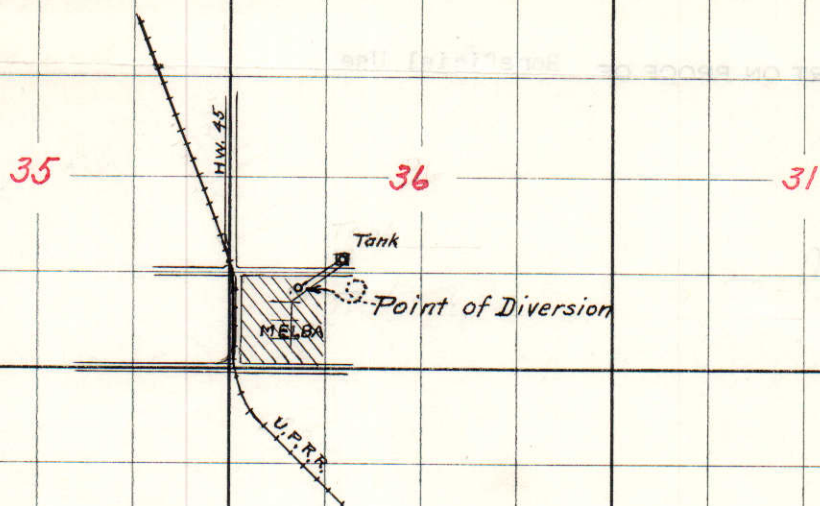


STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE
REPORT OF ENGINEER
PERMIT NO. 19400





AFFIDAVIT OF PUBLICATION

State of Idaho,
County of Canyon, ss.

BLANCHE L. MECHAM, of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. I am the PRINCIPAL CLERK of the Idaho Free Press, a daily newspaper published in the City of Nampa in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and 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 hereto attached.

3. That Saturday of each week has been designated as the particular day of the week on which legal notices required by law or by order of any Court of competent jurisdiction within the State to be published weekly, will be published in said Idaho Free Press in compliance with the provisions of Section 58-108 I. C. A. 1932, as added thereto by Chapter 154, 1933 Session Laws of Idaho, and the Publisher of this newspaper in conformity with the provisions of said law, does, at the head of the Editorial Column of said paper, and in each issue thereof, announce Saturday of each week as the day of the week on which legal notices required by law or by order of any Court of competent jurisdiction to be published weekly, will be published.

4. That the notice, of which the annexed is a printed copy was printed in said Saturday issue of said Idaho Free Press for a period of FOUR successive weeks in the regular and entire issue of each Saturday publication of said paper during the period and time of publication and was printed in the newspaper proper and not in a supplement.

5. That said notice was published in each and every Saturday issue, beginning with the issue of MAY 15, 1943, and ending with the issue of JUNE 5, 1943.

Blanche L. Mecham

Subscribed and sworn to before me this 5TH day
of JUNE, 1943.

W. B. Bell

Notary Public for Idaho,
Residing at Nampa, Idaho.

MY COMMISSION EXPIRES APRIL 26, 1945.

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

Notice is hereby given that at 11:00 a. m. on the 26th day of June, 1943, at Melba, County of Canyon, State of Idaho, before John P. Gray, Notary Public, proof will be submitted of the application to beneficial use of 0.3 cubic feet per second of the waters of subterranean (well) in accordance with the terms and conditions of Permit No. 19400 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit is Village of Melba, Idaho.

The use to which said water has been applied is Domestic supply for Village of Melba, Idaho.

The amount applied to beneficial use is 0.3 cubic feet per second.

The place where said water is used Village of Melba, Idaho.

