

45-02453

State of Idaho

License and Certificate of Water Right

Water License No. G-24347Amount 3.3 c.f.s.

Water District No. _____

Priority August 5, 1953

THIS IS TO CERTIFY that DONNA M. BUTLER - Assignee - JOSEBIA TELLERIA and J. Ramon Beitia of Burley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated August 5, 19 53; that Permit No. G-24347 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3.3 second feet, was issued thereunder on June 14, 19 65, showing that said works were completed on the 30th day of December, 19 59; and that on the 30th day of December, 19 59, DONNA M. BUTLER - Assignee - JOSEBIA TELLERIA and J. RAMON BEITIA

of Burley, 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-24347 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

13 of Licenses at page 8170, on the 14 day of June, 19 65;

The right hereby confirmed dates from August 5, 19 53;

The Point of Diversion is located

in the NW 1/4 NE 1/4, Sec. 27, Tp. 9 S. R. 25 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 3.3 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
9 S.	25 E.	27	NE 1/4 NE 1/4	40	37
			NW 1/4 NE 1/4	40	37
			S 1/2 NE 1/4	80	80
			NE 1/4 NW 1/4	40	37
			NW 1/4 NW 1/4	40	37
			S 1/2 NW 1/4	80	80
			Total number of acres to be irrigated:		308

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

14th day of June, 19 65.

/s/ CARL E. TAPPAN

State Reclamation Engineer.

(SEAL)

15 2453

State of Idaho
License and Certificate of Water Right

Water License No. 20736 Amount 1100 c.f.s.
Water District No. Priority Sept. 9, 1948

THIS IS TO CERTIFY that UNITED STATES OF AMERICA, BUREAU OF RECLAMATION
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated Sept. 9, 1948; that Permit No. 20736
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1100 second feet, was issued thereunder on June 10th, 1965, showing that said works
were completed on the 13th day of January, 1964; and that on the 13th
day of January, 1964, U. S. of America, Bureau of Reclamation
of Boise, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of
wells, a tributary of subterranean flow, for the purpose of irrigation and domestic
use, under Use Permit No. 20736 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
13 of Licenses at page 8169, on the 10 day of June, 1965;
The right hereby confirmed dates from September 9, 1948;
The Point of Diversion is located see below
in the 1/4 1/4, Sec. , Tp. , R. , B. M. County Minidoka

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 1100 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
177 wells in Township 7 South, Ranges 23, 24 & 25 East, B. M.; Township 8 South Ranges 21, 22, 23, 24 & 25 East, B. M. Township 9 South, Ranges 21, 22 and 23 East B.M., Township 10 South, Ranges 21 and 22 East, B.M., all in the A & B Irrigation District, Northside Pumping Division, Minidoka Project, Idaho					
62,604.3 acres in Townships 7, 8, 9 and 10 South, Ranges 21, 22, 23, 24 and 25 East, B.M., all within the boundaries of the A & B Irrigation District. North Side Pumping Division, Minidoka Project, Idaho.					

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
10th day of June, 1965.

s/ CARL E. TAPPAN
State Reclamation Engineer.

(SEAL)

45-2453

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 32138
Permit No. G- 24347
District No.

Norman E. Baker
R.C. Baker
Burlington

1. Name of Applicant: DONNA M. BUTLER
Postoffice address: 2041 Conant Ave., Burley County: Cassia State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. 6.4 or Idaho
Miners' inches 320 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Under Ground
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 27
Twp. 9 S., Rge. 25 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.
 - (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: 18" Well
8. Estimated cost of works: \$ 10,000
9. (a) Is reservoir to be used?
(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 4 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: None known
 - (a) (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.

Assigned to Jackson & Cannon Butte
Burley, Idaho

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9 S.	25 E.	27	x	x	x	x	x	x	x	x								320	
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. G-24347																			
Comes now Donna M. Butler and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. G-24347. That the point of diversion is described in said permit as being located in the NE¼NE¼ Section 27, Township 9 South, Range 25 E.B.M., in Cassia County, Idaho. That he now requests that the point of diversion be changed to a point located in the SW¼NE¼ of Section 27, Township 9 South, Range 25, E.B.M., in Cassia County, Idaho. That his reasons for desiring to make such change are as follows: The new point is nearer the center of the land to be irrigated and irrigation could be done more readily. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.																			
Signed at Burley, Idaho, this 12th day of May, 1956.																			
DONNA M. BUTLER																			
Date of receipt at Department of Reclamation May 14, 1956.																			
APPROVAL OF STATE RECLAMATION ENGINEER																			
I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-24347. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.																			
MARK R. KULP State Reclamation Engineer																			

Permit No. G-24347

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

WHEREAS, Permit No. G-24347, in the name of DONNA M. BUTLER, requires proofs of Completion of Works and Beneficial Use to be made on or before August 7, 1957; and,

WHEREAS, said Permit was issued in connection with Desert Land Entry Idaho Serial #04496; and,

WHEREAS, applicant was prevented from proceeding with construction pending allowance of said Desert Land Entry, which was not allowed until February 2, 1956;

NOW, THEREFORE, an Extension of Time is allowed for Completion of Works and Beneficial Use Proofs on Permit No. G-24347 to February 2, 1961, or the length of time applicant was prevented from proceeding pending allowance of his Desert Land Entry and a similar extension is allowed for every act required under the terms and conditions of Permit No. G-24347.

Signed at Boise, Idaho, this 27th day of June, 1957.

/s/ Mark R. Kulp
State Reclamation Engineer

Approved and recorded
June 27, 1957.

A S S I G N M E N T

For value received, I hereby assign all of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-24347 to JOSEBIA TELLERIA AND J. RAMON BEITIA of Burley, Idaho.

/s/ Donna M. Butler
Permit Holder
/s/ Lalovi L. Butler
Husband of Permit Holder

STATE OF IDAHO)
 : ss
County of Cassia)

On this ____ day of June, 1965, before me, a Notary Public for the State of Idaho, residing at Burley, Idaho personally appeared DONNA M. BUTLER and LALLOVI BUTLER known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

/s/ William A. Parsons
Notary Public Residing at Burley, Idaho

My commission expires: 7/20/66

(SEAL)

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-24347

Comes now JOSEBA TELLERIA and J. Ramon Beitia and represent to the State Reclamation Engineer of the State of Idaho; that they are the owners and holders of Permit to appropriate the Public Waters of the State of Idaho, No. G-24347. That the point of diversion is described in said permit as being located in the Southwest Quarter Northeast Quarter, Sec. 27, Township 9 South, Rge. 27, E.B.M.

