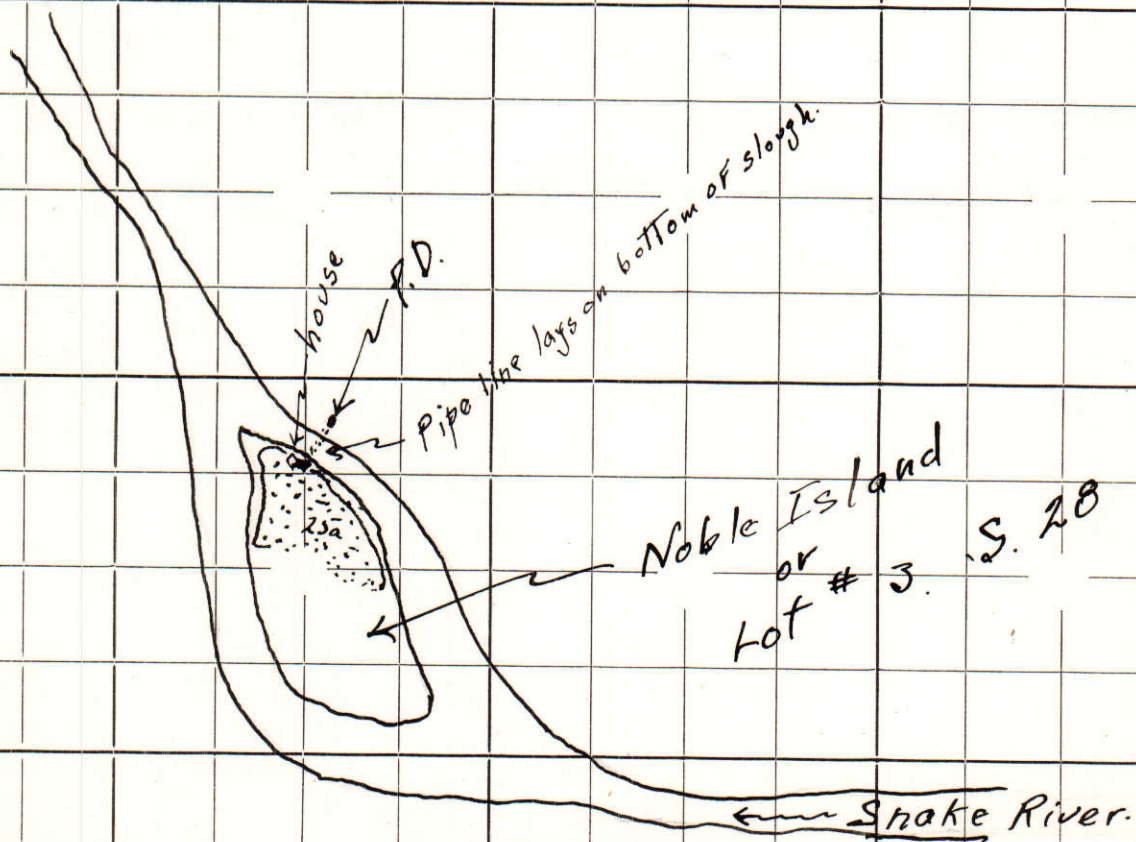


TIS R 2 W.



Area irrig. = 25a. {
allow 25" of water

RECEIVED
JUL 28 1952
Department of Reclamation

AFFIDAVIT OF PUBLICATION

State of Idaho,

ss.

County of Canyon,

Teresa Budell, 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 31, 195 2, and ending with the issue of June 21, 195 2.

Subscribed and sworn to before me this twenty-first day of June, 195 2.

Thomas L. Reinhardt
Notary Public for Idaho
Residing at Nampa, Idaho

My Commission Expires July 14, 1952

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11:00 A. M. on the 28th day of June, 1952, at Melba, County of Canyon, State of Idaho, before John K. Gray, Notary Public, proof will be submitted of the application to beneficial use of one cubic foot per second of the waters of an un-named spring in accordance with the terms and conditions of Permit No. 19240 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 Charles Laughlin, Star Route, Melba, Idaho.

The use to which said water has been applied is irrigation and domestic. The amount applied to beneficial use is One cubic foot per second.

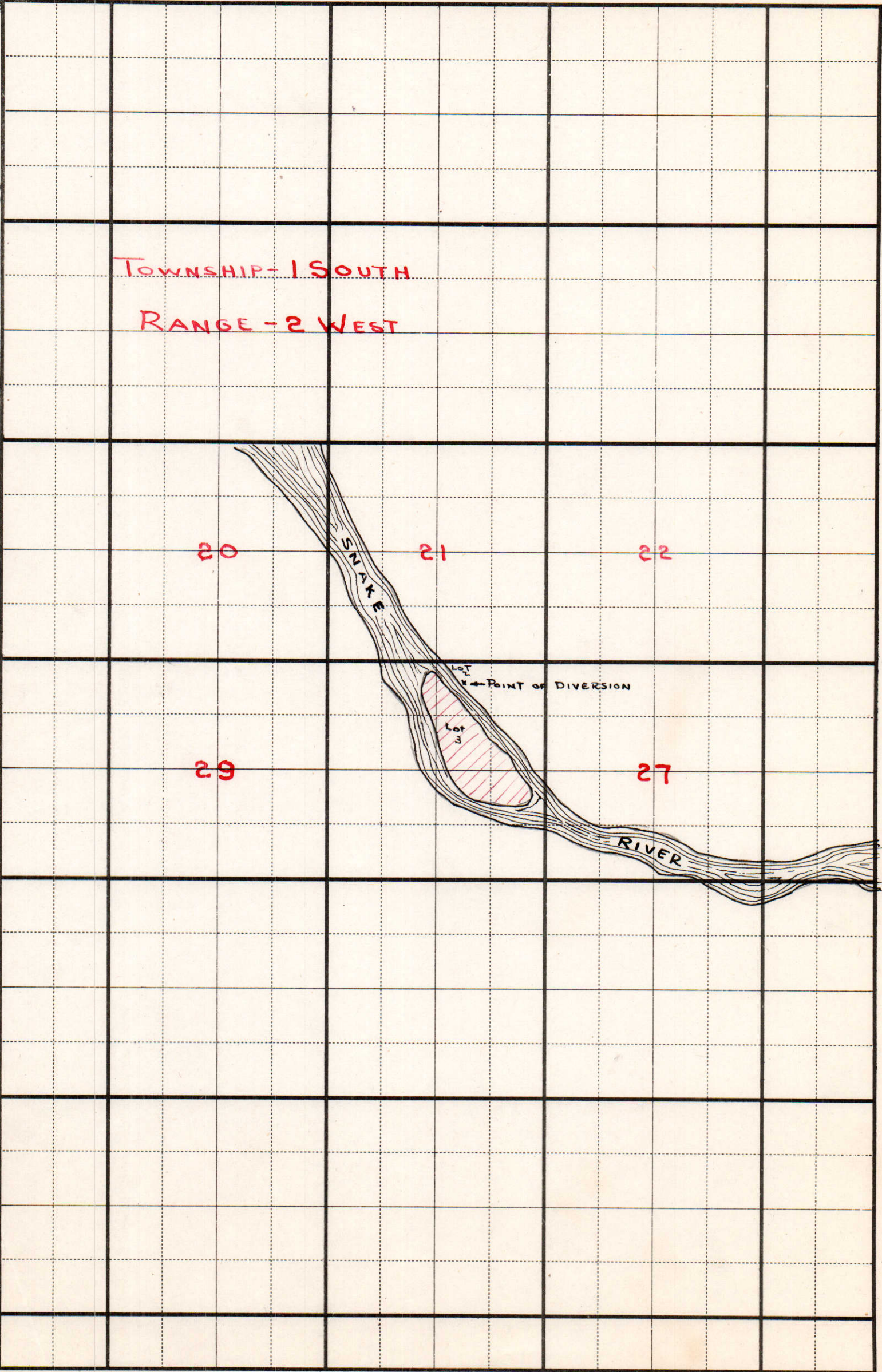
The place where said water is used Lot 3 (Noble Island) Section 28, Township 1 South, Range 2 West, B. M.