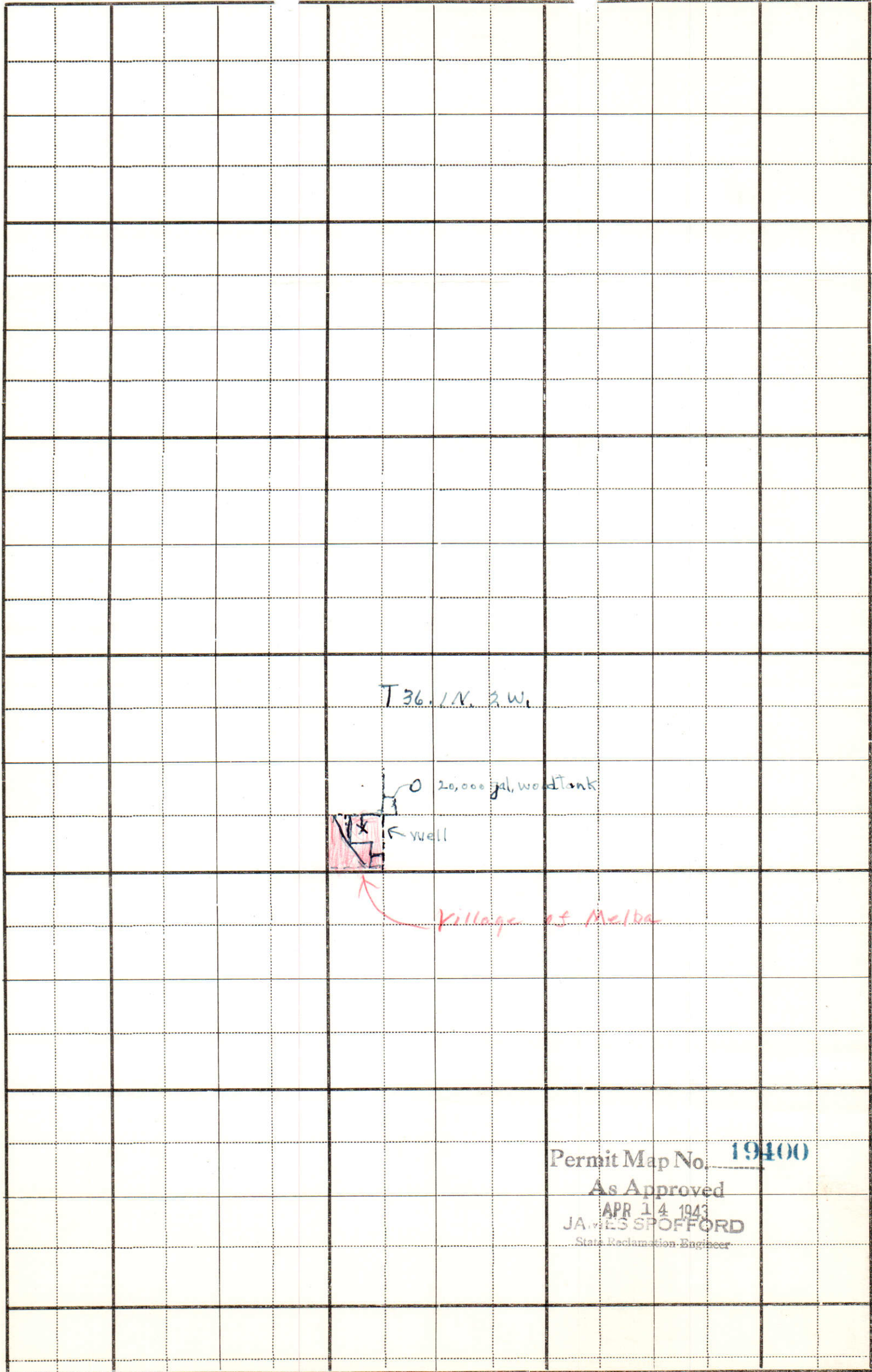
The right to take water from such works is based upon Permit No. 19400.

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

The date of priority which said user is prepared to establish is April 13, 1943.

JAMES SPOFFORD,
State Reclamation Engineer.
May 15-22-29-June 5 19400

19400



State of Idaho

License and Certificate of Water Right

Water License No. 19400

Amount 0.3 second foot

Water District No.

Priority April 13, 1943

THIS IS TO CERTIFY that VILLAGE OF MELBA
 of Melba, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated April 13, 1943; that Permit No. 19400
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 0.3 second feet, was issued thereunder on May 12, 1943, showing that said works
 were completed on the 10th day of May, 1943; and that on the 26th
 day of June, 1943,

VILLAGE OF MELBA

of Melba, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a well
 (subterranean), a tributary of, for the purpose of domestic supply for
 village of Melba, under Use Permit No. 19400 of the State Reclamation Engineer
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
 hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7
 of Licenses, at page 4207, on the 15th day of March, 1944;

The right hereby confirmed dates from April 13, 1943;

The Point of Diversion is located 1420 ft. from S W corner Sec. 36, Twp. 1 N., Range 2 W.
 in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 36, Twp. 1 N., R. 2 W., B. M. Canyon 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 0.3
 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
Point of use of water is Village of Melba, Idaho, in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36, Township 1 North, Range 2 West, 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
 Commissioner of Reclamation, affixed at Boise, Idaho,
 this 15th day of March, 1944

JAMES SPOFFORD

Commissioner of Reclamation
 State Reclamation Engineer

(SEAL)

No. 19400
63-2603

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

Ross J. Pettijohn, Village Clerk
Melba, Idaho

Application No. 26896
Permit No. 19400
District No.