That they now request that the point of diversion be changed to a point located NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, Township 9 South, Rge. 27, E.B.M.

That the reason for desiring to make such change is as follows: A mistake was originally made in designating the sub-division within which the point of diversion was located. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Burley, Idaho, this 8th day of June, 1965

RAMON BEITIA and JOSEBA TELLERIA
/s/ By
Joseba Telleria

Date of receipt at Department of Reclamation: June 11, 1965

APPROVAL OF STATE RECLAMATION ENGINEER ✓

I, Carl E. Tappan, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-24347. This approval constitutes a new permit and is issued as an amendment to the original permit. to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ CARL E. TAPPAN
State Reclamation Engineer

Recorded: June 14, 1965

Permit No. G-24347
CERTIFICATE OF COMPLETION OF WORKS ✓

TO ALL WHOM IT MAY CONCERN:

This is to certify that DONNA M. BUTLER - Assignee - JOSEBIA TELLERIA and J. RAMON BEITIA of Burley, County of Cassia, and State of Idaho, the holder of Permit No. G-24347, issued upon Application No. G-32138 bearing date of priority of August 5, 1953, authorizing the diversion of 6.4 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 3.30 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, T. 9 S., R. 25 E., B.M. and that the lands proposed to be irrigated by the use of place of use of said water are described as follows, to-wit:

N $\frac{1}{2}$, Sec. 27, T. 9 S., R. 25 E., B.M.

Witness my hand this 14th day of June, A. D. 1965.

/s/ CARL E. TAPPAN
State Reclamation Engineer

Proof of Completion of Works Made: December 30, 1959

LICENSE ISSUED FOR 3.3 SEC. FT.
LICENSE PAGE NO. 8170.

Dont Canell
June 9
Working

J
called June 8-
still working

Sept. 3, 1965

Re: License No. G-24347
Joseba Telleria & J. Ramon Beita

Parsons, Smith & Snow
Attorneys at Law
P. O. Box 670
Burley, Idaho

Attn: William A. Parsons

Dear Mr. Parsons:

This office does not maintain a record of
transfer of ownership of licensed water rights.

Such change in ownership is recorded in the
Court House.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

24347

PARSONS, SMITH & SNOW

ATTORNEYS AND COUNSELLORS AT LAW

WILLIAM A. PARSONS
RICHARD K. SMITH
PETER G. SNOW

137 WEST 13TH STREET
BURLEY, IDAHO 83318

AREA CODE 208
678-8382

P.O. BOX 670

September 2, 1965

RECEIVED
SEP 3 1965

Department of Reclamation

State Reclamation Engineer
Statehouse
Boise, Idaho

Re: License No. G24347 - Joseba Telleria and
J. Ramon Beitia

Gentlemen:

Please send me the necessary form for the
transfer from Beitia to Telleria of all interest in this
license.

Yours very truly,

PARSONS, SMITH & SNOW

William A. Parsons

William A. Parsons

WAP/dmj

G24347

June 14, 1965

Re: Permit No. G-24347
Donna M. Butler

Parsons, Smith and Snow
Attorneys at Law
Box 670
Burley, Idaho

Gentlemen:

Due to illness in this office the letter written to your office by Ralph W. Thomas was not found along with check for \$0.50 and the assignment until this morning.

Please disregard our letter of June 11th.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

M. RUSSELL BOSCH
State Water Rights & Records

MKB:ev

824347

June 14, 1965

RE: Permit No. G-24347
Joseba Telleria and J. Ramon Beitia

William A. Parsons
Attorney at Law
Box 670
Burley, Idaho

Dear Mr. Parsons:

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

Also enclosed are departmental receipts No. G-9324 in the amount of \$.50 and G-9325 in the amount of \$22.00 covering the fees.

Very truly yours,

CHARLES E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. assignment, amendment
certificates, receipt

§ 24 347

June 11, 1965

RE: Permit 024347
Donna M. Butler

Parsons, Smith & Snow
Attorneys at Law
Box 670
Burley, Idaho

Gentlemen:

Receipt is acknowledged for your letter of June 10, 1965 with an amendment and check for \$22.00.

If you will check our letter of May 20, 1965 you will note that the permit is still in the name of Donna M. Butler. We received an assignment however, it did not state whether or not she was single and this must show on the form.

No further action can be taken on this permit until we receive the assignment and the fee of \$.50 for recording.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

M. RUSSELL BOSCH
State Water Rights & Records

MRB:et

024347

PARSONS, SMITH & SNOW

ATTORNEYS AND COUNSELLORS AT LAW

WILLIAM A. PARSONS
RICHARD K. SMITH
PETER G. SNOW

137 WEST 13TH STREET
BURLEY, IDAHO 83318

AREA CODE 208
678-8382

P. O. BOX 670

June 10, 1965

State Reclamation Engineer
State Reclamation Department
Boise, Idaho

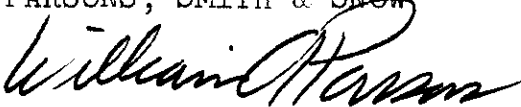
Re: G-24347

Dear Sir:

Enclosed please find application for amendment together with a check for \$22.00 as outlined in the letter from the Department dated May 20, 1965.

Yours very truly,

PARSONS, SMITH & SNOW


William A. Parsons

WAP/dmj
Encl.

24347

RECORDED
JUN 11 1965

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-24347

Department of Reclamation

Comes now JOSEBA TELLERIA and J. RAMON BEITIA and represent to the State Reclamation Engineer of the State of Idaho;

That They is (are) the owners and holders of Permit to appropriate the Public Waters of the State of Idaho, No. G-24347.

That the point of diversion is described in said permit as being located in the Southwest Quarter Northeast Quarter, Sec. 27, Township 9 South, Rge. 27, E.B.M.

That they now requests that the point of diversion be changed to a point located NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, Township 9 South, Rge. 27, E.B.M.

That the reason for desiring to make such change is as follows:

A mistake was originally made in designating the sub-division within which the point of diversion was located.

