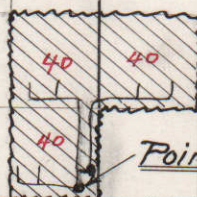


Twp Line

30

29



Point of Diversion

31

32

Affidavit of Publication

STATE OF IDAHO, SS.
COUNTY OF TWIN FALLS

No. 2063

NOTICE FOR PUBLICATION

Notice of Proof Application of Water
To Beneficial Use

Notice is hereby given that at 11:00 a. m. on the 7th day of January, 1948, before J. R. Keenan, a Notary Public, at his office, Room 3, Fidelity National Bank Building, Twin Falls, Twin Falls County, Idaho, proof will be submitted of the application to beneficial use of 0.8 cubic feet per second of subterranean waters in accordance with the terms and conditions of Permit No. 19090 and of the application to beneficial use of 0.8 cubic feet per second of subterranean waters in accordance with the terms and conditions of Permit No. 20025, heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permits are O. D. Tilley, R. F. D., Hansen, Idaho.

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

The amount applied to beneficial use is 0.8 cubic feet per second under each permit, a total of 1.6 cubic feet per second.

The place where said water is used is:

NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 29; NE $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, in Township 11 South, Range 19 East, Boise Meridian, in Twin Falls County, Idaho.

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

The right to take water from such works is based upon Permits Nos. 19090 and 20025.

The source of supply from which such water is diverted is subterranean waters underlying the lands above described.

Date of priority which said user is prepared to establish is January 15, 1941, for 0.8 cubic feet per second under Permit No. 19090 and February 27, 1947, for 0.8 cubic feet per second under Permit No. 20025.

MARK R. KULP,

State Reclamation Engineer

Publish: Dec. 5, 12, 19, 26, 1947.

I, Lisa Molony, 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 or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for 4 consecutive Days, Commencing with the issue dated December 5, 1947, and ending with the issue dated December 16, 1947.

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

And I further certify that pursuant to Section 58-108 I. C. A., 1932, as added thereto by Chapter 154, Idaho 1933 Session Laws, Thursday of each week has been designated as the day on which legal notice required by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Lisa Molony
Subscribed and sworn to before me this 7th day of Jan, 1948.

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

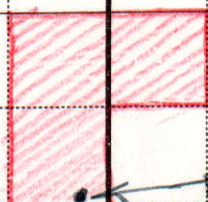
#19090

19090

in Township 11 South, Range 19 East, Boise Meridian,
Twin Falls County, Idaho.

30

29



Well to be located at this point

All of the acreage in these subdivisions
to be irrigated

Permit Map No. 19090

As Approved

JAN 17 1941

E. V. BERG

Commissioner of Reclamation

State of Idaho
License and Certificate of Water Right

Water License No. 19090

Amount 2.5 second foot

Water District No.

Priority January 15, 1941

THIS IS TO CERTIFY that O. D. TILLEY
of Hansen, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 15, 1941; that Permit No. 19090
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.5 second feet, was issued thereunder on November 9, 1946, showing that said works
were completed on the 7th day of November, 1946; and that on the 7th
day of January, 1948.

O. D. TILLEY

Hansen, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a drilled
well, a tributary of , for the purpose of irrigation and domestic
use, under Use Permit No. 19090 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 4456, on the 24th day of March, 1948.

The right hereby confirmed dates from January 15, 1941.

The point of diversion is located

in the SE 1/4 23 1/4 Sec. 39, T. 11 S., R. 19 E., S. 12 N., Blaine, Idaho.

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 2.5 cubic feet per second.

Description and location of use:

Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 E.	23	NE 1/4	40	40
19 E.	39	SE 1/4	40	40
		NW 1/4	40	40
Number of Acres Actually Irrigated - -				120

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

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

24th day of March, 1948.

MARK E. HARRIS

State Reclamation Engineer

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 26538
Permit No. 19090
District No.

1. Name of Applicant: **O. D. Tilley**
Postoffice address: **Hansen** County: **Twin Falls** State: **Idaho**
 - I. If applicant is a corporation, give:
 - (a) Date and place of incorporation:
 - (b) Amount of capital stock:
 - (c) Amount paid in:
 - (d) Names and addresses of directors:
 - II. The financial resources of the applicant are:
 - (a) Cash on hand:
 - (b) Treasury stock:
 - (c) Bonds to be issued:
 - (d) Other resources:
2. Quantity of water claimed: **one and a half (1 1/2)** cubic feet per second.
3. Source of water supply: **Subterranean, in lower Rock Creek Valley** which is a tributary of
4. Location of point of diversion: **345 Ft. west & 45 ft. North** feet distant from the **southeast** corner of Section **30**, T. **11 S**, R. **19 E**, B. M., and is the **SE 1/4** of Section **30**, T. **11 S**, R. **19 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: \$ **450.00**
8. Kind of works: **Drilled well, designed to be 200 ft. deep. Other works not necessary as well will use the existing ditches on the land.**
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 **five** years.
13. The time required for the complete application of the water to the proposed use is **one** 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.

O. D. TILLEY.

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: **11:00 A. M., January 15, 1941.**

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is **19090**
Recorded in Book **69** Page **19090** Approved **January 17, 1941.**
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 **March 18, 1941** 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 **July 17, 1943**
The whole of said work to be completed on or before **January 17, 1946**
Beneficial use of water appropriated in accordance herewith, to be made on or before **January 17, 1947**

Witness my hand this **17th** day of **January, 1941.**

E. V. BERG.
Commissioner of Reclamation.

IN TESTIMONY WHEREOF, We **Chase A. Clark** Governor of the State of Idaho, and **Geo. H. Curtis** Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and have caused the Great Seal of the State of Idaho to be hereunto affixed, this **17th** day of **January** 19 **41**

Countersigned: STATE OF IDAHO

(SEAL By **Geo. H. Curtis** Secretary of State. By **Chase A. Clark.** Governor.

Remarks: **Well will use for water distribution the existing farm ditches on this land.**

14.

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
11 S	19 E	29																	40
11 S	19 E	30													40			40	80
																		Total acres.	120.00

APPROVAL OF STATE RECLAMATION ENGINEER

WHEREAS, Application for extension of time for completion of works under Permit to appropriate the Public Waters of the State of Idaho, No. 19090, has been made by the owner thereof, O. D. Tilley, of Hansen, Idaho, which application was duly advertised for a period of two consecutive weeks in the Twin Falls Times-News, stating that on the 17th day of October, 1945, a hearing would be held for the purpose of receiving any protests, testimony or evidence regarding such application; and,
WHEREAS, At the time set for the hearing no protest, testimony or evidence had been presented, either orally or by affidavit; and,
WHEREAS, It appears that the owner of said permit is entitled to a further extension of time within which to complete work:
NOW, THEREFORE, I, Mark R Kulp, State Reclamation Engineer of the State of Idaho, by virtue of authority vested in me under Senate Bill No. 13, Chapter 12, Session Laws of 1945, hereby extend the time for completion of works under Permit to appropriate the Public Waters of the State of Idaho, No. 19090, to January 17, 1947.
WITNESS MY HAND this 29th day of October, A. D. 1945.

