

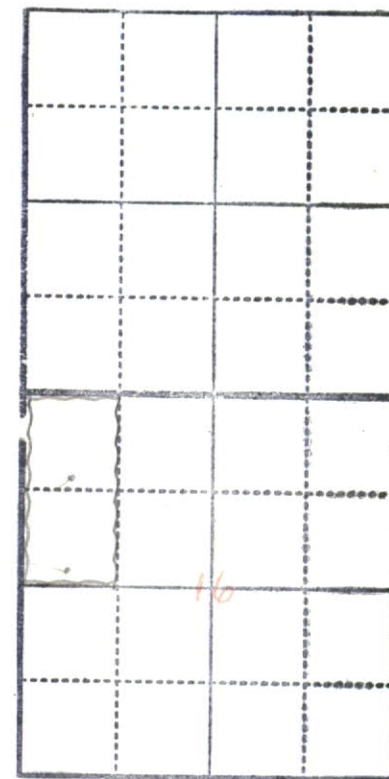
# APPLICATION FOR PERMIT

## To Appropriate the Subterranean Waters of The State of Idaho

67-2282

Application No. G- 36912  
Permit No. G- 28924  
District No.

1. Name of Applicant: John Eisenbarth  
Postoffice address: Rt. #3, Weiser County: Washington State: Idaho
2. Quantity of water claimed:
  - (a) Rate of withdrawal in cubic feet per second 1.6 or Idaho  
Miners' inches 80 or gallons per minute
  - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NW NW 1/4 of the NW 1/4 of Section 16  
Twp. 10 N , Rge. 5 W , B.M., County of Washington
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
  - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.  
Rge. , B.M.
  - (b) Waste water or sewage effluent is to be returned to  
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Wells, pumps, and ditches, or sprinkler system
8. Estimated cost of works: \$ 2,000
9. (a) Is reservoir to be used? no  
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
  - I. (a) Date and place of incorporation:  
(b) Amount of capital stock: \$ (c) Amount paid in: \$  
(d) Names and addresses of directors:
  - II. The financial resources of the applicant are (a) Cash on hand: \$  
(b) Treasury stock: (c) Bonds to be issued:  
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Use right for subterranean water from well in SW corner NW 1/4 NW 1/4 and well south center SW 1/4 NW 1/4 Sec. 16
  - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
  - (b) 1.6 (cubic feet per second, inches or gallons per minute) is for new lands.

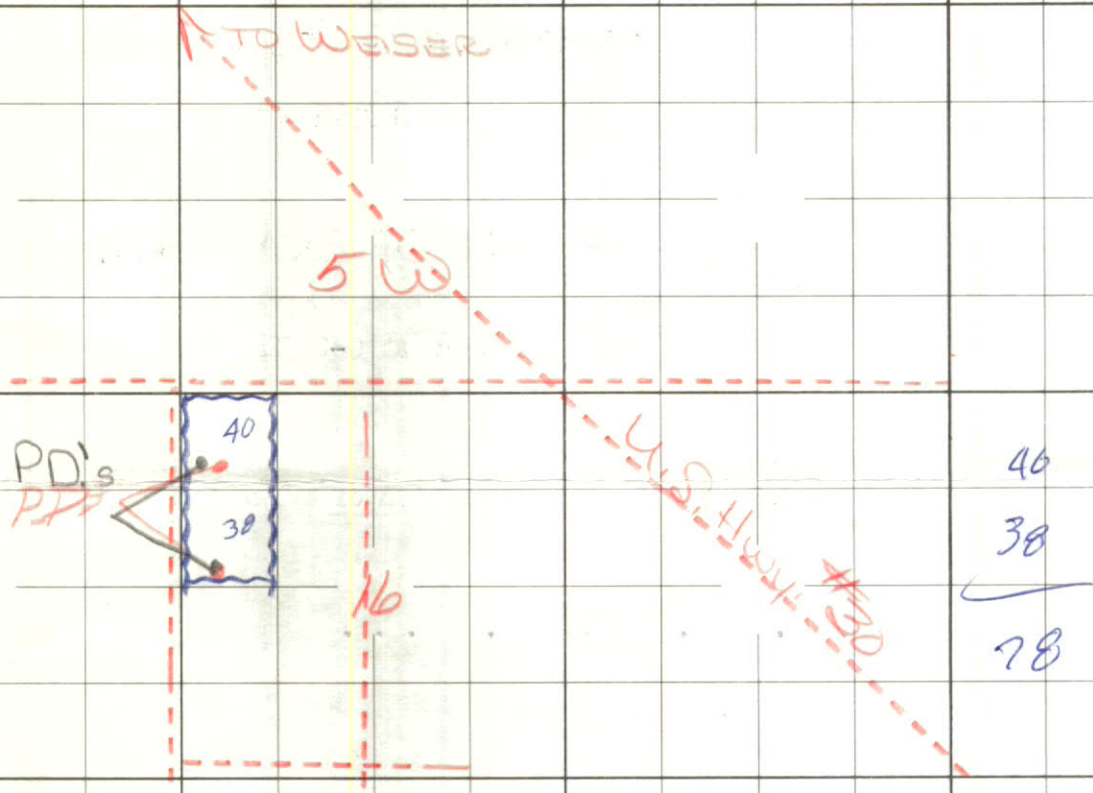


Permit No. 67-2282

W $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec. 16, T. 10N, R. 5W, B.M.