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

Signed at Burley, Idaho, this 31 day of June, 1965

RAMON BEITIA and JOSEBA TELLERIA

By Joseba Telleria
Partner

Date of receipt at Department of Reclamation: June 11, 1965

APPROVAL OF STATE RECLAMATION ENGINEER

Carl E. Tappan

I, ~~Carl E. Tappan~~, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-24347. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 86 of
Permits, at Page 24347
June 14, 1965

State Reclamation Engineer

24347

June 2, 1965

RE: Permit No. G-24347
Donna M. Butler

Parsons, Smith & Snow
Attorneys at Law
Box 670
Burley, Idaho

Attention: William A. Parsons

Dear Mr. Parsons:

We received the assignment of the above noted permit, signed by Donna M. and Lalovi Butler, to Josebia Telleria and J. Ramon Beitia with a check for \$0.50 recording fee.

The fees for the certificates of water right total \$21.00 and probably the point of diversion shown on the permit is in error requiring an amendment, as shown in our letter to you dated May 20, 1965.

Notice was mailed to Donna M. Butler on April 9, 1965 allowing 60 days within which to show cause why the permit should not be cancelled.

The assignment will be recorded upon receipt of the necessary fees.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

24347

RECEIVED
JUN 2 1935

Department of Reclamation

A S S I G N M E N T

For value received, I hereby assign ALL of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-24347 to JOSEBIA TELLERIA and J. RAMON BEITIA of Burley, Idaho

*

Donna M. Butler
Permit Holder

Lalovi J. Butler
Wife of Permit Holder
Husband

STATE OF IDAHO)
 : ss
County of Cassia)

On this _____ day of June, 1965, before me, a Notary Public for the State of Idaho, residing at Burley, Idaho personally appeared DONNA M. BUTLER and LALLOVI BUTLER are known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

William A. Powers
Notary Public
Residing at Burley, Idaho

My commission expires: 7/20/66

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions

24347

May 20, 1965 /

RE: Permit No. G-24347
Donna M. Butler

Parsons, Smith & Snow
Attorneys at Law
Box 670
Burley, Idaho

Attention: William A. Parsons

Dear Mr. Parsons:

Returned herewith is the assignment of Permit No. G-24347 from Donna M. Butler to J. Ramon Beitia. We assume Donna M. Butler is single, however that should be shown or the husband should sign the assignment. Also enclosed is a supply of forms for assignment. The notary should indicate the date her commission expires.

The fees due for certificates of water right total \$21.00, for 3.30 c.f.s. from a well in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27 to irrigate 308 acres in the N $\frac{1}{2}$, Sec. 27, T. 9 S., R. 27 E., B.M. The permit shows the point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27. If the well is actually in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, an amendment to the point of diversion will be necessary. The field report shows the well located slightly north of the "40" line so the correction can be made without readvertisement.

There is a \$1.00 fee for recording an amendment in addition to fees for the certificates. Also there is a \$0.50 fee for recording an assignment.

Kindly return the corrected assignment, amendment or explanation of the point of diversion, and necessary fees.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

Enc. assignment, forms

G24347

PARSONS, SMITH & SNOW

ATTORNEYS AND COUNSELLORS AT LAW

WILLIAM A. PARSONS
RICHARD K. SMITH
PETER G. SNOW

137 WEST 13TH STREET
BURLEY, IDAHO 83318

AREA CODE 208
678-8982

P. O. BOX 670

May 19, 1965

RL 50
MAY 20 1965

Department of Reclamation

The Department of Reclamation
Statehouse
Boise, Idaho

Re: Permit No. G-24347 - Donna M. Butler

Gentlemen:

Please find enclosed an assignment of the above-numbered permit. On behalf of the assignee, we are informed that there is money now due and owing for the final proof and license. Would you please advise as to this amount and we will forward a check.

Yours very truly,

PARSONS, SMITH & SNOW



William A. Parsons

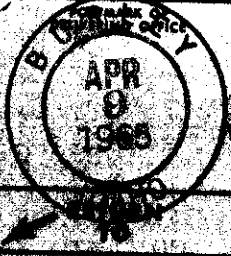
WAP/dmj
Encl.

24347

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

POSTAGE WILL BE PAID BY ADDRESSEE
PENALTY FOR PRIVATE USE TO AVOID
FORFEIT OF POSTAGE, \$300

S-24347
made



INSTRUCTIONS: Fill in items below and complete
instructions on other side, if applicable. Mailing container
must be attached and held firmly to back of article. Price on
front of article RETURN RECEIPT REQUESTED.

REGISTERED NO.	NAME OF SENDER Department of Reclamation
CERTIFIED NO. 19531	STREET AND NO. OR R.F.D. BOX Room 107 Hatchery
INSURED NO.	CITY, ZONE AND STATE Boise, Idaho 83701

5010-10-71144-2-7

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐

Deliver *ONLY* to
addressee

☐

Show address where
delivered

(Additional charges required for these services)

RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE *(must always be filled in)*

Donna M. Butler

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

4-9-65

CSS-16-71848-S-F GPO

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

April 9, 19 65

Re: Permit No. G- 24347

To Donna M. Butler
2041 Conant
Burley, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 24347 to appropriate the Public Waters of the State of Idaho, have not been complied with as to Non-payment of fees totaling \$21.00. Copy of our letter of October, 1962
enclosed.

YOU ARE HEREBY notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G- 24347 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

SAID PERMIT NO. G- 24347 claims the use of 6.4 cubic feet per second of the Subterranean Waters a well with point of diversion located SW 1/4, Sec. 27, T. 9 S., R. 25 E., B. M. (shown by you NW 1/4, Sec. 27) see letter and was approved August 7, 1953.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of my office at Boise, Idaho, the 9th day of April, 19 65.

cc: Herman E. Bedke
Attorney at Law
Box 249, Burley, Idaho

Ralph W. Thomas Deputy
State Reclamation Engineer

24347

State of Idaho
DEPARTMENT OF RECLAMATION
Boise, Idaho

October 16, 1962

Re: Permit No. G-24347

Donna M. Butler
2041 Conant
Burley, Idaho

Dear Mrs. Butler:

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-24347 shows the well is (~~225~~) capable of conveying 165 miner's inches, or 3.30 c.f.s. of water for the irrigation of 308 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 August 5, 1953 to the use of 3.30 second feet of subterranean water with the point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27 for irrigation of 308 acres in the N $\frac{1}{2}$, Sec. 27, T. 9 S., R. 25 E., B.M.