1. Name of Applicant: VILLAGE OF MELBA

Postoffice address: Melba County: Canyon State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation: August 30, 1935, Caldwell, Idaho
(b) Amount of capital stock: None
(c) Amount paid in:
(d) Names and addresses of ~~directors~~ Trustees: E. J. Clarkson, Chairman; Roy Matson, Treas.;
E. L. Webb, Carl Buzzell, W. M. Selby

II. The financial resources of the applicant are:

- (a) Cash on hand: \$964.50
(b) Treasury stock: None
(c) Bonds to be issued: None
(d) Other resources: Water system in operation

2. Quantity of water claimed: Three tenths (0.3) cubic feet per second.

3. Source of water supply: Subterranean which is a tributary of

4. Location of ~~point of diversion~~ well- 1420 feet distant from the S W
corner of Section 36, T. 1 N., R. 2 W., B. M., and is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$
of Section 36, T. 1 N., R. 2 W., B. M., County of Canyon

5. Water is to be used for Domestic supply for Village of Melba

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 SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 36, T. 1 N., R. 2 W., 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: \$14,000.00

8. Kind of works: Drilled well and pipe line

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 _____ feet; width at water line _____ feet; depth of water _____ feet;
dimensions of flume:

Diameter of pipe 6" - 4" and 2" inches; length of conduit 1 $\frac{1}{4}$ miles.

Average grade per mile _____ feet.

12. The time required for the completion of such work is Six months years (work completed and in operation

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.

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.

VILLAGE OF MELBA, IDAHO *Applicant.*

By Ross J. Pettijohn *Agent.*

Date of first receipt at Department of Reclamation: 9:00 A. M. April 13, 1943

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 19400
Recorded in Book 70 Page 19400 Approved April 14, 1943
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 Now completed 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 Now completed
The whole of said work to be completed on or before October 14, 1943
Beneficial use of water appropriated in accordance herewith, to be made on or before October 14, 1943

Witness my hand this 14th day of April, 1943 JAMES SPOFFORD
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. BOTTOLESEN, 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 caused the Great Seal of the State of Idaho to be hereunto affixed, this 14th
day of April, 19 43. STATE OF IDAHO
Countersigned:

(SEAL) By GEO. H. CURTIS *Secretary of State.* By G. A. BOTTOLESEN *Governor*

Remarks: This is simply an application for permit to file on water for domestic purposes from the well owned and operated by the Village of Melba, Idaho. This water is pumped, not artesian. This is to protect the City water supply against any possibility of "Prior Rights".

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 $\frac{1}{4}$	
			PERMIT NO. 19400 Certificate of Completion of Works.																
			To All Whom it May Concern:																
			This is to certify that VILLAGE OF MELBA, of Melba, County of Canyon, and State of Idaho, the holder of P. No. 19400, issued upon Application No. 26896, bearing date of priority of April 13, 1943, authorizing the diversion of Three-tenths (0.3) second foot of the waters of a well (subterranean), County of Canton, State of Idaho, for domestic supply for Village of Melba, has fully complied with the provisions of the laws of the State of Idaho relating to proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for conveying to the place of intended use Three-tenths (0.3) second foot of the waters of said well (subterranean) that the point of diversion of said waters is located 1420 feet distant from the Southwest corner of Section 36, Township 1 North, Range 2 West, B. M., and is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 36, Township 1 North, Range 2 West, B. M.; and the point of use of said water is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 36, Township 1 North, Range 2 West, B. M.																
			Witness my hand this 12th day of May, A. D. 1943.																
			Proof of completion of works made May 10, 1943 Certificate of Completion of Works issued May 12, 1943																
			JAMES SPOFFORD State Reclamation Engineer																
			LICENCE ISSUED FOR 0.3 SEC. FT. P. 4207																

WATER RIGHT NUMBER 63-2603

OWNER LAST NAME - VILLAGE OF MELBA

FIRST NAME - ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - MELBA

STATE - ID ZIP CODE - 83641

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 04-13-1943 COUNTY - CANYON

TOTAL DIV. RATE - .3000 -CFS

TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWSW 36 01N 02W 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 - DOMESTIC

