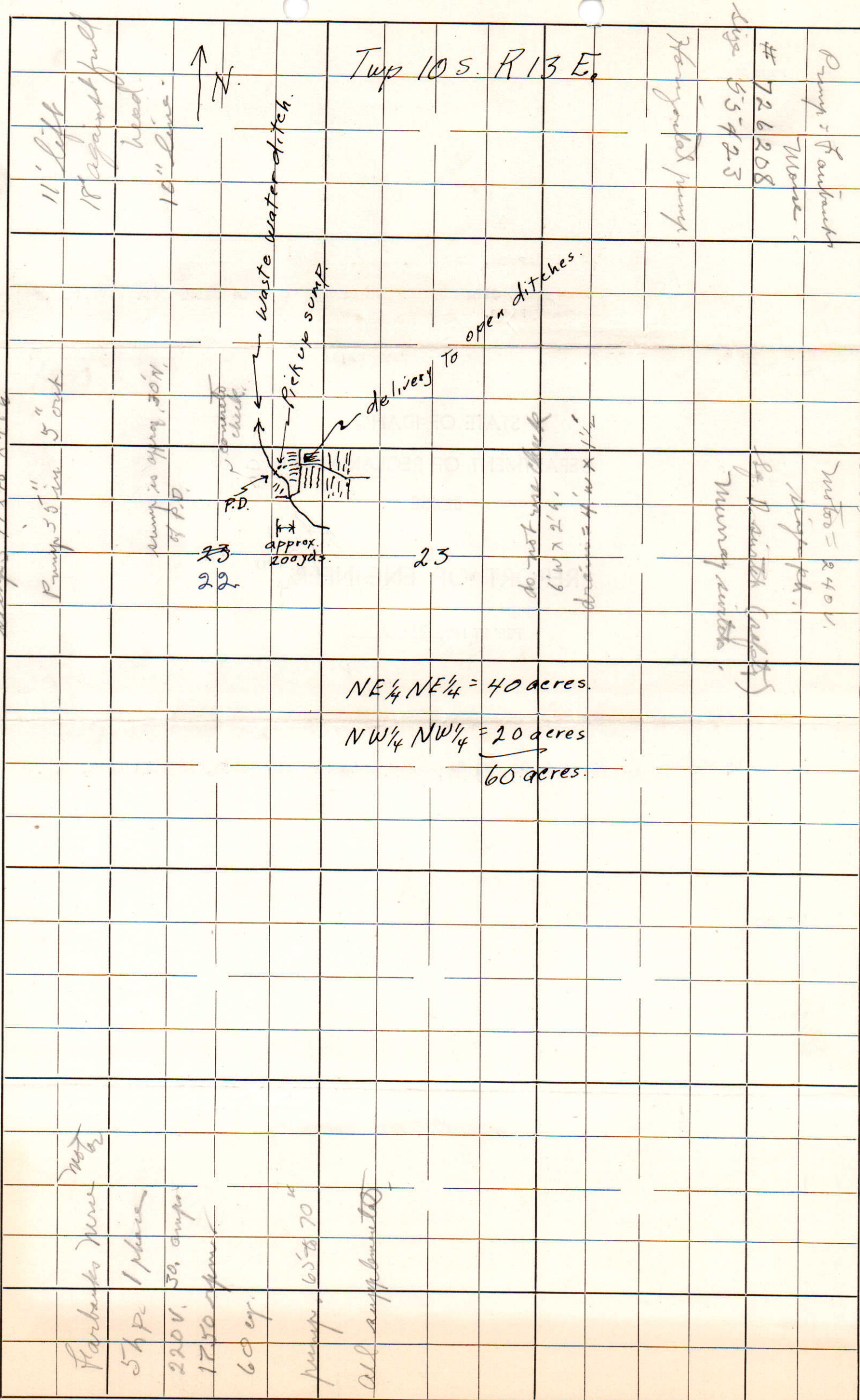




Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

AFFIDAVIT of PUBLICATION

STATE OF IDAHO
County of Twin Falls

} ss.

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice For Publication

Notice is hereby given that at 10:00 A. M. on the 22nd. day of March, 1951, at Buhl, County of Twin Falls, State of Idaho, before Jess O. Eastman, a Notary Public, proof will be submitted of the application to beneficial use of 1.20 cubic feet per second of the waters of Drain Ditch in accordance with the terms and conditions of Permit No. 21259 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Howard C. Darrow, RFD No. 2, Buhl, Idaho.

The use to which said water has been applied is Irrigation and Domestic purposes.

The amount applied to beneficial use is 1.20 second feet.

The place where said water is used:

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22 and NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Township 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 an unnamed ditch or coulee carrying waste water from the Twin Falls Canal System.

The right to take water from such works is based upon Permit No. 21259.

The source of supply from which such water is diverted is Waste or drain ditch or coulee carrying waste water from the Twin Falls Canal Co.'s Irrigation System.

The date of priority which said user is prepared to establish is August 23, 1949.

MARK R. KULP
State Reclamation Engineer.

(2t4)

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 15th day of February, 1951, and the last publication having been made on the 8th 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

