

45-02651

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Vaughn &/or Paul Woodhouse Phone 862-3439

Post Office address Route #1 Box 32F, Oakley, ID 83346

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in A) 45-2569 in _____ (Name of court) county of _____
- b. License No. B) 45-2651 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired _____
purchase of land & water

3. Source of water Groundwater tributary to _____

4. Date of priority A) 5-22-1958 B) 5-3-1961

5. Water is used for the following purposes:
amount A) 2.98cfs for Irrig. purposes from _____ to _____
amount B) 2.97cfs for Irrig. purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)

6. Total amount of water under right: a. 5.95 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is A) SW % of SW % of Section 14
Township 12S Range 22E, B.M., in Cassia County
Additional points of diversion, if any B) NW 1/4 SW 1/4 Sec. 14 T. 12S R. 22E

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
A)	12S	22E	14				39	39	39	39	39	39	39	39					312
B)	"	"	"				40	40	40	40	40	40	40	40					320

Total number of acres to be irrigated 320

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____ Township _____
Range _____, B.M., _____ County
- Additional points _____

3. Place of use:

[illegible]

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

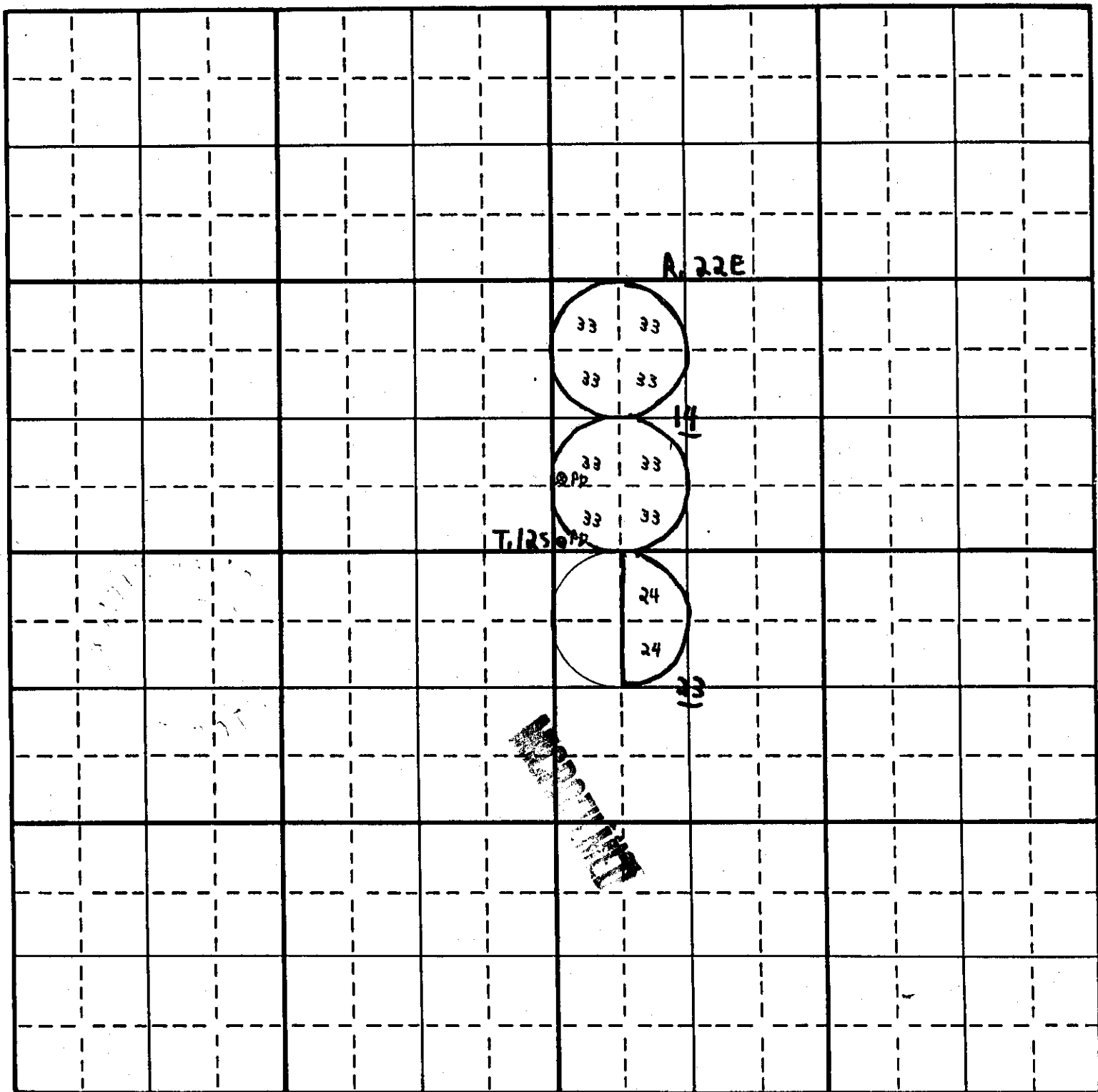
1. General Information
- a. Amount of water to be diverted A) 2.98 B) 2.97 c.f.s. &/or _____ acre feet
- b. Description of diverting works Two existing wells and pumps, ditch and/or pipeline to new ground. Pivot sprinklers.
- c. Describe the reasons for the proposed changes System was changed from gravity to pivot sprinklers in 1972, although the corners have still been watered by gravity flow. We plan to purchase 80 acres in Sec. 23, and will dry up the corners in W $\frac{1}{2}$ Sec. 14 so that water can be moved to the new land.
2. Change in point of diversion No Change
- Point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____ Township _____ Range _____, B.M., _____ County
- Additional points _____
- _____
- _____
3. Change in place of use
- a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed change.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer Land will no longer be irrigated.
- _____
- _____
- _____

c. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	22E	14					33	33	33	33	33	33	33	33					264
		23					24			24									48

Total number of acres to be irrigated 312

4. Describe any other water rights used for the same purpose as described above. _____
None - Oakley Canal Co. shares may be moved to rest of NW¼ Sec. 23 to allow normal operation of pivot sprinklers.
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.
I understand that any willfull misrepresentations made in this application may result in voiding its approval.

[Signature]
(Signature of Applicant)

Subscribed and sworn to before me this 14 day of March, 19 85

[Signature]
(Notary Public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 45-2569/2651
and said application is hereby APPROVED, subject to the following limitations and conditions:

1. A measuring device of a type approved by this Department shall be maintained as part of the diverting works.

Witness my hand this 12th day of November, 19 86

[Signature]
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by *[Signature]* Date 3-20-85
Prelim. check by *[Signature]* Fee \$50.
Receipted by *[Signature]* Date 3/20/85 # 35304
Published in *[Signature]*
Pub. dates 12/19 + 12/26/85
1/16 & 1/23/86
Watermaster recommendation requested on N/A
rec'd. _____

Protest filed by None
Copies of protest forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial
by Adm Sim 23

7164 ✓

Trust
10
L.A.

State of Idaho
License and Certificate of Water Right

Water License No. G-29687 Amount 2.97 c.f.s.
Water District No. Priority May 3, 1961

THIS IS TO CERTIFY that J. REED WHITELEY
of Oakley, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 3, 19 61 ; that Permit No. G-29687
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.97 second feet, was issued thereunder on September 26, 19 62, showing that said works
were completed on the 16th day of April, 19 62 ; and that on the 16th
day of April, 19 62 , J. REED WHITELEY

of Oakley, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-29687 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
12 of Licenses at page 7464, on the 26 day of September, 19 62 ;
The right hereby confirmed dates from May 3, 19 61 ;

The Point of Diversion is located
in the NW 1/4 SW 1/4, Sec. 14, Tp. 12 S, R. 22 E, B. M. Cassia 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 2.97 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
12 S	22 E	14	NE 1/4 NW 1/4	40	40
			NW 1/4 NW 1/4	40	40
			SW 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	40
			NE 1/4 SW 1/4	40	40
			NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
			Total number of acres to be irrigated:		320

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
26th day of September, 19 62 .