USE DIV. RATE -

.3000 CFS USE DIV. VOLUME -

.00 AFA

USE - DOMESTIC

PLACE OF USE - TWN 01N RNG 02W SEC 36 TRACT SWSW LOT AC

DATE -

TOTAL ACRES 0

DECREE NAME -

REMARKS - P/U WITHIN CITY LIMITS OF VILLAGE OF MELBA.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 19400

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED JDC

WATER RIGHT NUMBER 63-2603

WATER RIGHTS EDIT REPORT

08/23/79

PAGE 87

ACT
ION

N OWNER LAST NAME - VILLAGE OF MELBA

N CITY - MELBA STATE - ID

N SOURCE - GROUNDWATER

N STAGE - LICENSE PRIORITY - 04-13-1943 COUNTY - CANYON

N DIVERSION POINT - SWSW 36 01N 02W TOTAL DIV. RATE - .3000CFS

N USE - DOMESTIC USE DIV. RATE - .3000CFS

N REMARKS - P/U WITHIN CITY LIMITS OF VILLAGE OF MELBA.

OLD NO. - 19400

3/79

IDENT. NO. 63-2603

ID 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. 19400 163-2603
Old No. New No.

Record

1. Original Owner: Village of Melba

Present Owner: _____

2. Address:

3. City: Melba State: 10 Zip: _____4. A. Source of Water: fw

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: 4-13-1943D. County: 27E. Total Diversion Rate: .3

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>SWSW</u>	<u>36</u>	<u>1N</u>	<u>2W</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

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

from _____	to _____	for <u>0</u> purposes.	Amount <u>.3</u> (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 _____

See Remarks

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. *PH within city limits of Village of Milba.*
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: 19400

F. Proof Made (P or blank):

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

H. Conditions of Approval:

14. Diversion Means (brief narrative):

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

Notice is hereby given that at 11:00 a. m. on the 26th day of June, 1943, at Melba, County of Canyon, State of Idaho, before John P. Gray, Notary Public, proof will be submitted of the application to beneficial use of 0.3 cubic feet per second of the waters of subterranean (well) in accordance with the terms and conditions of Permit No. 19400 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit is Village of Melba, Idaho.

The use to which said water has been applied is Domestic supply for Village of Melba, Idaho.

The amount applied to beneficial use is 0.3 cubic feet per second.

The place where said water is used is Village of Melba, Idaho.

The right to take water from such works is based upon Permit No. 19400.

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

The date of priority which said user is prepared to establish is April 13, 1943.

19400
JAMES SPOFFORD,

State Reclamation Engineer.

May 15-22-29-June 5

May 15
NOTICE OF TIME APPOINTED FOR

✓
March 15, 1944

Re: Permit No. 19400

Mr. Ross J. Pettyjohn
Village Clerk
Melba, Idaho

Dear Mr. Pettyjohn:

We enclose herewith License and Certificate of
Water Right issued under the above numbered permit,
confirming the right of the Village of Melba to
use Three-tenths (0.3) of a second foot of subter-
ranean water from a well in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36,
Township 1 North, Range 2 West, B.M., with priority
of April 13, 1943, for domestic supply for the village
of Melba.

We also enclose Departmental Receipt No. 18505 for
the \$5.00 fee in connection with beneficial use proof.

In reply to your reference to the amount of fees paid,
will say that \$5.00 was paid for the filing fee, \$5.00
for completion of works proof, and this \$5.00 is for
beneficial use proof, in connection with which our
engineer had to make a field examination and report.

This is all in accordance with Sections 41-202 and 41-215,
Idaho Code Annotated.

Very truly yours,

JAMES SPOFFORD
State Reclamation Engineer
By

Chief Clerk

A
Encls.

19400



C. A. BOTTOLFSSEN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

JAMES SPOFFORD, STATE RECLAMATION ENGINEER

BOISE

February 24, 1944

Re: Permit No. 19400

Mr. Ross J. Pettyjohn
Village Clerk
Melba, Idaho

Dear Mr. Pettyjohn:

We now have on file the report of our field engineer on examination for beneficial use under the above numbered permit in the name of the Village of Melba.

Therefore, upon receipt of the statutory fee of \$5.00, we will issue a license for Three-tenths (0.3) of a second foot of subterranean water, as applied for.

Very truly yours,

JAMES SPOFFORD
State Reclamation Engineer

By *Jeannie L. Anderson*
Chief Clerk

41-202-144
41-215-26

Here with check for \$5.00
Have paid fees of \$10.00 to present time.
We thought that was all.

Ross J. Pettyjohn
Clerk

19400

February 21, 1944

Re: Permit No. 19400

Mr. Ross J. Pettyjohn
Village Clerk
Melba, Idaho

Dear Mr. Pettyjohn:

We now have on file the report of our field engineer on examination for beneficial use under the above numbered permit in the name of the Village of Melba.

