

AFFIDAVIT OF PUBLICATION

NOTICE FOR PUBLICATION

Notice of Proof of Application of
Water to Beneficial Use.

Notice is hereby given that at 10:30 a. m., on the 1st day of February, 1918, at Thornton, County of Madison, State of Idaho, before Niel A. Anderson, notary public, proof will be submitted of the application to beneficial use of 1.6 cubic feet per second of the waters of Texas Slough in accordance with the terms and conditions of Permit No. 12133, heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Niels Jensen, Rexburg, Idaho.

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

3. The amount applied to beneficial use is irrigation and domestic use.

4. The place where said water is used (of for irrigation, give full and accurate description of the lands irrigated) SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 5, and NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 5, T. 5 N., R. 39, E. B. M.

5. The right to take water from such works is based upon Permit No. 13133.

6. The source of supply from which water is diverted is Texas Slough.

7. The date of the priority which said user is prepared to establish is June 29, 1917.

J. H. SMITH,
State Engineer.

Adv-12-27-6t

STATE OF IDAHO, }
County of Madison } ss.

I, W. LLOYD ADAMS, being first duly sworn, depose and say:

That I am the publisher of the "Rexburg Standard," a weekly newspaper of general circulation, published in the City of Rexburg, Madison County, that the Notice for Publication a copy of which is hereto attached, was published in said newspaper for six consecutive weeks, the first publication having been made on the 27th day of December, 1917, and the last on the 21st day of January, 1918, that said Notice for Publication was published in the regular and entire issue of every number of the said newspaper during the period and times of publication, and the same was published in the newspaper proper, and not in any supplement.

W. Lloyd Adams

Subscribed and sworn to before me this 2nd day of

February, 1918

Wm. J. Samson

Notary Public.

