

Whisper meter

20675-930

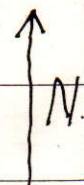
3hp. 1 ph.

C.E. motor

220 V.

General switch
Square D safety

22



Twp 10 S. R. 13 E.

Sec 23

ditch is 18" x 18"

drain is 3' x 1 1/2'

Pump is 55" water

15a

25a

P.D.

Pump lift is 3 feet.

Pit = 4' x 4' x 3' h.

No 3 pump.

4" outlet into an 8" approx. 12' into ditch

Irrigated area = SW 1/4 NW 1/4 = 15a

= SE 1/4 NW 1/4 = 25a

40 acres.

P.D. = in SE 1/4 NW 1/4 Sec 23.

This is supplemental use. **Castle Ford.**

See Permit # 21287 supplemental

AFFIDAVIT of PUBLICATION

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

Notice is hereby given that at 10:00 A. M. on the 28th day of March, 1951, at Buhl, County of Twin Falls, State of Idaho, before J. H. Sherfey, Notary Public, proof will be submitted of the application to beneficial use of One cubic feet per second of the waters of a natural drain ditch (waste, drainage and excess water from Twin Falls Canal Company's irrigation system) in accordance with the terms and conditions of Permit No. 21288 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are V. (Jim) Potucek, Buhl, Idaho.

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

The amount applied to beneficial use is One cubic foot per second.

The place where said water is used S $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 23, Twp. 10 S., Range 13 E., B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is a private ditch.

The right to take water from such works is based upon Permit No. 21288.

The source of supply from which such water is diverted is waste, drainage and excess water from Twin Falls Canal Company's irrigation system.

The date of priority which said user is prepared to establish is October 4, 1949.

MARK R. KULP
State Reclamation Engineer.

(4t4)

21288

STATE OF IDAHO
County of Twin Falls

} ss.

I, **Robert E. Bailey**, do solemnly swear that I am the printer and editor of **THE BUHL HERALD**, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper four consecutive weeks, the first publication having been made on the 1st day of March, 1951, and the last publication having been made on the 22nd day of March, 1951; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper has been printed and published continuously in **Buhl, Twin Falls County, Idaho**, for a period of more than 78 weeks prior to the first publication of the attached notice.

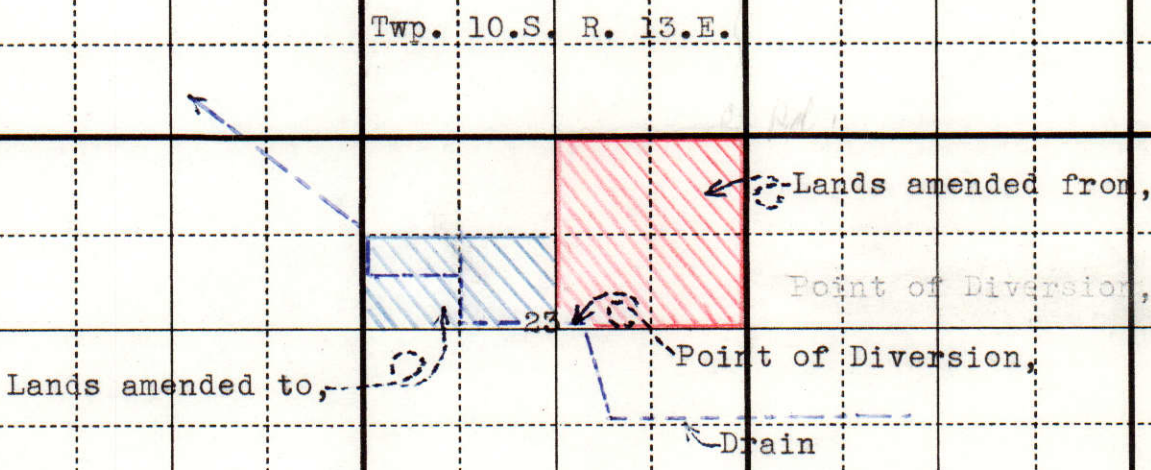
Robert E. Bailey

Subscribed and sworn to before me this

23 day of Mar, 1951

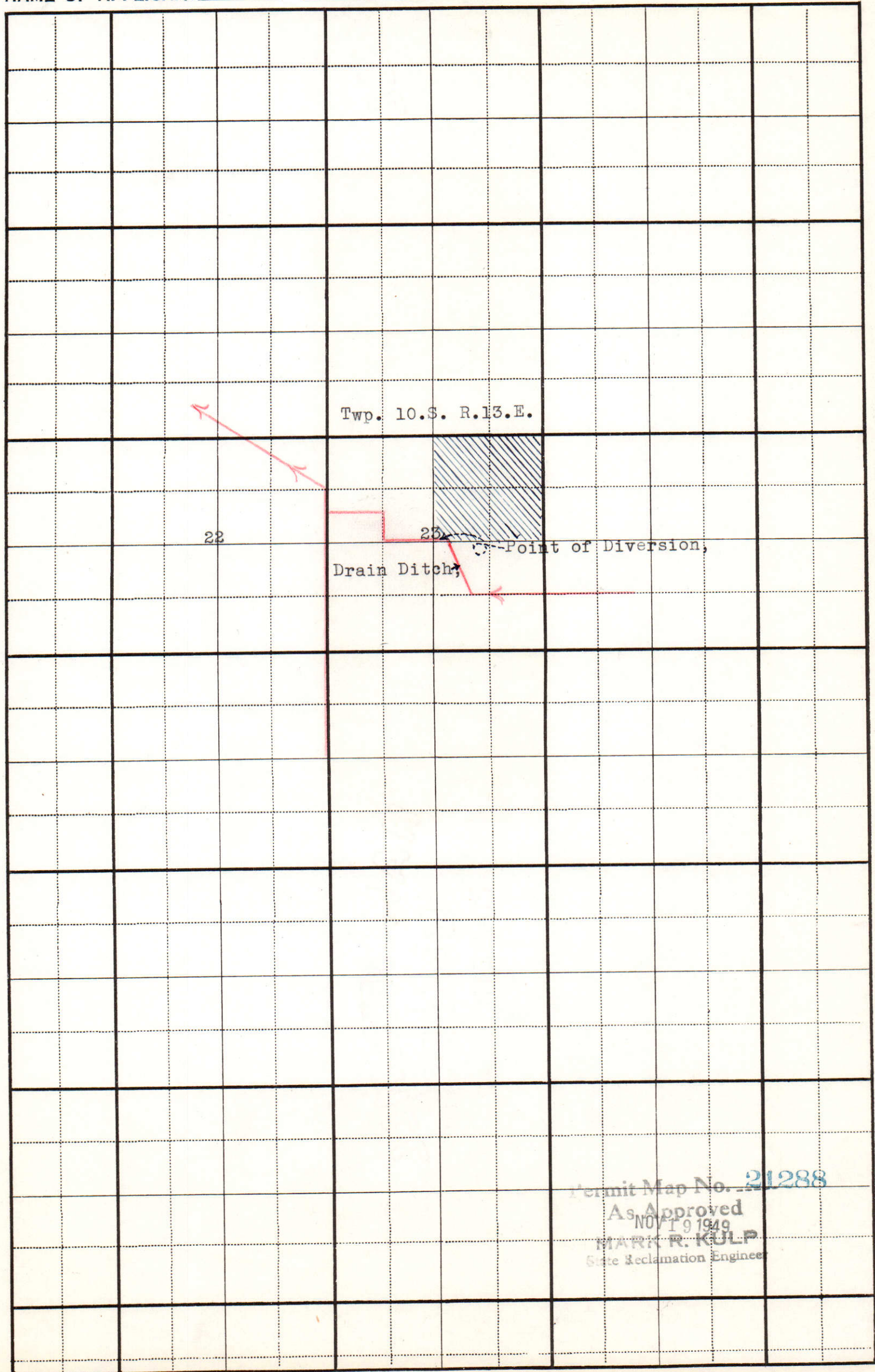
W. H. H. H. H. H.
Notary Public.

