

State of Idaho
License and Certificate of Water Right

Water License No. 20178

Amount 0.75 second foot

Water District No.

Priority September 17, 1947

THIS IS TO CERTIFY that ALICE I. WILLHITE
of Murtaugh, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 17, 1947; that Permit No. 20178
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.1 second feet, was issued thereunder on March 16, 1950, showing that said works
were completed on the 28th day of February, 1950; and that on the 25th
day of January, 1951,

ALICE I. WILLHITE

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 a well
inhabitant (subterranean flow), for the purpose of irrigation and domestic
use, under Use Permit No. 20178 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 5016, on the 4th day of November, 1952;

The right hereby confirmed dates from September 17, 1947;

The Point of Diversion is located in Lot 2

in the Sec. 30, Tp. 11 S., R. 20 E., B. M. Twin Falls County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 0.75 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	20 E	30	Lot 1 Lot 2	77.56) 77.68)	80

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
4th day of November, 1952.

(SEAL)

MARK R. KULP

State Reclamation Engineer

15 2230

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

45-2236

Application No. 27784
Permit No. 20178
District No.

1. Name of Applicant: ALICE I. WILLHITE

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:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bonds to be issued:
- (d) Other resources:

2. Quantity of water claimed: Four (4) cubic feet per second.

3. Source of water supply: Subterranean in Artesian City/ District, Twin Falls County, Idaho which is a tributary of

4. Location of point of diversion: On south line of Lot 2, of ~~feet distant from the~~ Sec. 30, T. 11 S., R. 20 E., B.M. No. 1- at SW corner Lot 2; No. 2- at center line of corner of Section , T. , R. , B.M., ~~and is in the~~ Lot 2, of Section 30 , T. 11 S. , R. 20 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: \$ 9,500.00

8. Kind of works: Wells 12" diameter, depth of hole 250 ft., with electrically driven pumps of approximately 20 H. P. each, delivering into farm 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 2 feet; width at water line 4 feet; depth of water 1 feet;

dimensions of flume: -

Diameter of pipe - inches; length of conduit Two sections of 1/2 mile each miles.

Average grade per mile 14 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.

14-A. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: -

15. (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 waters of the State of Idaho as herein set forth.

ALICE I. WILLHITS Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 10:00 A. M. September 17, 1947

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20178
Recorded in Book 72 Page 20178 Approved September 27, 1947
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 November 27, 1947 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 September 27, 1948
The whole of said work to be completed on or before September 27, 1949
Beneficial use of water appropriated in accordance herewith, to be made on or before September 27, 1951

Witness my hand this 27th day of September, 1947

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 27th day of September, 1947

Countersigned: STATE OF IDAHO
(SEAL) By J. D. "CY" PRICE, Secretary of State. By C. A. ROBINS, Governor.

Remarks: This land has one-half of the earliest water right on Dry Creek. The appropriation sought by this application is to supply the deficiency in the Dry Creek water supply, said creek being intermittent; one of the wells mentioned in the foregoing application has already been drilled and equipped for pumping. The necessary farm ditches are already constructed, for the use of Dry Creek water.

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
11 S.	20 E.	30					Lot 1	Lot 2											155.24
		19					77.56	77.68					Lot 4						23
													23						
													Total Number of acres to be irrigated	-	-				178.24
STATE OF IDAHO DEPARTMENT OF RECLAMATION ORDER REINSTATING PERMIT																			
In the Matter of the Reinstatement of Permit No. 20178 Under the Provisions of Section 42-311, Idaho Code) WHEREAS, Permit No. 20178 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: September 27, 1949; and, WHEREAS, On the 14th day of January, 1950, notice to show cause why said permit should not be canceled, under the provisions of Section 5594, Compiled Statutes of Idaho, was duly served on the holder of said Permit; and, WHEREAS, On the 21st day of February, 1950, the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and, WHEREAS, On the 6th day of March, 1950, depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit, and, WHEREAS, After examination of the said depositions, the State Reclamation Engineer of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. 20178, and that the holder has acted in good faith; IT IS, THEREFORE, Hereby Ordered that said Permit No. 20178 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein. IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 16th day of March, 1950.																			
(SEAL)																MARK R. KULP State Reclamation Engineer			

Permit No. 20178

CERTIFICATE OF COMPLETION OF WORKS.

TO ALL WHOM IT MAY CONCERN:

This is to certify that ALICE L. WILLHITE of Murtaugh, County of Twin Falls, and State of Idaho, the holder of Permit No. 20178, issued upon Application No. 27784 bearing date of priority of September 17, 1947, authorizing the diversion of Four (4) second feet of the waters of subterranean flow, 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 1.1 second feet of the waters of subterranean flow from a well; that the point of diversion of said waters is in Lot 2, Section 30, Township 11 South, Range 20 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Lots 1 and 2, Section 30, Township 11 South, Range 20 East, B.M.

Witness my hand this 16th day of March, A. D. 1950.

MARK R. KULP
State Reclamation EngineerProof of Completion of Works made February 28, 1950.
Certificate of Completion of Works issued March 16, 1950.

LICENSE ISSUED FOR 0.75 SEC. FT.

p. 5016

WATER RIGHT NUMBER 45-2236

OWNER LAST NAME - WILLHITE FIRST NAME - ALICE I. ORIG OWNER -
ADDRESS LINE 1 - ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - MURTAUGH STATE - ID ZIP CODE - 83344
SOURCE - GROUNDWATER TRIBUTARY OF -
STAGE - LICENSE STATUS - PRIORITY - 09-17-1947 COUNTY - TWIN FALLS TOTAL DIV. RATE - .7500 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - SWNW 30 11S 20E LOT 02 REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
FROM - TO - USE - IRRIGATION USE DIV. RATE - .7500 CFS USE DIV. VOLUME - .00 AFA
FROM - TO - USE - DOMESTIC USE DIV. RATE - .0000 CFS USE DIV. VOLUME - .00 AFA
USE - IRRIGATION PLACE OF USE - TWN 11S RNG 20E SEC 30 TRACT NWNW LOT 01 AC 50 TRACT SWNW LOT 02 AC 30
DECREE NAME - DATE - TOTAL ACRES 80
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 20178
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

103 001834

IDENT. NO. 45-2236

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

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 20178 145-2236
 Old No. New No.

Record

1. Original Owner: Alice J. Willhite

Present Owner: _____

2. Address:

3. City: Murtaugh State: 10 Zip: _____

4. A. Source of Water: sw

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 9-17-1947

D. County: 83

E. Total Diversion Rate: .75

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	_____	<u>30</u>	<u>11S</u>	<u>20E</u>	<u>2</u>	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

7. Period of Use, Use, Diversion Rate/Volume:

from _____ to _____ for A purposes. Amount .75
 (cfs or AC-FT/YR)

from _____ to _____ for D purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code:

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: 20178

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

MO 5-14-17

REPORT OF WELL DRILLER State of Idaho

State law requires that this report shall be filed with the State Engineer within 30 days after completion or abandonment of the well.

