

R I G H T

TWIN FALLS

T
14
S

Roberson

40

40

15

16

21

pool

Spring

P.D. #1

P.D. #2

P.D. #3

Subdivisions = 3

Acres = 95

Q = .70 cfs
or 35 inches

Affidavit of Publication

No. 10060

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

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

Notice is hereby given that at 10:00 A.M. on the 10th day of September, 1963, at Twin Falls, County of Twin Falls, State of Idaho, before F. C. Sheneberger, 131 2nd Street West, Twin Falls, Idaho, proof will be submitted of the application to beneficial use of 0.7 c.f.s. of the waters of one well in accordance with the terms and conditions of Permit No. 19776 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit Harry W. Noh, William H. Noh, Richard Noh and Cecil Thornton, co-partners doing business under the name and style of U-2 Cattle Co., Twin Falls, Idaho

The use to which said water has been applied is irrigation

The amount applied to beneficial use is 35 miners inches

The point of diversion of said water is Northeast Quarter of the Northwest Quarter of Section 16, Township 14 South, Range 16 E.B.M. Twin Falls County, Idaho.

The place where said water is used (LEGAL DESCRIPTION) NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16 and SW $\frac{1}{4}$ of Section 9, all in Township 14 south, Range 16, E.B.M. Twin Falls County, Idaho.

The date of priority which said user is prepared to establish is August 26, 1958.

19776 CARL E. TAPPAN
Acting State Reclamation
Engineer.

Publish: Aug. 15, 22, 29, Sept. 5, 1963.

I, Mable L. Clark, being first duly sworn upon oath depose and say that I am Principal Clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive Thursday days, commencing with the issue dated August 15, 1963, and ending with the issue dated September 5, 1963.

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

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Mable L. Clark
Subscribed and sworn to before me this 17th day of

September, 1963.

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

19776

9

Township 14 So.
Range 16 E.B.M.

o...Well



o...Well o...Well

21

Permit Map No. 19776

As Approved

MAR 9 1946

MARK R. KULP

State Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. 19776

Amount 0.70 c.f.s.

Water District No.

Priority August 26, 1958

THIS IS TO CERTIFY that NOM SHEEP COMPANY -- Assignee -- U-2 Cattle Company of Rogerson, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 25, 1946; that Permit No. 19776 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4.0 second feet, was issued thereunder on March 16, 1949, showing that said works were completed on the 24th day of February, 1949; and that on the 10th day of September, 1963, U-2 CATTLE COMPANY

of Rogerson, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of 3 wells, a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. 19776 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 13 of Licenses at page 8228, on the 18 day of August, 1965;

The right hereby confirmed dates from August 26, 1958;

The Point of Diversion is located
NE 1/4 & NE 1/4 Sec. 16, Twp. 14S, R. 16E, B. M. Falls County
in the NE 1/4 NW 1/4, Sec. 16, Twp. 14S, R. 16E, B. M. Falls County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.70 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 S	16 E	9 16	S 1/2 SW 1/4 NE 1/4 NW 1/4	80 40	80 15
Total number of acres to be irrigated:					95

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 18th day of August, 1965.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

47-2234

No. 19776

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

Application No. 27312
Permit No. 19776
District No.

Noh Sheep Company
C/o Harry W. Noh
RFD 3, Twin Falls, Idaho

1. Name of Applicant: NOH SHEEP COMPANY

Postoffice address: Twin Falls 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:

Assigned to 4-2 Cattle Co.
Logansport, Idaho

II. The financial resources of the applicant are:

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

2. Quantity of water claimed: 4.0 cubic feet per second.

3. Source of water supply: Three wells (subterranean flow) which is a tributary of

4. Location of point of diversion: See Remarks feet distant from the

corner of Section , T. , R. , B. M., and is in the
of Section , T. , R. , B. M., County of Twin Falls, Idaho

5. Water is to be used for Irrigation

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

- (a) Point of use of water: feet distant from corner of Section
T. , R. , B. M., in the of Section , 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: \$ 5,000.00

8. Kind of works: Wells and ditches and pumping equipment

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

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

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;
dimensions of flume:
Diameter of pipe inches; length of conduit miles.
Average grade per mile feet.

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

13. The time required for the complete application of the water to the proposed use is One (1) additional years.

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

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

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

NOH SHEEP COMPANY Applicant.

By Harry W. Noh Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. February 25, 1946

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 19776
Recorded in Book 71 Page 19776 Approved March 9, 1946
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 May 9, 1946 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 September 9, 1947
The whole of said work to be completed on or before March 9, 1949
Beneficial use of water appropriated in accordance herewith, to be made on or before March 9, 1950

Witness my hand this 9th day of March, 1946

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ARNOLD WILLIAMS, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 9th day of March, 19 46
COUNTERSIGNED: STATE OF IDAHO

(SEAL) By IRA H. MASTERS Secretary of State. By ARNOLD WILLIAMS Governor

Remarks: Applicant proposes to drill three wells, as follows: One in NE $\frac{1}{4}$ NW $\frac{1}{4}$ and one in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, Twp. 14 South, Range 16 East, B.M., and one in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 16, Twp. 14 South, Range 16 East, B.M., all in Twin Falls County, Idaho. The two wells in Section 21 will have their water carried in natural draws across Section 16 to the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16. 14. There the waters will meet the water from the well drilled in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, and will be carried by ditches (Continue below)

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 $\frac{1}{4}$	
14 S.	16 E.	9 16					40				40	40	40	40					160 40
Total Number of Acres to be Irrigated ...																			200

14-A: Existing water rights and/or valid permits appurtenant to the lands to be irrigated are ... None
REMARKS (Continued) to the Southwest quarter of Section 9. The land to be irrigated is the Southwest quarter of Section 16, in Twpnship 14 South, Range 16 East, B.M., Twin Falls County, Idaho

Permit No. 19776
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that NOH SHEEP COMPANY of Twin Falls, County of Twin Falls, and State of Idaho, the holder of Permit No. 19776, issued upon Application No. 27312 bearing date of priority of February 25, 1946, authorizing the diversion of Four (4) second feet of the waters of Three wells, 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 Four (4) second feet of the waters of said wells; that the points of diversion of said waters are in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 21, and NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 16, Township 14 South, Range 16 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Southwest Quarter Section 9, and NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 16, Township 14 South, Range 16 East, B.M.

