

County: Cassia.
 Stream: Goose Creek.
 Amount: 500 sec. ft.
 Use: Irrigation.
 Priority: 3-27-08.
 District: No. 10.

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

Water License No. 3751.

WHEREAS, On the 27th day of March, A. D. 1908, Samuel H. Hays of Boise, County of Ada, State of Idaho, duly made application (No. 5027) to me for a permit to use five hundred (500) cubic feet per second of the waters of Goose Creek (or Oakley Creek) in Water District No. 10, County of Cassia, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 17th day of June, A. D. 1908, Permit No. 3751 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 17th day of June, A. D. 1913, and for the application to beneficial use of said water on or before the 17th day of June, A. D. 1917, and,

WHEREAS, On the 14th day of July, A. D. 1909, Samuel H. Hays transferred all his right, title and interest in and to said permit to The Twin Falls Oakley Land and Water Company, and,

WHEREAS, On the 17th day of June, A. D. 1913, The Twin Falls Oakley Land and Water Company, the holder of said permit duly made proof of the completion of adequate works for the diversion of 500 cubic feet per second of said waters, as evidenced by my Certificate No. 3751, dated July 19, 1913, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 500 cubic feet per second of said waters, with date of priority of March 27, 1908, and,

WHEREAS, On the 15th day of June, A. D. 1917, The Twin Falls Oakley Land and Water Company, the holder of said permit duly made proof of the application to beneficial use of 500 cubic feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to The Twin Falls Oakley Land and Water Company of Milner, County of Twin Falls, State of Idaho, the holder and owner of said Permit No. 3751, a perpetual right, dating from March 27, 1908 to the use of five hundred (500) cubic feet per second of the waters of Goose (or Oakley) Creek, in the County of Cassia and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 18, T. 14 S., R. 22 E., B. M., and conducted to and upon 26,905.86 acres of land, divided as follows:

T. 12 S., R. 21 E., B. M.

Sec. 5	NW $\frac{1}{4}$	158.82 acres
	SW $\frac{1}{4}$	160.00
Sec. 6	NENE Lot 1	39.62
	NWNE Lot 2	39.75
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	40.00
	SWSW Lot 7	38.21
	NWNW Lot 4	39.14
	SWNW Lot 5	38.83

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T. 12 S., R. 21 E., B. M., Cont.

Sec. 7	S _W W Lot 2	38.12 acres
	N _W SW Lot 3	38.23
	S _W SW Lot 4	38.34
	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00
	E $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
	SE $\frac{1}{4}$	160.00
Sec. 8	NW $\frac{1}{4}$	160.00
	NE $\frac{1}{4}$	160.00
	SW $\frac{1}{4}$	160.00
	SE $\frac{1}{4}$	160.00
Sec. 9	NW $\frac{1}{4}$	160.00
	E $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
	SE $\frac{1}{2}$ SE $\frac{1}{4}$	40.00
Sec. 10	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00
Sec. 11	SW $\frac{1}{4}$	160.00
	SE $\frac{1}{4}$	160.00
Sec. 12	S $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
	S $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
Sec. 13	NE $\frac{1}{4}$	160.00
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	39.79
	E $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
Sec. 14	NW $\frac{1}{4}$	160.00
	W $\frac{1}{2}$ NE $\frac{1}{4}$	78.76
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	36.85
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	36.85
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	37.06
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00
Sec. 15	S $\frac{1}{2}$ NW $\frac{1}{4}$	80.00
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.00
	S $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00
	SW $\frac{1}{4}$	160.00
Sec. 17	NW $\frac{1}{4}$	160.00
Sec. 18	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00
	N _W W Lot 1	38.39
	S _W W Lot 2	38.44
	N $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
	E $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
	N _W SW Lot 3	38.49
Sec. 19	S _W SW Lot 4	38.54
	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
Sec. 20	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
	E $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00
Sec. 21	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00
	NE $\frac{1}{4}$	160.00
	N $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
Sec. 22	NW $\frac{1}{4}$	160.00
	SE $\frac{1}{4}$	160.00
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00
Sec. 23	NW $\frac{1}{4}$	160.00
	NE $\frac{1}{4}$	159.76
	SW $\frac{1}{4}$	160.00
Sec. 24	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
	W $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00

T. 12 S., R. 21 E., B. M., Cont.

Sec. 25	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00 acres
	NE $\frac{1}{4}$	160.00
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
Sec. 26	NW $\frac{1}{4}$	160.00
	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
	S $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
Sec. 27	NW $\frac{1}{4}$	160.00
	NE $\frac{1}{4}$	160.00
	SE $\frac{1}{4}$	160.00
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00
Sec. 28	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00
	S $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.00
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00
Sec. 34	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00
Sec. 35	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
	NE $\frac{1}{4}$	160.00
	S $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00

T. 13 S., R. 21 E., B. M.

Sec. 1	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
	NWNE Lot 2	40.82
	SE $\frac{1}{4}$	159.78
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
Sec. 2	SE $\frac{1}{2}$ NW $\frac{1}{2}$	40.00
Sec. 3	NENE Lot 1	41.86
	NWNE Lot 2	41.31
Sec. 13	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00
Sec. 14	W $\frac{1}{2}$ NE $\frac{1}{2}$	80.00
Sec. 23	E $\frac{1}{2}$ NE $\frac{1}{2}$	80.00
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00
Sec. 24	NW $\frac{1}{4}$	160.00
	W $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
	N $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00

T. 12 S., R. 22 E., B. M.

Sec. 4	✓ NW $\frac{1}{2}$	159.33
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
Sec. 5	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00
	NENE Lot 1	39.50
	NWNE Lot 2	39.32
	SW $\frac{1}{4}$	160.00
Sec. 7	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
	S $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00
	SW $\frac{1}{4}$	163.85
Sec. 8	NW $\frac{1}{4}$	160.00
	NE $\frac{1}{4}$	160.00
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00
Sec. 15	S $\frac{1}{2}$	320.00
Sec. 18	NE $\frac{1}{4}$	160.00
	? W $\frac{1}{2}$ SE $\frac{1}{4}$	75.50
	SWSW Lot 4	41.79
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00
Sec. 28	? S $\frac{1}{2}$ SE $\frac{1}{4}$	78.60
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00

45 2040

T. 12 S., R. 22 E., B. M. Cont.

Sec. 29	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00 acres
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
	S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$	20.00
Sec. 30	S $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
Sec. 31	NWSW Lot 3	42.64
	SWSW Lot 4	42.52
	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
	SE $\frac{1}{4}$	160.00
Sec. 32	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
	S $\frac{1}{2}$ NE $\frac{1}{2}$	80.00
	SE $\frac{1}{4}$	160.00
	SW $\frac{1}{4}$	160.00
Sec. 33	NE $\frac{1}{4}$	160.00
	SW $\frac{1}{4}$	160.00
Sec. 34	NW $\frac{1}{4}$	160.00
	NE $\frac{1}{4}$	160.00
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00
	SW $\frac{1}{4}$	160.00
Sec. 35	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00

T. 13 S., R. 22 E., B. M.

Sec. 1	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
Sec. 2	E $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
Sec. 3	NENW Lot 3	41.46
	NWNW Lot 4	41.80
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
Sec. 4	NWNW Lot 4	44.00
	NENW Lot 3	43.45
	S $\frac{1}{2}$ NW $\frac{1}{4}$	80.00
	NE $\frac{1}{4}$	165.25
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00
Sec. 5	NW $\frac{1}{4}$	160.00
	N $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00
	NE $\frac{1}{4}$	167.96
	SW $\frac{1}{4}$	160.00
Sec. 6	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00
	NE $\frac{1}{4}$	160.00
	S $\frac{1}{2}$	320.00
	NWNW Lot 4	45.24
	SWNW Lot 5	45.74
Sec. 7	N $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
	S $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
	S $\frac{1}{2}$	320.00
Sec. 8	NW $\frac{1}{4}$	160.00
	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00
Sec. 9	NW $\frac{1}{4}$	160.00
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00
	NE $\frac{1}{4}$	160.00
	SW $\frac{1}{4}$	160.00
Sec. 10	S $\frac{1}{2}$ NW $\frac{1}{4}$	80.00
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00
	N $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00

T. 13 S., R. 22 E., B. M., Cont.

Sec. 11	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00 acres
Sec. 14	SW $\frac{1}{2}$ SW $\frac{1}{4}$	40.00
Sec. 15	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
	W $\frac{1}{2}$ E $\frac{1}{2}$	160.00
	SW $\frac{1}{4}$	160.00
Sec. 17	NW $\frac{1}{4}$	160.00
	NE $\frac{1}{4}$	160.00
	S $\frac{1}{2}$	320.00
Sec. 18	N $\frac{1}{2}$	320.00
	SE $\frac{1}{4}$	160.00
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00
Sec. 19	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
	NE $\frac{1}{4}$	160.00
	SE $\frac{1}{4}$	160.00
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00
Sec. 20	All	640.00
Sec. 21	All	640.00
Sec. 22	W $\frac{1}{2}$	320.00
	NE $\frac{1}{4}$	160.00
	N $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
Sec. 23	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
Sec. 26	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
Sec. 27	W $\frac{1}{2}$	320.00
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00
Sec. 28	All	640.00
Sec. 29	All	640.00
Sec. 30	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
	E $\frac{1}{2}$	320.00
	E $\frac{1}{2}$ SW $\frac{1}{4}$	80.00
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00
Sec. 31	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
	E $\frac{1}{2}$	320.00
Sec. 32	All	640.00
Sec. 33	All	640.00
Sec. 34	W $\frac{1}{2}$	320.00
	W $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.00
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00

T. 14 S., R. 22 E., B. M.,

45 2040

Sec. 4	W $\frac{1}{2}$	320.00
	NE $\frac{1}{4}$	160.00
Sec. 5	All	640.00
Sec. 6	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
	SE $\frac{1}{4}$	160.00
Sec. 7	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00
Sec. 8	W $\frac{1}{2}$	320.00
	NE $\frac{1}{4}$	160.00
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00
Sec. 17	NW $\frac{1}{4}$	160.00
	N $\frac{1}{2}$ NW $\frac{1}{4}$ SW	80.00
	(see map)	

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 1st day of November, A. D. Nineteen hundred and seventeen.

J. H. SMITH,
State Engineer.

45 2040

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Samuel H. Hays.

Postoffice address: Boise.

County: Ada State: Idaho.

II. The financial resources of the applicant are:

(d) Other resources: \$10,000.00

2. The quantity of water claimed is 500 cubic feet per second.

3. Source of water supply: Goose Creek (or Oakley creek)

County of Cassia.

4. Location of point of diversion: In SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18 Tp. 14 S. R. 22 E. B. M. The $\frac{1}{4}$ corner between Secs. 17 & 18 T. 14 S. R. 22 E. B. M. bears n. 11° 10' E., 2100 feet.

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 84,561 acres. as per exhibit B.

(b) In the following legal subdivisions: See list exhibit B. herewith.

6. Estimated cost of works: \$800,000.00

7. Description of works for diversion:

I. Kind of works: Dam and ditch.

II. Dimensions of works:

(Reservoir)

(a) Height of dam 135 feet, length of dam at top 810 feet, length of dam at bottom 50 feet. Diversion dam height 6 feet, length 50 feet. Material used in construction: Stone, concrete, earth, wood.

(b) Capacity of reservoir: 63,000 acre-feet.

(c) Size of headgate: Width 33 feet, height 10 feet.

(d) Conduit East Side Canal, width at bottom 16 feet, width at water line East Side 36 feet, depth of water 5 $\frac{1}{2}$ feet. Diameter of pipe....inches. Average grade per mile is 1.58 feet. Length of conduit is East Side 12) 22.4 miles and West Side 10.4) it crosses the following quarter sections: See List Exhibit "A" to land described in 5 I (b) above which is the point of intended use.

8. Time required for the completion of the construction of such work is five years.

9. Time required for the complete application of the water to the proposed use is four additional years.

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

Samuel H. Hays,

Applicant.

Remarks: The reservoir dam is located in Sec. 18, Tp. 14 S. R. 22 E. 21 E.

3731
From this point the stream is used as a conduit until the point of diversion specified in par. 4 is reached.

It is particularly intended to appropriate hereby the flow of the stream outside of the irrigation season, between November 1st and April 1st, and also ^{flood} waters as well as the natural flow of the stream.

Exhibit A.

L I S T

OF QUARTER SECTIONS CROSSED BY MAIN CANAL.

Township 14 South Range 22 East. SW $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 17; SE $\frac{1}{4}$ -NE $\frac{1}{4}$, Sec. 18; NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 8; NE $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 7; NW $\frac{1}{4}$ Sec. 9; NW $\frac{1}{4}$ Sec. 3; NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 4; NW $\frac{1}{4}$, NE $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 6;

Township 13 South, Range 22 East, NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 1, NW $\frac{1}{4}$ Sec. 12; NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 11; SE $\frac{1}{4}$ Sec. 10 NE $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 15; SW $\frac{1}{4}$ Sec. 14; NW $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 23; NW $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 26; NW $\frac{1}{4}$ Sec. 35 NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 34; SW $\frac{1}{4}$ Sec. 31.