Map to accompany application for permit No. 21288
Amending the place of use under said permit, from the NE $\frac{1}{4}$
to the SE $\frac{1}{4}$ Section 23, Twp. 10.S. R. 13.E.



NAME OF APPLICANT V (Jim) Potueek,

FORM No. O



Permit Map No. **21288**
As Approved
NOV 19 1949
MARK R. KULP
State Reclamation Engineer

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

21288

State of Idaho

License and Certificate of Water Right

Water License No. 21288

Amount 0.8 second foot

Water District No.

Priority October 4, 1949

THIS IS TO CERTIFY that V. (JIM) POTUCEK
 of Buhl, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated October 4, 1949; that Permit No. 21288
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 1.4 second feet, was issued thereunder on August 1, 1950, showing that said works
 were completed on the 7th day of July, 1950; and that on the 28th
 day of March, 1951,

V. (JIM) POTUCEK

of Buhl, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a drain ditch
 supplied by waste, drainage and excess water from Twin Falls Canal Company's irrigation system
 , a tributary of Salmon Falls Creek, for the purpose of irrigation
 , under Use Permit No. 21288 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
 8 of Licenses at page 4737, on the 13th day of April, 1951;
 The right hereby confirmed dates from October 4, 1949;

The Point of Diversion is located
 in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 23, Tp. 10 S., R. 13 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 0.8 cubic foot per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 S.	13 E.	23	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	15
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	25
			Number of Acres Actually Irrigated	- -	40

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
 13th day of April, 1951.

MARK R. KULP

State Reclamation Engineer

(SEAL)

47 2251

State of Idaho
License and Certificate of Water Right

Water License No. 20227 Amount Two (2) second feet
Water District No. Priority November 18, 1947

THIS IS TO CERTIFY that HAROLD MENSEN and ARTHUR MENSER
of Murtaugh, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 18, 1947; that Permit No. 20227
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
four second feet, was issued thereunder on November 7, 1949, showing that said works
were completed on the 31st day of October, 1949; and that on the 3rd
day of December, 1949,

HAROLD MENSER and ARTHUR MENSER
of Murtaugh, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of two wells
~~existing~~ (subterranean flow), for the purpose of irrigation and domestic
use, under Use Permit No. 20227 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
8 of Licenses at page 4738, on the 24th day of April, 1951;

The right hereby confirmed dates from November 18, 1947;
The Point of Diversion ^{are} located
in the SW 1/4 NE 1/4, Sec. 21, Tp. 11 S., R. 20 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 Two (2) 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.	20 E.	21	NW 1/4 NE 1/4	40	30
			SW 1/4 NE 1/4	40	40
			NE 1/4 NW 1/4	40	40
			NW 1/4 NW 1/4	20	14
			SW 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	20	20
			NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4	40	40
Number of Acres Actually Irrigated				-	264

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
24th day of April, 1951.

(SEAL) MARK R. KULP
State Reclamation Engineer

47-2251

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

APPLICATION No. 28921
PERMIT No. 21288
DISTRICT No.

C. R. Reeves
Box 15, Buhl, Idaho

1. Name of Applicant: V. (JIM) POTULEK

Postoffice address: R. F. D. Buhl

County: Twin Falls

State: Idaho

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: 1.40

cubic feet per second.

3. Source of water supply: Drain ditch, supplied by waste and drainage water and excess water from Twin Falls Canal Company's irrigation system. which is a tributary of Salmon Falls Creek

4. Location of point of diversion: Northeast 20 feet distant from the Southwest corner of the NE $\frac{1}{4}$ of Section 23, T. 10 S., R. 13 E., B.M., and is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, T. 10 S., R. 13 E., B.M., County of Twin Falls

5. Water is to be used for 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: \$ 2,500.00

8. Kind of works: Sump, pump, ditches and 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 2 feet; width at water line 5 feet; depth of water 1 feet; dimensions of flume:

Diameter of pipe 12 inches; length of conduit 1/2 miles.

Average grade per mile 4 feet.

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

13. The time required for the complete application of the water to the proposed use is None 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: 90 inches of water right with the Twin Falls Canal Co.

- 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.

By C. R. Reeves, his attorney Agent.

Returned to applicant for correction:

Corrected application received:

The number of this permit is 21288
Recorded in Book 76 Page 21288 Approved November 19, 1949
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and
hereby approve the same, subject to the following limitations and conditions:
Bond in the sum of \$ to be filed on or before
Work to begin on or before January 19, 1950 and to continue diligently and uninterruptedly to completion,
unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before May 19, 1951
The whole of said work to be completed on or before November 19, 1952
Beneficial use of water appropriated in accordance herewith, to be made on or before November 19, 1952

MARK R. KUIP
State Reclamation Engineer.

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.....19th.....
day of November....., 19 49.....

STATE OF IDAHO

(SEAL) Countersigned:
By J. D. "CY" PRICE
Secretary of State.

By C. A. ROBINS
Governor.

REMARKS:

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 $\frac{1}{4}$	
10 S.	13 E.	23	40	40	40	40													160
Permit No. 21288 CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that V. (JIM) POTUCK of Buhl, County of Twin Falls, and State of Idaho, the holder of Permit No. 21288, issued upon Application No. 28921 bearing date of priority of October 4, 1949, authorizing the diversion of 1.4 second feet of the waters of a drain ditch supplied by waste water and drainage and excess water from Twin Falls Canal Company's irrigation system, County of Twin Falls, State of Idaho, for irrigation 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 1.4 second feet of the waters of said drain ditch; that the point of diversion of said waters is in the SW$\frac{1}{4}$ NE$\frac{1}{4}$ Section 23, Township 10 South, Range 13 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Northeast Quarter Section 23, Township 10 South, Range 13 East, B.M.																			
Witness my hand this 1st day of August, A. D. 1950.																			
MARK R. KULP State Reclamation Engineer																			
Proof of Completion of Works made July 7, 1950. Certificate of Completion of Works issued August 1, 1950																			

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 21288.

Comes now V. (Jim) Potueek, and represents to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 21288, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 23, Twp. 10 S. R. 13 E., making a total of 80 acres.