Witness my hand this 16th day of March, A.D. 1949.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made February 24, 1949

Certificate of Completion of Works issued March 16, 1949.

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the Public waters of the State of Idaho, No. 19776 to March 9, 1951.

Witness my hand this 27th day of January, 1950.

MARK R. KULP
State Reclamation Engineer.

A S S I G N M E N T

✓
For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 19776 to U-2 Cattle Co., Rogerson, Idaho.

NOH SHEEP COMPANY

By: Harry W. Noh
Permit Holder Owner

GRACE E. NOH
Wife of Permit Holder

STATE OF IDAHO)
) ss
County of Idaho)

On this 12th day of August, 1963, before me, a Notary Public for the State of Idaho, residing at Twin Falls, Idaho, personally appeared HARRY W. NOH and GRACE E. NOH, known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

F. C. SHENEBERGER
Notary Public
Residing at Twin Falls, Idaho

(SEAL)
My commission expires: Jan. 4, 1966

LICENSE ISSUED FOR 6.70 SEC. FT.
LICENSE PAGE NO. 8228.

August 18, 1965

Re: Permit No. 1976

Harry W. Noh
U-2 Cattle Co.
Bogerson, Idaho

Dear Mr. Noh:

Enclosed is the License and Certificate of Water
Right issued on the above numbered permit.

Also enclosed is departmental receipt No. 32881 in
the amount of \$6.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificate
receipt

19776

July 22, 1965

Re: Permit No. 19776

Harry W. Noh
U-2 Cattle Company
Rogerson, Idaho

Dear Mr. Noh:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 19776 shows the well is capable of conveying 35 miner's inches, or 0.70 c.f.s. of water for the irrigation of 95 acres.

Upon receipt of the statutory fee of \$ 6.00 -based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of August 26, 1958 to the use of 0.70 second feet of ~~surface~~ ~~subterranean~~ water with the point of diversion in the NE1/4 Sec. 16 for irrigation of 95 acres in the S1/4 Sec. 9; NE1/4 Sec 16, T. 14 S., R. 16 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

19776

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

Permit No. 19776 ✓

This proof is for Beneficial Use ✓

In Water District No. _____

1. Name of applicant U-2 Cattle Company ✓

2. Source of water supply: 3 wells ✓

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21 ✓
16 ✓

T. 14 S. ✓ R. 16 E. B. M. County of Twin Falls ✓

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

See notes on Back

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):

SW $\frac{1}{4}$ Sec. 9., NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16., Twp. 14 S., Rge. 16 E. B. M.

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

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

Remarks: Richard Noh along

• 70 CFS = 3.5 inches

.22' over 2' crest Cipoll. Hi weir =

This examination was made on the 7th day of July, 1965

(Signed)

Douglas W. McElroy
Loy Johnson

Examiner.

19776

Note

Well #1 - 50 Hp 43. Motor

1800RPM Ser# 1223365 7/11/65

Lone pump Ser. #15952

6" Discharge 4" Tee to Booster pump
and 6" Discharge to 4" Tee to 8" steel pipe
40' to open ditch

4" intake on Berkeley Booster pump #12301
Model E-5 PTHS
driven by Reliance motor 15 Hp @
3520 RPM ID# P25E4173 - to
3" Discharge steel pipe underground
to sprinklers under 55" Pressure

Well #2 Dry Hole Next to Spring
& pond. No pump or equipment

Well #3 Dry hole and no equipment

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

JUL 21 1965

Department of Reclamation

Harry W. Noh, Partner
U-2 Cattle Company
Rogerson, Idaho
Permit No. 19776

Examination for Beneficial Use

County Twin Falls

21
Sec. 16 T. 14S R. 16 EBM

Quantity: 40 a.f.s.

