

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
JUN 4 1963

Department of Reclamation

733-8910
Application
Lake #

J. Woodson Creed & Noma
M. Creed, 550 Cindy Drive
Twin Falls, Idaho

Permit No. 21189

Take # 21680 in T.F. filing

Examination for Beneficial Use

County Cassia

Sec. 4 T. 12 S. R. 19E

Quantity: 5.0 c.f.s.

Source: Wells

P.D.: NW, SW, NW, SE, } Sec. 4, T. 12 S. - R. 19E BM.
check out

Use: Irrigation & Domestic

Filed: May 2, 1950

Due: May 6, 1961

Extension:

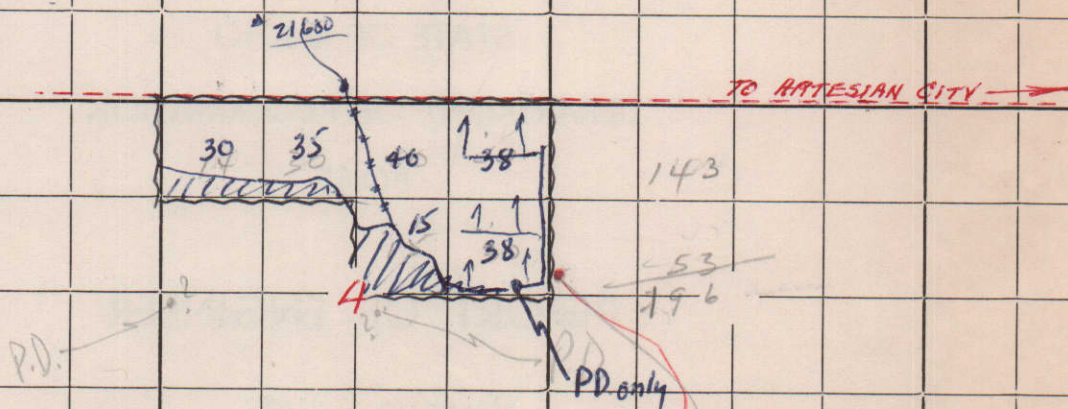
Completion of Works: 5-9-55

Other Rights: none

OP Depth well ??
H1-300'
327' column
60 ft = 12" bore

R-19E.

T.
12
S.



Kunkle + Porter

this pump will dry up
Creed in middle of summer
when used.
not used last year

Priority July 3, 1950

Subdivisions 6

AREA. 196 ac.

Q = 1.83 cfs. or 9 1/2"

Notice for Publication
NOTICE OF PROOF OF APPLIC-
ATION OF WATER TO BENEFI-
CIAL USE

Notice is hereby given that at 10:00 A.M. on the 7th day of July, 1961, at Twin Falls, County of Twin Falls, State of Idaho before John Martin, 246 3rd Ave. E., Twin Falls, proof will be submitted of the application to beneficial use of 5.0 cubic feet per second of the waters of 2 wells (Subterranean) in accordance with the terms and conditions of Permit No. 21489 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: Dr. J. Woodson Creed and Noma Creed, 550 Cindy Dr., Twin Falls, Idaho.

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

The amount applied to beneficial use is 3.0 c.f.s.

The place where said water is used, give full and accurate legal description: N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 1; NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 3, Twp. 12 S., R. 19 E.B.M.

The right to take water from such works is based upon Permit No. 21489.

The source of supply from which said water is diverted is Subterranean.

Point of Diversion (legal description) NW $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4; Twp. 12 S. Rge. 19 E.B.M.

The date of priority which said user is prepared to establish is June 12, 1960.

GEO. N. CARTER,
State Reclamation Engineer
Published in The Herald-Bulletin
June 9-16-23-30, 1961.

Affidavit of Publication.

The Herald-Bulletin

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

COUNTY OF CASSIA

SS.

Carl Jones

....., first being duly sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily 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 daily and has been continuously and uninterruptedly published in said county, not less frequently than once a day, 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 consecutive weeks, commencing with the issue dated *June 9*, 19*61*, and ending with the issue dated *June 30*, 19*61*

Subscribed and sworn to before me this *30th* day of *June*, 19*61*

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

My Commission Expires June 4, 1963

21489

RECEIVED

JAN 2 1962

Department of Reclamation

NAME OF APPLICANT nneth M. Kennedy,

FORM No. 0

128-19E.

•
Mill
Water

•
Location
of next well

Please indicate location
of well.

Permit Map No. 21489
As Approved
MAY 6 1950
MARK R. KULP
State Reclamation Engineer

21489

J. Woodson, S. Norma
Creek

James W. Porter
Grant E. Kunkle
Frost E. Stockslager.

No Desert Entry in force on this land

T. 12 S. - R. 19 E.

State of Idaho
License and Certificate of Water Right

Water License No. 21489

Amount 1.83 c.f.s.

Water District No.

Priority July 3, 1950

THIS IS TO CERTIFY that KENNETH M. KENNEDY - Assignee - CREED CONCERN, INC.
of Kimberly, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 2, 1950; that Permit No. 21489
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
5.0 second feet, was issued thereunder on May 9, 1955, showing that said works
were completed on the 6th day of May, 1955; and that on the 7th
day of July, 1961, J. WOODSON CREED & NOMA M. CREED Assignee -
CREED CONCERN, INC.

of Twin Falls, 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 flow, for the purpose of irrigation and domestic
purposes, under Use Permit No. 21489 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
12 of Licenses at page 7612, on the 3 day of July, 1963;
The right hereby confirmed dates from July 3, 1950;

The Point of Diversion is located
in the SE 1/4 NE 1/4, Sec. 4, Tp. 12 S. R. 19 E, B. McCasida County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.83 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	4	NE 1/4 NE 1/4	40	38
			NW 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	15
			SE 1/4 NE 1/4	40	38
			NE 1/4 NW 1/4	40	35
			NW 1/4 NW 1/4	40	30
			Total number of acres to be irrigated:		196

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

3rd day of July, 1963.

/s/ RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

45-2327
47-2529

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 29194
 PERMIT No. 21489
 DISTRICT No.

Assigned to *Partially*
Darius J. Kennedy
1984-11th Ave. E.
Twin Falls
Idaho
see other

1. Name of Applicant: KENNETH M. KENNEDY

Postoffice address: Box 497, Kimberly

County: Twin Falls

State: Idaho

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

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

2. Quantity of water claimed: 250 inches or 5 cubic feet per second.

3. Source of water supply Subterranean flow from wells which is a tributary of

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B. M., and is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$
 of Section 4 , T. 12 S. , R. 19 E. , B.M., County of Cassia

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

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

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section , T. , R. , B.M.

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

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the
 of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 12,000.00

8. Kind of works: Wells, pumps and ditches

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

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

11. Ditch: Width at bottom 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.

KENNETH M. KENNEDY

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. May 2, 1950

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21489

Recorded in Book 77 Page 21489 Approved May 6, 1950

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before July 6, 1950 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before November 6, 1952

The whole of said work to be completed on or before **May 6, 1955**

Beneficial use of water appropriated in accordance herewith, to be made on or before **May 6, 1961**

WITNESS My hand this 6th day of May, 1950

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 6th

day of May, 19 50.

STATE OF IDAHO

Countersigned:

(SEAL)

By C. A. ROBINS

Governor.

By J. D. "CY" PRICE

Secretary of State.

REMARKS: This application is made in connection with a desert claim filed in the Bureau of Land Management.