Township 13 South Range 21 East; SW $\frac{1}{4}$ Sec. 4; NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 9; NE $\frac{1}{4}$ Sec. 16; NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 15; NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 23; NE $\frac{1}{4}$ Sec. 26; NW $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 25; NW $\frac{1}{4}$, NE $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 36.

QUARTER SECTIONS CROSSED BY LATERALS.

"A"

Township 13 South, Range 21 East. NW $\frac{1}{4}$, SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 5; SW $\frac{1}{4}$ Sec. 4.

Township 12 South, Range 21 East. NW $\frac{1}{4}$, NE $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 31 SW $\frac{1}{4}$ Sec. 32 SW $\frac{1}{4}$ Sec. 30

Township 12 South, Range 20 East. NW $\frac{1}{4}$, NE $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 25; SW $\frac{1}{4}$ Sec. 24; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 23; SE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 14; SW $\frac{1}{4}$ Sec. 11 SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 10; SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 3; SE $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 4; SE $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 5; SE $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 6.

"B"

Township 12 South Range 23 East. SE $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 31; NW $\frac{1}{4}$ Sec. 32; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 29; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 20; SE $\frac{1}{4}$ -NE $\frac{1}{4}$ -Sec. 17; SE $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 8; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 5;

"C".

Township 12 South Range 20 East. SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 3;

"D"

Township 12 South, Range 20 East. NW $\frac{1}{4}$ Sec. 25; SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 24; SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 13; SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 12; SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 1;

"E".

Township 12 South Range 21 East; NW $\frac{1}{4}$ Sec. 31; SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 30; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 19; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 18; NW $\frac{1}{4}$ Sec. 17-SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 8; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 5.

"F"

Township 13 South, Range 21 East. NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 5;

Township 12 South, Range 21 East. SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 32; NW $\frac{1}{4}$ Sec. 33; SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 28; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 21; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 16; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 9; SE $\frac{1}{4}$ Sec. 4.

"G".

Township 13 South, Range 21 East. NE $\frac{1}{4}$ Sec. 9; SW $\frac{1}{4}$, NW $\frac{1}{4}$. NE $\frac{1}{4}$ Sec. 3.

Township 12 South, Range 21 East. SE $\frac{1}{4}$ Sec. 34 SW $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 35; SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 26; SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 23; SW $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 14; SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 11; SE $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 3;

"H".

Township 13 South, Range 21 East. SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 15; NW $\frac{1}{4}$, Sec. 14 SW $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 11; SE $\frac{1}{4}$ Sec. 2; NW $\frac{1}{4}$ Sec. 1;

Township 12 South, Range 21 East. SW $\frac{1}{4}$, SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 36; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 25; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 24; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 13; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 12; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 1.

"I"

Township 13 South Range 21 East. SE $\frac{1}{4}$ Sec. 23; SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 24; SW $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 13; SE $\frac{1}{4}$ Sec. 12.

Township 13 South, Range 22 East. NW $\frac{1}{4}$ Sec. 7.

"J"

Township 13 South, Range 21 East. NE $\frac{1}{4}$ Sec. 36.

Township 13 South Range 22 East. NW $\frac{1}{4}$, Sec. 31 SW $\frac{1}{4}$, SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 30; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 19; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 18;

"K"

Township 12 South Range 22 East. NW $\frac{1}{4}$, Sec. 20, SW $\frac{1}{4}$ Sec. 17 SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 18; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 7. NW $\frac{1}{4}$ Sec. 8; SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 5.

"L"

Township 12 South, Range 23 East. NE $\frac{1}{4}$ Sec. 17 SE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 8; NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 7; SW $\frac{1}{4}$ Sec. 6. Township 12 South, Range 22 East. SE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 1; NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 2.

"M"

Township 12 South, Range 23 East. SW $\frac{1}{4}$ Sec. 31.

Township 12 South Range 22 East. SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 36; SE $\frac{1}{4}$ -NE $\frac{1}{4}$ Sec. 25; SE $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 24; NE $\frac{1}{4}$ Sec. 23; SW $\frac{1}{4}$ Sec. 14; NE $\frac{1}{4}$ Sec. 15; SW $\frac{1}{4}$ Sec. 10

"N"

Township 13 South, Range 22 East. SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 1.

Township 12 South, Range 22 East. SW $\frac{1}{4}$ Sec. 36; SE $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 35; SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 26; NE $\frac{1}{4}$ Sec. 27; SE $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 22; NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 21.

"O"

Township 13 South, Range 22 East. NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 11; SW $\frac{1}{4}$ Sec. 2, SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 3.

Township 12 South Range 22 East. SW $\frac{1}{4}$ Sec. 34; NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 33; SW $\frac{1}{4}$ Sec. 28.

"P"

Township 13 South, Range 22 East. NE $\frac{1}{4}$ Sec. 15; SW $\frac{1}{4}$ Sec. 10; NE $\frac{1}{4}$ Sec. 9; SW $\frac{1}{4}$ Sec. 4 SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec 5

"Q"

Township 13 South Range 22 East. SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 26; NE $\frac{1}{4}$ Sec. 27; SE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 22; NE $\frac{1}{4}$ Sec. 21; SE $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 16; SE $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 17;

"R"

Township 13 South, Range 22 East. SW $\frac{1}{4}$ Sec. 34; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 33; SW $\frac{1}{4}$ Sec. 28; SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 29.

Exhibit B.

L I S T

OF LANDS TO BE IRRIGATED.

Township 12 S. R. 22 East. Sections 1,2,3,4,5,6,7,8,9,10,11,12,13,14,15,16,17,18,19,20,21,22, 23,24,25,26,27,28,29,30,31,32,33,34,35,36.

Township 13 S. R. 22 East. Sections 1,2,3,4,5,6,7,8,9,10,11,15,16,17,18,19,20,21,22,27,28,29.

30, 31, 32, 33, 34, $\frac{1}{2}$ of Section 35, $\frac{1}{2}$ Sec. 26, $\frac{1}{2}$ Sec. 23, $\frac{1}{4}$ Sec. 14, $\frac{1}{4}$ Sec. 12.

Township 12 S. R. 21 East, Sections, 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36.

Township 13 S. R. 21 East, Sections, 1, 2, 3, 4, 5, 9, 10, 11, 12, 13, 14, 15, 23, 24, 25, $\frac{1}{4}$ Sec. 26. $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 16, $\frac{1}{4}$ NE, $\frac{1}{4}$ of SE, $\frac{1}{4}$ of NW Sec. 36.

Township 14 S. R. 22 East, Sections 4, 5, 8, $\frac{1}{2}$ of Sec. 6, $\frac{1}{2}$ of the $\frac{1}{2}$ of Sec. 7, $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 18, $\frac{1}{2}$ of Sec. 17, $\frac{1}{4}$ Sec. 3.

Township 12 S. R. 23 East, Sections 5, 6, 7, 8, 17, 18, 19, 20, 29, 30, 31, $\frac{1}{4}$ Sec. 32.

Township 12 South R. 20 East, Sections 1, 2, 3, 4, 5, 6, 11, 12, 13, 14, 24, $\frac{1}{2}$ and SE $\frac{1}{4}$ Sec. 25 NE $\frac{1}{4}$ Sec. 23.

APPROVAL OF STATE ENGINEER.

The number of this permit is 3751.

Date of first receipt of application 4.50 p.m. March 27, 1908.

Returned to applicant for correction: April 26, 1908.

Corrected application received June 15, 1908.

Recorded in Book 10 Page 3751 Approved June 17, 1908.

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 grant the same, subject to the following limitations and conditions:

Good and sufficient bond to be filed in the sum of \$1,000 on or before August 16, 1908.

One-fifth of the work above specified to be completed on or before December 17, 1910.

The whole of said work to be completed on or before June 17, 1913.

The time for proof of beneficial use of water appropriated in accordance herewith, to extend to June 17, 1917.

, Witness my hand this seventeenth day of June, 1908.

Jas. Stephenson, Jr.,

State Engineer.

345.

THIS INDENTURE, Made this 14th day of July, 1909, between Samuel H. Hays, of Ada County, State of Idaho, the party of the first part, and the Twin Falls Oakley Land and Water Company, a corporation organized and existing under the laws of the State of Delaware and duly qualified in the State of Idaho, the party of the second part,

WITNESSETH: That the said party of the first part for and in consideration of the sum of One (\$1.00) Dollar, and other valuable considerations to him in hand paid, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, assign and transfer unto the said party of the second part and to his heirs and assigns forever all of the following described property, to-wit:

All of the rights acquired by the said Samuel H. Hays under and by virtue of the Proposal and Request heretofore made by him to the State Board of Land Commissioners of the State of Idaho, on the 15th day of June, 1908, and the amended Proposal and Request made by him to said Board on the 21st day of June, 1909, said Proposals being for the construction of certain irrigation works constituting what is known as the Oakley Project, in Cassia County, State of Idaho, and said Requests being for the segregation of approximately fifty thousand (50,000) acres of land in said County, being List No. 23, filed in the United States Land Office, at Hailey, Idaho; also all of the following described appropriations of water from streams in Cassia County, State of Idaho, made for the use and benefit of the said Oakley Project, and said appropriations of water being evidenced by the following permits issued by the State Engineer of the State of Idaho, to-wit:

Permit No. 3751 for 500 second feet of the waters of Goose Creek,

Permit No. 4734 for 300 second feet of the waters of Cottonwood Creek.

Permit No. 4732 for 300 second feet of the waters of Little Cottonwood Creek.

Permit No. 4735 for 300 second feet of the waters of Birch Creek.

Permit No. 4733 for 200 second feet of the waters of Basin Creek.

Also any and all other permits taken out by said party of the first part for use in connection with the said Oakley Project.

TOGETHER With all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, to have and to hold all and singular the above mentioned and described property, together with the appurtenances unto the said party of the second part, and to his heirs and assigns forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Samuel H. Hays.

STATE OF IDAHO,)
) " SS.
COUNTY OF ADA,)

On this 26th day of August, 1909, before me, P. Martin, a Notary Public in and for said County and State, personally appeared Samuel H. Hays, known to me to be the person who signed the above instrument and acknowledged to me that he executed the same .

Attest my hand and official seal, the day and year in this certificate first above written.

P. Martin,
Notary Public.

(SEAL)

Received and filed for record in the office of the State Engineer, at Boise, Idaho, at 9.00 A.M. May 21, 1913.

F.P.King,
State Engineer.

Notice of proof of completion of works received fixing June 17, 1913 as date and Milner, Idaho, as place of proof.

Notice for publication mailed the Oakley Herald May 10, 1913.

Depositions and fees received June 19, 1913.

Affidavit of publication received June 25, 1913.

Report of engineer filed June 25, 1913.

Certificate of completion of works issued July 19, 1913.

PERMIT NO. 3751.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that the Twin Falls Oakley Land & Water Company of Milner, County of Twin Falls, and State of Idaho, the holder of Permit No. 3751, issued upon Application No. 5027, bearing date of priority of March 27, 1908, authorizing the diversion of 500 second feet of the waters of Goose Creek (or Oakley Creek), County of Cassia, 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 500 second feet of the waters of Goose Creek, that the point of diversion of said waters is at a point in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 18, T. 14 S., R. 22 E. B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: T. 12 S., R. 22 E. B. M., Secs. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36. T. 13 S., R. 22 E. B. M.: Secs. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 15, 16, 17, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31, 32, 33, 34, W $\frac{1}{2}$ of Sec. 35, W $\frac{1}{2}$ of Sec. 26, W $\frac{1}{2}$ of Sec. 23, SW $\frac{1}{4}$ of Sec. 14, NW $\frac{1}{4}$ of Sec. 12. T. 12 S., R. 21 E. B. M., Secs. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36. T. 13 S., R. 21 E. B. M., Secs. 1, 2, 3, 4, 5, 9, 10, 11, 12, 13, 14, 15, 23, 24, 25, NW $\frac{1}{4}$ Sec. 26, NE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 16, NE $\frac{1}{4}$, NE $\frac{1}{4}$ of SE $\frac{1}{4}$ and NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 36, T. 14 S., R. 22 E. B. M., Secs. 4, 5, 8, E $\frac{1}{2}$ of Sec. 6, E $\frac{1}{2}$ of E $\frac{1}{2}$ Sec. 7, NE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 18, W $\frac{1}{2}$ of Sec. 17, NW $\frac{1}{4}$ of Sec. 3, T. 12 S., R. 23 E. B. M., Secs. 5, 6, 7, 8, 17, 18, 19, 20, 29, 30, 31, NW $\frac{1}{4}$ Sec. 32 T. 12 S., R. 20 E. B. M.; Secs. 1, 2, 3, 4, 5, 6, 11, 12, 13, 14, 24, N $\frac{1}{2}$ and SE $\frac{1}{4}$ Sec. 25, NE $\frac{1}{4}$ of Sec. 23.

Witness my hand this 19th day of July, A.D. 1913.

F.P.King,

State Engineer of the State of Idaho.

