

26

25

30

35

Point of Diversion

36

31

Melba Highway

AFFIDAVIT OF PUBLICATION

State of Idaho,
County of Canyon, ss.

MANLEY M. ARANT, 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 (4) 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 APRIL 12, 1947, and ending with the issue of MAY 3, 1947.

Subscribed and sworn to before me this 16 day
of MAY, 1947.

Notary Public for Idaho,
Residing at Nampa, Idaho.

My Commission Expires April 26, 1949

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

Notice is hereby given that at 11:00 A. M. on the 7th day of May, 1947 at Nampa, County of Canyon, State of Idaho, before C. C. Reed, Notary Public, proof will be submitted of the application to beneficial use of 0.1 cubic feet per second of the waters of a well (subterranean) in accordance with the terms and conditions of Permit No. 19291 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 is Mrs. Cephas C. Trobaugh, Nampa, Idaho.

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

The amount applied to beneficial use is 0.1 cubic feet per second.

The place where said water is used SW 1/4 NW 1/4 Section 36, Township 2 North, Range 2 West, B. M.

The right to take water from such works is based upon Permit No. 19291.

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

The date of priority which said user is prepared to establish is April 30, 1942.

MARK R. KULP
State Reclamation Engineer
April 12, 19, 26, May 3.

19291

AFFIDAVIT OF PUBLICATION

State of Idaho, ss.
County of Canyon,

Manley M. Arant, 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 (4) 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 April 12, 1947, and ending with the issue of May 3, 1947.

Subscribed and sworn to before me this 5th day of May, 1947.

W. B. Bull
Notary Public for Idaho,
Residing at Nampa, Idaho

My Commission Expires April 26, 1949



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

Notice is hereby given that at 11:00 A. M. on the 7th day of May, 1947 at Nampa, County of Canyon, State of Idaho, before C. C. Reed, Notary Public, proof will be submitted of the application to beneficial use of 0.1 cubic feet per second of the waters of a well (subterranean) in accordance with the terms and conditions of Permit No. 19291 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 is Mrs. Cephas C. Trobaugh, Nampa, Idaho.

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

The amount applied to beneficial use is 0.1 cubic feet per second.

The place where said water is used SW 1/4 NW 1/4 Section 36, Township 2 North, Range 3 West, B. M.

The right to take water from such works is based upon Permit No. 19291.

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

The date of priority which said user is prepared to establish is April 30, 1942.

MARK R. KULP
State Reclamation Engineer
April 12, 19, 26, May 3.

19291

Cephas to Trobaugh

FORM No. O

Prop. 22. 22

Well
7/1 Farmstead
36

Permit Map No. 19291

As Approved

MAY 7 1942

E. V. BERG

Commissioner of Reclamation

State of Idaho
License and Certificate of Water Right

Water License No. 19291

Amount 0.01 second feet

Water District No. _____

Priority April 30, 1942

THIS IS TO CERTIFY that **CERPHAS C. TROBAUGH**
of **Bowmont, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **April 30,** **1942**; that Permit No. **19291**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.01 second feet, was issued thereunder on **March 19**, **1947**, showing that said works
were completed on the **15th** day of **March**, **1947**; and that on the **7th**
day of **May**, **1947**,

RUBY F. TROBAUGH, SUCCESSOR IN INTEREST TO **CERPHAS C. TROBAUGH**,
of **Bowmont**, 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 (sub-
terranean), a tributary of _____, for the purpose of domestic use
, under Use Permit No. **19291** 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 **4589**, on the **23rd** day of **February**, **1948**;

The right hereby confirmed dates from **April 30**, **1942**;

The Point of Diversion is located

in the **SW 1/4 NW 1/4** Sec. **36**, Tp. **2 N.**, R. **2 W.**, B. M. **Canby 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 **0.01** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			SW 1/4 NW 1/4 Section 36, Township 2 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, affixed at Boise, Idaho, this

23rd day of **February**, **1948**.

MARK B. KULP

State Reclamation Engineer

(SEAL)

Nº 19291

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

63-2596

Application No 26778
Permit No. 19291
District No.