8 day of March, 1951

W. L. S. S. S.

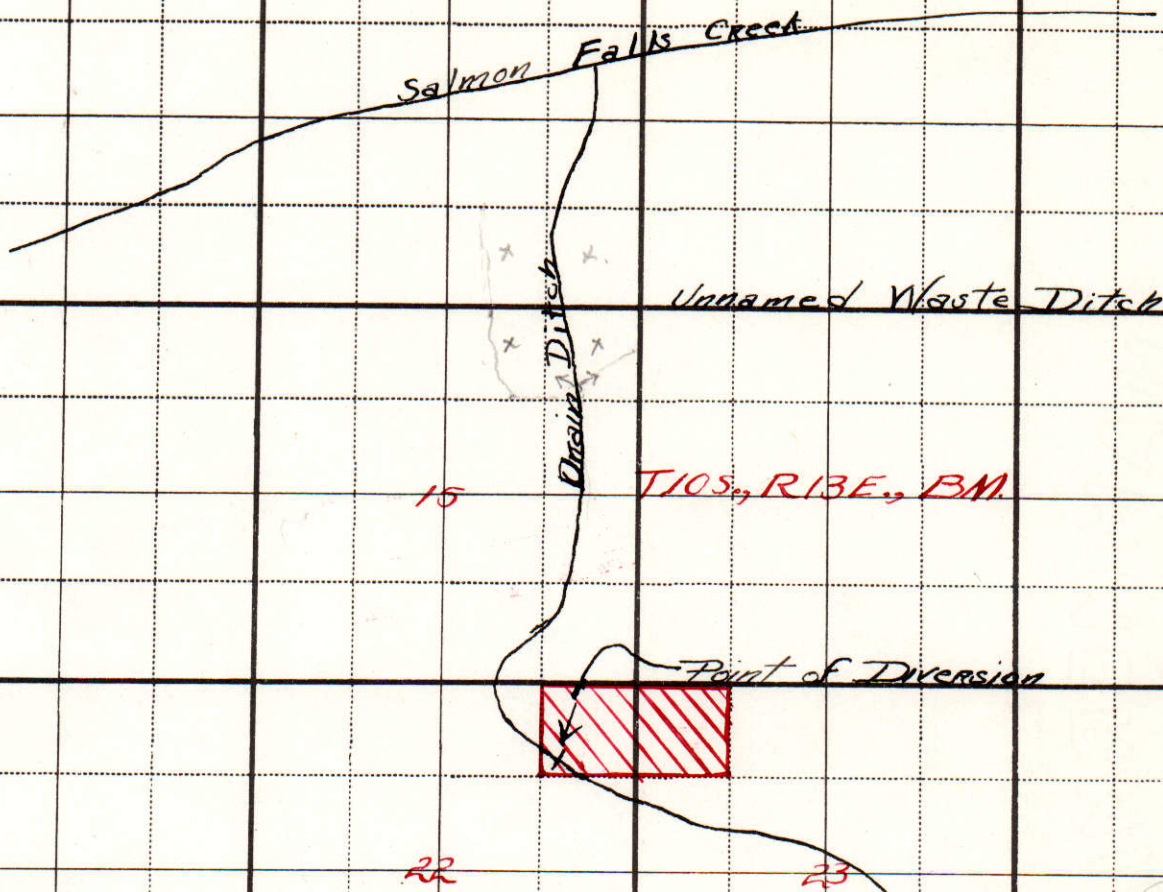
Notary Public.

21259

NAME OF APPLICANT

Howard C. Darrow,

FORM No. 0



Permit Map No. 21259
As Approved
001 22 1949
MARK R. KULP
State Reclamation Engineer

AFFIDAVIT of PUBLICATION

STATE OF IDAHO DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO ENLARGE A RESERVOIR AND STORE AND 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 23rd day of August, 1949, Howard C. Darrow of Route 2, Buhl, Idaho, made application to appropriate 1.2 cubic feet per second of water from a drain ditch supplied by excess water from Twin Falls Canal Company's irrigation system.

That the point of diversion as described in said application is located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, Township 10 South, Range 13 East, B.M.

That said water is to be used for irrigation and domestic purposes on the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22 and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ 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 10th day of September, 1949.

MARK R. KULP

State Reclamation Engineer

Date of first publication: September 22, 1949.

Date of last publication: October 6, 1949.

Last date of protest: October 20, 1949.

SERVICE of the foregoing, by copy, is hereby admitted this 12th day of September, 1949.

HOWARD DARROW

by his Attorney,

C. R. Reeves,

Buhl, Idaho

(33t3)

STATE OF IDAHO
County of Twin Falls

ss.

I, **R. M. McIntire**, do solemnly swear that I am the printer and publisher 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 three consecutive weeks, the first publication having been made on the 22nd day of September, 1949, and the last publication having been made on the 6th day of October, 1949, 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.

Gilbert Martinson
Asst. to R.M. McIntire
Subscribed and sworn to before me this

6th day of October, 1949

M. J. Tuffan
Notary Public.

21259

State of Idaho

License and Certificate of Water Right

Water License No. 21259Amount 1.2 second feet

Water District No.

Priority August 23, 1949THIS IS TO CERTIFY that HOWARD C. DARROW

of Route 2, Buhl, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated August 23, 1949; that Permit No. 21259 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.2 second feet, was issued thereunder on August 16, 1950, showing that said works were completed on the 15th day of August, 1950; and that on the 22nd day of March, 1951,

HOWARD C. DARROW

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 an unnamed ditch or coulee / supplied by waste water from Twin Falls Canal Company's irrigation system ~~tributary of~~, for the purpose of irrigation and domestic use,

, under Use Permit No. 21259 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 4734, on the 12th day of April, 1951;

The right hereby confirmed dates from August 23, 1949;

The Point of Diversion is located

in the NE 1/4 NE 1/4, Sec. 22, 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 1.2 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated •
10 S.	13 E.	22	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
		23	NW $\frac{1}{4}$ NW $\frac{1}{4}$	20	20
		Number of Acres Actually Irrigated			- - 60

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

12th day of April, 1951.

MARK R. KULP

State Reclamation Engineer

(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. 20261Amount Two (2) second feet

Water District No. _____

Priority January 20, 1948THIS IS TO CERTIFY that LOVE & AHLM

of Buhl, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 20, 19 48; that Permit No. 20261 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3 second feet, was issued thereunder on March 28, 19 50, showing that said works were completed on the 22nd day of March, 19 50; and that on the 18th day of January, 19 51,

R. R. LOVE, Assignee,
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 an unnamed stream, a tributary of Mud Creek, for the purpose of irrigation and domestic use, under Use Permit No. 20261 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 4733 on the 12th day of April, 19 51;

The right hereby confirmed dates from January 20, 19 48;

The Points of Diversion ^{are} located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ in the Sec. 27, Tp. 9 S., R. 14 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
9 S.	14 E.	27	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	17	12
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	7
Number of Acres Actually Irrigated - -					259

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

12th day of April, 19 51.

MARK R. KULP

State Reclamation Engineer

(SEAL)

No. 21259

7-2248

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 28888
 PERMIT No. 21259
 DISTRICT No.

1. Name of Applicant: HOWARD C. DARROW

Postoffice address: Rt. 2, 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: 1.20

cubic feet per second.

water from Twin Falls Canal Co.'s irrigation system.

3. Source of water supply: Drain ditch supplied by excess / which is a tributary of

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$

of Section 22 , T. 10 S. , R. 13 E. , B.M., County of Twin Falls

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

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

(a) Point of use of water:

feet distant from

corner of Section

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

of Section

, T.

, R.

, B.M.

(b) Amount of power generated:

H.P., under

feet head.

(c) Water is to be returned to

at a point

feet

distant from the

corner of Section

, T.

, R.

, B.M., in the

of Section

, T.

, R.

, B.M.

7. Estimated cost of works: \$2,000.00

8. Kind of works: Pump, pipe line and ditches

9. Height of dam

feet; length of dam at top

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width

feet; height

feet.

