

RETURN RECEIPT

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

Mack Gray

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, *11-17-54*, 193

Form 3811

U. S. GOVERNMENT PRINTING OFFICE: 1931

21153

State of Idaho

License and Certificate of Water Right

Water License No. 21153

Amount 1.5 c.f.s.

Water District No.

Priority July 13, 1949

THIS IS TO CERTIFY that HAROLD H. ROURKE - MACK GRAY, Assignee
of Twin Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 13, 1949; that Permit No. 21153
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.14 second feet, was issued thereunder on December 30, 1954, showing that said works
were completed on the 13th day of December, 1954; and that on the 15th
day of July, 1957, MACK GRAY

of Hansen, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean, for the purpose of Irrigation
, under Use Permit No. 21153 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
10 of Licenses at page 6181, on the 31st day of October, 1957;
The right hereby confirmed dates from July 13, 1949;

The Point of Diversion is located
in the SE 1/4 SW 1/4, Sec. 6, Tp. 12 S., R. 19 E., B. M. County Cassia

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
12 S.	19 E.	6	NE 1/4 NW 1/4	40	40
			NW 1/4 NW 1/4	--	40
			SW 1/4 NW 1/4	--	40
			SE 1/4 NW 1/4	40	40
			NE 1/4 SW 1/4	40	--
			SE 1/4 SW 1/4	40	<u>30</u>
			Total number of acres irrigated - - - -		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
31st day of October, 1957.

(SEAL)

/s/ Mark E. Kalp

State Reclamation Engineer.

45-1306

47-08379

N^o 21153
45-2306

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

APPLICATION No. 28821
PERMIT No. 21153
DISTRICT No.

*Mark Gray - Rt #2
Danson - Idaho*

1. Name of Applicant: **HAROLD H. ROURKE**

Postoffice address: **451 Ash St., Twin Falls**

County: **Twin Falls**

State: **Idaho**

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

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

2. Quantity of water claimed: **6.4** cubic feet per second.

3. Source of water supply: **Subterranean (5 wells)** which is a tributary of

4. Location of point of diversion: **See Remarks** feet distant from the

corner of Section , T. , R. , B.M., and is in the
of Section 6 & 7 , T. 12 S. , R. 19 E. , B.M., County of **Cassia**

5. Water is to be used for **Domestic and irrigation purposes**

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

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ **25,000.00**

8. Kind of works: **Wells and sprinkler system**

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

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

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

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is **Five (5)** years.

13. The time required for the complete application of the water to the proposed use is **Six (6)** additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **None**

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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

HAROLD H. ROURKE Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. July 13, 1949

Returned to applicant for correction:

Corrected application received: _____

Approval of State Reclamation Engineer

The number of this permit is 21153
Recorded in Book 76 Page 21153 Approved July 15, 1949
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:
Bond in the sum of \$ to be filed on or before
Work to begin on or before September 15, 1949 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before January 15, 1952
The whole of said work to be completed on or before July 15, 1954
Beneficial use of water appropriated in accordance herewith, to be made on or before July 15, 1960

WITNESS My hand this 15th day of July, 1949

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho, and J. D. "CY" PRICE, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 15th day of July, 1949.
STATE OF IDAHO
Countersigned: C. A. ROBINS Governor.
(SEAL) By J. D. "CY" PRICE Secretary of State.

REMARKS: Location of wells, or points of diversion: Well No. 1- NW 1/4 SE 1/4 Section 7; Well No. 2- NE 1/4 NW 1/4 Section 6; Well No. 3- SE 1/4 NW 1/4 Section 6; Well No. 4- NW 1/4 NE 1/4 Section 7; Well No. 5- SE 1/4 SW 1/4 Section 6; All in Twp. 12 S., Range 19 E., B.M.

14.

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12 S.	19 E.	6					40		40		40		40				40		200
		7	40	40												40			120
Total Number of Acres to be Irrigated - -																			320
ASSIGNMENT																			
For value received, I hereby assign all my right, title, and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. 21153 to Mack Gray of Hansen, Idaho.																			
HAROLD H. ROURKE Permit holder. OPAL ROURKE Wife of Permit holder.																			
State of Idaho) County of Twin Falls) ss																			
On this 24th day of April, 1952, before me, a Notary Public for the State of Idaho, residing at Kimberly, Idaho personally appeared Harold H. Rourke, known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that he executed the same.																			
In witness whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year in this certificate first above written.																			
A. L. BLANDFORD Notary Public, residing at Kimberly, Idaho.																			
(SEAL) My commission expires Nov. 19, 1953.																			
Received and filed for record in the Department of Reclamation at Boise, Idaho, April 28, 1952.																			
MARK R. KULP State Reclamation Engineer																			

S T A T E O F I D A H O
DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement
of Permit No. 21153 Under the
Provisions of Section 42-311, Idaho
Code.

)
)
)
)

ORDER REINSTATING PERMIT

WHEREAS, Permit No. 21153 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: July 15, 1954; and,

WHEREAS, On the 12th day of November, 1954 notice to show cause why said permit should not be canceled, under the provisions of Section 5594, Compiled Statutes of Idaho, was duly served on the holder of said permit; and,

WHEREAS, On the 14th day of December, 1954, the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,

WHEREAS, On the 15th day of December, 1954, depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,

WHEREAS, After examination of the said depositions, the State Reclamation Engineer of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. 21153, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. 21153 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 30th day of December, 1954.

(SEAL)

MARK R. KULP
State Reclamation Engineer

Permit No. 21153
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that MACK GRAY of Hansen, County of Twin Falls, and State of Idaho, the holder of Permit No. 21153, issued upon Application No. 28821 bearing date of priority of July 13, 1949, authorizing the diversion of 6.4 second feet of the waters of five wells (subterranean flow) 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 107 inches or 2.14 second feet of the waters of one well; that the point of diversion of said waters is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 6, Township 12 South, Range 19 East, B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Pt. SE $\frac{1}{4}$ SW $\frac{1}{4}$ AND pt. SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 6, Township 12 South, Range 19 East, B. M. and part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, Twp. 12 South, Range 19 East, B. M.

Witness my hand this 30th day of December, A. D. 1954.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made December 13, 1954.
Certificate of Completion of Works issued December 30th, 1954.

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 21153

Comes now Mack Gray, and represents to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 21153, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: Lot 4, Lot 5, Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6; NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7; T 12 S - R 19 E., B.M. making a total of 400 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, this 2 day of September, 1955.

Mack Gray
By HARLEY M. McDOWELL
Agent for Mack Gray

Date of receipt at Office of Department of Reclamation September 2, 1955

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 21153. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

A S S I G N M E N T

For value received, I hereby assign a proportionate share or 1/5 my right, title, interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 21153 to A. L. Blandford of Kimberly, Idaho. Such apportionate use to be made appurtenant to land described as: Lot 4, Lot 5, Sec. 6, T. 12, R 19 E. B. M. Idaho (This lying immediately adjacent to the lands included in the original permit).

