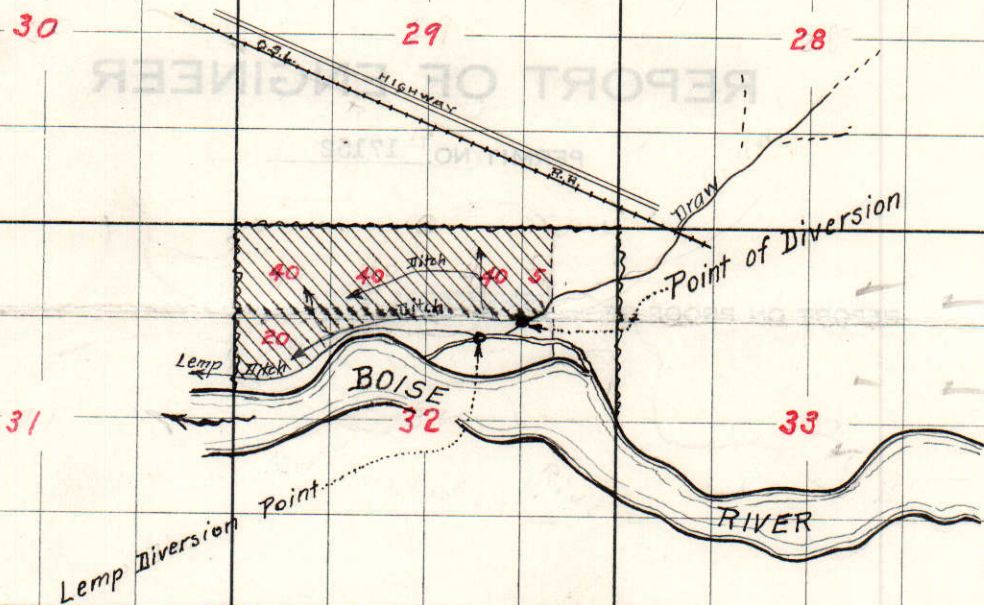




Affidavit of Publication

STATE OF IDAHO,

County of Canyon

SS.

RECEIVED

SEP 1 1936

Department of Reclamation

Emile P. Short

, being first duly sworn, deposes and says:

That he is the *foreman* of CALDWELL PUBLISHING COMPANY, publisher of THE CALDWELL NEWS-TRIBUNE, a daily newspaper published at Caldwell, Idaho, within the meaning of Chapter 154 of the 1933 Session Laws of Idaho; published six consecutive days a week except legal holidays. And that the publisher of said THE CALDWELL NEWS-TRIBUNE, a daily newspaper, has all the time since the 5th day of July, 1933 and in each issue thereof, at the head of the editorial column of said newspaper, announced the day of the week to-wit: Saturday, on which legal notice required by law or by order of any Court of competent jurisdiction to be published weekly, will be published; that the said paper is in general circulation in Canyon County, Idaho and has been for a period of seventy-eight weeks preceding the first publication of this advertisement, a copy of which is attached hereto, and by reference thereto made a part of this affidavit, and was published in the regular

NOTICE FOR PUBLICATION

Notice of Proof Application of Water to Beneficial Use

Notice is hereby given that at ten a. m. on the 27th day of August, 1936, at Caldwell, County of Canyon, State of Idaho, before Hugh N. Caldwell, rooms 10-14, Harmon Building, Notary Public, proof will be submitted of the application to beneficial use of three cubic feet per second of the waters of an unnamed stream in accordance with the terms and conditions of Permit No. 17152 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Ole E. Larson, R. F. D. No. 2, Parma, Idaho.

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

The amount applied to beneficial use is three cubic feet.

The place where said water is used: 177 acres in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, all in Sec. 32 T. 5 N. R. 4 W. B. M., in Canyon County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use: Private ditch as per permit for conveying part of the water; and it partly through the Larson-Baxter-Lemp Ditch.

The right to take water from such works is based upon Permit No. 17152.

The source of supply from which such water is diverted is an unnamed stream.

The date of the priority which said user is prepared to establish is August 24, 1929.

R. W. FARIS,

Commissioner of Reclamation.

225-July 18-25 Aug. 1-8-15

Saturday issue of THE CALDWELL NEWS-TRIBUNE for *five* consecutive weeks beginning with the issue of *July 18*, 193*6* and ending with the issue of *August 15*, 193*6*.

Emile P. Short

Subscribed and sworn to before me this *17th*

day of *August*, 193*6*.

Nell Wilson

Notary Public for Idaho.
Residing at Caldwell, Idaho.

17152

NAME OF APPLICANT

Chas. E. Hanson

Township 5 North Range 4 West D.M.

40 40 40 10
lands to be irrigated
15 10 17 5
Boise River
SEC. 37

Unnamed Stream

Point of Diversion

Permit Map No. 17152

As Approved

SEP 3 1929

GEO. N. CARTER

Commissioner of Reclamation

17152

State of Idaho

License and Certificate of Water Right

Water License No. 17152

Amount 2.9 sec. ft.

Water District No.

Priority August 24, 1929

THIS IS TO CERTIFY that OLE E. LARSON
 of Notus, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated August 24, 1929; that Permit No. 17152
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 3.5 second feet, was issued thereunder on August 10, 1934, showing that said works
 were completed on the 30th day of July, 1934; and that on the 27th
 day of August, 1936,

OLE E. LARSON

of Notus, State of Idaho, made proof to the satisfaction of the
 Commissioner of Reclamation of Idaho, of the right to use the waters of an unnamed
 stream, a tributary of Boise River, for the purpose of irrigation
 under Use Permit No. 17152 of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume 7
 of Licenses, at page 3872, on the 1st day of April, 1937;
 The right hereby confirmed dates from August 24, 1929;

The Point of Diversion is located
 in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, Tp. 5 N., R. 4 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 2.9
 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N.	4 W.	32	NE $\frac{1}{4}$ NE $\frac{1}{4}$	10	5
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	15	20
					145

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 Commissioner of Reclamation, affixed at Boise, Idaho,
 this 1st day of April, 1937

R. W. PARIS

Commissioner of Reclamation

(SEAL)

63 2423

63-2423

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

Application No. 24176
Permit No. 17152
District No.

1. Name of Applicant: Ole E. Larson.

Postoffice address: Notus; 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: $3\frac{1}{2}$ cubic feet per second.

3. Source of water supply: unnamed stream, which is a tributary of Boise River.

4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B. M., and is in the $SE\frac{1}{4}$ $NE\frac{1}{4}$
of Section 32 , T. 5 N. , R. 4 W. , B. M., County of Canyon.

5. Water is to be used for: Irrigation.

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

- (a) Point of use of water: feet distant from corner of Section
T. , R. , B. M., in the of Section , T. , R. , B. M.
- (b) Amount of power generated: H. P., under feet head.
- (c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B. M., in the
of Section , T. , R. , B. M.

7. Estimated cost of works: \$ 100.00

8. Kind of works: Ditch and headgate.

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 16 feet; height 4 feet.

11. Ditch: Width at bottom 4 feet; width at water line 5 feet; depth of water 1.5
feet; dimensions of flume

Diameter of pipe inches; length of conduit $3\frac{1}{4}$ miles.

