th day of November, 1953.

MARK R. KULP
State Reclamation Engineer.

(SEAL)

47-2236

No. 19816

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

Application No. 27359
Permit No. 19816
District No.

1. Name of Applicant: PAUL SCHNELL

Postoffice address: Rogerson County: Twin Falls State: Idaho

I. If applicant is a corporation, give:
(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:

2. Quantity of water claimed: Not to exceed ten (10) cubic feet per second.
3 c.f.s. waste water; 7 c.f.s. wells

3. Source of water supply: Waste water from springs & wells which is a tributary of

4. Location of point of diversion: feet distant from the corner of Section , T. , R. , B. M., and is in the approx. center of Section 35 , T.14 S. , R.15 E. , B. M., County of Twin Falls

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:
(a) Point of use of water: feet distant from corner of Section T. , R. , B. M., in the of Section , T. , R. , B. M.
(b) Amount of power generated: H. P., under feet head.
(c) Water is to be returned to at a point feet distant from the corner of Section , T. , R. , B. M., in the of Section , T. , R. . B. M.

7. Estimated cost of works: $ 1,500.00

8. Kind of works: Ditches

9. Height of dam feet; length of dam at top feet; length of dam at bottom feet; material used in dam:

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

11. Ditch: Width at bottom 2 feet; width at water line 2 feet; depth of water 1 feet;
dimensions of flume:
Diameter of pipe inches; length of conduit miles.
Average grade per mile feet.

12. The time required for the completion of such work is Three (3) years.

13. The time required for the complete application of the water to the proposed use is Two (2) additional years.

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

15. (a) Is reservoir to be used? Yes If so, fill in (b) and (c) below.
(b) Name of Reservoir and number of Storage Permit: To be on his property
(c) Date of filing of Application for Storage Permit and Name of Applicant: No application yet filed

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.

PAUL SCHNELL *Applicant.*

By *Agent.*

Date of first receipt at Department of Reclamation: 3:15 P. M. April 26, 1946

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 19816
Recorded in Book 71 Page 19816 Approved May 4, 1946
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 July 4, 1946 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before November 4, 1947
The whole of said work to be completed on or before May 4, 1949
Beneficial use of water appropriated in accordance herewith, to be made on or before May 4, 1951

Witness my hand this 4th day of May, 1946

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ARNOLD WILLIAMS, 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 4th day of May, 19 46

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS
Secretary of State.

By ARNOLD WILLIAMS
Governor

Remarks: There is about 150 inches of waste water coming off the Utah Construction Co. land in Section 35, Township 14 South, Range 15 East, B.M., in Twim Falls County, Idaho, from two springs. Applicant wants to file on this and on water he hopes to tap by the drilling of several wells on his private lands described on the opposite page.
14. The two springs are on Federal land and a State school section and run into the U. C. property (Continued below)

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14 S.	15 E.	15			x	x			x	x	x	x	x	x	x	x	x	x	480
		14	x	x	x	x	x	x	x	x	x	x	x		x	x	x	x	600
		21	x			x	x	x	x	x									240
		22	x	x	x	x	x	x	x	x	x	x	x	x	x	x	x	x	640
		23					x	x	x		x	x	x	x					280
		26												x	x		x	x	160
		35		x	x		x			x									160
																			-2560

Total Number of Acres to be Irrigated - - -

14-A: Existing water rights and/or valid permits appurtenant to the lands to be irrigated are . Salmon River Canal Company serves $N\frac{1}{2}$ $NE\frac{1}{4}$ and $NE\frac{1}{4}$ $NW\frac{1}{4}$ 14-14-15

REMARKS (Continued) now owned by Fred Hoops of Twin Falls, Idaho, and on which he has a water right. It is only the waste water coming onto applicant's lands on which he wishes to file,
Location of points of diversion- Diversion No. 1- About the center of Sec. 35 in $N\frac{1}{2}$ Sec. 35
" No. 2- $SE\frac{1}{4}$ $NW\frac{1}{4}$ Sec. 35
" No. 3- $SW\frac{1}{4}$ $NE\frac{1}{4}$ Sec, 35
" No. 4- $NE\frac{1}{4}$ $NW\frac{1}{4}$ Sec. 35
" No. 5- $NW\frac{1}{4}$ $NE\frac{1}{4}$ Sec. 35
" No. 6- $SE\frac{1}{4}$ $SW\frac{1}{4}$ Sec. 26
" No. 7- $SW\frac{1}{4}$ $SE\frac{1}{4}$ Sec/ 26
" No. 8- $SE\frac{1}{4}$ $SE\frac{1}{4}$ Sec. 26; All in Twp. 14 S ., R. 15 E., B.M.

APPROVAL OF STATE RECLAMATION ENGINEER

I, State Reclamation Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 19816, to May 4, 1951.

Witness my hand this 17th day of June, 1949.

MARK R. KULP
State Reclamation Engineer

Filed
S. T. Hamilton June 18, 1951
Probate Judge

IN THE PROBATE COURT OF TWIN FALLS COUNTY, STATE OF IDAHO.

IN THE MATTER OF THE ESTATE OF)
)
Paul Schnell,) DECREE OF FINAL DISTRIBUTION.
)
Deceased.)

This cause came on regularly to be heard, before the above entitled Court, at the Court Room thereof, in the County Court House, in the County of Twin Falls, State of Idaho, upon this 18th day of June, 1951, at the hour of 10:00 o'clock A.M. of said day, upon the petition of Anna Schnell, as administratrix of the estate of Paul Schnell, deceased, for the final distribution of said estate. ********** And the Court, being now fully advised in the premises, makes and enters its judgment and decree as follows:

Wherefore, by virtue of the law and by reason of the premises, aforesaid, it is hereby ordered, adjudged and decreed as follows:

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3. That all of the property, hereinafter described, and each part thereof, and all other property of said decedent and said estate, whether described herein or not, and each part thereof, was and is the community property of said Paul Schnell and his surviving wife, Anna Schnell, and that said Anna Schnell is entitled to the distribution to her of the entire residue of said estate, and each part thereof.

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6. That the residue of the estate of said Paul Schnell, deceased, as hereinafter described, and all other property of said decedent and said estate, whether described herein or not, be, and the same is hereby, distributed, according to law, unto Anna Schnell, a widow, the surviving wife of said decedent. The residue of the estate of said Paul Schnell, deceased, so distributed to said Anna Schnell, as aforesaid, so far as the same is known, is described as follows, to wit:

That certain real property, lying, situate and being in Twin Falls County, State of Idaho, particularly described as follows:

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The $SW\frac{1}{4}$ of $SE\frac{1}{4}$ of section one, and the $SE\frac{1}{4}$ of $SW\frac{1}{4}$ of section one, and the $N\frac{1}{2}$ of section eleven, and the $SE\frac{1}{4}$ of section eleven, and the $W\frac{1}{2}$ of section twelve, and the $W\frac{1}{2}$ of $E\frac{1}{2}$ of section twelve, and the $E\frac{1}{2}$ of $SE\frac{1}{4}$ of section twelve, and the $W\frac{1}{2}$ of $NE\frac{1}{4}$ of section thirteen, and the $N\frac{1}{2}$ of section fourteen, and the $N\frac{1}{2}$ $SE\frac{1}{4}$ of section fourteen, and the $NE\frac{1}{4}$ $SW\frac{1}{4}$ of section fourteen, and the $SW\frac{1}{4}$ $SE\frac{1}{4}$ of section fourteen, all in township fourteen South, range fifteen East of the Boise Meridian; together with all water rights thereunto belonging or in any wise appertaining, including a water right evidenced by 1118.13 shares of the capital stock of the Salmon River Canal Company, Limited, and also said shares of stock; together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining.

The $S\frac{1}{2}$ $SW\frac{1}{4}$ $SW\frac{1}{4}$ of section fourteen, and the $S\frac{1}{2}$ $NE\frac{1}{4}$ of section fifteen, and the $S\frac{1}{2}$ of section fifteen, and the $NE\frac{1}{4}$ of section twenty-one, and the $N\frac{1}{2}$ $SE\frac{1}{4}$ of section twenty-one, and all of section twenty-two, and the $W\frac{1}{2}$ $W\frac{1}{2}$ of section twenty-three, and the $NE\frac{1}{4}$ $NW\frac{1}{4}$ of section twenty-three, all in township fourteen South, range fifteen East of the Boise Meridian; together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining.

The $NE\frac{1}{4}$ $SE\frac{1}{4}$ of section twenty-six, and the $S\frac{1}{2}$ $SE\frac{1}{4}$ of section twenty-six, and the $SE\frac{1}{4}$ $SW\frac{1}{4}$ of section twenty-six, and the $E\frac{1}{2}$ $NW\frac{1}{4}$ of section thirty-five, and the $W\frac{1}{2}$ $NE\frac{1}{4}$ of section thirty-five, all in township fourteen South, range fifteen East of the Boise Meridian; together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining.

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Done in open Court, this 18th day of June, 1951.

(SEAL)

S. T. HAMILTON
Judge of the Probate Court.

Received and filed for record in the State Department of Reclamation, at Boise, Idaho, January 7, 1952.

MARK R. KULP
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement of Permit No. 19816, Under the Provisions of Section 42-311, Idaho Code

ORDER REINSTATING PERMIT

WHEREAS, Permit No. 19816 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: May 4, 1951; and,

WHEREAS, On the 20th day of September 1951, notice to show cause why said permit should not be canceled, under the provisions of Section 42-311, Idaho Code, was duly served on the holder of said permit; and,

WHEREAS, On the 20th day of October, 1951, the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,

WHEREAS, On the 15th day of February, 1952, depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in th permit; and,

WHEREAS, After examination of the said depositions, the State Reclamation Engineer of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. 19816, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. 19816 be, and the same is, hereby reinstated, and th a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise Idaho, this 16th day of August, 1952.

E. N. HUMPHREY
Deputy State Reclamation Engineer

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 19816.

Comes now Mrs. Anna Schnell and represents to the State Reclamation Engineer of the State of Idaho:

That she is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 19816.