License issued for 500 second feet

Page 2179

MEMORANDUM

TO: Jim Stanton, Southern Region
Decree File 45-C, 45-2040 and 45-2059

THROUGH: Dave Tuthill *DOT*

FROM: Roberta Garrett *rg*

DATE: January 21, 1981

SUBJECT: Decree Nos. 45-0134, 45-0135 and 45-0535

In the case of Oakley Canal Co. vs. William F. Whittle, et al., assigned decreed right numbers 45-0134 and 45-0135 are declared invalid and are stricken from our records. It is felt that the decree meant only to confirm ownership to Oakley Canal Co., the existing valid licensed rights 45-2040 and 45-2059, referred to in the decree as Water Permit Nos. 3751 and 4731 respectively.

Decreed right No. 45-0535 is assigned to F. J. Lake and Malvina Lake for the use of developed water (unnamed stream) in Vipont Mine or any of the mining tunnels or underground workings in its vicinity. No priority date was specified in decree. For purposes of computer entry, the priority date used can be the date of the decree, February 21, 1925. Further clarification of the right should be entered in remarks.

Only data entry of rights 45-0134 and 45-0135 will be handled at State Office along with 45-2040 and 45-2059.

rg

MICROFILMED

November 6th, 1917.

Re Permit 3751. - T.F.O.L. & W. Co.

Mr. S. H. Hays, Attorney,
Boise, Idaho.

Dear Sir:--

Enclosing herewith water license issued under the above
permit with receipt for fees.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

WL-R1208

3751

September 24th, 1917.

Re Permit 3751. - Twin Falls Oakley Land & Water Co.

Mr. S. H. Hays, Attorney,
Boise, Idaho.

Dear Sir:--

The report of our examining engineer on proof of beneficial use of water under above permit shows parts of six hundred ninety-three (693) forty acre tracts under cultivation. At \$1.00 for each forty acre tract, or fraction thereof, the fees would amount to \$693.00 and, upon receipt of this amount, license will be issued.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

3751

Samuel H. Hays
Attorney at Law
312-314 Boise City National Bank Bldg.
Boise, Idaho

CA-1873
693⁰⁰

Oct. 25, 1917.

J. M. Smith,
State Engineer,
Boise, Idaho.

Dear Sir:

I am inclosing herewith \$693.00,
the amount of the fees on Proof No. 3751.

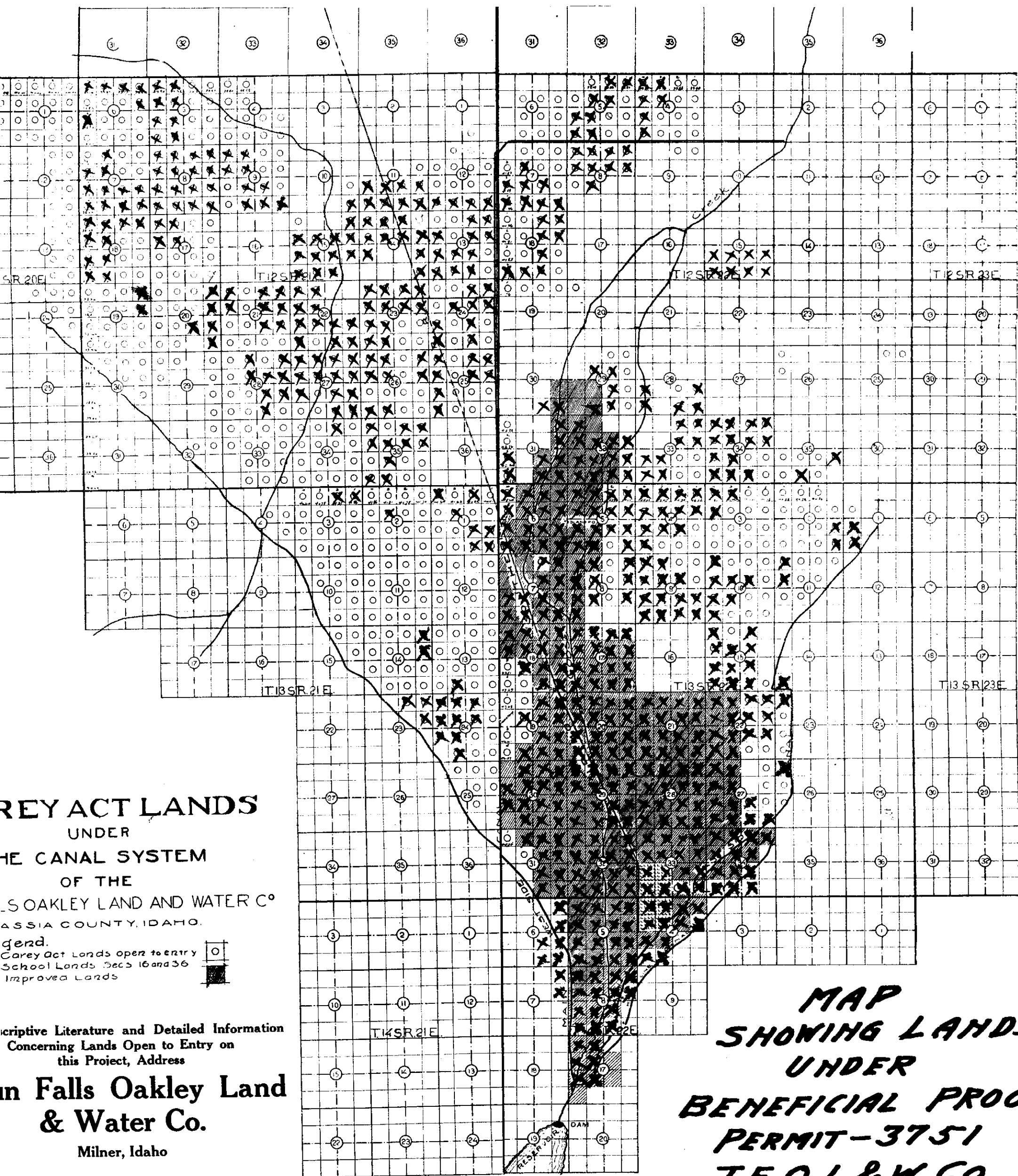
Yours truly,

S. H. Hays

SHH:BN.

RECEIVED
OCT 27 1917
OFFICE OF THE STATE ENGINEER
BOISE, IDAHO

3751



CAREY ACT LANDS
 UNDER
 THE CANAL SYSTEM
 OF THE
 FALLS OAKLEY LAND AND WATER CO.
 CASSIA COUNTY, IDAHO.

Legend.
 Carey Act Lands open to entry
 School Lands Secs 16 and 36
 Improved Lands

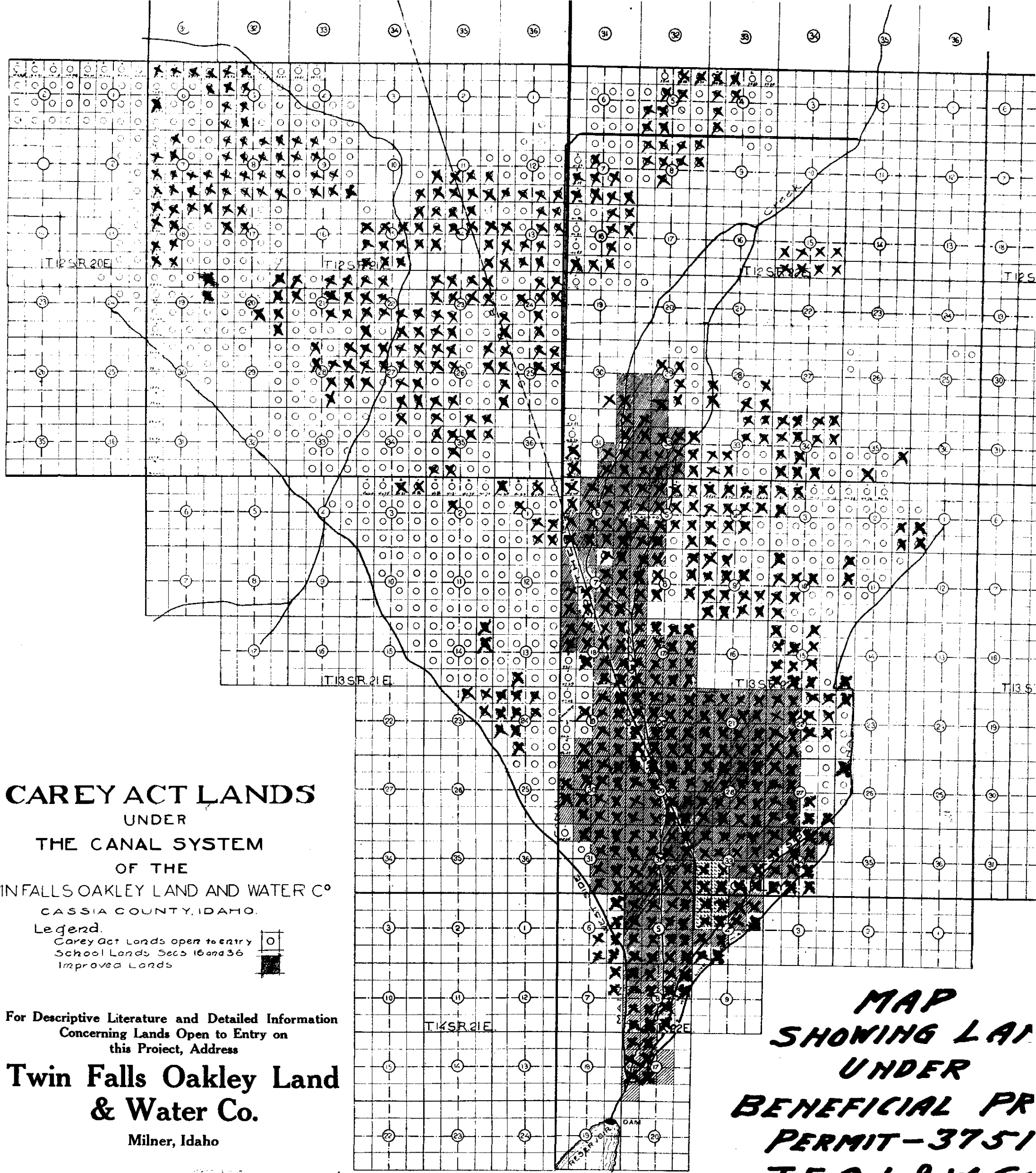
Descriptive Literature and Detailed Information
 Concerning Lands Open to Entry on
 this Project, Address

**Falls Oakley Land
 & Water Co.**

Milner, Idaho

**MAP
 SHOWING LANDS
 UNDER
 BENEFICIAL PROOF
 PERMIT-3751
 T.F.O.L. & W.CO.**

NOTATION—
 X = 40 Acre Tract under Proof.



CAREY ACT LANDS UNDER THE CANAL SYSTEM OF THE

TWIN FALLS OAKLEY LAND AND WATER CO.
CASSIA COUNTY, IDAHO.

Legend.

Carey Act Lands open to entry
School Lands Secs 16 and 36
Improved Lands



For Descriptive Literature and Detailed Information
Concerning Lands Open to Entry on
this Project, Address

**Twin Falls Oakley Land
& Water Co.**

Milner, Idaho

**MAP
SHOWING LANDS
UNDER
BENEFICIAL PERMIT-3751
T.F. O.L. & W. CO.**

NOTATION-

X = 40 Acre Tract under Proof

REPORT OF ENGINEER

1. State name of applicant and number of permit: Twin Falls Oakley L. & W. Co.-Permit 3751

2. State source of water supply: Goose Creek

3. Location of point of diversion: SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 18, T. 14 S., R. 22 E., B.M.

4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Completed & accepted by State Land Board

5. Describe works as they exist, giving dimensions and capacities of same:

See Reports on file - Dam & system of distribution completed according to contract between State of Idaho and the Company.

6. State whether or not water has been turned into works of diversion: Yes - all ditches & canals carrying 1/2 cap. as two of exam-

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):

See accompanying plat - Over 20,000 acres - Referred to Sec. 3261, Pg. 223, laws, relative to water rights, etc.

8. Submit map on enclosed plat, showing location and details of above description.

Remarks: Rode over the entire tract, and all lands are now under direct cultivation & irrigation or, they are susceptible of same.

This examination was made on the 20th day of August 1917

(Signed) J. B. Carr Examiner.

Twin Falls Oakley L. & W. Co.

3751

(This report must be sworn to when not made by an attaché of the State Engineer's office)

STATE OF IDAHO

County of _____ } ss.

_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 191____

My Commission Expires _____

Notary Public.

July 6th, 1917.

No Permit 3751. - T.F.O.L.& Co.

Mr. S. H. Hays,
Attorney at law,
Boise, Idaho.

Dear Sir:—

Your letter of the 6th inst. to hand, with depositions of holder and witnesses and a fidavit of publication for proof of use of water under above permit. As soon as the report of our examining engineer can be made, you will be further notified as to fees required before license issues.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

3751

Samuel H. Hays
Attorney at Law
312-314 Boise City National Bank Bldg.
Boise, Idaho

Boise, Idaho.

July, 6, 1917

State Engineer,

Boise,

Idaho.

