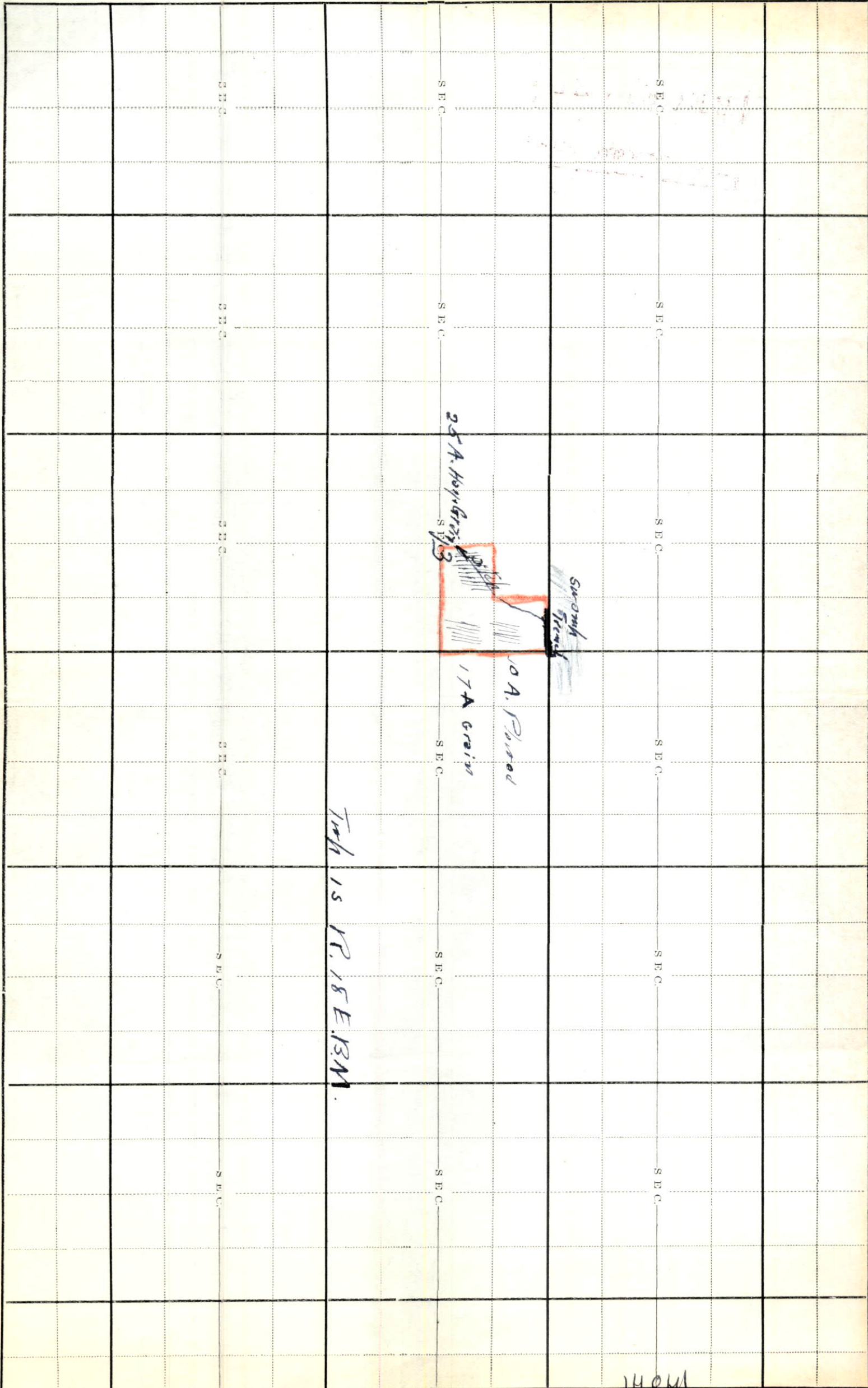


NAME OF APPLICANT Theresa Hurst, Fred Stehm, #14041



AFFIDAVIT OF PUBLICATION

I, M. F. Cunningham

Publisher

(Publisher or Foreman)

of

THE TIMES NEWS-MINER

published weekly at Hailey, Idaho, do solemnly swear that a copy of the above notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement

thereof, for four consecutive issues,

commencing with the issue dated April 19., 1923,

and ending with the issue dated May 10., 1923.

M. F. Cunningham
(Signature)

Subscribed and sworn to before me this 10th day

of May, 1923.

Joseph W. Duld
Notary Public
(Official Designation)

NOTICE OF PROOF APPLICATION OF WATER TO BENE- FICIAL USE.

Notice is hereby given that at ten a. m. on the 21st day of May, 1923, at Hailey, County of Blaine, State of Idaho, before J. J. McFadden, Notary Public, proof will be submitted of the application to beneficial use of 1-3-10 cubic feet per second of the waters of swamp in accordance with the terms and conditions of Permit No. 14041, heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the persons holding said permit are Theresa Wurst and Fred Stehn, Gannett, Idaho.

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

The amount applied to beneficial use is 1-3-10 second feet.

The place where said water is used (if for irrigation, give full and accurate description of the land irrigated) NE $\frac{1}{4}$ NE $\frac{1}{4}$. SE $\frac{1}{4}$ NE $\frac{1}{4}$. SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13, T. 1 S., R. 18 E. B. M., Blaine County, Idaho.

The date of the priority which said user is prepared to establish is May 27, 1919.

W. G. SWENDSEN,
Commissioner of Reclamation.

4-19-5-10

14041

JOHN WURST AND FRED STEHN.

29/5/21

7 one 5/19 6

Newsday sketch

SEC.