That the points of diversion are described in said permit as being located $SE\frac{1}{4}NW\frac{1}{4}$, $SW\frac{1}{4}NE\frac{1}{4}$, $NE\frac{1}{4}NW\frac{1}{4}$, $NW\frac{1}{4}NE\frac{1}{4}$ and center $N\frac{1}{2}$ Section 35; $SE\frac{1}{4}SW\frac{1}{4}$, $SW\frac{1}{4}SE\frac{1}{4}$ and $SE\frac{1}{4}$ $SE\frac{1}{4}$ Section 26, Township 14 South, Range 15 East, B.M.

That she now requests that the points of diversion be changed to 2 points in the $NW\frac{1}{4}$ $SE\frac{1}{4}$ of Section 35, and a point in the $NW\frac{1}{4}$ $NE\frac{1}{4}$ of Section 35, Township 14 South, Range 15 East, B.M.

That her reasons for desiring to make such change are as follows: More effective use of the water.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk

Signed at Twin Falls, Idaho, this 21st day of August, 1952.

ANNA SCHNELL

Date of receipt at Department of Reclamation Aug. 22, 1952.

APPROVAL OF STATE RECLAMATION ENGINEER

I, E. N. Humphrey, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 19816. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

E. N. HUMPHREY
Deputy State Reclamation Engineer

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that ANNA SCHNELL of Rogerson, County of Twin Falls, and State of Idaho, the holder of Permit No. 19816, issued upon Application No. 27359 bearing date of priority of April 26, 1946, authorizing the diversion of Ten (10) second feet of the waters of springs, wells and waste water, County of Twin Falls, 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 Ten (10) second feet of the waters of said springs, wells and waste water; that the points of diversion of said waters are located in the $NW\frac{1}{4}$ $SE\frac{1}{4}$ and $NW\frac{1}{4}$ $NE\frac{1}{4}$ Section 35, Township 14 South, Range 15 East, B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: $N\frac{1}{2}$, $N\frac{1}{2}$ $S\frac{1}{2}$, $SW\frac{1}{4}$ $SW\frac{1}{4}$, $S\frac{1}{2}$ $SE\frac{1}{4}$ Section 14; $S\frac{1}{2}$ $N\frac{1}{2}$, and $S\frac{1}{2}$ Section 15; $E\frac{1}{2}$ $NE\frac{1}{4}$ and $SE\frac{1}{4}$ Section 21; All of Section 22; $NE\frac{1}{4}$ $NW\frac{1}{4}$, $W\frac{1}{2}$ $NW\frac{1}{4}$ and $SW\frac{1}{4}$ Section 23; $E\frac{1}{2}$ $SE\frac{1}{4}$, $SW\frac{1}{4}$ $SE\frac{1}{4}$, $SE\frac{1}{4}$ $SW\frac{1}{4}$ Section 26; $W\frac{1}{2}$ $NE\frac{1}{4}$, $E\frac{1}{2}$ $NW\frac{1}{4}$ Section 35; All in Twp. 14 South, Range 15 East, B.M.

Witness my hand this 23rd day of August, A.D. 1952.

E. N. HUMPHREY
Deputy State Reclamation Engineer

Proof of completion of works made February 15, 1952.
Certificate of completion of works issued August 23, 1952.

LICENSE ISSUED FOR 1.3 SEC. FT.
page 5189

November 25, 1953

RE: Permit No. 19816

Mr. F. C. Sheneberger
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Sheneberger:

We enclose License and Certificate of Water Right issued on Permit No. 19816, confirming the right of Mrs. Anna Schnell to the use of 1.3 second feet of water from an unnamed stream (waste water) with point of diversion in the NW¼ SE¼ Section 35, Township 14 South, Range 15 East, B.M., and priority of April 26, 1946, for irrigation of 65 acres in the SE¼ NE¼, W½ NE¼ and NE¼ NW¼ Section 14, Township 14 South, Range 15 East, B.M.

We also enclose departmental receipt No. 26350 for the $8:00 License fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

19816

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

RECEIVED
NOV 23 53
Department of Reclamation

November 21, 1953

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

Dear Mr. Kulp; In re: Permit 19816 Anna Schnell

This will acknowledge your November 20th letter. I am enclosing my check in the amount of $8.00 and will be pleased to receive the license when issued.

Very respectfully,

F C Sheneberger

FCS:s

19816

November 20, 1953

RE: Permit No. 19816

Mr. F. C. Sheneberger
Fidelity National Bank Building
Twin Falls, Idaho

Dear Mr. Sheneberger:

We are now prepared to issue a license to Mrs. Anna Schnell, for 65 inches or 1.3 second feet of waste water with point of diversion in the NW¼ SE¼, Section 35, Township 14 South, Range 15 East, B.M., for the irrigation of 65 acres in the S½ NE¼, SE¼ NE¼ and NE¼ NW¼, Section 14, Township 14 South, Range 15 East, B.M.

The license fee will amount to $6.00, being at the rate of $2.00 for each 40 acre subdivision in which the land is located.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re
CC/ Mrs. Anna Schnell

19816

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

REPORT OF ENGINEER

PERMIT NO. 19816

REPORT ON PROOF OF Beneficial Use

See Map on C/W. Report. by Al. Larson.
It is correct also For B/U Report.

Mrs Schnella son went carefully over the C/W report with me on Aug 19th and assured me condution were the same today.

Source of water is actually waste water
The spring is considered to be caused by the waste water.

The well in S. 21 is not pumped for irrigation

Q = 65 inches
Legal Subdivisions = four.
Area = 65 acres.

Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

19816

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19816

This proof is for Beneficial Use In Water District No.

1. Name of applicant Mrs Anna Schnell, Rogerson, Idaho
2. Source of water supply: Springs, Wells, Waste Water
3. Location of point of diversion: Is in the of Section

   T. R. County of

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

5. Water is used for:

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

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):

   See C/W report

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

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

Remarks:

This examination was made on the Nov 19 day of , 1953

(Signed) E. N. Humphrey
Examiner.

19816

Permit No.....

Examination for.....

County.....

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.

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

RECEIVED
OCT 10 1953
Department of Reclamation

October 9, 1953

Mr. E. N. Humphrey
Deputy State Reclamation Engineer
Boise, Idaho.

Dear Mr. Humphrey; In re: Permit No. 19816
Anna Schnell

This is a later reply to your August 22nd letter. Thank you for helping is out. I am enclosing depositions which I hope will complete the proof and entitle Mr. Schnell to a license for 65 inshes of water. Will you please have the license mailed to my office when it is issued?

Very respectfully,

F. C. Sheneberger

FCS:s

19816

Form 16.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 19816

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Anna Schnell, Rogerson, Idaho, Rancher

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. 19816 May 4, 1946, priority, April 26, 1946

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

Ans.

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

Ans. There is a ditch from the two springs which takes the water to applicant's land through sec. 7 and 1 in 15 So. R. 15 E.B.M. and from spring in sec. 36 through sec. 35 and onto applicant's land in sec. 26 and 14 in 14 So. R. 15 E. B. M.

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. $N\frac{1}{2}$, $N\frac{1}{2}S\frac{1}{2}$, $SW\frac{1}{4}SW\frac{1}{4}$, and $S\frac{1}{2}SE\frac{1}{4}$ Section 14; $S\frac{1}{2}N\frac{1}{2}$ and $S\frac{1}{2}$ Section 15; $E\frac{1}{2}NE\frac{1}{4}$ and $SE\frac{1}{4}$ Section 21; All of Section 22; $NE\frac{1}{4}NW\frac{1}{4}$, $W\frac{1}{2}W\frac{1}{2}$ Section 23; $E\frac{1}{2}SE\frac{1}{4}$, $SW\frac{1}{4}SE\frac{1}{4}$, $SE\frac{1}{4}SW\frac{1}{4}$, Section 26; $E\frac{1}{2}NW\frac{1}{4}$, $W\frac{1}{2}NE\frac{1}{4}$ Section 35; All in Township 14 South, Range 15 East. B.M.

19816

Form 16.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 19816

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Anna Schnell, Rogerson, Idaho, Rancher

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. 19816 May 4, 1946, priority, April 26, 1946

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

The source of the water is from waste water from springs on adjoining property as noted below. The water is used for irrigation of lands as follows:
10 acres in NW¼NE¼; 40 acres in SW¼NE¼; 8 acres in SE¼NE¼; and 7 acres in NE¼NW¼ all in section 14, Range 15 E. B. M. and Township 14South.

The are two points of diversion in the NW¼SE¼ of Section 35 which pick up waste water from lands above which are watered from springs mentioned in the application, and one point of diversion being a pond in the NW¼NE¼ of Section 35, Township 14 South, Range 15 E. B. M. The water is taken from the pond by gravity.

All in Township 14 South, Range 15 East. B.M.

19816

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

Ans. none except for some stock watering

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

Ans. I can use and need all the available waste water from the springs.

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 spring water was being used long prior to April 26, 1946, and on applicant's land above described. The total flow from the two springs is about one and a half feet.

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. I have no other water right for the property but do get some early run off water and waiste water from above lands.

(Sign) Anna Schnell

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 4th day of May, A. D. 19 53;

T. O Skeenberger
~~Anna~~ Schnell

My commission expires Jan. 4, 1954

19916

Form 17

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19816

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Robert P. Noh, 31 years, Rogerson, Idaho, Rancher

Ques. 2. Are you acquainted with Anna Schnell, the holder of Permit No. 19816? How long have you known him and where does he reside?

Ans. Yes. About seven years. Rogerson, Idaho

Ques. 3. Have you read or heard read said Permit No. 19816, 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. Two springs. I have read the testimony of applicant and my answers are the same.

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. Eight to ten feet.

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

Ans. Irrigation of agricultural land as described in permit. The water is partly used for natural pasture land.

19816

Form 17

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19816

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Robert P. Noh, 31 years, Rogerson, Idaho, Rancher

Ques. 2. Are you acquainted with Anna Schnell, the holder of Permit No. 19816? How long have you known him and where does he reside?

Ans. Yes . About seven years. Rogerson, Idaho

Ques. 3. Have you read or heard read said Permit No. 19816, 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. Two springs. I have read the testimony of applicant and my answers are the same.

The source of the water is from waste water from springs on adjoining property as noted below. The water is used for irrigation of lands as follows:
10 acres in NW¼NE¼; 40 acres in SW¼NE¼; 8 acres in SE¼NE¼; and 7 acres in NE¼NW¼ all in section 14, Range 15 E. B. M. and Township 14South.

