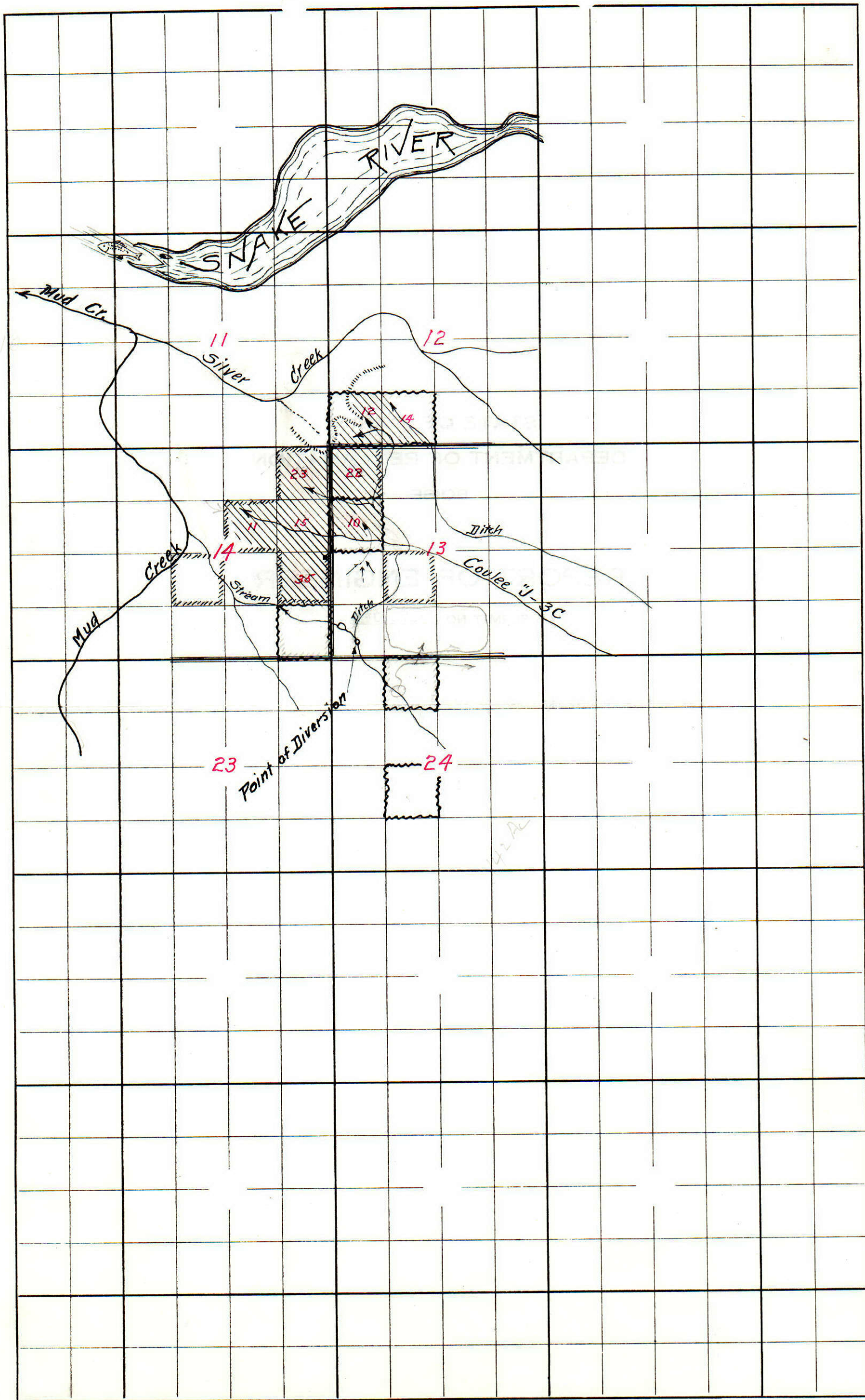




STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

PERMIT NO. 17290

REPORT ON PROOF OF Beneficial Use

OK Bt. Irrigation  
2.56 SF  
Feb 16<sup>th</sup> in 8 sub.

# Affidavit of Publication

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

Notice is hereby given that at 10:00 a. m. on the 10th day of

June, 1939, at Buhl, County of Twin Falls, State of Idaho, before W. Lee Howard, Notary Public, proof will be submitted of the application to beneficial use of 18.6 cubic feet per second of the waters of seepage wells, streams and springs in accordance with the terms and conditions of Permit No. 17290 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Buhl Country Club, Inc., Buhl, Idaho.

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

The amount applied to beneficial use is 18.6.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NE $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 24; SE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 14; S $\frac{1}{2}$ SW $\frac{1}{4}$  Sec. 12; Twp. 9 South, Range 14 E.B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Buhl Country Club, Inc. ditch.

The right to take water from such works is based upon Permit No. 17290.

The source of supply from which such water is diverted is seepage stream from tunnel, springs, wells and waste water.

The date of priority which said user is prepared to establish is June 8, 1930.  
(12t4)

JAMES SPOFFORD,  
Commissioner of Reclamation

STATE OF IDAHO }  
County of Twin Falls } ss.

I, Vernon R. Frost, do solemnly swear that I am the printer and publisher of THE BUHL HERALD, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper four consecutive weeks, the first publication having been made on the 11th day of May, 1939, and the last publication having been made on the 1st day of June, 1939; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

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

Vernon R. Frost

Subscribed and sworn to before me this

1st day of June, 1939

W. Lee Howard

Notary Public.

17290

1175

# THE BUHL HERALD

V. R. FROST, Editor

Re: Permit #17290

● BUHL, IDAHO

May 12, 1939

Dept. of Reclamation  
State of Idaho  
Boise, Idaho

Gentlemen:

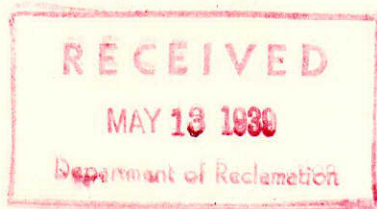
The following is a proof of the legal notice in regard to Permit No. 17290, with the exception that date of priority will be changed to read, "June 8, 1930" in subsequent publications and on the affidavit copy.

If there are any other corrections, kindly let us know.

Yours very truly

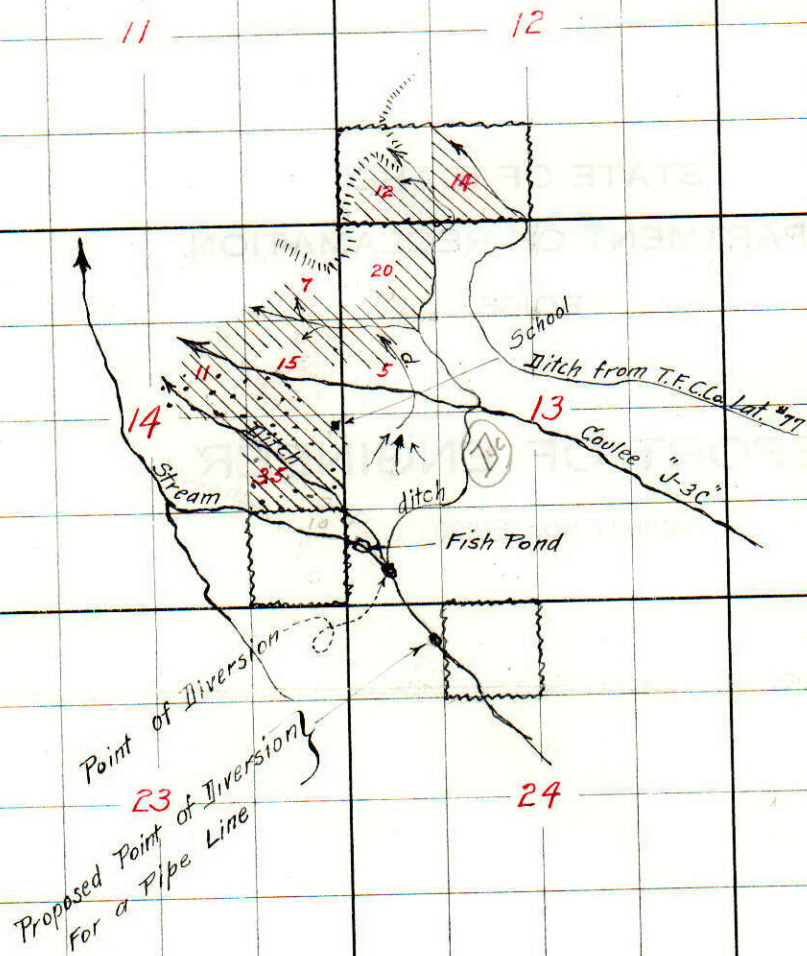
THE BUHL HERALD

*Vernon R. Frost*



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 June, 1939, at Buhl, County of Twin Falls, State of Idaho, before W. Lee Howard, Notary Public, proof will be submitted of the application to be submitted use of 18.6 cubic feet per second of the waters of seepage wells, streams and springs in accordance with the terms and conditions of Permit No. 17290 heretofore issued by the Commissioner of Reclamation of the State of Idaho. The name and postoffice address of the person or corporation holding said permit are Buhl Country Club, Inc., Buhl, Idaho. The use to which said water has been applied is irrigation and fish hatchery. The amount applied to beneficial use is 18.6. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NE 1/4 NW 1/4 Sec. 24; SE 1/4 SE 1/4 Sec. 14; S 1/2 SW 1/4 Sec. 12; Twp. 9 South, Range 14 E.B.M. The name of the canal or ditch or other works by which said water is conducted to such place of use is Buhl Country Club, Inc. ditch. The right to take water from such works is based upon Permit No. 17290. The source of supply from which such water is diverted is seepage stream from tunnel, springs, wells and waste water. The date of priority which said user is prepared to establish is June 10, 1939. JAMES SPOFFORD, Commissioner of Reclamation (1244)