Section
B

SEC.

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67

State of Idaho License and Certificate of Water Right

Water License No. 14041
 Water District No. 7-B

Amount 1.2 cfs. ft.
 Priority 6-27-19

THIS IS TO CERTIFY that **THERESA WURST & FRED STEHN**
 of **Gannett, Idaho**, made application for a permit to appropriate the
 public waters of the State of Idaho, dated **May 27**, 1919; that Permit No. **14041**
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.5 second feet, was issued thereunder on **August 15**, 1921, showing that said works
 were completed on the **9th** day of **August**, 1921; and that on the **21st**
 day of **May**, 1923,

THERESA WURST AND FRED STEHN

of **Gannett**, State of **Idaho**, made proof to the satisfaction of the
 Commissioner of Reclamation of Idaho, of the right to use the waters of **an unnamed**
 stream, a tributary of -----, for the purpose of **irrigation**
 & domestic use, under Use Permit No. **14041** 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 **6** of Licenses, at page **3061**, on the **31st** day of **July**, 1923;

The right hereby confirmed dates from **May 27**, 1919;

The Point of Diversion is located
 in the **NE 1/4 NE 1/4, Sec. 15**, Twp. **1 S**, R. **18 E**, B. M.
County of Blaine

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
 exceed **1.2** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 S.	18 E	15	NE 1/4 NE 1/4	40	20
			SE 1/4 NE 1/4	40	20
			SW 1/4 NE 1/4	40	20
			Total	120	60

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 **31st** day of **July**, 1923

H. E. SWENSON
 Commissioner of Reclamation.

(SEAL)

37 2386

APPLICATION FOR PERMIT **37-2386** TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 19989
Permit No. 14041
District No. 7-B

1. Name of Applicant: Theresa Hurst and Fred Stehn
 Postoffice address: Gannett County: Blaine State: Idaho
 I. If applicant is a corporation, give:
 (a) Date and place of incorporation:
 (b) Amount of capital stock:
 (c) Amount paid in:
 (d) Names and addresses of directors:
 II. The financial resources of the applicant are:
 (a) Cash on hand:
 (b) Treasury stock:
 (c) Bonds to be issued:
 (d) Other resources:
2. Quantity of water claimed: 1.3 cubic feet per second.
3. Source of water supply unnamed stream which is a tributary of swamps
4. Location of point of diversion: feet distant from the
 corner of Section , T. , R. , B. M., and is in the NE NE
 of Section 13 , T. 1 S , R. 13 E , B. M., County of Blaine
5. Water is to be used for: irrigation and domestic purposes.
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: \$500.00
8. Kind of works: drainage ditch, and two lateral ditches.
9. Height of dam none feet; length of dam at top feet; length of dam at bottom
 feet; material used in dam drainage trench ditch $\frac{1}{2}$ mile long, 4 ft. deep,
 4 ft. wide, banked with earth from ditch.
10. Size of headgate: Width none feet; height feet.
11. Ditches: Width at bottom 3 feet; width at water line 4 feet; depth of water 1
 feet; dimensions of flume none
 Diameter of pipe inches; length of conduit drainage ditch $\frac{1}{2}$ mile long miles.
 2 ditches $\frac{1}{2}$ mile each
 Average grade per mile 15 feet.
12. The time required for the completion of such work is two years.
13. The time required for the complete application of the water to the proposed use is two 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.

(1) Theresa Wurst
(2) Fred Stehn Applicant.

By (2) H. R. Butler Agent.

Commissioner of Reclamation

Date of first receipt at office of State Engineer ~~State Engineer~~ 9:00 A. M. May 27, 1919.

Returned to applicant for correction

Corrected application received

COMMISSIONER OF RECLAMATION
APPROVAL OF STATE ENGINEER

The number of this permit is 14041

Recorded in Book 49 Page 14041 Approved May 31, 1919.

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 30, 1919 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 May 31, 1920.

The whole of said work to be completed on or before May 31, 1921.

Beneficial use of water appropriated in accordance herewith, to be made on or before May 31, 1923.

Witness my hand this 31st day of May, 1919.

W. G. Swendsen

State Budget Hearings

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	
1	S	18	E	13	20		25	owned by Fred Stehn												45
"	"	"	13		20			" " Theresa Wurst												20
				Total number of acres to be irrigated												65				
Applicants intend building or digging drainage ditch along the North line of NE¼NE¼ Sec. 13, T. 1 S., R. 18 E. B. M. of dimensions set out, which will catch swamp water seeping from lands above, and tapping the drainage ditch with two lateral ditches as shown on map.																				
Upon proper request of the holder of the above numbered Permit, I have this 21st day of May, 1921, extended the time for proof of completion of works to the 1st day of September, 1921.																				
W. G. Swendsen, Commissioner of Reclamation,																				
By: Geo. B. Archibald, Deputy.																				
Proof of Completion of Works made August 9, 1921. Certificate issued August 15th, 1921.																				
CERTIFICATE OF COMPLETION OF WORKS.																				
TO ALL WHOM IT MAY CONCERN:																				
This is to certify that Theresa Wurst and Fred Stehn of Gannett, County of Blaine, and State of Idaho, the holder of Permit No. 14041, issued upon Application No. 19939 bearing date of priority of May 27, 1919, authorizing the diversion of 1.3 second feet of the waters of Unnamed Stream, County of Blaine, 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 1.3 second feet of the waters of unnamed stream; that the point of diversion of said waters is in the NE¼NE¼ Sec. 13, T. 1 S., R. 18 E., B. M., and that the lands proposed to be																				

irrigated by the use of said water are described as follows, to-wit: NE $\frac{1}{4}$ NE $\frac{1}{4}$,
SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13, T. 1 S., R. 18 E., B. M.

