

State of Idaho
License and Certificate of Water Right

Water License No. 21328 Amount 2.8 second feet
Water District No. Priority January 5, 1950

THIS IS TO CERTIFY that C. LeROY GARNER
of Burley, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 5, 1950; that Permit No. 21328
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.8 second feet, was issued thereunder on November 17, 1951, showing that said works
were completed on the 5th day of October, 1951; and that on the 7th
day of March, 1952,
C. LeROY GARNER
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
, ~~subterranean~~ (subterranean flow), for the purpose of irrigation and dom-
estic use, under Use Permit No. 21328 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
8 of Licenses at page 5027, on the 20th day of November, 1952;
The right hereby confirmed dates from January 5, 1950;
The Point of Diversion is located in the center of the Southeast Quarter
~~in the~~ ~~1/4~~ ~~1/4~~, Sec. 24, Tp. 11 S., R. 22 E., B.M. Cassia County
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 2.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S.	22 E.	24	NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	40
			Number of Acres Actually Irrigated - -		

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
20th day of November, 1952.

(SEAL)

E. N. Humphrey
Deputy State Reclamation Engineer

N^o 21328
45-2314
NITC - JOHN HANCOCK

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 29016
PERMIT No. 21328
DISTRICT No.

1. Name of Applicant: C. LeROY GARNER

Postoffice address: Route # 2, Burley

County: Cassia

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (c) Bonds to be issued:

- (b) Treasury stock:
- (d) Other resources:

2. Quantity of water claimed: 150 inches or 3 cubic feet per second.

3. Source of water supply: 4 wells on SE $\frac{1}{4}$ Section 24/ Twp. 11 S., Rge. 22 E., B.M. which is a tributary of center or corner of each 40-acre plat of land in the 160 acre piece.

4. Location of point of diversion: One well to be located in / feet distant from the corner of Section , T. , R. , B.M., and is in the SE $\frac{1}{4}$ of Section 24 , T. 11 S., R. 22 E. , B.M., County of Cassia

5. Water is to be used for Irrigation and domestic use.

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

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

7. Estimated cost of works: \$ 8,000.00

8. Kind of works: Wells, pumps, ditches, pipe, sprinklers.

9. Height of dam feet; length of dam at top feet; length of dam at bottom feet; material used in dam:

10. Size of headgate: Width feet; height feet.

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

Diameter of pipe 6 or 8 inches; length of conduit One miles.
Average grade per mile 3 feet.

12. The time required for the completion of such work is Two (2) years.

13. The time required for the complete application of the water to the proposed use is Two (2) additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Nil (I believe)

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

By _____ Agent.

Returned to applicant for correction:

Corrected application received:

The number of this permit is 21328
Recorded in Book 76 Page 21328 Approved January 7, 1950
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and
hereby approve the same, subject to the following limitations and conditions:
Bond in the sum of \$ to be filed on or before
Work to begin on or before March 7, 1950 and to continue diligently and uninterruptedly to completion,
unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before January 7, 1951
The whole of said work to be completed on or before January 7, 1952
Beneficial use of water appropriated in accordance herewith, to be made on or before January 7, 1954

MARK R. KULP
State Reclamation Engineer.

(SEAL) By J. D. "CY" PRICE *Secretary of State.* By C. A. ROBINS *Governor.*

REMARKS:

14.

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					
11 S.	22 E.	24	CERTIFICATE OF COMPLETION OF WORKS																40	40	40	40	160
TO ALL WHOM IT MAY CONCERN:																							
This is to certify that C. LEROY GARNER of Rt. 2, Burley, County of Cassia, and State of Idaho, the holder of Permit No. 21328, issued upon Application No. 29016 bearing date of priority of January 5, 1950, authorizing the diversion of second feet of the waters of subterranean flow from wells, County of Cassia, State of Idaho, for irrigation and domestic use, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of use second feet of the waters of one well; that the point of diversion of said waters is in the center of the Southeast Quarter of Section 24, Township 11 South, Range 22 East, B.M., and that the lands proposed to be irrigated by said water are described as follows, to-wit: Southeast Quarter Section 24, Township 11 South, Range 22 East, B.M.																							
Witness my hand this 17th day of November, A. D. 1951.																							
Proof of completion of works made October 5, 1951. Certificate of completion of works issued November 17, 1951.																							
LICENSE ISSUED FOR 2.8 SEC. FT. p 5027																							

August 8, 1972

C
Mr. John E. Gray, Mgr.
Federal Land Bank Assn. of Burley
1305 Albion Avenue
Burley, Idaho 83318

O
Dear Mr. Gray:

We received your August 7th letter requesting information on a well located in the SE $\frac{1}{4}$ of Sec. 24, Twp. 11 S, Rge. 22 E, B.M.

P
Our records indicate a license (No. 45-2316) was issued to C. LeRoy Garner for the diversion of 2.8 cubic feet per second of water to irrigate 160 acres within the SE $\frac{1}{4}$ of Sec. 24. The priority date of this license is January 5, 1950.

If we may be of further assistance, please advise.

Sincerely,

Y
BOBBY D. FLEENOR
Assistant Director

45 2316

~~45 2315~~

BDF:dr

FEDERAL LAND BANK ASSOCIATION OF BURLEY

1305 ALBION AVENUE BURLEY, IDAHO 83318

TELEPHONE: 678-3516



JOHN E. GRAY, MANAGER

August 7, 1972

RECEIVED

572

Department of Water Administration

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Gentlemen:

Would you please indicate what water rights there are for an irrigation well located in the SE $\frac{1}{4}$ of Section 24, Township 11 South, Range 22 EBM, Cassia County. We would like to determine the amount of water permitted, date of priority, license number and number of acres that can be irrigated.