*John Biscanbath*  
*Route 3*  
*Neenah, Idaho 83672*

10  
N



Area - 70 A.

Subdivisions - 2

Q = 1.0 cfs

No. 1824

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }  
County of Washington } ss.

AUG 16 1965

Department of Reclamation

*Sarahy Zockey*, being duly sworn,  
deposes and says:

That he is the *Chief Clerk* of THE  
WEISER AMERICAN, a weekly newspaper published at  
Weiser, in the County of Washington and State of Idaho; that  
said paper has been and is in general circulation in the county  
aforesaid, and in the vicinity of Weiser; that the advertise-  
ment, a copy of which is attached hereto, was published in  
said newspaper once a week for *Four (4)* consecutive weeks  
in the regular and entire issue of said paper during the period  
and time of publication, and was published in the newspaper  
proper and not in a supplement; that said paper has been  
established and regularly published for more than seventy-  
eight consecutive weeks prior to the date of first publication  
of said advertisement.

Such notice was published in the issue beginning with  
*June 28*, 19*65*, and ending  
with the issue of *July 19*, 19*65*.

Fees, \$

*23.85*

Subscribed and sworn to before me this *21* day

of

*July*, 19*65*

*Notary Public, Residing at Weiser, Idaho.*

My Commission Expires

*5-1*

19*69*

RECEIVED  
AUG 11 1965  
Department of Reclamation

1824  
NOTICE OF PROOF OF  
COMPLETION OF WORKS  
and  
APPLICATION OF WATER TO  
BENEFICIAL USE

Notice is hereby given that at  
10 A.M., on the 10th day of August  
1965, at Weiser, County of Wash-  
ington, State of Idaho before John  
B. Lloyd, Notary Public, at (address)  
26 West Idaho St., Weiser, Idaho,  
proof will be submitted of the com-  
pletion of works for the diversion  
of 1.6 cubic feet per second of un-  
derground water from a well, and  
of the application to beneficial use  
of said water, in accordance with  
the terms and conditions of Permit  
No. G28924, heretofore issued by  
the Department of Reclamation of  
the State of Idaho.

1. The name and postoffice ad-  
dress of the person or corporation  
holding said permit is John Eisen-  
barth, Rt. No. 3, Weiser, Idaho.

2. Said works of diversion will be  
fully completed on the date for  
such completion, and the amount  
of water which said works are ca-  
pable of conveying to the place of  
use is 1.6 cubic feet per second.

3. The use to which said water  
has been applied is irrigation, pur-  
poses and the amount applied to  
beneficial use is 1.6 cubic feet per  
second.

4. The point of diversion of said  
water is SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of  
NW $\frac{1}{4}$ , Section 16, Township 10 N.,  
Range 5 WBM, Washington County,  
Idaho.

5. The place where said water  
is used is NW $\frac{1}{4}$  of NW $\frac{1}{4}$  and SW $\frac{1}{4}$   
of NW $\frac{1}{4}$ , Section 16, Township 10  
N., Range 5 WBM.

6. The date of priority which  
said user is prepared to establish  
is Aug. 8, 1960.

Carl E. Tappan  
State Reclamation Engineer  
27-4a

28924

R5W

Proposed

Well-Points of Diversion

T  
10  
N

Old Wells

16

Permit Map No. 9-28924

As Approved

GEO. N. CARTER

Reclamation Engineer

AUG 11 1960

1824  
NOTICE OF PROOF OF  
COMPLETION OF WORKS

and  
APPLICATION OF WATER TO  
BENEFICIAL USE

Notice is hereby given that at 10 A.M., on the 10th day of August 1965, at Weiser, County of Washington, State of Idaho before John B. Lloyd, Notary Public, at (address) 26 West Idaho St., Weiser, Idaho, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G28924, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is John Eisenbarth, Rt. No. 3, Weiser, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes and the amount applied to beneficial use is 1.6 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 16, Township 10 N., Range 5 WBM, Washington County, Idaho.

5. The place where said water is used is NW $\frac{1}{4}$  of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 16, Township 10 N., Range 5 WBM.