Witness my hand this 15th day of August, A. D. 1921.

W. G. SWENDSEN,
Commissioner of Reclamation

By: Geo. B. Archibald,
Deputy.

*Let this be a record of the same
Vol. 6- Page 3061*

WATER RIGHT NUMBER 37-2386

DHH

OWNER LAST NAME - WURST
OWNER LAST NAME - STERNFIRST NAME - THERESA
FIRST NAME - FREDORIG OWNER -
ORIG OWNER -ADDRESS LINE 1 -
ADDRESS LINE 2 -ADDRESS LINE 2 -
CITY - GANNETT

STATE - ID ZIP CODE -

SOURCE - UNNAMED STREAM

TRIBUTARY OF - WILLOW CREEK

STAGE - LICENSE

STATUS -

PRIORITY - 05-27-1919 COUNTY - BLAINE

TOTAL DIV. RATE - 1.2000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. - 37 DLE/CAREY ACT -

RIGHT EASIS -

DIVERSION POINT - NENE 12' 015' 18E LOT RE DIV -

272.0 386.0 10.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 4.4

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

1.2000 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 015' RING 18E SEC 13

TRACT NENE LOT

AC 20

TRACT SENE LOT

AC 20

DATE -

TOTAL ACRES

60

DECREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 14041

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

05/16/85 14041

IDENT. NO. 37-2386

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 14041 137-2386
 OTd No. New No.

Record

1. Original Owner: Theresa Wurst & Fred Stehno

Present Owner: _____

2. Address:

3. City: Gannett State: ID Zip: _____

4. A. Source of Water: unnamed stream

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 6-27-1919

D. County: 13

E. Total Diversion Rate: 1.2

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NENE</u>	<u>13</u>	<u>18</u>	<u>18E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from _____ to _____ for A purposes. Amount 1.2
 (cfs or ~~AC~~ FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: *A*

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation, explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: 140 41

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval:

14. Diversion Means (brief narrative):

020 4-27-79

July 1, 1938

Re: Permit No. 14041

GEORGE H. WURST
~~Granite, Idaho~~
Dannett

Dear Sir:

We have your letter of June 29, in which you state that you wish to make some change in the point of diversion under the above-numbered permit.

If you wish to make the change of point of diversion, it will be necessary that you execute the enclosed affidavit and return it to the Department of Reclamation. If there is any possibility of this change of point of diversion interfering with the water right of another party, it will be necessary that you have the consent of that party before making the change.

We trust that this answers your questions.

Yours very truly,

R. W. FARIS,
Commissioner of Reclamation

By Paul H. Berg
Deputy Commissioner

PHB/ci
Enc.

14041

Approved; May 31, 1919.

Record in Volume 6

Page 3061

31st day of July, 1923.

It was filed for record at the
request of John Wurst.

11:45 A.M. January 25-1930
at Hailey Idaho.

14041

Sec.-13, T1S.R18E.B.M.
ditch catches ^{county of Blaine} swamp water
rising from lands above.

Would it be O.K. if I installed
a pumping outfit in this swamp
water, and pumped the water over
my land, which would be
harder than keeping up the
ditch which is tramped full
most of the time by grazing
cattle that are in the same
field.?

There is 20 acres to be irrigated
from my share of this ditch and
water.

This place has changed hands, and
we certainly would like to put some
of this waste water to use.

Very Truly Yours,
George P. Wurst.

Gannett Idaho
June 29, 1938.
Department of Reclamation
Boise Idaho.

Dear Sir;

I have an Application
For Permit to appropriate the
Public waters of the State of Idaho
Application No. 19939
Permit No. 14041
District No. 7-B

Name of applicants Theresa Wurst,
and Fred Stehr, of Gannett Id.
amount of water claimed 1.3 cubic ft.
per second. from an unnamed stream
tributary of swamps
The drainage ditch is located along
the North line of NE $\frac{1}{4}$ NE $\frac{1}{4}$

August 6, 1923.

Re: Permit No. 14041

Mrs. Theresa Wurst,
Gannett, Idaho.

Dear Madam:

We are enclosing herewith Water License
issued under the above numbered permit, together
with receipt for fees.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

By

Chief Clerk.

14041

Gannett Idaho

July 26th 1923

Department of Reclamation

Boise, Ida.

Dear Sir your notes of July 20th rec'd
Permit No = 14041

In the name of Theresa Hurst
I here with Enclosing Check
of six dollars for the license of
the same Respt. yours

John Hurst
her Hoban

B. U. Proof.

14041.

14041.

July 20, 1923.

Re: Permit No. 14041

Mrs. Theresa Wurst,
Cannett, Idaho.

Dear Madam:

The report of our examining engineer shows parts of three forty acre tracts under irrigation and cultivation. Upon receipt of fee, therefore, in the sum of \$6.00, license will be issued. The fee is \$2.00 for each forty acre tract or fraction under cultivation.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

By

Chief Clerk.

E.

14041

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 7-B1. State name of applicant and number of permit: Theresa Wurst, Fred Stehn-Permit 140412. State source of water supply: Swamp3. Location of point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13, Twp. 1 S., R. 18 E., B.M.

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

Trench 3' to 4' deep and 40 rods long, 3' to 4' wide catches water which
raises in swamp, is carried on land by ditch + laterals
Capacity est 2 sec. ft.

5. State whether or not water has been turned into works of diversion: No

6. Give exact location 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 $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, Twp. 1 S., R. 18 E., B.M.