Average grade per mile 1 feet.

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

13. The time required for the complete application of the water to the proposed use is two additional years.

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

15. (a) Is reservoir to be used? No. 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.

Ole E. Larson

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9 A.M., August 24, 1929

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 17152.

Recorded in Book 62, Page 17152, Approved September 5, 1929.

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 November 4, 1929,

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before

March 5, 1930.

The whole of said work to be completed on or before

September 5, 1930.

1930

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

September 5, 1932.

Witness my hand this 5th day of September, 1929.

GEO. N. CARTER

Commissioner of Reclamation.

Remarks:

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5 N.	4 W.	32	10	40	17	5	40	40	15	10									177
Permit No. 17152. EXTENSION OF TIME Upon proper request of the holder of the above numbered permit (No. 17152), I have this 30th day of July, 1930, extended the time for proof of completion of works to September 5, 1934. GEO. N. CARTER Commissioner of Reclamation By Myron Swendsen Assistant. PERMIT NO. 17152 CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that OLE E. LARSON of Parma R # 2, County of Canyon, and State of Idaho, the holder of Permit No. 17152, issued upon Application No. 24176 bearing date of priority of August 24, 1929, authorizing the diversion of 3.5 second feet of the waters of an unnamed stream, County of Canyon, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 3.5 second feet of the waters of an unnamed stream; that the point of diversion of said waters is in the SE$\frac{1}{4}$ NE$\frac{1}{4}$ Sec. 32, T. 5 N., R. 4 W., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 177 acres in the NE$\frac{1}{4}$ NE$\frac{1}{4}$, NW$\frac{1}{4}$ NE$\frac{1}{4}$, SW$\frac{1}{4}$ NE$\frac{1}{4}$, SE$\frac{1}{4}$ NE$\frac{1}{4}$, NE$\frac{1}{4}$ NW$\frac{1}{4}$, NW$\frac{1}{4}$ NW$\frac{1}{4}$, SW$\frac{1}{4}$ NW$\frac{1}{4}$ & SE$\frac{1}{4}$ NW$\frac{1}{4}$, All in Sec. 32, T. 5 N., R. 4 W., B. M. Witness my hand this 10th day of August, A. D. 1934. R. W. FARIS Commissioner of Reclamation Proof of Completion of Works made July 30, 1934. Certificate of Completion of Works issued August 10, 1934.																			

LICENSE ISSUED FOR 2.9 SEC. FT.

Val 7. 3872

WATER RIGHT NUMBER 63-2423

OWNER LAST NAME - LARSON FIRST NAME - OLE E. ORIG OWNER -
ADDRESS LINE 1 - ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - NOTUS STATE - ID ZIP CODE -
SOURCE - UNNAMED STREAM TRIBUTARY OF - BOISE RIVER
STAGE - LICENSE STATUS - PRIORITY - 08-24-1929 COUNTY - CANYON TOTAL DIV. RATE - 2.9000 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - SENE 32 05N 04W LOT REDIV - 272.0 312.0 15.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.3
FROM - TO - USE - IRRIGATION USE DIV. RATE - 2.9000 CFS USE DIV. VOLUME - .00 AFA
USE - IRRIGATION PLACE OF USE - TWN 05N RNG 04W SEC 32 TRACT NENE LOT AC 05 TRACT NENE LOT AC 40
TRACT NENW LOT AC 40 TRACT NWNW LOT AC 40
TRACT SWNW LOT AC 40
DATE - TOTAL ACRES 165
DECREE NAME -
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 17152
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

IDENT. NO. 63-2423

WATER RIGHT
DATA ENTRY LOG

[illegible]

April 2, 1937

Re: Permit No. 17152

OLE E. LARSON
Notus, Idaho

Dear Mr. Larson:

You will find enclosed herewith, License and Certificate of Water Right which has been issued in accordance with the terms of the above permit for 2.9 cubic feet of water per second from an unnamed stream for irrigation purposes.

We are also enclosing our office receipt No. 16145 in the amount of \$10.00 covering fee remitted by you in connection with proof of application of water to beneficial use.

Very truly yours

R. W. FARIS
Commissioner of Reclamation

by
Chief Clerk

cj
encl

17152

Parmy, Ida

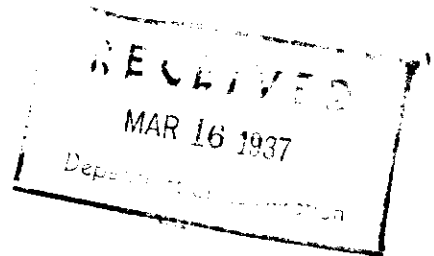
March 15th 1937

Department of Reclamation

Boise, Ida

Dear Sirs:

Enclosed find check for \$10.00
for licence for 2.9 second feet of water
in connection with permit
No. 171544



O. E. Larson

17152

~~XXXXXXXXXX~~
Barzilla W. Clark

March 6, 1937

Re: Permit No. 17152

OLE E. LARSON
Parma, Idaho

Dear Sir:

On the 6th day of November, 1936, the Field Engineer of this office made an examination of the lands you have irrigated with the water claimed under the above permit. We now have his report and he gives you credit for having irrigated a total of 145 acres. There is a statutory fee of \$10.00 due in connection with this matter, and immediately upon receipt of such fee, a license will be issued to you for 2.9 second feet of water.

As you no doubt know, a couple of years ago there was a good deal of dissension over this right, many persons strenuously objecting to it. The chief objector was Lillian G. Lemp of Payette who diverts water a short distance below your point of diversion. At that time, we advised her that the permit could not be contested until such time as final proof was offered. However, she failed to file any formal protest at the time when notice was given of your intention to submit final proof, so she will therefore have no right to be heard in connection with this matter.

Very truly yours

Chief Clerk & Office Engineer

PLH/cj

) 7152

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 17152

This proof is for BENEFICIAL USE

In Water District No.

1. Name of applicant. OLE E. LARSON

2. Source of water supply: UNNAMED STREAM

3. Location of point of diversion: Is in the SE¹ NE¹ of Section 32

T. 5 N. R. 4 W. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: *Diversion is through a headgate 12"x24" at head of culvert 32 ft long, 4 ft wide & 1 ft high. thence through a ditch 4 wide & 1 ft deep. Control of water level at H.G. is by lumber check structure 8 ft long, 8 ft wide & 7 ft high with flash board openings.*

5. Water is used for: IRRIGATION

6. 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 for other than irrigation): NE¹NE¹, NW¹NE¹, SW¹NE¹, SE¹NE¹, NE¹NW¹, NW¹NW¹, SW¹NW¹, and SE¹NW¹, Section 32, Township 5 North, Range 4 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? *Boise River*
Remarks: *This diversion point is immediately above the "Lump" diversion, which condition has lead to some conflict of interest in the past & more or less acrimony between the interested parties.*

This examination was made on the 6th day of November, 1936

(Signed)

Fred S. Tolman
Examiner.