6. The date of priority which said user is prepared to establish is Aug. 8, 1960.

Carl E. Tappan  
State Reclamation Engineer

State of Idaho  
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 67-2282 Priority 8-8-60 Amount 1.0 cfs

THIS IS TO CERTIFY, that John Eisenbarth  
of Weiser, Idaho, has complied with the terms and conditions of Permit  
No. 67-2282 issued pursuant to Application for Permit dated August 8, 1960,  
and has submitted proof to the Department of Water Administration on August 11, 1965,  
that he has applied water to a beneficial use; an examination by the Department indicates that the  
works have a capacity of 1.0 cfs, and that the water has in fact been applied to a  
beneficial use; a right to the use of water from a ground water source  
tributary of \_\_\_\_\_, is hereby confirmed in the following amounts:

Amount 1.0 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)

Amount \_\_\_\_\_ for \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)

Amount \_\_\_\_\_ for \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)

Subject, however, to the condition that no more than 1.0 cfs of water be diverted at  
any one time, said waters to be diverted within the (1) NW $\frac{1}{4}$ NW $\frac{1}{4}$ , (2) SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 16,  
T. 10N, R. 5W, B.M.

in the county of Washington, and that the amount of water so diverted and to which such  
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can  
actually be beneficially used and shall not exceed 351 acre feet per year or \_\_\_\_\_  
4.5 acre feet per acre.

Description and location of place of use:

| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 10N  | 5W    | 16   |                  |                  |                  |                  |                  | 40               | 38               |                  |                  |                  |                  |                  |                  |                  |                  |                  | 78     |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated 78

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 16<sup>th</sup> day of

July, 19 71.

  
Director

67-2282

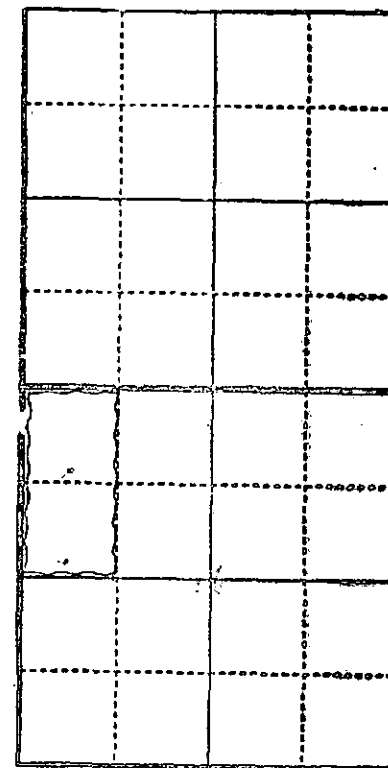
67-2282

# APPLICATION FOR PERMIT

## To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36912  
 Permit No. G- 28924  
 District No.

1. Name of Applicant: John Eisenbarth  
 Postoffice address: Rt. #3, Weiser County: Washington State: Idaho
2. Quantity of water claimed:
  - (a) Rate of withdrawal in cubic feet per second 1.6 or Idaho  
 Miners' inches 80 or gallons per minute
  - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NW NW 1/4 of the NW 1/4 of Section 16  
 Twp. 10 N , Rge. 5 W , B.M., County of Washington
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
  - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.  
 Rge. , B. M.
  - (b) Waste water or sewage effluent is to be returned to  
 at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B. M.
7. Kind of works: Wells, pumps, and ditches, or sprinkler system
8. Estimated cost of works: \$ 2,000
9. (a) Is reservoir to be used? no  
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
  - I. (a) Date and place of incorporation:  
 (b) Amount of capital stock: \$ (c) Amount paid in: \$  
 (d) Names and addresses of directors:
  - II. The financial resources of the applicant are (a) Cash on hand: \$  
 (b) Treasury stock: (c) Bonds to be issued:  
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Use right for subterranean water from well in SW corner NW 1/4 NW 1/4 and well south center SW 1/4 NW 1/4 Sec. 16
  - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
  - (b) 1.6 (cubic feet per second, inches or gallons per minute) is for new lands.



LICENSE ISSUED FOR 1.0 SEC. FT.  
 LICENSE PAGE NO. \_\_\_\_\_

## WELL DRILLER'S REPORT

**State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.**

[illegible]

WATER RIGHT NUMBER 67-2282

OWNER LAST NAME - EISENBARTH

FIRST NAME - JOHN

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - WEISER

STATE - ID ZIP CODE -

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 08-08-1960 COUNTY - WASHINGTON TOTAL DIV. RATE - 1.0000 -CFS

TOTAL DIV. VOLUME - 351.00 AFA TRFR/AMEND -

WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -

DIVERSION POINT - NWNW 16 10N 05W LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

SNNW 16 10N 05W LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 03-15 TO - 11-15 USE - IRRIGATION

USE DIV. RATE - 1.0000 CFS USE DIV. VOLUME - 351.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 10N RNG 05W SEC 16 TRACT NWNW LOT AC 40 TRACT SNNW LOT AC 38