Farm Security Administration
Robert's Bldg., Caldwell, Idaho

1. Name of Applicant: CEPHAS C. TROBAUGH
Postoffice address: Bowmont County: Canyon 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: Farm Security Loan, \$460.
2. Quantity of water claimed: .01 cubic feet per second.
3. Source of water supply: subterranean water which is a tributary of
4. Location of point of diversion: 100 feet distant from the SW corner of Section 36, T. 2 N, R. 2 W, B. M., and is the SW corner of Section 36, T. 2 N, R. 2 W, B. M., County of Canyon
5. Water is to be used for: 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: \$ 460.00
8. Kind of works: well and pressure system for domestic purposes
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 inches; length of conduit miles. Average grade per mile feet.
12. The time required for the completion of such work is 5 years.
13. The time required for the complete application of the water to the proposed use is 0 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.

Cephas C. Trobaugh /s/
Applicant.

Don Mortimer, /s/, acting R R Supervisor.
By Agent.

Date of first receipt at Department of Reclamation: April 30, 1942, 9:00 A. M.

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 19291

Recorded in Book 70 Page 19291 Approved May 7, 1942

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

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

Work to begin on or before July 6, 1942 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 Nov. 7, 1944

The whole of said work to be completed on or before May 7, 1947

Beneficial use of water appropriated in accordance herewith, to be made on or before May 7, 1947

Witness my hand this 7th day of May, 1942

E. V. BERG
Commissioner of Reclamation.

IN TESTIMONY WHEREOF, We Chase A. Clark 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 7th day of May 19 42

Countersigned:

STATE OF IDAHO

(SEAL

By GEO. H. CURTIS

By

CHASE A. CLARK

Secretary of State.

Governor,

Remarks: Loan being made through the Farm Security Administration for the purpose of drilling a well, supplying a pump and pressure system and the necessary pipe to enable the facility to be used for domestic purposes only.

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2 N	2 W	36																	40
							40												
							PERMIT NO. 19291 Certificate of Completion of Works												
To All Whom it May Concern:																			
This is to certify that Ruby R. Trobaugh, widow of Cephas C. Trobaugh, of Nampa, County of Canyon, and State of Idaho, the holder of Permit No. 19291, issued upon Application No. 26778, bearing date of priority of April 30, 1942, authorizing the diversion of 0.01 second foot of the waters of a well (subterranean), County of Canyon, State of Idaho, for 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 0.01 second foot of the waters of said well; that the point of diversion of said waters is in the SW¼ NW¼ Section 36, Township 2 North, Range 2 West, B.M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SW¼ NW¼ Section 36, Township 2 North, Range 2 West, B.M.																			
Witness my hand this 19th day of March, A. D. 1947.																			
Proof of completion of works made March 15, 1947 Certificate of completion of works issued March 19, 1947.																			
TO WHOM IT MAY CONCERN:																			
The SW¼ NW¼ Sec. 36, Twp. 2 N., Rge. 2 W., is being sold by the State under Contract No. 12321, which was formerly in the name of Cephas C. Trobaugh. By order of the State Board of Land Commissioners, a quasi-judicial body, the title in this certificate was transferred on August 9, 1946, to Ruby F. Trobaugh, as her separate property. She is, therefore, sole owner of the purchaser's equity in said land without the necessity of any proceedings in Probate Court.																			
Witness my hand and seal this 9th day of April, 1947.																			
(S E A L)																			
Received and filed for record in the Department of Reclamation, at Boise, Idaho, at 11:30 A. M. April 9th 1947.																			
MARK R. KULP State Reclamation Engineer																			
EDWARD WOOLLEY State Land Commissioner																			
RECEIVED FOR 0.01 SEC. FT. 1.4389																			

WATER RIGHT NUMBER 63-2596 ✓

OWNER LAST NAME - TROBAUGH ✓
OWNER LAST NAME - TROBAUGH ✓FIRST NAME - CEPHAS C. ✓
FIRST NAME - RUBY F. ✓ORIG OWNER - 0 ✓
ORIG OWNER -ADDRESS LINE 1 -
ADDRESS LINE 3 -ADDRESS LINE 2 -
CITY - BOWMONT ✓

STATE - ID ✓ ZIP CODE -

SOURCE - GROUNDWATER ✓

TRIBUTARY OF -

STAGE - LICENSE ✓

STATUS -

PRIORITY - 04-30-1942 ✓ COUNTY - CANYON ✓

TOTAL DIV. RATE - .0100 ✓ -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWNW 36 02N 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 -

.0100 ✓ CFS

USE DIV. VOLUME -

.00 AFA

USE - DOMESTIC ✓

PLACE OF USE - TWN 02N RNG 02W SEC 36 TRACT SWNW LOT

AC

DECREE NAME -

DATE -

TOTAL ACRES 0

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 19291 ✓

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

3/79

IDENT. NO. 63-2596

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]

✓
February 24, 1948

Re: Permit No. 19291

Mrs. Ruby F. Trobaugh
c/o State School & Colony
Nampa, Idaho

Dear Mrs. Trobaugh:

We enclose License and Certificate of Water Right issued under Permit No. 19291, confirming your right to the use of 0.01 of a second foot of water from a well in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 36, Township 2 N., Range 8 W. B.M., with priority of April 30, 1942, for domestic use on the same subdivision.