17290



STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

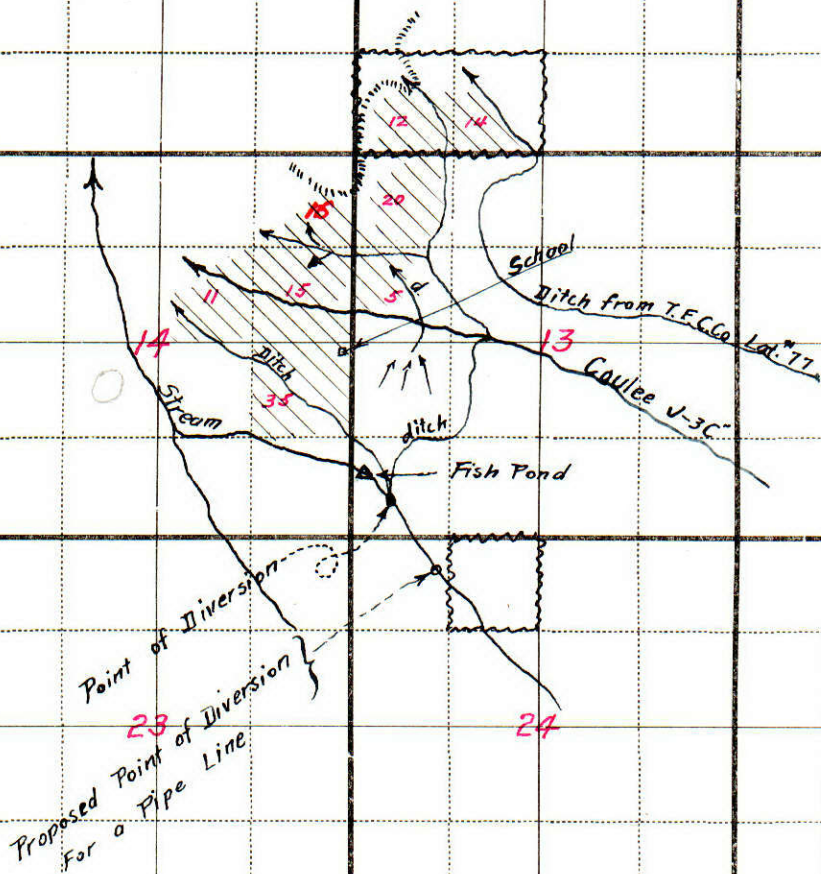
PERMIT NO. 17290

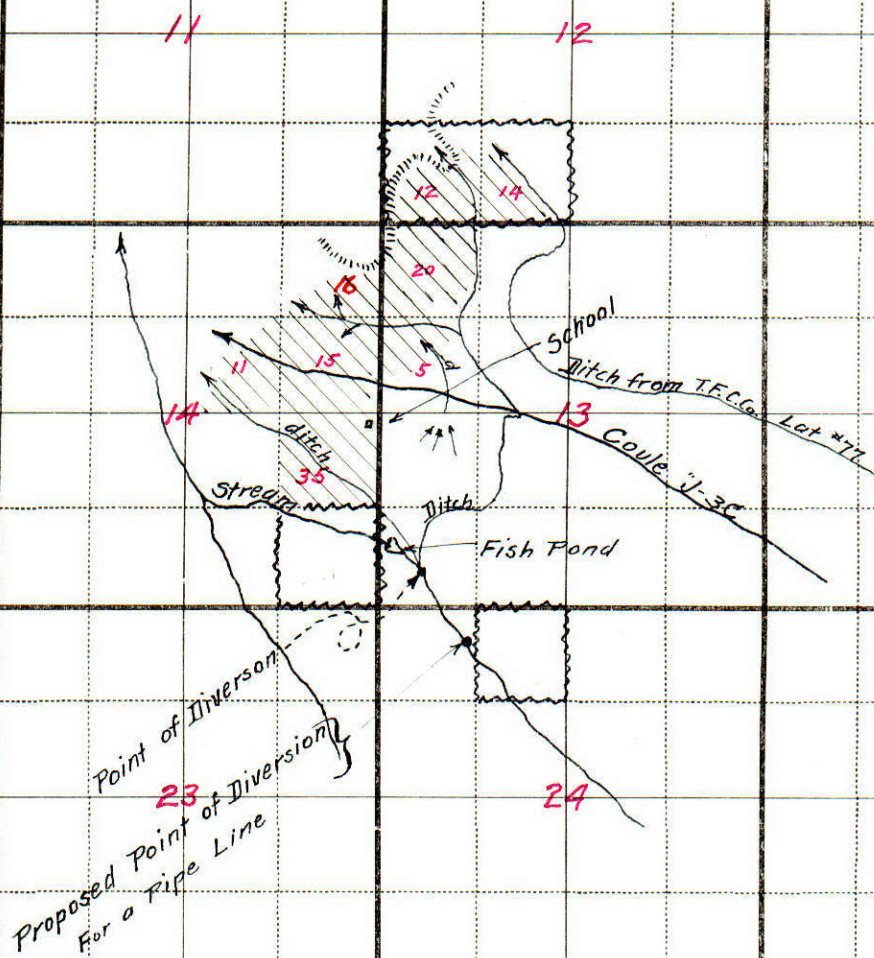
REPORT ON PROOF OF Completion of Works

OK. 18.6 S.F.  
fee 5.70

7.70 HD

↓  
Paid 5-8-39





# Affidavit of Publication

17290

## NOTICE FOR PUBLICATION

Notice is hereby given that at 10:00 A. M., on the 8th day of May, 1936, at Buhl, County of Twin Falls, State of Idaho, before W. Lee Howard, Notary Public proof will be submitted of the completion of works for the diversion of 18.6 cubic feet per second of the waters of seepage springs, seepage tunnel, wells, and waste water flowing into an unnamed coulee in accordance with the terms and conditions of a certain permit heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is Buhl Country Club, Inc.

2. The postoffice address of such person or principal place of business of such corporation is Buhl, County of Twin Falls, State of Idaho.

3. The number of such Permit is 17290, and the date set for the completion of such work is May 10, 1936.

4. Said water is to be used for irrigation, domestic and fish pond purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 18.6 cubic feet per second.

6. The amount of lands for which said water is available is 130 acres, particularly described as follows: NE $\frac{1}{4}$  NW $\frac{1}{4}$ , 10 acres, Sec. 24; SE $\frac{1}{4}$  SE $\frac{1}{4}$ , 40 acres, Sec. 14; SW $\frac{1}{4}$  SW $\frac{1}{4}$ , 40 acres, & SE $\frac{1}{4}$  SW $\frac{1}{4}$ , 40 acres, Sec. 12; all in T. 9 S., R. 14 E., B. M.

R. W. FARIS, Commissioner of Reclamation. (4t4)

STATE OF IDAHO }  
County of Twin Falls } ss.

I, Vernon R. Frost, do solemnly swear that I am the printer and publisher of THE BUHL HERALD, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper four consecutive weeks, the first publication having been made on the 19th day of March, 1936, and the last publication having been made on the 9th day of April, 1936, that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

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

Vernon R. Frost

Subscribed and sworn to before me this

9th day of April, 1936

Ray L. Loman

Notary Public.

17290

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }  
County of Twin Falls } ss.

I, Vernon R. Frost, do solemnly swear that I am the publisher of THE BUHL HERALD, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper two consecutive weeks, the first publication having been made on the 16th day of May, 1935 and the last publication having been made on the 23rd day of May, 1935; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

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

Vernon R Frost

Subscribed and sworn to before me this

23rd day of May, 193 5

[Signature]

Notary Public

## NOTICE FOR PUBLICATION

NOTICE OF APPLICATION FOR EXTENSION OF TIME FOR COMPLETION OF WORKS UNDER SENATE BILL NO. 129, SESSION LAWS OF 1935.

Notice is hereby given, that on the 28th day of May, 1935, at 10:00 o'clock, A. M., a hearing will be held by the State Commissioner of Reclamation, or his deputy, at 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. 17290. 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 the said Permit is 17290.

2. The name and post-office address of the person or persons or corporation holding said permit or permits are: BUHL COUNTRY CLUB INC., BUHL, IDAHO.

3. The amount of water claimed by the said permit or permits is 18.6 second feet from seepage wells, springs and waste water, all flowing into an unnamed stream which is tributary to Snake River.

4. This notice is to be published at the expense of the applicant or applicants above named. The publisher is hereby authorized to deliver to the said applicant the proof of publication upon payment for the said publication.

R. W. FARIS  
Commissioner of Reclamation  
(12T2)

17290



1970

DISTRICT COURT  
TWIN FALLS CO. IDAHO  
FILED

'70 JUL 17 AM 9:51

BY H. A. [signature]  
CLERK  
DEPUTY CLERK

*numbered copy*

1 HEPWORTH, WALKER, NUNGESTER & FELTON  
2 1020 Main, Buhl, Idaho 83316  
3 Tel. No. 208-543-4368  
4 Attorneys for Plaintiff

8 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
9 STATE OF IDAHO, IN AND FOR TWIN FALLS COUNTY

10 \* \* \* \* \*

12 GLENN DALE RANCHES, INC., )  
13 A Corporation, )  
14 )  
15 Plaintiff, )  
16 )  
17 -vs- )

15 CLARA TERRY BOYD and B. BOYD; IVAN )  
16 NIPPER and JUANITA NIPPER; CLINIC )  
17 PHARMACY, INC.; SADIE CAGLE; )  
18 CLARENCE KROTH, and any and all )  
19 other persons known or unknown who )  
20 claim any right, title or interest to the )  
21 water of that certain stream of water )  
22 composed of seepage wells, springs and )  
23 seepage tunnels all flowing into an )  
24 unnamed coulee or stream, a tributary )  
25 of the Snake River, and being located )  
26 in Water District No. 46, County of )  
27 Twin Falls, from which the water of )  
28 the State of Idaho is diverted, )  
29 Defendants. )

30 \* \* \* \* \*

25 Plaintiff's motion for an injunction restraining Norris  
26 Shaub from using in excess of ten (10) miner's inches of water  
27 from the Mendini Tunnel, having come regularly on for hearing on

LAW OFFICES  
HEPWORTH  
NUNGESTER  
AND  
FELTON  
TWIN FALLS, IDAHO

ENCROFILMED  
JAN 06 1989

RECEIVED  
JAN 15 1985

1  
2 IV.

3 That at the present time, the Twin Falls Canal Company  
4 delivers 60 inches of water for 80 shares of canal company stock.

5 That at one time all irrigable land on the Shaub farm  
6 was irrigated by Twin Falls Canal Company water. That approxi-  
7 mately thirty (30) years ago J. F. Nipper gave Shaub's predecessor  
8 in interest, Mr. Tate, permission to use 10 inches of the Mendini  
9 Tunnel water to irrigate the small portion of ground upon which a  
10 grove of trees was growing. That by adding the 10 inches of  
11 water from the Mendini Tunnel to the 60 inches of canal company  
12 water, there are 70 inches of water available for irrigating 60  
13 or less acres of land, not considering waste water available. That  
14 the defendant, Shaub, therefore, can show no application of any  
15 additional Mendini Tunnel water to a beneficial use.

16 V.

17 That the plaintiff, Glenn Dale Ranches, Inc., owns  
18 approximately 555 acres of land of which 475 acres is irrigated.  
19 Approximately 80 acres of the 475 is subirrigated and 395 acres  
20 is irrigated by water acquired from the following sources:

- 21 (1) 135 shares of Twin Falls Canal Company water stock,  
22 which at 120% entitles plaintiff to 101 miner's  
23 inches of water;  
24 (2) State of Idaho Water Permit #17290, which is for  
25 128 miner's inches of water in Mendini Tunnel;  
26 (3) The balance of said 395 acres is irrigated by water  
27 from the Mendini Tunnel. 47-0195, 47-0197

28 , That the plaintiff herein, Glenn Dale Ranches, and its  
predecessors in interest have used the water from Mendini Tunnel  
beneficially and have acquired a right to said waters superior  
to any right claimed by Norris Shaub or his predecessors

MICROFILMED

JAN 06 1989

1  
2  
3 III.

4 That Glenn Dale Ranches, Inc., and its predecessors in  
5 interest established a right to the use of the waters from Mendini  
6 Tunnel, subject to the rights of prior appropriators. That neither  
7 Norris Shaub nor his predecessors in interest have ever established  
8 a right to the waters of Mendini Tunnel, at least in excess of  
9 10 miner's inches.

10 IV.

11 That neither Norris Shaub nor his predecessors in  
12 interest have acquired a prescriptive right to water from Mendini  
13 Tunnel.

14 V.

15 That unless restrained from doing so, the defendant,  
16 Norris Shaub, will continue to divert more waters of Mendini  
17 Tunnel than that to which he is entitled and that plaintiff will  
18 suffer injuries and irreparable damages unless a permanent  
19 injunction is issued restraining Norris Shaub from diverting more  
20 than 10 miner's inches of water from Mendini Tunnel. 47-0198

21 Dated this 21<sup>st</sup> day of July, 1970.

22 *Theron W. Ward*  
23 Theron W. Ward-District Judge  
24  
25  
26  
27  
28

# State of Idaho

## License and Certificate of Water Right

Water License No. 17290

Amount 2.56 second feet

Water District No.

Priority June 8, 1930

THIS IS TO CERTIFY that **BUHL COUNTRY CLUB, INC.**  
 of **Buhl, Idaho**, made application for a permit to appropriate the  
 public waters of the State of Idaho, dated **May 8**, 19 **30**; that Permit No. **17290**  
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
**18.6** second feet, was issued thereunder on **May 10**, 19 **39**, showing that said works  
 were completed on the **8th** day of **May**, 19 **36**; and that on the **10th**  
 day of **June**, 19 **39**,

**BUHL COUNTRY CLUB, INC.**

of **Buhl**, State of **Idaho**, made proof to the satisfaction of the  
 Commissioner of Reclamation of Idaho, of the right to use the waters of **seepage wells, springs,**  
~~seepage tunnels and waste water, all flowing into an unnamed course or stream~~  
 a tributary of **Snake River**, for the purpose of **irrigation, domestic and**  
**fish hatchery**, under Use Permit No. **17290** of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume **7**  
 of Licenses, at page **4018**, on the **24th** day of **April**, 19 **40**;

The right hereby confirmed dates from  
 are

The Point of Diversion is located in the **NW $\frac{1}{4}$  NW $\frac{1}{4}$  and SE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 24, and**  
 in the **SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Sec. 13**, Twp. **9 S.**, R. **14 E.**, B. M. **Twin Falls County.**

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,  
 is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed **2.56**  
 cubic feet per second.

Description and location of use:

| Twp. | Range | Sec.                            | Forty-acre Tract                  | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|---------------------------------|-----------------------------------|----------------------------------|---------------------------------|
| 9 S. | 14 E. | 12                              | SW $\frac{1}{4}$ SW $\frac{1}{4}$ | 12                               | 12                              |
|      |       |                                 | SE $\frac{1}{4}$ SW $\frac{1}{4}$ | 14                               | 14                              |
|      |       | 13                              | NW $\frac{1}{4}$ NW $\frac{1}{4}$ | 20                               | 22                              |
|      |       |                                 | SW $\frac{1}{4}$ NW $\frac{1}{4}$ | 5                                | 10                              |
|      |       | 14                              | NE $\frac{1}{4}$ NE $\frac{1}{4}$ | 15                               | 23                              |
|      |       |                                 | SW $\frac{1}{4}$ NE $\frac{1}{4}$ | 11                               | 11                              |
|      |       |                                 | SE $\frac{1}{4}$ NE $\frac{1}{4}$ | 15                               | 15                              |
|      |       |                                 | NE $\frac{1}{4}$ SE $\frac{1}{4}$ | 35                               | 35                              |
|      |       | Total Number of Acres Irrigated |                                   |                                  | - - 142                         |

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 Commissioner of Reclamation, affixed at Boise, Idaho,  
 this **24th** day of **April**, 19 **40**

**JAMES SPENCER**

Commissioner of Reclamation

(SEAL)

17 2191

47-2191

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

Application No. 24332  
Permit No. 17290  
District No.

1. Name of Applicant: Buhl Country Club, Inc.

Postoffice address: Buhl County: Twin Falls State: Idaho.