DECREE NAME -

DATE -

TOTAL ACRES 78

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 28924

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

IDENT. NO. 62-2282

WATER RIGHT  
DATA ENTRY LOG

[illegible]

**STATE OF IDAHO**

**DEPARTMENT OF WATER ADMINISTRATION**

Statehouse — Annex 2  
Boise, Idaho 83707  
(208) 384-2215



**R. Keith Higginson**  
Director

Water Rights Administration  
Water Resource Investigations  
Dam and Reservoir Safety  
Water Well Drilling  
Flood Plain Management  
Irrigation and  
Flood Control Districts

July 16, 1971

Re: License No. 67-2282 - John Eisenbarth

John Eisenbarth  
Route #3  
Weiser, Idaho 83672

Dear Mr. Eisenbarth:

Please find enclosed the above referenced license.

Very truly yours,

**BOBBY D. FLEENOR**  
Assistant Director

BDF:cr

Enclosure

67 2282

May 17, 1971

John Eisenbarth  
Route #3  
Weiser,  
Idaho 83672

Dear Mr. Eisenbarth:

Returned herewith is your receipt No. 6422 in the amount of \$9.00  
for licensing fee on permit No. 67-2282,  
which was received in this office under the above date.

Very truly yours,

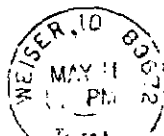
M. RUSSELL BOSCH  
Administrative Assistant

MRB:ejw

Enclosure

67 2282

POST OFFICE DEPARTMENT  
OFFICIAL BUSINESS



POSTMARK OF DELIVERING OFFICE



Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.

RETURN  
TO

POD Form 3811 Apr. 1969 c55-16-71548-11

67 2282

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).  
REQUIRED FEE(S) PAID.

☐ Show to whom, date and address  
where delivered

☐ Deliver ONLY  
to addressee

### RECEIPT

*Received the numbered article described below.*

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

31298

1

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

5-11-71

SHOW WHERE DELIVERED (*only if requested*)

67-2282

67-2282

Permit No. 67-2282

W $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec. 16, T. 10N, R. 5W, B.M.

*Leah Ann Smith*  
*Academy of Art*

May 10, 1971

CERTIFIED MAIL

#31298

Re: Permit No. G-28924 (New No. 67-2282)

John Eisenbarth  
Route 3  
Weiser, Idaho 83672

Dear Mr. Eisenbarth:

It appearing to the Department of Water Administration that the terms and conditions of Permit G-28924/67-2282 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee of \$9.00, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before June 19, 1971, why said permit should not be cancelled.

Permit G-28924/67-2282 claims the use of 1.6 cubic feet per second of water from a ground water source, the point of diversion was to be located within the NW<sup>1</sup>/<sub>4</sub> and SW<sup>1</sup>/<sub>4</sub> of Sec. 16, T. 10N, R. 5W, E.M., and the permit was approved August 11, 1960.



*R. Keith Higginson*

R. KEITH HIGGINSON  
Director

67 2282

May 11, 1966

RE: Permit No. G-28924

John Eisenbarth  
Rt 3  
Weiser, Idaho

Dear Mr. Eisenbarth:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G\_28924 shows the well(s) ~~is~~ (are) capable of conveying 50 miner's inches, or 1.0 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 9.00 , we will issue the Certificate of Completion of Works for 1.0 c.f.s. and the License and Certificate of Water Right for 1.0 c.f.s. confirming the right, with priority of August 8, 1960 , to the use of subterranean water with the points of diversion in the NW~~1~~4, SW~~1~~4, Sec. 16 for irrigation of 78 acres in the W~~1~~2NW~~1~~4, Sec. 16, T. 10 N., R. 5 W., B.M.

Very truly yours,

M. Russell Bosch  
Office Manager

MRB:mr

28924

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF EXAMINER

PERMIT NO. G-28924 ✓

REPORT ON PROOF OF Completion of Works & Beneficial Use ✓

JOHN EISENBARTH  
ROUTE 3  
WEISER



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

Permit No. G-28924

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

1. Name of applicant John Eisenbarth

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the NW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> & SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Section 16

T. 10 N. R. 5 W.B.M. County of Washington

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

#1 10 HP Motor & Centrifugal pump in dug well

G.E. 703766 6" line to sprinklers

#2 5 HP Motor & submerged pump in dug well

5. Water is used for: Irrigation

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

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

W<sup>1</sup>/<sub>2</sub> NW<sup>1</sup>/<sub>4</sub> Sec. 16., Twp. 10 N., Rge. 5 W.B.M.

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

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

Remarks:

#1 - 40' "6.4" @ 42 psi

$Q = 5.5 (40) = 220 \text{ gpm} = .59 \text{ cfs}$

#2 - 14" @ 12" fall coordinate method of pipe

$V = 4.75 \quad A = .0873 \quad Q = 4.75 (.0873) = .41 \text{ cfs}$

$Q = 1.00 \text{ cfs}$

This examination was made on the 2nd day of May, 1966.