11. Ditch: Width at bottom 2

feet; width at water line 5

feet; depth of water 0.5

feet;

dimensions of flume:

Diameter of pipe 8

inches; length of conduit 1300 ft. pipe line

miles.

Average grade per mile

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: 37 $\frac{1}{2}$ inches of Twin Falls Canal Co. water right.

- 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 _____ Agent.

Corrected application received:

The number of this permit is 21259
Recorded in Book 76 Page 21259 Approved October 22, 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 December 22, 1949 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 April 22, 1951
The whole of said work to be completed on or before October 22, 1952
Beneficial use of water appropriated in accordance herewith, to be made on or before October 22, 1952

MARK R. KULP
State Reclamation Engineer.

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

By C. A. ROBINS
Governor.

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10 S.	13 E.	22 23	40				20												40 20 60
			Total Number of Acres to be Irrigated - -																
			Permit No. 21259 CERTIFICATE OF COMPLETION OF WORKS																
			TO ALL WHOM IT MAY CONCERN:																
			This is to certify that HOWARD C. DARROW of Route 2, Buhl, County of Twin Falls, and State of Idaho, the holder of Permit No. 21259, issued upon Application No. 28888 bearing date of priority of August 23, 1949, authorizing the diversion of 1.20 second feet of the waters of a drain ditch supplied by excess water from Twin Falls Canal Company's irrigation system, 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 1.20 second feet of the waters of said drain ditch; that the point of diversion of said waters is in the NE¼ NE¼ Section 22, 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: NE¼ NE¼ Section 22, and NW¼ NW¼ Section 23, Township 10 South, Range 13 East, B.M.																
			Witness my hand this 16th day of August, A. D. 1950.																
			MARK R. KULP State Reclamation Engineer																
			Proof of Completion of Works made August 15, 1950. Certificate of Completion of Works issued August 16, 1950.																
			LICENSE ISSUED FOR 1.2 SEC. FT. 7.4734																

State of Idaho

License and Certificate of Water Right

Water License No. 21259

Amount 1.2 second feet

Water District No.

Priority August 23, 1949

THIS IS TO CERTIFY that HOWARD C. DARROW
of Route 2, Buhl, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated August 23, 1949; that Permit No. 21259
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.2 second feet, was issued thereunder on August 16, 1950, showing that said works
were completed on the 15th day of August, 1950; and that on the 22nd
day of March, 1951,

HOWARD C. DARROW

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 an unnamed ditch or
supplied by waste water from Twin Falls Canal Company's irrigation system
canal / ~~intermittent~~, for the purpose of irrigation and domestic use,
under Use Permit No. 21259 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 4734, on the 12th day of April, 1951;

The right hereby confirmed dates from August 23, 1949;

The Point of Diversion is located

in the NE 1/4 NE 1/4, Sec. 22, 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 1.2 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 S.	13 E.	22	NE 1/4 NE 1/4	40	40
		23	SW 1/4 NE 1/4	20	20
			Number of Acres Actually Irrigated	- -	60

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

12th day of April, 1951.

MARK R. KULP

State Reclamation Engineer

(SEAL)

January 27, 1959

Re: Permits No. 20549, 21252, 21263
Montevieu Canal Company

Mr. Thomas Wagoner, President
Montevieu Canal Company
310 Elm Street
Idaho Falls, Idaho

Dear Mr. Wagoner:

Enclosed are the Certificates of Completion of Works and Licenses
and Certificates of Water Right issued under Permits No. 20549,
21252 and 21263, also, departmental receipt #29465 for fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enclosures (7)

21259

April 17, 1951

Re: Permit No. 21259

Mr. Howard C. Farrow
Route 2
Buhl, Idaho

Dear Mr. Farrow:

We enclose License and Certificate of Water Right issued under Permit No. 21259, confirming your right to the use of 1.2 second feet of water from an unnamed ditch or coulee, with point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, Township 10 South, Range 13 East, B.M., and priority of August 23, 1949, for irrigation and domestic use on the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22 and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Township 10 South, Range 13 East, B.M.

We also enclose Departmental Receipt No. 23260 for the \$4.00 fee paid in connection with this final proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

212591

April 9, 1951

Re: Permit No. 21259

Mr. Howard C. Darrow
Route 2
Buhl, Idaho

Dear Mr. Darrow:

The report of our Field Engineer on examination for beneficial use under Permit No. 21259 shows that you have irrigated 40 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22 and 20 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Township 10 South, Range 13 East, B.M.

Therefore, upon receipt of the statutory fee of \$4.00, a License will be issued for 1.2 second feet of water from an unnamed ditch or coulee carrying waste water from Twin Falls Canal System for irrigation and domestic use on the above described land.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn

21259

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

Permit No. 21259

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

1. Name of applicant Howard C. Darrow, Route 2, Buhl, Idaho
2. Source of water supply: An unnamed ditch or coulee carrying waste water from Twin Falls Canal System.
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 22
T. 10 S. R. 13 E. County of Twin Falls
4. Describe works as they exist, giving dimensions and capacities of same: Water is conducted by pipe through ditch bank into a sump and from there, pumped to the high spot on the field, whence distribution is made. The sump is a concrete sump 44" by 48" deep. The inlet is from the South, discharges to the Northeast. The pump is a Fairbanks Morse No. 726208, size 55423. Is a horizontal pump with a 5" inlet and a 5" outlet. The water is pumped through a 10" pipe line. Total lift is approximately 11 feet.
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):

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, and NW $\frac{1}{4}$ 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: The motor is a Fairbanks Morse, 5 h.p., single phase, 220 v., 30 amps, 1750 r.p.m., 60 cycle. The meter is a Westinghouse No. 16941016. The switches are Sq. D and Murray. The drain ditch is approximately 4' wide by 1 $\frac{1}{2}$ feet deep. There is a concrete check which has not been used, size 6' wide by 2' high. The check was found to be unnecessary. The ditches on the field are ample in size and are partially constructed in dikes. This water is entirely supplemental use.

This examination was made on the 6th day of April, 19 51

(Signed) E. M. Humphrey Examiner.

21259

Howard C. Darrow
Route 2, Buhl, Idaho

Permit No. 21259

Examination for Beneficial use

County Twin Falls

S 22

10 S - 13 E

Q = 1.2 af.

