

2191.92
43.8

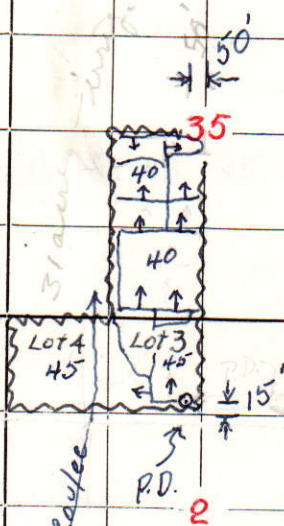
R-16E.

171.92 acres

← TO BNHL

T. 9 S.

T. 10 S.

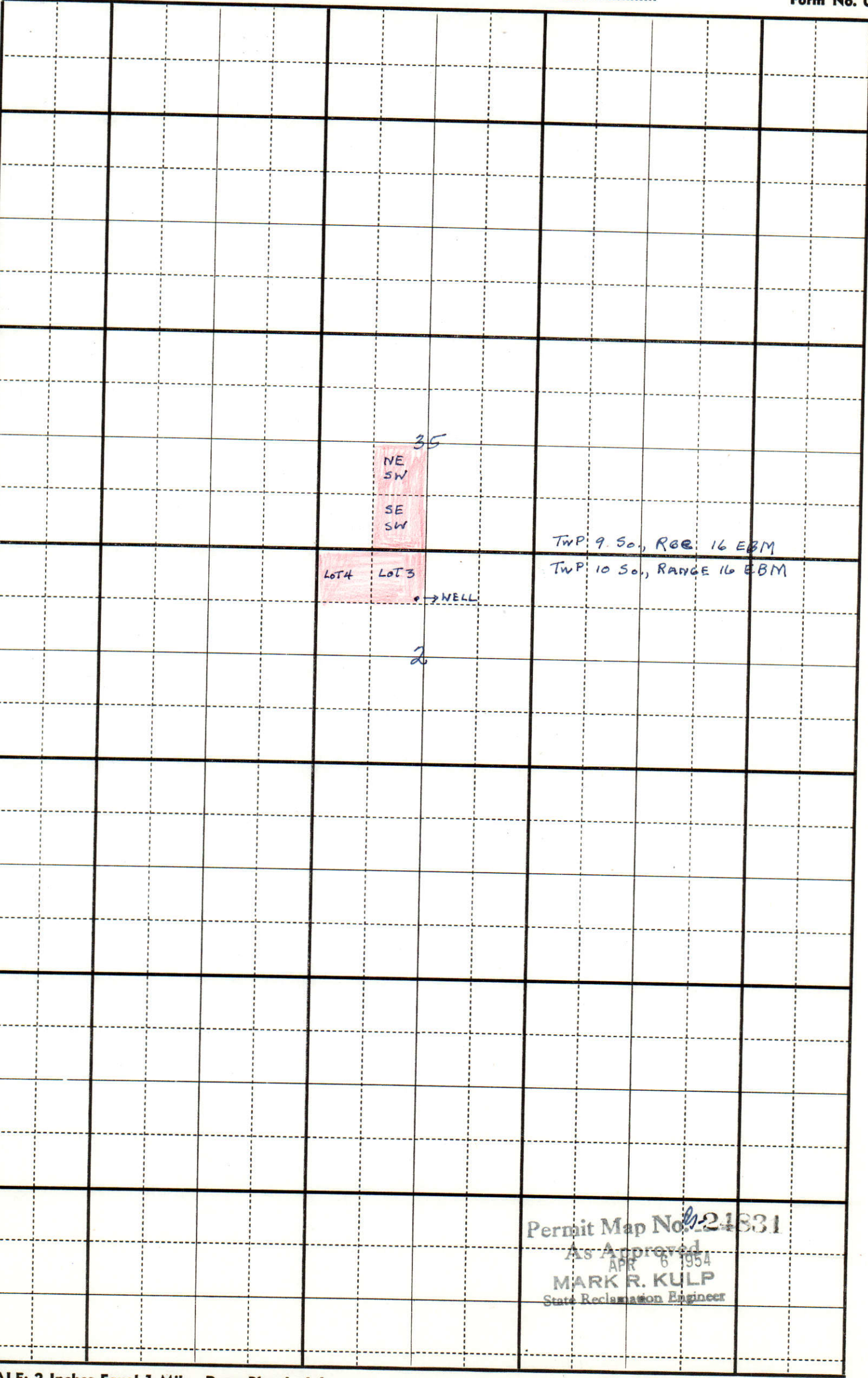


Subdivision = four

Area = 170 acres

Q = 98 inches

T = 55°F



State of Idaho
License and Certificate of Water Right

Water License No. G-24831

Amount 1.96 second feet

Water District No. _____

Priority March 31, 1954

THIS IS TO CERTIFY that **W. R. HAYS**
of **Twin Falls, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **March 31,**, 1954; that Permit No. **G-24831**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.96 second feet, was issued thereunder on **October 28**, 1955, showing that said works
were completed on the **27th** day of **October**, 1954; and that on the **27th**
day of **October**, 1954,