01320

45-2316

Yours truly,

John E. Gray

John E. Gray, Manager

JEG/bl

45 2316



"OWNED BY FARMERS : FOR FARMERS"

May 24, 1967

RE: Water License 21328
C. LeRoy Garner

Allen Hunt
Route 2, Box 217
Burley, Idaho 83318

Dear Mr. Hunt:

Enclosed please find departmental receipt No. 33794
in the amount of \$.50, which was issued for copies of the
above referenced permits.

Very truly yours,

Water Rights Clerk
Donald W. McEldowney

DWM:mm1
Encl: Receipt No. 33794

21328

hold 20 days

May 19, 1967

Re: Water License 21328
C. LeRoy Garner

Allen Hunt
Route 2, Box 217
Burley, Idaho 83318

Dear Mr. Hunt:

In reply to your letter of May 12, 1967, we are forwarding a copy of water license 21328 for the lands in question. This water license was perfected by Mr. Garner, possibly prior to your obtaining the land in question.

The quantity of water allowed under this license is 2.8 c.f.s. or 140 miner's inches for 160 acres of land with a priority of January 5, 1950. As your property is within the critical ground water area, further permits will not be allowed in this region until further notice.

A fee of \$.50 for a copy of the license is required. Please remit promptly.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

21328

21321

Allen Hunt
RT. 2, Burley Idaho
83318
May 12, 1967

Dear Sir,

I own a 160 acres with a
deep well pump. on it, I bought
from Roy Garner Burley in
January of 1954. I am
involved with the F. W. A. getting
a loan on the farm. They want
a license or a permit for my
water right. Would you please
send me something to ~~fill~~
fill out to satisfy them.
the legal description is
S.E.Q. OF SECTION 24 T.11. R. 22.

Allen Hunt
RT. 2, Burley Idaho
Box 217, 83318
Ground
Water Area

RECEIVED
MAY 15 1967
Department of Reclamation

21328

September 14, 1956

RE: Permit No. 21328

John Hancock Mutual Life Insurance Co.
P. O. Box 21
Twin Falls, Idaho

ATTENTION: Mr. Arthur T. Duncan
Field Representative

Dear Mr. Duncan:

In answer to your letter of September 12 in which you state that you would like to have some information on the well in the SE $\frac{1}{4}$ Section 24, Township 11 South, Range 22 East B.M., Cassia County.

This license was issued in the name of C. Leroy Garner, Burley, Idaho. The information as taken from the engineer's report who examined the well is as follows:

Depth of well: 440 feet; 16 inch casing; 64 feet down; 13 inches to depth of 240 feet; static height is 275 feet down; draw down is 10 feet; pump sets at 320 feet; 7 stage, 12 inch bowls, 8 inch column, pump is a Layne Bowler, No. 16821, G. E. Motor, 125 horse power, No. SD 6637520, 3 phase, 60 cycle, 440 volts, 445 amps., 1770 revolutions per minute; Trumbull switch box no. 66365, 480 volts, G. E. Meter, No. 30504559. Discharge to the South through an 8 inch pipe into a concrete standpipe, 12 inch by 3 feet. 14 inch concrete pipe 1500 feet long with lift of 6 feet. Pump and motor installation are protected by a shed roof only. Area to be irrigated is 160 acres described as follows: SE $\frac{1}{4}$ Section 24, Twp. 11 S., Range 22 E., B.M. License has been issued for 2.8 c.f.s. with priority of January 5, 1950.

Hoping this is the information required,

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

21328

John Hancock
MUTUAL LIFE INSURANCE COMPANY
BOSTON, MASSACHUSETTS

RECEIVED
SEP 13 1956
Department of Reclamation

R. W. DORSEY, Loan Agent
524 Old National Bank Building
SPOKANE 1, WASH.

P. O. Box 21
Twin Falls, Idaho
September 12, 1956

J. N. MARSHALL
Assistant Loan Agent
Hatchcock Bldg.
IDAHO FALLS, IDAHO

1-5-29-56

Department of Reclamation
Statehouse
Boise, Idaho

Dear Sirs:

We have a loan application from Allen Hunt for a loan on some property described as follows: SE $\frac{1}{4}$ of Section 24, Township 11 S. , Range 22 E.B.M. Cassia County, Idaho.

We have been advised that the well has gone to License and we would like to know the static height of the water, the drawdown, and the amount of water authorized on the License. We would also like to know the priority date of the water right.

Any information you can give us would be greatly appreciated.

Yours very truly,

Arthur T. Duncan
Arthur T. Duncan
Field Representative

21328

✓
November 25, 1952

RE: Permit No. 21328

Mr. C. LeRoy Gerner
Burley
Idaho

Dear Mr. Gerner:

We enclose License and Certificate of Water Right issued under Permit No. 21328, confirming your right to the use of 2.8 second feet of water from a well in the center of the Southeast Quarter Section 24, Township 11 South, Range 22 East, B.M., with priority of January 5, 1950, for irrigation and domestic use on the same quarter section.

