

PROPOSED P/U = 33 ACRES

COLLECTION POND AND
REDIVERSION P/D

OLD P/U = 30 ACRES

KEN MULBERRY ENTERPRISES

APPLICATION FOR TRANSFER

11S, 18E, 522

← ROCK CREEK ←

← DIVERSION DITCH TO ROCK CREEK

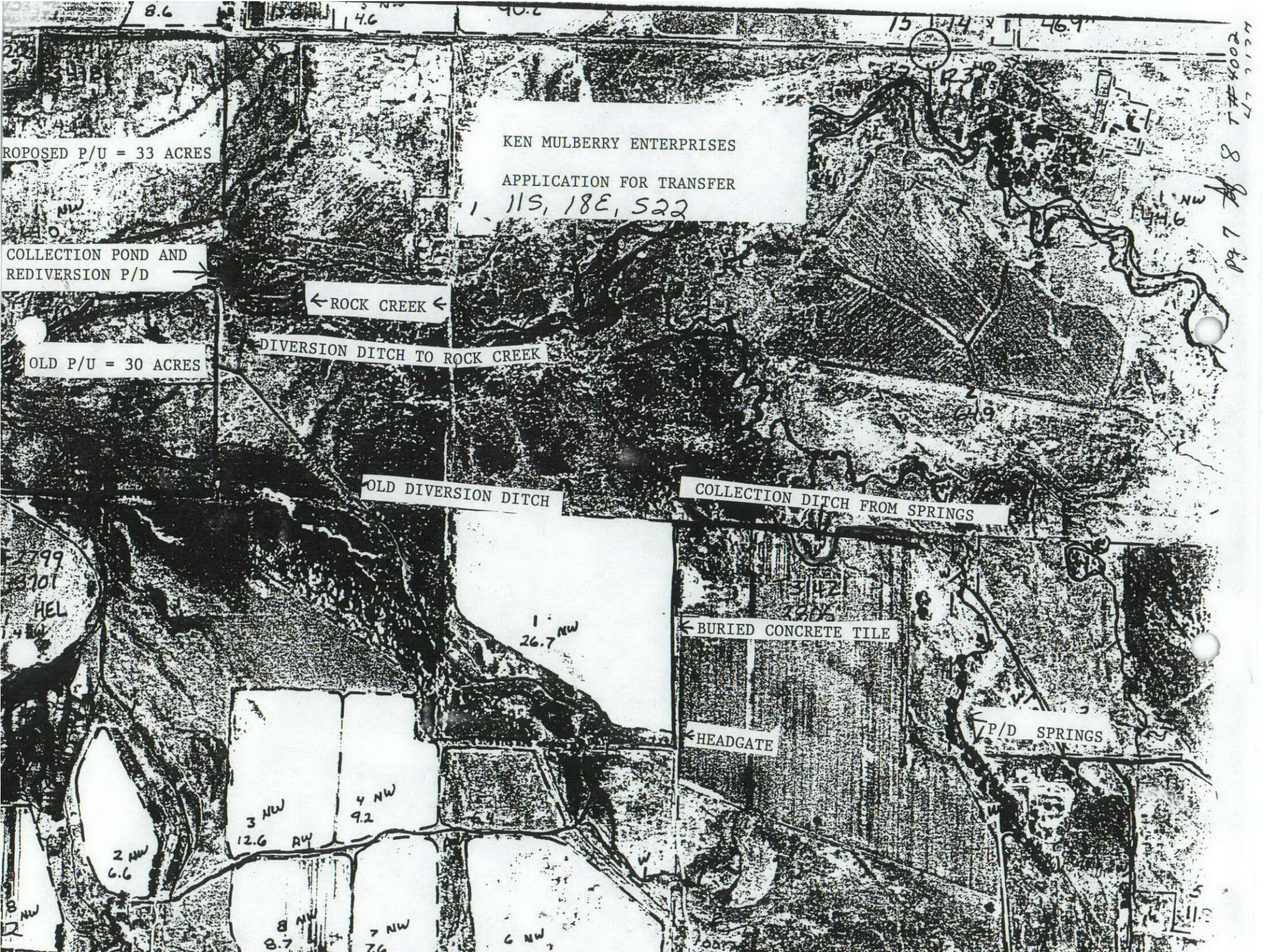
OLD DIVERSION DITCH

COLLECTION DITCH FROM SPRINGS

← BURIED CONCRETE TILE

← HEADGATE

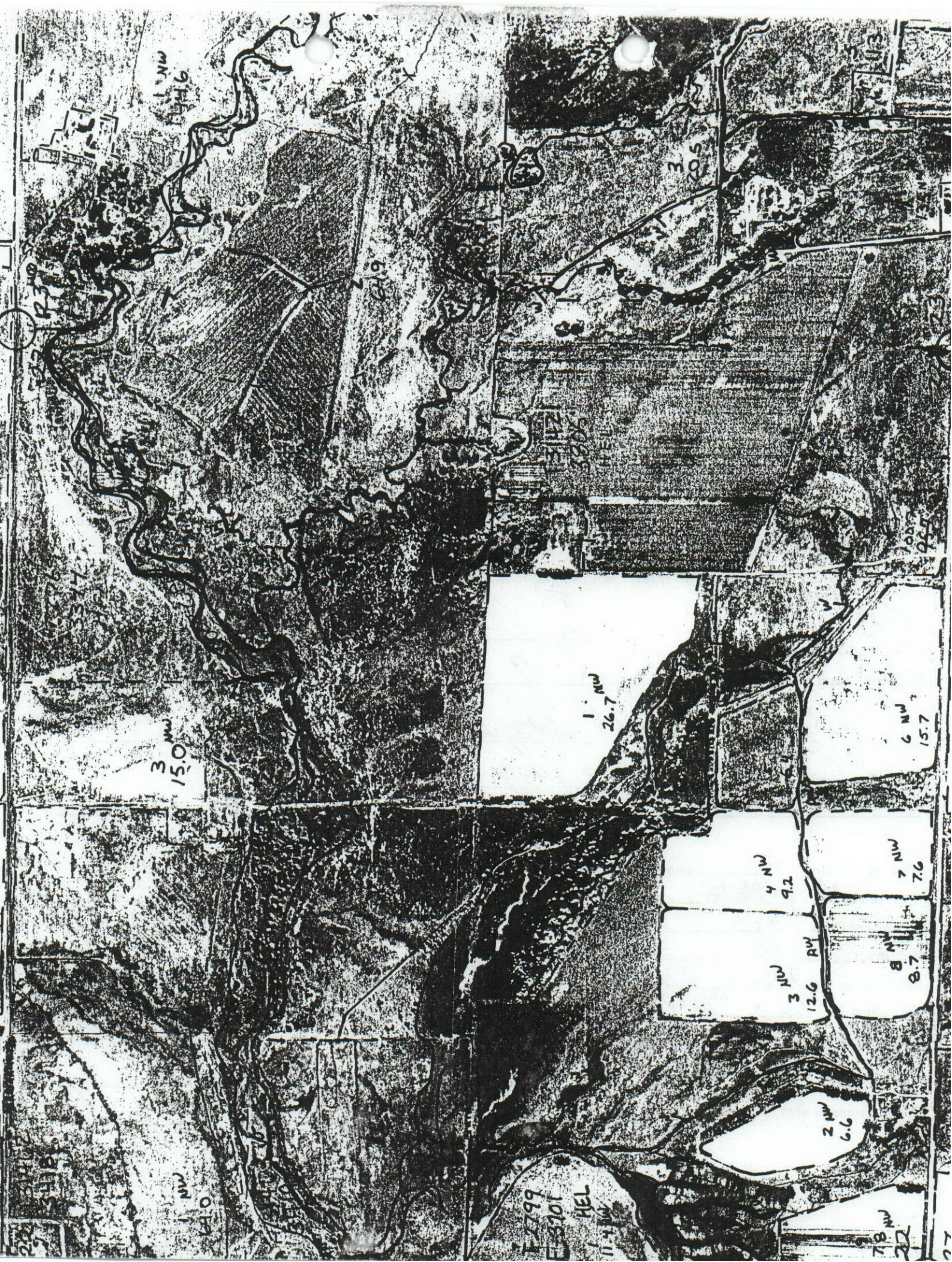
P/D SPRINGS





ACCREDITED
AFM
FARM AND LAND
INSTITUTE

4702137



1 NW 15.0
3 NW 15.7
4 NW 9.2
5 NW 8.7
6 NW 7.6
7 NW 6.6
8 NW 12.6
9 NW 26.7
10 NW 15.0
11 NW 15.0
12 NW 15.0
13 NW 15.0
14 NW 15.0
15 NW 15.0
16 NW 15.0
17 NW 15.0
18 NW 15.0
19 NW 15.0
20 NW 15.0
21 NW 15.0
22 NW 15.0
23 NW 15.0
24 NW 15.0
25 NW 15.0
26 NW 15.0
27 NW 15.0
28 NW 15.0
29 NW 15.0
30 NW 15.0
31 NW 15.0
32 NW 15.0
33 NW 15.0
34 NW 15.0
35 NW 15.0
36 NW 15.0
37 NW 15.0
38 NW 15.0
39 NW 15.0
40 NW 15.0
41 NW 15.0
42 NW 15.0
43 NW 15.0
44 NW 15.0
45 NW 15.0
46 NW 15.0
47 NW 15.0
48 NW 15.0
49 NW 15.0
50 NW 15.0
51 NW 15.0
52 NW 15.0
53 NW 15.0
54 NW 15.0
55 NW 15.0
56 NW 15.0
57 NW 15.0
58 NW 15.0
59 NW 15.0
60 NW 15.0
61 NW 15.0
62 NW 15.0
63 NW 15.0
64 NW 15.0
65 NW 15.0
66 NW 15.0
67 NW 15.0
68 NW 15.0
69 NW 15.0
70 NW 15.0
71 NW 15.0
72 NW 15.0
73 NW 15.0
74 NW 15.0
75 NW 15.0
76 NW 15.0
77 NW 15.0
78 NW 15.0
79 NW 15.0
80 NW 15.0
81 NW 15.0
82 NW 15.0
83 NW 15.0
84 NW 15.0
85 NW 15.0
86 NW 15.0
87 NW 15.0
88 NW 15.0
89 NW 15.0
90 NW 15.0
91 NW 15.0
92 NW 15.0
93 NW 15.0
94 NW 15.0
95 NW 15.0
96 NW 15.0
97 NW 15.0
98 NW 15.0