7. Submit map on enclosed plat, showing location and details of above description.

8. How many parties conduct water in this system? Two9. Give names and amount of each right: 1.3 sec. ft. held jointly.10. What large stream would the water here appropriated finally reach? Big Wood River

11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: Swamp, Spring Cr, Big Wood R.

Remarks: Water has developed since land where swamp has been
irrigated. Spring Creeks on each side of ranch are fed from swamp.
Part of ranch is swampy, but irrigates.

This examination was made on the 14 day of

(Signed)

July 1923
R. L. Stetcliff
 Examiner.

14041

(This report must be sworn to when not made by an attache of the office.)

STATE OF IDAHO,

County of..... } ss.

....., being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this..... day of..... 19.....

My commission expires..... Notary Public.

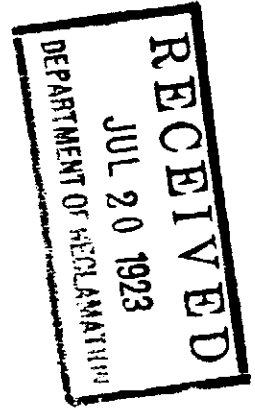
7-B

Theresa Wurst
Fred Stehn
Garnett

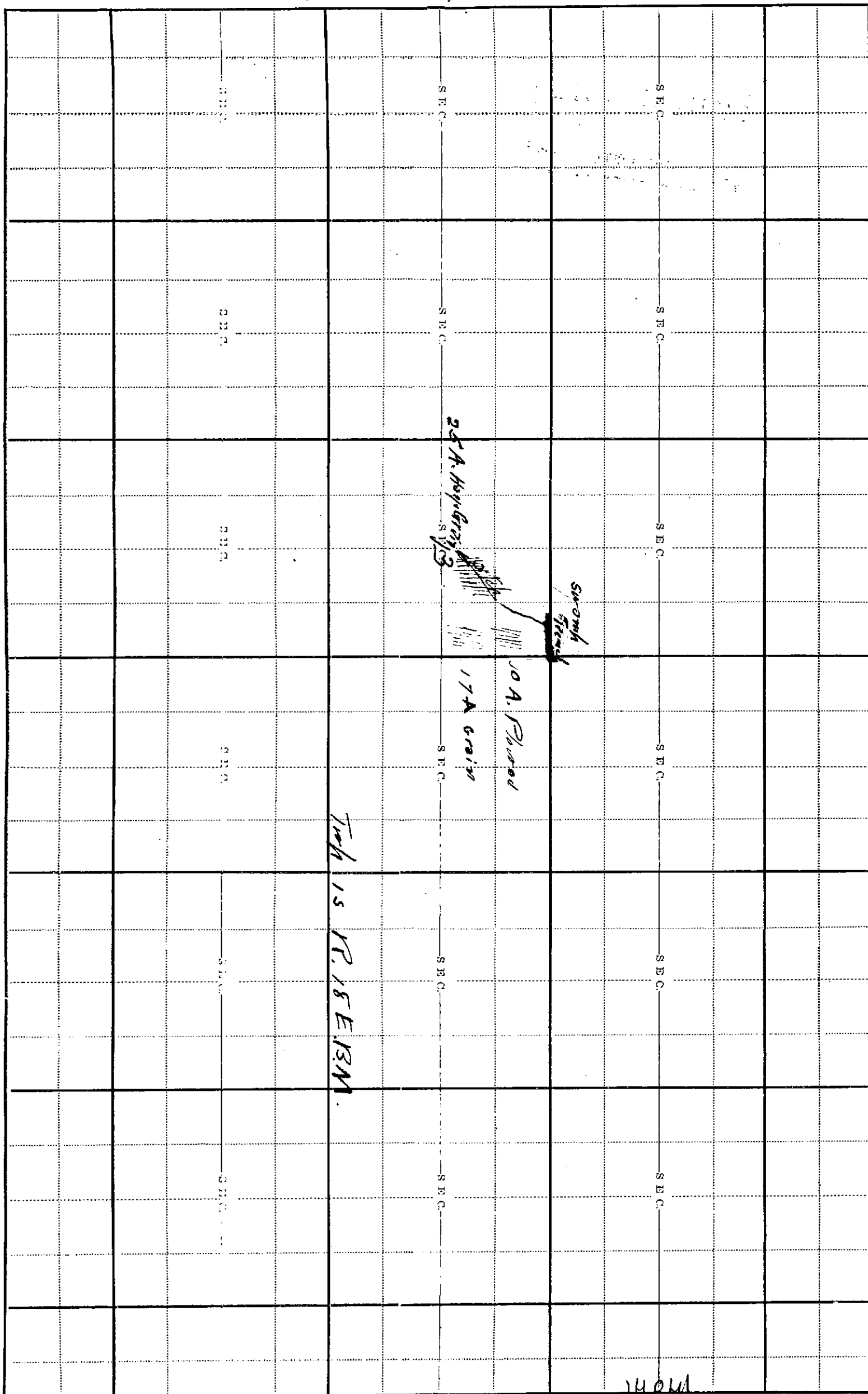
Permit 14041

Instructions to Examiners

1. Examiners will not be permitted to examine any of the receipts in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own right in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. 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.
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. 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.



Theresa Hurst, Fred Stehm, #14041



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

May 22, 1925.

Re: Permit No. 14041

Mrs. Theresa Wurst,
Gannett, Idaho.

Dear Madam:-

We are today in receipt of depositions
and affidavit of publication for proof of use of
water under the above permit. These have been checked
and are in proper form. No further action will be taken
until the report of our examining engineer has been made,
at which time you will be advised as to fees due before
issuing license.