Source: 3 wells

P.D.: NENW, NENE Sec. 21, + NENW
Sec. 16, T. 14S, R-16E

Use: irrigation

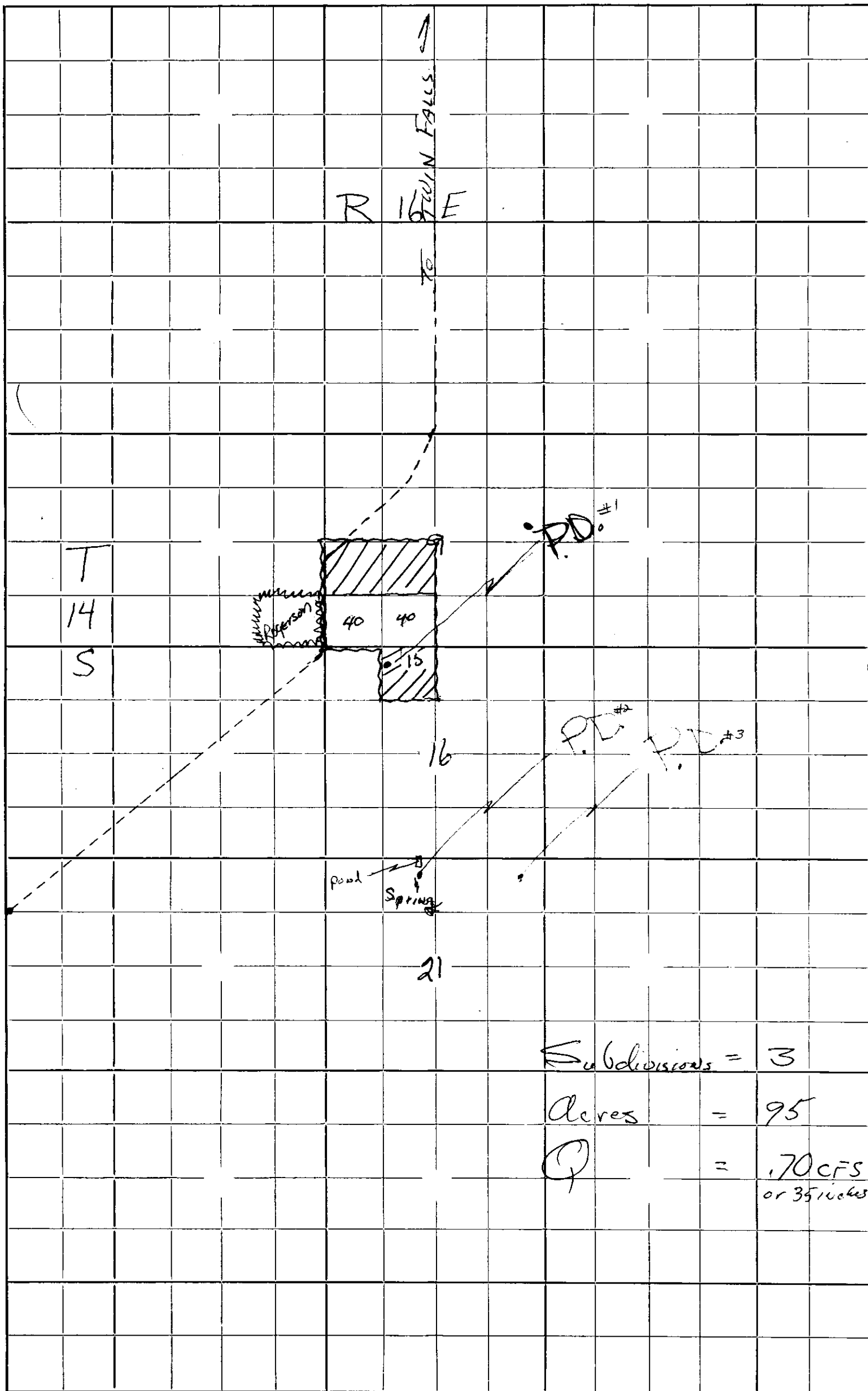
Filed: February 25, 1946

Due: March 9, 1950
delayed proof.

Extension:

Completion of Works: March 16, 1946

Other Rights: none



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

19776

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 19776

REPORT ON PROOF OF Beneficial Use

Harry W. Noh, Partner, U-2 Cattle Company
Rogerson, Idaho

1M April 1962

~~XXXXXXXXXX~~

September 13, 1963

Re: Permit No. 19776

Harry W. Moh, Partner
U-2 Cattle Company
Rogersch, Idaho

Dear Mr. Moh:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ~~Times-News~~, all submitted in proof of completion of works and beneficial use on Permit No. 19776.

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

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

Very truly yours,

~~XXXXXXXXXXXX~~

State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: F. C. Schensberger
Attorney at Law
P. O. Box 293
Twin Falls, Idaho

19774

F. C. SHENEGER
ATTORNEY AT LAW
131 2ND STREET W. -- P. O. BOX 293
TWIN FALLS, IDAHO

September 11, 1963

State Reclamation Engineer
Statehouse
Boise, Idaho

Attn: Mrs. Edna P. Rule
Chief Clerk

Re: Permit No. 19776
U-2 Cattle Co.

Dear Mrs. Rule:

I enclose Affidavit of Publication of Notice in connection with the above water permit, together with the depositions of Mr. Harry W. Noh, Ralph Schnell and David B. Chadwick.

If the file is now in order, will you please furnish me with the Certificate of Beneficial Use.

Very Respectfully,



FCS/sw

Enclosure

19776

Affidavit of Publication

No 10060

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

I, Mabel L. Clark, being first duly sworn upon oath depose and say that I am Principal Clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive Thursday days, commencing with the issue dated August 15, 1963, and ending with the issue dated September 5, 1963.

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

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Mabel L. Clark
Subscribed and sworn to before me this 17th day of

September, 1963

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

19776

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 19776

* * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

* * * * *

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address: Harry W. Noh,
Rogerson, Idaho, rancher, partner in U-2 Cattle Company

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:

U-2 Cattle Company, is permit holder and I am a partner of the company

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; 19776, March 9, 1946. Date of priority, Aug. 26, 1958.

Ques. 4. State source of water supply: well
Give location of point of diversion, showing subdivision, section, township and range:

Well is in NENW $\frac{1}{4}$ Sec. 16, Township 14 So., Range 16 E. B. M. Twin Falls County, Idaho

Ques. 5. Describe your works of diversion: Pump is installed with concrete measuring box
Water conveyed to land by open ditch and pipe; state amount of water they are capable of con-

veying from point of diversion to place of use 35 inches; Give name of canal or ditch or other works by which water is conducted to such place of use: none

; if a well, state depth of well 1210 feet; depth and size of casing: 12 inch casing. Approx. 150 of casing, depth to water 190 feet; if pump is used,

state discharge of pump: 35 inches; tell how it was measured or determined: by weir.

; if sprinkler irrigation, give number and size of nozzles and operating pressure: 52 nozzles, 5/32 inch size, 60# pressure. Can pump 320 gals. per minute

Ques. 6. State for what purpose water is used: irrigation
If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water: We can irrigated about
165 acres in the following subdivisions and have been irrigating about 100 acres.

NENW Sec. 16 (15) acres); S $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 9 (80 acres); N $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 9 20 acres)

State nature of all improvements which have been made as a direct result of said use:
~~There is no other work done~~ fenced land, built cattle shed and feed lots and put in ditches
and sprinkling system.