My commission expires Nov 15, 1919

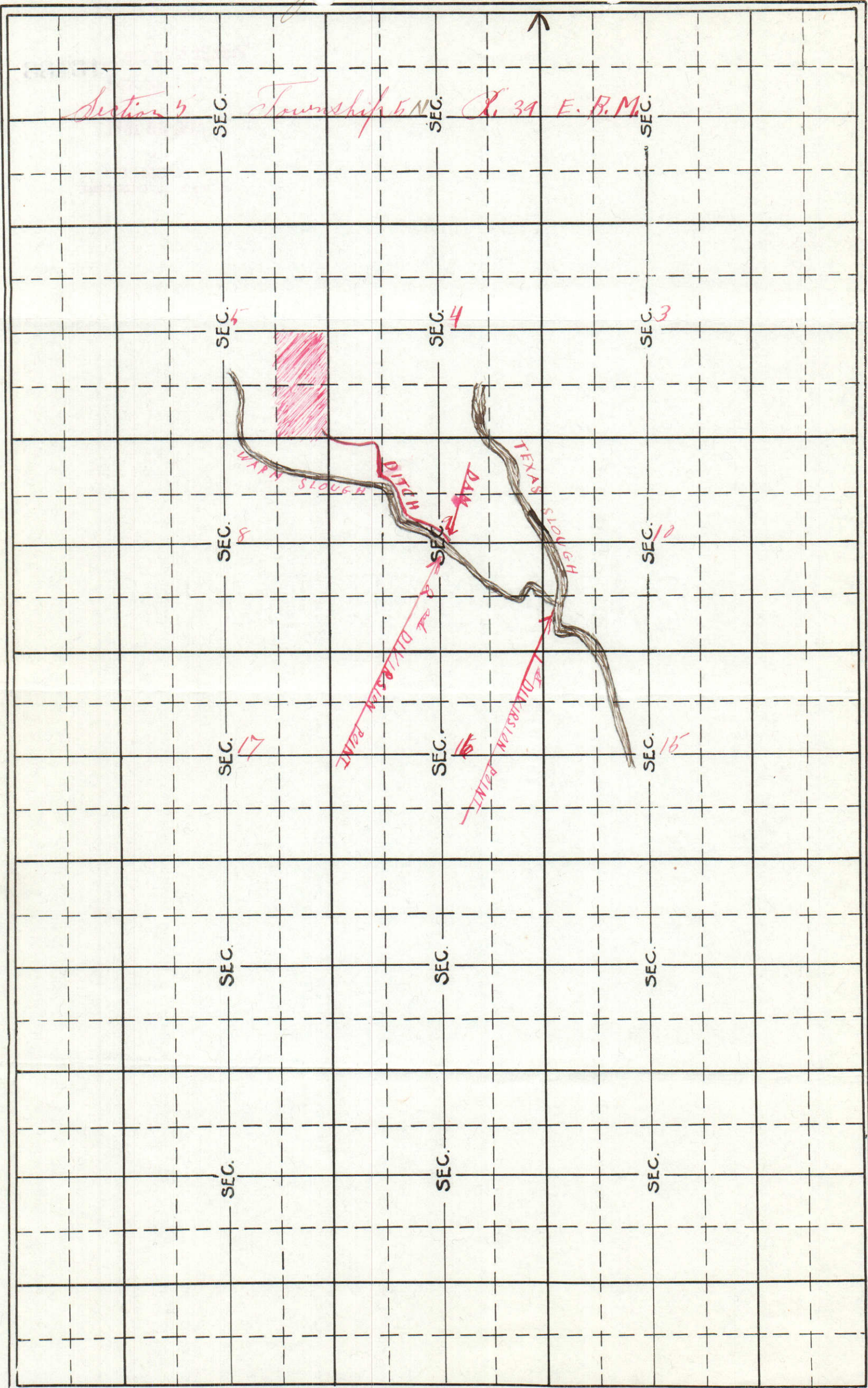
13133

RECEIVED

FEB 7 1918

OFFICE OF STATE ENGINEER

Name of Applicant *Niel Jensen* *North*



State of Idaho
License and Certificate of Water Right

Water License No. 13133
Water District No. 36 D

Amount 1.6 sec. ft.
Priority June 29 - 1917.

THIS IS TO CERTIFY that Niels Jensen
of Rexburg, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 29th, 1917; that Permit No. 13133
was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.6
second feet, was issued thereunder on January 10th, 1918, showing that said works
were completed on the 10th day of December, 1917; and that on the 1st
day of February, 1918,

Niels Jensen

of Rexburg, State of Idaho, made proof to the satisfaction of the
State Engineer of Idaho, of a right to the use of the waters of Texas Slough,
a tributary of Snake River, for the purpose of irrigation and domestic use,
under Use Permit No. 13133 of the State Engineer, and that said right to the use of said
waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State
Engineer of Idaho and entered of record in Volume 5 of Licenses, at page 2351, on the 31st
day of October, 1918;

The right hereby confirmed dates from June 29th, 1917;

The Point of Diversion is located
in the SW ¼ SW ¼, Sec. 10, Tp. 5 N., R. 39 E., B. M.

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 1.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N	39 E	5	SE ¼ SE ¼	40	40
			NE ¼ SE ¼	40	40

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

WITNESS the seal and signature of the State Engineer, affixed at Boise, Idaho, this 31st
day of October, 1918.

(SEAL)

FRED A. WILKIE,
State Engineer.

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

22-2080

Application No. **18645**
Permit No. **13133**
District No. **36 D.**

1. Name of Applicant **Niels Jensen,**

Postoffice address: **Rexburg, Route #1**

County: **Madison**

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: **One and six tenths (1.6)** cubic feet per second.

3. Source of water supply: **Texas Slough** which is a tributary of **Snake River.**

4. Location of point of diversion: _____ feet distant from the
corner of Section _____, T. _____, R. _____, B. M., and is in the **SW $\frac{1}{4}$ SW $\frac{1}{4}$**
of Section **10**, T. **5 N.**, R. **39 E.**, B. M., County of **Madison.**

5. Water is to be used for: **Irrigation.**

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

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

7. Estimated cost of works: \$ **Four hundred dollars.**

8. Kind of works: **Dam and ditch.**

9. Height of dam **10** feet; length of dam at top **175** feet; length of dam at bottom **170**
feet; material used in dam **Earth Gravel and stone**

10. Size of headgate: Width **six** feet; height **three** feet.

11. Ditch: Width at bottom **seven** feet; width at water line **Eight** feet; depth of water **1 $\frac{1}{2}$**
feet; dimensions of flume

Diameter of pipe _____ inches; length of conduit **3/4** miles.