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

Signed at Boise, Idaho, this 21 day of February, 1951.

V. (JIM) POTUEEK

Date of receipt at Office of Department of Reclamation February 21, 1951.

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 21288. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 21288

Comes now V. (Jim) Potucek and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 21288;

That the point of diversion is described in said Permit as being located in the Southwest corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23, Township 10 South, Range 13 East, B.M.

That he now requests that the point of diversion be changed to a point located in the Southeast corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Township 10 South, Range 13 East, B.M.

That his reasons for desiring to make such change are as follows: An error was made in the original description.

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

Signed at Buhl, Idaho, this 12th day of April, 1951.

V. (JIM) POTUCEK

Date of receipt at Department of Reclamation April 13, 1951.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 21288. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

PERMIT ISSUED FOR 0.8 SEC. FT.
p. 4737

April 18, 1951

Re: Permit No. 21288

Mr. V. (Jim) Potucek
205 13th Avenue North
Buhl, Idaho

Dear Mr. Potucek:

In writing you yesterday, we omitted to enclose your Application for Amendment to the point of diversion described in Permit No. 21288, which has been approved by the State Reclamation Engineer and duly recorded.

This should be kept in your files along with other papers in connection with this Permit.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21288

April 17, 1951

Re: Permits Nos. 21287 and 21288

Mr. V. (Jim) Potucek
205 13th Avenue North
Buhl, Idaho

Dear Mr. Potucek:

We enclose License and Certificate of Water Right issued under Permit No. 21287, confirming your right to the use of 0.36 second foot (or 18 inches) of water from a drain ditch, with priority of October 4, 1949, and point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22, Township 10 South, Range 13 East, B.M., for irrigation of 18 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Township 10 South, Range 23 East, B.M.

We also enclose License and Certificate of Water Right issued under Permit No. 21288, confirming your right to the use of 0.8 second foot (or 40 inches) of water from a drain ditch, with priority of October 4, 1949 and point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Township 10 South, Range 13 East, B.M., for the irrigation of 40 acres in the S $\frac{1}{2}$ NW $\frac{1}{4}$ of said Section 23.

We also enclose Departmental Receipt No. 23268 for the \$4.00 fees paid in connection with these final proofs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bb
Enc.

April 10, 1951

Re: Permit No. 21288

Mr. J. H. Sherfey
Farmers National Bank Bldg.
Buhl, Idaho

Dear Mr. Sherfey:

The report of our Field Engineer on examination for beneficial use under Permit No. 21288 shows that the point of diversion is actually located in the Southeast corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Township 10 South, Range 13 East, B.M., instead of the Southwest corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$.

It will therefore be necessary for Mr. Potucek to apply for amendment to the point of diversion on the form enclosed.

The report shows that he has irrigated 25 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and 15 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 23, and upon receipt of the statutory fee of \$4.00, a License will be issued for 1.4 second feet of water from a natural drain.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By .

Chief Clerk

A:bn
Enc.
CC: Mr. V. (Jim) Potucek

21288

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

Permit No. 21288

This proof is for Beneficial use In Water District No. _____

1. Name of applicant V. (Jim) Potucek, 205 13th Street, Buhl, Idaho
2. Source of water supply: Natural drainage from Twin Falls Canal Co. system
3. Location of point of diversion: Is in the SW corner SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23
T. 10 S. R. 13 E. County of Twin Falls
4. Describe works as they exist, giving dimensions and capacities of same: This system takes water from a waste water ditch and pumps into an irrigation ditch which lays along side the waste ditch, but on a higher level. The total lift is approximately 3 feet through a distance of approximately 12 feet. Water passes through a pipe from the waste ditch into the concrete sump which is 4 feet by 4 feet by 3 feet deep. Water is pumped with a #3 Parms Water Lifter; 4" outlet into an 8" pipe into an open ditch.
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 23, Township 10 South, Range 13 East, B. M.(see map)

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

8. What large stream would the water here appropriated finally reach? Salmon Falls Creek
- Remarks: Motor used is a 3 h.p. General Electric, single phase, 220 V.; Meter is a Westinghouse #20675930. Switches are General Switch and Sq. D. Safety Switch. This ground is almost flat and can be partially watered from the West and also from the East. This system and Permit No. 21287 tie together. The delivery ditch is in a dike and is approximately $1\frac{1}{2}$ ' wide in the bottom by $1\frac{1}{2}$ ' deep. The drain ditch is 3 to 4 feet wide in the bottom and approximately $1\frac{1}{2}$ feet deep.

This is supplemental irrigation (See Permit No. 21287.)This examination was made on the 6th day of April, 19 51(Signed) E. H. Humphrey Examiner.

