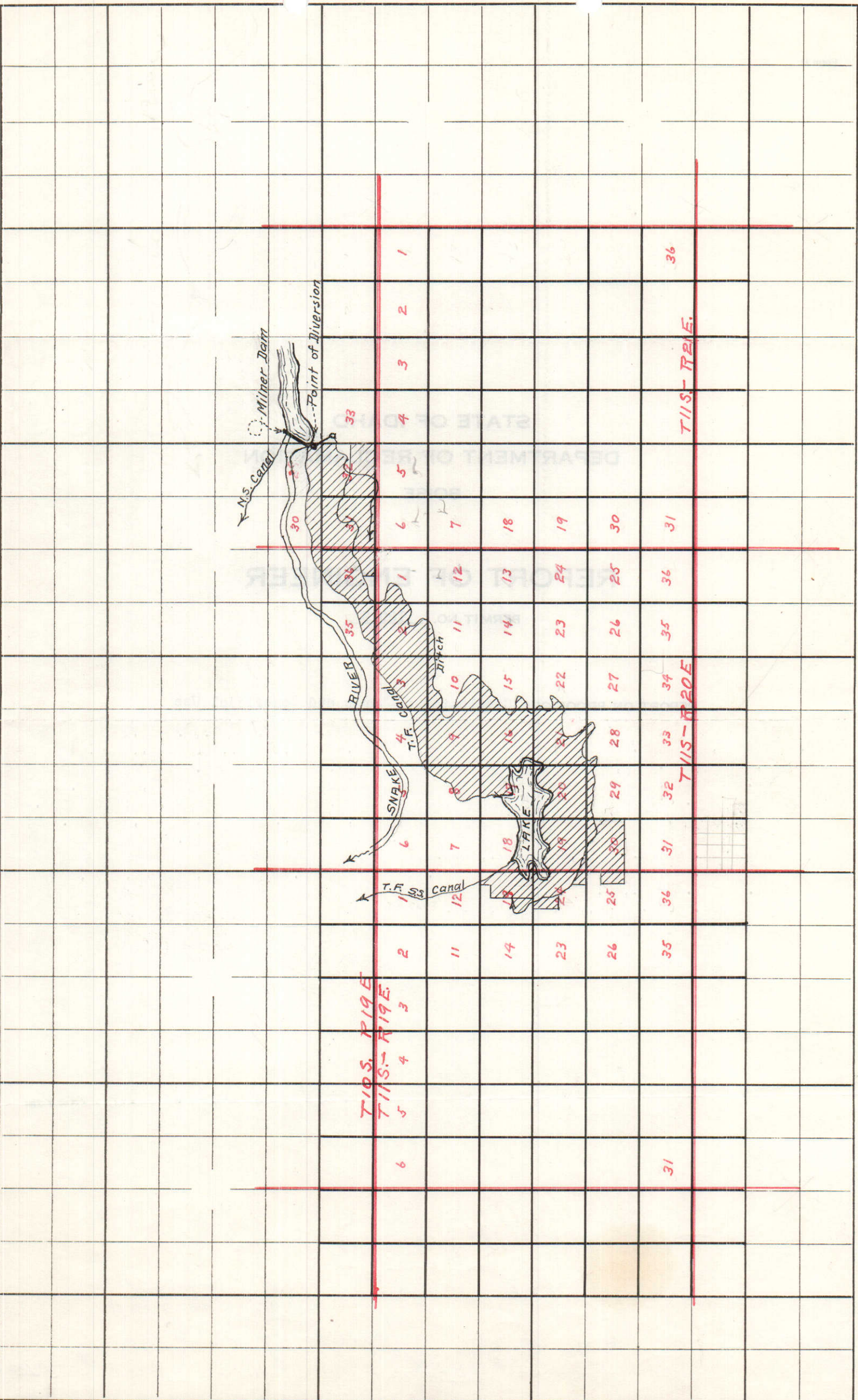




NOTICE OF PROOF OF
COMPLETION OF WORKS
and

APPLICATION OF WATER TO
BENEFICIAL USE

Notice is hereby given that at 2:00 on the 9th day of March, 1940, at Bank & Trust Bldg., Twin Falls, County of Twin Falls, State of Idaho, before Harry Benoit, Notary Public, proof will be submitted of the completion of works for the diversion of 37 cubic feet per second of the waters of Snake River and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. 18919, heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Milner Low Lift Irrigation District, Murtaugh, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is 37 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes and the amount applied to beneficial use is 37 cubic feet per second.

4. The place where said water is used is 9033 acres in the following legal subdivisions:

W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24; Twp. 11 South, Range 19 E., B. M. SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 35, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 36; Twp. 10 South, Range 20 E., B. M. N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 1, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 3, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 4, E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 8, All Sections 9 and 10, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 11, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, All Sections 15 and 16, NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 17, NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 19, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 28, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 29, N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 30; Twp. 11 South, Range 20 E., B. M.

S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 30, All Section 31, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 32, Township 10 South, Range 21 E., B. M.

N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 6, Twp. 11 South, Range 21 East, B. M.

5. The date of priority which said user is prepared to establish is October 25, 1939.

JAMES SPOFFORD,
Commissioner of Reclamation.
Pub. News—Feb. 14, 21, 28, Mar. 6,
1940.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

COUNTY OF TWIN FALLS,

ss.

No 3802

I, Lisa Molony, being first duly sworn upon oath depose and say that I am Proprietor of the TWIN FALLS DAILY NEWS, published daily, except Monday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for 4 consecutive Wednesdays commencing with the issue dated February 14, 1940, and ending with the issue dated March 6, 1940.

And I do further certify that said newspaper has been published as a daily paper, except Monday, under said name and in said city and county, continuously and uninterruptedly during a period of more than twelve consecutive months prior to the first publication of said notice or advertisement.

Subscribed and sworn to before me this 6

day of March, 1940

Josephine Graves
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

18919

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
NOTICE OF APPLICATION TO
APPROPRIATE WATER IN AC-
CORDANCE WITH THE PRO-
VISIONS OF CHAPTER 145,
1935 SESSION LAWS

NOTICE IS HEREBY GIVEN,
That on the 25th day of October,
1939, The Milner Low Lift Irrigation
District, of Murtaugh, Twin Falls
County, Idaho, made Application
No. 26294 to appropriate Thirty-
seven (37) cubic feet per second of
the waters of Snake River, for irri-
gation purposes.

That the point of diversion is
located North 21° 55' West 612 feet
distant from the section corner com-
mon to Sections 28, 29, 32 and 33,
Township 10 South, Range 21 East,
B. M., and is in the SE¼ of SE¼
of Section 29, Township 10 South,
Range 21 East, B. M.

That the lands to be irrigated un-
der said application consist of 9,
033 acres situated in the following
legal subdivisions:

W½ NE¼, W½ SE¼, SE¼ SE¼
Section 13, E½, E½NW¼ Section
24; Twp. 11 South, Range 19 E.,
B. M.

SE¼ SW¼, SE¼ Sec. 35,
NE¼, NE¼NW¼, S½NW¼, S½
Section 36; Twp. 10 South, Range
20 E., B. M.

N½, N½SE¼, Sec. 1, N½, SW¼,
N½SE¼, SW¼ SE¼, Sec. 2, NE¼,
S½NW¼, S½ Sec. 3, S½SW¼,
SE¼ Sec. 4, E½NE¼, SE¼SW¼,
SE¼ Sec. 8, All Secs. 9 & 10, NW¼
NE¼, S½NE¼, NW¼, S½ Sec. 11,
SW¼SW¼ Sec. 12, NW¼NW¼ Sec.
13, N½NE¼, SW¼NE¼, NW¼,
W½SW¼, NE¼SE¼ Sec. 14, All
Secs. 15 & 16, NE¼, SE¼NW¼ Sec.
17, NE¼, W½NW¼, SE¼NW¼, S½
Sec. 19, NE¼, S½NW¼, S½ Sec. 20,
NW¼NE¼, S½NE¼, W½, SW¼
SE¼ Sec. 21, N½N½ Sec. 22, NW¼
NE¼, NW¼NW¼, Sec. 28, N½N½
Sec. 29, N½NE¼, Sec. 30, Twp. 11
South, Range 20 E., B. M.

S½SW¼ Sec. 29, S½SW¼, NW¼
SE¼, S½SE¼ Sec. 30, All Sec. 31,
½NE¼, SW¼NE¼, NW¼, S½ Sec.
32, Twp. 10 South, Range 21 E., B. M.
N½NW¼ Sec. 6, Twp. 11 South,
Range 21 E., B. M.

That any protests against the ap-
proval of this application must be
filed in the Department of Recla-
mation within Forty (40) days from
the date of this Notice; such protest
shall state the name and address of
the protestant and shall clearly set
forth his objections to the approval
of the said application.

Dated this 1st day of November,
1939.

JAMES SPOFFORD,

Commissioner of Reclamation

Date of first publication: Nov. 7,
Date of last publication: Nov. 21,
1939.

Last date for protest: December
11, 1939.

SERVICE of the foregoing, by
copy, is hereby admitted this 2nd
day of November, 1939.

MILNER LOW LIFT
IRRIGATION DISTRICT

Applicant.

By EDGAR W. MOORMAN,
President.

Pub. Times Nov. 7, 14, 21, 1939.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
COUNTY OF TWIN FALLS, } ss.

RECEIVED N° 298

DEC 15 1939

I, Lisa Maloney, being first duly sworn upon
oath depose and say that I am Principal Clerk of the IDAHO EVENING
TIMES, published daily, except Sunday, at Twin Falls, Idaho, and do solemnly
swear that a copy of the notice or advertisement, as per clipping attached, was published
in the regular and entire issue of said newspaper, and not in any supplement thereof,
for 3 consecutive Tuesdays, commencing with the
issue dated Nov. 7, 1939, and ending with the issue
dated Nov. 21, 1939.

And I do further certify that said newspaper has been published as a daily paper,
except Sunday, under said name and in said city and county, continuously and unin-
terruptedly during a period of more than twelve consecutive months prior to the first
publication of said notice or advertisement.

And I further certify that pursuant to Section 58-108 I. C. A., 1932, as added
thereto by Chapter 154, Idaho 1933 Session Laws, Thursday of each week has been
designated as the day on which legal notices required by law or by order of any court
of competent jurisdiction within the State of Idaho, to be published weekly, will be
published; and that at the head of the editorial column of said paper, and in each
issue thereof, Thursday is announced as the day on which said legal notices will be
published.

Lisa Maloney
Subscribed and sworn to before me this 21st day
of November, 1939

Josephine Groves
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

18919

218

723—TOWNSHIP PLAT

PRINTED AND FOR SALE BY IDAHO PRINTCRAFTERS, INC.

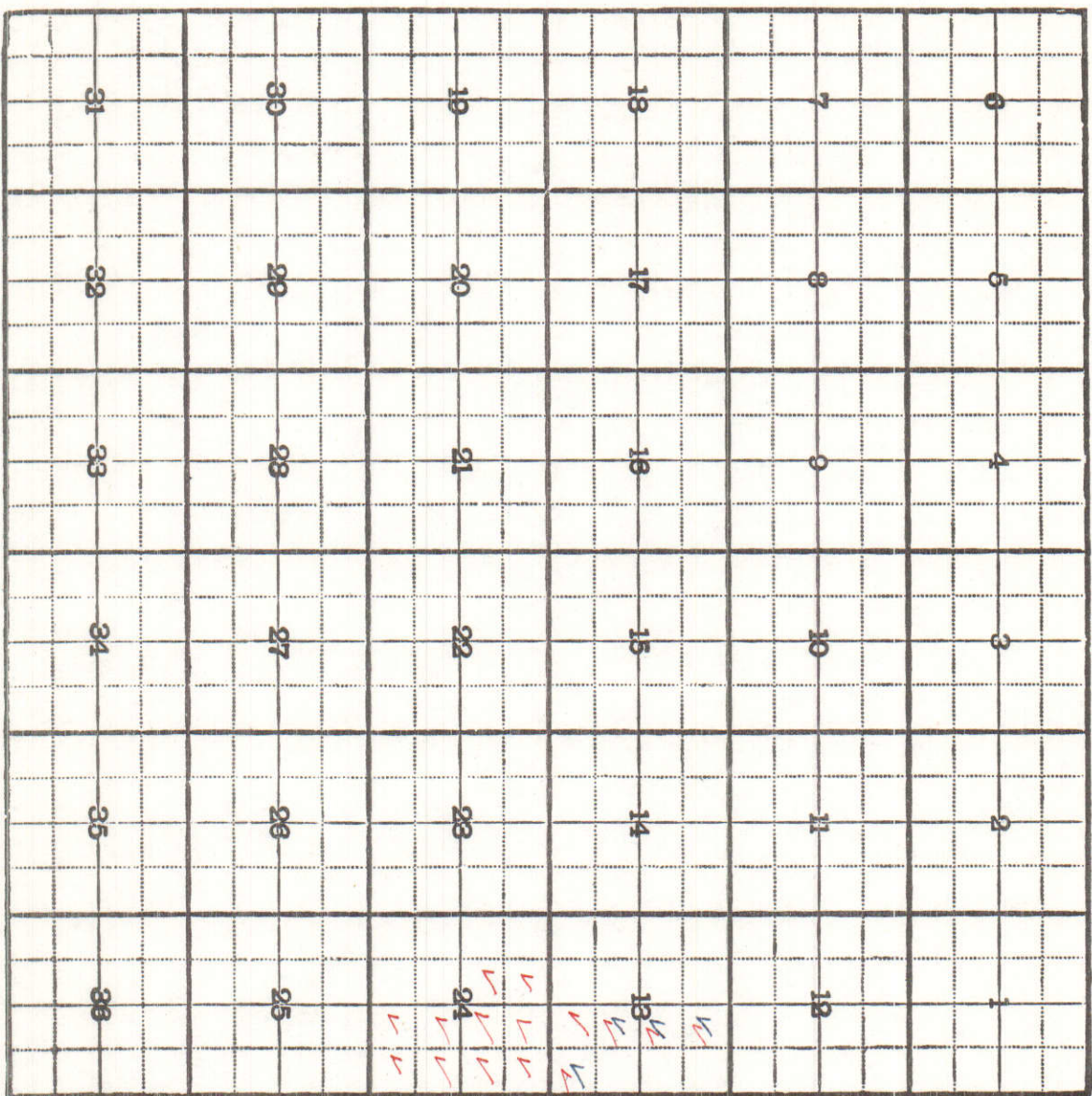
SCALE: ONE INCH TO ONE MILE

Township

11.8.

Range

19E.