Average grade per mile **four** feet.

12. The time required for the completion of such work is **work complete** years.

13. The time required for the complete application of the water to the proposed use is **already** applied. 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.

Niels Jensen.

Applicant.

Bv

Agent.

Date of first receipt at office of State Engineer 9:00 A.M. June 29, 1917.

Returned to applicant for correction **July 2, 1917.**

Corrected application received **August 16, 1917**

APPROVAL OF STATE ENGINEER

The number of this permit is **13183**

Recorded in Book **45** Page **13133** Approved **August 25, 1917**

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 **October 24, 1917** and to continue diligently and uninterruptedly to completion,

work to begin on or before 06:00:00 on 01/20/21 and to continue until
unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before **November 25, 1917.**

The whole of said work to be completed on or before **February 25, 1918.**

Beneficial use of water appropriated in accordance herewith, to be made on or before **February 25, 1918.**

Witness my hand this **25th** day of **August, 1917.**

J. H. Smith.

State Engineer.

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	
	5N.	39 E.	5															40	40	80 acres.
				Total Number of acres to be irrigated - - - - - 80																
				This work has been completed and water used for four years. The water applied for comes from springs that are by sub-irrigation. Three springs come up in the bottom of a distance of several miles.																
				Proof of completion of works made December 10, 1917. Certificate of completion of works issued January 10, 1918.																
				Permit No. 13133.																
				CERTIFICATE OF COMPLETION OF WORKS																
				To All Whom It May Concern:																
				This is to certify that Niels Jensen of Rexburg, Route #1, County of Madison, and State of Idaho, the holder of Permit No. 13133, issued upon Application No. 18645, bearing date of priority of June 29, 1917, authorizing the diversion of 1.6 second feet of the waters of Texas Slough, a tributary of Snake River, County of Madison, 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 1.6 second feet of the waters of Texas Slough; that the point of diversion of said waters is in the SW¼ SW¼, Sec. 10, T. 5 N., R. 39 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: E½ SE¼, Sec. 5, T. 5 N., R. 39 E., B. M.																
				Witness my hand this 10th day of January, A. D. 1918.																
				J. H. Smith, State Engineer of the State of Idaho.																
				License issued for 1.6 second feet																
				Page 2351																

WATER RIGHT NUMBER 22-2080 ✓

OWNER LAST NAME - JENSEN ✓

FIRST NAME - NIELS ✓

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - REXBURG ✓

STATE - ID ZIP CODE - 83440 ✓

SOURCE - TEXAS SLOUGH ✓

TRIBUTARY OF - SNAKE RIVER ✓

STAGE - LICENSE ✓

STATUS -

PRIORITY - 06-29-1917 ✓

COUNTY - MADISON ✓

TOTAL DIV. RATE -

4.6000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. - 01

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWSW 10 05N 39E LOT REDIV -

272.0 489.0 4.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

7.3

FROM - TO -

USE - IRRIGATION ✓

USE DIV. RATE -

1.6000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 05N RING 39E SEC 05

TRACT SESE LOT

AC 40

TRACT NESE LOT

AC 40

DECREE NAME -

DATE -

TOTAL ACRES

80

REMARKS -

NON IRRIG USE - ✓

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 13133 ✓

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL - ✓

DIVERSION MEANS -

November 14, 1918.

Re: Permit No. 13133.

Mr. Niels Jensen,
R.F. D. No. 1, Box 75,
Rexburg, Idaho.

Dear Sir:--

Enclosing herewith water license.

Very truly yours,

FRED A. WILKIE.

State Engineer.

By _____

WL

13133

February 7th, 1918.

Re Permit 13133.

Mr. Niels Jensen,
Rexburg, Idaho. R.F.D.No.1, Box. 75.