21288

V.(Jim) Potucek,
Buhl, Idaho

Permit No. 21288

Examination for Beneficial use

County Twin Falls

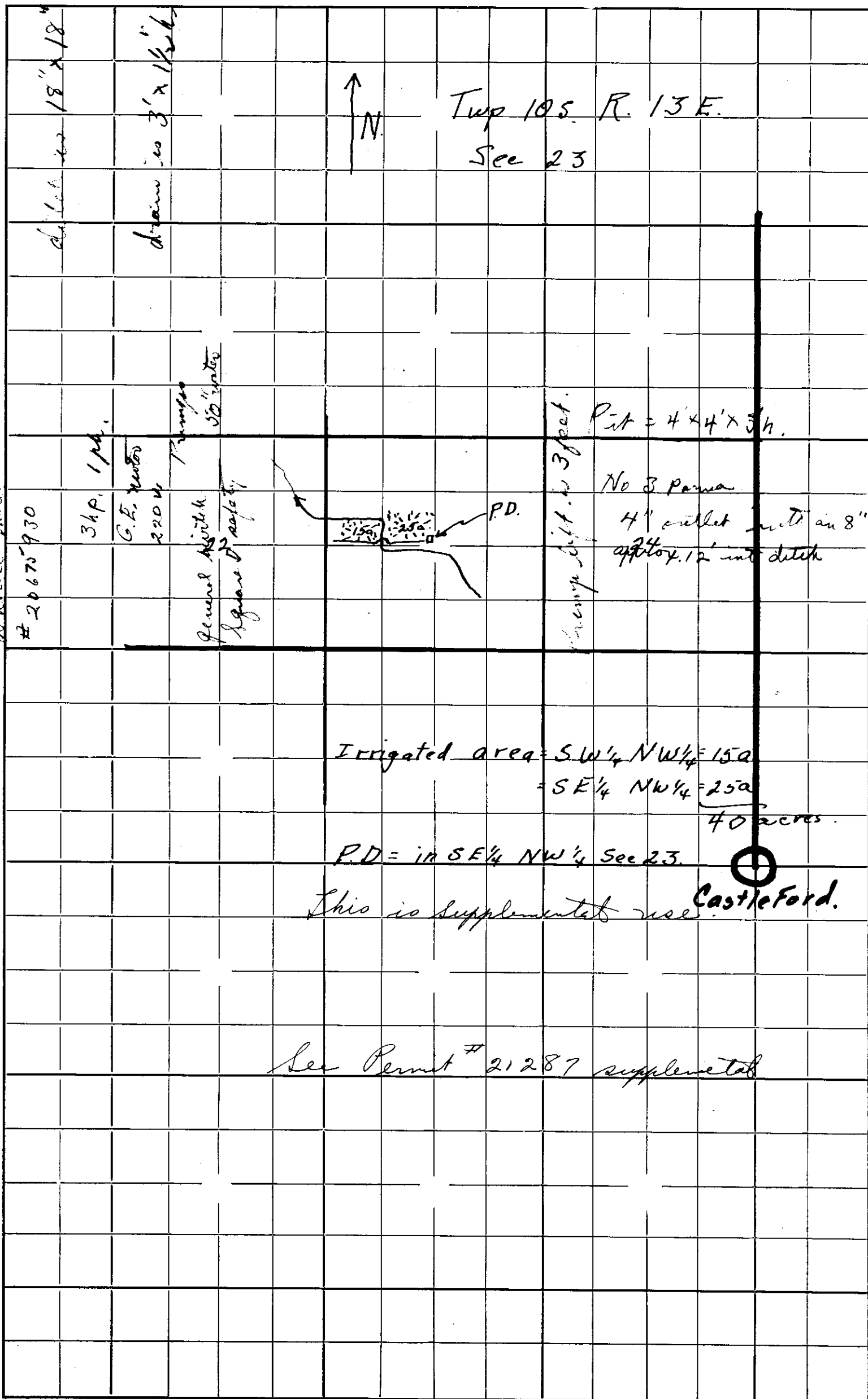
INSTRUCTIONS TO EXAMINERS

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 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
APR 9 1951

Department of Reclamation

Whereas water



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21288

REPORT ON PROOF OF Beneficial use

V. (Jim) Potucek, Buhl, Idaho

18 miles

5 pp 1.4 c. j.s

*1.000.000
2,405*

✓
April 3, 1951

Re: Permit No. 21288

Mr. J. H. Sherfey
Farmers National Bank Bldg.
Buhl, Idaho

Dear Mr. Sherfey:

We acknowledge receipt of your letter of April 2, 1951, and have corrected the depositions of V. (Jim) Potucek and two witnesses accordingly.

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

We cannot say just when this examination will be made as this Department has but one Field Engineer who makes examinations all over the State.

However, he will try to contact Mr. Potucek at the time the examination is made 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:bn

CC: Mr. V. (Jim) Potucek

21288

J. H. SHERFEY
LAWYER
FARMERS NATIONAL BANK BLDG.
BUHL, IDAHO

April 2, 1951.

RECEIVED
APR 3 1951
Department of Reclamation

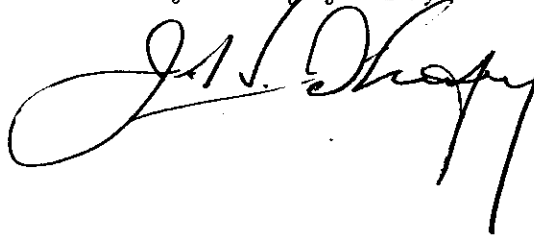
Re: Permit No. 21288.

Department of Reclamation,
Boise, Idaho.

Gentlemen:

Replying to your letter of March 29, 1951, there has been no change in the point of diversion from the point designated in the application for the permit, and the proof should read "in the Southwest corner of the Southwest Quarter of the Northeast Quarter of Section Twenty-three (23), Township Ten (10) South, Range Thirteen (13) East of the Boise Meridian," and if the proof reads otherwise it is a typographical error. Your office is authorized to correct the proof accordingly or if you will return the proof to me I will take it up with the applicant and the witnesses and make the proper correction as of the date of the proof.

Very truly yours,



JHS:HR

21288

✓
March 29, 1951

Re: Permit No. 21288

Mr. J. H. Sherfey
Farmers National Bank Bldg.
Buhl, Idaho

Dear Mr. Sherfey:

We acknowledge receipt of your letter of March 28, 1951, enclosing depositions of V. (Jim) Potucek and two witnesses, also Affidavit of Publication in the Buhl Herald, all submitted in Proof of Beneficial Use under Permit No. 21288.

In checking these proofs, we note that the point of diversion is described as being located in the Southeast corner of the S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 23, Township 10 South, Range 13 East, B.M., whereas the Permit locates it in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section.

Please advise if this is a typographical error in the proof or if there has been a change in the point of diversion. If the latter, it will be necessary for the Permit Holder to apply for an amendment to the point of diversion on the form enclosed.

We shall await your further advice in the matter.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21288

J. H. SHERFEY
LAWYER
FARMERS NATIONAL BANK BLDG.
BUHL, IDAHO

RECEIVED
MAR 29 1951
Department of Reclamation

March 28, 1951.

RE: Application
V (Jim) Potucek
Permit No. 21288

State of Idaho,
Department of Reclamation,
Mark R. Kulp, Engineer,
Boise, Idaho.

Honorable Sir:

Enclosed please find:

Proof of Publication of Notice of
Proof of Application of Water to
Beneficial Use.

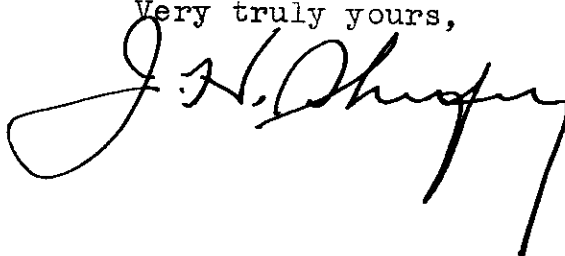
Deposition of V. (Jim) Potucek, Holder,

Deposition of Witness, Parley Harmon,

Deposition of Witness, John Darrow, and

Application and Approval of Amendment of
Application.

Very truly yours,



JHS:HR

21288

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21288

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. V. (Jim) Potucek, Buhl, Twin Falls County, Idaho,
Farmer.

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. Not incorporated.

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

Ans. Permit No. 21288. Date of permit Aug. 1, 1950. Priority date under this permit October 4, 1949.

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

Ans. From unnamed stream in coulee, a drainage ditch supplied by waste water and drainage, excess water from Twin Falls Canal Company irrigation system. S.E. corner of S.E. 1/4, Sec. 23, Twp. 10 S, Range 13, 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. 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.

Ans. Pump powered with electric motor connected with 12 inch concrete pipe to lift water from stream in coulee, conducted to 4' x 4' sump connected with private ditch, and power line running one-half mile to point of diversion.

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 the purpose of irrigating the S $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 23, Twp. 10 South, Range 13, E.B.M. The number of acres in said subdivision that has actually been irrigated with said water is 80 acres. The land upon which said water is used is cultivated agricultural land.

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

Ans. For irrigation only.

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

Ans. the minimum amount of water required for said land is 50 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.

Ans. I am the same person to whom the original permit for taking said water was issued.

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

Ans. Said water was used under said permit for irrigation purposes during the fall of 1949 and for the purpose of irrigating said land during the irrigation season of 1950 when needed for irrigation purposes and the whole amount of said water was used.