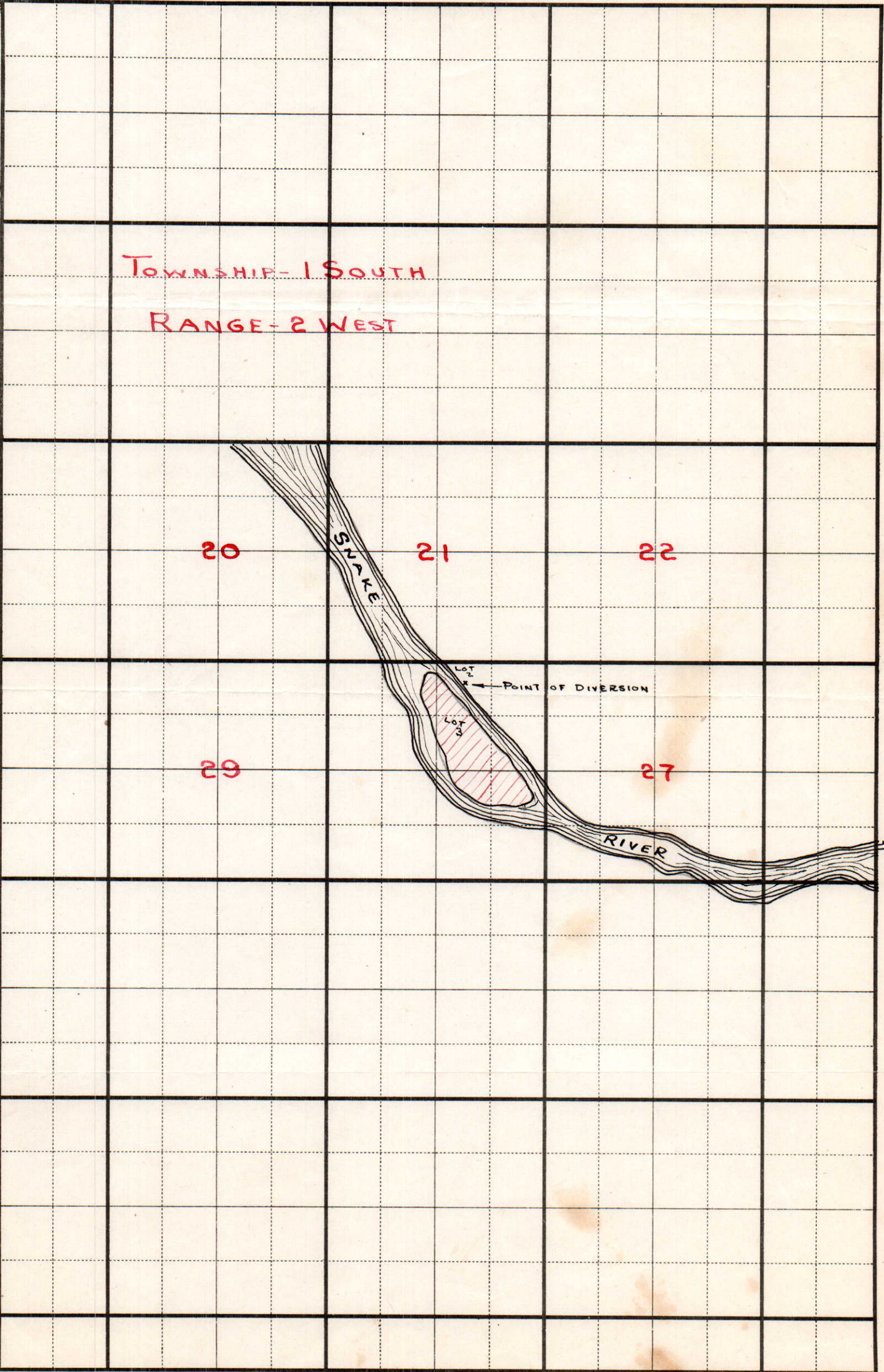
The right to take water from such works is based upon Permit No. 19240. The source of supply from which such water is diverted is an un-named spring.

The date of priority which said user is prepared to establish is December 19, 1941.

