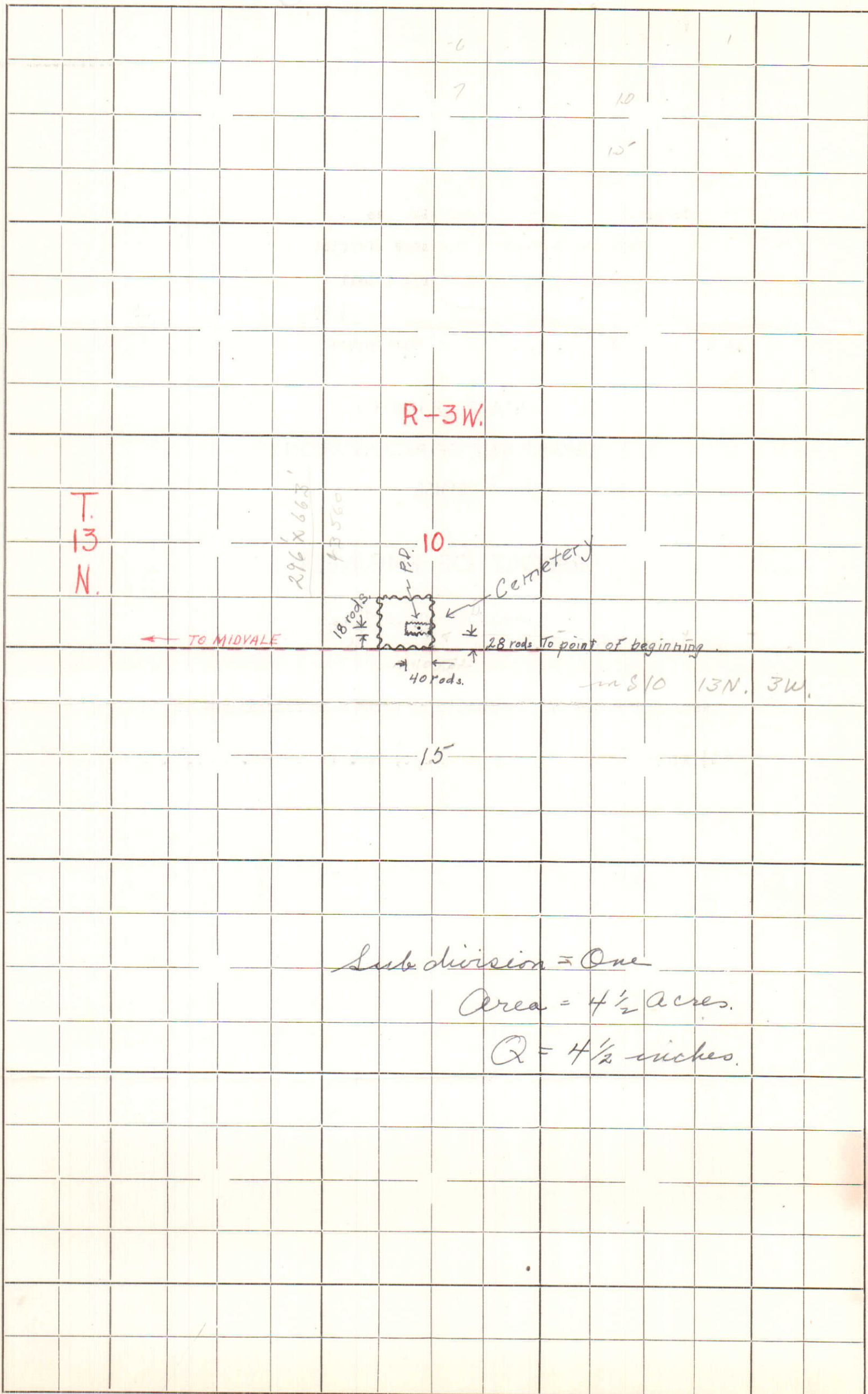




R-3W.

T.
13
N.

296 X 663

43560

10

P.D.

Cemetery

← TO MIDVALE

18 rods

40 rods

28 rods To point of beginning

in S 10 13 N. 3 W.

15

Sub division = One

Area = $4\frac{1}{2}$ Acres.

Q = $4\frac{1}{2}$ inches.

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

Notice is hereby given that at 10:00 A. M., on the 17th day of April, 1956, at Cambridge, County of Washington, State of Idaho, before Mae Collins, Notary Public proof will be submitted of the completion of works for the diversion of .09 cubic feet per second of the waters of a drilled well and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-24429 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Midvale Maintenance Cemetery District, Midvale, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is .09 cubic feet per second.

3. The use to which said water has been applied is Sprinkling system of Eastside Cemetery purposes, and the amount applied to beneficial use is .09 cubic feet per second

4. The place where said water is used is SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 10., Twp. 13 N., Range 3 W., B. M., and the well is located SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 10., Twp. 13 N., Range 3 W. B. M.