W. R. HAYS
of **Twin Falls**, State of **Idaho**, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
~~contributory~~ (subterranean flow), for the purpose of irrigation and domestic
use, under Use Permit No. **G-24831** 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
9 of Licenses at page **5577**, on the **28th** day of **October**, 1955;
The right hereby confirmed dates from **March 31**, 1954;

The Point of Diversion is located in Lot 3, or
in the **NE 1/4 NW 1/4**, Sec. **2**, Twp. **10 S.**, R. **16 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 **1.96** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 S.	16 E.	2	Lot 3	45.94	45
			Lot 4	15.96	45
9 S.	16 E.	35	NE 1/4 SW 1/4	29	40
			SE 1/4 SW 1/4	40	40
Number of Acres Actually Irrigated-----					170

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
_____ day of _____, 1955.

MARK R. KULP

State Reclamation Engineer.

CS. AL.

17 2278

47-2276

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 32645
Permit No. G- 24831
District No.

1. Name of Applicant: **W. R. HAYS**
Postoffice address: **153 Pierce, Twin Falls** County: **Twin Falls** State: **Idaho**
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. **Two (2)** or Idaho
Miners' inches **100** or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Subterranean water from a well**
Southeast corner of Lot 3
4. Location of point of diversion or well is in the **/NE** $\frac{1}{4}$ of the **NW** $\frac{1}{4}$ of Section **2**
Twp. 10 S. , Rge. 16 E. , B.M., County of Twin Falls
5. Water is to be used for: **Irrigation and domestic purposes**
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: **Drilled well, electric pump and open ditches**
8. Estimated cost of works: **\$ Between \$3,000 and \$4,000**
9. (a) Is reservoir to be used? **No**
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is **Two (2)** years.
11. If applicant is a corporation, give:
 - I. (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) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **Water right evidenced by shares of stock in Twin Falls Canal Company, 1 share per acre.**
 - (a) **2** (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: A part of land proposed to be irrigated is shallow and rocky and requires additional water for proper production of crops

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

W. R. HAYS Applicant.

By _____ Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. March 31, 1954

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is **G-24831**

Recorded in Book 88 Page 24831 Approved April 6, 1954

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 **June 6, 1954** and to continue diligently and **uninterruptedly** to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before **April 6, 1955**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before **April 6, 1956**

Witness my hand this **6th** day of **April, 1954**

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho,
and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 6th
day of April, 1954.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS
Secretary of State.

By LEN JORDAN
Governor

12.

Twp.	Range	Sec.	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	Totals
			NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	
9 S. 10 S.	16 E. 16 E.	35 2		Lot 3-Lot 4 45.94-15.96	29 40		69 61.90 130.90
Total Number of Acres to be Irrigated - Permit No. G-24831 CERTIFICATE OF COMPLETION OF WORKS							
TO ALL WHOM IT MAY CONCERN: This is to certify that W. R. HAYS of Twin Falls, County of Twin Falls, and State of Idaho, the holder of Permit No. G-24831, issued upon Application No. G-32645, bearing date of priority of March 31, 1954, authorizing the diversion of Two (2) second feet of the waters of a well (subterranean flow) 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 1.96 second feet of the waters of said well; that the point of diversion of said waters is in Lot 3 (or the NE¹/₄NW¹/₄) Section 2, Township 10 South, Range 16 East, B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Lots 3 and 4 Section 2, Township 10 South, Range 16 East, B. M., and E¹/₂SW¹/₄ Section 35, Township 9 South, Range 16 East, B. M. Witness my hand this 28th day of October, A. D. 1955. MARK R. KULP State Reclamation Engineer Proof of Completion of Works made October 27, 1954. Certificate of Completion of Works issued October 28, 1955. LICENSE ISSUED FOR 1.96 SEC. FT. G-5577							

✓
October 31, 1955

RE: Permit No. G-24831

Mr. W. R. Hays
153 Pierce St.
Twin Falls, Idaho

Dear Mr. Hays:

We enclose Certificate of Completion of Works also License and Certificate of Water Right issued under Permit No. G-24831 confirming your right to the use of 1.96 second feet of water from a well located in Lot 3 or NE¹/₄NW¹/₄ Section 2, Township 10 South, Range 16 East, B. M., with priority of March 31, 1954, for irrigation and domestic use on Lots 3 and 4 of Section 2, Township 10 South, Range 16 East, B. M., and the E¹/₂SW¹/₄ Section 35, Township 9 South, Range 16 East, B. M.

