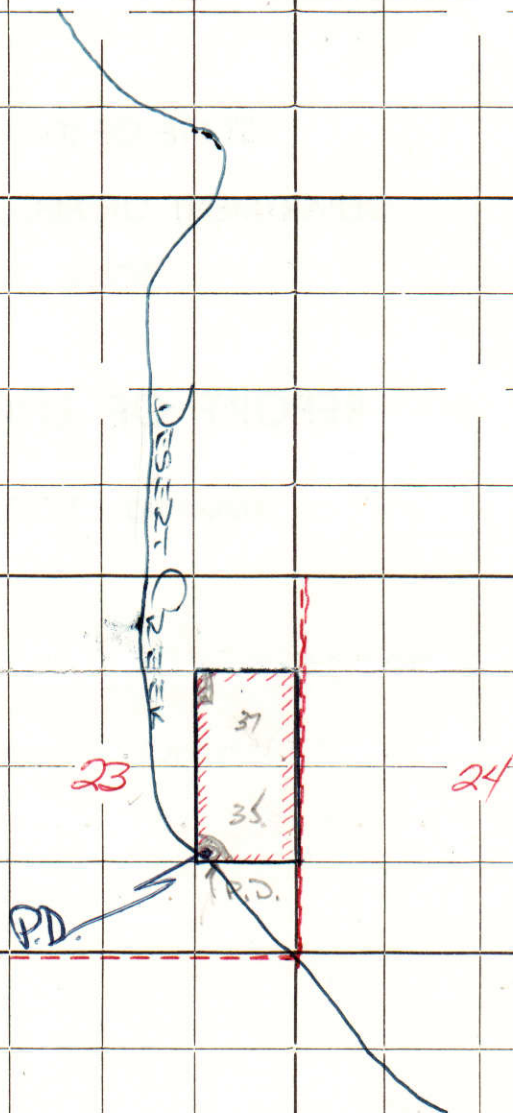


9 South - 15 East



Subdivisions

✓

Area

72 acres.

Allow

9

1.44 cfs on 72 inch



NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 10:00 A.M., on the 29th day of December, 1964, at Twin Falls, County of Twin Falls, State of Idaho, before Robert W. Stephan, Notary Public, at Room 4, Bank & Trust Co. Bldg., Twin Falls, Idaho, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of the waters of Desert Creek, commonly known as Cedar Draw, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30303, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: Clarence F. Peterson, Route No. 1, Filer, Idaho.

2. 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 conveying to the place of use is 1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 1.6 cubic feet per second.

4. The point of diversion of said water is 1320 feet North and 1320 feet West from the SE corner of Sec. 23, Township 9 So., Range 15 E.B.M.

5. The place where said water is used is SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, of Sec. 23, Township 9 So., Range 15, E.B.M. Total 80 acres.

6. The date of priority which said user is prepared to establish is November 16, 1961.

CARL E. TAPPAN
State Reclamation Engineer
Publish: Nov. 26, Dec. 3, 10, 17, 1964.

Affidavit of Publication

Nº 10859

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

I, Maude L. Clark, 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 of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

consecutive thurs days, commencing with the issue dated

December 26, 1964, and ending with the issue dated

December 17, 1964.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of 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 newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice 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.

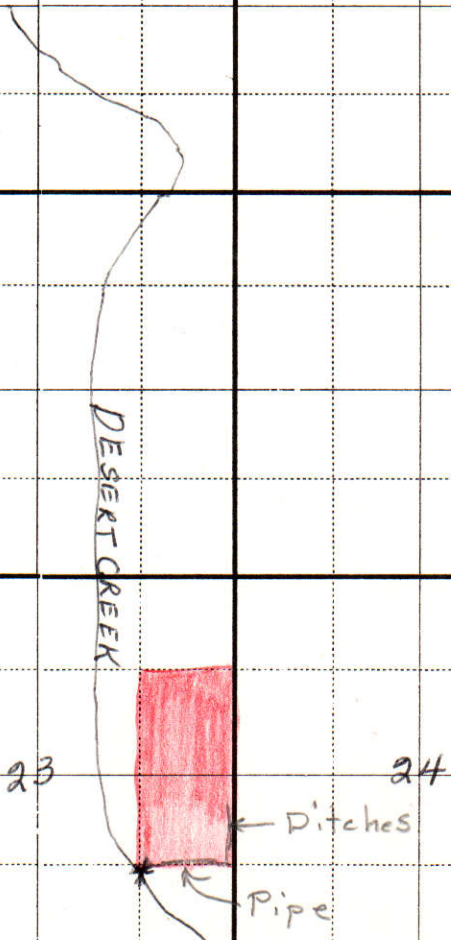
Subscribed and sworn to before me this 17th day of

December, 1964

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

30303

Permit Map No. 30303
As Approved NOV 27 1961
GEO. N. CARTER
State Reclamation Engineer



Land in Section 23, Township 9 South
Range 15, E.B.M. to be irrigated from
Desert Creek under application.
"X" marks place of diversion.