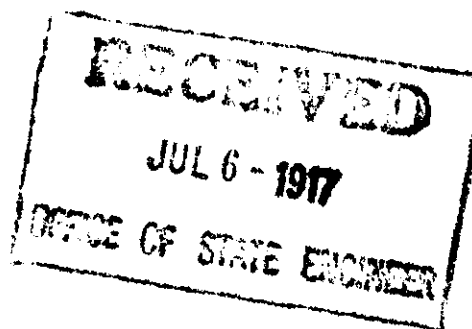
Dear Sir:

I enclose, herewith, proof of beneficial use under permit, number, 3751.

The list of lands including ~~all~~ all lands upon which water has been used at any time since the opening of the project. Please advise me what, if any, fees are now due and the amount, thereof.

Yours truly,

S. Hays



3751

Affidavit of Publication.

STATE OF IDAHO, }
County of Cassia. } ss

I, Fred Jenkins, do solemnly swear that I am the publisher of The Oakley Herald, a weekly newspaper of general circulation, published each week at Oakley, Idaho, that the notice attached hereto and which is a part of this affidavit, and a part of the proof of publication thereof, was published in said newspaper for four consecutive weeks, the first publication having been made on the 18th day of May, 1917, and the last publication having been made on the 8th day of June, 1917; that the said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me this 12th day of June, 1917

Henry W. Tucker
Notary Public

I, _____, Register, do hereby certify that a notice, a printed copy of which is hereunto annexed, was by me posted in a conspicuous place in my office for a period of thirty days, I having posted said notice on the _____ day of _____, 191

3751

Affidavit of Publication.

STATE OF IDAHO, }
County of Cassia. } ss

I, Fred Jenkins, do solemnly swear that I am the publisher of The Oakley Herald, a weekly newspaper of general circulation, published each week at Oakley, Idaho, that the notice attached hereto and which is a part of this affidavit, and a part of the proof of publication thereof, was published in said newspaper for four consecutive weeks, the first publication having been made on the 18th day of May, 1917, and the last publication having been made on the 8th day of June, 1917; that the said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the notice was published in the newspaper and not in a supplement.

NOTICE FOR PUBLICATION

NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 11 a.m., on the 15th day of June, 1917, at Oakley, County of Cassia, State of Idaho, before B. P. Howells, Notary Public, proof will be submitted of the application to beneficial use of five hundred (500) cubic feet per second of the waters of Goose Creek, in accordance with the terms and conditions of Permit No. 3751, heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the company holding said permit is Twin Falls-Oakley Land and Water Company, Oakley, Idaho.

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

3. The amount applied to beneficial use is five hundred (500) cu. feet per second.

4. The place where said water is used is Carey Act Segregation List No. 23 and Supplemental Carey Act Segregation List No. 23, as listed in certificate of completion of works, dated July 19, 1913.

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is irrigation system of the Twin Falls-Oakley Land & Water & Oakley Canal Co.

6. The right to take the water from such works is based upon Permit No. 3751.

7. The source of supply from which such water is diverted is Goose Creek.

7. The date of the priority which said user is prepared to establish is March 27, 1908.

J. H. SMITH,
State Engineer.

Fred Jenkins
Subscribed and sworn to before me this 12th day of June, 1917

Henry W. Tucker
Notary Public
I, Henry W. Tucker, Registrar, do hereby certify that a notice, a printed copy of which is herewith annexed, was by me posted in a conspicuous place in my office for a period of thirty days, I having posted said notice on the _____ day of _____, 1917.

3751

RECEIVED
JUL 6 - 1917
OFFICE OF STATE ENGINEER

3751



PERMIT NO. 3751

Proof of Application of Water to Beneficial Use**DEPOSITION OF HOLDER**

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

Ans. D. C. MacWatters, Age 52, Jerome, Idaho.

Jerome, Idaho.
Vice-President & General Manager, Twin Falls Oakley Land & Water Co.

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

Ans. Twin Falls Oakley Land & Water Co., Marshall & Ilsley Bank Bldg., Milwaukee, Wis. Agent D.C. MacWatters, V.P. & G.M. T.F.O.L. & W.Co.

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

Ans. No. 3751. June 17, 1908. Date of priority, March 27, 1908.

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

Ans. Goose Creek and its tributaries. In the SE 1/4 Sec. 18, Tp. 14 S., R. 22 E. B. M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

They consist of an earthen dam with a concrete corewall, 143 feet high, length at top, 1050 feet, length at bottom, 200 feet, with an available storage capacity of 74,000 acre feet, the outlet tunnel 8.0' X 10.0', 2 main canals, one with bottom width of 24 feet, depth of water 4 feet and a grade of 2.376 feet per mile, slopes 2:1, capacity of 370 second feet and the other with a bottom width of 12 feet, depth of water 3 feet, slopes 2:1, grade 5.28 feet per mile, capacity 187 second feet.

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 and Domestic purposes.

See list attached for lands.

Cultivated lands, reclaimed from sage brush, now cleared, fenced and brought to a high state of cultivation.

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 use specified above?

Ans. 1 1/2 acre feet per acre. (Refer to contract)

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. By deed dated July 14, 1909, recorded in State Engineer's office May 21, 1913.

3751

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

Ans. All the waters of Goose Creek, its tributaries and of Birch and Cottonwood Creek, in the latter two being that over and above the decreed water, have been impounded in the reservoir since 1913 and all of such water was used in the years 1913, 1914, 1915 and 1916 and is being used in 1917. Water was delivered to the settlers headgates as follows: 1913-21,607 acre feet, 1914- 33,422. acre feet, 1915-22,668 acre feet, 1916- 29,402.51 acre feet.

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. All decreed water of Goose Creek and its tributaries in the lower Goose Creek Valley have been acquired by purchase and waters of Birch and Cottonwood Creeks claimed under Permits Nos. 4735 and 4734 respectively together with water used under permit number 3751 have been impounded in the reservoir and all such waters so impounded have been used and delivered to entrymen under the Twin Falls Oakley Land & Water Company's irrigation project.

(Sign)

A. H. Hatters

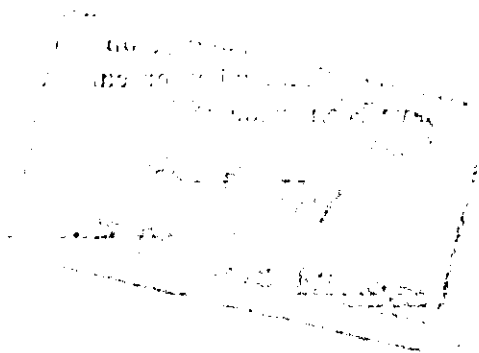
I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in _____ Oakley _____, County of

_____ Cassia _____ State of Idaho, on this _____ 15th _____ day of _____ June

A. D. 1917.

B. P. Borgells
Notary Public
Residing at Oakley, Id.

3751



LISTS OF LANDS IRRIGATED UNDER PERMIT 3751.

Township 12 South, Range 21 East B. M.

Section 5	NW $\frac{1}{4}$	158.82 Acres	
	SW $\frac{1}{4}$	160.00	318.82
Section 6	Lot 1	39.62	
	Lot 2	39.75	
	SE NE	40.00	
	Lot 7	38.21	
	Lot 4	39.14	
	Lot 5	38.83	235.55
Section 7	Lot 2	38.12	
	Lot 3	38.23	
	Lot 4	38.34	
	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	E $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$	160.00	434.69
Section 8	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$	160.00	
	SE $\frac{1}{4}$	160.00	640.00
Section 9	NW $\frac{1}{4}$	160.00	
	E $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	SE SE	40.00	360.00
Section 10	SE SE	40.00	40.00
Section 11	SW $\frac{1}{4}$	160.00	
	SE $\frac{1}{4}$	160.00	320.00
Section 12	S $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	S $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	160.00
Section 13	NE $\frac{1}{4}$	160.00	
	SW NW	40.00	
	NW SW	40.00	
	SW SW	39.79	
	E $\frac{1}{2}$ SW	80.00	
	W $\frac{1}{2}$ SE	80.00	439.79
Section 14	NW $\frac{1}{4}$	160.00	
	W $\frac{1}{2}$ NE	78.76	
	SE NE	36.85	
	NE SE	36.85	
	SE SE	37.06	
	NW SW	40.00	389.52

Q. A

3751

Section 15	$\frac{1}{2}$ NW $\frac{1}{4}$	80.00 Acres	
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	S $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$	160.00	480.00
Section 17	NW $\frac{1}{4}$	160.00	160.00
Section 18	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	Lot 1	38.39	
	Lot 2	38.44	
	N $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	E $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	Lot 3	38.49	
	Lot 4	38.54	393.86
Section 19	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	80.00
Section 20	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	E $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	200.00
Section 21	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$	160.00	
	N $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	320.00
Section 22	NW $\frac{1}{4}$	160.00	
	SE $\frac{1}{4}$	160.00	
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	440.00
Section 23	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	159.76	
	SW $\frac{1}{4}$	160.00	479.76
Section 24	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00 $\frac{1}{2}$	
			360.00
Section 25	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$	160.00	
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	320.00
Section 26	NW $\frac{1}{4}$	160.00	
	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	S $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	320.00
Section 27	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	160.00	
	SE $\frac{1}{4}$	160.00	
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	520.00

Sheet No. 3

Section 28	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	S $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	320.00
Section 34	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	40.00
Section 35	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	NE $\frac{1}{4}$	160.00	
	S $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	400.00

Township 13 South, Range 21 East B. M.

Section 1	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	Lot 2	40.82	
	SE $\frac{1}{4}$	159.78	
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	280.60
Section 2	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	40.00
Section 3	Lot 1	41.86	
	Lot 2	41.31	83.17
Section 13	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	40.00
Section 14	W $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	80.00
Section 23	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	120.00
Section 24	NW $\frac{1}{4}$	160.00	
	W $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	N $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	360.00

Township 12 South, Range 22 East B. M.

Section 4	NW $\frac{1}{4}$	159.33	
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	239.33
Section 5	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	Lot 1	39.50	
	Lot 2	39.32	
	SW $\frac{1}{4}$	160.00	318.82
Section 7	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	S $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$	163.85	323.85

S et NO. 4

Section 8	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	360.00
Section 15	S $\frac{1}{2}$	320.00-	320.00
Section 18	NE $\frac{1}{4}$	160.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	75.50	
	Lot 4	41.79	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	317.29
Section 28	S $\frac{1}{2}$ SE $\frac{1}{4}$	78.60	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	198.60
Section 29	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$	20.00	180.00
Section 30	S $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	80.00
Section 31	Lot 3	42.64	
	Lot 4	42.52	
	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$	160.00	325.16
Section 32	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	S $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$	160.00	520.00
Section 33	NE $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$	160.00	320.00
Section 34	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$	160.00	520.00
Section 35	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	80.00

Township 13 South, Range 22 East B. M.

Section 1	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	80.00
Section 2	E $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	80.00
Section 3	Lot 3	41.46	
	Lot 4	41.80	
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	123.26

88

3051

Sheet No. 5

Section 4	Lot 4	44.00	
	Lot 3	43.45	
	S $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$	165.25	
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	492.70
Section 5	NW $\frac{1}{4}$	160.00	
	N $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	NE $\frac{1}{4}$	167.96	
	SW $\frac{1}{4}$	160.00	607.96
Section 6	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$	160.00	
	S $\frac{1}{2}$	320.00	
	Lot 4	45.24	
	Lot 5	45.74	650.98
Section 7	N $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	S $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	S $\frac{1}{2}$	320.00	480.00
Section 8	NW $\frac{1}{4}$	160.00	
	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	400.00
Section 9	NW $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	SE $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$	160.00	520.00
Section 10	S $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	N $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	280.00
Section 11	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	80.00
Section 14	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	40.00
Section 15	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ E $\frac{1}{2}$	160.00	
	SW $\frac{1}{4}$	160.00	440.00
Section 17	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	160.00	
	S $\frac{1}{2}$	320.00	640.00

115

115

Shee No. 6

Section 18	N $\frac{1}{2}$	320.00	
	SE $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	520.00
Section 19	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	NE $\frac{1}{4}$	160.00	
	SE $\frac{1}{4}$	160.00	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	400.00
Section 20	All	640.00	640.00
Section 21	All	640.00	640.00
Section 22	W $\frac{1}{2}$	320.00	
	NE $\frac{1}{4}$	160.00	
	N $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	560.00
Section 23	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	40.00
Section 26	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	40.00
Section 27	W $\frac{1}{2}$	320.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	440.00
Section 28	All	640.00	640.00
Section 29	All	640.00	640.00
Section 30	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	E $\frac{1}{2}$	320.00	
	E $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	560.00
Section 31	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	E $\frac{1}{2}$	320.00	360.00
Section 32	All	640.00	640.00
Section 33	All	640.00	640.00
Section 34	W $\frac{1}{2}$	320.00	
	W $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	540.00

Township 14 South, Range 22 East B. M.

