

45-02425

State of Idaho
License and Certificate of Water Right

Water License No. G-23220

Amount 1.07 c.f.s.

Water District No.

Priority October 11, 1952

THIS IS TO CERTIFY that DANIEL L. MABEY
of Oakley, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 11, 1952; that Permit No. G-23220
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.07 second feet, was issued thereunder on January 21, 1959, showing that said works
were completed on the 10th day of October, 1957; and that on the 10th
day of October, 1957, DANIEL L. MABEY

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, for the purpose of Irrigation
, under Use Permit No. G-23220 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
11 of Licenses at page 6595, on the 21st day of January, 1959;
The right hereby confirmed dates from October 11, 1952;
The Point of Diversion is located

in the SE ¼ NW ¼, Sec. 20, Tp. 13 S., R. 22 E., B. M. County Cassia

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 1.07 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13 S.	22 E.	20	NE ¼ NW ¼ NW ¼ NW ¼ SW ¼ NW ¼ SE ¼ NW ¼	10 40 20 20	10.7 40 20 6
Total number of acres irrigated				- - -	76.7

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
21st day of January, 1959.

/s/ Geo. N. Carter

45-2425

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-30937
Permit No. G- 23220
District No.

1. Name of Applicant: DANIEL L. MABEY
Postoffice address: Oakley County: Cassia State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. 5.2 or Idaho
Miners' inches 260 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Deep well and ditches to divert water from source.
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17
Twp. 13 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.
 - (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: Deep well and ditches to divert water from source
8. Estimated cost of works: \$ 3,000.00 together with a pump
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 Four(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: There is water appurtenance to the above described property, but the applicant wishes to transfer the water right appurtenance to the above lands to lands which have no water right, in the event the pump is secured.
 - (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.

Remarks: The land described in the map attached to this application represents the acreage which this applicant wishes to have included in this permit.

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

DANIEL L. MABEY Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. October 11, 1952

Returned to applicant for correction: October 15, 1952

Corrected application received: October 25, 1952

Approval of State Reclamation Engineer

The number of this permit is G-23220

Recorded in Book 83 Page 23220 Approved November 6, 1952

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

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

Work to begin on or before January 6, 1953 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before November 6, 1954

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before November 6, 1956

Witness my hand this 6th day of November, 1952

MARK R. KULP State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 6th day of November, 1952.

Countersigned:

STATE OF IDAHO

(SEAL)

By LEN JORDAN Governor

By IRA H. MASTERS Secretary of State.

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	
13 S.	22 E.	17					10	20											30
		18	20				40		40	40									140
		20					10	40	20	20									90

Total Number of Acres to be Irrigated - 260

APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. G-23220

Comes now Daniel L. Mabey 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. 23220. That the point of diversion is described in said permit as being located Southwest Quarter of the Northwest Quarter of Section Seventeen. That he now requests that the point of diversion be changed to a point located in the Southeast Quarter of the Northwest Quarter of Section Twenty, Township Thirteen South, Range Twenty-two, East Boise Meridian. That his reasons for desiring to make such change are as follows: that the land located in Section 17, 18, and part of 20, is too high to be irrigated from the well located in Section 17. 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, this day of December, 1952.

DANIEL L. MABEY

Date of receipt at Department of Reclamation Dec. 30, 1952.

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-23220. 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

Page 6595

January 21, 1959

Re: Permit No. G-23220

Mr. Daniel L. Mabey
Oakley
Idaho

Dear Mr. Mabey:

Enclosed is the Certificate of Completion of Works and the License
and Certificate of Water Right issued under Permit No. G-23220, also,
departmental receipt #G-3826 for fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

23220

RT

CKE... 7/2/59
+ Oakley Lohak
Jan. 20, 1959.

Dept. of Reclamation
Boise, Idaho.

Dear Sir:

Enclosed find check for \$13.00
as payment on permit No. H-23220.

The letter was misplaced, we
just happened to run on to it recently.

Very truly yours,

Harold L. Mulvey

Oakley, Idaho.

RECEIVED
JAN 2 11 59

Dept. of Reclamation

H 23220

October 8, 1958

Re: Permit No. G-23220

Mr. Daniel L. Mabey
Oakley
Idaho

Dear Mr. Mabey:

Our field engineer's report on his inspection of the completion of works and beneficial use of the water under the terms of Permit No. G-23220 shows that the well is capable of conveying $53\frac{1}{2}$ miners inches (1.07 c.f.s.) of water for irrigation of 76.7 acres.

