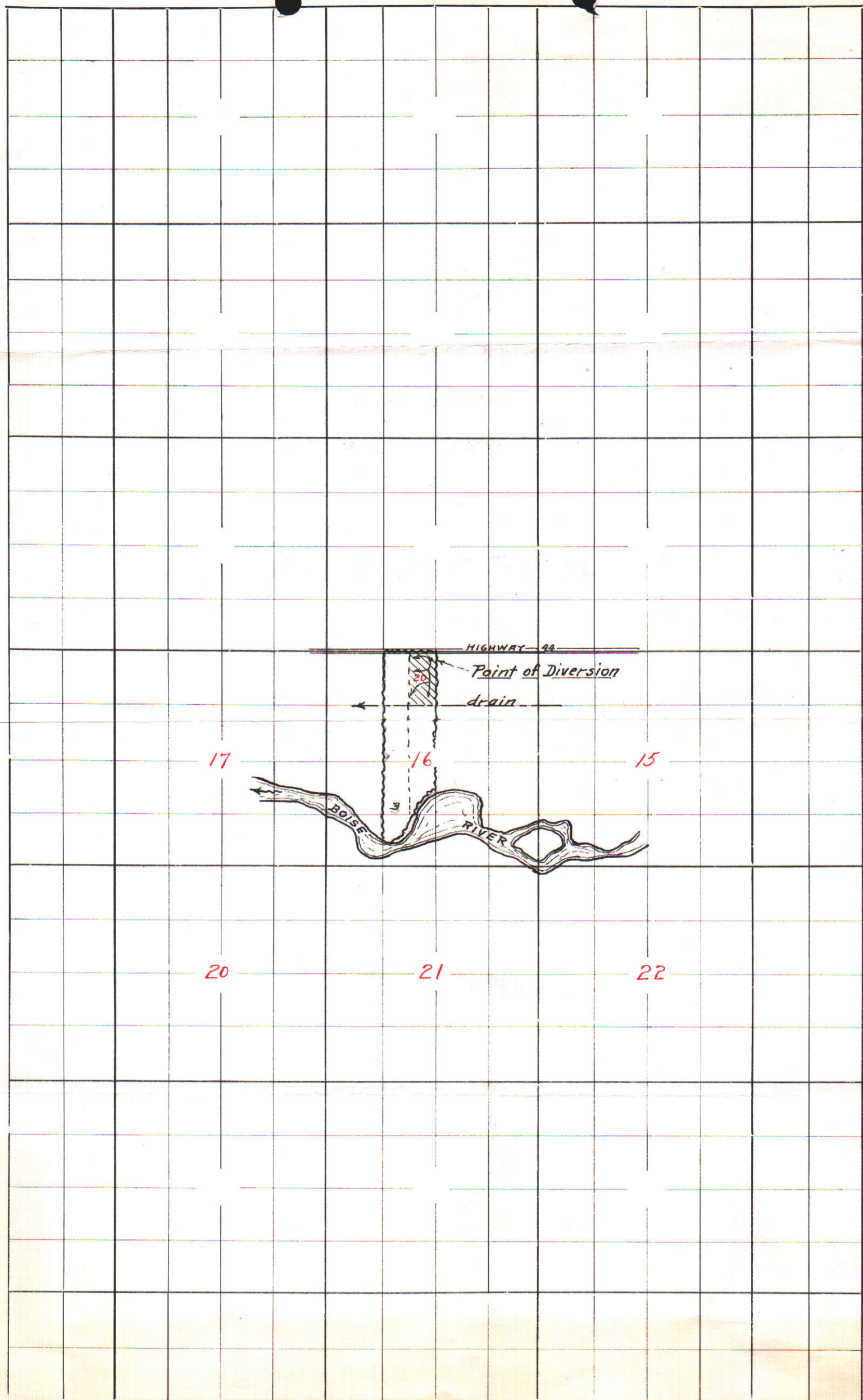




STATE OF IDAHO, }
COUNTY OF ADA } ss.

Benealy Dodson being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Sunday Statesman, a weekly newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Sunday Statesman for

4 consecutive insertions, beginning with the issue of Sept. 1, 1946, and ending with the issue of Sept. 22, 1946.

Benealy Dodson

Subscribed and sworn to before me this 7th day of

October, 1946

Paul Yenne
Notary Public for Idaho, Residing at Boise, Idaho.