Very truly yours,

W. C. SWENDSEN.

Commissioner of Reclamation.

By
Chief Clerk.

14041

MCFADDEN & PERKINS
LAWYERS
HAILEY, IDAHO

May 21, 1923.

COMMISSIONER OF RECLAMATION,
BOISE, IDAHO.

SIR:-

Re Permit No. 14041-- Wurst et al.

Herewith final proof, affidavits of 2 witnesses, also of
Mrs. Wurst, and proof of publication etc.

Please acknowledge receipt direct to Mrs. Wurst at Gannett.

Resp.

JJ. McFadden/
Notary.

14041

McFADDEN & PERKINS
LAWYERS
HAILEY, IDAHO

May 21, 1923.

COMMISSIONER OF RECLAMATION,
BOISE, IDAHO.

SIR:-

Re Permit No. 14041-- Wurst et al.

Herewith final proof, affidavits of 2 witnesses, also of
Mrs. Wurst, and proof of publication etc.

Please acknowledge receipt direct to Mrs. Wurst at Gannett.

Resp.

JJ. McFadden/
Notary.

14041

AFFIDAVIT OF PUBLICATION

I, M. T. Cunningham

Publisher of
(Publisher or Foreman)

NOTICE OF PROOF APPLICATION OF WATER TO BENE- FICIAL USE.

Notice is hereby given that at ten a. m. on the 21st day of May, 1923, at Hailey, County of Blaine, State of Idaho, before J. J. McFadden, Notary Public, proof will be submitted of the application to beneficial use of 1-3-10 cubic feet per second of the waters of swamp in accordance with the terms and conditions of Permit No. 14041, heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the persons holding said permit are Theresa Wurst and Fred Stehn, Gannett, Idaho.

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

The amount applied to beneficial use is 1-3-10 second feet.

The place where said water is used (if for irrigation, give full and accurate description of the land irrigated) NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13, T. 1 S., R. 18 E. B. M., Blaine County, Idaho.

The date of the priority which said user is prepared to establish is May 27, 1919.

W. G. SWENDSEN,
Commissioner of Reclamation.
4-19-5-10

THE TIMES-NEWS-MINER

published weekly at Hailey, Idaho, do solemnly swear that a copy of the above notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement

thereof, for four consecutive issues,

commencing with the issue dated April 19,, 1923,

and ending with the issue dated May 10,, 1923.

M. T. Cunningham
(Signature)

Subscribed and sworn to before me this 10th day

of May, 1923.

Joseph W. Duld
Notary Public

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 14041

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. ~~Theresa Wurst~~, 53--housewife, Gannett Idaho, same P.O.

Fred Stehn is carpenter, resides at Gannett Idaho most of time, is in California; he is about 40 yrs old.

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. ---- This is joint proof for Stehn and myself.

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

Ans. 14041 May 27, 1919--- same priority

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

Ans. unnamed stream, drainage ditch in N part NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec.13,

T 1 S. R. 18 E. B. M.

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. drainage trench ditch, $\frac{1}{4}$ mile long, 4 ft deep, 4 ft wide, banked with earth from ditch 2 ditches, wide at bottom $\frac{3}{4}$ ft at top 4 ft 1 ft deep, each about $\frac{1}{2}$ mile long, private ditch, will each carry 50 inches or 1 second foot.

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 cultivate or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Stehn 20 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec.13, 20 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec.13, myself 25 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec.13- T 1 S R 18 E B. M.

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

Ans. no---

14041

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

Ans. 1 3/10 inches cu ft per second.

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 own the land identified as irrigated by me, Stehn owns the other.

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

Ans. Water was used last year, also this year

I have 20 acres in alfalfa under the ditch, Stehn has

17 acres in grain, the balance to be irrigated used now as pasture.

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 right claimed thereunder.

Ans. No other water used on the land.

(Sign) Theresa Wurst

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 Hailey, County of Blaine State of Idaho, on this 21st day of May, A. D. 1923.

J. J. M. Padden
Notary Public at
Hailey, Idaho,

My Com expires Jan. 10, 1925.

14041

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 14041

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. Walter A. Willis, 39, farmer, Gannett, Idaho.

Ques. 2. Are you acquainted with Fred Stehn and Theresa Wurst, the holders of Permit No. 14041? How long have you known him and where does he reside?

Ans. Yes, known both for years, reside at Gannett, Idaho.
Stehn temporarily away, in California

Ques. 3. Have you read or heard read said Permit No. 14041, 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. drainage ditch along the North side of NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13,
T 1 S R 18 E. B. M.

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. one and one half second feet, have seen that much used.

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, by Stehn 20 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20, 13-
20 25 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13-- Mrs. Wurst, 20 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 13. T 2 S R 18 E. --- brush, --- no natural
meadow, --- Mrs. Wursts 25 acres, in alfalfa,
Stehns, 17 acres in grain, balance ready for cropping,
part pasture, --

14041

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

Ans. -----

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

Ans. -----lays level for irrigation, light loam soil,
requires an inch to acre for irrigation,.

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

Ans. -----Not at all.

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. -----Seen water used this spring on the land,
on both Stehns land and Mrs. Wursta.

(Sign) *Walter A. Davis*

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 Hailey, County of Blaine, State of Idaho, on this 21 day of May, A. D. 19 23.

J. M. F. Davis
at Hailey, Idaho.

Notary Public.

My commission expires May Jan. 10, 1925.

14041

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 14041

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. Thomas H. Brewer, 38, Gannett, Idaho, same P.O.
farmer.

Ques. 2. Are you acquainted with red Stehn and Theresa Wurst, the holder of Permit No. 14041? How long have you known him and where does he reside?