The are two points of diversion in the NW¼SE¼ of Section 35 which pick up waste water from lands above which are watered from springs mentioned in the application, and one point of diversion being a pond in the NW¼NE¼ of Section 35, Township 14 South, Range 15 E. B. M. The water is taken from the pond by gravity.

19816

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

Ans. _____

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

Ans. The water is placed on arid land. Applicant ownes more land than for which she has water available.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I am a neighbor and have seen this setup for several years

(Signed) Ruth D. Nick

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 4th day of May, A. D. 19 53.

F. C. Akenberger
Notary Public.

My commission expires Jan. 4, 1954.

19816

Form 17

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19816

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. George H. Gilbert 53, Rogerson, Idaho

Ques. 2. Are you acquainted with Yes, the holder of Permit No. 19816? How long have you known him and where does he reside?

Ans. Yes. 13 years

Ques. 3. Have you read or heard read said Permit No. 19816, 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. Two springs. I have read the testimony of applicant and my answers are the same.

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. Eight to ten feet.

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

Ans. Irrigation of agricultural land as described in permit. The water is partly used for natural pasture land.

19816

Form 17

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19816

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. George H. Gilbert 53, Rogerson, Idaho

Ques. 2. Are you acquainted with Yes, the holder of Permit No. 19816? How long have you known him and where does he reside?

Ans. Yes. 13 years

Ques. 3. Have you read or heard read said Permit No. 19816, 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. Two springs. I have read the testimony of applicant and my

The source of the water is from waste wator from springs on adjoining property as noted below. The water is used for irrigation of lands as follows:
10 acres in NW¼NE¼; 40 acres in SW¼NE¼; 8 acres in SE¼NE¼; and 7 acres in NE¼NW¼ all in section 14, Range 15 E. B. M. and Township 14South.

The are two points of diversion in the NW¼SE¼ of Section 35 which pick up waste water from lands above which are watered from springs mentioned in the application, and one point of diversion being a pond in the NW¼NE¼ of Section 35, Township 14 South, Range 15 E. B. M. The water is taken from the pond by gravity.

19816

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

Ans. _____

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

Ans. The water is placed on arid land. Applicant owns more land than for which she has water available.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I am a neighbor and have seen this setup for several years.

(Signed) Fern H. Gilbert

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 4th day of May, A. D. 1953.

T. C. Ikenberry
Notary Public.

My commission expires Jan. 4, 1954.

19816

Memorandum for Mr. Humphrey

Mrs. Anna Schnell is the holder of Permit No. 19816 for 10 second feet of water from springs, with points of diversion in the NW¼ SE¼ and NW¼ NE¼ Section 35, Township 14 South, Range 15 East. B.M. for use on the following described lands:

Township 14 South,
Range 15 East, B.M.

Section 14	N½ N½S½ SW¼ SW¼ S½ SE¼
Section 15	S½N½ S½
Section 21	E½ NE¼ SE¼
Section 22	All
Section 23	NE¼ NW¼ N½W½
Section 26	E½ SE¼ SW¼ SE¼ SE¼ SW¼
Section 35	E½ NW¼ W½ NE¼

Proof of beneficial use was advertised to be made on May 4 before Mr. F. C. Sheneberger, Fidelity National Bank Building, Twin Falls.

The proof was made by Mrs. Schnell on May 8, but the descriptions did not agree with the permit and the depositions were returned.

After some correspondence back and forth, a letter was received from Mr. Sheneberger June 11 stating that Mrs. Schnell's son, Ralph Schnell, decided that it would be necessary to make a trip to Boise to get the matter straightened out, to which we replied that you would call on them when in that vicinity and discuss the matter with them.

19816

August 22, 1953

Re: Permit No. 19816

Mr. F. C. Sheneberger
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Sheneberger:

Mr. Ralph Schnell, representing Mrs. Anna Schnell, came to Twin Falls and discussed the above numbered permit. We would have discussed this with you had we been able to contact you.

An inspection for Completion of Works was made by Mr. Al Larsen who was with this Department at that time in July of last year. We have a map with full details regarding the above numbered permit. Mr. Schnell looked it over carefully and said that it was essentially correct.

The information which is furnished in the proofs to be submitted for Beneficial Use should agree with the conditions that they exist, namely:

(1) The land irrigated is as follows:

Township 14 South, Range 15 East, B.M. Section 14
NE¼ NE¼, 10 acres
SW¼ NE¼, 40 acres
SE¼ NE¼, 8 acres
NE¼ N¼, 7 acres

Total - 65 acres

(2) Points of diversion are two in the N½ SW¼ of Section 35 to pick up waste water from the farm above which is watered by the springs mentioned. (Actually this part of the filing should have been on waste water), and one point of diversion the pond or well in the NE¼ NE¼, Section 34 also in Township 14 South, Range 15 East, B.M.

19816

(3) State how the water is gotten out of the pond either by a pump or gravity.

A license for 65 inches can be granted under this permit when all proofs are in order.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. HUMPHREY
Deputy State Reclamation Engineer

ENH:pj
cc: Mrs. Anne Schnell

19816

Jan[illegible], 1[illegible]

Re: Permit No. 19816

Mr. F. C. Shenoberger
Fidelity National Bank Building
Twin Falls, Idaho

Dear Mr. Shenoberger:

We have your letter of June 9 in connection with proof of beneficial use on Permit No. 19816 in the name of Anna Schnell.

We shall ask our field engineer to call on you or Mr. Schnell the first time he is in that vicinity and discuss the matter with you, and in this way, perhaps save Mr. Schnell a trip to Boise.

Very truly yours,

[illegible]
State Reclamation Engineer
By

Chief Clerk

A:cp

19816

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

June 9, 1953.

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

Re: Permit No. 19816

Dear Mr. Kulp:

This will acknowledge your May 3rd letter and map in connection with the above permit. I have taken up this matter with Mrs. Schnell and her son, Ralph Schnell, and find that it is going to be necessary to make a trip to Boise and talk with someone in your office before we can complete the proof of beneficial use.

Mr. Schnell does not believe he can get away from his ranch operations until Fall. Will you please advise me how long we may have to complete the depositions?

Very respectfully,

F. C. Sheneberger

FCS: okd

19816

May 20, 1953

RE: Permit No. 19816

Mr. F. C. Sheneberger
Fidelity National Bank Bldg.
Twin Falls, Idaho

Dear Mr. Sheneberger:

In reply to your letter of May 19, 1953, we enclose a copy of the map which accompanied application for permit No. 19816, originally filed by Paul Schnell.

Very truly yours,

MARK [illegible] NULL
State Reclamation Engineer
By

Chief Clerk

a:cp
Enc.

19816

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

May 19th, 1953.

RECEIVED
MAY 20 1953
Department of Reclamation

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

In re: Permit No. ~~19186~~ 19816

Dear Sir:

The above application was prepared either by Mr. Ray Agee or Mr. S. T. Hamilton and I came into the picture midway through. The applicant has lost the map which was returned to her with her copy for application of permit. Is it possible for you to furnish me with a duplicate map which undoubtedly shows the points of diversion. With this information I will have the testimony of the witnesses and applicant corrected to conform with the facts.

I am enclosing Affidavit of Publication.

Very respectfully,

F. C. Sheneberger

FCS:okd

Encl.

19816

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 4th day of May, 1953, at Twin Falls, County of Twin Falls, State of Idaho, before F. C. Sheneberger, Fidelity National Bank Building, proof will be submitted of the application to beneficial use of ten cubic feet per second of the waters of two springs in accordance with the terms and conditions of Permit No. 19816 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Anna Schnell, Rogerson, Idaho.

The use to which said water has been applied is for irrigation of arid lands.

The amount applied to beneficial use is Ten cubic feet per second.

The place where said water is used: N½, N½S½, SW¼SW¼, and S½SE¼, Section 14; S½N½ and S½ Section 15; E½NE¼ and SE¼ Section 21; All of Section 22; NE¼NW¼, W½W½ Section 23; E½SE¼, SW¼SE¼, SE¼SW¼ Sectoin 26; E½NW¼, W½NE¼, Section 35; All in Township 14 South, Range 15 East, B. M., Twin Falls County, State of Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use is unnamed ditch delivers the waste water to applicant's land.

The right to take water from such works is based upon Permit No. 19816.

The source of supply from which such water is diverted is Two springs.

The date of priority which said user is prepared to establish is April 26, 1946.

19816 MARK R. KULP,
State Reclamation Engineer

Publish: April 9, 16, 23, 30, 1953

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

No. 4762

I, Irene Lee, being first duly sworn upon oath depose and say that I am Principal Clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

4 consecutive Thursdays, commencing with the issue dated April 9, 1953, and ending with the issue dated April 30, 1953.

And I do further certify that said newspaper is a consolidation, effective Feb. 16, 1942, the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily paper except Saturday, under said name in said city and county continuously, and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code Thursday of each week has been designated as the day on which legal notice required by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Irene Lee

Subscribed and sworn to before me this 30th day of April, 1953.

A. L. Westergren

Notary Public in and for the County of Twin Falls, State of Idaho, residing at Twin Falls, Idaho.

19816

May 11, 1953

RE: Permit No. 19816

Mr. F. C. Sheneberger
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Sheneberger:

We acknowledge receipt of your letter of May 8, 1953, enclosing depositions of Anna Schnell and two witnesses, submitted in proof of beneficial use under Permit No. 19816.

Permit No. 19816 gives 3 points of diversion, 2 in the NW¼ SE¼ and 1 in the NW¼ NE¼ Section 35, Township 14 South, Range 15 East, B.M. This does not agree with the answer to Question 4 in these depositions and we return same for correction if Question 4 is in error. Otherwise, the permit will have to be amended to show the different points of diversion.

The affidavit of publication is an important part of the proof and if Mrs. Schnell has not received this affidavit from the Twin Falls Times News the matter should be taken up with them at once.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

19816

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

May 8th, 1953.

RECEIVED
MAY 9 1953
Department of Reclamation

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

In re: Permit No. 19816

Dear Mr. Kulp:

I enclose herewith three depositions of witness for proof of application of water to beneficial use in regard to the above permit number.

Very respectfully,

F. C. Sheneberger

FCS:okd

Encls.