MARK R. KULP
State Reclamation Engineer

PERMIT NO. 19090
Certificate of Completion of Works

To All Whom it May Concern:

This is to certify that O. D. TILLEY, of Route 2, Hansen, County of Twin Falls, and State of Idaho, the holder of Permit No. 19090, issued upon Application No. 26538, bearing date of priority of January 15, 1941, authorizing the diversion of one and one-half ($1\frac{1}{2}$) second feet of the waters of a well (subterranean), 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 one and one-half ($1\frac{1}{2}$) second feet of the waters of said well; that the point of diversion of said waters is 345 feet West and 45 feet North of the Southeast corner of Section 30, Twp. 11 South, Range 19 East, B.M., and in the $SE\frac{1}{4}$ $SE\frac{1}{4}$ of said section; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: $NW\frac{1}{4}$ $SW\frac{1}{4}$ Section 29, and $E\frac{1}{2}$ $SE\frac{1}{4}$ Section 30, Township 11 South, Range 19 East, B.M.

Witness my hand this 9th day of November, A. D. 1946.

Proof of completion of works made November 7, 1946.
Certificate of completion of works issued November 9, 1946.

MARK R. KULP
State Reclamation Engineer

EXEMPT FROM PERMIT SEC. FT.
p. 4456

March 14, 1949

Permits No. 19090 and 20025

Mr. J. R. Keenan
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Keenan:

We enclose License and Certificate of Water Right issued under Permit No. 19090, confirming the right of O. B. Tilley to the use of 0.8 of a second foot of water from a well on the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 30, Township 11 South, Range 19 East, B.M., with priority of January 15, 1941 for irrigation and domestic use in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 30 and the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29, Township 11 South, Range 19 East, B.M.

We also enclose License and Certificate of Water Right issued under Permit No. 20025, confirming the right of O. I. Tilley to 0.8 of a second foot of water from a well on the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 30, Township 11 South, Range 19 East, B.M., with priority of February 27, 1947 for irrigation and domestic use on the E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 30 and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29, Township 11 South, Range 19 East, B.M.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

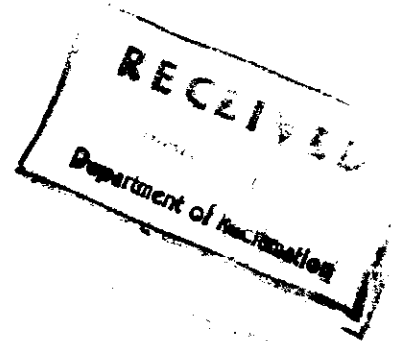
A:bn
Enc.

19090

PARRY, KEENAN, ROBERTSON & DALY
LAWYERS
FIDELITY BANK BUILDING
TWIN FALLS, IDAHO

R. P. PARRY
J. R. KEENAN
T. M. ROBERTSON, JR.
JOHN H. DALY

February 28, 1949.



Department of Reclamation,
State Capitol,
Boise, Idaho.

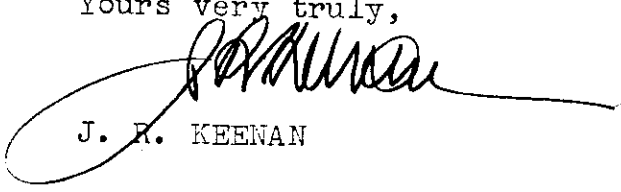
Dear Sirs:

Re: Permits Nos. 19090 and
20025, O. D. Tilley.

We have your letter of February 24th
advising that Proofs of Beneficial Use under the
above numbered permits have been found satisfactory.

We accordingly enclose our check for the
\$6.00 fee mentioned in your letter, and ask that
license be sent to us.

Yours very truly,


J. R. KEENAN

JRK:jb
Encl. Chk.

19090

February 24, 1949

Re: Permits No. 19090 and 20025

Mr. J. R. Keenan
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Keenan:

We now have on file the reports of our Field Engineer on examination of Beneficial Use under Permits No. 19090 and 20025, in the name of O. D. Tilley.

These reports show that 120 acres have been irrigated from the two wells described in these two Permits, located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29, and the E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 30, Township 11 South, Range 19 East, B.M.

Therefore, upon receipt of the statutory fee of \$6.00, a license will be issued for .8 of a second foot of water under each of these Permits, or a total of 1.6 second feet from the two well.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

19090

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19090

This proof is for Beneficial use In Water District No.

1. Name of applicant O. D. Tilley, Route 2, Hansen, Idaho
2. Source of water supply: Subterranean (well)
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30
T. 11 S. R. 19 E. County of Twin Falls
4. Describe works as they exist, giving dimensions and capacities of same: A drilled well 180 feet deep
Cased with 133 feet of 10 inch, and thence to bottom with 9 inch casing;
A pomona deep well pump, with a 15 H.P. Motor
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):
NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29;
E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 30;
Township 11 South, Range 19 East, P.M.

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

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

Remarks: "The present capacity of well is .8 Sec Ft" This ranch is equipped with another well identical with P-19090- and at present a driller is at work deepening both wells in pursuit of a falling water table.

This examination was made on the 29 th day of June, 19 48

(Signed)



Examiner.