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 29567 Amount 0.06 c.f.s.
Water District No. Priority March 13, 1961

THIS IS TO CERTIFY that UPPER TWIN LAKES WATER COMPANY, Inc.
of Rathdrum, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 13, 1961; that Permit No. 29567
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.06 second feet, was issued thereunder on September 26, 1962, showing that said works
were completed on the 1st day of September, 1961, and that on the 1st
day of September, 1961,

UPPER TWIN LAKES WATER COMPANY, Inc.
of Rathdrum, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of springs
, a tributary of, for the purpose of domestic
, under Use Permit No. 29567 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
12 of Licenses at page 7463, on the 26 day of September, 1962;
The right hereby confirmed dates from March 13, 1961;

The Point of Diversion is located NE¹/₄NW¹/₄, NW¹/₄NW¹/₄ (2 points) SW¹/₄NW¹/₄
in the 1/4 1/4, Sec. 36, Tp. 53 N, R. 5 W., B. M. Kootenai 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 0.06 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
53 N.	5 W.	36	S ¹ / ₂ N ¹ / ₂ , N ¹ / ₂ S ¹ / ₂ - For	domestic use only	

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
26th day of September, 1962.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

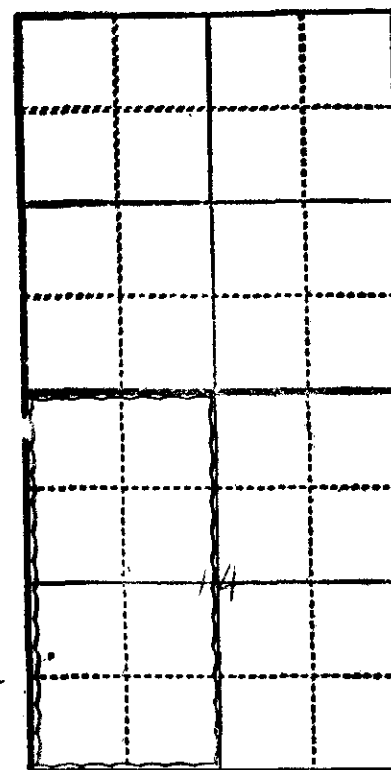
45-2651

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37697
Permit No. G- 29687
District No.

1. Name of Applicant: J. Reed Whiteley
- Postoffice address: Oakley County: Cassia State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 4.0 or Idaho
Miners' inches 200 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: From a well
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 14
Twp. 12 S , Rge. 22 E., B.M., County of Cassia
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M. ?D.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, pump, and ditches, all on applicant's land
8. Estimated cost of works: \$ 30,000.00
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is five (5) years.
11. If applicant is a corporation, give:
 - I. (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:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Applicant now has one well on the above described property, which furnishes only about 150 inches of water and is not sufficient to irrigate the land in the W $\frac{1}{2}$ of Section 24, Twp. 12 South, Range 22 E.B.M. in Cassia County, Idaho
 - (a) 4.0 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.



BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

By _____ Agent.

Corrected application received:

12.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals	
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄		
12 S	22 E	14					40	40	40	40			40	40	40	40			320	
Permit No. G-29687 ✓ CERTIFICATE OF COMPLETION OF WORKS																				
TO ALL WHOM IT MAY CONCERN:																				
This is to certify that J. REED WHITELEY of Oakley, County of Cassia, and State of Idaho, the holder of Permit No. G-29687, issued upon Application No. G-37697 bearing date of priority of May 3, 1961, authorizing the diversion of 4.0 second feet of waters of a well County of Cassia, 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 2.97 second feet of the waters of a well from subterranean flow that the point of diversion of said waters NW¹/₄SW¹/₄, Sec. 14, T. 12 S., R. 22 E., B.M. and that the lands proposed to be irrigated by the use of said waters are described as follows, to-wit: 320 acres in W¹/₂, Sec. 14, T. 12 S., R. 22 E., B.M. Witness my hand this 26th day of September, A.D. 1962. /s/ RALPH W. THOMAS Deputy State Reclamation Engineer																				
Proof of Completion of Works Made: April 16, 1962																				
LICENSE ISSUED FOR 2.97 SEC. FT. Page 7464																				

INTER-DEPARTMENT MEMO — 1

FROM Sharla

DATE 11/17/86

TO File 45-2651

SUBJECT Trans. 3241

See file 45-2569 for all correspondence regarding the above referenced transfer.

MICROFILMED

SIGNATURE

RECEIVED
SEP 25 1962

Department of Reclamation

Oakley, Idaho
August 24, 1962

Re: Permit No. G-29687

State of Idaho
Department of Reclamation
Boise, Idaho

Dear Sir:

Please find enclosed a check for \$21.00 to cover the cost of Permit
No. G-29687.