Source = stream

P.D. = NE $\frac{1}{4}$ NE $\frac{1}{4}$ S. 22

10 S - 13 E

S 22 - NENE = 400

23 - NW NW = 200

60

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

Basin = 44" x 48" x 44"

Pump = 5" in 5" out

11' lift
18' of best fuel
10" line

Parbaco Motor
5hp 1 phase
220V. 30. amperes
1750 rpm
60 cy.

pump 65 to 75"

all supplemented

sump 10' x 4' x 4' 30' N.
1" P.D.

23
23
approx. 200 gal.

concrete block

Waste water ditch.

Pick up sump.

applies to open ditches.

to not use block
6' W x 2' H
drain = 4' W x 1 1/2' H

NE 1/4 NE 1/4 = 40 acres.
NW 1/4 NW 1/4 = 20 acres.
60 acres.

Top 10 S. R 13 E.

Hydroponics pump

5hp 5.5-423

726208

Pump: Parbaco
Motor

Murray Smith

16441016

Water 2400

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21259

REPORT ON PROOF OF Beneficial use

Howard C. Darrow, Route 2, Buhl, Idaho

12-2-59
S. H. A.

207 1.2 C. J. S.

10-11-59
2-11-59

March 26, 1951

Re: Permit No. 21259

Mr. Howard C. Darrow
Route 2
Buhl, Idaho

Dear Mr. Darrow:

We are in receipt of the corrected depositions of your two witnesses in Proof of Beneficial Use under Permit No. 21259.

These, together with your own deposition and the Affidavit of Publication in the Buhl Herald, previously received, completes your Proof of Beneficial Use, but 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 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 you at the time the examination is made so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK H. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn

CC: Mr. Jess O. Eastman.

21259

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21259

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. Veral E. Hodges, R F D # 2, Buhl, Idaho age 29 years

Ques. 2. Are you acquainted with Howard C. Darrow, the holder of Permit No. 21259? How long have you known him and where does he reside?

Ans. Mr. Darrow resides on his farm in Section 22, Township 10 South, Range 13 E. B. M. about 9½ miles Southwest of Buhl, Idaho - I have known him for 10 years

Ques. 3. Have you read or heard read said Permit No. 21259, and are you familiar with its provisions and conditions?

Ans. I have

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 is on Mr. Darrow's land being the NE¼-NE¼-22-10-13

Works is composed of a pump and pipeline

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. 1.2 second feet

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. 60 inches of water or 1.2 second feet

21259

✓ 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 is used for irrigation of land and for stock water

The description of the land irrigated from this source is the NE¹/₄-NE¹/₄-22-10-13 and
W¹/₂-NW¹/₄-NW¹/₄-23-10-13

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

Ans. No power

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

Ans. The land is of excellent quality of farm land and can grow any variety of
crops grown in the vicinity - This supplemental water right will permit
growing any amount of any kind of crop.

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 live on a place directly across the road from this land and have lived there
for the past four years. I have watched the construction of the irrigation
works and have seen the water delivered to the land for irrigation

(Signed) Vern E. Hodges

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 22nd day of March,
A. D. 19 51.

John O. Eastman
Notary Public.

My commission expires February 4, 1953

21259

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21259

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 51 residence Castleford, Idaho

Ques. 2. Are you acquainted with Howard C. Darrow, the holder of Permit No. 21259? How long have you known him and where does he reside?

Ans. I have known Mr. Howard C. Darrow for more than 25 years

Ques. 3. Have you read or heard read said Permit No. 21259, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Source of supply is from a waste ditch or coulee that crosses the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$) of Section Twenty-two (22), Township Ten (10) South of Range Thirteen (13) East of the Boise Meridian

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. 1.2 second feet

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. 60 inches or 1.2 second feet

21259

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. The water is used for irrigation of land and stock water. The land irrigated has been in crop for many years and has been irrigated from water furnished by a Twin Falls Canal Company right. The right granted in this permit is a supplemental right. The description of the land irrigated is the NE $\frac{1}{4}$ -NE $\frac{1}{4}$ -22-10-13 and the W $\frac{1}{2}$ -NW $\frac{1}{4}$ -NW $\frac{1}{4}$ -23-10-13

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

Ans. No power

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 old right of $\frac{5}{8}$ s of an inch per acre restricted the kind of crops to be grown in quantity. With the additional supplemental right any kind of crop can be grown on the premises.

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 live in the neighborhood and am familiar with the land and the new irrigation works.

(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, Idaho, County of Twin Falls, State of Idaho, on this 22nd day of March, A. D. 1950.

Notary Public.

My commission expires February 4, 1953

21259

March 23, 1951

Re: Permit No. 21259

Mr. Jess O. Eastman
Buhl, Idaho

Dear Mr. Eastman:

We acknowledge receipt of your letter of March 22, 1951, enclosing the depositions of Howard C. Darrow and two witnesses, also Affidavit of Publication in the Buhl Herald, all submitted in Proof of Beneficial Use under Permit No. 21259.

However, neither of the two witnesses give the legal description of the land on which the water has been used, as called for in Question 7, and we return them herewith for such correction.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

CC: Mr. Howard C. Darrow.

21259

JESS O. EASTMAN
BUHL, IDAHO

March 22, 1951

RECEIVED
MAR 23 1951
Department of Reclamation

Mark R. Kulp,
State Reclamation Engineer
Boise, Idaho

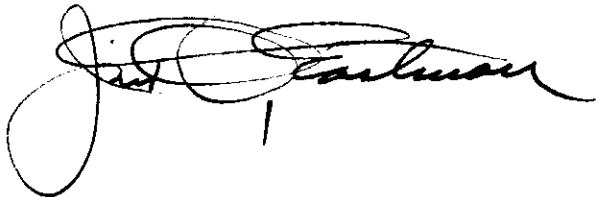
Re: Permit # 21259 Darrow

Dear Mr. Kulp:-

I am herewith enclosing the following papers
in connection with the proof of beneficial use of Howard
C. Darrow.

Form # 17 Deposition of Witness - Hodges
Form # 17 Deposition of Witness - Harmon
Form # 16 Deposition of Holder
Affidavit of Publication.

Yours very truly,

A handwritten signature in dark ink, appearing to read "Jess O. Eastman", with a large, stylized loop at the end.

21259

AFFIDAVIT of PUBLICATION

STATE OF IDAHO
County of Twin Falls

} ss.

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notarially sworn that at 10:00 A.M. on the 15th day of March, 1951, at Buhl, County of Twin Falls, State of Idaho, before John P. [Name], a Notary Public, [Name] was admitted of the application to beneficial use of 1.20 cubic feet per second of the waters of [Name] in accordance with the laws and decisions of the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding the water right is Howard C. Darby, Buhl, Idaho.