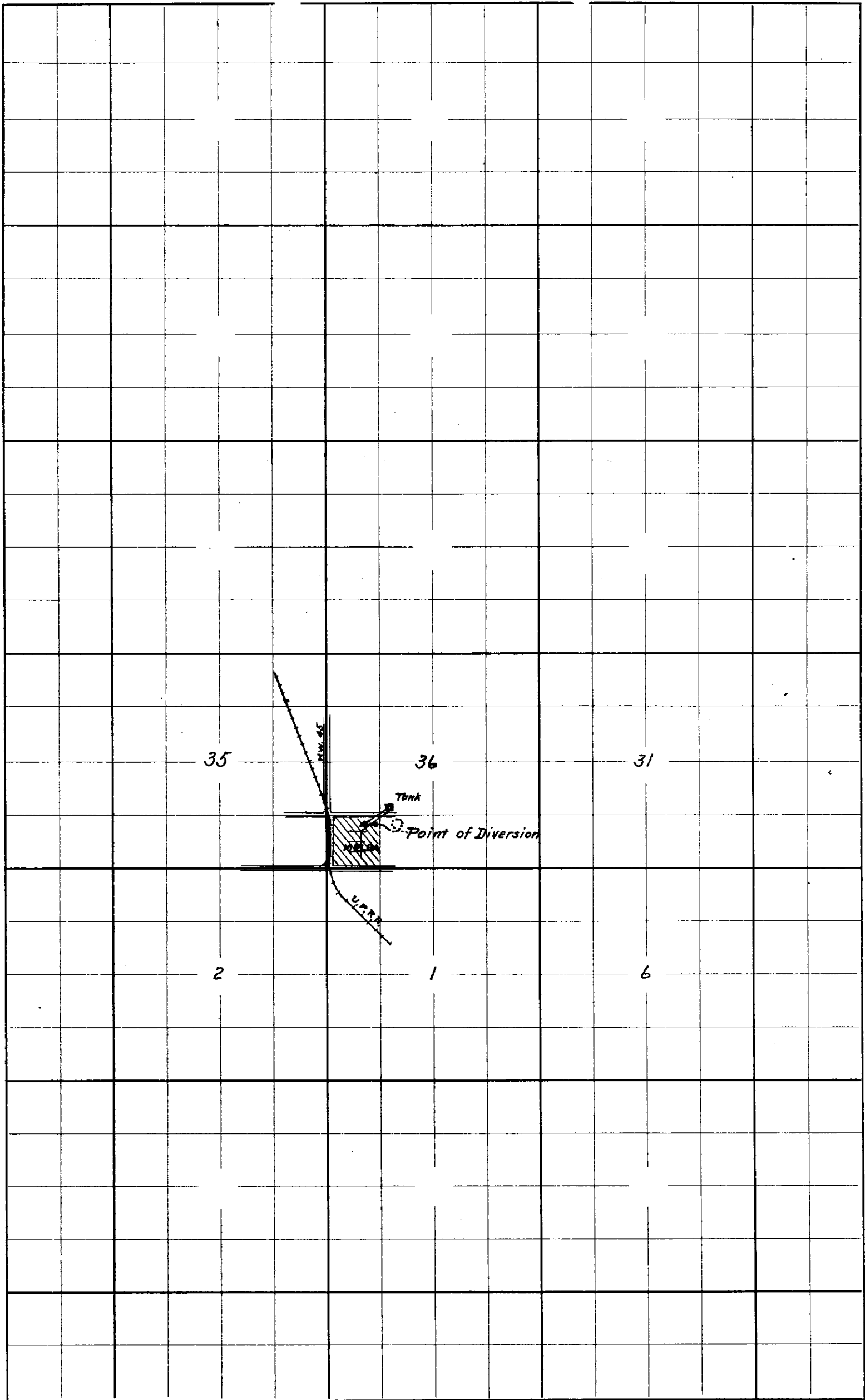
Therefore, upon receipt of the statutory fee of \$5.00, we will issue a license for Three-tenths (0.3) of a second foot of subterranean water, as applied for.

Very truly yours,

JAMES SPOTFORD
State Reclamation Engineer
By

Chief Clerk

19400



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

19400

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 19400

REPORT ON PROOF OF Beneficial Use

*B. H.
Mont.* { 0.3 c.f.s.
5" pipe

Village of Melba

Ross J. Pettyjohn, Village Clerk

Permit No. 19400

Examination for Beneficial Use

County Canyon

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. 19400

This proof is for Beneficial use

In Water District No.