We also enclose departmental receipt No. G-1513 for the \$13.00 fees for Certificate of Completion of Works and License.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu
Enc.

§ 24831

10-26-55

Mark R. Kulp
Department of Reclamation

Dear Mr Kulp

Enclosed is check
to cover expense of Permit
NO. G-24831

Yours Very Truly
W. R. Hays

RECEIVED
OCT 27 1955

Department of Reclamation

G-24831

October 18, 1955

RE: Permit No. C-24831

Mr. W. R. Hays
153 Pierce St.
Twin Falls, Idaho

Dear Mr. Hays:

The Report of our Field Engineer on examination for Completion of Works and Beneficial Use on Permit No. C-24831 shows that your well in Lot 3, Section 2, Township 10 South, Range 16 East, B. M., will deliver 98 inches of water which has been used to irrigate 170 acres in the E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 35, Township 9 South, Range 16 East, B. M., and Lots 3 and 4 Section 2, Township 10 South, Range 16 East, B. M.

A Certificate of Completion of Works and License can therefore be issued for 98 inches or 1.96 second feet of water upon receipt of the statutory fees. These amount to \$5.00 for Completion of Works and \$8.00 License fee or a total of \$13.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu

24831

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

Permit No. G-24831

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant W. R. Hays, 153 Pierce St., Twin Falls, Idaho
 2. Source of water supply: Subterranean from a well
 3. Location of point of diversion: Is in the Lot 3 of Section 2
T. 10 S. R. 16 E. County of Twin Falls
 4. Describe works as they exist, giving dimensions and capacities of same: U. S. Motor 20 hp, serial No. 972204. Layne Bowler Pump serial No. 20367. 5' by 8" delivery pipe to the South into an open ditch. There is no protection. 6' by 6' concrete platform. This water is supplemental. Well is 147' deep by 12" diameter. H is 51'. Lift is 75'. 3 stage 10" bows. Column is 8" by 90'.
 5. Water is used for: Irrigation and domestic purposes
 6. State whether or not water has been turned into works of diversion: Yes
 7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 35, Twp. 9 South, Range 16 East, B. M.
Lots 3 and 4, Section 2, Twp. 10 South, Range 16 East, B. M.
See the map
- (Submit map on attached plat, showing location and details of above description.)
8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

*Most of lot 4 is irrigated by exchange water.
Mr. Hays' son along on inspection.*

This examination was made on the 26 day of July, 19 58

(Signed) E. M. Humphrey Examiner.

54831

147' x 12" well
end 7'
h = 5' l = 75-80'

3 stage 10"
Col. = 8" x 90"
10' suction

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
SEP 13 1955

Department of Reclamation

W. R. Hays
153 Pierce St. Twin Falls, Idaho

Permit No. G-24831

T.F. 812 = Ph

Examination for Completion of Works
and Beneficial Use.

County Twin Falls

2-105-16E

Q = 2.0 c.f.s.

S = Well

A.D. - SE. Cor. of Lot 3 (NE. NW.) Sec. 2,
T. 10 S. - R. 16 E.

Use = Irrigation & Domestic

Ramseyer = S.S. Pot. Grower
Early Pot.

Priority - March 31, 1954
Due - April 6, 1956

T = 55°F

300 cf in 2 m. 378

U.S. meter 20 hp.
240V. 50a. 972204
1800 rpm.