Notice of Proof Application of Water to Beneficial Use

Notice is hereby given that at 10:00 a. m. on the 28th day of September, 1946, at Star, County of Ada, State of Idaho, before Mrs. Harry Talbot, Justice of the Peace, proof will be submitted of the application to beneficial use of 1.5 cubic feet per second of the waters of an artesian well in accordance with the terms and conditions of Permit No. 19898 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Frank McGrath, Star, Idaho.

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

The amount applied to beneficial use is 1.5 cubic feet per second.

The place where said water is used: E 1/2 NW 1/4 and Lot 3, Section 16, Twp. 4 North, Range 1 West, E. M.

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

The right to take water from such works is based upon permit number 19898.

The source of supply from which such water is diverted is an artesian well.

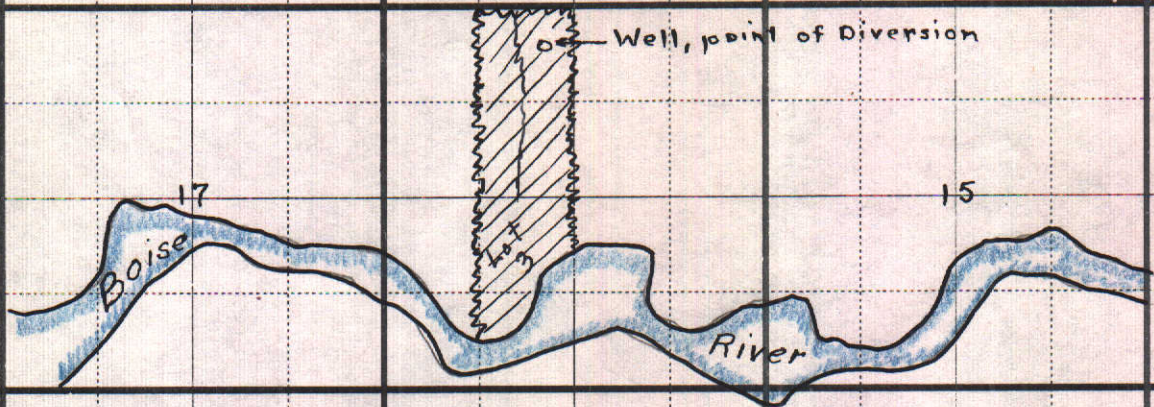
The date of priority which said user is prepared to establish is August 2, 1946.

19898 MARK R. KULP,
State Reclamation Engineer.
Sept 1-8-15-22



19898

TOWNSHIP - 4 NORTH
RANGE - 1 West



Permit Map No. 19898
As Approved
AUG 9 1946
MARK R. KULP
State Reclamation Engineer

19898

State of Idaho
License and Certificate of Water Right

Water License No. 19898

Amount 0.4 second foot

Water District No.

Priority August 2, 1946

THIS IS TO CERTIFY that FRANK McGRATH
of Route 1, Eagle, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated August 2, 1946; that Permit No. 19898
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.5 second feet, was issued thereunder on August 29, 1946, showing that said works
were completed on the 25th day of August, 1946; and that on the 22th
day of September, 1946,

FRANK McGRATH

of Eagle, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of an artesian
well, a tributary of, for the purpose of irrigation and domestic
use, under Use Permit No. 19898 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
7 of Licenses at page 4318, on the 14th day of January, 1947.

The right hereby confirmed dates from August 2, 1946.

The Point of Diversion is located
in the 1/4 NW 1/4, Sec. 16, Tp. 4 N., R. 1 W., B. M. Ada 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 0.4 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N.	1 W.	16	NE 1/4 NE 1/4	20	20
			SE 1/4 NW 1/4	20	-
			Lot 3	20	-
Total number of acres actually irrigated					20

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
14th day of January, 1947.

MARK R. KYLE
State Reclamation Engineer

(SEAL)

63-2039

N^o 19898
63-2639

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

Application No. 27449
Permit No. 19898
District No.

1. Name of Applicant: FRANK McGRATH

Postoffice address: Star Eagle, N.H.

