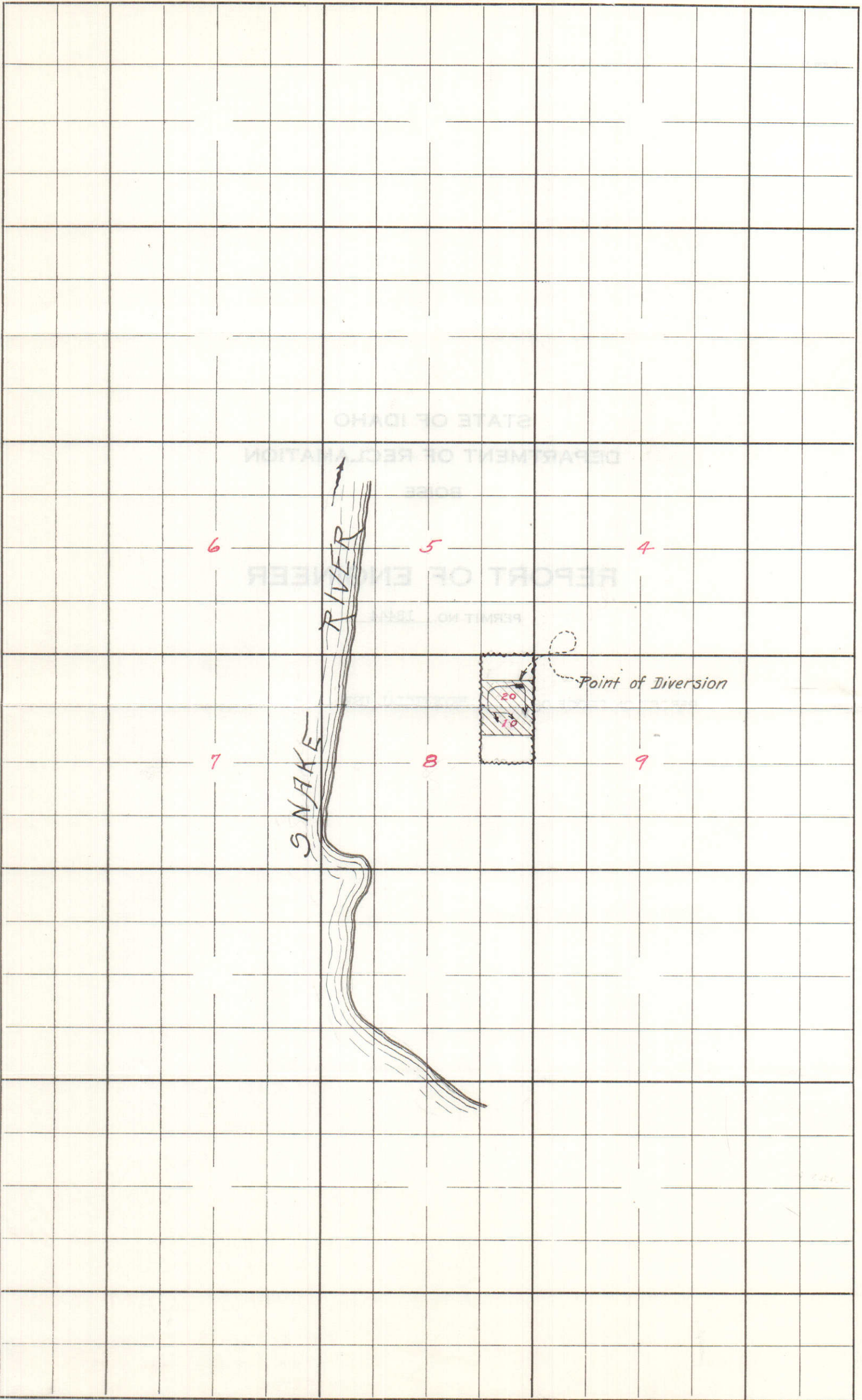




18444

Affidavit of Publication

STATE OF IDAHO,
County of Washington. } ss.

H. T. Allen, being duly sworn, deposes and says:

That he is the publisher of 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 advertisement, a copy of which is hereto attached, was published

in said newspaper once a week for four consecutive weeks in the regular and entire issue of every number 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 and continuously published for more than seventy-eight weeks last past previous to the first publication of this notice. Such notice was published in the issues beginning with

December 30, 1937 and ending
with the issue of January 20, 1938

Fees \$.....

H. T. Allen

Subscribed and sworn to before me this 21st day of

January, 1938

Sam Nelson
Notary Public Residing at Weiser, Idaho.