MARK R. KULP,
State Reclamation Engineer.
May 31, June 7, 14, 21

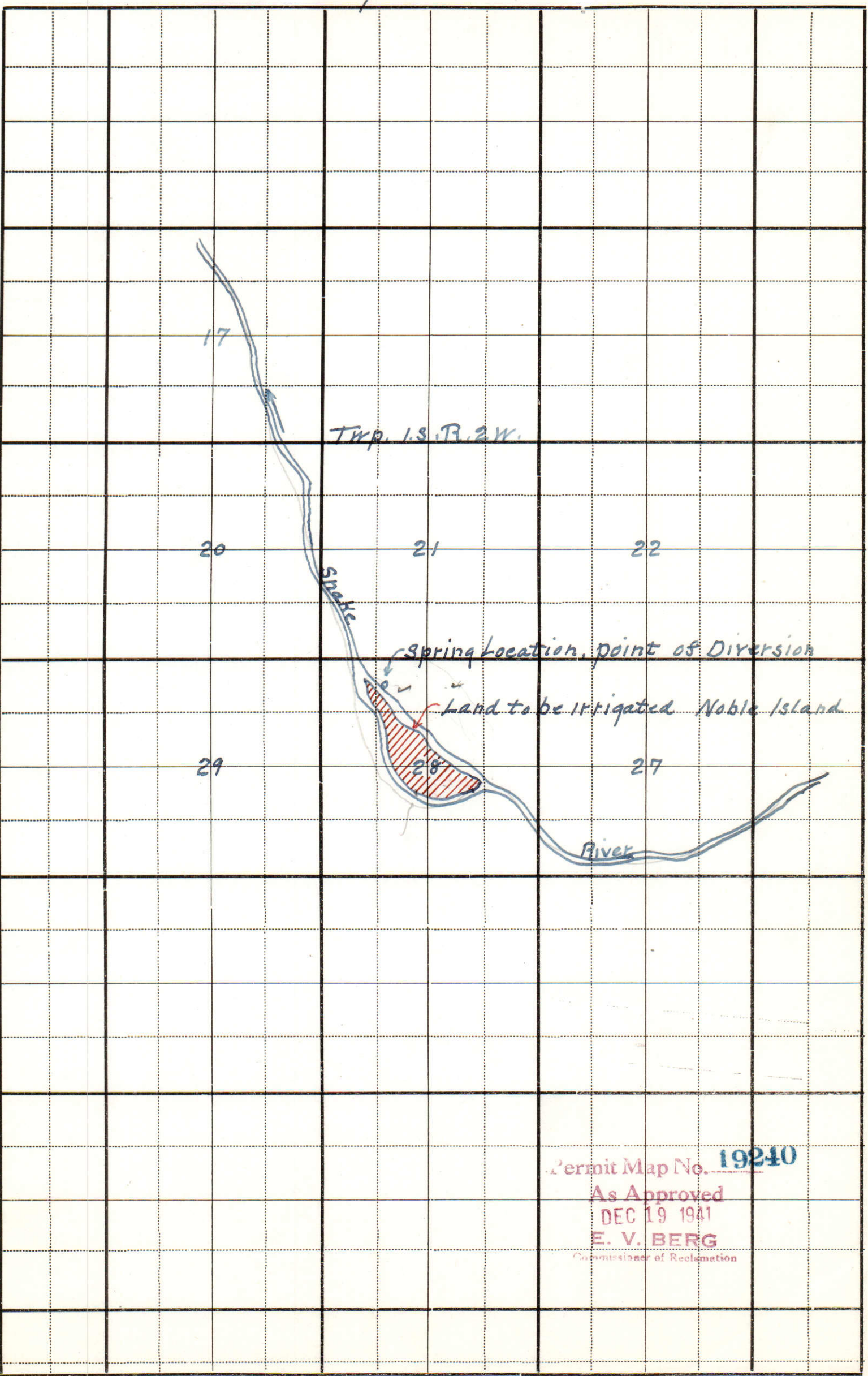
19240





NAME OF APPLICANT Cha Laughlin

FORM No. O



Permit Map No. 19240
As Approved
DEC 19 1941
E. V. BERG
Commissioner of Reclamation

State of Idaho

License and Certificate of Water Right

Water License No. 19240

Amount 0.5 second foot

Water District No.

Priority December 19, 1941

THIS IS TO CERTIFY that CHARLES LAUGHLIN of Star Route, Melba, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 19, 1941; that Permit No. 19240 was issued under said application; that Certificate of Completion of works, with a carrying capacity of One second foot, was issued thereunder on April 30, 1947, showing that said works were completed on the 2nd day of December, 1946; and that on the 28th day of June, 1952,

CHARLES LAUGHLIN

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 an un-named spring, a tributary of Snake River, for the purpose of irrigation and domestic use, under Use Permit No. 19240 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses at page 4977, on the 27th day of August, 1952;

The right hereby confirmed dates from December 19, 1941;

The Point of Diversion is located in Lot 2 or NW 1/4 NE 1/4 Section 28, Tp. 1 S., 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 0.5 cubic foot per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 S.	2 W.	28	Lot 3 (Noble Island)		25

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

27th day of August, 1952.

MARK R. KULP
State Reclamation Engineer

(SEAL)

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

63-2573

Application No. 26721
Permit No. 19240
District No.

Charles Laughlin
c/o Mrs. Della M. Swinney
Marshing, Idaho

1. Name of Applicant: CHARLES LAUGHLIN
Postoffice address: Marshing 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:
2. Quantity of water claimed: 1.0 cubic feet per second.
3. Source of water supply: unnamed spring which is a tributary of Snake
4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B. M., and is the NE $\frac{1}{4}$ NW $\frac{1}{4}$ (Approximate)
of Section 28 , T. 1 S , R. 2 W , B. M., County of Canyon
5. Water is to be used for: irrigation and domestic
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: \$ 200.00
8. Kind of works: pipe line and ditch
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 $1\frac{1}{2}$ feet; width at water line 2 feet; depth of water $\frac{1}{2}$
feet; dimensions of flume: approx. 200 feet pipe and balance ditch,
Diameter of pipe 6 inches; length of conduit $1\frac{1}{2}$ miles.
Average grade per mile flat grade 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 6 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.

Chas. Laughlin /s/
Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 3:00P. M., Dec. 19, 1941.

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 19240
Recorded in Book 69 Page 19240 Approved Dec. 19, 1941
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 March 17, 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 June 19, 1943
The whole of said work to be completed on or before Dec. 19, 1946
Beneficial use of water appropriated in accordance herewith, to be made on or before Dec. 19, 1952

Witness my hand this 19th day of Dec., 1941

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 19th day of Dec. 19 41

Countersigned:

STATE OF IDAHO

(SEAL

By

GEO. H. CURTIS

Secretary of State.

By

CHASE A. CLARK.

Governor.

Remarks: It is the intention of the applicant to tap spring which is located on the north and east bank of the Snake River a syphon the water across brach of Snake River onto island which is known as Noble Island. Water to be used for irri purposes. Spring is located on public land, Government Domain.

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	
1 S	2 W	28	Noble Island designated as Lot No. 3																75
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 19240																			
Comes now CHARLED LAUGHLIN and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 19240; That the point of diversion is described in said Permit as being located in the NE¼ NW¼ Section 28, Twp. 1 S., Range 2 W., B.M., and conveyed to the place of use through a pipe; That he now requests that the point of diversion be changed to a point located in the NW¼ NE¼, or Lot 2, Section 28, Twp. 1 S., Range 2 W., B.M., and conveyed to the place of use through a pipe. That his reasons for desiring to make such change are as follows: The point of diversion was inaccurately described in the original application and permit. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. Signed at Ada, Oklahoma, this 21 day of April, 1947.																			
Subscribed and sworn to before me this 21 day of April, 1947.																			CHAS. LAUGHLIN
(SEAL) My commission expires October 7, 1947.																			Kathryn Philips Notary Public
Date of receipt at Department of Reclamation..April 28, 1947																			
APPROVAL OF STATE RECLAMATION ENGINEER																			
I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for Amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 19240. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby. Dated April 28, 1947.																			
MARK R. KULP State Reclamation Engineer																			

PERMIT NO. 19240
CERTIFICATE OF COMPLETION OF WORKS

To All Whom it May Concern:

This is to certify that CHARLES LAUGHLIN, of Melba, County of Owyhee, and State of Idaho, the holder of Permit No. 19240, issued upon Application No. 26721, bearing date of priority of December 19, 1941, authorizing the diversion of One (1) second foot of the waters of an unnamed spring, County of Canyon, 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 One (1) second foot of the waters of said spring; that the point of diversion of said waters is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, or Lot 2, Section 28, Township 1 South, Range 2 West, B.M.; and that the lands proposed to be irrigated by the use of said waters are described as follows, to-wit: Lot 3 (Noble Island) Section 28, Township 1 South, Range 2 West, B.M.

Witness my hand this 30th day of April, A. D. 1947.

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made December 2, 1946
Certificate of completion of works issued April 30, 1947

LICENSE ISSUED FOR 0.5 SEC. FT.

ex. 4977

✓
September 5, 1952

RE: Permits Nos. 19240 and 20700

Mr. Charles Laughlin
Star Route
Malba, Idaho

Dear Mr. Laughlin:

We enclose License and Certificate of Water Right issued under Permit No. 19240, confirming your right to the use of 0.5 second foot of water from an unnamed spring with point of diversion in Lot 2 or NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28, Township 1 South, Range 2 West, B.M., with priority of December 19, 1941, for irrigation and domestic use on Lot 3, Section 28, Township 1 South, Range 2 West, B.M., or Noble Island.