The use to which said water has been applied is Irrigation and Domestic purposes.

The amount of water to beneficial use is 1.20 second feet.

The place where said water is used is

NW 1/4 Section 22 and NW 1/4 NW 1/4 Section 23, Township 10 South, Range 23 East, R.M.

The name of the canal or ditch for which water is which said water is conducted to such place of use is an unnamed ditch or coulee carrying waste water from the Twin Falls Canal System.

The right to take water from said water is based upon Permit No. 11111.

The source of supply from which such water is diverted is Waste or Grain ditch or coulee carrying waste water from the Twin Falls Canal Co.'s Irrigation System.

The date of [Name] which said user is [Name] to [Name] is August 23, 1940.

MARK R. KULP
State Reclamation Engineer.

(264)

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 15th day of February, 1951,

and the last publication having been made on the 3th 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 day of March, 1951.

Notary Public.

21259

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No.

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Howard C. Darrow, Farmer R F D # 2 Buhl, 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. No corporation

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

Ans. 21259 Date August 23, 1949

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

Ans. Waters of drain and excess water from Twin Falls Canal Company's irrigation system which is a tributary of Salmon Falls Creek. Point of diversion is close to the

NE-NE-22-10-13 point where the said drain ditch or coulee crosses the West boundary line of the

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. Concrete check in drain ditch to raise water if necessary - Concrete 12 in. pipe and open ditch to pump - Water conducted by 620 feet of 10 inch steel pipe and open ditch to place of use - Pump will discharge 1.2 cubic feet per second which capacity is determined by the manufacturer at a given speed

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. For irrigation of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$) of Section Twenty-two (22) and Twenty (20) acres in the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ -NW $\frac{1}{4}$) specifically being the West Half of the Northwest Quarter of the Northwest Quarter (W $\frac{1}{2}$ -NW $\frac{1}{4}$ -NW $\frac{1}{4}$) of Section Twenty-three (23), all in Township Ten (10) South of Range Thirteen (13) East of the Boise Meridian.

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

Ans. Irrigation only

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

Ans. 1.2 cubic feet of water

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

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

Ans. I have used the full amount of the water during the entire irrigation season when the crops being grown needed water

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. I have a Twin Falls Canal Company water right appurtenant to the land herein described which provides 5/8 of an inch per acre. This water and none other has been used on this land for the past Forty (40) years. On account of the contour of this land I cannot pick up waste water from other land that is necessary for complete irrigation of this 60 a cres.

(Sign)

Howard C. Darrow

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 22nd. day of March, A. D. 1951,

My commission expires 2-4-53

[Signature]
Notary Public residing at Buhl, Idaho

21259

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date: February 9, 1951

Re: Permit No. 21259

Buhl Herald

Buhl, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **March 22, 1951**, the date set for proof, the expense of the publication to be paid by the applicant, **Howard C. Darrow** of **Route 2, 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

21259

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

Notice is hereby given that at 10:00 A. M. on the 22nd. day of March, 19 51,
at Buhl, County of Twin Falls, State of Idaho, before
Jess O. Eastman, a Notary Public, proof will be submitted of the
application to beneficial use of 1.20 cubic feet per second of the waters of Drain Ditch
in accordance with the terms and conditions of Permit No. 21259
heretofore issued by the State Reclamation Engineer of the State of Idaho.

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

Howard C. Darrow, RFD #2, Buhl, Idaho

The use to which said water has been applied is Irrigation and Domestic purposes.

The amount applied to beneficial use is 1.20 second feet

The place where said water is used ~~is for irrigation, general and domestic purposes on the~~
~~lands irrigated~~

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22 and NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Township 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 an unnamed ditch or coulee carrying waste water from the Twin Falls Canal System.

The right to take water from such works is based upon Permit No. 21259.

The source of supply from which such water is diverted is Waste or drain ditch or coulee
carrying waste water from the Twin Falls Canal Co.'s Irrigation System.

The date of priority which said user is prepared to establish is August 23, 1949.

MARK R. KULP

State Reclamation Engineer.

21259

February 9, 1951

Re: Permit No. 21259

Mr. Jess C. Eastman
Buhl, Idaho

Dear Mr. Eastman:

We acknowledge receipt of your letter of February 8, 1951, enclosing Notice of Beneficial Use Proof to be made under Permit No. 21259 on March 22, 1951, and shall send a copy of the notice to the Buhl Herald with instructions in regard to publishing.

Meanwhile, we are sending you under separate cover, a supply of Forms 10, 16 and 17, as requested.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

21259

JESS O. EASTMAN
BUHL, IDAHO

February 8, 1951

RECEIVED
FEB 9 1951
Department of Reclamation

State Department of Reclamation,
Boise, Idaho

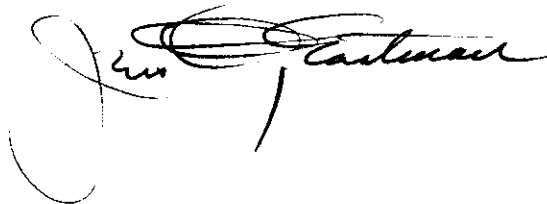
Gentlemen:-

I am herewith enclosing the papers in connection
with the proof of Howard C. Darrow under Permit No. 21259.

I made an error in typing the description on Form
10 but have corrected it so that you may determine the proper
description.

Will you please send me a half dozen Form 10 for my
files, also a few extra forms of No. 16 & 17.

Yours very truly,

A handwritten signature in cursive script, appearing to read "Jess O. Eastman". The signature is written in dark ink and is positioned below the typed name.

21259

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date).....February 8, 1951.....

(P. O.).....R. F. D. # 2 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, Idaho.....published in
the county in which the works are situated.

Howard C. Larrow

(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.

21259

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

Notice is hereby given that at 10:00 A. M. on the 22nd. day of March, 19 31
at Buhl, County of Twin Falls, State of Idaho, before

Jess O. Eastman, a Notary Public, proof will be submitted of the
application to beneficial use of 1.20 cubic feet per second of the waters of Drain Ditch
in accordance with the terms and conditions of Permit No. 21259
heretofore issued by the State Reclamation Engineer of the State of Idaho.

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

Howard C. Darrow R F D # 2 Buhl, Idaho

The use to which said water has been applied is Irrigation & Domestic purposes

The amount applied to beneficial use is 1.20 second feet

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated).....

The Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$) ~~of Section~~
~~Twenty-two (22), Township~~
~~Ten (10) South of Range Thirteen (13) East of the Boise Meridian. and the NW $\frac{1}{4}$ -NW $\frac{1}{4}$)~~
of Section 23, Township Ten (10) South of Range Thirteen , East of the Boise Meridian

The name of the canal or ditch or other works by which said water is conducted to such place of
use is An unnamed ditch or coulee carrying waste water from the Twin Falls Canal System

The right to take water from such works is based upon Permit No. 21259

The source of supply from which such water is diverted is Waste or drain ditch or coulee
carrying waste water from the Twin Falls Canal Co.'s Irrigation System

The date of priority which said user is prepared to establish is October 22, 1949

State Reclamation Engineer.

21259

✓
August 17, 1950

Re: Permit No. 21259

Mr. Howard C. Darrow
Route 2
Buhl, Idaho

Dear Mr. Darrow:

We enclose Certificate of Completion of Works issued under Permit No. 21259 for the diversion of 1.20 second feet of water from a drain ditch supplied by excess water from the Twin Falls Canal Company's irrigation system, with point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, Township 10 South, Range 13 East, B.M. for irrigation and domestic use on the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22 and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, same Township and Range.

We also enclose Departmental Receipt No. 22592 for the statutory \$5.00 fee in connection with Completion of Works Proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

21259

Permit No. 21259

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Work

AFFIDAVIT OF HOLDER

RECEIVED
AUG 16 1950
Department of Reclamation

STATE OF IDAHO

County of Twin Falls

ss.

Howard C. Darrow

, 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. 21259, and that his postoffice address is Rt. 2, Buhl,

State of Idaho

Second: That the name of the stream which said water is to be ~~diverted~~ ^{FROM} is a drain ditch supplied by excess water from Twin Falls Canal Company's irrigation system.

Third: That the point of diversion of said water is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, 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 Oct. 22, 1952.

Fifth: That the use for which said water is intended is irrigation and domestic purposes.

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: Pump, pipe line and ditches.

(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

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

(State whether wood, earth, stone or concrete)

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

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

(d) Conduit ^{ditch} Pipe & width at bottom 2 feet, width at water line 5
(State whether ditch, flume or pipe)

feet, depth of water 0.5 feet; diameter of pipe 8 inches, average grade per mile is.....feet. Length of conduit is 1300 ft miles.

Seventh: That said works are capable of conducting to the place of intended use..... 1.20 second feet of water.

Eighth: That water appropriated under said permit is available for 60 acres of land described as follows: 40 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, and 20 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23; Twp. 10 South, Range 13 East, B. M.

Ninth: Remarks: That ~~a pump has been installed- submerged pump-~~ FairbanksMorse- electric pump- 5 Horse power.

Howard C. Darrow
(Sign Here)

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

My commission expires 1-1-54

Notary Public.
Buhl, Ida.

21259

✓
November 15, 1949

Re: Permit No. 21259

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

Dear Mr. Reeves:

As requested, we have partially filled out Proof of Completion of Works under Howard C. Darrow's Permit No. 21259.

This is made out to conform exactly with the Permit itself, and if it covers the matter, it may be signed by Mr. Darrow, acknowledged before a Notary Public and returned to this Department with the statutory fee of \$5.00.

As you know, Proof of Beneficial Use requires publication in a county newspaper once a week for four consecutive weeks prior to the date for making proof. If you will advise us as to the date on which this proof is to be made and also the name of the Notary Public before whom it will be made, we shall be glad to make out the necessary notice and send a copy to the newspaper, to be designated by Mr. Darrow on Form 11 enclosed.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

21259

October 26, 1949

Re: Permit No. 21259

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

Dear Mr. Reeves:

We enclose Permit No. 21259 in the name of
Howard C. Darrow, and direct his attention to the
limitations and conditions as given on the fourth
page, under Approval of the State Reclamation Engineer.

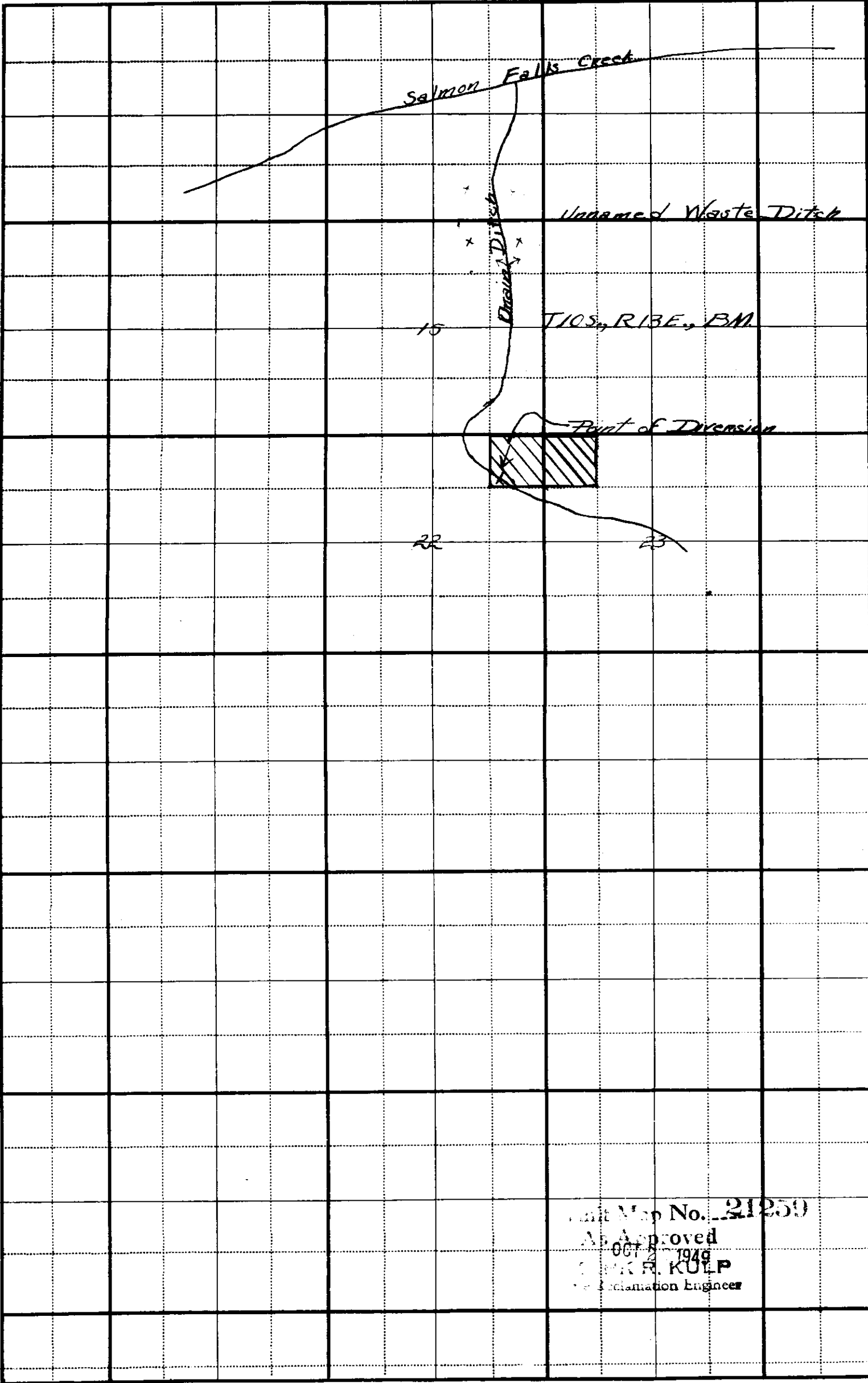
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