Jayne Bowler
20367

5' x 8" pipe to S del into
open ditch
supplemental water

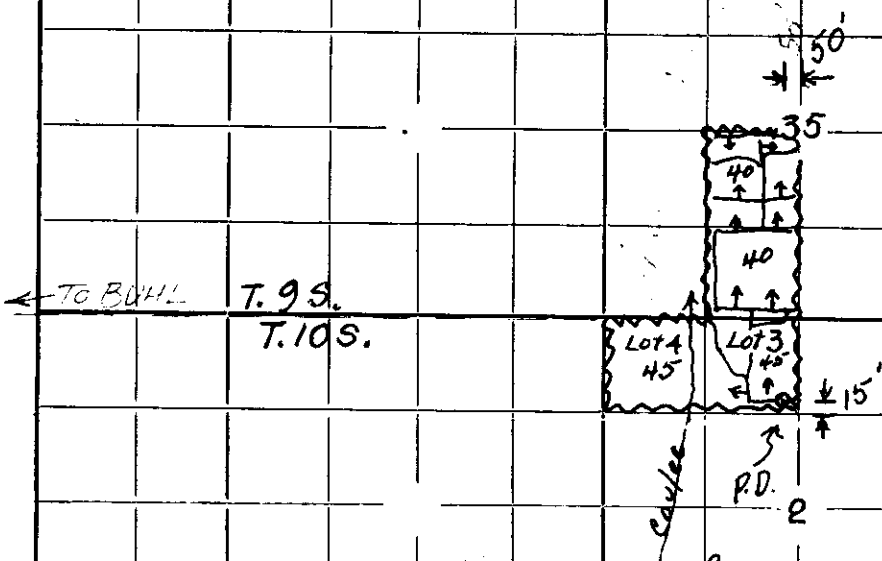
no protect -
6' x 6' concrete platform

G.E. Control

6 ft. meter 240.V.

allow 98"

R-16E.



Subdivision = four

Area = 170 acres

Q = 98 inches

T = 55° F.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-24831

REPORT ON PROOF OF Completion of Works & Beneficial Use

W. R. HAYS, 153 Pierce St., Twin Falls, Idaho

1.96 cfs
max

app. 2 cfs

170 acres
4-40'S

July 22, 1955

RE: Permit No. G-24831

Mr. W. R. Hays
153 Pierce Street
Twin Falls, Idaho

Dear Mr. Hays:

As you know, State Law requires an inspection before a permit can be brought to license. I intend to make inspection in connection with your Permit as soon as I have completed an inspection for the Associated Seed Growers, Inc., near Filer.

I hope to be at your place between 2:30 and 3:00, on Tuesday afternoon, July 26. Please be prepared to accompany me on the inspection. I will drive to the well.

Yours truly,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

U:hll

24831

✓
November 1, 1954

RE: Permit No. G-24831

Messrs. Stephan, Stephan and Heap
Attorneys at Law
Bank and Trust Co. Building
Twin Falls, Idaho

ATTENTION: Mr. Edward H. Heap

Dear Mr. Heap:

We acknowledge receipt of your letter of October 27 enclosing depositions of W. R. Hays and two witnesses also affidavit of publication in the Twin Falls Times News all submitted in proof of completion of works and beneficial use on Permit N . G-24831.

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 Mr. Hays at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

f24831

STEPHAN, STEPHAN AND HEAP

FRANK L. STEPHAN (1886-1952)
ROBERT W. STEPHAN
EDWARD H. HEAP

ATTORNEYS AT LAW
TWIN FALLS BANK AND TRUST CO. BUILDING
TWIN FALLS, IDAHO

October 27, 1954

OCT 29 1954

Department of Reclamation

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

Dear Sir:

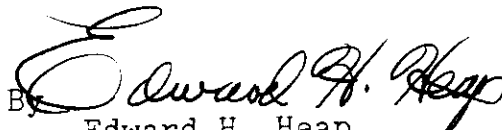
Attention: Mrs. Jeanne L.
Anderson

Re: Permit G-24831
W. R. Hays

We have submitted proof of completion of works and of application of water to beneficial use in the above entitled matter and in connection therewith are enclosing herewith deposition of holder, W. R. Hays, deposition of witness Jasper A. McEwen, deposition of witness Lorn Mitchell and affidavit of publication of notice.

Very truly yours,

STEPHAN, STEPHAN AND HEAP

By 
Edward H. Heap

EHH:hh
Enc. 4

MC

f24831

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-24831

Proof of Application of Water to Beneficial Use

Deposition of Holder ^{and Completion of Work}

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

Ans. W. R. HAYS, residence 153 Pierce, Twin Falls, Idaho; occupation farmer; post office address - 153 Pierce, Twin Falls, Idaho.

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

Ans.

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

Ans. Permit #G-24831, dated April 6, 1954; priority March 31, 1954.

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

Ans. Subterranean water from a well located in Lot 3, 1430.82 feet south and 2669.80 feet east from the northwest corner of Section 2, Township 10 South, Range 16 E. B. M., Twin Falls County, Idaho

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

Ans. Works of diversion consist of a well, 146 feet deep, with 6 feet of 12-inch casing, depth to water 51 feet. Well is equipped with an electric turbine pump which discharges 1.68 cubic feet per second or 756 gallons per minute measured by Layne and Bowler Company of Twin Falls, Idaho. Water is conveyed from pump in open, privately owned ditches to place of use.