1- Sec. 13
10- Sec. 24
11

18919

SCALE: ONE INCH TO ONE MILE

Township 10 S

Range 20 E

6	5	4	3	2	1
7	8	9	10	11	12
18	17	16	15	14	13
19	20	21	22	23	24
30	29	28	27	26	25
31	32	33	34	35	36

18919

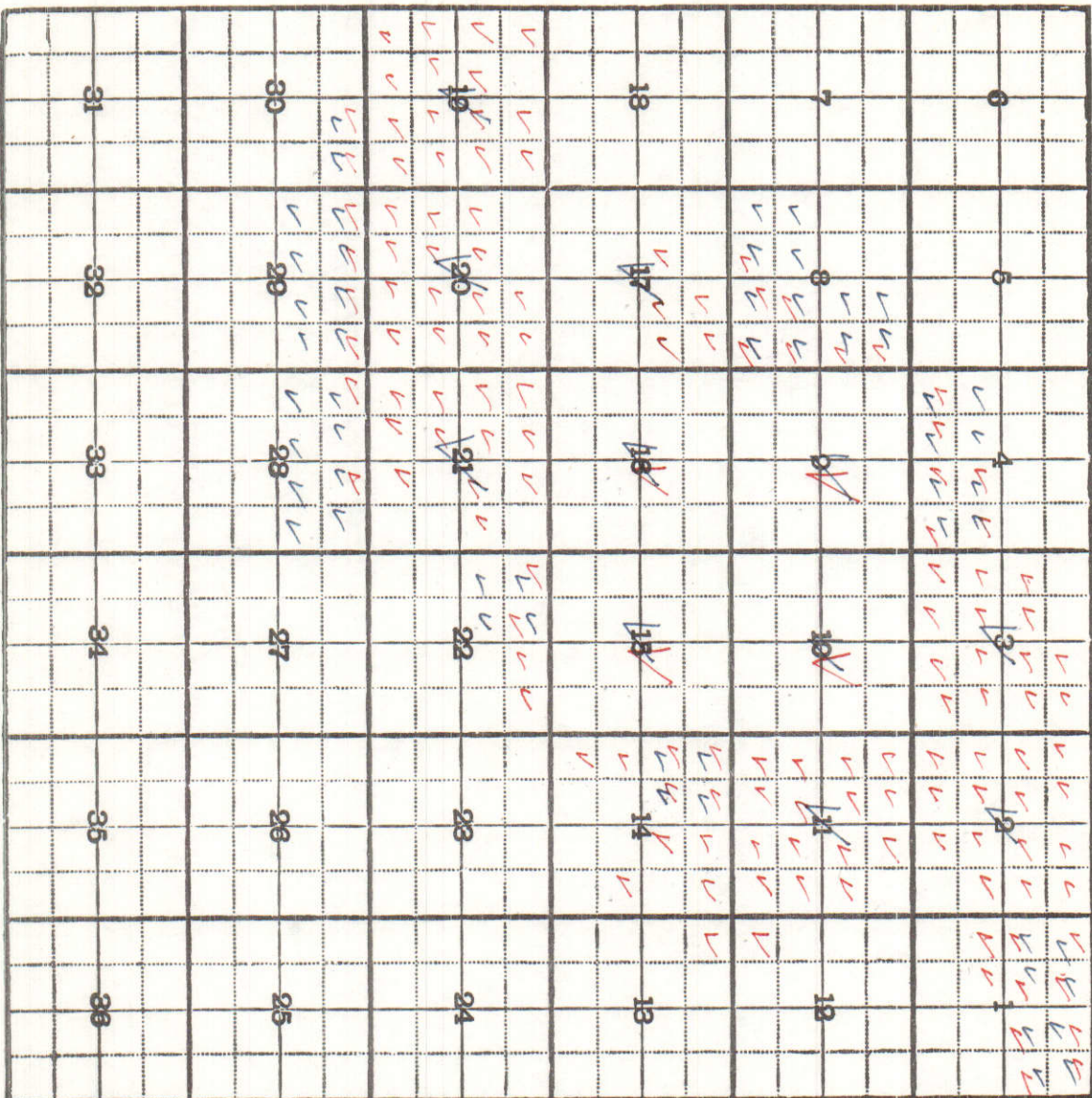
SCALE: ONE INCH TO ONE MILE

Township

18

Range

20 E



18919

2- Sec. 1
1-11/2
1-11/3
6-11/4
2-11/22
12

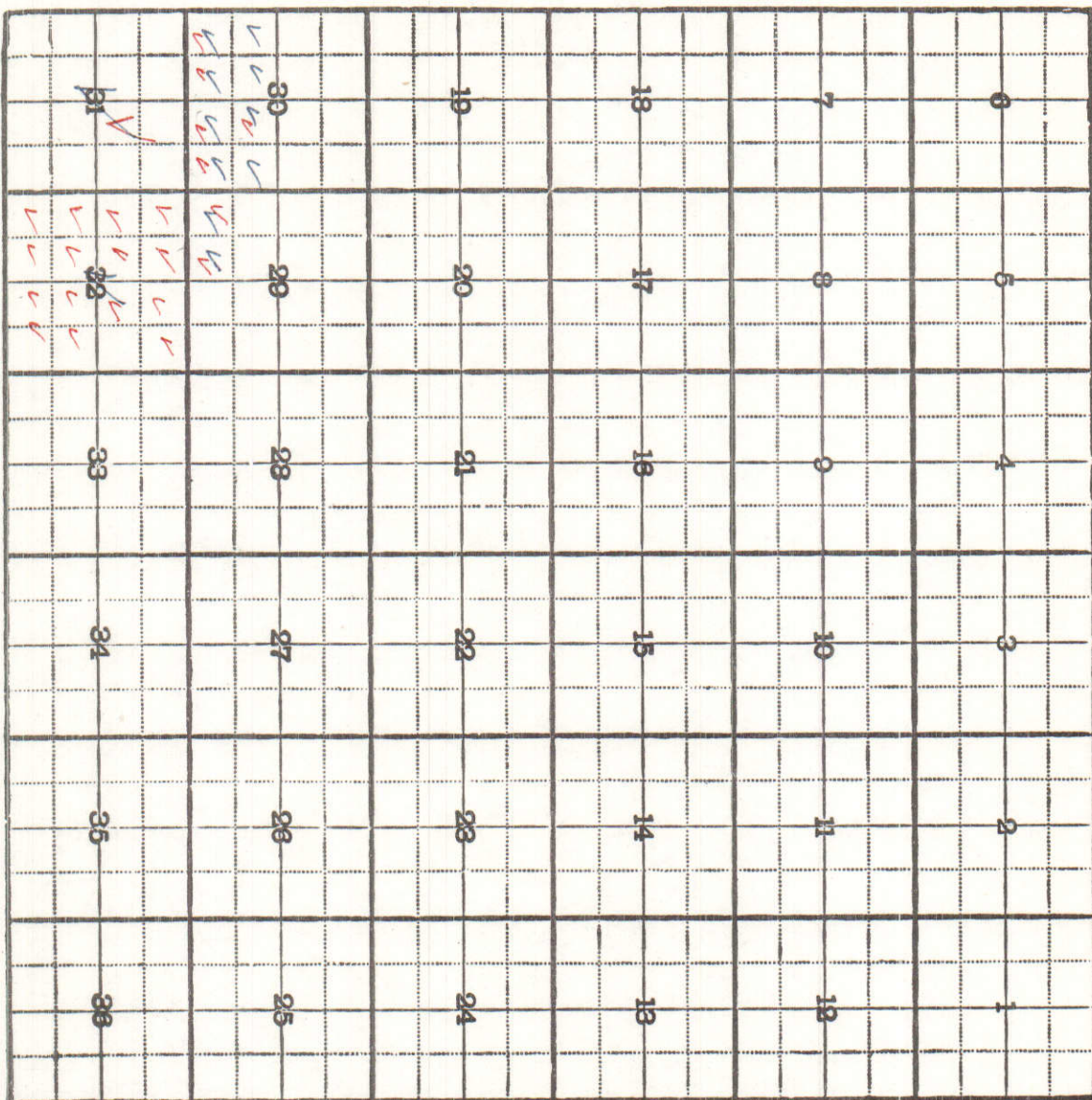
SCALE: ONE INCH TO ONE MILE

Township

10 8

Range

21 E -



18919

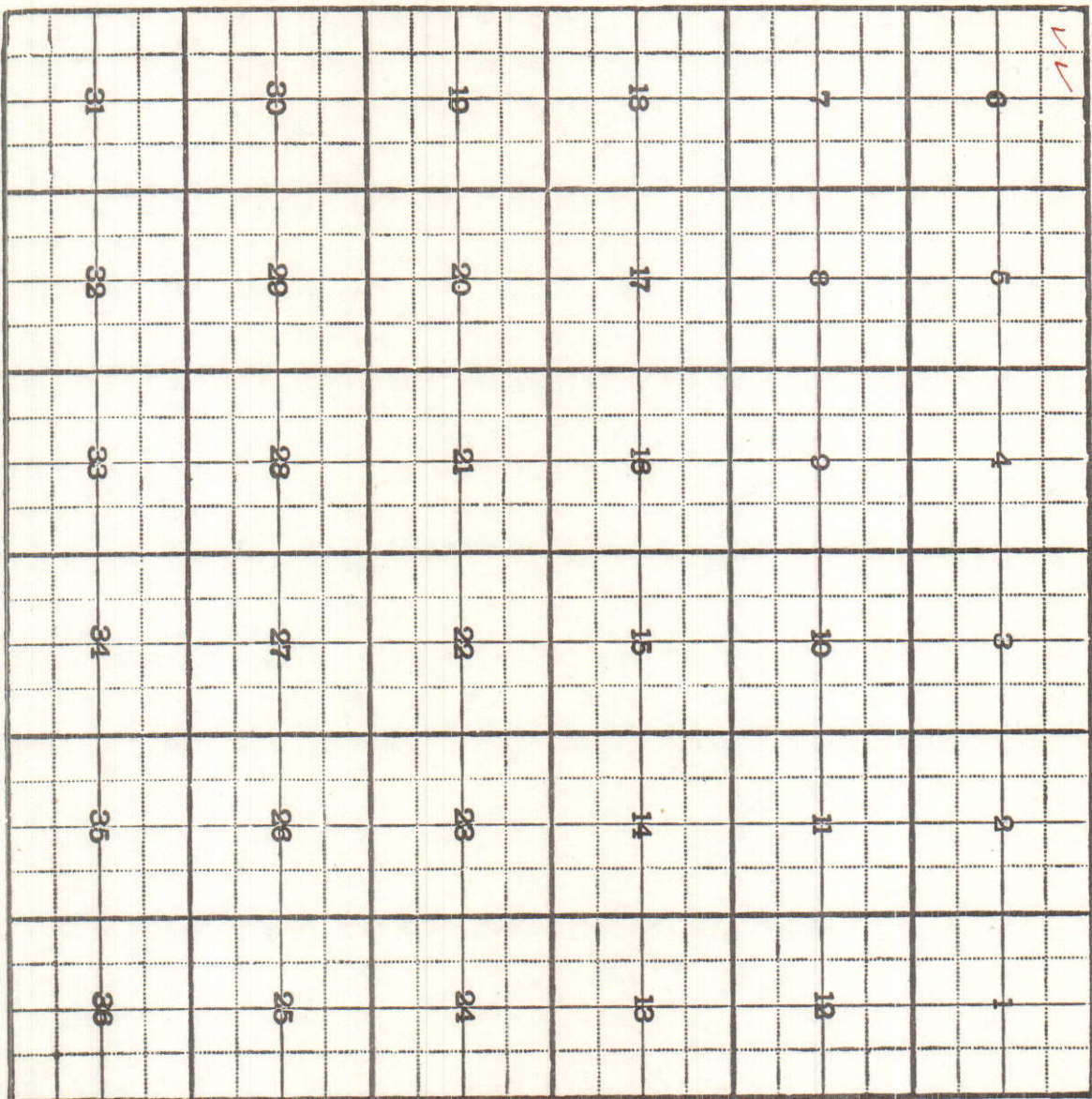
SCALE: ONE INCH TO ONE MILE

Township

118

Range

218



18919

State of Idaho
License and Certificate of Water Right

Water License No. 18919

Amount 37 second feet

Water District No. _____

Priority October 25, 1939

THIS IS TO CERTIFY that **MILNER LOW LIFT IRRIGATION DISTRICT**
of **Martaugh, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **October 25, 1939**; that Permit No. **18919**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
37 second feet, was issued thereunder on **March 27, 1942**, showing that said works
were completed on the **9th** day of **March, 1940**; and that on the **9th**
day of **March, 1940**,

MILNER LOW LIFT IRRIGATION DISTRICT

of **Martaugh, State of Idaho**, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of **Snake River**
a tributary of _____, for the purpose of **irrigation**
under Use Permit No. **18919** of the **Department of Reclamation**
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
8 of Licenses at page **4611**, on the **15th** day of **July, 1950**;
The right hereby confirmed dates from **October 25, 1939**;
The Point of Diversion is located
in the **SE 1/4 SE 1/4, Sec. 29, Tp. 10 S., R. 21 E., B. M. Twin Falls 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 **37** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
Lands within the boundaries of the Milner Low Lift Irrigation District, located in Township 11 S., Range 19 E., B.M.; Townships 10 and 11 S., Range 20 E., B.M.; and Townships 10 and 11 S., Range 21 E., B.M.					

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
15th day of **July, 1950.**

MARK R. KULP

State Reclamation Engineer

(SEAL)

01-2050

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

01-2050

Application No. 26294
Permit No. 18919
District No.

1. Name of Applicant: MILNER LOW LIFT IRRIGATION DISTRICT
Postoffice address: Murtaugh County: Twin Falls State: Idaho
 - I. If applicant is a corporation, give:
 - (a) Date and place of incorporation: Milner Low Lift Irrigation District was organized April 15, 1921
 - (b) Amount of capital stock: Assets- \$501,665.82
 - (c) Amount paid in:
 - (d) Names and addresses of directors: Edgar W. Moorman, Murtaugh, Idaho; Loyd C. Davis, Murtaugh, Idaho; A. L. Egbert, Murtaugh, Idaho
 - 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: 37 cubic feet per second.
3. Source of water supply: Snake River which is a tributary of
4. Location of point of diversion: N. 21° 55' West 612 feet distant from the Section corner common 28-29-32-33 to corner of Sections / , T. 10 S. , R. 21 E. , B. M., and is the in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 29 , T. 10 S. , R. 21 E. , B. M., County of Twin Falls
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: \$ 400,000.00
8. Kind of works: Canal and laterals, steel pipe, flume, 3 electrically operated pumping plants, consisting of pumps, meters, and transformers.
9. Height of dam feet; length of dam at top feet; length of dam at bottom No dam required by our district. Water to be pumped direct from river above Milner feet; material used in dam:
10. Size of headgate: Width 12 feet; height 5 feet.
11. Ditch: Width at bottom 12 feet; width at water line 26 feet; depth of water 3 $\frac{1}{2}$ feet; dimensions of flume:

Diameter of pipe 60 inches; length of conduit 22 miles.

Average grade per mile 2 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 one additional years.
14. The land to be irrigated is described in the following tabulation: See remarks.

15. (a) Is reservoir to be used? 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.

MILNER LOW LIFT IRRIGATION DISTRICT Applicant.

By Edgar W. Mooreman, Agent.
President

Date of first receipt at Department of Reclamation: Oct. 25, 1939 10:30 A.M.

Returned to applicant for correction: October 26, 1939

Corrected application received: October 31, 1939

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 18919
Recorded in Book 59 Page 18919 Approved December 20, 1939
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 \$ 1,000 to be filed on or before February 18, 1940
Work to begin on or before 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 March 20, 1940
The whole of said work to be completed on or before June 20, 1940 -
Beneficial use of water appropriated in accordance herewith, to be made on or before June 20, 1941

Witness my hand this 20th day of December, 1939

JAMES SPOFFORD
Commissioner of Reclamation.

IN TESTIMONY WHEREOF, We C. A. BOTTOLFSEN Governor of the State of Idaho, and GEO. H. CURTIS Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and have caused the Great Seal of the State of Idaho to be hereunto affixed, this 20th day of December 19 39

Countersigned: STATE OF IDAHO
(SEAL) By GEO. H. CURTIS Secretary of State. By C. A. BOTTOLFSEN Governor.

Remarks:

14.