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12 S.	19 E.	4	x	x	x	x	x	x	x	x								250	
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 21489																			
Comes now Kenneth M. Kennedy, 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. 21489, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4; NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 12 S., R. 19 E., B.M. as follows: NW $\frac{1}{4}$ NW $\frac{1}{4}$, 25 acres; NE $\frac{1}{4}$ NW $\frac{1}{4}$, 27 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$, 35 acres; NE $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$, 17 acres. SE $\frac{1}{4}$ NE $\frac{1}{4}$, 26 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres; Sec. 3; NW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; making a total of 250 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 24 day of January, 1954.																			
KENNETH M. KENNEDY																			
Date of receipt at Office of Department of Reclamation January 27, 1954.																			
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. 21489. 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																			

PARTIAL ASSIGNMENT

For value received, I hereby assign 7/25 of my right, title, and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 21489 to Doris J. Kennedy of 1984 - 11th Ave. East, Twin Falls, Idaho, appurtenant to NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4; NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 3.

KENNETH M. KENNEDY
Permit Holder

DORIS J. KENNEDY
Wife of Permit Holder

State of Idaho)
) ss
County of Ada)

On this 24 day of January, 1954, before me, a Notary Public for the State of Idaho, residing at Boise personally appeared ~~Doris J. Kennedy~~ ^{Kenneth M. Kennedy}, 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.

HARLEY M. McDOWELL
Notary Public, residing at Boise, Idaho

(SEAL)

My commission expires 10/11/55

Received and filed for record in the Department of Reclamation,
at Boise, Idaho, February 12, 1954

MARK R. KULP
State Reclamation Engineer

Permit No. 21489

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that KENNETH M. KENNEDY of Kimberly, County of Twin Falls, and State of Idaho, the holder of Permit No. 21489, issued upon Application No. 29194 bearing date of priority of May 2, 1950, authorizing the diversion of 250 inches or 5 second feet of the waters of subterranean flow from wells 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 180 inches or 3.6 second feet of the waters of one well; that the point of diversion of said waters is approx. 600 feet West of the Southeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 4, 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: NE $\frac{1}{4}$ and N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 4, Township 12 South, Range 19 East, B. M.

Witness my hand this 9th day of May, A. D. 1955.

Proof of Completion of Works made May 6, 1955.
Certificate of Completion of Works issued May 9, 1955.

MARK R. KULP
State Reclamation Engineer

Permit No. 21489 (Assigned portion)

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that DORIS J. KENNEDY of Kimberly, County of Twin Falls, and State of Idaho, the holder of an assigned portion of Permit No. 21489, issued upon Application No. 29194 bearing date of priority of May 2, 1950 authorizing the diversion of 250 inches or 5 second feet of the waters of subterranean flow from wells 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 70 inches or 1.4 second feet of the waters of one well; that the point of diversion of said waters is approx. 600 feet West of the Southeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 4, 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: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4, and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 3; Township 12 South, Range 19 East, B. M.

Witness my hand this 9th day of May, A. D. 1955.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made May 6, 1955.
Certificate of Completion of Works issued May 9, 1955.

ASSIGNMENT

For value received, I hereby assign my right, title, and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 21489 to DR. J. WOODSON CREED and NOMA CREED of Twin Falls, Idaho. - being 18/25 of the permit to irrigate NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 4, T. 12 S., R. 14 E., B. M.; and 7/25 of the permit to 1.4 c.f.s. to irrigate NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 12 S., R. 19 E., B. M.

s/ KENNETH M. KENNEDY
Permit Holder

s/ DORIS J. KENNEDY
Wife of Permit Holder

STATE OF IDAHO)
County of Twin Falls) ss

On this 20th day of April, 1961, before me, a Notary Public for the State of Idaho, residing at Lewisville, Idaho personally appeared KENNETH MITCHELL KENNEDY and DORIS J. KENNEDY, known to me to be 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.

My commission expires 9-29-62

(seal)

s/ JOHN C. BISHOP
Notary Public, Residing at
Twin Falls, Idaho

Application for Amendment
LAND LIST
Permit No. 21489 ✓

Comes now J. WOODSON CREED and NOMA CREED 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. 21489, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

N $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 4, T. 12 S., R. 19 E., B. M., making a total of 240 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, Idaho, this 23rd day of May, 1961.

s/ NOMA CREED

Date of receipt at office of Department of Reclamation: May 23, 1961

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, 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. 21489. 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.

s/ GEO. N. CARTER
State Reclamation Engineer

Recorded: May 25, 1961

ASSIGNMENT

For value received, I hereby assign all of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. 21489 to Creed ConCern, Inc. of 550 Cindy Drive, Twin Falls, Idaho

s/ J. WOODSON CREED
Permit Holder

NOMA M. CREED
Wife Permit Holder

STATE OF IDAHO)
)
County _____)

On this 14th day of August, 1962, before me, a Notary Public for the State of Idaho, residing at Twin Falls, Idaho, personally appeared J. WOODSON CREED and NOMA M. CREED known to me to be 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 January 15, 1963

s/ MARIAN TURNER
Notary Public, Residing
at Twin Falls, Idaho

Application for Amendment
POINT OF DIVERSION
Permit No. 21489

Comes now Creed ConCern Inc and represents to the State Reclamation Engineer of the State of Idaho: That they are the owners and holders of Permit to appropriate the Public Waters of the State of Idaho, No. 21489. That the points of diversion are described in said Permit as being located: NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 12 S., R. 19 EBM

That they now request that the points of diversion be changed to points located: NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 12 S., R. 19 EBM

That the reason for desiring to make such change is as follows:

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at 550 Cindy, Twin Falls, Idaho, this 1 day of July, 1963.

Creed ConCern, Inc.
/s/ J. Woodson Creed
/s/ Noma M. Creed

Date of Receipt at Department of Reclamation: July 2, 1963

APPROVAL OF STATE RECLAMATION ENGINEER

I, Ralph W. Thomas, Deputy 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. 21489. 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.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Recorded: July 3, 1963

LICENSE ISSUED FOR 1.83 SEC. FT.
page 7612

AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION

ROOM 107, STATE HOUSE

BOISE, IDAHO 83701

RETURNED TO
SENDER

REASON CHECKED

Unclaimed _____ Refused _____

Address unknown _____

Insufficient address _____

No street _____ number _____

No such office in state _____

Do not re-mail in this envelope

Mr. Kenneth M. Kennedy

Box 497

Kimberly, Idaho

RECEIVED
JAN 17 1967

Department of Reclamation

21489

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

DEPARTMENT OF RECLAMATION
107 Statehouse
Boise, Idaho 83701

January 13, 1967

Dear Water User:

As you are aware a large area in Twin Falls and Cassia Counties was designated as a critical ground water area in 1962. Since that time the State Reclamation Department has entered into a cooperative agreement with the U. S. Geological Survey to study the ground-water resources of the area. That study is now completed, and a report is being prepared. The state reclamation engineer is reviewing the hydrology and water level changes while considering the possibility of modifying the area that is designated as critical and closed to additional water development.

With regard to this the State Reclamation Engineer, R. Keith Higginson, will conduct a public meeting in the Murtaugh High School Auditorium at 7:30 P.M. on January 25, 1967. The locations and amounts of present water rights will be reviewed, and alternatives for modification of the area will be presented. In addition U. S. Geological Survey personnel will be present to relate what is now known of the ground water resources of the area.