Upon receipt of the statutory fees, totaling \$13.00, we will issue the Certificate of Completion of Works (for which the fee is five dollars) and the License and Certificate of Water Right (eight dollars--fee based at the rate of two dollars for each 40-acre subdivision) confirming the right with priority of October 11, 1952, to the use of 1.07 second feet of subterranean water, with point of diversion in the $SE\frac{1}{4}NW\frac{1}{4}$ of Section 20, for irrigation of 76.7 acres in the $NW\frac{1}{4}$ of Section 20, Township 13 South, Range 22 East, B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls

23220

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

Permit No. G-23220This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Daniel L. Mabey2. Source of water supply: Subterranean flow from a well.3. Location of point of diversion: Is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20
T. 13 S. R. 22 East County of Cassia ER4. Describe works as they exist, giving dimensions and capacities of same: Well 500' x 14" cased to 305' 8" x 280' column large x Bowler turbine #19687 60Hp 21A motor #955520 220V 8" delivery pipe 10' to south into concrete leadbox pumps mounted on concrete platform 6'x6' General Electric controls mounted on SE of platform 50' measured by springing meter5. Water is used for: Irrigation6. 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):

~~80 Acres in the NW $\frac{1}{4}$ Section 20, Township 13 South, Range 22 East, B. M.~~Imp 13 S, Rge 22 E, W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec 17, - NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, & $\frac{1}{2}$ NW Sec 18, NW $\frac{1}{4}$ Sec 20.
ERapp. 5.23220

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

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

Remarks:

Crops: Hay, grain & row cropsThis examination was made on the 10 day of July, 19 58(Signed) Carrel R. Stevenson

Examiner.

23220

Daniel L. Mabey
Oakley, Idaho

Permit No. Q-23220

Examination for Completion of Works &
Beneficial Use Proofs

County Cassia

20-13S.-22E

Q_a 5.2 a.c.s.

S₂ Well

P.D. = SE. NW., Sec. 20, T.13S. - R. 22E

80 acres irrig.

Use = Irrigation

300 in 4 M. 50 S.
240
200

5.5" Sparking meter

Filed = Oct. 11, 1952

Due = Nov. 6, 1957 (Ext.)

300 g in 5 M. 42
200 g in 3 M. 51 S.

180
211 1 cfs.

ck land in Ct House in Barley

500' x 14"

ced 305'

lift = 9 8" x 280' = Col.

19687 Layne B. Turbine

60 hp. U.S. motor # 955520

220V 73.5A

8" del. to S 10' into

Conc. head box

Conc. platform 6' x 6'

G. E. Control Panel

on G. E. Conc. platform

INSTRUCTIONS TO EXAMINERS

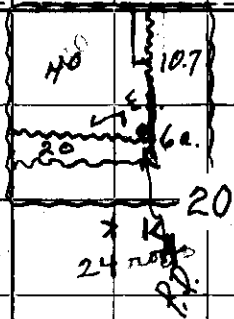
1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated 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
OCT 6 1958
Department of Reclamation

5.5

R-22E.

Subdivisions = 38



Tax 256 = 9.54

Tax 242 = 37.29

" 244 = 17.09

1420 = 56.7

20

76.7

Total = 77

U.S. HWY. No. 27
TO DANLEY

Area = 4 acres

Subdivisions = 4

76.7a.

Q = 1.07 cfs

Figure 80

Calculated average

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-23220

REPORT ON PROOF OF Completion of Works & Beneficial Use

Daniel L. Mabey
Oakley, Idaho

July 3, 1958

Re: Permit # G-23220

Mr. Daniel L. Mabey
Oakley, Idaho

Dear Mr. Mabey:

An inspection and a report on same is required by law in connection with any permit for use of water being brought to license in the State of Idaho before same can be licensed.

An inspecting Engineer from this Department will be in your County the week of July 10, 1958 to make inspections.

He will try to contact you by telephone or otherwise at that time to make a definite appointment with you for the inspection.

Please prepared to accompany him or have someone represent you on the inspection.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
E. N. Humphrey
Deputy

23220

October 18, 1957

Re: Permit No. G-23220

Mr. Daniel L. Mabey
Oakley,
Idaho

Dear Mr. Mabey:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Oakley Herald, all submitted in proof of completion of works and water to beneficial use on permit No. G-23220.