Twp.		Totals																	
Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11 S.	20 E.	28		25				8										33	
		21		35	21	9	40	5	27	40	38	30	37	33		10		325	
10 S.	20 E.	36	25	30	40	36	15		25	40	30	30	38	38	35	38	40	500	
10 S.	21 E.	31	32	32	39	39	32	32	42	25	22	38	40	26	40	35	28	526	
11 S.	20 E.	2	40	40	40	40	30	20	39	40	39	40	40	40	18	21	21	508	
		19	11	11	10	40	58	77	32	40	57	57	40	40	40	39	37	599	
		9	39	40	40	39	40	36	40	40	40	40	40	40	40	28	37	629	
		10	40	39	40	40	39	40	38	37	35	40	40	40	40	39	40	625	
		12											11					11	
		13						35										35	
		15	40	39	40	15	39	40	39	39	39	39	39	35	40	35	40	597	
		14	36	40	24		40	40	7	35		11	7	1				240	
		20	22	10	28	40			40	20	40	40	40	40	40	40	40	480	
		1	40	38	40	26	34	30	39	20				10	11			288	
		29	13	25			14	25										77	
11 S.	19 E.	24	17	40	40	27	25			20					38	39	1	15	262
		13		40	40										40	39	16	175	
11 S.	20 E.	16	37	40	40	38	40	40	36	40	40	36	2	32	39	40	15	550	
		22	40	40			40	40										160	
		3	30	10	40	40			8	37	40	27	40	40	40	40	40	472	
		4											13	35	21	7	40	154	
		11		33	39	31	39	38	40	40	36	38	40	40	31	37	40	562	
		8	4		27									8	40	25	40	184	
10 S.	21 E.	32	32	30	31		19	22	38	35	40	40	25	32	18	35	33	440	
		30											33	26		5	39	143	
10 S.	20 E.	35												32	35	15	40	162	
11 S.	21 E.	6					40	40										80	
11 S.	20 E.	17	40	30	33	30				4								137	
10 S.	21 E.	29											26	15				41	
11 S.	20 E.	30	10	28														38	

Total Number of Acres to be Irrigated -9,033

PERMIT NO. 18919

CERTIFICATE OF COMPLETION OF WORKS.

TO ALL WHOM IT MAY CONCERN:

This is to certify that Milner Low Lift Irrigation District of Murtaugh, County of Twin Falls, and State of Idaho the holder of Permit No. 18919, issued upon application No. 26294 bearing date of priority of Oct. 25, 1939, authorizing the diversion of 37.0 second feet of the waters of Snake River, County of Twin Falls, State of Idaho, for irrigation 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 37.0 second feet of the waters of Snake River, that the point of diversion of said waters SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, Twp. 10 S., Rge. 21, E.B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, 11 S., 20 E.; NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, 11 S., 20 E.; All of 36 except NW $\frac{1}{4}$ NW $\frac{1}{4}$, 10 S., 20 E.; All of 31, 10 S., 21 E.; All of 2 except SE $\frac{1}{4}$ SE $\frac{1}{4}$, all of 19 except NE $\frac{1}{4}$ NW $\frac{1}{4}$, all of 9, all of 10, SW $\frac{1}{4}$ SW $\frac{1}{4}$ of 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$ of 13, all of 15, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, all of 20 except N $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 29, 11 S., 20 E.; NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 24; W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 13, 11 S., 19 E.; all of 16, N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 22; all of 3 except N $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 4, all of 11 except NE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 8, 11 S., 20 E.; all of 32 except SE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 30; 10 S., 21 E.; SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 35, 10 S., 20 E.; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 6, 11 S., 21 E.; NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, 11 S., 20 E.; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 29, 11 S., 21 E.; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 30, 11 S., 20 E.B.M.

Witness my hand this 27th day of March, 1942.

N $\frac{1}{2}$ NE $\frac{1}{4}$

E. V. BERG, Commissioner of Reclamation.

Completion made: March 9, 1940
 Certificate issued: March 27, 1942.

LICENSE ISSUED FOR 37... SEC. FT.

p. 4611

01-A

~~32798/01-2063~~ } ~~cancelled~~
~~12759/01-2029~~ } ~~cancelled~~
18919/ - 01-2050 - ^{learned} good
21713/ 02-2081 cancelled
22475/ 45-2401 - Covered by
decree 45-LW
45-0463

~~45-LW~~

432-5560

Wess Jackson Rte 1,
Murtaugh

Milnor Low Lift Irrigation District
Rights of New vs Old lands -

{ Four Permit -
}

Check also decree -



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

November 10, 1975

Jess Jackson
Route 1
Murtaugh, Idaho 83344

Dear Mr. Jackson:

We have reviewed the water rights on the Snake River for Milner Low Lift Irrigation District as you requested in our recent telephone conversation.

These rights are evidenced by Water Right License No. 01-2050 (old no. 18919), Decree No. 01-0009 in the case of Burley Irrigation District v.s. Henry Eagle, and Decree No. 01-0017 in the case of Milner Low Lift Irrigation District v.s. Lynn Crandall. Copies of these water rights are enclosed.

A review of these documents indicates the land to which these water rights are appurtenant. This examination must, however, be tempered in light of the Idaho Supreme Court decision in the case of Bernard C. Bradshaw, et al v.s. Milner Low Lift Irrigation District, et al, which in effect said that the water rights established for use on the old lands could not be injured or diminished by use upon the new lands.

The other permits of Milner Low Lift Irrigation District, No's. 01-2029, 01-2081 and 02-2063 have all been cancelled.

If you have any further questions, please let us know.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

PERMIT AND LICENSED RIGHTS ON Milner Low Lift Irrigation District

CO., IDAHO

January 15 1974 Revised

Water Dist. No.

LICENSE	PERMIT	NAME	AMT.	Date of Filing or Priority	Point of Diversion				PLACE OF USE, REMARKS, ETC.
					Subdiv.	Sec.	Twp.	Rge.	
18919/ 01-2050		Milner Low Lift Irrigation District	37 cfs	10/25/39	SE $\frac{1}{4}$ SE $\frac{1}{4}$	29	10S	21E	(See attached copy) Lands within the boundaries of the Milner Low Lift irrigation district located in Twp. 11S, Rge. 19E B.M., & Twp.'s 10S & 11S, Rge. 20E, & Twp's 10S & 11S, Rge. 21E, B.M., for irrigation purposes.
~~cancelled~~	12759/ 01-2029	Milner Low Lift Irrigation District	300 cfs	11/14/16	Lot #8	29	10S	21E	See attached sheet. Used for irrigation & domestic.
~~cancelled~~	21713/ 02-2081	Milner Low Lift Irrigation District	70 cfs	5/3/50	SE $\frac{1}{4}$ SE $\frac{1}{4}$	29	10S	21E	All lands included under the Milner Low Lift Irri- irrigation district - 11,827 acres. Irrigation & domestic use.
~~cancelled~~	32798/ 01-2063	Milner Low Lift Irrigation District	14 cfs	3/23/66	SE $\frac{1}{4}$ SE $\frac{1}{4}$	29	10S	21E	Lands within the boundaries of the Milner Low Lift Irrig. Dist., located in Twp. 11S, Rge. 19E, & Twp's 10S & 11S, Rge. 20E, & Twp's 10S & 11S, Rge. 21E., for irrigation.
~~cancelled~~	22475/ 45-2401	Milner Low Lift Irrigation District							
45-LW Decree	45-0463	Hager vs. Milner Low Lift Irrigation Milner Low Lift Irrigation District	well 2.5	11/21/51					
* Decree	01-0017	Milner Low Lift Irrigation District Milner Low Lift vs Crandall	135	11/14/16	Lot 8	29	10S	21E	T11S, R19E: W $\frac{1}{2}$ NE, NWSE, SESE, Sec. 13 T11S, R20E: Sec. 2, 3, 9, 10, 11, 15, 16, 17, 19, 20, 21 N $\frac{1}{2}$ Sec. 1; S $\frac{1}{2}$ Sec. 4; S $\frac{1}{2}$ & NE $\frac{1}{4}$ Sec. 8; NW $\frac{1}{4}$ Sec. 14; NW $\frac{1}{4}$ Sec. 22; N $\frac{1}{2}$ Sec. 28; N $\frac{1}{2}$ Sec. 29; N $\frac{1}{2}$ NE Sec. 30. T10S, R20E: Sec. 36; NE $\frac{1}{2}$ and S $\frac{1}{2}$ Sec. 35. T10S, R21E: Sec. 31 and 32; S $\frac{1}{2}$ SW Sec. 29; S $\frac{1}{2}$ Sec. 30
Decree	01-0009	Burley Irrigation vs Eagle Milner Low Lift Irrigation District	121.	Apr 1, 1937 7/10/1968	SESE	29	10S	21E	T10S, R21E: Sec. 29 (See attached list)

01-2050

WATER RIGHT NUMBER 01-2050

OWNER LAST NAME - MILNER LOW LIFT IRRIGATION DISTRICT FIRST NAME -
ADDRESS LINE 1 - ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - MURTAUGH STATE - ID ZIP CODE - 83344
SOURCE - SNAKE RIVER TRIBUTARY OF - COLUMBIA RIVER
STAGE - LICENSE STATUS - PRIORITY - 10-25-1939 COUNTY - TOTAL DIV. RATE - 37.0000 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - 01 DLE/CAREY ACT - RIGHT BASIS - C
DIVERSION POINT - SESE 29 10S 21E LOT 00 REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
SESE 29 10S 21E LOT PEDIV - 272.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 639.5
FROM - 00-00 TO - 00-00 USE - IRRIGATION USE DIV. RATE - 37.0000 CFS USE DIV. VOLUME - .00 AFA
USE - IRRIGATION PLACE OF USE - TWN 000 RNS 000 SEC 00
DECREE NAME - DATE - TOTAL ACRES 0
REMARKS - P/U WITHIN LANDS OF MILNER LOW LIFT IRR. DIST.
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 18910
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

MEMO

To: R. Keith Higginson

From: Bob Fleenor *BF*

Subject: Water Rights of Milner Low Lift Irrigation District

SUMMARY OF RECORDED WATER RIGHTS OF MILNER LOW LIFT
IRRIGATION DISTRICT

Number	Amount	Priority	Right Established By & Remarks
01-0017	135 cfs	Nov. 14, 1916	Decree - Milner Low Lift vs Lynn Crandall
01-0009	121 cfs	Apr. 1, 1939	Decree - Burley Irrigation District vs Henry Eagle
01-2050	<u>37 cfs</u>	Oct. 25, 1939	License - Lands within Milner Low Lift Irr. Dist.
	293 cfs		is the total of existing decreed and licensed rights. This rate of diversion was exceeded only once during the past 10 (10) years, and then only by five (5) cfs.
01-2029	300 cfs	Nov. 14, 1916	Permit - Originally filed by James B. Hays; assigned to D. B. Moorman on 12/29/16; assigned to Murtaugh Canal Co. on 8/25/19; 175 cfs assigned to Milner Low Lift Irr. Dist. on 2/10/22; certificate of completion of works issued to Milner Low Lift for 135 cfs on 7/17/23; Murtaugh Canal Co. has never made proof of completion of works on the remaining 125 cfs. This permit appears to be the basis for Right No. 01-0017, and therefore, this permit should be removed from our records.
01-2081	70 cfs	May 3, 1950	Permit - Proof of beneficial use was made and an exam was conducted on 2/23/68; the examiner recommended the license be issued based upon diversion rate of the system compared to existing rights, but the District Court on 7/10/68 decreed an additional 121 cfs shown as Right No. 01-0009 above. Therefore, this permit should not be licensed.
01-2063	14 cfs	Apr. 26, 1966	Permit - Proof of beneficial use was made and an exam was conducted on 2/23/68; the examiner recommended the license be issued as stated above. The examiner also found 301 cfs being diverted, but of this only 270 cfs was natural flow. Therefore, this permit should not be licensed.

01-2050

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
WATER DISTRICT NO. 1
P.O. Box 1099
Idaho Falls, Idaho 83401
522-5404

RECEIVED *ext*



Department of Water Administration

ARTHUR L. LARSON
Watermaster

April 22, 1974

Mr. R. Keith Higginson, Director
Idaho Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Dear Keith:

Enclosed is a print of the letter from Eagle to Nielsen, which may throw some light on the 1966 decree of 14.0 cfs for the Milner Low Lift. Since then, as indicated on the tabulation below, the 270 cfs has been exceeded several times, up to 298 cfs July 8-14, 1971.

<u>Year</u>	<u>Maximum Total Diversion (cfs)</u>	<u>Maximum Diversion Natural flow (cfs)</u>	<u>Date</u>
1973	299	256	5/23-25
1972	280	271	6/7
1971	300	298	7/8-14
1970	262	247	6/26-27
1969	287	234	5/10
1968	292	252	6/4
1967	300	285	7/12
1966	292	135	Many days
1965	290	264	5/20
1964	301	270	7/9

Sincerely yours,

Art Larson
Arthur L. Larson

Enclosure

31-2050

February 15, 1966

Mr. A. H. Nielson
Attorney at Law
Burley, Idaho

Dear Mr. Nielson:

Following our telephone conversation I have examined the record of diversions by the Milner Low Lift Canal.

The maximum diversion of record was 301 cfs on June 16-18, 1964. However, this was all storage water. July 9, 1964, was the last day that they were drawing no storage. Their diversion on that day was 270 cfs. The present decree of the Milner Low Lift is for 133 cfs of November 14, 1916 priority. In addition, there is an action pending to award them 121 cfs of April 1, 1939 priority. This would total 256 cfs or 14 cfs less than the natural flow they were using on July 9, 1964. I think this is the greatest amount of natural flow that they have ever used.

I would think that a filing for an additional decree would be limited to the amount of 14 cfs. I doubt if the Reclamation office would permit a filing on the 45 cfs which is the difference between the 256 cfs decree and the 301 cfs maximum of record.

Very truly yours,

H. C. Eagle
Watermaster

Not in Good List
01-2050

מחבר / מח

January 16, 1974

Mr. R. E. Rayborn
Rayborn, Rayborn & Barchas
P. O. Box 321
Twin Falls, Idaho 83301

Dear Mr. Rayborn:

Enclosed is a summary of the permits and licenses held by the Milner Low Lift Irrigation District. Please notice that there is only one license that has been issued.

As I am sure you are aware, there has been a district court decree entitled Milner Low Lift Irrigation District vs Lynn Crandall, dated April 29, 1931, and filed in Twin Falls County. This decree was appealed to the State Supreme Court as No. 9106, entitled Bernard C. Bradshaw et al vs Milner Low Lift Irrigation District et al.

We hope this information will assist in your search of the water rights of the District.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:jc
Enclosure

61-2050

November 17, 1959

Re: License No. 18919 ✓
Milner Low Lift Irrig. Dist.

Permit No. 12759
James B. Hays

Permit No. 21713
Milner Low Lift Irrig. Dist.

Permit No. G-22475
Milner Low Lift Irrig. Dist.

Parry, Robertson & Daly,
Attorneys at Law,
Fidelity Bank Building,
Twin Falls, Idaho.

Attention: Robert R. Colman

Gentlemen:

We are enclosing Departmental Receipt No. 29871 which was issued covering payment in the amount of \$9.35 for the photo copies of License No. 18919, and Permit Nos. 12759 and 21713; also, Departmental Receipt No. G-4456 covering payment in the amount of \$2.00 for the photo copy of Permit No. G-22475.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer
By

ROY W. THOMPSON
Supervisor of Water Distribution

Encl.
RWT:pmk

18919

STATE OF IDAHO)
) ss
COUNTY OF ADA)

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, do hereby certify that the attached is a photo copy of License No. 18919, as same appears of record in the Department of Reclamation of the State of Idaho, in Volume 8 of Licenses, at Page 4611.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the State Department of Reclamation, at Boise, Idaho, this 13th day of November, 1959.

GEO. N. CARTER
State Reclamation Engineer

18919

November 13, 1959

Re: License No. 18919
Milner Low Lift Irrig. Dist.

Permit No. 12759
James E. Hays

Permit No. 21713
Milner Low Lift Irrig. Dist.

Permit No. G-22475
Milner Low Lift Irrig. Dist.

Parry, Robertson & Daly,
Attorneys at Law,
Fidelity Bank Building,
Twin Falls, Idaho.