Ans. Known them five years, reside at Gannett, Idaho,
Stehn away in California.

Ques. 3. Have you read or heard read said Permit No. 14041, and are you familiar with its provisions and conditions?

Ans. yes, 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. drainage ditch along the N. side of NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13,
T 1 S R 18 E.B.M.

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. 1 $\frac{1}{2}$ second feet, have seen that much used.

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. rrigation, by Stehn 20 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13, 20 acres in
SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13-- by Mrs. Wurst, 25 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13,
land was rough brush land, Mrs. Wursts 20 acres in alfalfa,
Stehn has 17 acres in grain, balance ready for cropping,
is irrigating it. part pasture.

14041

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

Ans. ~~no~~

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. land slopes to South for irrigation, light loam soil, requires a second foot for 50 acres. for irrigation.

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 whatever.

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. Seen water used this spring on the land, on both Stehns land, and Mrs. Wursts.

(Sign) Thomas H. Brainer

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 Hailey, County of Blaine State of Idaho, on this 21st day of May, A. D. 19 23.

J. J. M. Gadsden
Notary Public.
at Hailey, Idaho.

My commission expires ~~Dec. 10, 1923.~~
Jan. 10, 1925.

14041

John Vurst: Your wife or Stehn and two witnesses who know conditions must be here May 21st; bring all your water papers with you, be sure and bring this.
McFadden & Perkins.

State of Idaho

ENGINEERING DEPARTMENT

BOISE

INSTRUCTIONS

~~PROOF OF COMPLETION OF WORKS~~
AND
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, May 10, 1923.

Fred Stehn & Theresa Wurst.

c/o J. J. McFadden,
Hailey, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of ~~completion of~~
~~works and~~ beneficial use of water under Permit No. 14041.

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 May 21, 1923, the date set for proof the enclosed forms (~~two~~ ^{one} for permit holder and ~~one~~ each for two disinterested witnesses) should be filled out and sworn to, at Hailey before J. J. McFadden, 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,

W. G. SWENDSEN,
Commissioner of Reclamation
~~State Engineer.~~

14041

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS
AND
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,

May 10, 1923.

Fred Stehn & Theresa Hurst.

c/o J. J. McFadden,
Hailey, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of ~~completion of~~
~~works and~~ beneficial use of water under Permit No. 14041.

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 May 21, 1923, the date set for proof, the enclosed forms ^{one} (two for permit holder and ^{one} each for two disinterested witnesses) should be filled out and sworn to, at-----

----- before Hailey **J. J. McFadden, 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,

W. G. SWENDSEN,
Commissioner of Reclamation.
--State Engineer--

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

14041

Permit No. 14041

DATE April 10, 1923

Publisher, Times-News-Miner,
Hailey, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to May 21, 1923, the date set for proof, the expense of the publication to be paid by the applicant, s, by Attorneys, McFadden & Perkins, of Haile to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of the notice and furnish this office with a copy of the first publication.

Very truly yours,

J. G. SWENDSEN,

Commissioner of Reclamation.

14041

March 6, 1923.

Re: Permit No. 14041-
Therese Hurst, et al.

Messrs. McQuinn & Perkins,
Attorneys at law,
Hailey, Idaho.

Gentlemen:-

Yours of the 3rd inst., enclosing notices
for proof of use of water under the above permit, received.
A copy of the notice will be mailed to the Hailey Times-News
Miner not later than the middle of April for the required
four weeks publication prior to May 21, the date set for
proof.

Very truly yours,

A. C. STEINER,

Commissioner of Reclamation.

By
Chief Clerk.

14041

McFADDEN & PERKINS
LAWYERS
HAILEY, IDAHO

March 3, 1923.

COMMISSIONER OF RECLAMATION,
BOISE, IDAHO.

DEAR SIR:-

Re Permit No. 14011- Wurst and Smehn.

Herewith notice for publication etc.

Have set date May 21, 1923- before J.J. McFadden, Notary.

You are at liberty to fix these matters differently, if the
proof must be taken before any one else, also change date etc.

When you have signed up, send the notice for publication
to us, so that we can arrange with the printer etc.

Very respectfully,

McFadden & Perkins.

14041

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 3, 1923.

(P. O.) Gannett, Idaho.

TO THE STATE ENGINEER:

Boise, Idaho.

Dear Sir:

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

John Stehn
I hereby certify

(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

14041

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 21 day of May, 19 23,
at Hailey, County of Blaine, State of Idaho,
before J. J. McFadden, Notary Public, proof will be submitted
of the application to beneficial use of 1--3/10 cubic feet per second of the
waters of swamp in accordance with the terms and conditions of
Permit No. 14021 heretofore issued by the Commissioner of Reclamation
of the State of Idaho.

The name and postoffice address of the person ~~XXXXXXXXXX~~ holding said permit are
Theresa Wurst and Fred Stehn,

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

The amount applied to beneficial use is 1--3/10 second feet

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) NE 1/4, SE 1/4, SW 1/4 Sec. 18, T 1 S. R. 18 E. B. M.
Blaine County, Idaho.

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. 14021

The source of supply from which such water is diverted is swamp

The date of the priority which said user is prepared to establish is May 27, 1919.

W. G. Swendsen,
Commissioner of Reclamation.

14041

State of Idaho
DEPARTMENT OF RECLAMATION

BOISE

February 8, 1923.

Theresa Wurst,
Gannett, Idaho.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. 14041, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and date it is submitted.

Yours truly,

W. G. SWENDSEN.

Commissioner of Reclamation.

14041

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Mr. Fred Stein,
Gannett, Idaho.