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. In various years during the irrigation season water from the system of the Twin Falls Canal Company has been used in approximately one-third of the water used for irrigation on this land during the year; and that said water from the canal system is needed and used on high land belonging to the applicant in the vicinity of this land, and that the land for which this appropriation is asked is flat and requires a great deal more water than the usual demand of water in this vicinity.

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 Buhl, County of Twin Falls, State of Idaho, on this 28th day of March, A. D. 1951.,

V-(Jim) Pottruck

My commission expires Nov. 14, 1954.

21288

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21288

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. John Darrow, age 30 years, farmer, address Buhl, Idaho, R.2

Ques. 2. Are you acquainted with V. (Jim) Potucek, the holder of Permit No. 21288? How long have you known him and where does he reside?

Ans. Yes, I have known Mr. Potucek for 20 years.

He resides at Buhl, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21288, and are you familiar with its provisions and conditions?

Ans. Yes, I have read said Permit, and am familiar with its provisions and 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. Diversion point S.E. corner of S $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 23, Twp. 10 S, Range 13 E. B. M. drainage ditch supplied by waste water and drainage from unnamed stream in coulee, from excess water from Twin Falls Canal Company irrigation system; The diversion works consist of pump powered with electricity, with electric motor connected with 12 in. concrete pipe to lift water from stream in coulee, conducted to 4' x 4' sump connected with private 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. 1.4 second feet. Have seen same amount 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. Have seen the pump deliver 50 miner's inches of water. I am familiar with irrigation water and estimate said amount from my experience in running and measuring water for irrigation purposes.

21288

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. ~~At the time of my examination the water was used in the irrigation of the South Half of the Northwest Quarter of Section 23, Township Ten South, Range Thirteen, and being 80 acres of land. The land is cultivated farm land and the nature of the improvements are pump and lift from stream in coulee conducted by 12 inch cement pipe, with power line running one-half mile to point of diversion, pump driven by electric motor and water discharged into sump connected with private ditch.~~

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

Ans. ~~For irrigation only.~~

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

Ans. ~~The character of the land that has been reclaimed is practically level farm land, and my estimate of the amount of water required for the profitable cultivation of said land is 80 inches for said 80 acres of land.~~

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

Ans. ~~None.~~

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. ~~At 12 or 15 times during the irrigation season of 1950 I have seen the application of said water for beneficial use diverted under said permit, all of said water being used in the irrigation thereof.~~

(Signed)

John Darrow

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 Buhl, County of Twin Falls, State of Idaho, on this 28th day of March, A. D. 1951.

J. L. Sherry
Notary Public.

My commission expires Nov. 14, 1954.

21288

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21288

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. Parley Harmon, age 52 years, farmer, at Castleford, Idaho.

Ques. 2. Are you acquainted with V. (Jim) Potucek, the holder of Permit No. 21288? How long have you known him and where does he reside?

Ans. Yes, I have known Mr. Potucek for 25 years.

He resides at Buhl, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21288, and are you familiar with its provisions and conditions?

Ans. Yes, I have read said Permit, and am familiar with its provisions and 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. Diversion point ^{SW 1/4} S.E. corner of S₂ NW₄, Sec. 23, Twp 10 S, Range 13, E.B.M., drainage ditch supplied by waste water and drainage from excess water from Twin Falls Canal Company irrigation system: - The diversion works consist of pump powered with electricity, with electric motor connected with 12 in. concrete pipe to lift water from stream in coulee, conducted to 4' x 4' sump connected with private 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. 1.4 second feet. Have seen same amount 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. Have seen it deliver 50 miner's inches of water. I am familiar with irrigation water and estimate said amount from my experience in running and measuring water for irrigation purposes.

21288

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. At the time of my examination the water was used in the irrigation of the South Half of the Northwest Quarter of Section 23- Township Ten South, Range Thirteen, and being 80 acres of land. The land is cultivated farm land and the nature of the improvements are pump and lift from stream in coulee conducted by 12 inch cement pipe, with power line running one-half mile to point of diversion; pump driven by electric motor and water discharged into sump connected with private ditch.

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

Ans. For irrigation only.

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

Ans. The character of the land that has been reclaimed is practically level farm land, and my estimate of the amount of water required for the profitable cultivation of said land is 80 inches for said 80 acres of land.

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

Ans. None.

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. At 12 or 15 times during the irrigation season of 1950 I have seen the application of said water for beneficial use diverted under said permit, all of said water being used in the irrigation thereof.

(Signed)

Barley Harmon

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 Buhl, County of Twin Falls, State of Idaho, on this 28th day of March, A. D. 1951.

Joe L. O'Keefe
Notary Public.

My commission expires Nov. 14, 1954.

21288

AFFIDAVIT of PUBLICATION

STATE OF IDAHO
County of Twin Falls

} ss.

Notice for Publication
**NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL USE**
Robert E. Bailey does hereby state that at
10:00 A. M. on the 25th day of
March, 1951, at Buhl, County of
Twin Falls, State of Idaho, before
J. H. Sherkey, Notary Public, proof
was submitted of the applica-
tion to beneficial use of One cubic
foot per second of the waters of
a natural drain ditch (waste, drain-
age and excess water from Twin
Falls Canal Company's irrigation
system) in accordance with the
terms and conditions of Permit No.
21288 heretofore issued by the De-
partment of Reclamation of the
State of Idaho.
The name and postoffice address
of the person or corporation hold-
ing said permit are V. (Sam) Potu-
cek, Buhl, Idaho.
The use to which said water has
been applied is irrigation.
The amount applied to beneficial
use is One cubic foot per second.
The place where said water is
used S 1/2 NW 1/4 Sec. 22, Twp. 18 S.,
Range 13 E., B.M.
The name of the canal or ditch
or other works by which said wa-
ter is conducted to such place of
use is a private ditch.
The right to take water from
such works is based upon Permit
No. 21288.
The source of supply from which
such water is diverted is waste,
drainage and excess water from
Twin Falls Canal Company's irri-
gation system.
The date of priority which said
user is privileged to establish is
October 4, 1904.
MARK E. THLP
State Reclamation Engineer.
(44)

21288

I, **Robert E. Bailey**, do solemnly swear that I am the
printer and editor of **THE BUHL HERALD**, a weekly
newspaper of general circulation, published once each
week at Buhl, Idaho; that the notice attached hereto was
published in said newspaper four consecutive
weeks, the first publication having been made on the
1st day of March, 1951,
and the last publication having been made on the
22nd day of March, 1951;
that said notice was published in the regular and entire
issue of every number of the paper during the period
and time of publication, and that the said notice was pub-
lished in the newspaper proper, and not in the supplement
thereof.

That said newspaper has been printed and published
continuously in **Buhl, Twin Falls County, Idaho**, for a
period of more than 78 weeks prior to the first publication
of the attached notice.

Robert E. Bailey

Subscribed and sworn to before me this

23 day of Mar, 1951

[Signature]
Notary Public.