My commission Expires 6-29, 1941

NOTICE FOR PUBLICATION

Notice of Proof Application of Water to Beneficial Use

Notice is hereby given that at 10:00 a. m. on the 21st day of January, 1938, at Weiser, County of Washington, State of Idaho, before Ed. R. Coulter, Notary Public, proof will be submitted of the application to beneficial use of 0.6 cubic feet per second of subterranean waters in accordance with the terms and conditions of Permit No. 18444 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Lowell Anderson, Weiser, Idaho.

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

The amount applied to beneficial use is 0.6 second feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 10, N. R. 5, W. B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is private ditch.

The right to take water from such works is based upon Permit No. 18444.

The source of supply from which such water is diverted is subterranean.

The date of priority which said user is prepared to establish is May 5, 1937.

52-4 R. W. Faris
Commissioner of Reclamation

RECEIVED
JAN 22 1938
Department of Reclamation

18444

Lowell Anderson

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Permit Map No. **18444**

As Approved

MAY 20 1937

R. W. FARIS

Commissioner of Reclamation

Lowell Anderson

Top 10m top 5 in B.M.

18444

State of Idaho
License and Certificate of Water Right

Water License No. 18444
Water District No.

Amount 0.6 second foot
Priority May 5, 1937

THIS IS TO CERTIFY that LOWELL ANDERSON
of Weiser, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 5, 1937, 19 ; that Permit No. 18444
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.6 second feet, was issued thereunder on November 20, 19 37, showing that said works
were completed on the 28th day of October, 19 37; and that on the 21st
day of January, 19 38,

LOWELL ANDERSON

of Weiser, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of subterranean
waters, a tributary of, for the purpose of irrigation and domestic
use, under Use Permit No. 18444 of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 3924, on the 18th day of February, 19 39;

The right hereby confirmed dates from May 5, 19 37;

The Point of Diversion is located 680 ft. S. 400 ft. W. from NE cor. Sec. 8, T. 10 N., R. 5 W., B.M.
in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, Tp. 10 N., R. 5 W., B. M. Washington County

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

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 N.	5 W.	8	NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$	20 10	20 10
			Total number of acres irrigated	-	30

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 Commissioner of Reclamation, affixed at Boise, Idaho,
this 18th day of February, 19 39

Commissioner of Reclamation

(SEAL)

67 2171

67-2171

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 25738
Permit No. 18444
District No.

1. Name of Applicant: LOWELL ANDERSON

Postoffice address: Route 3, Weiser

County: Washington

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (b) Treasury stock
- (d) Other resources:

- (a) Cash on hand:
- (c) Bonds to be issued:

2. Quantity of water claimed: 0.6 cubic feet per second.

3. Source of water supply: Subterranean which is a tributary of No known stream

4. Location of point of diversion: 680' S. 400' W. feet distant from the NE
corner of Section 8, T. 10 N., R. 5 W., B. M., and is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$
of Section 8, T. 10 N., R. 5 W., B. M., County of Washington

5. Water is to be used for: Irrigation and Domestic Use

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: _____ feet distant from _____ corner of Section _____
T. _____, R. _____, B. M., in the _____ of Section _____, T. _____, R. _____, B. M.
- (b) Amount of power generated: _____ H. P., under _____ feet head.
- (c) Water is to be returned to _____ at a point _____ feet
distant from the _____ corner of Section _____, T. _____, R. _____, B. M., in the
_____ of Section _____, T. _____, R. _____, B. M.

7. Estimated cost of works: \$ 400.00

8. Kind of works: Pumping plant and ditches

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

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

11. Ditch: Width at bottom 1 $\frac{1}{2}$ feet; width at water line 3 feet; depth of water 1
feet; dimensions of flume:
Diameter of pipe _____ inches; length of conduit _____ approx. 1 miles.
Average grade per mile _____ feet.

12. The time required for the completion of such work is 6 months ~~years~~.

13. The time required for the complete application of the water to the proposed use is 6 months additional ~~years~~

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

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

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

LOWELL ANDERSON

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 2:00 P. M., May 5, 1937

Returned to applicant for correction: May 6, 1937

Corrected application received: May 19, 1937

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 18444

Recorded in Book 67 Page 18444 Approved May 20, 1937

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

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

Work to begin on or before July 19, 1937 and to continue diligently and uninterruptedly to completion,

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

One-fifth of the work above specified to be completed on or before August 20, 1937

The whole of said work to be completed on or before November 20, 1937

Beneficial use of water appropriated in accordance herewith, to be made on or before May 20, 1938

Witness my hand this 20th day of May, 1937

R. W. FARIS

Commissioner of Reclamation.