19816

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Re: Permit No. 19816 Date: **April 3, 1953**

Twin Falls Times-News

Twin Falls, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **May 4, 1953**, the date set for proof, the expense of the publication to be paid by the applicant, **Mrs. Anna Schnell** of **Rogerson, 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.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

By

Chief Clerk

19816

April 3, 1953

RE: Permit No. 19816

Mr. F. C. Sheneberger
Fidelity National Bank Building
Twin Falls, Idaho

Dear Mr. Sheneberger:

We have sent to the Twin Falls Times News, notice of beneficial use proof to be made on Permit No. 19816 in the name of Mrs. Anna Schnell, on May 4, 1953, with instructions to publish it once a week for four weeks prior to that date and to send Mrs. Schnell the affidavit of publication together with statement of costs.

We have completed the notice by inserting the priority date which is April 26, 1946.

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

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

19816

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

RECEIVED
MAR 26 1953
Department of Reclamation

March 24th, 1953.

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

In re: Permit no. 19816

Dear Sir:

This will acknowledge your March 23rd letter regarding the above permit. The omission of the East Half of the Southwest Quarter of Section Twenty-three from the Notice was intentional. The description published January 17, 24, 31, and February 7, 1952, is the correct description for the present publication.

Very respectfully,

F. C. Sheneberger

FCS:okd

19816

March 23, 1953

RE: Permit No. 19816

Mr. F. C. Sheneberger
Fidelity National Bank Building
Twin Falls, Idaho

Dear Mr. Sheneberger:

We acknowledge receipt of your letter of March 19, 1953, enclosing notice of beneficial use proof on Permit No. 19816 in the name of Mrs. Anna Schnell.

In checking the land description, we note that it does not include all the land in Section 23, as described in the permit.

The permit describes the $NE\frac{1}{4}$ $NW\frac{1}{4}$, $W\frac{1}{2}$ $NW\frac{1}{4}$, and $SW\frac{1}{4}$, whereas the notice only includes the $NE\frac{1}{4}$ $NW\frac{1}{4}$, $W\frac{1}{2}$ $NW\frac{1}{4}$, and the $W\frac{1}{2}$ $SW\frac{1}{4}$, omitting the $E\frac{1}{2}$ $SW\frac{1}{4}$. Was this intentional?

We shall await your reply before sending the notice to the newspaper for publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

19816

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

MAR 20 [illegible]
Department of Reclamation

March 19th, 1953.

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

In re: Permit no. 19816
Mrs. Anna Schnell

Dear Mr. Kulp:

I am enclosing notice of proof application of water to beneficial use and copy, together with the letter signed by Anna Schnell.

Before publication is made, will you please insert the date of priority in the notice.

Very respectfully,

F C Sheneberger

FCS:okd

Encls.

19816

Form No. 11

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 17, 1953

(P. O.) Rogerson, 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 Times News of Twin Falls, Idaho published in the county in which the works are situated.

Anna Sehnell

(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.

19816

Form 10

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 4th day of May, 19 53, at Twin Falls, County of Twin Falls, State of Idaho, before F. C. Shenebergar, Fidelity National Bank Building, proof will be submitted of the application to beneficial use of ten cubic feet per second of the waters of two springs in accordance with the terms and conditions of Permit No. 19816 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Anna Schnell Rogerson, Idaho

The use to which said water has been applied is for irrigation of arid lands

The amount applied to beneficial use is Ten cubic feet per second

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) N½, N½S½, SW¼SW¼, and S½SE¼, Section 14; S½N½ and S½ Section 15; E½NE¼ and SE¼ Section 21; All of Section 22; NE¼NW¼, W½W½ Section 23; E½SE¼, SW¼SE¼, SE¼SW¼ Section 26; E½NW¼, W½NE¼, Section 35; All in Township 14 South, Range 15 East, B.M., Twin Falls County, State of Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use is unnamed ditch delivers the waste water to applicant's land.

The right to take water from such works is based upon Permit No. 19816

The source of supply from which such water is diverted is Two springs

The date of priority which said user is prepared to establish is April 26, 1946

MARK R. KULP

State Reclamation Engineer.

19816

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho **March 2, 1953**

Mrs. Anna Schnell
Box 114
Rogerson, Idaho

Dear Sir:

We enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. **19816**. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than **May 4, 1953**, and if proof is submitted later than said date, your priority will be brought down a length of time equal to the time elapsing between the date the proof is due and the date proof is actually made.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

19814

September 8, 1952

RE: Permit No. 19816

Mrs. Anne Schnell
Box 114
Rogerson, Idaho

Dear Mrs. Schnell:

We enclose your application for amendment to Permit No. 19816 which has been approved and recorded in this department.

We also enclose Certificate of Completion of Works issued under this permit for the diversion of 10 second feet of water from springs, wells and waste water with points of diversion in the NW¼ SE¼ and NW¼ NE¼ Section 35, Township 14 South, Range 15 East, B.M., for the irrigation of land as described.

We also enclose departmental receipt No. 24774 for the $5.00 fee paid in connection with proof of completion of works.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

19816

August 18, 1952

RE: Permit No. 19816

Mrs. Anne Schnell
Rogerson
Idaho

Dear Mrs. Schnell:

In rechecking our engineer's report on examination for completion of works under Permit No. 19816, we note that the points of diversion, as actually found, differ from the locations shown in the application and permit. In other words, we find that two points of diversion of waste water are located in the NW¼ SE¼ of Section 35, and the point of diversion from the spring is in the NW¼ NE¼ of Section 35, Township 14 South, Range 15 East, B.M.

We therefore enclose a form of application for amendment to the points of diversion which you should sign and return to this department for approval and record.

We acknowledge receipt of your check for the $5.00 fee in connection with completion of works proof, and Certificate of Completion of Works will be issued as soon as the amendment to points of diversion has been recorded.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

19816

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement of Permit No. 19816 Under the Provisions of Section ~~5594 Idaho Compiled Statutes~~ 42-311, Idaho Code

ORDER REINSTATING PERMIT

WHEREAS, Permit No. 19816 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: May 4, 1951; and,

WHEREAS, On the 20th day of September, 1951 notice to show cause why said permit should not be canceled, under the provisions of Section 42-311 Idaho Code, was duly served on the holder of said permit; and,

WHEREAS, On the 20th day of October, 1951 the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,

WHEREAS, On the 15th day of February, 1952 depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,

WHEREAS, After examination of the said depositions, the State Reclamation Engineer of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. 19816, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. 19816 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 16th day of August, 1952

E. N. Humphrey

Commissioner of Reclamation

Deputy State Reclamation Engineer

By _____

Assistant

19810

August 11, 1952

Re: Permit No.19816

Mrs. Anna Schnell
Rogerson, Idaho

Dear Mrs. Schnell:

We now have on file the report of our Field Engineer on examination for completion of works under the above numbered permit, which shows that works have been completed for the diversion of ten second feet of water from springs, wells and waste water.

Therefore, upon receipt of the statutory fee of $5.00 the permit may be reinstated and a certificate of completion of works issued.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

19816

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19816

This proof is for Completion of works In Water District No.

1. Name of applicant Mrs. Anna Schnell, Rogerson, Idaho

2. Source of water supply: Springs, wells and waste water.

3. Location of point of diversion: ~~at~~ in the SE¼NW¼, SW¼NE¼, NE¼NW¼, NW¼NE¼ Section and center Section 35; SE¼SW¼, SW¼SE¼ and SE¼SE¼ Section 26

T. 14 S. R. 15 E. County of Twin Falls

4. Describe works as they exist, giving dimensions and capacities of same: Drilled well 373' deep and 8" dia. in Sec. 21. Cased 20' deep 8" diameter. Static water level 173'. Draw down unknown. When well was drilled it was tested to produce one cubic foot of water per second. POD for waste water is at the end of the neighbor's waste ditches. These waste ditches are just continued into pickup ditches as they enter into Schnell's property. Waste water ditch is approximately 3 miles long. Water from a developed spring is also picked up by waste water ditch. Developed spring is on Schnell's property.

Cross-section of the waste water ditches is approximately 2½' wide on top to 1½' wide on the bottom and 1 foot deep, ~~and have sufficient grade to carry 6c.f.s.~~

5. Water is used for: Ittigation

6. State whether or not water has been turned into works of diversion: For waste water, yes.

For well, no.

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):

N½, N½S½, SW¼ SW¼ and S½ SE¼ Section 14;	= 600 a.
S½ N½ and S½ Section 15;	= 480 a
E½ NE¼ and SE¼ Section 21;	= 240 a
All of Section 22;	= 640 a
NE¼ NW¼, W½ SW¼ Section 23;	= 280 a
E½ SE¼, SW¼ SE¼, SE¼ SW¼ Section 26;	= 160 a
W½ NW¼, W½ NE¼ Section 35;	= 160 a 2560 a Total

All in Township 14 South, Range 15 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? Snake River

Remarks: Due to the lack of funds and the lack of power, the well hasn't been used for irrigation yet. A small sump power by a small gas engine has been installed and the water is used for stock water only.

This examination was made on the 7th day of July, 19 52

(Signed) Alfred G. Larson

Examiner.

19816

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.