MACK GRAY
Permit holder
Mack Gray

State of Idaho)
County of Twin Falls) ss

MARGARET E. GRAY
Wife of Permit Holder

On this 19th day of August, 1955, before me, a Notary Public for the State of Idaho, residing at Kimberly, Idaho, personally appeared Mack Gray and Margaret E. Gray, husband and wife, known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that they executed the same.

In witness whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year in this certificate first above written.

A. L. BLANDFORD
Notary Public, residing at
Kimberly, Idaho

(SEAL)

My commission expires November 1, 1957.

Received and filed for record in the Department
of Reclamation, at Boise, Idaho, September 2, 1955.

MARK R. KULP
State Reclamation Engineer

A S S I G N M E N T

✓
For value received, I hereby assign all my right, title, and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 21153 to Mack Gray of Rt. 2, Hansen, Idaho.

/s/ A. L. Blandford
Permit Holder - A. L. Blandford

/s/ Julia Ann Blandford
Wife of Permit Holder

State of Idaho) ss
County of Twin Falls)

On this 4th day of June, 1957, before me, a Notary Public for the State of Idaho, residing at Kimberly, Idaho, personally appeared A. L. BLANDFORD, and JULIA ANN BLANDFORD, Husband and wife, known to me to the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

In witness whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year in this certificate first above written.

(SEAL)
My commission expires 1-20-61.

/s/ A. Kenneth Dodds
Notary Public, residing at
Kimberly, Idaho

Received and filed
June 12, 1957

MARK R. KULP
State Reclamation Engineer

LICENSE ISSUED FOR 1/5 REG. F.
Page 6181

MEMORANDUM

TO: FILE 47-08379

FROM: PAM SKAGGS

RE: TRANSFER # 4412

DATE: 2/16/95

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 47-02536.

✓
Withdrawn

RECEIVED

MAR 28 1995

MEMORANDUM

TO: FILE NO. 47-08379

FROM: PAM SKAGGS/^{CS}STATE OFFICE

SUBJECT: RIGHT RENUMBERED

DATE: JANUARY 26, 1995

This right was originally numbered 45-02306. The right is actually located within Basin 47, and has been renumbered to 47-08379.

SEARCHED

MAR 28 1995

TO: Brenda Chapman

DATE: 1-18-95

FROM: Jim Stanton

SUBJECT: Uncorrected Error In Water Right Number

Right 45-02306 is clearly in Basin 47, but was never changed to a Basin 47 number when other nearby rights were changed. As there is a pending transfer app. on this right, please change the number and let me know what the new number is. Thanks.

RECEIVED

JAN 19 1995

Department of Water Resources

1-17-95

Jim
This license should be
re-numbered to a Basin 47
number. It is definitely in 47 -
not 45.

Pam will change it if you
agree.

Thanks B

MAR 28 1995

From: DWR60::SCLELLAN 17-JAN-1995 10:15:53.44
To: DWR03::BCHAPMAN
CC: SCLELLAN
Subj: BASIN NUMBER ERROR

BRENDA,

I HAVE FORWARDED THIS TO YOU FOR YOUR INFORMATION... MAYBE YOU CAN WORK ON THIS FROM S.O. AND LET US KNOW THE CORRECTIONS NEEDED.

From: DWR60::SCLELLAN 17-JAN-1995 10:13:57.18
To: MSCHULTE
CC: SCLELLAN
Subj: BASIN NUMBER ERROR

MEL,

I AM CURRENTLY WORKING ON SOME CHANGE OF OWNERSHIPS FOR UHLIG RANCH AND I HAVE DETERMINED THERE IS A NUMBER ERROR ON THE BASIN ASSIGNED FOR AN OLDER LICENSED RIGHT.

A45-02306 SHOULD BE A BASIN 47 RIGHT NUMBER. IT LIES WITHIN BASIN 47 BUT HAS NOT BEEN RENUMBERED LIKE SIMILAR LICENSES WERE FROM THAT AREA.

THIS RIGHT IS GOING THROUGH A TRANSFER UNDER #4412 AND SHOULD BE CORRECTED BEFORE THE TRANSFER IS APPROVED. MARY AND I TRACKED THE TRANSFER AND FILES TO YOU, PLEASE LET ME KNOW IF YOU HAVE THE FILES.

AS A SIDE NOTE THERE ARE CHANGES OF THE OWNERSHIP THAT HAVE OCCURRED AND MAY NEED TO BE SHOWN ON THE TRANSFERED RIGHTS ALSO. WE SHOULD PROBABLY COORDINATE THIS EFFORT.

STEVE

CC: BRENDA CHAPMAN

MAR 28 1995

DATE: 01/18/95
PAGE: 1

TOTAL DIVERSION: 1.500 CFS

Audit: 04/08/85 05/28/88 CONVERT

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE								NW								SW								SE								SUM
		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE										
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac									
4502306	T12S R19E S 6 GROUNDWATER																																	
	:									40	40	40	40	:						30	:				190									
A4502306	GROUNDWATE :									20	40	10	40	:	20					:					130									
T4502306	GROUNDWATE :									40	40	40	40	:						30	:				190									
A4700127A	ROCK CREEK :		39		39		40		40		39		39		22		40	:	27		19	:	40	40	39	40	503							
4700127B	ROCK CREEK :		39		39		40		40		39		39		22		40	:	27		19	:	40	40	39	40	503							
A4700163	ROCK CREEK :	01-40	02-40		40		40	:												:			40	40		40	280							
4702536	GROUNDWATE :		12		38		40		28	:										:			40	40		40	238							
A4702536	GROUNDWATE :	01-40	02-40		40		40	:												:			40	40		40	280							
T4702536	GROUNDWATE :		12		38		40		28	:										:			40	40		40	238							
4702554	GROUNDWATE :																			:			40		40		80							
A4702554	GROUNDWATE :																			:			20		40		60							
R4702554	GROUNDWATE :																			:			20		40		60							
T4702554	GROUNDWATE :																			:			40		40		80							
A4702556	GROUNDWATE :	01-40	02-40		40		40	:												:			40	40		40	280							
4702557	GROUNDWATE :																			:			40		40		80							
A4702557	GROUNDWATE :																			:			20		40		60							
R4702557	GROUNDWATE :																			:			20		40		60							
T4702557	GROUNDWATE :																			:			40		40		80							
4707673	GROUNDWATE :	01-40	02-40		40		40	:												:			40	40		40	280							
	C31Q-CC 24 :				37		40	:						42		27				:			31		40	37	38	40	332					
NO QTRS	MAPPING	Lot01-37	Lot02-39	Lot03-41	Lot04-18	Lot05-18	Lot06-02																											

All overlaps
are in Basin 47
also

October 31, 1957

Re: Permit No. 21153
Mack Gray

Blandford & Blandford
Lawyers
Kimberly, Idaho

ATTENTION: Mr. A. L. Blandford

Dear Mr. Blandford:

Enclosed is the License and Certificate of Water Right issued under Permit No. 21153 to Mack Gray of Hansen, Idaho, confirming the right with priority of July 13, 1949, to his use of 1.5 second feet of subterranean water, with the point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 6, for irrigation of 190 acres in the NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 6, Township 12 South, Range 19 East, B.M.

