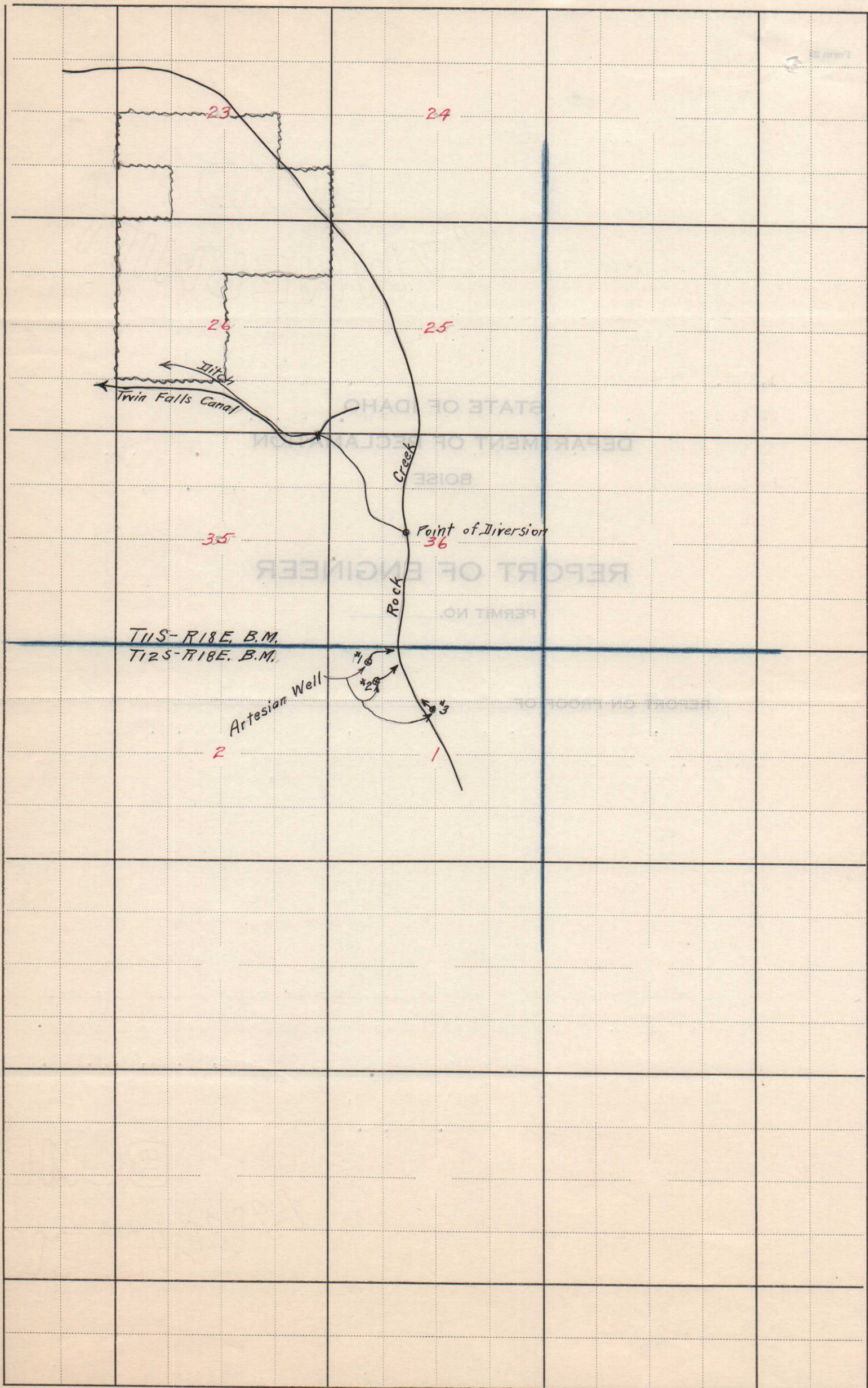
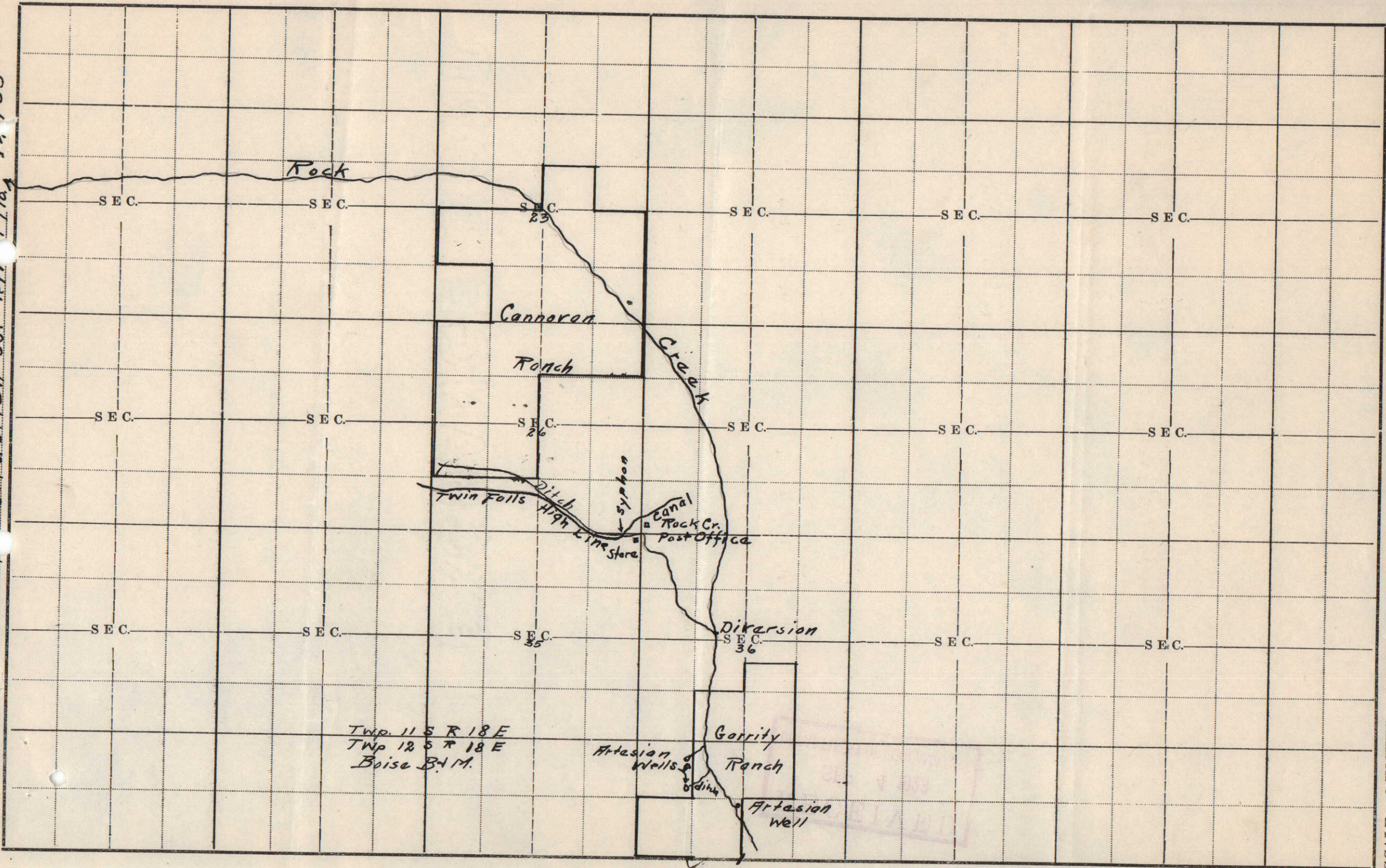




SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

14735

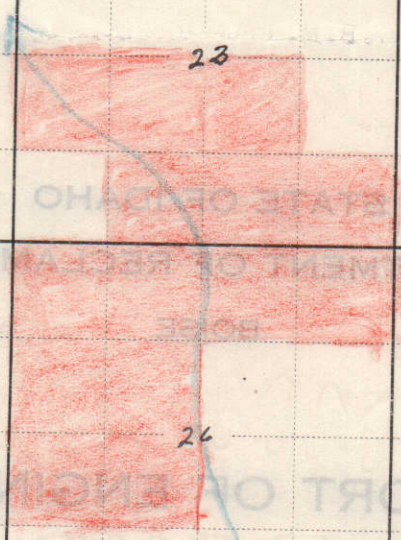
NAME OF APPLICANT *The Utah Construction Co. Permit No. 14735*



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

14735

N



23

24

33

Rock Creek

A. Well
A. Well

T. 115 R. 8E
T. 125 R. 8E

Sec. 1

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS ss.

Nº 3724

I, Lisa Molony, being first duly sworn upon

oath depose and say that I am principal clerk of the TIMES-News, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

consecutive Thursdays, commencing with the issue dated February 20, 1951, and ending with the issue dated February 27, 1951.

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

And I further certify that pursuant to Section 58-108 I. C. A., 1932, as added thereto by Chapter 154, Idaho 1933 Session Laws, Thursday of each week has been designated as the day on which legal notice required by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this 1st day of

March, 1951.

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

HAILEY, Feb. 27 — The Masonic members of Bethany chapter, OES were hosts for after-meeting refreshments last week. Harry Putzier, Charles Read and Charles Daugherty were in charge. Patriotic napkins were used in the serving of cherry pie and ice cream with coffee. During the business session in charge of Mrs. Albert Schaufelberger the group voted to assist Job's Daughters with a banquet on the date of the official visit of the grand guardian.

Plans were made for a birthday party at the next meeting to honor members with birthdays in January, February and March. These members, instead of exchanging gifts will add a donation to a "birthday bank," proceeds of which will go to purchase articles needed for the temple.

Monthly Dinner

T-770

45-2233

T-769

47-2207

T-768

45-2167

Application for Transfer of Water Right

STATE OF IDAHO,

County of Ada,

ss.

W.A. Coiner,

being first duly sworn, deposes and says:

That his name is W.A. Coiner; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is

Hansen Idaho.

That he is the owner and using a certain water right, bearing date of priority of May 25, 1920, for 2.5 cubic feet per second of the waters of Subterranean Source, Well, County of Twin Falls, State of Idaho, decreed to by decree of Judge, of the Judicial District of the State of Idaho, in and for the County of, in the case of

vs. To The Utah Construction Co., said decree bearing date of (or obtained by virtue of License No. 14735 /, issued by the State Engineer or the Commissioner of

Reclamation of the State of Idaho, dated August 20, 1925, bearing date of priority of May 25, 1920, 19) for the purpose of irrigating the following described lands situate, lying and being in water District No. 30 in the County of Twin Falls, and State of Idaho, to-wit:

N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, Twp. 11.S. R. 18.E.

and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i. e.

By Purchase,

from Fred Hoops & Ruby Hoops Date Dec 2-1947
Quit Claim filed on two Artesian wells

as per abstract of title of said water right hereto attached and made a part of this statement: Frank A. Stephens (774 stamps) Notary

That said waters are now diverted from said stream in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of

Section 1, Township 12.S., Range 18.E., B. M., and con-

ducted to the above described lands through Private ditches, as per map herewith and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of 2.5 cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Twin Falls, and State of Idaho, to-wit:

.30 Cubic feet per second to SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 36,

Twp. 11.S. R. 18.E. and NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Twp. 12.S. R. 18.E

.80 cubic feet per second to S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 1, Twp. 12.S. R. 18.E.

Balance of the 2.50 c.f.s. abandoned, does not exist.

That his reasons for desiring to make such transfer are as follows:

Better economic use.

T-770

T-768

45-2233

45-2167

T-769

47-2207

Deed # 376514. Filed Twin Falls Co, Dec 2-1947.

These wells are now pumped.

A new well of Coiner's effects the delivery of these wells. Coiner bought these & Hoops developed other water (drain water) to replace the wells.

That he intends to divert and convey said 1.10 second feet of water to the tract of land last above described in the following manner, to-wit: Through private ditches,

as set forth upon the map herewith; and that no one will be injured by such transfer.

WHEREFORE, Affiant and Petitioner prays that the Commissioner of Reclamation of the State of Idaho issue to him the proper certificate authorizing such transfer, in accordance with the provisions of Section 5582 of the Idaho Compiled Statutes.

W. A. Coiner

Applicant.

Subscribed and sworn to before me this 14th, day of February

A. D. 1951

Meredith B. Haller

Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water now diverted? Subterranean Source,

Where is the diversion point now located? NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Twp. 12.S. R. 18.E.

Through what ditch is it now conducted? Private ditches,

How much land is now irrigated by the water sought to be transferred? See list in license 14735

Give the description: Same as first above described, This land

Had Twin Falls Canal water & Rock Cr. water. After development of drain water, transferred off to other of Hoops own land. Delivery by pump.

What is the total amount of water in inches, or second feet, dedicated to said land? unknown

What kind of crops are being raised? Diversified crops.

How much water per acre is now required to irrigate said land? one inch per acre

What will be the effect on the land now irrigated, if the use of water on it is discontinued?

A new source of water has been developed. Drain water is picked up and pumped to land.

Give location of new point of diversion, if change is to be made. No change in point of Diversion.

Through what ditch will it be conducted after transfer? Coiner ditches.

How much water will be required per acre to irrigate the land to which this water is transferred?

Estimate one & one half inches per acre.

Do you claim any other water right for the land from which you seek to abandon the use of this water?

No - do not own the land.

If so, give amount, date and source.

Is there now any other water right for the land to which you seek to make this transfer? If so, give amount, date and source. See license 20101 & 18263 (supplemental rights from wells = 1" per acre)

also a decree right in Rock Creek is appurtenant to part of this land.

Signed W. A. Coiner

Applicant.

About 60" in Rock Creek is a good right - balance of Coiner's Rock Creek rights are flood rights.

License No. 14735-

11 S. 18 E

23

24

Transferred From

r r r r

26

25-

36

Transferred
TO

Twp. 12 S. 18 E

.30 c/s -

.80 c/s to

T-768
45-2167
T-769
47-2207
T-770
45-2233

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

No 3726

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that W. A. Coiner of Hanken, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the place of use of the waters of Subterranean Source (Well), as follows: Amount: .80 cubic feet per second. Point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Township 12 S., Range 18 E. Place of Use: SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 36, Twp. 11 S. R. 18 E.; Lots 3 & 4 Section 30, Twp. 11 S. R. 19 E. NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Twp. 12 S. R. 18 E.B.M.

Transfer to Point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Township 12 S., Range 18 E. Place of Use: S $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 36, Twp. 11 S., R. 18 E. NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Twp. 12 S., R. 18 E.

And that on the 8th day of March, 1951, at 10 o'clock A.M., at Room 107, State House, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

MARK R. KULP,
State Reclamation Engineer.
Publish: Feb. 20, 27, 1951

I, Lisa Molony, being first duly sworn upon oath depose and say that I am principal clerk of the TIMES-News, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

✓ consecutive Tuesdays, commencing with the issue dated February 20, 1951, and ending with the issue dated February 27, 1951.

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

And I further certify that pursuant to Section 58-108 ^{60-108 Idaho Code} I.C.A., 1932, as added thereto by Chapter 154, Idaho 1933 Session Laws, Thursday of each week has been designated as the day on which legal notice required by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this 1st day of March, 1951

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

T-768
45-2167
T-769
47-2207
T-770
45-2233

That he intends to divert and convey said 2.5 second feet of water to the tract of land last above described in the following manner, to-wit: No change in point of diversion.

as set forth upon the map herewith; and that no one will be injured by such transfer.

WHEREFORE, Affiant and Petitioner prays that the Commissioner of Reclamation of the State of Idaho issue to him the proper certificate authorizing such transfer, in accordance with the provisions of Section 5582 of the Idaho Compiled Statutes.

W A Coiner

Applicant.

Subscribed and sworn to before me this 14th, day of February

A. D. 1951

Thurmond C. Bailey

Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water now diverted? Well, Subterranean Source,

Where is the diversion point now located? SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Twp. 12.S. R. 18.E.

Through what ditch is it now conducted? Private ditches,

How much land is now irrigated by the water sought to be transferred? 250 acres,

Give the description: Same as frist above discribed,

What is the total amount of water in inches, or second feet, dedicated to said land?

What kind of crops are being raised? Diversified crops.

How much water per acre is now required to irrigate said land? One inch per acre

What will be the effect on the land now irrigated, if the use of water on it is discontinued?

Neer wells furnish an adequate supply.

Give location of new point of diversion, if change is to be made. No change,

Through what ditch will it be conducted after transfer? Private ditches,

How much water will be required per acre to irrigate the land to which this water is transferred?

One inch per acre

Do you claim any other water right for the land from which you seek to abandon the use of this water?

Yes see license 20780.

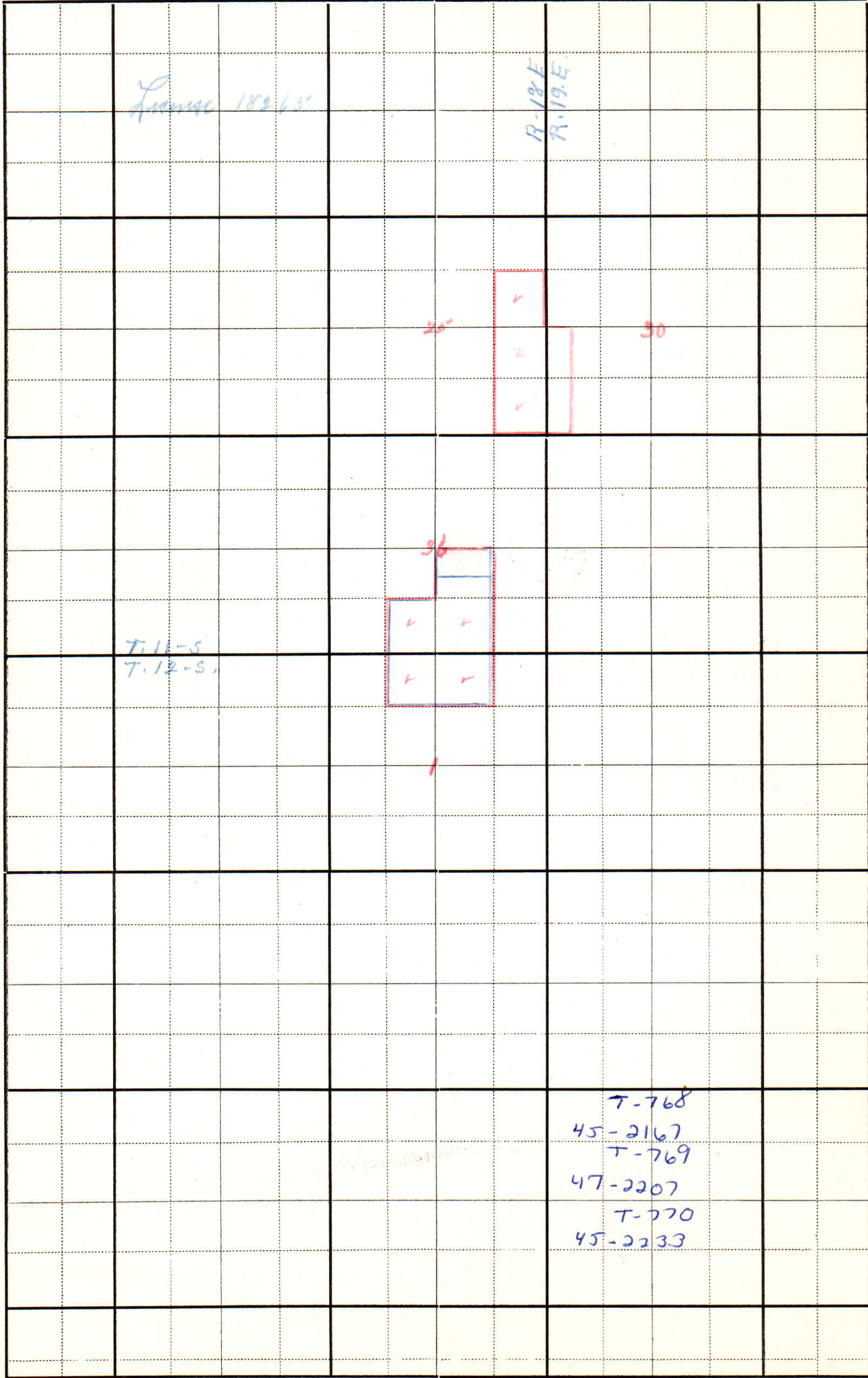
If so, give amount, date and source. 120" from Rock Creek. Priority Mar 14-1892 - Licensed

Is there now any other water right for the land to which you seek to make this transfer? If so, give amount, date and source. see license 20101

Signed

W.A. Coiner

Applicant.



Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

N^o 3725

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that W. A. Coiner of Hansen, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the place of use of the waters of Subterranean Source as follows: Amount: 1.10 cubic feet per second, Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Township 12.S., Range 18.E. Place of use: N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 23, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, Twp. 11.S., R. 18.E. B.M.

Transfer to: Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Township 12.S., Range 18.E. Amount and place of use: .80 cubic feet per second to SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36, Twp. 11.S., R. 18.E. and NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Twp. 12.S., R. 18.E. .80 cubic feet per second to S $\frac{1}{2}$ NW $\frac{1}{4}$, Section 1, Twp. 12.S., R. 18.E. B. M.

And that on the 8th day of March, 1951, at 10 o'clock A. M., at Room 107, State House, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

MARK R. KULP.

State Reclamation Engineer.

Publish: Feb. 20, 27, 1951.

I, Lisa Mology, being first duly sworn upon oath depose and say that I am principal clerk of the TIMES-News, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

✓ consecutive Tuesdays, commencing with the issue dated February 20, 1951, and ending with the issue dated February 27, 1951.

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

And I further certify that pursuant to Section 58-108 I. C. A., 1932, as added thereto by Chapter 154, Idaho 1933 Session Laws, Thursday of each week has been designated as the day on which legal notice required by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this 1st day of March, 1951.

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

T-770

7-768

45-2167

45-2233

T-769

47-2207

That he intends to divert and convey said .80 second feet of water to the tract of land last above described in the following manner, to-wit: No change in point of diversion.

as set forth upon the map herewith; and that no one will be injured by such transfer.

WHEREFORE, Affiant and Petitioner prays that the Commissioner of Reclamation of the State of Idaho issue to him the proper certificate authorizing such transfer, in accordance with the provisions of Section 5582 of the Idaho Compiled Statutes.

W A Coimer

Applicant.

Subscribed and sworn to before me this 14 day of February

A. D. 1951

Theodore B. Haley

Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water now diverted? From well, Subterranean Flow,

Where is the diversion point now located? SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Twp. 12.S. R.18.E.

Through what ditch is it now conducted? Private ditches,

How much land is now irrigated by the water sought to be transferred? Approx. 400 Acres,

Give the description: Same as first above described,

What is the total amount of water in inches, or second feet, dedicated to said land?

What kind of crops are being raised? Diversified Crops.

How much water per acre is now required to irrigate said land? one inch per acre

What will be the effect on the land now irrigated, if the use of water on it is discontinued?

Land is not abandoned. New wells from which an adequate supply

Give location of new point of diversion, if change is to be made. No change,

Through what ditch will it be conducted after transfer? same ditch

How much water will be required per acre to irrigate the land to which this water is transferred?

one inch per acre

Do you claim any other water right for the land from which you seek to abandon the use of this water? Yes,

See license 20280 and 21161
120" from Rock Cr. Priority Mar 14-1892 - Heened
140" in Rock Creek for land in sec 36 including SW $\frac{1}{4}$ sec 36

Is there now any other water right for the land to which you seek to make this transfer? If so, give amount,

date and source No. see license 14735 and 18265 (from wells = 1" per acre)

Signed

W A Coimer

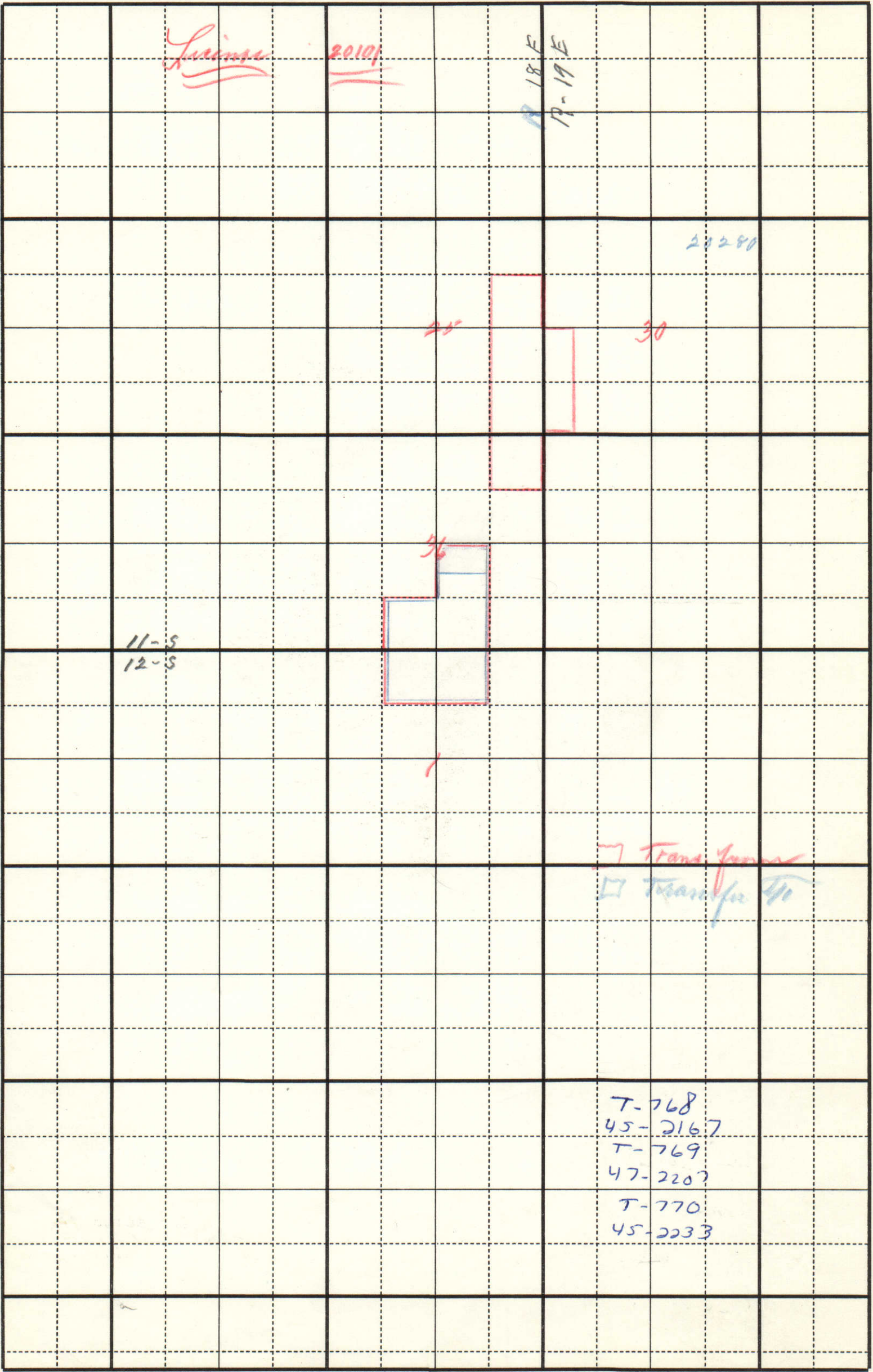
Applicant.

Roy check the decreed rights
for this

see 20280-24

NAME OF APPLICANT W. L. Linger

Form No. 0



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

State of Idaho
License and Certificate of Water Right

Water License No. 14735
Water District No. 30

Amount 2.5 sec. ft.
Priority 5-25-1920

THIS IS TO CERTIFY that **THE UTAH CONSTRUCTION COMPANY**
of Ogden, Utah, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 25,, 19 20; that Permit No. 14735
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.5 second feet, was issued thereunder on November 5,, 19 23, showing that said works
were completed on the 1st day of September, 19 23; and that on the 28th
day of May, 19 25,

THE UTAH CONSTRUCTION COMPANY

of Ogden, State of Utah, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of artesian wells
, a tributary of no stream, for the purpose of Irrigation and domestic
use, under Use Permit No. 14735 of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume 6
of Licenses, at page 3295, on the 20th day of August, 19 25;
The right hereby confirmed dates from May 25,, 19 20;

The Point of Diversion is located
in the NW 1/4 of NW 1/4, Sec. 1, Tp. 12 S., R. 18 E., B.M. Twin Falls County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,
is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.5
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S.	18 E.	26	NE 1/4 SW 1/4 ✓	40	35.17
			SE 1/4 NW 1/4 ✓	40	40
			SW 1/4 NW 1/4 ✓	40	40
			NE 1/4 NW 1/4 ✓	40	40
			NW 1/4 NW 1/4 ✓	40	40
			NW 1/4 NE 1/4 ✓	40	40
			NE 1/4 NE 1/4 ✓	40	33
		23	SW 1/4 SE 1/4 ✓	40	40
			SE 1/4 SW 1/4 ✓	40	40
			NE 1/4 SW 1/4 ✓	40	40
			NW 1/4 SW 1/4 ✓	40	40
Total				---	428.17 acres

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 Commissioner of Reclamation, affixed at Boise, Idaho,
this 20th day of August, 19 25

W. G. SWENDSEN
Commissioner of Reclamation

(SEAL)

See Transfer 768

47-2
45-2

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

45-2167

Application No. 20955
Permit No. 14735
District No. 30

1. Name of Applicant: The Utah Construction Co.

Postoffice address: Ogden County: Weber State: Utah.

I. If applicant is a corporation, give:

(a) Date and place of incorporation: Jan. 1900. Utah.

(b) Amount of capital stock: \$2,500,000.00

(c) Amount paid in: \$2,438,100.00

(d) Names and addresses of directors: W.H. Wattis, Pres. W. L. Wattis, Secy. E. O. Wattis and

M. S. Browning V.P. Jos. Scowcroft, C. H. Nibley, A. H. Christensen, R.B. Porter, L.R. Eales,
II. The financial resources of the applicant are: (a) Cash on hand: \$97,476.11 Address at Ogden,
(b) Treasury stock: \$61,900.00 (c) Bonds to be issued: none. Utah, c/o Utah
(d) Other resources: Land, livestock, machinery, etc. Const. Co.

2. Quantity of water claimed: 12.8 cubic feet per second.

3. Source of water supply: Artesian wells which is a tributary of none.

4. Location of point of diversion: without radius of 1500 feet distant from the NW corner of Section 1, T12 S., R.18 E., B. M., and is in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 1, T. 12 S., R. 18 E., B. M., County of Twin Falls.

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: \$10,000.00

8. Kind of works: Artesian wells and ditch.

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 6 feet; width at water line 9 feet; depth of water 2
feet; dimensions of flume

Diameter of pipe inches; length of conduit 2 $\frac{1}{2}$ miles.

Average grade per mile 25 feet.

12. The time required for the completion of such work is 3 years.

13. The time required for the complete application of the water to the proposed use is 2 additional years.

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

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

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

The Utah Construction Co. Applicant.

By L. S. Corey, Agent.
Asst. secy.tres.

Commissioner of Reclamation

Date of first receipt at office of ~~State Engineer~~ 9 A. M. May 25, 1920.

Returned to applicant for correction

Corrected application received

APPROVAL OF ~~STATE ENGINEER~~ COMMISSIONER OF RECLAMATION

The number of this permit is 14735

Recorded in Book 52 Page 14735 Approved June 2, 1920.

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 August 1, 1920 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 **December 2, 1921.**

The whole of said work to be completed on or before **June 2, 1923.**

Beneficial use of water appropriated in accordance herewith, to be made on or before **June 2, 1925.**

Witness my hand this 2nd day of June, 1920.

W. G. Swendsen,
~~State Engineer~~
Commissioner of Reclamation.

Remarks:

14 Twp	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
118.	18 E.	23																	
"	"	26	40	40			40	40	40	40	40	40	40	40	40	40	40	40	320
																			320
Total number of acres to be irrigated.....640																			
The above land belongs to the Utah Construction Co.																			
The land on which wells will be drilled is unentered Government land.																			

Upon proper request of the holder of the above numbered Permit (14735) I have this 2nd day of June, 1923, extended the time for completion of works to the 3d day of September, 1923.																			
W. G. SWENDSEN, Commissioner of Reclamation																			
By: Geo. N. Carter, Assistant																			

Proof of Completion of Works made September 1, 1923.																			
Certificate of Completion of Works issued November 5, 1923.																			

Permit No. 14735

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that The Utah Construction Company of Ogden, County of Weber, and State of Utah, the holder of Permit No. 14735, issued upon Application No. 20955, bearing date of priority of May 25, 1920, authorizing the diversion of 12.8 second feet of the waters of artesian wells, County of Twin Falls, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.5 second feet of the waters of artesian wells; that the point of diversion of said waters is in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 1, Township 12 South, Range 18 East, Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 26; N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, all in Township 11 South, Range 18 East, Boise Meridian.

Witness my hand this 5th day of November, A. D. 1923.

W. G. SWENDSEN,
Commissioner of Reclamation

By: Geo. N. Carter,
Assistant

LICENSE ISSUED FOR 2.5 SEC. FEET
Page 3295

45-2233

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

DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 768.

THIS IS TO CERTIFY That W. A. Coiner of Hansen, Idaho, is the owner of and using a certain water right for 2.5 second feet of subterranean water from artesian wells, with priority of May 25, 1920, said water right being evidenced by License and Certificate of Water Right No. 14735 of the Department of Reclamation of the State of Idaho, issued to the Utah Construction Company, and being appurtenant to the following described lands, to-wit:

$N\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 23, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, and
NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, all in
Township 11 South, Range 18
East, B.M.

That said License has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 6 of Licenses, at Page 3295.

That said W. A. Coiner of Hansen, Idaho, has become the owner of said water right through purchase.

And that now, upon the application of W. A. Coiner of Hansen, Idaho, for the transfer of 1.10 cubic feet per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 1.10 cubic feet per second of the waters from said wells upon the above described lands is hereby abandoned and the place of use of said water under such right hereby confirmed shall by this Certificate become appurtenant for irrigation and domestic purposes is described as follows, to-wit:

.30 cubic foot per second to be used
on the SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec-
tion 36, Township 11 South, Range 18
East, B.M., and the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 1, Township 12 South, Range
18 East, B.M.

.80 cubic foot per second to be used
on the S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 1, Township 12
South, Range 18 East, B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

1.10 cubic feet per second
of the waters of said wells,
with priority of May 25, 1920.

That the water right hereby transferred has heretofore been conducted from said wells through private ditches, with point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Township 12 South, Range 18 East, B.M.

That the water right hereby transferred will hereafter be conducted to the last above described land through private ditches, and from the same point of diversion.

T-768

T-769

T-770

45-2167

47-2201

45-2033

75-7742

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 14th day of March, A. D. 1951.

Mark R Kulp

MARK R. KULP
State Reclamation Engineer

T-768

45-2167

T-769

47-2207

T-770

45-2233

THE CORRESPONDENCE
FROM T-768, T-769, &
T-770 HAS BEEN PLACED
IN FILE 45-2167. ORDERS
GRANTING TRANSFERS ARE
FOR IN FILE NO.
T-768 45-2167
T-769 (45-2167) 47-2207
T-770 45-2233

September 19, 1963

Re: Permits #14735, #18265, #20101, #20280, #20281,
#21161, #G-22255, #G-22345
W. A. Coiner, and Coiner Estate

Federal Land Bank Association
of Twin Falls
Twin Falls, Idaho

Your reference: Lean #116331 - Wolverton

Attention Mr. W. R. Nutting

Dear Mr. Nutting:

Enclosed please find Departmental Receipts No. G-8257 in
the amount of \$2.50 and No. 31800 in the amount of \$7.50, in
payment of research done in this office on the above listed
Coiner Wells.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) EDNA P. RULE
Chief Clerk

vj

Encl. Departmental Receipts

14735

14735

**FEDERAL LAND BANK ASSOCIATION
OF TWIN FALLS**

TWIN FALLS, IDAHO

September 16, 1963

~~XXXXXXXXXXXX~~

W. R. Nutting, Manager

FEDERAL LAND BANK LOANS

RECEIVED
SEP 18 1963

Department of Reclamation

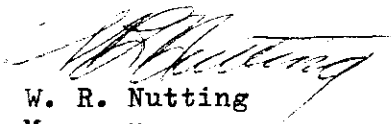
Re.: loan # 116331

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho

Gentlemen:

Forwarded herewith is Association check No. 1629
in the amount of \$10.00 in payment for the research
performed by your office on Coiner Wells. We would
appreciate having your receipt for our record for
this check. Thank you very much for the assistance
which you have given us.

Very truly yours,


W. R. Nutting
Manager

WRN/ha
Enclosure

September 3, 1963

Re: Permits ~~#14735~~, #18265, #20101, #20280, #20281,
#21161, #G-22255, #G-22345
W. A. Coiner, and Coiner Estate

Federal Land Bank Association
of Twin Falls
Twin Falls, Idaho

Your reference: Loan #116331 - Wolverton

Attention Mr. W. R. Nutting

Dear Mr. Nutting:

In replying to your letter of August 27 it is first necessary to explain that our research is based on the deduction that you referred to licensed permits filed on or owned by Mr. W.A. Coiner. However, after a permit has matured to a license this office does not as a rule record any other matter, ownership or otherwise. Hence, our records do not show any permits under the name of Coiner Land & Livestock Co.

Therefore, our search was limited to eight licensed permits enumerated on the attached exhibit "A". At present there is no well defined trend indicated in regards to water level in this area. No doubt great changes have taken place since licenses were issued which could have changed the amount of water available.

Schedule "A" refers to the list of 10 questions in your letter.

The cost of this research is \$10 for which you may send a check to this office at your earliest convenience.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

H. FATHI
State Water Rights Clerk

22255

HP:vj

22345

14735

FEDERAL LAND BANK ASSOCIATION OF TWIN FALLS

AUG 28 1963

TWIN FALLS, IDAHO

Department of Reclamation

~~BY THE FOLLOWING~~

August 27, 1963

FEDERAL LAND BANK LOANS

W. R. Nutting, Manager

Re.: loan # 116331-Wolverton

Reclamation Engineer
State Department of Reclamation
State House
Boise, Idaho

Dear Sir:

I am in the process of making an appraisal on the Coiner Land & Livestock Company's Rock Creek Ranch upon which there are eight producing wells. There is certain information which I need in order to value the ranch properly.

As nearly as could be determined the wells are located as follows:

✓ 1. SE 1/4 NW 1/4	1	12S.	18E - 18265-4378
✓ 2. Lot 3	1	12S	18 EBM 20161-4715
✓ 3. Lot 4	1	12S	18 EBM 14735-3295
✓ 4. NE 1/4 SE 1/4	25	11S	18 EBM 20281-4717
✓ 5. Lot 3	30	11S	19 EBM 22703-519
✓ 6. Lot 4	30	11S	19 EBM 20280-4716
✓ 7. SE 1/4 SE 1/4	36	11S	18 EBM 21131-4712
✓ 8. SW 1/4 NE 1/4	1	12S	18 EBM 22345-5198

For each of the above I would like to know the following:

1. Permit or license number
2. Date of priority
3. Amount of water
4. Static level
5. Pumping level
6. Date of test
7. Diameter of bore
8. Depth of well
9. Length of casing
10. Horsepower of motor on the pump

Transfer 768, 769, 770

★ 14735 "OWNED BY FARMERS : FOR FARMERS"

While the general trend of the water level in this area has not been favorable, is there any way of knowing whether these wells have followed that same trend? My reason for this question is that most of the wells are situated near the mouth of Rock Creek Canyon where they might be influenced by underground water from that source.

I realize this is a big order but I have been unable to obtain acceptable information elsewhere. I sincerely appreciate the assistance obtained from your office in the past and offer my thanks for whatever you can do for me this time.

Very truly yours,


W. R. Nutting
Appraiser

WRN/ha

14735

14735

FRANK L. STEPHAN
ATTORNEY AT LAW
TWIN FALLS BANK AND TRUST CO. BUILDING
TWIN FALLS, IDAHO

August
5th
1948



MRS. JEANNE L. ANDERSON
Chief Clerk
Department of Reclamation
Capitol Building
Boise, Idaho

Dear Mrs. Anderson:

I am enclosing herewith check for \$1.50
to cover your fee for the certified copy of Lic-
ense No. 14735, in compliance with your letter
of August 4, 1948.

Very truly yours,

Frank L. Stephan
Frank L. Stephan

FLS r
Enc 1

R-20801

14735

14735 ✓

August 4, 1948

Mr. Frank L. Stephen
Bank and Trust Co. Building
Twin Falls, Idaho

Dear Mr. Stephen:

We enclose certified copy of License No. 14735 as per your request. The fee for this is \$1.50 for which you may send us your check.

We have changed the beneficial use proof notice under Permits Nos. 20280 and 20281 suggested in your letter of August 2 and have sent a copy of these notices to the Twin Falls Times-News with instruction to publish them once a week for four consecutive weeks prior to September 18, 1948, the date set for proof, and to send affidavits of publication together with statement of costs to Mr. W. A. Colner at Hansen, Idaho.