Water users are encouraged to participate in the discussion, and all interested parties are urged to attend.

Very truly yours,


Jack A. Barnett

Assistant State Reclamation Engineer

JAB:mr

21459

July 3, 1963

RE: Permit Nos. 21489, 21680, 21737,
21848, G-26055, G-27953

Noma M. Creed, Secretary
Creed ConCern, Inc.
550 Windy Drive
Twin Falls, Idaho

Dear Mrs. Creed:

Enclosed are the Licenses and Certificates of Water Rights on the above numbered permits, and the Certificates of Completion of Work on Permit Nos. G-26055 and G-27953.

Also enclosed are departmental receipts Nos. 31619 in the amount of \$44.00, and G-8041 in the amount of \$30.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
Acting State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. licenses 6
certificates 2
receipts 2
amendment 1

Also enclosed is the amendment to the point of diversion on Permit No. 21489.

P.S. Also enclosed is the amendment to the point of diversion on Permit No. 21489.

21489

Application for Amendment

POINT OF DIVERSION

Permit No. 21489

RECEIVED

JUL 2 1963

Department of Reclamation

Comes now Creed ConCern Inc and
present to the State Reclamation Engineer of the State of Idaho:

That ~~They~~ are the owner S and holder S of Permit to Appropriate the Public
Waters of the State of Idaho, No. 21489.

That the point S of diversion is described in said Permit as being located:

NW 1/4 SW 1/4, NW 1/4 SE 1/4, Sec 4 T.12 S R.19 E B.M

That he now requests that the point S of diversion be changed to X point S
located: NW 1/4 SW 1/4, NW 1/4 SE 1/4, and SE 1/4 NE 1/4 Sec. 4 T.12 S R.19 E B.M

That the reason for desiring to make such change is as follows:

That no one will be injured by such change, and that such change will be made
at Permit Holder's own risk.

Signed at 550 Cindy, Twin Falls, this 1 day of July,
1963. Idaho
Creed ConCern Inc
J. Woodson Creed
Thomas M Creed

Date of Receipt at Department of Reclamation: July 2, 1963

APPROVAL OF STATE RECLAMATION ENGINEER

Ralph W. Thomas, Deputy

I, ~~John N. GARTER~~, 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. 21489. 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.

Ralph W. Thomas

Deputy State Reclamation Engineer

Recorded in Book 77 of
Permits, at Page 21489
July 3, 1963

21489

June 5, 1963

RE: Permit No. 21489

J. Woodson Creed
550 Cindy Drive
Twin Falls, Idaho

Dear Mr. Creed:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 21489 shows the well is capable of conveying 91.5 miner's inches, or 1.83 c.f.s. of water for domestic purposes and irrigation of 196 acres.

Upon receipt of the statutory fee of \$12.00, based at the rate of \$2.00 for each 40-acre subdivision, we will issue the License and Certificate of Water Right, confirming the right with priority of July 3, 1950, to the use of 1.83 c.f.s. of subterranean water with the point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4 for domestic use and irrigation of 196 acres in the NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 4, T. 12 S., R. 19 E., B.M. Well is supplemented with water from well in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33 and waste water from Sections 5 and 6.

Since your permit shows points of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, but not in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ it will be necessary to amend the point of diversion. Complete the enclosed form, submit it with the above mentioned fees, ~~plus an additional fee of \$1.00 for recording the amendment~~, and the license will be issued.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr
Enc. amendment form

21489

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 21489

This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant J. Woodson Creed & Nona M. Creed
2. Source of water supply: a well
3. Location of point of diversion: Is in the NW¹/₄, NW¹/₄, Sec. 4 - permit
SE¹/₄ NE¹/₄ (proofs) of Section 4
T. 12 S. R. 19 E. County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same: 60 HP O.S. Motor
866.952, Layne-Bowser Pump # 16595 - 8" discharge x 10' to 50' x 14" spiral
G.T.P. to open ditch - Depth of well: 300' - 327' 8" column 12"
bowls.
5. Water is used for: irrigation and domestic purposes
6. State whether or not water has been turned into works of diversion: YES.
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
N¹/₂ NE¹/₄, S¹/₂ NE¹/₄, Sec. 4, T. 12 S., R. 19 E., B. M.
Amend P.D. to SE¹/₄ NE¹/₄ Sec. 4 No fee required
so described in proof of G/W

(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. Van Nebeker, Farm manager along

Provision for D/d measurement 1 1/4" pipe in foundation base west side
check out P.D.

Measured by Spading Meter 3 Rev. 2 Min 45 Sec. = 1.83 cfs. Temp 84°F

This examination was made on the 29th day of May, 1963

(Signed)

Lloyd Johnson

Examiner.

21489

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
JUN 4 1963

Department of Reclamation

735-8910 J. Woodson Creed & Noma
M. Creed, 550 Cindy Drive
Twin Falls, Idaho

Permit No. 21489

Take # 21680 in T.F. filing

Examination for Beneficial Use

County Cassia

Sec. 4 T. 12 S. R. 19E

Quantity: 5.0 c.f.s.

Sources: Wells

P.D.: NW, SW, } Sec. 4, T. 12 S. - R. 19 E BM

Use: Irrigation & Domestic

Filed: May 2, 1950

Due: May 6, 1961

Extension: _____

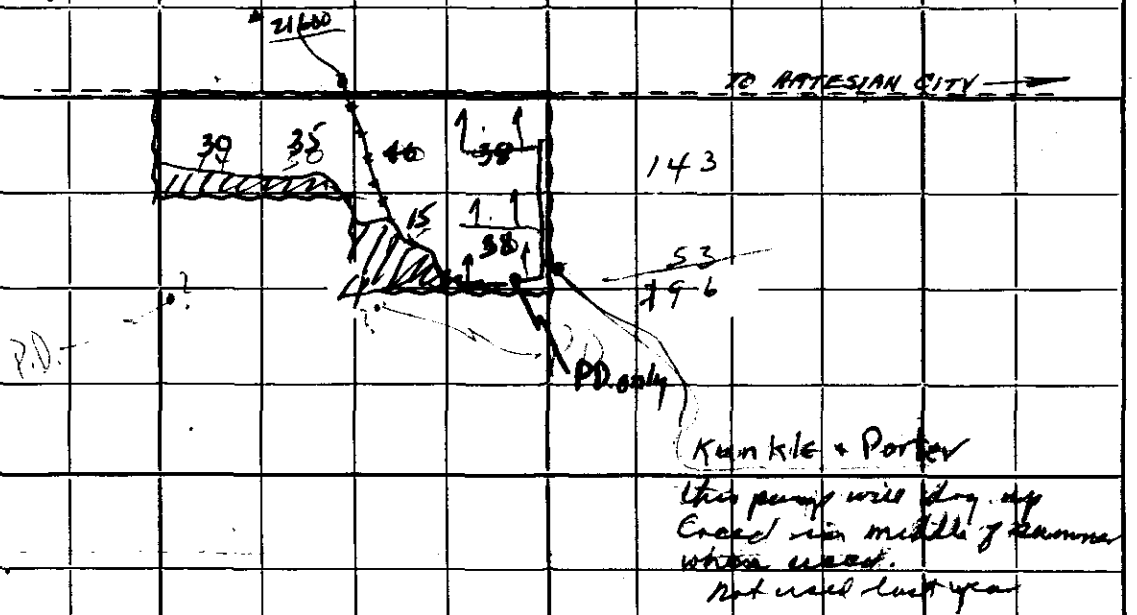
Completion of Works: 5-9-55

Other Rights: _____

02 Dep. 12, 1950
A: 300'
327' column
60 FT = 12" diameter

R-19E.