We also enclose Departmental Receipt No. 20565 for the \$5.00 fee paid by you in connection with beneficial use proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/dm
Enc.

19291

✓
January 27, 1948

Re: Permit No. 19291

Mrs. Ruby F. Trobaugh
c/o State School & Colony
Nampa, Idaho

Dear Mrs. Trobaugh:

We now have on file the report of our Field Engineer on examination for beneficial use under Permit 19291.

Therefore upon receipt of the statutory fee of \$5.00 a license will be issued for .01 cubic feet per second of water from a well for domestic use on the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 36, Township 2 N., Range 2 W. B.M.

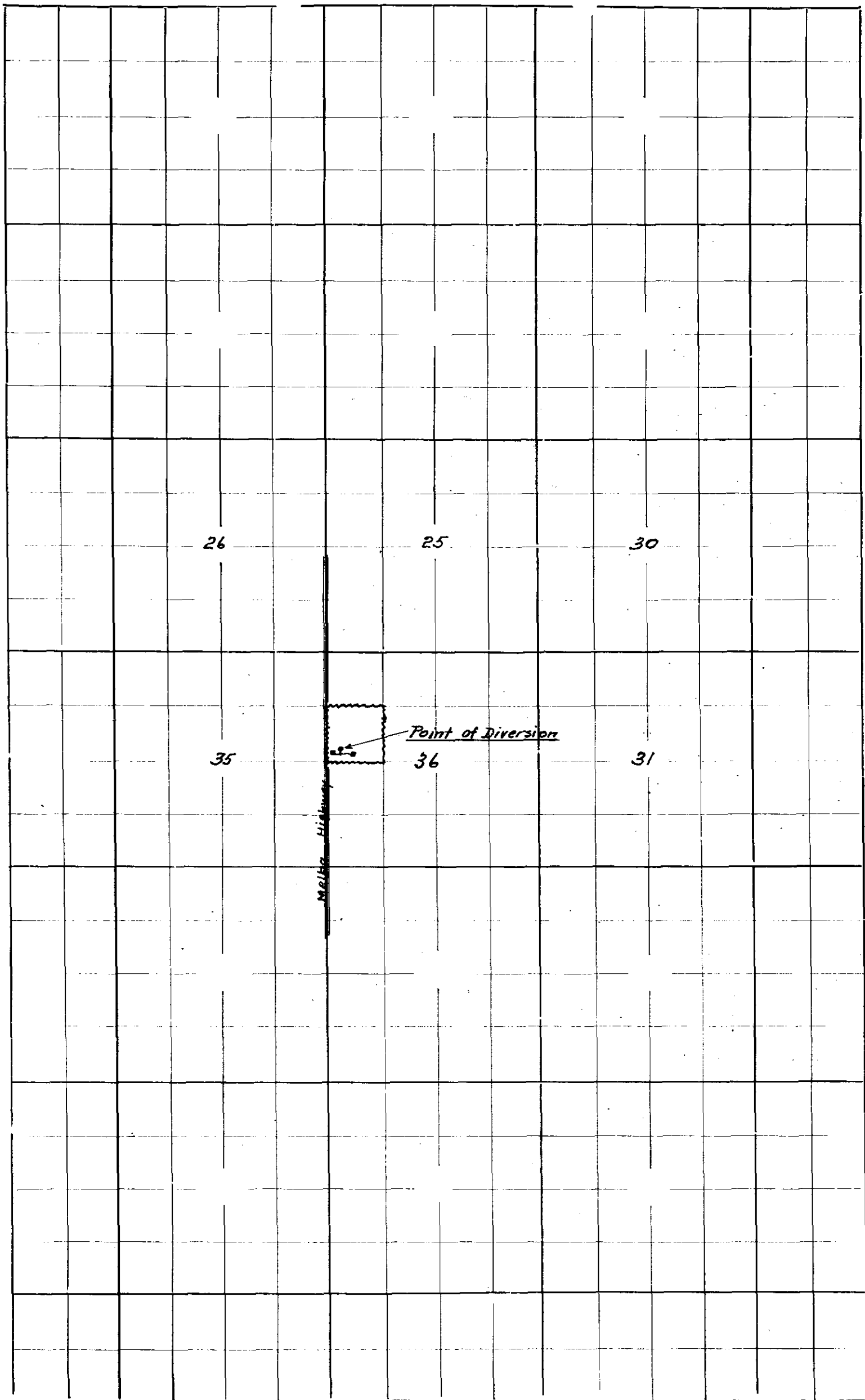
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/dm