WELL OWNER: J. Wilhite
Address Mullanpgh Idaho

Owner's Permit No. Rephement
NATURE OF WORK (check) Replacement well ☒
New well ☐ Deepened ☐ Abandoned ☐
Water is to be used for: irrigation
METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Aug ☐ Other ☐

(explain)
TAPING SCHEDULE: Threaded ☐ Welded ☒
"Diam. from 165 ft. to 165 ft.
"Diam. from 165 ft. to 165 ft.
"Diam. from 165 ft. to 165 ft.
"Diam. from 165 ft. to 165 ft.
Thickness of casing: .250 Material:
Steel ☒ concrete ☐ wood ☐ other ☐

(explain)
PERFORATED? Yes ☒ No ☐ Type of
perforator used: factory

Size of perforations: 3/16 " by 2 "
45 perforations from 100 ft. to 165 ft.
perforations from 100 ft. to 165 ft.
perforations from 100 ft. to 165 ft.
perforations from 100 ft. to 165 ft.

AS SCREEN INSTALLED? Yes ☐ No ☒
Manufacturer's name Portland Cement
Type Portland Cement Model No. Portland Cement
Diam. Portland Cement Slot size Portland Cement Set from Portland Cement ft. to Portland Cement ft.
Diam. Portland Cement Slot size Portland Cement Set from Portland Cement ft. to Portland Cement ft.

CONSTRUCTION: Well gravel packed? Yes ☐
No ☒ size of gravel Portland Cement Gravel
placed from Portland Cement ft. to Portland Cement ft. Surface seal
provided? Yes ☒ No ☐ To what depth?
2 ft. Material used in seal: Portland Cement
Did any strata contain unusable water? Yes ☐
No ☒ Type of water: Portland Cement
Depth of strata Portland Cement ft. Method of sealing
strata off: Portland Cement

Surface casing used? Yes ☐ No ☒
Cemented in place? Yes ☐ No ☒

Locate well in section

LOCATION OF WELL: County Idaho
Sec. 30 T. 11 N/S R. 20 E/W

Lat. 1 gms

Use other side for additional remarks

Size of drilled hole: 12" Total
depth of well: 405 Standing water
level below ground: 80' Temp.
Fahr. 52 ° Test delivery: 80' gpm
or 80' cfs Pump? ☐ Bail ☐
Size of pump and motor used to make test:
NO test. Put pump back on
Length of time of test: 80' Hrs. 80' Min.
Drawdown: 80' ft. Artesian pressure: 80' ft.
above land surface Give flow 80' cfs
or 80' gpm. Shutoff pressure:
Controlled by: Valve ☐ Cap ☐ Plug ☐
No control ☐ Does well leak around casing?
Yes ☐ No ☐

DEPTH		MATERIAL	WATER
FROM	TO		YES OR NO
FEET	FEET		
0	14	Topsoil + Hardpan	no
14	30	Gravel	no
30	50	Broken Gray Basalt + Yellow Clay	yes
50	72	Yellow Clay	yes
72	100	Gray Basalt (hard)	no
100	163	Yellow sandy Clay + Rock Struck	no
163	205	Hard Sand (hard)	no
205	220	Broken Brown + Red Basalt Cement	yes
220	240	Red Basalt	yes
240	255	Broken Red Basalt + Cement	yes
255	274	Brown Basalt (thin)	no
274	297	Broken Gray Basalt (soft)	no
297	340	Broken Clay + Brown Basalt	yes
		Gravel + Cement + White clay	yes
340	372	Brown Sticky Clay + Gravel	no
		some Rock Struck	no
372	405	Brown Basalt (hard)	no

Dry Hole

Work started: 5-8-68
Work finished: 6-10-68
Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.
Name: Ralph C. Martin
Address: Mullanpgh Idaho
Signed by: Ralph C. Martin
License No. 174 Date: 8-7-68

45-2236

20178

copy for
law

✓
July 3, 1954

RE: Permit No. 20178

Mr. J. R. Keenan
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Keenan:

We do not quite understand your letter of July 2nd in which you state that no water license has been issued on Permit No. 20178 in the name of Alice I. Willhite.

According to our records License was issued and was sent to Mrs. Willhite November 12, 1952.

If Mrs. Willhite has not received it we suggest that she take the matter up with the Post Office at Murtaugh as it has not been returned to this Department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br

20178

PARRY, KEENAN, ROBERTSON & DALY

R. P. PARRY
J. R. KEENAN
T. M. ROBERTSON
JOHN H. DALY
CLIFFORD E. FIX

LAWYERS
FIDELITY BANK BUILDING
TWIN FALLS, IDAHO

BERT LARSON
BEN SHUEY

July 2, 1954.

RECEIVED
JUL 3 1954
Department of Reclamation

Department of Reclamation,
State Capitol,
Boise, Idaho.

Dear Sirs:

Re: Permit No. 20178, Alice I.
Willhite.

Mrs. Willhite calls our attention to the fact that no water license has issued on the proofs submitted to you in February, 1951.

I do not know whether you are waiting on us for some word regarding the question of Lot 4 of Section 19 being omitted from the lands for which the license will issue or whether an inspection of the Willhite irrigation system has been made.

Yours very truly,


J. R. KEENAN

JRK:jb

20178

✓
November 12, 1952

RE: Permit No. 20178

Alice I. Willhite
Murtaugh
Idaho

Dear Madam:

We enclose License and Certificate of Water Right, issued under Permit No. 20178, confirming your right to the use of 0.75 of a second foot of water from a well in Lot 2, Section 30, Township 11 South, Range 20 East, B.M., with priority of September 17, 1947, for irrigation and domestic use on Lots 1 and 2 of said Section 30.

We also enclose departmental receipt No. 25080 for the \$4.00 fee paid in connection with proof of beneficial use.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20178

✓
October 21, 1952

RE: Permit No. 20178

Alice I. Willhite
Murtaugh
Idaho

Dear Madam:

The report of our field engineer on examination for beneficial use under your Permit No. 20178, shows that your well in Lot 2, Section 30, Township 11 South, Range 20 East, B.M., will deliver $37\frac{1}{2}$ inches of water, or 0.75 second foot, and that you have irrigated 80 acres in Lots 1 and 2 of said section.

Therefore upon receipt of the statutory fee of \$4.00, a license will be issued for 0.75 second foot of water for use on said land.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

20178

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

Permit No. 20178This proof is for Beneficial use In Water District No. _____1. Name of applicant Alice I. Willhite, Murtaugh, Idaho2. Source of water supply: Subterranean flow from a well3. Location of point of diversion: Is in the Lot 2 of Section 30T 11 S. R. 20 E. County of Twin Falls

4. Describe works as they exist, giving dimensions and capacities of same: Drilled Well ^{665'} 665' deep, 12" dia. to 247' deep and 9" dia. the rest of the way. Casing 10" x 247'. Static water level 100'. Depth of pump is 180'. Column 6" dia., 7 stages, 8" bowls. Fairbanks Morse Pomona turbine pump # PH 6839. G.E. motor # WC 6625713, 25 HP., 220 V., 60 cycle, 62.6 amps., 1760 rpm., 3 phase. AB switches and controls. Idaho Power Co. meter # 20 562 998, 240 V., 50 amp., 3 wire. Discharge pipe 14' of 6" pipe toward the west into opened horizontal 50 gal. oil drum and thence into ditch. Ditch is of sufficient size to carry the water applied for.