T.
12
S.



Priority July 3, 1950

Subdivisions 6

AREA 196 ac.

Q = 1183 cfs. @ 9 1/2"

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21489

J. Woodson & Noma M. Creed
550 Cindy Drive, Twin Falls, Idaho

REPORT ON PROOF OF Beneficial Use

August 20, 1962

Permit No. 21489; 21680
 21848; 26055

Creed Concern, Inc.
550 Cindy Drive
Twin Falls, Idaho

Gentlemen:

Enclosed are the assignments on the above numbered permits from J. Woodson Creed and Norma M. Creed to Creed Concern, Inc., which have been recorded in this office.

Also enclosed is departmental receipt No. 31192, in the amount of \$2.00 covering the fees.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Hule
Chief Clerk

EPR:ew

Enc. assignments
receipts

21489

January 8, 1962

Re: Permit No. 21489

Mr. & Mrs. J. Woodson Creed
550 Cindy Drive
Twin Falls, Idaho

Dear Mr. & Mrs. Creeds:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Herald-Bulletin, all submitted in proof of completion of works and beneficial use on Permit No.

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,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

21489

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21489

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. J. W. Woodson Creed and Norma M. Creed
550 Cindy Drive Twin Falls, 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. 21489 - (21489) - date of priority June 12, 1950

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

Ans. Deep Well - SE 1/4 NE 1/4 Sec 4 - 12S 19E B M

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

Ans. Gravity flow system - 150" capacity of ditches
Depth of well,
20 feet casing with pump - depth to water - 300ft
Pump - 60 horse power motor - 12" bowls
pump setting 327 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. Lots 1, 2, 3, 4 - and 5 1/2 NE 1/4 Sec 4 12S 19E
In Lot 1, and 2 - 40 acres each Total - 80 A
In Lot 3 - 30 acres 30 A
In Lot 4 14 acres 14 A
In 5 1/2 NE 1/4 - 30 acres and 15 acres 45 A

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. "Kenny" Kennedy, ~~Leadville~~ Idaho
Louisville.

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

Ans. no

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

Ans. no

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. Purchase from Doris & Ken Kennedy by Creeds

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

Ans. Used annually for farming since June 12, 1950

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. None

(Sign) Noma M Creed
J Woodson Creed - by wife

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed

and sworn to before me, at my office in Twin Falls, County of Blaine Twin Falls,

State of Idaho, on this 17th day of July, A. D. 1961.

John R. Martin

My commission expires December 1, 1962

21489

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO**

Permit No. 2

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. Don Nebeker - Route 1, age 52
of Anson, Idaho - occupation farm manager

Ques. 2. Are you acquainted with J. Woodson Creed, the holder of Permit No. 21489? How long have you known him and where does he reside?

Ans. 550 Cindy Drive - Twin Falls Idaho
I have known him for 5 years

Ques. 3. Have you read or heard read said Permit No. 21489, 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. Well with 60 Hp motor 327 ft of Columbian 12 in
with 10 ft section then contour ditches

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

ditches will carry 150 in ft water
Ans. 150 in ft water I have seen 70 in conduct to place of use

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 pump deliver 70 in water
so water measure by 2 ft check

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

Ans. For irrigation near 4 - trap 12 - 238 19 E.R.M.

→ Lots 1, 2, 3, 4 and S.E. 1/4 of N.E. 1/4 and S.W. 1/4 of N.E. 1/4 -
well is located on S.E. 1/4 of N.E. 1/4 - 30 acres irrigated
on S.W. 1/4 of N.E. 1/4 15 acres irrigated lots 1 & 2 40 acres irrigated
lot 3 - 40 acres irrigated lot 3 - 30 irrigated lot 4 - 14 acres

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. Average land for that locality - considered as good land
3/4 in per acre depending on type of crops

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

Ans. No. I am manager for J. W. Weston Ranch

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

Ans. During 1961 crop year as farm manager in
checking farm during irrigation in
water used on 69 acres for benefit of crops

(Signed) Ron Heber

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Twin Falls
County of Twin Falls, State of Idaho, on this 20 day of July,
A. D. 1961.

John R. Martin
Notary Public.

My commission expires December 1, 1962

21487

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No.

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. Wayne Butler 38 Route 2 Hansen Ida.
Farmer

Ques. 2. Are you acquainted with J. Woodson Creed, the holder of Permit No. 21489? How long have you known him and where does he reside?

Ans. 550 Cindy ^{drive} Twin Falls Idaho
Home known ^{since} 2 years

Ques. 3. Have you read or heard read said Permit No. 21489, 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. well use of 60 hp motor setting
at 32 ft using Turbine type Pump

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. Pipes will carry 150" Water Safely

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. ~~about~~ about 90" water est.
Ref. weir

21489

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

Ans. for irrigation near Twp 12 - R. 14 E. B. M. - lots 1234 ✓?
and SE $\frac{1}{4}$ of NE $\frac{1}{4}$ and SW $\frac{1}{4}$ of NE $\frac{1}{4}$ - well is located on SE $\frac{1}{4}$ of NE $\frac{1}{4}$
on SE $\frac{1}{4}$ of NE $\frac{1}{4}$ 30 acres irrigated on SW $\frac{1}{4}$ of NE $\frac{1}{4}$ 15 acres irrigated
on lot 1 - 40 acres irrigated on lot 2 - 40 acres irrigated on lot 3 - 30
irrigated. Lot 4 = 14 acres irrigated

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

Ans. _____

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

Ans. The land is Mountain Loam of good character
about 1" of water per acre required

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

Ans. ~~Tenant Farmer~~

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. Have witnessed the use of this water
for agricultural use since 1951 have had operated
since April 1961 app. land use 169.

(Signed) Wayne Butler

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Twin Falls,
County of Idaho, State of Idaho, on this 7th day of July,
A. D. 1961.

John R. Martin
Notary Public.

My commission expires December 1, 1962

21489

Notice is hereby given that at 10:00 A.M. on the 7th day of July, 1961, at Twin Falls, Idaho before John Martin, 246 3rd Ave. E., Twin Falls, proof will be submitted of the application for beneficial use of 5.0 cubic feet per second of the waters of 2 wells (Subterranean) in accordance with the terms and conditions of Permit No. 21483 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: Dr. J. Woodson Creed and Norma Creed, 550 Cindy Dr., Twin Falls, Idaho. The use to which said water has been applied is irrigation and domestic purposes.

The amount applied to beneficial use is 5.0 c.f.s. The place where said water is used, five full and accurate legal descriptions: NW 1/4 SW 1/4, Sec. 1, Twp. 12 S., Rge. 12 E.; NW 1/4 SW 1/4, Sec. 1, Twp. 12 S., Rge. 12 E.; NW 1/4 SW 1/4, Sec. 1, Twp. 12 S., Rge. 12 E.; NW 1/4 SW 1/4, Sec. 1, Twp. 12 S., Rge. 12 E.; NW 1/4 SW 1/4, Sec. 1, Twp. 12 S., Rge. 12 E.

The right to take water from such works is based upon Permit No. 21483.

The source of supply from which such water is diverted is Subterranean.