We also enclose License and Certificate of Water Right issued under Permit No. 20700, confirming your right to the use of 0.96 second foot of water from Snake River, with point of diversion in Lot 3, Section 28, Township 1 South, Range 2 West, B.M., and priority of October 15, 1948, also for irrigation and domestic use on Lot 3 of said section, or Noble Island.

We also enclose departmental receipt No. 24804 for the \$4.00 license fees on the two permits.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

19240

August 11, 1952

Re: Permits 19240 and 20700

Mr. Charles Laughlin
Star Route
Melba, Idaho

Dear Mr. Laughlin:

The report of our Field Engineer on examination for beneficial use on the above numbered permits shows the following:

On Permit No. 19240, you have irrigated 25 acres of land in Lot 3 (Noble Island, from the un-named spring in the same location.

On Permit No. 20700, you have irrigated 48 acres from Snake River, in the southern portion of said Noble Island.

Therefore, upon receipt of the statutory fee of \$4.00 licenses will be issued for the above amounts on these two permits.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

7-24-52

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 19240This proof is for Beneficial use In Water District No. _____1. Name of applicant Charles Laughlin, Star Route, Melba, Idaho2. Source of water supply: Un-named spring3. Location of point of diversion: Is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 2) of Section 28T. 1 S. R. 2 W. County of Canyon (Approximately)

4. Describe works as they exist, giving dimensions and capacities of same: This system has a collecting sump placed in the spring on the N. bank of the river a distance of 45 ft. from the river bank. An 8 in. steel pipe leads from the bottom of the sump a distance of 300 ft. across the slough or what was the N. branch of the river to a concrete sump located approximately 20 ft. S. of the house and approximately 24 yds. from the river bank. The collecting sump in the spring is 78 in. by 78 in. square by 54 in. high, concrete wall on 3 sides. As yet,

5. Water is used for: Irrigation and 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):

Lot 3 (Noble Island), Section 28, Township 1 South, Range 2 West, B. M.See Map

4. the sump is open. There is no cover of any description. He intends to cover it with a concrete cap in the near future. The receiving sump on the island is 26 in. wide by 54 in. long by 19 in. high inside measurements. An 8 in. line leads to the ditch to the N. and a 10 in. line to the ditch to the S. Approximately 25 to 30 in. of water will flow at the present time and is being wasted back into the river.

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

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

Remarks: This spring developed all of a sudden one day approximately 3 years ago. One morning the party who was looking after the place for Mr. Laughlin noticed a stream of water squirting several feet into the air, out of what had formerly been a wet spot in the bank. Upon digging into the hillside, a splendid spring with a good flow of water developed immediately.

This examination was made on the 28th day of March, 1952.(Signed) E. N. Humphrey Examiner.

Charles Laughlin
Star Rt. Melba, Idaho

Permit No. 19240

Examination for Beneficial use

County Canyon

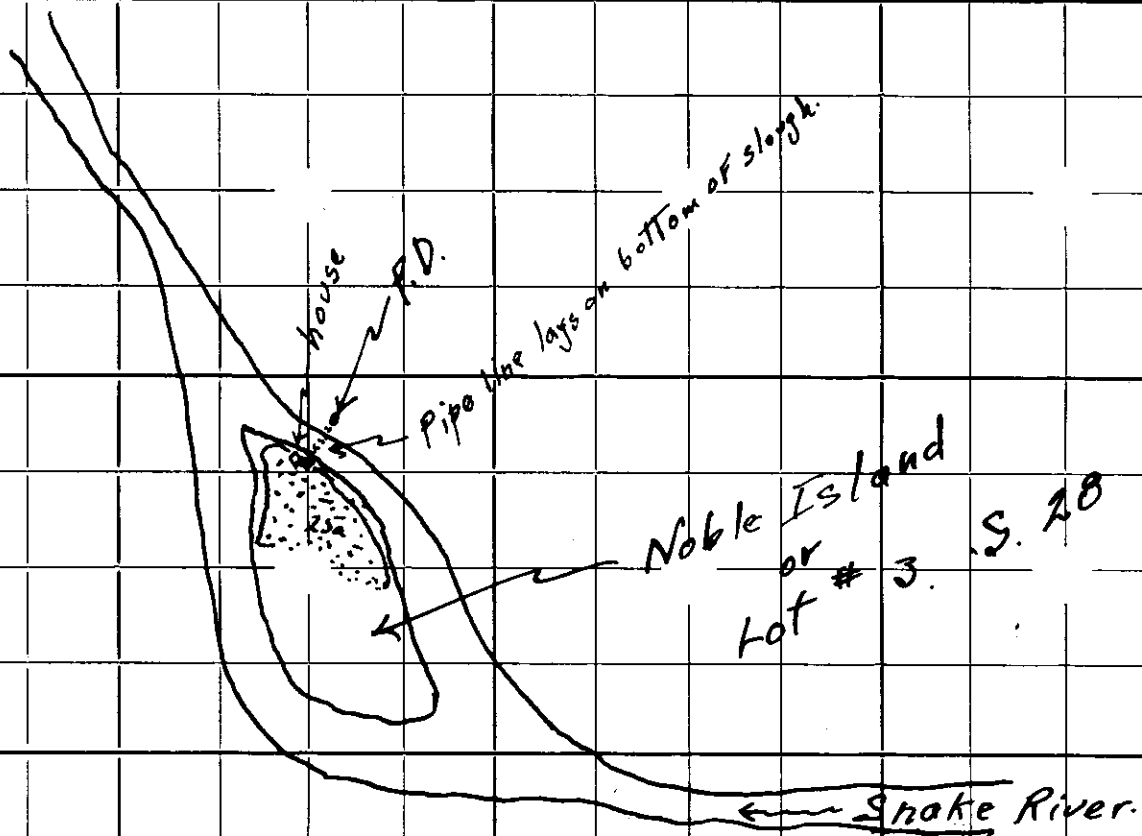
INSTRUCTIONS TO EXAMINERS

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.
-

RECEIVED
MAR 29 1952

Department of Reclamation

T 1 S R 2 W.



Area irrig. = 25a. {
Allow 25" of water.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 19240

REPORT ON PROOF OF Beneficial use

CHARLES LAUGHLIN, Star Route, Melba, Idaho

.5 of
mark

all - one 7 5

25 acres

RECEIVED
JUL 28 1952
Department of Reclamation

AFFIDAVIT OF PUBLICATION

State of Idaho,
County of Canyon, ss.

Benjamin L. Smith, 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 Editorial 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 31, 1952, and ending with the issue of June 27, 1952.

Lurena Lurena
Subscribed and sworn to before me this twenty-first day
of June, 1952.

Harold L. Reinhardt
Notary Public for Idaho
Residing at Nampa, Idaho

My Commission Expires July 14, 1952

19240

July 21, 1952

RE: Permit No. 19240

Mr. Charles Laughlin
Star Route
Melba, Idaho

Dear Mr. Laughlin:

We acknowledge receipt of your letter of July 18, 1952, accompanied by the depositions of yourself and two witnesses in proof of beneficial use under Permit No. 19240. Since these proofs were made on the designated date, it is not too late for us to accept them.