February 5, 1923.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. 14041, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and date it is submitted.

Yours truly,

W. G. SWENDSEN.

Commissioner of Reclamation.

August 13, 1921.

Re: Permit No. 14041.

McMadden & Perkins,
Hailey, Idaho.

Gentlemen:

We enclose herewith Certificate of
Completion of Works, issued under the above
numbered Permit, together with receipt for
fee.

Very truly yours,

W. G. SWENDBER,
Commissioner of Reclamation

By

LB/E

Chief Clerk.

14041

McFADDEN & PERKINS
ATTORNEYS AND COUNSELORS
PAILEY, IDAHO

AUGUST 9, 1921.

COMMISSIONER OF RECLAMATION,
BOISE, IDAHO.

SIR:-

Re Permit No. 14041--Wurst and Stehn.

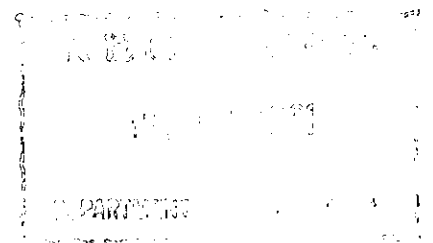
Herewith proof of completion of works, verified by
Fred Stehn, one of the applicants, for the joint benefit of
both. Also remittance of \$5 to cover your office fees;
if in order please send us proof certificate, showing it is
in order etc.

Resp.

McFadden & Perkins.

McF-J

m



14041

Permit No. ~~2822~~
14041STATE OF IDAHO
Department of Reclamation

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Blaine }
Fred Stegn } ss.

being first duly sworn, upon his oath deposes and says:
First: That he ^{one of} is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 14041, and that his postoffice address is Gannett, State of Idaho.

Second: That the name of the stream from which said water is to be diverted is swamp on NE 1/4 Sec. 13, T 1 S R 18 E.B.M.

Third: That the point of division of said water is in NE 1/4 NE 1/4 Sec. 13, T 1 S R 18 E.B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Sept 1, 19 21.

Fifth: That the use for which said water is intended is SE 1/4 & SW 1/4 NE 1/4 Sec. 13, T 1 S.R. 18 E.B.M.

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: drainage ditch and lateral ditches.
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

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

(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 4 feet, width at water line 6 feet, depth of water 1 1/2 feet; diameter of pipe -- inches average grade per mile is 15 feet. Length of conduit is 1/2 miles.

Seventh: That said works are capable of conducting to the place of intended use 1:3 second feet of water.

Eighth: That water appropriated under said permit is available for 65 acres of land described as follows: 15 acres in NE 1/4 NE 1/4, 25 acres in SE 1/4 NE 1/4, 25 acres in SW 1/4 NE 1/4 Sec. 13-T 1 S R 18 E.B.M.

This proof is made for benefit of both Theresa Wurst and affiant.

Ninth: Remarks: That Drainage ditch and laterals fully completed; on account of slope of land ditch changed slightly from proposed plat but all works are on the land, and no material changes.

Fred Stegn
(Sign here)

Subscribed and sworn to before me this 9th day of August, 19 21.

My commission expires Jan. 10, 1925.

J. J. M. Jansen
Notary Public.
at Hailey, Idaho.

14041

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho,

June 8, 1921.

Mr. Fred Stehn,
Dear Sir:— Gannett, Idaho.

Under the terms of your permit No. ~~14041~~-----, you are required to complete your diversion works on or before ~~Sept. 1, 1921~~----- 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,

State Engineer.

14041

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho,

June 6, 1921.

Theresa Wurst,
Garnett, Idaho.

Dear Sir:—

Under the terms of your permit No. 14241-----, you are required to complete your diversion works on or before Sept. 1, 1921.----- 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,

State Engineer.

APPLICATION FOR EXTENSION OF TIME FOR COMPLETION OF WORKS, APPLICA-

TION No. 19939, Permit No. 14011, District No. 7B.

Comes now Fred Stehn of Gannett, Idaho, and being duly sworn according to law, says that he is one of the applicants for permit for waters from swamps, being permit No. 14041. That part of the work has been done, but it is not completed. That the time for the completion of works is May 31, 1921, but affiant and his co-partner, Theresa Wurst, will be unable to complete the work by that time for the reason that they have been putting in crops and have been unable, financially, to have the work done outside, and further that this has been a very backward spring, and the ground is too wet and swampy.

He therefore asks for an extension of time to complete the works and file proof thereof until September 1, 1921.

Fred Stehn.

Subscribed and sworn to before me this 19th day of May, 1921.

J. Jm Fadden

Notary Public at Hailey, Idaho.

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, W. G. Swendsen, Commissioner of Reclamation of the State of Idaho, hereby extend the time for the completion of construction work under Permit to appropriate the public waters of the State of Idaho, No. 14041, to September 1, 1921.

Witness my hand this 21st day of May, 1921.

W. G. SWENDSEN.

Commissioner of Reclamation.

By

Geo B Archibald
Deputy.

14041

McFADDEN & PERKINS
ATTORNEYS AND COUNSELORS
HAILEY, IDAHO

May 19, 1921.

COMMISSIONER OF RECLAMATION,
BOISE, IDAHO.

DEAR SIR:-

Re Permit No. 14011--Wurst and Stehn.

Herewith find application for additional time for completion of works; these parties expected to finish this Spring, but have been unable to do so; if this form dont suit, send over blanks for the purpose, also send us two "proofs of completion of works" to meet this when the time comes.

Very respectfully,

McFadden & Perkins.

Jgm

14041

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit No. 14041.
McFadden & Perkins, Attys.
Hailey, Idaho.