Point of Diversion (legal description) NW 1/4 SW 1/4 and NW 1/4 SW 1/4, Sec. 1, Twp. 12 S., Rge. 12 E.

The date of priority which said user is prepared to establish is June 13, 1961.

Notary Public for the State of Idaho
Published in the Herald-Bulletin
June 13, 1961.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

COUNTY OF CASSIA

ss.

Carl Jones, first being duly sworn, deposes and says: That he is the printer of The Herald-Bulletin, a daily 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 daily and has been continuously and uninterruptedly published in said county, not less frequently than once a day, 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 4 consecutive weeks, commencing with the issue dated June 9, 1961 and ending with the issue dated June 30, 1961

Subscribed and sworn to before me this 30th day of June, 1961

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

My Comm.

December 15, 1961

RE: Permit No. 21489

Dr. J. Woodson Creed
550 Cindy Drive
Twin Falls, Idaho

Dear Dr. Creed:

We are enclosing Affidavit of Publication from the Herald-Bulletin which shows that proofs of beneficial use of water on Permit No. 21489 were to have been made before John Martin, 246 3rd Avenue East, Twin Falls, Idaho on July 7, 1961.

To date we have not received the depositions in this office. If the proofs were made on the date specified please forward them to us. If they were not made we would advise you to readvertise and make the proofs so that you will not lose any more priority than will have been lost by the time the proofs can be made.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

21489

EPR:mr

Enc. affidavit

June 7, 1961

Re: Permit No. 21489

Dr. J. Woodson & Noma Creed,
550 Cindy Drive,
Twin Falls, Idaho.

Dear Dr. & Mrs. Creed:

Under date of May 9, 1961, we mailed Notice for Publication in connection with the above mentioned permit to the Oakley Herald.

We have just been advised that the Oakley Herald is not published any more. We are, therefore, mailing the Notice for Publication to the Burley Herald Bulletin, at Burley, and have set July 7, 1961, as the date for making proof, which we trust will meet with your approval.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk

21489

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. 211489
J. Woodson Creed & Noma Creed

Date: June 7, 1961

Burley Herald-Bulletin,
Burley, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **July 7, 1961** the date set for proof;

the expense of the publication is to be paid by the applicant

J. Woodson Creed and Noma Creed of **550 Cindy Dr., Twin Falls, 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 or tear sheet of the first publication.**

Very truly yours,


GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

21489

Encl.

Notice for Publication
NOTICE OF PROOF OF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at **10:00** A. M. on the **7th** . . . day of
July **1961**
., ~~1961~~, at **Twin Falls**, County of
Twin Falls, State of Idaho, before **John Martin, 246 3rd Ave. E.,**
Twin Falls, proof will be submitted of the application to beneficial use of
5.0 cubic feet per second of the waters of **2 wells (Subterranean).**
. in accordance with the terms and conditions of Permit No. **21489**
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are:
Dr. J. Woodson Creed and Norma Creed, 550 Cindy Dr., Twin Falls, Idaho.

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

The amount applied to beneficial use is **5.0 c.f.s.**

The place where said water is used, give full and accurate legal description:
N¹/₂NW¹/₄, NE¹/₄, NE¹/₄SE¹/₄, Sec. 4; NW¹/₄SW¹/₄, Sec. 3, Twp. 12 S., Rge. 19 E.B.M.
.
.
.

~~THE NAME OF THE PERSON OR CORPORATION TO WHICH SAID WATER IS CONVEYED TO SUCH~~
~~PLACE OF USE IS~~

The right to take water from such works is based upon Permit No. **21489**

The source of supply from which such water is diverted is **Subterranean**

Point of Diversion (legal description) **NW¹/₄SW¹/₄ and NW¹/₄SE¹/₄, Sec. 4; Twp. 12 S. Rge. 19 E.B.M.**
.

The date of priority which said user is prepared to establish is **June 12, 1950**

GEO. N. CARTER

State Reclamation Engineer

21489

June 5, 1961

Re: Permit No. 21489
J. Woodson Creed & Norma Creed

Oakley Herald
Oakley, Idaho

Gentlemen:

On May 9, 1961, we mailed you a notice for publication on the above permit in the name of J. Woodson Creed & Norma Creed requesting a copy be mailed to this office for checking purposes.

To date such copy or tear sheet has not been received, and ask that one be mailed to this office as soon as possible for proofing.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

HP:ew



ROBERT E. SMYLLIE
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
GEO. N. CARTER, STATE RECLAMATION ENGINEER
BOISE



June 5, 1961

Re: Permit No. 21489
J. Woodson Creed & Noma Creed

Oakley Herald
Oakley, Idaho

Gentlemen:

On May 9, 1961, we mailed you a notice for publication on the above permit in the name of J. Woodson Creed & Noma Creed requesting a copy be mailed to this office for checking purposes.

To date such copy or tear sheet has not been received, and ask that one be mailed to this office as soon as possible for proofing.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By: *H. Petri*

H. PETRI
Water Rights Clerk

HP:ew

Copy Legal and send to

*Burley Herald-Bulletin
Burley Idaho*

13-20-27 July-4

*Letter to applicant of change in paper as
Oakley Herald is not published any more and new
date to make proof in July 7*

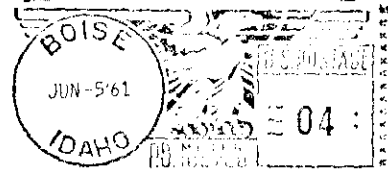
21489

AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
 ROOM 107, STATE HOUSE
 BOISE, IDAHO



REASON FOR RETURN
 Uncle mailed to **Oakley Herald**
 Unknown **Oakley, Idaho**
 Insufficient address
 Moved, Left no address
 No such office or store
 Do not remain in this envelope

21489



May 25, 1961

Re: Permit No. 211489
J. Woodson Creed & Noma Creed

Mrs. Noma Creed
550 Cindy Drive
Twin Falls, Idaho

Dear Mrs. Creed:

We enclose Application for Amendment to the land list on the above numbered permit, which has been recorded in this office.

Departmental receipt No. 30582 in the amount of \$1.00 covering fees is also enclosed.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rulle
Chief Clerk

EPR:ew

Enc. amendment
receipt

211489

LAND LIST

Permit No. 21489

Comes now J. Woodson Creed and Noma Creed, 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. 21489, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

N4N4, S4NE4 Sec. 4 T12S, R19E BM

making a total of 240 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, Idaho this 23rd day of May, 1961

Noma Creed

Date of receipt at office of Department of Reclamation May 23, 1961

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, 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. 21489. 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.

Recorded in Book 77 of
Permits, Page 21489
May 25, 1961

21489

Geo. N. Carter
State Reclamation Engineer

May 16, 1961

Re: Permit No. 21489

Mrs. Noma Creed
550 Cindy Drive
Twin Falls, Idaho

Dear Mrs. Creed:

The two Certificates of Completion of Works shows the land list as NE $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4; NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 12 S., R. 19 E. The portion assigned to Daris Kennedy described the land as being NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4; NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3. We believe you should amend the land list to the land in the NE $\frac{1}{4}$, Section 4 in cultivation, where you can prove beneficial use of the water. There is a \$1.00 fee for recording the amendment.

The place of use of the water can be transferred after the license has been issued, in case you desire to use some of the water on other land.