O. D. Tilley, Rt. 2, Hansen, Idaho

(See also Permit 20025)

Permit No. 19090

25

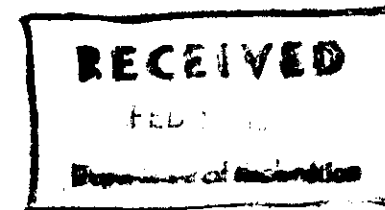
✓

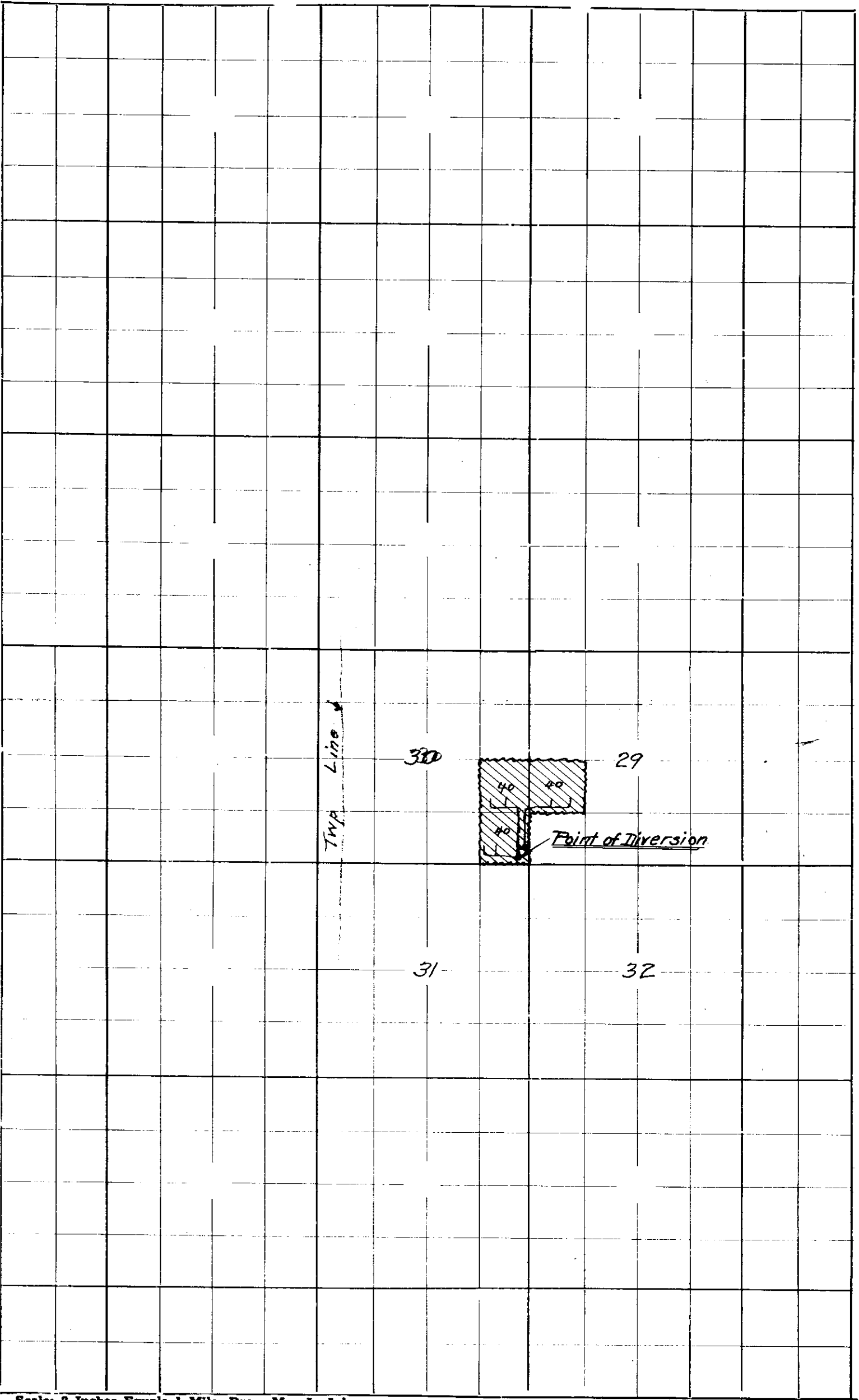
Examination for Beneficial use

County Twin Falls

INSTRUCTIONS TO EXAMINERS

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





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

19090

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 19090

REPORT ON PROOF OF Beneficial use

8 cfs
smk

24 p. 1.5 c.f.s

120 area

3-40's

January 9, 1948

Re: Permits Nos. 19090 and 20025

Mr. J. A. Keenan
Fidelity Bank Bldg.
Twin Falls, Idaho

Dear Mr. Keenan:

We acknowledge receipt of your letter of January 7th, enclosing depositions of Mr. C. D. Tilley and two witnesses, also affidavit of publication in the Twin Falls Times-News, all in proof of beneficial use under the above numbered permits.

*affidavit in
file 20025*

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, Mr. Tolman, Field Engineer for this department, will try to contact Mr. Tilley at the time he makes the examination, so that arrangements may be made to show him over the grounds.

When this examination has been made, and the report filed, we shall notify you as to the amount of fees. Meanwhile, we return your check for \$6.00 enclosed in your letter.

Very truly yours,

MARK A. KULP
State Reclamation Engineer
By

A
encl.

Chief Clerk

19090

PARRY, KEENAN, ROBERTSON & DALY
LAWYERS
FIDELITY BANK BUILDING
TWIN FALLS, IDAHO

R. P. PARRY
J. R. KEENAN
T. M. ROBERTSON, JR.
JOHN H. DALY

January 7, 1948

Department of Reclamation
State Capitol
Boise, Idaho

Dear Sirs:

Re: Permits No.'s 19090
and 20025.

O. D. Tilley.

In connection with proof of beneficial use under the above numbered permits, we are enclosing the Deposition of the Holder, Deposition of two witnesses and Affidavit of Publication of notice for each permit, together with check for \$6.00 as the fee. If your interpretation of the statute calls for a fee of \$2.00 per forty on each permit, we will remit an additional \$6.00 on notice.

Yours very truly,


J. R. KEENAN

JRK:jb
Encs.



19090

Affidavit of Publication

STATE OF IDAHO, ss.
COUNTY OF TWIN FALLS

Nº 2063

I, Lisa Maloney, 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 or advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for 4 consecutive Sundays, Commencing with the issue dated December 5, 1947, and ending with the issue dated December 16, 1947.

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

And I further certify that pursuant to Section 58-108 I. C. A., 1932, as added thereto by Chapter 154, Idaho 1933 Session Laws, Thursday of each week has been designated as the day on which legal notice required by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this 7th day of Jan, 1948.

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

NOTICE OF THE PUBLICATION
OF THE AFFIDAVIT OF PUBLICATION
GIVEN BY THE PRINCIPAL CLERK OF THE
COUNTY OF TWIN FALLS, IDAHO, ON THE
10th DAY OF JANUARY, 1948, IN
CASE NO. 2063, IN THE COUNTY OF
TWIN FALLS, IDAHO, WHEREIN
THE PRINCIPAL CLERK OF THE
COUNTY OF TWIN FALLS, IDAHO,
HAS DEPOSED AND SAID THAT A COPY
OF THE NOTICE OR ADVERTISEMENT,
AS PER CLIPPING ATTACHED, WAS
PUBLISHED IN THE REGULAR AND
ENTIRE ISSUE OF SAID NEWSPAPER,
AND NOT IN ANY SUPPLEMENT
THEREOF, FOR 4 CONSECUTIVE
SUNDAYS, COMMENCING WITH THE
ISSUE DATED DECEMBER 5, 1947,
AND ENDING WITH THE ISSUE
DATED DECEMBER 16, 1947.