Dear Sir:--

Am in receipt of depositions, affidavit of publication and money order for fees, in the sum of \$8.00, for proof of use of water under above permit. As it will be some time yet before the examination can be made by our engineer, the money order is herewith returned to you. As soon as the examination is made, you will be further advised in the matter.

Very truly yours,

J. H. SMITH,

State Engineer.

MO#81855

By_____

13133

Mr. J. H. Smith
Boise, Idaho

Rexburg, Idaho Feb. 4, 1918.

Dear Sir: I here send you Mrs. O. O. Eoreys
and my own Proof of Application of Water Attached
to same are the Affidavits of Publication.

Also Postal Money Order for \$8.00 to pay
the \$2.00 for each 40 acre tract to which water
has been applied.

Yours truly
Nils Jensen

13133

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Madison }

FEB 7 1918

I, W. LLOYD ADAMS, being first duly sworn, depose and say:
That I am the publisher of the "Rexburg Standard," a weekly news-
paper of general circulation, published in the City of Rexburg, Madi-
son County, that the Notice for Publication a
copy of which is hereto attached, was published in said newspaper
for Six consecutive weeks, the first publication having
been made on the 27th day of December, 1917
and the last on the 9th day of January, 1918
that said Notice for Publication was published
in the regular and entire issue of every number of the said newspaper
during the period and times of publication, and the same was pub-
lished in the newspaper proper, and not in any supplement.

W. Lloyd Adams

Subscribed and sworn to before me this 6th day of

February, 1918

Willie Samuels
Notary Public.

My commission expires Nov 15, 1919

13133

PERMIT NO. _____

W.D. 8183
8/2**Proof of Application of Water to Beneficial Use****DEPOSITION OF HOLDER**

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

Ans. Niels Jensen, age 35; occupation farmer
postoffice: Revere, R.F.D. No. 1.
Residence in Spalding Co. Idaho.

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

Ans. _____

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

Ans. Permit No. 13133 date Aug 25, 1917. Priority June 29, 1917

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

Ans. Texas Slough, point of diversion
in NW Cor SW 1/4 SW 1/4 Sec. 10 Twp 5N R 39E 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. A dam of earth and gravel 10 ft high 170 ft long on top
and 170 ft long on bottom with bottom width of 2.5 ft and
a top width of 5 ft.And a ditch 3/4 of a mile long 7 ft wide on bottom
and 8 ft wide at water line with a depth of water of 1 1/2 ft
depth will carry 3.2 sec feet

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 is used to irrigate the cultivated land.
all of SE 1/4 SE 1/4 Sec. 5 and 30 acres in NW 1/4 SE 1/4 Sec. 5
Twp 5N R 39E B.M. The remaining 10 acres in the NW 1/4 SE 1/4
Sec. 5 is now ready to be plowed and irrigated this summer.

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

Ans. _____

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

Ans. It takes all of an inch to the acre to irrigate this land.

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. _____

13133

4/2

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

Ans. 30 inches of water was used to irrigate 30 acres of the SE 1/4 SE 1/4 Sec 5 Twp 5 N R 39 E B M in the summer of 1914 and an increasing amount each year since until last year all of the SE 1/4 SE 1/4 and 30 acres in NE 1/4 SE 1/4 Sec 5 Twp 5 N R 39 E B M was irrigated

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. None

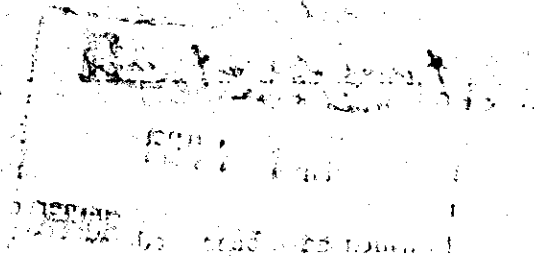
(Sign)

Giles Jensen

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 Thorntown, County of Madison, State of Idaho, on this, First day of February, A. D. 1914.

N. A. Anderson
Notary Public

My commission
expires Dec 7 1918.