State of Idaho
License and Certificate of Water Right

Water License No. 30303 Amount 1.44 c.f.s.
Water District No. Priority November 16, 1961

THIS IS TO CERTIFY that CLARENCE F. PETERSON
of Filer, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 16, 1961; that Permit No. 30303
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.44 second feet, was issued thereunder on July 16, 1965, showing that said works
were completed on the 29th day of December, 1964; and that on the 29th
day of December, 1964, CLARENCE F. PETERSON

of Filer, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Desert Creek
commonly known as Cedar Draw, a tributary of Snake River, for the purpose of irrigation
, under Use Permit No. 30303 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
13 of Licenses at page 8179, on the 16 day of July, 1965;
The right hereby confirmed dates from November 16, 1961;

The Point of Diversion is located
in the NE 1/4 SE 1/4, Sec. 23, Tp. 9S, R. 15 E, B. M. 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 1.44 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
9S	15 E	23	SE 1/4 NE 1/4 NE 1/4 SE 1/4 Total number of acres to be irrigated:	40 40	37 35 72

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
16th day of July, 1965.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 25093

Amount 1.5 c.f.s.

Water District No.

Priority August 3, 1954

THIS IS TO CERTIFY that ORION S. BUTLER * Assignee - THORNTON K. & IDA I. TAYLOR
of Kimberly, Idaho, made application for a permit to appropriate the

public waters of the State of Idaho, dated August 3, 1954; that Permit No. 25093
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.64 second feet, was issued thereunder on February 6, 1959, showing that said works
were completed on the 31st day of January, 1959; and that on the 7th

day of February, 1959, ORION S. BUTLER - Assignee - THORNTON K. &
IDA TAYLOR
I.

of Kimberly, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of unnamed
drainage way, a tributary of Rock Creek, for the purpose of irrigation

, under Use Permit No. 25093 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

13 of Licenses at page 8180, on the 16th day of July, 1965;

The right hereby confirmed dates from August 3, 1954;

The Point of Diversion is located

in the SW 1/4 NW 1/4, Sec. 31, Tp. 11S., R. 18E., 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 1.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	18 E	31	SE 1/4 NW 1/4	40	28
			SW 1/4 NW 1/4 (Lot 2)	40	20
			E 1/2 SW 1/4	80	80
			NW 1/4 SW 1/4 (Lot 3)	40	17
			SW 1/4 NW 1/4 (Lot 4)	40	10
			Total number of acres to be irrigated:		155

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

16th day of July, 1965.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

47-2360

Application For Permit To Appropriate the Public Waters of the State of Idaho

APPLICATION No 38341
PERMIT No. 30303
DISTRICT No.

1. Name of Applicant: Clarence F. Peterson

Postoffice address: R. F. D. 1, Filer

County: Twin Falls

State: Idaho

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

2. Quantity of water claimed: 1.6

cubic feet per second.

3. Source of water supply: Desert Creek, commonly known as / Cedar Draw which is a tributary of Snake R.

4. Location of point of diversion: 1320 feet north and 1320 feet ~~west~~ ^{west} from the southeast corner of Section 23, T. 9, R. 15 E., B.M., and is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of section 23, T. 9 S, R. 15 E., B. M., County of Twin Falls, Idaho

5. Water is to be used for Irrigation

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 of , 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: \$1500.00

8. Kind of works: Electric pump near stream pumping into pipe line.

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

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

11. Ditch: ~~Width at bottom feet; width at water line feet; depth of water feet~~
Diameter of pipe 8 to 10 inches - approximately one-fourth mile to open ditches
dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

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

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

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
50 inches for 80 acres under Twin Falls Canal Company - Twin Falls, Idaho

16. (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 water of the State of Idaho as herein set forth.

s/ Clarence F. Peterson *Applicant.*

By _____ Agent.

Date of first receipt at Department of Reclamation: 1:00 P.M. November 16, 1961

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 30303

Recorded in Book 106 Page 30303 Approved November 27, 1961

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 January 27, 1962 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 May 27, 1964

The whole of said work to be completed on or before November 27, 1966

Beneficial use of water appropriated in accordance herewith, to be made on or before November 27, 1971

WITNESS My hand this 27th day of November, 1961

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

IN TESTIMONY WHEREOF, We,.....ROBERT E. SMYLLIE....., Governor of the State of Idaho,
and ARNOLD WILLIAMS....., Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this.....27th.....

day of November, 1961..
Countersigned:

STATE OF IDAHO

(SEAL) By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLLIE
Governor.

REMARKS: Desert Creek flow at point of diversion is between two and three thousand inches of water from waste water and seepage water from land upstream. Land to be irrigated is rocky and thin soil and requires more than average water for profitable cultivation.