However, the affidavit of publication is a necessary part of this proof, and if you have not received same from the Idaho Free Press, we suggest you take the matter up with them at once as they were instructed to send the affidavit to you.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

19240

J-ly 18

Dear Sir

I hope I haven't waited
to long to mail this in. I had the
Papers filed in and notarized on the
Prescribed date. I then promptly
forgot them yours

Chas. Campbell

RECEIVED

JUL 19 1952

Department of Reclamation

Enclosure -



LEN JORDAN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

May 28, 1952

RE: Permit No. 19240

Mr. Charles Laughlin
Star Route
Melba, Idaho

Dear Mr. Laughlin:

We have sent to the Idaho Free Press at Nampa, copy of notice of beneficial use proof to be made under your Permit No. 19240 on June 28, 1952, with instructions to publish it once a week for four consecutive weeks prior to that date and to send you the affidavit of publication together with statement of costs.

We enclose the necessary forms of deposition to be used in making your proof and at the time set you should appear before the Notary Public, Mr. John K. Gray together with two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By *Jeannie L. Anderson*
Chief Clerk

A:fg
Enc.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. _____

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans.

*Charles Laughlin Farmer
Melba, Star Rt. 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.

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

Ans.

#19240

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

Ans.

*Spring on lot 2 sec 28
township 1 so. range 2 m. B. m. Canyon Co.*

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. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans.

*Spring is concreted into 8" metal pipe
307 1/2 ft. long into concrete Catch Basin
into open ditches that will irrigate
about 22 acres.*

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.

*domestic and irrigation on north end
of lot 3 - sec 28 township 1 so. range
2 m. B. m. - land is cultivated 22 acres.
farm buildings are located there*

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

Ans. House hold use

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

Ans. Entire flow of spring used for irrigation

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. By filing

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

Ans. First used in 1942 and since 1948 the full flow has been used for irrigation

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)

Chas. Laughlin

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 28 day of June,

A. D. 1952,

John P. Gray

My commission expires

May 3-1953

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. Gordon Fogelson, 37 Police, Melba, Ida.

Ques. 2. Are you acquainted with Chas. Laughlin, the holder of Permit No. 19240? How long have you known him and where does he reside? one year, Melba, Ida.

Ans. _____

Ques. 3. Have you read or heard read said Permit No. 19240, 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. Spring, across from said property. Spring is Concreted so as to Convey water in 8" metal pipe across one branch of Snake River to north end of Noble Island.

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. About 30"

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. Irrigation. On north end of island about 20 acres, Cultivated. All Concrete work - about 300 ft. 8" Metal Pipe and all ditches.

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

Ans.

Domestic purposes.

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.

Rever. island about 35 "

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.

In May 1952. By sight. 8" pipe
running at full capacity.

(Signed)

G. H. Logelson.

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

County of Canyon, State of Idaho, on this 28 day of June,
A. D. 1952.

My commission expires

May 3 - 1953.

Notary Public.

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. Robt. C. Robinson, 40, Oil Dealer, Box 204 Melba, Ida.

Ques. 2. Are you acquainted with Chas. Laughlin, the holder of Permit No. 19240? How long have you known him and where does he reside?

Ans. 2 years. Melba, Ida.

Ques. 3. Have you read or heard read said Permit No. 19240, 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. Spring. across from said property -
Concrete around spring, piped across part of Snake
River to Noble Island, into a Concrete Catch basin
and thence into open ditches for irrigation.

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. Approximately 30 cusecs. all being used.

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. Irrigation. Used on North end of Noble Island.
About 20 acres cultivated. All Concrete work
and about 300 ft. of 8" metal pipe - and open
ditches.

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

Ans. For domestic purposes.

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. Has river bottom land
about 35 inches

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. June 28 - 1952. By sight. Numerous occasions.
Carry 8" pipe running at full capacity.

(Signed) Robert C. Robinson

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 28 day of June

A. D. 1952

John P. Gray

Notary Public.

My commission expires May 3. 1952.

The Idaho Free Press

NAMPA

MAY 31 1952

DEAR MADAM:



WE ACKNOWLEDGE RECEIPT OF THE LEGAL ADVERTISEMENT FOR CHARLES LAUGHLIN OF STAR ROUTE, MELBA, IDAHO AND HAVE SCHEDULED SAME TO RUN MAY 31, JUNE 7, 14, 21.

SINCERELY,

THE IDAHO FREE PRESS

19240

RECEIVED

JUN 3 1953

Department of Reclamation



THIS SIDE OF CARD IS FOR ADDRESS

Handwritten signature

JEANNE L. ANDERSON
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

✓
May 28, 1952

RE: Permit No. 19240

Mr. Charles Laughlin
Star Route
Melba, Idaho

Dear Mr. Laughlin:

We have sent to the Idaho Free Press at Nampa, copy of notice of beneficial use proof to be made under your Permit No. 19240 on June 28, 1952, with instructions to publish it once a week for four consecutive weeks prior to that date and to send you the affidavit of publication together with statement of costs.

We enclose the necessary forms of deposition to be used in making your proof and at the time set you should appear before the Notary Public, Mr. John K. Gray together with two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. EULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

19240

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Re: Permit No. 19240

Date: May 28, 1952

Idaho Free Press

Nampa, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **June 28, 1952**, the date set for proof, the expense of the publication to be paid by the applicant, **Charles Laughlin** of **Star Route, Melba, Idaho**, to whom you should furnish proof 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**

19240

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

Notice is hereby given that at 11:00 A. M. on the 28th day of June, 1952,
 at Melba, County of Canyon, State of Idaho, before
John K. Gray, Notary Public,
 application to beneficial use of one cubic feet per second of the waters of an un-named spring
 in accordance with the terms and conditions of Permit No. 19240
 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

Charles Laughlin, Star Route, Melba, Idaho.

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

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

The place where said water is used (if for irrigation, give full and accurate description of the
~~lands irrigated~~ Lot 3 (Noble Island) Section 28, Township 1 South, Range 2 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

The right to take water from such works is based upon Permit No. 19240

The source of supply from which such water is diverted is an un-named spring.

The date of priority which said user is prepared to establish is December 19, 1941

MARK R. KULP

State Reclamation Engineer.

19240

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 27, 1952

(P. O.) Star Route, Melba Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Nampa Free Press of Nampa, Idaho published in
the county in which the works are situated.

Chas Laughlin

(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.

19240

✓
May 21, 1952

RE: Permit No. 19240

Mr. Charles Laughlin
Star Route
Malba, Idaho

Dear Mr. Laughlin:

We have been delaying final action on your Permit No. 20700, on which our Mr. Humphrey made an inspection on March 28, 1952, for the reason that he advised us that you were prepared to make beneficial use proof at this time on Permit No. 19240 for water from unnamed springs.

On April 1, 1952, we sent you partially filled out notice in connection with this proof, but have had no reply.

Please let us know if you do intend to make final proof on Permit No. 19240 at this time.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

19240

✓
April 1, 1958

RE: Permit No. 19240

Mr. Charles Laughlin
Star Route
Melba, Idaho

Dear Mr. Laughlin:

Mr. E. W. Humphrey, Deputy State Reclamation Engineer, informs us that you are prepared to make beneficial use proof at this time on your Permit No. 19240, for water from an unnamed spring.