5. The date of priority which said user is prepared to establish is August 25, 1953.

MARK R. KULP
State Reclamation Engineer
37-4

AFFIDAVIT OF PUBLICATION

State of Idaho }
County of Washington } ss.

Stuart Dopf, being first duly sworn, deposes and says that he is the publisher, foreman, principal clerk, of THE NEWS-REPORTER, a weekly newspaper published at Cambridge, Washington County, Idaho, and that said paper has been published continuously for more than 78 weeks immediately preceding the first publication of the attached notice; that said paper is in general circulation in the county aforesaid and in the vicinity of Cambridge, Idaho; that the notice, a copy of which is attached hereto, was published in said newspaper once a week for four consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement thereto; that the publication of said notice began with the issue of March 23., 1956., and ended with the issue of April 13., 1956.

Stuart Dopf

Subscribed and sworn to before me this

16th day of April, 1956

Mae Collins
Notary Public for Idaho, residing at
Cambridge, Idaho

G24429

RECEIVED
MAY 3 1956
Department of Reclamation

September 18, 1953

RE: Permit No. G-24429

Mr. Paul E. Jacks, Secretary-Treasurer
Midvale Maintenance Cemetery District
Star Route
Midvale, Idaho

Dear Mr. Jacks:

We enclose Permit No. G-24429 in the name of Midvale Maintenance Cemetery District, together with departmental receipt No. G-249 for the \$5.00 filing fee.

We note your statement as to the uncertainty of the time required to complete the project, so we have allowed the statutory maximum of 5 years, or until September 9, 1958.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

Well Log in Log File

G24429

NAME OF APPLICANT MIDVAL MAINTENANCE CEMETERY DISTRICT

Form No. 0

10

Point of Diversion Well

~~10~~

Permit Map No. 24429
As Approved
SEP 9 1953
MARK R. KULP
State Reclamation Engineer

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

24429

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

Notice is hereby given that at 10:00 A. M., on the 17th day of April, 1956, at Cambridge, County of Washington, State of Idaho, before Mae Collins, Notary Public proof will be submitted of the completion of works for the diversion of .09 cubic feet per second of the waters of a drilled well and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-24429 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Midvale Maintenance Cemetery District, Midvale, Idaho.
2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is .09 cubic feet per second.
3. The use to which said water has been applied is Sprinkling system of Eastside Cemetery purposes, and the amount applied to beneficial use is .09 cubic feet per second.
4. The place where said water is used is SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 10, Twp. 13 N., Range 3 W., B. M., and the well is located SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 10., Twp. 13 N., Range 3 W. B. M.
5. The date of priority which said user is prepared to establish is August 25, 1953.

MARK R. KULP
State Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. G-24429

Amount .09 c.f.s.

Water District No. _____

Priority August 25, 1953

THIS IS TO CERTIFY that **MIDVALE MAINTENANCE CEMETERY DISTRICT**
of **Midvale, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **August 25, 1953**; that Permit No. **G-24429**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.09 second feet, was issued thereunder on **May 20, 1957**, showing that said works
were completed on the **17th** day of **April, 1956**; and that on the **17th**
day of **April, 1956**, **PAUL E. JACKS, Sec'y-Treas**
MIDVALE MAINTENANCE CEMETERY DIST.

of **Midvale**, State of **Idaho**, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a drilled
well ~~contributing~~ subterranean flow, for the purpose of **Irrigation**
, under Use Permit No. **G-24429** 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
10 of Licenses at page **5996**, on the **20th** day of **May, 1957**;

The right hereby confirmed dates from **August 25, 1953**;

The Point of Diversion is located

in the **SE 1/4 SW 1/4, Sec. 10, Tp. 13 N., R. 3 W., B. M.** County **Washington**

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 **.09** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13 N.	3 W.	10	SE 1/4 SW 1/4	4.5	<u>4.5</u>
			Total number of acres irrigated -	- - - -	4.5

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
20th day of **May, 1957**.

/s/ **Mark R. Kulp**
State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT 67-2234

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 32225
Permit No. G- 24429
District No.

Paul E. Jacks - Secretary-Treasurer
Star Route, Midvale, Idaho

1. **Name of Applicant:** MIDVALE MAINTENANCE CEMETERY DISTRICT
Postoffice address: Midvale **County:** Washington **State:** Idaho
2. **Quantity of water claimed:** .09 cubic feet per second
 - (a) **Rate of withdrawal in cubic feet per second.** .09 or Idaho
Miners' inches $4\frac{1}{2}$ or gallons per minute. 45 gallons
 - (b) **Annual withdrawal in acre feet per annum** 5 acre feet per acre on 5 acres
3. **Source of water supply:** Drilled well
4. **Location of point of diversion or well is in the** SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section Ten (10)
 Twp. 13 N. , Rge. 3 W. , B.M., County of Washington
5. **Water is to be used for:** Sprinkling system of Eastside Cemetery, at Midvale
6. **If for municipal, industrial or recreational purposes, give:**
 - (a) **Point of use of water is in the** SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section Ten (10), Twp. 13 N.
 Rge. 3 W. , B.M
 - (b) **Waste water or sewage effluent is to be returned to** No waste water from sprinkler
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. **Kind of works:** Drill well, install pressure-system for sprinkling of cemetery
8. **Estimated cost of works:** \$5000.00
9. (a) **Is reservoir to be used?** No
 (b) **Capacity of reservoir:** None
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:** None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: known as the "Eastside Cemetery" at Midvale, Idaho

Idaho as herein set forth.