We will accept an application for a permit to appropriate water for the SW $\frac{1}{4}$, Sec. 3; SE $\frac{1}{4}$, Sec. 4, T. 12 S., R. 19 E., however we could not give over 5 years for completion of works and beneficial use of the water as the application would not be made in connection with a definite Desert Entry. It will probably be a year or more before you can file a Desert Entry on that land.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

21489

May 10, 1961

Re: Permit No. 21489

Dr. J. Woodson Creed & Norma Creed
550 Cindy Drive
Twin Falls, Idaho

Dear Mr. & Mrs. Creed:

We enclose the Assignment of Permit No. 21489 from
Kenneth M. and Doris J. Kennedy to you, which has been recorded in
this office.

We also enclose departmental receipt No. 30559, in
the amount of \$10.50 covering fees.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EP:rew

Enc. assignment
receipt

21489

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

May 9, 1961

Re: Permit No. 21489

Dr. J. Woodson Creed & Nona Creed,
550 Cindy Dr.,
Twin Falls, Idaho.

Dear Dr. & Mrs. Creed:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 21489. The proofs are to be made at 10:00 o'clock A.M., on the 16th day of June, 1961 ¹⁹⁶⁰ before John Martin, 246 3rd Ave. E., Twin Falls, Idaho, Notary Public. ~~XXXXXX~~

As of this date we have mailed the Notice to the Oakley Herald with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. ^{Rule} ~~Snider~~
Chief Clerk

Encl.
EPR: pak
cc: Notary

21489

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. 21489
Dr. J. Woodson Creed and Noma Creed

Date: May 9, 1961

Oakley Herald,
Oakley, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to June 16, 1961 the date set for proof; the expense of the publication is to be paid by the applicant

Dr. J. Woodson Creed and Noma Creed of 550 Cindy Dr., Twin Falls, 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 or tear sheet of the first publication.**

Very truly yours,


GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

Encl.

21489

Form No. 11
2M - 10/60

RECEIVED
MAY 9 1961

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE ^{Department of Reclamation}

(Date) May 9, 1961
(P. O.) 550 Cindy Dr., Twin Falls, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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

The Oakley Herald of Cassia Co., Idaho published in
Cassia
the county in which the works are situated.

Cassia Co. ✓

*Noma M. Creed
Jr. Woodson Creed*

(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.

21489

Notice for Publication
NOTICE OF PROOF OF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at . 10:00 A. M. on the . . 16th . . day of
. . . . ~~June~~ July , 1961 , at Twin Falls , County of
. . Twin Falls , State of Idaho, before John Martin, 246 3rd Ave. E.
. . Twin Falls , proof will be submitted of the application to beneficial use of
. . 5.0 . . cubic feet per second of the waters of . 2 wells . (Subterranean)
. in accordance with the terms and conditions of Permit No. 21489
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are:
. Dr. J. Woodson Creed and Norma Creed, 550 Cindy Dr., Twin Falls, Idaho

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

The amount applied to beneficial use is . 5.0 c.f.s.

The place where said water is used, give full and accurate legal description:
. NW 1/4, NE 1/4, NE 1/4 Sec. 4; NW 1/4 Sec. 3, Twp. 12 S., Rge. 19 E. B.M.
.
.
.

~~THE RIGHT TO TAKE WATER FROM SUCH WORKS IS BASED UPON PERMIT NO. 21489~~
~~THE SOURCE OF SUPPLY FROM WHICH SUCH WATER IS DIVERTED IS SUBTERRANEAN~~

The right to take water from such works is based upon Permit No. 21489

The source of supply from which such water is diverted is Subterranean

Point of Diversion (legal description) NW 1/4 and NE 1/4 Sec. 4; Twp. 12 S., Rge. 19 E. B.M.
.

The date of priority which said user is prepared to establish is June 12, 1950

GEO. N. CARTER

State Reclamation Engineer

21489

April 25, 1961

Re: Permit No. 21489
Kenneth M. & Doris J. Kennedy

Norma M. Creed
550 Cindy Drive
Twin Falls, Idaho

Dear Mrs. Creed:

Your letter of April 21 requested information about this permit.

A Certificate of Completion of Works has been issued to Kenneth M. Kennedy showing works capable of diverting 180 miners inches of water. Also a Certificate of Completion of Works has been issued to Doris J. Kennedy showing works capable of diverting 70 miners inches of water. Apparently only one well was drilled. Both certificates above are of equal force. If Doris J. Kennedy is not using the water, you could obtain an assignment from her of her portion of the permit to obtain the benefit of the full flow. As the permit is, you will have only 18/25 of the flow through an assignment from Kenneth M. Kennedy.

An assignment form is enclosed

You may start the proof at your earliest convenience, upon receipt of the assignment.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

ALBERT W. GONAS, Deputy
State Reclamation Engineer

AT:ew

Enc. assignment form

21489

RECEIVED
APR 24 1961

557 Cindy Drive
Twin Falls, Idaho
April 21st 1961

Mr Ralph Thomas Department of Reclamation

Dear Sir,

We are in the process of buying the Kenneth M Kennedy place on which Permit 21489 provides water. The realator has requested that above water right be transferred to us at once although the other papers will stay in escrow.

Mr Kennedy now lives in Lewisville Box 231. During ^{late} March he received warning of his deadline (to prove beneficial use) from Harley M Mr Dowell. That letter sent to earlier address in Twin was delayed in reaching Kennedy — who travels during week. Thus nothing has been done —

May we start the proof as soon as signed transfer arrives from the Kennedys at Lewisville?

Is Don J Kennedy's part actually in force?

Sincerely — Thank you.

Norma M Creed

(Mrs J. Woodson Creed)

21489
copy
due May 6, 1961

Kenneth M Kennedy

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

DEPARTMENT OF RECLAMATION

RE: Permit No. 21489 pt.
Doris J. Kennedy

Date March 1, 1960

Harley M. McDowell
Boise, Idaho

Dear Sir:

The date for proof of application of water to beneficial use, as set out under the terms of Permit No. 21489 pt is due not later than May 6, 1961. If by this date you are not prepared to make this proof, you may make it at a later date, however, your priority will be advanced the same length of time for which the proof is late.

Before this proof can be made, the statutory requirement is that a Notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county.

We enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date (allowing for four weeks publication), the name of the town, the address of the Notary Public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use or lands which are irrigated—by 40-acre legal land description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

Also enclosed is Form 11, which is the authorization for us to have the Notice published in the designated county newspaper, at your expense. This is to be returned with Forms 10.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set and at the place named, before the Notary Public, as advertised in the publication notice.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

Enc. Form 10-11
cc: Doris J. Kennedy
Kimberly, Idaho

CLOSED IN LAND OFFICE.

IDAHO LAND RECLAMATION SERVICE
P. O. Box 2161 BOISE, IDAHO

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

DEPARTMENT OF RECLAMATION

RE: Permit No. 21489 pt.
Doris J. Kennedy

Date March 1, 1960

Harley M. McDowell
Boise, IdahoRECEIVED
MAR 16 1961

Department of Reclamation

Dear Sir:

The date for proof of application of water to beneficial use, as set out under the terms of Permit No. 21489 pt is due not later than May 6, 1961. If by this date you are not prepared to make this proof, you may make it at a later date, however, your priority will be advanced the same length of time for which the proof is late.

Before this proof can be made, the statutory requirement is that a Notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county.

We enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date (allowing for four weeks publication), the name of the town, the address of the Notary Public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use or lands which are irrigated—by 40-acre legal land description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

Also enclosed is Form 11, which is the authorization for us to have the Notice published in the designated county newspaper, at your expense. This is to be returned with Forms 10.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set and at the place named, before the Notary Public, as advertised in the publication notice.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

Enc. Form 10-11

cc: Doris J. Kennedy
Kimberly, Idaho

21489

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RE: Permit No. 21489 pt.

Date March 1, 1960

Kenneth M. Kennedy

Harley M. McDowell
Boise, Idaho

Dear Sir:

The date for proof of application of water to beneficial use, as set out under the terms of Permit No. 21489 pt. is due not later than you may make it ~~you may make it~~ at a later date, however, your priority will be advanced the same length of time for which the proof is late.

Before this proof can be made, the statutory requirement is that a Notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county.

We enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date (allowing for four weeks publication), the name of the town, the address of the Notary Public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use or lands which are irrigated—by 40-acre legal land description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

Also enclosed is Form 11, which is the authorization for us to have the Notice published in the designated county newspaper, at your expense. This is to be returned with Forms 10.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set and at the place named, before the Notary Public, as advertised in the publication notice.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

Enc. Form 10 - 11

cc: **Kenneth M. Kennedy**
Kimberly, Idaho

21489

May 9, 1955

RE: Permit No. 21489

Mr. Kenneth M. Kennedy
P. O. Box 497
Kimberly, Idaho

Dear Mr. Kennedy:

We enclose Certificate of Completion of Works issued in your name on a portion of Permit No. 21489 also Certificate of Completion of Works issued to Doris J. Kennedy on the assigned portion of this Permit.

The Assignment to Doris J. Kennedy was for seven twenty-fifths interest in the Permit and as the Permit is for 250 inches seven twenty-fifths would be for 70 inches or 1.4 cubic feet per second.

Therefore, her Certificate of Completion of Works is for that amount and your Certificate of Completion of Works is for the remaining 180 inches or 3.6 cubic feet per second.

If the well actually delivers less than 250 inches or 5 second feet that can be taken care of at the time Beneficial Use proof is submitted and a field examination made by an Engineer from this Department.

We also enclose departmental receipts Nos. 27331 and 27332 for \$6.00 each in connection with these Completion of Works proofs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu

Enc.

21489

Permit No. 21489STATE OF IDAHO
Department of ReclamationRECEIVED
MAY 9 1955
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Cassia

ss.

Doris J. Kennedy, being first duly sworn, upon his oath deposes and says:First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 21489, and that his postoffice address is Box 497 Kimberly State of IdahoSecond: That the name of the stream from which said water is to be diverted is Underground waterThird: That the point of diversion of said water is approx 600' West of S.E. Corner of SE 1/4 & NE 1/4 Sec 4 T.S. 12 S 19 E B.M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by May 6, 1955Fifth: That the use for which said water is intended is Irrigation

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

I. Kind of works: Deep Well Turbine type pump
(Reservoir, dam, ditch, flume, pipe or otherwise)II. Dimensions of work: 13" Well 685' Deep

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir.....acre feet.

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

(d) Conduit.....width at bottom.....feet, width at water line.....
(State whether ditch, flume or pipe)

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

Seventh: That said works are capable of conducting to the place of intended use.....
3 7/10 second feet of water.Eighth: That water appropriated under said permit is available for 80 acres of land described as follows: NE 1/4 SE 1/4 Sec 4 T.S. 12 S 19 E B.M. Balance a 2 7/10 second ft of water to be used on NE 1/4 & N 1/2 NW 1/4 Sec 4 T.S. 12 S 19 E B.M.

Ninth: Remarks: That.....

Doris J. Kennedy
(Sign Here)Subscribed and sworn to before me this 6 day of May, 1955My commission expires 7-2-57

Notary Public.

21489

Permit No. 21489STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Cassia } ss.Kenneth S. Kennedy, being first duly sworn, upon his oath deposes and says:First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 21489, and that his postoffice address is Box 497 Kimberly
State of IdahoSecond: That the name of the stream from which said water is to be diverted is Underground waterThird: That the point of diversion of said water is approx 600' West of SE Corner of SE 1/4 NE 1/4 Sec 4 T512S 19E BMFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by May 6, 1955Fifth: That the use for which said water is intended is Irrigation

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

I. Kind of works: Deep Well Turbine type pump
(Reservoir, dam, ditch, flume, pipe or otherwise)II. Dimensions of work: Dia 13" Well 685' Deep

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir.....acre feet.

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

(d) Conduit.....width at bottom.....feet, width at water line.....
(State whether ditch, flume or pipe)

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

Seventh: That said works are capable of conducting to the place of intended use.....
2 3/10 second feet of water.Eighth: That water appropriated under said permit is available for 170 acres
acres of land described as follows: Sec 4 NE 1/4 NW 1/4 T512S 19E BMNinth: Remarks: That (50 inches or) 1 second ft of water to be used on 80 acres (NE 1/4 SE 1/4 Sec 4 T512S 19E BM & SW 1/4 SW 1/4 Sec 3 T512S 19E)Kenneth S. Kennedy
(Sign Here)Subscribed and sworn to before me this 6 day of May, 1955My commission expires 7-2-57

Notary Public.

21489

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

March 1, 1955

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Doris J. Kennedy
1984 11th Ave.
Twin Falls, Idaho

Boise, Idaho

Dear Sir:-

Under the terms of your permit No. 21489 you are required to complete your diversion works on or before May 6, 1955. 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 P. KULP

State Reclamation Engineer

21489

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE
March 1, 1955

RE: Permit No. 21489

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Mr. Kenneth M. Kennedy
Box 497
Kimberly, Idaho

Boise, Idaho

Dear Sir:-

Under the terms of your permit No. 21489 you are required to complete your diversion works on or before May 6, 1955 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

21489

✓
February 16, 1954

RE: Permit No. 21489

Mr. Harley M. McDowell
Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We return the Partial Assignment of 7/25 interest in Permit No. 21489 from Kenneth M. Kennedy to Doris J. Kennedy which has been recorded in this department.

We call your attention to the fact that you have not affixed your notarial seal to this instrument.

Since we understand that this assignment is to be used in connection with a Desert Land Entry filed by Doris J. Kennedy, we are wondering if the Bureau of Land Management will not require a copy of the Assignment of the Assigned portion of the permit.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1
Enc.

21489

✓
January 28, 1954

RE: Permit No. 21489

Mr. Harley M. McDowell
Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We return Kenneth M. Kennedy's Application for Amendment to the land listed in Permit No. 21489 which has been approved by the State Reclamation Engineer and recorded in this Department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br
Enc.

21489

✓
August 22, 1952

RE: Permit No. 21489

Idaho 0589

Mr. Paul A. Shepard, Manager
Land & Survey Office
Box 2237
Boise, Idaho

Dear Mr. Shepard:

Proof of completion of works on Permit No. 21489 is not
due until May 16, 1955. We, therefore, have no report on this
well.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

21489



UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Land & Survey Office
P. O. Box 2237
Boise, Idaho

August 21, 1952

Idaho 0589

State Reclamation Engineer,
State House,
Boise, Idaho

Dear Sir:

In connection with desert land entries embracing public lands wherein the entrymen are using underground water for irrigation purposes, this office has been instructed to obtain from the State Reclamation Engineer, a report to determine whether the driller of the well has filed a log and test of the well as required by State law and, if so, what the flow of the well was determined to be. This information is needed at the time an entryman submits his final proof.