5. Water is used for: Irrigation and domestic purposes.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):

Lots 1 and 2, Section 30, Township 11 South, Range 20 East, T. M.

7756 7768

See 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: The lots irrigated are on a township correction line and contain nearly 78 acres each.

This examination was made on the 10th day of July, 1952

(Signed)

Alfred B. Larson

Examiner.

20178

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
SEP 20 1952
Department of Reclamation

Alice I. Willhite
Murtaugh, Idaho
Permit No. 20178

Examination for Beneficial use

County Twin Falls

19430

115-208

Q = 4 cfs.

S = Well in Artesian Bt.
Airt.

R.D. = on S. line Lot 2 of
Sec 30-115-208.

#1 = at SW Cor of Lot 2.

#2 = at Center line of Lot 2.

for irrig. & dom.

for 153.249...

Compl. of works gives

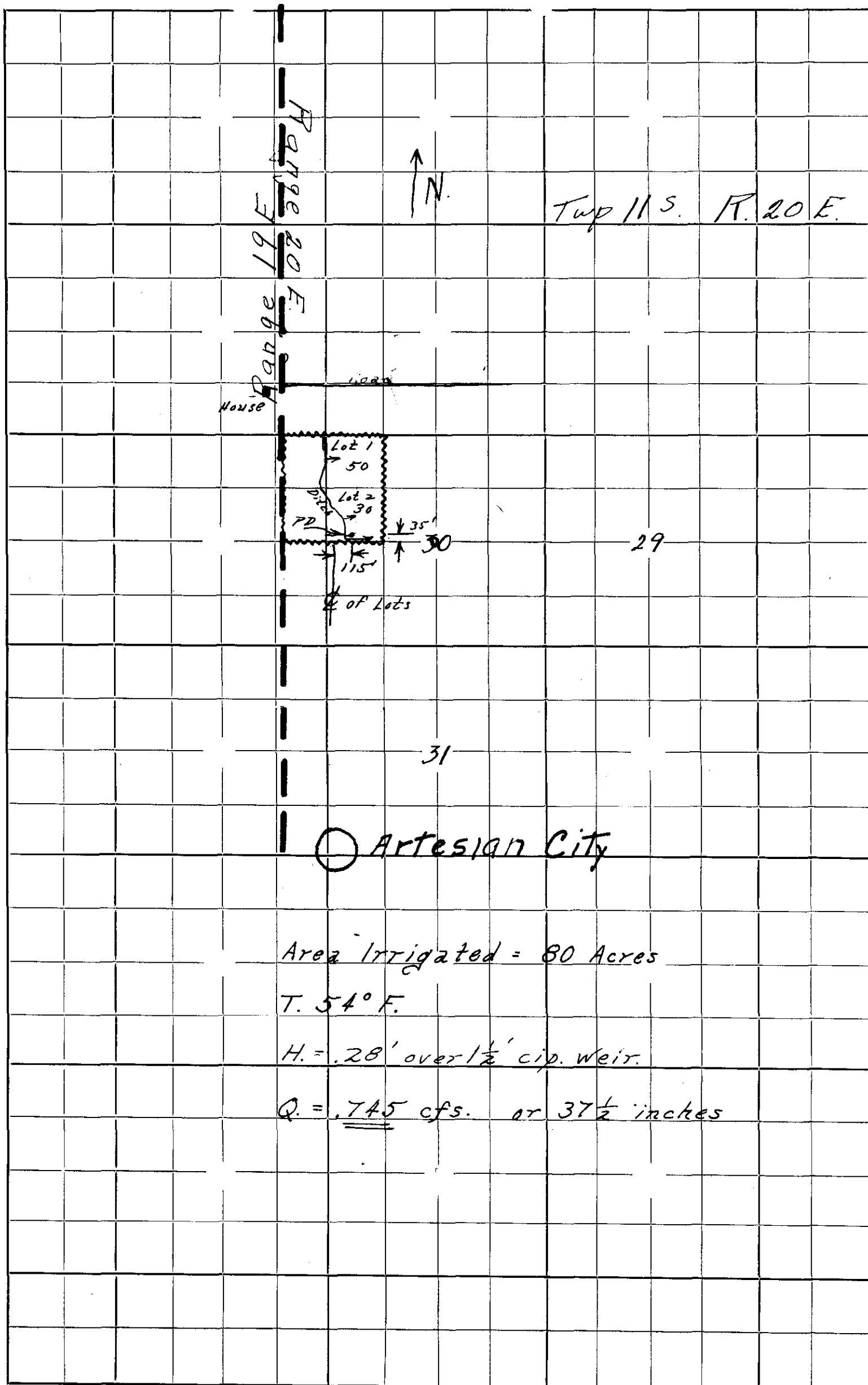
1.1 cfs. = Q

not working satisfactory
on Ty 31-51

will notify

H. 28' over cip weir 1 1/2
Q = .745 cfs.

Fairbank Morse
Pomona Turbine pump #PH6837
GE motor #WC 6625713
25 HP 220V 60 cys.
62.6 amps. 1760 RPM 3ph
+ B switches and controls
Heck River Co. Battlow motor
#20-62998 240V 50 amp.
3 wire (by exp 665?)
Depth of well 565'
12" to 247' and 9" rest of way
Casing 10" x 247'
Static water level 110'
Drawdown?
Pump depth 180'
Columbus 6" 7 stages 8" h. sh.
Discharge 6" x 14' to westerly
into opened horizontal 50 gal.
oil drum thence to ditch.
T = 54° F.



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

20178

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20178

REPORT ON PROOF OF beneficial use

Alice I. Willhite, Murtaugh, Idaho

.75 cfs
- 20178

R/p. 4 s/s.
C/W = 1.1 c/s.

So across

2-40's

✓
February 7, 1951

Re: Permit No. 20178

Mr. J. R. Keenan
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Keenan:

We acknowledge receipt of your letter of February 5, 1951, enclosing depositions of Alice I. Willhite and two witnesses, also Affidavit of Publication in the Twin Falls Times-News, all submitted in Proof of Beneficial Use under Permit No. 20178.

We note that the land description in all of these depositions includes Lot 4, Section 19, Township 11 South, Range 20 East, B.M. This Lot was included in the original application and Permit, but is not included in the Proof of Completion of Works or in the published notice for Proof of Beneficial Use and therefore cannot be included when the License is issued under the present proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

20178

PARRY, KEENAN, ROBERTSON & DALY

LAWYERS

FIDELITY BANK BUILDING

TWIN FALLS, IDAHO

R. P. PARRY
J. R. KEENAN
T. M. ROBERTSON, JR.
JOHN H. DALY

February 5, 1951.

RECEIVED
FEB 6 1951

Department of Reclamation

Department of Reclamation,
State Capitol,
Boise, Idaho.

Dear Sirs:

Re: Permit No. 20178, Alice
I. Willhite.