17152

OLE E. LARSON,
Parma, Idaho

Permit No. 17152

33

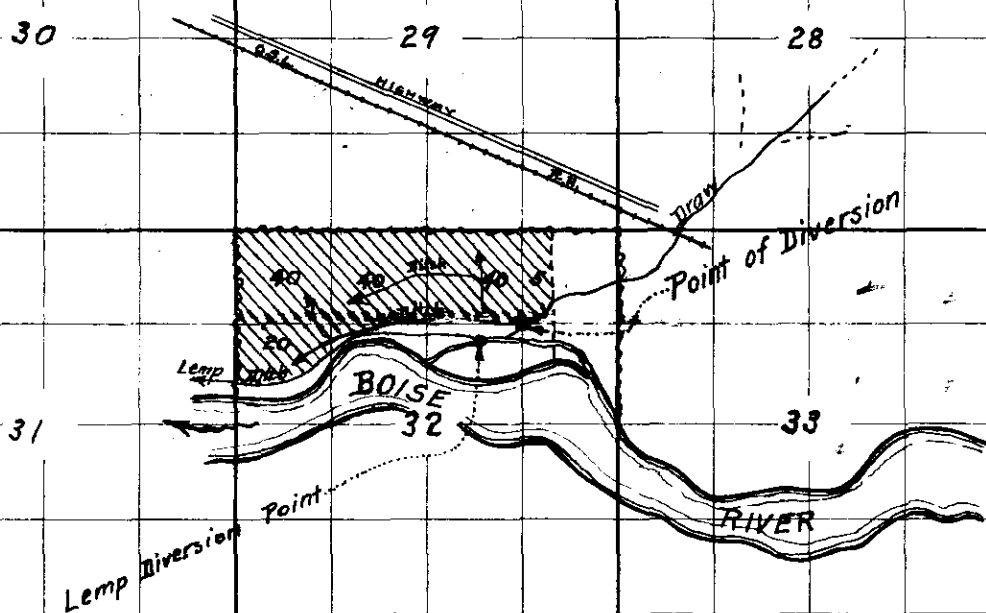
Examination for BENEFICIAL USE

County Canyon

INSTRUCTIONS TO EXAMINERS

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

There has been no formal protest filed against this proof, although several people have objected to the permit during the past 2 or 3 years. The chief objector has been Lillian G. Lamp, who resides in Payette, who contends that the unnamed stream is nothing more than a part of Boise River.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 17152

REPORT ON PROOF OF ARTIFICIAL USE

September 11, 1936

Re: Permit No. 17152
Ole E. Larson

HUGH N. CALDWELL
Attorney-at-Law
Caldwell, Idaho

Dear Mr. Caldwell:

We are in receipt of affidavit of publication from the newspaper and depositions of the holder and two witnesses, all in connection with beneficial use proof under the above permit, for which we thank you.

In conformance with your request, we are enclosing herewith one blank form No. 16, and two blank forms No. 17.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

by
Ass't Chief Clerk

cj
encl 3

17152

September 11, 1936

Re: Permit No. 17152

OLE E. LARSON
Route #2
Parma, Idaho

Dear Mr. Larson:

This will acknowledge receipt of the deposition of the holder, depositions of two witnesses, and the affidavit of proof of publication from the newspaper, all in connection with beneficial use proof under the above permit.

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this department. We are unable to say just when this examination will be made since the department has but one field engineer who makes examinations all over the state.

However, Mr. Tolman, Field Engineer for this department, will contact you at the time set for examination so that you may show him over the grounds. After his report is one file in this office, you will be further notified as to fees due before the issuance of your license.

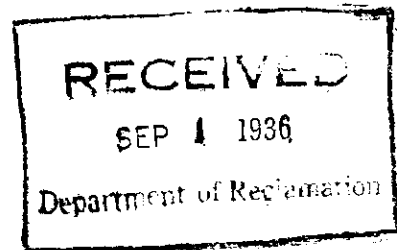
Very truly yours

Chief Clerk & Office Engineer

PLH/cj

17152

HUGH N. CALDWELL
ATTORNEY AT LAW
CALDWELL, IDAHO



August 31, 1936

Hon. R. W. Faris
Commissioner of Reclamation
State House, Boise, Idaho

Re: Permit No. 17152 Ole E. Larson

Dear Sir:

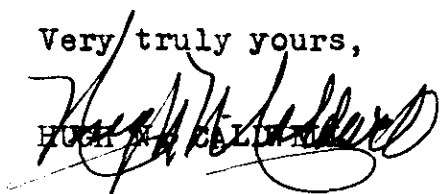
Inclosed herewith you will please find Affidavit of Publication of "Notice for Publication of Proof of Application of Water to Beneficial Use" in connection with the above permit;

Also please find the following proofs taken before me as Notary Public on August 27th pursuant to the above notice:

"Deposition of Holder, Ole E. Larson;"
"Deposition of Witness, Glenn Reinemer;"
"Deposition of Witness, Harley Crook"

If you wish any further proofs in regard to this matter, please advise me. I would appreciate receiving for the purpose of completing my files, the blank form No. 16 and two blank forms No. 17.

Very truly yours,


HUGH N. CALDWELL

HNC:IE
Incls.

17152

Affidavit of Publication

STATE OF IDAHO,

County of Canyon

ss.

RECEIVED

SEP 1 1936

Notary Public for Idaho

Emile A. Short

, being first duly sworn, deposes and says:

That he is the *foreman* of CALDWELL PUBLISHING COMPANY, publisher of THE CALDWELL NEWS-TRIBUNE, a daily newspaper published at Caldwell, Idaho, within the meaning of Chapter 154 of the 1935 Session Laws of Idaho; published six consecutive days a week except legal holidays. And that the publisher of said THE CALDWELL NEWS-TRIBUNE, a daily newspaper, has all the time since the 5th day of July, 1933 and in each issue thereof, at the head of the editorial column of said newspaper, announced the day of the week to-wit: Saturday, on which legal notice required by law or by order of any Court of competent jurisdiction to be published weekly, will be published; that the said paper is in general circulation in Canyon County, Idaho and has been for a period of seventy-eight weeks preceding the first publication of this advertisement, a copy of which is attached hereto, and by reference thereto made a part of this affidavit, and was published in the regular

Saturday issue of THE CALDWELL NEWS-TRIBUNE for *five* consecutive weeks beginning with the issue of *July 18*, 193*6* and ending with the issue of *August 15*, 193*6*.

Emile A. Short

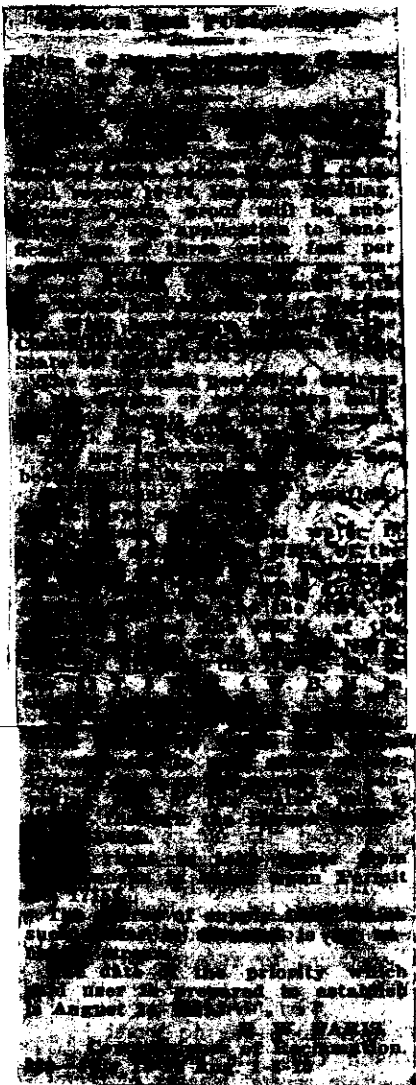
Subscribed and sworn to before me this *17th*

day of *August*, 193*6*.