The entryman of this desert entry, Idaho 0589, indicates that the wells were drilled in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ sec. 4, T. 12 S., R. 19 E., B.M., your application No. 29194, Permit No. 21489.

It will be appreciated if the above information can be furnished this office at an early date.

Very truly yours,

Paul A. Shepard
Manager

21489

May 9, 1950

Re: Permit No. 21489

Mr. Kenneth M. Kennedy
Box 497
Kimberly, Idaho

Dear Mr. Kennedy:

We enclose Permit No. 21489, and direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Since you did not state whether you wish the certified copies sent to you or directly to the Bureau of Land Management, we are enclosing two certified copies of Permit No. 21489 herewith.

We also enclose Departmental Receipt No. 22330 for \$8.50, which includes \$6.00 filing fee and \$2.50 for the certified copies.

Very truly yours,

MARK E. HULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21489

NAME OF APPLICANT nneth L. Kennedy,

FORM No. 0

128-19E.

all winter

2/ location of nest well

Please indicate location
of well.

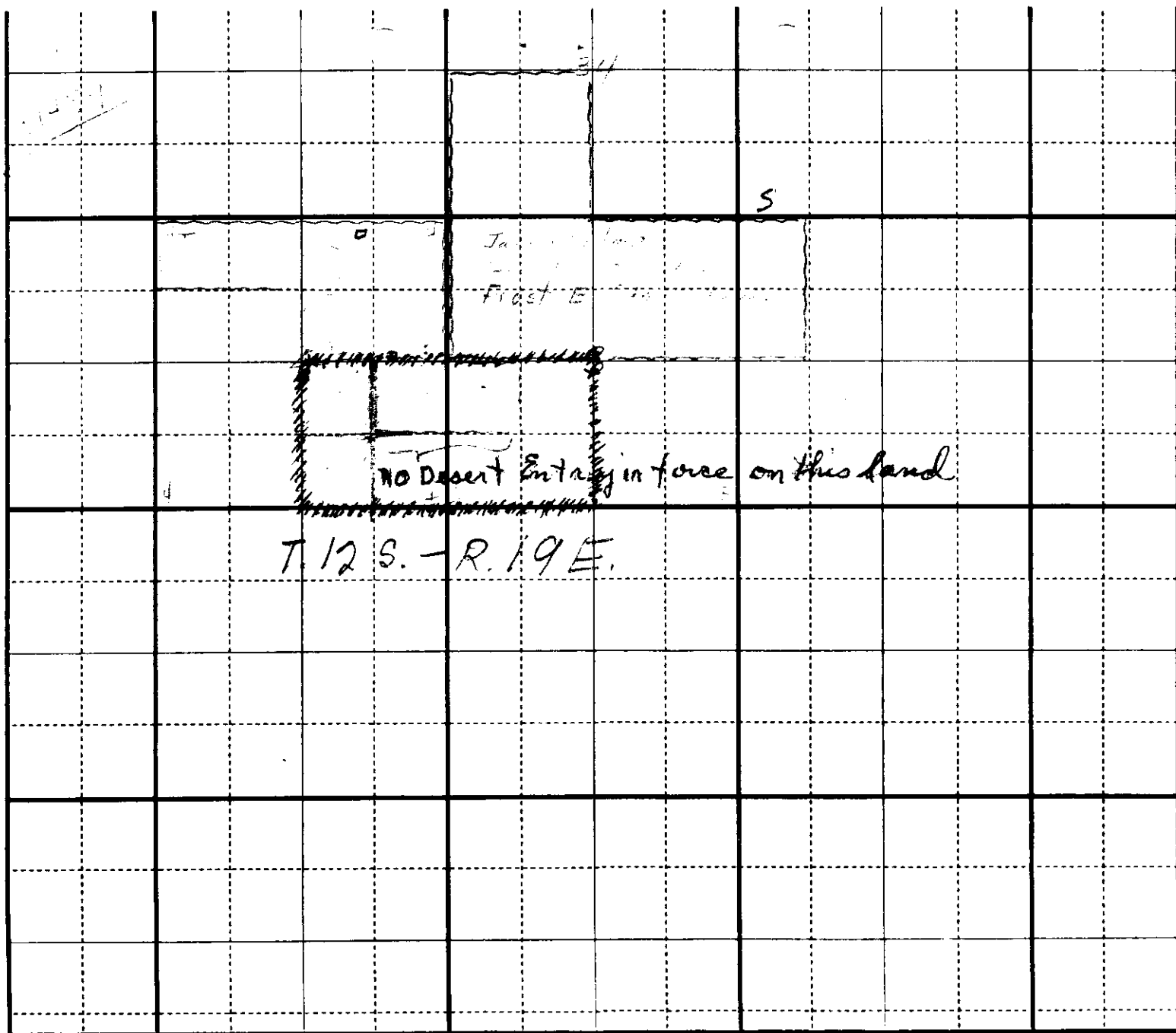
Permit Map No. 2489

As Approved
MAY 6 1950

MARK R. KULP
State Reclamation Engineer

SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

21489



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

21489

Mr Thomas

Reclamation

We wish Water Permits on area encircled.

with blue dashes - SE $\frac{1}{4}$ of Sec 4 } T12S
SW $\frac{1}{4}$ of Sec 3 } R19E BM

On Doris' shore;

Noma M Creed

J. Woodson Creed

We accept fact
Beneficial Use can't be
shown on Gov't land. Can Doris

Kennedy's water right be extended ^{to} ~~cause~~ ^{of maximum} ~~use~~

If not; Then transfer - or show use of her share
on ~~water~~ owned - so the Beneficial Use
shows maximum inches. Other use we'll
have to re-advertise, re go to Mr Martin,
won't we?

21489

April 30, 1950
Kenneth M Kennedy
Box #97
Kimberly, Idaho

Department of Reclamation
Chief Clerk
Jeanne L. Anderson
Boise Idaho,

Dear Miss Anderson;
I want to thank you for the action
upon this permit.

I changed the county from twin falls
to Cassia, it is just over the line.

I placed the location of this well
which is to deliver 111" of water and
also the location of the next one.

Thanks again

Very Truly Yours
Kenneth M Kennedy.

21489

92M

April 29, 1950

Mr. Kenneth M. Kennedy
Box 497
Kimberly, Idaho

Dear Mr. Kennedy:

In reply to your telephone request, we enclose a form of application for permit to appropriate the public waters of the State of Idaho, which I have filled in to the best of my knowledge.

Please answer Question 7 and Question 15, and sign on the line indicated on the third page.

When this application is approved and signed by the proper State officials, it will be returned to you, as a use permit, and we shall send two certified copies to the Bureau of Land Management to be used in connection with your desert entry.

In order to complete the water right two proofs are required; First, proof of completion of works, when the works are all completed, the well, pump, ditches, etc. This is made on a form furnished by this Department, and Question 12 should state the time required for that.

When the land is completely irrigated to the fullest extent, proof of beneficial use must be made. This is made by taking two witnesses before a Notary Public, at a time and place named in a notice which must be published four weeks in advance in a county newspaper. Additional time may be allowed for that, after proof of completion of works has been made, and the time required should be indicated in Question 13.

The filing fee amounts to \$6.00, and there is a fee of \$2.50 for making the two certified copies. Please advise whether these copies are to be sent to you, or directly to the Bureau of Land Management.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By
Chief Clerk

Encl.

21489