- I. If applicant is a corporation, give:
- (a) Date and place of incorporation: { Incorporated at Buhl, Idaho, May 22, 1929.
  - (b) Amount of capital stock: none { Articles filed and certificate granted by Secy. of State May 28, 1929, as Co-operative non-profit association under Chapter 195, Ida. Com. Statutes, 1919
  - (c) Amount paid in: {
  - (d) Names and addresses of directors: Jess O. Eastman, J. H. Barker, E. M. Tomlinson, Albert E. Kliss, Wm. C. Hazzard, Dr. H. C. Coleman, Harry Wilson, Jas. H. Shields, Jr. and Martin Miller, all of Buhl, Idaho.

II. The financial resources of the applicant are:

- (a) Cash on hand: \$986.31
- (b) Treasury stock: none
- (c) Bonds to be issued: none
- (d) Other resources: We own free of incumbrance 500 acres of land in Town. 9 So., R. 14 E., B.M. Membership fees from new members to be taken in from time to time.

2. Quantity of water claimed: 18.6 cubic feet per second.

3. Source of water supply: { Seepage wells, Springs, Seepage tunnel and waste water all which is a tributary of Snake River. { flowing into an unnamed coulee or stream,

4. Location of point of diversion: #1 - 1.6 sec. ft. feet distant from the corner of Section , T. , R. , B. M., and is in the #1 - NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 24 #2 - 12.8 sec. ft. #2 - SW $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 13 #3 - 4.2 sec. ft. #3 - SE $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 24 of Section - , T. 9 S. , R. 14 E., B. M., County of Twin Falls.

5. Water is to be used for: Irrigation, Domestic and Fish Hatchery 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: \$1,000

8. Kind of works: Dams to form fish ponds - Irrigation ditches already constructed.

9. Height of dam 9 feet; length of dam at top 220 feet; length of dam at bottom 226 feet; material used in dam: dirt dams with concrete spillways (dams are for fish ponds)

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

11. Ditch: Width at bottom 2 feet; width at water line 3 feet; depth of water 2 feet; dimensions of flume

Diameter of pipe inches; length of conduit s 4 miles.

Average grade per mile 10 feet.

12. The time required for the completion of such work is five (5) years.

13. The time required for the complete application of the water to the proposed use is three (3) 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.

Buhl Country Club, Inc. *Applicant.*

By            Jess O. Eastman, Secretary & Agent.

Date of first receipt at Department of Reclamation: 9 A. M., May 8, 1930.

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 17290

Recorded in Book 62 Page 17290 Approved May 10, 1930.

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 July 9, 1930 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 November 10, 1932.

The whole of said work to be completed on or before **May 10, 1935.**

Beneficial use of water appropriated in accordance herewith, to be made on or before May 10, 1938.

Witness my hand this 10th day of May, 1930.

GEO. N. CARTER  
*Commissioner of Reclamation.*

Remarks:

14.

[illegible]

PERMIT NO. 17290  
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that BUHL COUNTRY CLUB, INC., of Buhl, County of Twin Falls, and State of Idaho, the holder of Permit No. 17290, issued upon Application No. 24332 bearing date of priority of May 8, 1930, authorizing the diversion of 18.6 second feet of the waters of seepage wells, springs, seepage tunnel and waste water, all of which is a tributary of Snake River, flowing into an unnamed stream or coulee, County of Twin Falls, State of Idaho, for irrigation, domestic and fish hatchery 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 18.6 second feet of the waters of seepage wells, springs, seepage tunnel and waste water; that the points of diversion are as follows: No. 1- NW $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 24; No. 2- SW $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 13; No. 3- SE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 24; All in Twp. 9 South, Range 14 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 24; SE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 14; S $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 12; All in Twp. 9 South, Range 14 East, B.M.

Witness my hand this 10th day of May, A. D. 1939.

JAMES SPOFFORD  
Commissioner of Reclamation

Proof of Completion of Works made May 8, 1936  
Certificate of Completion of Works issued May 10, 1939.

APPLICATION FOR AMENDMENT  
To Permit to Appropriate the Public Waters of the State of Idaho, No. 17290

Comes now Jess O. Eastman, and represents to the Commissioner of Reclamation of the State of Idaho,

That he is the representative of the Buhl Country Club, owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 17290, and requests that the list of lands to be irrigated, as described in said Permit, be changed to read as follows:

Part of the following subdivisions: S $\frac{1}{2}$  SW $\frac{1}{4}$  Section 12; NW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 13; SW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 13; NE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 14; SE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 14; NE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 14; SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 14; All in Township 9 South, Range 14 East, B.M., making a total of 128 acres.

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

Signed at Boise, Idaho, this 10th day of July, 1939.

BUHL COUNTRY CLUB, INC.  
By Jess O. Eastman, Director

Date of Receipt at Office of Department of Reclamation July 10, 1939.

APPROVAL OF COMMISSIONER OF RECLAMATION

I, James Spofford, Commissioner of Reclamation of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 17290/ This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

JAMES SPOFFORD  
Commissioner of Reclamation.

LICENSE ISSUED FOR 2.56 SEC. FT.

Page 4018

June 30, 1966

RE: License No. 17290

Mr. John C. Hepworth  
Attorney at Law  
Farmers National Bank Building  
Buhl, Idaho 83316

Dear Mr. Hepworth:

Enclosed is departmental receipt No. 33278 in the amount of \$1.25 which covers the fee for copies of records regarding Mud Creek.

Very truly yours,

M. RUSSELL BOSCH  
Office Manager

MRB:sfw

Encl: Receipt

17290

LAW OFFICES  
HEPWORTH AND NUNGESTER  
FARMERS NATIONAL BANK BUILDING  
BUHL, IDAHO - 83316

RECEIVED  
JUN 30 1966  
Department of Reclamation

JOHN C. HEPWORTH  
WM. L. NUNGESTER  
MICHAEL H. FELTON

AREA CODE 208  
PHONE 543-4368

June 29, 1966

RECEIVED  
JUN 30 1966  
Department of Reclamation

Dept. of Reclamation  
107 State House  
Boise, Idaho 83701

Atten: R. Keith Higginson

Re: Glenn Dale Ranches

Dear Mr. Higginson:

Thank you very much for your assistance. I am enclosing my check in the sum of \$1.25 for the bill which I received. Again I want to thank you for your courtesy in this matter.

Very truly yours,

HEPWORTH & NUNGESTER

*John C. Hepworth*

John C. Hepworth

JCH:bh

Encl.

17290

# License  
17290

June 27, 1966

Mr. John C. Hepworth  
Attorney at Law  
Farmers National Bank Bldg.  
Buhl, Idaho

Dear Mr. Hepworth:

As requested in your letter of June 24, 1966, I have made a search of our records with regard to other rights on the source from which water is obtained under license 17290. This source appears to be an unnamed stream or drain tributary to Mud Creek. Since we have no abstract of water rights on this source, I am enclosing a copy of five pages from our index book regarding Mud Creek and Unnamed Streams in this area in hopes they will prove of some value to you.

The charge for these copies is \$.25 each or a total of \$1.25 which you may remit to this department.

Very truly yours,

R. KEITH HIGGINSON, Deputy  
State Reclamation Engineer

RKH:efw

Enclosures (5 pages)

17290

45

LAW OFFICES  
HEPWORTH AND NUNGESTER  
FARMERS NATIONAL BANK BUILDING  
BUHL, IDAHO - 83316

JOHN C. HEPWORTH  
WM. L. NUNGESTER  
MICHAEL H. FELTON

RECEIVED  
JUN 27 1966  
DEPARTMENT OF RECLAMATION

AREA CODE 208  
PHONE 543-4368

June 24, 1966

The Department of Reclamation  
107 State House  
Boise, Idaho 83701

NW 1/4 NW 1/4 24  
SW 1/4 SW 1/4 13  
SE 1/4 NW 1/4 24  
T9S R14E

ATTENTION: Mr. R. Keith Higginson

Dear Mr. Higginson:

In May of 1966, you sent me a copy of a State of Idaho License and Certificate of Water Rights, No. 17290. I am now writing to ask if the Department could furnish me with an abstract of all water rights, which the Department records reflect, in connection with the unnamed coulee or stream, from which the waters are taken, as evidence by Water License No. 17290.

In other words, there are other claimants on this same unnamed coulee or stream and I would like to know the names of the claimants, the dates of priority, the amount of water to which they have a right, and the description of the real estate to which the water right is appurtenant.

I do not know what your charge is for furnishing me with such an abstract, but if you will bill me, I will remit the same immediately. Thank you for your courtesy in this matter.

Very truly yours,

HEPWORTH & NUNGESTER

  
John C. Hepworth

JCH/mcp

17290

*B Smith*  
*# 17290*

June 16, 1966

Hopworth and Nungester, Attorneys  
Farmers National Bank Building  
Buhl, Idaho 83316  
Attn: William L. Nungester

Gentlemen:

Enclosed herewith is departmental receipt No. 33262  
in the amount of \$2.75 which covers fees for photo copies  
of completion of works and license on permit No. 17290,  
and a copy of the decree of the waters of Deadwood Creek.

Very truly yours,

M. RUSSELL BOSCH  
Office Manager

MRB:ejw  
Encl: Receipt

*17290*

*8-7-15 received*

LAW OFFICES  
HEPWORTH AND NUNGESTER  
FARMERS NATIONAL BANK BUILDING  
BUHL, IDAHO -- 83316

JOHN C. HEPWORTH  
WM. L. NUNGESTER  
MICHAEL H. FELTON

AREA CODE 208  
PHONE 543-4368

June 14, 1966

**RECEIVED**  
JUN 16 1966

State of Idaho  
Department of Reclamation  
107 State House  
Boise, Idaho 83701

ATTENTION: Mr. Russell Bosch,  
Office Manager

Dear Mr. Bosch:

Enclosed please find our check in the amount of \$2.75 as payment for a photo copy of a License and Certificate of Completion of Works Re: Permit 17290 and a copy of the decree of the waters of Deadwood Creek.

Please accept our apologies for overlooking remitting this to you.

Very truly yours,

HEPWORTH & NUNGESTER

*William L. Nungester*  
William L. Nungester

WLN/mcp

Enclosure

*17290*

*b*

June 10, 1966

John L. Hepworth  
Hepworth & Nungester  
Attorneys at Law  
Buhl, Idaho

Dear Mr. Hepworth:

On May 9, 1966, our department sent you a photo copy of a License and Certificate of Completion of Works Re: Permit 17290 and a copy of the decree of the waters of Deadwood Creek, which you requested last month. The fee for these copies are \$2.75, which we are awaiting you to remit to the Department of Reclamation, Room 107, Statehouse, Boise, Idaho. Please do so as soon as possible, so that we may clear our records.

Very truly yours,

M. RUSSELL BOSCH  
Office Manager

MRB:mm1

17290

May 9, 1966

John L. Hepworth  
Hepworth & Nungester  
Attorneys at Law  
Buhl, Idaho

Dear Mr. Hepworth:

I am enclosing photo copies of the License and Certificate of Completion of Works Re: Permit 17290 and a copy of the decree of the waters of Deadwood Creek, which you requested last week.

Cost of these are:

|                          |             |
|--------------------------|-------------|
| Decree - (7 pages) @ .25 | \$1.75      |
| Permit 17290             |             |
| (2 pages) @ .50          | <u>1.00</u> |
| Total                    | \$2.75      |

Please remit the above fee.

Very truly yours,

R. KEITH HIGGINSON, Deputy  
State Reclamation Engineer

RKH:ew

17290

December 20, 1957

Re: Permit No. 17290  
Permit No. 11582

Mr. Jess O. Eastman  
Buhl, Idaho

Dear Mr. Eastman:

In reply to your letter of December 16, 1957, you request the status on Permits Nos. 17290 and 11582, the status of said permit is as follows:

Permit No. 17290  
Applicant - Buhl Country Club, Incorporated  
Signed by Jess O. Eastman  
Filed - May 8, 1930  
Source of Supply - Un-named stream  
License issued to Buhl Country Club, Inc., for  
2.56 cubic feet per second, with priority of June 8, 1930.

In order that you may see how the water was distributed to the land described in the license, one inch per acre was granted for each acre actually irrigated under the license, we are enclosing herewith a photo-copy of said license, however, the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 14 was not included in said license No. 17290

Permit No. 11582  
Applicant - Edwin Dammon  
Amount of filing - 0.8 cubic feet per second  
Filed - August 25, 1918  
Completion of Works Proof was made February 10, 1921.  
Certificate granted for 0.8 cubic feet per second for  
Completion of Works on the NE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 14, Town-  
ship 9 South, Range 14 East.

17290

Mr. Jess O. Eastman

-2-

December 20, 1957

This permit was afterward amended under date of September 12, 1921 to land as follows -  $S\frac{1}{2}$  NE $\frac{1}{4}$ ,  $S\frac{1}{2}$  SE $\frac{1}{4}$  of Section 14, Township 9 South, Range 14 East. Beneficial Use Proof has never been made on this permit.

We hope that this answers your inquiry, and if not, please feel free to write us again.