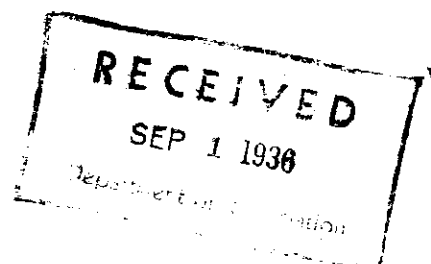
Nell Wilson

Notary Public for Idaho.
Residing at Caldwell, Idaho.

17152



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 17152

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Ole E. Larson, residence about 7 miles East of Parma on the South side of the O.S.L.R.R., in Canyon County; occupation, farmer; post office address, R. F. D. # 2, Parma, Canyon County, 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. Acting for himself and not for a corporation.

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

Ans. Permit No. 17152; dated September 5, 1929; date of priority I propose to establish under the permit is ~~September 5, 1929~~ August 23, 1929.

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

Ans. An unnamed stream which is a tributary of the Boise River; the exact location of the point of diversion is near the NW corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 32, Twp. 5 N.R. 4 W.B.M. 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. See Answer to Question 5 on attached sheet.

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. See Answer to Question 6 on attached sheet.

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

Ans.

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

Ans. 1 inch per acre, which would amount to 152 inches on the lands already actually irrigated and 25 additional inches for the lands which will be irrigated by pump as above stated, making a total of 177 inches.

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. This water has been used continuously during the irrigating seasons since prior to September 5, 1929, by irrigation and in the amount and to the extent and on the lands as above described in the answer to question 6.

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)

Al E. Larson

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 Caldwell, County of Canyon, State of Idaho, on this 27th day of August, A. D. 1936.

Notary Public for Idaho,
Residing at Caldwell, Idaho.

(SEAL)

My commission expires October 5, 1939.

17152

Answer to Question 5. Diversion works consist of a bank or dam across the unnamed stream 16 feet long and 8 feet wide, constructed of railroad ties, planks and dirt, during the irrigating season, the opening through this embankment is regulated by planks and boards to raise the water to the proper level to be diverted. The diversion from the unnamed stream consists of a diversion ditch at the head of which is located a conduit 4 feet wide, 1 foot deep and 32 feet long, capable of conveying from the point of diversion to the place of use, 200 inches of water. The ditch by which the water is conducted to the place of use is a private ditch for conveying part of the water and the remaining portion of the water is conducted through the ditch used by the applicant and known as the Larson-Baxter-Lemp ditch.

Answer to Question 6. In the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 32, Twp. 5 N. R. 4 W.B.M., ten acres. In the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Sec. 32, 32 acres. In the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Sec. 32, 5 acres. In the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 32, 40 acres. In the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 32, 40 acres. In the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 32, 15 acres. In the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 32, 10 acres. In addition to the above lands already irrigated, the applicant can irrigate 25 additional acres, being 8 acres in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and 17 acres in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Sec. 32, by installing a pump in his diversion ditch which he intends to do. All of said land above mentioned, is cultivated land, which has been made into farming land as a result of the use and application of said water, a portion of which is now used for pasture land. The lands have been leveled, irrigated and put into production as a direct result of the use of said water.

17152

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17152

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. Glenn Reinemer, residence and post office address R. F. D. 2,
Caldwell, Idaho, age 34 years; occupation, farmer.

Ques. 2. Are you acquainted with Ole E. Larson, the
holder of Permit No. 17152? How long have you known him and where does he reside?

Ans. Yes. I have known him about 8 years; he resides about 7 miles
East of Parma, on R. F. D. # 2, Parma, Idaho

Ques. 3. Have you read or heard read said Permit No. 17152, 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. See attached sheet for answer to question No. 4.

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?

The works will safely carry 5 second feet. I have seen said
Ans. works carrying 4 second feet.

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

Ans. See attached sheet for answer to question No. 6.

17152

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. All of the above described land is agricultural land; about 25 acres is plowed land and the remainder is perhaps mixed and pasture land; it will require about 1 inch per acre for profitable irrigation.

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

Ans. 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. I reside about 2 1/2 miles from the Larson land above described and have had occasion to see this land several times each season during the last six years and to see the land improved and brought into cultivation and the above described water applied to the land.

(Signed) Glenn Heinney

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 Caldwell, County of Canyon, State of Idaho, on this day of 27th day of August, A. D. 1936.

My commission expires October 5, 1939.

Nathan Caldwell
Notary Public for Idaho
Residing at Caldwell, Idaho.

17152

Answer to Question No. 4. An unnamed stream which is a tributary of the Boise River; the exact location of the point of diversion is near the NW corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 32, Twp. 5 N. R. 4 W. B. M., Canyon County, Idaho. The Diversion works consist of a bank or dam across the unnamed stream 16 feet long and 8 feet wide, constructed of railroad ties, planks and dirt; during the irrigating season, the opening through this embankment is regulated by planks and boards to raise the water to the proper level to be diverted. The diversion from the unnamed stream consists of a diversion ditch at the head of which is located a conduit 4 feet wide, 1 foot deep and 32 feet long, capable of conveying from the point of diversion to the place of use, 200 inches of water. The ditch by which the water is conducted to the place of use is a private ditch for conveying part of the water and the remaining portion of the water is conducted through the ditch used by the permit holder and known as the Larson-Baxter-Lemp ditch.

Answer to Question No. 6. In the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 32, Twp. 5 N. R. 4 W.B.M., 10 acres. In the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Sec. 32, 32 acres. In the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Sec. 32, 5 acres. In the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 32, 40 acres. In the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 32, 40 acres. In the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 32, 15 acres. In the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 32, 10 acres. In addition to the above lands already irrigated, the permit holder can irrigate 25 additional acres, being 8 acres in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and 17 acres in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Sec. 32, by installing a pump in his diversion ditch which he intends to do. All of said land above mentioned, is cultivated land, which has been made into farming land as a result of the use and application of said water, a portion of which is now used for pasture land. The lands have been leveled, irrigated and put into production as a direct result of the use of said water.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17152**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. Harley Crook, age 44 years, residence 7 miles Northwest of Caldwell,
Idaho; occupation, farmer post office address R. F. D. # 1, Caldwell,
Idaho.

Ques. 2. Are you acquainted with Ole E. Larson, the
holder of Permit No. 17152? How long have you known him and where does he reside?

Ans. Yes. I have known him for about 25 years; he resides at R. F. D.
2, Parma, Idaho.

Ques. 3. Have you read or heard read said Permit No. 17152, 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. See attached sheet for answer to Question No. 4.

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. 4 second feet-----4 second feet

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

Ans. See attached sheet for answer to Question No. 6.

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. ~~Agricultural land which has been cleared, leveled and cultivated.~~ My estimate of the amount required for its profitable cultivation is about 1 inch to the acre.