We have partially filled out the notice in connection with this proof and enclose it herewith. Please complete by setting time and place and naming the Notary Public before whom proof is to be made, and return to this department together with Form 11 which is your authorization for us to have the notice published at your expense in the designated county newspaper.

We shall then send a copy of the notice to the newspaper with instructions in regard to publishing.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

19240

✓
May 2, 1947

Re: Permit No. 19240

Mr. Charles Laughlin
C/o Herman Cusis
Melba, Idaho

Dear Mr. Laughlin:

We enclose certificate of completion of works issued under Permit No. 19240 authorizing the diversion of one second foot of water from an unnamed stream, located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ (or Lot 2) Section 28, Township 1 South, Range 2 West with priority of December 18, 1941, for irrigation and domestic use on Lot 3 (Noble Island) same Section.

We also enclose departmental receipt No. 19730 for the \$5.00 fee paid by you in connection with completion of works proof.

Very truly yours,

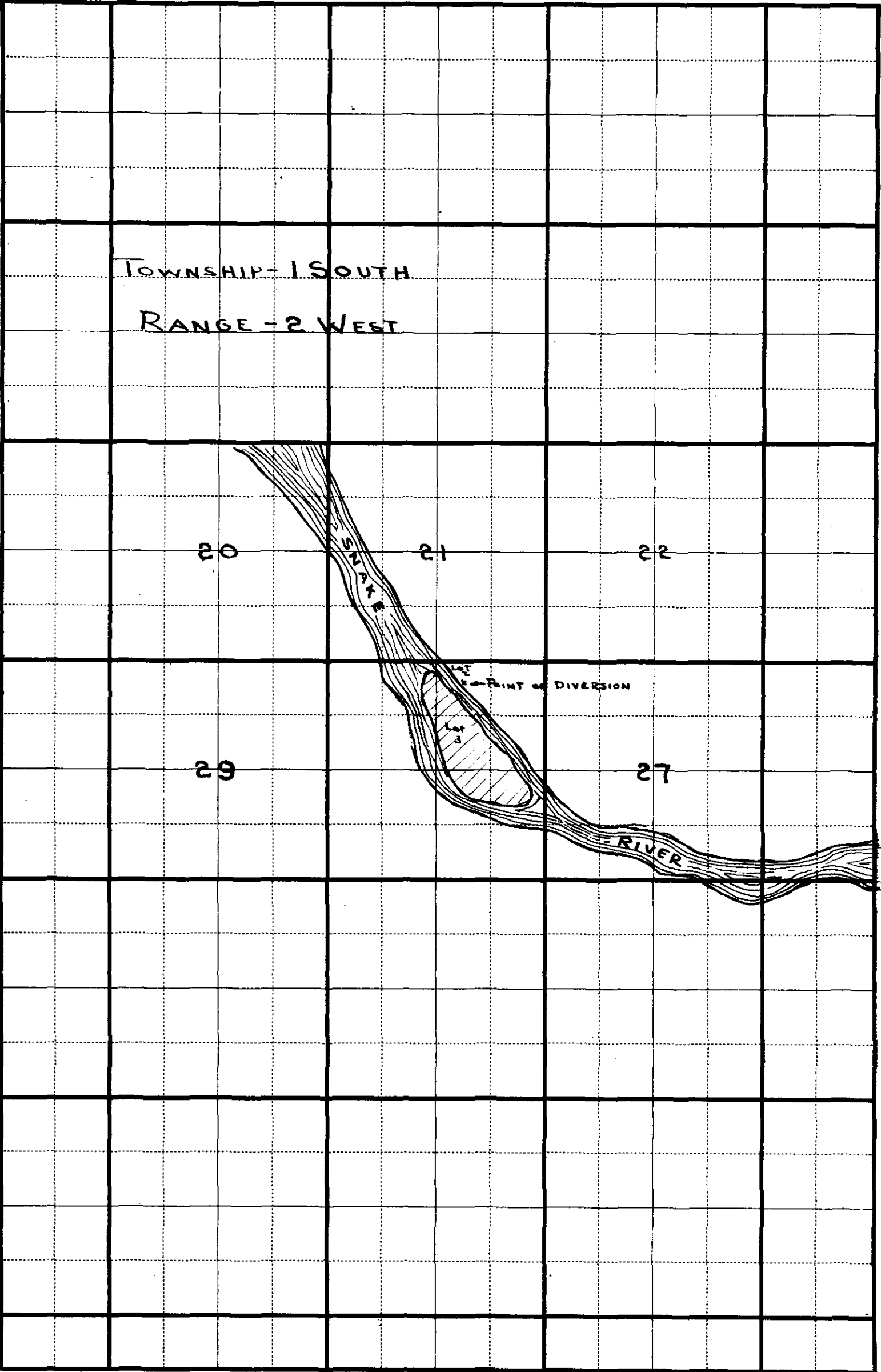
MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

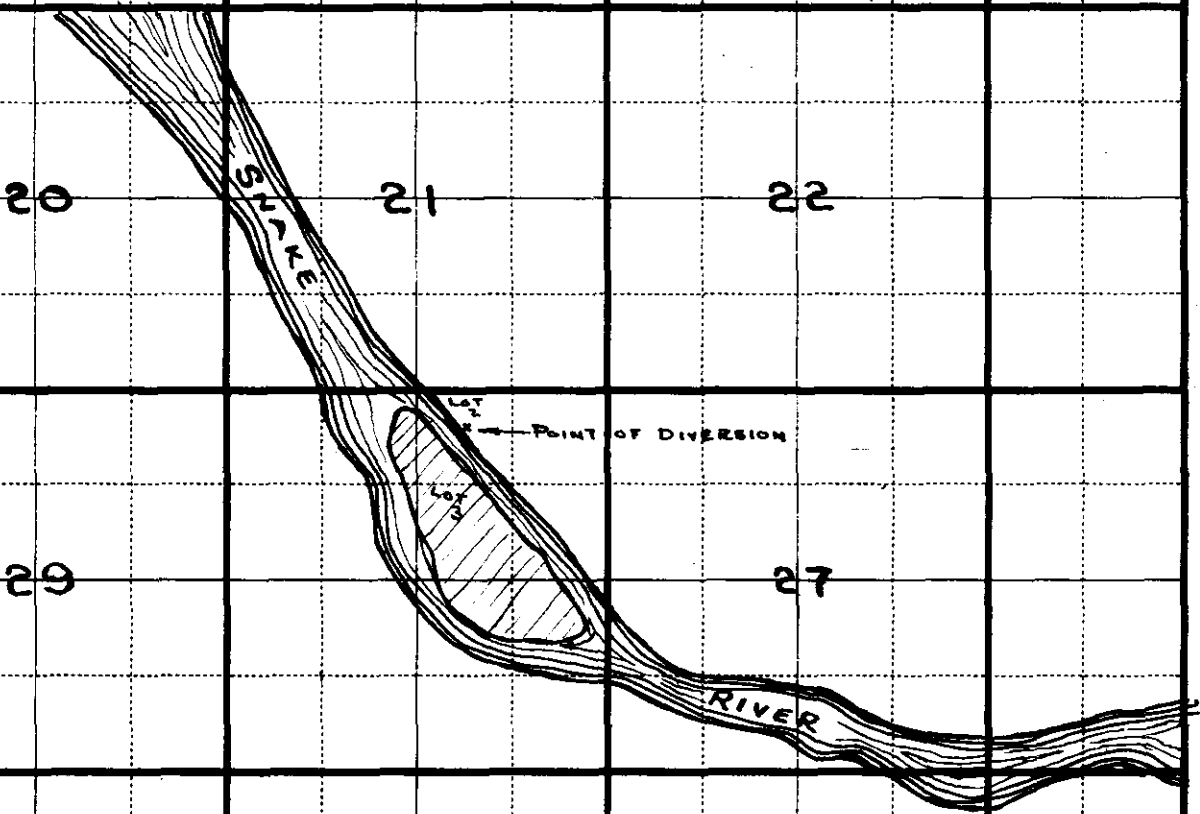
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Encl.