Enclosed also is departmental receipt #28858 for \$10.00, issued as receipt of the fee for the License.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

21153

September 24, 1957

Re: Permit No. 21153
Mack Gray

Blandford & Blandford
Lawyers
Kimberly, Idaho

ATTENTION: Mr. A. L. Blandford

Dear Mr. Blandford:

Our field engineer's report on the inspection of application of water to beneficial use under the terms of Permit No. 21153, Mack Gray, Route # 2, Hansen, Idaho, shows that his well is capable of conveying 75 miner's inches (1.5 c.f.s.) of water for irrigation of 190 acres. This permit is now entitled to a License and Certificate of Water Right.

Upon receipt of the statutory fee of \$10.00 (based at the rate of two dollars for each 40-acre subdivision) we will issue to Mr. Mack Gray the License and Certificate of Water Right confirming the right with priority of July 13, 1949, to his use of 1.5 second feet of subterranean water with the point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 6, for irrigation of 190 acres in the NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 6, Township 12 South, Range 19 East, B.M.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:mhs

See letter in file no. 9-24536

21153

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

Permit No. 21153

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Mack Gray

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

3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 6

T. 12 S. R. 19 E., B.M. County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same: Well: Drilled 12 10' x 16'
Static water level 100' - Drawdown 200' (Lift 300')

Pump: Fairbanks Morse #PM 7577 Column 320' x 8" stages 5 - Bwls 12"

Motor: U.S. 885080 - 75 HP

Meter: GE #30504541 - Demand 325 x 10

Housing - Yes

5. Water is used for: Irrigation

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

Yes.

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

Lot 3, Lot 4, Lot 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and part of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 6, Twp. 12 S.,

Range 19 E., B.M.

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

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

Remarks:

Mr. Gray was present during the engineer's examination.
" " is a well driller.This examination was made on the 10th day of August, 1957

(Signed)

Examiner.

21153

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
AUG 21 1957
Department of Reclamation

Mack Gray
Rt. #2, Hansen, Idaho

Permit No. 21153

Examination for Beneficial Use

County Cassia

6-12S.-19E.

Q = 6.4 c.f.s.

S. Well

P.D. = SE. SW, Sec. 6, T. 12S. - R. 19E.

Use = Irrigation & Domestic

Filed = July 13, 1949

Due = July 15, 1960

W = 12-30-54

Well 12'0" x 16"
static 100'
pump on 300

Pump: Fairbanks Morse #PM 75 77
Colm 320' x 8"
Stages 5?
Bowls 12"

Motor U.S. #

#75

Meter - GE 30504541
Demand 3.25 x 10

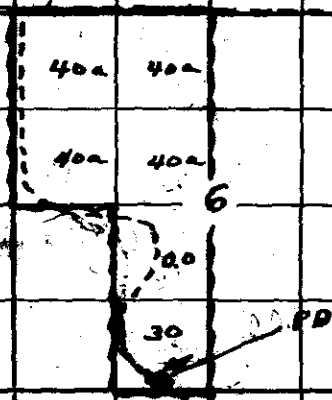
Housing - Yes + Locked

a = 75'
37' over 2' weir
= 60"

R-19E.

TO ARTESIAN CITY →

T.
12
S.



Land subdivisions 5
Irrigated area 190 Acres

Quantity of water 75 Miners inches
as measured over weir.

Subdivisions = 5

Area = 1909

Q = 1.5 cfs

x .37' over 2' Cipolletti Weir
= 1.5 cfs.

21153

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21153

REPORT ON PROOF OF Beneficial Use

Mack Gray, Rt. #2, Hansen, Idaho

1.5 cfs
over

app.	6.4 cfs
gn.	2.14 cfs
Sub	5
acres	190

July 31, 1957

RE: Permit No. 21153

Mr. Mack Gray
Route #2
Hansen, Idaho

Dear Mr. Gray:

We acknowledge receipt of the depositions of yourself and two witnesses, also affidavit of publication in The Burley Herald, all submitted in proof of beneficial use on Permit No. 21153.

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

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR

21153

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 30 1957
Department of Reclamation

Permit No. 21153

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Mack Gray; Rock Creek; farmer and well driller; Route 2,
Hansen, Idaho.

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

Ans. _____

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

Ans. Permit No. 21153; dated July 15, 1949; date of priority July 13, 1949.

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

Ans. Deep well located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 6, Township 12 South,
Range 19, E.B.M., Cassia County, Idaho.

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

Ans. Depth of well is 1210 feet with a 16 inch hole, with 20 feet of
16 inch casing, and with a depth to water of 100 feet. Well is serviced
by 75 h.p. electric pump discharging 107 miner's inches. Two main
ditches 4 feet wide and 3 feet deep, one extending North and one
South from the well, are utilized.

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

Ans. Water is to be used for irrigation of Lot 3, Lot 4, Lot 5, SE $\frac{1}{4}$
NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and part of SE $\frac{1}{4}$ SW $\frac{1}{4}$, of Section 6, Township 12 South,
Range 19 E.B.M., Cassia County, Idaho. All land in each subdivision
is cultivated and actually irrigated, except 4 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$
of said Section. Said lands have been reclaimed from sagebrush and
desert as a direct result of such use.

21153

Handwritten mark

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

Ans. _____

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

Ans. 176 miner's inches of water.

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

Ans. _____

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

Ans. 107 miner's inches of water have been used from this well since spring of 1952 to irrigate potato, bean, red clover and grain crops.

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. No other water or water rights are appurtenant to such lands.

(Sign) _____

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Kimberly, County of Twin Falls, State of Idaho, on this 15th day of July, A. D. 1957.

My commission expires Nov. 1, 1957.

H. B. Blanford
Notary Public for Idaho,
Residing at Kimberly, Idaho.

21153

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 3 0 1957
Department of Reclamation

Permit No. 21153

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Clall McDowell; age 43; Rock Creek, Idaho; farmer; Route 2,
Hansen, Idaho.

Ques. 2. Are you acquainted with Mack Gray, the
holder of Permit No. 21153? How long have you known him and where does
he reside?

Ans. Yes. I have known him for 25 years. He resides at Rock
Creek, Idaho, his post office address being Route 2, Hansen, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21153, 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 con-
veying water from point of diversion to place of use.

Ans. Subterranean water from well located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 6,
Township 12 South, Range 19, E.B.M., Cassia County, Idaho. Water is
pumped by electric pump from well and released into two ditches, one
extending north from well and one extending to the south.

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

Ans. 107 miner's inches of water. (2.14 cubic feet per second)

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. I have seen the pump deliver 2.14 cubic feet per second (107
miner's inches). I was present when the well was tested and the
water measured through a 6 inch orifice.

21153

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

Water is to be used for irrigation of Lot 3, Lot 4, Lot 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and part of SE $\frac{1}{4}$ SW $\frac{1}{4}$, of Section 6, Township 12 South, Range 19 E.B.M., Cassia County, Idaho. All land in each subdivision is cultivated and actually irrigated, except 4 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section. Said lands have been reclaimed from sagebrush and desert as a direct result of such use.

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

Ans. _____

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

Ans. Land has decided slope to it. Soil is sandy loam. I estimate that 176 miner's inches of water are required for profitable cultivation.