Since your permit shows the point of diversion to be in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27 it will be necessary to amend the point of diversion. If it is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27 complete the enclosed amendment form, submit it with \$1.00 for recording the amendment, and the above mentioned statutory fees, and your Certificate of Completion of Works and License and Certificate of Water Right will be issued. If the point of diversion is actually in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ no amendment will be necessary.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. amendment form

24347

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

Permit No. G-24347

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

1. Name of applicant Donna M. Butler

2. Source of water supply: underground

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 27

T. 9 S. R. 25 E. B. M. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: 150 HP 21S Motor #1178904 Wentworth pump # 9312 10" discharge into 10" surface mainline 10" x 150' column 20" x 6' casing h: 110' DD none Well depth 214'

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):

N $\frac{1}{2}$ of Sec. 27., Twp. 9 S., Rge. 25 E. B. M.

P.D.

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

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

Remarks: mv

Measurement was made by taking pressure readings along each lateral & lines 25.6 nozzles size $\frac{3}{4}$ "

This examination was made on the 5th day of August, 1962

(Signed) Ron Debeig

Examiner.

G-24347

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 1953

Department of Reclamation

Dorma M. Butler
2041 Conant, Burley, Idaho

Permit No. G-24347

Examination for Completion of Works & Beneficial Use

County Cassia

Q = 6.4 c.f.s.

S = Well.

P.L. = SW. NE, Sec. 27, T. 9 S. - R. 25 E.

Use = Irrigation

Filed - Aug. 5, 1953

Due = Feb. 7, 1961

Driller - Conley
Protest - Schommer

Drillers - Conley & Schommer
no other right

8 sprinklers 65-70" at well
10" Portable stream
33 head
150' HD Pump
100' 2" x 18" H. 110' db
10' x 150' column.

R-25E.

TO RUPERT

P.D.

37 37 37 37

40 40 40 40

27

148

160

308

Subdivisions 8

area 308 acres

3.30 CFS or 165 inches

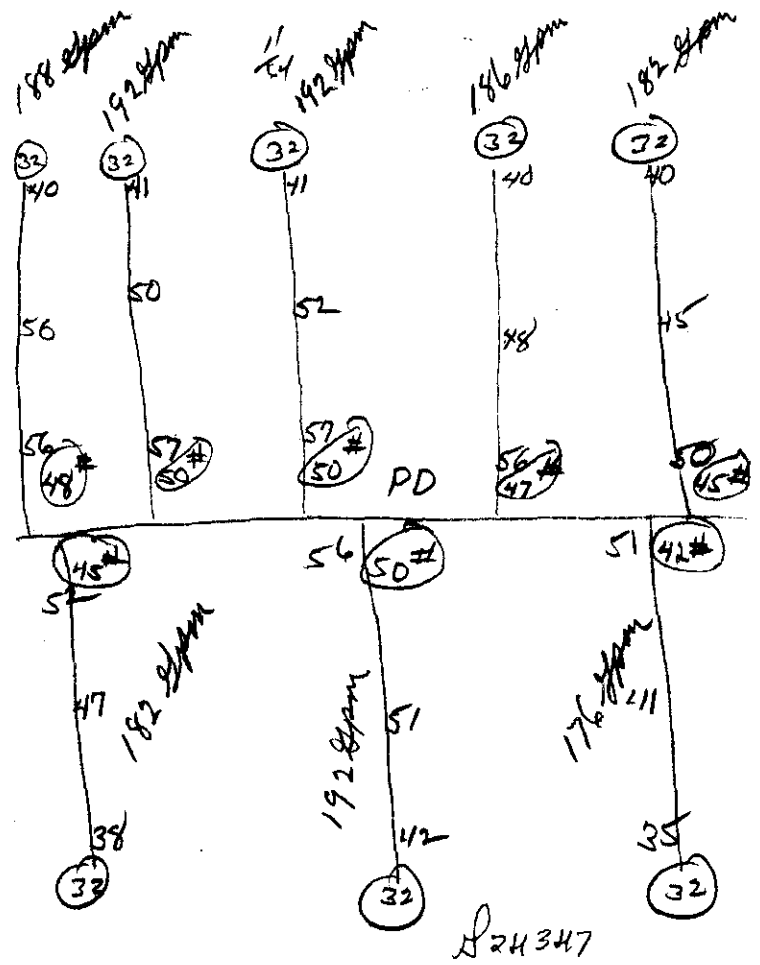
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-24347

~~REPORT ON PROOF OF Completion of Works & Beneficial Use~~

Donna M. Butler, 2041 Conant, Burley, Idaho



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824347

January 6, 1960

Re: Permit No. G-24347

Mrs. Donna M. Butler
2041 Conant
Burley, Idaho

Dear Mrs. Butler:

We acknowledge receipt of the depositions of yourself and two witnesses, also affidavit of publication from the Burley-Herald Bulletin, all submitted in proof of completion of works and beneficial use on Permit No. 24347.

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. Rutledge
Chief Clerk

EPR:ew

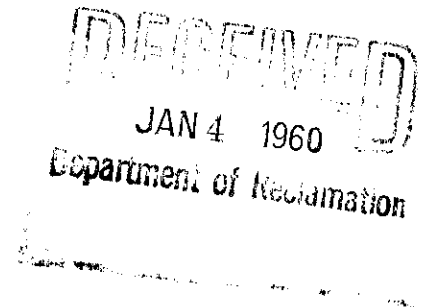
24347

HERMAN E. BEDKE
RICHARD K. SMITH

BEDKE & SMITH
ATTORNEYS AT LAW
1416 OVERLAND
BURLEY, IDAHO

P.O. BOX 249
TEL. OR 8-2401

December 31, 1959



State of Idaho
Department of Reclamation
Boise, Idaho

Re: Permit No. G24347
Donna M. Butler

Dear Sir:

Please find enclosed two Depositions of Witnesses and one Deposition of Holder, and an Affidavit of Publication in the above entitled matter.