In the matter of proof of application to beneficial use under this permit, I enclose newspaper affidavit of publication, deposition of two witnesses taken on the day set in the notice, and the deposition of the permit holder taken January 31. No appearances were made at the time set in the notice by any adverse party.

Yours very truly,



J. R. KEENAN

JRK:jb

Enclosures.

20178

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS ss.

No 3663

I, Lisa Molony, 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

4 consecutive Tuesdays, commencing with the issue dated December 19, 1950, and ending with the issue dated January 9, 1951.

And I do further certify that said newspaper is a consolidation, effective Feb. 16, 1942, 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 58-108 I. C. A., 1932, as added thereto by Chapter 154, Idaho 1933 Session Laws, 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.

Lisa Molony
Subscribed and sworn to before me this 9th day of

January, 1951
Jessie Delaya
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

20178

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

No 3663

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11 a. m. on the 23th day of January, 1951, at Twin Falls, County of Twin Falls, State of Idaho, before me, R. K. Ka, Notary Public, proof will be submitted of the application to beneficial use of 1.1 cubic feet per second of subterranean waters underlying lands hereinafter described, diverted by drilled well, in accordance with the terms and conditions of Permit No. 20178, heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Alice L. Willhite, RFD Murtaugh, Idaho.

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

The amount applied to beneficial use is 1.1 cubic feet per second.

The place where said water is used 40 acres of Lot 1 and 45 acres of Lot 2 of Section 30, Township 11 South, Range 20 east, Boise Meridian.

The name of the canal or ditch or other works by which said water is conducted to such place of use is drilled well and privately owned ditch, both unnamed.

The right to take water from such works is based upon Permit No. 20178.

The source of supply from which such water is diverted is subterranean waters tapped by drilled well on Lot 2 of Section 30 above described, located near center of said line of said Lot.

The date of priority which said user is prepared to establish is September 17, 1947.

MARK R. KULP,

State Reclamation Engineer.

Publish: Dec. 12, 26, 1950; Jan. 2, 9, 1951

I, James E. Lee, being first duly sworn upon

oath depose and say that I am James E. Lee 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

4 consecutive days, commencing with the issue

dated 19 1950 and ending with the issue dated

4 1951.

And I do further certify that said newspaper is a consolidation, effective Feb. 16, 1942, 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 58-108 I. C. A., 1932, ^{60-157 Idaho Code} as added thereto by Chapter 154, Idaho 1933 Session Laws, 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 775 day of

1951

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

20178

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20178

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Alice I. Willhite, farmer, residence and post office Address, Murtaugh, 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. Permit No. 20178, dated 9/27/47, priority date 9/17/47

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

Ans. Subterranean waters underlying lands hereinafter described, tapped by deep drilled well about center of south line of Lot 2 of Sec. 30, Township 11 South, Range 20 East, 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. Well, 12" diameter of bore, 250 ft. deep, pump and 30 HP electric motor, delivering into distribution ditches. Well is down to 750 ft. total and is 9" diameter below 250 ft. Cased for first 180 ft. Water developed by pump somewhat more than 1.1 cu. ft. Ditches from well will handle up to 4 cu. ft. Measurement made over a wier installed for purpose. Water stands at 80 ft. in well; drawdown not known.

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. Water used for irrigation and domestic purposes. Land irrigated is: Lot 4 of 19-11-20 11 acres; Lot 1 of Sec. 30-11-20 69 acres; Lot 2 of Sec. 30-11-20 57 acres; crops raised in 1950 were beans, potatoes, grain and hay. No natural meadow.

20178

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. Water from well used in irrigation of crops in amount of 1.1 cubic feet per second on lands before described in seasons of 1947 to 1950, inc.

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. Have 153 inches decreed right out of Dry Creek, which right affords water to about June 25, in each season, dependent upon winter snow falls, after which must depend upon the water from the well. Rock Creek water tapers off sharply after spring run-off.

(Sign) Alice J. Willhite

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 31st day of January, A. D. 19 51,

My commission expires July 15, 1954.

J. A. Wilson
Notary Public,
residing at Twin Falls, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20178

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. Rees L. Henton, 60, residence & P.O. address Rte #2, Buhl, Idaho.

Occupation farmer

Ques. 2. Are you acquainted with Alice I. Willhite, the holder of Permit No. 20178? How long have you known ~~her~~ ^{her} and where does she reside?

Ans. Have known her 14 years; she resides south of Murtaugh, Idaho.

Ques. 3. Have you read or heard read said Permit No. 20178, 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. Subterranean waters underlying lands hereinafter described, and tapped by drilled well near center of south line of Section 30, Twp. 11, S., R. 20 East, B.M.

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. 1.2 second feet with present equipment

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. 1.2 second feet from pump, based on 14 years irrigation farming

20178

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

Ans. Water used for irrigation. 57 acres Lot 2 69 acres
Lot 1 & 20 1/2 acres Lot 4 - no natural meadow
Regular Commercial Crops grown.
Lots 1 & 2 again Dec 30-11-70, Lot 4 Jan Dec 19-11-70,
Twin Falls County

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

Ans. - - - - -

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

Ans. Land is the usual loam soil of Twin Falls County, and requires one inch to acre for profitable crops.

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. Summer of 1950, I have seen water from well used for irrigation of crops and many times before - to full capacity of pumps, which I judge is 1.2 second feet

(Signed) *Russ L. Hunter*

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 25th day of January,
A. D. 1951.

[Signature]
Notary Public.
residing at Twin Falls, Idaho.

My commission expires July 15, 1954

20178

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20178

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. Duane S Perkins, 33, residence P.O. address
Murtaugh, Idaho, occupation farmer.

Ques. 2. Are you acquainted with Alice I. Willhite, the holder of Permit No. 20178? How long have you known ^{her} ~~him~~ and where does she reside?

Ans. Have known her 20 years; she resides south of Murtaugh, Idaho.

Ques. 3. Have you read or heard read said Permit No. 20178, 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. Subterranean waters underlying lands hereinafter described, and
tapped by drilled well near center of south line of Section 30, Twp. 11
S., R. 20 East, B.M.

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

Ans. Well and pump will develop with present equipment 1.2 second feet,
and I have seen that much conveyed. Ditches will handle three times that
quantity.

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. The pump delivers in my judgment 1.2 second feet. This is an esti-
mate based on many years irrigation farming.

20178

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

Ans. Water is used for irrigation. Lot 2 - 57 acres; Lot 1
69 acres; 20 1/2 acres Lot 4 - no natural meadow
only regular commercial crops grown
(Lot 1 & 2 are in the 30-11-20 - Lot 4 in the 19-11-20

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

Ans. - - - - -

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

Ans. Land irrigated is the usual loam soil of Twin Falls County, and
requires one inch to acre for its profitable irrigation and cropping.

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. Saw water from well in quantity of
1.2 sec ft used in summer of 1950, used in
irrigation of crops on lands above described

(Signed)

Heane S Perkins

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 25th day of January
A. D. 1951.

Notary Public.
residing at Twin Falls, Idaho.