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

Ans. No. _____

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. 107 miner's inches of water have been used from this well since spring of 1952 to irrigate potato, bean, red clover and grain crops.

(Signed) Chas McDaniel

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 Kimberly, County of Twin Falls, State of Idaho, on this 15th day of July, A. D. 1957.

H. Blandford
Notary Public.

My commission expires Nov. 1, 1957. Residing at Kimberly, Idaho.

21153

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 3 0 1957
Department of Reclamation

Permit No. 21153

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. H. W. Hamilton; age 57; residence and post office address -
Kimberly, Idaho; Manager of Kimberly office of Idaho Power Company.

Ques. 2. Are you acquainted with Mack Gray, the
holder of Permit No. 21153? How long have you known him and where does
he reside?

Ans. Yes. I have known him for 25 years. He resides at Rock
Creek, Idaho, his post office address being Route 2, Hansen, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21153, 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 con-
veying water from point of diversion to place of use.

Ans. Subterranean water from well located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 6,
Township 12 South, Range 19, E.B.M., Cassia County, Idaho. Water is
pumped by electric pump from well and released into two ditches, one
extending north from well and one extending to the south.

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

Ans. 107 miner's inches of water. (2.14 cubic feet per second)

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. I have seen the pump deliver 2.14 cubic feet per second (107
miner's inches). I was present when the well was tested and saw the
water measured through a 6 inch orifice.

21153

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

Water is to be used for irrigation of Lot 3, Lot 4, Lot 5, SE $\frac{1}{4}$ Ans. NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and part of SE $\frac{1}{4}$ SW $\frac{1}{4}$, of Section 6, Township 12 South, Range 19 E.B.M., Cassia County, Idaho. All land in each subdivision is cultivated and actually irrigated, except 4 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section. Said lands have been reclaimed from sagebrush and desert as a direct result of such use.

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

Ans. _____

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

Ans. Land has decided slope to it. Soil is sandy loam. I estimate that 176 miner's inches of water are required for profitable cultivation.

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

Ans. No. _____

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. 107 miner's inches of water have been used from this well since spring of 1952 to irrigate potato, bean, red clover and grain crops.

(Signed) H. W. Hamilton

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Kimberly, County of Twin Falls, State of Idaho, on this 15th day of July, A. D. 1957.

H. L. Blandford
Notary Public
Residing at Kimberly, Idaho.

My commission expires Nov. 1, 1957.

21153

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

Notice is hereby given that at 10:00 o'clock a.m. on the 15th day of July, 1957, at the office of Blandford and Blandford, Kimberly, Idaho, before A. L. Blandford, Notary Public, proof will be submitted of the application to beneficial use of 2.14 cubic feet per second of the waters of a well in accordance with the terms and conditions of Permit No. 21153 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person holding said permit are Mack Gray, Route 2, Hansen, Idaho.

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

The amount applied to beneficial use is 2.14 cubic feet per second.

The place where said water is used is Lot 3, Lot 4, Lot 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and part of SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 6, Township 12 South, Range 19 E. B. M., Cassia County, Idaho.

The right to take the water from said well is based upon Permit No. 21153.

The source of supply from which said water is diverted is a well located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 6, Township 12 South, Range 19 E. B. M., Cassia County, Idaho.

The date of priority which said user is prepared to establish is July 13, 1949.

MARK R. KULP

State Reclamation Engineer

Published in the Burley Herald,
June 20-27, July 4-11, 1957.

AFFIDAVIT OF PUBLICATION

RECEIVED
JUL 5 1957

STATE OF IDAHO }
COUNTY OF CASSIA } ss.

Carl Jones

first being duly sworn, deposes and says: That he is the printer of The Burley Herald and/or The Burley Bulletin, a weekly newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published weekly and has been continuously and uninterruptedly published in said county, not less frequently than once a week, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspaper at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for ...four... consecutive weeks, commencing with the issue dated June 20, 1957, and ending with the issue dated July 11, 1957.

Subscribed and sworn to before me this 11th day of July, 1957.

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

Burley, Idaho
June 14, 1957

Dear Mr. Kulp,

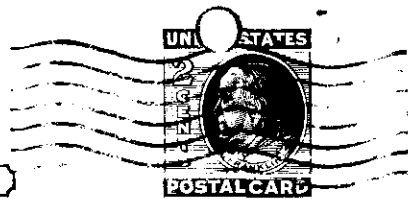
This is to acknowledge receipt of
legal for Mack Gray Rt. #2, Hansen, Idaho. We
have marked it to appear in Burley Herald, June 20-
27, July 4-11, 1957. THANKS

Very truly yours
Burley Herald-Bulletin

Hazel G. Brundell
21153



THIS SIDE OF CARD IS FOR ADDRESS



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

RECEIVED
JUN 17 1957
Department of Reclamation
21153

June 13, 1957

Re: Permit No. 21153
Mack Gray

Mr. Harley M. McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed is the "Assignment" of Permit No. 21153 to Mack Gray of Route #2 Hansen, Idaho from A. L. and Julia Ann Blandford, permit holder and his wife, of Kimberly, Idaho.

This assignment has been recorded in the Department of Reclamation in Book 76 of Permits at Page 21153. It should now be attached to the original permit to which it refers.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR/nls
Enc.

P.S. Also enclosed is departmental receipt No. 28644 for 50¢ issued as receipt of payment of the fee for recording the assignment.

21153

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 21153
Mack Gray

Date: June 12, 1957

The Burley Herald
Burley, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to July 15, 1957 the date set for proof, the expense of the publication to be paid by the applicant's attorney, A. L. Blandford of Kimberly, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

EPR/nls

21153

NOTICE OF PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 o'clock a.m. on the 15th day of July, 1957, at the office of Blandford and Blandford, Kimberly, Idaho, before A. L. Blandford, Notary Public, proof will be submitted of the application to beneficial use of 2.14 cubic feet per second of the waters of a well in accordance with the terms and conditions of Permit No. 21153 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person holding said permit are Mack Gray, Route 2, Hansen, Idaho.

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

The amount applied to beneficial use is 2.14 cubic feet per second.

The place where said water is used is Lot 3, Lot 4, Lot 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and part of SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 6, Township 12th South, Range 19 E.B.M., Cassia County, Idaho.

The right to take the water from said well is based upon Permit No. 21153.

The source of supply from which said water is diverted is a well located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 6, Township 12th South, Range 19 E.B.M., Cassia County, Idaho.

The date of priority which said user is prepared to establish is July 13, 1949.

MARK E. KULP
State Reclamation Engineer.

21153

June 12, 1957

Re: Permit No. 21153
Mack Gray

Blandford & Blandford
Attorneys at Law
Kimberly, Idaho

ATTENTION: Mr. A. L. Blandford

Dear Mr. Blandford:

This acknowledges receipt of the notice of proof of beneficial use on Permit No. 21153 which is to be made before you July 15, 1957. We will send a copy to the Burley Herald with instructions to publish it once a week for four weeks prior to the date set and to send the affidavit of publication and statement of cost to you.