County: Ada

State: Idaho

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bonds to be issued:
- (d) Other resources:

2. Quantity of water claimed: 1.5 cubic feet per second.

3. Source of water supply: Artesian well which is a tributary of

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B.M., and is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$

of Section 16 , T. 4 N. , R. 1 W. , B.M., County of Ada

5. Water is to be used for Irrigation and domestic purposes

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

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the

of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 1,300.00

8. Kind of works: Ditch and pipe

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

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

11. Ditch: Width at bottom 2 $\frac{1}{2}$ feet; width at water line 3 feet; depth of water 2 $\frac{1}{2}$ feet;

dimensions of flume:

Diameter of pipe 6 inches; length of conduit Ditch- 1/2 mile Pipe- 130 feet miles.

Average grade per mile feet.

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

13. The time required for the complete application of the water to the proposed use is No additional years.

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

14-A. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

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.

FRANK McGRATH *Applicant.*

By

Agent.

Date of first receipt at Department of Reclamation: 11:55 A. M. August 2, 1946

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 19898

Recorded in Book 71

Page 19898

Approved August 9, 1946

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

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

Work to begin on or before October 9, 1946

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

The whole of said work to be completed on or before November 9, 1946

Beneficial use of water appropriated in accordance herewith, to be made on or before November 9, 1946

Witness my hand this 9th day of August, 1946

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ARNOLD WILLIAMS

, Governor of the State of Idaho,

and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 9th.....

day of August 1946

STATE OF IDAHO

Countersigned:

(SEAL)

By.....IRA H. MASTERS

Secretary of State.

By ARNOLD WILLIAMS

Governor.

Remarks: This well is completed and the water is in use for supplemental water for irrigation and domestic use.

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4 N.	1 W.	16					20		20	Lot 3 20								60	
14-A: Existing water rights and/or valid permits appurtenant to the lands to be irrigated are-- 50 inches in Pioneer Irrigation Ditch Co.																			
			PERMIT NO. 19898 Certificate of Completion of Works																
To All Whom it May Concern:																			
This is to certify that FRANK McGRATH, of Star, County of Ada, and State of Idaho, the holder of Permit No. 19898, issued upon Application No. 27449, bearing date of priority of August 2, 1946, authorizing the diversion of 1.5 second feet of the waters of an artesian well (subterranean), County of Ada, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.5 second feet of the waters of said artesian well; that the point of diversion of said waters is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 16, Twp. 4 North, Range 1 West, B.M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Lot 3, Twp. 4 North, Range 1 West, B.M.																			
Witness my hand this 29th day of August, A. D. 1946.																			
Proof of completion of works received August 26, 1946 Certificate of completion of works issued August 29, 1946			MARK R. KULP State Reclamation Engineer																
LICENSE ISSUED FOR 0.4 SEC. 16 P. 4318																			

WATER RIGHT NUMBER 63-2639 ✓

OWNER LAST NAME - MC GRATH

FIRST NAME - FRANK

ORIG OWNER -

ADDRESS LINE 1 - RT. 1

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - EAGLE

STATE - ID ZIP CODE - 83616

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 08-02-1946 COUNTY - ADA

TOTAL DIV. RATE - .4000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NENW 16 04N 01W LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

.4000 CFS

USE DIV. VOLUME -

.00 AFA

FROM - TO -

USE - DOMESTIC

USE DIV. RATE -

.0000 -CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 04N RNG 01W SEC 16 TRACT NENW LOT AC 20

DECREE NAME -

DATE -

TOTAL ACRES 20

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLC NO. - 19898

VERIFIED JDC

PROOF MADE - FLD EXAM - CONC. OF APPROVAL -

DIVERSION MEANS -

WATER RIGHT NUMBER 63-2639

WATER RIGHTS EDIT REPORT

08/23/79

PAGE 129

ACT
ION

N OWNER LAST NAME - MC GRATH
N ADDRESS LINE 1 - RT. 1

FIRST NAME - FRANK

CITY - EAGLE

STATE - ID

N SOURCE - GROUNDWATER

N STAGE - LICENSE

PRIORITY - 08-02-1946 COUNTY - ADA

TOTAL DIV. RATE -

.4000CFS

N DIVERSION POINT - NENW 16 04N 01W

USE - IRRIGATION

USE DIV. RATE - .4000CFS

N USE - IRRIGATION

PLACE OF USE - TWN 04N RNG 01W SEC 16 TRACT NENW

AC 20

OLD NO. - 19898

IDENT. NO. 63-2639

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

WATER RIGHT
DATA ENTRY LOG[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 19898 / 103-21039
 Old No. New No.