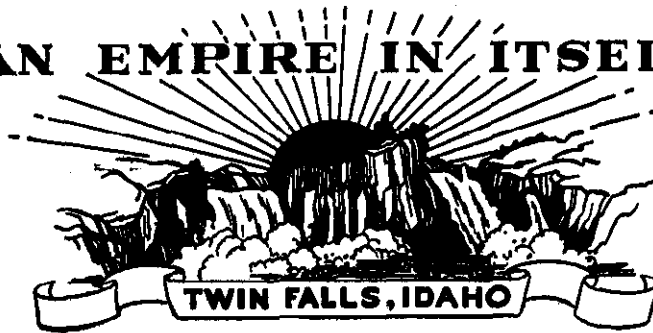
My commission expires July 15, 1954.

20178

20178

Times

AN EMPIRE IN ITSELF



News

December 16, 1950

State of Idaho
Department of Reclamation
Boise, Idaho

Dear Sirs:

This will acknowledge receipt of the Notice of Proof Application of Water to Beneficial Use for Mrs. Alice I. Willhite, Murtaugh, Idaho - permit No. 20178.

Very truly yours,

TIMES-NEWS

Lisa Molony
Lisa Molony
Office Manager

m

RECEIVED
DEC 18 1950
Department of Reclamation

20178

✓
December 15, 1950

Re: Permit No. 20178

Mr. J. R. Keenan
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Keenan:

We have completed the Notice of Beneficial Use
Proof under Permit No. 20178 of Alice I. Willhite to show
priority of September 17, 1947.

The priority date of a Permit is the date the
application is filed in the Department, usually several
days in advance of the date the Permit is written.

A copy of the notice has been sent to the Twin Falls
Times-News with instructions to publish it once a week for
four consecutive weeks prior to ¹²⁻²⁵⁻⁵⁰that date, and to send
Mrs. Willhite the Affidavit of Publication, together with
statement of costs.

We enclose the necessary forms for making this
proof, consisting of one for Mrs. Willhite and one for each
of two disinterested witnesses.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

bbh
Enc.

20178

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 20178

Date: December 15, 1950

Twin Falls Times-News

Twin Falls, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **January 25, 1951**, the date set for proof, the expense of the publication to be paid by the applicant, **Mrs. Alice I. Willhite** 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.

Very truly yours,

MARK E. KULP
State Reclamation Engineer

By

Chief Clerk

20178

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

Notice is hereby given that at 11 A. M. on the 25th day of January, 1956,
at Twin Falls, County of Twin Falls, State of Idaho, before
J. R. Keenan, Notary Public, proof will be submitted of the
application to beneficial use of 1.1 cubic feet per second of subterranean waters
underlying lands hereinafter described, diverted by drilled well,
in accordance with the terms and conditions of Permit No. 20178
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....
Alice I. Willhite, R.F.D. Murtaugh, Idaho.

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

The amount applied to beneficial use is 1.1 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) 40 acres of Lot 1 and 45 acres of Lot 2 of Section 30,
Township 11 South, Range 20 East, Boise Meridian.

The name of the canal or ditch or other works by which said water is conducted to such place of
use is drilled well and privately owned ditch, both unnamed.

The right to take water from such works is based upon Permit No. 20178.

The source of supply from which such water is diverted is subterranean waters tapped
by drilled well on Lot 2 of Section 30 above described, located near
center of south line of said lot.

The date of priority which said user is prepared to establish is September 17, 1947

MARK R. KULP
State Reclamation Engineer.

20178

PARRY, KEENAN, ROBERTSON & DALY

LAWYERS

FIDELITY BANK BUILDING

TWIN FALLS, IDAHO

R. P. PARRY
J. R. KEENAN
T. M. ROBERTSON, JR.
JOHN H. DALY

December 14, 1950.

RECEIVED
DEC 15 1950
Department of Reclamation

Department of Reclamation,
State Capitol,
Boise, Idaho.

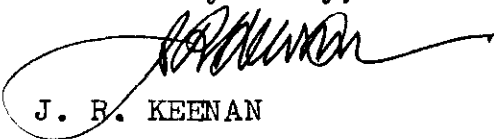
Dear Sirs:

Re: Permit No. 20178,
Alice I. Willhite.

Enclosed is authority to publish notice
of final proof on Permit No. 20178 together with
notice in duplicate.

I do not have the original permit before
me at this writing and do not know whether priority
date is September 27, 1947, or a few days ahead of
that date, and, therefore, request that you fill in
the correct date of priority in the notice.

Yours very truly,



J. R. KEENAN

JRK:jb

Enclosures.

20178

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)..... December 14, 1950

(P. O.)..... Twin Falls, Idaho

TO THE STATE RECLAMATION ENGINEER:

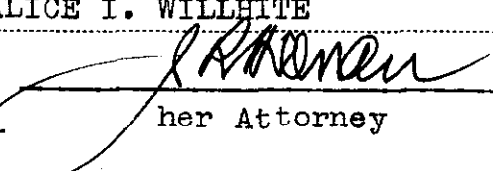
Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
..... Times-News of Twin Falls, Idaho, ... published in
the county in which the works are situated.

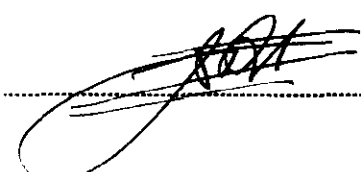
ALICE I. WILLHITE

by


her Attorney

(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.

20128

✓
December 13, 1950

Re: Permit No. 20178

Mr. J. R. Keenan
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Keenan:

In reply to your letter of December 12, 1950, we enclose the necessary forms in connection with Beneficial Use Proof under Permit No. 20178, in the name of Mrs. Alice I. Willhite.

As you know, Form 10 is to be made out in duplicate, setting the time and place and naming the Notary Public before whom the proof is to be made, and both forms to be returned to this Department together with Form 11 which is authorization for us to have the notice published in the designated county newspaper.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

20178

PARRY, KEENAN, ROBERTSON & DALY

LAWYERS

FIDELITY BANK BUILDING

TWIN FALLS, IDAHO

R.P. PARRY
J.R. KEENAN
T.M. ROBERTSON, JR.
JOHN H. DALY

December 12, 1950.

RECEIVED
DEC 13 1950
Department of Reclamation

Department of Reclamation,
State Capitol,
Boise, Idaho.

Dear Sirs: Re: Permit No. 20178.

Mrs. Alice I. Willhite of Murtaugh,
Idaho, wishes to make proof of application to
beneficial use under permit No. 20178.

Kindly send us the necessary blanks
to initiate such proof.

Yours very truly,


J. R. KEENAN

JRK:jb

due 9-27-51

20178

✓
March 20, 1950

Re: Permit No. 20178

Mr. J. R. Keenan
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Keenan:

We enclose Certificate of Completion of Works issued under Permit No. 20178 in the name of Alice L. Willhite for the diversion of 1.1 second feet of water from a well in Lot 2, Section 30, Township 11 South, Range 20 East, B.M. for irrigation and domestic use on Lots 1 and 2, said Section.

