

State of Idaho
License and Certificate of Water Right

Water License No. 21188 Amount 3.0 c.f.s.
Water District No. Priority May 16, 1949.

THIS IS TO CERTIFY that RAY A. ASSENDRUP
of Murtaugh, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 16, 1949; that Permit No. 21188
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.0 second feet, was issued thereunder on June 20, 1950, showing that said works
were completed on the 19th day of June, 1950; and that on the 16th
day of August, 1954,

RAY A. ASSENDRUP
of Murtaugh, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of two wells
, a tributary of subterranean flow, for the purpose of irrigation & domestic
use, under Use Permit No. 21188 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
13 of Licenses at page 8086, on the 10 day of February, 1965;
The right hereby confirmed dates from May 16, 1949;

The Point of Diversion is located
in the SE 1/4 SE 1/4, Sec. 35, Tp. 11 S R. 19 E, B. M. County Twin Falls

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 3.0 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	19 E	35	SE 1/4	160	160

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
10th day of February, 1965.

(SEAL) RALPH W. THOMAS
Deputy State Reclamation Engineer.

N^o 21188
45-2310

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

APPLICATION No. 28720
PERMIT No. 21188
DISTRICT No.

1. Name of Applicant: RAY A. ASSENDRUP

Postoffice address: Murtaugh

County: Twin Falls

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:

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

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: Three (3)

cubic feet per second.

3. Source of water supply: A well

which is a tributary of

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$

of Section 35 , T. 11 S. , R. 19 E. , B.M., County of Twin Falls

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

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: \$ 10,000.00

8. Kind of works: Well, pump and service ditches.

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 1

feet; width at water line 2

feet; depth of water 1

feet;

dimensions of flume:

Diameter of pipe

inches; length of conduit

miles.

Average grade per mile

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 Three (3)

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: See Remarks

16. (a) Is reservoir to be used? No If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

RAY A. ASSENDROP

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. May 16, 1949

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21188

Recorded in Book 76 Page 21188 Approved August 20, 1949

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 **October 20, 1949** 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 August 20, 1950

The whole of said work to be completed on or before August 20, 1951

Beneficial use of water appropriated in accordance herewith, to be made on or before August 20, 1954

WITNESS My hand this 20th day of August, 1949

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, C. A. ROBINS, Governor of the State of Idaho,

and J. D. "CY" PRICE, 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 20th.....

day of August, 19 49.

STATE OF IDAHO

Countersigned:

(SEAL)

By _____ C. A. ROBINS

Governor.

By J. D. "CY" PRICE

Secretary of State.

REMARKS: There is an existing water right for three cubic feet per second, but this amount is not developed, and the present application is to supplement the other right.

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals				
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼					
11 S.	19 E.	35	APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 21188. Comes now Ray A. Assendrup 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. 21188; That the point of diversion is described in said Permit as being located in the SE¼ SE¼ Section 35, Twp. 11 S., Range 19 E., B.M., and conveyed to the place of use through _____ ditch, as per map filed herewith. That he now requests that an additional point of diversion be added at a point located just south of the first, and in the SE¼ SE¼ of said Section 35, Twp. 11 S., Range 19 E., B.M. and conducted to the place of use through the _____ ditch, as per map above referred to. That his reasons for desiring to make such change are as follows: This latter well has been in use for more than twenty years, and it is necessary to use both wells in order to obtain the needed amount of water. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. Signed at Boise, Idaho, this 18th day of March, 1950. RAY A. ASSENDRUP Date of receipt at Department of Reclamation March 18, 1950. 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. 21188. 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																40	40	40	40	160

Permit No. 21188
 CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that RAY A. ASSENDROP of Murtaugh, County of Twin Falls, and State of Idaho, the holder of Permit No. 21188, issued upon Application No. 28720 bearing date of priority of May 16, 1949, authorizing the diversion of Three (3) second feet of the waters of subterranean flow from 2 wells, County of Twin Falls, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use Three (3) second feet of the waters of said wells; that the point of diversion of said waters is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35, Township 11 South, Range 19 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Southeast Quarter of Section 35, Township 11 South, Range 19 East, B.M.