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

Ans. Water is used for irrigation on 29 acres of NE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35-9-16, 45.94 acres of Lot 3 and 15.96 acres of Lot 4 in Section 2-10-16. Water used for irrigation on said land during irrigation season of 1954. All land is cultivated - none is natural meadow land. Distribution system for irrigation has been improved by headgates and checks.

24831

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

Ans. In addition to irrigation water is used during irrigation season for watering cattle.

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

Ans. Approximately 2 cubic feet per second during irrigation season.

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

Ans.

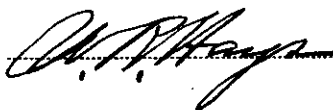
Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Between 84 and 91 inches of water from well has been used during all of irrigation season of 1954 up to the middle of September for irrigation of land above described.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

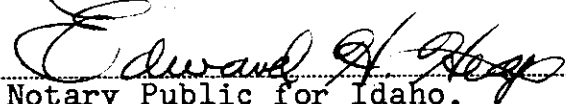
Ans. Water other than that diverted under this Permit is water of Twin Falls Canal Company equivalent to 5/8th of an inch per acre appurtenant to the above described land. Part of the land irrigated by the water under this Permit is sandy, rocky and steep and requires about 1 1/2 inches of water per acre for profitable cultivation.

(Sign)



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

State of Idaho, on this 27th day of October, A. D. 1954.


Notary Public for Idaho,
Residing at Twin Falls, Idaho

My commission expires Nov. 24, 1955.

1521831

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-24831

Proof of Application of Water to Beneficial Use

Deposition of Witness^{and} Completion of Work

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. LORN MITCHELL, age 49, residence 26 Washington Courts, Twin Falls, Idaho; occupation ditch-rider for Twin Falls Canal Company; post office address -- 26 Washington Courts, Twin Falls, Idaho.

Ques. 2. Are you acquainted with W. R. Hays, the holder of Permit No. G-24831? How long have you known him and where does he reside?

Ans. Yes. I have known him for about 4 years. He resides at Twin Falls, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-24831, and are you familiar with its provisions and conditions?

Ans. Yes I have read the permit, and am familiar with its conditions.

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. Source of water is subterranean water from a well located in the Southeast corner of Lot 3, Sec. 2, Twp. 10 South, Range 16 E.B.M., Twin Falls County, Idaho, equipped with an electric pump, and open ditches to convey water from well to place of use.

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. Approximately two second feet of water, and I have seen/that amount being conveyed through said works. approximately

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

Ans. I have seen the pump deliver from 84 to 91 inches of water. I measured it over a weir used by the Twin Falls Canal Company.

G-24831

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

Ans. Water has been used to irrigate 29 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 35-9-16; 45.94 acres of Lot 3 and 15.96 acres in Lot 4 in Section 2-10-16. All of the land is cultivated land - none is natural meadow land. Improvements have been made in the distribution system by installing checks and head-gates.

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

Ans. _____

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

Ans. Land is volcanic ash and requires from an inch to one and one-half inches per acre for profitable cultivation.

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

Ans. No. _____

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

Ans. I have been on the land on many occasions during the irrigation season of 1954 and have seen the water from said well being used to irrigate the above described land.

(Signed) L. M. Mitchell

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 27th day of October, A. D. 1954.

Edward G. Hays

Notary Public.

Residing at Twin Falls, Idaho.

My commission expires Nov. 24, 1955.

824831

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-24831

Proof of Application of Water to Beneficial Use

Deposition of Witness and Completion of Works

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. JASPER A. McEWEN, age 57, residence R.F.D. 1, Kimberly, Idaho,
occupation Chief Engineer for Twin Falls Canal Company, Twin Falls,
Idaho; postoffice address - Box 868, Twin Falls, Idaho.

Ques. 2. Are you acquainted with W. R. Hays, the
holder of Permit No. G-24831? How long have you known him and where does
he reside?

Ans. Yes. I have known him since 1948. He resides at 153 Pierce,
Twin Falls, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-24831, and are you
familiar with its provisions and conditions?

Ans. Yes, I have read the Permit and am familiar with its provisions.

Ques. 4. State source of water supply, place of diversion, and describe works for con-
veying water from point of diversion to place of use.

Ans. Source of water is subterranean water diverted from a well in the
southeast corner of Lot 3, Sec. 2, Twp. 10 South, Range 16 E.B.M., Twin
Falls County, Idaho. Works consist of well, electric pump and open
ditches to convey water to place of use.

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

Ans. At least two second feet, and I have seen approximately that much
being so conveyed.

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

Ans. I measured the water from said pump on three different occasions
during the irrigation season of 1954. Pump delivers approximately 90
inches of water. I measured it on one occasion with a V-Notch weir and
on the other two occasions I computed the amount delivered by the Willia m
and Haysen formula.