We also enclose Departmental Receipt No. 22141 for the \$5.00 fee paid in connection with this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

20178

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement
of Permit No. 20178 Under the
Provisions of Section ~~5594~~ 5594, Idaho
~~Compiled Statutes~~ 2-311, Idaho Code

ORDER REINSTATING PERMIT

WHEREAS, Permit No. 20178 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: September 27, 1949; and,

WHEREAS, On the 14th day of January, 1950 notice to show cause why said permit should not be canceled, under the provisions of Section 5594, Compiled Statutes of Idaho, was duly served on the holder of said permit; and,

WHEREAS, On the 21st day of February, 1950 the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,

WHEREAS, On the 6th day of March, 1950 depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,

WHEREAS, After examination of the said depositions, the ~~Commissioner of~~ **Engineer** State Reclamation/ of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. 20178, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. 20178 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 16th day of March, 1950.

Mark R. Kulp
~~Commissioner of Reclamation~~
State Reclamation Engineer
By _____ Assistant

20178

PARRY, KEENAN, ROBERTSON & DALY

LAWYERS

FIDELITY BANK BUILDING
TWIN FALLS, IDAHO

R. P. PARRY
J. R. KEENAN
T. M. ROBERTSON, JR.
JOHN H. DALY

CALVIN G. MCINTYRE
WILLIAM H. BAKES

March 14, 1950.

RECEIVED
MAR 15 1950
Department of Reclamation

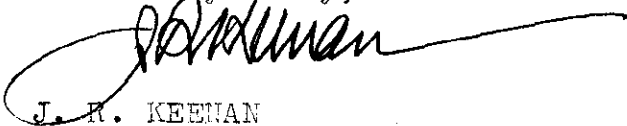
Department of Reclamation,
State Capitol,
Boise, Idaho.

Dear Sirs:

Re: Permit No. 20178, Alice I.
Willhite.

We enclose our check in the amount of
\$5.00 covering fee for completion of works under
this permit, in the name of Alice I. Willhite.

Yours very truly,


J. R. KEENAN

JRK:jb
Encl.

20178

✓
March 10, 1950

Re: Permit No. 20178

Mr. J. R. Keenan
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Keenan:

We acknowledge receipt of your letter of March 8, 1950, enclosing depositions of two witnesses in Proof of Completion of Works under Permit No. 20178 in the name of Alice I. Willhite.

Upon receipt of the statutory fee of \$5.00 required in Proofs of Completion of Works, the Permit will be reinstated and a Certificate of Completion of Works issued.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

20178

PARRY, KEENAN, ROBERTSON & DALY

LAWYERS

FIDELITY BANK BUILDING
TWIN FALLS, IDAHO

R. P. PARRY
J. R. KEENAN
T. M. ROBERTSON, JR.
JOHN H. DALY

CALVIN G. MCINTYRE
WILLIAM H. BAKES

March 6, 1950.

RECEIVED
MAR 7 1950
Department of Reclamation

Department of Reclamation,
State Capitol,
Boise, Idaho.

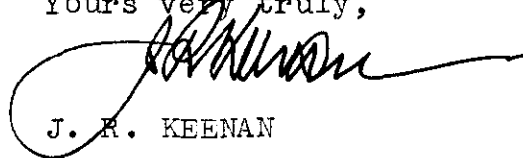
Dear Sirs: Re: Permit 20178, Alice I.
 Willhite.

Referring to your February 25th letter
regarding Permit 20178, Alice I. Willhite.

In accordance with your request we are
enclosing depositions of two witnesses stating
that the works of diversion were fully completed
by August 1947.

We trust that certificate of completion,
dated as of September 27, 1949, may be issued
under this permit.

Yours very truly,


J. R. KEENAN

JRK:jb
Encls.

20178

Permit No. 20178

Proof of Completion of Works**DEPOSITION OF WITNESS**

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

Ans.

Harry W. Hamilton, Kimberly Idaho, District Manager Idaho Power Co. Kimberly.

Ques. 2. Are you acquainted with Alice I. Willhite, the holder of Permit No. 20178, authorizing the diversion of 1.1 second-feet of the

ground waters ~~55~~ underlying Lot 2 of Section 30, Township 11 S., ~~30E~~ Range 20 E.B.M. on the South line of said Lot 2, for irrigation and domestic ~~for~~ purposes? How long have you known ~~her~~ and where does ~~he~~ reside?

Ans. I have known her 14 years; she resides at Murtaugh, Idaho.

Ques. 3. Have you read or heard read said Permit No. 20178, and are you familiar with its terms and conditions?

Ans. Yes.

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. I am acquainted with the land proposed to be irrigated under said permit; said land is the usual loam type common to Twin Falls County, and requires 1/50th of a second foot of water per acre for profitable cultivation.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes; the works of diversion were fully completed by August, 1947, and they have been used in each irrigation season since to convey all of 1.1 second feet to place of use.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. One drilled well 12" diameter partially cased; 1 Fairbanks Morse 25 h.p. pump and electric motor; 1/2 mile of main distribution ditch. My estimate of the pump's capacity is that it will deliver 1.1 second feet; the ditch will handle more than that quantity of water.

(Sign here.)

H. W. Hamilton

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, at my office in Twin Falls County of Twin Falls, State of Idaho, on this 28 day of Feb, A. D. 1950.

Betty Leonard

20178

Permit No. 20178

Proof of Completion of Works**DEPOSITION OF WITNESS**

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

Ans.

Patrick H. Cokrum, Twin Falls, Idaho

Ques. 2. Are you acquainted with Alice I. Willhite, the holder of Permit No. 20178, authorizing the diversion of 1.1 second-feet of the ^{under-} ~~the~~ groundwaters ~~underlying~~ Lot 2 of Section 30, Township 11 S., ~~at~~ Range 20 E.B.M. on the South line of said Lot 2, for irrigation and domestic ~~for~~ purposes? How long have you known ~~him~~ ^{her} and where does ~~he~~ ^{she} reside?

Ans. I have known her 20 years; she resides at Murtaugh, Idaho.Ques. 3. Have you read or heard read said Permit No. 20178, and are you familiar with its terms and conditions?

Ans. Yes.

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. I am acquainted with the land proposed to be irrigated under said permit; said land is the usual loam type common to Twin Falls County, and requires 1/50th of a second foot of water per acre for profitable cultivation.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes: the works of diversion were fully completed by August, 1947, and they have been used in each irrigation season since to convey all of 1.1 second feet to place of use.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. One drilled well 12" diameter partially cased; 1 Fairbanks Morse 25 h.p. pump and electric motor; 1/2 mile of main distribution ditch. My estimate of the pump's capacity is that it will deliver 1.1 second feet; the ditch will handle more than that quantity of water.

(Sign here.)

Patrick H. Cokrum

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, at my office in Twin Falls, County of Twin Falls, State of Idaho, on this 2nd day of March, A. D. 1951.