Beforehand, will you please notify Mr. Gray that he and two disinterested witnesses who are familiar with the terms of the Permit and the work done thereunder are to appear before you for the purpose of executing the depositions herewith enclosed.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR/nls
Enc.

cc: Mr. Mack Gray
Route # 2
Hansen, Idaho

21153

RECEIVED
JUN 11 1957

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)..... June 1, 1957.....

(P. O.)..... Hansen, Idaho.....

TO THE STATE RECLAMATION ENGINEER:

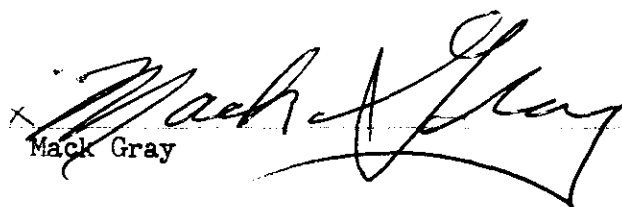
Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

~~XXXXXXXXXXXXXXXXXXXX~~ The Burley Herald Burley, Idaho ~~XXXXXXXXXXXXXXXXXXXX~~ published in

the county in which the works are situated.


Mack Gray

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

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

Engineer.

21153

✓
October 14, 1955

RE: Permit No. 21153

Messrs. Blandford & Blandford
Attorneys At Law
Kimberly, Idaho

ATTENTION: Mr. A. L. Blandford

Dear Mr. Blandford:

We have not heard from you since we returned the Notice for Beneficial Use proof on Permit No. 21153 in the name of Mack Gray and A. L. Blandford, in order that you might resubmit same.

We wonder if you have overlooked the matter.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu

21153

BLANDFORD & BLANDFORD
LAWYERS

J. H. BLANDFORD
TWIN FALLS, IDAHO

October 19, 1955

A. L. BLANDFORD
KIMBERLY, IDAHO

RECEIVED
OCT 19 1955

Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

Re: Permit 21153

Gentlemen:

In reply to your letter of October 14th concerning proof of application of water to beneficial use on the above permit, I decided to wait for some time before filing this proof, inasmuch as the same is not due until July 15, 1960.

Inasmuch as 25 inches of the water from this permit was assigned by Mack Gray to myself, I assume that it will be necessary for the land to which the water right was assigned to also be ready for submitting proof of beneficial use. Since there is no hurry, we desire to postpone proof of application to beneficial use for some time.

Yours very truly,

BLANDFORD & BLANDFORD

By

A. L. Blandford

ALB:im

21153

September 8, 1955

RE: Permit No. 21153

Messrs. Blandford & Blandford
Attorneys at Law
Kimberly, Idaho

ATTENTION: Mr. A.L. Blandford

Dear Mr. Blandford:

In reply to your letter of September 6, we return
the notice for beneficial use on Permit No. 21153 in order
that you may resubmit same in accordance with the changed
conditions of this Permit.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.
cc - Mr. Harley M. McDowell

21153

BLANDFORD & BLANDFORD
LAWYERS

J. H. BLANDFORD
TWIN FALLS, IDAHO

September 6, 1955

A. L. BLANDFORD
KIMBERLY, IDAHO

RECEIVED
SEP 7 1955
Department of Reclamation

State of Idaho
Dept. of Reclamation
Boise, Idaho

Gentlemen:

I am in receipt of your letter of September 2nd,
concerning the notice for proof of beneficial use
which I forwarded in connection with Permit No.
21153.

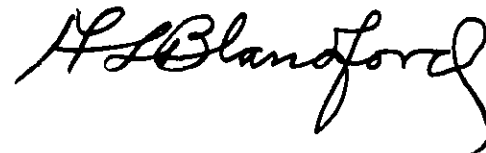
I had forgotten that Mack Gray assigned a
portion of the water from this well to myself. If
you will return the notices, I will change the same
accordingly to include my name and the additional
acreage.

I will also change the notary public to some-
one else in Kimberly.

Yours very truly,

BLANDFORD & BLANDFORD

By



ALB:ih

21153

✓
September 2, 1955

RE: Permit No. 21153

Messrs. Blandford & Blandford
Attorneys At Law
Kimberly, Idaho

ATTENTION Mr. A. L. Blandford

Dear Mr. Blandford:

We are a little confused in connection with your notice for proof of Beneficial Use to be made on Permit No. 21153 in the name of Mack Gray before you as Notary Public on August 11, 1955, which reached us a day or two ago.

The reason for our confusion is that Mr. Harley M. McDowell of Boise, has sent us an Assignment of a proportionate share in this Permit from Mack Gray and wife to A. L. Blandford together with an Application for Amendment to the Land List to include Lots 4 and 5 Section 6, Township 12 South, Range 19 East, E. M., to which this assigned portion was appurtenant.

Since this Amendment to the Land List and Assignment have been recorded the notice which you sent for proof of Beneficial Use should also be amended to contain both the names of Mack Gray and A. L. Blandford and to include the additional acreage.

Moreover since A. L. Blandford is a partial owner the proof cannot be made before him as Notary Public.

We are sending a copy of this letter to Mr. McDowell and shall await further advice before proceeding with publication of the notice.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A:ou
CC: Mr. Harley M McDowell

Chief Clerk

21153

September 2, 1955

RE: Permits Nos. 22153 22142 22143

Mr. Harley M. McDowell
519 Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We are returning herewith the following Assignments which have been recorded in this Department.

Assignment of Permit No. 22142 from Charlotte L. Puschel and Eugene Puschel to Maxine F. Puschel.

Assignment of Permit No. 22143 from Amanda M. Baxter and Ernest Baxter to Donald S. Howard.

Amendment to the Land List in Permit No. 22153 also Assignment of a portion of said Permit from Mack Gray to A. L. Blandford.

We also enclose departmental receipt No. 27526 for the \$1.50 fees for recording the above three Assignments.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu
Enc.

21153

September 1, 1955

RE: Permit No. 21153

Mr. Harley M. McDowell
519 Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We are at a loss to understand the Assignment of "a proportionate share of" Permit No. 21153, appurtenant to Lots 4 and 5 of Section 6, Township 12 South, Range 19 East, B.M., said assignment being made by Mack Gray and wife to A. L. Blandford.

Lots 4 and 5 of Section 6 are not included in Permit No. 21153, which is for 320 inches to be used on the $E\frac{1}{2}NW\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}$, $SW\frac{1}{4}SE\frac{1}{4}$, Section 6, $W\frac{1}{2}NE\frac{1}{4}$, $NW\frac{1}{4}SE\frac{1}{4}$ Section 7, Township 12 South, Range 19 East, B.M.

Is it the intention to amend Permit No. 21153 to include this additional acreage? That would make a total of approximately 400 acres for the 320 inches of water and the proportionate share on the new 80 acres (Lots 4 and 5) would be $80/400$ or $1/5$.

Please advise if our understanding is correct and if not, please explain.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1
~~XXXX~~

21153

BLANDFORD & BLANDFORD
LAWYERS

J. H. BLANDFORD
TWIN FALLS, IDAHO

August 26, 1955

A. L. BLANDFORD
KIMBERLY, IDAHO

RECEIVED
AUG 29 1955
Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

Re: Permit No. 21153

Gentlemen:

I am enclosing the authorization to publish
notice of proof of application of water to bene-
ficial use.