J24831

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

Ans. Water has been used to irrigate 29 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 35-9-16; 45.94 acres of Lot 3, and 15.96 acres in Lot 4 of Sec. 2-10-16. All of said land is cultivated land - none is natural meadow land. Improvements have been made in the distribution system by checks and head-gates as a result of said pump water.

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

Ans. _____

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

Ans. Land is volcanic ash land and requires one inch to the acre for profitable cultivation.

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

Ans. No.

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

Ans. I have seen said water being used during the crop season of 1954. I have been on the land above described on several occasions, measured the water and have seen the water all being used for irrigation of crops growing on said land.

(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 27th day of October _____, A. D. 1954.

Notary Public.

Residing at Twin Falls, Idaho.

My commission expires 11-24-55.

J21831

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
COUNTY OF TWIN FALLS }

Nº 5469

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

Notice is hereby given that at ten o'clock A. M., on the 27th day of October, 1954, at Twin Falls, County of Twin Falls, State of Idaho, before Edward H. Heap, Notary Public, proof will be submitted of the completion of works for the diversion of two cubic feet per second of the subterranean waters from a well in Lot 3, Section 2, T. 10 S., R. 16 E., B.M. and of the application to beneficial use of said water, in accordance with the terms and conditions or Permit No. C2481 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 are W. R. Hays, 153 Pierce, Twin Falls, 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, in accordance with the plans accompanying the application for such permit, is two cubic feet per second.

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

4. The place where said water is used is NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 36, Twp. 9 S., Rge. 16 E., B.M. and Lots 3 and 4 in Section 2, Twp. 10 S., Rge. 16 E., B.M., Twin Falls County, Idaho.

5. The date of priority which said user is prepared to establish is March 31, 1952.

MARK R. KULP,

State Reclamation Engineer

Published: Sept. 22, 29, Oct. 6, 13, 1954

I, W. R. Hays, being first duly sworn upon oath depose and say that I am Principal Publisher 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

four consecutive Wednesdays commencing with the issue dated September 22, 1954, and ending with the issue dated October 13, 1954.

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 paper, 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 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 14th day of

October, 1954.

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



924831

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date: September 16, 1954

Twin Falls Times-News

Twin Falls, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **October 27, 1954** the date set for proof, the expense of the publication to be paid by the applicant, **W. R. Hays** of **153 Pierce** 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 of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

924831

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

Notice is hereby given that at ten o'clock A. M., on the 27th
day of October, 1954, at Twin Falls, County of
Twin Falls, State of Idaho, before Edward H. Heap, Notary Public
proof will be submitted of the completion of works for the diversion of two
subterranean
cubic feet per second of the ~~waters of~~ from a well in Lot 3, Section 2, T. 10 S., R.
16 E., B.M.
and of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No. G24831 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 are W. R. Hays, 153 Pierce, Twin Falls, 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, in accordance with the plans accompanying the application
for such permit, is two cubic feet per second.
3. The use to which said water has been applied is irrigation and domestic
purposes, and the amount applied to beneficial use is
two cubic feet per second.
4. The place where said water is used is NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, Twp.
9 S., Rge 16 E. B. M. and Lots 3 and 4 in Section 2, Twp. 10 S., Rge.
16 E. B. M., Twin Falls County, Idaho.
5. The date of priority which said user is prepared to establish is
March 31, 1954.

MARK R. KULP

State Reclamation Engineer

824831

September 16, 1954

RE: Permit No. G-24831

Messrs. Stephan, Stephan, and Heap
Twin Falls Bank and Trust Co. Building
Twin Falls, Idaho

ATTENTION: Mr. Edward H. Heap

Dear Mr. Heap:

In accordance with your letter of September 15, we are sending to the Twin Falls Times News, notice for completion of works and beneficial use proof to be made on Permit No. G-24831 on October 27, 1954, with instructions to publish once a week for four weeks prior to that date and to send Mr. W. R. Hays the affidavit of publication together with statement of costs.

We enclose the necessary forms of deposition to be used in making these proofs consisting of one for the permit holder and one for each of two disinterested witnesses.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

f 24831

STEPHAN, STEPHAN AND HEAP

ATTORNEYS AT LAW

FRANK L. STEPHAN (1886-1952)
ROBERT W. STEPHAN
EDWARD H. HEAP

TWIN FALLS BANK AND TRUST CO. BUILDING
TWIN FALLS, IDAHO

September 15, 1954

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

RECEIVED
SEP 16 1954
Department of Reclamation

Dear Mr. Kulp:

Re: Permit No. G24831
W. R. Hays

We are enclosing herewith in duplicate Notice of Proof of Completion of Works and Application of Water to Beneficial Use in the above matter, together with Notice to publish the same in the Times-News, Twin Falls, Idaho. You will note we would like to have the hearing on October 27, 1954 at ten o'clock A. M.