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

Re: Permit No. 21288
V.(Jim) Potucek

BOISE, IDAHO, March 17, 1951

Mr. J. H. Sherfey
Notary Public
Buhl, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 21288

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 March 28, 1951, 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 Buhl, Idaho before J. H. Sherfey, 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.

~~MARK R. KULP~~
~~Commissioner of Reclamation~~
~~State Reclamation Engineer~~

21288

February 22, 1951

Re: Permit No. 21288

Mr. V. (Jim) Potueek
205 13th. Street
Buhl, Idaho

Dear Mr. Potueek:

We enclose your Application for Amendment to Permit No. 21288, describing the land on which this water is to be used as the S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 23, Township 10 South, Range 13 East, B.M., which has been approved and recorded.

We also enclose Certificate of Completion of Works issued under this Permit and the sketch map which accompanied your Permit No. 21287, which Mr. Reeves brought into the Department yesterday and requested that they be returned to you.

We have sent to the Buhl Herald Notice of Beneficial Use Proof to be made under this Permit on March 28, 1951, before J. H. Sherfey, Notary Public, with instructions to publish it once a week for four consecutive weeks prior to March 28, and to send you the Affidavit of Publication, together with statement of costs.

We shall send Mr. Sherfey the necessary forms of deposition to be used in making this proof, consisting of one for yourself and one for each of two witnesses, and at the time set, you should appear before Mr. Sherfey together with two disinterested witnesses who are familiar with the terms of the Permit 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:bh
Enc.

21288

✓
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date: **February 21, 1951**

Re: Permit No. 21288

Buhl Herald

Buhl, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **March 28, 1951**, the date set for proof, the expense of the publication to be paid by the applicant **V.(Jim) Potueek** of **205 13th St., Buhl, 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.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Chief Clerk

21288

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 28th day of March, 1951,
at Buhl, County of Twin Falls, State of Idaho, before
J. H. Sherfey, Notary Public, proof will be submitted of the
application to beneficial use of One cubic feet per second of the waters of a natural drain ditch
(waste, drainage and excess water from Twin Falls Canal Company's irrigation system)
in accordance with the terms and conditions of Permit No. 21288
heretofore issued by the Department of Reclamation of the State of Idaho.

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

V. (Jim) Potnuck, Buhl, Idaho.

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

The amount applied to beneficial use is One cubic foot per second

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 23, Twp. 10 S., Range 13 E., B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of
use is a private ditch.

The right to take water from such works is based upon Permit No. 21288

The source of supply from which such water is diverted is waste, drainage and excess water
from Twin Falls Canal Company's irrigation system.

The date of priority which said user is prepared to establish is October 4, 1949.

MARK R. KULP

State Reclamation Engineer.

21288

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Boise, Idaho. February 21, 1951

(P. O.) _____

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Buhl Herald, _____ of Buhl, Idaho. _____ published in
the county in which the works are situated.

V. (Jim) Potucek

(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.

205-13 at St. Buhl -

21288

NAME OF APPLICANT V. (Ji Potueek.

Form No. 0

Map to accompany application for permit No. 21288

Amending the place of use under said permit, from the NE $\frac{1}{4}$
to the S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 23, Twp. 10.S. R. 13.E.

Twp. 10.S. R. 13.E.

Lands amended to,

7-Lands amended from,

Point of view: 100%

Point of Diversion.			
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- Drain

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

21288

A "SCOTCH TELEGRAM"

from the Buhl Herald

BUHL, IDAHO



8-4-50

Dear Sir:

Legal publications for Jim Potucek have been received and will appear in our issues of August 10, 17, 24 and 31.

Thank you.

21688

Yours very truly,

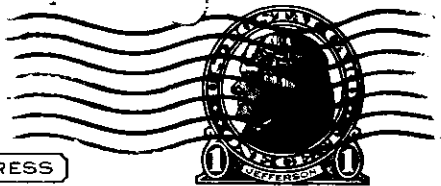
THE BUHL HERALD

RECEIVED
AUG 5 1950

Department of Reclamation



THIS SIDE OF CARD IS FOR ADDRESS



Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

21288

✓
August 2, 1950

Re: Permits Nos. 21287 and 21288

Mr. V. (Jim) Potusek
Buhl, Idaho

Dear Mr. Potusek:

We enclose Certificate of Completion of Works issued under Permit No. 21287 for the diversion of 0.6 of a second foot of water from a drain ditch with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22, Township 10 South, Range 13 East, B.M., for the irrigation of land in the S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 23, same Township and Range.

We also enclose Certificate of Completion of Works issued under Permit No. 21288 for the diversion of 1.4 second feet of water from a drain ditch with point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23, Township 10 South, Range 13 East, B.M. for the irrigation of land in the NE $\frac{1}{4}$ of said Section.

We also enclose Departmental Receipt No. 22554 for the \$10.00 fees paid by you in connection with these proofs.

We have sent to the Buhl Herald, Notice of Beneficial Use Proof to be made under these Permits at 10 o'clock, A.M., September 6, 1950, before Mr. C. R. Reeves, Notary Public. We have instructed the newspaper to publish these notices once a week for four consecutive weeks prior to that date and to send you the Affidavit of Publication, together with statement of costs.

We shall send Mr. Reeves the necessary forms of deposition to be used in making these proofs, consisting of one for yourself and one for each of two witnesses, and at the time set, you should appear before Mr. Reeves, together with two disinterested witnesses who are familiar with the terms of the Permits and the work done thereunder, for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

21288

A:bb
Enc.

Chief Clerk

CC: Mr. C. R. Reeves.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 21287-01288

Date: August 1, 1950

Buhl Herald

Buhl, Idaho

Gentlemen:

Enclosed you will find ^{the} notice for publication once a week for four consecutive weeks prior to **September 6**, 1950 the date set for proof, the expense of the publication to be paid by the applicant, **V. (Jim) Potasnik** of **Buhl 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.

Very truly yours,

W. R. Kulp
State Reclamation Engineer

By

Chief Clerk

21288

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 6th day of September, 1950,
at Buhl, County of Twin Falls, State of Idaho, before
C. R. Reeves, Notary Public, proof will be submitted of the
application to beneficial use of 1.4 cubic feet per second of the waters of a drain ditch (waste
drainage and excess water from Twin Falls Canal Company's Irrigation system,
in accordance with the terms and conditions of Permit No. 21288
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
V. (Jim) Potucek, Buhl, Idaho.

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

The amount applied to beneficial use is 1.4 cubic feet per second.

The place where said water is used (~~if for irrigation, give full and accurate description of the~~
~~lands irrigated~~) Northeast Quarter Section 23, Twp. 10 South, Range 13 East, R. M.

The name of the canal or ditch or other works by which said water is conducted to such place of
use is No name.

The right to take water from such works is based upon Permit No. 21288

The source of supply from which such water is diverted is Waste, drainage and excess water from
Twin Falls Canal Company's irrigation system.

The date of priority which said user is prepared to establish is October 4, 1949

MARK R. KULP

State Reclamation Engineer.