19291



Scale: 2 Inches Equals 1 Mile. Draw Map in Ink.

19291

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 19291

REPORT ON PROOF OF Beneficial use

30
Mrs. Ruby F. Trobaugh
C/o State School & Colony, Nampa, Idaho

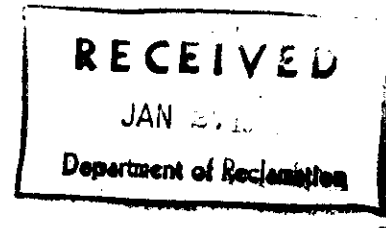
Permit No. 19291

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 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.
-



STATE OF IDAHO

DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19291This proof is for Beneficial use In Water District No. _____1. Name of applicant Mrs. Ruby F. Trobaugh, c/o State School & Colony, Nampa, Idaho2. Source of water supply: A well (subterranean)3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 36 of Section _____T. 2 N. R. 2 W. County of Canyon

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

A drilled well, 6 inch diameter, by 108 ft. depth below floor of concrete sump and pump base.A plunger type pump discharges via approximately 200 feet of 1/2 inch pipe to points of use.5. Water is used for: Domestic purposes6. State whether or not water has been turned into works of diversion: Yes

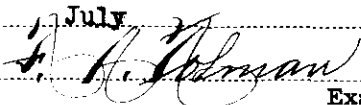
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Place of use- SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 36, Twp. 2 North, Range 2 West, 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? NoneRemarks: The pump is housed in a concrete housing of A-1 workmanshipThis examination was made on the 2nd day of July, 19 47

(Signed)



Examiner.

✓

May 23, 1947

Re: Permit No. 19291

Mrs. Ruby Trobaugh
Box 531
Nampa, Idaho

Dear Mrs. Trobaugh:

We return your certificate of Completion of
Works under Permit No. 19291, which was enclosed to
this Department with your proofs of beneficial use.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:FA

Encl.

19291

✓
May 19, 1947

Re: Permit No. 19291

Mrs. Ruby Trobaugh
Box 531
Nampa, Idaho

Dear Mrs. Trobaugh:

We acknowledge receipt of the depositions of yourself and two witnesses, also affidavit of publication in the Idaho Free Press, all in connection with Beneficial Use Proof under your Permit No. 19291.

Before final action can be taken in the matter the law requires that a field examination be made by an engineer from this Department.

We can not 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 in order that arrangements may be made to show him over the project.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:PA

19291

AFFIDAVIT OF PUBLICATION

State of Idaho,
County of Canyon, ss.

-----MANLEY M. ARANT, 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.

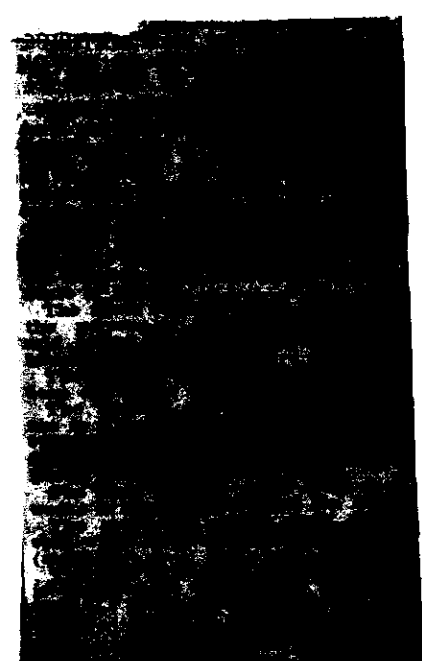
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4. That the notice, of which the annexed is a printed copy was printed in said Saturday issue of said Idaho Free Press for a period of FOUR (4) successive weeks in the regular and entire issue of each Saturday publication of said paper during the period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

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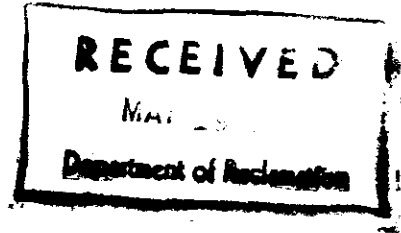
Subscribed and sworn to before me this 16 day
of MAY, 1947.