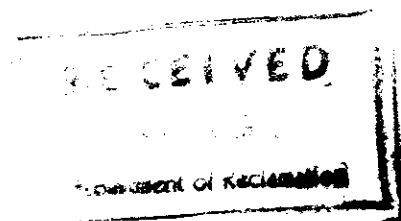
21259



C. R. REEVES
LAWYER

BUHL, IDAHO

October 19, 1949.



Department of Reclamation,
State House,
Boise, Idaho.

My dear Mr. Thompson:

Enclosed you will find Affidavit of Publication
In Re: Howard Darrow Notice of Application for Water
Right, and as the 20th will be due tomorrow, I am
mailing this to you in order to have it on hand.
Send his certificate direct to me.

Many thanks.

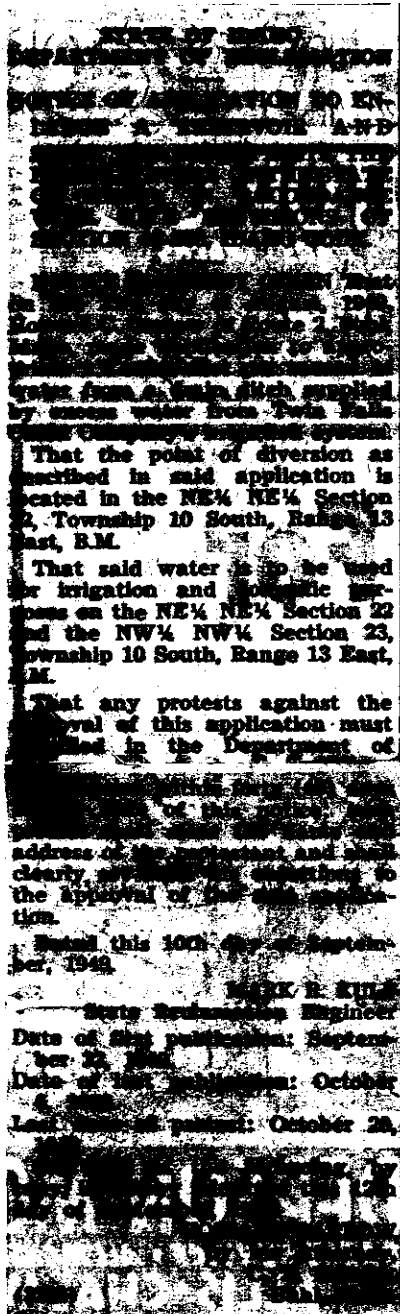
Yours respectfully,

C R Reeves

CRR:HR

21259

AFFIDAVIT of PUBLICATION



STATE OF IDAHO
County of Twin Falls

ss.

I, **E. M. McIntire**, do solemnly swear that I am the printer and publisher 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 three consecutive weeks, the first publication having been made on the 22nd day of September, 1949, and the last publication having been made on the 6th day of October, 1949; 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.

Eilma Martinson
Asst. to R. M. McIntire
Subscribed and sworn to before me this

6th day of October, 1949

W. J. [Signature]
Notary Public.

A "SCOTCH TELEGRAM"

from the Buhl Herald

BUHL, IDAHO



Department of Reclamation
State House
Boise, Idaho

September 17, 1949

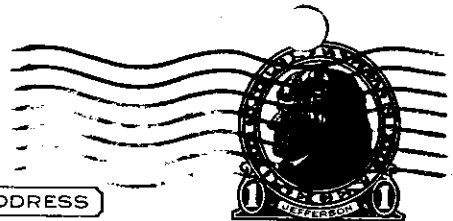
Dear Sirs:

We have received your notice of
publication with regard to Mr. Howard C.
Darrow and will publish according to instruc-
tions.

Yours very truly,

THE BUHL HERALD

21259



THIS SIDE OF CARD IS FOR ADDRESS

State of Idaho Dept. of Reclamation
State House
Boise, Idaho

21259

RECEIVED

Department of Reclamation

October 20, 1949

Re: Application No. 28888

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

Dear Mr. Reeves:

This is the last day for protest on the application of Howard C. Derrow to appropriate water from a drain ditch of the Twin Falls Canal Company system, and no protests have been filed in this Department.

Therefore, upon receipt of the Affidavit of Publication which the Buhl Herald was instructed to send you, the application will be approved and Permit issued.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

21259

app. 28888

September 16, 1949

The Buhl Herald
Buhl, Idaho

Gentlemen:

We enclose a notice for publication once a week for three consecutive weeks, beginning with your next issue.

The cost of publication is to be paid by Mr. Howard C. Darrow, to whom please send Affidavit of Publication, together with statement of costs, in care of Mr. C. R. Reeves, Room 2, Griffin Building, Buhl, Idaho.

Please acknowledge receipt of this notice and send us a copy of your first issue containing same in order that we may check.

Very truly yours,

DANK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

21259

app. 28888

September 16, 1949

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

Dear Mr. Reeves:

We acknowledge receipt of your letter of September 15, returning notice in connection with Howard C. Darrow's application for Permit.

Copy of the notice has been sent to the Buhl Herald with instructions to publish once a week for three consecutive weeks beginning with their next issue and to send the Affidavit of Publication, together with statement of costs to Mr. Darrow, in your care.