19240



TOWNSHIP-1 SOUTH
RANGE-2 WEST



APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 19240

Comes now CHARLES LAUGHLIN and represents to
the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate
the Public Waters of the State of Idaho, No. 19240;

That the point of diversion is described in said Permit as
being located NE¹/₄ NW¹/₄ Section 28, Twp. 1 S., Range 2 W., B.M.
~~and conveyed to the place~~
~~of use through~~ pipe ~~ditch, as per map~~
~~filed herewith.~~

That he now requests that the point of diversion be changed
to a point located in the NW¹/₄ NE¹/₄, or Lot 2, Section 28, Twp. 1 S., Range 2 W.B.M.
~~and conducted to the place of use~~
~~through the~~ pipe ~~--ditch, as per map above referred~~
~~to~~ filed herewith.

That his reasons for desiring to make such change are as fol-
lows: The point of diversion was inaccurately described in the original
application and permit.

That no one will be injured by such change, and that such
change will be made at Permit Holder's own risk.

Signed at Ada, Oklahoma this 21 day of April 1947

Subscribed and sworn to before me this

21 day of April, 1947

My commission expires:

October 7, 1947

Notary Public
Date of receipt at Department of Reclamation

Charles Laughlin
April 28, 1947

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp State Reclamation
Engineer of the State of Idaho, hereby approve the above and foregoing
application for amendment to Permit to appropriate the Public Waters of
the State of Idaho, No. 19240. This approval constitutes a new
permit and is issued as an amendment to the original permit to which
it refers, and of which it becomes a part, and said application is
approved only insofar as the rights of others will not be adversely
affected thereby.

Dated April 28, 1947

Mark R. Kulp
State Reclamation Engineer

19240

C. A. Robins

March 27, 1947

Re: Permit No. 19240

Mr. Charles Laughlin
C/o Herman Cusis
Melba, Idaho

Dear Mr. Laughlin:

We are in receipt of your letter of March 12th, which reached us yesterday, enclosing a map of Township 1 South, Range 2 West, on which you have indicated the location of your point of diversion and place of use under the above numbered permit.

From this we note that the actual point of diversion is in Lot 2, or the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28, and not the NE $\frac{1}{4}$ NW $\frac{1}{4}$ as erroneously described in the original application and permit.

This should be amended accordingly, and we enclose an application for such amendment, which should be signed by you before a Notary Public, and returned to this department for record.

The sketch map, which is attached, will then be substituted for the one originally filed with your permit application.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A
Encl. application for amendment

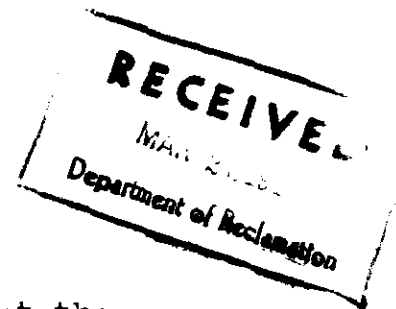
Chief Clerk

P. S. We are returning your township map, as requested.

19240

C/O Herman Cusis
Melba, Idaho
March 12, 1947

Mark R. Kulp, State Reclamation Engineer
Department of Reclamation
Boise, Idaho



Dear Mr. Kulp:

In your letter of January 24 you state that the point of diversion under permit No. 19240 is stated incorrectly, or differently, from the point given in the permit itself.

I am enclosing a map on which I have marked the point of the spring. I may have been reading it incorrectly. You see how it should be read and check it with the permits. Return it and I will have it changed, if need be.

I regret that I have caused so much delay.

Very truly yours,

Charles Laughlin

P. S. the permit No. 1924p is Lot 2, or the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28, Twp. 1 South, Range 2 West, G. M.

The permit itself gives the point of diversion in the NE $\frac{1}{4}$ N W $\frac{1}{4}$ of this section.

19240

C. A. Robins

✓
January 25, 1947

Re: Permit No. 19240

Mr. Charles Laughlin
C/o Herman Cusic
Melba, Idaho

Dear Mr. Laughlin:

Reference is made to your letter of January 17th, in which you state that the point of diversion under Permit No. 19240 is in Lot 2, or the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 28, Twp. 1 South, Range 2 West, B.M.

However, the permit itself gives the point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of this section.

If there has been a change in the point of diversion, or if the point of diversion was incorrectly described in the original application and permit, it will be necessary for you to file an application for amendment on the form enclosed.

Please let us hear from you in this regard.

Very truly yours,

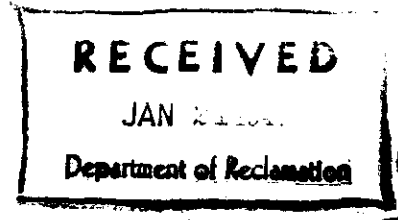
MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encl.

19240

December 17, 1947



Mr. Mark R. Kulp
State Reclamation Engineer
State Building
Boise, Idaho

Dear Sir:

My address is Melba, Idaho, care of Herman Cusic.

The spring in question is on Lot 2, Sec. 28, Township 1S, Range 2 W. B. M.

Lot 2 Sec 28 Township 1 S Range 2 W. B. M. comprises of 20 1/2 acres of the N W 1/4 of N E 1/4 of Sec. 28 Township 1 S Range 2 W. B. M.

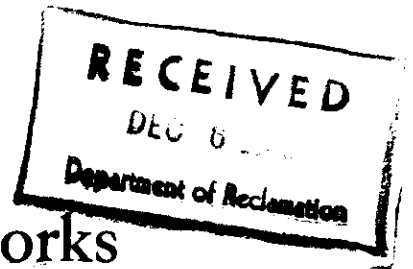
I am sorry to have caused this delay.

Yours very truly,

Charles Laughlin

19240

Permit No. 19240

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Canyon

ss.

Charles Laughlin

, 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. 19240, 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
A Spring on Snake River Bank

✓ Third: That the point of diversion of said water is Spring on North east Bank of
Snake River Lot 2, Sec. 28, Township 1 S Range 2 W. B. M.

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

Fifth: That the use for which said water is intended is Irrigation and Household Uses

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

II. Dimensions of work: 8 inches in diameter and 300 feet long

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

(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 8 inches 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 One second feet of water.

Eighth: That water appropriated under said permit is available for 75 acres of land described as follows: Lot 3 (Noble Island) Set. 28, Island, Range 2,

Ninth: Remarks: That Water has been delivered on land.