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,

MARK R. KULP
State Reclamation Engineer
By

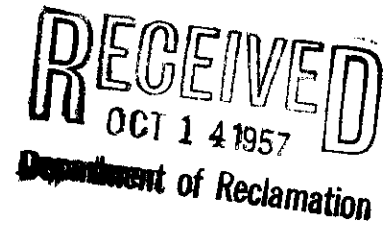
Edna P. Rutledge (Mrs.)
Chief Clerk

EPR:lw

↓ 23220

DANIEL L. MABEY
Oakley, Idaho

October 10, 1957



State of Idaho Department of Reclamation
Boise, Idaho

Gentlemen:

In re: Permit # G-23220
Daniel L. Mabey
Oakley, Idaho

Enclosed are the following forms, which have been completed in connection with my proof of completion of works under permit G-23220:

- (1) Form 16, Proof of Application of Water to Beneficial Use, and Completion of Works, sworn to and signed by myself before Ross T. Nielson, Notary Public, in and for the State of Idaho.
- (2) Form 17-A Proof of Application of Water to Beneficial Use and Completion of Works--Deposition of Witness, sworn to and signed by Artie O. Barker, before Ross T. Nielson, Notary Public, in and for the State of Idaho.
- (3) Form 17-A Proof of Application of Water to Beneficial Use and Completion of Works--Deposition of Witness, sworn to and signed by Theodore J. Helms, before Ross T. Nielson, Notary Public, in and for the State of Idaho.
- (4) Affidavit of publication of notice in Oakley Herald, Oakley, Idaho.

I trust that all of these papers will be found to be in order, and in accordance with instructions contained in your letter to me dated Sept. 9, 1957 regarding this matter.

Will you please go ahead with the necessary work in your office to the end that application for Permit # G-23220 will be completed and issued in accordance with your regulations.

Yours truly,

A handwritten signature in cursive script that reads "Daniel L. Mabey".

Daniel L. Mabey

Encl.: As Listed Above.

23220

RECEIVED
JUN 11 1952
Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-23220

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. Daniel L. Mabey, Oakley, Idaho, 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. _____

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

Ans. G-23220 Date of Priority is October 11, 1952 11-6-52

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

Ans. Underground. SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20, Township 13 South, Range 22 East Boise Meridian

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. Well--Drilled 500 ft., Cased with 14" Casing. SWL 85', Pumping level 200'
Equipped with 60 hp motor, with Layne and Bowler Pump 8" discharge pipe.

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 80 acres in the NW $\frac{1}{4}$ Section 20, Township 13 South, Range 22 EBM
supplemental to water owned in the Oakley Canal Company. Property is used for the
row crops, hay and grain.

23220

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

Ans. _____

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

Ans. 1.0 cubic foot per second (50 miners' Inches)

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

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

Ans. Well Completed and first used on June 18, 1953, and has been used continuously since, during the irrigation season. Well produces 50 miners' inches of water on the average.

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. Canal water from the Oakley Canal Company is used to supplement the water derived from the well drilled pursuant to permit No. G-23220.

(Sign) X Daniel L. Mabey

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 Oakley, County of Cassia,

State of Idaho, on this 10th day of October, A. D. 1957.

Russ Nielson

My commission expires July 12, 1961

23220

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECORDED
100 (611.4) 1937
Department of Reclamation

Permit No. G-23220

Proof of Application of Water to Beneficial Use

Deposition of Witness ^{and Completion of Works}

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. Theodore J. Helms, Age 76, Oakley, Idaho, Farming, Oakley RFD

Ques. 2. Are you acquainted with Daniel L. Mabey, the holder of Permit No. G-23220? How long have you known him and where does he reside?

Ans. Yes. I have known Mr. Mabey for 46 years. He resides on a ranch located near Oakley, Cassia County, Idaho

Ques. 3. Have you read or heard read said Permit No. G-23220, 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. Underground water available from a well drilled in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20, Township 13 South, Range 22 EBM. Well is equipped with a Layne and Bowler pump, with 60 hp. motor. Water is conveyed to approximately 80 acres in the NW $\frac{1}{4}$ Section 20, Township 13 South, Range 22 EBM by means of irrigation ditches

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. Well produces approximately 50 miners' inches, and I have witnessed its use several times in the past three years.

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. Approximately 50 miner's inches., based on estimates at various times.

J 23220

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 is used for irrigation of row crops, alfalfa, and grain produced in the NW $\frac{1}{4}$ Section 20, Township 13 South, Range 22 EBM. As a result of the use of the water, approximately 80 acres of land not heretofore adequately irrigated has been brought under production.