1. Name of applicant Village of Melba
2. Source of water supply: Well (Subterranean)
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 36
T. 1 N. R. 2 W. County of Canyon
4. Describe works as they exist, giving dimensions and capacities of same: Diversion works include a drilled well 510ft. deep with 12" to 4" casing; A Fairbanks-Morse Pumping unit with 15 H.P. 50 cycle Motor. Plant delivers to a 14000 gallon, wood stave tank mounted upon a 75ft. tower; Thence a distribution system of approximately 40 blocks of wood-stave, pipe of diameters 6", 4", and 2" serves the village. The Installation has a capacity of approximately 1. Second Foot
5. Water is used for: Domestic supply for Village of Melba Yes
6. State whether or not water has been turned into works of diversion:
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):

(Submit map on attached plat, showing location and details of above description.

8. What large stream would the water here appropriated finally reach? Unknown

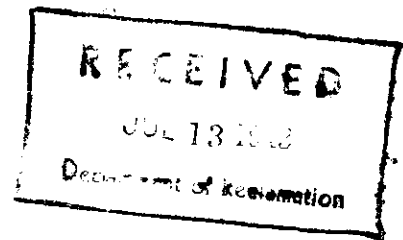
Remarks:

This examination was made on the 4th. day of August, 1943

(Signed)

Fred A. Tolman
Examiner.

19400



AFFIDAVIT OF PUBLICATION

State of Idaho,
County of Canyon, ss.

BLANCHE L. MECHAM, of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. I am the PRINCIPAL CLERK of the Idaho Free Press, a daily newspaper published in the City of Nampa in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and 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 hereto attached.

3. That Saturday of each week has been designated as the particular day of the week on which legal notices required by law or by order of any Court of competent jurisdiction within the State to be published weekly, will be published in said Idaho Free Press in compliance with the provisions of Section 58-108 I. C. A. 1932, as added thereto by Chapter 154, 1933 Session Laws of Idaho, and the Publisher of this newspaper in conformity with the provisions of said law, does, at the head of the Editorial Column of said paper, and in each issue thereof, announce Saturday of each week as the day of the week on which legal notices required by law or by order of any Court of competent jurisdiction to be published weekly, will be published.

4. That the notice, of which the annexed is a printed copy was printed in said Saturday issue of said Idaho Free Press for a period of FOUR successive weeks in the regular and entire issue of each Saturday publication of said paper during the period and time of publication and was printed in the newspaper proper and not in a supplement.

5. That said notice was published in each and every Saturday issue, beginning with the issue of MAY 15, 1943, and ending with the issue of JUNE 5, 1943.

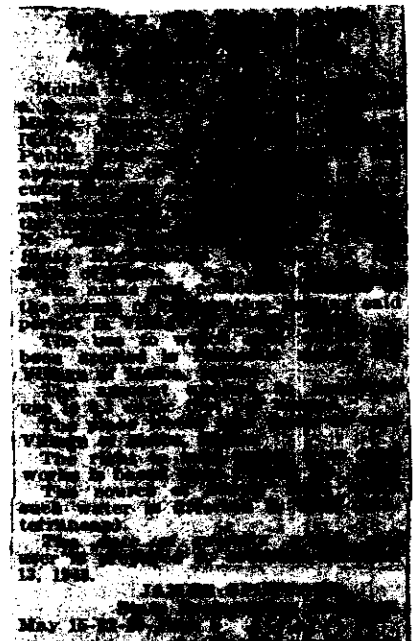
Blanche L. Mecham

Subscribed and sworn to before me this 5TH day
of JUNE, 1943.

[Signature]

Notary Public for Idaho,
Residing at Nampa, Idaho.

COMMISSION EXPIRES APRIL 26 1945.



194100

July 6, 1943

Re: Permit No. 19400
Village of Melba

Mr. Ross J. Pettyjohn
Village Clerk
Melba, Idaho

Dear Mr. Pettyjohn:

We acknowledge receipt of your deposition, as holder, and the depositions of two witnesses, in connection with beneficial use proof under the above numbered permit.

However, we have not received the affidavit of publication of the notice, which is necessary to complete these proofs. The Idaho Free Press was instructed to send this affidavit to you, when publication was completed, and if you have not yet received it, please get in touch with them, and furnish us with this affidavit.

Before final action is taken in the matter, it is required by statute 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 try and contact you at the time he makes the examination, so that arrangements may be made to show him over the grounds.