Thanking you, we are

Very truly yours,

STEPHAN, STEPHAN AND HEAP

By *Edward H. Heap*
Edward H. Heap

EHH:D
Enclosures listed

24831

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) September 15, 1954
(P. O.) 153 Pierce, Twin Falls, Idaho

TO THE STATE RECLAMATION ENGINEER:

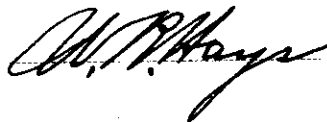
Boise, Idaho

Dear Sir:

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

Times-News of Twin Falls, Idaho published in

the county in which the works are situated.



(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.

24831

✓
September 4, 1954

RE: Permit No. G-24831

Messrs. Stephan, Stephan and Heap
Twin Falls Bank and Trust Co. Bldg.
Twin Falls, Idaho

ATTENTION: Mr. Edward H. Heap

Dear Mr. Heap:

In reply to your letter of September 3rd we enclose forms for notice of Completion of Works and Beneficial Use together with form 11, authorization to publish, to be used in connection with Permit No. G-24831 of J. R. Hays.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br
Enc.

824831

STEPHAN, STEPHAN AND HEAP

ATTORNEYS AT LAW

TWIN FALLS BANK AND TRUST CO. BUILDING

TWIN FALLS, IDAHO

September 3, 1954

FRANK L. STEPHAN (1886-1952)
ROBERT W. STEPHAN
EDWARD H. HEAP

RECEIVED

SEP 4 1954

Department of Reclamation

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

Dear Sir:

Attention: Mrs. Jeanne L. Anderson,
Chief Clerk

Re: Permit No. G-24831
W. R. Hays

We would like to make proof of completion of works and beneficial use of the water from the well covered by the above numbered permit. Will you therefore forward to us the copies of notice and request for publication under said permit.

With kind regards, we are

Very truly yours,

STEPHAN, STEPHAN AND HEAP

Edward H. Heap

By

Edward H. Heap

EHH:hh

52483

April 9, 1954

RE: Permit No. G24831

Messrs. Stephan, Stephan and Heap
Bank and Trust Co. Building
Twin Falls, Idaho

Attention: Mr. Robert W. Stephan

Dear Mr. Stephan:

We enclose Permit No. G-24831 in the name of W. R. Hays and direct his 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. G-437 for the \$5.25 filing fee.

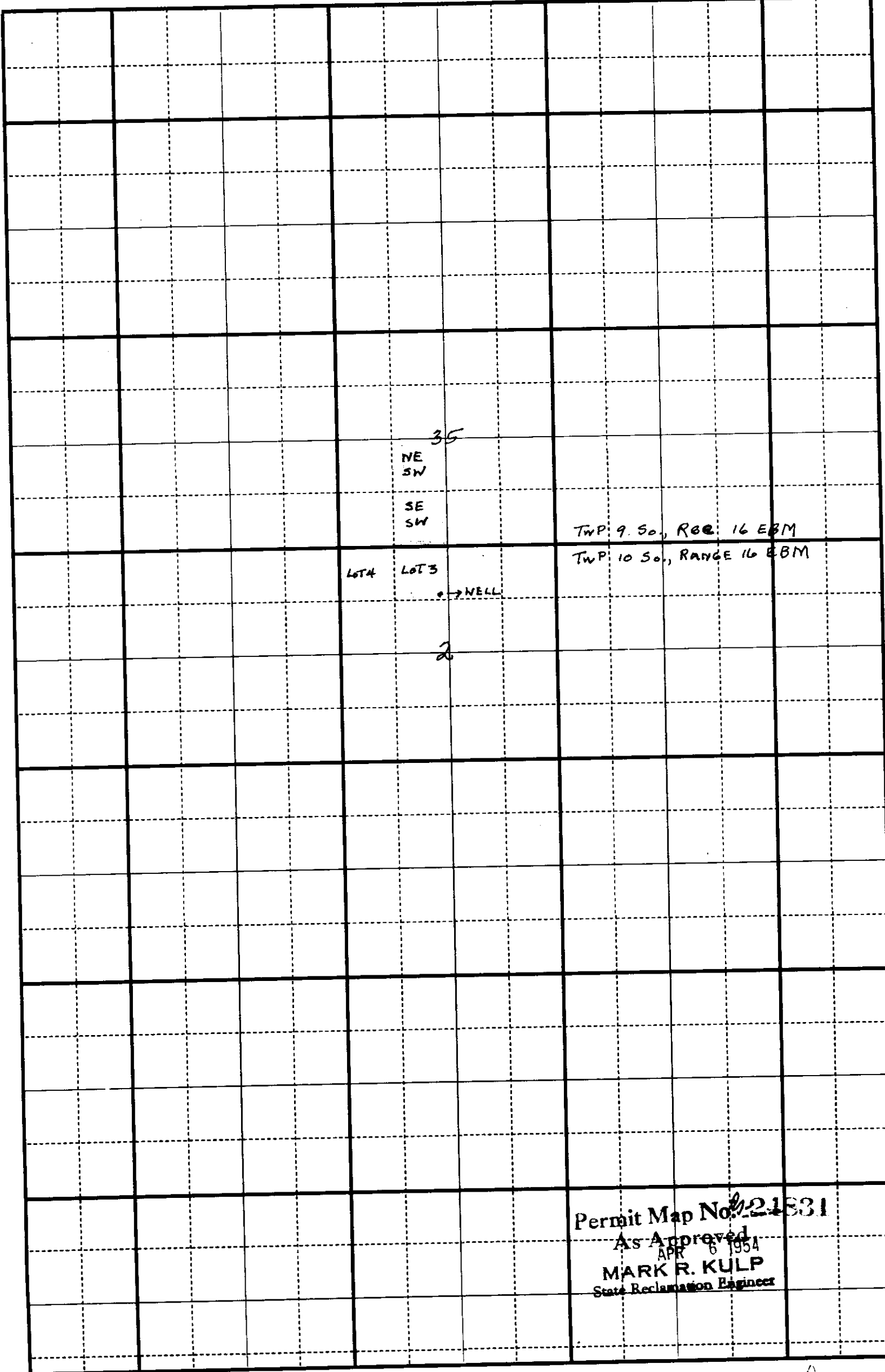
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br
Enc.