Very truly yours,

MARK R. FULP  
State Reclamation Engineer  
By

Roy W. Thompson  
Office Manager

RWT:lw  
Encls. (2)

17290

17290

January 2, 1953

Mr. C. T. Doremus  
Route 2  
Pendell, Idaho

Dear Mr. Doremus:

In reply to your letter of December 27, 1952, in regard to Permits Nos. 17290 and 11582, so far as they relate to the E $\frac{1}{2}$  SE $\frac{1}{4}$  of Section 14, Township 9 South, Range 14 East, B.M.

License No. 17290 with priority of June 8, 1930, was issued to the Buhl Country Club for 2.56 second feet of water from seepage wells, springs, and waste water flowing into an unnamed stream or coulee, and the land to which this water is appurtenant includes the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 14, Township 9 South, Range 14 East, B.M.

Permit No. 11582 is in the name of Edwin Demman for 0.8 of a second foot of water from unnamed stream, tributary to Mud Creek, for use on the S $\frac{1}{2}$  NE $\frac{1}{4}$  and E $\frac{1}{2}$  SE $\frac{1}{4}$  Section 14, Township 9 South, Range 14 East, B.M. Certificate of Completion of Works was issued February 10, 1921, but beneficial use proof which was due on or before September 4, 1923, has not been made.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

A:fg

17290

- C.T. Loranus.

wendell Ida

R# 2.

L 17290 - 2.56 cfs. 6-8-30

Buhl County Club -

inc 35 acres in N E E 1/4

Seepage mts. 1 Sps. + waste water flowing into  
unfamed stream or creek

11582 - Edwin Lamm

0.8 mi. north St. 6th to Mud Creek

S 1/4 E + S 2 SE 1/4 -

CW same 2-1021

Department of Reclamation

B/W 7-4-28

not made

RECEIVED  
DEC 30 1952

Wendell Lda.      ○  
12-27-52,

State Dept of Reclamation  
Boise Lda.

Please give us information  
concerning  
water rites for

Permit # 17290.

.. #11582.

E $\frac{1}{2}$  SE $\frac{1}{4}$  of Section 14  
Township 9-S. Range 14-  
E.B.M.

Ditch rites, filings & so on  
By whom & when? 17290

---

✓  
May 17, 1944

Re: Permit No. 17290

Mr. E. L. Lynch  
C/o E. L. Lynch Agency  
Buhl, Idaho

Dear Mr. Lynch:

Reference is made to your letter addressed to this Department under date of May 16, 1944, in regard to Water Permit No. 17290.

The records of this Department show that License No. 17290 for 2.56 cubic feet per second, was issued to the Buhl Country Club on April 24, 1940, with date of priority of June 8, 1930- on the following described lands:

|                                                                      |            |    |   |   |    |       |   |     |   |
|----------------------------------------------------------------------|------------|----|---|---|----|-------|---|-----|---|
| S $\frac{1}{2}$ SW $\frac{1}{4}$                                     | Section 12 | -  | - | - | 26 | acres |   |     |   |
| W $\frac{1}{2}$ NE $\frac{1}{4}$                                     | "          | 13 | - | - | 32 | "     |   |     |   |
| NE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ | Section 14 | -  | - | - | 49 | "     |   |     |   |
| NW $\frac{1}{4}$ SE $\frac{1}{4}$                                    | "          | 14 | - | - | 35 | "     |   |     |   |
| Total                                                                |            |    |   |   | -  | -     | - | 142 | " |
| All in Twp. 9 S., Range 14 E., B.M.                                  |            |    |   |   |    |       |   |     |   |

You will note that this does not include the SE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 14, Twp. 9 South, Range 14 East, B.M.

This Department has no information as to possible transfers of interest since the issuance of the license to the Buhl Country Club, and hence can give no advice as to the distribution of this water.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer

A

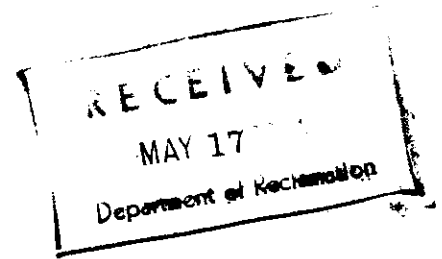
17290

# E. L. LYNCH, *Agency*

City and Country Real Estate  
Insurance of All Types

BUHL, IDAHO

May 16, 1944



Department of Reclamation  
State House  
Boise, Idaho

Dear Sir,

We are writing you concerning a water permit filing No. 17290 which was filed on land as follows: E.  $\frac{1}{2}$  of S.E.  $\frac{1}{4}$ , of Sect. No. 14, Tp. 9, S. range 14, which is now owned by a man by the name of A. G. Hunter.

Our reason for writing you is to know how this water is portioned out to the said land described above.

Please further advise if the water that is supposed to go to this said land, is it permissible for desinterested parties to take of this said water from the ditch of the described land above.

How many shares of water is he entitled to in this said land?

Would you please answer by return mail.

Very truly yours,

A handwritten signature in dark ink, appearing to read "E. L. Lynch". The signature is written in a cursive style with a large, prominent "L".

E. L. Lynch

EL:bla

17290

April 25, 1940

Re: Permit No. 17290

Puhl Country Club,  
Puhl, Idaho.

Attention- Mr. J. H. Barker,  
Treasurer.

Gentlemen:

We are enclosing herewith License and Certificate of Water Right issued under the above numbered permit, confirming the right of the Puhl Country Club to the use of 2.56 second feet of water from seepage wells, springs, seepage tunnels and waste water, all flowing into an unnamed coulee or stream, which is a tributary of Snake River, with a date of priority of June 8, 1930, for the irrigation of 142 acres in Sections 12, 13 and 14, Township 9 South, Range 14 East, B.M.

The Department's Receipt # 17376 for the \$16.00 fee paid in connection with this final proof is also enclosed.

Very truly yours,

JAMES SPOFFORD  
Commissioner of Reclamation  
By

JLA  
Encs.

Chief Clerk

17290

BUHL BRANCH

# The Idaho First National Bank

OF BOISE  
ESTABLISHED 1867

BUHL, IDAHO

April 22, 1940

Mr. James Spofford  
Commissioner of Reclamation  
Boise, Idaho

Dear Sir:

Re: Permit #17290

We are enclosing herewith our check for \$16.00 .  
Please issue a license for 2.56 second feet of water.

Yours very truly,

Buhl Country Club

By

*J. H. Barber*

JHB:rv

Treasurer

17290

April 15, 1940

Re: Permit No. 17290

Mr. H. W. Barry, Secretary,  
Buhl Country Club,  
Buhl, Idaho.

Dear Mr. Barry:-

We have on file the report of our field engineer on examination for beneficial use under the above numbered permit.

This report shows that the water is being applied in eight legal subdivisions, and therefore, upon receipt of the statutory fee of \$16.00 a license will be issued for 2.56 second feet.

Very truly yours,

JAMES SPOFFORD  
Commissioner of Reclamation

JLA

By

Chief Clerk

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

## REPORT OF ENGINEER

Permit No. 17290

This proof is for Beneficial use

In Water District No.

1. Name of applicant Buhl Country Club, Buhl, Idaho
2. Source of water supply: Seepage wells, springs, seepage tunnels and waste water <sup>SW<sub>1</sub>SW<sub>4</sub></sup>
3. Location of point of diversion: Is in the NW<sub>1</sub>NW<sub>1</sub> & SE<sub>1</sub>NW<sub>1</sub> Sec. 24 and / of Section 13  
T. 9 S. R. 14 E. County of Twin Falls
4. Describe works as they exist, giving dimensions and capacities of same: *Diversion consists of a small dam, and ditch 2 ft wide x 1 ft deep.*
5. Water is used for: Irrigation, domestic and fish hatchery
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 for other than irrigation): NE<sub>1</sub>SW<sub>1</sub> Sec. 24; SE<sub>1</sub>SE<sub>1</sub> Sec. 14; SW<sub>1</sub>SW<sub>1</sub> and SE<sub>1</sub>SW<sub>1</sub> Sec. 12; Twp. 9 South, Range 14 East;  
Also on NE<sub>1</sub>NW<sub>1</sub> Sec. 24, to install fish hatchery and series of small holding ponds.  
Also on SW<sub>1</sub>NW<sub>1</sub> Sec. 13, several small fish ponds.
8. What large stream would the water here appropriated finally reach? *Snake River*

Remarks

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

This examination was made on the 30th day of June, 1939.

(Signed)

*Frederick Dolman*  
Examiner.

Buhl Country Club

Harry W. Barry, Agent  
Buhl, Idaho

Permit No. 17290

Examination for Beneficial Use

County Twin Falls

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### 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 a 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.
-

*Per Permit 17290*

July 22, 1939

JUDGE JAMES R. BOTHWELL,  
Attorney-at-Law,  
Twin Falls, Idaho.

Dear Mr. Bothwell:

On June 23 you wrote this office relative to the issuance of license for the beneficial use of water covered under Permit No. 17290. The amount of water asked for in the application was 16 second-feet, but the beneficial use proof will be for only 128 miners inches.

After carefully considering the idea of modifying the license under this permit to show it subordinate and secondary to the right of the Twin Falls Canal Co., we find the matter outside our authority.

Under the Deitrich decree (Twin Falls Canal Co. vs. Damman), it is plainly set forth that the water of the Twin Falls Project belongs to them so long as they can put it to beneficial use, but that it has no possession, but must be deemed to have abandoned such waters as it can not use or would waste into Snake River, and the defendant has the right to use such waste, etc. Forty acres of land on which license will be issued is named in this decree, and it is the disposition of this office that the other lands for which license will be issued under this permit 17290 will be governed by this same decree.

There are probably some 500 filings on the Snake River, and if modified licenses were issued under these permits, it certainly would be very confusing on the records.

Very truly yours,

JAMES SPOFFORD,  
Commissioner of Reclamation

JS/jf

17290

Permit #17290

July 6, 1939

Mr. JESS O. EASTMAN, Secretary,  
Buhl Country Club,  
Buhl, Idaho.

Dear Sir:

The Field Engineer of this department has made an examination of the lands covered under your Permit No. 17290.

It is found that you are making beneficial use of the water on 6 forties not shown under this permit. If it is convenient for you, I advise that you contact this office some time Saturday morning, as Mr. Tolman, our Field Engineer, will be here, and at that time we will endeavor to work this matter out.

Very truly yours,

JAMES SPOFFORD,  
Commissioner of Reclamation

/s/jr

17290

JAMES R. BOTHWELL

**BOTHWELL & POVEY**  
ATTORNEYS AND COUNSELLORS AT LAW  
WOODS BUILDING  
TWIN FALLS, IDAHO

HARRY POVEY

June 26, 1939.

Hon. James Spofford  
Commissioner of Reclamation  
Boise, Idaho.

Re Permit No. 17290.

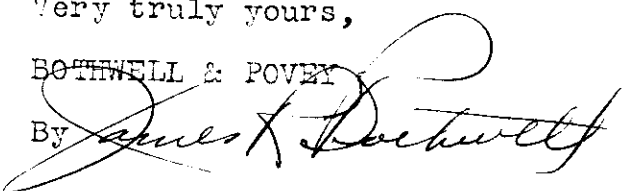
Dear Sir:

Supplementing our letter of June 23, 1939, we find that voucher for \$2.25 for preparing copy of permit was not enclosed through inadvertance, and we are mailing the same to you herewith.

Please acknowledge receipt and oblige,

Very truly yours,

BOTHWELL & POVEY

By 

JRB/cj  
Encl.-

R17032

17290

JUN 27 1939

June 14, 1939

Re: Permit No. 17290

Messrs. Bothwell & Povey,  
Woods Building,  
Twin Falls, Idaho.

Attention: James R. Bothwell.

Gentlemen:-

In compliance with your request of June 13th, we enclose herein copy of Permit No. 17290, as same appears of record in this department.

The cost of making this copy is \$2.25, as per statement enclosed.

For your further information will state that proof of beneficial use under this permit was made on June 10th, 1939, and the matter is now awaiting examination and report by our field engineer before a license can be issued.

Very truly yours,

JAMES SPOFFORD  
Commissioner of Reclamation  
By

JLA  
Enc.

Chief Clerk

17290

JAMES R. BOTHWELL

**BOTHWELL & POVEY**  
ATTORNEYS AND COUNSELLORS AT LAW  
WOODS BUILDING  
TWIN FALLS, IDAHO

HARRY POVEY

June 13th, 1939.

Mr. James Spofford  
Commissioner of Reclamation  
Boise, Idaho

Dear Sir:

Please send us copy of Permit  
No. 17290 with any endorsements as to  
proof of completion of works, proof of  
application of water for beneficial  
use, and any extensions of time granted.  
This need not be certified.

Please send statement for pre-  
paring the copies and oblige,

Very truly yours,

BOTHWELL & POVEY

JRB:fs

By *James R. Bothwell*

17290

JUN 14 1939

JAMES R. BOTHWELL

**BOTHWELL & POVEY**  
ATTORNEYS AND COUNSELLORS AT LAW  
WOODS BUILDING  
TWIN FALLS, IDAHO

HARRY POVEY

June 23, 1939.

Hon. James Spofford  
Commissioner of Reclamation  
Boise, Idaho.

Re Permit No. 17290.