Yours truly,

HERMAN E. BEDKE

By *Dg.*

HEB:dg
Enclosures: 4

G24347

**NOTICE OF COMPLETION OF
WORKS FOR APPLICATION OF
WATER TO BENEFICIAL USE**

Notice is hereby given that at 3:00 P.M. on the 30th day of December, 1959, at Burley, County of Cassia, State of Idaho, before Herman E. Becker, Notary Public at 1418 Overland Avenue, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 22347, 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 is Donna M. Putler, 2041 Canant Avenue, Burley, 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 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is in the Southwest Quarter of the Northeast Quarter, Section 27, Township 3 South, Range 25, East of the Boise Meridian, in Cassia County, Idaho.

5. The place where said water is used is in the North Half of Section 27, Township 3 South, Range 25, E.B.M., in Cassia County, Idaho.

6. The date of priority which said water user is prepared to establish is August 2, 1952.

W. M. CARTER

State Reclamation Engineer.
Published in The Herald-Bulletin Nov. 24, Dec. 1-3-15, 1959.

Affidavit of Publication.

The Burley Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
COUNTY OF CASSIA } ss.

Carl Jones

first being duly sworn, deposes and says: That he is the printer of The Burley Herald and/or The Burley Bulletin, a weekly 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 weekly and has been continuously and uninterruptedly published in said county, not less frequently than once a week, 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 four consecutive weeks, commencing with the issue dated Nov. 24, 1959, and ending with the issue dated Dec. 15, 1959.

Subscribed and sworn to before me this day of, 19.....

824347

Angel G. Woodall
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

My Commission Expires June 4, 1963

**NOTICE OF COMPLETION OF
WORKS FOR APPLICATION OF
WATER TO BENEFICIAL USE**

Notice is hereby given that at 3:00 P.M., on the 30th day of December, 1959, at Burley, County of Cassia, State of Idaho before Herman B. Bedke, Notary Public, at 1416 Overland Avenue, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G24347, 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 is Donna M. Butler, 2041 Conant Avenue, Burley, 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 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is in the Southwest Quarter of the Northeast Quarter, Section 27, Township 9 South, Range 25, East of the Boise Meridian, in Cassia County, Idaho.

5. The place where said water is used is in the North Half of Section 27, Township 9 South, Range 25, E.B.M., in Cassia County, Idaho.

6. The date of priority which said water user is prepared to establish is August 5, 1952.

GEO. N. CARTER,

State Reclamation Engineer.
Published in The Herald-Bulletin Nov. 24, Dec. 1-8-15, 1959.

Affidavit of Publication.

The Burley Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
COUNTY OF CASSIA } ss.

Carl Jones

....., first being duly sworn, deposes and says: That he is the printer of The Burley Herald and/or The Burley Bulletin, a weekly 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 weekly and has been continuously and uninterruptedly published in said county, not less frequently than once a week, 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 four consecutive weeks, commencing with the issue dated Nov. 24, 1959, and ending with the issue dated Dec. 15, 1959.

Subscribed and sworn to before me this day of, 19.....

Harold G. Shradell
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

My Commission Expires June 4, 1963

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
COUNTY OF CASSIA } ss.

Carl Jones

....., first being duly sworn, deposes and says: That he is the printer of The Burley Herald and/or The Burley Bulletin, a weekly 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 weekly and has been continuously and uninterruptedly published in said county, not less frequently than once a week, 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 four consecutive weeks, commencing with the issue dated Nov. 24, 1959 and ending with the issue dated Dec. 15, 1959

Subscribed and sworn to before me this day of, 19.....

Hazel H. Woodrill
.....
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

My Commission Expires June 4, 1963

S24347

NOTICE OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE
Notice is hereby given that at 3:00 P.M., on the 30th day of December, 1959, at Burley, County of Cassia, State of Idaho before Herman E. Bedke, Notary Public, at 1418 Overland Avenue, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. C24347 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 is Donna M. Butler, 2041 Conant Avenue, Burley, 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 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is in the Southwest Quarter of the Northeast Quarter, Section 27, Township 9 South, Range 25, East of the Boise Meridian in Cassia County, Idaho.

5. The place where said water is used is in the North Half of Section 27, Township 9 South, Range 25, E.E.M. in Cassia County, Idaho.

6. The date of priority which said water user is prepared to establish is August 5, 1953.

GEO. N. CARTER,
State Reclamation Engineer.
Published in The Herald-Bulletin Nov. 24, Dec. 15, 1959.

**NOTICE OF COMPLETION OF
WORKS AND APPLICATION OF
WATER TO BENEFICIAL USE**

Notice is hereby given that at 3:00 P.M., on the 30th day of December, 1959, at Burley, County of Cassia, State of Idaho before Herman E. Bodice, Notary Public, at 1416 Overland Avenue, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G24347, 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 is Danna M. Butler, 2041 Conant Avenue, Burley, 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 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is in the Southwest Quarter of the Northeast Quarter, Section 27, Township 9 South, Range 25, East of the Boise Meridian, in Cassia County, Idaho.

5. The place where said water is used is in the North Half of Section 27, Township 9 South, Range 25, E.B.M., in Cassia County, Idaho.

6. The date of priority which said water user is prepared to establish is August 5, 1953.

GEO. N. CARTER,

State Reclamation Engineer.
Published in The Herald-Bulletin Nov. 24, Dec. 1-8-15, 1959.

Affidavit of Publication.

The Burley Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
COUNTY OF CASSIA }

Carl Jones

....., first being duly sworn, deposes and says: That he is the printer of The Burley Herald and/or The Burley Bulletin, a weekly 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 weekly and has been continuously and uninterruptedly published in said county, not less frequently than once a week, 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 stertyped 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 four..... consecutive weeks, commencing with the issue dated Nov. 24, 1959....., and ending with the issue dated Dec. 15, 1959.....

Subscribed and sworn to before me this day of, 19.....

Hazel G. Spindall
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

My Commission Expires June 4, 1963

S24347

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 4 1960
Department of Reclamation

Permit No. _____

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. Donna M. Butler, 2041 Conant, housewife, Burley, 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. Individual, no corporation.

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

Ans. G-24347, August 7, 1953, priority date is August 5, 1953

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

Ans. A Well in the Southwest Quarter of the Northeast Quarter, Section 27, Township 9 South, Range 25, E. B. M., Cassia County, Idaho, source is underground.

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.

Ans. The water is pumped from a well with an electric pump into main sprinkling lines and conveyed to the premises by portable laterals. Well 214 feet with 18 inch casing, 104 feet to water with a 10 inch discharge pipe and bowls set at 150 feet, 244 sprinklers operating at 80 pounds pressure.