(Signed)

Don Watts

Examiner.

INSTRUCTIONS TO EXAMINERS

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

RECEIVED  
MAY 10 1886

Department of Reclamation

John Eisenbarth ✓  
Route #3 ✓  
Weiser, Idaho ✓

Permit No. G-28924 ✓

Examination for Completion of Works & Beneficial Use ✓

County Washington ✓

Quantity: 1.6 CFS Sec. 16 ✓ T10N ✓ R. 5 ✓ WBM

Source: SUBTERRANEAN

P.D.: NWNW, SWNW, S. 16, 10N-54

Use: IRRIGATION

Extension:       

Protest:       

Completion of Works:       

Other Rights: USE RIGHT IN SW  
CORNER. NW 1/4 NW 1/4 APT.  
SOUTH CENTER SW 1/4 NW 1/4, S. 16

Filed: AUG. 8, 1960

Due: AUG. 11, 1965

August 17, 1965

RE: Permit 28924  
John Eisenbarth

John Eisenbarth  
Route # 3  
Weiser, Idaho

Dear Mr. Eisenbarth:

Returned herewith is your amendment and  
your check for \$1.00. Your proofs now agree with your  
permit, therefore, this amendment is not required.

Very truly yours,

CARL E. TAPPAN  
State Reclamation Engineer

M. RUSSELL BOSCH  
State Water Rights & Records Clerk

MRB:ct  
Enc. check, \$1.00  
amendment

28924

Re: Permit No. G-28924

John Eisenbarth  
Route #3  
Weiser, Idaho

Dear Mr. Eisenbarth:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the WEISER AMERICAN, all submitted in proof of completion of works and beneficial use on Permit No. G-28924

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

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

Very truly yours,

CARL E. TAPPAN  
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule  
Chief Clerk

EPR:

NO. 1824

AFFIDAVIT OF PUBLICATION

AUG 18 1965

Department of Reclamation

STATE OF IDAHO,  
County of Washington } ss.

Department of Reclamation

*Sarah Zackey*, being duly sworn,  
deposes and says:

That she is the *Chief Clerk* of THE  
WEISER AMERICAN, a weekly newspaper published at  
Weiser, in the County of Washington, and State of Idaho; that  
said paper has been and is in general circulation in the county  
aforesaid, and in the vicinity of Weiser; that the advertise-  
ment, a copy of which is attached hereto, was published in  
said newspaper once a week for *four (4)* consecutive weeks  
in the regular and entire issue of said paper during the period  
and time of publication, and was published in the newspaper  
proper and not in a supplement; that said paper has been  
established and regularly published for more than seventy-  
eight consecutive weeks prior to the date of first publication  
of said advertisement.

Such notice was published in the issue beginning with  
*June 28*, 1965, and ending  
with the issue of *July 19*, 1965.

*Sarah Zackey*  
Fees, \$ *23.85*

Subscribed and sworn to before me this *21* day

of *July*, 1965  
*Harold*  
Notary Public, Residing at Weiser, Idaho.

My Commission Expires *5-1*, 1969

1824  
NOTICE OF PROOF OF  
COMPLETION OF WORKS  
and  
APPLICATION OF WATER TO  
BENEFICIAL USE  
Notice is hereby given that at  
10 A.M. on the 10th day of August  
1965, at Weiser, County of Wash-  
ington, State of Idaho before John  
B. Lloyd, Notary Public, at (address)  
26 West Idaho St., Weiser, Idaho,  
proof will be submitted of the com-  
pletion of works for the diversion  
of 1.6 cubic feet per second of un-  
derground water from a well, and  
of the application to beneficial use  
of said water, in accordance with  
the terms and conditions of Permit  
No. G28924, heretofore issued by  
the Department of Reclamation of  
the State of Idaho.  
1. The name and postoffice ad-  
dress of the person or corporation  
holding said permit is John Eisen-  
barth, Rt. No. 3, Weiser, Idaho.  
2. Said works of diversion will be  
fully completed on the date for  
such completion, and the amount  
of water which said works are ca-  
pable of conveying to the place of  
use is 1.6 cubic feet per second.  
3. The use to which said water  
has been applied is irrigation, pur-  
poses and the amount applied to  
beneficial use is 1.6 cubic feet per  
second.  
4. The point of diversion of said  
water is SW 1/4 of NW 1/4, NW 1/4 of  
NW 1/4, Section 16, Township 10 N.,  
Range 5 WBM, Washington County,  
Idaho.  
5. The place where said water  
is used is NW 1/4 of NW 1/4 and SW 1/4  
of NW 1/4, Section 16, Township 10  
N., Range 5 WBM.  
6. The date of priority which  
said user is prepared to establish  
is Aug. 8, 1960.  
Carl E. Tappan  
State Reclamation Engineer  
27-4a