20178

[Signature]

✓
February 25, 1940

Re: Permit No. 20178

Mr. J. R. Keenan
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Keenan:

We acknowledge receipt of your letter of February 21, 1950, enclosing deposition of Alice I. Willhite in Proof of Completion of Works on Permit No. 20178. Since this proof was due on or before September 27, 1949, if the Permit is to be reinstated and Certificate of Completion of Works issued, it will be necessary to have Mrs. Willhite's proof supported by depositions of two witnesses, describing the works and stating that they were completed prior to said date.

We enclose two forms of deposition to be used for that purpose.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

20178

PARRY, KEENAN, ROBERTSON & DALY

LAWYERS

FIDELITY BANK BUILDING
TWIN FALLS, IDAHO

R. P. PARRY
J. R. KEENAN
T. M. ROBERTSON, JR.
JOHN H. DALY

CALVIN G. MCINTYRE
WILLIAM H. BAKES

February 21, 1950.

RECEIVED
FEB 25 1950
Department of Reclamation

Department of Reclamation
State Capitol,
Boise, Idaho.

Dear Sirs: Re: Permit 20178-Alice I. Willhite.

On behalf of Mrs. Alice I. Willhite, of Murtaugh, Idaho, we enclose return to your order to show cause of January 14th, 1950, in connection with above permit, together with relinquishment of excess water under the permit, and proof of completion of works.

If this proof can be accepted as if made within time allowed by the permit, that is September 27, 1949, we would request that such be done. If the delay in offering proof of completion means that priority is set forward on account of the delay, Mrs. Willhite might better rely on date of actual construction and use of water from the well, which date would be about July, 1947. Kindly advise us on this point.

Yours very truly,



J. R. KEENAN

JRK:jb
Encls.

20178

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO)
) ss.
County of Twin Falls)

ALICE I. WILLHITE, being first duly sworn, upon her oath deposes and says:

First: That she is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 20178, and that her postoffice address is R.F.D., Murtaugh, Idaho.

Second: That the name of the stream from which said water is to be diverted is subterranean waters underlying lands hereinafter described.

Third: That the point of diversion of said water is at and on the center line of Lot 2 of Section 30, Township 11 South, Range 20 East, Boise Meridian, near the south line thereof.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed September 27, 1949.

Fifth: That the use for which said water is intended is irrigation and domestic purposes.

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

- (a). Drilled well 12 inches in diameter to 247 feet. 9 inch diameter 200 feet depth additional, cased to depth of 180 feet; pumping equipment, one Fairbanks Morse 25 h.p. electrically driven; $\frac{1}{2}$ mile of main distribution ditch.
- (b). Conduit consisting of $\frac{1}{2}$ mile of ditch 2 feet wide on bottom, 4 feet wide at water level and handling water depth of 1 foot.

Seventh: That said works are capable of conducting to the place of intended use 1.1 cubic feet of water per second of time.

Eighth: That water appropriated under said permit is

20178

11/17

available for 40 acres of Lot 1 and 45 acres of Lot 2 of Section
30, Township 11 South, Range 20 East, Boise Meridian.

Alie J. Willhite

SUBSCRIBED and SWORN to before me this 21st day of
February, 1950.

RRH
Notary Public,
Residing at Twin Falls, Idaho.

20178

RETURN TO ORDER TO SHOW CAUSE

ALICE I. WILLHITE, holder of Permit No. 20178 to appropriate the public waters of the State of Idaho, makes her return as follows to order of January 14, 1950, of the State Reclamation Engineer, requiring her to show cause why said Permit should not be cancelled.

It will appear from the application on which said permit was granted that it covered two wells, one of which, situate on the north and south center line of Lot 2 of Section 30, Township 11 South, Range 20 East, Boise Meridian, near the south line thereof, had been already drilled and equipped at the date of the application for permit and that all necessary ditches had been constructed as shown by said application; the other well, in the southwest corner of the said Lot 2 was to be constructed.

She abandoned the construction of the second well, but failed to realize that, to complete the records of the Department of Reclamation, she must submit proof of completion of works for the first well, and for such reason did not submit proof of completion of works on the first well drilled, and prays that her neglect in that respect may be excused.

Said first well was drilled and equipped about July, 1947, and has been furnishing irrigation water for irrigation of crops of the past three seasons.

She submits herewith proof of completion of works on the first well, and requests that it be accepted and filed as of September 27, 1949. She further files her relinquishment to the State of Idaho of all water under said permit over the 1.1 cubic feet per second developed from the first well.

Alice I. Willhite

STATE OF IDAHO)
County of Twin Falls) ss.

ALICE I. WILLHITE, being first duly sworn, on oath says:

I am the person subscribing the foregoing return to
order to show cause; I have read the same, and know the contents
thereof, and the matters therein stated are true.

Alice I. Willhite

SUBSCRIBED and SWORN to before me this 21st day of
February, 1950.

J. R. Munson

Notary Public,
Residing at Twin Falls, Idaho.

R E L E A S E

ALICE I. WILLHITE of Murtaugh, Idaho, releases to the State of Idaho Permit No. 20178, so far as the said permit contemplates the drilling of a well on or about the SW $\frac{1}{4}$ of Lot 2 of Section 30, Township 11 South, Range 20 East, Boise Meridian, and the excess of water applied for by said permit over 1.1 cubic feet per second.

DATED February 21, 1950.

Alice I. Willhite

STATE OF IDAHO)
County of Twin Falls) ss.

On this 21st day of February, 1950, before me, the undersigned, a Notary Public in and for said County and State, personally appeared ALICE I. WILLHITE, known to me to be the person whose name is subscribed to the foregoing Release and acknowledged to me that she executed the same.

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

[Signature]
Notary Public,
Residing at Twin Falls, Idaho.

20178

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1 Alice J. Willhite
(Signature or name of addressee)

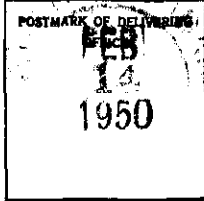
2 _____
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery _____, 194

20178

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300
(GPO)



Return to

Street and Number,
or Post Office Box,

(NAME OF ADDRESSEE)

REGISTERED ARTICLE

No.

87900

REGISTERED PARCEL

BOISE,

No.

20178

IDAHO.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

January 14, 1950, 194
xx

Re: Permit No. 20178

To Alice I. Willhite
Murtaugh, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 20178
to Appropriate the Public Waters of the State of Idaho, have not been complied with as to
Completion of Works September 27, 1949

you are hereby notified in compliance with Sec. 42-311, Idaho Code annotated that said Permit No. 20178
is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from
date of this notice why said Permit should not be cancelled.

Said Permit No. 20178 claims the use of Four cubic feet per second of the
waters of Artesian wells with point of diversion located
in Section 30, Twp. 11 S., Range 20 E., E.M. in Artesian City District, and
was approved September 27, 1947

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the
14th day January, 1950, 194
xxx

Mark R. Kull
State Reclamation Engineer.

By _____ Assistant.

20178

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Alice L. Wilbrite

Murtaugh, Idaho

Boise, Idaho July 1, 1949

Dear ~~Sir~~- Madam:

Under the terms of your permit No. 2017A----you are required to complete your diversion works on or before September 27, 1949. 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

20178

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

B O I S E

Permit No. 20178

Date October 2, 1947

Dear Sir:

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.