Attention: Robert R. Colman

Gentlemen:

As per your telephone request, we are mailing you herewith photo copies of permits and license as follows:

License No. 18919
Milner Low Lift Irrigation District

Permit No. 12759
James E. Hays

Permit No. 21713
Milner Low Lift Irrigation District

Permit No. G-22475
Milner Low Lift Irrigation District

The Department's fee for the above photo copies is \$11.35, for which you may submit check in favor of the Department of Reclamation.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer
By

ROY W. THOMPSON
Supervisor of Water Distribution

Encl.
RWT:pmk

18919

May 23, 1958

Mr. Edgar W. Moorman
Rt.
Murtaugh, Idaho

In reply to your verbal request of this morning, we are enclosing one certified copy of a decree entitled Milner Low Lift Irrigation District, vs. Lynn Grandall - For reference see Permit No. 12759, and one certified copy of License No. 18919 in the amount of 37 cubic feet per second and one certified copy of Permit No. 21713, all in connection with the Milner Low Lift Irrigation Company.

We are also enclosing departmental receipt No. 29115, in the amount of \$5.00, for payment of the above stated certified copies.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RWT:lw
Encls.

18919

✓
May 4, 1955

RE: License No. 18919

Mr. E. W. Moorman
Murtaugh
Idaho

Dear Mr. Moorman:

I am sure you have overlooked the matter of \$1.50 fee for the certified copy of License No. 18919 which was sent you on April 1.

You will recall that when you were in this Department you offered to pay this fee but we suggested that you wait until we sent you the certificate listing the lands included in the License. No doubt you have overlooked the matter that the payment was not made at that time.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

18919

R. 27330

April 5, 1955

RE: License No. 18919

Mr. E. W. Moorman
Murtaugh
Idaho

Dear Mr. Moorman:

We return herewith License No. 18919 together with
a certificate from the State Reclamation Engineer listing the
lands included in said License.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

18919

✓
April 1, 1955

RE ; License No. 18919

Mr. E. W. Mookman
Murtaugh
Idaho

Dear Mr. Mookman:

In reply to your request of March 30 we enclose
a certified copy of License and Certificate of Water Right No.
18919 of the Milner Low Lift Irrigation District.

The fee for making this is \$1.50.

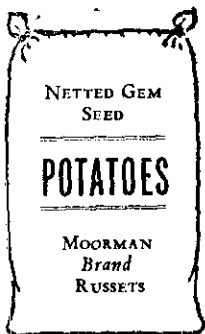
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:su
Enc.

18919



MOORMAN RANCHES

EDGAR W. MOORMAN

MARK MOORMAN

Growers of
HAY • FAT CATTLE • SMALL SEEDS

or
MURTAUGH, IDAHO



March 30, 1955

Mr. Mark R. Kulp, Commissioner of Reclamation,
Boise, Idaho

Dear Mr. Kulp:

The Milner Low Lift Irrigation District has a license for 37 sec. Ft. of the waters of Snake River. I believe the date of priority was October 25, 1939. Will you, please, send me a certified copy of this license together with your statement and I will forward you a check for same.

Sincerely yours,

E. W. Moorman

RECEIVED
APR 1 1955
Department of Reclamation

18919

July 14, 1950

Re: Permit No. 18919

Mr. Earl D. Sears, Secretary
Milner Low Lift Irrigation District
Martaugh, Idaho

Dear Mr. Sears:

We enclose License and Certificate of Water Right issued under Permit No. 18919, confirming the right of the Milner Low Lift Irrigation District to 37 second feet of water from Snake River, with priority of October 25, 1939, with point of diversion in the SE₄ SE₄ Section 29, Township 10 South, Range 21 East, B.M., for the irrigation of land within the boundaries of the Milner Low Lift Irrigation District.

We also enclose Departmental Receipt No. 22498 for the \$50.00 fee paid in connection with this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

18919

EDGAR W. MOORMAN, PRESIDENT
EARL D. SEARS, SECRETARY
RUSSELL CARLSON, TREASURER
G. L. ROSE, WATERMASTER

DIRECTORS
EDGAR W. MOORMAN
AUGUST HESTBECK
RUSSELL CARLSON

Milner Low-Lift Irrigation District
Murtaugh, Idaho

July 6th, 1950

Mr. Mark R. Kulp, Commissioner of Reclamation
Boise, Idaho.

Dear Mr. Kulp:

Enclosed find our check in the amount of \$50.00, requested by you in your letter of June 14, 1950, which is the correct fee on permit No. 18,919 for 37 sec.ft. of water from Snake River. We understand that you will now issue license for the same.

Will you please give us the Palisades Reservoir filing date for normal flow from Snake River.

Thanking you in advance, I remain,

Very truly yours,

Milner Low Lift Irrigation District

By Earl D. Sears
Earl D. Sears

RECEIVED
JUL 10 1950
Department of Reclamation

18919

June 14, 1950

Re: Permit No. 18919

Milner Low-Lift Irrigation District
Murtaugh, Idaho

ATT: Mr. Earl D. Sears, Secretary

Dear Mr. Sears:

In reply to your letter of June 6, 1950, inquiring as to what will be necessary to make final proof on your filing for 37 cubic feet per second from Snake River, dated November 1, 1939.

The records of this Department show that Proof of Completion of Works and Beneficial Use was made on this Permit, (No. 18919) on March 9, 1940, and Certificate of Completion of Works was issued and sent you on April 1, 1942 for 37 second feet, being the difference between the 172 second feet applied for and the 135 second feet decreed to you direct by Judge Badcock April 29, 1931.

A check of the land listed in Permit No. 18919 with the land included in the Decree shows that there are only 25 forty acre subdivisions in the Permit that are not included in the Decree. This evidently was not taken into consideration in the letter from this Department dated September 27, 1940, advising you that the statutory fee in connection with Beneficial Use Proof would be \$552.00, or \$2.00 for each of the forty acre subdivisions on which the land was located.

The correct fee therefore amounts to \$50.00, upon receipt of which, a License will be issued for 37 cubic feet per second from Snake River.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

MRK:bh

18919

EDGAR W. MOORMAN, PRESIDENT
EARL D. SEARS, SECRETARY
RUSSELL CARLSON, TREASURER
G. L. ROSE, WATERMASTER

DIRECTORS
EDGAR W. MOORMAN
AUGUST HESTBECK
RUSSELL CARLSON

Milner Low-Lift Irrigation District

Murtaugh, Idaho

June 6th, 1950

Mr. Thompson
State Reclamation Association

Dear Mr. Thompson:

Will you please advise us what will be necessary to make final proof on our water filing for 37 sec.ft. on Snake river, bearing date Nov. 1, 1939 .

Very truly yours,

Milner Low Lift Irrigation District

By Earl D. Sears
Earl D. Sears, Secretary

18919

RECEIVED
JUN 9 1950
Department of Reclamation

18919

MILNER LOW-LIFT IRRIGATION DISTRICT
MURTAUGH, IDAHO

April 11th, 1942

Mr. E. V. Berg, Commissioner
Department of Reclamation
Boise, Idaho.

Dear Mr. Berg:

Complying with your request of April 9th. You will find enclosed our Certificate of Completion of Works on permit No. 18919, which we are very glad to return to you for your reference.

Very truly yours

Earl D. Sears
Earl D. Sears, Book-keeper

Milner Low Lift Irrigation District

18919

April 9, 1942

Re: 18919

Mr. Edgar Mooreman
Milner-Low Lift Irrigation Co.
Murtaugh, Idaho

Dear Mr. Mooreman :

Under date of April 1st we mailed you a Certificate of Completion of Works on the above numbered permit. If possible, we wish you would return this certificate to our department for reference. We would return the same within a day or two.

Very truly yours,
E. V. BERG
Commissioner of Reclamation

BY: Chief Clerk

ml.

18919

April 1, 1942

Re: 18919

Milner Low Lift Irrigation Dist.
Murtaugh, Idaho

Gentlemen:

We are enclosing Certificate of Completion of Works on the above numbered permit for the use of 37.0 cubic feet per second of the waters of the Snake River for Irrigation purposes. Receipt No. 18147 for the \$13.10 is also enclosed.

What about your beneficial use proof fee and license?

Very truly yours,
E. V. HERC.
Commissioner of Reclamation

BY: Chief Clerk.

ml
encl.

18919

March 3, 1942

Re: 18919

Mr. Edgar W. Mooreman, Pres.
Milner-Low Lift Irrigation Dist.
Martaugh, Idaho

Dear Mr. Mooreman:

During the past year we have had some correspondence with you regarding the status of permits numbers 12759 and 18919, which is as follows:

Permit No. 12759, Completion of Works proof was made and Certificate issued for 135 cubic feet per second. Beneficial Use proof was due, on this permit, Jan. 20, 1928, however, this proof was never made.

Permit No. 18919, Completion of Works and Beneficial Use proofs were made on March 9, 1940. Upon receipt of the Department's engineering report on the project, you were notified, under date of Sept. 27, 1940, that a Certificate of Completion of Works would be issued upon the receipt of fees to the amount of \$11.10. However, this fee is in error as the same should have been computed for 37 cubic feet per second or \$5.00 for the first 10 feet and 30¢ for each additional second foot or a total of \$13.10.

The fee for Beneficial Use proof was billed to you at the rate of \$2.00 for each of the 276 legal subdivisions. However, you should have been charged at the rate of \$1.00 per forty acre subdivision.

No fee for Beneficial Use proof would have been charged covering a supplemental filing, such as under permit 18919, if a fee had been paid for Beneficial Use proof on permit No. 12759, your first permit.

The reason for writing you at this time is to notify you that permit No. 18919 is subject to cancellation under the statutes for the reason that the fee for Completion of Works has not been paid. Permits cannot be cancelled for failure to make Beneficial Use proof or non payment of same, but they can be cancelled for the non-payment of Completion of Works proof of which the fees are a part. Unless fees to the amount of \$13.10 are paid soon, we will be forced to send you a forty day cancellation notice and cancel.

Very truly yours,
E. V. BERG.
Commissioner of Reclamation

ROY W. THOMPSON, Deputy Commissioner.

18919
RWT:ml.

April 22, 1941

Re: 18919

Mr. Edgar W. Mooreman, Pres.
Milner Low Lift Irrig. Dist.
Murtough, Idaho

Dear Mr. Mooreman:

We wish to acknowledge receipt of your letter of April 16th regarding Beneficial Use proof on permit number 18919. Your letter states that this filing is for water to be used as a supplemental right on lands covered by a previous filing in the name of the Milner Low Lift Irrigation District.

Permit Number 12759 was issued to James B. Hays and assigned to the Milner Low Lift Irrigation District. The permit was for 300 second feet with a priority date of November 14, 1916. Completion of works was made and Certificate of Completion of Works was issued for 135 second feet on July 12, 1923.

Beneficial Use proof was due January 20, 1928, but has never been made. Before a decision is made regarding fees for Beneficial Use proof on permit number 18919, we would like to know why Beneficial Use proof was never made on permit number 12759, and when this proof will be made.

Kindly let us hear from you relative to these filings.

Very truly yours,

E. V. HERRG.
Commissioner of Reclamation.

BY: ROY W. THOMPSON.
Deputy Commissioner.

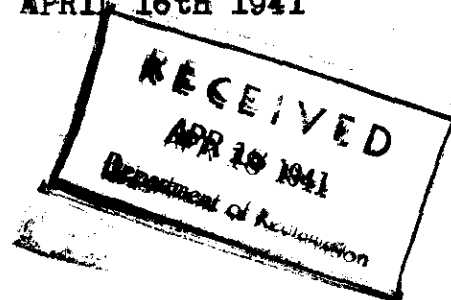
RWT:ml.

18919

MILNER LOW-LIFT IRRIGATION DISTRICT

MURTAUGH, ~~BOISE~~, IDAHO

APRIL 16th 1941



Mr. E. V. Berg
Commissioner of Reclamation
Boise, Idaho.

Dear Mr. Berg:

We have a letter from your Department relative to making proof on permit No. 18919 filed by the Milner Low-Lift Irrigation District. You may recall, we were discussing this matter in your office several months ago.

This permit being in the nature of a supplemental permit to the one originally filed by the Milner District, it seems that we should not be required to pay the fee of \$2.00 for each Legal Subdivision.

As I recollect you intended to see the Attorney General in regard to this matter and write me. I realize that you have been very busy and if you have forgotten about this, will you please take the matter up now and write me.

Very Truly Yours

Edgar W. Moorman
President

MILNER LOW LIFT IRRIGATION DISTRICT

Permits 18919

18919

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

April 10, 1941

Re: 18919

Milner Low-Lift Irrigation Dist.
Murtaugh, Idaho

Dear Sir:

I enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. 18919, which should be filled out and returned to this office at least 40 days before the date upon which you wish to make proof. The proof must be submitted before a notary public or other officer authorized by law to administer oaths. The date for proof, as set out in your permit, is June 20, 1941, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

E. V. BERG.

Commissioner of Reclamation

18919

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

~~EX-101~~ 10, 1941

~~Revised 1891b.~~

Milner Low Lift Irrigation Dist.
Murtaugh, Idaho

Dear Sir:-

1891b

Under the terms of your permits No. you are required to complete ~~June 20, 1941~~
your diversion works and make proof of beneficial use on or before

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.

I also enclose blank notice for proof of application of water to beneficial use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer ~~June 20, 1941~~ oaths. The date for proof as set out in your permit, is , and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly
E. V. BERG.

Commissioner of Reclamation

18919

~~18919~~

18919

September 27, 1940

Re: Permit No. 18919

Mr. Edgar W. Moorman, President,
Milner Low Lift Irrigation District,
Murtaugh, Idaho.

Dear Mr. Moorman:

We have on file the report of our field engineer on examination for completion of works and beneficial use under the above numbered permit.

This report shows that these works are capable of diverting and conveying to the place of intended use 172 second feet. Inasmuch as your decreed right is for 135 second feet, a certificate of completion of works under Permit No. 18919 will issue for the additional 37 second feet.

The statutory fee in connection with this proof, at the rate of 30 cents per second foot, will therefore amount to \$11.10

The report also shows that you are irrigating land in 276 legal subdivisions. The fee on this proof is at the rate of \$2.00 for each legal subdivision irrigated- or \$552.00.

Therefore upon receipt of \$563.10, or the total of these two fees, Certificate of Completion of Works, and License, for 37 second feet, will be issued.

Very truly yours,

JAMES SPOTFORD
Commissioner of Reclamation

By

JLA

Chief Clerk

18919

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 18919

REPORT ON PROOF OF Completion of Works and Beneficial Use

276 subd. 172 capacity
-135 decreed
B.U. 37 cfs. COPW 37 Cu ft/sec
BU. Fee = \$552.00 Fee = \$11.10 total \$563.10
OK.
H.D. 8-27-40

Milner Low Lift Irrigation Dist. 14
Murtaugh, Idaho

Permit No. 18919

Examination for Completion of Works and
Beneficial Use

County Twin Falls

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.
-

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 18919

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

1. Name of applicant Milner Low Lift Irrigation District, Murtaugh, Idaho

2. Source of water supply: Snake River

3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29

T. 10 S. R. 21 E. County of Twin Falls

4. Describe works as they exist, giving dimensions and capacities of same: Intake Canal from Milner Lake, Concrete pumping station 68x34', 3-24" Ellis Chalmers pumps D.C. to 500 H.P. motors. 500 R.P.M. 2200 Volt A.C. Plant discharge is via 60" steel pipe to main canal

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: yes, Approximately 9000 acres being irrigated

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 irriga-

tion): W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13; E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 24; T. 11 S., R. 19 E., B.M. SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 35; NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 36; T. 10 S., R. 20 E., B.M. N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 1; N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 2; NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 3; S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 4; E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 8; All Secs. 9 & 10; NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 11; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 12; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 13; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14; All Secs. 15 & 16; NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 17; NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 19; NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 20; NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 21; N $\frac{1}{2}$ N $\frac{1}{2}$ Sec. 22; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28; N $\frac{1}{2}$ N $\frac{1}{2}$ Sec. 29; N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 30; T. 11 S., R. 20 E., B.M. S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 29; S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 30; All Sec. 31; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 32; T. 10 S., R. 21 E., B.M. N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 6, T. 11 S., R. 21 E., 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? Columbia River

Remarks: A former "Completion of Works" report (Per-12759) gave a plant capacity of 125 Sec. Ft. which figure is now covered by Court Decree. The present plant capacity is approximately 172 Sec. Ft.