19776

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

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

Water is used for irrigation, domestic and s livestock watering

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

The sprinkler system takes about one half inch per acre

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:

Harry Noh was the original owner of the permit under the name of Noh Sheep Company and transferred the land and permit to U-2 Cattle Company, the present owner

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: 1960 Time used since first use:

Continuous. The well was used for domestics and stock watering for several years

prior to 1960

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

no other water rights

(sign) Harry W. Noh

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

Twin Falls, County of Twin Falls

State of Idaho, on this 10th day of September, A.D. 1963.

L. C. Shenberg
Notary Public for Idaho

My Commission expires: Jan. 4, 1966

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. _____

* * * * *

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:

Ralph Schnell, 44 Years, Rogerson, Idaho, rancher

Ques. 2. Are you acquainted with U-2 Cattle Company, the holder of

Permit No. 19776? How long have you known him and where does he reside:

Have known U-2 Cattle Co. ten years and Harry Noh 35 years.

Ques. 3. Have you read or heard said Permit No. 19776 read, and are you familiar with its provisions and conditions: Yes: yes No: _____

Ques. 4. State source of water supply: well

State place of diversion: At well in NENW Sec. 16, Township 14 So., Range 16, E. B. M. Twin Falls County, Idaho

Describe works for conveying water to place of use: open ditch and pipe running from well to land

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 35 inches How much water have you seen being so conveyed: 35 inches

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

About 200 acres can be irrigated from this well by sprinkler system now in use. Land is NENW Sec. 16 and SW $\frac{1}{4}$ Sec. 9 all in Township 14 So. Range 16, EBM., Twin Falls County, Idaho

19776

Ques. 7. If for power or other purposes than irrigation, state how water has been used.

It has been used for domestic purposes and livestock watering.

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

Volcanic ash. With sprinkler system, about one half inch per acre

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No.

Ques. 10. When did you first see this water used: 1960

Other times you have seen such use: I have seen the water used off and on since 1960

(Signed)

Ralph Schnell

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

 , County of Twin Falls, State of Idaho, on this 10th day of September,

A. D., ~~1962~~ 1963

H. C. Akembaeger

Notary Public for State of Idaho

Residing: Twin Falls, Idaho

My commission expires: Jan. 4, 1966

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. _____

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:

David B. Chadwick, 34 years, Route 1, Twin Falls, Idaho, rancher

Ques. 2. Are you acquainted with U-2 Cattle Company, the holder of

Permit No. 19776? How long have you known him and where does he reside:

Have known Harry Noh 12 years and U-2 Cattle Company 4 or 5 years

Ques. 3. Have you read or heard said Permit No. 19776 read, and are you familiar with its provisions and conditions: Yes: yes No: _____

Ques. 4. State source of water supply: well

State place of diversion: NENW $\frac{1}{4}$ of 16-Township 14 So., Range 16 E. B. M.

Describe works for conveying water to place of use: Open ditch and pipe run from well to land.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 35 inches How much water have you seen being so conveyed: 35 inches

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

Parts of NENW Sec. 16, parts of SW $\frac{1}{4}$ Sec. 9, all in Township 14 So. Range 16 E.B.M.

Twin Falls County, State of Idaho

19776

Ques. 7. If for power or other purposes than irrigation, state how water has been used.

Water is also used for domestic and livestock watering

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

Volcanic ash. About one half inch to acre

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No.

Ques. 10. When did you first see this water used: 1960

Other times you have seen such use: Off and on during each season since 1960

(Signed)

David B. Chadwick

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

 , County of Twin Falls, State of Idaho, on this 10th day of September,

A. D., ~~1962~~ 1963

L. C. Aheneberger

Notary Public for State of Idaho

Residing: Twin Falls, Idaho

My commission expires: Jan. 4, 1966

August 15, 1963

Re: Permit No. 19776
U-2 Catttle Co.

F. C. Sheneberger
Attorney at Law
Box 293
Twin Falls, Idaho

Dear Mr. Sheneberger:

Enclosed is the Assignment from Noh Sheep Co. to
U-2 Catttle Co.

Also enclosed is departmental receipt 31727, in
the amount of \$0.50 covering fees.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. assignment
receipt

19776

F. C. SHENEBERGER
ATTORNEY AT LAW
131 2ND STREET W. -- P. O. BOX 293
TWIN FALLS, IDAHO

August 13, 1963

State Reclamation Engineer
Dept. of Reclamation
107 Capitol Bldg.
Boise, Idaho

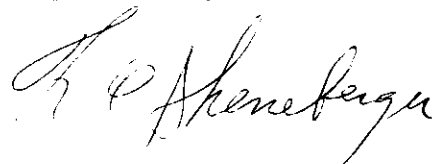
Attn: Ralph Thomas

Re: Permit No. 19776
Noh Sheep Co.

Dear Mr. Thomas:

I enclose executed Assignment of Permit in
connection with the above matter, together with
my check for \$.50.

Very Respectfully,

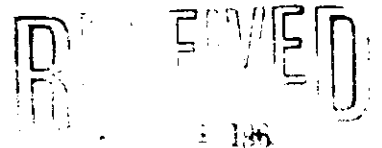


FCS/sw

Enclosures

19776

50¢



Department of Reclamation

A S S I G N M E N T

For value received, I hereby assign ~~to~~ all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 19776 to U-2 Cattle Co. of Rogerson, Idaho

*

Moh Sheep Company
By Harry W. Noh / oh
Permit Holder Owner
Grace E. Noh
Wife of Permit Holder

STATE OF IDAHO)
County of Twin Falls : ss)

On this 12th day of August, 1963, before me, a Notary Public for the State of Idaho, residing at Twin Falls, Idaho personally appeared Harry W. Noh and Grace E. Noh are known to me to be the persons whose names is subscribed to the within instrument and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

[Signature]
Notary Public
Residing at Twin Falls, Idaho

My commission expires: Jan. 4, 1966

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions

19776

August 9, 1963

Re: Permit No. 19776
Harry W. Noh, William H. Noh, Richard Noh,
& Cecil Thornton, co-partners dba U-2 Cattle Co.