Record

1. Original Owner: Frank Mc Gough

Present Owner: _____

2. Address: Rt. 1

3. City: Eagle State: 22 Zip: _____

4. A. Source of Water: GW

B. Tributary of: _____

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

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

C. Priority Date: 8-2-1946

D. County: 01

E. Total Diversion Rate: 4

F. Total Diversion Volume: _____

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

H. Water District: _____

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

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

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NE NW</u>	<u>06</u>	<u>4N</u>	<u>1W</u>		

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

from _____ to _____ for A purposes. Amount 4
 (cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: ~~A~~

[illegible]

9. A. Decree Name:

B. Decree Date:

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

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

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: 19898

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

G. A. Robins

January 15, 1947

Re: Permit No. 19398

Mr. Frank McGrath
Route 1
Eagle, Idaho

Dear Mr. McGrath:

We enclose herewith License and Certificate of Water Right issued under the above numbered permit, confirming your right to the use of 0.4 second foot, or 20 inches, of water from an artesian well, diverted in the NE 1/4 NW 1/4 Section 16, Township 4 North, Range 1 West, B.M., with priority of August 2, 1946, for irrigation and domestic use on the NE 1/4 NW 1/4 Section 16, as above, Ada County.

We also enclose Departmental receipt No. 19763 for the \$2.00 fee paid by you in connection with this permit.

Very truly yours,

MARK A. KUIP
State Reclamation Engineer
By

Chief Clerk

A
Encl.

19895

✓
December 31, 1946

Re: Permit No. 19898

Mr. Frank McGrath
Route 1
Eagle, Idaho

Dear Mr. McGrath:

We now have the report of our Field Engineer on examination for beneficial use under the above numbered permit.

This report shows that you are irrigating 20 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 16, Township 4 North, Range 1 West, B.M., and upon receipt of the statutory fee of \$2.00 a license will be issued for 20 inches of water.

Your affidavit states that 60 acres will be irrigated, and if at a later date you irrigate this additional acreage, you may make a new proof of beneficial use, and receive a supplemental license for an additional amount of water.