Note:—A measurement by a Hydrographer of Water District #36 taken a few days prior to this examination and recorded at the Milner dam office showed a discharge of 169 Sec. Ft. at head of main ditch

This examination was made on the 7th day of June, 1940

(Signed)

Frederick J. Johnson
Examiner.

18919

August 27, 1940

Re: Permit No. 18919

Peavey-Taber Co.,
202 Shoshone Street, East,
Twin Falls, Idaho.

Attention- Mr. Paul Taber.

Gentlemen:..

We are in receipt of your letter of the 23rd inst., in regard to bond No. 1744303 of the Hartford Accident & Indemnity Company, in connection with the above numbered permit in the name of the Milner Low Lift Irrigation District.

In reply will state that although our engineer's report has not yet been filed in this department, we are advised by him that he has made the examination, and finds the works to have been completed as required by the terms of the permit.

Therefore, this will be your authority to cancel the bond as to future liability, effective from this date, it being understood that the surety will remain liable for all past acts in accordance with the terms of this bond.

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

By

Deputy Commissioner

JLA

18919

**HARTFORD FIRE INSURANCE COMPANY
HARTFORD ACCIDENT AND INDEMNITY COMPANY**
PEAVEY-TABER CO., 202 Shoshone Street, East, Twin Falls, Idaho

TO: Commissioner of Reclamation,
Boise, Idaho.

August 23rd, 1940.

SUBJECT: Application #26294 - Permit #18919
Milner Low Lift Irrigation District

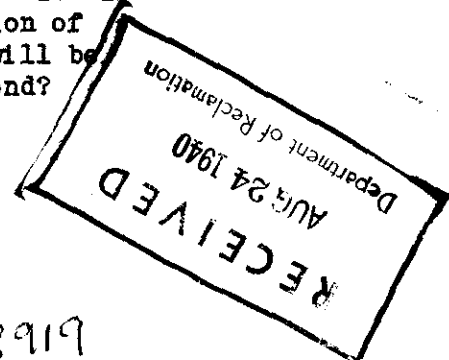
In connection with the above we issued bond #1744303 in the
Hartford Accident & Indemnity Co. guaranteeing completion of work.

We are now informed that this work has been entirely completed
and everything is in order so far as the Irrigation District is
concerned for the issuance of a Certificate of Completion of
Work. Will you kindly advise when this certificate will be
issued so that we can terminate liability under this bond?

Very truly yours,

PEAVEY-TABER COMPANY

Paul P. Taber
Paul P. Taber



April 29, 1940

Re: Permit No. 18919

Hartford Accident & Indemnity Co.
Hartford Building,
San Francisco, California.

Attention: J. M. McKinney,
Surety Department.

Gentlemen:-

We have your letter of April 25th in regard to
Bond No. 1744303, Milner Low Lift Irrigation
District.

While the proof of completion of works has been
made, before a Certificate of Completion of Works can
be issued it is necessary for us to have a report from
our field engineer, after making an examination on the
grounds.

We have only one field engineer, and he makes examina-
tions all over the state- during the season when the
weather will permit- and for that reason we do not as
yet have his report on this proof.

We shall advise you when the Certificate of Completion
of Works is issued, so that the bond may be terminated.

Very truly yours,

JAMES SPOTFORD
Commissioner of Reclamation

By

JLA

Chief Clerk

18919



Hartford Accident and Indemnity Company

JOY LICHTENSTEIN
VICE-PRESIDENT

PACIFIC DEPARTMENT, HARTFORD BUILDING
SAN FRANCISCO, CALIFORNIA

FIDELITY AND SURETY DEPARTMENT
HAROLD BISHOPP, SUPERINTENDENT

April 25, 1940

Department of Reclamation
State of Idaho
Boise, Idaho

Gentlemen:

Re: Bond #1744303 - MILNER LOW LIFT IRRIGA-
TION DISTRICT, Murtaugh, Idaho - to -
State of Idaho - Bond in Connection
with Water Permit #18919

In your letter of January 10 you advised that the work under this permit was substantially completed, and that proof of completion of works would be submitted in the near future.

If Certificate of Completion of Works has now been issued, would you kindly authorize us to terminate our liability under this bond?

Very truly yours,

J. M. McKinney
J. M. McKinney
Surety Department

JMM

18919

March 12, 1940

Re: Permit No. 18919

Mr. Harry Benoit,
Twin Falls Bank & Trust Co. Building,
Twin Falls, Idaho.

Dear Mr. Benoit:-

We acknowledge receipt of the depositions of the holder, depositions of two witnesses, and affidavit of publication from the Twin Falls News, all in connection with completion of works and beneficial use proofs under the above numbered permit in the name of the Milner Low Lift Irrigation District.

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 cannot say just when this examination will be made, since this department has but one field engineer, who makes examinations all over the state.

However, Mr. Tolman, field engineer for this department, will contact Mr. Moorman at the time set for examination, so that he may show him over the grounds.

When his report is on file, you will be notified farther- or the District will- in regard to fees, before the issuance of a license.

Very truly yours,

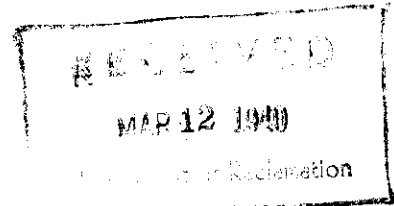
JAMES SPOFFORD
Commissioner of Reclamation
By

JLA

Chief Clerk

18919

HARRY BENOIT
LAWYER
TWIN FALLS BANK & TRUST CO. BLDG.
TWIN FALLS, IDAHO



March 11, 1940

Commissioner of Reclamation
Department of Reclamation
Boise, Idaho

Re: Permit No. 18919
Milner Low Lift Irrigation
District.

Dear Sir:

Enclosed herewith you will find deposition of holder upon proof of application of water to beneficial use; deposition of holder upon proof of completion of works; depositions of two witnesses upon proof of application to beneficial use; and depositions of witnesses upon proof of completion of works. Also herewith is an affidavit of publication of notice of proof. I hope that this meets with your requirements. No one apparently remembered the date of priority of the 135 second feet mentioned in depositions.

Kindly acknowledge receipt thereof.

Very truly yours,

HARRY BENOIT

HB:SD

18919

AFFIDAVIT OF PUBLICATION

Nº 3802

STATE OF IDAHO, }
COUNTY OF TWIN FALLS, } ss.

I, Lisa Molony, being first duly sworn upon oath depose and say that I am Principal clerk of the TWIN FALLS DAILY NEWS, published daily, except Monday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for 4 consecutive Wednesdays, commencing with the issue dated February 14, 1940, and ending with the issue dated March 6, 1940.

And I do further certify that said newspaper has been published as a daily paper, except Monday, under said name and in said city and county, continuously and uninterruptedly during a period of more than twelve consecutive months prior to the first publication of said notice or advertisement.

Lisa Molony

Subscribed and sworn to before me this 6th

day of March, 1940

Josephine Gravel
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

18919

Rites Held for
Kimberly Matron
of Kimberly.
Officers on U. S. Highway 30 near
noon by agents and Twin Falls.
He was arrested Monday evening.
He was also suspended for one year.
His liquor and driver's license
the influence of intoxicating liquor
ed guilty to driving while under
Friday afternoon after he had passed
ence by Justice H. M. Haller Jan-
stern & his month suspended and
met was fined \$100 and costs and
George West of Twin Falls for

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. 18919

Proof of Completion of Works**DEPOSITION OF WITNESS**

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

Ans. C. V. Samoles, Murtaugh, Idaho, farm laborer.

✓ Ques. 2. Are you acquainted with Milner Low Lift Irrigation District, the holder of Permit No. 18919, authorizing the diversion of 37 second-feet of the waters of Snake River at N. 21° 55' W. 612 ft. distant from Sec. corner common Secs. 28-29-32-33 T 10S R 21 E. B. M. T. F. County for irrigation purposes? How long have you known him, and where does he reside?

I have been familiar with said irrigation district for over ten years, which district's address is Murtaugh, Idaho.

✓ Ques. 3. Have you read or heard read said Permit No. 18919, and are you familiar with its terms and conditions?

Ans. Yes

✓ Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes. Amount of water required 172 cubic ft. per second.

9033 acres of cultivated land, described as follows:

W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24; Township 11 South, Range 19 E., B. M.
 SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 35, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 36; Twp. 10 South, Range 20 E., B. M.
 N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 1, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 3, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 4, E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 8, All Sections 9 and 10, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 11, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, All Sections 15 and 16, NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 17, NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 19, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 28, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 29, N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 30; Twp. 11 South, Range 20 E., B. M.
 S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 30, All Section 31, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 32, Township 10 South, Range 21 E., B. M.
 N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 6, Twp. 11 South, Range 21 East, B. M.

(Sign here.)

C. V. Samoles.

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, at my office in Twin Falls County of Twin Falls, State of Idaho, on this 9th day of March, A. D. 1940.

MAR 12 1940

Notary Public
 Residing at Twin Falls, Idaho.

18919

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. 18919.....

Proof of Completion of Works**DEPOSITION OF WITNESS**

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

Ans. C. V. Samples, Murtaugh, Idaho, farm laborer.

✓Ques. 2. Are you acquainted with Milner Low Lift Irrigation District, the holder of Permit No 18919, authorizing the diversion of 37 second-feet of the waters of Snake River at N. 21° 55' W. 612 ft. distant from Sec. corner common Secs. 28-29-32-33 T 10S R 21 E. B.M. T.F. County for irrigation purposes? How long have you known him, and where does he reside?

I have been familiar with said irrigation district for over ten years, which district's address is Murtaugh, Idaho.

✓Ques. 3. Have you read or heard read said Permit No. 18919.

Ques. 4. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes

✓Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Canal and laterals, steel pipe, flume, 3 electrically operated pumping plants consisting of pumps, motors, and transformers.
Capacity, 172 cubic ft. per second.

(Sign here.)

C. V. Samples.

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, at my office in Twin Falls County of Twin Falls, State of Idaho, on this 9th day of March, A. D. 1940.

MAR 12 1940

Harry Benoit
Notary Public,
Residing at Twin Falls, Idaho.

18919

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. 18919

Proof of Completion of Works**DEPOSITION OF WITNESS**

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

Ans. G. W. Moates, Murtaugh, Idaho, farmer.

✓ Ques. 2. Are you acquainted with Milner Low Lift Irrigation District, the holder of Permit No. 18919, authorizing the diversion of 37 second-feet of the waters of Snake River at N. 21° 55' W. 612 ft. distant from Sec. corner common Secs. 28-29-32-33 T 10S R 21 E. B.M. T.F. County for irrigation purposes? How long have you known him, and where does he reside?

I have been familiar with said irrigation district for over ten years, which district's address is Murtaugh, Idaho.

✓ Ques. 3. Have you read or heard read said Permit No. 18919, and are you familiar with its terms and conditions?

Ans. Yes

✓ Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes. Amount of water required 172 cubic ft. per second.

9033 acres of cultivated land, described as follows:

W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24; Township 11 South, Range 19 E., B. M.
 SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 35, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 36; Twp. 10 South, Range 20 E., B. M.
 N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 1, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 3, S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ Section 4, E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 5, All Sections 9 and 10, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 11, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, All Sections 15 and 16, NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 17, NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 19, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 28, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 29, N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 30; Twp. 11 South, Range 20 E., B. M.
 S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 30, All Section 31, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 32, Township 10 South, Range 21 E., B. M.
 N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 6, Twp. 11 South, Range 21 East, B. M.

(Sign here.)

G. W. Moates

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, at my office in Twin Falls County of Twin Falls, State of Idaho, on this 9th day of March, A. D. 1940.

Notary Public
Residing at Twin Falls, Idaho.

18919

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. 18919

Proof of Completion of Works**DEPOSITION OF WITNESS**

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

Ans. G. W. Moates, Murtaugh, Idaho, farmer.

✓ Ques. 2. Are you acquainted with Milner Low Lift Irrigation District, the holder of Permit No. 18919, authorizing the diversion of .37 second-feet of the waters of Snake River

✓ Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes

✓ Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Canal and laterals, steel pipe, flume, 3 electrically operated pumping plants consisting of pumps, motors, and transformers.
Capacity, 172 cubic ft. per second.

(Sign here.) *G. W. Moates*

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, at my office in Twin Falls County of Twin Falls, State of Idaho, on this 9th day of March, A. D. 1940.

Harry B. Smith
Notary Public,
Residing at Twin Falls, Idaho.

18919

PERMIT NO. 18919

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. Loyd C. Davis, Murtaugh, Idaho, farmer, Murtaugh, Idaho.

✓Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. Milner Low Lift Irrigation District, Murtaugh, Idaho.

Secretary.

✓Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. No. 18919, Date Dec. 20, 1939, 37 Cubic ft. per second; source

Snake River. Point of diversion North 210 55' West 612 Ft.

distant from Sec. corner common to Secs. 28-29-32-33, T 10S R 21 E. B. M. and is in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 29 T 10S R 21 E. B. M., Twin Falls County.

✓Ques 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. For irrigation--9033 acres, described as follows:

W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24;

Twp. 11 South, Range 19 E., B. M.

SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 35, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 36; Twp. 10 South, Range 20 E., B. M.

N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 1, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2,

NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 3, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 4, E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$

SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 8, All Sections 9 and 10, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$,

NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 11, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13, N $\frac{1}{2}$

NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, All Sections 15

and 16, NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 17. NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$

Section 19, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$,

SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section

28, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 29, N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 30; Twp. 11 South, Range 20

E., B. M.

S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 30, All

Section 31, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 32, Township 10

South, Range 21 E., B. M.

N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 6, Twp. 11 South, Range 21 East, B. M.

✓Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Canal and laterals, steel pipe, flume, 3 electrically operated pumping plants consisting of pumps, motors, and transformers. Headgate 12 ft. wide 5 ft. high. Ditch 12 ft. wide at bottom 26 ft. wide at water line. Water 3 $\frac{1}{2}$ ft. in depth. Diameter of pipes 60 inches. Length of conduit 22 miles. Cost \$400,000.00.

(Sign here.)

Loyd C. 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 Twin Falls,

County of Twin Falls, State of Idaho, on this 9th

day of March A. D. 1940.

Harry Benoit

Notary Public.

My Commission expires June 21, 1943.

Residing at Twin Falls, Idaho.

18919

PERMIT NO. 18919

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. Lloyd C. Davis, Murtaugh, Idaho, farmer, Murtaugh, Idaho.

✓ Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. Milner Low Lift Irrigation District, Murtaugh, Idaho.

✓ Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Yes. In the fall of 1939 172 cubic ft. per second.

✓ Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. Yes

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. _____

✓ Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Canal and laterals, steel pipe, flume, 3 electrically operated pumping plants consisting of pumps, motors, and transformers. Headgate 12 ft. wide 5 ft. high. Ditch 12 ft. wide at bottom 26 ft. wide at water line. Water 3½ ft. in depth. Diameter of pipes 60 inches. Length of conduit 22 miles. Cost \$400,000.00.

(Sign here.)

Lloyd C. 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 Twin Falls,

County of Twin Falls, State of Idaho, on this 9th day of March A. D. 1940.