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	
9 S	15 E	23	40				80 A
Permit No. 30303 CERTIFICATE OF COMPLETION OF WORKS ✓ 							
ALL WHOM IT MAY CONCERN:							
This is to certify that CLARENCE F. PETERSON of Filer, County of Twin Falls, and State of Idaho, the holder Permit No. 30303, issued upon Application No. 38341 bearing date of priority of November 16 , 1961, authorizing diversion of 1.6 second feet of waters of Desert Creek, commonly known as Cedar Draw, County of Twin Falls, State Idaho, for irrigation purposes, has fully complies with the provisions of the laws of the State of Idaho relating the proof of completion of the works of diversion set out and described in said Permit; that said works are quate for diverting andconveying to the place of intended use 1.44 second feet of the waters of Desert Creek, monly known as Cedar Draw, tributary of Snake River that the point of diversion of said waters NE$\frac{1}{4}$SE$\frac{1}{4}$, Sec. 23, 9S.-R. 15E., B.M. and that the lands proposed to be irrigated by the use or place of use of said water are cribed as follows, to-wit: SE$\frac{1}{4}$NE$\frac{1}{4}$, NE$\frac{1}{4}$SE$\frac{1}{4}$, Sec. 23, T. 9 S., R. 15 E., B.M. WITNESS MY HAND THIS 16th day of July, A.D. 1965. s/ RALPH W. THOMAS Deputy State Reclamation							
of of Completion of Works Made: December 29, 1964							
LICENSE ISSUED FOR <u>1.44</u> SEC. FT. LICENSE PAGE NO. <u>8179</u>.							

July 16, 1965

Re: Permit No. 30303

Clarence F. Peterson
Route #1
Filer, Idaho

Dear Mr. Peterson:

We are enclosing Certificate of Completion of
Works and License and Certificate of Water Right issued
on the above numbered Permit.

Also enclosed is departmental receipt No. 32834
in the amount of \$9.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
Receipt

30303

July 7, 1965

RE: Permit No. 30303

Clarence F. Peterson
Rt 1
Filer, Idaho

Dear Mr. Peterson:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. 30303 shows the pump and pipe line are capable of conveying 72 miner's inches, or 1.44 c.f.s. of surface water for irrigation of 72 acres.

Upon receipt of the statutory fees, totaling \$9.00, we will issue the Certificate of Completion of Works and License and Certificate of Water Right, confirming the right, with priority of November 16, 1961, to the use of 1.44 second feet of surface water with the point of diversion in the NE~~1~~SE~~1~~4, Sec. 23 from Desert Creek, commonly known as Cedar Draw, for irrigation of 72 acres in the SE~~1~~NE~~1~~4, NE~~1~~SE~~1~~4, Sec. 23, T. 9 S., R. 15 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

30303

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

Permit No. 30303This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Clarence F. Peterson2. Source of water supply: Desert Creek, commonly known as Cedar Draw3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23T. 9 S R. 15 E.B.M. County of Twin Falls

4. Describe works as they exist, giving dimensions and capacities of same: 4 Cyl air Cooled Wisconsin Gas Engine Model # VP4D Serial # 1706384, Size 3 $\frac{1}{2}$ X 4, Spec # 70258 with 5" ~~shaft~~ shaft pulley on motor for 6" 6 shw on a Deming Monitor Centrifugal pump # DC 108058, Size 5", Fig 4022 (6" suction and 5" discharge to 6" and increased to 8" X 6', 10" X 20' and reduced to 8" X 700' buried steel pipe.

5. Water is used for: irrigation6. State whether or not water has been turned into works of diversion: yes

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

SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23., Twp. 9 S., Rge. 15 E.B.M.

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

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

Remarks: Mr. Grant Hall Renter along

Measured by Current meter #375 = Q = 1.49 cfs.

This examination was made on the 23 day of June, 1965(Signed) Larry Johnson

Examiner.

30303

30303

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
JUN 29 1965

Department of Reclamation

Clarence F. Peterson
Route #1
Filer, Idaho 326-5867
Permit No. 30303

Grant Hall Reclamation

Examination for Completion of Works & Beneficial Use

County Twin Falls

Quantity: 1.6 Sec. 23 T. 9S R. 15 RBM

Source: DESERT CREEK
(CEDAR DRAW)