824831



April 1, 1954

RE: Application No. G-32645

Messrs. Stephan, Stephan and Heap
Bank and Trust Co. Building
Twin Falls, Idaho

ATTENTION: Mr. Robert W. Stephan

Dear Mr. Stephan:

We acknowledge receipt of your letter of March 29 enclosing application of W. R. Hays for Permit to appropriate subterranean water accompanied by your check for the \$5.25 fee.

This application has been placed on file and will be processed in regular course.

Meanwhile, we are sending you under separate cover several forms of application for permit, Form 1 for filing on surface water and Form 3 for filing on subterranean water.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
USC

S24831

STEPHAN, STEPHAN AND HEAP

ATTORNEYS AT LAW

TWIN FALLS BANK AND TRUST CO. BUILDING

TWIN FALLS, IDAHO

FRANK L. STEPHAN (1886-1952)
ROBERT W. STEPHAN
EDWARD H. HEAP

March 29, 1954

RECEIVED
MAR 31 1954
Department of Reclamation
9 am

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

Dear Mr. Kulp:

Att. Mrs. Jeanne Anderson

We are enclosing herewith Application for Permit executed by W. R. Hays, 153 Pierce, Twin Falls, Idaho, together with check for \$5.25 to cover filing fees.

The well was drilled by Twin Falls Canal Company of this city and Mr. McEwen, Engineer for said Canal Company, has advised us that the log of the well will be forwarded to your office.

Will you please return the Permit after approval to this office.

Very truly yours,

STEPHAN, STEPHAN AND HEAP

By *Robert W. Stephan*
Robert W. Stephan

RWS:D

Enclosures listed

P.S. Will you also please send us a few more Application forms. We are about out.

R.W.S.

J24831

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

Notice is hereby given that at ten o'clock A. M., on the 27th of October, 1954, at Twin Falls, Coun Twin Falls, State of Idaho, before Edward H. Heap, Notary Public, proof will be submitted of the completion of works for the diversion of two cubic feet per second of the subterranean waters from a well in Lot 3, Section 2, T. 10 S., R. 16 E., B.M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G24831 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 are W. R. Hays, 153 Pierce, Twin Falls, 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, in accordance with the plans accompanying the application for such permit, is two cubic feet per second.

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

4. The place where said water is used is NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, Twp. 9 S., Rge. 16 E., B.M. and Lots 3 and 4 in Section 2, Twp. 10 S., Rge. 16 E.B.M., Twin Falls County, Idaho.

5. The date of priority which said user is prepared to establish is March 31, 1954.

MARK R. KULP,

State Reclamation Engineer

Publish: Sent 22 ~~27~~ Oct 6-40 1954