Harry Benoit

Notary Public.

My Commission expires June 21, 1943.

Residing at Twin Falls, Idaho.

WAT 1-10-1941

18919

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 18919

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Lloyd C. Davis, Murtaugh, Idaho, farmer, Murtaugh, Idaho.

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

Ans. Secretary, Milner Low Lift Irrigation District.

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

Ans. Permit No. 18919, dated Dec. 20, 1939--date of priority Oct. 25, 1939.

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

Ans. Snake River. Point of diversion: North 21°55' West 612 ft. distant from Sec. corner common to Secs. 28-29-32-33 T. 10S R. 21 E. B. M., and is in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29 T. 10S R. 21 E. B. M., County of Twin Falls

✓ 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. Canal and laterals, steel pipe, flume, 3 electrically operated pumping plants consisting of pumps, motors, and transformers. Capable of conveying from point of diversion to place of use 172 cubic ft. per second. Water conducted through Milner Low Lift Irrigation District main canal and canals No. 2 and 3.

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

Ans. Used for irrigation purposes--cultivated land. Improvements--land cultivated, homes, barns, buildings and other improvements.

There are 9033 acres of land, described as follows:

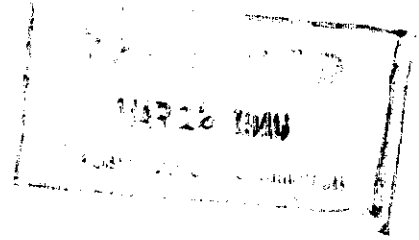
W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24; Twp. 11 South, Range 19 E., B. M.
SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 35, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 36; Twp. 10 South, Range 20 E., B. M.
N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 1, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 3, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 4, E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 8, All Sections 9 and 10, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 11, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, All Sections 15 and 16, NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 17. NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 19, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 28, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 29, N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 30; Twp. 11 South, Range 20 E., B. M.

S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 30, All Section 31, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 32, Township 10 South, Range 21 E., B. M.

N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 6, Twp. 11 South, Range 21 East., B. M.

18919

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 18919

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Lloyd C. Davis, Murtaugh, Idaho, farmer, Murtaugh, Idaho.

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

Ans. Secretary, Milner Low Lift Irrigation District.

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

Ans. Permit No. 18919, dated Dec. 20, 1939--date of priority Oct. 25, 1939.

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

Ans. Snake River. Point of diversion: North 21°55' West 612 ft. distant from Sec. corner common to Secs. 28-29-32-33 T. 10S R. 21 E. B.M., and is in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29 T. 10S R. 21 E. B.M., County of Twin Falls

✓ 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. Canal and laterals, steel pipe, flume, 3 electrically operated pumping plants consisting of pumps, motors, and transformers.

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

Ans. _____

✓ Ques. 8. What is the minimum amount of water required for the purpose specified above?
Ans. 172 cubic 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.

✓ Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.
Ans. 172 cubic ft. per second in fall of 1939, 37 cubic ft. per second under permit and 135 cubic ft. per second under priority right was diverted.

✓ 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. 135 cubic ft. per second other than permit have been diverted and applied to beneficial use upon said lands. Said 135 cubic ft. per second is under a priority right and the source of which is the Snake River and the same is diverted at the point of diversion described in the permit. Also have American Falls Reservoir paid up right and lease right.

(Sign)

Lloyd E. Davis

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 Twin Falls, County of Twin Falls, State of Idaho, on this 9th day of March, A. D. 1940.

Harry Benoit
Notary Public
Residing at Twin Falls, Idaho

My commission expires June 21, 1943.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

MAILED 12 16 1919
Department of Reclamation

PERMIT NO. 18919

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. G. W. Moates, Murtaugh, Idaho, farmer.

✓ Ques. 2. Are you acquainted with Milner Low Lift Irrigation District, the holder of Permit No. 18919? How long have you known him and where does he reside?

✓ Ans. I have been familiar with said irrigation district for over ten years, which district's address is Murtaugh, Idaho.

✓ Ques. 3. Have you read or heard read said Permit No. 18919, 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. Snake River. Point of diversion North 21°55' West 612 Ft. distant from Sec. corner common to Secs. 28-29-32-33 T 10S R 21 E.B.M. and is in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 29 T 10S R 21 E.B.M., Twin Falls County Works: Canal and laterals, steel pipe, flume, 3 electrically operated pumping plants consisting of pumps, motors, and transformers.

✓ 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. 172 cubic ft. per second. 172 cubic ft. per second.

✓ Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

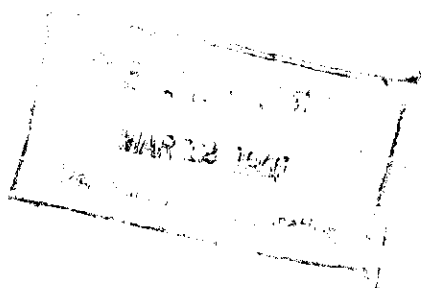
Ans. Used for irrigation purposes--cultivated land. Improvements--land cultivated, homes, barns, buildings and other improvements.

There are 9033 acres of land. described as follows:

W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24; Twp. 11 South, Range 19 E., B. M.
SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 35, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 36; Twp. 10 South, Range 20 E., B. M.
N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 1, W $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 3, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 4, W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 9, All Sections 9 and 10, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 11, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, All Sections 15 and 16, NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 17, NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 19, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 28, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 29, N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 30; Twp. 11 South, Range 20 E., B. M.
S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 30, All Section 31, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 32, Township 10 South, Range 21 E., B. M.
N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 6, Twp. 11 South, Range 21 East., B. M.

18919

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT NO. 18919

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. C. V. Samples, Murtaugh, Idaho, farm laborer.

✓ Ques. 2. Are you acquainted with Milner Low Lift Irrigation District, the holder of Permit No. 18919? How long have you known him and where does he reside?

Ans. I have been familiar with said irrigation district for over ten years, which district's address is Murtaugh, Idaho.

✓ Ques. 3. Have you read or heard read said Permit No. 18919, 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. Snake River. Point of diversion North 21°55' West 612 Ft. distant from Sec. corner common to Secs. 28-29-32-33 T 10S R 21 E.B.M. and is in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 29 T 10S R 21 E. B.M., Twin Falls County. Works: Canal and laterals, steel pipe, flume, 3 electrically operated pumping plants consisting of pumps, motors, and transformers.

✓ 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. 172 cubic ft. per second. 172 cubic ft. per second.

✓ Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. Used for irrigation purposes--cultivated land. Improvements--land cultivated, homes, barns, buildings and other improvements.

There are 9033 acres of land described as follows:

W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24;
Twp. 11 South, Range 19 E., B. M.
SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 35, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 36; Twp. 10 South, Range 20 E., B. M.
N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 1, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 3, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 4, E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 9, All Sections 9 and 10, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 11, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, All Sections 15 and 16, NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 17, NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 19, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 29, N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 30; Twp. 11 South, Range 20 E., B. M.
S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 30, All Section 31, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 32, Township 10 South, Range 21 E., B. M.
N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 3, Twp. 11 South, Range 21 East., B. M.

18919

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

Boise, Idaho, **February 28, 1940**

Re: Permit No. 18919
Milner Low Lift Irrigation District

Mr. Harry Benoit,
Twin Falls Bank & Trust Building,
Twin Falls, Idaho

Dear Sir:

completion of works and

I enclose herewith the following forms to be used in connection with proof of ~~beneficial~~ use of water under Permit No. **18919**.....

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 **March 9, 1940**....., the date set for proof, the enclosed forms (**for each proof** one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at.....
Twin Falls, Idaho..... before **Harry Benoit, 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,

JAMES SPOFFORD

.....
Commissioner of Reclamation.

18919

THE TWIN FALLS NEWS

AN ASSOCIATED PRESS MORNING PAPER

Member of the Audit Bureau of Circulations

Twin Falls, Idaho

February 8, 1940.

State of Idaho
Department of Reclamation
Boise, Idaho

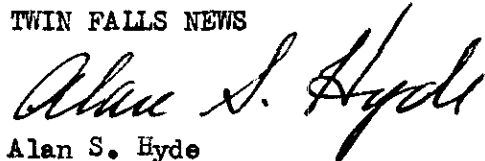
ATT: Jeanne L. Anderson

Gentlemen:

This is to acknowledge receipt of your letter of February 7th,
enclosing a legal advertisement for the Milner Low Lift Irrig-
ation District, Murtaugh, Idaho.

Yours very sincerely

TWIN FALLS NEWS



Alan S. Hyde
Advertising Department

Jg.

18919

February 7, 1940

Re: Permit No. 18919
Milner Low Lift Irrigation District.

Mr. Harry Benoit,
Twin Falls Bank & Trust Bldg.
Twin Falls, Idaho.

Dear Mr. Benoit:-

We acknowledge receipt of the notice in duplicate for publication in connection with proof of completion of works and beneficial use, and also authorization to have the notice published in the Twin Falls News, all under Permit No. 18919, in the name of the Milner Low Lift Irrigation District.

We have completed the notice, by inserting the land list, and a copy has been mailed to the Twin Falls News, with instructions to publish it once a week for four consecutive weeks, commencing with February 14, 1940, and to send the bill and affidavit of publication to you.

About ten days prior to the date set for proof- or March 9th, depositions, consisting of one for the holder and one for each of two witnesses, for each proof, will be sent to you, so that you may have them in ample time for the proof.

On the date designated, a representative of the Milner Low Lift Irrigation Company, as holder, and two disinterested witnesses who are familiar with the permit and the works constructed thereunder, should appear at your office for the purpose of executing the depositions.

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

By

JLA

Chief Clerk

18919

HARRY BENOIT
LAWYER
TWIN FALLS BANK & TRUST CO. BLDG.
TWIN FALLS, IDAHO

February 6, 1940

Commissioner of Reclamation
State House
Boise, Idaho

Re: Premium No. 18919
Milner Low Lift
Irrigation District

Dear Sir:

Enclosed herewith you will find authorization for publication of within notice in the Twin Falls News. I would suggest that you have this notice published February 14, 21, 28 and March 6, and you will note that the hearing is set for 2 p.m. March 9, 1940, before me as a Notary Public. The description of the 9033 acres will have to be filled in, which was agreed to be done by your office when I called there last Saturday.

I would appreciate your early attention to this matter, and please acknowledge receipt of the enclosures.

Very truly yours,



HARRY BENOIT

HB:SD
Enc.

*Please ask paper to send
me affidavit of publication
and bill.*

18919

February 7, 1940

Re: Permit No. 18919

Twin Falls News,
Twin Falls, Idaho.

Gentlemen:-

Enclosed you will find notice for publication once a week for four consecutive weeks prior to March 9th, 1940, the date set for proof-commencing with your issue of February 14, 1940.

The expense of the publication is to be paid by the applicant, Milner Low Lift Irrigation District, and the bill for same, together with the affidavit of publication, should be sent to Mr. Harry Benoit, Twin Falls Bank & Trust Building, Twin Falls, Idaho, on or prior to the date for proof.

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

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

By

Chief Clerk

JLA
Enc.

18919

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 6, 1940

(P. O.) Twin Falls, Idaho

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at ^{our} ~~my~~ expense in the Twin Falls News of Twin Falls, Idaho, published in the county in which the works are situated.

MILNER LOW LIFT IRRIGATION DISTRICT

By Pat Cochrane
General Manager

(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.

18919

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

Notice is hereby given that at 2:00 on the 9th day of March, 1940, at Bank & Trust Bldg. Twin Falls, County of Twin Falls, State of Idaho, before Harry Bancroft, Notary Public proof will be submitted of the completion of works for the diversion of 37 cubic feet per second of the waters of Snake River and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. 18919, heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Milner Low Lift Irrigation District, Murtaugh, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is 37 cubic feet per second.

3. The use to which said water has been applied is irrigation ~~and~~ ~~domestic~~ purposes and the amount applied to beneficial use is 37 cubic feet per second.

W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{2}$ SE $\frac{1}{4}$ Section 13, E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24; Twp. 11 South, Range 19 E., B.M.

SE $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 35, NE $\frac{1}{4}$, NE $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 36; Twp. 10 South, Range 20 E., B.M.

N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 1, N $\frac{1}{2}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{2}$ SE $\frac{1}{4}$ Section 2, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 3, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 4, E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 8, All Sections 9 & 10, NW $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 11, SW $\frac{1}{2}$ SW $\frac{1}{4}$ Section 12, NW $\frac{1}{2}$ NW $\frac{1}{4}$ Section 13, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{2}$ SE $\frac{1}{4}$, Section 14, All Sections 15 & 16, NE $\frac{1}{4}$, SE $\frac{1}{2}$ NW $\frac{1}{4}$ Section 17, NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 19, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 20, NW $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SW $\frac{1}{2}$ SE $\frac{1}{4}$ Section 21, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 22, NW $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{2}$ NW $\frac{1}{4}$ Section 23, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 29, N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 30; Twp. 11 South, Range 20 E., B.M.

S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 30, All Section 31, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 32, Township 10 South, Range 21 E., B.M.

N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 6, Twp. 11 South, Range 21 East, B.M.

15919

January 19, 1940

Re: Permit No. 18919

Mr. Edgar W. Moorman, President,
Milner Low Lift Irrigation Company,
Martaugh, Idaho.

Dear Mr. Moorman:-

The bond of the Hartford Accident & Indemnity
Company, in the sum of \$1,000, submitted in con-
nection with the above numbered permit, has been
approved and placed on file.

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

JLA

By

Chief Clerk

18919



STATE OF IDAHO

OFFICE OF THE GOVERNOR

BOISE

C. A. BOTTOLFSEN
GOVERNOR

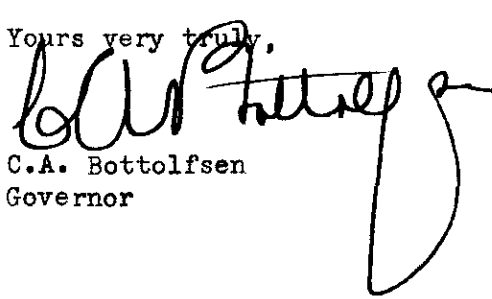
January 18, 1940

Mr. James Spofford
Department of Reclamation
B U I L D I N G

My dear Sir:

Transmitted herewith for your files
is the approved bond covering the Milner Low Lift
Irrigation Company (Permit #18919), in the amount
of \$1,000.00, written by the Hartford Accident &
Indemnity Company.

Yours very truly,


C.A. Bottolfsen
Governor

18919

18919
January 16, 1940

Peavey-Taber Co.
202 Shoshone St. East,
Twin Falls, Idaho

Attention- Mr. Paul Taber.

Gentlemen:-

In reply to your request of January 15th,
we are enclosing herein another blank form
of bond similar to the one you executed in
connection with Permit No. 18919 of the Mil-
ner Low Lift Irrigation District.

Very truly yours,

JAMES SPOTFORD
Commissioner of Reclamation

JLA
Enc.

By

Chief Clerk

18919



PEAVEY-TABER CO.

LOANS - INSURANCE - SURETY BONDS

202 Shoshone Street, East
TWIN FALLS, IDAHO

January 15th, 1940.

Mr. James Spofford,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

Re: Application #26294 - Permit #18919
Milner Low Lift Irrigation District

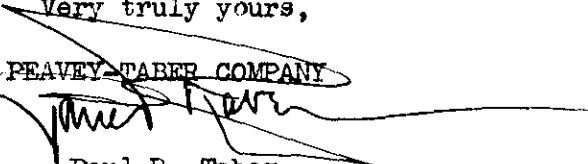
We recently executed a bond in connection with
the above.

For our records, will you kindly send us a copy
of the bond form used in this case?