#19090

19090

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 19090

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. **O. D. Tilley, farmer, residence & P.O. address Route #2, Hansen, 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 interested.**

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

Ans. **Permit No. 19090, dated January 17, 1941, priority claimed January 17, 1941.**

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

Ans. **Source of supply is subterranean, lying under lands later described.**

Point of diversion is 345 ft. west and 45 ft. north of SE corner of SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 30, Township 11 South, Range 19 East, B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. **Drilled well, 143 ft. deep, equipped with electric driven pump, developing 0.8 second feet, and main farm ditch one-half mile long, with about $1\frac{1}{2}$ miles of lateral ditch. Water developed is delivered from well directly into the farm ditches. The ditches on the property will handle up to 5 second feet of water.**

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

Ans. **Water is used for irrigation and domestic purposes; number of acres irrigated is 120 acres, or the entire acres in the farm; no meadow land; Regular crops of hay, grain and beans were raised on the property in 1947, from water including that developed under this permit.**

Land so irrigated and cropped is E $\frac{1}{2}$ of SE $\frac{1}{4}$ ~~xxxx~~ of Section 30, and NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 29, Township 11 South, Range 19 East, Boise Meridian

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

Ans. **Irrigation and domestic uses only.**

19090

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

Ans. Land requires 1 inch to acre, or 2.4 second feet for the 120 acres in the farm.

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. Original holder

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

Ans. Full quantity of water developed from well was used in latter part of 1947 season, for the irrigation of commercial crops of hay, grain and beans, and the full 120 acres was cropped in that season. In other words the 0.8 second foot developed was used for irrigation of 1947 crops.

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. Decreed rights out of Rock Creek as follows: 0.4 second feet, of July 13, 1907; 2 second feet of January 1, 1918, and 1.2 second feet of September 23, 1929. These rights can be satisfied only out of the flood water of Rock Creek, for the first part of the summer in the average season, and must be supplemented by other water for the last half of the irrigation season. This permit is required to furnish such supplemental water, in part, and balance made up from permit No. 20025

(Sign)

O. D. Talley

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 7th day of January, 1948.

My commission expires July 15, 1956

J. A. Allen
Notary Public,
residing at Twin Falls, Idaho.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19090

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. Nack Gray, 41 years old, farmer, residence and P.O. Address
Route #2, Hansen, Idaho

Ques. 2. Are you acquainted with O. D. Tilley, the holder of Permit No. 19090? How long have you known him and where does he reside?

Ans. Yes, known him 35 years; he resides at Hansen, Idaho, RFD.

Ques. 3. Have you read or heard read said Permit No. 19090, 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 subterranean, diverted in SE corner of
SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, Township 11 South, Range 19 East, B.M., by
drilled well with electric driven pump, and farm distribution ditches.
About 1/2 mile of main ditch, and 1 $\frac{1}{2}$ miles of lateral ditches.
Well is 143 feet deep.

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. Well develops 0.8 second feet; ditches will convey over 3 second feet.

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

Ans. Water used for irrigation and domestic purposes on E $\frac{1}{2}$ SE $\frac{1}{4}$ of
Sec. 30-11-19, and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 29, 11-19, all of this land is in crop
outside farm buildings, and 120 acres irrigated. Regular commercial
crops raised in 1947 consisted of beans, grain and hay.

19090

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Irrigation and domestic uses only.

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

Ans. Land is the common brown loam soil of Twin Falls County - it requires at least 1 inch to acre, or 1.6 sec. feet per 80 acres.

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

Ans. No.

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

Ans. Have seen .8 second foot developed by the drilled well and pump, and all of that water actually used in the irrigating of commercial crops of beans, grain and hay in the latter part of the 1947 season.

(Signed) Mack Gray

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 7th day of January, A. D. 19 48.

My commission expires July 15, 1950

J. A. Jensen
Notary Public.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19090

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. Ed King, 29 years old, residence P.O. Address Route #2
Hansen, Idaho, occupation farmer,

Ques. 2. Are you acquainted with O. D. Tilley, the holder of Permit No. 19090? How long have you known him and where does he reside?

Ans. Have known him for 14 years. He resides south of Hansen, Idaho

Ques. 3. Have you read or heard read said Permit No. 19090, 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. Drilled well 143 feet deep, with electric driven pump, and
a half mile of main ditch, and about 1½ miles of lateral ditches
Source of water is subterranean, underlying lands below described.
Well is in the se corner of SE¼ SE¼ of Section 30, Township 11 South
Range 19 East, B.M.

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. Well will develop 0.8 second feet; the farm ditches will handle
more than 3 second feet.

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

Ans. Water developed is used on E½ SE¼ of Sec. 30, and NW¼ SW¼ of Sec.
29,, Township 11 South, Range 19 East, B.M., on these lands there are
120 irrigated acres which for 1947 grew regular commercial crops of
beans, hay and grain.

19090

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Used for irrigation and domestic purposes only.

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

Ans. Land is the common brown loam soil of Twin Falls County, and requires 1 inch to acre or 1.6 second feet to 80 acres.

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

Ans. No.

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

Ans. Have seen the well develop 0.8 second feet, and all of the water used in the crop season of 1947 for the irrigation of regular crops of grain, hay and beans.

(Signed) Ed. King

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 7th day of January, A. D. 19 48.

My commission expires July 15, 1950

W. A. Hansen
Notary Public.

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

Re: Permit No. 19090 & 20025
O. D. Tilley

BOISE, IDAHO, December 27, 1947

Mr. J. R. Keenan, Notary Public,
Fidelity Bank & Trust Bldg.
Twin Falls, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. s. 19090 and 20025, asset of three for each permit.

DEPOSITION OF PERMIT HOLDER, DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On January 7, 1947, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Twin Falls, Idaho before J. R. Keenan, Notary Public

2. When the depositions have been taken, they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

MARK R. KULP

Commissioner of Reclamation.
State Reclamation Engineer

19090

December 3, 1947-

Dear Sirs;

This card it to acknowledge receipt of The O. D. Tilley
legal notice of proof use of Water.

We have scheduled publication for December 5,12,19,25.
We will furnish your office with a copy of the first
publication.

Thank you.