99 NW 15.0
100 NW 15.0

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>SAME</u>			to _____ to _____

2. Quantity and quality of return flows and location of discharge:

Any unused water flows on down Rock Creek.

3. Describe effects on other water uses resulting from the proposed change:

Surrounding irrigated land is owned by applicant.
Aesthetically transporting the water as proposed is providing
some wild life habitat also.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Ken Mulberry Enterprises
by Kenneth A. Mulberry
 (Signature of Applicant)

Subscribed and sworn to before me this 9 day of April, 19 92

Stephanie Phelps
 (Notary Public)

My commission expires March 13, 1997

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 3 attachments

Received by RC J.F. Stanton Date 4-8-92 16:05

Prelim. check by M+S Fee \$50, 50/4379

Receipted by JA Date 4-13-92

Published in Times News

Pub. dates 10/15 + 10/22/92

Watermaster recommendation requested on N/A

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

NAME OF APPLICANT

Alvin A. Pope, - Perme

135-60

July 11th, P. 18th, 19th M.

SEC. 10

SEC. 1-7

SE 67-4

5

7-25

6
7
8
9

SEC. 17

5
E
C
C

67

С

0.0.0.

○

SEC. —

SEC.

—

—

100

10

Public House

2

С

Drill down

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

13560

NOTICE FOR PUBLICATION.

Notice of Proof of Application of Water to Beneficial Use.