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. I have been familiar with these lands for 17 years; have lived within 1 1/2 miles of the land for 15 years and within 5 miles of these lands since 1934 and have seen the lands brought from uncultivated lands into cultivated and irrigated lands by the application of the water mentioned in the above permit by Ole E. Larson. I have observed these lands and the application of this water on them many times each year.

(Signed)

Harley Crook

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 Caldwell, County of Canyon, State of Idaho, on this day of 27th day of August, A. D. 19 36.

My commission expires October 5, 1939.

Hugh M. Caldwell

Notary Public for

Idaho

Residing at Caldwell, Idaho

Answer to Question 4. An unnamed stream which is a tributary of the Boise River; the exact location of the point of diversion is near the NW corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 32, Twp. 5 N. R. 4 W. B. M., Canyon County, Idaho. The Diversion works consist of a bank or dam across the unnamed stream 16 feet long and 8 feet wide, constructed of railroad ties, planks and dirt, during the irrigating season, the opening through this embankment is regulated by planks and boards to raise the water to the proper level to be diverted. The diversion from the unnamed stream consists of a diversion ditch at the head of which is located a conduit 4 feet wide, 1 foot deep and 32 feet long, capable of conveying from the point of diversion to the place of use, 200 inches of water. The ditch by which the water is conducted to the place of use is a private ditch for conveying part of the water and the remaining portion of the water is conducted through the ditch used by the permit holder and known as the Larson-Baxter-Lemp ditch.

Answer to Question 6. In the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 32, Twp. 5 N. R. 4 W. B. M., 10 acres. In the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Sec. 32, 32 acres. In the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Sec. 32, 5 acres. In the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 32, 40 acres. In the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 32, 40 acres. In the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 32, 15 acres. In the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 32, 10 acres. In addition to the above lands already irrigated, the permit holder can irrigate 25 additional acres, being 8 acres in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and 17 acres in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Sec. 32, by installing a pump in his diversion ditch which he intends to do. All of said land above mentioned, is cultivated land, which has been made into farming land as a result of the use and application of said water, a portion of which is now used for pasture land. The lands have been leveled, irrigated and put into production as a direct result of the use of said water.

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

Re: Permit No. 17152

BOISE, IDAHO,
August 22, 1936

HUGH N. CALDWELL
Notary Public
Caldwell, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 17152

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 August 27, 1936, 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 Caldwell, Idaho before Hugh N. Caldwell, 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,

R. W. PARIS

Commissioner of Reclamation.

17152

July 15, 1936

Re: Permit No. 17152

OLE E. LARSON
Route #2
Parma, Idaho

Dear Mr. Larson:

This will acknowledge receipt of notice in duplicate for publication in connection with beneficial use proof, and also your authorization to have the notice published in the Caldwell News-Tribune, Caldwell, Idaho, all in connection with Permit No. 17152.

A copy of the notice has been mailed to the newspaper with instructions to publish it once a week for four consecutive weeks prior to August 27, 1936. About ten days prior to this date, depositions consisting of one for the holder and one each for two witnesses will be mailed to Hugh H. Caldwell, Notary Public, Caldwell, Idaho, so that he will have them in ample time for the proof.

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

Very truly yours

R. W. FARIS
Commissioner of Reclamation

by
Ass't Chief Clerk

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date July 15, 1936

Re: Permit No. 17158

EDITOR, Caldwell News-Tribune
Caldwell, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to August 27, 1936, the date set for proof, the expense of the publication to be paid by the applicant, Ole E. Larson, Route #2, Parma, 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,

R. W. FARIS

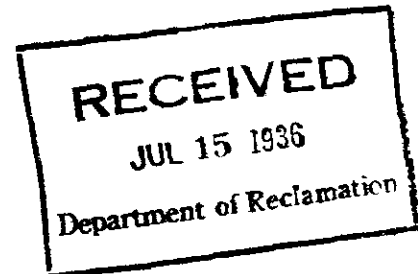
Commissioner of Reclamation

Kindly submit affidavit of publication to Hugh N. Caldwell, attorney for Mr. Larson.

17152

HUGH N. CALDWELL
ATTORNEY AT LAW
CALDWELL, IDAHO

July 14, 1936



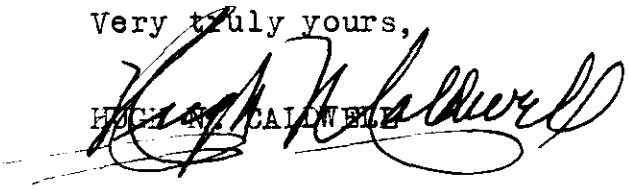
Mr. R. W. Faris
Commissioner of Reclamation
State House, Boise, Idaho

Dear Sir:

Inclosed herewith please find Notice of Proof Application of Water To Beneficial Use for publication on behalf of Ole E. Larson in connection with Permit No. 17152. These are sent in duplicate.

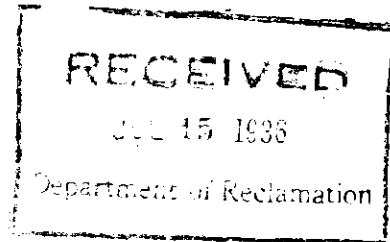
Also inclosed is a letter to you, dated July 13, 1936, signed by Ole E. Larson, authorizing the publication of the above notice at his expense in The Caldwell News-Tribune of Caldwell, Idaho. This notice should be returned at once either to the Tribune or to me if you desire and I will have it published. It should be received by the paper not later than Friday, to be included in its legal publication of Saturday, that being the day set for legal publications. If you send this direct to the paper, would you kindly advise them to submit the affidavits of publication to me and I will have Mr. Larson pay for them and forward them on to you for your files.

Very truly yours,


HUGH N. CALDWELL

HNC:17
Incls.

17152



NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 13, 1936

(P. O.) Caldwell, Canyon County, Idaho.

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the The Caldwell News-Tribune of Caldwell, Idaho, published in the county in which the works are situated.

Al E. Farrow

(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)

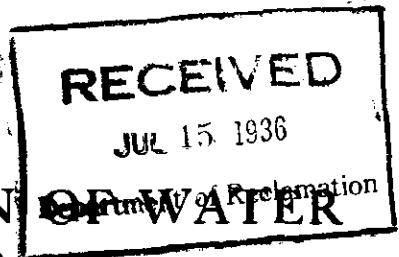
I hereby certify that the facts set forth in the attached notice are true.

Engineer.

17152

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION TO BENEFICIAL USE



Notice is hereby given that at ten a. m. on the 27th day of August, 1936,
 at Caldwell, County of Canyon, State of Idaho,
 before HUGH N. CALDWELL, Rooms 10-14, Harmon Building, Notary Public, proof will be submitted
 of the application to beneficial use of three cubic feet per second of the
 waters of an unnamed stream in accordance with the terms and conditions of
 Permit No. 17152 heretofore issued by the Commissioner of Reclamation
 of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
Ole E. Larson, R. F. D. #2, Parma, Idaho

The use to which said water has been applied is irrigation

The amount applied to beneficial use is three cubic feet

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) 177 acres in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, all in Sec. 32 T. 5 N. R. 4 W. B. M., in Canyon County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use
 is Private ditch as per permit for conveying part of the water; and partly through the Larson-Barter-Lemp Ditch

The right to take water from such works is based upon Permit No. 17152

The source of supply from which such water is diverted is an unnamed stream

The date of the priority which said user is prepared to establish is August 24, 1929
~~September 25, 1929~~

R. W. FARIS

Commissioner of Reclamation.