Section 4	W $\frac{1}{2}$	320.00	
	NE $\frac{1}{4}$	160.00	480.00
Section 5	All	640.00	640.00

910

3751

Sh t No. 7

Section 6	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$	160.00	240.00
Section 7	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	80.00
Section 8	W $\frac{1}{2}$	320.00	
	NE $\frac{1}{4}$	160.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	560.00
Section 17	NW $\frac{1}{4}$	160.00	
	N $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	240.00

Total - - - - - 26,905.86

28

3751

3751

Permit No. 3751

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Chas. A. Bauer, Age 33, Oakley, Idaho. Sec'y. Treas., Oakley Canal Company, Oakley, Idaho.

Ques. 2. Are you acquainted with Twin Falls Oakley Land & Water Company, the holder of Permit No. 3751? How long have you known him and where does he reside?

Ans. Since Sept., 1909.

Oakley, Idaho.

Ques. 3. Have you read or heard read said Permit No. 3751, 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. Goose Creek and its tributaries. The works consist of an earthen dam with a concrete corewall, 143 feet high, length at top 1050 feet, length at bottom 200 feet, with an available storage capacity of 74,000 acre feet, the outlet tunnel 8.0' X 10.0', 2 main canals, one with a bottom width of 24 feet, depth of water 4 feet and grade of 2.376 feet per mile, slopes 2:1, capacity 370 second feet and the other with a bottom width of 12 feet, depth of water 3 feet, slopes 2:1, grade 5.28 feet per mile, capacity 187 second feet.

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. 500 second feet.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation and domestic purposes.

See list of lands attached.

Cultivated lands, reclaimed from sage brush, now cleared, fenced and brought to a high state of cultivation.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

Ques. 8. (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. Semi-arid in character.

1½ acre feet per acre.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 10. 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. All available waters from Goose Creek and its tributaries and of Birch and Cottonwood Creeks were impounded in the reservoir in the years 1913, 1914, 1915 and 1916 and all of the same was beneficially used during those years.

(Sign) *Chas. Baker*

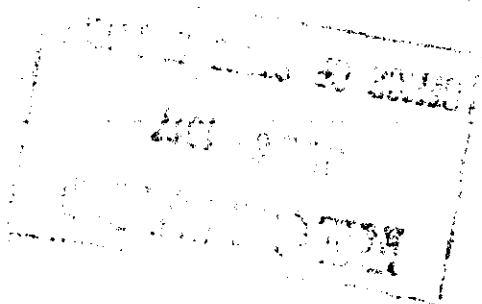
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Oakley, County of Cassia, State of Idaho, on this 15th day of June A. D. 1917.

My commission expires April 17, 1918

B. P. Horrocks

Notary Public.

Residing at Oakley Id.



3751

2 of lands answer
question & was not taken
because it was same as list
of lands attached to preceding
Disposition of Border - D.C
more matters

LIST OF LANDS IRRIGATED UNDER RIT 3751.

Township 12 South, Range 21 East B. M.

Section 5	NW $\frac{1}{4}$ SW $\frac{1}{4}$	158.82 Acres 160.00	518.82
Section 6	Lot 1 Lot 2 SE NE Lot 7 Lot 4 Lot 5	39.62 59.75 40.00 38.51 39.14 38.83	235.55
Section 7	Lot 2 Lot 3 Lot 4 NE $\frac{1}{4}$ NW $\frac{1}{4}$ E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	38.12 38.23 38.34 80.00 80.00 160.00	434.69
Section 8	NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	160.00 160.00 160.00 160.00	640.00
Section 9	NE $\frac{1}{4}$ E $\frac{1}{2}$ SW $\frac{1}{4}$ W $\frac{1}{2}$ SE $\frac{1}{4}$ SE SE	160.00 80.00 80.00 40.00	360.00
Section 10	SE SE	40.00	40.00
Section 11	SW $\frac{1}{4}$ SE $\frac{1}{4}$	160.00 160.00	320.00
Section 12	SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$	80.00 80.00	160.00
Section 13	NE $\frac{1}{4}$ SW NW NE SW SW SW E $\frac{1}{2}$ SE W $\frac{1}{2}$ SE	160.00 40.00 40.00 39.79 80.00 80.00	439.79
Section 14	NW $\frac{1}{4}$ W $\frac{1}{2}$ NE SE NE NE SE SE SE NE SW	160.00 78.76 36.85 36.85 37.06 40.00	389.52

Sheet No. 2

Section 15	S $\frac{1}{2}$ NW $\frac{1}{4}$	80.00 Acres	
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	S $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$	160.00	480.00
Section 17	NE $\frac{1}{4}$	160.00	160.00
Section 18	E $\frac{1}{2}$ N $\frac{1}{2}$	80.00	
	Lot 1	38.39	
	Lot 2	38.44	
	N $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	E $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	Lot 3	38.49	
	Lot 4	38.54	393.86
Section 19	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	80.00
Section 20	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	E $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	200.00
Section 21	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$	160.00	
	N $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	320.00
Section 22	N $\frac{1}{2}$	160.00	
	SE $\frac{1}{4}$	160.00	
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	440.00
Section 23	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	159.76	
	SW $\frac{1}{4}$	160.00	479.76
Section 24	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00 $\frac{1}{2}$	360.00
Section 25	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$	160.00	
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	320.00
Section 26	NW $\frac{1}{4}$	160.00	
	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	S $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	320.00
Section 27	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	160.00	
	SE $\frac{1}{4}$	160.00	
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	520.00

Sheet No. 3

Section 28	SE $\frac{1}{4}$ NW $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	320.00
Section 34	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	40.00
Section 35	SE $\frac{1}{4}$ NW $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	NE $\frac{1}{4}$	160.00	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	400.00

Township 13 South, Range 21 East B. M.

Section 1	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	Lot 2	40.82	
	SE $\frac{1}{4}$	159.78	
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	280.60
Section 2	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	40.00
Section 3	Lot 1	41.86	
	Lot 2	41.31	83.17
Section 13	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	40.00
Section 14	NE $\frac{1}{4}$ NW $\frac{1}{4}$	80.00	80.00
Section 23	SE $\frac{1}{4}$ NW $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	120.00
Section 24	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	360.00

Township 14 South, Range 22 East B. M.

Section 4	NW $\frac{1}{4}$	159.33	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	80.00	239.33
Section 5	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	Lot 1	39.50	
	Lot 2	39.52	
	SW $\frac{1}{4}$	160.00	318.82
Section 7	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$	163.85	323.85

heet NO. 4

Section 8	NE $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	360.00
Section 15	S $\frac{1}{4}$	320.00-	320.00
Section 18	NE $\frac{1}{4}$	160.00	
	W $\frac{1}{4}$ SW $\frac{1}{4}$	75.50	
	Lot 4	41.79	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	317.29
Section 28	S $\frac{1}{4}$ SW $\frac{1}{4}$	78.60	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	
	W $\frac{1}{4}$ SW $\frac{1}{4}$	80.00	198.60
Section 29	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	W $\frac{1}{4}$ SW $\frac{1}{4}$	80.00	
	S $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$	20.00	180.00
Section 30	S $\frac{1}{4}$ SW $\frac{1}{4}$	80.00	80.00
Section 31	Lot 3	42.64	
	Lot 4	42.52	
	E $\frac{1}{4}$ NE $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$	160.00	325.16
Section 32	W $\frac{1}{4}$ NW $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	S $\frac{1}{4}$ NE $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$	160.00	520.00
Section 33	NE $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$	160.00	320.00
Section 34	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$	160.00	520.00
Section 35	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	80.00

Township 13 South, Range 22 East S. M.

Section 1	W $\frac{1}{4}$ SW $\frac{1}{4}$	80.00	80.00
Section 2	E $\frac{1}{4}$ SE $\frac{1}{4}$	80.00	80.00
Section 3	Lot 3	41.46	
	Lot 4	41.80	
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	123.26

ent No. 5

Section 4	Lot 4	44.00	
	Lot 3	45.45	
	S $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$	165.25	
	N $\frac{1}{2}$ SE $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ S $\frac{1}{2}$	40.00	498.70
Section 5	NW $\frac{1}{4}$	160.00	
	N $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	
	NE $\frac{1}{4}$	167.96	
	SW $\frac{1}{4}$	160.00	607.96
Section 6	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$	160.00	
	S $\frac{1}{2}$	80.00	
	Lot 4	45.24	
	Lot 5	45.74	650.98
Section 7	N $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	S $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	S $\frac{1}{2}$	320.00	480.00
Section 8	NW $\frac{1}{4}$	160.00	
	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	400.00
Section 9	NW $\frac{1}{4}$	160.00	
	S $\frac{1}{2}$ NW $\frac{1}{4}$	40.00	
	SE $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$	160.00	520.00
Section 10	S $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	N $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	280.00
Section 11	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	80.00
Section 14	S $\frac{1}{2}$ SW $\frac{1}{4}$	40.00	40.00
Section 15	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ E $\frac{1}{2}$	160.00	
	SW $\frac{1}{4}$	160.00	440.00
Section 17	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	16.00	
	S $\frac{1}{2}$	320.00	440.00

Sheet No. 6

Section 18	N $\frac{1}{2}$	320.00	
	SE $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	520.00
Section 19	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	NE $\frac{1}{4}$	160.00	
	SE $\frac{1}{4}$	160.00	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	400.00
Section 20	All	640.00	640.00
Section 21	All	640.00	640.00
Section 22	W $\frac{1}{2}$	320.00	
	NE $\frac{1}{4}$	160.00	
	N $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	560.00
Section 23	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	40.00
Section 26	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	40.00
Section 27	W $\frac{1}{2}$	320.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	440.00
Section 28	All	640.00	640.00
Section 29	All	640.00	640.00
Section 30	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	E $\frac{1}{2}$	320.00	
	E $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$ W $\frac{1}{2}$	40.00	560.00
Section 31	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	E $\frac{1}{2}$	320.00	360.00
Section 32	All	640.00	640.00
Section 33	All	640.00	640.00
Section 34	W $\frac{1}{2}$	320.00	
	W $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	540.00

Township 14 South, Range 22 East B. M.

Section 4	W $\frac{1}{2}$	320.00	
	NE $\frac{1}{4}$	160.00	480.00
Section 5	All	640.00	640.00

Set No. 7

Section 6	E $\frac{1}{2}$ NW $\frac{1}{4}$	180.00	
	SE $\frac{1}{4}$	160.00	240.00
Section 7	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	80.00
Section 8	W $\frac{1}{2}$	320.00	
	NE $\frac{1}{4}$	160.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	500.00
Section 17	NE $\frac{1}{4}$	160.00	
	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	240.00
Total - - - - -			26,905.86

C. A.

W. L.

W. L.

W. L.

W. L.

W. L.

W. L.

W. L.

W. L.

W. L.

C. A.

W. L.

W. L.

W. L.

W. L.

RECORDED
JUL 6 - 1917
OFFICE OF STATE ENGINEER

Permit No. 3751

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. C. A. McClelland, Age 35, Oakley, Idaho. Water Master, Oakley Canal Company, Oakley, Idaho.Ques. 2. Are you acquainted with Twin Falls Oakley Land & Water Company, the holder of Permit No. 3751? How long have you known him and where does he reside?Ans. 8 years, Oakley, Idaho.Ques. 3. Have you read or heard read said Permit No. 3751, 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. Goose Creek and its tributaries. The works consist of an earthen dam with a concrete corewall, 143 feet high, length at top, 1050 feet, length at bottom, 200 feet, with an available storage capacity of 74,000 acre feet, the outlet tunnel 8.0' X 10.0', 2 main canals, one with a bottom width of 24 feet, depth of water 4 feet and grade of 2.376 feet per mile, slopes 2:1, capacity of 370 second feet and the other with a bottom width of 12 feet, depth of water 3 feet, slopes 2:1, grade 5.28 feet per mile, capacity 187 second feet.

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. 500 Second Feet.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation and domestic purposes.See list of lands attached.Cultivated lands, reclaimed from sage brush, now cleared, fenced and brought to a high state of cultivation.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans.

Ques. 8. (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. semi-arid in character1 1/2 acre feet per acre,

3751

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 10. 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. All available waters from Goose Creek and its tributaries and of Birch and Cottonwood Creeks were impounded in the reservoir in the years 1913, 1914, 1915 and 1916 and all of the same was beneficially used during those years.

(Sign)

C. A. McElland

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Oakley, County of Cassia, State of Idaho, on this 15th day of June, A. D. 1917.

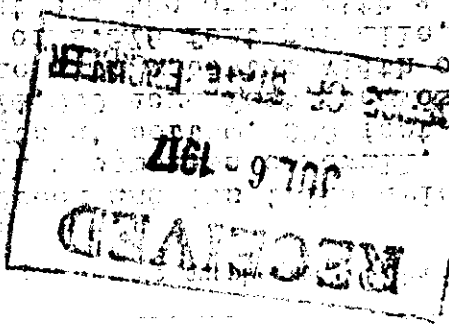
My commission expires

April 17, 1918

B. P. Horrocks

Notary Public

Residing at Oakley, Ida.



3751

LISTS C LANDS IRRIGATED UNDER PERMIT 3-1.

Township 12 South, Range 21 East B. M.