Times News,
Twin Falls, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to September 10, 1963, the date set for proof; the expense of the publication is to be paid by the applicant, Harry W. Noh, William H. Noh, Richard Noh, and Cecil Thornton dba U-2 Cattle Company, of Twin Falls, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

CARL E. TAPPAN, Acting
State Reclamation Engineer

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

Encl.
CET:pmk

19776

AUGUST 9, 1963

Re: Permit No. 19776

Harry W. Noh, William H. Noh, Richard Noh, and
Cecil Thornton, co-partners dba U-2 Cattle Co.

Mr. Harry W. Noh,
U-2 Cattle Co.
Rt. #3,
Twin Falls, Idaho.

Dear Mr. Noh:

This acknowledges the Notice of Proof of ~~Completion of Work~~ Application of Water to Beneficial Use under Permit No. 19776. The proofs are to be made at 10:00 o'clock A.M., on the 10th day of September, 1963, before E. C. Shensberger, 131 2nd St. West, Twin Falls, Idaho, Notary Public.

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

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

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

Very truly yours,

~~Edna P. Rule~~

State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

19776

July 25, 1963

Re: Permit No. 19776 - Noh Sheep Co.

F. C. Sheneberger
Attorney at Law
Box 293
Twin Falls, Idaho

Dear Mr. Sheneberger:

Returned herewith are the Forms 10 and 11 we received with your letter of July 24, 1963.

First; the permit is still in the name of Noh Sheep Company.

Second; the Certificate of Completion of Works was evidently issued in error as the proof of completion of works shows above signature of Harry W. Noh that no pumps had been installed at date of proof, February 24, 1949. A later letter notes that about 20 inches of water was pumped in the fall of 1949 and that another well was for domestic use. There is a note by Mr. Mark R. Kulp, State Reclamation Engineer, at time of request for additional time for proof of beneficial use of the water, that the extension would be proper if the pumps were capable of delivering the desired flow and that the Certificate of Completion of Works was justified.

Third; your letter states that the pump was installed August 4, 1960.

All evidence indicates that the Certificate of Completion of Works was issued in error as pumps were evidently necessary to deliver water for beneficial use. Under the circumstances this office cannot issue a License and Certificate of Water Right under Permit No. 19776, even if properly advertised and depositions completed.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew
Enc. Forms 10 and 11

19776

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 24, 1963

(P. O.) Rogerson, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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

Times News of Twin Falls, Idaho published in

the county in which the works are situated.

U-2 Cattle Co.

By Harry W. Moh Partner

(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.

19774

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

Notice is hereby given that at 10:00 A.M. on the 10th day of September, 1963,
at Twin Falls, County of Twin Falls, State of Idaho, before
F.C. Sheneberger, 131 2nd Street West, Twin Falls, Idaho, proof will be submitted of the
application to beneficial use of ^{0.7 cfs} ~~35 miners~~ ~~inches~~ of the waters of
one well in accordance with the terms and conditions of
Permit No. 19776 ✓ heretofore issued by the Department of Reclamation of the State of
Idaho.

The name and post office address of the person or corporation holding said permit
Harry W. Noh, William H. Noh, Richard Noh and Cecil Thornton, co-partners doing
business under the name and style of U-2 Cattle Co.

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

The amount applied to beneficial use is 35 miners inches

The point of diversion of said water is in the Northeast Quarter of the Northwest
Quarter of Section 16, Township 14 South, Range 16 E. B. M. Twin Falls County, Idaho.

The place where said water is used (LEGAL DESCRIPTION) NE 1/4 Sec. 16 and SW 1/4 of
Section 9, all in Township 14 South, Range 16, E. T. M. Twin Falls County, Idaho.

The date of priority which said user is prepared to establish is

August 26, 1958
August 4, 1960

CARL E. TAPPAN, Acting
State Reclamation Engineer

19776

June 20, 1963

Re: Permit No. 19776
Noh Sheep Co.

F. C. Sheneberger
Attorney at Law
Box 293, Twin Falls, Ida.

Dear Mr. Sheneberger:

Enclosed are requested forms.

We received your letter in regard to proof of beneficial use of water from wells under the noted permit.

Proofs must be made by the holder of the permit which is Noh Sheep Company. Permits can be assigned to new holders. That company is evidently now defunct and unable to make the proof.

Does the transaction between the Noh Sheep Co. and the U 2 Cattle Co. specifically mention Permit No. 19776? If so, it could be used as assignment of permit.

There is a good use right to the water from the wells, provided it has been used beneficially. Priority would be the time of first use which can be proved in District Court.

Priority under a license which could be issued at this time would be some time in 1958, depending upon date the proof of beneficial use of the water was made.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew
Enc. 10-11
instructions

19776

F. C. SHENEGER

ATTORNEY AT LAW

131 2ND STREET W. -- P. O. BOX 293

TWIN FALLS, IDAHO

June 19, 1963

Department of Reclamation
State House
Boise, Idaho

Re: Permit No. 19776

Dear Sir:

Will you please refer to the Water Permit No. 19776 issued to Noh Sheep Company and advise me if it is now possible for the permittee to make proof of beneficial use.

If it is possible, will you please mail me forms which should be used. I am informed that the Noh Sheep Company has now incorporated under the name of U 2 Cattle Company.

m Very respectfully,

FCS:msw



19776

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

January 2, 1951

Noh Sheep Company
C/O Harry W. Noh
Route 3
Twin Falls, Idaho

Dear Sir:

We enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. 19776. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than March 9, 1951, and if proof is submitted later than said date, your priority will be brought down a length of time equal to the time elapsing between the date the proof is due and the date proof is actually made.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

19776

February 1, 1950

Re: Permit No. 19776

Mr. F. C. Sheneberger
Fidelity National Bank Bldg.
Twin Falls, Idaho

Dear Mr. Sheneberger:

We acknowledge receipt of your letter of January 26, 1950, enclosing Harry W. Noh's application for extension of time for Beneficial Use Proof to March 9, 1951.