Witness my hand this 20th day of June, A. D. 1950.

MARK R. KULP
 State Reclamation Engineer

Proof of Completion of Works made June 19, 1950.

Certificate of Completion of Works issued June 20, 1950.

LICENSE ISSUED FOR 3.0 SEC. FT.
 LICENSE PAGE NO. 8086

February 10, 1965

Re: Permit No. 21188

Ray A. Assendrup
Murtaugh, Idaho

Dear Mr. Assendrup:

Enclosed is the License and Certificate of Water Right
issued on the above numbered permit.

Also enclosed is departmental receipt No. 32630, in the
amount of \$8.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPH:ew

Enc. license
receipt

21188

January 25, 1965

RE: Permit No. 21138

Ray A. Assendrup
Rt 1
Murtaugh, Idaho

Dear Mr. Assendrup:

We have been checking old files and found that you were notified by letter dated September 7, 1954 that Water License No. 21138 could be issued for 3.0 c.f.s. of water from two wells in the SE¹/₄SE¹/₄, Sec. 35 for irrigation of the SE¹/₄, Sec. 35, T. 11 S., R. 19 E., B.M. upon payment of \$8.00 statutory fee.

If you have sold this property, you can assign the permit to the present owner of the land and he can obtain the license in his name.

Prompt attention to this matter would be appreciated.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

C
O
P
Y

ROBERT E. SMYLLIE
Governor



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

RECEIVED
FEB 5 1965

January 25, 1965

Department of Reclamation

RE: Permit No. 21188

Ray A. Assendrup
Rt 1
Murtaugh, Idaho

Dear Mr. Assendrup:

We have been checking old files and found that you were notified by letter dated September 7, 1954 that Water License No. 21188 could be issued for 3.0 c.f.s. of water from two wells in the SE¹₄SE¹₄, Sec. 35 for irrigation of the SE¹₄, Sec. 35, T. 11 S., R. 19 E., B.M. upon payment of \$8.00 statutory fee.

If you have sold this property, you can assign the permit to the present owner of the land and he can obtain the license in his name.

Prompt attention to this matter would be appreciated.

Very truly yours,

Ralph W. Thomas

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

I still own this property

21188

✓
September 7, 1954

RE: Permit No. 21188

Mr. Ray A. Assendrup
Murtaugh
Idaho

Dear Mr. Assendrup:

The report of our field engineer for beneficial use on Permit No. 21188 shows that you have irrigated 160 acres in the SE $\frac{1}{4}$ of Section 35, Township 11 South, Range 19 East B.M. from the two wells in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section.

A license can therefore be issued for 3 second feet of water from these wells upon receipt of the statutory fee amounting to \$8.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

21188

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

Permit No. 21188

This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Ray A. Assendrup, Murtaugh

2. Source of water supply: Subterranean from two wells

3. Location of point of diversion: Is in the SE¹SE¹ of Section 35

T. 11 S. R. 19 E.B.M. County of Twin Falls

4. Describe works as they exist, giving dimensions and capacities of same: North Well: is 12" diameter by 940' deep, cased 250'. H=110', lift is 240'. 10" bowls 7 stage, 8" by 250' column. No protection, concrete curbing 6' by 7'. Fairbanks Morse Pump No. PK 7835. 75 hp U.S. Motor no. 935885. Delivery to the North through an 8" by 4' pipe to ditches to fields by gravity.

South well: is 870' deep by 16" diameter at top. cased 570'. H= 120', lift is 260'. 10" bowls 7 stage. 6" by 300' column. No protection, concrete curb 6' by 6', 75 hp U.S. Motor Pearlless Pump No. 744209. Delivery to the South through a 6" by 3' pipe to the fields by gravity.

#744209

5. Water is used for: _____

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

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

See the map

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

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

Remarks: _____

Notes are on report for # 20268

Inspection made early

This examination was made on the 19 th day of August, 1954.

(Signed) E. H. Humphrey

Examiner.