We enclose herein the necessary forms of deposition for making these proofs and at the time set Mr. Colner should appear before you with two disinterested witnesses whom are familiar with the terms of his permits and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/gt

Enc. 3

14735

FRANK L. STEPHAN
ATTORNEY AT LAW
TWIN FALLS BANK AND TRUST CO. BUILDING
TWIN FALLS, IDAHO

August
Second
1948



MISS JEANNE L. ANDERSON
Chief Clerk
Department of Reclamation
Capitol Building
Boise, Idaho

Dear Miss Anderson:

Regarding Notices of proof of beneficial use under Permits numbered 20280 and 20281 in the name of W. A. Coiner, Mr. Coiner has advised me that in all probability the wells will not produce more than 1.6 second feet, but inasmuch as our Permits were issued for two second feet it probably would be advisable to have the two second feet in the Notices, and if you will change the same accordingly before they are published, it will be appreciated.

I would like a certified copy of License issued under Permit numbered 14735.

Very truly yours,

Frank L. Stephan
Frank L. Stephan

FLS r

14735

July 28, 1948

Mr. Frank L. Stephan
Bank and Trust Co. Building
Twin Falls, Idaho

Dear Mr. Stephan:

We acknowledge receipt of your letter of July 27 enclosing notices of beneficial use proof to be made before you as Notary Public on September 16 Under Permit Nos. 20280 and 20281 in the name of W. A. Coiner.

We note, however, that while these Permits each claim 2.0 second feet of water the notices only describe 1.6 second feet. Is it Mr. Coiner's intention to only prove up on the smaller amount?

Mr. Coiner also has Permit No. 20101 for 3.0 second feet of water from a well in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 1, Twp. 12 S., Rge. 18 E., B.M. which we think is the one you refer to as lying north of well covered by Permit No. 18265. This application was made out for Mr. Coiner in this office and filed June 15, 1947 which is probably why you have no record of it. Both proofs were due under this Permit on June 28, 1948 as per notice sent Mr. Coiner on April 1, 1948.

In regard to your request for a certified copy of Permit No. 14735, before issuing same we want to be sure whether you wish a copy of the original Permit or of the license issued thereunder.

The original Permit called for 12.8 second feet of water from artesian wells in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 1, Twp. 12 S., Rge. 18 E., to be ~~made~~ on the S $\frac{1}{2}$ of Sec. 23, N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 26., Twp. 11 S., Rge 18 E., B.M. Proof, however, was only made on 2.5 second feet and the license issued for that amount being appurtenant to the SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 23, the N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 26.

Upon receipt of your advise we will issue the certified copy promptly.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/gt

14735

FRANK L. STEPHAN
ATTORNEY AT LAW
TWIN FALLS BANK AND TRUST CO. BUILDING
TWIN FALLS, IDAHO

July 27, 1948



HONORABLE MARK R. KULP
State Reclamation Engineer
State Capitol Building
Boise, Idaho

Dear Sir:

Re: Permits numbered
20280 and 20281.

I am enclosing herewith in connection with the proof of application of water to beneficial use on the above numbered Permits, Notices of proof in duplicate together with letter authorizing you to publish the Notice in the Times-News as required by law at the expense of W. A. Coiner, the owner of the above numbered Permits.

Will you please forward to me a certified copy of Permit numbered 14735 which Permit covers certain wells in the vicinity where the above wells are located. Mr. Coiner has recently acquired the wells by Deed and would like a copy of the Permit covering the same. Upon receipt of advice of the amount of your fees for such certified copy I will forward you a check.

Mr. W. A. Coiner is under the impression that he has filed an Application for Permit to drill a well about 400 feet North of the well covered by Permit numbered 18265. Although I generally do most of the legal work for Mr. Coiner I can not find a copy of the Application and it would be appreciated if you will check your files to see if such an Application has been made. The well covered by Permit numbered 18265 is located in the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section One (1), Township Twelve (12) South, Range Eighteen (18), E.B.M.

Thanking you, I am

Very truly yours,

Frank L. Stephan

FLS:edb

Encl. 4

14735

August 20, 1925

Re: Permit No. 14735

Mr. H. B. Way,
% Utah Construction Company,
Ogden, Utah.

Dear Sir:

Enclosed please find water
license under the above numbered
permit, together with departmental
receipt for fees paid.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____
Chief Clerk

H-Enc.

14735

E. O. WATTIS, VICE PRES.
A. H. CHRISTENSEN, VICE PRES.

W. H. WATTIS, PRES. & GENL. MGR.

WARREN L. WATTIS, SECY. & TREAS.
L. S. COREY, ASST. SECY. & TREAS.

THE UTAH CONSTRUCTION CO.

CAPITAL \$ 2,500,000.00.

GENERAL RAILWAY CONTRACTORS

GENERAL OFFICES
ECCLES BUILDING

DIRECTORS
W. H. WATTIS, E. O. WATTIS
A. H. CHRISTENSEN, J. S. SCOWCROFT
M. S. ECCLES, WARREN L. WATTIS
L. R. ECCLES, R. B. PORTER
H. J. LAWLER

P. O. BOX 726
PHONES 491-492

OGDEN, UTAH, August 18, 1925.

Mr. W. G. Swendsen, Commissioner of Reclamation,
Boise,
Idaho.

Dear Sir:

Enclosed herewith you will find our
check No. 3200 for \$11.00 in payment of filing fee
as requested in your letter of August 11th.

Trusting that this is all you may need
to permit you to issue license to us in connection
with permit No. 14735, we are

Yours truly,

THE UTAH CONSTRUCTION COMPANY,

HBW/BM

Enc.

H. B. Wattis

14735

August 11, 1925.

Re: Permit No. 14735.

The Utah Construction Company,
Ogden, Utah.

Gentlemen:-

Referring to your letter of the 3rd inst. would say that it was through a misunderstanding that the report of our engineer gave only the two forties under irrigation from the water from the artesian wells. He has, accordingly, made a supplementary report covering the entire acreage. The fees will, therefore, amount to \$11.00, being \$1.00 for each forty-acre tract, or fraction thereof.

License will issue upon receipt of fees as above stated.

Very truly yours,
W. G. SWENDSEN,
Commissioner of Reclamation.

By _____
Chief Clerk.

14735

E. O. WATTIS, VICE PRES.
A. H. CHRISTENSEN, VICE PRES.

W. H. WATTIS, PRES. & GENL. MGR.

WARREN L. WATTIS, SECY & TREAS.
L. S. COREY, ASST. SECY & TREAS.

THE UTAH CONSTRUCTION CO.

CAPITAL \$ 2,500,000.00.

GENERAL RAILWAY CONTRACTORS

GENERAL OFFICES
ECCLES BUILDING

DIRECTORS

W. H. WATTIS, J. E. O. WATTIS
A. H. CHRISTENSEN, J. O. SCOWCROFT
M. S. ECCLES, WARREN L. WATTIS
J. E. FICKETT, R. B. PORTER
H. J. LAWLER

P. O. BOX 726
PHONES: 491-492

OGDEN, UTAH, August 3, 1925.

RE: Permit #14735.

Mr. W. G. Swendsen, Commissioner of Reclamation,
Boise, Idaho.

Attention Mr. C. Brown.

Dear Sir:

In answer to your letter of July 28th regarding the issuance of license under the above permit number, we note that the report of your examining engineer shows that parts of two - forty acre tracts are under irrigation from the water appropriated under this permit.

We are at a loss to understand the showing of this report as we have made Proof of Beneficial Use of Water on parts of legal subdivisions totaling 428.17 acres of land upon which this water has actually been beneficially used along with other waters. We also wish to call your attention to the fact that you advised us under date of October 25, 1923 that your examining engineer had reported a flow from the three artesian wells, of 2½ cubic feet per second of water, all of which was at that time and has since been used by us in the irrigation of the above mentioned 428.17 acres of land.

We would, therefore, like to be assured that when the final license for this irrigation water is issued, that it will show the water to be appurtenant to more than the two - forty acre tracts of which you write in your communication of July 28th.

When we have had your reply in this matter and request for fees, that you may make at that time, we will be glad to forward same to you that you may issue license.

Yours truly,

THE UTAH CONSTRUCTION COMPANY



HBW*MD

14735

SUPPLEMENTAL REPORT

These wells were flowing approximately 1.97 second feet upon October 15, 1923 and the recommendation was made that in view of possible seasonal fluctuations of flow, 2.5 second feet be allowed. While no inspection of ranch use was made at that time, it was assumed that this water was used generally over the entire ranch as convenience might require and credit was given accordingly for the purposes of the "Completion of Works" proof.

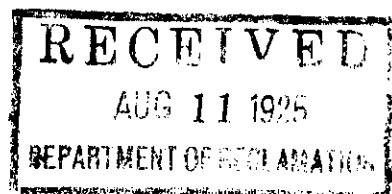
Upon the 23rd of July, 1925, when inspection for proof of beneficial use was made, the three wells in question were flowing approximately 1.4 second feet and the water was being used upon the two forties comprising the N $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec. 26, T. 11 S., R. 18 E., B.M.

The ranch foreman gave the impression that the above location was the particular place of use for this water. However, there appears to be no reason why this water should not be made appurtenant to the entire ranch as the ditch system is so constructed as to permit of its use thereon.

In the hope that our present methods of conserving artesian water may some day be improved it is still recommended that 2.5 second feet be allowed as a maximum under this permit.

Fred A. Johnson

14735



RECEIVED

AUG 11 1925

DEPARTMENT OF RECLAMATION

July 28, 1926

Re: Permit No. 14735
Utah Construction Co.

Mr. Herman B. Way
Ogden, Utah

Dear Sir:

The report of our examining engineer on proof of beneficial use of water under the above numbered permit, has just been filed. This report shows parts of two forty-acre tracts under irrigation from the water appropriated under this permit. The fees will, therefore, amount to \$4.00. Upon receipt of said fees the license will be issued.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____
Chief Clerk

CB:EK

14735

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

Permit No. 14735This proof is for Beneficial UseIn Water District No. 301. Name of applicant: Utah Construction Company2. Source of water supply: Artesian Wells3. Location of point of diversion: Is in the NW¹ & NW² of Section 1T. 12 S R. 18 E.B.M. County of Twin Falls

4. Describe works as they exist, giving dimensions and capacities of same: Diversion from creek by dam 60 ft. long x 2 ft. high built of rocks & earth. Head Gate 10 ft. long x 4 ft wide x 4 ft high. Ditch 1 1/2 miles long, 3 ft wide x 1 ft deep. Water is from artesian wells numbered 1, 2 & 3, of 10" 6" & 3" diameter respectively and of 800', 700' & 100' deep respectively.

5. Water is used for: Irrigation and domestic6. 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 for other than irrigation): N¹SW¹, NW¹, N¹NE¹, Sec. 26; N¹SW², SE¹SW², W¹SE¹, SE¹SE¹, Sec. 23,

T. 11 S. Rge. 18 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? Snake RiverRemarks: Well #1 flowed about .6 cu. ft. at time of visit

" #2 " " .6 " " " " " "

" #3 " " .2 " " " " " "

Total 1.4 cu. ft.Ranch Foreman said their flow is decreasingThis examination was made on the 23rd day of July 1925(Signed) Edw. H. Johnson Examiner.14-40^S 814⁰⁰ fees

14735

Permit No. 14735

Examination for BEN. USE

County TWIN FALLS

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 a 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.
-

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. _____

REPORT ON PROOF OF _____

May 29, 1925

Re: Permit No. 14735-Utah Construction Co.

Mr. Harry J. Benoit
Attorney at Law
Twin Falls, Idaho

Dear Sir:

We are today in receipt of your letter of the 28th instant enclosing affidavit of publication and depositions of holder and witnesses in the matter of proof of beneficial use of water under the above numbered permit. These are in proper form and will be held without further action until the examination and report have been made by our field man, at which time the holder will be further advised as to fees due before issuing license.

Very truly yours,

W. G. SWENDESEN
Commissioner of Reclamation

By _____
Chief Clerk

CB:EK

14735

May 29, 1925

Re: Permit No. 14735

Mr. Herman B. Way
c/o Utah Construction Company
Ogden, Utah

Dear Sir:

We are today in receipt of the depositions of yourself and two witnesses, together with the affidavit of publication, for proof of beneficial use of water under the above numbered permit. These are in proper form and will be held without further action pending the report of our examining engineer, at which time you will be further advised as to fees due before issuing license.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____
Chief Clerk

CB:EK

14735

HARRY J. BENOIT
LAWYER
TWIN FALLS BANK & TRUST CO. BLDG.
TWIN FALLS, IDAHO

May 28th, 1925.

Department of Reclamation,
Boise, Idaho.

Gentlemen: In re: Permit No. 14735

Enclosed you will find depositions of holder
and two witness taken before me today, also notice of
publication.

Respectfully,

Harry J Benoit

Enc. 4
B.

14735

NOTICE FOR PUBLICATION**Notice of Proof Application of Water to Beneficial Use**

Notice is hereby given that at 10 a. m. on the 28th day of May, 1925, at Twin Falls, County of Twin Falls, State of Idaho, before H. J. Benoit, Notary Public, at his office, proof will be submitted of the application to beneficial use of 2.5 cubic feet per second of the waters of artesian wells in accordance with the terms and conditions of Permit No. 14735 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are The Utah Construction Co., Ogden, Utah.

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

The amount applied to beneficial use is 2.5 cu. ft. per sec.

The place where said water is used (if for irrigation give full and accurate description of the lands irrigated) N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 26; N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23; all in Twp. 11 South, Range 18 East, Boise Base and Meridian.

The right to take water from such works is based upon Permit No. 14735.

The source of supply from which such water is diverted is artesian wells.

The date of the priority which said user is prepared to establish is May 25, 1920.

W. G. SWENDSEN,
Commissioner of Reclamation.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

COUNTY OF TWIN FALLS, } ss.

No 1914

I, Marian E. Lucken, being first duly sworn upon oath depose and say that I am principal clerk of the TWIN FALLS WEEKLY NEWS, published weekly, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice or advertisement, as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for 4 consecutive weeks, commencing with the issue dated April 16, 1925 and ending with the issue dated May 7, 1925.

And I do further certify that said newspaper has been published as a weekly paper, under said name and in said city and county, continuously and uninterruptedly during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Marian E. Lucken
Subscribed and sworn to before me this 7th day of May, 1925.

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

14735

R E S O L U T I O N

"WHEREAS, The Utah Construction Company is the holder of Permit No. 14735 issued by the Department of Reclamation of the State of Idaho, under which permit it is privileged to develop artesian water near the mouth of Rock Creek Canyon, and construct necessary works for conducting and utilizing said water, and

WHEREAS said works have been completed and it is necessary to make final proof of beneficial use to the Department of Reclamation of the State of Idaho,

THEREFORE, BE IT RESOLVED, that Herman B. Way, surveyor and engineer in the employ of said corporation, who has heretofore made the survey and is familiar with the location and development work, be and he is hereby designated as the agent of this corporation and given full authority to certify to the necessary documents of proof necessary to acquaint the Department of Reclamation with the physical character of said works, and that his acts in preparing, submitting and certifying to such evidence of beneficial use, be approved and adopted as the acts of this corporation."

STATE OF UTAH)
)ss
COUNTY OF WEBER)

Warren L. Wattis being first duly sworn deposes and says: That he is an officer, to wit, the Secretary of The Utah Construction Company, a Utah corporation duly authorized to conduct business in the State of Idaho, and as such officer has custody and control of the books and records of said corporation: that the foregoing is a full, true and correct copy of resolution adopted by the Board of Directors of said corporation at a regularly called meeting at which a quorum was present, held at the company's offices May 16, 1925; that the same has not been amended or repealed and is in full force and effect.

Warren L. Wattis

Subscribed and sworn to before me this 20th day of May, 1925.

J. D. McEune

Notary Public.

14735

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 14735.

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Herman B. Way, age 33 years, residence Ogden, Utah, civil engineer, postoffice address, C/o Utah Construction Company, Ogden, Utah.

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. Utah Construction Company, a foreign corporation, having principal place of business, Ogden, Utah, Statutory agent for Idaho, I. N. Corey, Rexburg, Superintendent & engineer. My authority resolution

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

14735, May 25, 1920. Date of priority, May 25, 1920

Ans. _____

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

Ans. 3 artesian wells, two of which are located in NW 1/4 Sec. 1, the other in SE 1/4 NW 1/4 Sec. 1, Tp. 12 S. R. 18 E. B. M. Point of diversion from channel Rock Creek in SE 1/4 NW 1/4 Sec. 36 Tp 11 S. R. 18 E. B. M. at point N. 35deg. 5 Min. E. 3396' from common corner of Secs. 35 & 36 T 11 S. R. 18 and Secs. 1 & 2 T. 12 S. R. 18 E. B. M.

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

Ans. Three artesian wells, one 700' deep, one 500' deep and one 120' deep. Individual carrying ditch from each well to channel of Rock Creek to point of diversion just above named under ans. to question 4; thence in ditch 2' wide on bottom, 7' wide on top, 2' deep land 3/4 miles long on .5 % grade, with carrying capacity of 8 cu. ft per second, to the point of use. See attached slip

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 cultivate or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. _____

See slip attached.

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

Ans. _____

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

PERMIT No. 14735.

Proof of Application of Water to Beneficial Use**Deposition of Holder**

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

Ans. Herman B. Way, age 33 years, residence Ogden, Utah, civil engineer, postoffice address, C/o Utah Construction Company, Ogden, Utah.

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. Utah Construction Company, a foreign corporation, having principal place of business, Ogden, Utah, statutory agent for Idaho, I. N. Corey, Rexburg, Superintendent & engineer. My authority resolution

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.
14735, May 25, 1920. Date of priority. May 25, 1920

Ans. to Question 5. Three artesian wells, one ~~200~~ 700' deep, one 500' deep and one 120' deep. The water flows in individual carrying ditch from each well to the channel of Rock Creek. The water then flows down Rock Creek and is taken out of the creek in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 36, Tp. 11 S. R. 18 E. B. M. at a point 35 deg. 5 min. east 3396 ft from common corner of Secs. 35 and 36, Tp. 11 S. R. 18 E. B. M. and Secs. 1 and 2 Tp. 12 S. R. 18 E. B. M. From the last named point water flows in ditch 2 ft wide on bottom, 7 ft. wide on top and 2 ft deep for a distance of ~~XXXXXX~~ one and three fourths (1 $\frac{3}{4}$) miles on .5% grade, with a carrying capacity of 8 cu. ft per second, to the place of use upon the land hereinafter described.

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 cultivate or natural meadow land and the nature of all improvements which have been

Answer to Question 6. The water is used for domestic and irrigation purposes. Water is used on 35.17 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 26; on 160 acres in NW $\frac{1}{4}$ Sec. 26; on 40 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26; on 33 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26; on 40 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23; on 80 acres in N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 23; on 40 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23; 7.158.185. and being on 428.17 total acreage above mentioned. The water has been and is being used partly on cultivated land and partly on natural meadows. There has been direct improvement in the use of this water in increased yields of hay and grain on the land served.

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

Ans. Two and one-half cubic second feet or 125 inches.

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.

The Utah Construction Company is the original holder and I
Ans. am authorized by said company to make this proof by reason of
of resolution of Board of Directors hereto attached.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used. Water first diverted Jan. 1st, 1921 in the amount
of 3 1/2 cubic sec. ft which was then diverted and has been con-
tinually used since for irrigation and domestic purposes during
Ans. the irrigation season each year.

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 right claimed thereunder.

Ans.

(Sign)

Herman B. Way

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Twin Falls, County of Twin Falls, State of Idaho, on this 28th day of May, A. D. 1925

H. J. Senoit
Notary Public,
Twin Falls, Idaho.

14735

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

Ans. Two and one-half cubic second feet or 125 inches.

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.

The Utah Construction Company is the original holder and I
Ans. am authorized by said company to make this proof by reason of
of resolution of Board of Directors hereto attached.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used. Water first diverted Jan. 1st, 1921 in the amount
of 3 1/2 cubic sec. ft which was then diverted and has been continually used since for irrigation and domestic purposes during
Ans. the irrigation season each year.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under

Answer to Question 11. Annually since date of permit No. 14735, there has been used other waters on these same lands, such as were available under several purchases and permits, being 10 shares of Twin Falls Canal Company stock representing six and one-fourth inches, applicable to NW $\frac{1}{4}$ Sec. 26, a proportionate amount of 100 inches of Rock Creek water allowed under date of 1875 for SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ & SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23; also 60 inches of Rock Creek water under date of 1888 for NW $\frac{1}{4}$ & N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 26., all in Tp. 11 S. R. 18 E. B. M. There is also subsequent right from Rock Creek for surplus flood water under date of 1904, which is a common right for all of the users of Rock Creek water, and there being no water available therefrom except during a very short period in extreme high water.