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. Irrigation of approximately 320 acres in the N 1/2 of Section 27, Township 9 South, Range 25, E. B. M. Cassia County, Idaho, excepting rocky outcroppings. Water was used to reclaim desert ground and all the land has been placed under cultivation except the lava outcroppings.

f 24347

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

Ans. Irrigation purposes only.

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

Ans. One inch per 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. Original applicant.

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

Ans. Water was used during 1959 to irrigate crops planted on the entire 320 acres excepting small rocky outcroppings.

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. No other water right is appurtenant to this land.

(Sign)

Donna M. Butler

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 30th day of December, A. D. 1959.

Herman E. Bedke

My commission expires 6-13-61

24347

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G-24347

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. Jesse F. Taylor, age 43, Burley, Idaho, Field man Union Seed Company,
Route 2, Burley, Idaho.

Ques. 2. Are you acquainted with Donna M. Butler, the
holder of Permit NoG-24347? How long have you known him and where does
he reside?

Ans. I've known Donna M. Butler nine years and she resides at 2041 Conant
Avenue, Burley, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-24347, 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 con-
veying water from point of diversion to place of use.

Ans. Source of water is underground, place of diversion is SW 1/4 NE 1/4
Sec. 27, Twp. 9 S., Rge. 25, E. B. M., Cassia County, Ida., water is conveyed
to place of use through the main lines of a sprinkling system. The water is pumped
from the ground and into the lines by an electric pump.

Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?

Ans. 6.4 second feet of water and I have seen 6.4 second feet being so conveyed.

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 6.4 second feet of water being pumped. I estimated the
amount from the output from the nozzle and the amount of land irrigated.

J24347

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. ~~Water has been used in reclaiming 320 acres of arid ground under desert entry and water has been used for irrigating crops on the entire 320 acres excepting small patches of rock outcroppings.~~ *4/10/59*

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

Ans. None

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. Sandy loam. I estimate 1 inch of water per acre would be adequate water required for its profitable 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. No.

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. I watched the grain and beans growing during the 1959 cropping season and felt there was ample water for the entire farming operation and crops were growing on the entire desert entry with the exception of a few rock outcroppings.

(Signed) _____

James F. Taylor

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 30th day of December, A. D. 1959.

Herman E. Beck

Notary Public.

My commission expires 6-13-61

24347

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 4 1960
Department of Reclamation

Permit No.

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. Edmond B. Herbert. 38. 1426 Conant. Burley, Idaho. Occupation is a
transport dispatcher, 1426 Conant, Burley, Idaho

Ques. 2. Are you acquainted with Donna M. Butler, the
holder of Permit No. G-24347? How long have you known him and where does
he reside?

Ans. Yes, I have known her for seven years. She resides at 2041 Conant,
Burley, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-24347, and are you
familiar with its provisions and conditions?

Ans. Yes. I have read Permit No. G-24347 and am familiar with its conditions.

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

Ans. Source is underground. place of diversion is SW 1/4 NE 1/4 Sec. 27. Twp.
9 S., Rge. 25, E. B. M., Cassia County, Idaho. Water is pumped by an electric
pump from underground and through main lines of a sprinkling system to the place
of use.

Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?

Ans. 6.4 second feet and I have seen that much being conveyed.

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. 6.4 second feet of water, estimated by the number of sprinkling heads and
manufacturers specifications.

24347

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. Irrigation on 320 acres in the N 1/2 of Section 27, Twp. 9 S., Rge. 25., E. B. M., Cassia County, Idaho. Desert land has been put under cultivation.

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

Ans. None.

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. Sandy loam. my estimate is about 1 inch per acre.

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

Ans. No.

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. On several spectator trips to the farm I have witnessed the irrigation system in operation and observed the crops, during 1959.

(Signed) Edmond B. Hubert

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 30th day of December, A. D. 1959.

Herman E. Belk
Notary Public.

My commission expires 6-13-61

L 24347

December 4, 1959

Re: Permit No. G-22424
Kales E. Lowe

Permit No. G-28182
Alfred N. Knight

Permit No. G-24347
Donna M. Butler

Burley Herald Bulletin
Burley, Idaho

Gentlemen:

We have recently mailed to you Notices of Publication
on the following permits:

On November 3, Permit No. G-22424 - Kales E. Lowe
On November 17 " " G-28182 - Alfred N. Knight
On November 17 " " G-24347 - Donna M. Butler

To date we have not received a copy or tear sheet of
publication for proofing purposes, and ask that you mail these to
us as soon as possible.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

GNC:HP:ew

24347

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

November 17, 1959

Re: Permit No. G-24347
Donna M. Butler

Mr. Herman E. Bedke,
Attorney at Law,
P. O. Box 249,
Burley, Idaho.

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-24347, in the name of Donna M. Butler. Final Proof is to be made before you, as Notary on the 30th day of December, 1959, at 3:00 o'clock P.M., at Burley, Idaho.

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

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. 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, that your 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. Rutledge
Chief Clerk

Encl.

EPR:Pk
cc: Applicant

24347

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. G-24347
Donna M. Butler

Date: Nov. 17, 1959

Burley Herald Bulletin,
Burley, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to December 30, 1959 the date set for proof; the expense of the publication is to be paid by the applicant

Donna M. Butler of 2041 Conant Ave., Burley, 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
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

** 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.
EPR:pmk

24347

HERMAN E. BEDKE
RICHARD K. SMITH

BEDKE & SMITH
ATTORNEYS AT LAW
1416 OVERLAND
BURLEY, IDAHO

P.O. BOX 249
TEL. OR 8-2401

November 12, 1959

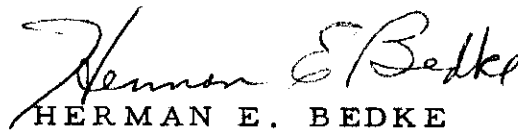
State Reclamation Engineer
State Land Office
Boise, Idaho

Re: Butler permit No. G24347

Dear Sir:

Please find enclosed Notice Of Proof Of Completion Of Works
and Application Of Water To Beneficial Use, together with the authorization
to publish, Form No. 11.

Yours truly,


HERMAN E. BEDKE

HEB:dg
Enclosures

24347

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 10, 1959

(P. O.) Burley, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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

Lonna M. Butler

(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.