Permit No. 21108

Examination for Beneficial Use

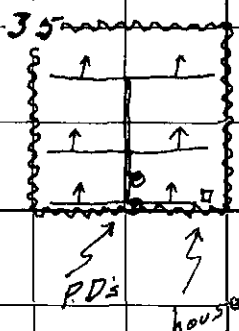
Ray A. Assendrup, Murtaugh
County Twin Falls, Idaho

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.
-

R. 19 E. B.M.

T
11
S.



Subdivisions = four
Area = 160 acres.

Q = 3 cfs. (amt of filing)

Q - North Well = 97"

T = 80°F

H = 110'

1 i FT = 240'

Sparling meter

300 cf. in 2 M. 36 Sec.

Q - South Well = 73"

T = 80°F

H = 150'

1 i FT = 260'

300 cf. in 3 M. 26 Sec.

Total Q = 170 inches.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21188

REPORT ON PROOF OF Beneficial Use

3. cfs
max

app. 3 cfs

165 acres

11-11-05

✓
RE: Permit No. 21188

Mr. Roy E. Smith
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Smith:

In further reference to your letter of August 18 and our reply of August 20 in regard to the above numbered Permit in the name of Ray A. Assendrup.

Since Mr. Assendrup has made proof of beneficial use on this Permit and a License can soon be issued, it would perhaps not be necessary for him to have a copy of the original application and Permit as suggested in your letter, as the license, which is the final completed water right, would doubtless give all the information he would require.

However, this is just a suggestion and we shall be glad to furnish a copy of the application and permit if he so desires.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

21188

✓
August 20, 1954

RE: Permit No. 21188

Mr. Roy E. Smith
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Smith:

We have your letter of August 18th enclosing depositions of Ray A. Assendrup and two witnesses in proof of Beneficial Use on Permit No. 21188.

However, the affidavit of publication is a necessary part of the proof and the Twin Falls Times-News was instructed to send this to Mr. Assendrup. If he has not received it, we suggest that you take the matter up with them at once.

In regard to Mr. Assendrup's request for a Certified copy of the permit, we shall be glad to furnish same, but would like to know if he wishes this copy to include his application for amendment and the Certificate of Completion of Works.

The fee for a certified copy of the application and permit alone will amount to \$1.50, but if these additional items are to be included the fee will amount to \$2.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br

21188

ROY E. SMITH
LAWYER
TELEPHONE 800
FIDELITY BANK BUILDING
TWIN FALLS, IDAHO

RECEIVED
AUG 19 1954
Department of Reclamation

August 18,
1954.

Department of Reclamation,
State House,
Boise, Idaho.

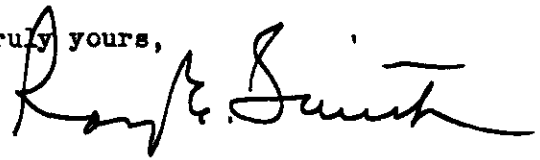
Re: Permit No. 21188

Gentlemen:

Enclosed herewith please find deposition of witness Herman A. Giese, A.H. Assendrup and the applicant in connection with the proof of application of water to beneficial use by applicant Ray A. Assendrup under the above numbered permit.

Mr. Assendrup states that he has lost or misplaced the copy of the application for this water right and the allowance of his permit that was furnished him pursuant to his filing by your office and asks that you furnish him with copy, preferably certified, of these papers if you can see fit to do so. If you will advise fee remittance will be promptly made.

Very truly yours,



RES/hm

Handwritten note: This is a

21188

AFFIDAVIT OF PUBLICATION

(Duplicate)

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

N^o 5403

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A. M. on the 16th day of August, 1954, at Twin Falls, County of Twin Falls, State of Idaho, before Edward Babcock, Notary Public, proof will be submitted of the application to beneficial use of three cubic feet per second of the waters of subterranean flow from two wells in accordance with the terms and conditions of Permit No. 21188 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 Ray A. Assendrup, Murtaugh, Idaho.

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

The amount applied to beneficial use is three second feet.

The place where said water is used: All of the Southeast Quarter (SE $\frac{1}{4}$) of Section Thirty-five (35) of Township Eleven (11) South, Range Nineteen (19) E. B. M. in Twin Falls County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use is private ditch.