Assuming that the pumps are capable of delivering the desired flow as shown by the Proof of Completion of Works under this Permit, we have approved the application for extension and enclose same herewith.

This should be attached to the original Permit of which it now forms a part.

Very truly yours,

MARK R. KULP
State reclamation Engineer
By

Chief Clerk

A:bh
Enc.

19776

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO
January 26, 1950

RECEIVED
JAN 27 1950
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

In Re: Permit No. 19776
Noh Sheep Company

Dear Sir:

I am enclosing application for extension of time
for beneficial use proof in the above matter.

Very respectfully,

F. C. Sheneberger

FCS:ln

Assumed

- ① That pumps were capable of delivering desired flow.*
- ② That B.U. certificate was justified*

*Est time for B.U. is proper
made 1/26/50*

19776

STATE OF IDAHO
Department of Reclamation

Permit No. 19776

Application for Extension of Time for Beneficial Use Proof

STATE OF IDAHO
County of Twin Falls } ss

Harry W. Noh, of Twin Falls

State of Idaho being first duly sworn, upon his oath deposes and says:

That Noh Sheep Company is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 19776

That, under the terms and conditions of said permit, proof of beneficial use thereunder was required to be made by March 9, 1950

That he has heretofore put to beneficial use two second feet of water and has irrigated few acres.

That, for the following reasons, he is unable to put to beneficial use within the required time the remainder of the water appropriated under his permit, to-wit: Three wells have been drilled under the permit and some flow has been obtained. However, I desire to drill deeper this summer for a greater flow and request additional time to make proof of beneficial use.

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the making of proof of beneficial use under said permit to March 9, 1951

Subscribed and sworn to before me this 24th day of January, 1950

My commission expires Jan. 4, 1954 Notary Public.

Date of receipt at office of Department of Reclamation Jan. 27, 1950

STATE RECLAMATION ENGINEER
APPROVAL OF COMMISSIONER OF RECLAMATION
State Reclamation Engineer

I, MARK R. KULP, of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the Public Waters of the State of Idaho, No. 19776, to

March 9, 1951

Witness my hand this 27th day of January, 1950

Mark R. Kulp
State Reclamation Engineer.

19776

✓
January 12, 1950

Re: Permit No. 19776

Mr. F. C. Sheneberger
Fidelity National Bank Bldg.
Twin Falls, Idaho

Dear Mr. Sheneberger:

In reply to your letter of January 10, 1950, we enclose a form of application for Extension of Time for making Proof of Beneficial Use under Permit No. 19776 of the Noh Sheep Company.

This should be executed by Mr. Noh and returned to this Department for approval by the State Reclamation Engineer.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

19776

F. C. SHENEBERGER

ATTORNEY AT LAW

FIDELITY NATIONAL BANK BLDG.

TWIN FALLS, IDAHO

January 10, 1950

RECEIVED
JAN 12 1950

Department of Reclamation

Mr. Mark R. Culp
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

In Re: Permit No. 19776
Noh Sheep Company

Dear Sir:

Mr. Harry W. Noh has brought me your Jan. 3 letter regarding the filing of the proof of application of water to beneficial use. Mr. Noh informs me that he now has a well 906 feet deep and during the past Fall he was pumping approximately 20 inches of water from the well for irrigation purposes; that he now has a stock pump in the well for domestic use. Mr. Noh plans to drill deeper in the well this coming Spring in the hopes that he can develop a greater flow of water and for that reason wishes an extension of time within which to make a proof. If this is permissible and an additional year can be granted, please advise me.

Very respectfully,

F. C. Sheneberger

FCS:ln

19776

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho **January 3, 1950**

**Noh Sheep Company
C/o Harry W. Noh
Route 3, Twin Falls, Idaho**

Dear Sir:

We enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. 19776. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than March 9, 1950, and if proof is submitted later than said date, your priority will be brought down a length of time equal to the time elapsing between the date the proof is due and the date proof is actually made.

Very truly yours,

MARK R. KUIP
State Reclamation Engineer

19776

March 19, 1949

Re: Permit No. 19776

Mr. F. C. Sheneberger
Attorney at Law
Fidelity National Bank Building
Twin Falls, Idaho

Dear Mr. Sheneberger:

We enclose Certificate of Completion of Works issued under Permit No. 19776 in the name of the Noh Sheep Company for the diversion of four (4) second feet of water from three (3) wells, located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 21, and the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 16, Township 14 South, Range 16 East, B.M., for irrigation of the SW $\frac{1}{4}$ Section 9 and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 16, same township and range.

We also enclose Departmental Receipt No. 21375 for the \$5.00 fee paid by you in connection with Completion of Works Proof.

Very truly yours,

HOWARD R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

19776

F. C. SHENEGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

March 10, 1949

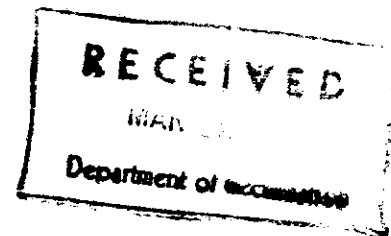
Mr. Mark R. Kulp, State Reclamation Engineer
Department of Reclamation
Boise, Idaho.

Dear Sir; In re: Permit #19776 Harry "Noh

I am returning the Proof with the additional information
concerning the wells.

F. C. Sheneberger
Very respectfully,

FCS:s



19776

Permit No. 19776

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Twin Falls

ss.

Harry W. Noh

, 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. 19776, and that his postoffice address is Twin Falls

State of Idaho

Second: That the name of the stream which said water is to be ~~directed~~ is three wells

Third: That the point of diversion of said water is NENE and NENW 21 and NENW 16-14S-16EBM

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by March 9, 1949

Fifth: That the use for which said water is intended is irrigation of arid lands

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: Three wells

(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 width at bottom feet, width at water line

(State whether ditch, flume or pipe)

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

Seventh: That said works are capable of conducting to the place of intended use 4 second feet of water.