MIDVALE MAINTENANCE CEMETERY DISTRICT *Applicant.*

By Paul E. Jacks
Secretary-Treasurer

Agent.

Date of first receipt at Department of Reclamation: 11:30 a.m. August 25, 1953

Returned to applicant for correction: August 26, 1953

Corrected application received: August 29, 1953

Approval of State Reclamation Engineer

The number of this permit is G-24429

Recorded in Book 87 Page 24429 Approved September 9, 1953

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before November 9, 1953

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before March 9, 1956

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before September 9, 1958.

Witness my hand this 9th day of September, 1953

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho,
and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 9th
day of September, 1953

Countersigned:

STATE OF IDAHO

(SEAL)

ByIRA H. MASTERS

Bv LEN JORDAN

Governor

Secretary of State.

By Paula L. Fleenor

Acting Secretary of State

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	
13 N.	3 W.	10				4 $\frac{1}{2}$	4 $\frac{1}{2}$
<u>Permit No. G-24429</u> Certificate of Completion of Works							
TO ALL WHOM IT MAY CONCERN: This is to certify that MIDVALE MAINTENANCE CEMETERY DISTRICT of Midvale, County of Washington, and State of Idaho, the holder of Permit No. G-24429, issued upon Application No. G-32225 bearing date of priority of August 25, 1953, authorizing the diversion of .09 second feet of the waters of a drilled well - subterranean flow County of Washington, State of Idaho, for irrigation -sprinkler system 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 .09 second feet of the waters of a well - subterranean flow that the point of diversion of said waters SE$\frac{1}{4}$SW$\frac{1}{4}$ Section 10, Township 13 North, Range 3 W., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 4$\frac{1}{2}$ acres in the SE$\frac{1}{4}$SW$\frac{1}{4}$, Section 10, Township 13 North, Range 3 W., B.M. Proof of Completion of Works made: April 17, 1956. Witness my hand this 20th day of May, A.D.1957. /s/ Mark R. Kulp State Reclamation Engineer Proof of Completion of Works made: April 17, 1956 Certificate of Completion of Works issued: May 20, 1957 .							
LICENSE ISSUED FOR .09 SEC. FT. 2001.5996							

WATER RIGHT NUMBER 67-2234

OWNER LAST NAME - MIDVALE MAINTENANCE CEMETERY DISTRICT FIRST NAME - ORIG OWNER -
ADDRESS LINE 1 - ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - MIDVALE STATE - ID ZIP CODE -
SOURCE - GROUNDWATER TRIBUTARY OF -
STAGE - LICENSE STATUS - PRIORITY - 08-25-1953 COUNTY - WASHINGTON TOTAL DIV. RATE - .0900 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - ELE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - SESW 10 13N 03W LOT REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
FROM - TO - USE - IRRIGATION USE DIV. RATE - .0900 CFS USE DIV. VOLUME - .00 AFA
USE - IRRIGATION PLACE OF USE - TWN 13N RNG 03W SEC 10 TRACT SESW LOT AC 04
DECREE NAME - DATE - TOTAL ACRES 4
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 24429
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

WATER RIGHT
DATA ENTRY LOG

[illegible]

July 27, 1959

Re: License No. G-24429

Midvale Maintenance Cemetery Dist.
Midvale, Idaho

Attn: Paul E. Jacks, Sec.-Treas.

Dear Mr. Jacks:

Enclosed is your application for permit to appropriate subterranean water with attached check in the amount of \$5.00.

Under 13 - "Existing water rights appurtenant to the lands to be irrigated" you show Permit G-24429 which has been licensed for 0.09 c.f.s. but this well has failed.

We do not know why your well has failed, whether on account of sanding or a lower water table or some other reason. The reason for the failure is of no particular importance.

The State Statutes provide that not over one miner's inch of water may be allowed per acre of land to be irrigated except in exceptional cases where full justification for more water is shown. You have a license for the full amount of water for your area to be irrigated and no extra water can be allowed. There is no provision in the law whereby your license can be cancelled by this office.

It is the opinion of this office that you can do whatever work is necessary to obtain your underground water under your license right and that a new permit cannot be allowed. Clean out your well, go deeper, or move to an adjacent spot for a new well, staying within the same 40 acre subdivision, or other work necessary to obtain the 0.09 c.f.s. according to your water license.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

HT:EPK:ew

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

Enc. applicatio

824429

27

May 20, 1957

Re: Permit No. G-24429

Mr. Paul E. Jacks, Sec'y-Treas.
Midvale Maintenance Cemetery District
Midvale, Idaho

Dear Mr. Jacks:

Enclosed is Certificate of Completion of Works and License and Certificate of Water Right issued under Permit No. G-24429 confirming the right with a priority of August 25, 1953, to the use of .09 second feet of the water from a well with the point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10, Township 13 North, Range 3 West B.M. for irrigation of four and one-half acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10.