Remarks:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10 N.	5 W.	8	20			10												30	
(SEAL)			In testimony whereof, we, BARZILLA W. CLARK, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have hereunto 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 20th day of May, 1937. STATE OF IDAHO By BARZILLA W. CLARK Governor Countersigned: By IRA H. MASTERS Secretary of State ---- Permit No. 18444 CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that LOWELL ANDERSON of Weiser, County of Washington, and State of Idaho, the holder of Permit No. 18444, issued upon Application No. 25738 bearing date of priority of May 5, 1937, authorizing the diversion of 0.6 second feet of subterranean waters, County of Washington, State of Idaho, for irrigation and domestic 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 0.6 second feet of said subterranean waters; that the point of diversion of said waters is 680' S. 400' W. from the NE corner of Section 8, T. 10 N., R. 5 W., B. M., and is in the NE¼ NE¼ of Section 8, T. 10 N., R. 5 W., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to wit: NE¼ NE¼ and SE¼ NE¼ of Section 8, T. 10 N., R. 5 W., B. M. Witness my hand this 20th day of November, A. D. 1937. R. W. FARIS Commissioner of Reclamation Proof of completion of works made October 28, 1937. Certificate issued November 20, 1937.																

COPIES ISSUED FOR 0.6 SEC. FT.

61.7. Page 3924

WATER RIGHT NUMBER 67-2171

OWNER LAST NAME - ANDERSON

FIRST NAME - LOWELL

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 - 05-05-1937 COUNTY - WASHINGTON TOTAL DIV. RATE - .6000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NENE 08 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 - TO -

USE - IRRIGATION

USE DIV. RATE -

.6000 CFS

USE DIV. VOLUME -

.00 AFA

FROM - TO -

USE - DOMESTIC

USE DIV. RATE -

.0000 CFS

USE DIV. VOLUME -

.00 AFA

FROM - TO -

USE - DOMESTIC

USE DIV. RATE -

.0000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 10N RNG 05W SEC 08 TRACT NENE LOT AC 20 TRACT SENE LOT AC 10

DECREE NAME -

DATE -

TOTAL ACRES

30

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 18444

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

IDENT. NO. 67-2170

WATER RIGHT
DATA ENTRY LOG

[illegible]

February 18, 1939

Re: Permit No. 18444

Mr. Lowell Anderson
Route 3
Weiser, Idaho.

Dear Sir:-

We are herewith enclosing License and Certificate of Water Right issued under the above numbered permit, confirming your right to use 0.6 second feet of subterranean waters, with a date of priority of May 5, 1937, for irrigation and domestic use upon the NE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8, Township 10 North, Range 5 West, B.M.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

JLA
Enc.

Chief Clerk

18444

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 18444

This proof is for Beneficial Use

In Water District No.

✓1. Name of applicant Lowell Anderson

✓2. Source of water supply: Subterranean waters

✓3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8

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

✓4. Describe works as they exist, giving dimensions and capacities of same: Sump dug 7 ft deep 6 ft wide and 15 ft long. From bottom of sump a well extends into the water table. Water is raised by a Parma Water Lifter driven by 5 H.P. electric motor. Ditch is concrete lined for a distance of 400 ft.

✓5. Water is used for: Irrigation and domestic

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

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): NE $\frac{1}{4}$ & SE $\frac{1}{4}$ of Sec. 8, T. 10 N., R. 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? none

Remarks:

This examination was made on the 18th day of May, 1938

(Signed)

Fred A. Dorman

Examiner.

18444

Lowell Anderson

13

Route # 3

Weiser, Idaho

Permit No. 18444

Examination for Beneficial Use

County Washington

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 a 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.
-

Pd.