We also enclose departmental receipt No. 25125 for the \$8.00 license fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21328



LEN JORDAN
GOVERNOR

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

BOISE

July 7, 1952

RE: Permit No. 21328

RECEIVED
NOV 14 1952
Department of Reclamation

Mr. C. LeRoy Garner
Burley
Idaho

Dear Mr. Garner:

The report of our field engineer on examination for beneficial use under Permit No. 21328 shows that you have irrigated 160 acres in the SE $\frac{1}{4}$ Section 24, Township 11 South, Range 22 East, B.M., from your well located in the center of said quarter section.

Therefore, upon receipt of the statutory fee of \$8.00, a license will be issued for 2.8 second feet of water from said well.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By *Jeanne L. Anderson*
Chief Clerk

A:fg

I'm sorry to be so slow in answering this letter. I had misplaced it. I hope it has no adverse effect on my license & permit

*Very truly yours
C. LeRoy Garner*

21328

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

Permit No. 21328

This proof is for Beneficial use In Water District No. _____

1. Name of applicant C. LeRoy Garner, Burley, Idaho

2. Source of water supply: Subterranean flow from a well.

3. Location of point of diversion: Is in the center of the SE $\frac{1}{4}$ of Section 24

T. 11 S. R. 22 E. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: Depth of well 440', 16" casing 64' down. 13" to depth of 240'. Static H is 275', draw down is 10'. Pump sets at 320'. 7 stage, 12" bowls, 8" column. Pump is Leyne Bowler No. 16821, G.E. motor, 125 hp. No. S. D. 6637520, 3 phase, 60 cycle, 440 V. 145 amps. 1770 r.p.m. Trumbull switch box No. 66365, 480 V. G.E. meter 30504559. Discharge to the S. through a 8" pipe into a concrete standpipe, 12' by 3 1/2" 14" concrete pipe 1500' long with lift of 6'. Pump and motor installation are protected by a shed roof only. H equals .59' over 2' cippoletti weir. Q equals 2.88 c.f.s. Temp is 58° Fahrenheit. Area irrigated is 160 acres.

5. Water is used for: Irrigation.

6. State whether or not water has been turned into works of diversion: _____

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):

Southeast Quarter Section 24, Township 11 South, Range 22 East, B. M.

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

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

Remarks: _____

This examination was made on the 20th day of June, 19 52

(Signed) Alfred H. Larson
Examiner.

21328

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.
-

C. LeRoy Garner
Burley, Idaho

Permit No. 21328

Examination for Beneficial use

County Cassia

S 24 115 228.

$Q = 2.8 \text{ cfs or } 140''$
 $S = \text{well}$

P.D. = center of S 8 1/4 S 24

Area S 8 1/4 S 24

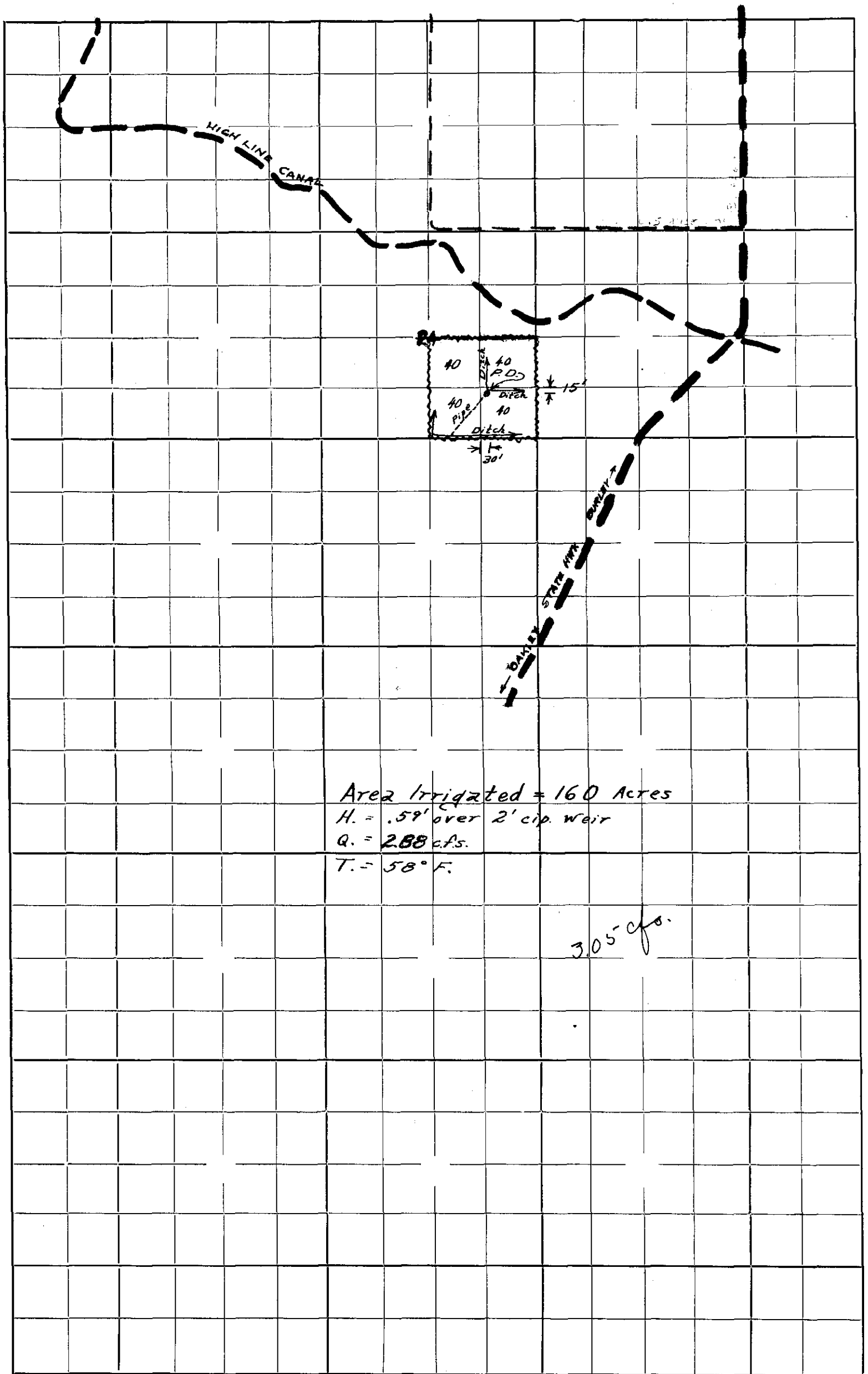
$H. = .59' \text{ over } 2' \text{ dip. in air}$
 $Q = 152 \text{ inches or } 3.04 \text{ cfs.}$
 $T. = 58^\circ \text{ F.}$