Such notice is also enclosed.

Yours very truly,

BLANDFORD & BLANDFORD

By

AL Blandford

ALB:ih

Enclosures

21153

BLANDFORD & BLANDFORD
LAWYERS

J. H. BLANDFORD
TWIN FALLS, IDAHO

A. L. BLANDFORD
KIMBERLY, IDAHO

AUTHORIZATION TO PUBLISH NOTICE

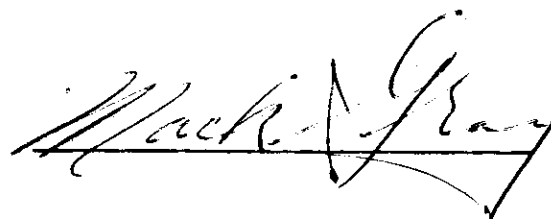
To: State of Idaho, Department of Reclamation,
Boise, Idaho.

Date: August 25, 1955.

Post Office Address: Route 2, Hansen, Idaho.

The undersigned hereby authorizes you to
publish the enclosed notice of proof of application
of water to beneficial use in the Kimberly Advertis-
er, Kimberly, Idaho, and hereby agrees to pay all
charges for the same.

Yours very truly,

A handwritten signature in cursive script, reading "Mack Gray". The signature is written in dark ink and is positioned below the typed name "Mack Gray".

21153

December 31, 1954

RE: Permit No. 21153

Messrs. Blandford & Blandford
Attorneys At Law
Kimberly, Idaho

Attention: MR. A. L. BLANDFORD

Dear Mr. Blandford:

We enclose Certificate of Completion of Works issued under Permit No. 21153 in the name of Mack Gray for the diversion of 107 inches or 2.14 second feet of water from a well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 6, Township 12 South, Range 19 East B. M. for irrigation and domestic use on Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, pt. SE $\frac{1}{4}$ SW $\frac{1}{4}$ AND pt. SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 6, Township 12 South, Range 19 East, B. M. and part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, Township 12 South, Range 19 East, B.M.

We also enclose departmental receipt No. 27119 for the \$5.00 fee for Certificate of Completion of Works.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu
Enc.
cc-Mack Gray

21153

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement
of Permit No. 21153 Under the
Provisions of Section ~~5594, Idaho~~
~~Compiled Statutes~~ 42-311, Idaho Code

ORDER REINSTATING PERMIT

WHEREAS, Permit No. 21153 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: July 15, 1954; and,

WHEREAS, On the 12th day of November, 1954, 192 notice to show cause why said permit should not be canceled, under the provisions of Section 5594, Compiled Statutes of Idaho, was duly served on the holder of said permit; and,

WHEREAS, On the 14th day of December, 1954, 192 the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,

WHEREAS, On the 15th day of December, 1954, 192 depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,

WHEREAS, After examination of the said depositions, the ~~Commissioner of State~~ ^{Engineer} of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. 21153, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. 21153 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 30th day of December, 1954, 192

Mark R. Kulp
~~Commissioner of Reclamation~~
State Reclamation Engineer

By _____

~~Assistant~~

21153

BLANDFORD & BLANDFORD
LAWYERS

J. H. BLANDFORD
TWIN FALLS, IDAHO

December 22, 1954

A. L. BLANDFORD
KIMBERLY, IDAHO

RECEIVED
DEC 23 1954
U. S. DEPT. OF RECLAMATION

State of Idaho
Dept. of Reclamation
Boise, Idaho

Gentlemen:

As requested by your letter of December
16th, I enclose my check for \$5.00 in payment
of the statutory fee for Proof of Completion
of Works under permit No. 21153.

Yours very truly,

BLANDFORD & BLANDFORD

By *A. L. Blandford*

ALB:ih

Enclosure

21153

✓
December 16, 1954

RE: Permit No. 21153

Messrs. Blandford & Blandford
Lawyers
Kimberly, Idaho

Attention : Mr. A. L. Blandford

Dear Mr. Blandford:

We acknowledge receipt of your letter of December 14 enclosing depositions of Mack Gray and 2 witnesses in proof of Completion of Works on Permit No. 21153.

This proof will be accepted and the Permit can be reinstated and certificate of Completion of Works issued upon receipt of the statutory fee of \$5.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu

21153

BLANDFORD & BLANDFORD
LAWYERS

J. H. BLANDFORD
TWIN FALLS, IDAHO

December 14, 1954

A. L. BLANDFORD
KIMBERLY, IDAHO

RECEIVED
DEC 15 1954
Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

Gentlemen:

I enclose the affidavit of holder and the
affidavit of two witnesses concerning proof of
completion of works for permit No. 21153 in the
name of Mack Gray.

The application was originally for five
wells, but only one was drilled and is the only
one for which proof will be made.

Yours very truly,

BLANDFORD & BLANDFORD

By

A. L. Blandford

ALB:ih

Enclosures

21153

STATE OF IDAHO
Department of Reclamation
PROOF OF COMPLETION OF WORKS

Affidavit of Holder
Permit No. 21153

STATE OF IDAHO)
) ss
County of Twin Falls)

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

1. That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 21153, and that his postoffice address is Route 2, Hansen, Idaho.

2. That said water is diverted from a deep well with point of diversion located in the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Six (6), Township Twelve (12) South, Range Nineteen (19) East of the Boise Meridian, in Cassia County, Idaho.

3. That under the terms and conditions of said permit, construction thereunder was required to be completed by the 15th day of July, 1954.

4. That the use for which said water is intended is for irrigation purposes.

5. That on the date above mentioned, the works constructed under said permit were fully completed; that the said works were actually completed on or about the 1st day of May, 1952; that said works consist of the following:

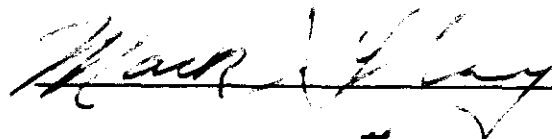
- (a) a deep well 1210 feet deep, with a hole 16 inches in diameter and depth to water of 100 feet.
- (b) 20 feet of casing.
- (c) ditches sufficient to carry said water to intended place of use.

21153

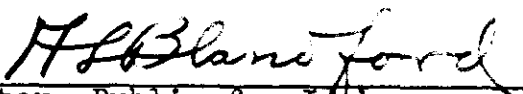
6. That said deep well will produce 107 inches of water; that said works are capable of conducting to the place of intended use in excess of two second feet of water.

7. That the water appropriated under said permit is available for the irrigation of 170 acres of land described as follows:

Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, part of SE $\frac{1}{4}$ SW $\frac{1}{4}$, part of SW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Section 6, Township 12 South, Range 19 E.B.M., Cassia County, Idaho; and part of NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 7, Township 12 South, Range 19 E.B.M., Cassia County, Idaho.



SUBSCRIBED AND SWORN to before me this 13th day of December, 1954.


Notary Public for Idaho,
Residing at Kimberly, Idaho.