28924

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. B-28924

\*\*\*\*\*

PROOF OF APPLICATION OF WATER TO BENEFICIAL  
and Completion of Works

RECEIVED  
AUG 11 1965  
Department of Reclamation

RECEIVED  
AUG 16 1965  
Department of Reclamation

Department of Reclamation

DEPOSITION OF HOLDER

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

John Eisenhantz, R#3, Warren, Idaho

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

Ques. 3. State number, approval date of permit, and date of priority: \_\_\_\_\_

B-28924, August 11, 1960, Priority, Summer 1937

Ques. 4. State source of water supply: Wells

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

Almost center of 80 acre farm NW 1/4 of Sec 16, Twp 10 N R 5 W Bm  
NW 1/4 NW 1/4 Sec 16, Twp 10 N R 5 W Bm

Ques. 5. Describe your works of diversion: 5 hp elec. motor, on #9 well in farm works

Pump; state amount of water they are capable of conveying from point of diversion to place of use: 1.6

; Give name of canal or ditch or other works by which water is conducted to such place of use: None

; if a well, state depth of well 26; depth and size of

casing 26 ft 4 in casing; depth to water 13 ft; if pump is used,

state discharge of pump: 1.6; tell how it was measured or determined

Wier; if sprinkler irrigation, give number and size

of nozzles and operating pressure: not applicable, not used on this property

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

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

40 acres NW 1/4 NW 1/4 of Sec 16, Twp 10 N R 5 W Bm

W 1/2 NW 1/4 Sec 16, Twp 10 N R 5 W Bm

W 1/2 NW 1/4 Sec 16, Twp 10 N R 5 W Bm

*No log*

28924

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

Was able to raise crops requiring water & get better production

2 Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Self dug

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

irrigation only

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: Aug 1-1960 - Time used since first use:

each irrigation season

Ques. 10. Describe all other water rights appurtenant to same place of use: \_\_\_\_\_

None

(sign) John Eisenbarth

\*\*\*\*\*

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

Weiser, County of Washington  
State of Idaho, on this 10 day of August, A. D. 1965.

My commission expires: 4-1-66

John B. Boyd

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. \_\_\_\_\_

\*\*\*\*\*

RECEIVED

AUG 18 1965

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

Department of Reclamation

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:

Bill Michael 42, Rt #3, Car Salesman

Ques. 2 Are you acquainted with Jim Eisenhardt, the holder of Permit No. 6-28924? How long have you known him and where does he reside?

15 years

Ques. 3. Have you read or heard said Permit No. 6-28924 read, and are you familiar with its provisions and conditions: Yes yes No. \_\_\_\_\_

Ques. 4. State source of water supply: Wells

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

Sec 16 - Twp 10 N R 5 W Bm

Describe works for conveying water to place of use: Wells pumps & ditches

Sprinkler system

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 1.6 How much water have you seen being so

conveyed? Full amount

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

80 acres NW 1/4 Sec 16 Twp 10 N R 5 W Bm

80 acres NW 1/4 Sec 16 Twp 10 N R 5 W Bm

28924

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

No Exceptions

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.

Sandy loam soil requires inch & over of water

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? No

Ques. 10. When did you first see this water used? Aug-1-1960

Other times you have seen such use: Continuously each irrigating season from 1960

(Signed):

Bee Michael

\*\*\*\*\*

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 \_\_\_\_\_

Weiser, County of Washington, State of Idaho, on this 10 day of Aug, A. D. 1965

John A. Lloyd  
Notary Public for the State of Idaho  
Residing Weiser Idaho

My commission expires 4-1-66

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
Boise, Idaho

RECEIVED  
AUG 11 1965  
Department of Reclamation

Permit No. \_\_\_\_\_

\*\*\*\*\*

RECEIVED  
AUG 16 1965  
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE  
and Completion of Works

DEPOSITION OF WITNESS

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

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

Lloyd M. Newman, 79, Rt #3, Retired Farmer, Weiser Idaho

Ques. 2 Are you acquainted with John Eisenbarth, the holder of Permit No. 628924? How long have you known him and where does he reside?

25 years

Ques. 3. Have you read or heard said Permit No. 628924 read, and are you familiar with its provisions and conditions: Yes yes No. \_\_\_\_\_

Ques. 4. State source of water supply: Wells

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

SW 1/4 of NW 1/4 of Sec 16 - Twp 10 N R 5 W B M

Describe works for conveying water to place of use: Wells, pumps, & ditches

sprinkler system

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 1.6 How much water have you seen being so

conveyed? full amount

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

40 acres NW 1/4 of NW 1/4 of Sec 16 - Twp 10 N R 5 W B M  
20 1/2 NW 1/4 Sec 16 Twp 10 N R 5 W B M 80 a/c

28924

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

No exceptions

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.