RECEIVED
JUL 1 1952

Department of Reclamation

Priority 1-5-50

B.M. due 1-7-54



STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE

REPORT OF ENGINEER

PERMIT NO. 21328

REPORT ON PROOF OF Beneficial use

C. LeROY GARNER, Burley, Idaho

2.8 cfs
over

app. 3 c.f.s.
C/W 2.8 c.f.s.

160 acres

41-410s

Layne-Bowler pump # 16821
G.E. motor # SD 6637520
125 HP. 60 cys 440 V 145A
1770 RPM

Drumhull switch box
Cat No 66365 100 amp
3 pole 575 VAC.

G.E. reset

GE meter # 30 504 559

2.5 amp 60 cys 3-phase

480 V

demand 3.86 X 30

8" discharge pipe to southerly direction
into 12" x 3' stand pipe concrete

Depth of well 440' ^{16"} x 64'

13" to 240' from top.

Topsoil, clay & gravel 64'

rock 64'-176'

sand, gravel, & clay 176'-240'

rock 240'-440'

static water level 275'

Drawdown 10'

pump set at 320'

7 stages 12" bowls

water column 8"

14" concrete pipe 1500' long
lift 6' over pump.

Installation protected by shed roof only

✓
April 2, 1952

RE: Permit No. 21328

Messrs. Nielson & Nielson
Attorneys at Law
Burley, Idaho

ATT: Mr. Norman H. Nielson

Dear Mr. Nielson:

We have your affidavit in connection with proof of beneficial use under Permit No. 21328 in the name of C. LeRoy Garner. This, together with the depositions of Mr. Garner and two witnesses and the affidavit of publication in the Burley Herald previously received, completes the proof of beneficial use.

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

We cannot say just when this examination will be made as this department has but one field engineer who makes examinations all over the State.

However, he will try to contact Mr. Garner at the time the examination is made so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
cc: Mr. C. LeRoy Garner

21328

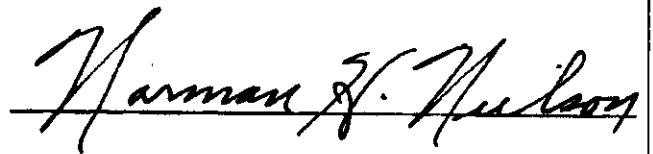
RECEIVED
APR 2 1952
Department of Reclamation

A F F I D A V I T

STATE OF IDAHO)
 : ss.
County of Cassia)

I, Norman H. Nielson, Notary Public in and for the State of Idaho,
do hereby make the following affidavit:

That my office was open on the 30th day of November, 1951, at
Burley, Cassia County, Idaho, at which time proof was to be made on Permit No.
21328 heretofore issued by the State Reclamation Engineer of the State of Idaho;
that no protests were filed on that date or thereafter protesting the granting
of the water right to the said C. LeRoy Garner. The name of the person holding
said permit is C. LeRoy Garner; that the holder of said permit and his witnesses
were not able to appear at that time as they were outside of the State of Idaho,
and it was not until the date stated in the Proof of Application that said wit-
nesses appeared before me as a Notary Public and made such proof.



Subscribed and sworn to before me this 1st day of April, 1952.



Notary Public in and for Idaho, residing at
Burley therein.

My commission expires:

February 20, 1954

21328

March 29, 1952

RE: Permit No. 21328

Messrs. Nielson & Nielson
Attorneys at Law
Burley, Idaho

ATT: Mr. Norman H. Nielson

Dear Mr. Nielson:

We are sorry to have to return your affidavit in connection with beneficial use proof on Permit No. 21328 in the name of C. LeRoy Gerner.

If you will refer to office letter of March 12, 1952, you will note that this affidavit should definitely state whether or not a protest was filed in connection with this proof on November 30, 1951, the date set for making the proof, and this statement is not included in your affidavit.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21328

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
BURLEY, IDAHO

March 27, 1952

RECEIVED
MAR 28 1952
Department of Reclamation

A. H. NIELSON
N. H. NIELSON

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Enclosed you will find the affidavit you requested I
make in the C. LeRoy Garner matter.