21153

STATE OF IDAHO
Department of Reclamation

PROOF OF COMPLETION OF WORKS

Affidavit of Witness
Permit No. 21153

STATE OF IDAHO)
) ss
County of Twin Falls)

HARRY W. HAMILTON, being first duly sworn, upon his oath deposes and says:

1. That he is acquainted with Mack Gray, the holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 21153, that affiant's address is Kimberly, Idaho.

2. That said water is diverted from a deep well with point of diversion located in the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Six (6), Township Twelve (12) South, Range Nineteen (19) East of the Boise Meridian, in Cassia County, Idaho.

3. That under the terms and conditions of said permit, construction thereunder was required to be completed by the 15th day of July, 1954.

4. That the use for which said water is intended is for irrigation purposes.

5. That on the date above mentioned, the works constructed under said permit were fully completed; that the said works were actually completed on or about the 1st day of May, 1952, that said works consist of the following:

- (a) a deep well 1210 feet deep, with a hole 16 inches in diameter and depth to water of 100 feet.
- (b) 20 feet of casing.
- (c) ditches sufficient to carry said water to intended place of use.

21153

6. That said deep well will produce 107 inches of water; that said works are capable of conducting to the place of intended use in excess of two second feet of water.

7. That the water appropriated under said permit is available for the irrigation of 170 acres of land described as follows:

Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, part of SE $\frac{1}{4}$ SW $\frac{1}{4}$, part of SW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Section 6, Township 12 South, Range 19 E.B.M., Cassia County, Idaho; and part of NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 7, Township 12 South, Range 19 E.B.M., Cassia County, Idaho.

Harry M. Hamilton

SUBSCRIBED AND SWORN to before me this 10th day of December, 1954.

H. L. Blansford
Notary Public for Idaho,
Residing at Kimberly, Idaho.

STATE OF IDAHO
Department of Reclamation

PROOF OF COMPLETION OF WORKS

Affidavit of Witness
Permit No. 21153

STATE OF IDAHO)
) ss
County of Twin Falls)

CLELL D. McDOWELL, being first duly sworn, upon his oath deposes and says:

1. That he is acquainted with Mack Gray, the holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 21153, that affiant's address is Route 2, Hansen, Idaho.

2. That said water is diverted from a deep well with point of diversion located in the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Six (6), Township Twelve (12) South, Range Nineteen (19) East of the Boise Meridian, in Cassia County, Idaho.

3. That under the terms and conditions of said permit, construction thereunder was required to be completed by the 15th day of July, 1954.

4. That the use for which said water is intended is for irrigation purposes.

5. That on the date above mentioned, the works constructed under said permit were fully completed; that the said works were actually completed on or about the 1st day of May, 1952, that said works consist of the following:

- (a) a deep well 1210 feet deep, with a hole 16 inches in diameter and depth to water of 100 feet.
- (b) 20 feet of casing.
- (c) ditches sufficient to carry said water to intended place of use.

21153

6. That said deep well will produce 107 inches of water; that said works are capable of conducting to the place of intended use in excess of two second feet of water.

7. That the water appropriated under said permit is available for the irrigation of 170 acres of land described as follows:

Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, part of SE $\frac{1}{4}$ SW $\frac{1}{4}$, part of SW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Section 6, Township 12 South, Range 19 E.B.M., Cassia County, Idaho; and part of NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 7, Township 12 South, Range 19 E.B.M., Cassia County, Idaho.

Cliff D. M. Saults

SUBSCRIBED AND SWORN to before me this 14th day of December, 1954.

H. B. Saults
Notary Public for Idaho,
Residing at Kimberly, Idaho.)

RETURN RECEIPT

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

Frank Gray

(Signature of addressee's receipt)

Date of delivery: 11-17-22

Home Mail

21153

Post Office Department

OFFICIAL BUSINESS

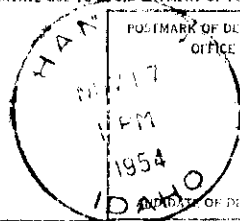
REGISTERED ARTICLE

No. 187642

INSURED PARCEL

No. _____

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE



Return to _____

Street and Number }
or Post Office }

BOISE,

2115- IDAHO.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

November 12, 1954, ~~195~~

Re: Permit No. 21153

To ~~Mr. Mack Gray~~
Hansen, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 21153
to Appropriate the Public Waters of the State of Idaho, have not been complied with as to

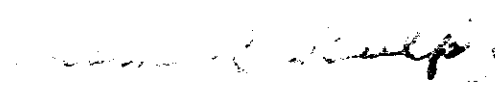
Completion of works July 15, 1954

you are hereby notified in compliance with Sec. ~~41-311~~ ⁴²⁻³¹¹ Idaho Code ~~annotated~~ that said Permit No. 21153
is hereby held for cancellation.

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

Said Permit No. 21153 claims the use of 6.4 cubic feet per second of the
waters of five wells with point of diversion located
in Sections 6 & 7, Twp. 12 South, Range 19 East, B. M.
was approved July 15, 1949

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the
12th day of November, 1954, ~~195~~


State Reclamation Engineer.

By _____
Assistant.

21153

✓
September 14, 1954

RE: Permit No. 21153

Messrs. Blandford & Blandford
Attorneys at Law
Kimberly, Idaho

ATTENTION: Mr. A. L. Blandford

Dear Mr. Blandford:

Reference is made to your letter of September 13th in regard to Permit No. 21153 in the name of Mack Gray.

This permit is dated July 15, 1949, and the five years allowed by statute for making proof of Completion of Works expired July 15, 1954, and no extension can be allowed.

However, if the works were completed prior to that time the permit may be reinstated by furnishing affidavits of Mr. Gray and two witnesses describing the works and stating definitely that they were completed prior to July 15, 1954.

If we understand your letter correctly and Mr. Gray is prepared to make proof of Beneficial Use at the same time, that can be done and we shall be glad to furnish the necessary forms upon request.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br

2115

BLANDFORD & BLANDFORD
LAWYERS

J. H. BLANDFORD
TWIN FALLS, IDAHO

September 13, 1954

A. L. BLANDFORD
KIMBERLY, IDAHO

RECEIVED
SEP 14 1954
Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

Gentlemen:

Mr. Mack Gray just brought in to me your instructions concerning proof of completion of works dated May 1, 1954.

You state that completion of works under the terms of permit No. 21153 must be completed before July 15, 1954.

I assume that no extension can be granted for proof of completion of works unless the same was requested and granted before the proof was necessary.

Since this permit was for appropriation of water from deep wells, I am wondering if proof for completion of works under this permit could not be made at the same time as proof of application to beneficial use. If it cannot, is it necessary for Mr. Gray to file a complete new application to appropriate the water?

Thank you for this information.

Yours very truly,

BLANDFORD & BLANDFORD

By

A. L. Blandford

ALB:ih

21153

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

~~Boise, Idaho~~ Land Office

P. O. Box 2237

Boise, Idaho

(PLACE)

July 26, 1954

(DATE)

RECEIVED
JUL 28 1954

Department of Reclamation

NOTICE OF ALLOWANCE

A. L. Blandford

Box 963

Kimberly, Idaho

Sir:

Your Desert Land Entry, Serial No. Idaho 05310
(Kind of application or entry)

Receipt No. 76630, for Lots 4 and 5

_____, Section 6

Township 12 S., Range 19 E., Boise Meridian, Idaho

containing 40.24 acres, has this day been allowed, subject to

your further compliance with law and regulations applicable thereto.