Very truly yours

Times-News

By

Jessie Salaya 19090

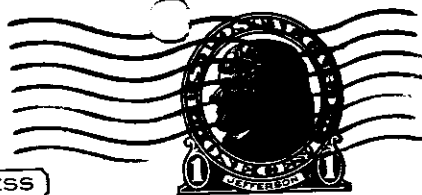
RECEIVED

DEC 4

Department of Reclamation



THIS SIDE OF CARD IS FOR ADDRESS



State of Idaho
Department of Reclamation
State Reclamation Engineer
Boise, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Re: Permit No., 20025 & 19090

Date: December 1, 1947

Twin Falls Times-News

Twin Falls, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to January 7, 1948 . the date set for proof, the expense of the publication to be paid by the applicant, O. E. Tilley, C/o J. R. Keenan of Fidelity Bank Bldg., Twin Falls, Ida., to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

By

Chief Clerk

19090

(Date) November 26 - 1947
(P. O.) Hansen Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

Re Permits 19090-20025

You are hereby authorized to have the attached notice published at my expense in the Times-News of Twin Falls, published in the County in which the works are situated.

W. T. Tilly
by J. R. Allen
his attorney

(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.

19090

(Date) November 26 - 1947
(P. C.) Naumen Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Re: Permits 19090-20025

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Times - News of Twin Falls, published in the County in which the works are situated.

W. H. Little
by J. J. McNamee
his attorney

(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.

(Date) November 26 - 1947
(P. O.) Hailey Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Re Permits 19090-20025

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Times-News of Twin Falls, published in the County in which the works are situated.

J. D. Kelly
by J. D. Menan
his attorney

(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.

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

Notice is hereby given that at 11:00 A.M. on the 7th day of January, 1948, before J. R. Keenan, a Notary Public, at his office, Room 3, Fidelity National Bank Building, Twin Falls, Twin Falls County, Idaho, proof will be submitted of the application to beneficial use of 0.8 cubic feet per second of subterranean waters in accordance with the terms and conditions of Permit No. 19090 and of the application to beneficial use of 0.8 cubic feet per second of subterranean waters in accordance with the terms and conditions of Permit No. 20025, heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permits are O. D. Tilley, R.P.D., Hansen, Idaho.

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

The amount applied to beneficial use is 0.8 cubic feet per second under each permit, a total of 1.6 cubic feet per second.

The place where said water is used is:

NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 29; NE $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, in Township 11 South, Range 19 East, Boise Meridian, in Twin Falls County, Idaho.

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

The right to take water from such works is based upon Permits Nos. 19090 and 20025.

The source of supply from which such water is diverted is subterranean waters underlying the lands above described.

Date of priority which said user is prepared to establish is January ¹⁵ 17, 1941, for 0.8 cubic feet per second under Permit No.

1948

February 27
19090 and March 5, 1947, for 0.3 cubic feet per second under
Permit No. 20025.

Mark R. Kulp
State Reclamation Engineer

19090

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

Notice is hereby given that at 11:00 A.M. on the 7th day of January, 1948, before J. R. Keenan, a Notary Public, at his office, Room 3, Fidelity National Bank Building, Twin Falls, Twin Falls County, Idaho, proof will be submitted of the application to beneficial use of 0.8 cubic feet per second of subterranean waters in accordance with the terms and conditions of Permit No. 19090 and of the application to beneficial use of 0.8 cubic feet per second of subterranean waters in accordance with the terms and conditions of Permit No. 20025, heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permits are O. D. Tilley, R.F.D., Hansen, Idaho.

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

The amount applied to beneficial use is 0.8 cubic feet per second under each permit, a total of 1.6 cubic feet per second.

The place where said water is used is:

NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 29; NE $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, in Township 11 South, Range 19 East, Boise Meridian, in Twin Falls County, Idaho.

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

The right to take water from such works is based upon Permits Nos. 19090 and 20025.

The source of supply from which such water is diverted is subterranean waters underlying the lands above described.

Date of priority which said user is prepared to establish is January ¹⁵~~17~~, 1941, for 0.8 cubic feet per second under Permit No.

19090

February 27
19090 and ~~March 5~~, 1947, for 0.8 cubic feet per second under
Permit No. 20025.

Mark R. Kasp
State Reclamation Engineer

19090

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

November 1, 1947

Mr. O. D. Tilley

Hansen, Idaho

Dear Sir:

We enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. 19090. This should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make proof, in order to allow time for the four weeks' publication required by law.

The 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 January 17, 1947, and if proof is submitted subsequent to 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

19090

~~19089~~

✓
November 14, 1946

Re: Permit No. 19090

Mr. J. R. Keenan
Fidelity Bank Bldg.
Twin Falls, Idaho

Dear Mr. Keenan:

We enclose herewith Certificate of Completion of Works issued under the above numbered permit in the name of O. D. Tilley, to appropriate $1 \frac{1}{2}$ cubic feet per second of subterranean waters, from a well in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 30, Township 11 South, Range 19 East, B.M., Twin Falls County, for irrigation and domestic use on the E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 30, and the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29, same township and range.

We also enclose Departmental Receipt # 19700 for the \$5.00 fee paid in connection with completion of works proof.

Beneficial use proof under this permit is due on or before January 17, 1948.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

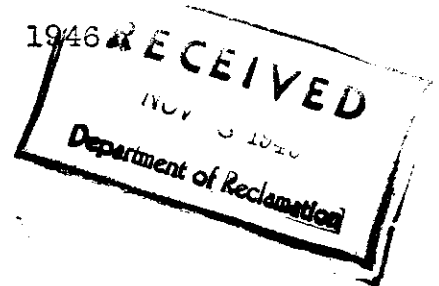
A
Encls.

19090

LAW OFFICES
R. P. PARRY
FIDELITY BANK BUILDING
TWIN FALLS, IDAHO

ASSOCIATES:
J. R. KEENAN
T. M. ROBERTSON, JR.
JOHN H. DALY

November 7, 1946



Department of Reclamation,
State Capitol,
Boise, Idaho.

Dear Sirs:

Permit No. 19090
O. D. Tilley,
Hansen, Idaho.

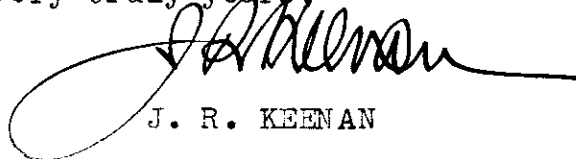
Herewith completed Proof of Completion of Works in this permit.

Mr. Tilley did not have with him the Department's order allowing him additional time for completion, and the date to which time was extended is that which he gives me orally.

If the proof is satisfactory, kindly send the certificate in our care, and at the same time advise us what date was set for proof of application to beneficial use.