Hoping this contains all the information you desire,
we remain

Very truly yours,

NIELSON & NIELSON

BY

Norman H. Nielson

Norman H. Nielson

NHN:cb

Enclosure

21328

✓
March 18, 1952

RE: Permit No. 21328

Messrs. Nielson & Nielson
Attorneys at Law
Burley, Idaho

ATT: Mr. Norman H. Nielson

Dear Mr. Nielson:

We have your letter of March 11, 1952, enclosing depositions of C. LeRoy Garner and two witnesses, affidavit of publication in the Burley Herald, and your affidavit in connection therewith.

We return the affidavit with the request that you furnish another stating whether or not a protest was filed in connection with this proof at the time set for making the proof, that is November 30, 1951. Your affidavit should also state that the holder and witnesses were prevented from appearing at the time set, on account of reasons beyond their control, if such is the case.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21328

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
BURLEY, IDAHO

March 11, 1952

A. H. NIELSON
N. H. NIELSON

RECEIVED
MAR 12 1952
Department of Reclamation

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Enclosed you will find Affidavit of Publication, Proof of Application of Water to Beneficial Use, and Deposition of Holder and Witnesses.

I tried continuously to get the holder of the said permit to come to the office to establish proof in this matter, but for one reason or another was unable to do so until now.

I am also unable to get the witnesses in the Alvin Kempton proof. If you believe it necessary to republish said notice in the paper, we, of course, will have to do so.

Very truly,

NIELSON & NIELSON

BY

Norman H. Nielson
Norman H. Nielson

NHN:cb

Enclosures

21328

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

Notice is hereby given that at 10
a. m. on the 24th day of November,
1951, at Burley, County of Cassia,
State of Idaho, before Norman H.
Nielson, a Notary public, proof will
be submitted of the application to
beneficial use of 2.5 cubic feet
per second of the waters of a well
in accordance with terms and con-
ditions of Permit No. 21328 hereto-
fore issued by the State Reclamation
Engineer of the State of Idaho.

The name and postoffice address
of the person or corporation holding
said permit are C. Leroy Garner,
Burley, Cassia County, Idaho.

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

The amount applied to beneficial
use is 1 1/2 minor inches.

The place where said water is
used (if for irrigation, give full and
accurate description of the lands
irrigated) for irrigation is the North-
west Quarter of the Southeast Quarter
of the Northwest Quarter of the
Southeast Quarter, the Southwest
Quarter of the Southwest Quarter,
and the Southeast Quarter of the

Southeast Quarter of Section 24,
Township 71 North, Range 21, E. B.
12.

The name of the canal or ditch
or other works by which said water
is conducted to such place of use is
water is diverted from a well and
carried by open ditches.

The right to take water from such
works is based upon Permit No.
21328.

The source of supply from which
such water is diverted is a well.

The date of priority which said
user is prepared to establish is
January 8, 1950.

MARK R. KULP
State Reclamation Engineer
Published in the Burley Herald
Nov. 1-8-15-22, 1951.

Affidavit of Publication.

The Burley Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO } ss.
COUNTY OF CASSIA

Glenn Gilchrist

....., 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. 1... 1951..., and ending with the issue dated NOV. 22 19... 51.

Subscribed and sworn to before me this 23rd day of Nov., 1951.

Hazel P. Woodall
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

My Comm. Expires June 4, 1955

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

Notice is hereby given that at 10 A. M. on the 30th day of November, 1951, at Burley, County of Cassia, State of Idaho, before Norman H. Nielson, a Notary public, proof will be submitted of the application to beneficial use of 2.8 cubic feet per second of the waters of a well in accordance with terms and conditions of Permit No. 21328 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are C. LeRoy Garner, Burley, Cassia County, Idaho.

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

The amount applied to beneficial use is 140 miner inches.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) for irrigation is the Northeast Quarter of the Southeast Quarter, the Northwest Quarter of the Southeast Quarter, the Southwest Quarter of the Southeast Quarter, and the Southeast Quarter of the

Southeast Quarter of Section 24, Township 11 South, Range 22, E. B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is water is diverted from a well and carried by open ditches.

The right to take water from such works is based upon Permit No. 21328.

The source of supply from which such water is diverted is a well.

The date of priority which said user is prepared to establish is January 5, 1950.

MARK R. KULP
State Reclamation Engineer
Published in the Burley Herald
Nov. 1-8-15-22, 1951.

Affidavit of Publication.

The Burley Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
COUNTY OF CASSIA } ss.

Glenn Gilcrest, 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 May 1, 1951, and ending with the issue dated May 10, 1951.

Subscribed and sworn to before me this 23rd day of Nov., 1951.

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

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21328

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. C. LeRoy Garner; Burley, Idaho; farmer, 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.

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

Ans. Date of permit - January 7, 1950; Date of priority - January, 1951.

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

Ans. Deep well in the center of the Southeast Quarter of Section 24, Township 11 South, Range 22, E. B. M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. From well there is one ditch with a carrying capacity of 200 miner inches and one pipe line carrying 140 inches; the ditch is capable of carrying 200 inches; the pipe line is capable of carrying an excess of 140 inches. The depth of the well is 440 inches, the casing is 16 inches down 66 feet and 13 inches 240 feet. The depth to the water is 275 feet. The discharge from said well is 141 inches and is measured by the use of an orifice.

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.