Sincerely,

Reed Whiteley

Reed Whiteley

29687

September 26, 1962

RE: Permit No. G-29687

J. Reed Whiteley
Oakley, Idaho

Dear Mr. Whiteley:

Enclosed are the Certificate of Completion of Works and License
and Certificate of Water Right on the above numbered permit.

Also enclosed is departmental receipt No. G-7442 in the amount
of \$21.00 covering the fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. certificate
license
receipt

29687

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho
August 13, 1962

Re: Permit No. G-29687
J. Reed Whiteley
Oakley, Idaho

Dear Mr. Whiteley:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29687 shows the well is (are) capable of conveying 148.5 miner's inches, or 2.97 c.f.s. of water for the irrigation of 320 acres.

Upon receipt of the statutory fees, totaling \$ 21.00 , which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 16.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of May 3, 1961 to the use of 2.97 second feet of subterranean water with the point of diversion in the NW₄SW₄, Sec. 14 for irrigation of 320 acres in the W₂, Sec. 14, T. 12 S., R. 22 E., B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

29687

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

Permit No. G-29687

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant J. Reed Whiteley

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14

T. 12 S R. 22 E.B.M. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: 200 HP

HC Motor # SVJ 512 005 Loyne 3, Boulder pump # 29001
1430 Gpm @ 460' head @ 1770 RPM 10" discharge into open ditch
10" x 440' column 30" x 470' casing h: 352' DD.
well depth 610'

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 other than irrigation):

W $\frac{1}{2}$ Sec. 14., Twp. 12 S., Rge. 22 E.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?

Remarks: 9m W.B. Whiteley along

Measurement was made with cippolletti weir
.58 over 2' weir = 148 1/2 inches

This examination was made on the 7th day of August, 1962

(Signed) Ron Heberg Examiner.

29687

J. Reed Whiteley
Oakley, Idaho

Permit No. G-29687

Examination for Completion of Works & Beneficial Use

County Cassia

Sec. 14 T. 12 S R. 22 E B.M.

Quantity: 4.0 c.f.s.

Source: Well

P.D.: NW. SW. Sec. 14, T. 12 S. - R. 22 E.