Section 5	NW $\frac{1}{4}$	158.82 Acres	
	SW $\frac{1}{4}$	160.00	318.82
Section 6	Lot 1	39.62	
	Lot 2	39.75	
	SE NE	40.00	
	Lot 7	38.21	
	Lot 4	39.14	
	Lot 5	38.83	235.55
Section 7	Lot 2	38.12	
	Lot 3	38.23	
	Lot 4	38.34	
	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	E $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$	160.00	434.69
Section 8	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$	160.00	
	SE $\frac{1}{4}$	160.00	640.00
Section 9	NW $\frac{1}{4}$	160.00	
	E $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	SE SE	40.00	360.00
Section 10	SE SE	40.00	40.00
Section 11	SW $\frac{1}{4}$	160.00	
	SE $\frac{1}{4}$	160.00	320.00
Section 12	S $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	S $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	160.00
Section 13	NE $\frac{1}{4}$	160.00	
	SW NW	40.00	
	NW SW	40.00	
	SW SW	39.79	
	E $\frac{1}{2}$ SW	80.00	
	W $\frac{1}{2}$ SE	80.00	439.79
Section 14	NW $\frac{1}{4}$	160.00	
	W $\frac{1}{2}$ NE	78.76	
	SE NE	36.85	
	NE SE	36.85	
	SE SE	37.06	
	NW SW	40.00	389.52

Sheet No. 2

Section 15	SW $\frac{1}{4}$	80.00 Acres	
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	S $\frac{1}{4}$ NE $\frac{1}{4}$	80.00	
	W $\frac{1}{4}$ SE $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$	160.00	480.00
Section 17	NW $\frac{1}{4}$	160.00	160.00
Section 18	E $\frac{1}{4}$ NW $\frac{1}{4}$	80.00	
	Lot 1	38.39	
	Lot 2	38.44	
	N $\frac{1}{4}$ NE $\frac{1}{4}$	80.00	
	E $\frac{1}{4}$ SW $\frac{1}{4}$	80.00	
	Lot 3	38.49	
	Lot 4	38.54	393.86
Section 19	E $\frac{1}{4}$ NE $\frac{1}{4}$	80.00	80.00
Section 20	E $\frac{1}{4}$ NE $\frac{1}{4}$	80.00	
	E $\frac{1}{4}$ SE $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	200.00
Section 21	W $\frac{1}{4}$ NW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$	160.00	
	N $\frac{1}{4}$ SE $\frac{1}{4}$	80.00	320.00
Section 22	NW $\frac{1}{4}$	160.00	
	SE $\frac{1}{4}$	160.00	
	W $\frac{1}{4}$ SW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	440.00
Section 23	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	159.76	
	SW $\frac{1}{4}$	160.00	479.76
Section 24	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	W $\frac{1}{4}$ NE $\frac{1}{4}$	80.00	
	E $\frac{1}{4}$ NE $\frac{1}{4}$	80.00	
	W $\frac{1}{4}$ SE $\frac{1}{4}$	80.00	
	W $\frac{1}{4}$ SW $\frac{1}{4}$	80.00 $\frac{1}{2}$	
			360.00
Section 25	W $\frac{1}{4}$ NW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$	160.00	
	W $\frac{1}{4}$ SW $\frac{1}{4}$	80.00	320.00
Section 26	NW $\frac{1}{4}$	160.00	
	E $\frac{1}{4}$ NE $\frac{1}{4}$	80.00	
	S $\frac{1}{4}$ SW $\frac{1}{4}$	80.00	320.00
Section 27	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	160.00	
	SE $\frac{1}{4}$	160.00	
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	520.00

Sheet No. 3

Section 28	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	S $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	320.00
Section 34	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	40.00
Section 35	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	NE $\frac{1}{4}$	160.00	
	S $\frac{1}{4}$ SW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	400.00

Township 13 South, Range 21 East B. M.

Section 1	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	Lot 2	40.82	
	SE $\frac{1}{4}$	159.78	
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	280.60
Section 2	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	40.00
Section 3	Lot 1	41.86	
	Lot 2	41.31	83.17
Section 13	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	40.00
Section 14	W $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	80.00
Section 23	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	120.00
Section 24	NW $\frac{1}{4}$	160.00	
	W $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	N $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	360.00

Township 12 South, Range 22 East B. M.

Section 4	NW $\frac{1}{4}$	159.33	
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	239.33
Section 5	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	Lot 1	39.50	
	Lot 2	39.32	
	SW $\frac{1}{4}$	160.00	318.82
Section 7	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	S $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$	163.85	323.85

set NO. 4

Section 8	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$ SW $\frac{1}{2}$	40.00	360.00
Section 15	S $\frac{1}{2}$	320.00-	320.00
Section 18	NE $\frac{1}{4}$	160.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	75.50	
	Lot 4	41.79	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	317.29
Section 28	S $\frac{1}{2}$ SE $\frac{1}{4}$	78.60	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	198.60
Section 29	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$	20.00	180.00
Section 30	S $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	80.00
Section 31	Lot 3	42.64	
	Lot 4	42.52	
	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$	160.00	325.16
Section 32	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	S $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$	160.00	520.00
Section 33	NE $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$	160.00	320.00
Section 34	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$	160.00	520.00
Section 35	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	80.00

Township 13 South, Range 22 East B. M.

Section 1	W $\frac{1}{2}$ SW $\frac{1}{4}$	80.00	80.00
Section 2	E $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	80.00
Section 3	Lot 3	41.46	
	Lot 4	41.80	
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	123.86

Section 4	Lot 4	44.00	
	Lot 3	43.45	
	S $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$	165.25	
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ SW $\frac{1}{2}$	80.00	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	492.70
Section 5	NW $\frac{1}{4}$	160.00	
	E $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	NE $\frac{1}{4}$	167.96	
	SW $\frac{1}{4}$	160.00	607.96
Section 6	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$	160.00	
	S $\frac{1}{2}$	320.00	
	Lot 4	45.24	
	Lot 5	45.74	650.98
Section 7	N $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	S $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	S $\frac{1}{2}$	320.00	480.00
Section 8	NW $\frac{1}{4}$	160.00	
	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ SW $\frac{1}{2}$	80.00	
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	400.00
Section 9	NW $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	SE $\frac{1}{4}$	160.00	
	SW $\frac{1}{4}$	160.00	620.00
Section 10	S $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40.00	
	N $\frac{1}{2}$ SW $\frac{1}{2}$	80.00	
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	280.00
Section 11	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	80.00
Section 14	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00	40.00
Section 15	W $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00	
	W $\frac{1}{2}$ E $\frac{1}{2}$	160.00	
	SW $\frac{1}{4}$	160.00	440.00
Section 17	NW $\frac{1}{4}$	160.00	
	NE $\frac{1}{4}$	160.00	
	S $\frac{1}{2}$	320.00	640.00

Sh. No. 6

Section 18	N $\frac{1}{2}$	320.00	
	SE $\frac{1}{2}$	160.00	
	NE $\frac{1}{2}$ SW $\frac{1}{2}$	40.00	520.00
Section 19	SE $\frac{1}{2}$ NW $\frac{1}{2}$	40.00	
	NE $\frac{1}{2}$	160.00	
	SE $\frac{1}{2}$	160.00	
	SE $\frac{1}{2}$ SW $\frac{1}{2}$	40.00	400.00
Section 20	All	640.00	640.00
Section 21	All	640.00	640.00
Section 22	W $\frac{1}{2}$	320.00	
	NE $\frac{1}{2}$	160.00	
	N $\frac{1}{2}$ SE $\frac{1}{2}$	80.00	560.00
Section 23	NW $\frac{1}{2}$ NW $\frac{1}{2}$	40.00	40.00
Section 26	NW $\frac{1}{2}$ NW $\frac{1}{2}$	40.00	40.00
Section 27	W $\frac{1}{2}$	320.00	
	W $\frac{1}{2}$ SE $\frac{1}{2}$	80.00	
	SE $\frac{1}{2}$ SE $\frac{1}{2}$	40.00	440.00
Section 28	All	640.00	640.00
Section 29	All	640.00	640.00
Section 30	E $\frac{1}{2}$ NW $\frac{1}{2}$	80.00	
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	40.00	
	E $\frac{1}{2}$	320.00	
	E $\frac{1}{2}$ SW $\frac{1}{2}$	80.00	
	NW $\frac{1}{2}$ SW $\frac{1}{2}$	40.00	560.00
Section 31	NE $\frac{1}{2}$ NW $\frac{1}{2}$	40.00	
	E $\frac{1}{2}$	320.00	360.00
Section 32	All	640.00	640.00
Section 33	All	640.00	640.00
Section 34	W $\frac{1}{2}$	320.00	
	W $\frac{1}{2}$ NE $\frac{1}{2}$	80.00	
	NE $\frac{1}{2}$ NE $\frac{1}{2}$	40.00	
	W $\frac{1}{2}$ SE $\frac{1}{2}$	80.00	540.00

Township 14 South, Range 22 East B. M.

Section 4	W $\frac{1}{2}$	320.00	
	NE $\frac{1}{2}$	160.00	480.00
Section 5	All	640.00	640.00

Sheet No. 7

Section 6	NE $\frac{1}{4}$	880.00	
	SE $\frac{1}{4}$	160.00	240.00
Section 7	E $\frac{1}{2}$ NE $\frac{1}{4}$	80.00	80.00
Section 8	W $\frac{1}{2}$	320.00	
	NE $\frac{1}{4}$	160.00	
	W $\frac{1}{2}$ SE $\frac{1}{4}$	80.00	560.00
Section 17	NW $\frac{1}{4}$	160.00	
	E $\frac{1}{2}$ NW $\frac{1}{4}$	80.00	240.00
Total - - - - -			26,905.86

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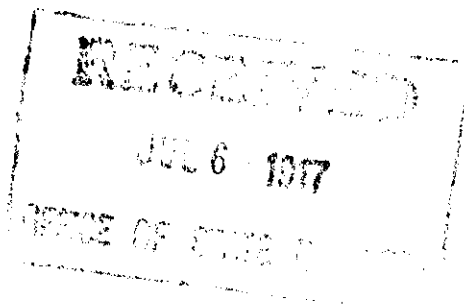
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STATE OF IDAHO

ENGINEERING DEPARTMENT

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

D. C. MacWatters,
Oakley, Idaho.

BOISE, IDAHO, June 8th, 1917.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your Permit No. **3751**.

DEPOSITION OF PERMIT HOLDER,

DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of your rights:

1. On ~~June 15th~~, **1917**, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at **Oakley, before E. P. Howells, notary public.**

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$2.00 for each 40-acre tract, or fraction, to which water has been applied. When these have been received together with report of examining engineer, if everything is properly executed, License will issue.

Yours truly,

J. H. Smith,

State Engineer.

3751

Twin Falls Oakley Land & Water Co.

J. H. FUELICHER, PRESIDENT
D. C. MACWATTERS, VICE PRES'T AND GEN. MGR.

OAKLEY, IDAHO,

June 7th, 1917.

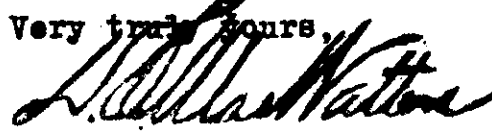
J. H. Smith,
State Engineer,
Boise, Idaho.

PERMIT NO.3751.

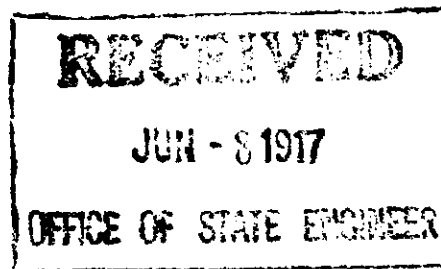
Dear Sir;

In accordance with notice published in the Oakley Herald regarding beneficial proof on Permit 3751 for 500 second feet of the flow of Goose Creek to be offered on June 15th 1917, we presume you will forward to us the necessary papers to be made out in offering such proof. Please advise.

Very truly yours,



Vice Pres't & General Manager.



3751

(P. O.) _____ kley, Idaho _____

(Date) _____ May 7, 1917 _____

State Engineer, Boise.

Dear Sir:

I have your letter of _____ enclosing Notice of Proof
of Beneficial Use of Water under Permit No. 3751 _____ which will be published
as you request, beginning with our issue of _____ May 11th _____

Fred Gerbain

3751

3751

RECEIVED
MAY 8 - 1917
OFFICE OF STRATEGIC SERVICES

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 14, 1917.

(P. O.) Oakley, Idaho.

To the State Engineer,
Boise, Idaho.

Dear Sir:

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

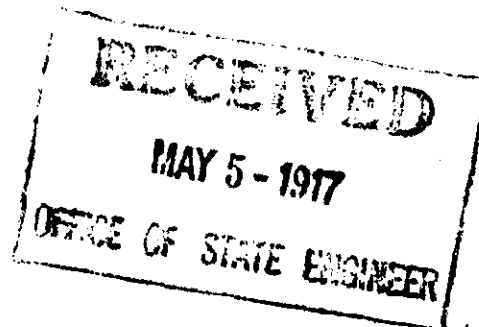
Twin Falls Oakley Land & Water Co.

W. H. Watters
Vice-President General Manager.

(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 com-
petent engineer.)