Mrs, Anna Schnell
Rogerson, Idaho

Permit No. 19816

Examination for Completion of works

County Twin Falls

1.53- 140 1.5-

Q = 3 cfs if limited
7 cfs " full

I. D. = center 2.53- 145. [illegible]

Sec. [illegible]

RECEIVED
AUG 2 1952
Department of Reclamation

[illegible] Aug 4-51

Priority - Apr 26-46

spring in reg pond 15-20 inches and 200 long 3 ft. storage 4' of lead storage - lead to outlet

pond [illegible] shaped

flume across old canal 12' X 50'

crops - pasture, alfalfa, crested wheat grass

[illegible]

Pump house 12' X 8'
Casing 20' X 8"
Static water level 173'
Stock water

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

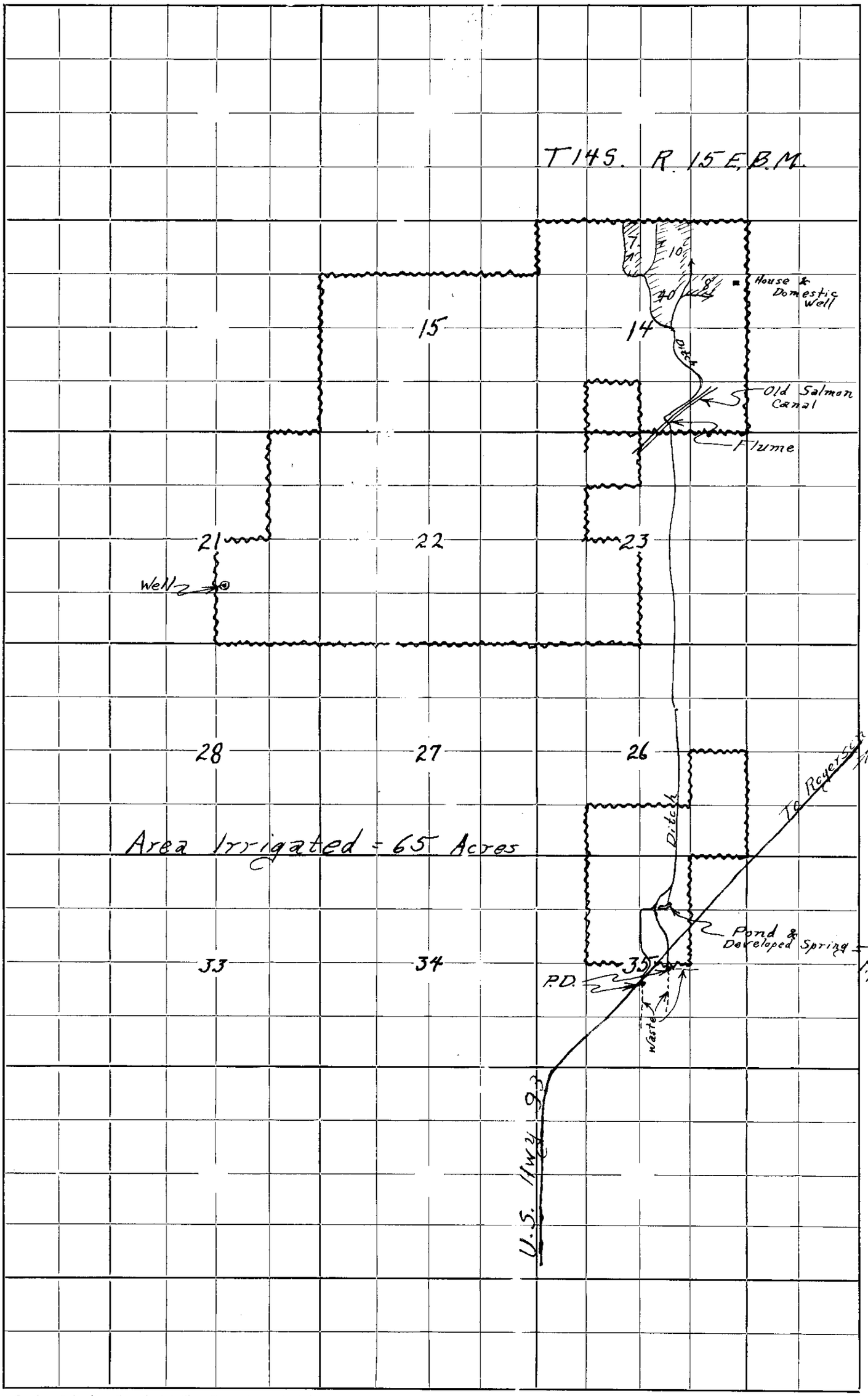
BOISE

REPORT OF ENGINEER

PERMIT NO. 19816

REPORT ON PROOF OF Completion of works

MRS. ANNA SCHNELL, Rogerson, Idaho



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

1981 6

March 10, 1952

RE: Permit No. 19816

Mr. F. C. Sheneberger
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Sheneberger:

We have your letter of March 7, 1952, enclosing corrected depositions of Mrs. Anna Schnell which completes proof of completion of works on Permit No. 19816.

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

We cannot say just when this examination will be made as this department has but one field engineer who makes inspections all over the State.

However, he will try to contact you at the time the examination is made so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

19816

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

RECEIVED
MAR 10 195
Department of Rec

March 7th, 1952.

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

In re: Permit No. 19816

Dear Sir:

This will acknowledge your March 3rd letter regarding the above permit.

Correction has been made on the holder's proof of completion of works and I am returning it herewith.

Very respectfully,

F. C. Sheneberger

FCS:okd

Encl.

19816

March 3, 1952

RE: Permit No. 19816

Mr. F. C. Sheneberger
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Sheneberger:

We acknowledge receipt of your letter of February 27, 1952, enclosing depositions of Mrs. Anne Schnell and two witnesses, also affidavit of publication in the Twin Falls Times News, all submitted in proof of completion of works under Permit No. 19816.

However, Mrs. Schnell's deposition does not state the source of the water or the point of diversion as called for in Question 3, and we return same herewith for such correction.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

19816

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

RECEIVED
FEB 29 1952
Department of Reclamation

February 27th, 1952.

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

In re: Permit No. 19816

Dear Mr. Kulp:

I am enclosing proofs of completion of works together with affidavit of publication in connection with the above water permit.

Very respectfully,

F C Sheneberger

FCS:okd

Encls.

19816

NOTICE FOR PUBLICATION

Notice is hereby given that at 10:00 A. M., on the 15th day of February, 1952, at Twin Falls, County of Twin Falls, State of Idaho, before F. C. Sheneberger proof will be submitted of the completion of works for the diversion of 10 cubic feet per second of the waters of springs and wells in accordance with the terms and conditions of a certain permit heretofore issued by the State Reclamation Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is Anna Schnell, widow of Paul Schnell.

2. The postoffice address of such person or principal place of business of such corporation is Rogerson, County of Twin Falls, State of Idaho.

3. The number of such permit is 19816, and the date set for the completion of such work is May 4, 1951

4. Said water is to be used for irrigation purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 10 cubic feet per second.

6. The amount of lands for which said water is available is 2,560 acres, particularly described as follows:

N½, N½S½, SW¼SW¼, and S½SE¼ Section 14; S½N½ and S½ Section 15; E½NE¼ and SE¼ Section 21; All of Section 22; NE¼NW¼, W½W½ Section 23; E½SE¼, SW¼SE¼, SE¼SW¼ Section 26; E½NW¼, W½NE¼ Section 35; All in Township 14 South, Range 15 East, B. M.

MARK R. KULP,
State Reclamation Engineer

Publish: Jan. 17, 24, 31, Feb. 7, 1952.

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF TWIN FALLS } ss.

No 4165

I, Lisa Maloney, being first duly sworn upon oath depose and say that I am Principal Clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

4 consecutive Thursdays, commencing with the issue dated January 17, 1952; and ending with the issue dated February 7, 1952

And I do further certify that said newspaper is a consolidation, effective Feb. 16, 1942, the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily paper except Saturday, under said name in said city and county continuously, and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code Thursday of each week has been designated as the day on which legal notice required by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Lisa Maloney

Subscribed and sworn to before me this 7th day of February, 1952

A. E. Lundgren

Notary Public in and for the County of Twin Falls, State of Idaho, residing at Twin Falls, Idaho.

19816

Form 15

PERMIT NO. 19816

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. Anna Schnell, Rogerson, Idaho. Home maker

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

Ans.

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

Ans. 19816. 10 c.f.s.

The source of water is from springs, wells and waste water, and the the points of diversion are as follows:

Diversion No. 1, About the center of Sec 35 in N½, sec. 35;
" No. 2, SE¼ NW¼ Sec. 35;
No. 3, SW¼ NE¼ Sec. 35;
No. 4, NE¼ NW¼ Sec. 35;
No. 5, NW¼ NE¼ Sec. 35;
No. 6, SE¼ SW¼ Sec. 26;
No. 7, SW¼ SE¼ Sec. 26;
No. 8, SE¼ SE¼ Sec. 26; All in
Twp. 14 S., Range 15, E. B. M., Twin Falls County, Idaho.

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

Ans.

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

Ans. There is one large ditch that picks up the water from the springs, wells and waste water. Its capacity is in excess of 10 c.f.s.

(Sign here.) Anna Schnell

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 15 day of February A. D. 19 52.

H C Rogerson

Notary Public.

My Commission expires ~~January 4, 1954~~

19816

Form 15

PERMIT NO. 19816

Proof of Completion of Works

DEPOSITION OF HOLDER

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

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

Ans Water is used for irrigation

Real Estate situate in Twin Falls County, Idaho, described as follows: N½, N½S½, SW¼SW¼, and S½SE¼, Section 14; S½N½ and S½ of Section 15; E½NE¼ and SE¼ Section 21; all of Section 22; NE¼NW¼, W½W½, Section 23; E½SE¼, SW¼SE¼, SE¼SW¼, Section 26; E½NW¼, W½NE¼, Section 35; All in Township 14 South, Range 15 East, B.M.

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

Ans.

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

Ans. There is one large ditch that picks up the water from the springs, wells and waste water. Its capacity is in excess of 10 c.f.s.

(Sign here.) Anna Schnell

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 15 day of February A. D. 1952.

H. C. Stonebarger

Notary Public.

My Commission expires January 4, 1954

19816

Form 15

PERMIT NO. 19816

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. Anna Schnell, Twin Falls, Idaho, Housewife, Twin Falls, Idaho

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Water has been turned into works. Water was turned in 1946 and has been used ever since.

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. Works were completed prior to May 4, 1951

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

Ans.

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

Ans. There is one large ditch that picks up the water from the springs, wells and waste water. Its capacity is in excess of 10 c.f.s.

(Sign here.) Anna Schnell

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 15 day of February A. D. 19 52.

H. C. Thompson
Notary Public.

My Commission expires ~~January 4, 1954~~

19816

Form 14

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

Permit No. 19816

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Claiborne D. O'Dell, Rogerson, Idaho, farmer

Ques. 2. Are you acquainted with Anna Schnell, the holder of Permit No 19816, authorizing the diversion of 10 second-feet of the waters of wells and waste water from springs, ~~at~~ for irrigation purposes? How long have you known him, and where does he reside?

Ans. About ten years. She resides at Rogerson, Idaho

Ques. 3. Have you read or heard read said Permit No 19816, and are you familiar with its terms and conditions?