Dear Sir:

Receipt is acknowledged of your letter of June 14 with copy of permit No. 17290 enclosed, with statement for \$2.25 for preparing the copy. Enclosed you will find voucher from the Twin Falls Canal Company to cover this statement.

It is noted that the applicants made proof of beneficial use on June 10, 1939, and that the question of the issuance of a water license is awaiting examination and report by the field engineer of the department. In this connection the Twin Falls Canal Company wishes to call your attention to the fact that the water which is described in this permit comes from seepage, wells, springs, tunnels and waste water developed on the Twin Falls Project, and it is a part of the original appropriation made by the Twin Falls Land and Water Company and now held by the Twin Falls Canal Company. It is suggested that if a permit is issued, it should appear that the right acquired is secondary to the right of the Twin Falls Canal Company. In other words, if the Twin Falls Canal Company should at any time desire to reclaim this water for use upon its Project the license in question will be subordinate to that use. If this matter can be taken care of in the license, it will not be necessary for the Twin Falls Canal Company to protest against the issuance of the license or to bring suit for cancellation or amendment.

Very truly yours,

BOTHWELL & POVEY

By

JRE/cj  
Encl.-

17290

**STATE OF IDAHO**  
**DEPARTMENT OF RECLAMATION**  
**BOISE, IDAHO**

Permit No. 17290

## Proof of Application of Water to Beneficial Use

### Deposition of Holder

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

Ans. Harry W. Barry, Residence is Buhl, Ida., Realtor; P. O.  
address is Buhl, Ida.

✓ 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. Buhl Country Club, Inc.; Place of business is Buhl, Ida.; my  
position is Secretary; authority is resolution of Board of Directors.

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

Ans. No. 17290; date May 8, 1930; date of priority June 10, 1930.

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

Ans. Seepage wells, springs, seepage tunnels and waste water; diversion is  
NWNW 24, SWSW 13, SENW 24, all in Twp. 9 S., R. 14 E. B. M.

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

Ans. Rock dam; capable of conveying 18.6 sec. ft. of water through ditches;  
ditches known as Buhl Country Club Ditch.

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 used for irrigation so far. S $\frac{1}{2}$ SW $\frac{1}{4}$  Sec. 12, 23 acres; NWNW  
Sec. 13, 22 acres; SWNW Sec. 13, 10 acres; NENE Sec. 14, 23 acres;  
SENE 14, 5 acres; NENE Sec. 14, 35 acres; SESE Sec. 14 10 acres; all in  
Twp. 9 S. Rge. 14 E. B. M.

Cultivated land; 141 acres land cleared and in crop; 15 acres pasture.

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

Ans. \_\_\_\_\_

17290

48-1930

Ques. 8. What is the minimum amount of water required for the purpose specified above?  
Ans. Not less than one 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.  
Ans. original

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.  
Ans. Water has been used each irrigation season past nine years in the amount of approximately 150 inches for irrigation purposes.

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

Ans. We have a supplemental water right consisting of 55 shares of atock in Twin Falls Canal Company, which water has been made appurtenant to S $\frac{1}{2}$ SW $\frac{1}{4}$  Sec. 12, Tp. 9 S., R. 14 E. B. M. but can be and is used on other adjacent lands included in this permit.

(Sign) Harry W. Barry

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Buhl, County of Twin Falls, State of Idaho, on this 10 day of June, A. D. 1939.

W. L. Hansen

Notary Public Residing at Buhl, Idaho

My commission expires July 30, 1940

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

PERMIT NO. 17290

## 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. Kenneth<sup>B</sup> Seymour, age 30, residence Buhl, Ida., Gardener

Ques. 2. Are you acquainted with Buhl Country Club, Inc., the holder of Permit No. 17290? How long have you known him and where does he reside?

Ans. Have known the Club 7 years; address is Buhl, Ida.

Ques. 3. Have you read or heard read said Permit No. 17290, 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. Seepage wells, springs, seepage tunnel & waste water; diversion is NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 24, SW $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 13, SE $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 24, all in T. 9 S., Rge 14 E. B. M.; works consist of diversion dam and ditches.

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. 18.6 sec. ft.; have seen 150" water so conveyed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. Used for irrigation; irrigated S $\frac{1}{2}$ SW $\frac{1}{4}$  Sec. 12, 23 acres; NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 13, 22 acres; SW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 13, 10 acres; NE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 14, 23 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 14, 5 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 14, 35 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 14, 10 acres; all in Twp. 9 S., Rge. 14 E. B. M.; all cultivated land. 141 acres cleared and in crops; 15 acres in pasture.

17290

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

Ans. All has been used for irrigation so far.

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. Rolling, sandy loam; requires an inch to the acre.

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. Every irrigation season during the past six years; water delivered through ditches amounting to approximately 150".

(Signed)

*Genneth B. Seymour*

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 *Butt*, County of *Boise*, State of Idaho, on this day of *10 June*, A. D. 1939.

*W. L. Harrison*  
Notary Public.

My commission expires *July 30 - 1940*

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

PERMIT NO. 17290

## 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. J. F. Nipper; age 51; residence Buhl, Ida., Occupation farmer;

P. O. Address is Buhl, Ida., R. 3

Ques. 2. Are you acquainted with Buhl Country Club, Inc., the holder of Permit No. 17290? How long have you known him and where does he reside?

Ans. Have known the Club nine years; address is Buhl, Idaho.

Ques. 3. Have you read or heard read said Permit No. 17290, 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. Seepage wells, springs, seepage tunnel and waste water; diversion is NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 24, SW $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 13, SE $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 24, all in Twp. 9 S., Rge. 14 E. B. M.; works consist of diversion dam and ditches.

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. 18.6 sec. ft.; have seen 150 inches so conveyed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. Used for irrigation; irrigated S $\frac{1}{2}$ SW $\frac{1}{4}$  Sec. 12, 23 acres; NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 13, 22 acres; SW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 13, 10 acres; NE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 14, 23 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 14, 5 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 14, 35 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 14, 10 acres; all in Twp. 9 S., Rge. 14 E. B. M.; all cultivated land. 141 acres cleared and in crops and 15 acres pasture.

17290

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

Ans. So far, all has been used for irrigation.

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. Rolling, sandy loam; requires an inch to the acre.

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. Every irrigation season during past nine years; approximately 150 inches delivered through ditches.

(Signed)

*J. F. Hipper*

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Buhl, County of Twin Falls, State of Idaho, on this day of 10 day of June, A. D. 1939

*W. L. Howard*

Notary Public.

My commission expires July 30, 1940

**Application for Amendment**  
**To Permit to Appropriate the Public Waters**  
**of the State of Idaho, No. ....**

Comes now Jess C. Eastman, and represents to the Commissioner of Reclamation of the State of Idaho.

representative of the Buhl Country Club,  
 That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 17290, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: Part of the following sub-divisions

S<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub> Section 12; NW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> Sec. 13; SW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> Sec. 13; NE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> Sec. 14;  
SE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> Sec. 14; NE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> Sec. 14; SW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> Sec. 14; All in Township 9 South,  
Range 14 East, B.M.

making a total of 128 acres.

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

Signed at Boise, Idaho, this 10th day of July, 19 39

*Buhl Country Club, Inc.*  
 By Jess C. Eastman, Director

Date of receipt at Office of Department of Reclamation July 10, 1939

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, James Spofford, Commissioner of Reclamation of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 17290. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

*James Spofford*  
 Commissioner of Reclamation.

(Over)

17290

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

**Re: Permit No. 17290**  
**Buhl Country Club**

Boise, Idaho, **June 1, 1939**

**Mr. W. Lee Howard,**  
**Notary Public,**  
**Buhl, Idaho**

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 17290

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 June 10, 1939, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Buhl before W. Lee Howard, 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,

JAMES SPOTTORD

Commissioner of Reclamation.

17290

June 19, 1939

Re: Permit No. 17290  
Buhl Country Club.

Mr. H. W. Barry,  
Buhl, Idaho.

Dear Sir:-

This will acknowledge receipt of the deposition of the holder, the depositions of two witnesses, and the affidavit of publication from the Buhl Herald, all in connection with beneficial use proof under the above numbered permit.

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this department. We are unable to say just when this examination will be made, since the department has but one field engineer, who makes examinations all over the state.

However, Mr. Tolman, Field Engineer for this department, will contact you at the time set for the examination, so that arrangements can be made to show him over the grounds.

After his report is on file in this office, you will be further notified as to fees before the issuance of a license.

Very truly yours,

JAMES SPOTFORD  
Commissioner of Reclamation

JLA

By

Chief Clerk

17290

FOUNDED A.D. 1792

# Insurance Company of North America

HEAD OFFICE  
PHILADELPHIA

CAPITAL  
\$12,000,000

W. LEE HOWARD

AGENT

FIRE AND AUTOMOBILE INSURANCE

MAIN & BROADWAY - BOX L

BUHL, IDAHO

DEPARTMENTS  
CHICAGO  
NEW YORK  
SAN FRANCISCO  
TORONTO

RECEIVED

JUN 12 1939

9:00 AM

June 10, 1939.

Mr. James Spofford,  
Commissioner of Reclamation,  
Boise, Ida.

Re: Permit No. 17290  
Buhl Country Club, Inc.

Dear Sir:

I enclose herewith the following papers in connection  
with the proof of beneficial use of water under this permit:

Deposition of Holder signed by Harry W. Barry, Sec'y.

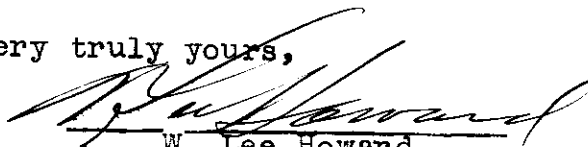
" " Witness " " J. F. Nipper

" " " " Kenneth B. Seymour

Affidavit of Publication.

Receipt for payment of publication of notice.

Very truly yours,



W. Lee Howard  
Notary Public

17290

211-81 21000

STATEMENT

The Buhl Herald

VERNON R. FROST, Editor

BUHL, IDAHO

May 12, 1939

BUHL COUNTRY CLUB, Inc.

"It's Our Business to Help Your Business"

LEGAL NOTICE-- "Application of Water to  
Beneficial Use"

Four publications ending June 1, 1939



17290

Amount

\$

11 75

May 10, 1939

Re: Permit No. 17290

Buhl Country Club,  
C/o H. W. Barry,  
Buhl, Idaho.

Gentlemen:-

We enclose herein Certificate of Completion of Works issued under the above numbered permit, to appropriate 18.6 second feet of water from seepage wells, springs, seepage tunnel and waste water in Section 24, Township 9 South, Range 24 East, Twin Falls County, for irrigation, domestic and fish hatchery purposes.

Very truly yours,

JAMES SPOTTORD  
Commissioner of Reclamation

By

Chief Clerk

JLA  
Enc.

17290

Re: Permit No. 17290

May 9, 1939

Buhl Herald,  
Buhl, Idaho.

Gentlemen:-

Yesterday we sent you a notice for publication in connection with proof of beneficial use to be made by the Buhl Country Club under Permit No. 17290.

In checking over our copy, we find an error in the last line of the notice. The date of priority which said user is prepared to establish should be June 8, 1930- and not June 10, 1939.

We hope this will reach you in time to make the correction before it appears in your first issue- But if not, please be sure that it is corrected in the three subsequent issues.

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

By

JLA

Chief Clerk

17290

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

Date May 8, 1939

Re: Permit No. 17290

Buhl Herald  
Buhl, Idaho

DEAR SIR:S

Enclosed you will find notice for publication once a week for four consecutive weeks prior to June 10, 1939, the date set for proof, the expense of the publication to be paid by the applicant, Buhl Country Club, Inc., H. W. Barry, Sec'y.  
Buhl, Idaho

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

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

Very truly yours,

JAMES SPOTTORD

Commissioner of Reclamation

17290

May 8, 1939

Re: Permit No. 17290

Mr. H. W. Barry, Sec'y.  
Buhl Country Club Inc.  
Buhl, Idaho.

Dear Sir:-

This will acknowledge receipt of Notice in duplicate for publication in connection with proof of beneficial use, and also your authorization to have the notice published in the Buhl Herald, of Buhl, Idaho, all in connection with Permit No. 17290.

A copy of the notice has been mailed to the newspaper with instructions to publish it once a week for four consecutive weeks prior to June 10th. About ten days prior to this date depositions, consisting of one for the holder and one for each of two witnesses will be mailed to W. Lee Howard, Notary Public, Buhl, Idaho, so that he will have them in ample time for the proof.

On the date designated you should appear at Mr. Howard's office, with two disinterested witnesses who are familiar with the terms of the permit and the works constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

JAMES SPOTFORD  
Commissioner of Reclamation  
By

JLA

Chief Clerk

17290

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 8, 1939

(P. O.) Buhl, Idaho

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

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

Buhl Country Club, Inc.

By W. W. Barry

(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.