§24347

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 10, 1959

(P. O.) Burley, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Burley Herald Bulletin of Burley, Idaho published in

the county in which the works are situated.

Donna M. Butler

(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.

S

RECEIVED
NOV 16 1959
Department of Reclamation

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

Notice is hereby given that at 3:00, P.M., on the 30th day of December, 1959, at Burley, County of Cassia, State of Idaho before Herman E. Bedke, Notary Public, at (address) 1416 Overland Avenue, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G24347, 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 is Donna M. Butler, 2041 Conant Avenue, Burley, 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 6.4 cubic feet per second.

3. The use of which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The point of diversion of said water is in the Southwest Quarter of the Northeast Quarter, Section 27, Township 9 South, Range 25, East of the Boise Meridian, in Cassia County, Idaho.

5. The place where said water is used is in the North Half of Section 27, Township 9 South, Range 25, E. B. M., in Cassia County, Idaho.

6. The date of priority which said user is prepared to establish is August 5, 1953.

J 24347

Geo. H. Carter
State Reclamation Engineer

June 27, 1957

Re: Permit No. G-24347
Donna M. Butler

Mr. Herman E. Bedke
Attorney At Law
P. O. Box 204
Burley, Idaho

Dear Mr. Bedke:

Enclosed is an extension of time for completion of works and beneficial use proofs under the terms of Permit No. G-24347 to February 2, 1961. This extension of time was approved by the State Reclamation Engineer and recorded in the Department of Reclamation in Book 86 of Permits at Page 24347. It should now be attached to the original permit to which it refers and of which it becomes a part.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR
JA/nls
Enc.

24347

S T A T E O F I D A H O

D E P A R T M E N T O F R E C L A M A T I O N

WHEREAS, Permit No. G-24347, in the name of DONNA M. BUTLER, requires proofs of Completion of Works and Beneficial Use to be made on or before August 7, 1957; and,

WHEREAS, said Permit was issued in connection with Desert Land Entry Idaho Serial #04496; and,

WHEREAS, applicant was prevented from proceeding with construction pending allowance of said Desert Land Entry, which was not allowed until February 2, 1956;

NOW, THEREFORE, an Extension of Time is allowed for Completion of Works and Beneficial Use Proofs on Permit No. G-24347 to February 2, 1961, or the length of time applicant was prevented from proceeding pending allowance of his Desert Land Entry and a similar extension is allowed for every act required under the terms and conditions of Permit No. G-24347.

Signed at Boise, Idaho, this 27th day of June, 1957.

MARK R. KULP
State Reclamation Engineer

24347

HERMAN E. BEDKE
ATTORNEY AT LAW
POST OFFICE BOX 204
BURLEY, IDAHO

GEM BUILDING
TELEPHONE 585-W

June 22, 1957

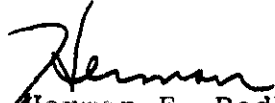
State Department of Reclamation
State of Idaho
State House
Boise, Idaho

RE: Permit No. G-24347
Donna M. Butler

Gentlemen:

On behalf of Mrs. Donna Butler, we hereby request the time for submitting proof of beneficial use be extended a proportionate time to coincide with the allowance of the entry. A copy of the allowance is enclosed.

Yours truly,


Herman E. Bedke

HEB/c

824347

JUN 24 1957
Department of Reclamation

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

RE: Permit No. G-24347

June 1, 1957

Donna M. Butler
2041 Conant Ave.
Burley, Idaho
Dear Sir:

We enclose herewith blank notice for proof of completion of works and application of water to beneficial use under your Permit No. G-24347. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than August 7, 1957.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

NOTE: A copy of this Notice and Form mailed to:-
Mr. Herman E. Bedke
Attorney at Law
P.O. Box 204
Burley, Idaho

J 24347

May 22, 1956

RE: Permit No. G-24347

Mr. Herman E. Bedke
P. O. Box 204
Burley, Idaho

Dear Mr. Bedke:

We return the Application for Amendment to Permit No. G-24347 of Donna M. Butler which has been approved by the State Reclamation Engineer and recorded in this Department.

This application should be attached to the original permit of which it now forms a part.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hl1
Enc.

24347

May 18, 1956

RE: Permit No. G-24347

Mr. Herman E. Bedke
P. O. Box 204
Burley, Idaho

Dear Mr. Bedke:

We acknowledge receipt of your letter of May 11, 1956, enclosing an Application for Amendment to Permit No. G-24347 of Donna M. Butler.

However, we note that Donna M. Butler has not signed this Application and we return same in order that she may do so.

Upon the return of this signed application, it will be recorded in this department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

Rshll
Enc.



ROBERT E. SMYLLIE
GOVERNOR

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

BOISE

May 18, 1956

RE: Permit No. G-24347

Mr. Herman E. Bedke
P. O. Box 204
Burley, Idaho

Dear Mr. Bedke:

We acknowledge receipt of your letter of May 11, 1956, enclosing an Application for Amendment to Permit No. G-24347 of Donna M. Butler.

However, we note that Donna M. Butler has not signed this Application and we return same in order that she may do so.

Upon the return of this signed application, it will be recorded in this department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge

Chief Clerk

R:hll
Enc.

§ 24347

HERMAN E. BEDKE

ATTORNEY AT LAW
POST OFFICE BOX 204
BURLEY, IDAHO

GEM BUILDING
TELEPHONE ORCHARD 8-2401

May 11, 1956

RECEIVED
MAY 14 1956
DEPARTMENT OF RECLAMATION

State of Idaho
Department of Reclamation
Boise, Idaho

RE: Permit No. G-24347

Gentlemen:

Enclosed please find the Application for Amendment of the above permit number properly filled out and signed by Donna M. Butler, the applicant. Will you please file the same and indicate to me whether or not the same is approved?

Yours truly,


Herman E. Bedke

HEB/c

8 24347

RECEIVED
MAY 22 1956

RECEIVED
MAY 14 1956

Department of Reclamation
APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-24347
Department of Reclamation

Comes now Donna M. Butler and represents to the State
Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public
Waters of the State of Idaho, No. G-24347.

That the point of diversion is described in said permit as being
located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ section 27, Township 9 South, Range 25 E.B.M.,
in Cassia County, Idaho

That he now requests that the point of diversion be changed to a
point located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 27, Township 9 South, Range
25, E.B.M., in Cassia County, Idaho.