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. Land previously was used for ~~dry-pasture~~ farming, but there was not adequate water from other sources. Since application of the water it is capable of, and has produced row crops which require water for maturity. Well is capable of providing water for approximately 80 acres of land.

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 live east of the well, with a fence between my place and that of applicant. I have witnessed the operation of this well for a period of 5 irrigation seasons, and have observed the crops which have been produced as a result of the application of water from this well.

(Signed) Theodore J. Helms

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 Oakley, County of Cassia, State of Idaho, on this 10th day of October, A. D. 1957.

Harold Nielson
Notary Public.

My commission expires July 12, 1961

23220

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
OCT 14 1957
Department of Reclamation

Permit No. G-23220

Proof of Application of Water to Beneficial Use

Deposition of Witness and Completion of Works

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. Artie O. Barker, Age 38 Oakley, Idaho Electrician, Box 655, Oakley, Idaho

Ques. 2. Are you acquainted with Daniel L. Mabey, the holder of Permit No. G-23220? How long have you known him and where does he reside?

Ans. Yes. I have known Mr. Mabey for 11 years. He resides in Oakley, Cassia County, Idaho

Ques. 3. Have you read or heard read said Permit No. G-23220, 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. Water is available from underground sources. Well is drilled in the SE 1/4 NW 1/4 Section 20, Township 13 South, Range 22 EBM. The well is equipped with a pump, powered by a 60 hp. electric motor. Water is conveyed to a tract of approximately 80 acres by means of irrigation ditches.

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

Ans. Approximately 50 miners' 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. Approximately 50 miner's inches, based on my estimate thereof at several different times during the past two years.

23220

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 is used for irrigation of alfalfa, grain, and row crops, on land located in the NW $\frac{1}{4}$ Section 20, ~~Twp~~ Township 13 South, Range 22 EBM. Approximately 80 acres of land have been brought into commercial production of irrigated crops as a result of this well.

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

Ans. xxx

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. Land previously was used for farming, but ^{there was not adequate water from other sources} Since application of the water the land is capable of, and has produced irrigated row crops. Well is capable of and has produced enough water for approximately 80 acres.

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. Several times during the past five irrigation seasons, I have been called out on service calls, and have had the opportunity to observe the water being pumped from the well. I have also observed the crops that have been ~~xx~~ raised on land to which this water has been applied.

(Signed) x

Artie C. Barker

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 Oakley, County of Cassia, State of Idaho, on this 10th day of October, A. D. 19 57.

Roscoe Nielson

Notary Public.

My commission expires July 12, 1961

23220

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

Notice is hereby given that at 4
P.M., on the 10th day of October
1957, at Oakley, County of Cassia
State of Idaho, before Ross T. Niel-
son, proof will be submitted of the
completion of works for the diversion
of 1.0 cubic feet per second of under-
ground 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-23220 heretofore issued by the
Department of Reclamation of the
State of Idaho.

1. The name and postoffice ad-
dress of the person or corporation
holding said permit are Daniel L.
Mahay of Oakley, Idaho.

2. Said works of diversion will be
fully completed on the date see
for such completion, and the amount
of water which said works are ca-
pable 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 benefi-
cial use is 1.0 cubic feet per second.

4. The point of diversion of said
water is SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20,
Twp. 13. S. Range 22 E

5. The place where said water is
used is 80 acres in the NW $\frac{1}{4}$ Section
20, Twp. 13. S. Range 22 E

6. The date of priority which said
user is prepared to establish is Oc-
tober 11, 1952.

MARK R. KULP,
State Reclamation Engineer
First publication Sept. 12, 1957,
Fourth publication October 3, 1957

Affidavit of Publication

I, Charles Brown, being first duly sworn on oath, say:

That I am the publisher and printer of THE OAKLEY HERALD, which
is a newspaper of general circulation in Cassia County, Idaho, and which has
been continuously and uninterruptedly published at said place during a period
of more than 78 consecutive weeks prior to the final publication of
the notice

herein mentioned; that a notice

of which the attached clipping is a copy, was published in the regular issue
of said newspaper for 4 consecutive weeks, to-wit, on

Sept. 12, 19, 26, Oct. 3

19 57

Charles Brown.

Subscribed and sworn to before me this 5
day of October, 19 57

Ross T. Nielson

Notary Public.