H. J. Senoit.
Notary Public.
Twin Falls, Idaho.

14735

Answer to question 4. The source of water is from three artesian wells, two of which are located in NW $\frac{1}{4}$ NW $\frac{1}{4}$ and the other in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 1, Tp. 12 S. R. 18 E. B. M. Water flows from above named wells in separate ditch from each well to channel of Rock Creek, and thence down Rock Creek to a point in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 36, Tp. 11 S. R. 18 E. B. M., where it is diverted from Rock Creek into a ditch large enough at all points to convey several times the amount of water diverted under said permit and to be conveyed. Said ditch is nearly two miles in length from the last named point of diversion from Rock Creek to the point of use upon lands in sections 23 and 26 Tp. 11 S. R. 18 E. B. M.

Answer to Question 5. Works will safely conduct from points of diversion to place of use several cubic second feet of water and several times the amount of water diverted and appropriated under permit 14735.

Answer to Question 6. The water is used, with other water, upon several hundred acres of land in sections 23 and 26, in Tp. 11 S. R. 18 E. B. M., partly on cultivated land and partly upon natural meadows. I cannot say as to the exact number of acres in each legal subdivision upon which water has been used, but from the survey of an engineer of the permit holder, I am told, and fully believe, that it has been and is being used upon the following described land:

35.17 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 26; on 160 acres in NW $\frac{1}{4}$ Sec. 26; on 40 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26; on 33 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26; on 40 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23; on 80 acres in N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 23; on 40 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23; all in Tp. 11 S. R. 18 E. B. M. The water has been and is being used partly on cultivated and partly on natural meadows. There has been direct improvement by the use of this water in increased yields of hay and grain on the land served.

14735

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 14735.

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. Nephi Larsen. Age 59 years, residence, Rock Creek. Occupation Farmer. Postoffice address, Rock Creek, Idaho.

Ques. 2. Are you acquainted with Utah Construction Company, the holder of Permit No. 14735? How long have you known him and where does he reside?

Ans. Have known permit holder for many years. The principal place of business of the permit holder is at Ogden, Utah.

Ques. 3. Have you read or heard read said Permit No. 14735, 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. _____

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. _____

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

Ans. _____

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

Ans. _____

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Character of land reclaimed is arid sage brush land and requires one inch to the acre for its profitable cultivation.

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

Ans. I have no interest in the works, water or land above mentioned.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. _____

(Sign) Neplis Larson

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 Twain Falls, County of Twain Falls, State of Idaho, on this 28th day of May A. D. 1925.

My commission expires June 5-1925 S. J. Benoit Notary Public.
Twain Falls, Idaho.

14735

Answer to question 10. I live on a ranch a short distance from the land watered by said permit and I know that said water has been used upon said lands in sections 23 and 26, Tp. 11 S. R. 18 E. B. M., continuously during each irrigation season from the time said wells were developed, with other water owned by said permit holder, to water several hundred acres.

Answer to question 4. The source of water is from three artesian wells, two of which are located in NW $\frac{1}{4}$ NW $\frac{1}{4}$ and the other in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 1, Tp. 12 S. R. 18 E. B. M. Water flows from above named wells in separate ditch from each well to channel of Rock Creek, and thence down Rock Creek to a point in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 36, Tp. 11 S. R. 18 E. B. M., where it is diverted from Rock Creek into a ditch large enough at all points to convey several times the amount of water diverted under said permit and to be conveyed. Said ditch is nearly two miles in length from the last named point of diversion from Rock Creek to the point of use upon lands in sections 23 and 26, Tp. 11 S. R. 18 E. B. M.

Answer to Question 5. Works will safely conduct from points of diversion to place of use several cubic second feet of water and several times the amount of water diverted and appropriated under permit 14735.

Answer to question 6. The water is used, with other water, upon several hundred acres of land in sections 23 and 26, in Tp. 11 S. R. 18 E. B. M., partly on cultivated land and partly upon natural meadows. I cannot say as to the ~~exact~~ exact number of acres in each legal subdivision upon which water has been used, but from the survey of an engineer of the permit holder, I am told, and fully believe, that it has been and is being used upon the following described land.

35.17 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 26; on 160 acres in NW $\frac{1}{4}$ Sec. 26; on 40 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26; on 33 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26; on 40 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23; on 80 acres in N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 23; on 40 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23; all in Tp. 11 S. R. 18 E. B. M. The water has been and is being used partly on cultivated and partly on natural meadows. There has been direct improvement by the use of this water in increased yields of hay and grain on the land served.

Answer to question 10. I am the water master of this district and live on a ranch a short distance from the land watered by said permit, and as such water master I distribute the water in question with other water to the permit holder and I know that said water has been used upon said lands in sections 23 and 26, Tp. 11 S. R. 18 E. B. M., continuously during each irrigation season from the time said wells were developed, with other water owned by said permit holder, to water several hundred acres.

14735

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 14735.

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. Magnus Larsen, age 46 years, residence, Rock Creek,
occupation, farmer, postoffice address, Rock Creek, Idaho.

Ques. 2. Are you acquainted with Utah Construction Company, the
holder of Permit No. 14735? How long have you known him and where does he reside?

Ans. Have known permit holder for many years. The principal place of
business of the permit holder is Ogden, Utah.

Ques. 3. Have you read or heard read said Permit No. 14735, 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.

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.

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

Ans.

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

Ans. Water is appropriated for irrigation and not power purposes.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Character of land reclaimed is arid sage brush land and requires one inch to the acre for its profitable cultivation.

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

Ans. I have no interest in the works, water or land above mentioned.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans.

(Sign) Magnus Larsen

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 28 day of May A. D. 1928.

W. J. Benoit
Notary Public.

My commission expires June 5-1927 Twin Falls, Idaho.

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE
INSTRUCTIONS
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, **May 13, 1925.**

Utah Construction Co.,

**c/o H. J. Benoit,
Notary Public,
Twin Falls, Idaho.**

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. **14735**.....

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

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

1. On **May 28, 1925**....., the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at.....
Twin Falls..... before **H. H. Benoit, notary public.**.....

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

.....
W. G. SWENDSEN,
Commissioner of Reclamation.

14735

April 24, 1925.

Re: Permit No. 14735

The Utah Construction Co.,
Ogden, Utah.

Gentlemen:-

Per your request the 22nd inst., you will find enclosed deposition blanks for holder and witnesses for proof of beneficial use of water under the above numbered permit. May 26 is the date set for making the proof.

Very truly yours,
W. G. SWENDSEN,
Commissioner of Reclamation.

By _____
Chief Clerk.

TEU

14735

E. O. WATTIS, VICE PRES.
A. H. CHRISTENSEN, VICE PRES.

W. H. WATTIS, PRES. & GENL. MGR.

WARREN L. WATTIS, SECY. & TREAS.
L. S. COREY, ASST. SECY. & TREAS.

THE UTAH CONSTRUCTION CO.

CAPITAL \$ 2,500,000.00.

GENERAL RAILWAY CONTRACTORS

GENERAL OFFICES
ECCLES BUILDING

DIRECTORS
W. H. WATTIS, E. O. WATTIS,
A. H. CHRISTENSEN, J. S. SCOWCROFT,
M. S. ECCLES, WARREN L. WATTIS,
J. E. FICKETT, R. B. PORTER,
H. J. LAWLER.

P. O. BOX 726
PHONES: 491-492

OGDEN, UTAH.

April 22, 1925.

Mr. W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

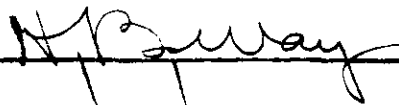
We note from your letter to us of March 20th that a complete set of deposition blanks on which to make Proof of Beneficial Use of Water, under permit #14735 will be furnished the Notary Public before whom proof is to be made.

We would like very much to have a set of these blank proofs forwarded to us here that we may familiarize ourselves with the information wanted and be able to answer the questions when the proof is presented before the Notary on May 28th.

Yours truly,

THE UTAH CONSTRUCTION COMPANY

HBW*MD



14735

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

April 14, 1925.

DATE

The News,

Twin Falls, Idaho.

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to
May 28, 1925

....., the date set for proof, the expense of the publication to be paid
The Utah Construction Co., by H. B. Way, Ogden, Utah,
by the applicant, ..., to whom you should
furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of the notice and furnish this office with a copy of the first publication.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

14735

March 20, 1925.

Re: Permit No. 14735.

The Utah Construction Company,
Ogden, Utah.

Gentlemen:-

Notices for proof of beneficial use of water received.
One copy will be mailed to the Twin Falls News for the required
four weeks publication prior to the date set for proof and depo-
sition blanks will be mailed to the notary public before whom
proof is to be made.

Very truly yours,
W. G. SWENDSEN,
Commissioner of Reclamation.

By _____
Chief Clerk.

14735

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE



(Date) mch. 16th 1925

(P. O.) Ogden Utah

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
..... *"(your choice)"* of *Twin Falls* published in
Twin Falls News
the county in which the works are situated.

.....
The Utah Construction Co.
By - H. S. Hargrave

(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.

14735

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 28th day of May, 1925,
at Twin Falls, County of Twin Falls, State of Idaho,
before H.J. Benoit, Notary Public, at his office, proof will be submitted
of the application to beneficial use of 2.5 cubic feet per second of the
waters of artesian wells in accordance with the terms and conditions of
Permit No. 14735 heretofore issued by the Commissioner of Reclamation
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are

The Utah Construction Co. Ogden, Utah.

The use to which said water has been applied is Irrigation and domestic

The amount applied to beneficial use is 2.5 Cu. Ft. per Sec.

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 26; N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$,
SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23; all in Township 11 South, Range 18 East.
Boise Base and Meridian.

The name of the canal or ditch or other works by which said water is conducted to such place of use
is not named

The right to take water from such works is based upon Permit No. 14735

The source of supply from which such water is diverted is artesian wells

The date of the priority which said user is prepared to establish is May 25th, 1920.

no no sec 1-125-188
T. Wells
-30-

W. Commissioner of Reclamation.

14735

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Utah Construction Company
Ogden, Utah
Dear Mr. Corey

March 4, 1925

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. 14735, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and date it is submitted.

Yours truly,

Commissioner ~~G. R. SWENSON~~

14735

November 5, 1923.

Re: Permit No. 14735

The Utah Construction Co.,
Ogden, Utah.

Gentlemen:

We are enclosing herewith Certificate of Completion of Works, issued under the above numbered Permit, together with receipt for fees.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

By

Chief Clerk.

14735

E. O. WATTIS, VICE PRES.
M. S. BROWNING, VICE PRES.

W. H. WATTIS, PRES. & GENL. MGR.

WARREN L. WATTIS, SECY. & TREAS.
L. S. COREY, ASST. SECY. & TREAS.

THE UTAH CONSTRUCTION CO.

CAPITAL \$ 2,500,000.00.

GENERAL RAILWAY CONTRACTORS

GENERAL OFFICES
ECCLES BUILDING

DIRECTORS

W. H. WATTIS, E. O. WATTIS,
A. H. CHRISTENSEN, J. S. SCOWCROFT,
M. S. ECCLES, WARREN L. WATTIS,
M. S. BROWNING, R. B. PORTER,
ROYAL ECCLES.

P. O. BOX 726
PHONES: 491-492

OGDEN, UTAH November 1, 1923.

Re: Permit No. 14735.

Mr. Geo. N. Carter,
Assistant Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:-

We acknowledge receipt of your letter of October 25th bearing on above permit number and are sending you herewith Postal Money Order for \$5.00 in favor of Commissioner of Reclamation, as fee for which we would be glad to ^{have} Certificate of Completion of Works for 2½ sec.ft., or 125 miners inches, issued.

Thanking you for your attention to this matter, we are,

Yours truly,

THE UTAH CONSTRUCTION CO.

By *L. S. Corey*
Asst. Secretary.

W

14735

October 25, 1923.

Re: Permit 14735.

Mr. L. S. Corey,
Assistant Secretary,
Utah Construction Company
Ogden, Utah.

Dear Sir:

We have had a re-examination made of your permit No. 14735 to appropriate certain water from artesian wells. The report of the examining engineer in this case indicates that a flow of $2\frac{1}{2}$ sec. ft. was observed on the 15th day of October, 1923, this being the combined capacity from three wells.

In accordance with this report, we should be inclined to issue a certificate of completion of works for $2\frac{1}{2}$ sec. ft. or 125 miners inches. The fee in this case will be the same as that of which you were previously advised under date of September 14th.

Kindly indicate whether or not this action will meet with your approval.

Very truly yours,

Assistant Commissioner
of Reclamation

GNC:P

14735

E. O. WATTIS, VICE PRES.
M. S. BROWNING, VICE PRES.

W. H. WATTIS, PRES. & GENL. MGR.

WARREN L. WATTIS, SECY. & TREAS.
L. S. COREY, ASST. SECY. & TREAS.

THE UTAH CONSTRUCTION CO.

CAPITAL \$ 2,500,000.00.

GENERAL RAILWAY CONTRACTORS

GENERAL OFFICES
ECCLES BUILDING

DIRECTORS
W. H. WATTIS, E. O. WATTIS,
A. H. CHRISTENSEN, J. S. SCOWCROFT,
M. S. ECCLES, WARREN L. WATTIS,
M. S. BROWNING, R. S. PORTER,
ROYAL ECCLES

P. O. BOX 726
PHONES: 491-492

OGDEN, UTAH

October 5, 1923.

Re: Permit No. 14735.

Mr. W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:-

We have your letter of Sept. 14 in regard to certificate to be issued in connection with the above Permit and note you propose to issue certificate for not to exceed 80 inches of water.

We have taken this matter up with our Engineer and are assured that there must be some error, as our works are capable of carrying more than the entire output of the artesian wells, which on March 25, 1921 was 127.95 miners inches. We would request that certificate be issued for not less than the latter amount.

Should you feel that you cannot consistently comply with this request we believe it would be advisable to have a representative from your office confer with our representative to go over the works in question and definitely determine just what in all fairness we are entitled to. If you care to do this and will advise when and where your representative can be reached, we will arrange to have our man get in touch with him.

Yours truly,

THE UTAH CONSTRUCTION CO.

By 
Asst. Secretary.

W

14735

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

Permit No. 14735This proof is for COMP. WORKSIn Water District No. 30

1. Name of applicant: Utah Construction Company
2. Source of water supply: Artesian Wells
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 1
T. 12 S R. 18 E. B.M. County of Twin Falls
4. Describe works as they exist, giving dimensions and capacities of same: 3 Artesian wells Numbered
"1,2,3". #1 is 10" in diam. and flows 1 sec.ft. (estimated)
#2 is 6" in diam. and flows 2 $\frac{1}{2}$ " over 2' weir or .64 sec.ft.
#3 is submerged & diam. not known, flows 1-3/8" over 2' weir, or .33 sec.ft.
The total combined discharge being 2 sec.ft. Ditches are from 1.5 ft. to 2 ft.
wide and of ample capacity
5. Water is used for: _____
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec.26, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec.23. all in
Twp. 11 S., R. 18 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?
- Snake River

Remarks: Wells were inspected in company with water master of the Twin Falls South
Side Project. No inspection of ditches was made other than those in the
immediate vicinity of the wells and located in Section 1, Tp. 12, S., R. 18 E.
In view of possible seasonal fluctuations, I would recommend granting
certificate of completion for 2.5 sec.ft.

This examination was made on the 15th day of October 19 23.

(Signed)

Fred H. Holman

Examiner.

14735

Permit No.

Examination for

County

INSTRUCTIONS TO EXAMINERS

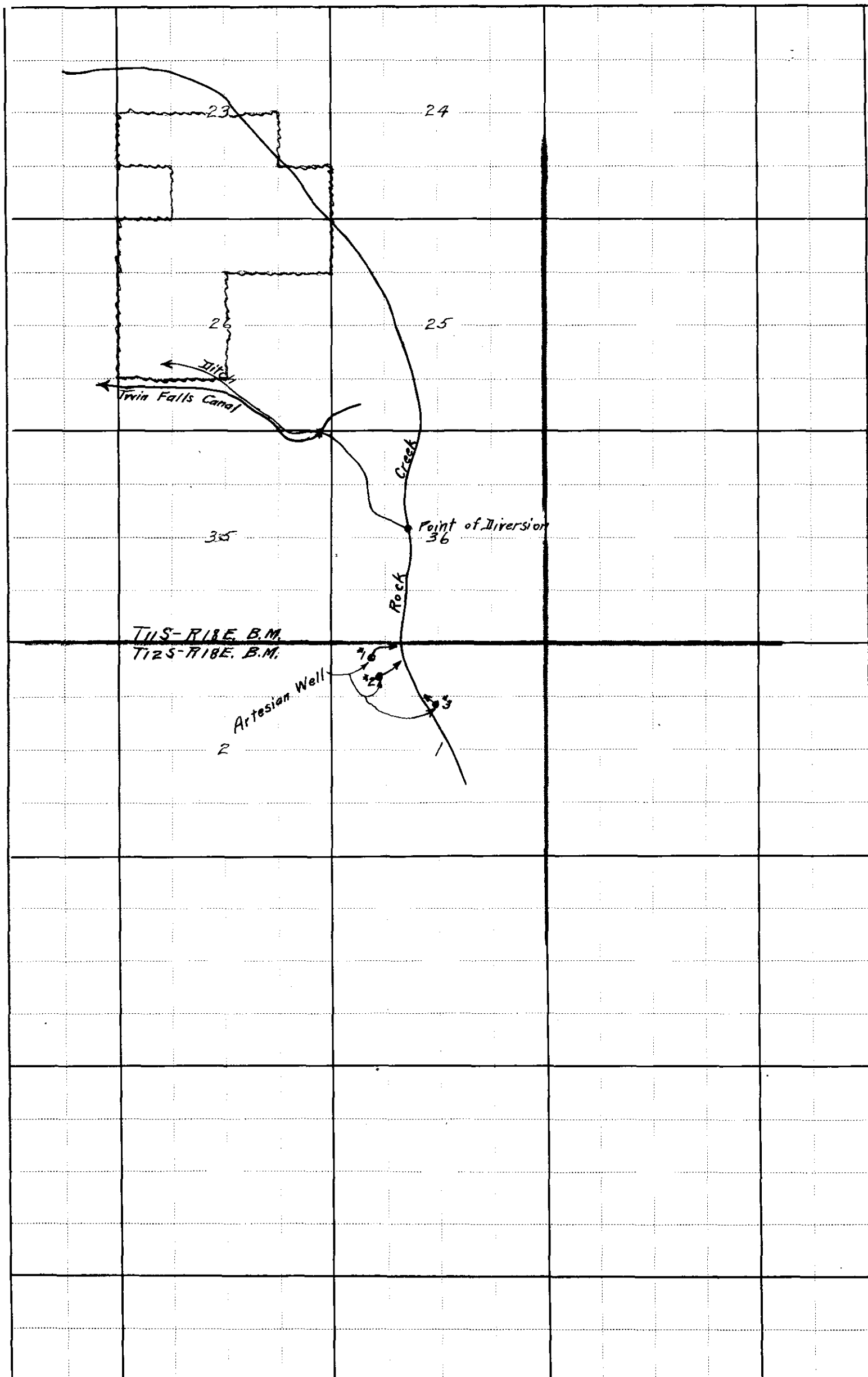
1. Always carefully note the location of the point of diversion, and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make a 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.
-
-

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. _____

REPORT ON PROOF OF _____



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

14735

October 10, 1923.

Re: Permit No. 14735.

The Utah Construction Company,
Ogden, Utah.

Gentlemen:- Attention: Mr. Corey.

Your letter of the 5th inst., relative to proof of completion of works under the above numbered permit, will be referred to Mr. Swendsen immediately upon his return to the city, the latter part of this week.

Very truly yours,

Chief Clerk.

14735

September 14, 1923.

Re: Permit No. 14735.

The Utah Construction Co.,
Ogden, Utah.

Gentlemen:-

Attention Mr. Corey.

Referring to the proof of completion of works under the above numbered permit would say that the report of the examining shows a capacity of works of only 50 to eighty inches. The certificate of completion of works could, therefore, not be issued for more than eighty inches, or 1.6 second feet. The fees will be \$5.00 and, upon receipt of this amount, the certificate will issue.

Very truly yours,
W. G. SWANSEN,
Commissioner of Reclamation.

By
Chief Clerk.

14735

September 8, 1923.

Re: Permit No. 14735

Messrs. Swesley and Swesley,
Twin Falls, Idaho

Gentlemen:

We enclose you herewith copy of Order of the Department of Reclamation relating to Permit No. 14735, in which case, you, as attorney for Mary Y. Horton, filed protest.

Very truly yours,

W. G. SWENSON
Commissioner of Reclamation

By

Director of Water Resources.