6. 13.133

Permit No. _____

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Herbert R. Freeman age 28, residence Independence
farmer, Post Office Rexburg R. F. D. No. 1.

Ques. 2. Are you acquainted with Niels Jensen, the
holder of Permit No. 13133? How long have you known him and where does he reside?

Ans. Have known him 7 years he resides in
Independence Idaho

Ques. 3. Have you read or heard read said Permit No. 13133, 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. Texas Slough, point of diversion N 1/4 Sec 5 T 4 S R 39 E D M. A dam about 10 ft high 175 ft long on top and 8 ft wide on top
and a ditch 3/4 mile long 7 ft wide on the bottom and 8 ft
wide at water line with a depth of water of 1 1/2 ft

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. 3.2 second feet.

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

Ans. Water is used to irrigate cultivated land
all of SE 1/4 Sec 5 T 4 S R 39 E D M

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. Sandy loam and at least one inch
to the acre

13133

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

Ans. No

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

Ans. For the last four years from 30 acres of
SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 5 to all of SE $\frac{1}{4}$ SE $\frac{1}{4}$ and 30 acres in NE $\frac{1}{4}$
SE $\frac{1}{4}$ Sec 5 Twp 5 N R 39 E D M.

(Sign) Herbert R. Freeman

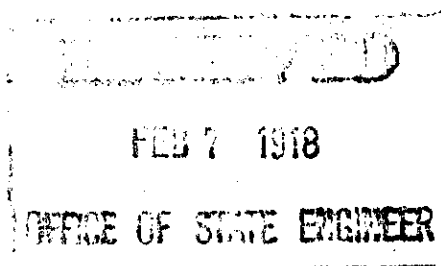
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Thorntown, County of Maderan State of Idaho, on this First day of February A. D. 1918.

H. A. Anderson

Notary Public.

My commission expires Dec 7 1918.

13133



Permit No. _____

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Niels Marinus Hansen age 40, residence Thornton, farmer
Thornton Idaho

Ques. 2. Are you acquainted with Niels Jensen, the holder of Permit No. 13133? How long have you known him and where does he reside?

Ans. Have known him for 20 years he resides
at Independence Idaho

Ques. 3. Have you read or heard read said Permit No. 13133, 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. Texas Slough, point of diversion Macos SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 10 Twp 5 N R 39 E B M. A dam 10 ft high 175 ft long and 8 ft wide on
top and a ditch $\frac{7}{8}$ of a mile long 7 ft wide on the bottom and
8 ft wide at water line with a depth of water of 1 $\frac{1}{2}$ feet.

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. 32 second feet

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

Ans. Water is used to irrigate cultivated land
all of SE $\frac{1}{4}$ SE $\frac{1}{4}$ and 30 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec
5 Twp 5 N R 39 E B M.

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. Sandy loam and at least one
inch to the acre

13133

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

Ans. no

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

Ans. For four years from 30 acres in SE 1/4
SE 1/4 Sec 5 to all of the SE 1/4 SE 1/4 and 30 acres in the
NE 1/4 SE 1/4 Sec 5 Twp 5 N R 39 E PM.

(Sign) Niels Marimer Hansen

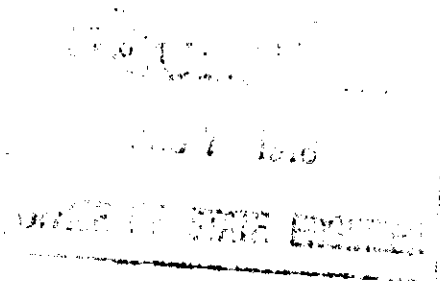
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Thorntown, County of Madison State of Idaho, on this First day of February A. D. 1918.

M. A. Anderson

Notary Public.

My commission expires Dec 7 1918

13133



STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

Mr. Niels Jensen,
c/o Niels A. Anderson, N. Pl.,
Thornton, Idaho.

BOISE, IDAHO, January 19, 1918.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your Permit No. **13133**.