Also enclosed is departmental receipt No. G-2604 for \$7.00 issued as receipt of payment of the \$5.00 fee for the Certificate of Completion of Works and \$2.00 for the License fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc:

B24429

Midvale, Idaho
May. 11. 1957

Department of Reclamation
State House
Boise, Idaho

Dear Sirs:-

I am enclosing a check for the \$ 7.00 to complete our proof on
our well at Eastside Cemetery.

Sincerely Yours

Paul E Jacks; -Secretary-Treasurer
Midvale Cemetery District
Midvale, Idaho

824429

RECEIVED
MAY 14 1957
Department of Reclamation

April 24, 1957

Re: Permit No. G-24429

Mr. Paul E. Jacks, Sec'y-Treas.
Midvale Maintenance Cemetery District
Midvale, Idaho

Dear Mr. Jacks:

We have the Report made by our Field Engineer of proof of completion of works and beneficial use of the water filed on under Permit No. G-24429 in the name of Midvale Maintenance Cemetery District. This permit is now entitled to a Certificate of Completion of Works and a License and Certificate of Water Right.

Upon receipt of the \$7.00 statutory fee, we can issue the Certificate of Completion of Works (\$5.00) and the License (\$2.00) with a priority of August 25, 1953, for the right to the use of .09 second feet of the water from a well, subterranean flow, with point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10, Township 13 North, Range 3 W.B.M., for irrigation of $\frac{1}{2}$ acres located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10.

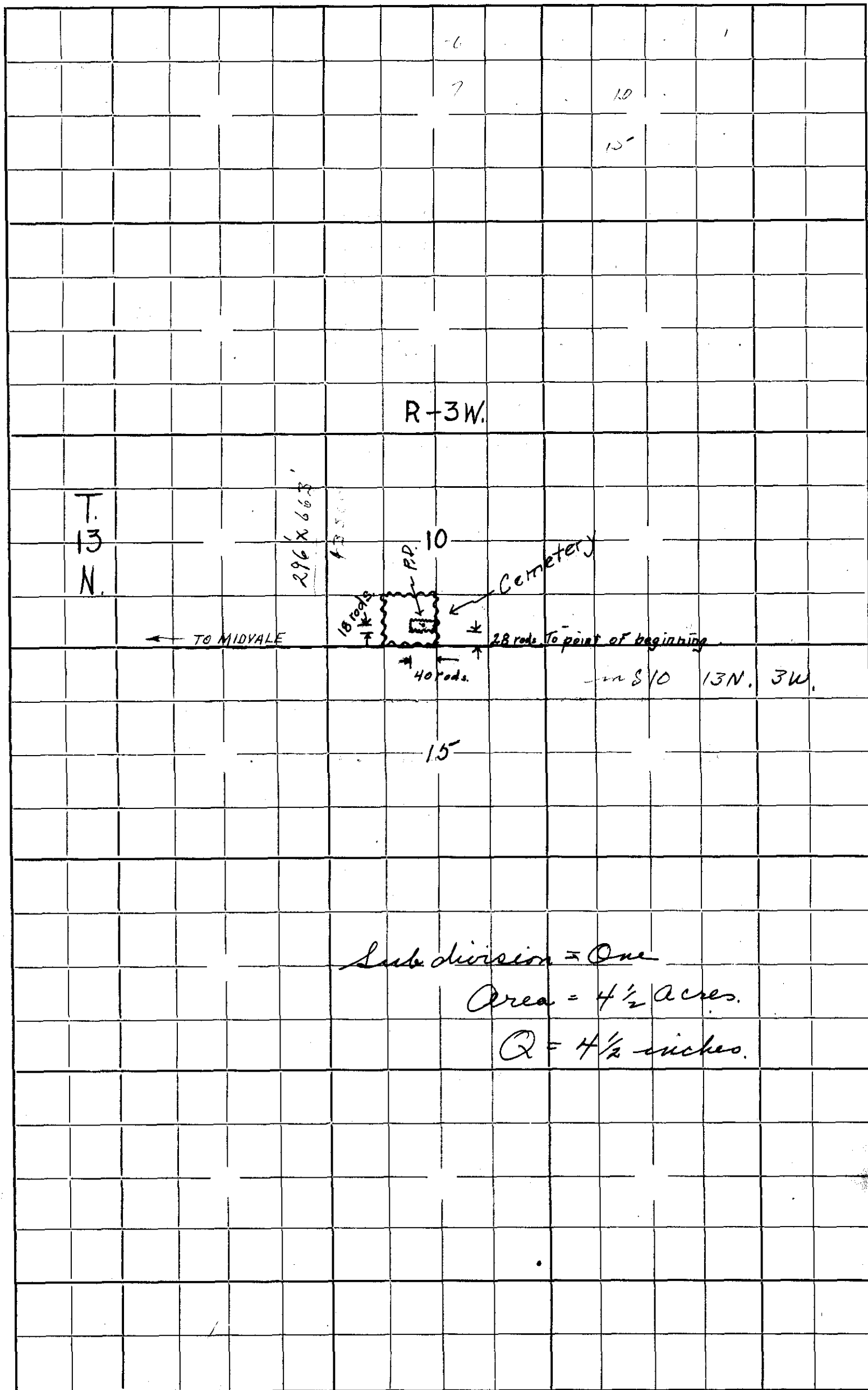
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