GNC:IP

14735

September 8, 1923

Re: Permit No. 14735

Messrs. Walters and Parry,
Twin Falls, Idaho

Gentlemen:

We enclose you herewith copy of Order of the
Department of Reclamation relating to Permit No. 14735,
in which case, you as attorney, filed protest for W. H.
Turner.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By

Director of Water Resources.

GNC:P

14735

State of Idaho
DEPARTMENT OF RECLAMATION
Boise

Re: Permit No. 14735.

ORDER OVERRULING PROTESTS:

WHEREAS, The Utah Construction Company, under date of September 1, 1923, made proof of completion of works as required under the terms and provisions of Permit No. 14735, and

WHEREAS, an examiner, representing the Department of Reclamation, finds conditions to be substantially as set out in the deposition of the holder of said permit and so states in his report, which is on file in the office of the Department of Reclamation, and

WHEREAS, certain protests have been filed objecting to the issuance of a certificate of completion of works and license, said protests alleging that prior rights to the water involved have been acquired by said protestants, and

WHEREAS, the Department of Reclamation is not vested with judicial authority to pass upon questions involving awards and priorities of water rights, but is charged only with the administering of laws relating to water rights and distribution of water, and

WHEREAS, said permit holder appears to have complied with all of the provisions of the Statutes necessary to initiate a water right under the permit law,

NOW, THEREFORE, it is hereby ordered that said protests be overruled and a certificate of completion of works be issued to said permit holder in accordance with Section 5575, Idaho Compiled Statutes.

WITNESS my hand and the seal of the Department of Reclamation this 8th day of September, 1923.

W. G. SWENDSEN
Commissioner of Reclamation

By



Director of Water Resources.

14735

To the Commissioner of Reclamation of the State of Idaho:

The undersigned, Mary Y. Norton, objects to and protests against the granting or issuing by you of a certificate of the completion of works for the diversion of twelve and eight-tenths (12.8) cubic feet per second or any other amount of the waters of the Artesian wells in accordance with or pursuant to the terms and conditions of a certain permit heretofore issued by you to the Utah Construction Company, numbered 14735, and objects to and protests against any acceptance of the proof relating thereto or recognition of any rights of the holder of said permit for the reason that the water to be used under said permit in said works is water the use of which belongs to the undersigned and of which she has made beneficial use and that her rights thereunder are prior to any rights of the said Utah Construction Company.

Signed at Twin Falls, Idaho, this 1st day of September, 1923.

Mary Y. Norton
By Sweeley Sweeley
Her agents and attorneys.

14735

R E S O L U T I O N

"WHEREAS, The Utah Construction Company is the holder of Permit No. 14735 issued by the Department of Reclamation of the State of Idaho, under which permit it is privileged to develop artesian water near the mouth of Rock Creek canyon, and construct necessary works for conducting and utilizing said water, and

WHEREAS said works have been completed and it is necessary to make final proof of such completion of works to the Department of Reclamation of the State of Idaho,

THEREFORE, BE IT RESOLVED, that Herman B. Way, surveyor and engineer in the employ of said corporation, who has heretofore made the survey and is familiar with the location and development work, be and he is hereby designated as the agent of this corporation and given full authority to certify to the necessary maps and other documents of proof necessary to acquaint the Department of Reclamation with the physical character of said works, and that his acts in preparing, submitting and certifying to such evidences of completion of works, be approved and adopted as the acts of this corporation."

STATE OF UTAH)
)SS
COUNTY OF WEBER)

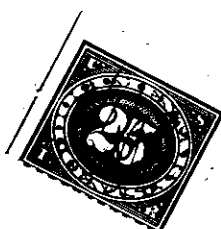
Warren L. Wattis being first duly sworn deposes and says: That he is an officer, to wit, the Secretary of The Utah Construction Company, a Utah corporation duly authorized to conduct business in the State of Idaho, and as such officer has custody and control of the books and records of said corporation: that the foregoing is a full, true and correct copy of resolution adopted by the Board of Directors of said corporation at a regularly called meeting at which a quorum was present, held at the company's offices August 8, 1923; that the same has not been amended or repealed and is in full force and effect.

Warren L. Wattis

Subscribed and sworn to before me this 26th day of August 1923.

B. L. McCune

Notary Public.



14735

To W. G. SWENDSEN,
COMMISSIONER OF RECLAMATION, STATE OF IDAHO:

YOU WILL PLEASE TAKE NOTICE: That the undersigned
W. H. Turner, hereby objects and protests against the issuance of a
Certificate of Completion of works for the diversion of 12.8 cubic
feet of water of certain artesian wells in accordance with permit
#14735 of the Department of Reclamation of the State of Idaho, and

YOU WILL FURTHER PLEASE TAKE NOTICE, That the undersigned
hereby objects to the issuance of a license for said water right, or
the doing of any act or thing connected with or leading to the iss-
uance of any Certificate or license under said permit for the reason
that the said 12.8 cubic feet of water of artesian wells sought to be
diverted and for which said Certificate is asked are waters, the right
to the use of which belongs to the undersigned, and which said right
was initiated and said waters were diverted and applied to a beneficial
use by the undersigned prior to the initiation of the rights of said
Utah Construction Company.

DATED, This first day of September, 1923.

W. H. TURNER

BY

E. M. Walters - R. P. Parry
His Agents and Attorneys.

14735

Rec'd Sept 4, 1923

AFFIDAVIT OF PUBLICATION

Twin Falls Times, Twin Falls, Idaho

NOTICE FOR PUBLICATION

Notice is hereby given that at 10:00 A. M., on the 1st day of September, 1923, at Twin Falls, County of Twin Falls, State of Idaho, before H. J. Benoit proof will be submitted of the completion of works for the diversion of 12.8 cubic feet per second of the waters of Artesian Wells in accordance with the terms and conditions of a certain permit heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is The Utah Construction Co.

2. The postoffice address of such person or principal place of business of such corporation is Eccles Bldg., Ogden, County of Weber, State of Utah.

3. The number of such Permit is 14735, and the date set for the completion of such work is September 3, 1923.

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

5. Said work of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable

of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 12.8 cubic feet per second.

6. The amount of lands for which said water is available is 480 acres, particularly described as follows:

In N $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 26; N $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23, all in Twp. 11 S., Rge. 18 E. B. M.

W. G. SDENDSEN,
Commissioner of Reclamation.

Affidavit of Publication

STATE OF IDAHO, }
County of Twin Falls, } ss.

N $\circ$ 369

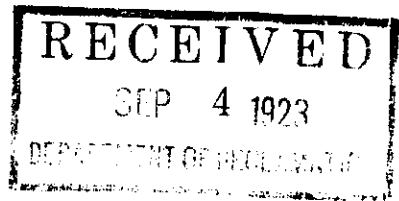
Ist Masters, being first duly sworn,
says that he is the Principal Clerk of the Twin Falls
Times, a newspaper of general circulation, published daily in Twin Falls,
in said county and state; that the annexed notice was published for.....

Four issues in said newspaper: that the
date of the first publication of said notice was on the Twentieth
day of July 1923, and the date of the last publication was
on the first day of August 1923.

I. H. Masters
Subscribed and sworn to before me this 14th
day of August 1923.

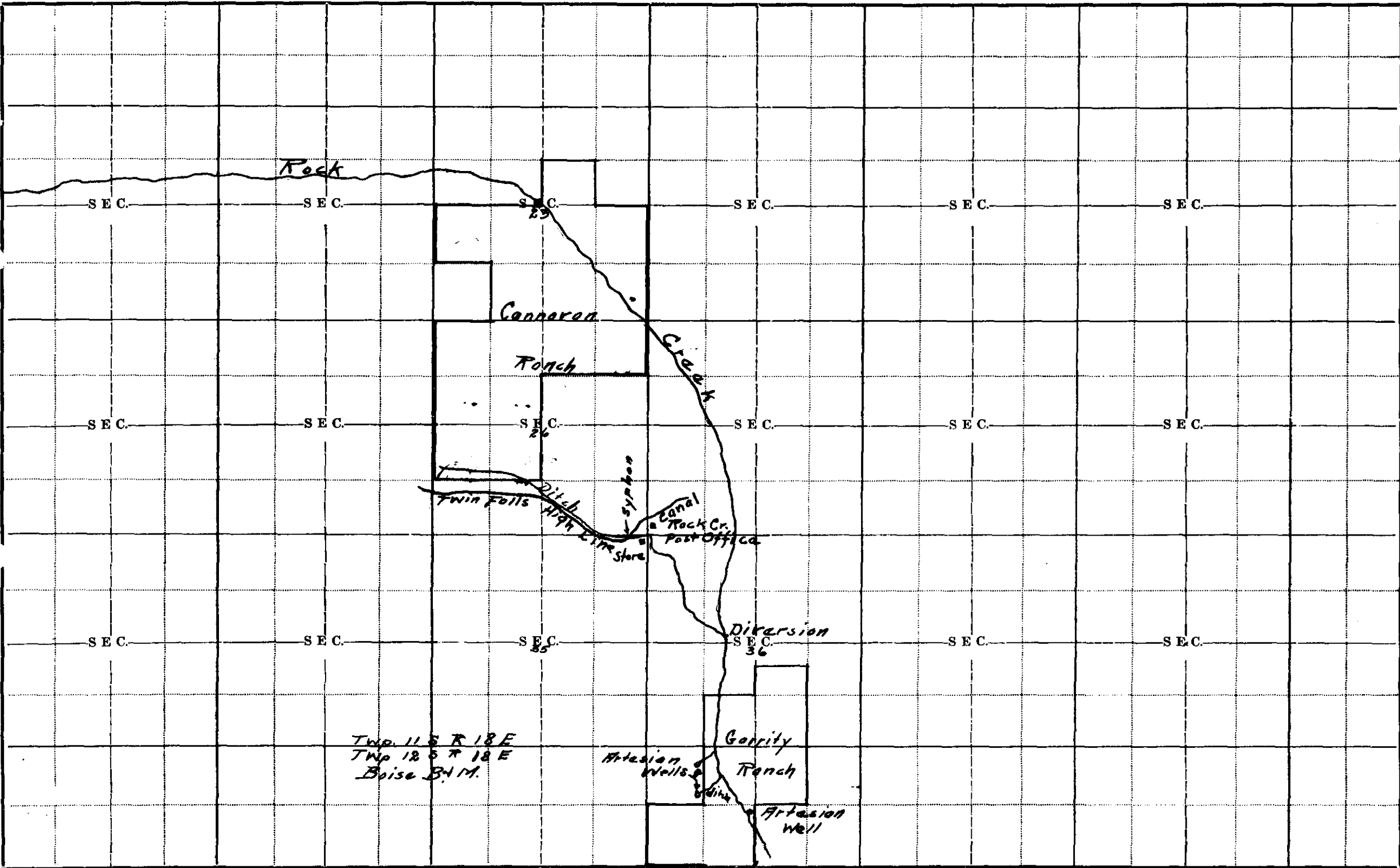
Notary Public

14735



Affidavit of Publication
OF

NAME OF APPLICANT *The Utah Construction Co. Per. it May 14 1935*



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

14735

RECEIVED
SEP 4 1922
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

HARRY J. BENOIT
LAWYER
TWIN FALLS BANK & TRUST CO. BLDG.
TWIN FALLS, IDAHO

September 1st, 1923

Mr. W. G. Swendsen,
State Engineer,
Boise, Idaho.

Dear Sir: In re: Permits 14735 and 14868

In accordance with instructions from you under date of August 15th,
proof was taken before me in the above entitled matters.

I am enclosing herewith two depositions of holder and two depositions of witness filled and signed on your blanks. You will also find enclosed two protests one filed with me by Mary Y. Norton and the other by W. H. Turner.

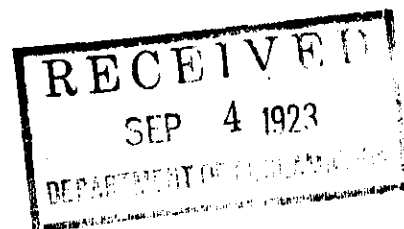
Respectfully,

Harry J. Benoit

Enc.
B.

P.S. Also find herewith two affidavits of publication.

14735



PERMIT NO. 14735

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. Herman B. Way, 32, Montello, Nevada, Engineer, Montello, Nevada.

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

Ans. The Utah Construction Company, Ogden, Utah, employee, resolution of the company, by board of Directors, hereto attached.

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

Ans. 14735 - June 2nd, 1920 - 12.8 cubic feet per second, artesian wells - from the wells through ditches to Rock Creek and diverted from Creek to ditches as shown on map hereto attached.

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

Ans. Domestic and irrigation - 480 acres - N¹SW¹; NW¹; N¹NE¹ Sec. 26; N¹SW¹; SE¹SW¹; W¹SE¹; SE¹ SE¹ Sec 23, all in Township 11 S. Rge. 18, E.B.M. in Twin Falls County, State of Idaho.

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

Ans. Yes - January 1, 1921 - three and one-half cubic feet per second.

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

Ans. They are fully completed and do comply with terms of the permit.

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

Ans.

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

Ans. Three artesian wells - One 700 ft; one 500 ft; and one 120 ft. deep, carrying ditches from wells to Rock Creek, diversion ditch from Rock Creek 2 ft. wide on bottom; 7 ft. wide on top; 2 ft. deep; one and three fourths miles long 0.5% grade; capacity 8 cubic ft. per second; cost \$8,000.00.

(Sign here.) Herman B. Way

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 1st day of September A. D. 1923

My Commission expires

June 5-1927

Notary Public,

Twin Falls, Idaho

14735

RECEIVED
SEP 4 1923
DEPARTMENT OF AGRICULTURE

Mr. J. H. ...

...

...

The Depositions of two Witnesses, in this form, taken separately, required in each case.

PERMIT NO. 14735

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. William W. Summit, 40, Rock Creek, Idaho, rancher, Hansen, Idaho.

Ques. 2. Are you acquainted with The Utah Construction Company, the holder of Permit No. 14735, authorizing the diversion of 12.4 second-feet of the waters of artesian wells, at Garrity Ranch, Rock Creek, Ida for domestic & irrigation purposes? How long have you known said corporation ~~him~~ and where ~~does he reside~~ is its principal place of business

Ans. Yes - about nine years - Ogden, Utah.

Ques. 3. Have you read or heard read said Permit No. 14735, and are you familiar with its terms and conditions?

Ans. Yes

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

Ans. I am. N $\frac{1}{2}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; Sec. 26; N $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 23, T11 in Tp. 11, So. Range 18, E.B.M. in Twin Falls County, Idaho.
One inch per acre.

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

Ans. The works are fully completed and have capacity of 8 cubic feet per second.

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

Ans. Three artesian wells; one 700 ft; one 500 ft; and one 120 ft. deep, carrying ditches from wells to Rock Creek, diversion ditch from Rock Creek 2 ft. wide on bottom; 7 ft. wide on top; 2 ft. deep; one and three fourths miles long; 0.5% grade. Capacity 8 cubic ft. per second; cost \$8,000.00.

(Sign here.)

W. W. Summit

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

of Twin Falls, State of Idaho, on this 1st day of September A. D. 1923.

14735

H. J. Bennett
notary public
Twin Falls, Idaho.

RECEIVED
SEP 4 1923
DEPARTMENT OF HEALTH

The Depositions of two Witnesses, in this form, taken separately, required in each case.

PERMIT NO. 14735

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Archie W. Bowman, 38, San Jacinto, Nevada, ranch superintendent,
San Jacinto, Nevada.

Ques. 2. Are you acquainted with The Utah Construction Company, the holder of Permit No. 14735, authorizing the diversion of 12.8 second-feet of the waters of artesian wells, at Garrity Ranch, Rock Creek, Idaho for domestic and irrig. purposes? How long have you known said corporation and where does he reside?

Ans. Yes - 20 years - Ogden, Utah. is its place of business

Ques. 3. Have you read or heard read said Permit No. 14735, and are you familiar with its terms and conditions?

Ans. Yes.

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

Ans. I am; N1SW1; NW1; N1NE1 Sec 26; N1SW1; SE1SW1; W1SE1; SE1SE1 of
Sec 23, all in Township 11, So. Range 18, E.B.M. in Twin Falls, County, Idaho.
1 miner's inch per acre.

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

Ans. Capacity of about 8 cubic feet per second. The works are fully completed.

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

Ans. Three artesian wells; one 700 ft.; one 500 ft.; and one 120 ft. deep, carrying
ditches from wells to Rock Creek, diversion ditch from Rock Creek 2 ft. wide on
bottom; 7 ft. wide on top; 2 ft. deep; one and three fourths miles long 0.5% grade.
Capacity 8 cubic ft. per second; cost \$8,000.00.

(Sign here.) Archie W. Bowman

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Twin Falls, County of Twin Falls, State of Idaho, on this 1st day of September A. D. 1923.

14735

H. J. Benoit
Notary Public
Twin Falls, Idaho.

RECEIVED
SEP 4 1923
DEPARTMENT OF AGRICULTURE

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

**PROOF OF COMPLETION OF WORKS
AND
~~PROOF OF BENEFICIAL USE OF WATER~~**

BOISE, IDAHO,

August 15, 1923.

**Utah Construction Company,
c/a H. J. Benoit,
Twin Falls, Idaho.**

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of completion of works and beneficial use of water under Permit No. 14735.

DEPOSITION OF PERMIT HOLDER.

DEPOSITIONS OF TWO WITNESSES.

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

1. On September 1, 1923, the date set for proof, the enclosed forms ^{one}~~two~~ for permit holder and ^{one}~~two~~ each for two disinterested witnesses) should be filled out and sworn to, at Twin Falls, Idaho. before H. J. Benoit, Notary Public

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

W. G. SWENDSEN
State Engineer.

14735

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

Permit No. 14735This proof is for COMP. WORKSIn Water District No. 30

1. Name of applicant: The Utah Construction Company
2. Source of water supply: Artesian wells
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 1
T. 12 S. R. 18 E. B.M. County of Twin Falls

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

Two artesian wells

5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: yes

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 for other than irrigation): N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 26: N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23; all in Twp. 11 S., R. 18 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? None

Remarks: No one at home, from what I could learn the wells are approx. 600 ft deep, estimated P. flow from 50" to 80"
Evidently the plan is to pump the water from the wells into Rock Creek and then take the same from Rock C. lower down where it reaches the land. Land is mostly in cultivation but I understood it has a short water right.

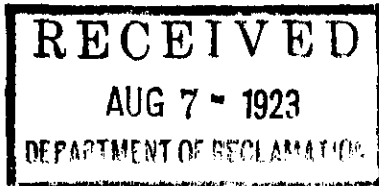
This examination was made on the 3 day of August 1923

(Signed)

R. L. Satchell

Examiner.

14735



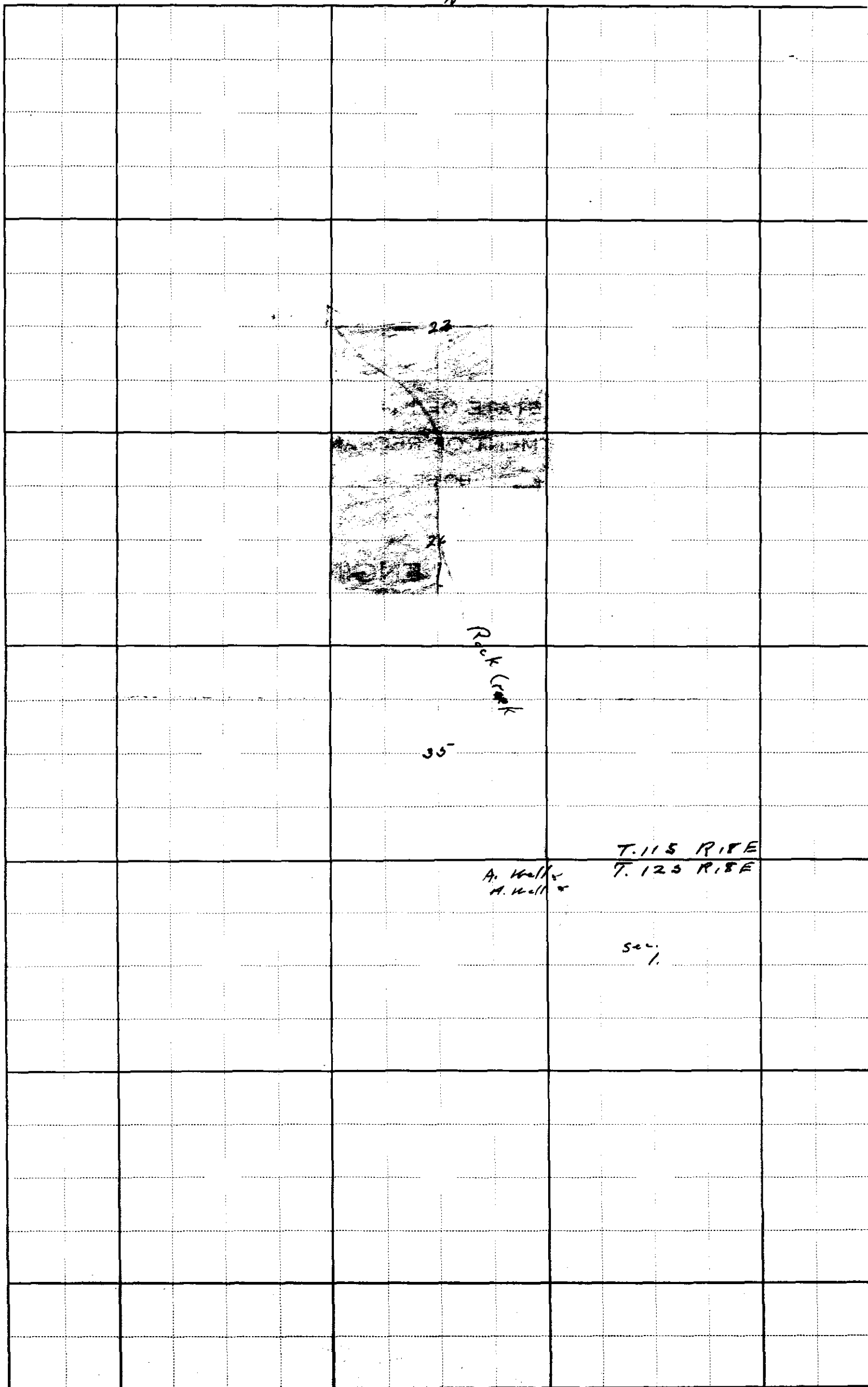
Permit No. **14735**

Examination for **Completion Works**

County **Twin Falls**

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 a 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.
-



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

14735

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 14735

REPORT ON PROOF OF COMP. WORKS

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

July 17, 1923.