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 your rights:

1. On February 1, 1918, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at Thornton, before Niels A. Anderson, N. P.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$2.00 for each 40-acre tract, or fraction, to which water has been applied. When these have been received together with report of examining engineer, if everything is properly executed, License will issue.

Yours truly,

J. H. Smith,
State Engineer.

13133

January 17, 1918.

Re: Permit 13133.

Mr. Niels Jensen,

Rexburg, Idaho. R. D. #1.

Dear Sir:

Enclosing herewith Certificate of Completion
of Works, issued under above permit, with receipt
for fee.

Very truly yours,

J. H. SMITH,

State Engineer.

By

Enc: CCW
R-1448

MB

13133

December 19, 1917.

Re Permits 13132-13133.

Mr. Niels Hansen,
R. F. D. No. 1, Box 75,
Rexburg Idaho.

Dear Sir:--

Yours of the 17th inst. received and instructions for proof noted. Notices have today been mailed to the Rexburg Standard, proof to be made February 1st, before Niel A. Anderson, at Thornton. Deposition blanks will be mailed to Mr. Anderson later.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

13133

Mr. J. H. Smith
Boise, Idaho

Rexburg, Idaho Dec 17, 1917.

Dear Sir- You may extend the date of
my proof to Feb. 1, 1918 or any time you
see fit

I prefer to make proof before Mr.
Niel A. Anderson of Thornton, Idaho.

The above also answers Mr. C. O. Corry's
date of proof, and place of proof.

Yours truly

Nick Jensen

R. F. D. 1. Box 75

13133

December 12th, 1917.

Re Permit 13133.

Mr. Niels Jensen,
Rexburg, Idaho.
R.F.D. No.1, Box 75.

Dear Sir:--

Am today in receipt of your affidavit, with fees, for proof of completion of works under above permit, together with notices for final proof. The certificate of completion will be issued and mailed to you soon, with receipt for fees.

In the matter of the proof of use would say that the date for making this proof must be set far enough ahead to allow for the required four full weeks publication of the notice. January 4th will not allow for this publication. If you will advise us as to a later date for this proof, the same will be inserted in the notice. The ¹proof must be taken before some notary public, or other officer authorized to administer oaths within the State of Idaho. There are a number of notaries in Rexburg and, if you will send the name of the one before whom you desire to make proof, deposition blanks will be mailed to him later for your proof.

Your date of priority will be the date of the receipt of the application in this office, or June 29, 1917. This correction has been made in the notice.

Very truly yours,

J.H.SMITH,

State Engineer.

By _____

13133

J. H. J.
Boise Idaho

Boise Idaho C-10, 1917

Dear Sir. I omitted one line on
Notice for Publication for I did not
know before whom I shall make
proof.

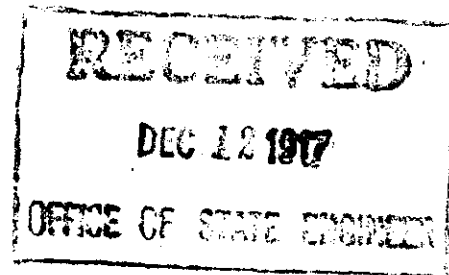
I enclosed find check for \$5.00
Please send me information regarding
the last proof.

Yours truly

Rich Jensen

R. F. D. 11 Box 75

13133



NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Dec. 10, 1917.

(P. O.) Resburg, Idaho. R. F. D. 1. Box 75.

**To the State Engineer,
Boise, Idaho.**

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Resburg Standard, of Madison Co. Idaho, published in the county in which the works are situated.

Niels Jensen
and O. O. Corey.

(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.

13133

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 4th day of Feb, 1918,
 at Lexburg Thornton, County of Madison, State of Idaho,
 before Nicholas A. Anderson, Notary Public, proof will be submitted
 of the application to beneficial use of 1 1/10 cubic feet per second of the
 waters of Texas Slough in accordance with the terms and conditions of
 Permit No. 13133 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Nick Jensen Lexburg Madison Co. Idaho.
2. The use to which said water has been applied is Irrigation
3. The amount applied to beneficial use is 1 1/10 ft.
4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SE 1/4 of SE 1/4 of Sec. 5. and NE 1/4 of SE 1/4 of Sec. 5. Township 5 N. R. 29 E. M.
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is Private ditch of applicant
6. The right to take water from such works is based upon Permit No. 13133
7. The source of supply from which such water is diverted is Texas Slough
a tributary of Snake River
8. The date of the priority which said user is prepared to establish is June 29th 1917

✓ 39 D

13133

State Engineer.