ER:nls

824429



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-24429

REPORT ON PROOF OF Completion of Works & Beneficial Use

.09 cfs
max

app.
Sub-
area

.09 cfs
1
4 1/2

Midvale Maintenance Cemetery District
Paul E. Jacks: Secretary-Treasurer and caretaker
Midvale, Idaho
Permit No. G-24429

(1954 Jan 28)
finished.

324' x 8" cnd 150'

Examination for Completion of works & Beneficial Use

h = flowing.

County Washington

10-13N.-3W.

Q = 0.09 c.f.s.

S = Well

P.D. = SE. 1/4, Sec. 10, T. 13N. - R. 3W.

130' x 4" Col.

at 240' hit artesian.

Layne B. Turb. 2044'
Conc. base 6' x 6'

G.E. 5 hp. 1 ph. 250V.
XKJ3609

G.E. Controls on Post
to S.W.

Wood pump house.

3-2" x 20' post al.

12 sprinkler Reinbird

3/16" sprinklers 3 gpm.
(claim)
sum 8 at one time

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
APR 22 1957
Department of Reclamation

Filed = Aug. 25, 1953

Due = Sept. 9, 1958

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

Permit No. G-24429This proof is for Completion of Works & Beneficial Use In Water District No.1. Name of applicant Midvale Cemetery Maintenance District2. Source of water supply: Subterranean flow from a well3. Location of point of diversion: Is in the SE 1/4 of Section 10T. 13 N R. 3 W B.M. County of Washington

4. Describe works as they exist, giving dimensions and capacities of same: Well = 324' x 8" d.
and 150' 130' x 4" column Layne Bowler Turbine pump #20441
G.E. 5hp. single phase Motor. 12 Rainbird Sprinklers 9/16"
33 pieces 2" x 20' portable AL pipe.
water stands at surface

5. Water is used for: Irrigation6. 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):

1 1/2 acres in the SE 1/4 of Sec. 10., Twp. 13 N., Rge. 3 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:

This examination was made on the 18 day of Apr., 19 57(Signed) E. N. Humphrey Examiner.D24429

April 16, 1957

Permit No. G-24429

Midvale Maintenance Cemetery District
Paul E. Jacks, Secretary-Treasurer
Midvale, Idaho

Dear Mr. Jacks:

Elmer Humphrey from this Department will make inspection in connection with your permit on Thursday, April 18, probably in the morning.

This inspection is required by law in connection with any permit being brought to license within the State of Idaho.

Please be prepared to accompany him on the inspection or have someone from District do so.

Yours truly,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

ENH:d

8244 29



ROBERT E. SMYLIE
GOVERNOR

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

BOISE

April 30, 1956

Re: Permit No. G-24429

Mr. Paul E. Jacks
Midvale, Idaho

Dear Mr. Jacks:

We acknowledge receipt of the depositions of you as holder of the Permit and also the two witnesses, but to date we have not received the affidavit of publication from the News Reporter at Cambridge, Idaho. If you have not already received it will you please get it and forward to us as we need it to complete this file.

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,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge

Chief Clerk

EPR

*Am very sorry that this was overlooked.
My son has been burned very badly
so I have been staying with him at
hospital. Hope this is satisfactory
Paul E. Jacks*

G24429

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

Notice is hereby given that at 10:00 A. M. on the 17th day of April, 1956, at Cambridge, County of Washington, State of Idaho, before said Court, Stuart Dopf, publisher of THE NEWS-REPORTER, a weekly newspaper published at Cambridge, Washington County, Idaho, and that said paper has been published continuously for more than 78 weeks immediately preceding the first publication of the attached notice; that said paper is in general circulation in the county aforesaid and in the vicinity of Cambridge, Idaho; that the notice, a copy of which is attached hereto, was published in said newspaper once a week for four consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement thereto; that the publication of said notice began with the issue of March 23, 1956, and ended with the issue of April 13, 1956.

The notice and publication of the same at the place of completion of the work and restoration of water to beneficial use is in accordance with the provisions of the Act of August 26, 1906, and the rules and regulations of the Department of Reclamation of the State of Idaho.

The notice and publication of the same at the place of completion of the work and restoration of water to beneficial use is in accordance with the provisions of the Act of August 26, 1906, and the rules and regulations of the Department of Reclamation of the State of Idaho.