Sandy loam soil, requires 1 inch to 1 acre of water

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? No

Ques. 10. When did you first see this water used? Aug 1-1960

Other times you have seen such use: Continuously each irrigating season from 1960

(Signed):

Lloyd M. Newman

\*\*\*\*\*

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

Elgin, County of Washington, State of Idaho, on this 10 day of Aug, A. D. 1965

Sam R. Lloyd  
Notary Public for the State of Idaho  
Residing Elgin Idaho

My commission expires 4-1-66

August 12, 1965

RE: Permit No. G-28924  
John Eisenbarth

John Eisenbarth  
Route # 3  
Weiser, Idaho

Dear Mr. Eisenbarth:

Returned herewith are your proofs in connection with the above numbered permit. You list the points of diversion as being the NW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>, and the NW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub> while the permit lists them as the NE<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>, and the SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>. Also you state an 80 acre farm but only have 40 acres listed in question # 6. It seems it should include the SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>. If you have changed the point of diversion this will require an amendment and the proofs will have to be re-advertised at your expense.

Enclosed is an amendment form for the point of diversion; the recording fee is \$1.00.

Please make the necessary corrections to the proofs and/or amendment and return promptly.

Very truly yours,

CARL E. TAPPAN  
State Reclamation Engineer

M. RUSSELL BOSCH  
State Water Rights & Records Clerk

MRBict  
Enc. Proofs  
Amend. to P. D.

289241

RECEIVED

JUN 24 1965

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June - 22 - 1965  
(P. O.) Weiser, 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 American Newspaper of  
Weiser, Idaho Published in  
the county in which the works are situated.

John E. Egan

(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

28924

RECEIVED  
JUN 24 1965

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

Department of Reclamation:

Notice is hereby given that at 10 A M., on the 20 day of August 1965, at Weiser, County of Washington State of Idaho before John B. Flaga, Notary Public, at (address) 26 West Idaho St. Weiser Idaho, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 28924, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is John Eisenbarth, Rt #3 Weiss Idaho

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.6 cubic feet per second. ✓

3. The use to which said water has been applied is irrigation

\_\_\_\_\_, purposes and the amount applied to beneficial use is  
1.6 cubic feet per second.

4. The point of diversion of said water is NW 1/4 of SW 1/4 of NW 1/4 of  
Sec 16, Twp 10 N, R 5 W Bm Wm County, Idaho

5. The place where said water is used is NW 1/4 NW 1/4 and SW 1/4 NW 1/4 Sec 16 Twp 10 N R 5 W Bm

6. The date of ~~priority~~<sup>✓</sup> which said user is prepared to establish is

Aug. ~~19~~<sup>20</sup> = 1960

CARL E. T APPAN

State Reclamation Engineer

28924/18

Re: Permit No. G-28924  
John Eisenbarth

Date: June 24, 1965

Weiser American,  
Weiser, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week  
for four consecutive weeks prior to August 10, 1965  
the date set for proof; the expense of the publication is to be paid  
by the applicant John Eisenbarth  
of Rt. #3, Weiser, 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 or tear sheet of the first publication. \*\*

Very truly yours,

*Carl E. Tappan*  
CARL E. TAPPAN  
State Reclamation Engineer

\*\* If the first copy is not received in this office for checking  
purposes and errors appear in subsequent issues, it is possible  
that re-publication of corrected copy will be at your own expense

June 24, 1965

Re: Permit No. G-28924

Mr. John Eisenbarth,  
Rt. #3,  
Weiser, Idaho.

Dear Mr. Eisenbarth:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. G-28924. The proofs are to be made at 10:00 o'clock A.M., on the 10th day of August, 1965, before John B. Lloyd, 26 West Idaho St., Weiser, Idaho Notary Public.

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

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

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

Very truly yours,

CARL E. TAPPAN  
State Reclamation Engineer  
By

(MRS.) EDNA P. RULE  
Chief Clerk

Encl.  
EPR:pmk  
cc: Notary

28924

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-28924

June 1, 1965

John Eisenbarth  
Route #3  
Weiser, Idaho

Dear Mr. Eisenbarth:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 28924, are due not later than August 11, 1965

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated -- all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,

*Carl E. Tappan*

State Reclamation Engineer

Enclosures Forms 36 and 11

28924

August 22, 1960

Re: Permit No. G-28924

Mr. John Eisenbarth,  
Route #3,  
Weiser, Idaho.