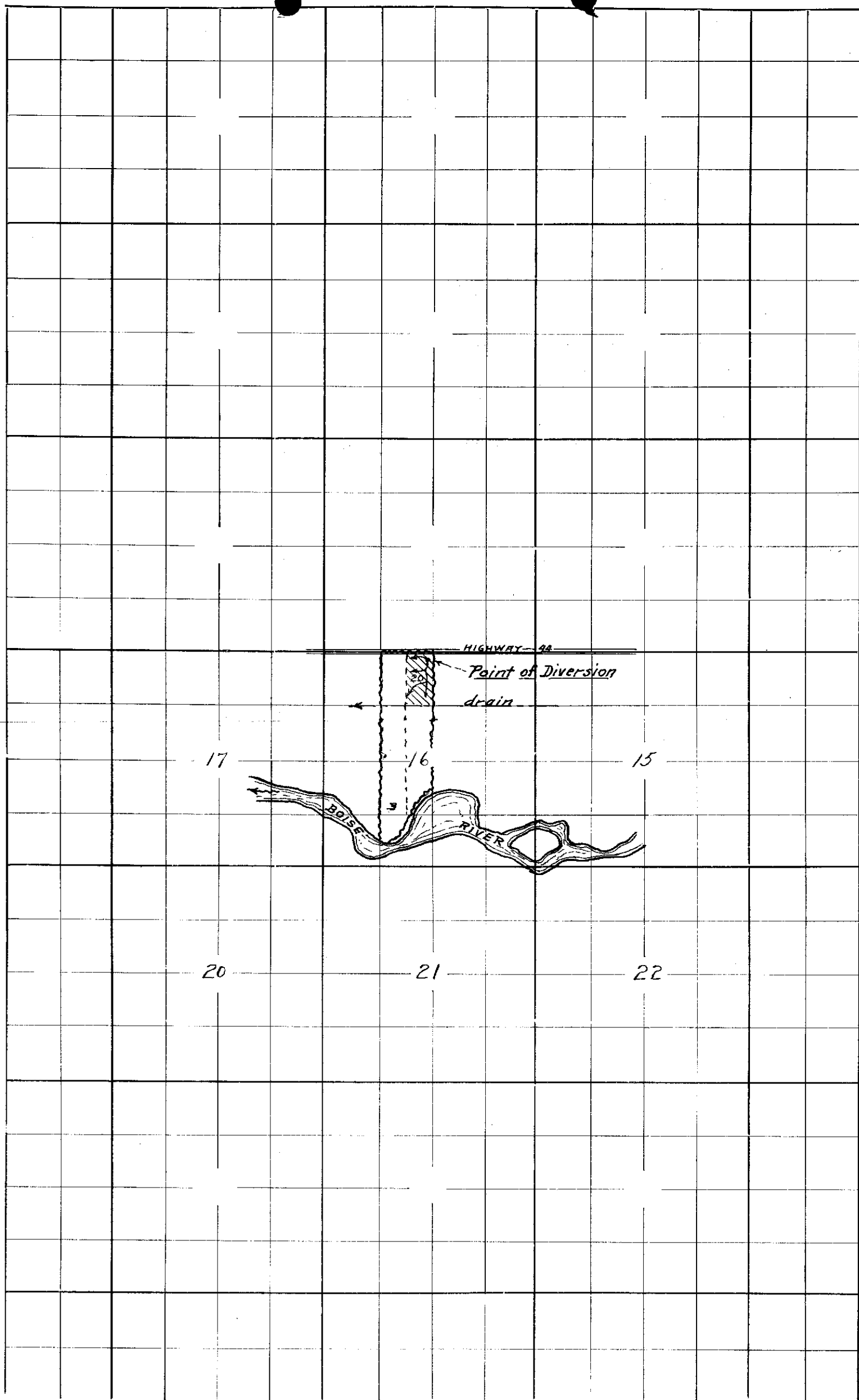
Very truly yours,

MARK E. KULP
State Reclamation Engineer
By

Chief Clerk

A

19898



Frank McGrath
Rt. 1, Eagle, Idaho

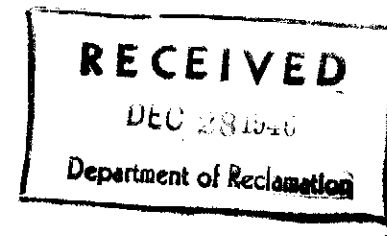
Permit No. 19898

Examination for Beneficial use

County Ada

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
 6. Give general characteristics of soils, topography, and crops raised.
-



October 19, 1946

Re: Permit No. 19898

Mr. Frank McGrath
Route 1
Eagle, Idaho

Dear Mr. McGrath:

We acknowledge receipt of corrected depositions,
and also the affidavit of publication in the
Idaho Statesman, in connection with beneficial
use proof under the above numbered permit.

Before final action can be taken in the matter, the
law requires that a field examination be made by an engi-
neer 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 Depart-
ment, will try to contact you at the time he makes the
examination, so that you may arrange to show him over
the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A

Chief Clerk

19898

Notice is hereby given that at 10:00 a. m. on the 24th day of September, 1946, at Boise, County of Ada, State of Idaho, before me, Harry H. Hight, Justice of the Peace, there will be submitted of the application to beneficial use of 1.5 cubic feet per second of the waters of an artesian well in accordance with the terms and conditions of Permit No. 19898 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Frank McGeehan, Star, Idaho.

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

The amount applied to beneficial use is 1.5 cubic feet per second.

The place where said water is used: E1/4 NW1/4 and Lot 3 Section 16, Twp. 4 North, Range 1 West, Br. M.

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

The right to take water from such works is based upon permit number 19898.

The source of supply from which such water is diverted is an artesian well.

The date of priority which said user is prepared to establish is August 2, 1946.

1946 Frank R. Kille, State Reclamation Engineer

STATE OF IDAHO,
COUNTY OF ADA } ss.

Benealy Dodson being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Sunday Statesman, a weekly newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Sunday Statesman for

4 consecutive insertions, beginning with the issue of Sept. 1, 1946, and ending with the issue of Sept. 22, 1946.

Benealy Dodson

Subscribed and sworn to before me this 7th day of October, 1946.