222 Ans. Water is used for irrigation and is used to irrigate the Southeast Quarter of Section 24, Township 11 South, Range 23, E. B. M. containing 160 acres. Land is cultivated land and a well and pump have been put upon the said land costing approximately \$14,000.00, a pipe line costing \$1350.00, and a fence in excess of \$1500.00.

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. ~~The minimum amount of water required for the purpose specified is in excess of 141 inches which is the amount being pumped from the well at the present time.~~

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. ~~The water from the well described in this deposition was put to beneficial use during the growing season of 1951.~~

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. ~~There is no water on the property described in this deposition other than the water from the said well.~~

(Sign) _____

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 7th day of March, A. D. 1952,

My commission expires May 12, 1954

21328

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21328

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Morris Mitchell; age 33, Burley, Idaho; farmer; Burley, Idaho.

Ques. 2. Are you acquainted with C. LeRoy Garner, the holder of Permit No. 21328? How long have you known him and where does he reside?

Ans. I have known Mr. Garner 16 years and he resides at Burley, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21328, 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. Deep well with point of diversion in the center of the Southeast Quarter, Section 24, Township 11 South, Range 22, E. B. M. The water is conveyed from the diversion point by a ditch capable of carrying 200 miner inches of water and a pipe line carrying an excess of 140 inches.

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

Ans. The ditch is capable of conveying 4 second feet of water and the pipe line is capable of carrying a little less than 3 second feet of water. I have seen carried through these diversion works approximately 141 inches of water.

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 said pump and well deliver approximately 141 miner inches of water. Said water is measured by the use of an orifice.

21328

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The water diverted from the well is used for irrigation and is used to irrigate the Southeast Quarter of Section 24, Township 11 South, Range 22, E. B. M. The land is cultivated land and has been improved by the drilling of a well, by being fenced, by having a pipe line placed on the said land to divert said water, and by reclaiming the said land from desert land to irrigated land.

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

Ans. _____

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. The character of the land reclaimed is a clay and silt loam from the old Goose Creek channel. The estimated amount of water required for profitable cultivation would be in excess of the 141 inches used at the present time.

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 have been on the land approximately 10 or 15 times when the pump has been in operation and have seen said water applied to beneficial use.

(Signed)

Demetrius D. DeChase

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 7th day of _____ March _____,
A. D. 19 52.

Harman H. Nelson
Notary Public.

My commission expires May 12, 1954

21328

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21328

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Clarence Randall Campbell; age 26, Rupert, Idaho; salesman; Rupert, Idaho.

Ques. 2. Are you acquainted with C. LeRoy Garner, the holder of Permit No. 21328? How long have you known him and where does he reside?

Ans. I have known Mr. Garner approximately 20 years and he resides at Burley, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21328, 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. Deep well with point of diversion in the center of the Southeast Quarter, Section 24, Township 11 South, Range 22, E. B. M. The water is conveyed from the diversion point by a ditch capable of carrying 200 miner inches of water and a pipe carrying an excess of 140 inches.

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

Ans. The ditch is capable of conveying 4 second feet of water and the pipe line is capable of carrying a little less than 3 second feet of water. I have seen carried through these diversion works approximately 141 inches of water.

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 said pump and well deliver approximately 141 miner inches of water. Said water was measured by the use of an orifice.

21328

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The water diverted from the well is used for irrigation and is used to irrigate the Southeast Quarter of Section 24, Township 11 South, Range 22, E. B. M. The land is cultivated land and has been improved by the drilling of a well, by being fenced, by having a pipe line placed on the said land to divert said water, and by reclaiming the said land from desert land to irrigated land.

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

Ans.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. The character of the land reclaimed is a clay and silt loam from the old Goose Creek channel. The estimated amount of water required for profitable cultivation would be in excess of the 141 inches used at the present time.

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 have been on the land approximately 10 or 15 times when the pump has been in operation and have seen said water applied to beneficial use.

(Signed)

Clarence Randall Campbell

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 7th day of March _____, A. D. 1952.

Harmon H. Nielson
Notary Public.

My commission expires May 12, 1954.

21328

✓
December 14, 1951

RE: Permits Nos. 20968 and 21328

Messrs. Nielson & Nielson
Attorneys at Law
Burley, Idaho

ATT: Mr. Norman H. Nielson

Dear Mr. Nielson:

In reply to your letter of December 12, 1951, regarding forms for making beneficial use proof under the above numbered permits.

The records in this department show that on December 5, 1951, we sent you the forms to be used in making proof on Permit No. 20968 in the names of Merrill Alvin and Ruth Pauline Kempton, also that on October 29, 1951, we sent you the forms to be used on Permit No. 21328 in the name of C. LeRoy Garner.

We are sorry if these enclosures were overlooked and we enclose other forms to be used in making these proofs.

Our records show that the proofs on Permit No. 21328 were to be made on November 30, 1951.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21328

✓
November 20, 1951

RE: Permit No. 21328

Messrs. Nielson & Nielson
Attorneys at Law
Burley, Idaho

ATT: Mr. Norman H. Nielson

Dear Mr. Nielson:

We enclose certificate of completion of works issued under Permit No. 21328 in the name of C. LeRoy Garner, for the diversion of 2.8 second feet of water from a well in the center of the SE $\frac{1}{4}$ Section 24, Township 11 South, Range 22 East, B.M., for irrigation and domestic use on the same quarter section.

We also enclose departmental receipt No. 23953 for the \$5.00 fee paid in connection with these proofs.