Ans. yes

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

Ans. Yes. The land is good farm land, arid in character and will require water in excess of 10 c.f.s to irrigate all the land

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

Ans. yes.. The works were completed prior to May 4, 1951.

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

Ans. There is one big ditch which carries the water and has a capacity for more than 10 feet.

(Sign here.) Claiborne D. O'Dell

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Twin Falls County of Twin Falls, State of Idaho, on this 15th day of February, A. D. 19 52

L C Stonebraker

Notary Public for Idaho
Residence: Twin Falls

19816

Form 14

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

Permit No. 19816

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Thomas LaVarr Hansen, Jerome, Idaho, Farmer, Route #1

Ques. 2. Are you acquainted with Anna Schnell, the holder of Permit No 19816, authorizing the diversion of 10 second-feet of the waters of waste water from springs and from wells, ~~xx~~ for irrigation purposes? How long have you known him, and where does he reside?

Ans. Eleven years. She resides at Rogerson, Idaho

Ques. 3. Have you read or heard read said Permit No. 19816, and are you familiar with its terms and conditions?

Ans. yes

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

Ans. The land is good farm land, arid in character and will require more than 10 c.f.s. to irrigate all the land

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

Ans. Yes. The works were completed prior to May 4, 1951.

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

Ans. One large ditch picks up all the water from the springs and wells and waste water

(Sign here.) Thomas LaVarr Hansen

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Twin Falls County of Twin Falls, State of Idaho, on this 15th day of February, A. D. 19 52.

Notary Public for Idaho
Twin Falls, Idaho

19816

January 10, 1952

RE: Permit No. 19816

Mr. F. C. Sheneberger
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Sheneberger:

We return the certified copy of the decree of distribution of the estate of Paul Schnell, portions of which have been recorded in this department, showing Anna Schnell as the owner of Permit No. 19816.

We also enclose departmental receipt No. 24085 for the $1.00 recording fee.

We have sent to the Twin Falls Times News, notice of completion of works proof to be made under this permit on February 15, 1952, with instructions to publish it once a week for four weeks prior to that date and to send the affidavit of publication to Mrs. Schnell in your care.

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

We direct your special attention to the fact that these proofs must state definitely that the works were completed on or before May 4, 1951, the date required for such completion under the terms of the permit.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

19816

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Re: Permit No. 19816 Date: January 10, 1952

Twin Falls Times-News

Twin Falls, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to February 15, 1952 the date set for proof, the expense of the publication to be paid by the applicant Mrs. Anna Schneal C/o F. C. Shenebergerof Fidelity Bank Bldg., Twin Falls, Ida. 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.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

By

Chief Clerk

19816

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

January 8th, 1952.

JAN 10 1952
...rtment of Reclam...

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

Dear Mr. Kulp:

In re: Permit No. 19816

I am returning copy of Notice for Publication sent to me with your letter of January 7th.

The condensing of the description will save considerable in publication fees.

Very respectfully,

FCS:OKD

ENCL. 1

19816

January 7, 1952

RE: Permit No. 19816

Mr. F. C. Sheneberger
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Sheneberger:

We are in receipt of your letter of January 5, 1952, returning notice of completion of works on Permit No. 19816 with detailed description of the land where the water is to be used.

It is not necessary to give this land description in such detail, and in order to save Mrs. Schnell unnecessary expense, we have condensed the description and enclose a copy of the amended notice herewith.

If this meets with your approval, please return the notice and we shall send a copy to the Twin Falls Times News with instructions in regard to publishing.

Meanwhile we shall record portions of the decree of distribution and return same together with receipt for the $1.00 recording fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

19816

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

January 5th, 1952.

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

in re; Permit No. 19816.

Dear Mr. Kulp:

I am herewith returning to you the Notice of Publication in the above mentioned matter, together with the legal description of the land involved as per your request of January 3rd, 1952.

Very respectfully,

F. C. Sheneberger

FCS:okd

P.S. I owe you $1.00 in money

RECEIVED
JAN 7 1952
Dept of Reclamation

19816

FORM 8

Notice for Publication

Notice is hereby given that at 10:00 A.M., on the 15th day of February 1952, at Twin Falls, County of Twin Falls, State of Idaho, before F. C. Sheneberger proof will be submitted of the completion of works for the diversion of 10 cubic feet per second of the waters of springs and wells in accordance with the terms and conditions of a certain permit heretofore issued by the Reclamation Engineer of the State of Idaho.

1. The name of the perrson or corporation holding said permit is Anna Schnell, widow of Paul Schnell

2. The postoffice address of such person or principal place of business of such corporation is Rogerson, County of Twin Falls, State of Idaho.

3. The number of such permit is 19816, and the date set for the completion of such work is May 4, 1951

4. Said water is to be used for irrigation purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 10 cubic feet per second.

6. The amount of lands for which said water is available is 2560 acres, particularly described as follows:

The Southwest Quarter of the Northeast Quarter; the Southeast Quarter of the Northeast Quarter; the South Half of the Northwest Quarter; the Southwest Quarter and the Southeast Quarter, all in Section 15, Township 14 South, Range 15, E. B. M.; Twin Falls County, State of Idaho;

The Northeast Quarter; the Northwest Quarter; the North Half of the Southwest Quarter; the Southwest Quarter of the Southwest Quarter; and the Southeast Quarter, all in section 14, Township 14 South, Range 15, E. B. M., Twin Falls County, State of Idaho;

The Northeast Quarter of the Northeast Quarter; the Southeast Quarter of the Northeast Quarter; and the Southeast Quarter, all in Section 21, Township 14 South, Range 15, E. B. M., Twin Falls County, State of Idaho;

The Northeast Quarter; the Northwest Quarter; the Southwest Quarter; and the Southeast Quarter, all in Section 22, Township 14 South, Range 15, E. B. M., Twin Falls County, State of Idaho;

The North Half of the Northwest Quarter; the Southeast Quarter of the Northwest Quarter; the Northwest Quarter of the Southwest Quarter; the Southwest Quarter of the Southwest Quarter, all in Section 23, Township 14 South, Range 15, E. B. M., Twin Falls County, State of Idaho;

The Southeast Quarter of the Southwest Quarter; the Northeast Quarter of the Southeast Quarter; the South Half of the Southeast Quarter, all in Section 26, Township 14 South, Range 15, E. B. M., Twin Falls County, State of Idaho;

The Northwest Quarter of the Northeast Quarter; the Southwest Quarter of the Northeast Quarter; the Northeast Quarter of the Northwest Quarter; the Southeast Quarter of the Northwest Quarter, all in Section 35, Township 14 South, Range 15, E. B. M., Twin Falls County, State of Idaho.

19816

January 3, 1952

RE: Permit No. 19816

Mr. F. C. Sheneberger
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Sheneberger:

We acknowledge receipt of your letter of December 31, 1951, enclosing certified copy of the decree of distribution in the estate of Paul Schnell, deceased; also notice of proof of completion of works to be made on this permit on February 15, 1952.

We return the notice with the request that you give the legal description of the land where the water is to be or has been used.

There will be a fee of $1.00 for recording such portions of the decree of distribution as are pertinent to Permit No. 19816.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

19816

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

December 31st, 1951.

RECEIVED
JAN 2 1952

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

In re: Permit No. 19816

Dear Mr. Kulp:

I am enclosing form no. 11 together with form no. 8 and copy and certified copy of decree of distribution in the estate of Paul Schnell, deceased. This is in connection with permit #19816.

Please return the certified copy when you no longer need it.

Very respectfully,

F C Sheneberger

FCS:okd

Encls. 4

19816

Form No. 11

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) December 28, 1951

(P. O.) Rogerson, 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 Times News of Twin Falls published in the county in which the works are situated.

V. Anna Schnell

(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.

19816

FORM 8

Notice for Publication

Notice is hereby given that at 10:00 A.M., on the 15th day of February 19 52, at Twin Falls, County of Twin Falls, State of Idaho, before F. C. Sheneberger proof will be submitted of the completion of works for the diversion of 10 cubic feet per second of the waters of springs and wells in accordance with the terms and conditions of a certain permit heretofore issued by the State Reclemation Engineer of the State of Idaho.

1. The name of the perrson or corporation holding said permit is Anna Schnell, widow of Paul Schnell

2. The postoffice address of such person or principal place of business of such corporation is Rogerson, County of Twin Falls, State of Idaho.

3. The number of such permit is 19816, and the date set for the completion of such work is May 4, 1951

4. Said water is to be used for irrigation purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 10 cubic feet per second.

6. The amount of lands for which said water is available is 2560 acres, particularly described as follows: $N\frac{1}{2}$, $N\frac{1}{2}$ $S\frac{1}{2}$, $SW\frac{1}{4}$ $SW\frac{1}{4}$, and $S\frac{1}{2}$ $SE\frac{1}{4}$ Section 14; $S\frac{1}{2}$ $N\frac{1}{2}$ and $S\frac{1}{2}$ Section 15; $E\frac{1}{2}$ $NE\frac{1}{4}$ and $SE\frac{1}{4}$ Section 21; All of Section 22; $NE\frac{1}{4}$ $NW\frac{1}{4}$, $W\frac{1}{2}$ $E\frac{1}{2}$ Section 23; $N\frac{1}{2}$ $SE\frac{1}{4}$, $SW\frac{1}{4}$ $SE\frac{1}{4}$, $SE\frac{1}{4}$ $SW\frac{1}{4}$, Section 26; $E\frac{1}{2}$ $NW\frac{1}{4}$, $W\frac{1}{2}$ $NE\frac{1}{4}$ Section 35; All in Township 14 South, Range 15 East, B.M.

MARK R. KULP
~~Commissioner of Reclamation.~~
State Reclemation Engineer

19816

November 21, 1951

RE: Permit No. 19816

Mrs. Anna Schnell
Box 114
Rogerson, Idaho

Dear Mrs. Schnell:

Reference is made to your letter of November 15, 1951, requesting the forms of notice for publication in order to prove completion of works under Permit No. 19816 in the name of your late husband, Paul Schnell.

We enclose the necessary forms of notice which should be made out in duplicate, setting time and place and naming the Notary Public before whom this proof is to be made.

The time should be set sufficiently far ahead to allow for four weeks' publication, and the proof may be made at any place convenient for you and your two witnesses.