17290

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 June, 19 39,  
 at Buhl, County of Twin Falls, State of Idaho, before  
W. Lee Howard, Notary Public, proof will be submitted of the  
 application to beneficial use of 18.6 cubic feet per second of the waters of seepage  
wells, streams and springs in accordance with the terms and conditions of Permit No. 17290  
 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....  
Buhl Country Club, Inc., Buhl, Idaho

The use to which said water has been applied is irrigation and fish hatchery

The amount applied to beneficial use is 18.6

The place where said water is used (if for irrigation, give full and accurate description of the  
 lands irrigated) NE $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 24; SE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 14; S $\frac{1}{2}$  SW $\frac{1}{4}$  Sec. 12; Twp. 9 South, Range 14 E.B.M

The name of the canal or ditch or other works by which said water is conducted to such place  
 of use is Buhl Country Club, Inc. ditch

The right to take water from such works is based upon Permit No. 17290

The source of supply from which such water is diverted is seepage stream from tunnel,  
springs, wells and waste water

The date of priority which said user is prepared to establish is June 10, 1939

JAMES SPOFFORD

17290  
 Commissioner of Reclamation.

17240

March 7, 1939

Buhl County Club Inc.  
Buhl, Idaho.

Gentlemen:-

In making out our Form Letter herein enclosed, advising you of final date upon which to make Beneficial Use proof under the above numbered permit, we note that your Certificate of Completion of Works has never been issued, although proof of Completion of Works has been made.

You were advised at that time of the amount of fee required in connection with this proof of completion of Works, but remittance was never received in this office.

Upon receipt of the statutory fee, which amounts to \$7.70, the Certificate of Completion of Works will be issued.

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

By

JLA

Chief Clerk

17240

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

March 7, 1939

Buhl Country Club. Inc.  
Buhl, Idaho

Dear Sir:

I enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. 17280, which should be filled out and returned to this office at least 40 days before the date upon which you wish to make proof. 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 May 10, 1939, 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 proof should have been made and the date proof is actually made.

Yours truly,

~~B. W. FARIS~~ JAMES S. PORTFORD  
Commissioner of Reclamation

17280

BUHL COUNTRY CLUB  
Buhl, Idaho

May 4, 1938

MAY 7 1938

Re: Permit No. 17290  
Buhl Country Club, Inc.

R. W. Faris,  
Commissioner of Reclamation,  
State of Idaho  
Boise, Idaho

Dear Sir:

I have your letter of April 13th. relative to making proof of beneficial use of water under our permit # 17290.

I am herewith enclosing the letter and other blanks that you sent for notice of publication. I am at a loss to know just how to fill out the blanks. I was in the office a couple weeks ago and conferred with Mr. Tolman regarding this and should at that time completed the forms.

Mr. Tolman made the examination and has all the information in the file covering this case and no doubt you can fill in from the information you have on file what I have left out.

We made a filing on a considerable more water than there is available. The principal source of water comes from a drainage or seepage tunnel which flows approximately 250 inches. There is no doubt but what this tunnel will be extended in the near future which will increase the flow of water. As the flow increases we will of course make use of it.

In your letter you mentioned a fee that was due for the certificate of completion of works. Do you want this now or shall we make a remittance to cover this and the final proof? I will be pleased to know your wishes in this matter.

Yours very truly,

BUHL COUNTRY CLUB, INC.

By

*John Eastman*

Secretary

17290

May 23, 1938

Re: Permit No. 17290.

Mr. Jess O. Eastman, Secy.  
Buhl Country Club, Inc.  
Buhl, Idaho

Dear Sir:

We are herewith returning your notice of proof of application of water to beneficial use under the above-numbered permit. Inasmuch as the date for proof should be fixed to meet with the convenience of you and the notary public before whom you make the proof, you should fix and state the date in your notice. Upon a further examination of the permit, we found that there had been a one year's extension of time granted for proof of completion of works, automatically extending the time for beneficial use proof to May 10, 1939. Therefore this proof may be made at any time prior to this date.

In your notice you may state the amount of water applied to beneficial use as any amount you desire up to and including 18.6 second feet, the amount of water your certificate of completion of works will be issued for. However, before a license is issued, our field engineer will make an inspection to determine how much water has been applied to beneficial use.

Your permit states that the use to which the water has been applied is irrigation, domestic and fish hatchery purposes.

According to your permit, the water is for the irrigation of the following lands: NE $\frac{1}{4}$ NW $\frac{1}{4}$  of Sec. 24, SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 14, and S $\frac{1}{4}$ SW $\frac{1}{4}$  of Sec. 12, T. 9 S., R. 14 E., B. M. Also, according to your permit, the NE $\frac{1}{4}$ NW $\frac{1}{4}$  of Sec. 24 and the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Sec. 13, T. 9 S., R. 14 E., B. M., would be considered places of use of the water. A report made by Mr. Tolman on his last inspection in connection with this permit shows that the following lands are being irrigated under the terms of this permit: S $\frac{1}{4}$ SW $\frac{1}{4}$  of Sec. 12, W $\frac{1}{4}$ NW $\frac{1}{4}$  of Sec. 13, NE $\frac{1}{4}$ NE $\frac{1}{4}$  and S $\frac{1}{4}$ NE $\frac{1}{4}$  and NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 14, T. 9 S., R. 14 E., B. M. We suggest that before you fill in the place of use in the notice, you check the lands being irrigated with this water, and if they do not correspond with the lands named in the permit, execute the enclosed Form No. 12, so that the place of use under this permit may be amended and corrected before your final proof is made.

17290

Jess O. Eastman

Page 2

May 23, 1938

If your proof of beneficial use of water under this permit is made on or before May 10, 1939, your date of priority will be May 8, 1930.

You ask regarding the fee for certificate of completion of works. This fee is due at this time.

Very truly yours,

R. W. FARIS  
Commissioner of Reclamation

By

Chief Clerk

j1  
Encl.

17290

April 13, 1938

Re: Permit No. 17290.

Mr. Jess O. Eastman, Secy.  
Buhl Country Club, Inc.  
Buhl, Idaho

Dear Sir:

This is to advise you that our records show that the proof you made in May, 1936, was proof of completion of works, rather than proof of beneficial use of the water. We now have our engineer's report on the inspection he made in connection with this proof, and upon receipt of the statutory fee of \$5.70 the Department will issue you a certificate of completion of works under this permit.

In addition to the proof you have already made, there is a final proof, or proof of beneficial use of the water appropriated, which must be made before a license is issued under the permit. This proof is due May 10, 1938. Failure to make this proof when due will not cause your permit to be cancelled; however, your priority date will be advanced by the amount of time that the proof is late.

We are herewith enclosing another set of forms to be used in connection with your beneficial use proof.

Very truly yours,

R. W. FARIS  
Commissioner of Reclamation

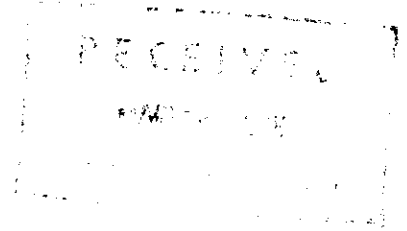
By

Chief Clerk

j1  
Encl.

17290

BUHL COUNTRY CLUB  
Buhl, Idaho



March 15, 1936

Mr. R. W. Faris,  
Com. of Reclamation,  
Boise, Idaho

Re: Buhl Country Club, Inc.  
Water filing, permit # 17290

Dear Sir:

I have your letter of March 10th. in reference to our  
water filing numbered above.

We completed all the forms for proof of beneficial  
use in May 1936 and one of your Department Engineers came  
to Buhl and inspected the works.

He stated that the water license would follow along  
in due course of time but we have never heard any more  
about it.

I wish that you would check your files in this case and  
let me know further in regard to it.

Yours very truly,

A handwritten signature in cursive script, appearing to read "J. Eastman". The signature is written in dark ink and is positioned above the typed name of the signatory.

Secretary Buhl Country Club, Inc.

17290

**STATE OF IDAHO**  
**DEPARTMENT OF RECLAMATION**  
**BOISE**

Jess O. Eastman, Agent  
Buhl Country Club  
Buhl, Idaho

March 10, 1938

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit No. 17290, which should be filled out and returned to this office at least 60 days before the date upon which you wish to make proof. The date for proof, as set out in your permit, is May 10, 1938, 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 proof should have been made and the date proof is actually made.

Yours truly,

R. W. FARIS  
~~GEO. N. CARTER~~  
Commissioner of Reclamation.

**Note: Proof is to be submitted before a notary public or other officer authorized by law to administer oaths.**

17290

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

## REPORT OF ENGINEER

Permit No. 17290

This proof is for **Completion of Works**

In Water District No. ....

1. Name of applicant **Buhl Country Club, Inc.**

2. Source of water supply: **Seepage Walls, Springs, Seepage Tunnel & Waste Water**

3. Location of point of diversion: Is in the **No. 1 NW 1/4** of Section **24**  
**No. 2 SW 1/4** of Section **13**  
**No. 3 SE 1/4** of Section **24**  
 T. **9 S.** R. **14 E.** County of **Twin Falls**

4. Describe works as they exist, giving dimensions and capacities of same: *Small dam and ditch heading in SW 1/4 Sec. 13 and Earth dam 9 ft high x 150 ft long x 6 ft top width and 1 1/2-1 slopes which impounds water for fish pond or irrigation diversion*

5. Water is used for: **Irrigation, domestic & Fish Hatchery**

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 for other than irrigation): **NE 1/4 NW 1/4, Sec. 24; SE 1/4 SE 1/4, Sec. 14; SW 1/4 SW 1/4 & SE 1/4 SW 1/4, Sec. 12, Twp. 9 S., R. 14 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? *Snake River*

Remarks: *Natural (normal) flow thru fish pond varies from a minimum of 1 Sec. Ft. up to a considerably larger amount*

This examination was made on the

*11th June 1936*  
*23rd day of April*

, 1937

(Signed)

*Fred S. Johnson*

Examiner.

Jess O. Eastman, Sec'y 8  
Buhl Country Club

Permit No. 17290

Examination for Completion of Works

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 a 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.
-

# RECEIPT

Date May 8, 1936

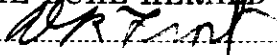
Received of Buhl Country

Address \_\_\_\_\_

Amount Twelve and - - - - - \$ 12.50

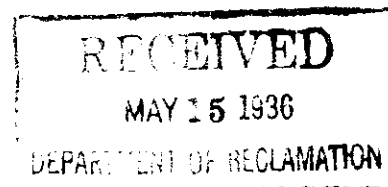
|                            |                                         |                               |
|----------------------------|-----------------------------------------|-------------------------------|
| FOR: Advertising . . . . . | ( <input checked="" type="checkbox"/> ) | (Detail)                      |
| Printing . . . . .         | ( )                                     | Legal advertising in connect- |
| Subscription . . . . .     | ( )                                     | ion with Land Office notice   |
| On Account . . . . .       | ( )                                     |                               |

THE BUHL HERALD

17290 By 

BUHL COUNTRY CLUB  
Buhl, Idaho

May 14, 1936



Re: Permit No. 17290

Paul L. Henry,  
Chief Clerk & Office Engineer  
Department of Reclamation  
Boise, Idaho

Dear Mr. Henry:

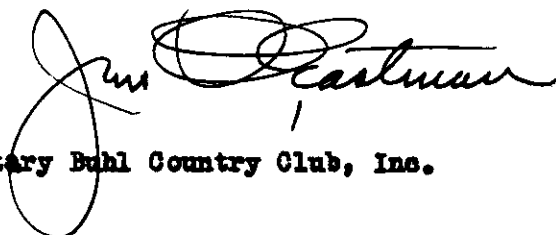
I acknowledge receipt of the copy of your letter of the 13th. addressed to W. Lee Howard relative to the proof of completion of works under the above numbered permit.

So far as we are concerned there is no hurry in having the field examination made. Whenever your Field Engineer, Mr. Tolman happens to have other business in this section we will be pleased to take him over the ground.

I would like to have you make the following memorandum in connection with Mr. Tolman's examination. In the event I am not available please have Mr. Tolman contact either E. M. Tomlinson, 228 12th. Ave. North or J. H. Barker, cashier of the First National Bank. Both these men are Directors and Officers and are familiar with our water rights.

If possible I would like to know a day or two ahead if possible when Mr. Tolman will be here even though he would call me on the phone at my expense.

Yours very truly,

  
Secretary Buhl Country Club, Inc.

17290

May 13, 1936

Re: Permit No. 17290

MR. W. LEE HOWARD  
Main & Broadway,  
Buhl, Idaho

Dear Mr. Howard:

This will acknowledge receipt of the deposition of the holder, depositions of two witnesses and the affidavit of proof of publication from the newspaper, all in connection with proof of completion of works under the above permit.

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this department. We are unable to say just when this examination will be made, since the department has but one field engineer who makes examinations all over the state. However, Mr. Tolman, Field Engineer for this department, will contact you at the time set for examination so that you may show him over the grounds. After his report is on file in this office you will be further notified as to fees due before certificate of completion of works is issued.

The minimum fee for taking depositions is set forth in the statutes as five dollars.