P.D.: NE 1/4 SEC. 23, T. 9S, R. 15
TWIN FALLS

Use: IRRIGATION

Filed: Nov. 16, 1961

Due: Nov. 7, 1971

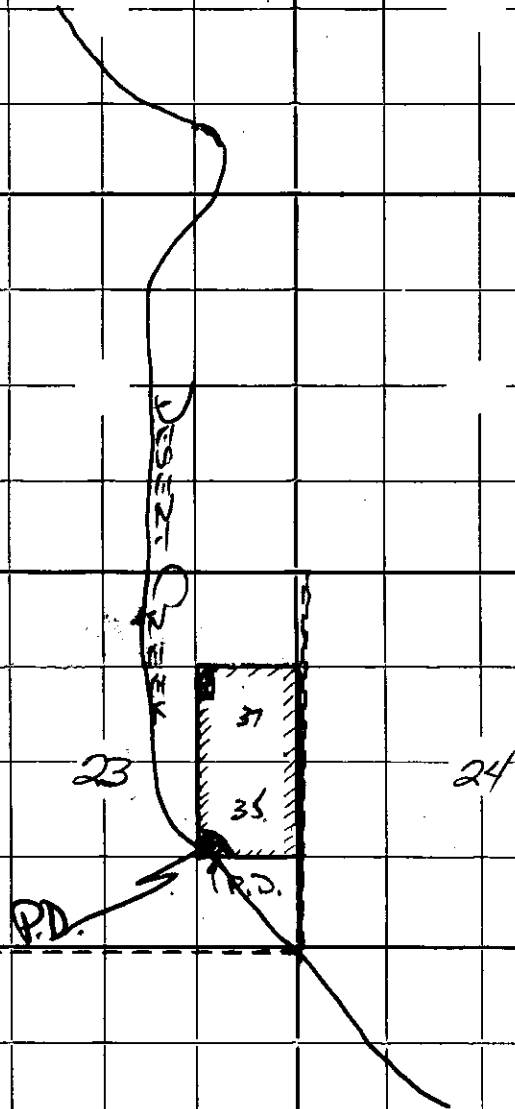
Extension: _____

Protest: _____

Completion of Works: _____

Other Rights: 50 INCHES FOR 80
ACRES UNDER TWIN FALLS
CANAL COMPANY TWIN FALLS
IDAHO

9 South - 15 East



Subdivisions

2

AREA

72 acres.

Allow

Q

1.44 ch on 72 inch

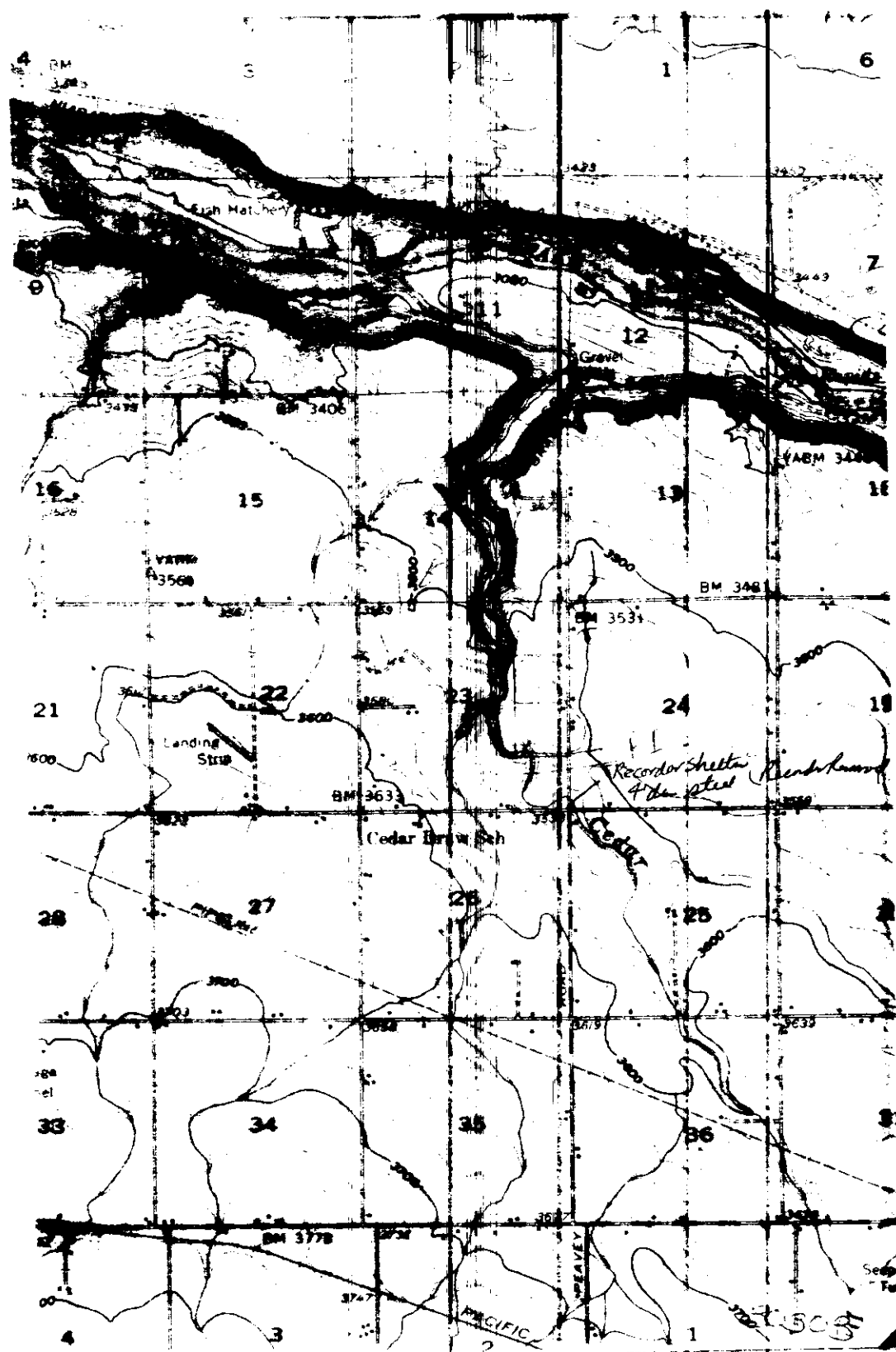
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 30303