Very truly yours,

MARK H. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

Enc.

cc: Mr. C. LeRoy Garner

21328

NIELSON & NIELSON
ATTORNEYS AND COUNSELORS AT LAW
BURLEY, IDAHO
November 14, 1951

RECEIVED
NOV 16 1951
Department of Reclamation

A. H. NIELSON
N. H. NIELSON

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

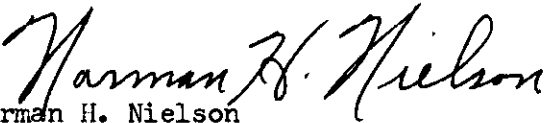
Enclosed you will find the Proof of Completion of Works with the 3rd question filled out by Mr. Garner. I hope that question number 3 is answered to your satisfaction.

If you would require a more detailed description, would you please inform this office, and I will try to contact Mr. Garner. I have not been able to get him to come into the office, but had to mail the Proof of Completion to him.

Also enclosed you will find the check in the amount of \$5.00 for the filing fee.

Very truly yours,

NIELSON & NIELSON

BY 
Norman H. Nielson

NHN:cb

Enclosures

21328

Permit No. 21328

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Cassia

C. DeRoy Garner

ss.

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

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 21328, and that his postoffice address is Purley, Cassia County, State of Idaho

Second: That the name of the stream which said water is to be directed is a well

Third: That the point of diversion of said water is From a well in the center of the below described 160 acre plot of ground

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by January 7, 1952

Fifth: That the use for which said water is intended is irrigation of 160 acres

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

I. Kind of works: well for irrigation to be operated by electricity

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

II. Dimensions of work: irrigation

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

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

(d) Conduit width at bottom feet, width at water line feet, depth of water feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is miles.

(State whether ditch, flume or pipe)

Seventh: That said works are capable of conducting to the place of intended use 140 minor inches second foot of water.

Eighth: That water appropriated under said permit is available for acres of land described as follows: the Northeast Quarter of the Southeast Quarter, Northwest Quarter of the Southeast Quarter, Southwest Quarter of the Southeast Quarter, and the Southeast Quarter of the Southeast Quarter, Section 24, Township 11 South, Range 22, E. B. N.

Ninth: Remarks: That well has been pumped continuously for one season, that the said well is 440 feet deep; that the water is lifted a distance of 203 feet; for the first 64 feet 16 inch casing is used, also cased from top of well to 24 feet with 13 inch casing, a Layne and Bowler pump, capacity 160 minor inches.

(Sign Here)

Subscribed and sworn to before me this 5th day of October 1951

My commission expires May 12, 1954

Notary Public.

21328

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

November 1, 1951

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Mr. C. LeRoy Garner
Route 2
Burley, Idaho

Boise, Idaho

Dear Sir:-

Under the terms of your Permit No. 21328 you are required to complete your diversion works on or before January 7, 1952. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

MARK R. KULP

State Reclamation Engineer

21328

Burley, Oct. 31, 1951

Dear Sir: —

This is to acknowledge receipt of legal notice for C. LeRoy Garner, also letter to note omission of 2.8 cubic feet in the legal. This legal begins in Burley Herald, Nov. 1, running Nov. 1-8-15-22, 1951. Thanking you, we remain,

Very truly yours

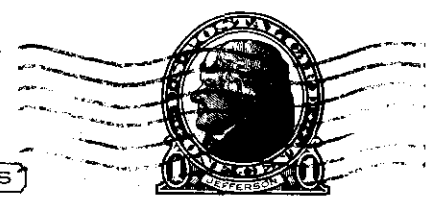
The Burley Herald-Bulletin

21328

By

Mrs. Hazel G. Hoodless

RECEIVED
NOV 1 1951
Department of Reclamation



THIS SIDE OF CARD IS FOR ADDRESS

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

2132-8

October 29, 1951

RE: Permit No. 21328

Burley Herald Bulletin
Burley
Idaho

Gentlemen:

Reference is made to form letter sent you on October 26, 1951, enclosing notice for publication, " Notice of Proof Application of Water to Beneficial Use" on Permit No. 21328 in the name of C. LeRoy Gerner.

We observe that this notice is incomplete in that it does not state the amount of water on which proof is to be made. In line 4 of the notice, please insert 2.8, in the space between the words "beneficial use of" and "cubic feet per second."

We hope this correction will not reach you too late for this weeks' publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

21328

October 29, 1951

RE: Permit No. 21328

Messrs. Nielson & Nielson
Attorneys at Law
Burley, Idaho

ATT: Mr. Norman H. Nielson

Dear Mr. Nielson:

We return the affidavit of C. LeRoy Gerner, tendered in proof of completion of works on Permit No. 21328, in order that he may answer Questions 2 and 3. The permit itself described 4 wells, but we assume that only one has been completed, in which case Question 3 should give the location of that well.

Please answer Question 7. The permit calls for 3 second feet or 150 inches, but we note that your notice of beneficial use proof is only for 140 inches.

There is also a fee of \$5.00 required in connection with this proof.

We have sent to the Burley Herald Bulletin notice of beneficial use proof to be made under this permit on November 30, 1951, with instructions to publish it once a week for four consecutive weeks prior to that date and to send Mr. Gerner the affidavit of publication together with statement of costs.