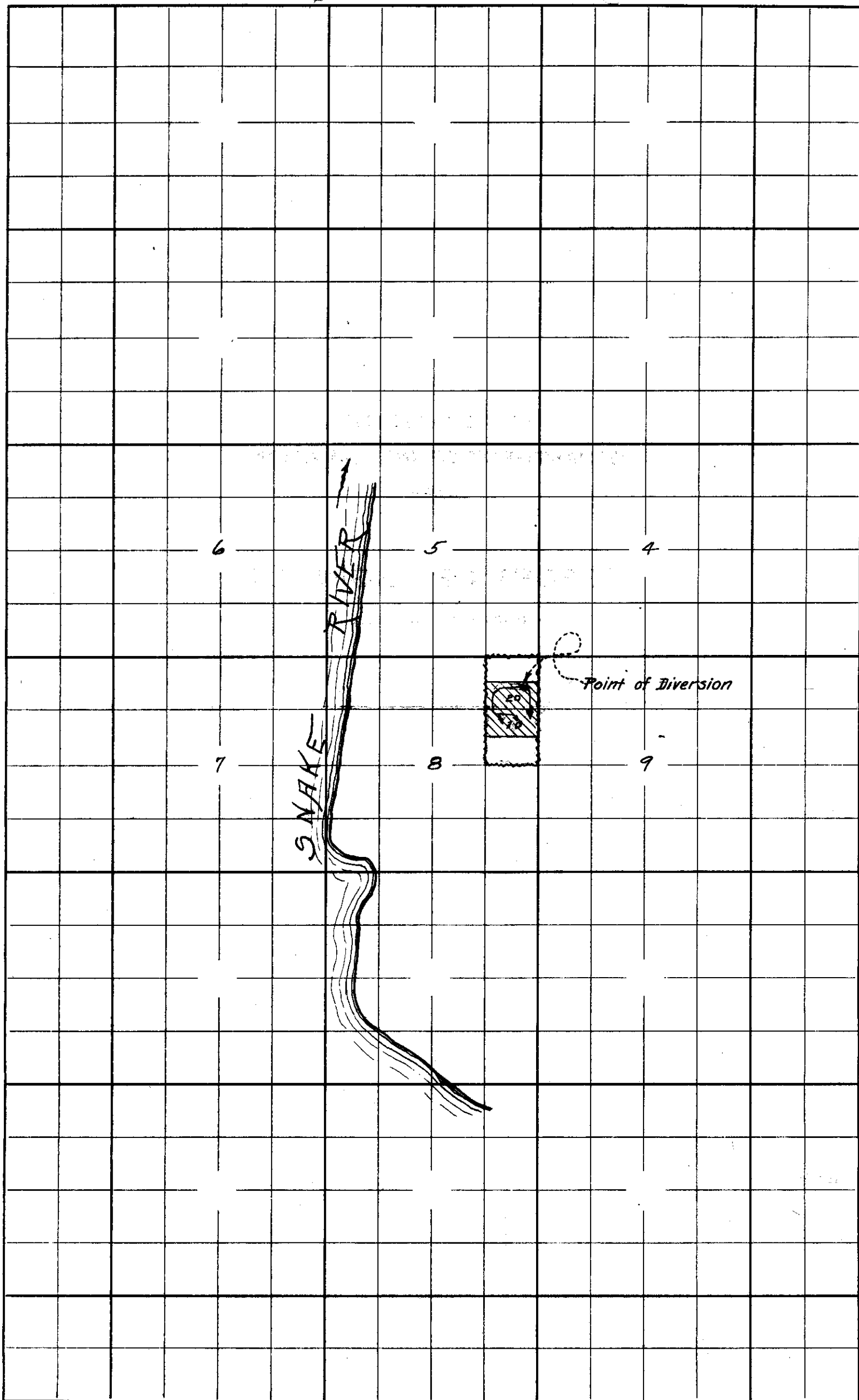
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 18444

REPORT ON PROOF OF BENEFICIAL USE

BU Proof 30 Acres 06 Sec
Fee 400 Pd.
OK Harry Dewey



October 7, 1938

Re: Permit No. 18444.

Mr. Lowell Anderson
Weiser, Idaho

Dear Sir:

We have your letter of September 24th in which you make inquiry regarding the license to be issued under the above numbered permit, and we wish to advise you that during the winter months when the weather will not permit Mr. Tolman to make inspections, he makes and files his reports on the inspections he has made during the summer.

As soon as Mr. Tolman files his report on the inspection he made on the above numbered permit, we will advise you.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By

Chief Clerk

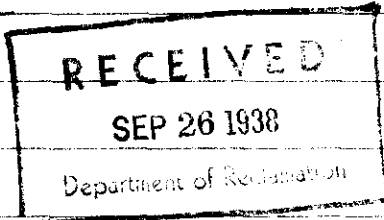
jl

18444

18444

Weiner Idaho
Sept. 24, 1938

Mr. R.W. Faris
Boise, Idaho



Dear Sir:

In answer to your letter
of January 25, 1938.

You stated that we would
be further notified as to fees due
before the issuance of our license.

As Mr. Tolman your Field
Engineer called several months
ago and looked over our system
we would like to finish what
business is necessary and receive
our license.

Trusting we will hear
from you. Yours Truly,

18444. Lowell Anderson

January 25, 1938

Re: Permit No. 18444.

Mr. Lowell Anderson
Weiser, Idaho

Dear Sir:

This will acknowledge receipt of the deposition of the holder, depositions of two witnesses, and the affidavit of proof of publication from the newspaper, all in connection with beneficial use proof under the above permit.

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this department. We are unable to say just when this examination will be made, since the department has but one field engineer who makes examinations all over the state.

However, Mr. Tolman, Field Engineer for this department, will contact you at the time set for examination so that you may show him over the grounds. After his report is on file in this office, you will be further notified as to fees due before the issuance of your license.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By

Chief Clerk

Jl
cc to Ed. R. Coulter.

18444

ED. R. COULTER
LAWYER
ROOMS 6 AND 9 PEACOCK BUILDING
WEISER, IDAHO

JAN 22 1938

January 21, 1938.

Mr. R. W. Farris
Commissioner of Reclamation
Boise, Idaho

In re: Permit No. 18444
Lowell Anderson

Dear Sir:

Enclosed I am sending deposition of holder and of two witnesses and proof of publication of notice in the matter of proof of application of water to beneficial use.