Very truly yours,

PAUL L. HENRY  
Chief Clerk & Office Engineer

PLH:mct  
CC - Jess O. Eastman, Buhl, Idaho

17290

## NOTICE FOR PUBLICATION

Notice is hereby given that at 10:00 A. M., on 8th day of May, 1936, at Buhl, County of Twin Falls, State of Idaho, before W. Lee Howard, Notary Public proof will be submitted of the completion of works for the diversion of 18.6 cubic feet per second of the waters of seepage springs, seepage tunnel, wells, and waste water flowing into an unnamed coulee in accordance with the terms and conditions of a certain permit heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is Buhl Country Club, Inc.
  2. The postoffice address of such person or principal place of business of such corporation is Buhl, County of Twin Falls, State of Idaho.
  3. The number of such Permit is 17290, and the date set for the completion of such work is May 10, 1936.
  4. Said water is to be used for irrigation, domestic and fish pond purposes.
  5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 18.6 cubic feet per second.
  6. The amount of lands for which said water is available is 130 acres, particularly described as follows: NE $\frac{1}{4}$  NW $\frac{1}{4}$ , 10 acres, Sec. 24; SE $\frac{1}{4}$  SE $\frac{1}{4}$ , 40 acres, Sec. 14; SW $\frac{1}{4}$  SW $\frac{1}{4}$ , 40 acres, & SE $\frac{1}{4}$  SW $\frac{1}{4}$ , 40 acres, Sec. 12; all in T. 9 S., R. 14 E., B. M.
- R. W. FARIS, Commissioner of Reclamation.

FOUNDED A.D. 1792

# Insurance Company of North America

HEAD OFFICE  
PHILADELPHIA  
CAPITAL  
\$12,000,000

W. LEE HOWARD

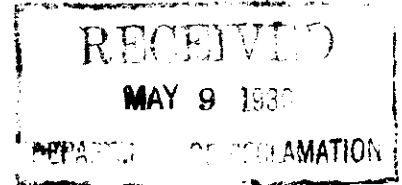
AGENT

FIRE AND AUTOMOBILE INSURANCE

MAIN & BROADWAY - BOX L

BUHL, IDAHO

DEPARTMENTS  
CHICAGO  
NEW YORK  
SAN FRANCISCO  
TORONTO



May 8, 1936.

Mr. R. W. Faris,  
Commissioner of Reclamation,  
Boise, Ida.

Dear Sir:

I enclose papers for Proof of Completion of  
Works for Buhl County Club, Inc., together with  
Affidavit of Publication and receipt for publication.

I do not know what fee the laws of this State  
allow me to collect for preparing these papers, and  
they have asked me to get your advice. I will  
appreciate it if you will tell me what charge I should  
make.

Very truly yours,

  
otary Public

17290

PERMIT NO. 17290

RECEIVED

MAY 9 1936

DEPARTMENT OF RECLAMATION

# Proof of Completion of Works

## DEPOSITION OF HOLDER

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

Ans. Jess O. Eastman; Buhl, Idaho; Secretary of Buhl Country Club; Inc.  
Address Buhl, Ida.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. Buhl Country Club, Inc., place of business is Buhl, Ida.,  
my position is Secretary; my authority- resolution of Board of  
Directors.

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. #17290; date May 10, 1930; amount water 18.6 cu. ft. per sec.  
source is seepage wells, springs, seepage tunnel & waste water; points  
of diversion: NW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> 24, SW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> 13, SE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> 24, Tp. 9 S., Rge. 14 E. B. M.

Ques 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Irrigation, domestic & fish hatchery; 500 acres in Tp. 9 S.,  
Rge. 14 E. B. M.; sandy loam, fairly flat land, of which 130 acres is  
irrigated land. NE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>, Sec. 24, SE<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub>, Sec. 14, SW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> 8c  
SE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub>, Sec. 12, T. 9 S., R. 14 E. B. M.

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Yes; part 1930, balance 1933; all water available.

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. All works completed; comply with terms of permit.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans.

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Dam, height 9 ft. length 220 ft. at top, 226 ft. at bottom, made  
of dirt; 4 miles ditches bottom width 2 ft., width water line 3 ft.,  
depth water 2 ft.; cost of works 1,000.00.

(Sign here.)

*Jess O. Eastman*  
Secretary Buhl Country Club, Inc.

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

County of Twin Falls, State of Idaho, on this 8th  
day of May A. D. 1936

*W. L. Howard*  
Notary Public.

My Commission expires July 30 - 1936

17290

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. 17290

## Proof of Completion of Works

### DEPOSITION OF WITNESS

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

Ans. Otto Parry; Buhl, Idaho; State liquor dealer; P. O.  
address is Buhl, Ida.

Ques. 2. Are you acquainted with Buhl Country Club, Inc., the holder of Permit No. 17290, authorizing the diversion of 18.6 second-feet of the waters of seepage wells, springs, seepage tunnel and waste water for irrigation, domestic & fish hatchery purposes? How long have you known him, and where does he reside?

Ans. since 1930; Address is Buhl, Ida.

Ques. 3. Have you read or heard read said Permit No. 17290, and are you familiar with its terms and conditions?

Ans. yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. yes; fairly flat sandy loam; water required for irrigation five sec. feet.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. yes.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. dirt dam 9 ft. high, 220 ft. length at top, 226 ft. long at bottom. 4 miles ditches bottom width 2 ft., width water line 3 ft., depth water 2 ft. Capacity of ditches approximately 5 sec. ft.

(Sign here.)



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, at my office in Buhl County of Twin Falls, State of Idaho, on this 8th day of May, A. D. 1936.

Notary Public Residing at Buhl, Idaho

17290

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. 17290

## Proof of Completion of Works

### DEPOSITION OF WITNESS

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

Ans. J. H. Barker; Buhl, Ida., Bank cashier, P. O.

address is Buhl, Ida.

Ques. 2. Are you acquainted with Buhl Country Club, Inc., the holder of Permit No. 17290, authorizing the diversion of 18.6 second-feet of the waters of seepage wells, springs, seepage tunnel & waste water, for irrigation, domestic & fish hatchery purposes? How long have you known him, and where does he reside?

Ans. Known applicant since 1930; Address is Buhl, Ida.

Ques. 3. Have you read or heard read said Permit No. 17290, and are you familiar with its terms and conditions?

Ans. yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. yes; fairly flat sandy loam; water required for irrigation five sec. ft.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. yes

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Dirt dam 9 ft. high, 220 ft. length at top, 226 ft. length at bottom. 4 miles ditches bottom width 2 ft., width water line 3 ft., depth water 2 ft. Capacity of ditches approximately 5 sec. ft.

(Sign here.)



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, at my office in Buhl County of Twin Falls, State of Idaho, on this 8th day of May, A. D. 1936.

Notary Public Residing at Buhl, Idaho

17290

*State of Idaho*  
**ENGINEERING DEPARTMENT**  
**BOISE**

**INSTRUCTIONS**

**Re: Permit No. 17290**      **PROOF OF COMPLETION OF WORKS**

**MR. W. LEE HOWARD,**  
**Notary Public,**  
**Buhl, Idaho**

Boise, Idaho,      **April 28, 1936**

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of completion of works under Permit No. 17290-----

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 the permit holder's rights:

1. On May 8, 1936-----, the date set for proof of completion of works, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at Buhl, Idaho, before W. Lee Howard, 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,

-----  
**R. W. PARIS**  
Commissioner of Reclamation

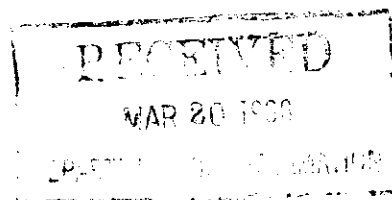
17290

Checking proof; please advise if any errors

--Buhl Herald

17290

17290



STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

Date...March 13, 1936.....

Re: Permit No. 17290

EDITOR, BUHL HERALD,  
Buhl, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to.....May 8, 1936....., the date set for proof, the expense of the publication to be paid by the applicant,.....

.....MR. JESS O. EASTMAN, Agent, Buhl Country Club, Inc., Buhl, Idaho.....  
to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

R. W. FARIS

Commissioner of Reclamation

17290

March 13, 1936

Re: Permit No. 17290

MR. JESS O. EASTMAN, Agent  
Buhl Country Club, Inc.,  
Buhl, Idaho

Dear Sir:

This will acknowledge receipt of notice in duplicate for publication in connection with completion of works proof and also your authorization to have the notice published in the Buhl Herald of Buhl, Idaho, all in connection with Permit No. 17290. In checking the notice, we find that May 10th falls on Sunday and we have, therefore, changed the date for proof to May 8th.

A copy of the notice has been mailed to the newspaper with instructions to publish it once a week for four consecutive weeks prior to May 8, 1936. About 10 days prior to this date, depositions consisting of one for the holder and one each for two witnesses will be mailed to Mr. W. Lee Howard, Notary Public, Buhl, Idaho, so that he will have them in ample time for the proof. On the date designated you should appear at Mr. Howard's office with two disinterested witnesses, who are familiar with the terms of the permit and the works constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

R. W. FARIS  
Commissioner of Reclamation

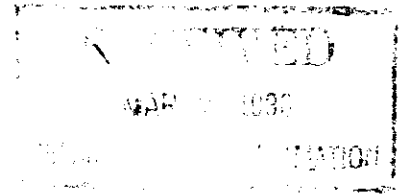
By \_\_\_\_\_  
Chief Clerk & Office Engr.

PLH/rg

17290

JESS O. EASTMAN  
BUHL, IDAHO

March 5, 1936



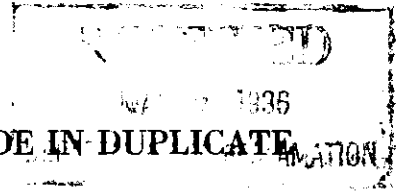
Mr. R. W. Paris,  
Commissioner of Reclamation,  
State of Idaho,  
Boise, Idaho

Dear Sir:

I am herewith enclosing the papers in connection with the  
proof of water under permit No. 17290 issued to the Buhl Country  
Club, Inc.

Yours very truly,

17290



NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 5, 1936

(P. O.) Buhl, Idaho

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

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

**BUHL COUNTRY CLUB, INC.**

By *John Eastman* Secretary

(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.

17290

# Notice for Publication

Notice is hereby given that at 10:00 A.M., on the 8th day of May, 1936, at Buhl, County of Twin Falls, State of Idaho, before W. Lee Howard, Notary Public proof will be submitted of the completion of works for the diversion of 18.6 cubic feet per second of the waters of saspaga springs, saspaga tunnel, wells, and waste water flowing into an unnamed / coulee in accordance with the terms and conditions of a certain permit heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is Buhl Country Club, Inc.

2. The postoffice address of such person or principal place of business of such corporation is \_\_\_\_\_

Buhl, County of Twin Falls, State of Idaho.

3 The number of such Permit is 17290, and the date set for the completion of such work is

May 10, 1936

4. Said water is to be used for irrigation, domestic and fish pond purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 18.6 cubic feet per second.

6. The amount of lands for which said water is available is 130 acres, particularly described as follows:

NE $\frac{1}{4}$  NW $\frac{1}{4}$ , 10 acres, Sec. 24; SE $\frac{1}{4}$  SE $\frac{1}{4}$ , 40 acres, Sec. 14; SW $\frac{1}{4}$  SW $\frac{1}{4}$ , 40 acres, & SE $\frac{1}{4}$  SW $\frac{1}{4}$ , 40 acres, Sec. 12; all in T. 9 S., R. 14 E., B. M.

**R. W. FARIS**

Commissioner of Reclamation.

17290

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS  
PROOF OF COMPLETION OF WORKS

JESS O. EASTMAN, Secretary  
Buhl Country Club, Inc.,  
Buhl, Idaho

Boise, Idaho  
March 3, 1936

DEAR SIR:

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under your permit No. 17290.

This form should be filled out and mailed to the Department of Reclamation, at least 60 days before the date upon which proof is to be submitted, which proof MUST be on or before May 10, 1936. Upon receipt of the blank properly filled out, notice for publication will be sent to the paper direct from this office, which notice must be published a period of four weeks prior to the date of proof.

The proof may be submitted at any place convenient to you and two witnesses, where there is a notary public or other officer authorized to administer oaths.

The certificate that shall be issued under this proof does not give you a perpetual right to the use of the water for which application is made, as it only confirms the completion of the 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.

Very truly yours,

R. W. FARIS

Commissioner of Reclamation.

17290

June 25, 1935

Re: Permit No. 17290  
Buhl Country Club

MR. JESS O. EASTMAN, Secretary  
Buhl Country Club,  
Buhl, Idaho

Dear Sir:

We are enclosing herewith approval of Commissioner of Reclamation for an extension of time under the provisions of Senate Bill No. 129, as per your application of recent date.

Very truly yours,

R. W. FARIS  
Commissioner of Reclamation

By \_\_\_\_\_  
Assistant Chief Clerk

Q  
Encl.

17290

June 14, 1935

Re: Permit No. 17290

Hon. JAMES R. BORNHILL  
Attorney-at-Law  
Twin Falls, Idaho

Dear Judge:

The hearing in connection with the application for an extension of time within which to complete the works required under the above Permit under the provisions of Senate Bill No. 129, 1935 Session Laws, was set at 10:00 A. M., on May 28. Publication of the notice was completed prior to that date. No protests were filed voicing any opposition to the approval of the application within the time allowed. Consequently, the applicants were notified that the extension would be approved.