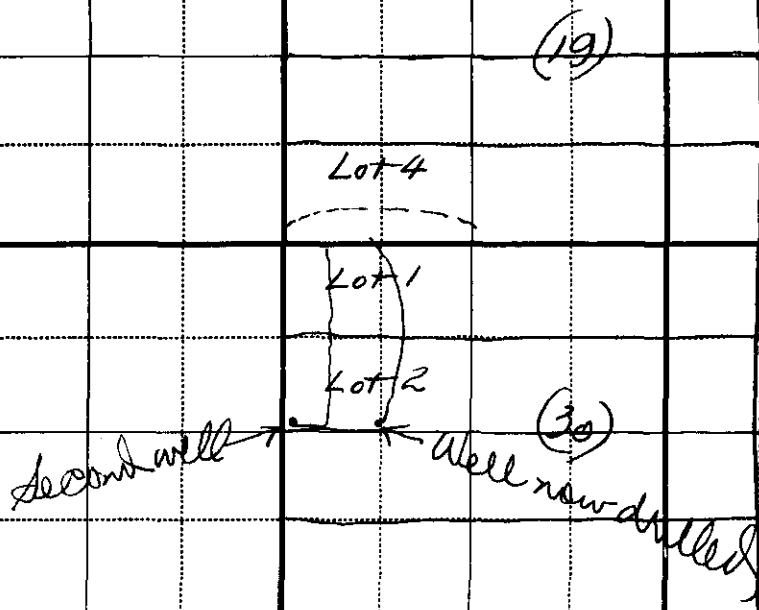
Alice I. Willhite
C/o J. R. Keenan
Fidelity Bank Bldg.
Twin Falls, Idaho
Enc. Receipt # 20148

MARK N. KULP

State Reclamation Engineer

20178

Alice I Willhite



20178

Permit Map No. 20178
As Approved
SEP 27 1947
MARK R. KULP
State Reclamation Engineer

*Survey 1894
Location of well 30
is almost 100
feet to the right
of the original location
of the well.*

PARRY, KEENAN, ROBERTSON & DALY

LAWYERS

FIDELITY BANK BUILDING
TWIN FALLS, IDAHO

R. P. PARRY
J. R. KEENAN
T. M. ROBERTSON, JR.
JOHN H. DALY

September 22, 1947.

Department of Reclamation
State Capitol
Boise, Idaho

Dear Sirs: Re: Application for Permit -
 Alice I. Willhite.

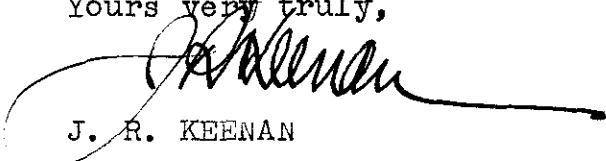
I have your letter of September 17th in
the above matter and answer as follows:

I advised Mrs. Willhite that the appli-
cation would probably be reduced to one inch per
acre, as there are no special reasons why the land
requires more than one inch to the acre.

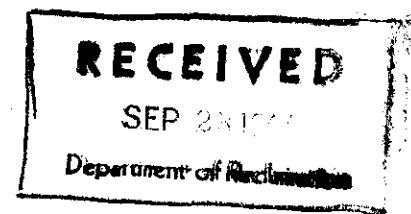
The depth of the drilled hole should be
shown as 250 feet instead of 250 inches.

Some day the writer may be able to send
you an application free from mistakes.

Yours very truly,


J. R. KEENAN

JRK:jb



20128

27784

September 17, 1947

Mr. J. R. Keenan
Fidelity Bank Bldg.
Twin Falls, Idaho

Dear Mr. Keenan:

We acknowledge receipt of your letter of September 16th, enclosing the application of Alice I. Willhite to appropriate 4 second feet of water from two wells, accompanied by check for \$5.75 filing fee.

We note that this water is to be used to irrigate 178.24 acres of land, and since the statutes allow a maximum of one inch per acre, the application cannot be approved for more than 3.6 second feet, for irrigation and domestic uses.

We also note that you state that the "depth of hole" is 250", which would be 250 inches? Do you mean 250 ' (ft.)?

Under separate cover we are sending a small supply of application forms, and shall be glad to furnish more when needed, upon request.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A

Chief Clerk

20178

PARRY, KEENAN, ROBERTSON & DALY
LAWYERS

R. P. PARRY
J. R. KEENAN
T. M. ROBERTSON, JR.
JOHN H. DALY

FIDELITY BANK BUILDING
TWIN FALLS, IDAHO

September 16, 1947

Department of Reclamation
State Capitol
Boise, Idaho

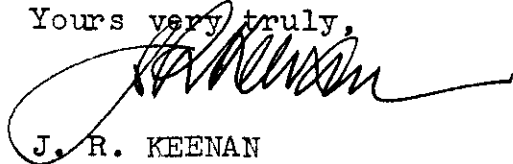
Dear Sirs:

Re: Application Alicé I. Willhite.

We enclose application for permit on behalf of Alice I. Willhite for four (4) cubic feet per second from Subterranean water supply underlying the Artesian City district in this county, together with map in duplicate and check of J. H. Willhite for the \$5.75 fee required.

We would appreciate your sending the approved application in our care.

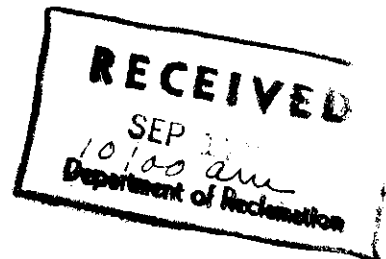
Yours very truly,



J. R. KEENAN

JRK:jb

Enc.



20178

Dec. 12, 19, 26, 1950; Jan. 2, 1951

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

Notice is hereby given that at 11 a. m. on the 25th day of January, 1951, at Twin Falls, County of Twin Falls, State of Idaho, before J. R. Keenan, Notary Public, proof will be submitted of the application to beneficial use of 1.1 cubic feet per second of subterranean waters underlying lands hereinafter described, diverted by drilled well, in accordance with the terms and conditions of Permit No. 20178 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Alice I. Willhite, RFD Murtaugh, Idaho.

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

The amount applied to beneficial use is 1.1 cubic feet per second.

The place where said water is used is 40 acres of Lot 1 and 45 acres of Lot 2 of Section 30, Township 11 South, Range 20 east, Boise Meridian.

The name of the canal or ditch or other works by which said water is conducted to such place of use is drilled well and privately owned ditch, both unnamed.

The right to take water from such works is based upon Permit No. 20178.

The source of supply from which such water is diverted is subterranean waters tapped by drilled well on Lot 2 of Section 30 above described, located near center of south line of said Lot.

The date of priority which said user is prepared to establish is September 17, 1947.

MARK R. KULP,
State Reclamation Engineer.
Publish Dec. 19, 26, 1950; Jan. 2, 9, 1951

NOTICE TO CREDITORS
IN THE PROBATE COURT OF COUNTY
OF TWIN FALLS, STATE OF IDAHO.
ESTATE OF OTTO A. SCHWARTZ,