Should there be no protests, the application will be approved and Permit issued upon receipt from you of the Affidavit of Publication. Should there be any protests, you will be duly notified before final action is taken.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

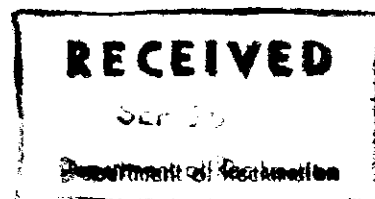
A:bh

21259

C. R. REEVES
LAWYER

BUHL, IDAHO

September 15, 1949.



State of Idaho,
Department of Reclamation,
Capital Building,
Boise, Idaho.
Attention Mr. Thompson:

My dear Mr. Thompson:

Enclosed you will find the notices to be published and the services admitted by Mr. Darrow by his attorney.

Also Mr. Darrow instructed me to sign this notice No. 11 which is enclosed herein. The Buhl Herald is probably the best paper to publish the notice.

Many thanks.

Respectfully,

C. R. Reeves

CRR:MR

21259

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Sept 15 - 1949
(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 Idaho published in
the county in which the works are situated.

Howard Dawson
by his atty
C R Regier
Buhl Ida

(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.

21259

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO ENLARGE A RESERVOIR AND STORE AND 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 23rd day of August, 1949, Howard C. Darrow of Route 2, Buhl, Idaho, made application to appropriate 1.2 cubic feet per second of water from a drain ditch supplied by excess water from Twin Falls Canal Company's irrigation system.

That the point of diversion as described in said application is located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, Township 10 South, Range 13 East, B.M.

That said water is to be used for irrigation and domestic purposes on the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22 and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ 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 10th day of September, 1949.

Mark R Kulp

MARK R. KULP
State Reclamation Engineer

Date of first publication:

Date of last publication:

Last date of protest: October 20, 1949.

SERVICE of the foregoing, by copy, is hereby admitted this 12th day of September, 1949.

for and on behalf of the City of Buhl
Mark R. Kulp

21259

September 10, 1949

Re: Application No. 28683

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

Dear Mr. Reeves:

We enclose duplicate copies of Notice in connection with the application of Howard C. Perrow. Please acknowledge service on the original and return to this Department together with Form 11 which is authorization for us to have the Notice published at applicant's expense in the designated county newspaper.

The duplicate notice may be retained for your own files.

Very truly yours,

MARK R. KOLP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

21259

September 9, 1949

Re: Application No. 28888

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

Dear Mr. Reeves:

We are in receipt of your letter of September 7, and note that while Mr. Peters has told you that they would have no objections to the approval of this application, they would not give you a letter granting such permission.

In similar cases, it has been the position of the State Reclamation Engineer to require publication of the application once a week for three consecutive weeks in a county newspaper, allowing forty (40) days within which any one interested could make a protest. In the event that no protests are received, the application will be approved and Permit issued.

Within a few days, we will send you the necessary form of notice for your acknowledgement of service and authorization to have the notice published at the applicant's expense in the designated county newspaper.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

RWT:bh

21259

C. R. REEVES
LAWYER

BUHL, IDAHO

September 7, 1949.

In Re: Application for
Permit- Howard Darrow.

Department of Reclamation,
State House,
Boise, Idaho.

Attention: Mr. Roy W. Thompson.

Dear Mr. Thompson:

I had an appointment today with Mr. Alfred E. Peters, the president of the Twin Falls Canal Co. He advised me he had no objections and he would give me a letter if it was not for the policy of the Twin Falls Canal Co. that they would issue no letters or writings pertaining to water rights.

I gave Mr. Peters a copy of the application you sent me of Mr. Darrow's application. He said, "We have no objections to that, but will not give you a letter. That is a question for the State Engineer to apply".

He also advised me that there would be no protest on his part for the company, as the law would regulate the waste water.

If you will grant the permit, I do not hesitate to say that I have all the assurance that there will be no objections on the part of the Twin Falls Canal Co. If you can issue the permit on this letter, it will help us to get started before cold weather and get our ditches and things made so that by next year we will be ready to irrigate the land.

Thanking you very much for your kindness and favors, I remain,

CRR:HR

Very truly yours,

C. R. Reeves

P.S. When you grant the permit, send me a Western Union collect.

CRR



21259

August 31, 1949

Mr. Charles R. Reeves
Buhl, Idaho

Dear Mr. Reeves:

As per your telephone request, we enclose
a copy of the application filed by Howard Darrow, for
waste water draining from the Twin Falls Canal
Company's irrigation system.

We shall hold the application on file,
pending receipt from you of the written consent of the
Canal Company to divert water from this drain ditch.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

21259

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

**NOTICE OF APPLICATION TO EN-
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STORE AND APPROPRIATE THE
PUBLIC WATERS OF THE STATE
OF IDAHO, IN ACCORDANCE
WITH THE PROVISIONS OF
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NOTICE IS HEREBY GIVEN That on the 23rd day of August, 1949, Howard C. Darrow of Route 2, Buhl, Idaho, made application to appropriate 1.2 cubic feet per second of water from a drain ditch supplied by excess water from Twin Falls Canal Company's irrigation system.

That the point of diversion as described in said application is located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, Township 10 South, Range 13 East, B.M.

That said water is to be used for irrigation and domestic purposes on the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22 and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ 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. Any 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 10th day of September, 1949.

MARK R. KULP

State Reclamation Engineer

Date of first publication: September 22, 1949.

Date of last publication: October 6, 1949.

Last date of protest: October 20, 1949.

SERVICE of the foregoing, by copy, is hereby admitted this 12th day of September, 1949.

HOWARD DARROW

by his Attorney,

C. R. Reeves,

Buhl, Idaho

(33t3)

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

Notice of Publication

Notice is hereby given that at 10:00 A. M. on the 22nd day of March, 1951, at Buhl, County of Twin Falls, State of Idaho, before Jess O. Eastman, a Notary Public, proof will be submitted of the application to beneficial use of 1.20 cubic feet per second of the waters of Drain Ditch in accordance with the terms and conditions of Permit No. 21259 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Howard C. Darrow, RFD No. 2, Buhl, Idaho.

The use to which said water has been applied is Irrigation and Domestic purposes.

The amount applied to beneficial use is 1.20 second feet.

The place where said water is used:

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22 and NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Township 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 an unnamed ditch or coulee carrying waste water from the Twin Falls Canal System.

The right to take water from such works is based upon Permit No. 21259.

The source of supply from which such water is diverted is Waste or drain ditch or coulee carrying waste water from the Twin Falls Canal Co.'s Irrigation System.

The date of priority which said user is prepared to establish is August 23, 1949.

MARK R. KULP

State Reclamation Engineer.

(2t4)