21288

✓
July 27, 1950

Re: Permits Nos. 21287 and 21288

Mr. V. (Jim) Potusek
Buhl, Idaho

Dear Mr. Potusek:

We have received from Mr. C. R. Reeves, your Proof of Completion of Works under the above numbered Permits, which are acceptable, and upon which Certificates of Completion of Works will be issued upon payment of the statutory fee of \$5.00 for each Permit.

When this has been done, we will send to the Buhl Herald, Notice in connection with your final proof, or Proof of Beneficial Use.

Very truly yours,

MARK H. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

CC: Mr. C. R. Reeves.

21288

✓
July 18, 1950

Re: Permit No. 21288

Mr. C. R. Reeves
Room 2, Griffin Bldg.
Buhl, Idaho

Dear Mr. Reeves:

We acknowledge receipt of your letter of July 17, 1950, enclosing deposition of V. (Jim) Potueek in Proof of Completion of Works under Permit No. 21288.

We note that Question 8, describing the land for which this water is available, includes the S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 23, Township 10 South, Range 13 East, B.M. in addition to the 160 acres in the NE $\frac{1}{4}$ of said Section. These 80 acres are not included in Permit No. 21288, but are described in Permit No. 21287. Were these included in this proof by mistake or do you intend to amend Permit No. 21288 to include this additional acreage?

*omit -
C.R. Reeves -
personal note
7/25/50*

There is also a fee of \$5.00 in connection with this proof.

Notice of Beneficial Use under this Permit fails to set a time or place, or to name the Notary before whom the proof will be made. We assume it is to be made in Buhl, Idaho, before you as Notary, and if you will advise us as to the time, we can complete the Notice and send a copy to the Buhl Herald for publication.

Meanwhile, we return Permit No. 21288 which was enclosed in your letter.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21288

C. R. REEVES
LAWYER

BUHL, IDAHO

July 17, 1950.

RECEIVED
JUL 18 1950
Department of Reclamation

Department of Reclamation,
State of Idaho,
Capitol Bldg.,
Boise, Idaho.

My dear Mr. Thompson:

Enclosed you will find Proof of Jim Potucek
also an affidavit of one of the neighbors.

The authority to publish in the Buhl Herald
is properly signed.

Anything more that I can do, I will be glad
to do it.

Respectfully,

C R Reeves

CRR:HR

2-1288

Proof of Application for Water for beneficial use.

WHEREAS, V. (Jim) Potucek made application to appropriate the public water of the State of Idaho in Application 28921, being permit 21288, filed October 4, 1949 before the Department of Reclamation of the State of Idaho.

STATE OF IDAHO) ss
County of Twin Falls)

W. Glander, being first duly sworn, deposes and says:

That he has resided within one-half mile of the point of diversion of water named and designated in said Application for more than twenty-five years (25) and that said applicant and his predecessors have used and appropriated said water described in said Application for more than Twenty-five years (25) for irrigation purposes, and did irrigate with all of the water available in the ditch during that time.

That said water was diverted from the point of diversion in Section twenty-three (23) by Howard Darrow for many years before that period of time, and that before Howard Darrow sold the land to this applicant, he is informed, Darrow was using said water from said point as far back as the applicant was acquainted with the conditions; and that was more than twenty-five years ago.

W. Glander

Subscribed and sworn to before me this 15th day of July, 1950.

(SEAL)

CR Reeves
Notary Public
Residing at Buhl Idaho

W. Glander
Notary Public residing at
Buhl, Idaho?

21288

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)

July 25 - 1952

(P. O.)

Buhl 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

Buhl Herald of Buhl

published in

the county in which the works are situated.

W. L. Jim Potroch

(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.

21238

Permit No. 21288

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of _____ } ss.

V. (Jim) Potueek, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 21288, and that his postoffice address is Buhl

State of Idaho

Second: That the name of the stream which said water is to be directed is a drain ditch supplied by waste and drainage and excess water from Twin Falls Canal Co.'s system

Third: That the point of diversion of said water is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23, Twp. 10 S., Range 13 E., B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by November 19, 1952

Fifth: That the use for which said water is intended is

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

I. Kind of works: Sump, pump, ditches and pipe line
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:
(a) Height of dam Pump Sump feet, length of (dam) at top 6 feet, length of dam at bottom 6 feet. Material used in construction

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir Pump From the flow acre feet.

(c) Size of headgate: Width feet, height 6 feet.

(d) Conduit 12' Pipe flow from the pump width at bottom ditch 5 feet, width at water line 8 feet, depth of water 2 1/2 feet; diameter of pipe inches, average grade per mile is 2 1/2 feet. Length of conduit is 1/2 miles.

Seventh: That said works are capable of conducting to the place of intended use 1.4 second feet of water.

Eighth: That water appropriated under said permit is available for 160 acres of land described as follows: Northeast Quarter Section 23, Twp. 10 South, Range 13 East, B. M. (and S.E. of NW 1/4 - 23 - 10 S. 13 E B. M.)

Ninth: Remarks: That App't applicant previously appropriated said water about 1913 and at each year since then and his premises are interest have used said water for irrigation purposes

(Jim) Potueek
(Sign Here)

Subscribed and sworn to before me this 7th day of July, 1952

My commission expires 1954

Notary Public.

21288

November 23, 1949

Re: Permits Nos. 21287 and 21288

Mr. C. R. Reeves
P. O. Box 15
Buhl, Idaho

Dear Mr. Reeves:

We enclose Permits Nos. 21287 and 21288
in the name of V (Jim) Potueek and direct his at-
tention to the limitations and conditions as given
on the fourth page under approval of the State Rec-
lamation.