Paul Yenne
Notary Public for Idaho, Residing at Boise, Idaho.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 19898

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Frank Mc Grath Eagle Idaho Rt #1

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. _____

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

Ans. 19898 Aug 9, 1946

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

Ans. 1.5 Cubic feet per second NE 1/4 NW 1/4 Section 16 T. 4 N. R. 1 W. County Ada

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. Private Ditch Domestic use
1.5 cubic feet per second

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. For Meadow and Pasture land
60 acres to be irrigated 10 acres Meadow NE 1/4
N.W. 1/4 Section 16, T. 4 N. Range 1 West B. M. 50 acres
Pasture S.E. 1/4 N.W. 1/4 Lot 3 Section 16, T. 4 North Range
1 W. B. M.

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

Ans. For Domestic use For residence

19898

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

Ans. 1.5 cubic feet 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. Domestic use and irrigation year 1946

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

Ans. None other.

(Sign) Frank M. Grath

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 Star, County of Ada,

State of Idaho, on this 28 day of September, A. D. 1946

Matthew D. Talbot

My commission expires Jan 1 1947

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. _____

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. E. E. Ballard 62 yrs Star Farming
Star, Idaho.

Ques. 2. Are you acquainted with Frank Mc Grath, the holder of Permit No. 19898? How long have you known him and where does he reside?

Ans. 40 yrs. 1 mile ~~west~~ East of Star

Ques. 3. Have you read or heard read said Permit No. 19898, 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. Private ditch. Domestic use for house

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 1 $\frac{5}{10}$ cubic ft. Per second

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

Ans. of section 16 T 4 N. R. 1 W B.M. County of Ada
Meadow and Pasture

60 Acres to be irrigated 10 acres meadow N.E. $\frac{1}{4}$
N.W. $\frac{1}{4}$ Sections 16, T. 4 north range 1 west B.M.
50 Acres Pasture S.E. $\frac{1}{4}$ N.W. $\frac{1}{4}$ lot 3 Section 16,
T. 4, north range 1 W B.M.

19898

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

Ans. None

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

Ans. None

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

Ans. None

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

Ans. 1946. Domestic use and irrigation

(Signed)

E. E. Pollard

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 Star, County of Ada, State of Idaho, on this 28 day of September, A. D. 1946.

My commission expires

Mr. Harry or Ora Talbot
Jan 1 - 1947

Notary Public.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19898

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. Edw Young age 56 Farmer
Star Idaho

Ques. 2. Are you acquainted with Frank McGrath yes, the holder of Permit No. 19898? How long have you known him and where does he reside?

Ans. one mile East of Star Idaho
Have known Frank McGrath for 30 years

Ques. 3. Have you read or heard read said Permit No. 19898, 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. to Residence Domestic use Irrigation in Private
Ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 1.5 Cubic Feet Per Second

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

Ans. Domestic use and Irrigation Section 16 T-4 N. R. 1 W
D. M. Ada County Meadows Pasture
60 acres to be irrigated 10 acres meadow NE 1/4 NW 1/4 Section 16
T 4 North Range 1 west B M 50 acres Pasture SE 1/4 NW 1/4 Lot 3
Section 16 T-4 North Range 1 W. B. M.

19898

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

Ans. none

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

Ans. none

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

Ans. none

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

Ans. yes 1946, Domestic and irrigation

(Signed) Edw Young

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 Star, County of Ada,

State of Idaho, on this 28 day of September, A. D. 1946.

Mr Harry or Ora Talbot

Notary Public.

My commission expires Jan 1 1947

✓
October 2, 1946

Re: Permit No. 19898

Mr. Frank McGrath
Route 1
Eagle, Idaho

Dear Mr. McGrath:

We have received from Mrs. Harry Talbot, Justice of the Peace, the depositions of yourself and two witnesses in proof of beneficial use under the above numbered permit.

However, Question 6 in these depositions asks for the legal description, by subdivision, of the land on which this water has been beneficially used.

We are, therefore, returning the depositions to Mrs. Talbot, for this correction, and will ask that you kindly call at her office and have this taken care of.