Charles Laughlin
(Sign here)

Subscribed and sworn to before me this 2nd day of December, 1946

My commission expires August 1, 1950

Gertrude Meaders

Notary Public.

19240

December 23, 1946

Re: Permit No. 19240

Mr. Charles Laughlin
Marsing, Idaho

Dear Mr. Laughlin:

The enclosed letter, which was addressed to you at Melba, Idaho, has been returned from the postoffice unclaimed.

We note that the permit application gave your address as Marsing, Idaho, so we are trying that address, although you will note that the deposition gives it as Melba.

Will you please advise us which is the correct address, so that we may have it correctly on our records.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encl.

19240

✓
December 7, 1946

Re: Permit No. 19240

Mr. Charles Laughlin
Melba, Idaho

Dear Mr. Laughlin:

We acknowledge receipt of your deposition in proof of completion of works under the above numbered permit, together with postal money order for the \$5.00 fee in connection therewith.

However, under Question Three the point of diversion should be stated to a legal 40-acre subdivision, section, township and range, and we are returning the deposition to be completed in this respect.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encl.

19240

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Mr. Charles Laughlin

Boise, Idaho **October 1, 1946**

Marsing, Idaho

Dear Sir:-

Under the terms of your permit No. ~~19240~~-----you are required to complete your diversion works on or before----~~December 19, 1946~~ I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

MARK R. KULP

State Reclamation Engineer

19240

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 19240

Date Dec. 22, 1941

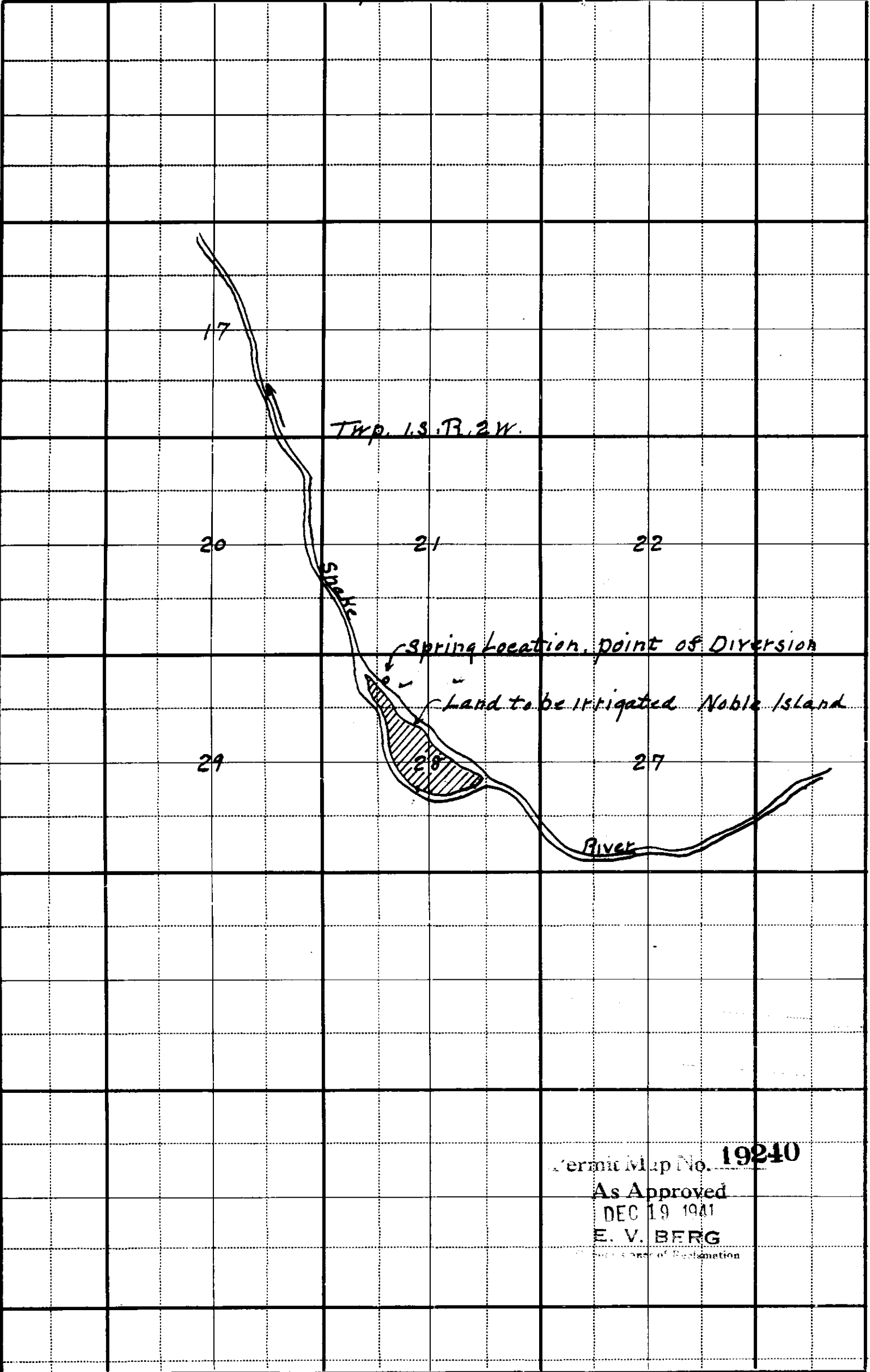
Dear Sir:

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.

Charles Laughlin
Marsing, Idaho

E. V. HERO.

Commissioner of Reclamation.



Permit Map No. 19240
As Approved
DEC 19 1941
E. V. BERG
U.S. Bureau of Reclamation

19240

**NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL
USE**

Notice is hereby given that at 11:00 A. M. on the 28th day of June, 1952, at Melba, County of Canyon, State of Idaho, before John K. Gray, Notary Public, proof will be submitted of the application to beneficial use of one cubic foot per second of the waters of an un-named spring in accordance with the terms and conditions of Permit No. 19240 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 Charles Laughlin, Star Route, Melba, Idaho.

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

The amount applied to beneficial use is One cubic foot per second.

The place where said water is used Lot 3 (Noble Island) Section 28, Township 1 South, Range 2 West, B. M.

The right to take water from such works is based upon Permit No. 19240.

The source of supply from which such water is diverted is an un-named spring.

The date of priority which said user is prepared to establish is December 19, 1941.

MARK R. KULP,
State Reclamation Engineer.
53-52 May 31, June 7, 14, 21

**NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL
USE**

Notice is hereby given that at 11:00 A. M. on the 28th day of June, 1952, at Melba, County of Canyon, State of Idaho, before John K. Gray, Notary Public, proof will be submitted of the application to beneficial use of one cubic foot per second of the waters of an un-named spring in accordance with the terms and conditions of Permit No. 19240 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 Charles Laughlin, Star Route, Melba, Idaho.

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

The amount applied to beneficial use is One cubic foot per second.

The place where said water is used Lot 3 (Noble Island) Section 28, Township 1 South, Range 2 West, B. M.

The right to take water from such works is based upon Permit No. 19240.

The source of supply from which such water is diverted is an un-named spring.

The date of priority which said user is prepared to establish is December 19, 1941.

MARK R. KULP,
State Reclamation Engineer.
May 31, June 7, 14, 21