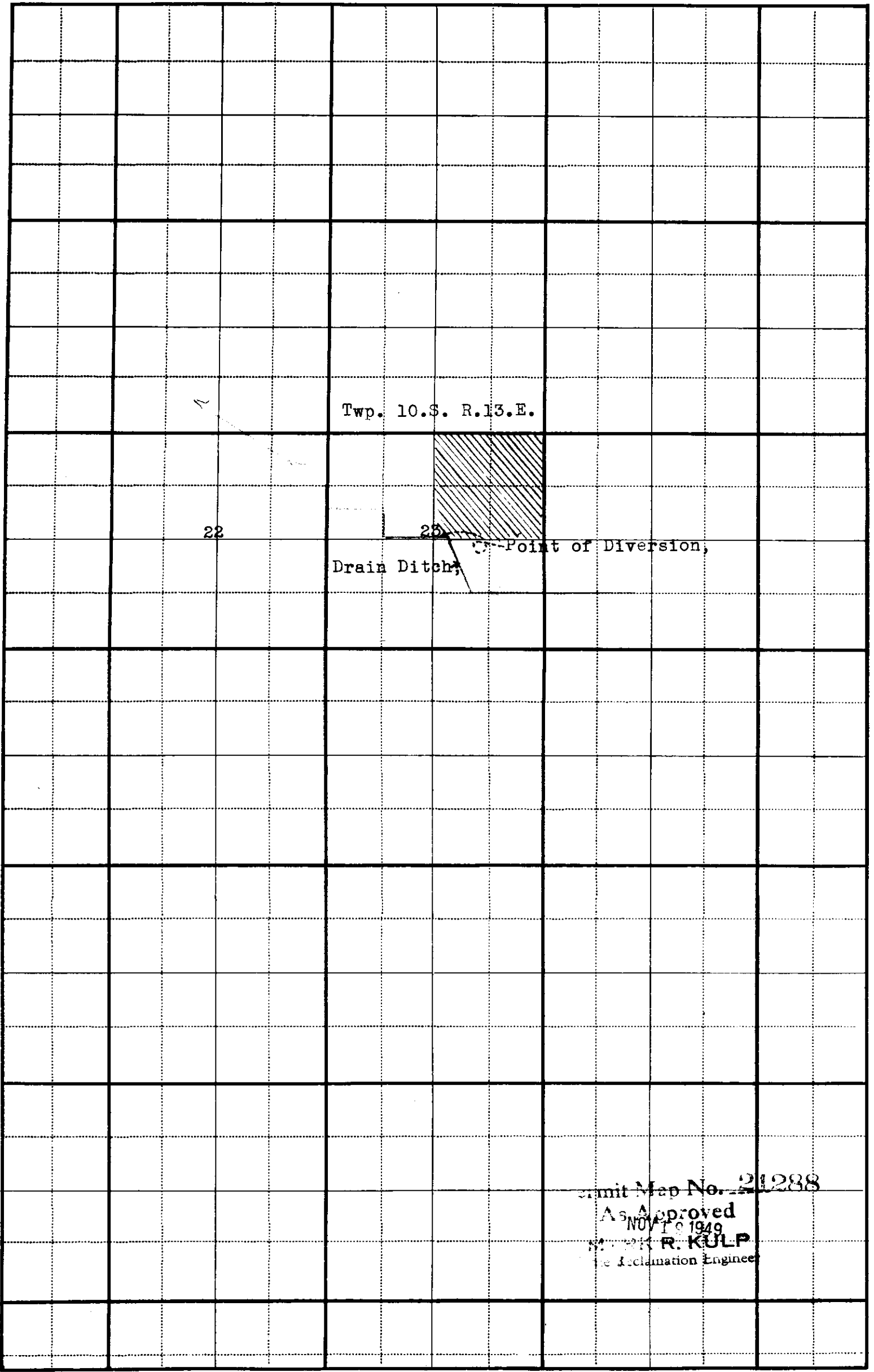
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bb
Enc.

21288



Submit Map No. 21288
As Approved
NOV 18 1949
R. KULP
Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO,
IN ACCORDANCE WITH THE PROVISIONS OF SECTION 42-203, IDAHO CODE.

NOTICE IS HEREBY GIVEN That on the 4th day of October, 1949, V (Jim) Potusek of Buhl, Idaho, made application (No. 28920) to appropriate six-tenths (.6) of a cubic foot per second of water from a drain ditch supplied by waste and drainage water and excess water from Twin Falls Canal Company's irrigation system.

That the point of diversion, as described in said application, is located 1000 feet South from the Southwest corner of the NW $\frac{1}{4}$ of Section 23, Township 10 South, Range 13 East, B.M. and in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22, Township 10 South, Range 13 East, B.M.

That said water is to be used for irrigation on the S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 23, Township 10 South, Range 13 East, B.M.

Also, an application (No. 28921) to appropriate one and four-tenths (1.4) cubic feet per second of water from a drain ditch supplied by waste and drainage water and excess water from Twin Falls Canal Company's irrigation system.

That the point of diversion, as described in said application, is located 20 feet Northeast from the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23, Township 10 South, Range 13 East, B.M.

That said water is to be used for irrigation on the NE $\frac{1}{4}$ Section 23, Township 10 South, Range 13 East, B.M.

That any protests against the approval of this application must be filed in the Department of Reclamation within forty (40) days of the date of this notice; such protest shall state the name and address of the protestant and shall clearly set forth his objections to the approval of the said application.

Dated this 6th day of October, 1949.

MARK R. KULP
State Reclamation Engineer

Date of first publication:
Date of last publication:
Last date of Protest: November 15, 1949.

SERVICE of the foregoing, by copy, is hereby admitted this _____ day
of October, 1949.

November 15, 1949

Re: Applications Nos. 28920 and 28921.

Mr. C. R. Reeves
Room 2 - Griffin Bldg.
Buhl, Idaho

Dear Mr. Reeves:

This is the last date for protest of the above numbered Applications in the name of V (Jim) Potuock. Therefore, upon receipt of the Affidavit of Publication which the Buhl Herald was instructed to send you, these Applications will be approved and Permits issued.

Very truly yours,

MARK H. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn

aff. Pub. in file 21287

21288

October 6, 1949

Re: Applications Nos. 28920 and 28921

Mr. C. R. Reeves
P. O. Box 15
Buhl, Idaho

We enclose duplicate copies of Notices in connection with the applications filed by you for Mr. V. (Jim) Potueek.

Please acknowledge service on the original and return to this Department, retaining the duplicate for your own files.

Please also return Form 11 which is authorization for us to have the Notices published at applicants expense in the designated newspaper.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bb
Enc.

21288

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

Notice is hereby given that at 10:00 A. M. on the 6th day of September, 1950, at Buhl, County of Twin Falls, State of Idaho, before C. R. Reeves, Notary Public, proof will be submitted of the application to beneficial use of 1.4 cubic feet per second of the waters of a drain ditch, (waste, drainage and excess water from Twin Falls Canal Company's Irrigation System), in accordance with the terms and conditions of Permit No. 21288 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are V. (Jim) Potucek, Buhl, Idaho.

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

The amount applied to beneficial use is 1.4 cubic feet per second.

The place where said water is used is Northeast Quarter Section 23, Twp. 10 South, Range 13 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is No name.

The right to take water from such works is based upon Permit No. 21288.

The source of supply from which

such water is diverted is Waste, drainage and excess water from Twin Falls Canal Company's irrigation system.

The date of priority which said user is prepared to establish is, October 4, 1949.

MARK R. KULP
State Reclamation Engineer.
(27t4)

8-10-50

Notice for Publication

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

Notice is hereby given that at 10:00 A. M. on the 28th day of March, 1951, at Buhl, County of Twin Falls, State of Idaho, before J. H. Sherfey, Notary Public, proof will be submitted of the application to beneficial use of One cubic feet per second of the waters of a natural drain ditch (waste, drainage and excess water from Twin Falls Canal Company's irrigation system) in accordance with the terms and conditions of Permit No. 21288 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are V. (Jim) Potucek, Buhl, Idaho.

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

The amount applied to beneficial use is One cubic foot per second.

The place where said water is used is S½ NW¼ Sec. 23, Twp. 10 S., Range 13 E., B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is a private ditch.

The right to take water from such works is based upon Permit No. 21288.

The source of supply from which such water is diverted is waste, drainage and excess water from Twin Falls Canal Company's irrigation system.

The date of priority which said user is prepared to establish is October 4, 1949.

MARK R. KULP
State Reclamation Engineer.
(4t4)

NOTICE FOR PUBLICATION OF