17152

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

OLIE E. LARSON
Notus, Idaho

JUL 6 - 1936

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit No. **17152**, which should be filled out and returned to this office at least 60 days before the date upon which you wish to make proof. The date for proof, as set out in your permit, is **Sept. 5, 1936**, and, if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

R. W. FARIS
~~GEO. N. CARTER~~
Commissioner of Reclamation.

17152

August 13, 1934

Re: Permit No. 17152

MR. OLE E. LARSON
R # 2, Parma,
Idaho

Dear Sir:

We are enclosing herewith Certificate of Completion of Works,
issued under the above numbered permit, together with our office receipt
in the amount of \$5.00.

Very truly yours,

R. G. FARIS
Commissioner of Reclamation

By _____
Assistant Chief Clerk

G
Encl.

17152

August 9, 1934

Re: Permit No. 17152

MR. VAN BAXTER
Parma,
Idaho

Dear Sir:

This will acknowledge receipt of your letter of August 4th in which you protest proof of completion of works under the above permit. Apparently, the only basis you have for protest is that you say you have a prior right to the water claimed under Permit No. 17152 and also that Mr. Larsen, the permit holder, filed on more inches of water than he has irrigable acres of land. Neither of these reasons constitute a valid protest, since, in the first place, if you have a prior right Mr. Larsen would not be entitled to any water under his permit until your right had been satisfied and in the second place, a certificate of completion of works is not a water right and even though such a certificate is issued to Mr. Larsen it will do nothing more than confirm the completion of his works to a certain capacity.

At the time when final proof is offered a field examination will be made and regardless of what the permit authorizes or what Mr. Larsen claims he will be able to obtain a license for only one miners inch of water for each acre of land that can be irrigated.

Going back to the subject of protest, we might say that the only possible basis for a protest of proof of completion of works under any permit would be that the works had not been completed in accordance with the provisions of such permit.

At the time when final proof is offered you will be given due notice through a publication in some county newspaper and if, at that time, you still wish to protest, kindly present it to this department and it will be given due consideration.

Very truly yours,

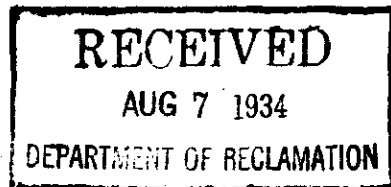
R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

17152

PLH:RG

17152



Parnas, Idaho

Route 2

August 4, 1934

Mr. Fred Tallman,
State Engineer,
Boise, Idaho

Dear Sir:

I hereby enter a protest
against the filing by Ole Larsen
on irrigation water from a
certain unnamed stream,
tributary to the Boise river,
which filing is to be proved
September, 5th, 1934 under
permit number 17152.

My property has a priority
right to the said water and
Mr. Larsen is filing on more
inches of water than he has
irrigable land.

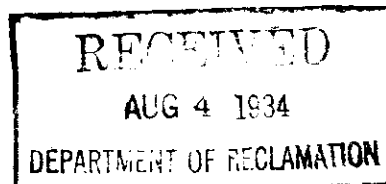
Will you please inform me as to
whether there are other necessary
steps than the writing of this letter
of protest?

17152

Truly yours,
Wm. Baxter

Permit No.

STATE OF IDAHO
Department of Reclamation



Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Canyon } SS

Ol E Larson, 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. 17152, and that his postoffice address is Parma R#2
State of Ida

Second: That the name of the stream from which said water is to be diverted is Unnamed Stream

Third: That the point of diversion of said water is in the S.E. 1/4 of the N.E. 1/4 of sec 32-5 N. 4 W. 13 M

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Sept 5, 1934.

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

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

I. Kind of works: Headgate & Ditch
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam 4 feet, length of dam at top 8 feet, length of dam at bottom 8 feet. Material used in construction wood

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir none acre feet.

(c) Size of headgate: Width 1.6 feet, height 4 feet.

(d) Conduit 3/4" null width at bottom 4 feet, width at water line 5
(State whether ditch, flume or pipe.)

feet, depth of water 1 1/2 feet; diameter of pipe none inches, average grade per mile is 1 feet. Length of conduit is 3/4 miles.

Seventh: That said works are capable of conducting to the place of intended use 3 1/2 second feet of water.

Eighth: That water appropriated under said permit is available for 17 1/2 acres of land described as follows:

~~72 acres in the N.E. 1/4 & 1/16 acres in the N.W. 1/4 of Sec 32. 13. 5 N. R 4 W. B.M.~~
NE⁴NE⁴, NW⁴NE⁴, SW⁴NE⁴, SE⁴NE⁴, NE⁴NW⁴, NW⁴NW⁴, SW⁴NW⁴, & SE⁴NW⁴, all in sec 32, 13. 5 N., R 4 W., B.M.

Ninth: Remarks: That

Ol E. Larson
(Sign here)

Subscribed and sworn to before me this 30 day of July, 1934

My commission expires Sept 1935

PO Sleeper
Notary Public.

17152

July 13, 1934

Re: Permit No. 17152

MR. OLE E. LARSON
Parma,
Idaho

Dear Sir:

Reference is made to your letter of July 9th. House Bill No. 82 which was passed in the last regular session of the legislature provides, among other things, that before any application can be acted upon a notice of such application must be published once a week for two consecutive weeks in some newspaper located in the county wherein the works are situated. It further provides that no application can be approved unless it is filed in this department on or before the date when proof is due.

For your information we shall review, briefly, the procedure in the handling of an application under the terms of this act. Immediately upon its receipt, providing it is proper form, we prepare a notice wherein it is stated that a hearing shall be held on such and such a date in the office of the Commissioner of Reclamation for the purpose of giving any person, whose right would be affected by the approval of the application, a chance to protest. The date for hearing must be set within a reasonable time after the completion of the publication. In the event that no protests are filed, the hearing is merely a matter of form and the application is approved. In the event that some one does protest it is of course up to the protestant to show injury at the time of said hearing. If the application is denied the permit is cancelled in due course.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:RG

17152

Parma Ida.

July 9th. 1934

Department of Reclamation

Quise Ida.

Gentlemen: —

What are the conditions
for an extension of time for
the completion of work
proof, on a water filing
under the new emergency
law?

Yours truly
O. E. Pearson

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

OLE E. LARSON
Notus
Idaho

Boise, Idaho, July 9, 1934

Dear Sir:—

Under the terms of your permit No. 17152.....you are required to complete your diversion works on or before Sept. 5, 1934. 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,

R. W. FARIS

Commissioner of Reclamation.