Check of Mr. Tilley for your fee in this matter is inclosed.

Very truly yours,


J. R. KEENAN

k

19090

Permit No. 19090

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO }
County of Twin Falls } ss.

O. D. Tilley

, 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. 19090, and that his postoffice address is Route #2 Hansen, Idaho.

Second: That the name of the stream from which said water is to be directed is Subterranean sources in lower Rock Creek valley.

Third: That the point of diversion of said water is well 345 ft. west and 45 ft. north of se corner of Section 30, Twp 11 S., R 19 E., B.M. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of the section.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by January 17, 1947, per extension of permit.

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

Sixth: That on November 7, 1946, the works constructed under said permit were (revised) fully completed and consisted of the following:

- I. Kind of works: Drilled well, 11" diameter, 146 feet deep, Pomona
(Reservoir, dam, ditch, flume, pipe or otherwise)
deep well turbine pump, rated at 80" at depth of 125 ft., and
II. Dimensions of work:
30 HP electric motor, with electricity from power lines of the
(a) Height of dam feet, length of dam at top feet, length of dam at
Idaho Power Company. Material used in construction
bottom feet.

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

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

(d) Conduit ditches width at bottom 2 feet, width at water line 3
(State whether ditch, flume or pipe)
feet, depth of water 1 $\frac{1}{2}$ feet; diameter of pipe inches, average grade
per mile is 15 feet. Length of conduit is 2 $\frac{1}{4}$ miles.Seventh: That said works are capable of conducting to the place of intended use 1-5/8 second feet.
second feet of water from aforesaid well. Ditches will actually carry 3 s. ft.Eighth: That water appropriated under said permit is available for 120 of my total water
described as follows: NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29, Twp 11 S., R 19 East, B.M., and E $\frac{1}{2}$ SE $\frac{1}{4}$
of Section 30, Twp 11 S. R 19 East, B.M.

Ninth: Remarks: That

O. D. Tilley
(Sign here)

Subscribed and sworn to before me this 7th day of October, November, 1946.

My commission expires July 15, 1950

Notary Public.
residing at Twin Falls, Idaho.

19090

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Mr. C. D. Tilley

Hansen, Idaho

Boise, Idaho **November 1, 1946**

Dear Sir:-

Under the terms of your permit No. 19090 you are required to complete your diversion works on or before _____ 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

19090

APPROVAL OF STATE RECLAMATION ENGINEER

WHEREAS, Application for extension of time for completion of works under Permit to Appropriate the Public Waters of the State of Idaho, No. 19090, has been made by the owner thereof, O. D. Tilley, of Hansen, Idaho, which application was duly advertised for a period of two consecutive weeks in the Twin Falls Times-News, stating that on the 17th day of October, 1945, a hearing would be held for the purpose of receiving any protests, testimony or evidence regarding such application; and,

WHEREAS, At the time set for the hearing no protest, testimony or evidence had been presented, either orally or by affidavit; and,

WHEREAS, It appears that the owner of said permit is entitled to a further extension of time within which to complete work:

NOW, THEREFORE, I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, by virtue of authority vested in me under Senate Bill No. 13, Chapter 12, Session Laws of 1945, hereby extend the time for completion of works under Permit to Appropriate the Public Waters of the State of Idaho, No. 19090, to January 17, 1947.

WITNESS MY HAND this 29th day of October, A. D. 1945.

Mark R Kulp

MARK R. KULP
State Reclamation Engineer

19090

V

October 29, 1945

Re: Permit No. 19090

Mr. J. R. Keenan
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Keenan:

We enclose approval of the State Reclamation Engineer of the application for extension of time for completion of works under Permit No. 19090, in the name of O. D. Tilley, of Hansen.

While Mr. Tilley's application only requested extension until July 17, 1946, he stated that it might not be until the second quarter of 1946 before a suitable pump could be procured.

We have, therefore, allowed a year's extension, or until January 17, 1947, but the proof may be made at any time prior thereto that he is prepared to do so.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

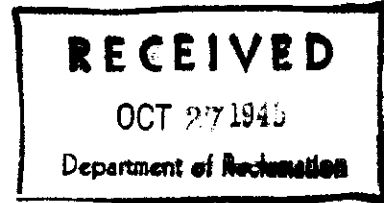
Chief Clerk

A
Encl.

19090

J. R. KEENAN
GRAYDON W. SMITH

LAW OFFICES
R. P. PARRY
FIDELITY BANK BUILDING
TWIN FALLS, IDAHO
October 25, 1945



Department of Reclamation
State Capitol
Boise, Idaho

Re: Permit no. 19090, C. D. Tilley

Dear Sirs:

We enclose in this matter, affidavit of publication of notice of application for extension of time for completion of works.

Kindly make the order extending time, in accordance with the application, sending me a copy of the same for the permit holder's file.

Yours very truly,

A handwritten signature in dark ink, appearing to read "J. R. Keenan". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

J. R. KEENAN

JRK/mlb

encl.

19090

NOTICE FOR PUBLICATION
NOTICE OF APPLICATION FOR
EXTENSION OF TIME FOR
COMPLETION OF WORKS UN-
DER SENATE BILL NO. 13, SES-
SION LAWS OF 1945

Notice is hereby given, that on the 17th day of October, 1945, at 10:00 o'clock, A. M., a hearing will be held by the State Reclamation Engineer, or his deputy, at Room 107 State House, Boise, County of Ada, State of Idaho, for the purpose of receiving any protests, testimony and evidence regarding an application for extension of time for completion of works under Permit to Appropriate the Public Waters of the State of Idaho, No. 19090. The said protests and evidence may be submitted either orally or by affidavits by any person or persons owning or in possession of a right to the use of any waters of a stream or source of supply affected by the said extension.

1. The number of said Permit is 19090.
2. The name and post-office address of the person or persons or corporation holding said permit or permits are: O. D. Tilley, Route 2, Hansen, Idaho.
3. The amount of water claimed by the said permit or permits is 15 cubic feet per second from subterranean water which is tributary to the Rock Creek drainage area, Twin Falls County, Idaho.

MARK R. KULP,
 State Reclamation Engineer.
 Publish: Sept. 27, Oct. 4, 1945.

Affidavit of Publication

STATE OF IDAHO,
 COUNTY OF TWIN FALLS, } ss.

Nº 1152

I, Lisa Molony, 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 so solemnly swear that a copy of the notice or advertisement as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for 2 consecutive Thursday, commencing with the issue dated Sept 27, 1945, and ending with the issue dated Oct 4, 1945.