The use to which said water has been applied is for irrigation purposes, and the amount applied to beneficial use is 50 cubic feet per second.

The place where said water is used is 3/4 Sec. 10, Twp. 18 N., Range 3 W., R. M., and the well is located 3/4 Sec. 10, Twp. 18 N., Range 3 W., R. M.

The date of priority which said user is prepared to establish is August 26, 1906.

MARK R. KULP
State Reclamation Engineer

§24429

AFFIDAVIT OF PUBLICATION

State of Idaho }
County of Washington } ss.

Stuart Dopf, being first duly sworn, deposes and says that he is the publisher, foreman, principal clerk, of THE NEWS-REPORTER, a weekly newspaper published at Cambridge, Washington County, Idaho, and that said paper has been published continuously for more than 78 weeks immediately preceding the first publication of the attached notice; that said paper is in general circulation in the county aforesaid and in the vicinity of Cambridge, Idaho; that the notice, a copy of which is attached hereto, was published in said newspaper once a week for four consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement thereto; that the publication of said notice began with the issue of March 23, 1956, and ended with the issue of April 13, 1956.

Stuart Dopf

Subscribed and sworn to before me this

16th day of April, 1956

May Collins

Notary Public for Idaho, residing at
Cambridge, Idaho

RECEIVED
MAY 3 1956
Department of Reclamation

April 30, 1956

Re: Permit No. G-24429

Mr. Paul E. Jacks
Midvale, Idaho

Dear Mr. Jacks:

We acknowledge receipt of the depositions of you as holder of the Permit and also the two witnesses, but to date we have not received the affidavit of publication from the News Reporter at Cambridge, Idaho. If you have not already received it will you please get it and forward to us as we need it to complete this file.

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,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

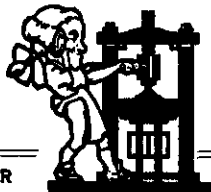
EPR

8 24429

THE UPPER COUNTRY

NEWS-REPORTER

PUBLISHED WEEKLY SINCE 1889



Printers=Publishers

CONSOLIDATION OF THE CAMBRIDGE NEWS AND MIDVALE REPORTER

STUART & BETHEL DOPF, PUBLISHERS

CAMBRIDGE, IDAHO

March 17, 1956

Mark R. Kulp
Dept. of Reclamation
Boise, Idaho

Dear Sir:

This is to acknowledge receipt of notice for publication for Midvale Maintenance Cemetery District, Midvale, Idaho. Permit No. G-24429. First publication will be March 23. Thanks.

Very truly yours

Stuart Dopf

RECEIVED
MAR 19 1956
Department of Reclamation

G24429

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
APR 19 1956
Department of Reclamation

Permit No. G-24429

Proof of Application of Water to Beneficial Use

and Completion of Works Deposition of Holder

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

Ans. Paul E. Jacks; - Secretary-Treasurer, and caretaker. Midvale, Idaho

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

Ans. Midvale Maintenance Cemetery District, Midvale, Ida. Secretary-Treasurer.

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

Ans. G-24429 - September 9, 1953 Rev. 25, 1953

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

Ans. Drilled-Well, Located-S.E. 1/4 of S.W. 1/4 of Section 10, Township 13 north
Range 3 West B.M. and well is located in about the center of the Eastside Cemetery.

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

Ans. Pumped by Electric-pump and used with a sprinkler-system; - The well is 324 feet deep. The casing is 149 feet deep and is of the 8-inch size; - Well overflows, and the waste water returns to the first vein of water, which is cased off. Five-horse power Layne Pump. Use of 8-sprinkler heads size; at 3.1 GPM each. Pressure 70 pounds. Size 9/64 - 2-inch Aluminum pipe is used.

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. Used to Sprinkle the Eastside Cemetery, located as described above. 4 1/2 acres are now in the Cemetery. About one-half of this cemetery has now been planted and sprinkled as described. Cultivated; - Lining of Stones, smoothing of ground, and planting of lawn and care of same. SE 1/4 SW 1/4 Section 10, Twp. 13.N. R. 3.W.

S24429

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

Ans. NONE

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

Ans. NONE

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. I am the same.

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

Ans. NONE

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. There are none

(Sign)

Paul E. Jacks
Secretary-Treasurer

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 Cambridge, County of Washington, State of Idaho, on this 17th day of April, A. D. 1956.

May Collins
Notary Public

My commission expires June 3, 1957

824429

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
APR 19 1956
Department of Reclamation

Permit No. G-24429

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

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

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

Ans. A. D. Lewis Age 54 Residence Midvale, Idaho
Farmer Midvale, Idaho

Ques. 2. Are you acquainted with Midvale Maintenance Cemetery District, the holder of Permit No. G-24429? How long have you known him and where does he reside?

Ans. Have known this to be a Cemetery District since May, 1949.