The affidavit of publication should also be filed with these depositions, as that is a necessary part of the proof. If the Statesman has not sent this to you, we suggest that you contact them and obtain same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encl.
CC to Mrs. Harry Talbot

19898

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,

September 18, 1946

Re: Permit No. 19898
Frank McGrath

Mrs. Harry Talbot,
Justice of the Peace
Star, Idaho

DEAR ~~SIR~~ Madam:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 19898

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 September 28, 1946, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Star, Idaho before Mrs. Harry Talbot, Justice of the Peace

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,

MARK R. KULP

~~Commissioner of Reclamation~~
State Reclamation Engineer

19898

THE STATESMAN PRINTING COMPANY

Publisher of
THE IDAHO DAILY STATESMAN • THE IDAHO EVENING STATESMAN
THE IDAHO SUNDAY STATESMAN

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Member Audit Bureau of Circulations



ESTABLISHED 1864

BOISE, IDAHO

September 3, 1946

19898
Mr. Mark R. Kulp
Department of Reclamation
Boise, Idaho

Dear Mr. Kulp:

This is to acknowledge receipt of your letter and copy dated August 29. We are enclosing copy of the first insertion of the notice.

Yours very truly

STATESMAN PRINTING COMPANY

Zelda M. Couhs

Advertising Department



19898

August 30, 1946

Re: Permit No. 19898

Mr. Frank McGrath
Star, Idaho

Dear Mr. McGrath:

We enclose Certificate of Completion of Works issued under the above numbered permit to appropriate 1.5 second feet of water from an artesian well, on the NE 1/4 NW 1/4 Section 16, Twp. 4 North, Range 1 West, B.M., Ada County, for irrigation and domestic purposes; also Departmental Receipt # 19609 for the \$5.00 fee in connection with this proof.

We have sent to the Idaho Statesmen a copy of notice of beneficial use proof to be made under this permit on September 20, 1946, with instructions to publish same once a week for four consecutive weeks, commencing with September 1st issue-- and to send you the affidavit of publication, together with statement of costs.

About ten days prior to the date set for proof, we shall send to Mrs. Harry Talbot, Justice of the Peace, at Star, the necessary forms of deposition, consisting of one for yourself as holder and one for each of two witnesses.

At the time set you should appear at Mrs. Talbot's office, together with two disinterested witnesses, who are familiar with the terms of your permit, and the work constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encls.

19898

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Date: August 29, 1946

Re: Permit No. 19898

Idaho Statesman

Boise, Idaho

Gentlemen:

Enclosed you will find notice for publication
once a week for four consecutive weeks prior to September 28,
commencing with your Sept. 1st issue,
1946 the date set for proof/ the expense of the
publication to be paid by the applicant, Frank McGrath
of Star, Idaho, to whom
you should furnish affidavit of publication on or prior to
the date set for proof.

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

Very truly yours,

MARK R. KULP

State Reclamation Engineer

By

Chief Clerk

19898

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

Notice is hereby given that at 10:00 A. M. on the 28th day of September, 1946,
at Star, County of Ada, State of Idaho, before
Mrs. Harry Talbot, Justice of the Peace, proof will be submitted of the
application to beneficial use of 1.5 cubic feet per second of the waters of an artesian
well in accordance with the terms and conditions of Permit No. 19898
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
Frank McGrath, Star, Idaho

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

The amount applied to beneficial use is 1.5 cubic feet per second

The place where said water is used ~~(if for irrigation, give full and accurate description of the~~
~~lands irrigated)~~ E $\frac{1}{2}$ NW $\frac{1}{4}$ and Lot 3 Section 16, Twp. 4 North, Range 1 West, B.M.

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

The right to take water from such works is based upon Permit No. 19898

The source of supply from which such water is diverted is an artesian well

The date of priority which said user is prepared to establish is August 2, 1946

Mark A. Kulp

State Reclamation Engineer.

14898

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Aug. 26, 1926

(P. O.) Boise, Idaho

STATE RECLAMATION ENGINEER :
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 Statesman of Boise, Idaho, published in
the county in which the works are situated.

Frank M. Greath

(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.

19898

Permit No. 19898

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO }
County of Ada } ss.

Frank McGrath, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 19898, and that his postoffice address is Star State of Idaho

Second: That the name of the stream from which said water is to be directed is An artesian well

Third: That the point of diversion of said water is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 16, Twp. 4 N., Range 1 W., B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by November 9, 1946, 19

Fifth: That the use for which said water is intended is irrigation and domestic purposes

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

I. Kind of works: Well, ditch and pipe
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

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

(d) Conduit Ditch width at bottom 2 $\frac{1}{2}$ feet, width at water line 3 feet, depth of water 2 $\frac{1}{2}$ feet; diameter of pipe 6 inches, average grade per mile is feet. Length of conduit is Ditch 1/2 miles. 130 ft.