And I do further certify that said newspaper is a consolidation, effective Feb. 18, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said Times-News, since such consolidation, has been published as a daily paper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 58-108 I. C. A., 1932, as added thereto by Chapter 154, Idaho 1933 Session Laws, Thursday of each week has been designated as the day on which legal notice required by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me this 4th day of Oct, 1945.

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

19090

✓

October 18, 1945

Re: Permit No. 19090
O. D. Tilley

Mr. J. R. Keenan
Fidelity Bank Bldg.
Twin Falls, Idaho

Dear Mr. Keenan:

This is to advise you that no protests were received in connection with the hearing advertised to be held on October 17th on Mr. Tilley's application for extension of time for completion of works under the above numbered permit.

Therefore upon receipt of the affidavit of publication from the Twin Falls Times-News, this application will be approved and the extension allowed.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A

Chief Clerk

19090

✓
September 20, 1945

Re: Permit No. 19090
O. D. Tilley

Mr. J. R. Keenan
Fidelity Bank Building
Twin Falls, Idaho

Dear Mr. Keenan:

We acknowledge receipt of your letter of September 17th, enclosing the application of O. D. Tilley for extension of time for completion of works under the above numbered permit.

October 17th, at 10:00 o'clock A. M., has been set as the time for hearing, to be held at this department, and the notice has been sent to the Twin Falls Times-News for publication once a week for two weeks prior to that date; affidavit of publication to be sent to Mr. Tilley.

It will not be necessary for Mr. Tilley to appear or be represented at the hearing, as his statement is contained in his application. If no protests are received, the extension will be approved, upon receipt in this department of the affidavit of publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A

Chief Clerk

19090

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE

Date . **September 20, 1945** .

The Times-News

Twin Falls, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for two consecutive weeks prior to **October 17, 1945** the date set for hearing, the expense of the publication to be paid by the applicant, **O. P. Tilley, Route 2, Hansen, Idaho**

to whom you should furnish proof of publication on or prior to the date set for hearing.

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

19090

NOTICE FOR PUBLICATION

NOTICE OF APPLICATION FOR EXTENSION OF TIME FOR COMPLETION OF WORKS
UNDER SENATE BILL NO. 33, SESSION LAWS OF 1945

00000000000000000000

Notice is hereby given, that on the 17th day of October
1945, at 10:00 o'clock, A. M., a hearing will be held by the
State Reclamation Engineer, or his deputy, at Room 107 State House, Boise,
County of Ada, State of Idaho, for the purpose of
receiving any protests, testimony and evidence regarding an application for
extension of time for completion of works under Permit to appropriate the
Public Waters of the State of Idaho, No. 19090. The said protests
and evidence may be submitted either orally or by affidavit by any person
or persons owning or in possession of a right to the use of any waters of a
stream or source of supply affected by the said extension.

1. The number of said Permit is 19090
2. The name and post-office address of the person or persons or corporation holding said permit or permits are:

O. D. Tilley, Route 2, Hansen, Idaho

3. The amount of water claimed by the said permit or permits is 1.5 cubic feet per second from subterranean water which is tributary to in the Rock Creek drainage area, Twin Falls County, Idaho

MARK. R. KULP

State Reclamation Engineer

19090

J. R. KEENAN
GRAYDON W. SMITH

LAW OFFICES
R. P. PARRY
FIDELITY BANK BUILDING
TWIN FALLS, IDAHO
September 17, 1945

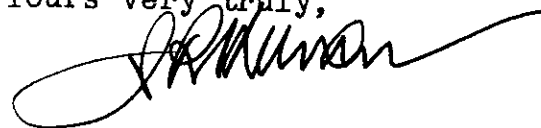
Department of Reclamation
State Capitol
Boise, Idaho

Dear Sir:

We enclose the application of O. D. Tilley for an extension of time in which to complete works under Permit No. 19090 and also his signed authority to you to have the notice published.

Please set the time of hearing to suit your own convenience.

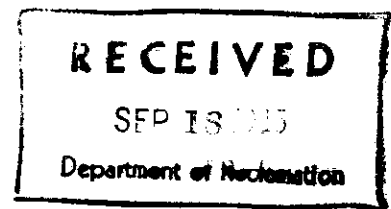
Yours very truly,



J. R. KEENAN

JRK:wr
enc.

aw 17



19090

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Twin Falls, Idaho

(P. O.) September 17, 1945

STATE RECLAMATION ENGINEER :

TO THE ~~COMMISSIONER OF RECLAMATION~~ :

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.

O. D. Silley

(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.

19090

PERMIT NO. 19090

APPLICATION FOR EXTENSION OF TIME FOR COMPLETION OF WORKS
UNDER SENATE BILL NO. 13, SESSION LAWS OF 1945.

STATE OF IDAHO)

County of Twin Falls

O. D. Tilley of Hansen, State of
Idaho, being first duly sworn, upon his oath deposes and says:

That he is the owner and holder of Permit to appropriate the
Public Waters of the State of Idaho, No. 19090

That under the terms and conditions of said Permit, completion
of works thereunder is required by January 17,, 1946.

That he has heretofore in good faith performed the following
work and taken the following steps to bring about the completion of the
said works described under the said permit, to-wit:

He has a drilled well, and has procured a pump to pump water
therefor, and has had the power line of the Idaho Power Company
extended to his premises, but that the said pump is not able
to pump the full amount of the water available through the
well, though it is being now used to its capacity.

That he is unable to complete the remainder of said works and
submit proof of completion of works within the required time, for the
following reasons, to-wit:

The only pump which he can get at this time is not of a capacity
high enough to pump all the water in the well, and he is advised
that it may not be until ~~first~~ ^{second} quarter of 1946 that a pump of
the requisite capacity can be procured.

Therefore, he makes application to the State Reclamation Engineer
to extend the time for Completion of Works under the said permit to
July, 17,, 1946, pursuant to the provisions of Senate
Bill No. 13, Session Laws of 1945.

Subscribed and sworn to before me this 17 day of September, 1945

My commission expires July 15, 1946

O. D. Tilley
Notary Public for Idaho
Residing at Twin Falls, Idaho

Date of receipt at office of Department of Reclamation Sept. 18 1945

19090

August 30, 1945

Re: Permit No. 19090

Mr. O. D. Tilley
Route 2
Hansen, Idaho

Dear Mr. Tilley:

We acknowledge receipt of your letter of August 28th, requesting an extension of six months for making proof of completion of works under your Permit No. 19090.

Reference to the permit records shows that this proof is not actually due until January 17, 1946. Do we understand that you wish an extension of six additional months from that date? Otherwise, you now have about five months in which to procure the pump and make the proof of completion of works.