Eighth: That water appropriated under said permit is available for 200 acres of land described as follows: Southwest Quarter of Section Nine and Northeast Quarter of Northwest Quarter of Section Sixteen in Township Fourteen South, Range Sixteen E. B. M. Twin Falls County, Idaho

Ninth: Remarks: That the water from the two wells in Section 21 flows through natural courses to the land to be irrigated. The three wells are 728 feet, 663 feet and 60 feet deep respectively and have 50 feet of casing in each. They are 12" wells. The pumps have not yet been installed.

(Sign Here)

Subscribed and sworn to before me this 24th day of February, 1949

My commission expires Jan. 5, 1950

Notary Public.

19776

mmt

✓
March 8, 1949

Re: Permit No. 19776

Mr. F. C. Sheneberger
Attorney at Law
Fidelity National Bank Building
Twin Falls, Idaho

Dear Mr. Sheneberger:

We acknowledge receipt of your letter of March 2, enclosing affidavit of Harry W. Noh in Proof of Completion of Works under Permit No. 19776, accompanied by your check for the statutory fee of \$5.00

However, the affidavit does not sufficiently describe the works as to dimension of the well, depth, amount of casing, etc., and also whether or not a pump has been installed.

The application is returned herewith, for completion as above.

Very truly yours,

MARK R. MULD
State Reclamation Engineer
By

Chief Clerk

A:oh
Enc.

19776

F. C. SHENEGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

March 2, 1949

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

RECEIVED
Department of Reclamation

Dear Sir;

I am enclosing Proof of Completion of Works in Permit No.
19776 issued to Noh Sheep Company, together with my check for \$5.00.

Very respectfully,

FCS:s

F. C. Sheneberger

19776

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Noh Sheep Company
C/o Harry W. Noh
Route 3
Twin Falls, Idaho
Dear Sir:-

Boise, Idaho
January 3, 1949

Under the terms of your permit No. 19776-----you are required to complete your diversion works on or before March 9, 1949-----. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

MARK R. KULP

State Reclamation Engineer

19776

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

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

B O I S E

Permit No. 19776

Date March 11, 1946

Dear Sir:

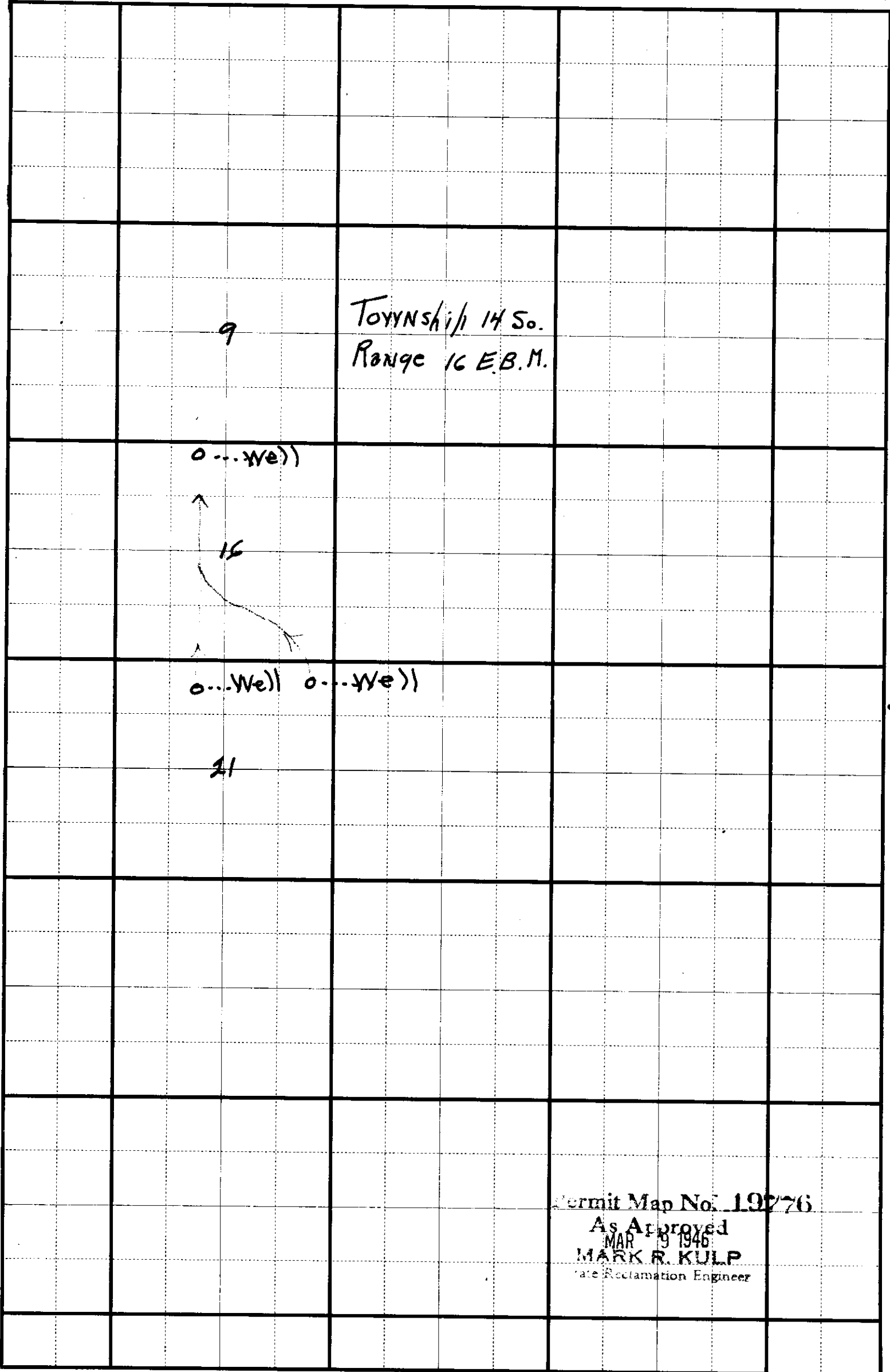
We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the
State Reclamation Engineer, on the fourth page.