REPORT ON PROOF OF Completion of Works & Beneficial Use

Clarence F. Peterson, Rt. #1, Filer, Idaho



LJ- 200
1- 63

STATE OF IDAHO DEPARTMENT OF RECLAMATION

Date 6/23, 1965 DISCHARGE MEASUREMENT NOTES

Print # 30303 River at 15' Down from flow flow pipe

Angle coefficient	Dist. from initial point	Width	Depth	Observation depth	Revolutions	Time in seconds	VELOCITY		Adjusted for hor. angle or	Area	Discharge
							At point	Mean in vertical			
	1	13	0		0	0					
	1.25	.25	.26		40	4.3	.95			.07	.09
	1.5	.37	.4		50	4.4	1.15			.15	.17
	2	.50	.8		50	4.8	1.06			.40	.42
	2.5	.50	.8		30	4.2	.74			.40	.30
	3	.38	.7		50	4.0	1.26			.27	.34
	3.25	.25	.45		50	4.5	1.18			.11	.13
	3.5	.37	.22		30	4.2	.74			.08	.06
	4.0	.25	0		0	0					
		.20									
	~~2.5~~	~~.38~~	~~.7~~		~~50~~	~~4.0~~					
	~~3.75~~	~~.37~~	~~.22~~		~~30~~	~~4.2~~					

No. _____ of _____ Sheets. Comp. by _____ Chk. by _____

30303

1M April 1962

January 22, 1965

Re: Permit No. ~~90303~~

Clarence F. Peterson
Route #1
Filer, Idaho

Dear Mr. Peterson:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ~~TUES-NEWS~~ _____, all submitted in proof of completion of works and beneficial use on Permit ~~90303~~.

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

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

Very truly yours ,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: Robert W. Stephan
Attorney at Law
Twin Falls, Idaho
P. O. Box 83

30303

STATE OF IDAHO

DEC 30 1961

DEPARTMENT OF RECLAMATION

JAN 19 1965

BOISE, IDAHO

Department of Reclamation

Permit No. 30303

* * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works
* * * * *

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address: _____
CLARENCE F. PETERSON, Route #1, Filer, Idaho- Farmer- Route #1, Filer

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:

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; #30303 - 11/27/61 -11/16/61

Ques. 4. State source of water supply: Desert Creek (Cedar Draw)
Give location of point of diversion, showing subdivision, section, township and range:
1320 feet North and 1320 feet West of SE Corner of Sec. 23, Twp 9 South, Rge 15, E.B.M.

Ques. 5. Describe your works of diversion: Pipe line, then open ditch
_____ ; state amount of water they are capable of conveying from point of diversion to place of use 1.6 cu ft; Give name of canal or ditch or other works by which water is conducted to such place of use: pipe line, then open ditch ; if a well, state depth of well _____ ; depth and size of casing: _____ ; depth to water _____ ; if pump is used, state discharge of pump: 1.6 cu ft ; tell how it was measured or determined: Eye sight _____ ; if sprinkler irrigation, give number and size of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: Irrigation
If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water : SE $\frac{1}{4}$ -NE $\frac{1}{4}$ --Sec.23-9-15
SE $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 23-9-15

State nature of all improvements which have been made as a direct result of said use:
Cultivated crops, pasture land; pump, 1/4 mile pipe line; Diversion gates; ditches and fences

30303

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

Ques. 7. If for other than irrigation purposes, state purpose and how used: -----

Ques. 8. What is the minimum amount of water required for the purpose specified above:
✓ 1.6 cu ft -----

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:

Original owner of land and original holder of permit

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: June, 1964 1.6 cu ft. Time used since first use:
Used all during 1964 irrigation season

Ques. 11. Describe all other water rights appurtenant to same place of use:

50 inches from Twin Falls Canal Co. system- additional water is necessary because the West side of said farm is thin and the soil thereon is extremely shallow and requires frequent irrigation to keep its moisture content up to normal requirements. Said land lies next to the Cedar Draw canyon rim.

(sign) Clarence F. Peterson

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 29th day of December, A.D. 1964.

Robert W. Seelman
Notary Public; Residing at
Twin Falls, Idaho

My Commission expires: 5/10/66

30303

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

PERMIT NO. 30303

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. GRANT L. HALL - age 24 - Route #1, Filer, Idaho - Farmer

Route #1, Filer, Idaho

Ques. 2. Are you acquainted with CLARENCE F. PETERSON, the holder of Permit No. 30303? How long have you known him and where does he reside?

Ans. Yes 10 years -

Route 1, Filer, Idaho

Ques. 3. Have you read or heard read said Permit No. 30303, 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. Desert Creek (Cedar Draw), 1320 feet North and 1320 feet West of SE corner of Sec. 23, Township 9 South, Range 15, E.B.M., Twin Falls County, Idaho; Electric or gas pump pumping into pipe line for 1/4th mile, then open ditch

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

Ans. 1.6 cubic feet - 1.6 cubic feet

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

Ans. Irrigation for SE $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ 23-9-15 (40 in each)

Cultivated and pasture land

Improved by getting pasture land and helping out on irrigation of cultivated crops also pump and pipe line - improved whole place

30303

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. ----- Volcanic ash

1.6 cube feet

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

Ans. No

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

Ans. I farmed said farm for Clarence E. Peterson during summer of 1964 and did the irrigating. I used said water about once a week on the pasture land and about once a week on the cultivated land during the irrigation season of the year 1964. 1.6 cu ft.