In correspondence relating to this entry, always refer to the serial number.

The above entry is allowed subject to any existing

rights-of-way and to any valid existing rights.

Very respectfully,

Paul H. Blandford

cc: IRM, Burley, Idaho
State Recl. Engr., Boise, Idaho

21153

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mr. Mack Gray

Boise, Idaho **May 1, 1954**

Hansen, Idaho

Dear Sir:-

Under the terms of your permit No. 2153 you are required to complete your diversion works on or before July 15, 1954. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

MARK R. KULP

State Reclamation Engineer

21153

July 22, 1949

Idaho District Land Office
Postoffice Box 2237
Boise, Idaho

Gentlemen:

At the request of Mr. Harold H. Rourke
of Twin Falls, Idaho, we enclose two certified
copies of his Permit No. 21153.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

CC: Mr. Harold H. Rourke

21153

✓
April 29, 1952

RE: Permits Nos. 21153 and 22013

Mr. A. L. Blendford
Municipal Building
Kimberly, Idaho

Dear Mr. Blendford:

We return the assignments of Permit No. 22153 from Harold H. Rourke and wife to Mack Gray and of Permit No. 22013 from Alice V. Wilson to Venice Leopold, both of which have been recorded in this department.

We also enclose departmental receipt No. 24398 for the \$1.00 recording fees.

The assignment of Permit No. 22013 to Venice Leopold does not give her address other than Twin Falls, Idaho. Will you please advise us as to her mailing address.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21153

July 22, 1949

Re: Permit No. 21153

Mr. Harold H. Rourke
451 Ash Street
Twin Falls, Idaho

Dear Mr. Rourke:

We enclose Permit No. 21153 and direct your attention to the limitations and conditions as given on the fourth page under Approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 21658 in the amount of \$9.00 which includes \$6.50 filing fee and \$2.50 for two certified copies which are being sent by this same mail to the District Land Office at Boise, as per copy of letter enclosed.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

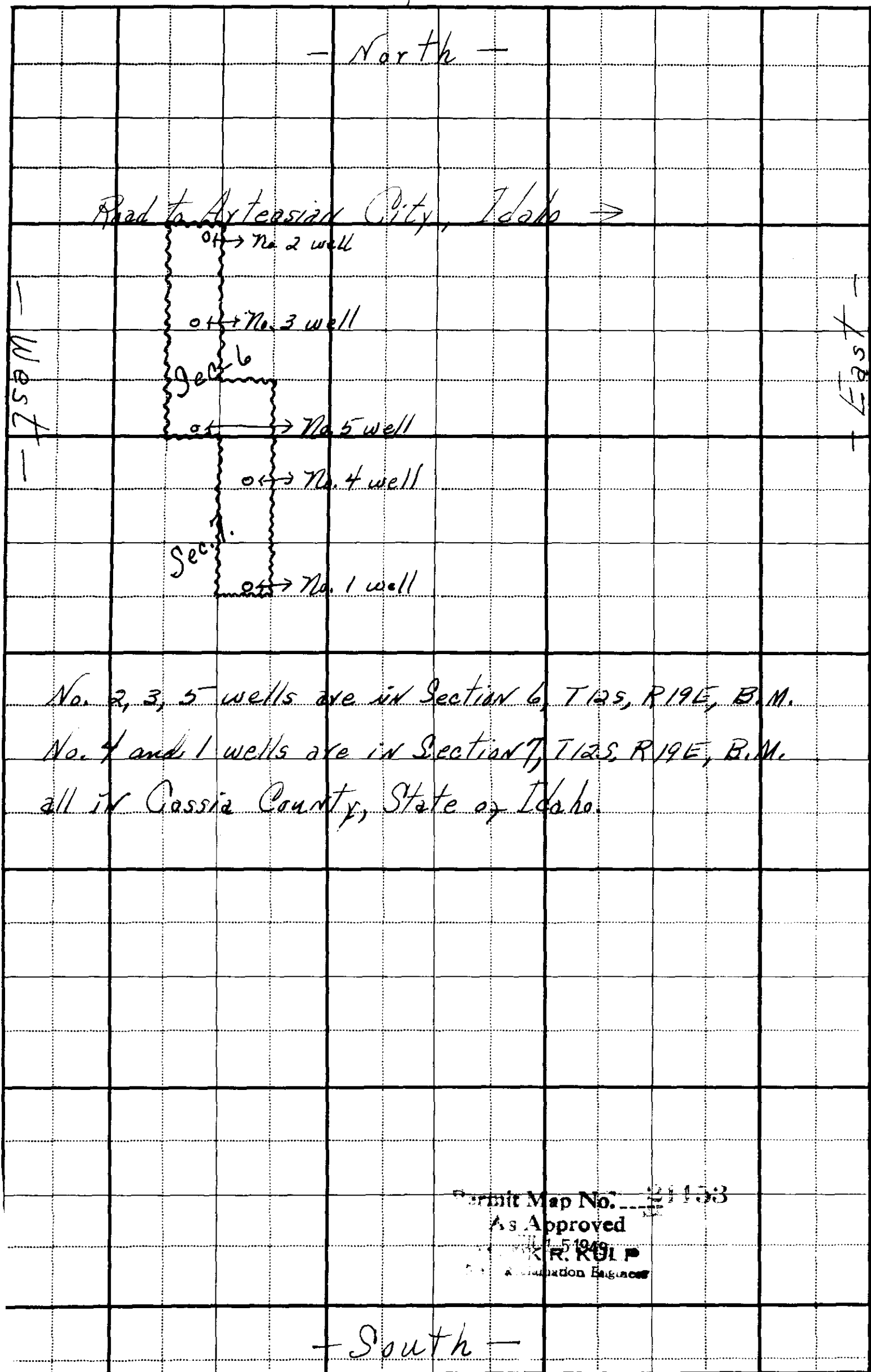
Chief Clerk

A:bh
Enc.

21153

NAME OF APPLICANT Har. H. L. ERKE

FORM No. 0



No. 2, 3, 5 wells are in Section 6, T12S, R19E, B.M.
No. 4 and 1 wells are in Section 7, T12S, R19E, B.M.
all in Cassia County, State of Idaho.

Permit Map No. 21153
As Approved
JUL 15 1949
R. R. K. R. K. R.
Registration Engineer

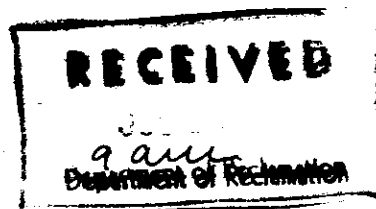
July 9, 1949
Department of Reclamation
Boise, Idaho.

Gentlemen:

Enclosed find application
for water right. Please send
two certified copies to Idaho
District Land Office, P.O. Box 2237,
Boise, Idaho.

Thank you.

Yours truly
Harold H. Rourke
437 Ash St.
Twin Falls, Idaho.



21153