Ques. 3. Have you read or heard read said Permit No. G-24429, 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. Drilled well, located SE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 10, Tn 13 N R 3 WBM. Pumped by electric pump and used with a sprinkler system. 2 inch Aluminum pipe is used to carry the water, and 8 sprinkler heads size at 3.1 GPM each. Pressure 70 pounds.

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. .09 second feet of water could be safely conducted to place of use. Have seen 25 gallons per minute used.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. Have seen the pump deliver 25 gallons of water per minute, and estimated this by the number of sprinkler heads used. I believe the pump could handle more water when the sprinkler pipe and heads are available.

G24429

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. This water is to be used to improve the Eastside Cemetery, which contains 4 1/2 acres of land. About half this land has now been leveled, seeded and sprinkled. All will be improved in the near future.

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

Ans. None

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. This land is not for profitable cultivation. The Cemetery is on dry land and the water is needed for improvement.

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

Ans. No

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Have seen the whole works progressing, from the drilling of well, to placing of pump and sprinkler system, and use for sprinkling seeded area.

(Signed)

A. D. Lewis

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Cambridge, County of Washington, State of Idaho, on this 17th day of April, A. D. 1956.

May Collins

Notary Public.

My commission expires June 3, 1957.

824429

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
APR 19 1956
Department of Reclamation

Permit No. G-24429

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

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

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

Ans. Vernon Jacks Age 27 Residence Midvale, Idaho
Farmer Midvale, Idaho

Ques. 2. Are you acquainted with Midvale Maintenance Cemetery District, the holder of Permit No. G-24429? How long have you known him and where does he reside?

Ans. Have known this to be a Cemetery District since May, 1949.

Ques. 3. Have you read or heard read said Permit No. G-24429, 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. Drilled well, located SE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 10, Tn 13 N R 3 WBM. Pumped by electric pump and used with a sprinkler system. 2 inch Aluminum pipe is used to carry the water, and 8 sprinkler heads size at 3.1 GPM each. Pressure 70 pounds.

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. 45 gallons per minute could be safely conducted, but have seen only 25 gallons used

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. Have seen the pump deliver 25 gallons per minute, and estimated this amount because of the sprinkler heads used. I believe the pump could handle more water if the sprinkler pipe and heads are available.

G 24429

ANN

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. This is used to improve the Eastside Cemetery, which contains 4 1/2 acres. About half this land has now been leveled, seeded and sprinkled. The rest will be as fast as possible.

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

Ans.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Land not for profitable cultivation. Cemetery was on dry land, and the water is needed for improvement.

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

Ans. None

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Have watched the drilling of the well, and the work of placing the pump and sprinkler system, and the use it has had to date in starting lawn.

(Signed)

Vernon Jacks

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 Cambridge, County of Washington, State of Idaho, on this 17th day of April, A. D. 1956.

Mary Callinan

Notary Public.

My commission expires June 3, 1957.

824429

March 19, 1956

Re: Permit No. G-24429
Midvale Maintenance Cemetery Dis't.

Mr. Paul E. Jacks
Midvale, Idaho

We are in receipt of your letter regarding the authorization for publication and the forms for making proof on Permit No. G-24429.

The day you were in the office you signed the authorization for publication and we sent the notice to the News-Reporter in Cambridge, Idaho, for publication. In this morning's mail we received a letter acknowledging receipt of the notice for publication of the above captioned Permit. The first Publication of which is to be March 23, 1956, and proof is to be made at 10:00 A. M., on the 17th day of April, 1956, at Cambridge, Idaho, before Mae Collins, Notary Public.

At the above mentioned time set for making proof, you should appear before Mae Collins, the Notary Public 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 enclosed depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR
Encl.

824429

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date: March 14, 1956

RE: Permit No. G-24429

News-Reporter
Cambridge
Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to April 17, 1956 the date set for proof, the expense of the publication to be paid by the applicant, **Midvale Maintenance Cemetery/ of District Midvale, Idaho**, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

24429

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

Notice is hereby given that at 10:00 A. M. M., on the 17th day of April, 19 56, at Cambridge, County of Washington State of Idaho, before Mae Collins, Notary Public proof will be submitted of the completion of works for the diversion of .09 cubic feet per second of the waters of a drilled well and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-24429 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Midvale Maintenance Cemetery District, Midvale, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is .09 cubic feet per second.

3. The use to which said water has been applied is Sprinkling system of Eastside Cemetery purposes, and the amount applied to beneficial use is .09 cubic feet per second.

4. The place where said water is used is SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 10., Twp. 13 N., Range 3 W., B.M. and the well is located SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 10., Twp. 13 N., Rge. 3 W.B.M

5. The date of priority which said user is prepared to establish is August 25, 1953.

MARK R. KULP

State Reclamation Engineer

824429

Midvale, Idaho
March. 16. 1956

RECEIVED
MAR 19 1956
Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

Dear Madam;-

I noticed when I got home that I did not have the application to make proof nor the voucher to advertize. And as I remember when you went to get the Proof Application blanks, you must of forgot to give them to me.