If Mr. Schnell's estate has been probated, this department should have a record of the present holder, otherwise you may make the proof as his surviving widow.

Both copies of Form 8 to be returned to this department together with Form 11 which is your authorization for us to have the notice published at your expense in the designated county newspaper.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

19816

RECEIVED
NOV 21 1951
Department of Reclamation

November 15, 1951

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

Re: Permit No. 19816

Attention: Jeanne L. Anderson, Chief Clerk

Dear Mr. Kulp:

Thank you for your letter of October 30th regarding Permit No. 19816. As far as we know the necessary ditches were completed before May 4, 1951 and If you will kindly send us the forms to be filled out for publication and application for reinstatement, we will go ahead with the project.

Thanking you again for your kindness in this matter, we remain

Very truly yours,

Mrs Anna Schnell

Mrs. Anna Schnell

Box 114

Rogerson

19816

October 30, 1951

RE: Permit No. 19816

Mrs. Anna Schnell
Box 114
Rogerson, Idaho

Dear Mrs. Schnell:

We are in receipt of your letter of October 20, 1951, in reply to notice that Permit No. 19816 is subject to cancellation for failure to make proof of completion of works on or before May 4, 1951.

We are sorry to learn of the death of Mr. Schnell. For your information will state that this permit is for 10 second feet of water from springs and waste water from the Utah Construction Company land, for the irrigation of land in Sections 14, 15, 21, 22, 23, 26, and 35, Township 14 South, Range 15 East, B.M., and under the terms of the permit, the ditches necessary to convey the water from source to these lands were required to be completed not later than May 4, 1951.

If this work has not been done the permit will have to be cancelled, but if you are still interested, you may file a new application to take the place of Permit 19816.

On the other hand, if the works were so completed prior to May 4, 1951, proof may still be made and the permit reinstated, in which case we shall be glad to send you the necessary forms for the notice required to be published four weeks in a county newspaper prior to making the proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

19816

19816

RECEIVED
OCT 30 1951
Department of Reclamation

October 20, 1951

State of Idaho

Department of Reclamation

Boise, Idaho

With reference to your letter of September 20th regarding permit #19816, Mr. Schnell passed away a year ago and we are at a loss to know just what we are to do to complete this work of May 4, 1951.

Would you please advise just what we are to comply with in order to keep this permit?

Thanking you for any information you can give us with regard to this permit, we remain

Very truly yours,

Mrs. Anna Schnell

Mrs. Anna Schnell

19816.

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300
(GPO)

POSTMARK OF DELIVERING OFFICE

ROGERSON SEP 22 P.M. IDAHO

Return to STATE OF IDAHO 1951
(NAME OR SENDER)
Street and Number, or Post Office Box, DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REGISTERED ARTICLE

No. 27102

INSURED PARCEL

No. _____

BOISE,

107 State House **IDAHO.**

Form 3811
Rev. 1-4-40

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1 Paul Schnell
(Signature or name of addressee)

2 By Anna Schnell
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery ----------, 19----

U. S. GOVERNMENT PRINTING OFFICE 16—12421

Rorm 24

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

September 20 19 51

Re: Permit No. 19816

To Mr. Paul Schnell
Rogerson, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 19816 to Appropriate the Public Waters of the State of Idaho, have not been complied with as to

Completion of works May 4, 1951

42-311
you are hereby notified in compliance with Sec. ~~41-331~~, Idaho Code ~~annotated~~ that said Permit No. 19816 is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from date of this notice why said Permit should not be cancelled.

Said Permit No. 19816 claims the use of Ten (10) cubic feet per second of the waters of ~~wells and waste water~~ with point of diversion located ~~in Sections 26 and 35, Twp. 14 South, Range 15 East, B. M.~~, and was approved May 4, 1946.

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 20th day of September 19 51.

Mark R. Kulp.
State Reclamation Engineer.

By _____
Assistant.

19816

March 10, 1951

Re: Permit No. 19816

Mr. Ray D. Agee
Bank & Trust Building
Twin Falls, Idaho

Dear Mr. Agee:

We enclose herewith a copy of Permit No. 19816, as requested in your letter of March 8, 1951.

An extension of time for completion of works has been allowed to March 4, 1951, and the notice in connection with this proof should be made on Form 8 enclosed in our letter of March 9, 1951. This form should be made in duplicate, setting the time and place and naming the Notary Public before whom the proof is to be made, and both copies 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.

The administratrix of Mr. Schnell's estate may make this proof, and the Certificate of Completion of Works, when issued, will be in the name of the Paul Schnell Estate.

The fee for making this copy if $1.00, for which you may send us your check.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

R. 23193

19816

March 9, 1951

Re: Permit No. 19816

Mr. Ray D. Agee
Bank & Trust Building
Twin Falls, Idaho

Dear Mr. Agee:

In reply to your urgent request of March 8th, we are sending you, under separate cover, some forms of application for permit, and also notices in connection with proofs of completion of works and beneficial use.

You, of course, understand that these forms of notice are to be made out in duplicate, and both copies 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 than send a copy of the notice to the newspaper, with instructions in regard to publishing.

There is no formal notice for notifying this Department of intention to make these proofs.

A copy of Permit No. 19816 will be sent you within a few days. Meanwhile will state that proof of completion of works is due on or before May 4, 1951, as per notice mailed to Mr. Paul Schnell's address on March 1st. This will require publication on Form 8 for four consecutive weeks before date set for proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By
Chief Clerk

19816

RAY D. AGEE
ATTORNEY AT LAW
BANK & TRUST BLDG.
TWIN FALLS, IDAHO

March 8, 1951.

RECEIVED
MAR 9 1951
Department of Reclamation

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

Gentlemen:

Re: Permit No. 19816.
Application No. 27359--
Paul Schnell.

P lease send me a copy of this Permit, and also advise me as to whether or not proof of completion of works has been made in connection therewith. Mr. Schnell died a few weeks ago and the administratrix of his estate handed me some papers in connection with this permit, but I am unable to determine the present status of it.

Also please send me about a half dozen each of the following forms: Application for permit to appropriate surface water; notice for publication on proof of completion of works; notice for publication on proof of application of water to beneficial use; also, notices to you in connection with proof of completion of works and proof of application of water to beneficial use.

I am in urgent need of these various forms and will appreciate it if you will give this matter your early attention.

Thanking you in advance for this favor, I am

Very truly yours,

Ray D. Agee

P.S. will Remit promptly your Charges
R. D. A.

RDA:p

19816

Form No. 7

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Mr. Paul Schnell

Rogerson, Idaho

Boise, Idaho, March 1, 1951

Dear Sir:—

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under your permit No. 19816.

This form should be filled out and mailed to the Department of Reclamation, at least 60 days before the date upon which proof is to be submitted, which proof MUST be on or before May 4, 1951. Upon receipt of the blank properly filled out, notice of publication will be sent to the paper direct from this office, which notice must be published a period of four weeks prior to the date of proof.

The proof may be submitted at any place convenient to you and two witnesses, where there is a notary public or other officer authorized to administer oaths.

The certificate that shall be issued under this proof does not give you a perpetual right to the use of the water for which application is made, as it only confirms the completion of the works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

19816

June 17, 1949

Re: Permit No. 19816

Mr. F. C. Sheneberger
Attorney at Law
Fidelity National Bank Bldg.
Twin Falls, Idaho

Dear Mr. Sheneberger:

We enclose Approval of the State Reclamation Engineer of the Application for Extension of Time for completion of works under Permit No. 19816 in the name of Paul Schnell, to May 4, 1951.

This should be attached to the original Permit of which it now forms a part.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

Enc.

19816

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

June 15, 1949

RECEIVED
JUN 17 1949
Department of Reclamation

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

In Re: Permit No.19816
Paul Schnell

Dear Mrs. Anderson:

I am enclosing application for extension of time in the above matter.

Very respectfully,

F C Shenberger

FCS:ln

19816

FORM NO. 4 REGISTER PTG. & PUB. CO., IDAHO FALLS, IDAHO 12193

Permit No. 19816

Application for Extension of Time

FOR COMPLETION OF WORKS

Paul Schnell, of Rogerson

State of Idaho, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 19816

Under the terms and conditions of said permit, construction work thereunder was required to be completed by May 4, 19 49

That he has heretofore performed the following work described under said permit:
constructed reservoir with dragline. This is a dug well with dragline, and is storing well water.

costing $ 800.00

THAT he is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:
I intend to drill one or more wells and do additional work with the dragline in reservoir construction.

WHEREFORE, He asks that the ~~Commissioner of Reclamation~~ State Reclamation Engineer extend the time for the completion of construction work under said permit, to May 4, 19 51.

Paul Schnell

Subscribed and sworn to before me this 15th day of June, 19 49

L. C. Shemberger
Notary Public.

My commission expires Jan. 5, 1950

Date of receipt at Department of Reclamation. 9:45 a.m. June 17, 1949

STATE RECLAMATION ENGINEER

APPROVAL OF ~~COMMISSIONER OF RECLAMATION~~ State Reclamation Engineer

I, Mark R. Kulp, ~~Commissioner of Reclamation~~ State Reclamation Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 19816, to May 4, 1951, 19..

Witness my hand this 17th day of June, 19 49

Mark R Kulp
~~Commissioner of Reclamation~~ State Reclamation Engineer

June 3, 1949

Re: Permit No. 19816

Mr. F. C. Sheneberger
Attorney at Law
Fidelity National Bank Bldg.
Twin Falls, Idaho

Dear Mr. Sheneberger:

We are in receipt of your letter of May 31, 1949, in regard to Permit No. 19816, of Paul Schnell.

Although Mr. Schnell is only able to make proof on three second feet of water at this time, if he expects to be able to make proof on an additional amount later on, it would be better for him to apply for two years extension of time, to which he would be entitled, as the law allows a maximum of five years within which to complete work.

When Proof of Completion of Works is once made, there can be no later proof of additional completion, and License cannot be issued for more than the amount for which completion proof is made.

We enclose a form of application for such extension in the event Mr. Schnell wishes to use it and shall await your further advice in the matter.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

19816

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

May 31, 1949

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

Dear Mrs. Anderson: In Re: Permit #19816
Paul Schnell

This is in reply to your May 26th letter. Mr. Schnell advised me the other day that he believed he would be able to make proof of only 3 second feet of waste and well water at this time. The East half of the Southwest Quarter of Section 23 appears to be listed as a part of Mr. Schnell's property, however, it is not owned by Mr. Schnell and should be excluded from a description.