Grant L. Hall

(Signed)

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 29 day of December, A. D. 1964.

Robert W. Stephenson
Grant L. Hall

Notary Public.

My commission expires 5/10/66

Residing at Twin Falls, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 30303

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. HERBERT E, STROUD - age 69 - Farmer - Route #1, Filer, Idaho

Ques. 2. Are you acquainted with CLARENCE F. PETERSON, the holder of Permit No. 30303? How long have you known him and where does he reside?

Ans. Yes 25 years

Route 1, Filer, Idaho

Ques. 3. Have you read or heard read said Permit No. 30303, 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. Desert Creek (Cedar Draw), 1320 feet North and 1320 feet West of SE corner of Sec. 23, Township 9 South, Range 15, E.B.M., Twin Falls County, Idaho; Electric or gas pump pumping into pipe line for 1/4th mile, then open ditch

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

Ans. 1.6 cubic feet - 1.6 cubic feet

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

Ans. Irrigation for SE $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ 23-9-15 (40 in each)
Cultivated and pasture land
Improved by getting pasture land and helping out on irrigation of
cultivated crops also pump and pipe line - improved whole place

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. ----- Volcanic ash
1.6 cubc feet

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

Ans. No

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

Ans. I live across the road and saw him irrigate with this
water a couple of times every week during the last summer
months of 1964.
1.6 cu ft.

Herbert E. Stroud

(Signed)

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 29th day of December,
A. D. 1964.

Robert W. Stepha
Herbert E. Stroud
Notary Public.
Residing at Twin Falls, Idaho

My commission expires 5/10/66

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE.

NOTICE is hereby given that at 10:00 A.M., on the 17th day of December, 1944, at Twin Falls, County of Twin Falls, State of Idaho, before Robert W. Tappan, Notary Public, at Room 4, Bank & Trust Co. Bldg., Twin Falls, Idaho, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of the waters of Desert Creek, commonly known as Cedar Draw, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30303, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: Clarence E. Peterson, Route No. 1, Picher, Idaho.

2. 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 conveying to the place of use is 1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 1.6 cubic feet per second.

4. The point of diversion of said water is 1320 feet North and 1320 feet West from the SE corner of Sec. 25, Township 9 So., Range 15 E.B.M.

5. The place where said water is used is SW 1/4, NW 1/4, SE 1/4, of Sec. 25, Township 9 So., Range 15 E.B.M. total 36 acres.

6. The date of priority which said user is prepared to establish is November 15, 1931.

CHARLES TAPPAN
State Reclamation Engineer
Published: Nov. 26, Dec. 3, 10, 17, 1944.

Affidavit of Publication

No. 10859

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

I, Myra L. Clark, being first duly sworn upon

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

consecutive three days, commencing with the issue dated December 26, 1944, and ending with the issue dated December 27, 1944.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of 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 newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice 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 17th day of

December, 1944
Clarence E. Peterson
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

30303

LARRY K. HARVEY

ROBERT W. STEPHAN
ATTORNEY AT LAW
TWIN FALLS BANK AND TRUST CO. BUILDING
TWIN FALLS, IDAHO

January 18, 1965

JAN 19 1965

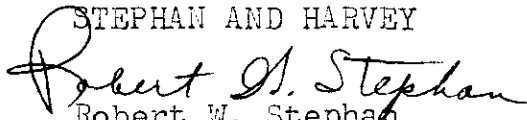
DEPARTMENT OF RECLAMATION
107 State House
Boise, Idaho 83701

Gentlemen:

Attn: Mr. M. Russell Bosch, Asst.
State Water Rights & Records
Re: Permit G-30303
Clarence F. Peterson

Thank you very much for your letter of December 30th regard to correcting the proofs on the above numbered permit. I am returning to you herewith the Deposition of Holder, Clarence F. Peterson, and Depositions of the two witnesses and the Affidavit of Publication. I hope the papers are now in proper order so that the License can be issued.

Very truly yours,

STEPHAN AND HARVEY

Robert W. Stephan

RWS:edb

Encls.

30303

P. O. Box 83

ROBERT W. STEPHAN
ATTORNEY AT LAW
TWIN FALLS BANK AND TRUST CO. BUILDING
TWIN FALLS, IDAHO

TELEPHONE 733-2722

LARRY K. HARVEY

December 29, 1964

DEPARTMENT OF RECLAMATION
107 State House
Boise, Idaho 83701

Gentlemen:

Attn: Mr. Carl E. Tappan
State Reclamation Engineer
Re: Permit No. 30303-
Clarence F. Peterson

In connection with Proof of Completion of Works on the above numbered Permit, I am enclosing herewith Depositions of two witnesses and Deposition of Holder, Clarence F. Peterson. I am also enclosing herewith the Affidavit of Publication. If the enclosed instruments meet with your approval please forward the Certificate to this office or to Mr. Peterson.

Thanking you, I remain

Very truly yours,


Robert W. Stephan

RWS:edb

Encls.