Trust that you will send them to me at once, so that I can get them in time for the paper. Sorry that this happened, but I just forgot them at the time.

Sincerely Yours

Paul E. Jacks :-Secretary-Treasurer
Midvale Maintenance Cemetery District
Midvale, Idaho

B24429

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 11, 1956

(P. O.) Midvale, 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

News-Reporter of Cambridge, Idaho published in

the county in which the works are situated.

Paul Jacks

(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.

MARK R. KULP

Engineer.

824429

RECEIVED
JAN 4 1956
Department of Reclamation

Midvale, Idaho
January 2, 1956

Department of Reclamation
State House
Boise, Idaho

Dear Sirs:-

In regards to our permit 24429 for the well and sprinkler-system for the Eastside Cemetery, located east of Midvale, Idaho.

We have completed the well and installed the sprinkler system, and have a lawn growing on part of the cemetery, and will finish the planting of the rest of the cemetery, as fast as possible.

So we feel that we are ready to prove up on this project. Are we correct, if so, please send me the forms and give details of what we are to do to finish this. Thanking you for this information.

Sincerely Yours,

Paul E. Jacks
Paul E. Jacks; - Secretary-Treasurer
Midvale Maintenance Cemetery District
Midvale, Idaho.

24429

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

Re: Permit G-24429

Paul E. Jacks
Midvale Maintenance Cemetery District
Midvale, Idaho

Dear Sir:

We enclose herewith blank notice for proof of completion of works and application of water to beneficial use under your Permit No. G-24429. 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 September 9, 1958.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By:

Chief Clerk

G 24429

September 18, 1953

RE: Permit No. G-24429

Mr. Paul E. Jacks, Secretary-Treasurer
Midvale Maintenance Cemetery District
Star Route
Midvale, Idaho

Dear Mr. Jacks:

We enclose Permit No. G-24429 in the name of Midvale Maintenance Cemetery District, together with departmental receipt No. G-24429 for the \$5.00 filing fee.

We note your statement as to the uncertainty of the time required to complete the project, so we have allowed the statutory maximum of 5 years, or until September 9, 1958.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

Asfg
Enc.

Well Log in Log File

G24429

NAME OF APPLICANT.....**MIDVAL MAINTENANCE CEMETERY DISTRICT**.....

Form No. 0

10

Point of Diversion Well

#

Permit Map No. 4-21429

~~As Approved~~
SEP 9 1956

SEP 1953

SEP 07 1953
MARK R. KULP

State Reclamation Engineer

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

824429.

Midvale Maintenance Cemetery District.
Eastside Cemetery.

Described as follows, to-wit:

Commencing at the quarter section corner between Sections Ten (10) and Fifteen (15) in Township Thirteen (13) North of Range Three (3) West of Boise Meridian, and run thence north 23 rods to place of beginning, from said place of beginning run west 40 rods, thence north 18 rods, thence east 40 rods; thence south 13 rods to place of beginning, containing 4 1/2 acres in the southeast quarter of the southwest quarter of Section Ten (10) in Township Thirteen (13) North Range Three (3) West of Boise Meridian.

The location of the well will be ten and one-half (10 1/2) rods north of place of beginning and then run twenty and one-fourth (20 1/4) rods west. Or near the center of our Cemetery.

The above is the legal description of the land as it is written on the deed.

We have bought a strip of land about eight feet wide around the south, west and north sides of this cemetery which will make up the 1/2 acre not mentioned in the deed. Trust this will give you the information needed.

Paul E. Jacks, Secretary-Treasurer.

824429

August 26, 1953

Mr. Paul E. Jacks, Sec.- Treas.
Midvale Maintenance Cemetery District
Star Route
Midvale, Idaho

Dear Mr. Jacks:

We have your application for permit to appropriate water from a well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 10, Township 13 North, Range 3 West, B.M. accompanied by your check for the \$5.00 filing fee.

This application should be accompanied by sketch maps in duplicate showing the exact location of the well and place where the water is to be used, which we note is five acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 10.

Please show the exact location on the forms enclosed and return both to this Department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:pj
Enc.

24429

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

Notice is hereby given that at 10:00 A. M., on the 17th day of April, 1956, at Cambridge, County of Washington, State of Idaho, before Mae Collins, Notary Public proof will be submitted of the completion of works for the diversion of .09 cubic feet per second of the waters of a drilled well and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-24429 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Midvale Maintenance Cemetery District, Midvale, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is .09 cubic feet per second.

3. The use to which said water has been applied is Sprinkling system of Eastside Cemetery purposes and the amount applied to beneficial use is .09 cubic feet per second.

4. The place where said water is used is $SE\frac{1}{4}SW\frac{1}{4}$ of Sec. 10., Twp. 13 N., Range 3 W., B. M., and the well is located $SE\frac{1}{4}SW\frac{1}{4}$ of Sec. 10., Twp. 13 N., Range 3 W. B. M.

5. The date of priority which said user is prepared to establish is August 25, 1953.

MARK R. KULP
State Reclamation Engineer