Thanking you, we are

Very truly yours,

~~PEAVEY-TABER COMPANY~~


Paul R. Taber

18919

January 12, 1940

Re: Permit No. 18919

Hon. C. A. Bettolfson,
Governor of Idaho,
B U I L D I N G .

Dear Sir:-

We enclose for your approval bond of the Hartford
Accident & Indemnity Company, in the sum of \$1,000,
tendered in connection with Permit No. 18919, in
the name of the Milner Low Lift Irrigation Company.

This permit is for 37 second feet of the waters of
Snake River, for irrigation purposes.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

By

Chief Clerk

JLA

Enc.

18919

Bond.

KNOW ALL MEN BY THESE PRESENTS, That Milner Low Lift Irrigation District
of Murtaugh, Idaho, as principal, and
HARTFORD ACCIDENT & INDEMNITY COMPANY

, as surety, are held and firmly bound unto the State of Idaho in the full
and just sum of One Thousand and no/100 (\$1,000.00) Dollars,
lawful money of the United States, to the payment of which sum, well and truly to be made, said
principal and surety bind themselves, their heirs, administrators, executors and assigns, jointly and
severally, under the terms and conditions hereinafter set forth.

The terms of this obligation are such that, whereas the above named principal on the
25th day of October, 1939, filed in the office of the Commissioner of Reclama-
tion in Boise, Idaho, a certain application for permit to appropriate the public waters of the State
of Idaho, the said application being thereupon numbered No. 26294 in accordance with which said
application the Commissioner of Reclamation granted and issued to the said principal herein a cer-
tain permit numbered No. 18919, a full, true and complete copy of which application No. 26294
and permit No. 18919, is of record in the office of the Commissioner of Reclamation in Book
of Permits, at Page 18919

Now, if the above bounden principal shall faithfully carry to completion the said works of diver-
sion as specified in said application No. 26294 and permit No. 18919, in the manner and form
prescribed therein and within the time therein allowed, then the above obligation to be void, otherwise
to remain in full force and effect.

IN WITNESS WHEREOF, The said principal and surety have hereunto set their hands and seals,
this 9th day of January, 1940.

WITNESSES:

MILNER LOW LIFT IRRIGATION DISTRICT (SEAL)

By Edgar W. Moorman President (SEAL)

HARTFORD ACCIDENT & INDEMNITY COMPANY (SEAL)

By Thane Fair
Attorney-in-fact

STATE OF IDAHO,

County of _____ } ss:

Approved:

Edwin P. Hedges
Governor

_____ of _____ and
_____ of _____ whose names
are subscribed to the within and foregoing obligation as sureties thereto, each being duly sworn,
upon oath for himself deposes and says:

* That he is a resident and freeholder of the State of Idaho, and that he is worth the sum named
in said obligation, to wit, \$_____, over and above all his debts and liabilities, exclusive of prop-
erty exempt from execution.

Subscribed and sworn to before me this _____ day of _____, 19____

18919

January 10, 1940

Re: Permit No. 18919

Peavey-Taber Co.
802 Shoshone St., East,
Twin Falls, Idaho

Attention- Paul R. Taber.

Gentlemen:-

We are in receipt of your letter of January 8th, about the bond for the Milner Low Lift Irrigation District, which is required under the provisions of Section 41-204 Idaho Code Annotated.

It has been our understanding that the work has been substantially completed, and that proof of completion of works will be submitted in the near future.

The Department will require a bond only until such time as a Certificate of Completion of Works has been issued.

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

By

D:A

Deputy Commissioner

18919



PEAVEY-TABER CO.

LOANS - INSURANCE - SURETY BONDS

202 Shoshone Street, East
TWIN FALLS, IDAHO

January 8th, 1940.

Mr. James Spofford,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

Re: Application #26294 - Permit #18919
Milner Low Lift Irrigation District

We have been requested to write a \$1000.00 surety bond in connection with the above permit.

This irrigation district informs us that their present system is sufficient to handle this additional water and that no funds will be expended to extend their system to accomodate the additional allotment under this permit. However, under item 7 of the Application, the following answer to this question appears:

"Estimated cost of works: \$400,000.00."

The bond form then refers to and is made a condition of the bond that they "shall faithfully carry to completion the said works of diversion as specified in said application". This could be construed to require the expenditure of the \$400,000.00.

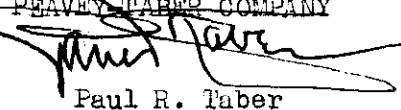
While we are sure that you do not understand that any such expenditure is contemplated or required, we would like very much to have a letter from you this effect.

If you will be kind enough to write us in this regard we will then be in a position to write this bond promptly.

Thanking you, we are

Very truly yours,

PEAVEY-TABER COMPANY


Paul R. Taber

18919

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise

December 20, 1939

Permit No. 18919

NOTICE

You are advised that in order to keep this permit in force a bond in the sum of \$ **1,000** must be filed in the office of the Commissioner of Reclamation on or before February 18 1940 conditioned upon faithfully carrying to completion the works of diversion as specified in said permit and in the application therefor.

JAMES SPOFFORD

Commissioner of Reclamation

18919

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 18919

Boise, Idaho, **December 20, 1939**

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~~^{fourth} page.

Milner Low Lift Irrigation District
C/o Edgar W. Moorman,
Murtaugh, Idaho

JAMES SPOFFORD

Commissioner of Reclamation.

18919

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
NOTICE OF APPLICATION TO
APPROPRIATE WATER IN AC-
CORDANCE WITH THE PRO-
VISIONS OF CHAPTER 145,

1935 SESSION LAWS

NOTICE IS HEREBY GIVEN,
That on the 25th day of October,
1939, The Milner Low Lift Irrigation
District, of Murtaugh, Twin Falls
County, Idaho, made Application
No. 26294 to appropriate Thirty-
seven (37) cubic feet per second of
the waters of Snake River, for irri-
gation purposes.

That the point of diversion is
located North 21° 55' West 612 feet
distant from the section corner com-
mon to Sections 28, 29, 32 and 33,
Township 10 South, Range 21 East,
B. M., and is in the SE¼ of SE¼
of Section 29, Township 10 South,
Range 21 East, B. M.

That the lands to be irrigated un-
der said application consist of 9,
033 acres situated in the following
legal subdivisions:

W½ NE¼, W½ SE¼, SE¼ SE¼
Section 13, E¼, E¼NW¼ Section
24; Twp. 11 South, Range 19 E.,
B. M.

SE¼ SW¼, SE¼ Sec. 35,
NE¼, NE¼NW¼, S¼NW¼, S¼
Section 36; Twp. 10 South, Range
20 E., B. M.

N¼, N¼SE¼, Sec. 1, N¼, SW¼,
N¼SE¼, SW¼ SE¼, Sec. 2, NE¼,
S¼NW¼, S¼ Sec. 3, S¼SW¼,
SE¼ Sec. 4, E¼NE¼, SE¼SW¼,
SE¼ Sec. 8, All Secs. 9 & 10, NW¼
NE¼, S¼NE¼, NW¼, S¼ Sec. 11,
SW¼SW¼ Sec. 12, NW¼NW¼ Sec.
13, N¼NE¼, SW¼NE¼, NW¼,
W¼SW¼, NE¼SE¼ Sec. 14, All
Secs. 15 & 16, NE¼, SE¼NW¼ Sec.
17, NE¼, W¼NW¼, SE¼NW¼, S¼
Sec. 19, NE¼, S¼NW¼, S¼ Sec. 20,
NW¼NE¼, S¼NE¼, W¼, SW¼
SE¼ Sec. 21, N¼N¼ Sec. 22, NW¼
NE¼, NW¼NW¼, Sec. 28, N¼N¼
Sec. 29, N¼NE¼, Sec. 30, Twp. 11
South, Range 20 E., B. M.

S¼SW¼ Sec. 29, S¼SW¼, NW¼
SE¼, S¼SE¼ Sec. 30, All Sec. 31,
¼NE¼, SW¼NE¼, NW¼, S¼ Sec.
32, Twp. 10 South, Range 21 E., B. M.
N¼NW¼ Sec. 6, Twp. 11 South,
Range 21 E., B. M.

That any protests against the ap-
proval of this application must be
filed in the Department of Recla-
mation within Forty (40) days from
the date of this Notice; such protest
shall state the name and address of
the protestant and shall clearly set
forth his objections to the approval
of the said application.

Dated this 1st day of November,
1939.

JAMES SPOFFORD,

Commissioner of Reclamation

Date of first publication: Nov. 7,

Date of last publication: Nov. 21,
1939.

Last date for protest: December
11, 1939.

SERVICE of the foregoing, by
copy, is hereby admitted this 2nd
day of November, 1939.

MILNER LOW LIFT
IRRIGATION DISTRICT

Applicant.

By EDGAR W. MOORMAN,

President.

Pub. Times Nov. 7, 14, 21, 1939.

AFFIDAVIT OF PUBLICATION

No 298

STATE OF IDAHO,

COUNTY OF TWIN FALLS, ss.

I, Lisa Maloney, being first duly sworn upon
oath depose and say that I am Principal Clerk of the IDAHO EVENING
TIMES, published daily, except Sunday, at Twin Falls, Idaho, and do solemnly
swear that a copy of the notice or advertisement, as per clipping attached, was published
in the regular and entire issue of said newspaper, and not in any supplement thereof,
for 3 consecutive Tuesdays, commencing with the
issue dated Nov. 7, 1939, and ending with the issue
dated Nov. 21, 1939.

And I do further certify that said newspaper has been published as a daily paper,
except Sunday, under said name and in said city and county, continuously and unin-
terruptedly during a period of more than twelve consecutive months prior to the first
publication of said notice or advertisement.

And I further certify that pursuant to Section 58-108 I. C. A., 1932, as added
thereto by Chapter 154, Idaho 1933 Session Laws, Thursday of each week has been
designated as the day on which legal notices required by law or by order of any court
of competent jurisdiction within the State of Idaho, to be published weekly, will be
published; and that at the head of the editorial column of said paper, and in each
issue thereof, Thursday is announced as the day on which said legal notices will be
published.

Subscribed and sworn to before me this 21st day
of November, 1939

Josephine Groves
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

18919

December 11, 1939

Re: Application No. 26294

Mr. Edgar W. Moorman, President,
Milner Low Lift Irrigation District,
Murtough, Idaho.

Dear Mr. Moorman:

In accordance with the Notice published in
the Idaho Evening Times, of Twin Falls, Idaho,
November 11th, 1939 is the last date for pro-
test in connection with the above numbered
application.

However, before a permit can be issued, it will
be necessary for us to have the affidavit of pub-
lication of this Notice from the newspaper.

Will you please have this notice sent to us,
in order that there may be no unnecessary delay in
the issuance of the permit.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

JLA

By

Chief Clerk

18919

November 15, 1939

Idaho Evening Times,
Twin Falls, Idaho.

Gentlemen:-

On November 6th you acknowledged receipt of Notice in connection with Application of the Milner Low Lift Irrigation District, and stated that same would be published in the issues of November 7, 14 and 21.

To date we have not received a copy of your paper containing this notice, as requested in the letter sending the notice to you.

Will you please see that a copy is sent us?

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

JLA

By

Chief Clerk

18919

AN EMPIRE IN ITSELF

THE TIMES
EVENING



THE NEWS
MORNING

November 6, 1939

State of Idaho
Department of Reclamation
Boise, Idaho

Dear Sirs:

This is to acknowledge receipt of your notice for publication for the
Milner Low Lift Irrigation District, Murtaugh, Idaho.

The notice will be published in the Evening Times on November 7, 14 and 21.

Very truly yours,

IDAHO EVENING TIMES

Lisa Molony

Lisa Molony
Advertising Dept.

M

18919

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Date .November 4,.1939

Re: Application No. 26294

IDAHO EVENING TIMES,
Twin Falls, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for ~~four~~ ^{three} ~~three~~ ^{last} consecutive weeks prior to December 11, 1939, the date set for ~~proof~~ ^{protest}, the expense of the publication to be paid by the applicant,

Milner Low Lift Irrigation District, Murtaugh, Idaho
to whom you should furnish proof of publication on or prior to the date
for proof.

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

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

18919

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Nov. 3, 1939

(P. O.) Murtaugh, 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 Idaho Evening Times of Twin Falls, Idaho, published in the county in which the works are situated.

Milner Low Lift Irrigation District
Edgar W. Moorman
President

(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.

18919

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO APPROPRIATE WATER IN ACCORDANCE WITH THE PROVISIONS
OF CHAPTER 145, 1935 SESSION LAWS

NOTICE IS HEREBY GIVEN, That on the 25th day of October, 1939, The Milner Low Lift Irrigation District, of Murtaugh, Tain Falls County, Idaho, made Application No. 26294 to appropriate Thirty-seven (37) cubic feet per second of the waters of Snake River, for irrigation purposes.

That the point of diversion is located North 21° 55' West 612 feet distant from the section corner common to Sections 28, 29, 32 and 33, Township 10 South, Range 21 East, B.M., and is in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 29, Township 10 South, Range 21 East, B.M.

That the lands to be irrigated under said application consist of 9,033 acres situated in the following legal subdivisions:

W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24; Twp. 11 South, Range 19 E., B.M.

SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 35, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 36; Twp. 10 South, Range 20 E., B.M.

N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1, N $\frac{1}{2}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 2, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 3, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 4, E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 8, All Secs. 9 & 10, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 11, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 13, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14, All Secs. 15 & 16, NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 17, NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 19, NE $\frac{1}{4}$ S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 21, N $\frac{1}{2}$ N $\frac{1}{2}$ Sec. 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28, N $\frac{1}{2}$ N $\frac{1}{2}$ Sec. 29, N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 30, Twp. 11 South, Range 20 E., B.M.

S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 29, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 30, All Sec. 31, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 32, Twp. 10 South, Range 21 E., B.M.

N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 6, Twp. 11 South, Range 21 E., B.M.

That any protests against the approval of this application must be filed in the Department of Reclamation within Forty (40) days from the date of this Notice; such protest shall state the name and address of the protestant and shall clearly set forth his objections to the approval of the said application.

Dated this 1st day of November, 1939.


JAMES SPOFFORD
Commissioner of Reclamation

Date of first publication:

Date of last publication:

Last date for protest: December 11, 1939.

SERVICE of the foregoing, by copy, is hereby admitted this 2nd day of November, 1939

Milner Low Lift Irrigation District

Applicant

By

Edgar W. Moorman
President

18919

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO APPROPRIATE WATER IN ACCORDANCE WITH THE PROVISIONS
OF CHAPTER 145, 1935 SESSION LAWS

NOTICE IS HEREBY GIVEN, That on the 25th day of October, 1939, The Milner Low Lift Irrigation District, of Murtaugh, Tain Falls County, Idaho, made Application No. 26294 to appropriate Thirty-seven (37) cubic feet per second of the waters of Snake River, for irrigation purposes.

That the point of diversion is located North 21° 55' West 612 feet distant from the section corner common to Sections 28, 29, 32 and 33, Township 10 South, Range 21 East, B.M., and is in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 29, Township 10 South, Range 21 East, B.M.

That the lands to be irrigated under said application consist of 9,004 acres situated in the following legal subdivisions:

W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24; Twp. 11 South, Range 19 E., B.M.

SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 35, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 36; Twp. 10 South, Range 20 E., B.M.

N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1, N $\frac{1}{2}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 2, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 3, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 4, E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 8, All Secs. 9 & 10, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 11, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 13, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, All Secs. 15 & 16, NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 17, NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 19, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 21, N $\frac{1}{2}$ N $\frac{1}{2}$ Sec. 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28, N $\frac{1}{2}$ N $\frac{1}{2}$ Sec. 29, N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 30, Twp. 11 South, Range 20 E., B.M.

S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 29, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 30, All Sec. 31, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Sec. 32, Twp. 10 South, Range 21 E., B.M.