Yours very truly,


Ed. R. Coulter

ERC:c
Encs.

18444

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 18444

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Lowell Anderson, 27 years old, Weiser, Idaho, farmer,

P. O. Address - Weiser, Idaho, Rt # 3.

✓ 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. Acting for myself alone.

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

Ans. No. of permit 18444, received May 5, 1937, approved May 20, 1937,
date of priority, May 20, 1937.

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

Ans. Source water subterranean basin not tributary to any known stream,
Point diversion 680 ft S 400 ft W from NE cor. Sec. 8 T 10 N R 5 W in NE $\frac{1}{4}$ NE $\frac{1}{4}$
said Sec. 8.

✓ 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.

Ans. At point diversion is constructed well 8 by 14 ft, 24 ft deep,
having No. 3 Parma Water Lifter, submerged pump, electrically driven, which
pumps .6 second-foot water into concrete basin from which leads two ditches,
one west and one south, through which water distributed to all parts of my
30 acre tract of land in NE $\frac{1}{4}$ NE $\frac{1}{4}$ said Sec. 8, T 10 N R 5 W B M.

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

Ans. Water used for irrigation and domestic purposes on 30 acres
which I own. 20 acres in the S $\frac{1}{2}$ of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ and 10 acres in the
N $\frac{1}{2}$ of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 8 T 10 N R 5 W. All of same is
cultivated land and for past 5 years with the exception of 10 A. In 1937
entire 30 acres irrigated. Land fenced, has 4-room bungalow type house,
20 acres in alfalfa, remainder in blue-grass pasture.

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

Ans. Water is used only for irrigation and domestic purposes.

18444

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

Ans. .6 of one second foot

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. None

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

Ans. Works described in answer to question 5, installed 5 years ago.
Ever since then 20 acres been irrigated continuously. In 1937, entire
30 irrigated. Water pumped to extent of .6 per second foot per season.
Takes full .6 second foot to irrigate land per season.

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

Ans. No other appropriations or rights claimed under this
appropriation or for these lands.

(Sign)

Lowell Anderson

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 21st day of January, A. D. 19 38.

Ed K. Coetter
Notary Public for Idaho.
Residing at Weiser, Idaho.

My commission expires 12-20-40.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 18444

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. George Asbury, 69 years old, residence Weiser, Idaho,
farmer, P. O. address - Weiser, Idaho, Rt. #3.

✓ Ques. 2. Are you acquainted with Lowell Anderson, the
holder of Permit No. 18444? How long have you known him and where does he reside?

Ans. Yes, I have known him about 20 years. He resides on his
30 acre tract in the NE $\frac{1}{4}$ of Sec. 8 T 10 N R 5 W B M.

✓ Ques. 3. Have you read or heard read said Permit No. 18444, 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. Subterranean water basin, unconnected with any known stream. 5
years ago Anderson constructed on his said lands a well 8 by 14 ft, 24
ft deep, tapping this under-ground water basin. For the first 4 years he
pumped water therefrom upon 20 acres of his tract, increasing this to 30
acres in 1937. The water is pumped by means of a submerged No. 3 Parma
Water Lifter electrically driven pump which throws .6 of a second foot and
irrigates S $\frac{1}{2}$ of NE $\frac{1}{4}$ NE $\frac{1}{4}$ and the N $\frac{1}{2}$ N $\frac{1}{2}$ of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8 T 10 N R 5 W

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. .6 one second foot of water in answer to each of two questions
under this number.

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

Ans. Irrigation of S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8 T 10 N R 5 W B M
Water used for irrigation of entire 30 acre tract. Same not natural meadow
but is a cultivated place. At present 20 acres is in alfalfa and 10 acres
in blue-grass pasture. Place is fenced and has a four-room, bungalow type
dwelling.

18444

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

Ans. Water is used for irrigation and domestic purposes only.

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

Ans. This tract is volcanic ash soil, now in high state of cultivation.

Entire 30 acres productive and irrigated each season and requires full .6 one second foot to irrigate same each season.

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

Ans. None

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

Ans. In 1937 I saw full .6 second foot of water from the source named pumped upon and used in the beneficial irrigation of said entire 30 acre tract. Each of the four previous years I saw .4 second foot pumped from source named and used in irrigation of 20 acres of said tract.

(Sign)

George A. Schuy

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 21st day of January, 1938.

Notary Public.

Residing at Weiser, Idaho.

My commission expires 12-20-40.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 18444

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Otto Rothley, 41 years of age, residence Weiser, Idaho,
farmer, P. O. address - Weiser, Idaho, Rt. # 3.

✓ Ques. 2. Are you acquainted with Lowell Anderson, the
holder of Permit No. 18444? How long have you known him and where does he reside?