Very truly yours,

JAMES SPOFFORD
State Reclamation Engineer
By

A

Chief Clerk

19400

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 19400

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Ross V. Pettijohn, Farming.

Melba, 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. Village of Melba, Melba, Idaho, Village Clerk

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

Ans. #19400, April 13, 1943 - Approved April 14, 1943

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

Ans. Well (Subterranean)

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. Works consist of deep well, 15 h.p. rotary pump, pipe lines, storage tank, hydrants, etc. Convey 0.3 cu. ft. per second to residences.

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

Ans. Water is used for domestic household use. No irrigation.

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

Ans. Applied through pipe lines to residences

19400

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

Ans. 0.3 cu. ft. per second

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans.

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

Ans. Village water system has been in operation since April, 1938.

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

Ans. None

(Sign)

Ross J. Pettigrew

Village Clerk

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 Melba, County of Canyon, State of Idaho, on this 26 day of June, A. D. 1943.

John D. Hayes
Notary Public

My commission expires

May 3, 1945.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19400

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. Wm W. Selby 68 Service Station Mgr
Melba Ida

Ques. 2. Are you acquainted with Village of Melba, the holder of Permit No. 19400? How long have you known him and where does he reside?

Ans. Yes, Six years,
Melba Idaho

Ques. 3. Have you read or heard read said Permit No. 19400, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Subterranean Well, Pump
pipe lines, Storage tank

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. 0.3 cu 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. Water is used for domestic purposes

19400

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

Ans. *Water has been applied since April 1938 through pipe lines to residences. About 100 users.*

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. *No irrigation*

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

Ans. *No interest except as a domestic water user.*

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. *Have used water through the system for over five years*

(Signed)

Wm W. Selby

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 *Melba*, County of *Canyon*,

State of Idaho, on this day of *June 26th*, A. D. 19*43*.

John T. Gray
Notary Public.

My commission expires

May 3 - 1945.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 19400

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. L. Webb. age 37, Melba, Ida., Pharmacist.

Ques. 2. Are you acquainted with Village of Melba, the

holder of Permit No. 19400? How long have you known him and where does he reside?

Ans. I have lived here eight years.
IN Village of Melba, Idaho.

Ques. 3. Have you read or heard read said Permit No. 19400, 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. Subsidence Well, Pump
pipelines, storage tank

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. 0.3 cu 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. Used for domestic purposes
by residents of the Village of Melba

19400

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

Ans.

Applied through the Village Water System of pipelines.

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 irrigation.

Ans.

No irrigation

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

Ans.

No. Am property owner in Village

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.

Have used this water through this system for five years

(Sign)

E. R. Webb

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 Melba, County of Canyon, State of Idaho, on this 25th day of June, A. D. 1945.

Notary Public.

My commission expires

May 3, 1945

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

Re: Permit No. 19400
Village of Melba

BOISE, IDAHO, June 16, 1943

Mr. John P. Gray
Notary Public
Melba, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 19400

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 June 26, 1943, 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 Melba, Idaho before John P. Gray, 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 SPORFORD
Commissioner of Reclamation
State Reclamation Engineer

19400

✓
May 12, 1943

Re: Permit No. 19400

Mr. Ross J. Pettijohn
Clerk Village of Melba
Melba, Idaho

Dear Mr. Pettijohn:

We acknowledge receipt of your affidavit in proof of completion of works under the above numbered permit, and enclose herewith Certificate of Completion of Works issued under this permit to appropriate three-tenths (0.3) of a second foot of subterranean water, in the SW¹₄ SW¹₄ Section 36, Township 1 North, Range 2 West, Canyon County, for domestic supply for the Village of Melba. We also enclose Departmental Receipt No. 19085 for the \$5.00 fee in connection with this proof.

We also acknowledge receipt of notice in duplicate in connection with beneficial use proof under this permit, and also your authorization to have the notice published in the Idaho Free Press, Nampa, Idaho.

A copy of the notice has been sent to the newspaper, with instructions to publish it once a week for four consecutive weeks prior to June 26th, the date set for proof.

About ten days prior to this date depositions, consisting of one for the holder and one for each of two witnesses, will be sent to Mr. John P. Gray, Notary Public, at Melba, Idaho, so that he will have them in ample time for the proof.