MARK R. KULP

State Reclamation Engineer

**Moh Sheep Company
C/o F. O. Sheneberger
Fidelity National Bank Bldg.
Twin Falls, Idaho
Enc. Receipt # 19326**

19776



F. C. SHENEGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

February 23, 1946

Mr. Mark R. Kulp,

State Reclamation Engineer
Department of Reclamation
Boise, Idaho.

Dear Sir;

There is enclosed herewith application by the Noh Sheep Company to appropriate waters of the state of Idaho, together with a map in duplicate showing locations of wells and land upon which the water is to be used for irrigation. A check for \$5.75 is also enclosed to cover the filing fee. Will you please have the permit mailed to this office.

Very respectfully,

FCS:s



19776

February 11, 1946

Mr. F. C. Sheneberger
Fidelity National Bank Bldg.
Twin Falls, Idaho

Dear Mr. Sheneberger:

Form No. 1- application for permit to appropriate the public water of the State of Idaho, is the form used for filing on subterranean, or underground, water, from wells. There are no special regulations in regard to such filings.

The location of the well or wells should be given under Question 4, and if several wells are included, the several locations may be given under "Remarks" on the third page.

The sketch map should also clearly indicate the location of the well, or wells, and the land on which the water is to be used, together with the ditches or pipe line by which the water is to be conveyed from said wells to the place of use.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A

19776

F. C. SHENEBERGER
ATTORNEY AT LAW
FIDELITY NATIONAL BANK BLDG.
TWIN FALLS, IDAHO

February 8, 1946

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

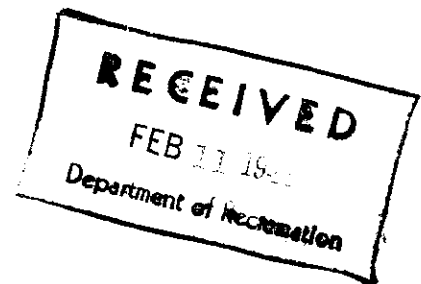
Dear Sir;

On January 25th you mailed to Mr. Harry W. Noh of Twin Falls, form #1 for application for permit to appropriate waters of Idaho. Mr. Noh plans to drill several wells on some of his private lands and I am wondering if there may be a special form for such type of application. Will you please advise me and let me know if there are additional regulations pertaining to the filing on underground water.

Very respectfully,

FCS:s

F. C. Sheneberger



19776

January 25, 1946

Mr. John W. Noh
Kimberly, Idaho

Dear Mr. Noh:

In reply to your letter of January 21st, we enclose a form of application for permit to appropriate the public waters of the State of Idaho, and also regulations and instructions in regard to filing same.

The procedure is as follows: Upon receipt and approval of the application, it is signed by the proper State officials and returned to you as a Use Permit, under which you may proceed with the construction of the works described in the application.

Two proofs are required to complete the water right-
1st- proof of completion of the works- the time required for which is stated in Question 12 of the application. This is made by an affidavit executed before a Notary Public.

The additional time required for making proof of the complete application of the water to the beneficial use for which it is claimed is given in Question 13. Notice of your intention to make this proof must be advertised for four weeks prior to time set for making same, and is then made by depositions of yourself and two witnesses taken before a Notary Public.

A field examination is then made by an engineer from this department, and when his report is received, you will be notified, and a license will be issued in accordance therewith.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A
Encls.

Chief Clerk

19774

Kimberly, Idaho
January 21, 1946

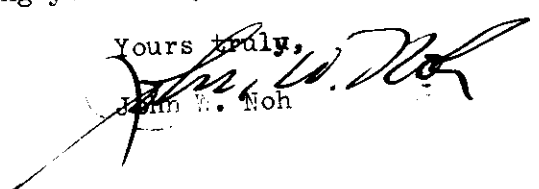
Department of Reclamation
State House
Boise, Idaho

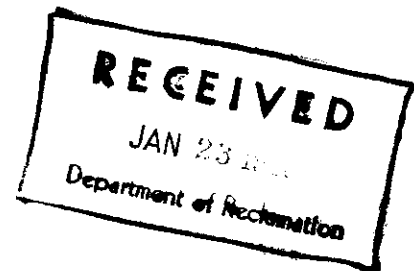
Dear Sir:

Will you kindly outline for me the procedure to go thru in filing on Under Ground Water for Irrigation. Also I should like the necessary blanks for this kind of filing if blanks are available.

Thanking you kindly, I am

Yours truly,


John W. Noh



19776

LEGAL ADVERTISEMENTS

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

Notice is hereby given that at 10:00 A.M. on the 10th day of September, 1963, at Twin Falls, County of Twin Falls, State of Idaho, before F. C. Sheneberger, 131 2nd Street West, Twin Falls, Idaho, proof will be submitted of the application to beneficial use of 0.7 c.f.s. of the waters of one well in accordance with the terms and conditions of Permit No. 12776 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit Harry W. Noh, William H. Noh, Richard Noh and Cecil Thornton, co-partners doing business under the name and style of U-2 Cattle Co., Twin Falls, Idaho.

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

The amount applied to beneficial use is 35 miners inches.

The point of diversion of said water is Northeast Quarter of the Northwest Quarter of Section 16, Township 14 South, Range 16 E.B.M. Twin Falls County, Idaho.

The place where said water is used (LEGAL DESCRIPTION) NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16 and SW $\frac{1}{4}$ of Section 9, all in Township 14 south, Range 16, E.B.M. Twin Falls County, Idaho.

The date of priority which said user is prepared to establish is August 26, 1958.

CARL E. TAPPAN
Acting State Reclamation
Engineer.

Publish: Aug. 15, 22, 29, Sept. 5, 1963.