The right to take water from such works is based upon Permit No. 21188.

The source of supply from which such water is diverted is subterranean flow through two wells in the SE $\frac{1}{4}$ Section 35, Twp. 11 S., Range 19 E. B. M.

The date of priority which said user is prepared to establish is May 16, 1949.

MARK R. KULP,

State Reclamation Engineer

Publish: July 14, 21, 28, Aug. 4, 1954

I, W. H. Clark, being first duly sworn upon oath depose and say that I am Principal Clerk of the TIMES-News, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive Tuesdays commencing with the issue dated July 14, 1954, and ending with the issue dated August 4, 1954.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-News, since such consolidation, has been published as a daily paper, except Saturday, under said name in said city and county continuously, and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code Thursday of each week has been designated as the day on which legal notice required by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this 25th day of

August, 1954.

W. H. Clark
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

21188



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21188

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Ray A. Assendrup, 5 miles South, one west, of Murtaugh, Idaho with post office address Rt. 1, Murtaugh, Idaho, by occupation a farmer and live on S.E. 1/4 Sec. 35, Twp. 11 S, Range 19 E.B.M. in Twin Falls County, Idaho.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans.

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

Ans. 21188, dated May 16, 1949 with priority as of said date. May 16

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

Ans. Subterranean flow diverted through two well, one in N.W. corner and the other in S.W. corner, of the Southeast quarter of the Southeast quarter of Sec. 35, in Twp. 11 S, Range 19 E.B.M., in Twin Falls County, Idaho. both equipped with turbine pumps.

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. Two wells tapping subterranean flow, the well in N.W. corner of S.E. of S.E. of Sec. 35 being 940 feet deep with 250 feet of 12" casing. water stands 120 feet from top when not in use; the well in S.W. corner of S.E. of S.E. of Sec. 35 being 870 feet in depth, with 530 feet of 12" casing and 200 feet of 10" casing. water stands approximately 120 feet from top when not in use. turbine pump with 10" bowl driven by 75 H.P. Elec. motor is used and installed in each well and each pump delivers one and one half second feet of water, totaling three feet determined by estimate based on experience. Private ditches from each pump delivers water to place used.

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; all of the northeast quarter, the northwest quarter, the southwest quarter and the southeast quarter, of the Southeast quarter of said section 35 is irrigated, approximately 40 acres in each subdivision, is irrigated and cultivated crops are grown on each, no natural meadow. improvements consist of dwelling house, barn, machine and stock sheds, fencing, corrals, and other outbuildings, all made as a direct result of the use of the water.

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. _____

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 diverted from the wells mentioned has been used during each irrigation since and including 1949 in irrigating and farming the land described herein; all or the total output of three second feet has been used for such irrigation at all times during each season in irrigating all of the land described

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. Occasionally some water is diverted from dry creek consisting of flood water available only in early spring under an old water right with priority of 1908. At times for several years no water is obtained from this source. When it is available none is ordinarily received after June 1 of each or any year.

(Sign)

Ray P. Casandrup

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 Twin Falls, County of Twin Falls,

State of Idaho, on this 16th day of August, A. D. 1954.

Edward Belcher

My commission expires

Feb. 24th 1954

21188

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21188

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. A.H. Assendrup, I am 71 years of age, I live 3 miles south and one mile west of Kimberly, Idaho, with my postoffice address Rt. 2, Kimberly, Idaho and am a farmer by occupation

Ques. 2. Are you acquainted with Ray A. Assendrup, the holder of Permit No. 21188? How long have you known him and where does he reside?

Ans. Yes, I am his father and he lives on the Southeast quarter of Sec. 35, Township 11 South, Range 19 E.B.M. in Twin Falls County, Idaho being about six miles southwest of Murtaugh, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21188, 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. two wells tapping subterranean flow, one in N.W. corner of SE 1/4 of the Section 35 and the other in the S.W. corner of the S.E. 1/4 of the S.E. 1/4 of said section, with turbine pump with ten inch bowl and 75 horse electric motor installed on each well, water being carried by private ditches to places of use.