Use: Irrigation

Filed: May 3, 1961

Due: May 3, 1966

Extension: —

Completion of Works: —

Other Rights: Permit right of
150' -

Driller - Earl Christy

INSTRUCTIONS TO EXAMINERS

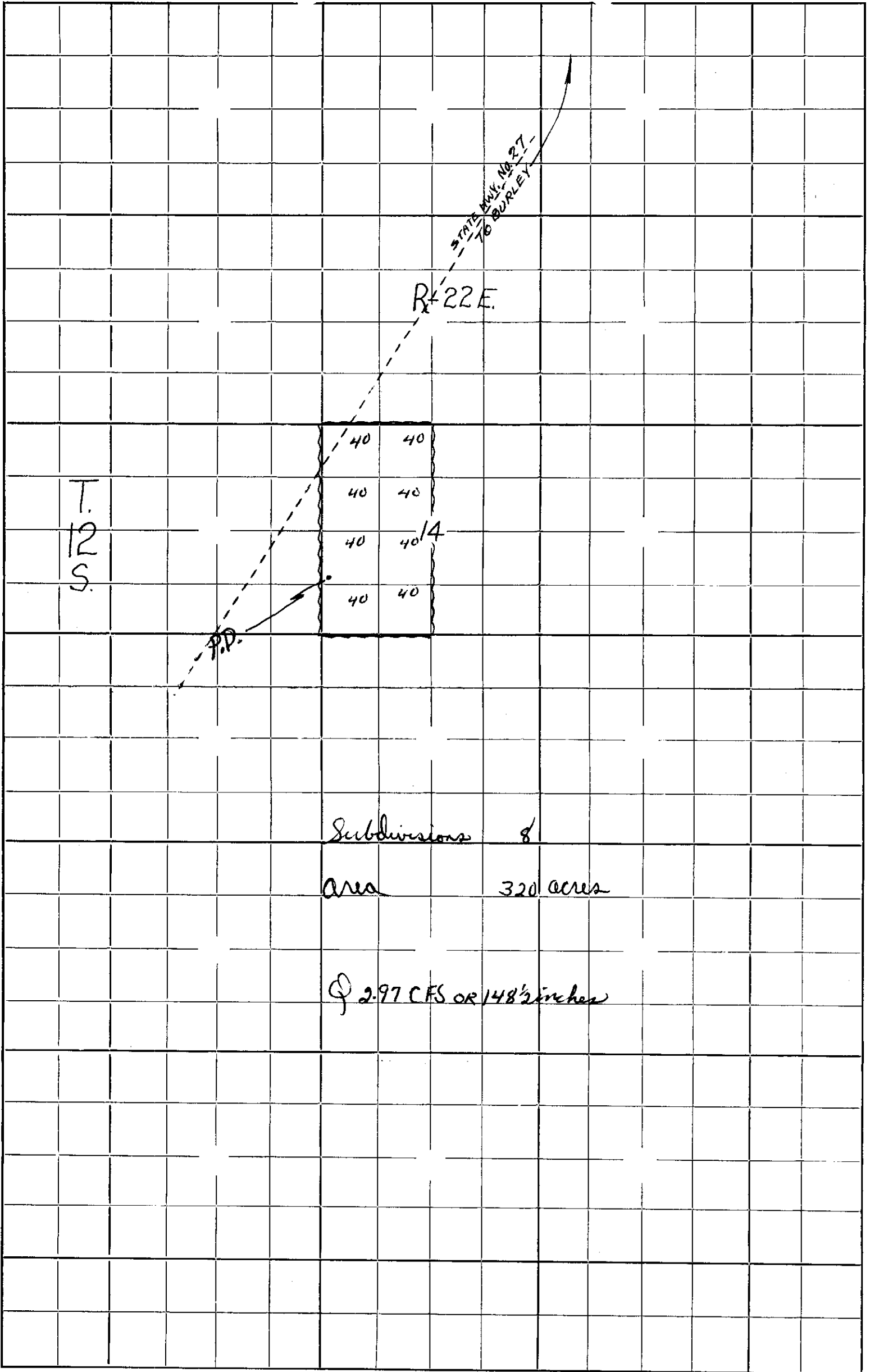
1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated 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

AUG 10 1962

Department of Reclamation

29687



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

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-29687

REPORT ON PROOF OF Completion of Works & Beneficial Use

J. Reed Whiteley, Oakley, Idaho

May 3, 1962

Re: Permit No. G-29687

J. Reed Whitelaw
Oakley, Idaho

Dear Mr. Whitelaw:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Herald-Bulletin, all submitted in proof of completion of works and beneficial use on Permit No. G-29687.

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

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: A. E. Nielson
Nielson & Nielson
Attorneys & Counselors at Law
P. O. Box 367
Burley, Idaho

29687

Affidavit of Publication.

AFFIDAVIT OF PUBLICATION

RECEIVED

MAY 3 1962

Department of Reclamation

STATE OF IDAHO

COUNTY OF CASSIA

ss.

Dean Stanley Fisher, first being duly sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published daily and has been continuously and uninterruptedly published in said county, not less frequently than once a day, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for *seventy-eight* consecutive weeks, commencing with the issue dated *Mar 23, 1962*, and ending with the issue dated *April 13, 1962*.

Subscribed and sworn to before me this *23* day of *April*, 19*62*

Dorothy Nelson
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

29687

3 LEGAL NOTICES
NOTICE OF PRIORITY
OF DIVERSION OF WATER FOR
BENEFICIAL USE

Notice is hereby given that, at 10:00 A.M. on the 10th day of April, 1962, at Burley, County of Cassia, State of Idaho, before A. M. Nielson, Notary Public, proof will be submitted of the completion of work for the diversion of 1.0 cubic feet per second of underground waters from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-13427 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are J. Kent Walleley, Oakley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 1.0 cubic feet per second.

4. The point of diversion of said water is NW 1/4 of the SW 1/4 of Section 12, Township 12 South, Range 22, E.B.M., Cassia County, Idaho.

5. The place where said water is used is West Half of Section 14, Township 12 South, Range 22, E.B.M., in Cassia County, Idaho.

6. The date of priority which said user is prepared to establish is May 3, 1961.

GEO. N. OAKSTEN,
State Reclamation Engineer
Published in Burley Herald-Bulletin March 23, 30, April 1, and 13, 1962.