Yours very truly,

Chief Clerk & Office Engineer

PLM:ci

17290

## BOTHWELL &amp; POVEY

ATTORNEYS AND COUNSELLORS AT LAW  
WOODS BUILDING  
TWIN FALLS, IDAHO

June 7, 1935

R. W. Faris  
Commissioner of Reclamation  
Boise, IdahoRe: Permit #17290

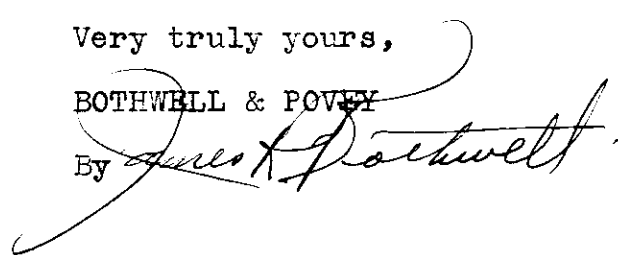
Dear Sir:

Our attention has been called to the Notice of Application for Extension of Time for Completion of Works under Senate Bill 129, Session Laws 1935, published in the Buhl Herald under date May 16th, concerning the above numbered permit to appropriate the public waters of the State of Idaho.

On behalf of Twin Falls Canal Company we wish to direct your attention to the prior claim of the Twin Falls Canal Company to all water originating on the project. If any right is to be recognized in favor of the applicant it should be subordinate to the claims of the Twin Falls Canal Company.

Very truly yours,

BOTHWELL &amp; POVEY

By 

17290

JRB:MH

June 10, 1935

Re: PERMIT No. 17290

BUHL COUNTRY CLUB, Inc.  
Buhl,  
Idaho

Attention Mr. Jess O. Eastman, Secretary

Gentlemen:

Under date of May 10, 1935, you filed an application in this Department for an extension of time to May 10, 1935, in which to complete the works required under the above permit. Notice of such application was published in The Buhl Herald, setting the date for hearing as May 28, 1935, at 10 o'clock A. M. No protests were filed and, consequently, the application will be approved. However, to date we have not received the affidavit of publication from the newspaper, and inasmuch as we are anxious to close this matter, you are urgently requested to contact the editor of the newspaper at once and procure this affidavit for us.

Very truly yours,

17290  
R. W. FARIS,  
Commissioner of Reclamation

By \_\_\_\_\_  
Chief Clerk and Office Engineer

PLH/mt

Point of diversion # 3<sup>SE NW</sup> as shown on accompanying map covers 10 inches for irrigation under ditch in NE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> - 24-9<sup>S</sup>-14<sup>E</sup> and 200 inches of water for fish hatchery purposes. This point of diversion is 1170 feet North of the Center of section 24-9<sup>S</sup>-14<sup>E</sup>.

Point of diversion # 2<sup>SW SW</sup> is 615 feet East and 290 feet North of the Southwest corner of Section 13-9<sup>S</sup>-14<sup>E</sup> and covers 40 inches for irrigating the SE<sup>1</sup>/<sub>4</sub>-SE<sup>1</sup>/<sub>4</sub>-14-9<sup>S</sup>-14<sup>E</sup> and 600 inches for fish hatchery or fish pond purposes, said ponds located in the SW<sup>1</sup>/<sub>4</sub>-NW<sup>1</sup>/<sub>4</sub>-13-9<sup>S</sup>-14<sup>E</sup>.

Point of diversion # 1<sup>(NW NW)</sup> noted on map as pipe intake is South 61 degrees East 1550 feet from the Southwest corner of Section 13-9<sup>S</sup>-14<sup>E</sup> and is for 80 inches for irrigation of the S<sup>1</sup>/<sub>2</sub>-SW<sup>1</sup>/<sub>4</sub>-12-9<sup>S</sup>-14<sup>E</sup>. The ditches are already in to divert this water to point of use as shown on the map.

17290

PERMIT No. 17290  
EXTENSION OF TIME FOR COMPLETION OF WORKS UNDER SENATE BILL No. 129  
SESSION LAWS OF 1935

STATE OF IDAHO

County of Twin Falls ) ss.

Buhl Country Club Inc.

MAY 10 1935

Jess O. Eastman, Secretary, of Buhl, 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. 17290.

That under the terms and conditions of said Permit, Completion of Works  
thereunder is required by May 10, 1935.

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:

Practically all of the diversion works have been completed but the permit  
holder is not in a position to offer proof at this time because of the right of  
way question as stated in the following paragraph.

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

Because of failure to secure right of way for ditch over certain lands  
which have recently changed ownership.

WHEREFORE, He makes application to the Commissioner of Reclamation to extend  
the time for Completion of Works under the said Permit to May 10,  
1936, pursuant to the provisions of Senate Bill No. 129, Session Laws of 1935.

Subscribed and sworn to before me this 10th day of May, 1935  
Jess O. Eastman, Secretary  
Buhl Country Club, Inc. Applicant

My Commission expires:  
5/5/1937

Notary Public for Idaho, residing at  
Boise, Idaho

Date of receipt at office of Department of Reclamation: \_\_\_\_\_ 19\_\_\_\_

APPROVAL OF COMMISSIONER OF RECLAMATION

WHEREAS, Application for an extension of time for Completion of Works under  
Permit No. 17290 has been made by the owner thereof,  
which application was duly advertised in the Buhl Herald  
of Buhl, Idaho, for a period of two consecutive weeks; and

WHEREAS, A hearing in regard to the said application was then duly held at  
Boise, Idaho, on May 28,  
1935, as specified in the said advertisement above referred to; and

WHEREAS, After taking into consideration all evidence and testimony introduced  
at the said hearing, it appears that the owner of the said Permit is entitled to a  
further extension of time within which to complete work;

NOW, THEREFORE, I, R. W. FARIS, Commissioner of Reclamation of the State of  
Idaho, by virtue of the authority vested in me under Senate Bill No. 129, Session  
Laws of 1935, hereby extend the time for Completion of Works under Permit to  
appropriate the Public Waters of the State of Idaho, No. 17290,  
to May 10, 1936.

WITNESS My hand this 18th day of June, 1935.

Commissioner of Reclamation

17290

**STATE OF IDAHO**  
**DEPARTMENT OF RECLAMATION**  
**BOISE, IDAHO**

Re: Permit No. 17290

Date May 11, 1935

EDITOR, BUHL HERALD  
Buhl,  
Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for <sup>two</sup>~~four~~ consecutive weeks prior to May 28, 1935, the date set for <sup>hearing</sup>~~proof~~, the expense of the publication to be paid by the applicant,

BUHL COUNTRY CLUB, INC., Jess C. Eastman, Secretary, Buhl, Idaho  
to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

R. W. FARIS

Commissioner of Reclamation

1 7290

NOTICE FOR PUBLICATION

NOTICE OF APPLICATION FOR EXTENSION OF TIME FOR COMPLETION OF WORKS  
UNDER SENATE BILL No. 129, SESSION LAWS OF 1935

Notice is hereby given, that on the 28th day of May,  
19 35, at 10:00 o'clock, A. M., a hearing will be held by the  
State Commissioner of Reclamation, or his deputy, at 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. 17290. 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 the said Permit is 17290.

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

BUHL COUNTRY CLUB INC., BUHL, IDAHO

3. The amount of water claimed by the said permit or permits is  
16.6 second feet and  
all flowing into an unnamed stream from seepage wells, springs/waste water,  
/ which is tributary to Snake River.

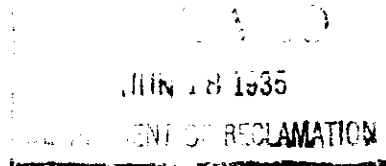
4. This notice is to be published at the expense of the applicant or  
applicants above named. The publisher is hereby authorized to deliver to  
the said applicant the proof of publication upon payment for the said  
publication.

R. W. FARIS

Commissioner of Reclamation

JESS O. EASTMAN  
BUHL, IDAHO

June 17, 1935



Mr. R. W. Faris  
Commissioner of Reclamation,  
Boise, Idaho

Dear Mr. Faris:

I acknowledge receipt of your letter of the 10th. in regard to the extension of time on Permit No. 17290.

In compliance with your request I am herewith enclosing the affidavit of publication which has been properly executed.

Yours very truly,

17290

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

JESS O. EASTMAN, Secretary  
Buhl County Club Inc.,  
Buhl, Idaho

Boise, Idaho

March 9, 1935

DEAR SIR:

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under your permit No. 17290

This form should be filled out and mailed to the Department of Reclamation, at least 60 days before the date upon which proof is to be submitted, which proof MUST be on or before May 10, 1935. Upon receipt of the blank properly filled out, notice for publication will be sent to the paper direct from this office, which notice must be published a period of four weeks prior to the date of proof.

The proof may be submitted at any place convenient to you and two witnesses, where there is a notary public or other officer authorized to administer oaths.

The certificate that shall be issued under this proof does not give you a perpetual right to the use of the water for which application is made, as it only confirms the completion of the 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.

Very truly yours,

R. W. PARIS

Commissioner of Reclamation.

17290

State of Idaho  
DEPARTMENT OF RECLAMATION  
BOISE

Permit No. 17290

Secy, Buhl Country Club, Inc. Boise, Idaho,  
Buhl, Idaho

May 12, 1930.

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 third page.

17290

Incl. Receipt for fee.

GEO. N. CARTER  
Commissioner of Reclamation.

May 8, 1930

Mr. Jess. O. Eastman  
Buhl, Idaho

Dear Mr. Eastman:

This will acknowledge receipt of your letter of May 5, enclosing an application for permit covering 18.6 second feet of water, together with one blue print and one tracing showing the points of diversion and place of use.

The application has been checked, and now awaits the approval of Mr. Carter, upon his return to the office.

In your letter you inquire as to the filings on water made in Section 24, T. 9 S., R. 14 E. The records disclose the following:

Permit No. 14645 - Mary A. Dammon

Six tenths of one sec. ft. of an unnamed spring

Filed April 6, 1920

Proof of completion of works made May 31, 1923

Point of Diversion: SE 1/4 NW 1/4 Sec. 24, T. 9 S. R. 14 E.

Proof of beneficial use of water due April 1, 1929  
and not made

Permit No. 11577 - Miles Terry, assignee

License issued for .8; priority October 11, 1915-unnamed stream

Point of diversion: NE 1/4 NW 1/4, Sec. 24, T. 9 S., R. 14 E.

Permit No. 11978 - W. L. Norris

License issued for 1 sec. ft. of an unnamed stream

Priority February 23, 1916

Points of diversion: NW 1/4 SW 1/4, NW 1/4 NW 1/4, Sec. 24, T. 9 S. R. 14 E.

Yours very truly,

GEO. N. CARTER  
Commissioner of Reclamation

By

17290

JESS O. EASTMAN  
BUHL, IDAHO

May 5, 1930

Mr. Geo. N. Carter,  
Commissioner of Reclamation,  
State of Idaho  
Boise, Idaho

Dear Mr. Carter:-

I am herewith enclosing an application for permit covering 18.6 second feet of water. Under separate cover I am mailing you one blue-print and tracing showing the points of diversion and places for application.

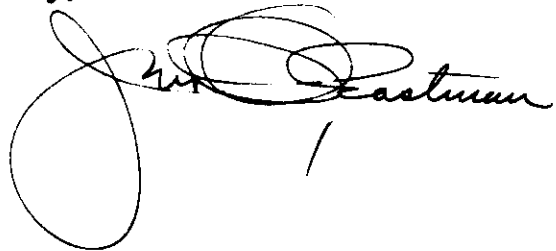
There is on the map a place designated at point of diversion # 1, however we are not filing at this point. This is our own ditch and we have included the amount of water taken out at this point at another point farther up upstream.

You will observe on the map a place marked " point of diversion pipe intake". We now have a ditch complete that carries water on to the S<sub>2</sub>-SW<sub>4</sub>-12-9-14 by gravity. The reason I have made the filing at this point is that later on, if we elect to do so, we can put in a pipe line as indicated by the dotted line and distribute the water by means of an underground sprinkling system. The lower end of the pipe being 75 feet below the intake will give us ample pressure for such a system.

I am unable to figure the amount of the filing fee so am herewith enclosing cashier's check payable to your order in the amount of \$ 10.00. If the amount is not sufficient, please notify me and I will remit the difference; if to much you may return the difference.

I wish that you would advise me if there have been any filings on water in Section 24 - 9 - 14 during the past year.

Yours very truly,

  
1

17290

May 5, 1930

Mr. Geo. N. Carter,  
Commissioner of Reclamation,  
State of Idaho  
Boise, Idaho

Dear Mr. Carter:-

I am herewith enclosing an application for permit covering 18.6 second feet of water. Under separate cover I am mailing you one blue-print and tracing showing the points of diversion and places for application.

There is on the map a place designated at point of diversion # 1, however we are not filing at this point. This is our own ditch and we have included the amount of water taken out at this point at another point farther up upstream.

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I wish that you would advise me if there have been any filings on water in Section 24 - 9 - 14 during the past year.

Yours very truly,

17290

*Geo. Eastman*  
*Buhl Country Club*