Ans. Yes, I have known him one and a half years. He resides on his
30 acre tract in the NE¹ of Sec. 8 T 10 N R 5 W B M.

Ques. 3. Have you read or heard read said Permit No. 18444, 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. Subterranean water basin, unconnected with any known stream.
Anderson has constructed on his lands a well 8 by 14 ft, 24 feet deep,
tapping this under-ground water basin. In 1937 he pumped water therefrom
to and upon and therewith irrigated his entire 30 acre tract of land.
Water is pumped by means of a submerged No. 3 Parma Water Lifter electrically
driven pump which throws .6 of a second foot of water and irrigates his
said 30 acre tract of land.

✓ 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. .6 one second foot of water in answer to each of two questions
under this number.

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

Ans. Irrigation of S¹/₂ NE¹/₄ NE¹/₄, N¹/₂ N¹/₂ SE¹/₄ NE¹/₄ Sec. 8 T. 10 N R 5 W B M
Water used for irrigation of entire 30 acre tract. Same not natural
meadow but is a cultivated place. At present 20 acres is in alfalfa and
10 acres in blue-grass pasture. Place is fenced and has a four-room
bungalow type dwelling.

18444

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

Ans. Water is used for irrigation and domestic purposes only.

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

Ans. This tract is volcanic ash soil, now in high state of cultivation. Entire 30 acres productive and irrigated each season and requires full .6 one second foot to irrigate, same each season.

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

Ans. None

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

Ans. In 1937 I saw full .6 second foot of water from the source named pumped upon and used in the beneficial irrigation of said entire 30 acre tract.

(Sign)

Otto R. Hilly

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 21st day of January A.D. 1938.

E. R. Clouder

Residing at Weiser, Idaho. Notary Public.

My commission expires 12-20-40.

18444

RECEIVED
JAN 22 1938
Department of Reclamation

Affidavit of Publication

STATE OF IDAHO, }
County of Washington. } ss.

H. T. Allen, being duly sworn, deposes and says:

That he is the publisher of 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 advertisement, a copy of which is hereto attached, was published

in said newspaper once a week for four consecutive weeks in the regular and entire issue of every number 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 and continuously published for more than seventy-eight weeks last past previous to the first publication of this notice. Such notice was published in the issues beginning with

December 30, 1937 and ending
with the issue of January 20, 1938

Fees \$ _____

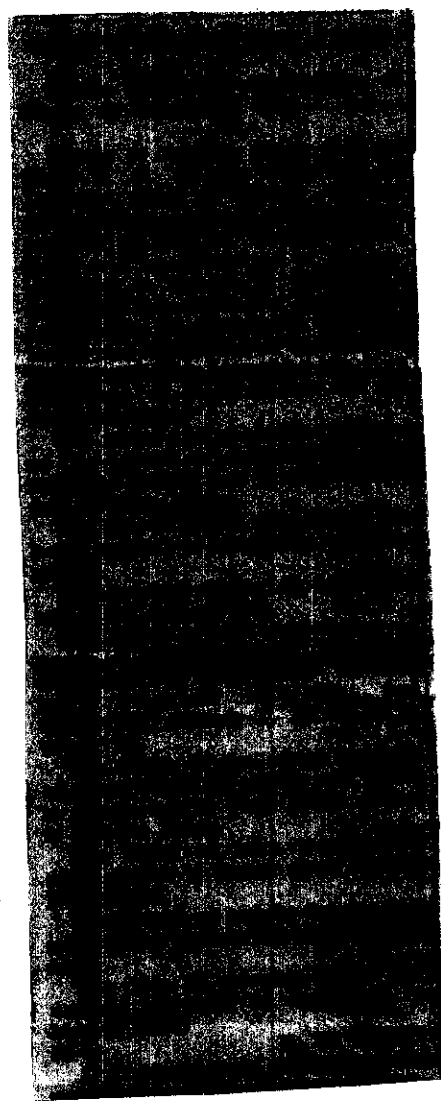
H. T. Allen

Subscribed and sworn to before me this 21st day of
January, 1938

Sara Nelson

Notary Public Residing at Weiser, Idaho.

My commission Expires 6-29, 1941



18444

Proof of Publication

WEISER AMERICAN

WEISER, IDAHO

CHARACTER OF NOTICE

.....
.....
.....
.....

DATES OF PUBLICATION

First Publication....., 193.....

Last Publication....., 193.....

No. of weekly publications.....

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE
INSTRUCTIONS
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,

January 11, 1938

Ed. R. Coulter
Notary Public
Weiser, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 18444.

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On January 21, 1938, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Weiser, Idaho before Ed. R. Coulter, Notary Public.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

R. W. PARIS
Commissioner of Reclamation.

18444

December 16, 1937

Re: Permit 18444.