That his reasons for desiring to make such change are as follows:

The new point is nearer the center of the land to be irrigated
and irrigation could be done more readily.

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

Signed at Burley, Idaho, this 12th day of May 19 56

Donna M. Butler

Date of receipt at Department of Reclamation May 14, 1956

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho,
hereby approve the above and foregoing application for amendment to Permit to
Appropriate the Public Waters of the State of Idaho, No. G-24347. This
approval constitutes a new permit and is issued as an amendment to the original
permit, to which it refers and of which it becomes a part, and said application
is approved only insofar as the rights of others will not be adversely affected
thereby.

Mark R. Kulp
State Reclamation Engineer

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Land Office
P. O. Box 2237
Boise, Idaho

In reply refer to:

LO:NYE
Idaho 04496

February 2, 1956
(Date)

Department of Reclamation

NOTICE OF ALLOWANCE

Donna M. Butler
Donna M. Butler
2041 Conant
Boise, Idaho

Sir: .

Your Desert-Land entry, Serial No. Idaho 04496
Desert-Land entry
(Kind of application or entry)

Receipt No. 235817, for N $\frac{1}{2}$
235817
Section 27
27

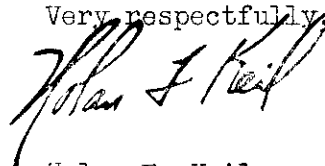
Township 9 S., Range 25 E., Boise Meridian,
9 S.
containing 320 acres, has this day been allowed, subject to

your further compliance with law and regulations applicable thereto.

In correspondence relating to this entry, always refer to the serial number.

The above entry is allowed, subject to any valid existing rights.

Very respectfully,



Nolan F. Keil
Manager

cc: Land Office, Boise
IRM, ~~Boise~~
State Recla. Engr., Boise
R.M., Boise
L&N Officer, Boise

824347

UNITED STATES
 DEPARTMENT OF THE INTERIOR
 BUREAU OF LAND MANAGEMENT
 Land Office
 P. O. Box 2237
 Boise, Idaho

In reply refer to:

LO:MFK
 Idaho 04496

February 2, 1956
 (Date)

NOTICE OF ALLOWANCE

Dennis M. Butler
2041 Conant
Burley, Idaho

Sir:

Your Desert Land entry, Serial No. Idaho 04496
 (Kind of application or entry)

Receipt No. 235817, for 1/4
 _____, Section 27

Township 9 S., Range 25 E., Boise Meridian,

containing 320 acres, has this day been allowed, subject to
 your further compliance with law and regulations applicable thereto.

In correspondence relating to this entry, always refer to the serial number.

~~The above entry is allowed, subject to any valid existing rights.~~

Very respectfully,

cc: Land Office, Boise
 DEM, Burley
 State Recla. Engr., Boise
 R.M., Boise
 LAM Officer, Boise

Nolan F. Keil
 Manager

824347

August 19, 1953

RE: Permit No. G-24347

Donna M. Butler
2041 Conant Ave.
Burley, Idaho

Dear Madam:

We enclose Permit No. G-24347 and direct your attention to the limitations and conditions as given on the forth page under Approval of the State Reclamation Engineer.

By this same mail, we are sending two copies of this permit to the Bureau of Land Management to be used in connection with your desert land entry, one of which is certified.

We enclose Departmental Receipt No. G-195 for \$8.50 which includes \$6.50 filing fee and \$2.00 for the extra copy.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:pj
Enc.

24347

August 19, 1953

RE: Permit No. G-24347

Bureau of Land Management
Federal Building
Boise, Idaho

Gentlemen:

We enclose two copies of Permit No. G-24347 in the name of Donna M. Butler, one of which has been certified to be used in connection with her desert land entry filed in your office.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:pj
Enc.
cc: Donna M. Butler

24347

NAME OF APPLICANT Donna M. Butler

Form No. 0

T95. 1725 E

NW NW	NE NW	NW NE	NE NE	Well
-------	-------	-------	-------	------

SWNW SENN SWNE SENE

SEC. 27

Permit Map No. 4-21347
As Approved
AUG 7 1954
MARK R. KULP
State Reclamation Engineer

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

824347

2-24347

July 10, 1953

Donna M. Butler
2041 Conant Avenue
Burley, Idaho

Dear Madam:

In reply to your letter of July 9, 1953, we enclose a form of application for permit to appropriate subterranean water from a well together with a pamphlet giving regulations and instructions in regard to filing same.

When this application is approved, it will be signed by the proper State Officials and sent you as a use permit under which you may proceed with the construction of the work described in the application.

In order to complete your water right, proofs of completion of works and application of the water to beneficial use are required. The time required for making these proofs should be indicated under Question 10.

The Bureau of Land Management requires two copies of a permit when approved, one of which must be certified, to be used in connection with a desert land entry. We can make these copies for you and send them to you or directly to the land office, the fee for which will be \$2.00 in addition to the statutory filing fee as shown on the back of the application.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

2-24347

RECEIVED
JUL 10 1953
Department of Reclamation

July 9, 1953
Burley, Idaho

Mr. Mark Kulp
Bureau of Reclamation
Boise, Idaho

Dear Sir:

At your convenience please send application form for
Well Permit, in connection with Deseret Land Entry.

Yours truly

Donna M. Butler

Donna M. Butler
2041 Conant Ave.
Burley, Idaho

8 24 347

LEGAL NOTICE

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

Notice is hereby given that at 3:00 P.M., on the 30th day of December, 1959, at Burley, County of Cassia, State of Idaho before Herman E. Bedke, Notary Public, at 1416 Overland Avenue, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G21347 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 is Lionna M. Butler, 2041 Conant Avenue, Burley, 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 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is in the Southwest Quarter of the Northeast Quarter, Section 27, Township 9 South, Range 25, East of the Boise Meridian, in Cassia County, Idaho.

5. The place where said water is used is in the North Half of Section 27, Township 9 South, Range 25, E.B.M., in Cassia County, Idaho.

6. The date of priority which said water user is prepared to establish is August 5, 1953.

GEO. N. CARTER,

State Reclamation Engineer.
Published in The Herald-Bulletin Nov. 24, Dec. 1-8-15, 1959.