DATE July 17, 1923.

Twin Falls Times,
Twin Falls, Idaho.

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to
.....September 1, 1923......, the date set for proof, the expense of the publication to be paid
by the applicant,.....The Utah Construction Co., of Ogden, Utah......, to whom you should
furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of the notice and furnish this office with a copy of the first publication.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

14735

E. O. WATTIS, VICE PRES.
M. S. BROWNING, VICE PRES.

W. H. WATTIS, PRES. & GENL. MGR.

WARREN L. WATTIS, SECY. & TREAS.
L. S. COREY, ASST. SECY. & TREAS.

THE UTAH CONSTRUCTION CO.

CAPITAL \$ 2,500,000.00.

GENERAL RAILWAY CONTRACTORS

GENERAL OFFICES
ECCLES BUILDING

DIRECTORS
W. H. WATTIS, E. O. WATTIS,
A. H. CHRISTENSEN, J. S. SCOWCROFT,
M. S. ECCLES, WARREN L. WATTIS,
M. S. BROWNING, J. B. PORTER,
ROYAL ECCLES.

P. O. BOX 726
PHONES 491-492

OGDEN, UTAH,

July 10, 1923.

Mr. W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

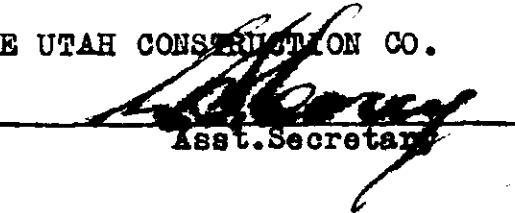
Dear Sir:-

We return herewith duplicate copies of notices in connection with proofs to be made under Permits Nos. 14735 and 14868, which notices you returned to us with your letter of July 5, in order that we might substitute another notary. We also return letter dated June 29 authorizing publication at our expense.

Yours truly,

THE UTAH CONSTRUCTION CO.

By


Asst. Secretary

W

14735

RECEIVED
JUL 13 1923
DEPARTMENT OF COMMERCE

[Handwritten signature]

Re: Permits #14735-14868.

July 5, 1923.

The Utah Construction Co.,
Ogden, Utah.

Gentlemen: -

Per your request the 2nd inst., I am
returning herewith notices for proof under the above
numbered permits for correction as to the name of the
notary public before whom proof will be taken.

Very truly yours,
A. G. SWENDSEN,
Commissioner of Reclamation.
By

Enc.

Chief Clerk.

14735

THE UTAH CONSTRUCTION CO.

CAPITAL \$ 2,500,000.00.

GENERAL RAILWAY CONTRACTORS

GENERAL OFFICES
ECCLES BUILDING

DIRECTORS
W. H. WATTIS, E. O. WATTIS,
A. H. CHRISTENSEN, J. S. SCOWCROFT,
M. S. ECCLES, WARREN L. WATTIS,
M. S. BROWNING, R. B. PORTER,
ROYAL ECCLES

P. O. BOX 726
PHONES 491-492

OGDEN, UTAH,

July 2, 1923.

Mr. Warren G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:-

With our letters of transmittal dated June 29,
we sent you two notices for publication, covering proofs
to be made in connection with Permits Nos. 14735 and 14868.

Both these notices state that proof is to be made
before Mr. Geo. Herriott at Twin Falls, 10 AM Sept. 1, 1923.
We now learn that Mr. Herriott will in all probability not
be there at that time, and we would therefore request that
you return to us for correction of the name of the Notary,
the two notices sent you, or if you prefer, to send us
new blanks and they will be immediately filled out and
sent to you.

Yours truly,

THE UTAH CONSTRUCTION CO.

By 
Asst. Secretary.

W

14735

RECEIVED
JUL -5 1923
DEPARTMENT OF RECLAMATION

July 2, 1923.

Re: Permit #14735.

The Utah Construction Co.,
Ogden, Utah.

Gentlemen:-

We are just in receipt of your letter of the 29th ult., enclosing notices for proof of completion of works under the above numbered permit. A copy for publication will be mailed to the Twin Falls Times the latter part of this month in order that the required five publications may be made prior to the date set for proof, September first.

Two sets of deposition blanks are herewith enclosed, per your request. I would say, however, that a set of these blanks will be mailed direct to the notary public at Twin Falls.

Very truly yours,
W. G. SWENDSEN,
Commissioner of Reclamation.

By
Chief Clerk.

Enc.

14735

E O WATTIS, VICE PRES
M S BROWNING, VICE PRES

W H WATTIS, PRES & GENL MGR

WARREN L WATTIS, SECY & TREAS
L S COREY, ASST SECY & TREAS

THE UTAH CONSTRUCTION CO.

CAPITAL \$ 2,500,000.00.

GENERAL RAILWAY CONTRACTORS

GENERAL OFFICES
ECCLES BUILDING

DIRECTORS
W H WATTIS, E O WATTIS,
A H CHRISTENSEN, JOS SCOWCROFT,
N S ECCLES, WARREN L WATTIS,
M S BROWNING, R B PORTER,
ROYAL ECCLES.

P O BOX 726
PHONES 491-492

OGDEN, UTAH,

June 29, 1923.

Mr. W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:-

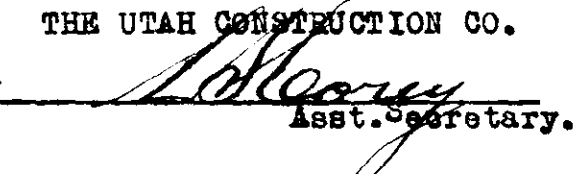
Will you kindly send us two blank forms No. 6,
Proof of Completion of Works; they are desired in connection
with proof we are to make covering Permit No. 14735.

Also the necessary blank form for making Proof of
Application of Water to Beneficial Use, under Permit No. 14868.

Yours truly,

THE UTAH CONSTRUCTION CO.

By


Asst. Secretary.

W

14735

RECEIVED

JUL -2 1923

DEPARTMENT OF RECLAMATION

Notice for Publication

Notice is hereby given that at 10.00 A. M., on the 1st day of September 1923, at Twin Falls, County of Twin Falls, State of Idaho, before H. J. Benoit proof will be submitted of the completion of works for the diversion of 12.8 cubic feet per second of the waters of Artesian Wells

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

1. The name of the person or corporation holding said permit is The Utah Construction Co.

2. The postoffice address of such person or principal place of business of such corporation is Scobles Bldg., Ogden, County of Weber, State of ~~Idaho~~ Utah.

3. The number of such Permit is 14735, and the date set for the completion of such work is September 3, 1923.

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

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 12.8 cubic feet per second.

6. The amount of lands for which said water is available is 480 acres, particularly described as follows:

In N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 26; N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 23,
all in Twp. 11 S., Rge. 18 E.B.M.

WATERS - 1-12-1923

Commissioner of Reclamation.

*- 30 -
T.F.*

14735

RECEIVED
JUL -2 1923
DEPARTMENT OF RECLAMATION

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

**The Utah Construction Company,
Ogden, Utah.**

Boise, Idaho,
June 6, 1923.

DEAR SIR:

I enclose herewith blank Form upon which to give notice that you are prepared and desire to submit proof of completion of works under your permit No. **14735**.

This form should be filled out and mailed to the Department of Reclamation, at least 60 days before the date upon which proof is to be submitted, which proof MUST be on or before **Sept. 3, 1923**. Upon receipt of the blank, properly filled out, notice for publication will be sent to the paper direct from this office, which notice must be published a period of four weeks prior to the date of proof.

The proof may be submitted at any place convenient to you and two witnesses, where there is a notary public or other officer authorized to administer oaths.

The certificate that shall be issued under this proof does not give you a perpetual right to the use of the 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.

Very truly yours,

..... **W. C. SEPPENSEN**
Commissioner of Reclamation.

14735

E. O. WATTIS, VICE PRES.
M. S. BROWNING, VICE PRES.

W. H. WATTIS, PRES. & GENL. MGR.

WARREN L. WATTIS, SECY. & TREAS.
L. S. COREY, ASST. SECY. & TREAS.

THE UTAH CONSTRUCTION CO.

CAPITAL \$ 2,500,000.00.

GENERAL RAILWAY CONTRACTORS

GENERAL OFFICES
ECCLES BUILDING

DIRECTORS

W. H. WATTIS	E. O. WATTIS
A. H. CHRISTENSEN	JOS. SCOWCROFT
M. S. ECCLES	WARREN L. WATTIS
M. S. BROWNING	R. B. PORTER
ROYAL ECCLES	

P. O. BOX 726
PHONES: 491-492

OGDEN, UTAH

May 31, 1923.

Re: Permit
No. 14735.

Mr. W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:-

We hand you herewith Form No. 4, application
for extension of time in connection with Permit No. 14735,
as per your letter dated May 25.

Yours truly,

THE UTAH CONSTRUCTION CO.

By

Warren L. Wattis
Secretary.

W

14735

Permit No. 14735**Application for Extension of Time**

FOR COMPLETION OF WORKS

THE UTAH CONSTRUCTION CO.,

By Warren L. Wattis, Secretary., of Ogden,State of Utah, being first duly sworn, upon his oath deposes and says:The Utah Construction Co.~~He~~ is the owner and holder of Permit to Appropriate the Public Waters of the State of IdahoNo. 14735

Under the terms and conditions of said permit, construction work thereunder was required to be completed by June 2, 1923., 19.....

The Utah Construction Co.That ~~he~~ has heretofore performed the following work described under said permit.....

completed, except that it was found necessary for the economical use of the water, to vary from the original plan. Cost of works to date \$ 8,000.⁰⁰

costing \$.....

The Utah Construction Co. is unable to submit Proof of Completion
THAT ~~it is unable to complete the remainder of the work~~ within the required time, for the

following reasons, to-wit:

That deponent considers it necessary to have an engineer make survey and new map to clearly indicate to the Commissioner of Reclamation when submitting Proof of Completion of Works, the nature of the change in plan, and at the present time the engineer most familiar with this work cannot make the necessary survey without expense and inconvenience which is deemed unnecessary.

The Utah Construction Co.

submitting Proof of

WHEREFORE, ~~he~~ asks that the Commissioner of Reclamation extend the time for ~~the~~ comple-tion of works under said permit to September 3, 1923.Subscribed and sworn to before me this 29th day of May, 19 23.

Warren L. Wattis
J. B. McCune

Notary Public.

My commission expires July 17, 1925.Date of receipt at office of Department of Reclamation JUNE 2, 1923.**APPROVAL OF COMMISSIONER OF RECLAMATION.**

I, W. G. Swendsen, Commissioner of Reclamation of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 14735 to September 3, 19 23.

Witness my hand this 2nd day of June, 19 23.W. G. SWENDSEN.

Commissioner of Reclamation

By *L. H. Carter*

Assistant.

14735

May 25, 1923.

Re: Permit No. 14735.

The Utah Construction Co.,
Ogden, Utah.

Gentlemen:-

Referring to yours of the 23rd would say
that two years extension of time for completion of
works under the above permit may be granted, upon
proper application being made upon the enclosed form.
This application, however, should be filed as soon as
possible.

Very truly yours,

W. G. SWENDSEN.

Commissioner of
Reclamation.

By
Chief Clerk.

F4

14735

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Utah Construction Co.
Odgen, Utah.

Boise, Idaho,
March 5, 1923.

Dear Sir:—

Under the terms of your permit No. 14735.....you are required to complete your diversion works on or before June 2, 1923. 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,

W. G. SWENDESEN.

Commissoner of Reclamation.

14735

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 14735
The Utah Construction Co.
Odgen, Utah.
Dear Sir:

Boise, Idaho,
June 9, 1920.

I enclose herewith above numbered permit. BE SURE TO NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of State Engineer on the third page.

W. G. Swendsen

Commissioner of Reclamation.

14735

THE UTAH CONSTRUCTION CO.

CAPITAL \$ 2,500,000.00.

GENERAL RAILWAY CONTRACTORS

GENERAL OFFICES
ECCLES BUILDING

DIRECTORS
W. H. WATTIS, E. O. WATTIS,
A. H. CHRISTENSEN, J. S. SCOWCROFT,
M. S. ECCLES, WARREN L. WATTIS,
M. S. BROWNING, R. B. PORTER,
ROYAL ECCLES

P. O. BOX 726
PHONES: 491-492

OGDEN, UTAH. May 23, 1923.

Mr. W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:-

We have your notice, Form No. 5, dated March 5, 1923, advising us of the necessity for making Proof of Completion of Works, Form 6, on or before June 2, 1923, in connection with Permit No. 14735.

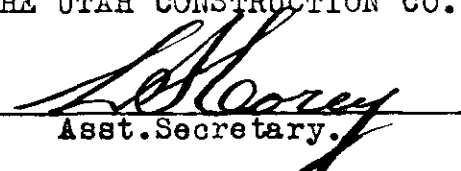
We advise the works have been completed and the water has been applied to beneficial use; however in completing the construction work we found it necessary from the standpoint of economical use of the water, to vary somewhat from the original plan submitted with application for permit. In making Proof of Completion of Works we wish to set forth the change made which in effect is that we carry the water part way in the natural channel of Rock Creek. We have no engineer available at the present time to make the necessary survey and map to show the completed works and hereby make application for an extension of time of say two months, until August 2, 1923, within which to submit the required Proof.

We would appreciate receiving early advice of your approval of our request.

Yours truly,

THE UTAH CONSTRUCTION CO.

By


Asst. Secretary.

W

We would be glad to have you mail us two additional blanks, Form No. 6.

27 X

14735

THE UTAH CONSTRUCTION CO.

CAPITAL \$ 2,500,000.00.

GENERAL RAILWAY CONTRACTORS

GENERAL OFFICES
ECCLES BUILDING

DIRECTORS

W. H. WATTIS, F. O. WATTIS,
A. H. CHRISTENSEN, J. S. SCOWCROFT,
C. W. NIBLEY, WARREN L. WATTIS,
M. S. BROWNING, R. S. PORTER,
L. R. ECCLES

P. O. BOX 726
PHONES 491-492

OGDEN, UTAH, May 22, 1920.

Mr. W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

Replying to your letter of May 19th, we have made the necessary corrections in our application for permit to appropriate water and are enclosing with it a check for \$2.20 - the amount of the fee and the necessary map with duplicate.

We trust you can now approve the application so we can start work immediately.

Yours truly,

LSC:G

ENC.

THE UTAH CONSTRUCTION COMPANY .

BY


ASSISTANT SECRETARY.

14735

March 15, 1951

Mr. W. A. Coiner
Hansen, Idaho

Dear Mr. Coiner:

We enclose herewith Transfer Certificates Nos.
768, 769 and 770, transferring the water from some your wells
on to other lands.

These transfers have been duly recorded in this
Department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

T-768

45-2167

T-769

~~45-2167 47-2207~~

T-770

45-2233

DEPARTMENT OF RECLAMATION

For a Transfer of Water Right in)
Twin Falls County, Idaho.))

T-168
45-2167
T-169
~~47-220745-2742~~
T-770
45-2233

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

DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 768.

THIS IS TO CERTIFY That W. A. Coiner of Hansen, Idaho, is the owner of and using a certain water right for 2.5 second feet of subterranean water from artesian wells, with priority of May 25, 1920, said water right being evidenced by License and Certificate of Water Right No. 14735 of the Department of Reclamation of the State of Idaho, issued to the Utah Construction Company, and being appurtenant to the following described lands, to-wit:

$N\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 23, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, and
NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, all in
Township 11 South, Range 18
East, B.M.

That said License has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 6 of Licenses, at Page 3295.

That said W. A. Coiner of Hansen, Idaho, has become the owner of said water right through purchase.

And that now, upon the application of W. A. Coiner of Hansen, Idaho, for the transfer of 1.10 cubic feet per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 1.10 cubic feet per second of the waters from said wells upon the above described lands is hereby abandoned and the place of use of said water under such right hereby confirmed shall by this Certificate become appurtenant for irrigation and domestic purposes is described as follows, to-wit:

.30 cubic foot per second to be used
on the SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec-
tion 36, Township 11 South, Range 18
East, B.M., and the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 1, Township 12 South, Range
18 East, B.M.

.80 cubic foot per second to be used
on the S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 1, Township 12
South, Range 18 East, B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

1.10 cubic feet per second
of the waters of said wells,
with priority of May 25, 1920.

That the water right hereby transferred has heretofore been conducted from said wells through private ditches, with point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Township 12 South, Range 18 East, B.M.

That the water right hereby transferred will hereafter be conducted to the last above described land through private ditches, and from the same point of diversion.

T. 170

45-2233

T. 768

45-2167

T. 169

47-2207

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 14th day of March, A. D. 1951.

Mark R Kulp

MARK R. KULP
State Reclamation Engineer

T 768
45-2167
T-769
47-2207
T - 770
45-2233

057

W. A. Coiner of
Hansen, Idaho

No. 768

WHEREAS, On the 8th day of March, 1951, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of W. A. Coiner of Hansen, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be, and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

MARK R. KULP
State Reclamation Engineer

T-762
#5-2167
T-769
47-2207
T-770
45-2233

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

DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 768.

THIS IS TO CERTIFY That W. A. Coiner of Hansen, Idaho, is the owner of and using a certain water right for 2.5 second feet of subterranean water from artesian wells, with priority of May 25, 1920, said water right being evidenced by License and Certificate of Water Right No. 14735 of the Department of Reclamation of the State of Idaho, issued to the Utah Construction Company, and being appurtenant to the following described lands, to-wit:

N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 23, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, and
NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, all in
Township 11 South, Range 18
East, B.M.

That said License has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 6 of Licenses, at Page 3295.

That said W. A. Coiner of Hansen, Idaho, has become the owner of said water right through purchase.

And that now, upon the application of W. A. Coiner of Hansen, Idaho, for the transfer of 1.10 cubic feet per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 1.10 cubic feet per second of the waters from said wells upon the above described lands is hereby abandoned and the place of use of said water under such right hereby confirmed shall by this Certificate become appurtenant for irrigation and domestic purposes is described as follows, to-wit:

.30 cubic foot per second to be used
on the SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec-
tion 36, Township 11 South, Range 18
East, B.M., and the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 1, Township 12 South, Range
18 East, B.M.

.80 cubic foot per second to be used
on the S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 1, Township 12
South, Range 18 East, B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

1.10 cubic feet per second
of the waters of said wells,
with priority of May 25, 1920.

That the water right hereby transferred has heretofore been conducted from said wells through private ditches, with point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Township 12 South, Range 18 East, B.M.

That the water right hereby transferred will hereafter be conducted to the last above described land through private ditches, and from the same point of diversion.

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45-2167 47-2207 45-2233

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 14th day of March, A. D. 1951.

MARK R. KULP
State Reclamation Engineer

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Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS

SS.