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

W. H. Sand
Engineer.



3751

Watters

SAMUEL H. HAYS
Attorney at Law
310-14 Boise City National Bank Building
BOISE, IDAHO

May 4, 1917.

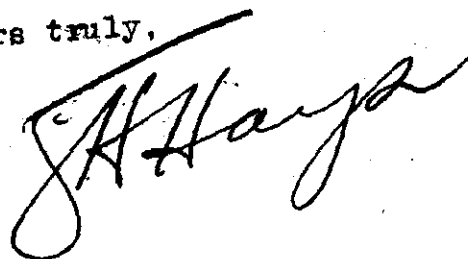
State Engineer.

Boise, Ida.

Dear Sir:

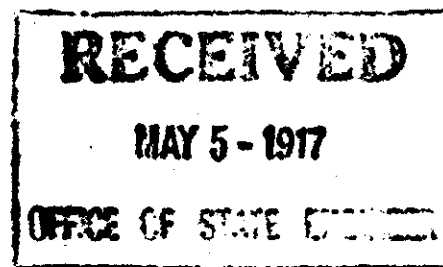
I enclose herewith certificate in the matter of
Water Permit 3751.

Yours truly,



SHH/MA

enc.



3751

April 17, 1917.

Re Permit 3751- Twin Falls Oakley L. & W. Co.,

Mr. S. H. Hays,
Attorney at Law,
Boise, Idaho.

Dear Sir:--

Your letter of the 13th inst. to hand, with notice of final proof under above permit. An enclosing herewith certificate to be signed by an engineer before publication is made.

Very truly yours,

J. H. SMITH,

State Engineer.

Fl1

By _____

3751

Samuel H. Hays
Attorney at Law
312-314 Boise City National Bank Bldg.
Boise, Idaho

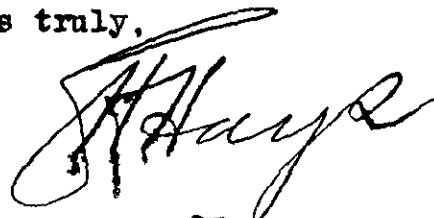
April 13, 1917.

State Engineer,
City.

Dear Sir:

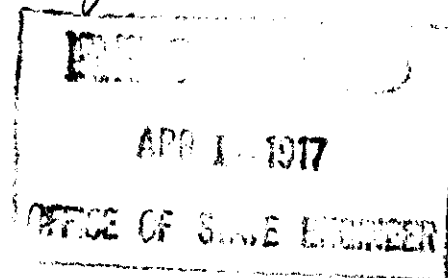
I enclose herewith notice of proof of application
of water to beneficial use on the Oakley Project under
Permit 3751.

Yours truly,



SHH/MA

enc.



3751

APR 1 1917

NOTICE FOR PUBLICATION

OFFICE OF STATE ENGINEER

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 11:00 a. m. on the 15th day of June, 1917,
 at Oakley, County of Cassia, State of Idaho,
 before B. P. Howells, Notary Public, proof will be submitted
 of the application to beneficial use of 500 cubic feet per second of the
 waters of Goose Creek in accordance with the terms and conditions of
 Permit No. 3751 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are
Twin Falls-Oakley Land & Water Company, Oakley, Idaho,
2. The use to which said water has been applied is for irrigation and domestic
purposes
3. The amount applied to beneficial use is 500 second feet.
4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) Carey Act Segregation List No. 23 and Supplemental
Carey Act Segregation List No. 23, as listed in certificate of com-
pletion issued by F. B. King, State Engineer and dated July 19, 1913.
5. The name of the canal or ditch or other works by which said water is conducted to such place of use
 is Irrigation System of the Twin Falls-Oakley Land & Water & Oakley Canal
Co.
6. The right to take water from such works is based upon Permit No. 3751.
7. The source of supply from which such water is diverted is Goose Creek.
8. The date of the priority which said user is prepared to establish is
March 27, 1908.

3751

State Engineer.

REC
APR 14 1917
OFFICE OF STATE ENGINEER

State of Idaho

Twin Falls Oakley Land
& Water Co.

ENGINEERING DEPARTMENT

BOISE

S.H. Hays, Atty.,
Boise, Idaho

April 1, 1917.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. **3751** -----, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

J.H. Smith

State Engineer

3751

Twin Falls Oakley Land & Water Co.

W. S. KUHN, PRESIDENT

D. C. MACWATTERS, VICE PRES'T AND GEN'L MGR.

MILNER, IDAHO,

August 14, 1913.

TFOL&W

0-

FINAL PROOF - PERMIT 3751.

Hon. F. P. King,
State Engineer,
Boise, Idaho.

RECEIVED

AUG 15 1913

OFFICE OF STATE ENGINEER

Dear Sir:

This is in acknowledgment of your letter of the 13th inst., with which were enclosed certificate of completion of works under Permit 3751 and receipt for fees.

Yours very truly,

D. C. MacWatters
Vice-Pres. & General Manager.

3751

Permit 3751

August 13, 1913.

Mr. D. C. MacWatters, Vice-Pres.
Twin Falls Oakley Land & Water Co.,
Milner, Idaho.

Sir:

Am enclosing herewith certificate of completion of
works issued under the above permit, together with re-
ceipt for fees.

Very truly yours,

F. P. KING,

State Engineer.

CCW-R5655

By _____

3751

REPORT OF ENGINEER.

QUESTION I. State name of applicant and number of Permit:

Ans. D. C. McWatters is the holder of Permit # 3751.

QUESTION II. State source of water supply:

Ans. Goose Creek & Oakley Creek.

QUESTION III. Location of point of diversion:

Ans. Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 18, Twp. 14 S.R. 22 E. B. M.

QUESTION IV State whether or not the works of diversion are fully completed and in accordance with the terms of Permit.

Ans. The works of diversion are fully completed, but do not comply with the terms of the Permit.

QUESTION V. Describe works as they exist; giving dimensions of same.

Ans. They consist of an earthen dam with concrete corewall 143 feet high, length at top 1050 feet, length at bottom 200 feet with an available capacity of 74000 acre feet. The outlet tunnel 8 feet by 10 feet. Two main canals, one with bottom width of 24 feet, depth of water 4 feet, and a grade of 2.376 feet per mile, slopes 2 to 1. Capacity of 370 second feet and the other with a bottom width of 12 feet, depth of water 3 feet Slopes 2 to 1, grade 5.28 feet per mile, capacity 187 second feet.

QUESTION VI. State Whether or not water has been turned into works of diversion and if so, to what extent:

Ans. Water has been turned into works of diversion to the extent of 200 acre feet in May, 1913.

QUESTION VII. Give exact location of lands, to be irrigated:

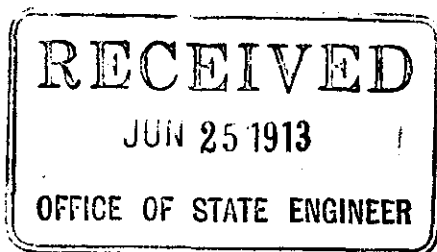
Ans. See map filed with original application.

QUESTION VIII. Submit map an enclosed plat, source of supply, point of diversion route of ditch or ditches and crosses hatch lands to be irrigated.

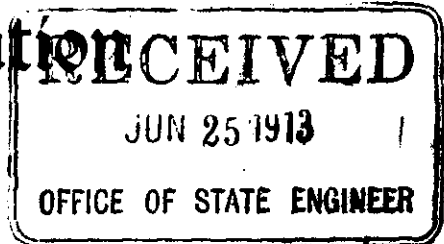
Ans. Map filed with original application show the above.

J. M. Burkett,

Carey Act Engineer.



Affidavit of Publication



STATE OF IDAHO,

County of Cassia.

} ss

I, Fred Jenkins, do solemnly swear that I am the publisher of Oakley Herald, a weekly newspaper of, general circulation, published once each week at Oakley, Idaho, that the notice attached hereto and which is a part of this affidavit, and a part of the proof of publication thereof, was published in said newspaper for five consecutive weeks, the first publication having been made on the 16th day of May, 1913, and the last publication having been made on the 6th day of June, 1913; that the said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the notice was published in the newspaper and not in a supplement.

Fred Jenkins
Subscribed and sworn to before me this 17th day of June, 1913

Denny W. Tucker
Notary Public

I, Register, do hereby certify that a notice, a printed copy of which is hereunto annexed, was by me posted in a conspicuous place in my office for a period of thirty days, I having posted said notice on the _____ day of _____, 1913.

3751

Affidavit of Publication

JUN 25 1913

OFFICE OF STATE ENGINEER

STATE OF IDAHO,

County of Cassia.

I, Fred Jenkins, do solemnly swear that I am the publisher of The Twin Falls, a weekly newspaper of, general circulation, published once each week at Twin Falls, Idaho, that the notice attached hereto and which is a part of this affidavit, and a part of the proof of publication thereof, was published in said newspaper for 16 consecutive weeks, the first publication having been made on the 16th day of May, 1903, and the last publication having been made on the 6th day of June, 1903; that the said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the notice was published in the newspaper and not in a supplement.

NOTICE OF PUBLICATION.

Notice is hereby given that at 2 p.m., on the 17th day of June, 1913, at Milner, County of Twin Falls, State of Idaho before Chas. A. Bauer proof will be submitted of the completion of works for the diversion of 500 cubic feet per second of the waters of Goose Creek in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the State of Idaho.

1. The name of the corporation holding said permit is the Twin Falls Oakley Land and Water Company.

2. The postoffice address and principal place of business of such corporation is Milner, County of Twin Falls, State of Idaho.

3. The number of such Permit is 3751 and the date set for the completion of such work is June 17th 1913.

4. Said water to be used for irrigation and domestic purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 500 cubic feet per second.

6. The amount of lands for which said water is available is 84561 acres, particularly described as follows:

EXHIBIT "A".

Township 12 South, Range 22 East.

Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36.

Township 13 South, Range 22 East.

Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 15, 16, 17, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31, 32, 33, 34, W1-2 of Section 35, W1-2 of Section 26, W1-2 of Section 23, SW1-4 of Section 14, NW1-4 of Section 12.

Township 12 South, Range 21 East.

Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36.

Township 13 South, Range 21 East.

Sections 1, 2, 3, 4, 5, 9, 10, 11, 12, 13, 14, 15, 23, 24, 25, NW1-4 of Sec. 26, NE1-4 of Sec. 16, NE1-4, NE1-4 of SE 1-4, NE1-4 of N 1-4 of Sec. 36.

Township 14 South, Range 22 East.

Sections 4, 5, 8, E1-2 of Sec. 6; E1-2 of E1-2 of Sec. 7; NE1-4 of NE1-4 of Sec. 18; W1-2 of Sec. 17; NW1-4 of Sec. 3.

Township 12 South, Range 23 East.

Sections 5, 6, 7, 8, 17, 18, 19, 20, 29, 30, 31, NW1-4 of Sec. 32.

Township 12 South, Range 20 East.

Sections 1, 2, 3, 4, 5, 6, 11, 12, 13, 14, 24, N1-2 and SE1-4 of Sec. 25, NE1-4 of Sec. 3.

F. P. King
State Engineer.

Subscribed and sworn to before me this 17th day of June, 1903.

Henry W. Tucker

Notary Public

I, Register, do hereby certify that a notice, a printed copy of which is hereto annexed, was by me posted in a conspicuous place in my office for a period of thirty days, I having posted said notice on the 17th day of June, 1903.

PROOF OF COMPLETION OF WORKS.

Deposition of Witness.

RECEIVED

JUN 19 1913

OFFICE OF STATE ENGINEER

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

Ans. Chas. B. Smith, Residence, Oakley, Idaho, Occupation Civil Engineer, Postoffice address, Oakley, Idaho.

Ques. 2. Are you acquainted with Twin Falls Oakley Land and Water Company, the holder of Permit No. 3751, authorizing the diversion of 500 second feet of water from Goose Creek (or Oakley Creek) for irrigation and domestic purposes? How long have you known him and where does he reside?

Ans. Yes. For four years and the residence of the Company is at Milner, Idaho.

Ques. 3. Have you read or heard read said permit No. 3751, 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 permit No. 3751. It is a lava soil with good surface drainage, very regular and even slopes, at an altitude of 3750 to 5000 feet and requires about one second foot to 100 acres for profitable irrigation.

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. They are.

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

Ans. They consist of an earthen dam with concrete corewall, 143 feet high, length at top, 1050 feet, length at bottom, 200 feet, with an available storage capacity of 74,000 acre feet, the outlet tunnel 8.0' x 10.0', 2 main canals, one with bottom width of 24 feet, depth of water 4 feet and a grade of 2.376 feet per mile, slopes 2:1, capacity of 370 second feet and the other with a bottom width of 12 feet, depth of water 3 feet, slopes 2:1, grade 5.28 feet per mile, capacity 187 second feet.

(Sign here)

Chas. B. Smith

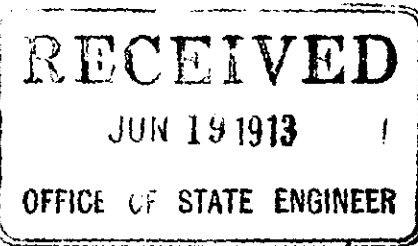
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Milner, County of Twin Falls, State of Idaho, on this 17th day of June, A.D. 1913.