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

Very truly yours,

JAMES SPOFFORD
State Reclamation Engineer

By

Chief Clerk

19400

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date: **May 12, 1943**

**Idaho Free Press
Nampa, Idaho**

Gentlemen:-

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **June 26, 1943** the date set for proof, the expense of the publication to be paid by the applicant, **Village of Melba, Ross J. Pettijohn, Village Clerk.** to whom you should furnish proof of publication on or prior to 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~~
State Reclamation Engineer

194300

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 7, 1943.

(P. O.) Melba, 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 Free Press of Melba, Idaho., published in
the county in which the works are situated.

village of Melba, Idaho.

by

Moss J. Pettijohn
Village Clerk.

(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.

19400

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

Notice is hereby given that at 11:00 A. M. on the 26 day of June, 1943,
 at melba....., County of canyon....., State of Idaho, before
John R. Gray....., notary Public....., proof will be submitted of the
 application to beneficial use of 0.3..... cubic feet per second of the waters of.....
Subterranean (well)..... in accordance with the terms and conditions of Permit No. 19400.....
 heretofore issued by the State Reclamation Engineer..... of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....
village of melba, Idaho.....

The use to which said water has been applied is domestic supply for village of melba, Ida.

The amount applied to beneficial use is 0.3 cubic feet per second.....

The place where said water is used (if for irrigation, give full and accurate description of the
~~lands irrigated~~) village of melba, Idaho.....

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

The right to take water from such works is based upon Permit No. 19400.....

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

The date of priority which said user is prepared to establish is April 13, 1943.....

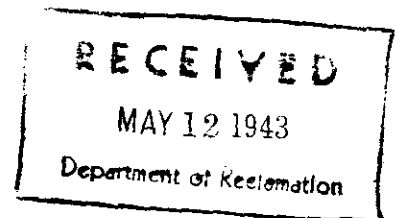
.....
JAMES SPOFFORD

 Commissioner of Reclamation
 State Reclamation Engineer

19400

Permit No. **19400**.....

STATE OF IDAHO
Department of Reclamation



Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Sanjon

SS.

Doss J. Pettijohn, Clerk, village of Melba, Idaho, 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. 19400, and that his postoffice address is Melba, Idaho.

State of Idaho

Second: That the name of the stream from which said water is to be directed is.....
subterranean. (well)

Third: That the point of diversion of said water is at well, approx. 1420 feet
distant from the S. W. corner of Sec. 36, T. 1 no. R. 2 W. Boise, Id.

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

Fifth: That the use for which said water is intended is domestic supply for the village, melba

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

1. Kind of works: well, pump, pipe lines, storage tank, water meters.
(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.....width at bottom.....feet, width at water line.....
(State whether ditch, flume or pipe.)
feet, depth of water.....feet; diameter of pipe.....inches, average grade
per mile is.....feet. Length of conduit is.....miles.

Seventh: That said works are capable of conducting to the place of intended use 0.3.....
second feet of water.

Eighth: That water appropriated under said permit is available for.....acres of land described as follows:.....

Ninth: Remarks: That.....

Subscribed and sworn to before me this 10 day of May, 1943

My commission expires

Notary Public.

19400

May 3, 1943

Re: Permit No. 19400
Village of Melba

Mr. Ross J. Pettijohn,
Village Clerk
Melba, Idaho

Dear Mr. Pettijohn:

We are enclosing herewith the above numbered permit, in the name of the Village of Melba, and also Departmental Receipt No. 19068 for the \$5.00 filing fee. Be sure and note the limitations and conditions of same, as given under the approval of the State Reclamation Engineer, on the fourth page.

Inasmuch as the works are already completed, and the water beneficially applied, the proofs can, of course, be made at once, but we are allowing six months time within which to make these proofs, in order that there may be ample time.

Form No. 6, or the affidavit for proof of completion of works, is to be executed before a Notary Public, and returned to this Department, with the statutory fee of \$5.00, and upon receipt thereof a Certificate of Completion of Works will be issued.

Before making the final or beneficial use proof, the law requires that a notice be published for four consecutive weeks in a newspaper in the county where the water is diverted. This notice should be made out in duplicate on Form No. 10, setting the time and place, and also the name of the Notary Public, or other officer authorized by law to administer oaths, before whom the proof will be made. The date should be set at least six weeks in advance of the time the notice is returned to this Department, so as to allow ample time for publication of the notice.

Form No. 11 should also be filled out, authorizing us to have the notice published at the expense of the permit holder in the newspaper that you designate. Upon return of both copies of Form 10, and Form 11, to this Department, we shall send the notice to the newspaper with instructions in regard to publishing same.

Very truly yours

JAMES SPOFFORD
State Reclamation Engineer
By

Chief Clerk

A
Encls.

19400