3 LEGAL NOTICES
 NOTICE OF PROOF
 OF COMPLETION OF WORKS
 and
 APPLICATION OF WATER TO
 BENEFICIAL USE

Notice is hereby given that, at 10:00 A.M. on the 18th day of April, 1962, at Burley, County of Cassia, State of Idaho, before A. H. Nielson, Notary Public, proof will be submitted of the completion of works for the diversion of 4.0 cubic feet per second of underground waters from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-29687 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are J. Reed Whiteley, Oakley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.3 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 3.3 cubic feet per second.

4. The point of diversion of said water is NW 1/4 of the SW 1/4 of Section 14, Township 12 South, Range 22, E.B.M., Cassia County, Idaho.

5. The place where said water is used is West Half of Section 14, Township 12 South, Range 22, E.B.M., in Cassia County, Idaho.

6. The date of priority which said user is prepared to establish is May 3, 1961.

GEO. N. CARTER,
 State Reclamation Engineer
 Published in Burley Herald-Bulletin March 23, 30, April 6, and 13, 1962.

Affidavit of Publication.

The Herald-Bulletin

AFFIDAVIT OF PUBLICATION

RECEIVED
 MAY 3 1962

STATE OF IDAHO

COUNTY OF CASSIA

ss.

Reed Whiteley

Department of Reclamation

first being duly sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published daily and has been continuously and uninterruptedly published in said county, not less frequently than once a day, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for *seventy-eight* consecutive weeks, commencing with the issue dated *Mar 23, 1962*, and ending with the issue dated *April 13, 1962*.

Subscribed and sworn to before me this *13* day of *April*, 19*62*

Stanley Nelson
 Notary Public in and for the State of Idaho,
 Residing at Burley, Idaho.

29687

RECEIVED

MAY 3 1962

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-29687

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Holder

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

Ans. My name is J. Reed Whiteley, I reside at Oakley, Idaho, my occupation, I am a farmer.

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 in be-half of myself.

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

Ans. G-29687, dated May 3, 1961, May 3, 1961 is the date of priority.

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

Ans. from a well located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 14, Township 12 South Range 22, E.B.M. from said well is delivered too and used upon the W half of Section 14, Township 12 South Range 22, E.B.M.

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. If sprinkler irrigation, give number and size of nozzles and operating pressure. There has been placed in the

Ans. above described well and there has been pumped from said well 175 inches of water. The ditches from the well, all on applicants property are capable of handling the water. The well is 835 feet, 202 feet of 20 inch casing, 270 feet of 16 inch casing, laid between 415 & 670 feet, the water stands at 380 feet, discharge of the pump 175 inches. I have never measured the 175 inches, but I have been interested in farming all my life and I believe that is a correct measurement, the land is not sprinkler irrigated from the pump.

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. Water is being used for irrigation

Ans. on the West Half of Section 14, Towhship 12 South, Range 22, E.B.M. The entire 320 acres are irrigated and have been irrigated during the year 1961, the land was sagebrush arid land prior to the time of putting the well in, except for water from another well that was used. There is another well on this same land upon which proof has been made and which provides approximately 150 inches of water under Permit number G-27401, prior to the other well having been dug, the land was entirely arid.

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. The driller of the well was Verl Chesley whose adress Burley, Idaho

29687

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

Ans. For irrigation only

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

Ans. One inch of water to the acre.

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. I made the original application.

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

Ans. Since July 15, 1961, irrigation water has been used from the well to water the above described lands and the well has been pumping during that time 175 inches.

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. As mentioned above there is another well located on the above mentioned 320 acres which provided approximately 150 inches of water for the said lands and has been doing so for approximately three years.

(Sign) J. Reed Whitely

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 Burley, County of Cassia, State of Idaho, on this 16th day of April, A. D. 1962.

Notary Public in and for Idaho
Residing at Burley, Idaho

My commission expires February 20, 1966.

59687

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 5 1962

Department of Reclamation

Permit No. G-29687

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. Ted B. Deason, I am 54 years of age, I reside at Oakley, Idaho, and my
occupation a farmer.

Ques. 2. Are you acquainted with Yes, the holder of Permit No. G-29687? How long have you known him and where does he reside?