Mr. Lowell Anderson
Weiser, Idaho

Dear Sir:

This will acknowledge receipt of notice in duplicate for publication in connection with beneficial use proof, and also your authorization to have the notice published in the Weiser American, Weiser, Idaho, all in connection with Permit 18444.

You failed, however, to state in your notice the date on which you wished to submit your proof, and the Notary Public before whom you wished to make the proof. We therefore completed your notice by setting the date for January 21st, at 10:00 A. M., and naming Ed. R. Coulter as the Notary to take your proof. We trust this will be satisfactory with both you and Mr. Coulter. We suggest that you contact him immediately to be sure.

A copy of the notice has been mailed to the newspaper with instructions to publish it once a week for four consecutive weeks prior to January 21, 1938. About ten days prior to this date depositions, consisting of one for the holder and one each for two witnesses, will be mailed to Mr. Coulter, at Weiser, Idaho, so that he will have them in ample time for the proof.

On the date designated you should appear at Mr. Coulter's office with two disinterested witnesses who are familiar with the terms of the permit and the works constructed thereunder, for the purpose of executing the depositions.

If these arrangements are not satisfactory to both you and Mr. Coulter, please notify us immediately, and also the newspaper, so that the notice will not be incorrectly published.

Very truly yours,

R. W. PARIS
Commissioner of Reclamation

By

Chief Clerk

✓
Re: Permits 18433 & 18444,
James Hyde Anderson &
Lowell Anderson.

Mr. Ed. R. Coulter
Attorney at Law
Weiser, Idaho

Dear Sir:

Mr. James Hyde Anderson and Mr. Lowell Anderson desire to make proof of beneficial use of water appropriated under the terms of the above numbered permits. The notices they sent this office to be published in connection with their proofs failed to state the name of a Notary Public before whom they wished to submit their proofs.

We supplied your name in the notices. The proofs are to be submitted at 10:00 A. M., January 21st, 1938. We trust that this will be satisfactory with you. If not, will you please so notify us immediately, so that we can have the newspaper correct the notices before they are published.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By

Chief Clerk

Jl

18444

DEC 15 1937

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) December 13 1937

(P. O.) Weiser Washington County Idaho

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Weiser American of Weiser, published in the county in which the works are situated.

Lowell Anderson

(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.

18444

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date December 16, 1937

Re: Permit 18444.

THE WEISER AMERICAN
Weiser, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to January 31, 1938, the date set for proof, the expense of the publication to be paid by the applicant, Lowell Anderson, 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 of the first publication.

Very truly yours,

R. W. PARIS

Commissioner of Reclamation

18444

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 21st day of January, 19 38,
 at Weiser, County of Washington, State of Idaho, before
Ed. R. Coulter, Notary Public, proof will be submitted of the
 application to beneficial use of 0.6 cubic feet per second of ~~the~~ subterranean
waters in accordance with the terms and conditions of Permit No. 18444
 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....

Lowell Anderson, Weiser, Idaho.

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

The amount applied to beneficial use is 0.6 second feet

The place where said water is used (if for irrigation, give full and accurate description of the
 lands irrigated) NE $\frac{1}{4}$ NE $\frac{1}{4}$ & SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 10 N., R. 5 W., B. M.

The name of the canal or ditch or other works by which said water is conducted to such place
 of use is private ditch

The right to take water from such works is based upon Permit No. 18444.

The source of supply from which such water is diverted is subterranean.

The date of priority which said user is prepared to establish is May 5, 1937.

R. W. PARIS

Commissioner of Reclamation.

18444

December 10, 1937

Re: Permit No. 18444.

Mr. Lowell Anderson
Weiser, Idaho

Dear Sir:

In compliance with your request of recent date, we are herewith enclosing blank forms for your use in giving notice that you will make proof of the application of the water appropriated under this permit to beneficial use. Be sure to set the date for proof far enough in advance to allow for four weeks publication of the notice prior to the date for proof.

When you have completed the notice, return both copies to this office, together with your authorization to publish the notice.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By

Chief Clerk

J1
Encl.

18444



BARZILLA W. CLARK, GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
R. W. FARIS, COMMISSIONER
BOISE

PAUL L. HENRY,
DEPUTY COMMISSIONER

November 23, 1937

Re: Permit No. 18444.

Mr. Lowell Anderson
Weiser, Idaho

Dear Sir:

We are herewith enclosing Certificate of Completion of Works under the above permit to appropriate 0.6 cubic feet per second from subterranean sources for irrigation and domestic purposes.

The Department's Receipt No. 16430 for the \$5.00 fee paid by you in connection with this Certificate is also enclosed.