Nº 3724

I, Lisa Moliney, being first duly sworn upon

oath depose and say that I am principal clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

1 consecutive 1 Monday, commencing with the issue dated February 20, 19 51, and ending with the issue dated February 27, 19 51.

And I do further certify that said newspaper is a consolidation, effective Feb. 18, 1942, the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily paper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 58-108 Idaho Code, Chapter 154, Idaho 1922, Section 10040, Thursday of each week has been designated as the day on which legal notice required by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this 1st day of

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

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Application for Transfer of Water Right

STATE OF IDAHO,

County of Ada,

ss.

W.A. Coiner, being first duly sworn, deposes and says:

That his name is W.A. Coiner; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Hansen Idaho.

That he is the owner and using a certain water right, bearing date of priority of May 25, 1920, for 2.5 cubic feet per second of the waters of Subterranean Source, Well, County of Twin Falls, State of Idaho, decreed to by decree of Judge, of the Judicial District of the State of Idaho, in and for the County of, in the case of

vs. To The Utah Construction Co., said decree bearing date of (or obtained by virtue of License No. 14735 issued by the State Engineer or the Commissioner of Reclamation of the State of Idaho, dated August 20, 1925, bearing date of priority of May 25, 1920, 19 for the purpose of irrigating the following described lands situate, lying and being in water District No. 30 in the County of Twin Falls, and State of Idaho, to-wit: N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, Twp. 11.S. R. 18.E.

and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i. e.

By Purchase, from Fred Hoops & Ruby Hoops Date Dec 2-1947 as per abstract of title of said water right hereto attached and made a part of this statement: Frank A. Stephens (774 stamps) notary

That said waters are now diverted from said stream in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 1, Township 12.S., Range 18.E., B. M., and conducted to the above described lands through Private ditches, as per map herewith and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of 2.5 cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Twin Falls, and State of Idaho, to-wit:

.30 Cubic feet per second to SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 36, Twp. 11.S. R. 18.E. and NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Twp. 12.S. R. 18.E.
.80 cubic feet per second to S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 1, Twp. 12.S. R. 18.E.
Balance of the 2.50 c.f.s. abandoned, does not exist.

That his reasons for desiring to make such transfer are as follows:

Better economic use.

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Dec 2 376514. Filed Twin Falls Co, Dec 2-1947.

These wells are now pumped.

A new well is being drilled to find out if there is any more water in the well. The water in the well is being pumped out of the well.

That he intends to divert and convey said 1.10 second feet of water to the tract of land last above described in the following manner, to-wit: Through private ditches,

as set forth upon the map herewith; and that no one will be injured by such transfer.

WHEREFORE, Affiant and Petitioner prays that the Commissioner of Reclamation of the State of Idaho issue to him the proper certificate authorizing such transfer, in accordance with the provisions of Section 5582 of the Idaho Compiled Statutes.

W. A. Coimer

Applicant.

Subscribed and sworn to before me this 14th, day of February,
A. D. 19 51

Thurlock B. Halley
Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water now diverted? Subterranean Source,
Where is the diversion point now located? NW $\frac{1}{4}$ Section 1, Twp. 12.S. R. 18.E.
Through what ditch is it now conducted? Private ditches,
How much land is now irrigated by the water sought to be transferred? See list in license 14735
Give the description: Same as first above described, This land
had living wells and water & Rock Creek water. After development of train water,
transferred off to other of Hoag's own land. Delivery by pump.
What is the total amount of water in inches, or second feet, dedicated to said land? unknown
What kind of crops are being raised? Diversified crops.
How much water per acre is now required to irrigate said land? one inch per acre
What will be the effect on the land now irrigated, if the use of water on it is discontinued?
A new source of water has been developed.
Train water is picked up and pumped to land.
Give location of new point of diversion, if change is to be made. No change in point of Diversion.
Through what ditch will it be conducted after transfer? Coimer ditches.
How much water will be required per acre to irrigate the land to which this water is transferred?
Estimate one & one half inches per acre.
Do you claim any other water right for the land from which you seek to abandon the use of this water?
No - do not own this land.
If so, give amount, date and source.
Is there now any other water right for the land to which you seek to make this transfer? If so, give amount, date and source. See license 20101 & 18265 (supplemental rights from wells = 1" per acre)
also a decree right in Rock Creek
is appurtenant to part of this land.
about 60" in Rock Creek is a good right - balance of Coimer's
Rock Creek rights are flood rights.

Signed W. A. Coimer

Applicant.

STATE OF IDAHO,

County of

} ss.

and

being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citizen of the United States and of the State of Idaho, residing at

that he is a user of water from, in Water District No.

County of, State of Idaho; that he has read or heard read the foregoing affidavit and petition of and is familiar with its allegations and with the water

right and lands therein mentioned and described and is not in any way interested in either, nor in any way related to said petitioner; that the statements and allegations therein made are true of his own knowledge; and that no one will be injured by the granting of the certificate authorizing the transfer therein petitioned.

Subscribed and sworn to before me this day of

A. D. 19

STATE OF IDAHO,

County of Ada, ...

} ss.

I, E.N. Humphrey Deputy State Reclamation Engineer.

~~Water District No.~~, County of, State of Idaho, whose postoffice address is Boise, Idaho., have read or heard read the foregoing affidavit and petition

of W.A. Coiner, and, of my own knowledge, believe the same to be

true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized;

and I hereby endorse my approval of said petition, and request that the Commissioner of Reclamation issue

the certificate of transfer as petitioned; or (~~do not approve of the issuance of the certificate of transfer~~ prayed

~~for~~) for the following reasons:

E. N. Humphrey.

Deputy State Reclamation Engineer,

~~Watermaster Dist. No.~~

Dated at Boise, Idaho, this 14th, day of February, 19 51

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Form No. 0[illegible]

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

Form No. 11-A

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise

Date February 16, 1951

**Twin Falls Times-News
Twin Falls, Idaho**

Gentlemen:

Enclosed you will find notice for publication once a week for two consecutive weeks prior to **March 8, 1951** the date set for the hearing, the expense of the publication to be paid by the applicant,

W. A. Coiner, Hansen, Idaho
to whom you should furnish proof of publication on or prior to the date set for the hearing.

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

Roy W. Thompson
Supervisor of Water Distribution

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Notice Of Proposed Transfer Of Water Right

Notice is hereby given that W.A. Coiner.
of Hansen, Idaho. has applied to the State Reclamation Engineer
of the State of Idaho for a certificate authorizing Him to change the point of diversion
The and/or place of use of the waters of Subterranean Source
as follows: Amount: 1.10 cubic feet per second,
Point of diversion: NW 1/4 NW 1/4, Section 1, Township 12.S.,
Range 18.E. Place of Use:
N 1/2 SW 1/4, SE 1/4 SW 1/4, SW 1/4 SE 1/4 Section 23, N 1/2 NE 1/4, NW 1/4, NW 1/4 SW 1/4 Section
26, Twp. 11.S. R. 18.E. B.M.

Transfer to

Point of diversion: NW 1/4 NW 1/4, Section 1, Township 12.S.,
Range 18.E. Place of Use: Amount and place of use,
.30 cubic feet per second to SE 1/4 SW 1/4, SW 1/4 SE 1/4, S 1/2 NW 1/4 SE 1/4 Section 36.
Twp. 11.S. R. 18.E. and NW 1/4 NE 1/4, NE 1/4 NW 1/4 Section 1, Twp. 12.S. R. 18.E.
.80 cubic feet per second to S 1/2 NW 1/4 Section 1, Twp. 12.S. R. 18.E. B.M.

And that on the 8th, day of March, 1961
at 10 o'clock A. M., at Room 107, State House, Boise, Idaho.
before the State Reclamation Engineer, or his authorized agent, the opportunity will be
given to any and all persons to appear and present, for his consideration any reason or rea-
sons why a certificate should not be issued authorizing such transfer.

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MARK. R. KULP.
State Reclamation Engineer.

COPY

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the matter of the Application of)

W. A. Coiner of)
Hansen, Idaho)

ORDER GRANTING TRANSFER

No. 769

For a Transfer of Water Right in)
Twin Falls County, Idaho.)

WHEREAS, On the 8th day of March, 1951, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of W. A. Coiner of Hansen, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby.

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be, and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand, and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 14th day of March, 1951.

Mark R Kulp

MARK R. KULP
State Reclamation Engineer

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

DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 769.

THIS IS TO CERTIFY That W. A. Coiner of Hansen, Idaho, is the owner of and using a certain water right for 2.5 second feet of subterranean water from a well, with priority of June 23, 1936, said water right being evidenced by License and Certificate of Water Right No. 18265 of the Department of Reclamation of the State of Idaho, and being appurtenant to the following described lands, to-wit:

SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 25,
W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36,
Township 11 South, Range 18
East, B.M.; Lots 3 and 4, Section
30, Township 11 South, Range 19
East, B.M.; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec-
tion 1, Township 12 South, Range
18 East, B.M.

That said License has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 7 of Licenses, at Page 4378.

And that now, upon the application of W. A. Coiner of Hansen, Idaho, for the transfer of 2.5 cubic feet per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 2.50 cubic feet per second of the waters from said well upon the above described lands is hereby abandoned and the place of use of said water under such right hereby confirmed shall by this Certificate become appurtenant for irrigation and domestic purposes is described as follows, to-wit:

S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Section 36, Township 11 South,
Range 18 East, B.M., NW $\frac{1}{4}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Township 12
South, Range 18 East, B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

2.5 cubic feet per second
of the waters of said well,
with priority of June 23, 1936.

That the water right hereby transferred has heretofore been conducted from said well through private ditches, with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Township 12 South, Range 18 East, B.M.

THAT the water right hereby transferred will hereafter be conducted to the last above described land through private ditches, and from the same point of diversion.

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That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 14th day of March, A. D. 1951.

Mark R Kulp

MARK R. KULP
State Reclamation Engineer

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COPY

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the matter of the Application of)

W. A. Coiner of)
Hansen, Idaho)

ORDER GRANTING TRANSFER

No. 769

For a Transfer of Water Right in)
Twin Falls County, Idaho.)

WHEREAS, On the 8th day of March, 1951, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of W. A. Coiner of Hansen, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby.

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be, and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand, and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 14th day of March, 1951.

Mark R Kulp

MARK R. KULP
State Reclamation Engineer

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STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 769.

THIS IS TO CERTIFY That W. A. Coiner of Hansen, Idaho, is the owner of and using a certain water right for 2.5 second feet of subterranean water from a well, with priority of June 23, 1936, said water right being evidenced by License and Certificate of Water Right No. 18265 of the Department of Reclamation of the State of Idaho, and being appurtenant to the following described lands, to-wit:

SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 25,
W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36,
Township 11 South, Range 18
East, B.M.; Lots 3 and 4, Section
30, Township 11 South, Range 19
East, B.M.; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec-
tion 1, Township 12 South, Range
18 East, B.M.

That said License has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 7 of Licenses, at Page 4378.

And that now, upon the application of W. A. Coiner of Hansen, Idaho, for the transfer of 2.5 cubic feet per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 2.5 cubic feet per second of the waters from said well upon the above described lands is hereby abandoned and the place of use of said water under such right hereby confirmed shall by this Certificate become appurtenant for irrigation and domestic purposes is described as follows, to-wit:

S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Section 36, Township 11 South,
Range 18 East, B.M., NW $\frac{1}{4}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Township 12
South, Range 18 East, B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

2.5 cubic feet per second
of the waters of said well,
with priority of June 23, 1936.

That the water right hereby transferred has heretofore been conducted from said well through private ditches, with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Township 12 South, Range 18 East, B.M.

THAT the water right hereby transferred will hereafter be conducted to the last above described land through private ditches, and from the same point of diversion.

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That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 14th day of March, A. D. 1951.

Mark R. Kulp
MARK R. KULP
State Reclamation Engineer

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Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

No 3726



I, Lisa Moline, being first duly sworn v
oath depose and say that I am principal clerk of the TIMES-News, public
daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of
notice or advertisement, as per clipping attached, was published in the regular and ex
issue of said newspaper, and not in any supplement thereof, for
✓ consecutive Tuesday's, commencing with the i
dated February 20, 1951, and ending with the issue d
February 27, 1951.

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

And I further certify that pursuant to Section 50-108 I.C.A., 1932, Idaho 1932
by Chapter 154 Idaho 1932 Session Laws, Thursday of each week has been designated
the day on which legal notice required by law or by order of any court of compet
jurisdiction within the state of Idaho, to be published weekly, will be published; and
at the head of the editorial column of said combined newspapers, and in each issue ther
Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this 1st day

March

1951

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

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Application for Transfer of Water Right

STATE OF IDAHO,

County of Ada

} ss.

W.A. Coiner

, being first duly sworn, deposes and says:

That his name is W.A. Coiner; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is

Hansen, Idaho.

That he is the owner and using a certain water right, bearing date of priority of June 3, 1936, for 2.5 cubic feet per second of the waters of Subterranean Flow, County of Twin Falls, State of Idaho, decreed to by decree of Judge, of the Judicial District of the State of Idaho, in and for the County of, in the case of vs., said decree bearing date of

(or obtained by virtue of License No. 18265, issued by the State Engineer or ~~the Commissioner~~ of Reclamation of the State of Idaho, dated January 21, 1948, 19, bearing date of priority of June 3, 1936) for the purpose of irrigating the following described lands situate, lying and being in water District No. in the County of Twin Falls, and State of Idaho, to-wit:

SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36, Twp. 11.S. R.18.E
Lots 3 & 4 Section 30, Twp. 11.S. R. 19.E. and NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 1, Twp/ 12.S. R. 18.E.

and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i. e.

By assignment from L.W. Madden.

as per abstract of title of said water right hereto attached and made a part of this statement:

That said waters are now diverted from said ~~stream~~ ^{source} in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section of Section 1, Township 12.S., Range 18.E., B. M., and conducted to the above described lands through Private ditches, as per map herewith and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of 2.5 cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Twin Falls, and State of Idaho, to-wit:

S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36, Twp. 11.S. R. 18.E. and NW $\frac{1}{4}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Twp. 12.S. R. 18.E.

That his reasons for desiring to make such transfer are as follows:

Better economical use of water right.

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That he intends to divert and convey said 2.5 second feet of water to the tract of land last above described in the following manner, to-wit: No change in point of diversion.

as set forth upon the map herewith; and that no one will be injured by such transfer.

WHEREFORE, Affiant and Petitioner prays that the Commissioner of Reclamation of the State of Idaho issue to him the proper certificate authorizing such transfer, in accordance with the provisions of Section 5582 of the Idaho Compiled Statutes.

W A Coiner

Applicant.

Subscribed and sworn to before me this 14th day of February
A. D. 1951

Philipp G. Bailey

Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water now diverted? Well, Subterranean Source,

Where is the diversion point now located? SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Twp. 12.S. R. 18.E.

Through what ditch is it now conducted? Private ditches,

How much land is now irrigated by the water sought to be transferred? 250 acres,

Give the description: Same as first above described,

What is the total amount of water in inches, or second feet, dedicated to said land?

What kind of crops are being raised? Diversified crops.

How much water per acre is now required to irrigate said land? One inch per acre.

What will be the effect on the land now irrigated, if the use of water on it is discontinued?

There would be an adequate supply.

Give location of new point of diversion, if change is to be made. No change,

Through what ditch will it be conducted after transfer? Private ditches,

How much water will be required per acre to irrigate the land to which this water is transferred?

One inch per acre.

Do you claim any other water right for the land from which you seek to abandon the use of this water?

No see license 20280.

If so, give amount, date and source 120" from Rock Creek. Priority, Mar 14-1892 - License

Is there now any other water right for the land to which you seek to make this transfer? If so, give amount, date and source see license 20101

Signed

W. A. Coiner

Applicant.

STATE OF IDAHO,

County of.....

} ss.

and.....

being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citizen of the United States and of the State of Idaho, residing at..... that he is a user of water from....., in Water District No..... County of....., State of Idaho; that he has read or heard read the foregoing affidavit and petition of..... and is familiar with its allegations and with the water right and lands therein mentioned and described and is not in any way interested in either, nor in any way related to said petitioner; that the statements and allegations therein made are true of his own knowledge; and that no one will be injured by the granting of the certificate authorizing the transfer therein petitioned.

Subscribed and sworn to before me this..... day of.....

A. D. 19.....

STATE OF IDAHO,

County of..... Ada,.....

} ss.

I, E.N. Humphrey

Deputy State Reclamation Engineer,

Water District No....., County of....., State of Idaho, whose postoffice address is..... Boise, Idaho....., have read or heard read the foregoing affidavit and petition of..... W.A. Coiner....., and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized; and I hereby endorse my approval of said petition, and request that the Commissioner of Reclamation issue the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of transfer prayed for) for the following reasons:

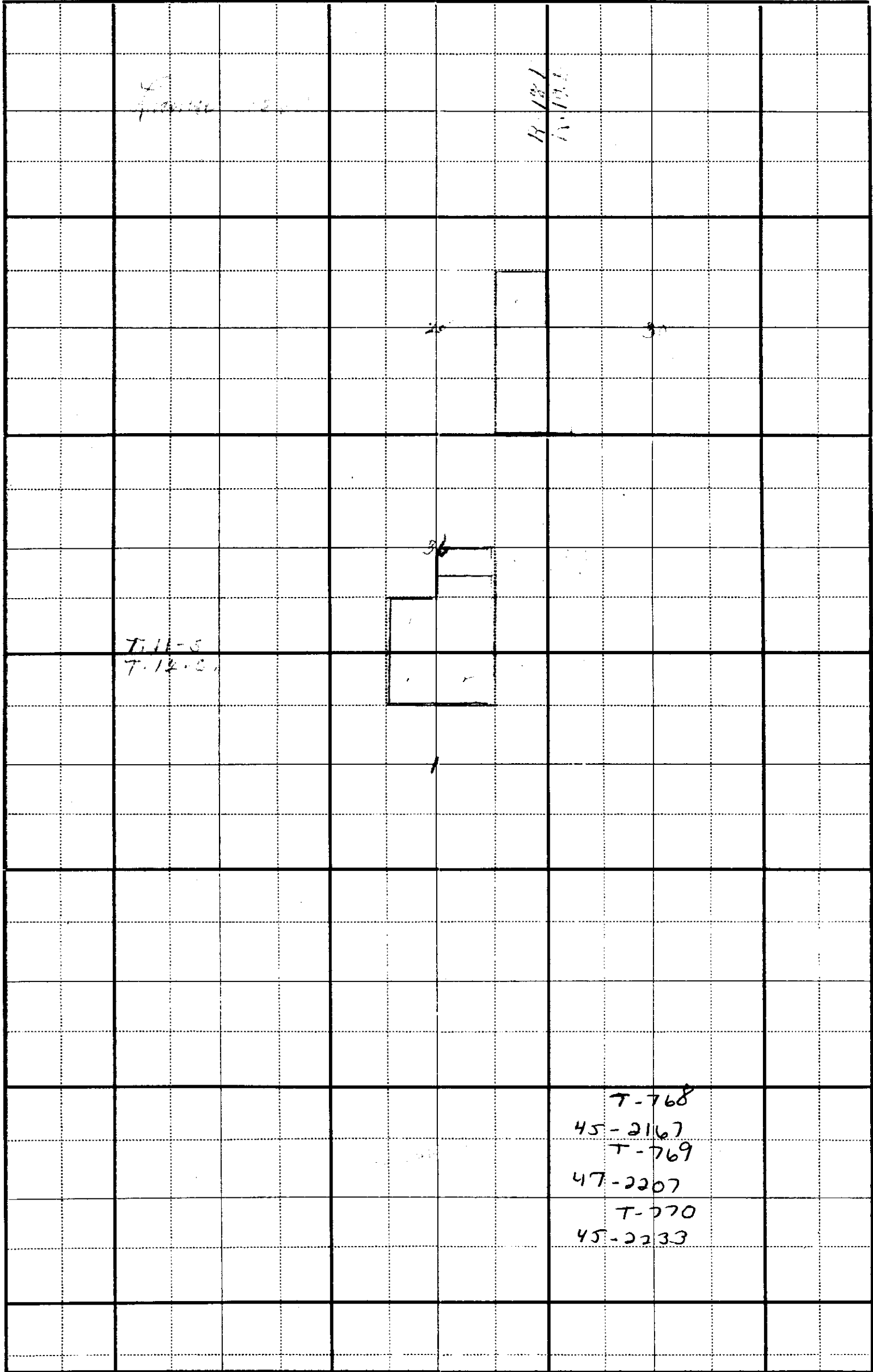
T-768
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E. N. Humphrey

Watermaster-Dist. No.