My Commission Expires 7/12/61

N 23220

September 9, 1957

RE: Permit No. G-23220

Mr. Daniel L. Mabey
Oakley, Idaho

Dear Mr. Mabey:

This acknowledges receipt of the notice of proof of completion of works and application of water to beneficial use under Permit No. G-23220, to be made at Oakley, at 2:00 P.M. on the 10th day of October, before Mr. Ross T. Nielson, Notary Public.

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

At the time, date and place set, you and two disinterested witnesses, who are familiar with the terms of the Permit and the work done thereunder, must appear before Mr. Nielson, Notary, for the purpose of executing the enclosed depositions.

In completing the depositions, as much of the information as possible should be taken from the publication notice.

When returning the depositions to this office, please be sure to include the affidavit of publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge (Mrs)
Chief Clerk

EPR:vm
Encl.

cc. Ross T. Nielson
Certified Public Accountant
Oakley, Idaho

23220

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RE: Permit No. G-23220
Daniel L. Mabey

Date: September 9, 1957

Oakley Herald
Oakley, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **October 10, 1957** the date set for proof; the expense of the publication is to be paid by the applicant, **Daniel L. Mabey** 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 of the first publication.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

KPR:vm
Encl.

23220

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) September 5, 1957

Address

Oakley, 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 The Oakley Herald, of Oakley, Idaho.

 published in the county in which the works are situated.

By

(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.

Daniel L. Matney
Engineer

23220

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

Notice is hereby given that at 2 PM., on the 10th
day of October, 1952, at Oakley, County of
Cassia, State of Idaho, before Ross T. Nielson,
proof will be submitted of the completion of
works 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-23220 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 Daniel L. Mabey of 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 SE¹/₄ NW¹/₄ Section 20,
Twp. 13. S. Range 22. E

5. The place where said water is used is
80 acres in the NW¹/₄ Section 20, Twp 13. S. Range 22. E

6. The date of priority which said user is prepared to establish is
October 11, 1952.

MARK. R. KULP.
State Reclamation Engineer

G 23220

R107

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

DEPARTMENT OF RECLAMATION

RE: Permit No. G-23220

Date September 1, 1957

Mr. Daniel L. Mabey
Oakley, Idaho

Dear Sir:

The date for proofs of completion of works and application of water to beneficial use, as set out under the terms of Permit No. G-23220, are due not later than November 6, 1957.

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the above mentioned date. This form, filled out in duplicate, is to include the time of day, the date (allowing for four weeks publication), the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water filed on, for what purpose it is used, the point or points of diversion and the location of use or the lands which are irrigated--all by legal land description.

Also enclosed is Form 11, which is the authorization for us to have the notice of proof published in the designated county newspaper, at your expense. This is to be returned with Forms 36.

At the time we send the notice to the newspaper, we will also send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named and before the notary public, as advertised in the publication notice.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

Enc.

23220

Permit No. G-23220

Application for Extension of Time FOR COMPLETION OF WORKS

Daniel L. Mabey, of Oakley

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

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. G-23220

Under the terms and conditions of said permit, construction work thereunder was required to be
completed by November 6, 1956

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

Drilled 305 feet, installed pump, cased to bottom.

costing \$13,000.00

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

Desires to drill deeper because of loss of water, or decrease in
water supply.

(Works were completed but due to drop in water applicant wants to
drill to a deeper depth.)

WHEREFORE, He asks that the State Reclamation Engineer
~~Commissioner of Reclamation~~ extend the time for the completion of works under said permit to November 6, 1957

Subscribed and sworn to before me this 12 day of September, 1956

My commission expires 3-25-1957

Notary Public.

Date of receipt at office of Department of Reclamation September 12, 1956

STATE RECLAMATION ENGINEER
APPROVAL OF ~~COMMISSIONER OF RECLAMATION~~

I, Mark R. Kulp, State Reclamation Engineer
~~Commissioner of Reclamation~~ of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. G-23220 to
November 6, 1957

Witness my hand this 12th day of September

1956

G 23220

Mark R. Kulp
State Reclamation Engineer

XX

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

September 1, 1956

Mr. Daniel L. Mabey
Oakley
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-23220. 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 November 6, 1956.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

23220

✓
✓
January 9, 1953

RE: Permit No. 23220

Mr. Daniel L. Mabey
Oakley, Idaho

Dear Mr. Mabey:

We return your application for amendment to the point of diversion in Permit No. 23220 which has been approved by the State Reclamation Engineer and recorded in this Department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

JA/vog
Encl.