We enclose the necessary forms of deposition to be used in making this proof, consisting of one for Mr. Gerner and one for each of two witnesses, and at the time set, he should appear before you together with two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK H. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21328

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RE: Permit No. 21328

Date: October 26, 1951

Burley Herald Bulletin
Burley
Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **November 30, 1951** the date set for proof, the expense of the publication to be paid by the applicant, **C. LeRoy Garner** of **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 of the first publication.

Very truly yours,

State Reclamation Engineer

21328

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

Notice is hereby given that at 10 A. M. on the 30th day of November, 1951,
at Burley, County of Cassia, State of Idaho, before
Norman H. Nielson, a Notary Public, proof will be submitted of the
application to beneficial use of cubic feet per second of the waters of a well
 in accordance with the terms and conditions of Permit No. 21328
heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are C. LeRoy
Garner, Burley, Cassia County, Idaho

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

The amount applied to beneficial use is 140 miner inches

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) for irrigation is the Northeast Quarter of the Southeast Quarter,
the Northwest Quarter of the Southeast Quarter, the Southwest Quarter of the
Southeast Quarter, and the Southeast Quarter of the Southeast Quarter of Section
24, Township 11 South, Range 22, E. B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of
use is water is diverted from a well and carried by open ditches.

The right to take water from such works is based upon Permit No. 21328

The source of supply from which such water is diverted is a well

The date of priority which said user is prepared to establish is January 5, 1950

MARK R. KULP

State Reclamation Engineer.

21328

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) _____

(P.O.) _____ Burley, Cassia County, 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.



(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.

Engineer

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) _____

(P.O.) _____ Burley, Cassia County, 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.



(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.

Engineer

21328

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 21328

Date January 10, 1950

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

Mr. C. LeRoy Garner
Route 2
Burley, Idaho

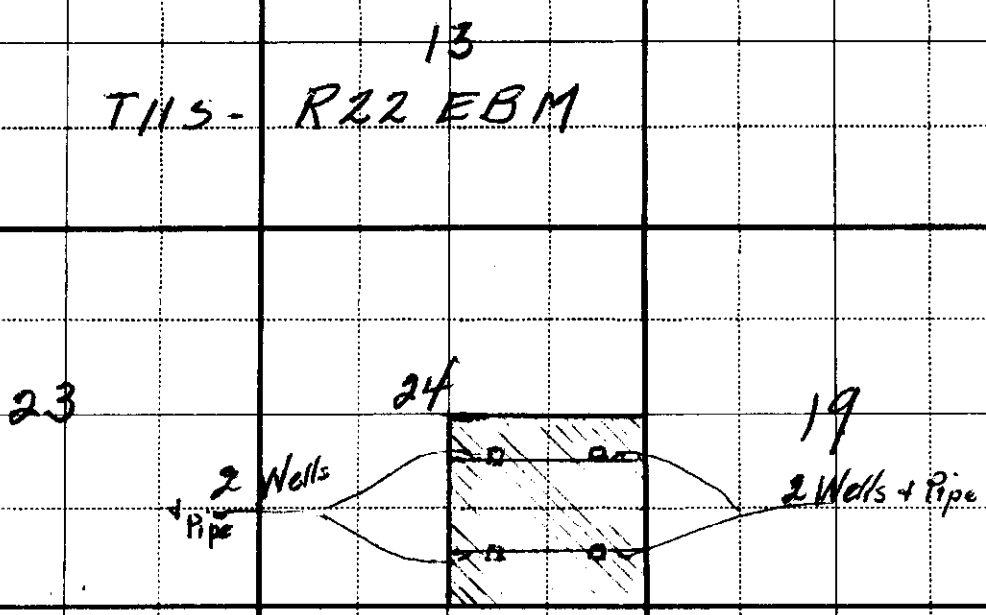
MARK R. KULP
State Reclamation Engineer

Enc. Departmental Receipt No. 22002.

21328

NAME OF APPLICANT C. F. Roy Garner

FORM NO. 0



T-12 S R 22. EBM

Permit Map No. 21328
As Approved
JAN 21 1957
MARK R. KULP
Registration Engineer

January 2, 1950

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

Inclosed is the other copy of the plan
that I think I should have sent in
with the application of December 30, 1949.

It is as near like the other as I can
remember. I don't know how much the
filing fee is for sure but I'm enclosing \$5.50

Very truly yours,

L. Schuyler Garner

61328

RECEIVED
JAN 5 1950
9:20 am
Department of Reclamation

January 3, 1950

Mr. L. LeRoy Garner
Burley, Idaho
Route # 2

Dear Mr. Garner:

We acknowledge receipt of your letter of December 30, 1949, enclosing your application for permit to appropriate Three cubic feet per second of subterranean water.

However, you failed to enclose the filing fee of \$5.50, which is required before the application can be placed on file.

A search of our records does not show any other application for wells on the sections which you mention.

Under separate cover we are sending you four additional forms of application, as requested.

Very truly yours,

MARK B. KUIP
State Reclamation Engineer
By

Chief Clerk

21328

December 30 1949
Burley Idaho

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

Dear Mr. Kulp:

Would it be possible for you to
tell me if there have been any
permits issued (or applications made ^{recently})
for irrigation wells prior to mine
on the three following sections of
land: Sec 23-24-25 T11 S.

R22 E.B.M. I would appreciate
having this information. Thank
you for your trouble.

Very truly yours,
L. Leroy Garner

P.S. Would you kindly send me 4 more
application for permit blanks. Thank you.

21328

RECEIVED
JAN 3 1950
9 am
Department of Reclamation