30303

December 30, 1964

Re: Permit G-30303
Clarence F. Peterson

Robert W. Stephan
Attorney at Law
P. O. Box 83
Twin Falls, Idaho

Dear Mr. Stephan:

Proofs taken on the above numbered Permit are returned herewith for correction. Questions No. 6, No. 8 and No. 10 on all three depositions do not have the complete answer to the questions asked.

In Question 6, the permit called for the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$, the same information that was published. Your proofs mentioned only the SE $\frac{1}{4}$ NE $\frac{1}{4}$.

Please complete the parts of the questions marked in red and return promptly.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

M. Russell Bosch, Assistant
State Water Rights & Records

MRB:ew

Enc. proofs with
affidavit attached

30303

Re: Permit No. **30303**
Clarence F. Petersen

November 19, 1964

Mr. Robert W. Stephan,
Attorney at Law,
P. O. Box 83,
Twin Falls, Idaho.

Dear Mr. Stephan:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. **30303**, in the name of **Clarence F. Petersen**. Final Proof is to be made before you, as Notary on the **29th** day of **December**, 19 **64**, at **10:00** o'clock **A.M.**, at **Room 4, Bank & Trust Bldg., Twin Falls**, Idaho.

As of this date, we have mailed the Notice to the **Times News** **Twin Falls, Idaho**, with instructions to publish it once a week for **5** consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) **EDNA P. RULE**
Chief Clerk

Encl.
EER:pmk
cc: Applicant

30303

Re: Permit No. 30303
Clarence F. Peterson

Date: Nov. 19, 1964

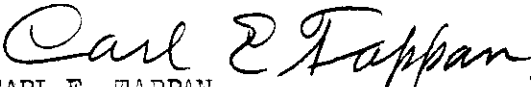
Times-News,
Twin Falls, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to December 29, 1964 the date set for proof; the expense of the publication is to be paid by the applicant 's attorney, Robert W. Stephan of P.O.Box 83, Twin Falls, Idaho to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,


CARL E. TAPPAN
State Reclamation Engineer

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

30303

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

NOV 19 1964

NOTICE is hereby given that at 10:00 A.M., on the 29th day of December,
1964 at Twin Falls, County of Twin Falls, State of Idaho, before
Robert W. Stephan, Notary Public, at (address) Room 4, Bank & Trust Co.
Bldg., Twin Falls, Idaho, proof will be submitted of the completion of works for the diversion of
1.6 cubic feet per second of the waters of Desert Creek, commonly known as
Cedar Draw, and of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No. 30303, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is: Clarence F. Peterson, Route #1, Filer, Idaho

2. 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 conveying to the place of use is
1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation
purposes, and the amount applied to beneficial use is 1.6 cubic
feet per second.

4. The point of diversion of said water is 1320 feet North and 1320 feet West from
the SE corner of Sec. 23, Township 9 So., Range 15 E.B.M.

5. The place where said water is used is SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 23, Township
9 So., Range 15, E.B.M.

Total 80 acres.

6. The date of priority which said user is prepared to establish is November 27, 1961

CARL E. TAPPAN

State Reclamation Engineer

30303

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 16, 1964

(P. O.) Route #1, Filer, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

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

Clarence F. Peterson

(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

30303

ROBERT W. STEPHAN
ATTORNEY AT LAW
TWIN FALLS BANK AND TRUST CO. BUILDING
TWIN FALLS, IDAHO

November 16, 1964

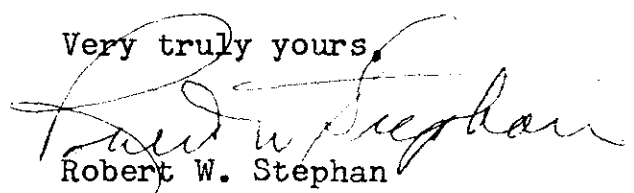
Department of Reclamation
State Capitol Building
Boise, Idaho

Re: Permit No. 30303 -
Clarence F. Peterson

Gentlemen:

Thank you for your instructions with regard to submitting proof on the above numbered permit. I am enclosing herewith Form #11 and Notice, Form 36-A in duplicate. Please instruct the newspaper to return the Affidavit of Publication and their bill to me. I note that you will send me the necessary forms for the depositions of holder and witnesses.

Very truly yours,


Robert W. Stephan

RWS:EB:vk

Encl.

30303

December 1, 1961

Re: Permit No. 30303
Clarence F. Peterson

Mr. Robert W. Stephan,
Attorney at Law,
Box 1127,
Twin Falls, Idaho.