23220

✓
December 17, 1952

RE: Permit No. 23220

Messrs. Nielson & Nielson
Attorneys at Law
Burley, Idaho

ATT: Mr. Norman H. Nielson

Dear Mr. Nielson:

In reply to your letter of December 15, 1952, we enclose a form of application for amendment to the point of diversion or location of the well described in Permit No. 23220.

Mr. Mabey may file this application with this department for approval and record.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

23220

NIELSON & NIELSON
ATTORNEYS AND COUNSELLORS AT LAW
BURLEY, IDAHO

December 15, 1952

A. H. NIELSON
N. H. NIELSON

RECEIVED
DEC 17 1952
Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

In reference to permit no. 23220, Mr. Mabey came to our office and stated that he has found that he would like to have his well located in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 20, instead of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17. Is it possible to amend this application to have his well placed in that section or will it be necessary that a new application be filed?

Would you please inform us regarding this matter?

Yours very truly,

NIELSON & NIELSON

By

Norman H. Nielson
Norman H. Nielson

NHN/kb

23220

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. G-23220

Date November 21, 1952

We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SALE as given under approval of the
State Reclamation Engineer, on the fourth page.

Mr. Daniel L. Mabey
Oakley
Idaho

MARK R. KULP
State Reclamation Engineer

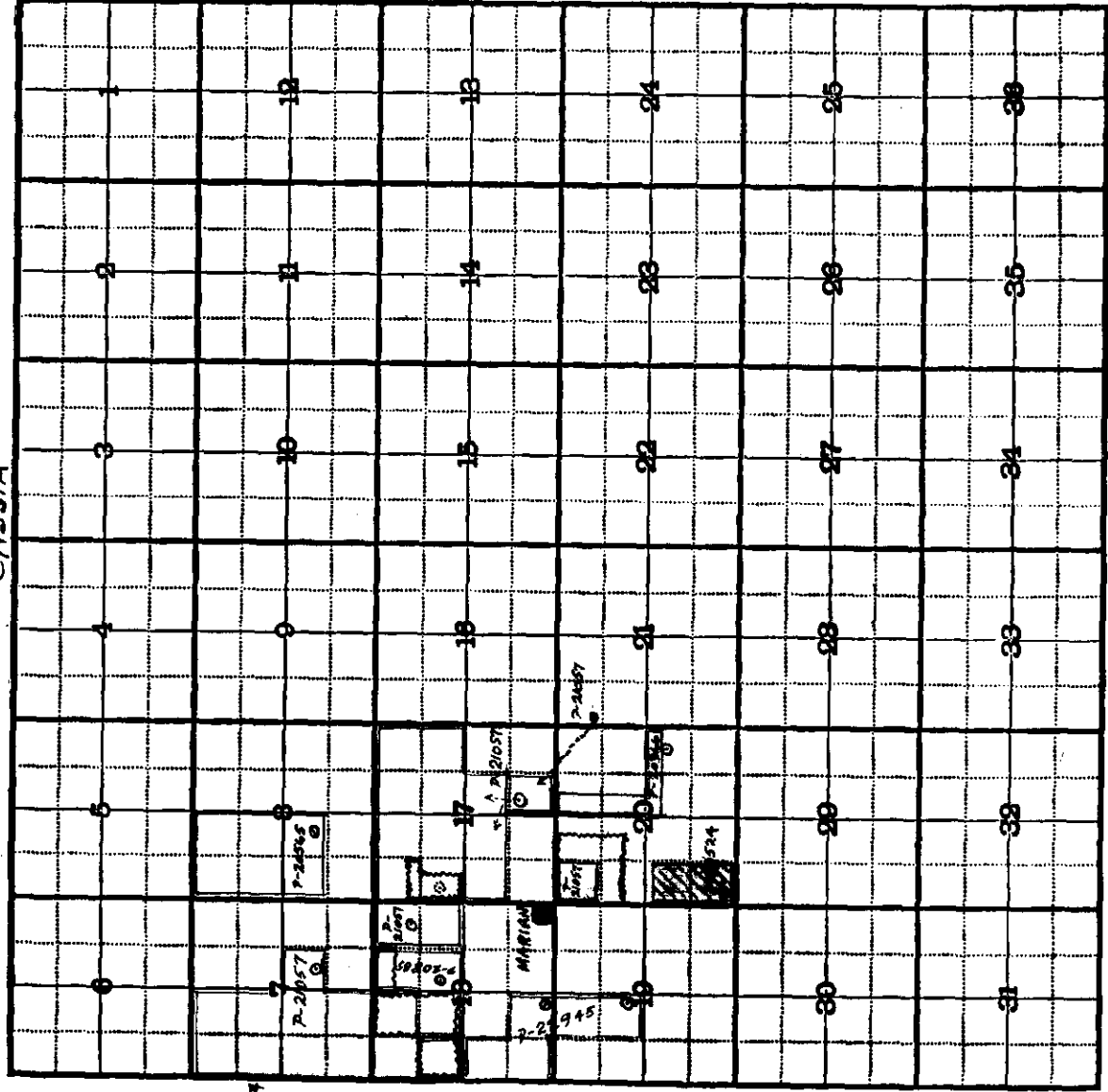
Enc. Departmental receipt No. 25034 for \$6.25 filing fee.