Very respectfully,

F C Sheneberger

FCS:ln

RECEIVED
JUN 3 1949
Department of Reclamation

5-4-46

19816

May 26, 1949

Re: Permit No.19816

Mr. F. C. Sheneberger
Fidelity National Bank Bldg.
Twin Falls, Idaho

Dear Mr. Sheneberger:

We acknowledge receipt of application of Paul Schnell for extension of time for making proof of completion of works under Permit No. 19816 to July 26, 1949, and duplicate notice of proof to be made on that date.

In checking this notice, however, we find that it only describes three (3) second feet of water from wells and waste water, while the permit itself is for ten (10) second feet, 3 from waste water and 7 from wells. Please advise if it is the intention to only prove up on 3 second feet.

We also note that in the land description you have omitted the E½ SW¼ Section 23, which is included in the original application and permit. Was that omission intentional?

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A Chief Clerk

19816

Permit No. 19816

Application for Extension of Time

FOR COMPLETION OF WORKS

Paul Schnell, of Rogerson

State of Idaho, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 19816

Under the terms and conditions of said permit, construction work thereunder was required to be completed by May 4, 1949

That he has heretofore performed the following work described under said permit Work has been completed but need until July 26, 1949 to make proof.

costing $

That he is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the completion of works under said permit to July 26, 1949

x Paul Schnell

Subscribed and sworn to before me this 23rd day of May, 1949

L P Skeneberger
Notary Public.

My commission expires January 5, 1950

Date of receipt at office of Department of Reclamation May 26, 1949

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, ..., Commissioner of Reclamation of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No..... to .....

....., 19.....

Witness my hand this ..... day of ....., 19.....

.....
Commissioner of Reclamation.

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, ..., Commissioner of Reclamation of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No..... to .....

....., 19.....

Witness my hand this ..... day of ....., 19.....

.....
Commissioner of Reclamation.

19816

Form No. 11

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 24, 1949

(P. O.) Rogerson, Idaho

STATE RECLAMATION ENGINEER

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Times News of Twin Falls, Idaho, published in the county in which the works are situated.

Paul Ishell

(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.

19816

FORM 8

Notice for Publication

Notice is hereby given that at 10:00 A M., on the 26th day of July 19 49, at Twin Falls, County of Twin Falls, State of Idaho, before F. C. Sheneberger proof will be submitted of the completion of works for the diversion of 3 cubic feet per second of the waters of wells and waste water in accordance with the terms and conditions of a certain permit heretofore issued by the State Reclamation Engineer of the State of Idaho.

1. The name of the perrson or corporation holding said permit is Paul Schnell

2. The postoffice address of such person or principal place of business of such corporation is Rogerson, County of Twin Falls, State of Idaho.

3. The number of such permit is 19816, and the date set for the completion of such work is July 26, 1949

4. Said water is to be used for irrigation purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 3 cubic feet per second.

6. The amount of lands for which said water is available is 2480 acres, particularly described as follows: N½, N½S½, SWSW, S½SE in Sec. 14; S½, S¼N½, Sec. 15; E¼NE, SE¼, Sec. 21; Sec. 22; W½W½, NENW, Sec. 23; E½SE, SWSE, SESW, Sec. 26; E½NW, W½NE, Sec. 35, all in Tp. 14 S., Range 15 EBM. Twin Falls County, Idaho

Commissioner of Reclamation.

19816

FORM 8

Notice for Publication

Notice is hereby given that at 10:00 A M., on the 26th day of July 19 49, at Twin Falls, County of Twin Falls, State of Idaho, before F. C. Sheneberger proof will be submitted of the completion of works for the diversion of 3 cubic feet per second of the waters of wells and waste water in accordance with the terms and conditions of a certain permit heretofore issued by the State Reclamation Engineer of the State of Idaho.

1. The name of the perrson or corporation holding said permit is Paul Schnell

2. The postoffice address of such person or principal place of business of such corporation is Rogerson, County of Twin Falls, State of Idaho.

3. The number of such permit is 19816, and the date set for the completion of such work is July 26, 1949

4. Said water is to be used for irrigation purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 3 cubic feet per second.

6. The amount of lands for which said water is available is 250 acres, particularly described as follows:
N½, N½S½, SWSW, S½SE in Sec. 14; S½, S½N½, Sec. 15; E½NE, SE¼, Sec. 21; Sec. 22; W½W½, NENW, Sec. 23; E½SE, SWSE, SESW, Sec. 26; E½NW, W½NE, Sec. 35, all in Tp. 14 S., Range 15 EBM. Twin Falls County, Idaho

Commissioner of Reclamation.

19816

Form No. 7

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Mr. Paul Schnell

Rogerson, Idaho

Boise, Idaho, March 1, 1949

Dear Sir:—

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under your permit No. 19816.

This form should be filled out and mailed to the Department of Reclamation, at least 60 days before the date upon which proof is to be submitted, which proof MUST be on or before May 4, 1949. Upon receipt of the blank properly filled out, notice for publication will be sent to the paper direct from this office, which notice must be published a period of four weeks prior to the date of proof.

The proof may be submitted at any place convenient to you and two witnesses, where there is a notary public or other officer authorized to administer oaths.

The certificate that shall be issued under this proof does not give you a perpetual right to the use of the water for which application is made, as it only confirms the completion of the works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Very truly yours,

MARK R. KUTZ

~~Commissioner of Reclamation~~

State Reclamation Engineer

19816

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

Permit No. 19816

Date May 10, 1946

Dear Sir:

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

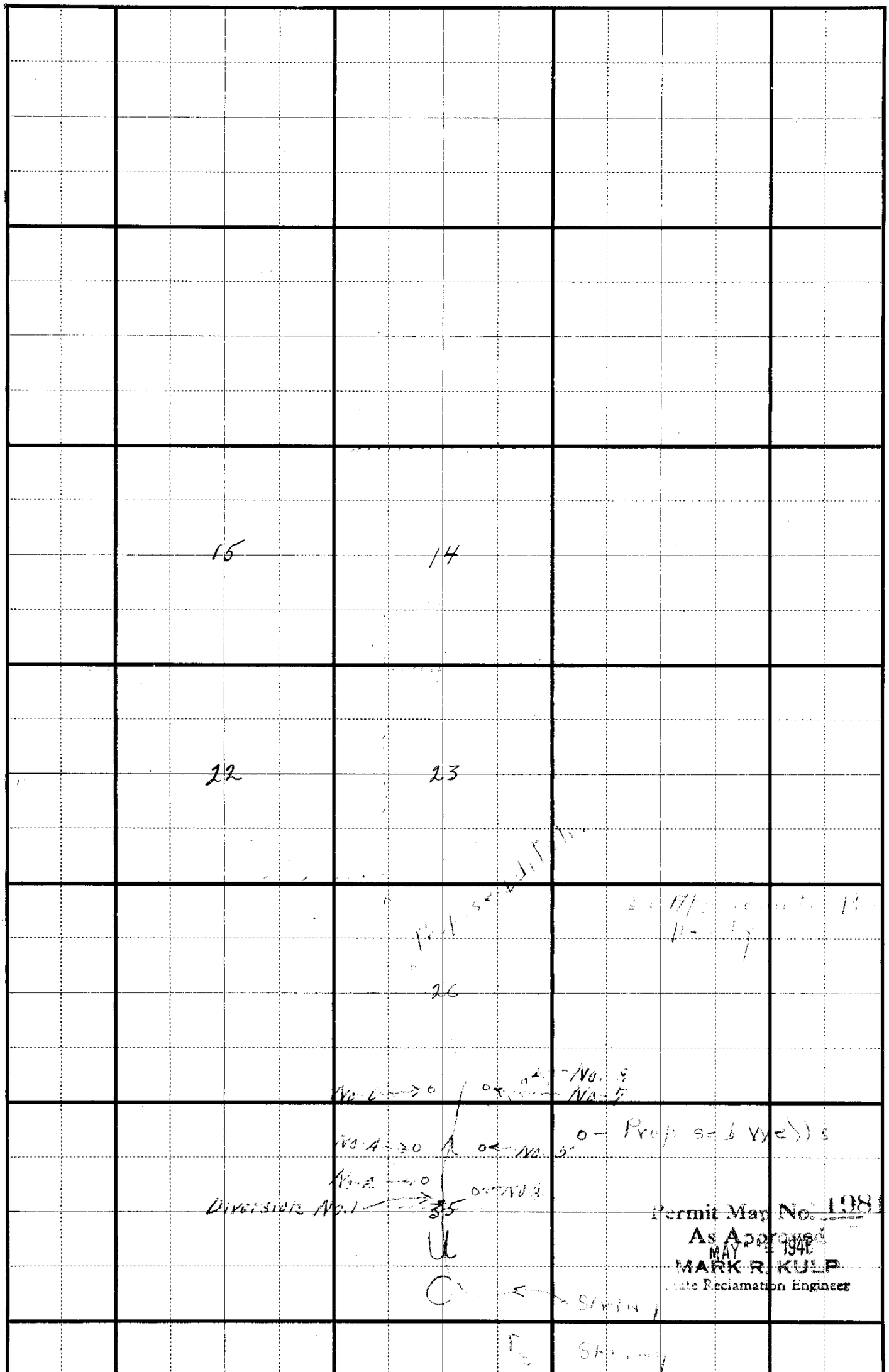
MARK R. KULP

State Reclamation Engineer

Paul Sohnell
C/o F. C. Sheneberger
Fidelity Nat'l. Bank Bldg.
Twin Falls, Idaho
Enc. Receipt # 19417

19816

NAME OF APPLICANT Paul Schr 1 T. 14 So R 1 EBM FORM No. 0



SCALE: 2 INCHES EQUALS 1 MILE. DRAW PLAN IN INK.

19816

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

April 25, 1946

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

Dear Mr. Kulp;

I am enclosing application of Mr. Paul Schnell for water permit together with his check in the sum of $7.25.

Very respectfully,

F. C. Sheneberger

FCS:s

RECEIVED
APR
3:15 PM
Department of Reclamation

19816