Proof of beneficial use of this water is not due until May 20, 1938; however it may be submitted prior to that date if you so desire. If you do desire to submit this proof before May 20th, kindly advise this office, and we will furnish you with the necessary blanks for giving notice that you will submit final proof, together with a blank form for your use in authorizing us to have the notice published. The notice must be published for four consecutive weeks prior to the date when proof is made.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By *Jane Lockett*
Chief Clerk

JL
Encl.

Dear Sir:
Please send information
and blanks necessary for my final
proof of beneficial use of water
Yours truly
Lowell Anderson
18444

November 23, 1937

Re: Permit No. 18444.

Mr. Lowell Anderson
Weiser, Idaho

Dear Sir:

We are herewith enclosing Certificate of Completion of Works under the above permit to appropriate 0.6 cubic feet per second from subterranean sources for irrigation and domestic purposes.

The Department's Receipt No. 16430 for the \$5.00 fee paid by you in connection with this Certificate is also enclosed.

Proof of beneficial use of this water is not due until May 20, 1938; however it may be submitted prior to that date if you so desire. If you do desire to submit this proof before May 20th, kindly advise this office, and we will furnish you with the necessary blanks for giving notice that you will submit final proof, together with a blank form for your use in authorizing us to have the notice published. The notice must be published for four consecutive weeks prior to the date when proof is made.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By

Chief Clerk

j1
Encl.

18444

Permit No. 18444

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO,
County of Washington } SS

Lowell Anderson, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the state of Idaho, No. 18444, and that his postoffice address is W. Elser
State of Idaho

Second: That the name of the stream from which said water is to be diverted is

Subterranean

Third: That the point of diversion of said water is 680' S, 400' W from N.E. Corner of Section 8 T.10N R.5W B.M. and is in NE¹ NE⁴ Sec. 8, T.10N, R.5W.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by November 20, 1937.

Fifth: That the use for which said water is intended is Irrigation and Domestic use

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: were fully completed. Pumping plant and ditches
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work: 8' wide 16' long 25' deep

(a) Height of dam.....feet, length of dam at top.....feet, length of dam at bottom.....feet. Material used in construction wood

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir.....acre feet.

(c) Size of headgate: Width.....feet, height.....feet.

(d) Conduit ditch width at bottom 1 1/2 feet, width at water line 3
(State whether ditch, flume or pipe.)

feet, depth of water 1 feet; diameter of pipe.....inches, average grade per mile is.....feet. Length of conduit is approx 1 miles.

Seventh: That said works are capable of conducting to the place of intended use.....
0.6 second feet of water.

Eighth: That water appropriated under said permit is available for 30 acres of land described as follows: SE¹ NE⁴ of NE⁴ Section 8 Twp. 10 Range 5 W. N 1/2 of N 1/2 of SE⁴ of NE⁴ Section 8 Twp. 10 Range 5 W.

Ninth: Remarks: That

Lowell Anderson

(Sign here)

Subscribed and sworn to before me this 26 day of October, 1937

My commission expires March 15, 1941

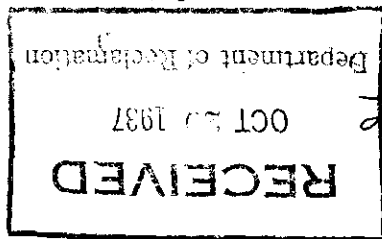
H. H. Boyd
Notary Public.

18444

18444

Dear Sir:

Please send me information
in regard to last proof for
which license is issued for
Amount of water actually in use.



Yours Truly,
Lowell Anderson

18444

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Lowell Anderson
Route 3
Weiser, Idaho

Boise, Idaho, **September 10, 1937**

Dear Sir:—

Under the terms of your permit No. **18444**.....you are required to complete your diversion works on or before **Nov. 20, 1937**..... I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00 a Certificate of Completion will be issued to you.

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

Yours truly,

R. W. FARIS

Commissioner of Reclamation.

18444

18224
May 5, 1937

Re: Application No. 25738

LOWELL ANDERSON
Route #3
Weiser, Idaho

Dear Sir:

Your application for a permit to appropriate 0.6 of one second foot of water from subterranean sources is herewith being returned for the following information:

Under Paragraph 14, kindly state the number of acres in each 40-acre tract which will be irrigated with this water.

If you will then sign the application on the third page and return it to this department, a permit will be issued to you.

Very truly yours

Deputy Commissioner of Reclamation

PLH/cj
encl
Office Receipt No. 16201, \$5.00

18444

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 18444

Boise, Idaho, **June 1, 1937**

Dear Sir:

I enclose herewith above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as
given under approval of the Commissioner of Reclamation on
the third page.

Lowell Anderson
Route 3
Weiser, Idaho

R. W. FARIS
Commissioner of Reclamation.

18444

Lowell Anderson

FORM NO. 0

Permit Map No. 18444
As Approved
MAY 20 1937
R. W. FARIS
Commissioner of Reclamation

184421