23220

SCALE: ONE INCH TO ONE MILE

Township **13 S.** Range **22 E.**

CASSIA



P-20366 Due: 9-30-48
 P-20524 Due: 7-31-53
 P-20565 Due: 7-31-53
 P-20885 Due: 1-14-54
 P-21057 (Anolis) Due: 5-18-54
 P-22945 Due: 2-8-58

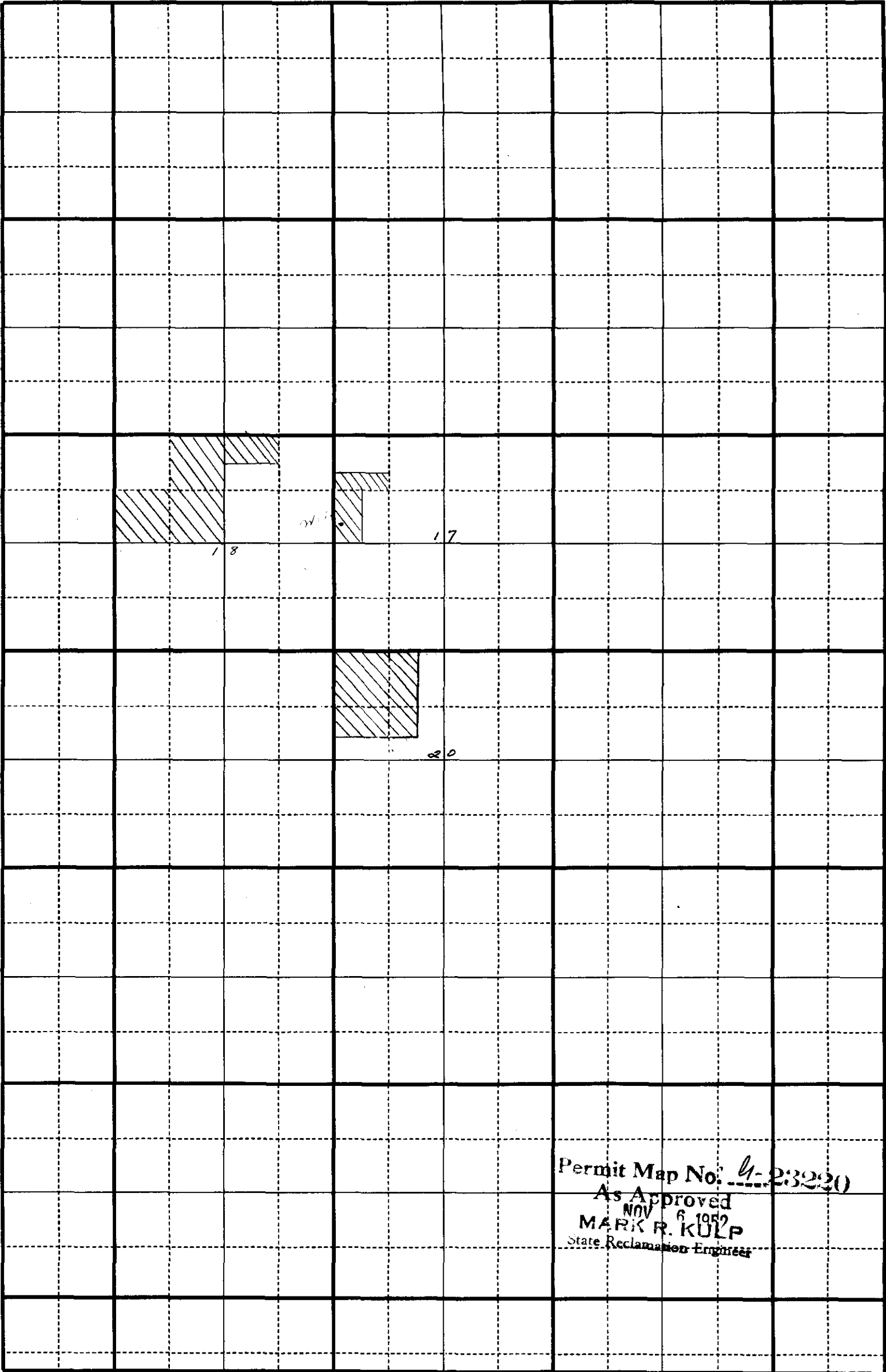
P-20366: Edward Hunter
 P-20524: Orvil Adams
 P-20565: Clyde L. Beougher
 P-20885: Ray Bedke
 P-21057: Eugene Pickett
 P-22945: J.J. McLaws