However, if you wish additional time, you may file an application for extension on the enclosed form, under the provisions of Senate Bill No. 13 of the 1945 Legislature, a summary of which we enclose.

As you will note, this requires publication once a week for two consecutive weeks, in a newspaper in the county where the water is diverted, of notice of hearing to be held in connection with the extension application. This notice is made out in this office, in form similar to the enclosed.

In submitting your application for extension, please also return form No. 11, enclosed, which is your authorization for us to have the notice published at your expense, in the newspaper that you may designate.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encls.

19090

Hansen, Ida
Aug. 28, 1945

Marb. Kulep Reclamation Comm.
 Boise, Ida.

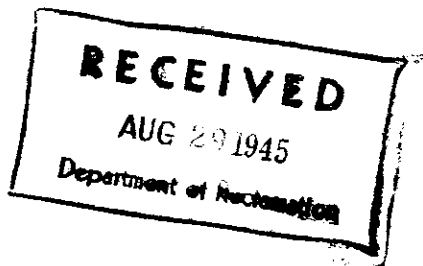
Dear Sir -

Do to the fact that I have
not been able to get ^{the} pump that
will pump the supply of water
that is in my well. I would
like to get extension of time of
my Permit No 19090 for six months
By that time I believe I can get
the right pump that ^{will} draw the amount
of water of my filing.

Yours Truly
C. D. Tilley
Hansen, Ida,
Rt. no 2

1-17-41

due 1-17-46



19090

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 19090

January 18, 1941

Boise, Idaho,

Dear Sir:

I enclose herewith above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as
given under approval of the Commissioner of Reclamation on
the ^{Fourth} ~~first~~ page.

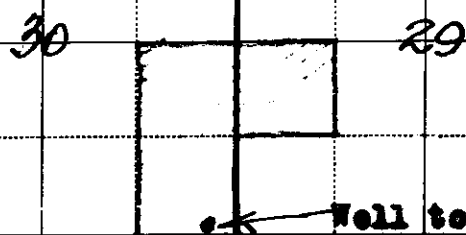
O. D. Tilley
c/o Parry & Thomen
Twin Falls, Idaho

E. V. BERG.
Commissioner of Reclamation.

Enclosed Receipt No. 17694 for \$5.25.

19090

in Township 11 South, Range 19 East, Boise Meridian,
Twin Falls County, Idaho.



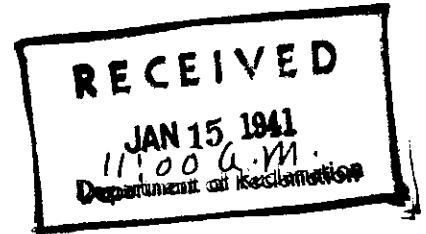
All of the acreage in these subdivisions
to be irrigated

19090
JAN 17 1910
E. J. ...
Commissioner

PARRY AND THOMAN
LAWYERS
FIDELITY NAT'L BANK BLDG.
TWIN FALLS, IDAHO

R. P. PARRY
J. P. THOMAN
J. R. KEENAN

January 14, 1941.



Mr. E. V. Berg,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir: Application O. D. Tilley

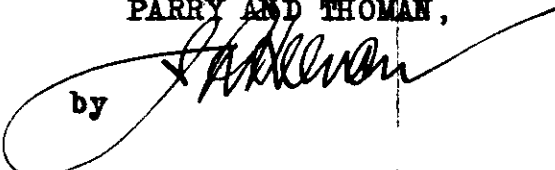
We inclose application of O. D. Tilley for a permit for the appropriation of $1\frac{1}{2}$ second foot of water proposed to be had by drilling a well on the E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec 30-11-19, in this County, together with the applicant's check for the \$5.25 fees of your office.

As the application states that no new ditch construction is necessary, we omit any description of the present ditches on the land.

Please check application over and if it is in order will you please approve the same.

Very truly yours,

PARRY AND THOMAN,

by 

k

19090

Published: Sept. 20, 27, Oct. 4, 11, 18, 1945.

**NOTICE FOR PUBLICATION
NOTICE OF APPLICATION FOR
EXTENSION OF TIME FOR
COMPLETION OF WORKS UNDER
SENATE BILL NO. 13, SESSION
LAWS OF 1945**

Notice is hereby given, that on the 17th day of October, 1945, at 10:00 o'clock, A. M., a hearing will be held by the State Reclamation Engineer, or his deputy, at Room 107 State House, Boise, County of Ada, State of Idaho, for the purpose of receiving any protests, testimony and evidence regarding an application for extension of time for completion of works under Permit to Appropriation of the Public Waters of the State of Idaho, No. 19090. The said protests and evidence may be submitted either orally or by affidavits by any person or persons owning or in possession of a right to the use of any waters of a stream or source of supply affected by the said extension.

1. The number of said Permit is 19090.

2. The name and post-office address of the person or persons or corporation holding said permit or permits are: O. D. Tilley, Route 2, Hansen, Idaho.

3. The amount of water claimed by the said permit or permits is 1.5 cubic feet per second from subterranean water which is tributary to in the Rock Creek drainage area, Twin Falls County, Idaho.

MARK R. KULP,
State Reclamation Engineer.
Publish: Sept. 27, Oct. 4, 1945.

**NOTICE FOR PUBLICATION
Notice of Proof Application of Water
To Beneficial Use**

Notice is hereby given, that at 11:00 a. m. on the 7th day of January, 1948, before J. R. Keenan, a Notary Public, at his office, Room 3, Fidelity National Bank Building, Twin Falls, Twin Falls County, Idaho, proof will be submitted of the application to beneficial use of 0.8 cubic feet per second of subterranean waters in accordance with the terms and conditions of Permit No. 19090 and of the application to beneficial use of 0.8 cubic feet per second of subterranean waters in accordance with the terms and conditions of Permit No. 20025, heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permits are O. D. Tilley, R. F. D., Hansen, Idaho.

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

The amount applied to beneficial use is 0.8 cubic feet per second under each permit, a total of 1.6 cubic feet per second.

The place where said water is used is:

NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 29; NE $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, in Township 11 South, Range 19 East, Boise Meridian, in Twin Falls County, Idaho.

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

The right to take water from such works is based upon Permits Nos. 19090 and 20025.

The source of supply from which such water is diverted is subterranean waters underlying the lands above described.

Date of priority which said user is prepared to establish is January 15, 1941, for 0.8 cubic feet per second under Permit No. 19090 and February 27, 1947, for 0.8 cubic feet per second under Permit No. 20025.

MARK R. KULP,
State Reclamation Engineer

Publish: Dec. 5, 12, 19, 26, 1947.

19090