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. three second feet is being pumped and used; the works are sufficient to safely carry this amount of water to place of use and I have observed this amount being pumped and used many times.

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 these pumps in operation many times and I estimate their combined production at three second feet; I base my estimate on forty five years experience in irrigation and estimation of volume of water.

21188

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 from the wells is used for irrigation of the entire Southeast quarter of Section 35, Twp 11 S., Range 14 E. B.M. forty acres of each of the northeast quarter, the Northwest quarter, the Southwest quarter and the Southeast quarter, of the Southeast quarter of Section 35 is irrigated from the wells and pumps, cultivated crops are grown on all the land, improvements consist of dwelling house, barns, stock sheds, machine shed and other out-buildings.

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. volcanic ash, requiring in my judgment an inch to the acre for profitable cultivation.

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

Ans. none whatever

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. During the past five years I have been on the premises described at least twice a month during the farming and irrigation season of each year; I have seen and estimated the water produced by the wells and its application to the land in irrigation and observed the crops produced; the wells and pumps combined produce three second feet which has been used during the above period for irrigation of all the land in said quarter section.

(Signed)

A. H. Hassendrup

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 Twin Falls, County of Twin Falls, State of Idaho, on this 16th day of August, A. D. 1954.

Edward Belcher

Notary Public.

My commission expires Jan 24th 1956

21188

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21188

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. Herman A. Giese, I am sixty-three years of age, I live four miles northeast of Piler, Idaho, my post office address is Rt. 1, Piler, Idaho and by occupation I am a farmer.

Ques. 2. Are you acquainted with Ray A. Hassendrup, the holder of Permit No. 21188? How long have you known him and where does he reside?

Ans. Yes, I have known him forty years. He resides five miles south and one mile west of Murtaugh, Idaho, on the Southeast quarter of Section 35, Township 11 South, Range 19, in Twin Falls County.

Ques. 3. Have you read or heard read said Permit No. 21188, 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. The source of water supply is subterranean flow diverted from two wells, one well is located in the northwest corner of the Southeast quarter of the Southeast quarter and the other well is in the Southwest corner of the S.E. 1/4 of the S.E. 1/4 of Section 35-11-19 the water from each well being diverted by turbine pump with 10 in. bowl and 1/2 horse electric motor and conducted to place of use by private 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. The combined volume of water being diverted and pumped from both wells is 150 inches; I have seen the water being pumped and conveyed and ditches and pumps are adequate

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. Three second feet which I estimated from experience of forty years

21188

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

Ans. The water is used for irrigation of entire Southeast Quarter of Section Thirty-five (35), Township IIS, Range 19 E.B.M., the entire quarter section is irrigated and cultivated no natural meadow land, all of each of the NW $\frac{1}{4}$, the NE $\frac{1}{4}$, the SW $\frac{1}{4}$ and the SE $\frac{1}{4}$, of the Southeast quarter of said section is irrigated and farmed, improvements consist of dwelling house, barn, stock sheds, machine sheds and other outbuildings.

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. volcanic ash, suitable for all crops and requires an inch to the acre for profitable cultivation

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

Ans. none

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 visited this land during the growing season on a number of occasions since said wells have been drilled and pumps installed and observed at least 3 second feet being used and diverted from the wells and have seen the crops grown; I can not give the specific dates of my visits but I have been there at least ten times. I am a field man for So. Idaho P.C.A. and while this land is not in my district I do have occasion to see it frequently.

(Signed)

Herman A. Kiese

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 Twin Falls, County of Twin Falls, State of Idaho, on this 16th day of August, A. D. 1954.

Edward Babcock

Notary Public.

My commission expires

Jan 24th - 1954

21188

July 15, 1954

RE: Permit No. 21188

Twin Falls Times-News
Twin Falls,
Idaho

Gentlemen:

We have checked the notice on Permit No. 21188 appearing in your issue of July 14 and find two slight typographical errors.

The first word in the third line of the second paragraph should be are instead of is.

The word eleven, in the third line of the fifth paragraph is misspelled.