Notary Public.

My commission expires

MY COMMISSION EXPIRES AUG. 28, 1915.

3751



1913

PROOF OF COMPLETION OF WORKS

Deposition of Witness.

RECEIVED

JUN 19 1913

OFFICE OF STATE ENGINEER

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

Ans. C. J. Griffith, Oakley, Idaho, Occupation Water Master, postoffice address Oakley, Idaho.

Ques. 2. Are you acquainted with Twin Falls Oakley Land and Water Company, the holder of Permit No. 3751, authorizing the diversion of 500 second feet of water from Goose Creek (or Oakley Creek) for irrigation and domestic purposes? How long have you known him and where does he reside?

Ans. Yes. For four years and the residence of the Company is at Milner, Idaho.

Ques. 3. Have you read or heard read said permit No. 3751, 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 permit No. 3751. It is a lava soil with good surface drainage, very regular and even slopes, at an altitude of 3750 to 5000 feet and requires about one second foot to 100 acres for profitable irrigation.

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. They are.

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

Ans. They consist of an earthen dam with concrete corewall, 143 feet high, length at top, 1050 feet, length at bottom, 200 feet, with an available storage capacity of 74,000 acre feet, the outlet tunnel 8.0' x 10.0', 2 main canals, one with bottom width of 24 feet, depth of water 4 feet and a grade of 2.376 feet per mile, slopes 2:1, capacity of 370 second feet and the other with a bottom width of 12 feet, depth of water 3 feet, slopes 2:1, grade 5.28 feet per mile, capacity 187 second feet.

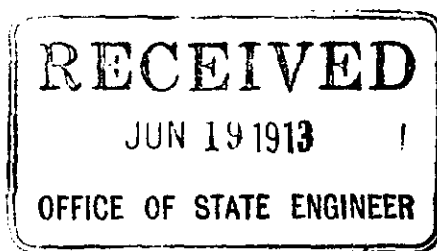
(Sign here)

C. J. Griffith

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 Milner, County of Twin Falls, State of Idaho, on this 17th day of June A.D. 1913.

Robert B. Jones
Notary Public.

3751



1510

PROOF OF COMPLETION OF WORKS

Deposition of Holder.

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

Ans. D. C. MacWatters, Age 48, Residence and postoffice address Milner, Idaho, Occupation Vice-President & General Manager Twin Falls Oakley Land and Water Company.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. Twin Falls Oakley Land & Water Company, Milner, Idaho, Vice-President and General Manager.

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source and point of diversion.

Ans. Permit No. 3751, Approved June 17, 1908, 500 cubic feet per second, Goose Creek or Oakley Creek, Point of diversion SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 18, Twp. 14 S., R. 22 E.B.M.

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Irrigation and domestic use, 84,561 acres. It is a lava soil with good surface drainage, very regular and even slopes at an altitude of 3750 to 5000 feet and requires about one second foot to 100 acres for profitable irrigation.

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Water was turned out of the reservoir in May, 1913, to the extent of about 200 acre feet.

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. Works of diversion are completed and comply with terms of permit.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully ^{those} particulars in which there is any variance.

Ans. See Question 6.

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. They consist of an earthen dam with concrete corewall, 143 feet high, length at top 1050 feet, length at bottom 200 feet with an available storage capacity of 74,000 acre feet, the outlet tunnel 8 feet by 10 feet, 2 main canals, one with bottom width of 24 feet, depth of water 4 feet and a grade of 2.376 feet per mile, slopes 2:1, capacity of 370 second feet and the other with a bottom width of 12 feet, depth of water 3 feet, slopes 2:1, grade 5.28 feet per mile, capacity 187 second feet. Cost of works over \$1,000,000.00.

RECEIVED

JUN 19 1913

OFFICE OF STATE ENGINEER

(Sign here)

D. C. MacWatters

3751

I hereby certify that the following 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 Milner, County of Twin Falls, State of Idaho, on this 17th day of June A.D. 1913.

W. A. Jones
Notary Public.

My Commission expires *Aug. 25, 1915*.



May 21, 1913.

Permits 3751-4732-3-4-5

S. H. Hays, Lawyer,
Boise, Idaho.

Sir:

Am herewith returning assignment of above numbered permits, the same having been recorded in this office. Please to remit \$1.00 recording fees.

Very truly yours,

F. P. KING,

State Engineer.

ASN.

By _____

3751

May 20, 1913.

Hon. Frank King,
State Engineer,
Boise, Ida.

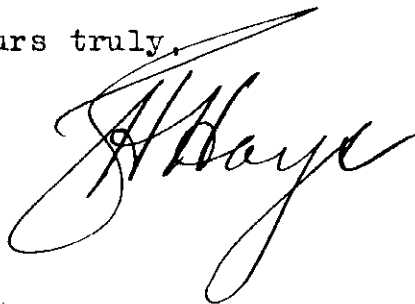
Dear Sir:

I enclose herewith deed for Permits 3751, 4734, 4732, 4735 and 4733 and request that you record it in your records. You need not record the letter attached to it from William S. Kuhn dated July 28th. The deed proper, however, may be recorded in your records.

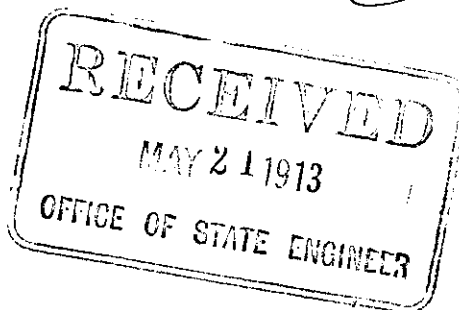
At this time, I wish to call attention to the fact that the statute does not prescribe that the State Engineer's office shall be an office of record although it would be very convenient if it did so.

Please return the deed when the record is made.

Yours truly,



SEH/MA



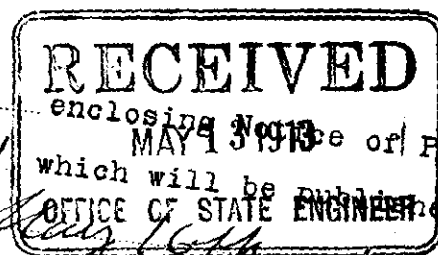
3751

State Engineer, Boise.

Dear Sir:

I have your letter of *May 10*
of Completion of Works under Permit No. *3751*
as you request, beginning with our issue of *May 16th*

(P. O.) *Idaho*
(Date) *May 12th 1913*



Fred Jenkins, Prop.

3751

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 21, 1913

(P. O.) Boise, Idaho

To the State Engineer,
Boise, Idaho.

Dear Sir,

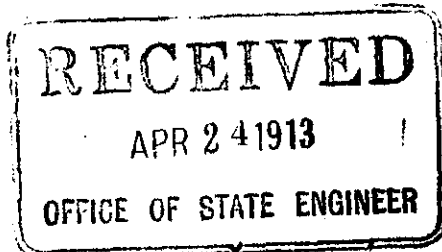
You are hereby authorized to have the attached notice published at my expense in the
The Oakley Herald, of Oakley, Idaho, published in the
county in which the works are situated.

Twin Falls Oakley Land and Water Co.
By A. H. Hays
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.

A. J. Wiley
Engineer.



3751

Notice of Publication

Notice is hereby given that at 2 P M., on the 17th day of June, 1913, at Milner, County of Twin Falls, State of Idaho, before Chas. A. Bauer proof will be submitted of the completion of works for the diversion of 500 cubic feet per second of the waters of Goose Creek

in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the State of Idaho.

1. The name of the ~~person or~~ corporation holding said permit is the Twin Falls Oakley Land and Water Company

2. The postoffice address of such ~~person or~~ principal place of business of such corporation is Milner, County of Twin Falls, State of Idaho.

3. The number of such Permit is 3751, and the date set for the completion of such work is June 17, 1913

4. Said water to be used for irrigation and domestic purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 500 cubic feet per second.

6. The amount of lands for which said water is available is 8456.1 acres, particularly described as follows:

See Exhibit 'A'

F.P. King
A. E. ROBINSON, State Engineer

3751

EXHIBIT "A".

TOWNSHIP 12 SOUTH, RANGE 22 EAST.

Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36.

TOWNSHIP 13 SOUTH, RANGE 22 EAST.

Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 15, 16, 17, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31, 32, 33, 34, $W\frac{1}{2}$ of Section 35, $W\frac{1}{2}$ of Section 26, $W\frac{1}{2}$ of Section 23, $SW\frac{1}{4}$ of Section 14, $NW\frac{1}{4}$ of Section 12.

TOWNSHIP 12 SOUTH, RANGE 21 EAST.

Secs. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36.

TOWNSHIP 13 SOUTH, RANGE 21 EAST.

Sections 1, 2, 3, 4, 5, 9, 10, 11, 12, 13, 14, 15, 23, 24, 25, $NW\frac{1}{4}$ of Sec. 26, $NE\frac{1}{4}$ $NE\frac{1}{4}$ of Sec. 16, $NE\frac{1}{4}$, $NE\frac{1}{4}$ of $SE\frac{1}{4}$, $NE\frac{1}{4}$ of $NW\frac{1}{4}$ of Sec. 36.

TOWNSHIP 14 SOUTH, RANGE 22 EAST.

Sections 4, 5, 8, $E\frac{1}{2}$ of Sec. 6; $E\frac{1}{2}$ of $E\frac{1}{2}$ of Sec. 7; $NE\frac{1}{4}$ of $NE\frac{1}{4}$ of Sec. 18; $W\frac{1}{2}$ of Sec. 17; $NW\frac{1}{4}$ of Sec. 3.

TOWNSHIP 12 SOUTH, RANGE 23 EAST.

Sections 5, 6, 7, 8, 17, 18, 19, 20, 29, 30, 31, $NW\frac{1}{4}$ of Sec. 32.

TOWNSHIP 12 SOUTH, RANGE 20 EAST.

Sections 1, 2, 3, 4, 5, 6, 11, 12, 13, 14, 24, $N\frac{1}{2}$ and $SE\frac{1}{4}$ of Sec. 25, $NE\frac{1}{4}$ of Sec. 23.

Bond.

KNOW ALL MEN BY THESE PRESENTS, That Samuel H. Hays
 of Boise, Idaho, as principal, and S. C. Mac Watters
 of Miner Idaho and Fentress Hill
 of Miner Idaho as sureties, are held and firmly bound unto the State of Idaho in
 the full and just sum of One thousand (\$1000.00) Dollars,
 lawful money of the United States, to the payment of which sum, well and truly to be made, said prin-
 cipal and sureties bind themselves, their heirs, administrators, executors and assigns, jointly and sev-
 erally, under the terms and conditions hereinafter set forth.

The terms of this obligation are such that, whereas the above named principal on the
27th day of March, 1908, filed in the office of the State Engi-
 neer in Boise, Idaho, a certain application for permit to appropriate the public waters of the State
 of Idaho, the said application being thereupon numbered No. 5027 in accordance with which said
 application the State Engineer granted and issued to the said principal herein a certain permit num-
 bered No. 3751, a full, true and complete copy of which application No. 5027 and permit
 No. 3751, is of record in the office of the State Engineer, in Book 10 of Permits, at page 3761

Now, if the above bounden principal shall faithfully carry to completion the said works of diver-
 sion as specified in said application No. 5027 and permit No. 3751, in the manner ~~and time~~
 prescribed therein and within the time therein allowed, then the above obligation to be void, other-
 wise to remain in full force and effect.

IN WITNESS WHEREOF, The said principal and sureties have hereunto set their hands and
 seals, this 10th day of August, 1908

WITNESSES:

Samuel H. Hays (SEAL)
S. C. Mac Watters (SEAL)
Fentress Hill (SEAL)

State of Idaho,

County of Ada

ss.

S. C. Mac Watters of Miner Idaho and
Fentress Hill of Miner Idaho whose names
 are subscribed to the within and foregoing obligation as sureties thereto, each being duly sworn, upon
 oath for himself deposes and says:

That he is a resident and freeholder of the State of Idaho and that he is worth the sum named in
 said obligation, to wit, \$1000.00, over and above all his debts and liabilities, exclusive of prop-
 erty exempt from execution.

APPROVED

DATE

Aug 14 1908

Subscribed and sworn to before me this

14th day of August, 19081908

3751

Notary Public

Received and filed for record in the office of
the State Engineer at Boise, Idaho, at \$100

Aug 26 1908
John H. Peterson Jr.
STATE ENGINEER

3751

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

Boise, Idaho, July 3, 1908.

Permit 3751.

Samuel H. Hays,
Boise, Idaho.

Dear Sir:

I enclose herewith above numbered permit. Be sure to note limitations and conditions of same as given under approval of State Engineer on the third page.

JAS. STEPHENSON, Jr.,
State Engineer.

3751

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

NOTE

Permit 3751

That in order to keep this permit in force a bond in the sum of \$ **1,000.00** must be filed in the office of the State Engineer on or before **August 16, 1908** conditioned upon faithfully carrying to completion the works of diversion as specified in said permit and in the application therefor.

JAS. STEPHENSON, Jr.,

State Engineer.

3752