Ans. I have know J. Reed Whiteley for three years, I known that he resides at
Oakley, Cassia County, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-29687, 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. I know of my own knowledge that a well has been dug in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14, Township 12 South, Range 22, E.B.M. A pump has been placed therein and the water conveyed from that well to the place of use. The pump will pump, the well can produce and the ditches can transport 175 inches.

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. I would estimate that the pump, the well and ditches could produce and convey more than 175 inches.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. I have seen since July 15, 1961, the above described well produce 175 miner's inches of water. I did not measure it, but I have been interested in farming all life and can estimate rather closely the amount of water the well produced and I would say it is 175 inches of water.

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Ques. 7. 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. The water is used for irrigation of the West Half of Section 14, Township 12 South, Range 22, East Boise Meridian, The entire 320 acres is irrigated from the above mentioned well and also from another well which J. Reed Whiteley has. The other well has been producing water for approximately three years, prior to the other well being dug, the land was arid and in sagebrush.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

Ques. 9. (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. The land is fertile, volcanic ash and would require approximately one inch to acre for proper cultivation.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. I do not have any interest of any kind or nature in the well or the property.

Ques. 11. 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. Since the above mentioned well was dug, I have watched the proceedings and been on the premises many times and have seen the well produce 175 inches of water and seen the water put to beneficial use on the property above described.

(Signed)

Ted B. Deason

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 Burley, County of Cassia, State of Idaho, on this 16th day of April, A. D. 1962.

[Signature]

Notary Public.

My commission expires February 20, 1966.

Residing at Burley, Ida.

29687

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-29687

Proof of Application of Water to Beneficial Use
and Completion of Works
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. My name is Robert Archibald, I am 50 years of age, I reside at Route #2, Burley, Idaho, my occupation a farmer.

Ques. 2. Are you acquainted with yes, the holder of Permit No. G-29687? How long have you known him and where does he reside?

Ans. I have known J. Reed Whiteley during his entire lifetime, I know that he resides at Oakley, Cassia County, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-29687, 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. I know of my own knowledge that

Ans. a well has been dug in the NW $\frac{1}{4}$ Sw $\frac{1}{4}$ of Section 14, Township 12 South, Range 22, E. B.M. A pump has been placed therein and the water conveyed from that well to the place of use. The pump will pump, the well can produce and the ditches can transport 175 inches.

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. I would estimate that the pump, the well and ditches could produce and convey more than 175 inches.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. I have seen since July 15, 1961 the above described well produce 175 miner's inches of water. I did not measure it, but I have ^{been} interested in farming all my life and can estimate rather closely the amount of water the well produced and I would say it is 175 inches of water.

29687

Ques. 7. 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. The water is used for irrigation of the W Half of Section 14, Township 12, South, Range 22, East Boise Meridian. The entire 320 acres is irrigated from the above mentioned well and also from another well which J. Reed Whiteley has. The other well has been producing water for approximately three years, prior to the other well being dug, the land was arid and in sagebrush.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

Ques. 9. (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. The land is fertile, volcanic ash and would require approximately one inch to acre for proper cultivation

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. I do not have any interest of any kind or nature in the well or the property.

Ques. 11. 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. Since the above mentioned well was dug, I have watched the proceedings and been on the premises many times and have seen the well produce 175 inches water and seen the water put to beneficial use on the property above described.

(Signed)

Robert Archibald

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 _____ Burley _____, County of _____ Cassia _____, State of Idaho, on this 16th day of April _____, A. D. 1962.

J. W. Nelson

Notary Public.

Residing at Burley, Ida.

My commission expires February 20, 1966.

29687

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 367
BURLEY, IDAHO

A. H. NIELSON
N. H. NIELSON

May 12, 1962

RECEIVED
MAY 3 1962

Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

Re: Permit No. G29687
J. Reed Whiteley

Gentlemen:

In the above matter, we are sending the Deposition of the Holder, and the depositions of the two witnesses, and the affidavit of publication from the publisher of the Herald-Bulletin of Burley, Idaho.

If there are any questions about the matter, we would be pleased to give you what information we have.

Very truly yours,

NIELSON & NIELSON

By



A. H. Nielson

AHN:nw
Enclosures

29687

MAR 15 1962

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

Department of Reclamation

(Date) March 14, 1962

Address
Burley, Idaho
City State

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Burley Herald-Bulletin of Burley,
Idaho published in the county in which the works are situated.