Dear Mr. Eisenbarth:

We enclose Permit No. G-28924 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-5112 which was issued covering payment in the amount of \$5.25 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER  
State Reclamation Engineer  
By

(Mrs.) Edna P. Rule  
Chief Clerk

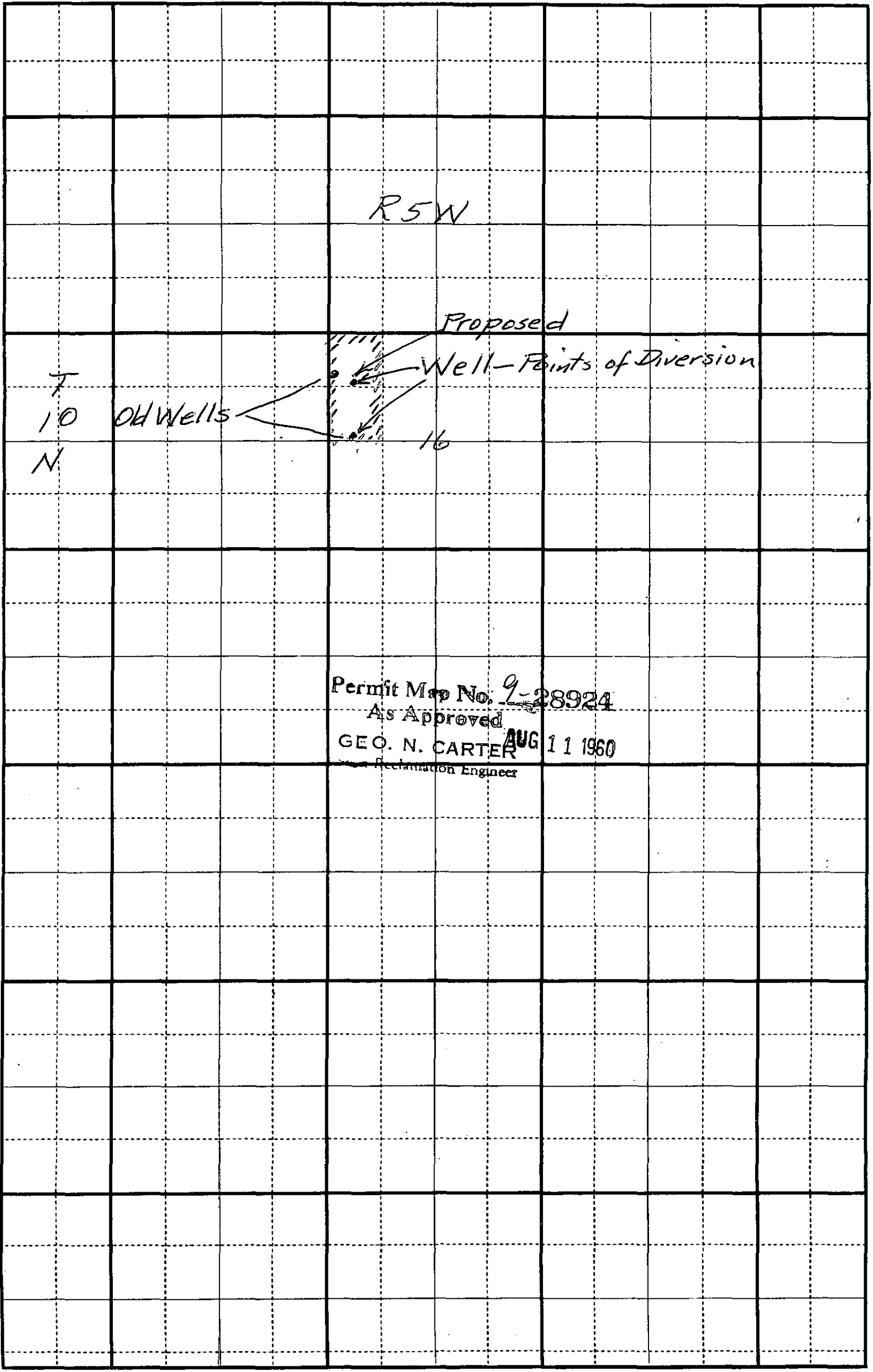
Encl.  
EPR:pmk

28924

NAME OF APPLICANT

Joh Eisenbarth

Form No. 0



Permit Map No. 9-28924  
As Approved  
GEO. N. CARTER  
Reclamation Engineer

AUG 11 1960

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

28924

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

Notice is hereby given that at 10 A.M., on the 10th day of August, 1965, at Weiser, County of Washington, State of Idaho before John B. Lloyd, Notary Public, at (address) 26 West Idaho St., Weiser, Idaho, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G28924, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is John Eisenbarth, Rt. No. 3, Weiser, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes and the amount applied to beneficial use is 1.6 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 16, Township 10 N., Range 5 WBM, Washington County, Idaho.

5. The place where said water is used is NW $\frac{1}{4}$  of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 16, Township 10 N., Range 5 WBM.

6. The date of priority which said user is prepared to establish is Aug. 8, 1960.

Carl E. Tappan  
State Reclamation Engineer  
28924 27-4a