17152

July 22, 1933

Re: Permit No. 17152
Ole Larson

MRS. LILLIAN G. LEMP
Bannerft Hotel
Payette, Idaho

Dear Madam:

We have your letter of July 19th in which you say that you wish to protest the issuance of a license to Mr. Larson under his permit. Evidently, when you were in the office last week, Mr. Coffin informed you that the question would be coming up in the near future. This is not the case, since proof of completion of works will not be due until September 5, 1934 and beneficial use proof is not due until two years later. Therefore, it is not likely that this question will come up for several years. However, we will place your letter on file so that whoever handles the matter when it does come up may communicate with you. As a matter of fact, you will receive due notice through the newspaper at any time Mr. Larson offers his proof, since the law requires that a four weeks publication be made in some newspaper in the county wherein the lands to be irrigated are situated, prior to the date when proof is to be offered.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:RG

17152



July 19, 1933.

Commissioner of Reclamation,
State House,
Boise, Idaho.

Dear Sir:

I wish to protest the issuing of a license
to Ole E. Larson for the use of water to irrigate
one hundred and seventy-seven acres of land from an
"Unnamed stream".

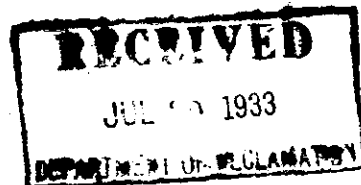
We believe the "Unnamed stream" is the
Boise River; also that Mr. Larson cannot put to
beneficial use the amount of water he is applying for.

Kindly advise me when the hearing is to be held
so I may be present.

Respectfully yours,

Lillian G. Lemp
Agent

C/o Bancroft Hotel,
Payette, Idaho.



17152

June 22, 1933

Re: PERMIT No. 17152

Mr. WM. BAXTER,
R. F. D. #2,
Parma, Idaho

Dear Sir:

We have your letter dated June 17, 1933, re the Larsen filing. Proof of application of water to beneficial use under this permit is due September 5, 1934.

We will give consideration to any protest you may desire to file against issuance of license under this permit.

Very truly yours,

Commissioner of Reclamation

RWF/mt

17152

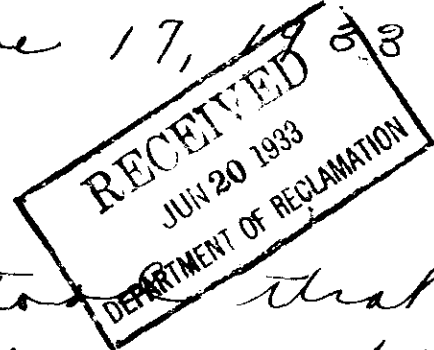
Larsen Permit No. 17152.
Issued Dec. 5-1934.

Parrish Idaho
Route 2

June 17, 1933

State Engineer
Boise, Idaho

Dear Sir:



It is understood that
Ole Larsen has filed on the
water of a certain unnamed
stream about two and one
half miles west from Notus
near the Boise River. I wish
to contest this filing as I have
a priority right to this water
and Mr. Larsen is filing on
more inches of water than
than he has irrigable land
for. Will you please notify me
so that I can be present when
the State Engineer is down
to investigate proof for the
filing? Also, I would appreciate
your letting me know whether
there is anything else necessary
for me to do in order to contest
this filing.

17152

Truly yours,
Wm. Baxter

April 6, 1932

Re: PERMIT NO. 17152

Mrs. LILLIAN C. LEMP, Agent
Payette,
Idaho

Dear Mrs. Lemp:

We have your letter of the 3rd inst., in which you protest the issuance of a permit to Ole E. Larson for waters of the Boise River.

Mr. Larson obtained his permit in 1929, and at the time the permit was granted he asked for only one year in which to complete his diversion works. However, last August he applied for a 4-year extension of time in which to complete his works, so that his proof of completion of works will not be due until September 5, 1934.

Since the permit has already been issued, your only recourse is to petition for cancellation of the permit in compliance with Sec. 5585, C. S., which states :

"Any person ** desiring the cancellation of a permit shall file with the department of reclamation a petition clearly setting forth the facts upon which he bases his prayer for cancellation, plainly stating wherein the holder of the permit, which is sought to be cancelled, has failed to comply with the law and with the requirements of his permit."

Very truly yours,

R. W. FARIS,
Commissioner of Reclamation

By _____
Chief Clerk

PH/mt

17152



Payette, Idaho

April 3 - 1932
Commissioner of Reclamation
State of Idaho
Boise Idaho
Dear Sir:

I wish to again enter a
protest to the issuing of a
permit to Ole Larson to the
waters of the Boise River.
This permit was issued Aug 24"
1929 in which he asks for
water to irrigate 177 acres of
land the legal description being
Lot 1-2-3-4 Sec 32 T5 N.4 W.B.M.
He has placed a head gate
in the canal and claims
a prior right to the use of

17152



Hotel Hancock
Geo. B. Kellogg
MANAGER

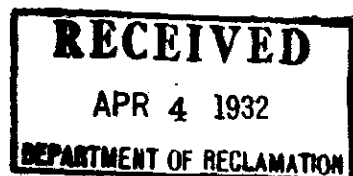
Payette, Idaho

this water.

I am calling your attention to this because Mr. Carter gave it no consideration and I believe we are entitled to know where we stand in the matter. Mr. ~~Wm~~ Carter has an 1865 priority and the Lump ranch 1880. I believe the Larson property has no decree.

Very Respectfully

Lillian G. Lump Agt.



17152

Permit No. 17152

Application for Extension of Time FOR COMPLETION OF WORKS

Ole E. Larson, of Notus

State of Idaho, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. 17152

Under the terms and conditions of said permit, construction work thereunder was required to be
completed by September 5, 1930.

That he has heretofore performed the following work described under said permit:

Have put in a headgate and have about half the ditch completed.

costing \$ approx. \$75.00

That he is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

Need more time to complete on account of financial reasons.

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the completion of works under said permit to September 5, 1934.

Subscribed and sworn to before me this 30th day of July, 1930.

Ole E. Larson

Ernest J. Jorgensen

Notary Public.

My commission expires April 11, 1933

Date of receipt at office of Department of Reclamation JULY 30, 1930.

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, Geo. N. Carter, Commissioner of Reclamation of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 17152 to September 5, 1934.

Witness my hand this 30th day of July, 1930.

17152

By Myron Burr Assistant
GEO. N. CARTER
Commissioner of Reclamation.

July 8, 1930

Re: PERMIT No. 17152

FRANK BAY
Notus
Idaho

Dear Sir:

LILLIAN G. LEMP of Payette has asked
us to inform you that Mr. LARSON'S proof of bene-
ficial use is due on Permit No. 17152 on September
5, 1932.

Very truly yours,

Assistant Commissioner
of Reclamation

17152

of completion or license
to him. They signify
their approval ^{to the protest} and claim
the same rights I do
to this water.

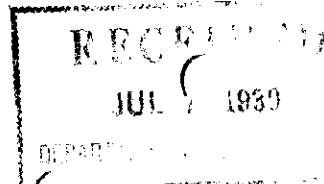
Will you kindly notify
Frank Bay, Water Master,
when the final proof is
due so we can protect
our interest

Respectfully,

Lillian G. Leup
Payette Idaho

Final proof due Sept 5, 1932

17152



July 5th 1932
Payette Idaho

Mr. G. V. Carter
Commissioner of Reclamation
Boise Idaho

Dear Mr. Carter;

Mr. Frank Bay water
master appointed by Mr.
Walsh, has called my
attention to Mr. Larson's
claim and Permit 17152
issued to Mr. Larson.