W. B. Buel
Notary Public for Idaho,
Residing at Nampa, Idaho.



19291

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 19291

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Ruby J. Trobaugh, State School and Colony, Nampa, Idaho.
Attendant at State School, Box 531, Nampa 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. no

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

Ans. Permit No. 19291, Priority April 30, 1942

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

Ans. Subterranean water - 100 ft distant from SW corner Sec 36 T 2 N R 2 W
and is in the SW 1/4 NW 1/4 Sec 36 T 2 N R 2 W Canyon County, Idaho

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. approximately 175 gal. per hr - no ditch, 101 second foot

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

Ans. for domestic purposes only

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

Ans. small electric pump for domestic water system

19291

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

Ans. 100 gal a day

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. just used for domestic purposes

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.

(Sign) Ruby F. Trobaugh

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 Donner, County of Conyo, State of Idaho, on this 7th day of May, A. D. 1947.

My commission expires Oct 31-1948

Robert Public

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19291

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. Mrs Ada M Patten 69 yrs old, 919-11th ave So
Kenya, Idaho, housekeeper

Ques. 2. Are you acquainted with Ruby F Probaugh, the holder of Permit No. 19291? How long have you known him and where does he reside?

Ans. 35 yrs, Burdman, Idaho

Ques. 3. Have you read or heard read said Permit No. 19291, 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 water for domestic use on farm
abt 100 ft distant from SW corner of Sec 36 T2 N R2 W
and in SW⁴ NW⁴ Sec 36 T2 N R2 W, Canyon County
Idaho

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. abt .01 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. domestic use only

19291

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

Ans. _____

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

Ans. _____

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

Ans. no _____

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

Ans. have personal knowledge that water
has been used for years for domestic purposes
only

(Signed) Mrs. Ada M. Potter

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 Hammer, County of Canyon, State of Idaho, on this 7th day of May, A. D. 1947.

My commission expires Dec 31 - 1948

[Signature]
Notary Public.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19291

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. H. J. Sanderson, 32 yrs old
Brannan, Idaho

Ques. 2. Are you acquainted with Ruby F. Irabough, the holder of Permit No. 19291? How long have you known him and where does he reside?

Ans. 3 months Brannan, Idaho

Ques. 3. Have you read or heard read said Permit No. 19291, 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 water for domestic use on farm
abr 100 ft distant from SW⁴ corner of Sec 36 T 2 N R 2 W
in SW⁴ NW⁴ Sec 36 T 2 N R 2 W Canyon County, Idaho

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. abr .01 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 only

19291

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

Ans. _____

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

Ans. _____

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

Ans. no _____

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

Ans. used for domestic purposes only
abt 100 gals. per day _____

(Signed) W F Sanderson _____

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 Hampton, County of Canyon, State of Idaho, on this 7th day of May, A. D. 1947.

My commission expires Oct 31 - 1948 _____
Notary Public.

AFFIDAVIT OF PUBLICATION

State of Idaho, ss.
County of Canyon,

Manley M. Arant, 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.

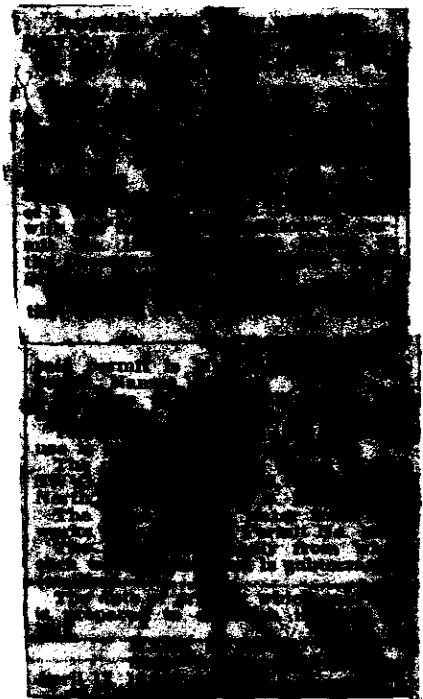
3. That Saturday of each week has been designated as the particular day of the week on which legal notices required by law or by order of any Court of competent jurisdiction within the State to be published weekly, will be published in said Idaho Free Press in compliance with the provisions of Section 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 (4) 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 April 12, 1947, and ending with the issue of May 3, 1947.