Cassia Co.

By J. Rud Whitley

(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

29687

1200
6-28-61

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-29687
J. Reed Whiteley

Date March 15, 1962

Burley-Herald Bulletin,
Burley, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **April 16, 1962** the date set for proof; the expense of the publication is to be paid by the applicant

J. Reed Whiteley

of

Oakley, 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 or tear sheet of the first publication.**

Very truly yours,

GEO. N. CARTER
GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

Encl.

29687

MAR 15 1962

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that at 10:0 A. M., on the 16th
day of April, 1962, at Burley, County of
Cassia, State of Idaho, before A. H. Nielson
Notary Public, proof will be submitted of the completion of
works for the diversion of ~~3.3~~ 4.0 cubic feet per second of underground waters
from a well, and of the application to beneficial use of said water, in accordance
with the terms and conditions of Permit No. G-29687 heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said
permit are J. Reed Whiteley, Oakley, Idaho

2. Said works of diversion will be fully completed on the date set for such
completion, and the amount of water which said works are capable of conveying to
the place of use is 3.3 cubic feet per second.

3. The use to which said water has been applied is agricultural
purposes, and the amount applied to beneficial use is
3.3 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of
Section 14, Township 12 South, range 22, E.B.M., Cassia County, Idaho

5. The place where said water is used is West Half of Section 14,
Township 12 South, Range 22, E.B.M. in Cassia County, Idaho

6. The date of priority which said user is prepared to establish is
May 3, 1961.

State Reclamation Engineer

29687

March 15, 1962

Re: Permit No. G-29687

Mr. J. Reed Whiteley
Oakley, Idaho.

Dear Mr. Whiteley:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-29687. The proofs are to be made at 10:00 o'clock A.M., on the 16th day of April, 1962, before A. H. Nielson, Burley, Idaho, Notary Public.

As of this date we have mailed the Notice to the Burley-Herald Bulletin Burley, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

29687

May 8, 1961

Re: Permit No. G-29687
J. Reed Whiteley

Nielson & Nielson,
Attorneys at Law,
Box 367,
Burley, Idaho.

Attention: A. H. Nielson

Gentlemen:

We enclose Permit No. G-29687 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-5907 which was issued covering payment in the amount of \$5.75 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pak
cc: J. Reed Whiteley
Oakley, Idaho

29687

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW

A. H. NIELSON
N. H. NIELSON

P. O. BOX 367
BURLEY, IDAHO

May 1, 1961

RECEIVED
MAY 3 1961

Department of Reclamation

State Reclamation Engineer
State of Idaho
Capitol Building
Boise, Idaho

Re: Application for Permit - J. Reed Whiteley

Gentlemen:

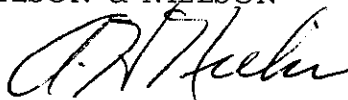
At the request of J. Reed Whiteley of Oakley, Idaho, we
are sending you Application for Permit, together with Mr. Whiteley's
check for \$5.75.

We believe the Application is in proper form. If it is not,
would you notify us as to your additional requirements.

Very truly yours,

NIELSON & NIELSON

By



A. H. Nielson

AHN:ds

Encls.

29687

NAME OF APPLICANT James A. Miller

Form No. 0

well

See 14-12^S-22^E

Permit Map No. 29687
As Approved MAY 3 1961
GEO. N. CARTER
Reclamation Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

29687

IDENT. NO. 45-2651

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

WATER RIGHT
DATA ENTRY LOG

[illegible]

LEGAL NOTICE

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M., on the 16th day of April, 1962, at Burley, County of Cassia, State of Idaho, before A. H. Nielson, Notary Public, proof will be submitted of the completion of works for the diversion of 4.0 cubic feet per second of underground waters from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-29637 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person, or corporation holding said permit are J. Reed Whiteley, Oakley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.3 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 3.3 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 14, Township 12 South, Range 22, E.B.M., Cassia County, Idaho.

5. The place where said water is used is West Half of Section 14, Township 12 South, Range 22, E.B.M., in Cassia County, Idaho.

6. The date of priority which said user is prepared to establish is May 3, 1961.

GEO. N. CARTER,
State Reclamation Engineer
Published in Burley Herald-Bulletin March 23, 30, April 6, and 13, 1962.