Seventh: That said works are capable of conducting to the place of intended use 1.5 second feet of water.

Eighth: That water appropriated under said permit is available for 60 acres of land described as follows: E $\frac{1}{2}$ NW $\frac{1}{4}$ and Lot 3 Section 16, Twp. 4 N., Range 1 W., B.M.

Ninth: Remarks: That

Frank M. McGrath
(Sign here)

Subscribed and sworn to before me this 26 day of Aug, 1946

My commission expires Feb. 1947

George R. Jones
Notary Public
19898

August 20, 1946

Re: Permit No. 19898

Mr. Frank McGrath
Star, Idaho

Dear Mr. McGrath:

We enclose herewith the above numbered permit, and call attention to the limitations and conditions of same, as given on the fourth page.

Since your application stated that only three months would be required within which to complete the works and make the proofs required by statute to complete the water right, we have set November 2, 1946, as the date on or before which these proofs must be made.

The first, or completion of works proof, is made by executing Form 6 enclosed before a Notary Public, and returning to this Department, with the statutory fee of \$5.00, upon receipt and approval of which a Certificate of completion of works will be issued.

Notice of proof of beneficial use is required by law to be published once a week for four consecutive weeks in the county where the water is diverted. This notice should be made out in duplicate on Form 10 enclosed, naming the time and place- which time should be sufficiently far ahead to allow for the four weeks' publication, and naming the Notary Public, or other officer authorized by law to administer oaths, before whom the proof will be made.

Both copies of the notice are to be returned to this Department, together with Form 11, which is your authorization for us to have the notice published at your expense, in the newspaper you designate. We shall then send a copy of the notice to the newspaper, with instructions in regard to publishing same.

Very truly yours,

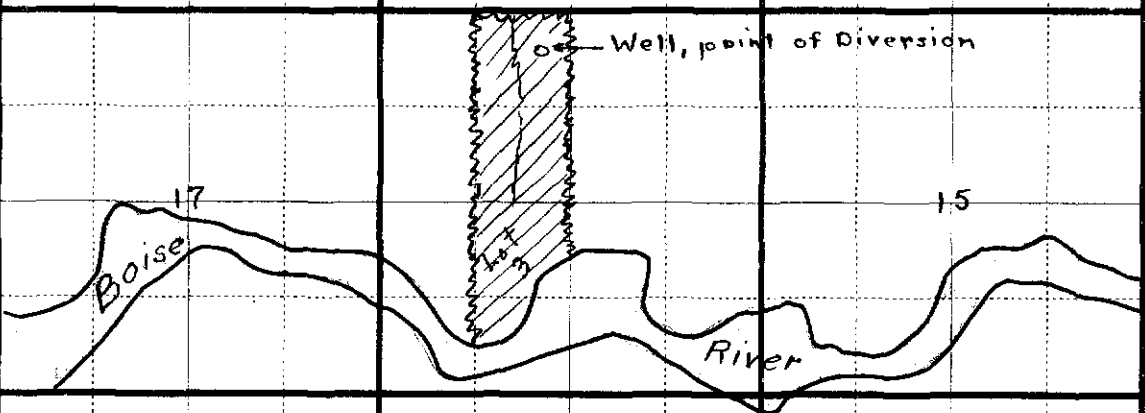
MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encls.

19898

TOWNSHIP - 4 NORTH
RANGE - 1 West



Survey Map No. 12898
AUG 9 1946

19898

Beneficial Use

Notice is hereby given that at 10:00 a. m. on the 28th day of September, 1946, at Star, County of Ada, State of Idaho, before Mrs. Harry T. Justice of the Peace, proof will be submitted of the application to beneficial use of 1.5 cubic feet per second of the waters of an artesian well in accordance with the terms and conditions of Permit No. 19898 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Frank McGrath, Star, Idaho.

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

The amount applied to beneficial use is 1.5 cubic feet per second.

The place where said water is used: E $\frac{1}{2}$ NW $\frac{1}{4}$ and Lot 3 Section 16, Twp. 4 North Range 1 West, B. M.

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

The right to take water from such works is based upon permit number 19898.

The source of supply from which such water is diverted is an artesian well.

The date of priority which said user is prepared to establish is August 2, 1946.

MARK R. KULP,

State Reclamation Engineer.

Sept 1-8-15-22