Please make these changes in your subsequent issues.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

Ashll

July 15, 1954

RE: Permit No. 21188

Twin Falls Times-News
Twin Falls,
Idaho

Gentlemen:

We have checked the notice on Permit No. 21188 appearing in your issue of July 14 and find two slight typographical errors.

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Please make these changes in your subsequent issues.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

21188

Memo

From
The TIMES-NEWS
TWIN FALLS, IDAHO

July 9, 1954

Department of Reclamation
Boise, Idaho

Gentlemen:

This is to acknowledge receipt of your notice for Legal Publication in the matter of Application of Water to Beneficial Use naming Ray A. Assendrup of Murtaugh as Applicant.

We expect to begin this publication on Wednesday, July 14, and shall forward a tear sheet of the first copy. Thank you.

Times-News Publishing Co.

M. Clark

RECEIVED
JUL 10 1954

Department of Reclamation

21188

July 8, 1954

RE: Permit No. 21188

Mr. Edward Babcock
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Babcock:

We enclose herewith the forms of deposition to be used in making proof of beneficial use on Permit No. 21188 of Ray A. Assendrup of Murtaugh, Idaho.

As you probably know, this proof is now being advertised in the Twin Falls Times-News to be made before you as Notary Public at 10:00 A.M. August 16, 1954.

We are sending a copy of this letter to Mr. Assendrup so he will have in mind to appear before you at that time together with two disinterested witnesses who are familiar with the terms of his permit and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.
cc Mr. Ray A. Assendrup

21188

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Re: Permit No. 21188

BOISE, IDAHO

Date: July 8, 1954

Twin Falls Times-News

Twin Falls, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to August 16, 1954 the date set for proof, the expense of the publication to be paid by the applicant, Ray A. Assendrup of Murtaugh 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, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

21188

✓
June 30, 1954

RE: Permit No. 21188

Mr. Roy E. Smith
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Smith:

We have your letter of June 29th enclosing notice for Beneficial Use proof to be made August 16, 1954, on Permit No. 21188 in the name of Ray A. Assendrup.

We have made one change in the notice because the only priority that can be established for both wells is the date the application was filed in this Department or May 16, 1949.

If at any time it is desirable to establish an earlier priority on well No. 1, that may be done through the district court by proving continuous earlier use.

A copy of the notice will be sent to the Twin Falls Times-News with instructions to publish it once a week for four weeks prior to August 16th and to send Mr. Assendrup the affidavit of publication together with statement of costs.

We shall send Mr. Edward Babcock, Notary Public, the necessary forms of deposition to be used in making this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br

21188

ROY E. SMITH
LAWYER
TELEPHONE 800
FIDELITY BANK BUILDING
TWIN FALLS, IDAHO

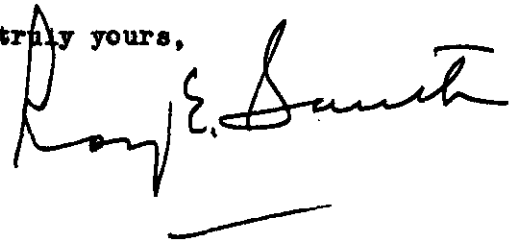
June 29,
1954.

HON. MARK M. AULP.
State Reclamation Engineer,
State House,
Boise, Idaho.

Dear Sir:

We are herewith enclosing notice of proof of application of water to beneficial use for publication in connection with permit number 21188 of May A. Assendrup, Murtaugh, Idaho, in duplicate, together with letter authorizing publication.

Very truly yours,



RES/s

RECEIVED
JUN 30 1954
Department of Reclamation

21188

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 29, 1954
(P. O.) Twin Falls, 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
Twin Falls Times-news of Twin Falls, Idaho published in
the county in which the works are situated.

Ray A. Anderson

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

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

Engineer.

21188

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

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

Boise, Idaho

June 1, 1954

Mr. Ray A. Assendrup

Murtaugh, Idaho

Dear Sir:

We enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. ~~21188~~. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

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

The date for proof, as set out in your permit, is not later than August 20, 1954, and if proof is submitted later than said date, your priority will be brought down a length of time equal to the time elapsing between the date the proof is due and the date proof is actually made.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

21188

✓
December 17, 1953

RE: Permits Nos. 20268 & 21188

Mr. Roy E. Smith
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Smith:

We have your letter of December 16th, enclosing notice for Beneficial Use proof to be made January 29, 1954, on Permit No. 20268 in the name of Ray A. Assendrup.