Deputy State Reclamation Engineer,

Dated at Boise, Idaho, this 14th, day of February, 1951

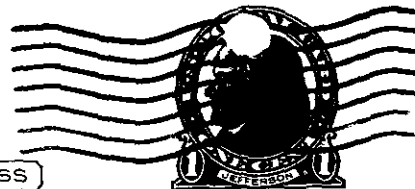


RECEIVED
FEB 19 1951

Department of Reclamation



THE OTHER SIDE OF CARD IS FOR ADDRESS



State of Idaho
Department of Reclamation
Boise, Idaho

February 17, 1951

Dear Sirs;

This is to ~~an~~knowlege receipt of the (3) legal publications (Coiner Notice of Proposed Transfer of Water Right) which we have scheduled to be published on February 20,27.

We will furnish the proof of publication and statement to Mr. Coiner upon completion of publication.

Very truly yours,

Times News

By

Jessie Delaya
Legal Adv. Department

T-768
45-2167
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T-770
45-2233

Form No. 11-A

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise

Date February 16, 1951

Twin Falls Times-News
Twin Falls, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for two consecutive weeks prior to **March 8, 1951** the date set for the hearing, the expense of the publication to be paid by the applicant,

W. A. Coiner, Hensen, Idaho

to whom you should furnish proof of publication on or prior to the date set for the hearing.

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

Roy W. Thompson
Supervisor of Water Distribution

T-768
45-2167
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47-2207
T-770
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Notice Of Proposed Transfer Of Water Right

Notice is hereby given that W.A. Coiner,
of Hansen, Idaho. has applied to the State Reclamation Engineer
of the State of Idaho for a certificate authorizing Him to change the ~~point of diversion~~
~~and/or~~ place of use of the waters of Subterranean Source (Well)
as follows: Amount: 2.5 cubic feet per second,
Point of diversion: SE 1/4 NW 1/4, Section 1, Township 12.S.,
Range 18.E. Place of Use: SE 1/4 NE 1/4, E 1/4 SE 1/4 Section 25, W 1/4 SE 1/4, SE 1/4 SW 1/4, Section 36; Twp. 11.S. R. 18.E.
Lots 3 & 4 Section 30, Twp. 11.S. R. 19.E. and NW 1/4 NE 1/4, NE 1/4 NW 1/4
Section 1, Twp. 12.S. R. 18.E. B.M.

Transfer to

Point of diversion: SE 1/4 NW 1/4, Section 1, Township 12.S.,
Range 18.E. Place of Use: S 1/4 NW 1/4 SE 1/4, SW 1/4 SE 1/4, SE 1/4 SW 1/4 Section 36, Twp. 11.S. R. 18.E.
NW 1/4 NE 1/4, NE 1/4 NW 1/4 Section 1, Twp. 12.S. R. 18.E. B.M.

And that on the 8th, day of March, 1951, ~~194~~
at 10 o'clock A M., at Room 107, State House, Boise, Idaho.
before the State Reclamation Engineer, or his authorized agent, the opportunity will be
given to any and all persons to appear and present, for his consideration any reason or rea-
sons why a certificate should not be issued authorizing such transfer.

MARK. R. KULP.
State Reclamation Engineer.

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C O P Y

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

In the matter of the Application of)

W. A. COINER of)
Hansen, Idaho)

ORDER GRANTING TRANSFER

No. 770

For a Transfer of Water Right in)
Twin Falls County, Idaho.)

WHEREAS, On the 8th day of March, 1951, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of W. A. Coiner of Hansen, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby.

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be, and the same is hereby granted, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand, and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 14th day of March, 1951.

Mark R Kulp

MARK R. KULP
State Reclamation Engineer

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

DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 770.

THIS IS TO CERTIFY That W. A. Coiner of Hansen, Idaho, is the owner of and using a certain water right for 0.8 of a second foot of subterranean water from a well, with priority of September 3, 1947, said water right being evidenced by License and Certificate of Water Right No. 20101 of the Department of Reclamation of the State of Idaho, and being appurtenant to the following described lands, to-wit:

SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 25,
NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36, Township 11 South,
Range 18 East, B.M.; Lots 3
and 4, Section 30, Township
11 South, Range 19 East, B.M.;
NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1,
Township 12 South, Range 18
East, B.M.

That said License has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 8 of Licenses, at Page 4713.

And that now, upon the application of W. A. Coiner of Hansen, Idaho, for the transfer of 0.8 cubic feet per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 0.8 cubic foot per second of the waters from said well upon the above described lands is hereby abandoned and the place of use of said water under such right hereby confirmed shall by this Certificate become appurtenant for irrigation and domestic purposes is described as follows, to-wit:

S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Section 36, Township 11 South,
Range 18 East, B.M., NW $\frac{1}{4}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Township 12
South, Range 18 East, B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

0.8 cubic foot per second
of the waters of said well,
with priority of September 3,
1947.

That the water right hereby transferred has heretofore been conducted from said well through private ditches, with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Township 12 South, Range 18 East, B.M.

That the water right hereby transferred will hereafter be conducted to the last above described land through private ditches, and from the same point of diversion.

T-762
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That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 14th day of March, A. D. 1951.

Mark R. Kulp

MARK R. KULP

State Reclamation Engineer

T 76.2
45-2167
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47-2207
T 770
45-2253

COPY

No. 770

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T-769
47-2207
T-770
45-2233

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

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

Certificate of Water Right
Transferred Right No. 770.

THIS IS TO CERTIFY That W. A. Coiner of Hansen, Idaho, is the owner of and using a certain water right for 0.8 of a second foot of subterranean water from a well, with priority of September 3, 1947, said water right being evidenced by License and Certificate of Water Right No. 20101 of the Department of Reclamation of the State of Idaho, and being appurtenant to the following described lands, to-wit:

SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 25,
NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec-
tion 36, Township 11 South,
Range 18 East, B.M.; Lots 3
and 4, Section 30, Township
11 South, Range 19 East, B.M.;
NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1,
Township 12 South, Range 18
East, B.M.

That said License has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 8 of Licenses, at Page 4715.

And that now, upon the application of W. A. Coiner of Hansen, Idaho, for the transfer of 0.8 cubic feet per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 0.8 cubic foot per second of the waters from said well upon the above described lands is hereby abandoned and the place of use of said water under such right hereby confirmed shall by this Certificate become appurtenant for irrigation and domestic purposes is described as follows, to-wit:

S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Section 36, Township 11 South,
Range 18 East, B.M., NW $\frac{1}{4}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Township 12
South, Range 18 East, B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

0.8 cubic foot per second
of the waters of said well,
with priority of September 3,
1947.

That the water right hereby transferred has heretofore been conducted from said well through private ditches, with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Township 12 South, Range 18 East, B.M.

That the water right hereby transferred will hereafter be conducted to the last above described land through private ditches, and from the same point of diversion.

T-768
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That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 14th day of March, A. D. 1951.

MARK R. KULP
State Reclamation Engineer

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47-2207
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Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS ss.

Nº 3725

I, Lisa Muliny, being first duly sworn u
oath depose and say that I am principal clerk of the TIMES-NEWS, publis
daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of
notice or advertisement, as per clipping attached, was published in the regular and en
issue of said newspaper, and not in any supplement thereof, for

✓ consecutive Tuesday's, commencing with the i
dated February 20, 1951, and ending with the issue d
February 27, 1951.

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

And I further certify that pursuant to Section 50-108 Idaho Code, 1933, Chapter 154, Idaho 1933, Section 1000, Thursday of each week has been designate
the day on which legal notice required by law or by order of any court of comp
jurisdiction within the state of Idaho, to be published weekly, will be published; and
at the head of the editorial column of said combined newspapers, and in each issue the
Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this 1st d
March, 1951

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

T-770

T-768

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Application for Transfer of Water Right

STATE OF IDAHO,

County of Ada

} ss.

W.A. Coiner, being first duly sworn, deposes and says:

That his name is W.A. Coiner; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Hansen, Idaho.

That he is the owner and using a certain water right, bearing date of priority of Sept. 3, 1947, for .80 cubic feet per second of the waters of Subterranean Flow.

County of Twin Falls, State of Idaho, decreed to by decree of Judge, _____ of the _____ Judicial District of the State of Idaho, in and for the County of _____, in the case of _____ vs. _____, said decree bearing date of _____

(or obtained by virtue of License No. 20101, issued by the State Engineer ~~or the Commissioner of Reclamation~~ of the State of Idaho, dated February 14, 1951, bearing date of priority

of September 3, 1947) for the purpose of irrigating the following described lands situate, lying and being in water District No. _____ in the County of Twin Falls, and State of Idaho, to-wit:

SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 25, NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36, Twp. 11.S. R. 18.E; Lots 3 & 4 Section 30, Twp. 11.S. R. 19.E. and the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Twp. 12.S. R. 18.E.

_____ and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i. e.

as per abstract of title of said water right hereto attached and made a part of this statement:

That said waters are now diverted from said ~~stream~~ ^{Source} in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section of Section 1, Township 12.S., Range 18.E., B. M., and conducted to the above described lands through Private ditches, as per map herewith and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of .80 cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Twin Falls, and State of Idaho, to-wit:

S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 36 Twp. 11.S.R.18.E. and the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Twp. 12.S. R. 18.E.

That his reasons for desiring to make such transfer are as follows:

Better economical use of water right.

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That he intends to divert and convey said .80 second feet of water to the tract of land last above described in the following manner, to-wit: No change in point of diversion.

as set forth upon the map herewith; and that no one will be injured by such transfer.

WHEREFORE, Affiant and Petitioner prays that the Commissioner of Reclamation of the State of Idaho issue to him the proper certificate authorizing such transfer, in accordance with the provisions of Section 5582 of the Idaho Compiled Statutes.

W A Coimer

Applicant.

Subscribed and sworn to before me this 14 day of February
A. D. 1951

Theodore B. Halley
Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water now diverted? From well, Subterranean Flow,
Where is the diversion point now located? SE 1/4 NW 1/4 Section 1, Twp. 12.S. R. 18.E.
Through what ditch is it now conducted? Private ditches,
How much land is now irrigated by the water sought to be transferred? Approx. 400 Acres,
Give the description: Same as first above described,

What is the total amount of water in inches, or second feet, dedicated to said land?

What kind of crops are being raised? Diversified Crops.

How much water per acre is now required to irrigate said land? one inch per acre

What will be the effect on the land now irrigated, if the use of water on it is discontinued?

Land is not abundant water will furnish an adequate supply

Give location of new point of diversion, if change is to be made No change,

Through what ditch will it be conducted after transfer? Same ditch

How much water will be required per acre to irrigate the land to which this water is transferred?

one inch per acre

Do you claim any other water right for the land from which you seek to abandon the use of this water? Yes,

See license 20280 and 21161

If so, give amount, date and source 120" from Rock Creek Priority Mar. 14-1892 - license 140" in Rock Creek for ponding see 36 including SW 1/4 see 36

Is there now any other water right for the land to which you seek to make this transfer? If so, give amount, date and source No. See license 14775 and 18265 (supplemental rights from wells 1" per acre)

Reg check the decreed rights for this

Signed W A Coimer

Applicant.

STATE OF IDAHO,

County of.....

} ss.

and.....

being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citizen of the United States and of the State of Idaho, residing at..... that he is a user of water from....., in Water District No..... County of....., State of Idaho; that he has read or heard read the foregoing affidavit and petition of..... and is familiar with its allegations and with the water right and lands therein mentioned and described and is not in any way interested in either, nor in any way related to said petitioner; that the statements and allegations therein made are true of his own knowledge; and that no one will be injured by the granting of the certificate authorizing the transfer therein petitioned.

Subscribed and sworn to before me this..... day of.....

A. D. 19.....

STATE OF IDAHO,

County of.....

} ss.

Ada,

I, E.N. Humphrey

, Watermaster of Deputy State Engineer

Department of Reclamation

Water District No....., County of Ada, State of Idaho, whose postoffice address

is Boise, Idaho, have read or heard read the foregoing affidavit and petition

of W.A. Coiner, and, of my own knowledge, believe the same to be

true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized;

and I hereby endorse my approval of said petition, and request that the Commissioner of Reclamation issue

the certificate of transfer as petitioned; ~~or (do not approve of the issuance of the certificate of transfer prayed~~

~~for)~~ for the following reasons:

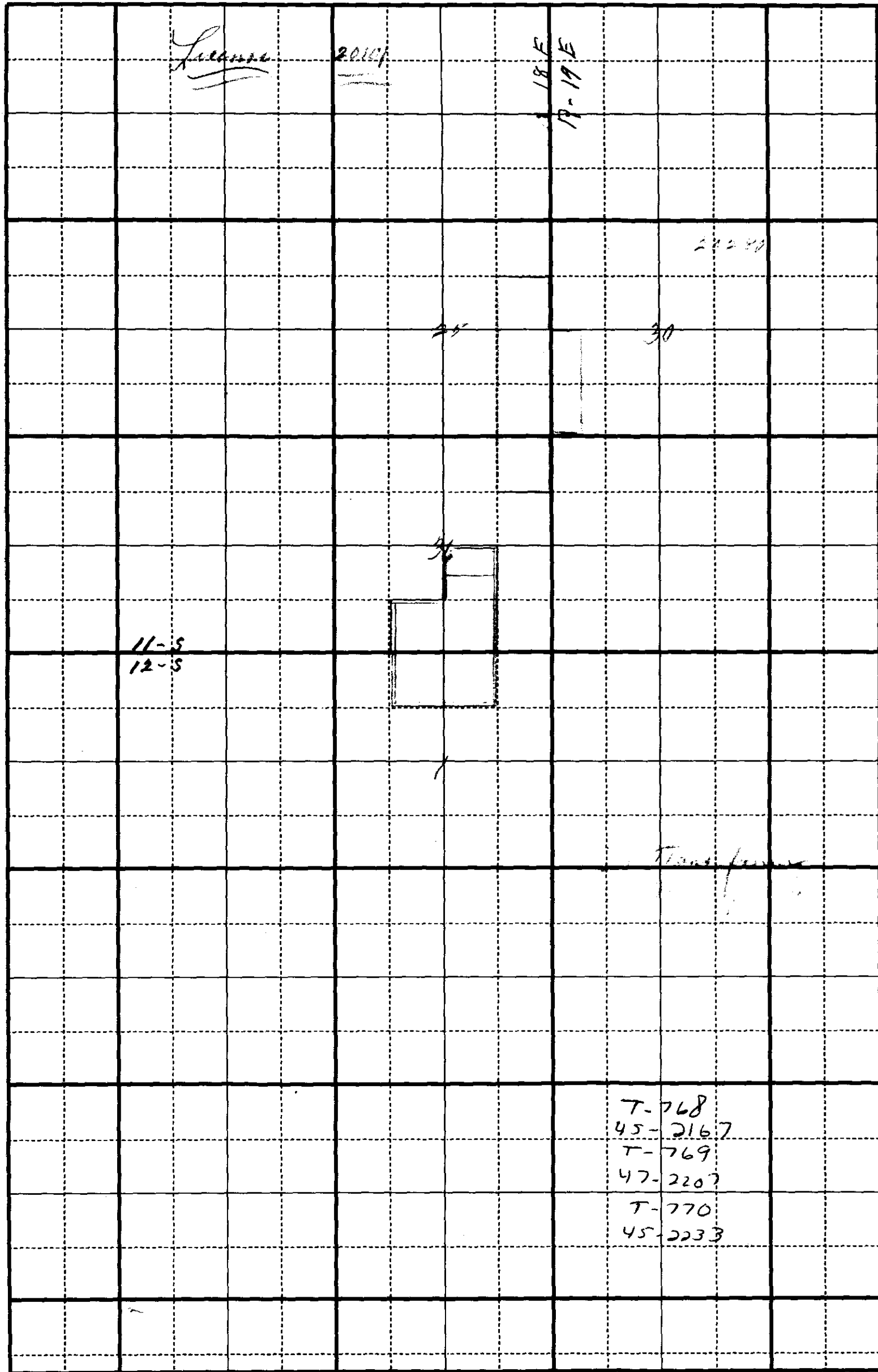
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45-2233

E. N. Humphrey, Watermaster-Dist. No.....
Deputy State Reclamation Engineer,

Dated at Boise, Idaho, this 14th, day of February, 1951.

NAME OF APPLICANT W. L. ...

Form No. 0



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

Form No. 11-A

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise

Date February 16, 1951

Twin Falls Times-News
Twin Falls, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for two consecutive weeks prior to **March 8, 1951** the date set for the hearing, the expense of the publication to be paid by the applicant,

W. A. Coiner, Hansen, Idaho

to whom you should furnish proof of publication on or prior to the date set for the hearing.

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

Roy W. Thompson
Supervisor of Water Distribution

T-768
45-2167
T-769
47-2207
T-770
45-2233

Notice Of Proposed Transfer Of Water Right

Notice is hereby given that W.A. Coiner.
of Hansen, Idaho. has applied to the State Reclamation Engineer
of the State of Idaho for a certificate authorizing Him to change the ~~point of diversion~~
~~and/or~~ place of use of the waters of Subterranean Source, (Well)
as follows: Amount: .80 cubic feet per second
Point of diversion: SE ¼ NW ¼, Section 1, Township 12.S.,
Range 18.E. Place of Use:
SE ¼ NE ¼, E ½ SE ¼ Section 25, NE ¼ NE ¼, W ½ SE ¼, SE ¼ SW ¼ Section 36,
Twp. 11.S. R. 18.E; Lots 3 & 4 Section 30, Twp. 11.S. R. 19.E.
NW ¼ NE ¼, NE ¼ NW ¼ Section 1, Twp. 12.S. R. 18.E B.M.

Transfer to

Point of diversion: SE ¼ NW ¼, Section 1, Township 12.S.,
Range 18.E. Place of Use:
S ½ NW ¼ SE ¼, SW ¼ SE ¼, SE ¼ SW ¼ Section 36, Twp. 11.S. R. 18.E.
NW ¼ NE ¼, NE ¼ NW ¼ Section 1, Twp. 12.S. R. 18.E.

And that on the 8th, day of March 1951, ~~194~~
at 10 o'clock A. M., at Room 107, State House, Boise Idaho.
before the State Reclamation Engineer, or his authorized agent, the opportunity will be
given to any and all persons to appear and present, for his consideration any reason or rea-
sons why a certificate should not be issued authorizing such transfer.

MARK. R. KULP.

State Reclamation Engineer.

T-768 T-770
45-2167 45-2233
T-769
47-2207

**NOTICE OF PROPOSED TRANSFER OF
WATER RIGHT**

Notice is hereby given that W. A. Coiner, of Hansen, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the place of use of the waters of Subterranean Source (Well) as follows: Amount: 2.5 cubic feet per second. Point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Township 12.S, Range 18.E. Place of Use: SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36; Twp. 11 S., R. 18 E. Lots 3 and 4 section 30, Twp. 11 S., R. 19 E., and NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Twp. 12 S., R. 18 E. B. M.

Transfer to Point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Township 12.S, Range 18.E. Place of Use: S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36, Twp. 11.S. R. 18 E. NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Twp. 12.S. R. 18.E. B.M.

And that on the 8th day of March, 1951, at 10 o'clock A.M., at Room 107, State House, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

MARK R. KULP,
State Reclamation Engineer.
Publish: Feb. 20, 27, 1951

**NOTICE OF PROPOSED TRANSFER OF
WATER RIGHT**

Notice is hereby given that W. A. Coiner of Hansen, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the place of use of the waters of Subterranean Source (Well), as follows: Amount: .80 cubic feet per second. Point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Township 12.S, Range 18.E. Place of Use: SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36, Twp. 11.S. R. 18.E; Lots 3 & 4 Section 30, Twp. 11.S. R. 19.E. NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Twp. 12.S. R. 18.E.B.M.

Transfer to Point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Township 12.S, Range 18.E. Place of Use: S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36, Twp. 11 S., R. 18 E. NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Twp. 12 S., R. 18 E.

And that on the 8th day of March, 1951, at 10 o'clock A.M., at Room 107, State House, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

MARK R. KULK,
State Reclamation Engineer.
Publish: Feb. 20, 27, 1951

**NOTICE OF PROPOSED TRANSFER OF
WATER RIGHT**

Notice is hereby given that W. A. Coiner of Hansen, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the place of use of the waters of Subterranean Source as follows: Amount: 1.10 cubic feet per second. Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Township 12.S, Range 18.E. Place of use: N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 26, Twp. 11.S. R. 18.E. B.M.

Transfer to: Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, Township 12.S, Range 18.E. Amount and place of use, .30 cubic feet per second to SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 36, Twp. 11.S, R. 18.E. and NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Twp. 12.S. R. 18.E. .30 cubic feet per second to S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 1, Twp. 12 S., R. 18 E. B. M.

And that on the 8th day of March, 1951, at 10 o'clock A. M., at Room 107, State House, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

MARK R. KULP,
State Reclamation Engineer.
Publish: Feb. 20, 27, 1951.