N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 6, Twp. 11 South, Range 21 E., B.M.

That any protests against the approval of this application must be filed in the Department of Reclamation within Forty (40) days from the date of this Notice; such protest shall state the name and address of the protestant and shall clearly set forth his objections to the approval of the said application.

Dated this 1st day of November, 1939.


JAMES SPOFORD
Commissioner of Reclamation

Date of first publication:

Date of last publication:

Last date for protest: December 11, 1939.

SERVICE of the foregoing, by copy, is hereby admitted this _____ day of November, 1939

18919

Applicant

By

November 1, 1939

Re: Application No. 26294

Mr. Edgar S. Moorman, President,
Milner Low Lift Irrigation District,
Martaugh, Idaho.

Dear Sir:-

We are herewith enclosing duplicate Notices,
which have been prepared in connection with the
above numbered permit application, in accordance
with the provisions of Section 41-205 of the
Idaho Code, Annotated, as amended by Chapter 145
of the Session Laws of 1938, for your acknowledgment
of service.

Please sign both copies, and return to this office
immediately, together with the enclosed form of
authorization for us to have the Notice published
in a newspaper that you may designate in Twin Falls
County.

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

By

Chief Clerk

JLA
Enc.

18919

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Boise, Idaho, October 26, 1939

Application No. 26294

Milner Low Lift Irrigation District
C/o Edgar W. Moorman, President,
Murtaugh, Idaho.

SIR:

Application which has been filed under the above number is herewith returned for correction in the following particulars:

Map shows point of diversion as being 612 ft. N.21°55' W.
from corner common to Sections 28, 29, 32 & 33, while
application shows point of diversion 650 feet north and
240 feet west of said corners.

Correct either the application to fit the map as shown in
question 4 in pencil, or map to fit the permit.

We are returning the application, and you can indicate the
correction as desired, and maps will be made to conform.

You are allowed 60 days from date of first return for correction, as stamped in second line on back of application, to file completed application. If received after that date application can be refiled under a new number with later priority, requiring additional fee.

Yours truly,

COMMISSIONER OF RECLAMATION.

By _____

Deputy Commissioner

Encl: App. 26294

Receipt # 17185 for \$14.00

18919

MILNER LOW-LIFT IRRIGATION DISTRICT

Murtaugh ~~MILNER~~ IDAHO

October 24, 1939

Mr. James Spofford,
Commissioner of Reclamation,
Boise, Idaho

Dear Sir;

Please, find enclosed Application for Water
Permit also my check for \$14.00 to cover filing fee.
Maps to accompany this Permit are now in your office.

Very truly yours,

Edgar W. Moorman

President

Milner Low Lift Irrigation District

18919

OCT 25 1939
10:30 AM

218.

723-TOWNSHIP PLAT

PRINTED AND FOR SALE BY IDAHO PRINTCRAFTERS, INC.

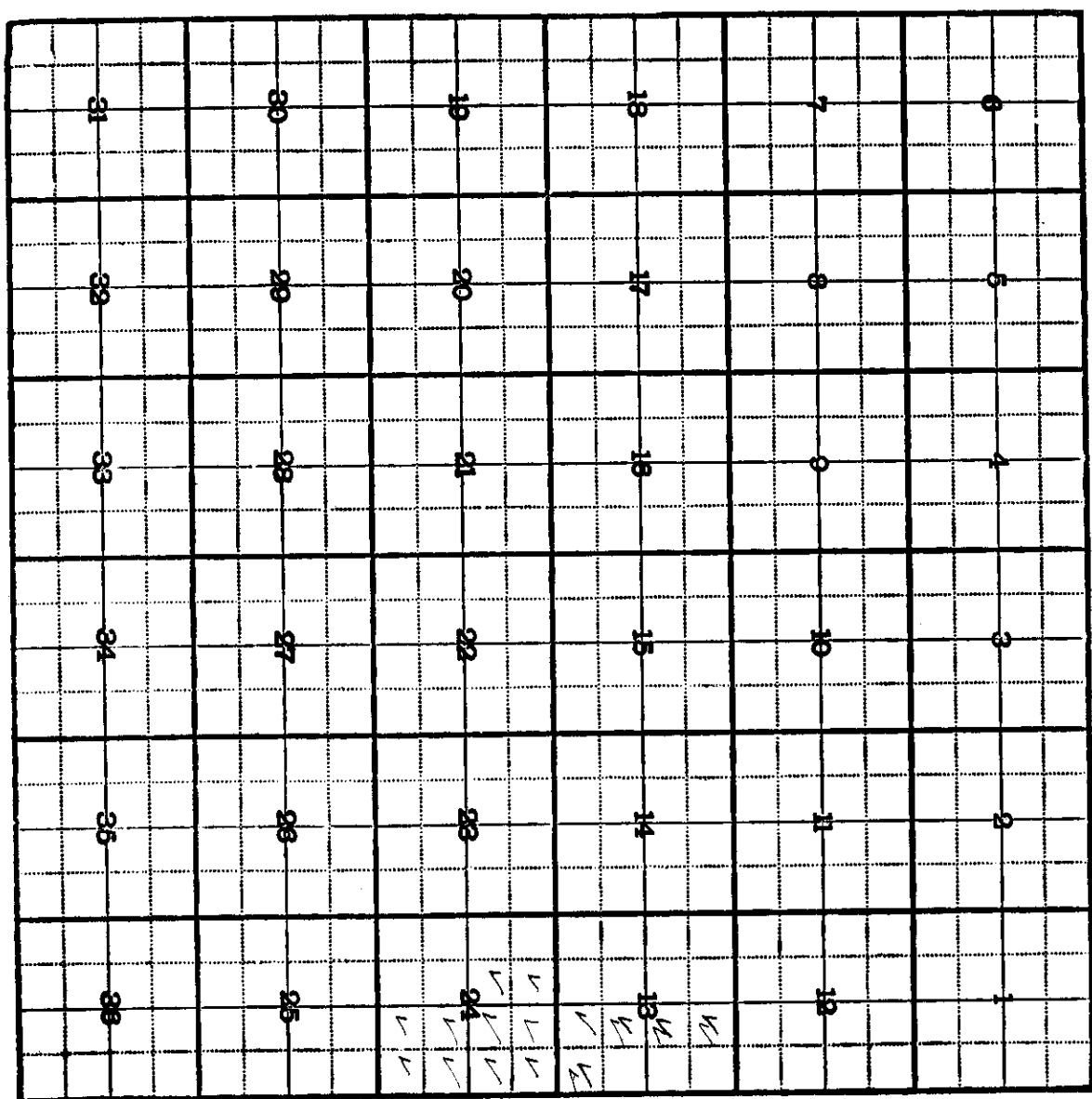
SCALE: ONE INCH TO ONE MILE

Township

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Range

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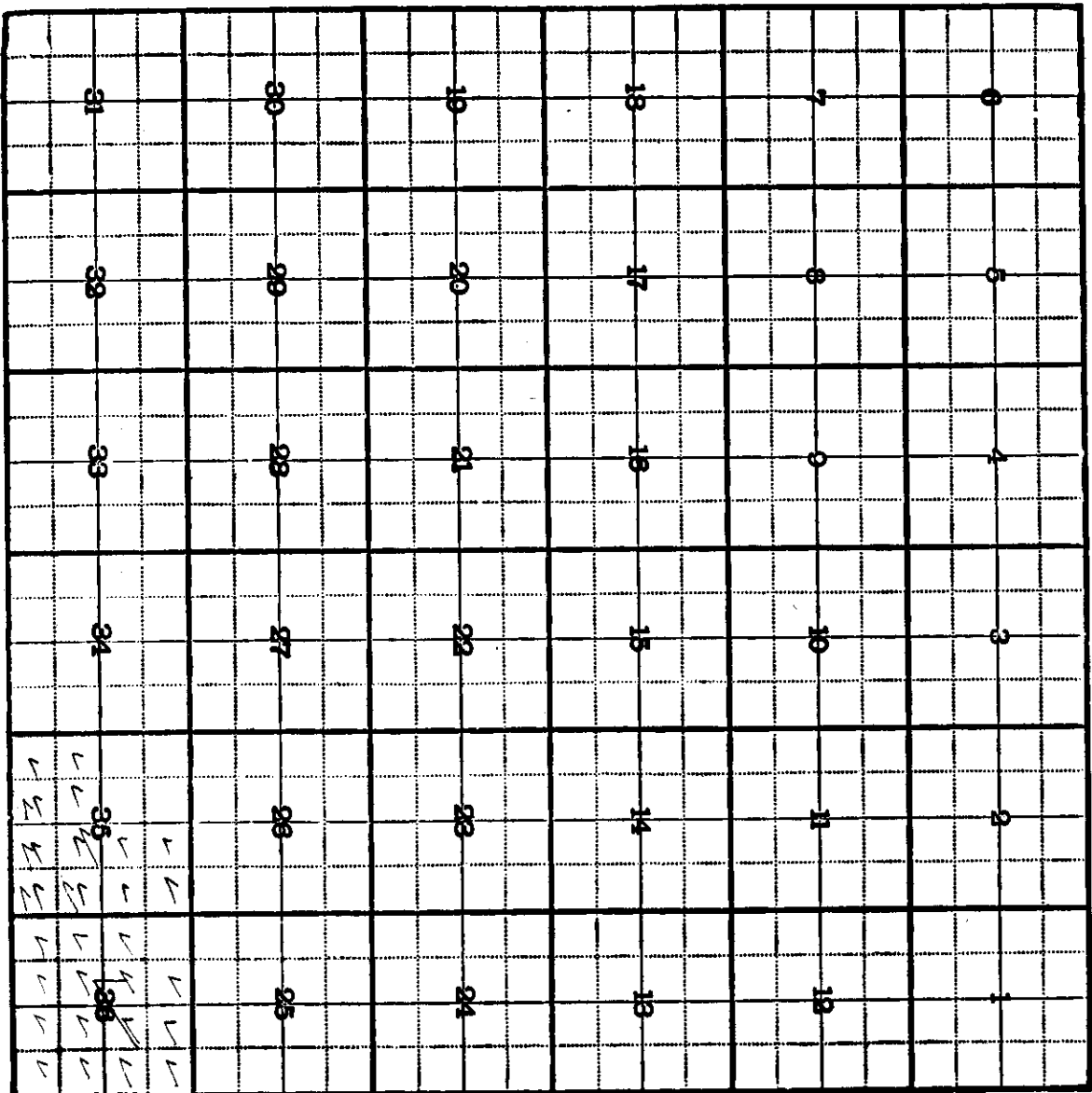
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18919

SCALE: ONE INCH TO ONE MILE

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Range 20 E



18919

SCALE: ONE INCH TO ONE MILE

Township

118

Range

218

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18919

LEGAL ADVERTISEMENTS

STATE OF IDAHO
 DEPARTMENT OF RECLAMATION
**NOTICE OF APPLICATION TO
 APPROPRIATE WATER IN AC-
 CORDANCE WITH THE PRO-
 VISIONS OF CHAPTER 145,
 1935 SESSION LAWS**

NOTICE IS HEREBY GIVEN,
 That on the 25th day of October,
 1939, The Milner Low Lift Irrigation
 District, of Murtaugh, Twin Falls
 County, Idaho, made Application
 No. 26294 to appropriate Thirty-
 seven (37) cubic feet per second of
 the waters of Snake River, for irri-
 gation purposes.

That the point of diversion is
 located North 21° 55' West 612 feet
 distant from the section corner com-
 mon to Sections 28, 29, 32 and 33,
 Township 10 South, Range 21 East,
 B. M., and is in the SE¼ of SE¼
 of Section 29, Township 10 South,
 Range 21 East, B. M.

That the lands to be irrigated un-
 der said application consist of 9,
 033 acres situated in the following
 legal subdivisions:

W½ NE¼, W½ SE¼, SE¼ SE¼
 Section 13, E½, E½NW¼ Section
 24; Twp. 11 South, Range 19 E.,
 B. M.

SE¼ SW¼, SE¼ Sec. 35,
 NE¼, NE¼NW¼, S¼NW¼, S½
 Section 36; Twp. 10 South, Range
 20 E., B. M.

N½, N½SE¼, Sec. 1, N½, SW¼,
 N½SE¼, SW¼ SE¼, Sec. 2, NE¼,
 S½NW¼, S½ Sec. 3, S½SW¼,
 SE¼ Sec. 4, E½NE¼, SE¼SW¼,
 SE¼ Sec. 8, All Secs. 9 & 10, NW¼
 NE¼, S½NE¼, NW¼, S½ Sec. 11,
 SW¼SW¼ Sec. 12, NW¼NW¼ Sec.
 13, N½NE¼, SW¼NE¼, NW¼,
 W½SW¼, NE¼SE¼ Sec. 14, All
 Secs. 15 & 16, NE¼, SE¼NW¼ Sec.
 17, NE¼, W½NW¼, SE¼NW¼, S½
 Sec. 19, NE¼, S½NW¼, S½ Sec. 20,
 NW¼NE¼, S½NE¼, W½, SW¼
 SE¼ Sec. 21, N½N½ Sec. 22, NW¼
 NE¼, NW¼NW¼, Sec. 28, N½N½
 Sec. 29, N½NE¼, Sec. 30, Twp. 11
 South, Range 20 E., B. M.

S½SW¼ Sec. 29, S½SW¼, NW¼
 SE¼, S½SE¼ Sec. 30, All Sec. 31,
 N½NE¼, SW¼NE¼, NW¼, S½ Sec.
 32, Twp. 10 South, Range 21 E., B. M.

N½NW¼ Sec. 6, Twp. 11 South,
 Range 21 E., B. M.

That any protests against the ap-
 proval of this application must be
 filed in the Department of Recla-
 mation within Forty (40) days from
 the date of this Notice; such protest
 shall state the name and address of
 the protestant and shall clearly set
 forth his objections to the approval
 of the said application.

Dated this 1st day of November,
 1939.

JAMES SPOFFORD,
 Commissioner of Reclamation
 Date of first publication: Nov. 7,
 Date of last publication: Nov. 21,
 1939.

Last date for protest: December
 11, 1939.

SERVICE of the foregoing, by
 copy, is hereby admitted this 2nd
 day of November, 1939.

**MILNER LOW LIFT
 IRRIGATION DISTRICT**

Applicant.

By **EDGAR W. MOORMAN,**
 President.

Pub. Times Nov. 7, 14, 21, 1939.

READ THE TIMES WANT ADS.

Idaho Evening Times

Nov. 7 -

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

and

**APPLICATION OF PER TO
BENEFICIAL USE**

Notice is hereby given that at 2:00 on the 9th day of March, 1940, at Bank & Trust Bldg., Twin Falls, County of Twin Falls, State of Idaho, before Harry Benoit, Notary Public, proof will be submitted of the completion of works for the diversion of 37 cubic feet per second of the waters of Snake River and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. 18919, heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Milner Low Lift Irrigation District, Murtaugh, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is 37 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes and the amount applied to beneficial use is 37 cubic feet per second.

4. The place where said water is used is 9033 acres in the following legal subdivisions:

W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24; Twp. 11 South, Range 19 E., B. M. SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 35, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 36; Twp. 10 South, Range 20 E. B. M. N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 1, N $\frac{1}{2}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 3, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 4, E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 8, All Sections 9 and 10, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 11, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, All Sections 15 and 16, NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 17, NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 19, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 28, N $\frac{1}{2}$ N $\frac{1}{2}$ Section 29, N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 30; Twp. 11 South, Range 20 E., B. M.

S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 30, All Section 31, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 32, Township 10 South, Range 21 E., B. M.

N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 6, Twp. 11 South, Range 21 East, B. M.

5. The date of priority which said user is prepared to establish is October 25, 1939.

JAMES SPOFFORD,

Commissioner of Reclamation.

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