A copy of this notice will be sent to the Twin Falls Times-News with instructions to publish it once a week for four weeks prior to that date and to send Mr. Assendrup the affidavit of publication together with statement of costs.

At the time set Mr. Assendrup should appear before Edward Babcock, Notary Public, 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 enclosed depositions.

We also enclose the necessary forms in connection with notice on Permit No. 21188.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re
Encls.

21188

July 8, 1950

Re: Permit No. 21188

Mr. Ray A. Assendrup
Murtaugh, Idaho

Dear Mr. Assendrup:

We enclose Certificate of Completion of Works issued under Permit No. 21188 for the diversion of three second feet of water from two wells in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35, Township 11 South, Range 19 East, B.M., for irrigation and domestic use on the SE $\frac{1}{4}$ of said Section.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21188

Permit No. 21188

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Ada

ss.

Ray A. Assendrup, 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. 21188, and that his postoffice address is Murtaugh State of Idaho

Second: That the name of the stream which said water is to be directed is Subterranean flow from two wells.

Third: That the points of diversion of said water ~~is~~ are located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35, Twp. 11 S., Range 19 East, B. M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by August 20, 19 51.

Fifth: That the use for which said water is intended is Irrigation and domestic uses

Sixth: That on the date above mentioned, the works constructed under said permit were (~~over~~) fully completed and consisted of the following:

I. Kind of works Two wells, pumps and ditches

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

II. Dimensions of work:

(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 Ditch width at bottom 1 feet, width at water line 2 (State whether ditch, flume or pipe)

feet, depth of water 1 feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is 3/8 miles.

Seventh: That said works are capable of conducting to the place of intended use Three(3) second feet of water.

Eighth: That water appropriated under said permit is available for 160 acres of land described as follows: SE $\frac{1}{4}$ Section 35, Twp. 11 South, Range 19 East, B. M.

Ninth: Remarks: That One well is 908 ft. deep, cased 175 ft. deep, and there is a 40 H.P. electric pump. The second well, which has been there for more than twenty years is 798 feet deep, and cased to 200 ft., with a liner about 50 feet. 25 H.P. electric pump.

(Sign Here)

Subscribed and sworn to before me this 19th day of June, 19 50

My commission expires Feb. 16, 1953

Notary Public.

21188

✓
March 29, 1950

Re: Permit No. 21188

Mr. Ray A. Assendrup
Murtaugh, Idaho

Dear Mr. Assendrup:

We enclose your Application for Amendment to
Permit No. 21188 which has been approved by the State
Reclamation Engineer.

This should be attached to your original Permit
of which it now forms a part.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

21188

August 26, 1949

Re: Permits Nos. 21188 and 21189

Mr. S. T. Hamilton
P. O. Box 1058
Twin Falls, Idaho

Dear Mr. Hamilton:

We enclose herewith, Permits Nos. 21188 and 21189 in the name of Ray A. Assendrup, and direct his attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 21512 for the \$11.00 filing fees paid by you, in connection with these two permits.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

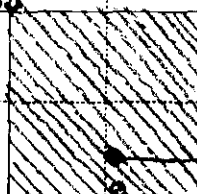
Chief Clerk

A:bh
Enc.

21188

TOWNSHIP ELEVEN (11) SOUTH, RANGE NINETEEN (19)
EAST OF THE BOISE MERIDIAN

35



→ point of Diversion

Submit Map No. 2188
As Approved
AUG 20 1949
R. K. KULP
Reclamation Engineer

June 11, 1949

Mr. S. T. Hamilton
Attorney at Law
Twin Falls, Idaho

Dear Mr. Hamilton:

We have had no reply to office letter addressed you on May 17, 1949, in regard to two applications of Ray A. Assendrup.