Mr. Bay (and Mr. Baxter who
has a contract to purchase,
have asked me to protect
the issuing of Certificate
17152

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho,

Ole E. Larson
Notus, Idaho
Dear Sir:—

June 1, 1930

Under the terms of your permit No. 17152 you are required to complete your diversion works on or before Sept. 5, 1930. 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,

GEO. N. CARTER
Commissioner of Reclamation.

17152

May 2, 1930

Re: Permit 17152

LILLIAN G. LEMP
Payette, Idaho

Dear Madam:

Reference is had to your letter of May 1, regarding a permit to appropriate water filed by one, Ole Larson.

The records of this office disclose that such application was made August 24, 1929 for 3.5 second feet of the waters of an unnamed stream, tributary to Boise River, point of diversion being on the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 30, Township 5 North, Range 4 West. Said application was approved and is now regularly a permit of record in this office.

You refer to certain controversies now pending over the use of this water, and protest against any right being given to Mr. Larson at the present time.

Obviously, when an application to appropriate water is filed in this office in regular form, the only action which can be taken is to approve it as a permit. Any adjudication of the rights which may be involved are not within the province of this department, and it appears to me that if you are damaged, or threatened with damage, by reason of the activities of Mr. Larson, that you have adopted the proper procedure in bringing an action to adjudicate the rights now claimed.

It is impossible for this office to comply with your request inasmuch as Mr. Larson's permit is already approved and must remain in good standing upon our records until such time as proofs may become due. If such proofs are not made, the permit will lapse, or at the time of proof, protest may be lodged against issuance of Certificate of Completion of Works, or license. In the meantime, I do not understand that any protest can properly be lodged against the permit.

Yours very truly,

Commissioner of Reclamation.

GNC/eq

17152

Pm 17152



Hotel Hancock
Geo. B. Kellogg
MANAGER

Payette, Idaho

May 1st 30

Mr. George N. Carter
Com. of Reclamation:
Dear Mr. Carter:

I am informed that
Ale Larrow ^{Notus, Ida} is, or has, filed
on water in the Boise River
within the past six months.
This water has been used
jointly by Ale Larrow, Frank
Bay Property (by Baxter) and
the Lemp ranch situated just
west of Notus. We own a
ditch which carries water to
the three places and in the
early spring this water is
carried thru our ditch and

17152



Hotel Hancock

Geo. B. Kellogg
MANAGER

Payette, Idaho

me there use it. Later in the season a dam in the river throws the water into the same ditch. This has been done for a period of years - I cannot say just how many but I believe seven. I have had some trouble with the two men, Larson and Baxter and am bringing suit against them within a few days. It is rather a long story which I will not bore you with but Larson is attempting to further damage my property by this action. I should like to protect against any right

17152



Hotel Hancock
Geo. B. Kellogg
MANAGER

Payette, Idaho

being given time at present.
Mr. J. B. Eldridge will explain
to you, & feel certain, what the
situation is if any urgent
need arises.

Very Respectfully
William G. Lump
Payette Idaho.

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 17152

Ole E. Larson
Notus, Idaho

Boise, Idaho,
September 5, 1929

Dear Sir:

I enclose herewith above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as
given under approval of the Commissioner of Reclamation on
the third page.

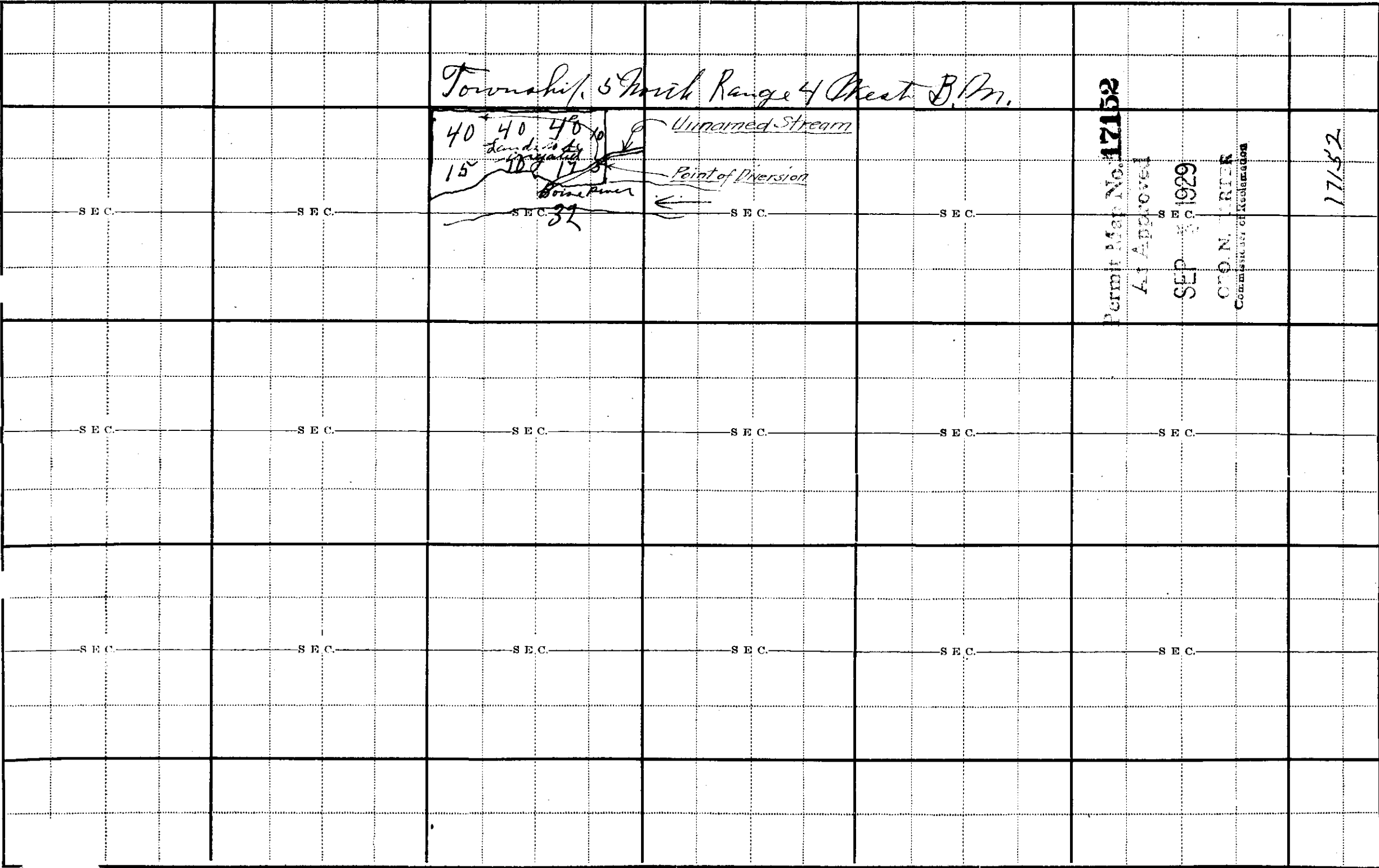
GEO. N. CARTER

Commissioner of Reclamation.

17152

NAME OF APPLICANT

Chas. E. Larson



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