Dear Mr. Stephan:

We enclose Permit No. 30303 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 30849 which was issued covering payment in the amount of \$5.25 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

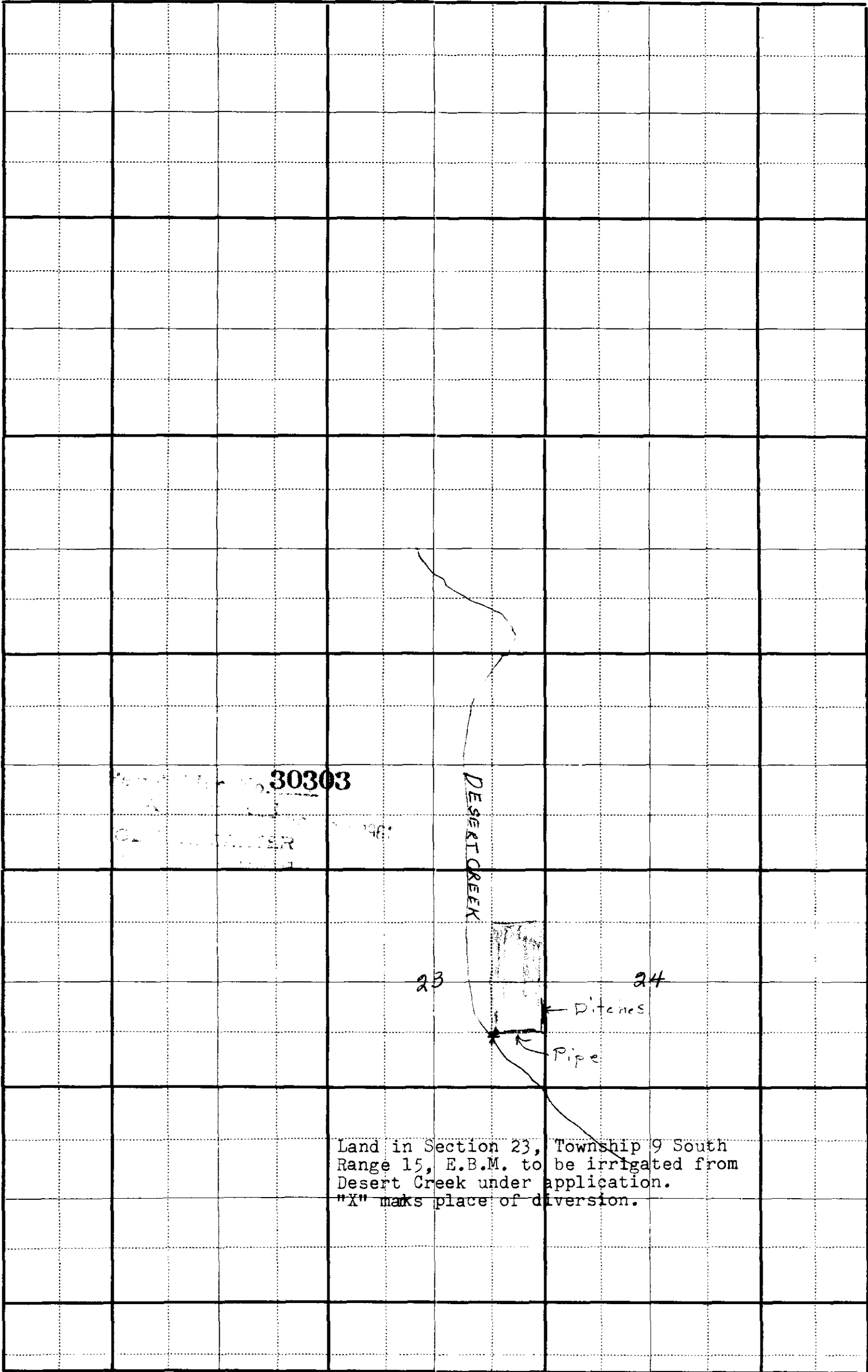
(Mrs.) Edna P. Rule
Chief Clerk

Encl.

EPR:pak

cc: Clarence F. Peterson
R. F. D. #1
Filer, Idaho

30303



ROBERT W. STEPHAN
ATTORNEY AT LAW
TWIN FALLS BANK AND TRUST CO. BUILDING
TWIN FALLS, IDAHO

November 15, 1961

NOV 15 1961
DEPT. OF RECLAMATION
BOISE, IDAHO

DEPARTMENT OF RECLAMATION
State Reclamation Engineer
Capitol Building
Boise, Idaho

Dear Sir:

We are enclosing herewith Application for Permit of Mr. Clarence F. Peterson for 100 inches of water from Desert Creek. We are also enclosing herewith our check for \$5.25 to cover filing fees. If the application is approved and issued, please return the same to this office for delivery to Mr Peterson by us.

Thanking you, I remain

Very truly yours,

Robert W. Stephan
Robert W. Stephan

RWS:edb

Encl.

30303

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 10:00 A.M., on the 29th day of December, 1964, at Twin Falls, County of Twin Falls, State of Idaho, before Robert W. Stephan, Notary Public, at Room 4, Bank & Trust Co. Bldg., Twin Falls, Idaho, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of the waters of Desert Creek, commonly known as Cedar Draw, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30303, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: Clarence F. Peterson, Route No. 1, Filer, Idaho.

2. 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 conveying to the place of use is 1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 1.6 cubic feet per second.

4. The point of diversion of said water is 1320 feet North and 1320 feet West from the SE corner of Sec. 23, Township 9 So., Range 15 E.B.M.

5. The place where said water is used is SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, of Sec. 23, Township 9 So., Range 15. E.B.M. Total 80 acres.

6. The date of priority which said user is prepared to establish is November 16, 1961.

CARL E. TAPPAN

State Reclamation Engineer

Publish: Nov. 26, Dec. 3, 10, 17, 1964.

30303