900-10-34-303

assigned on the

DEC 12 1967

OFFICE OF STATE ENGINEER

Permit No. _____

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

St
500

STATE OF IDAHO,

County of _____

} SS.

Nick Jensen

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. *13133* and that his postoffice address is *Reaburg* State of *Idaho*

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

Slough a tributary of Snake River

Third: That the point of diversion of said water is *N. W. Cor. SW 1/4 of SW 1/4 of Sec 10 T 5 N. R 39 E. B.M.*

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by *February 25* 191*8*.

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

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: *Dam and Ditch*

(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work: _____

(a) Height of dam *10* feet, length of dam at top *175* feet, length of dam at bottom *170* feet. Material used in construction *Earth, Gravel, and Stone*

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width *6* feet, height *3* feet.

(d) Conduit *Ditch* width at bottom *7* feet, width at water line *8* feet, depth of water *1 1/2* feet; diameter of pipe _____ inches; average grade per mile is *4* feet. Length of conduit is *3/4* miles.

(State whether ditch, flume or pipe)

Seventh: That said works are capable of conducting to the place of intended use *1 1/10* second feet of water.

Eighth: That water appropriated under said permit is available for *80* acres of land described as follows: *SE 1/4 of SE 1/4 of Sec 5. and NE 1/4 of SE 1/4 of Sec 5 Township 5 N. R 39 E. B.M.*

Ninth: Remarks: That _____

Nick Jensen

(Sign here)

Subscribed and sworn to before me this *tenth* day of *December*, 191*7*.

W.A. Anderson

My commission expires *Dec 7 1918*

Notary Public.

at Throulson

13133

December 6, 1917.

Re: Permit 13133.

Mr. Niels Jenson,
R-#1, Rexburg, Idaho.

Dear Sir:

Per your request of the 30th ult. I
herewith enclose blanks for proof of com-
pletion of works and beneficial use of
water under the above permit.

Very truly yours,

J. H. SMITH,

State Engineer.

By

CB/MB

Enc: 5-6-2F10-F-11.

13133

Mr. J. W. Smith,
Boise, Idaho

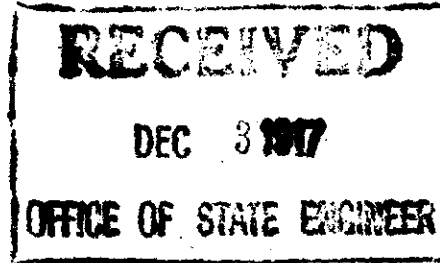
Rexburg, Idaho. Nov 30, 1917.

Dear Sir: Will you please
send me Proof Application
blanks. My Permit No is 13133

Yours Truly
Nils Jenson

R. F. D. 1.

5-6-2710-711



13133

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mr Niels Jensen,
RExburg, Idaho.
Dear Sir:—

Boise, Idaho,

Nov. 1, 1917.

Under the terms of your Permit No. **13133**-----, you are required to complete your diversion works on or before **Feb. 25, 1918.**----- 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,

J. H. SMITH,
State Engineer.

13133

State of Idaho
ENGINEERING DEPARTMENT

BOISE
Nov. 1, 1917.

Niels Jensen,
Rexturg, Idaho.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. 13133, 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 the date it is submitted.

Yours truly,

J. H. Smith.

State Engineer

13133

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit No. 13133.
Nielsen Jensen,
Rexburg, Idaho. R#1.

Boise, Idaho,

August 25, 1917.