Subscribed and sworn to before me this 5th day of May, 1947.

W. B. Bull
Notary Public for Idaho
Residing at Nampa, Idaho



19291

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, April 28, 1947

Re: Permit No. 19291
Ruby F. Trobaugh

Mr. C. C. Reed
Notary Public
Nampa, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 19291

DEPOSITION OF PERMIT HOLDER, DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On May 7, 1947, 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 Emmett, Idaho before C. C. Reed, 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,

MARK R. KULP

Commissioner of Reclamation.
State Reclamation Engineer

19291

✓

April 10, 1947

Re: Permit 19291

Mrs. Ruby Trobaugh
Box 531
Nampa, Idaho

Dear Mrs. Trobaugh:

We have sent to the Idaho Free Press of Nampa, a copy of the notice of Beneficial Use Proof, to be made under permit No. 19291 at 11 O' clock A. M., May 7, 1947, before C. C. Reed, Notary Public.

This paper has been instructed to publish a notice once a week, for four consecutive weeks, prior to that date and to send you the affidavit of publication, together with statement of costs.

About ten days prior to May 7, we shall send to Mr. Reed the necessary forms of depositions, consisting of one for yourself, as permit holder, and one for each of two witnesses, so that he may have them in ample time for the proof.

At the time set, you should appear before Mr. Reed, 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.

We have duly recorded the transfer of title to your own name and return same herein and also return office letter addressed to you on March 18, 1947, which you left in this department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

19291

Chief Clerk

A:FA
Encl.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Re: Permit No. 19291

Date: April 9, 1947

Idaho Free Press

Nampa, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to May 7, 1947 the date set for proof, the expense of the publication to be paid by the applicant, Mrs. Cephas Trobaugh, of Box 531, Nampa, 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

19291

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

Notice is hereby given that at 11:00 A. M. on the 7th day of May, 1947,
at Nampa, County of Canyon, State of Idaho, before
C. C. Reed, Notary Public, proof will be submitted of the
application to beneficial use of 0.1 cubic feet per second of the waters of a well
(subterranean) in accordance with the terms and conditions of Permit No. 19291
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
Mrs. Cephas C. Trobaugh, Nampa, Idaho

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

The amount applied to beneficial use is 0.1 cubic foot per second

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) SW 1/4 NW 1/4 Section 36, Township 2 North, Range 2 West, B.M.
S 1/2 NW 1/4

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. 19291

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

The date of priority which said user is prepared to establish is April 30, 1942

MARK R. KULP

State Reclamation Engineer.

19291

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)

(P. O.)

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 Free Press of Nampa Idaho, published in
the county in which the works are situated.

Ruby F. Trobaugh

(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.

1929/

✓
March 21, 1947

Re: Permit No. 19291

Mrs. Ruby F. Trobaugh
Box 531
Nampa, Idaho

Dear Mrs. Trobaugh:

We enclose Certificate of Completion of Works issued under Permit No. 19291 for 0.01 of a second foot of the waters of a well located on the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 36, Township 2 North, Range 2 West, B. M. with priority of April 30, 1942 for domestic use in the same sub-division.

We also enclose departmental receipt No. 19880 for the \$5.00 fee paid in connection with this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:FA

Encl.

19291

C. A. Robins

March 18, 1947

Re: Permit No. 19291

Mrs. Ruby F. Trobaugh
Box # 531
Nampa, Idaho

Dear Mrs. Trobaugh:

We acknowledge receipt of your letter of March 15th, enclosing Permit No. 19291, in the name of your late husband, Cephas C. Trobaugh, together with your check for the \$5.00 fee in connection with your proof of completion of works, also enclosed. Certificate of completion of works will be issued and sent you within a few days.

In reply to your inquiry as to why publication and final proof is necessary, since the well is located on your own land, we refer you to the last paragraph of Mr. Kent's letter, which we return herewith.

Even though the well is on your own land, it is a matter of protection in the event some other person might drill a well and draw from the same subterranean source.