Boise, Idaho,

June 4, 1919

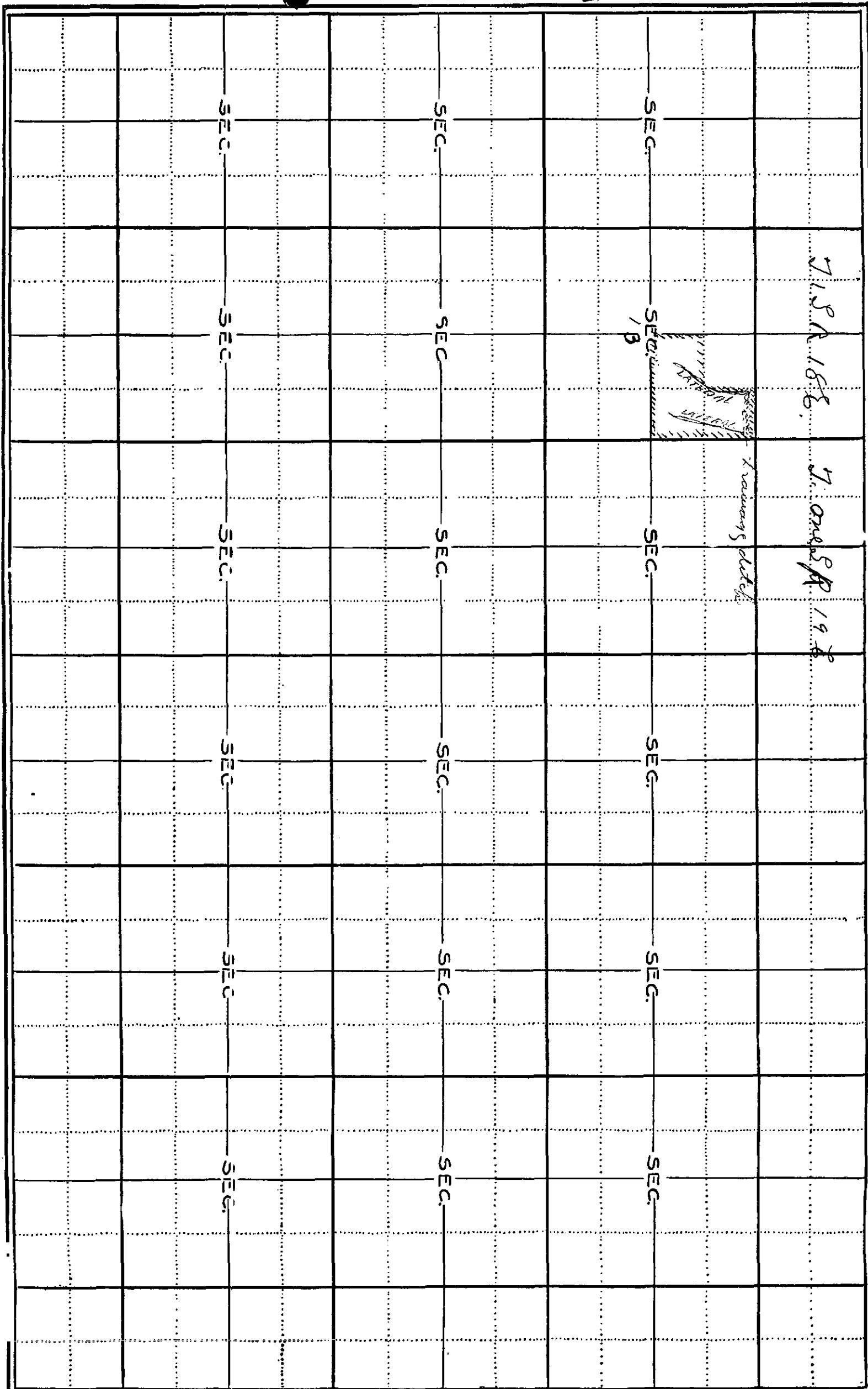
Dear Sir:

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

W. G. Swendsen J. H. SMITH,
State Engineer.
Commissioner of Reclamation

14041

Name of Applicant JOHN WUBAT AND FRED STEHN.



McFADDEN AND PERKINS, SUCCESSORS,
LAW OFFICES
J. J. McFADDEN — JOHN M. BOYLE
HAILEY, IDAHO

May 24, 1919.

STATE ENGINEER,
DEPARTMENT OF RECLAMATION, BOISE IDAHO.

Dear Sir:-

Re application for permit, Theresa Wurst - Fred Stehn.

We hand you herewith application with duplicate maps, also
draft \$1.10, filing fees.

Wish to explain the situation:- Mrs. Wurst owns the SW $\frac{1}{4}$
NE $\frac{1}{4}$, Stehn the E $\frac{1}{2}$ NE $\frac{1}{4}$.

Water has been raising along the North line of Stehns and
seeping through forming a small swamp on Wursts land,
(she also owns 3 forties South; they are satisfied by digging
drain ditch along the North line they can catch this water and
utilize it it is all on the lands of applicants, and by being
conserved it will be of benefit, as it is it makes small
marsh on Wursts lower lands and does no one any good.

Under the conditions advised them it was proper for them
to make a filing through your office, and make proof later and
then get regular permit so as to avoid any future question.

This land is porous and requires an inch and a half to
two inches per acre; it is of course uncertain how much they will
actually develop but probably enough for the sixty five acres--

Should you want further data in this let us know.

Very respectfully,

M. J. Perkins

Would appreciate your reply in this as to whether or not the
application will be approved, as soon as possible; the application
can follow later when recorded etc.

14041