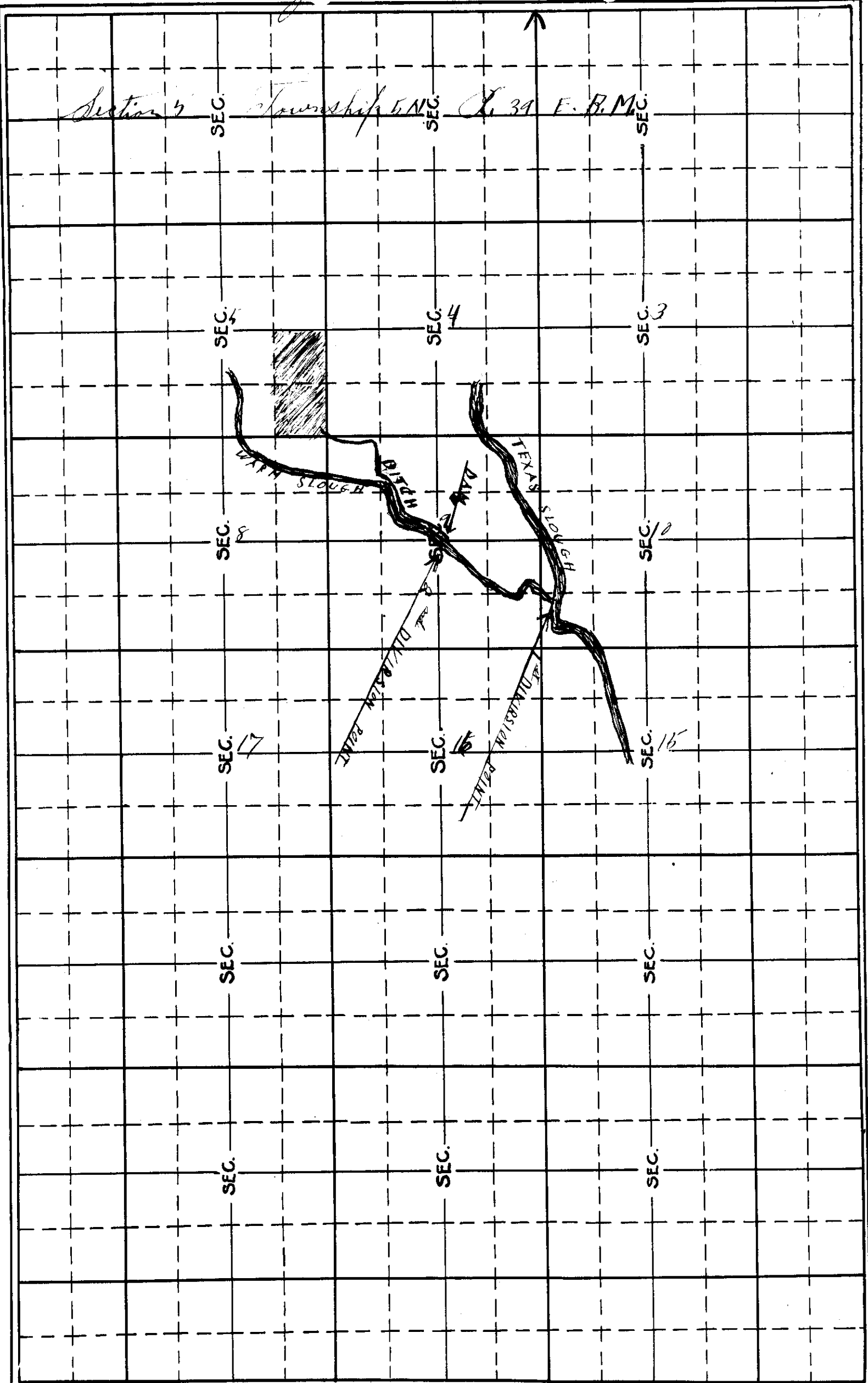
Dear Sir:

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.

J. H. SMITH,
State Engineer.

13133

Name of Applicant *Nick Jensen* *North*



July 2, 1917

18645-

Mr. Niels Jensen,
Rexburg, Idaho.
Route #1.

File duplicate map on the enclosed blank.

BB.

18645- H.F.

13133