We therefore return office letter of March 3rd, giving instructions in regard to filling out Forms 10 and 11, in connection with beneficial use proof, which is due on or before May 7, 1947.

Also, since this property is now in your own name, a copy of your husband's will, or the decree of distribution, or some other instrument showing the transfer from your husband's name to your own, should be sent to this department for record before the proof is made; otherwise the license, when issued, will have to be in the name of Cephas C. Trobaugh Estate, rather than in your own.

We return your Permit No. 19291 herewith.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encls.

19291

Nampa - Idaho

March 15, 1947

Mr. Mark R. Kulp

Boise, Idaho

Dear Mr. Kulp,-

Enclosed find check
for \$5-fee + I hope the
necessary papers. As the
water is for domestic use
only the notice for
publication is something
I do not understand.

The land on which the
well is located is now
in my name.

Very truly yours,

Ruby F. Trobaugh

Box 531



19291

Permit No. 19291

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Canyon

ss.

Ruby F. Trobaugh, Wife of Cephas C. Trobaugh, Her
(Deceased), 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. 19291, and that his postoffice address is Bowmont, State of Idaho.

Second: That the name of the stream from which said water is to be directed is Subterranean Water (Domestic Well).

Third: That the point of diversion of said water is 100 feet from the SW corner of Sec. 36, T. 2 N., R. 2 W. B.M.; and is the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 36, T. 2 N., R. 2 W., B. M. County of Canyon.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by May 7, 1947.

Fifth: That the use for which said water is intended is Domestic Water.

Sixth: That on the date above mentioned, the works constructed under said permit were ~~(nowhere)~~ fully completed and consisted of the following:

I. Kind of works: Drilling of well and installation of pipe and pressure system
(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 .01 second feet of water.

Eighth: That water appropriated under said permit is available for $\frac{1}{2}$ acres of land described as follows: For domestic use in household, stock water, and irrigation of a small family garden in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 36, Twp. 2 N., Range 2 W., B.M.

Ninth: Remarks: That

Ruby F. Trobaugh
(Sign here)

Subscribed and sworn to before me this 15th day of March, 1947

My commission expires Sept 11 - 1950

H. E. Bralley
Notary Public.

40 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ S 36 T 2 N R 2 W

19291

E. 71.74

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE

March 3, 1947

Cephas C. Trobaugh
Bowmont, Idaho

Dear Sir:

Under the terms of your permit No. 19291 you are required to complete your diversion works and make proof of beneficial use on or before May 7, 1947.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public of 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 of Works will be issued to you.

We 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 oaths. The date for proof as set out in your permit, is May 7, 1947, 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.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

19291

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 19291

Date May 9, 1943

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 fourth page.

Farm Security Administration
Robert's Bldg.
Caldwell, Idaho
(Cephas C. Trebaugh)
R#18225, \$5.00

E.V.BERG
Commissioner of Reclamation.

19291

Sept. as to Trobach

Handwritten notes and stamp on the graph paper:

- Top center: *Prop. 2 1/2. 2 1/2*
- Bottom left: *well* (with an arrow pointing to the word "Farmstead" below it), *36*
- Bottom right: **19291**
As Approved
MAY 7 1942
E. W. BERG

Well
Farmstead
36

Group 22. 22

19291

As Approved

MAY 7 1942

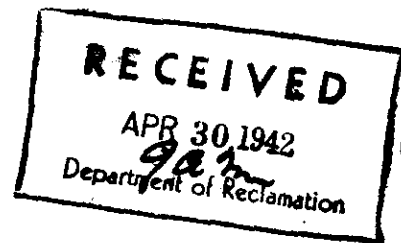
M. V. BERG

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

UNITED STATES DEPARTMENT OF AGRICULTURE
FARM SECURITY ADMINISTRATION

Caldwell, Idaho
April 29, 1942

IN REPLY REFER TO



Mr. E. V. Berg
Commissioner of Reclamation
Bureau of Reclamation
State House
Boise, Idaho

Re: Cephas C. Trobaugh

Dear Mr. Berg:

Enclosed herewith is an Application for Water Permit for
Mr. Trobaugh of Bowmont, Idaho.

Also enclosed is the \$5.00 fee required for the filing of
this application. Please return the Permit to the Farm
Security Administration, Caldwell, Idaho.

Sincerely yours,

Don Mortimer,
Acting RR Supervisor

enclosures

19291