In that letter, we advised you that it was not necessary for Mr. Assendrup to file a new application for the well in Section 26, Township 11 South, Range 19 East, B.M., as he could amend his present Permit No. 20268 to include this well.

Please advise us as to Mr. Assendrup's wishes in the matter, so that we may proceed to issued the one Permit in Section 35 and either issue an additional Permit for the well in Section 26 or amend Permit No. 20268.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

21188

May 17, 1949

Mr. S. T. Hamilton
Attorney at Law
Twin Falls, Idaho

Dear Mr. Hamilton:

We acknowledge receipt of your two letters of May 14, 1949, enclosing applications for permit by Ray A. Assendrup, accompanied by your check for \$11.00 filing fees.

It will not be necessary for Mr. Assendrup to file a new application for the well in Section 26, as his Permit No. 20268, for water from a well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of this section can be amended, to show an additional well, since it is for the same land, and he can still retain his original priority. We enclose a form of application for such amendment, which he may execute and return to this Department for approval and recording.

His application from well in Section 35, Twp. 11 S., Range 19 E., states that he already has one well in this section, but we can find no record of same in this department; so this application will be placed on file accordingly.

Very truly yours,

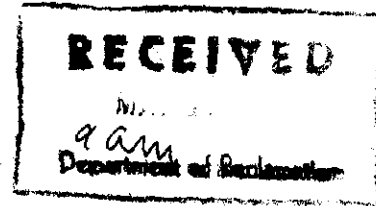
MARK R. KUIP
State Reclamation Engineer
By

Chief Clerk

A

21188

LAW OFFICES OF
S. T. HAMILTON
TWIN FALLS, IDAHO
May 14, 1949



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

Dear Mr. Kulp:

Enclosed herewith Application for Permit, Ray
A. Assendrup.

There is one well on Section 26 which has served
a portion of this land, but not enough water for all of
the land. This second well is for additional or supple-
mental water right.

Check is also enclosed herewith.

Very truly yours,

A handwritten signature in dark ink, appearing to be "S. T. Hamilton", written over a horizontal line.

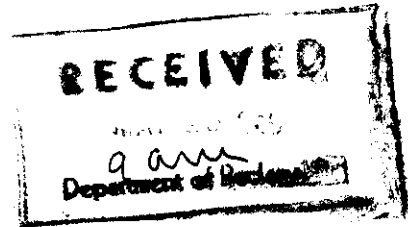
S. T. Hamilton

STH:mrab
Encls.

25268 - 555626

21188

LAW OFFICES OF
S. T. HAMILTON
TWIN FALLS, IDAHO
May 14, 1949



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

Dear Mr. Kulp:

Enclosed herewith Application for Permit, Ray
A. Assendrup.

There is one well on Section 35 which has served
a portion of this land, but not enough water for all of
the land. This second well is on the high point and it
is hoped enough additional water may be found to complete
an irrigation right.

Check is also enclosed herewith.

Very truly yours,


S. T. HAMILTON

STH:mnb
Encls.

21188

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

Notice is hereby given that at 10 A. M.
on the 16th day of July, 1964, at Twin
Falls, County of Twin Falls, State of Idaho,
before Edward Babcock, Notary Public,
proof will be submitted of the application
to beneficial use of three cubic feet per
second of the waters of subterranean flow
from two wells in accordance with the
terms and conditions of Permit No. 21188
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
is Ray A. Assendrup, Murtaugh, Idaho.

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

The amount applied to beneficial use is
three second feet.

The place where said water is used: All
of the Southeast Quarter (SE $\frac{1}{4}$) of Section
Thirty-five (35) of Township Eleven (11)
South, Range Nineteen (19) E. B. M. in
Twin Falls County, Idaho.

The name of the canal or ditch or other
works by which said water is conducted
to such place of use is private ditch.

The right to take water from such works
is based upon Permit No. 21188.

The source of supply from which such
water is diverted is subterranean flow
through two wells in the SE $\frac{1}{4}$ Section
35, Twp. 11 S., Range 19 E. B. M.

The date of priority which said user is
prepared to establish is May 16, 1949.

MARK R. KULP,
State Reclamation Engineer
Publish: July 14, 1964