2/1/58 at record of
 Surveyor's office in
 11/6/57

☐ = P-30937 Lands.
 ○ = " Well
 = Not completed
 = Licensed or completed.

NAME OF APPLICANT.....Danie . Mabey.....

Form No. 0



Permit Map No. 4-23220
As Approved
NOV 6 1952
MARK R. KULP
State Reclamation Engineer

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

4 23220

✓
October 23, 1952

RE: Application No. G-30937

Messrs. Nielson & Nielson
Attorneys at Law
Burley, Idaho

ATT: Mr. Norman H. Nielson

Dear Mr. Nielson:

We acknowledge receipt of your letter of October 22, 1952, enclosing the check of D. L. Mabey for \$6.00, also 25 cents in cash to complete the filing fee of \$6.25 on his application to appropriate 5.2 second feet of water from a well.

However, you failed to correct the application as requested in our letter of October 15, and we return it again for such correction.

You will note that Question 4 of the application gives the point of diversion in the ~~SW₄~~ NW₄ Section 20, Township 13 South, Range 22 East, B.M., whereas the sketch map shows it in the SW₄ NW₄ of Section 17, Township 13 South, Range 22 East, B.M.

Question 12, showing the land to be irrigated, should state the township and range and also give the number of acres in each section.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

23226

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
BURLEY, IDAHO

RECEIVED
OCT 23 1952
9 am
Department of Reclamation

October 22, 1952

A. H. NIELSON
N. H. NIELSON

Department of Reclamation
Boise, Idaho

Gentlemen:

Enclosed you will find the check of Mr. D. L. Mabey
and Sons, together with a quarter in cash.

Will you please file the application, and return
it to this office, together with corrections made?

Yours very truly,

NIELSON & NIELSON

By

Norman H. Nielson

Norman H. Nielson

NHN/kb

23220

October 15, 1952

Messrs. Nielson & Nielson
Attorneys at Law
Burley, Idaho

Gentlemen:

We return Mr. Daniel L. Mabey's application for permit to appropriate subterranean water for correction.

The correct filing fee on 5.2 second feet of water is \$6.25. We, therefore, return Mr. Mabey's check for \$6.00 with the request that he substitute for it one in the correct amount.

We are not sure of the point of diversion being in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 2 (Question 4) as the only indication shown on the sketch map is a dot in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 17.

The land to be irrigated, shown in the tabulation under Question 12, does not agree with the land as cross-hatched on the sketch map. Kindly show the number of acres to be irrigated in each 40 acre subdivision.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

RWT:fg
Enc.

✓ 23220

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

**or
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 2 P.M., on the 10th day of October, 1957, at Oakley, County of Cassia, State of Idaho, before Ross T. Nielson, proof will be submitted of the completion of works 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-23220 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 Daniel L. Mabey of 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 SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20, Twp. 13. S. Range 22 E

5. The place where said water is used is 80 acres in the NW $\frac{1}{4}$ Section 20, Twp. 13. S. Range 22 E

6. The date of priority which said user is prepared to establish is October 11, 1952.

MARK R. KULP,

State Reclamation Engineer
First publication Sept. 12, 1957,
Fourth publication October 3, 1957

Cassia County, Idaho, Thursday, Sep^h

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

**APPLICATION OF WATER
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MARK R. KULP,

State Reclamation Engineer
First publication Sept. 12, 1957,
Fourth publication October 3, 1957

THE OAKLEY HERALD, Oakley, Ca

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MARK R. KULP,
State Reclamation Engineer
First publication Sept. 12, 1957,
Fourth publication October 3, 1957

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MARK R. KULP,
State Reclamation Engineer
First publication Sept. 12, 1957,
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