Notice is hereby given that at 10 a. m. on the 10th day of May, 1919, at Kimberly, county of Twin Falls, state of Idaho, before W. H. Turner, notary public, proof will be submitted of the application to beneficial use of 4-5 cubic feet per second of the waters of unnamed stream tributary to Rock Creek in accordance with the terms and conditions of Permit No. 13560 heretofore issued by the state engineer of the state of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Mrs. Alice A. Pope, Kimberly, Idaho.

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

3. The amount applied to beneficial use is 4-5 cubic feet per second.

4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SW $\frac{1}{4}$ NW $\frac{1}{4}$ section 22, township 11 south, range 18, E. B. M.

5. The date of the priority which said user is prepared to establish is April 29, 1918.

W. G. SWENDSEN,
Commissioner of Reclamation.

Affidavit of Publication

No 693

I, Marian E. Tucker
Secretary of the
(Publisher or Foreman)

Twin Falls News, published weekly at Twin Falls, Idaho, do solemnly swear that a copy of the notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper and not in any supplement thereof, for four consecutive issues, commencing with the issue dated

April 10, 1919, and ending with the issue dated May 1, 1919

Subscribed and sworn to before me this 2nd

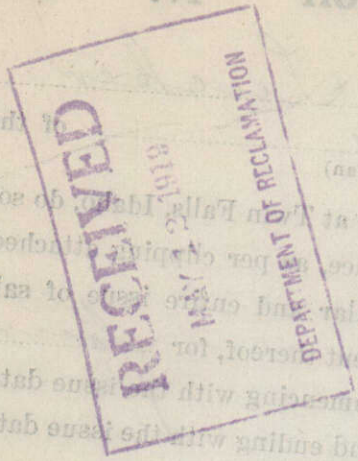
day of May, 1919
John J. Kaves
Notary Public in and for the State of Idaho,
Residing at Twin Falls, Idaho.
(Official Designation)

13560

893

No

Affidavit of Publication

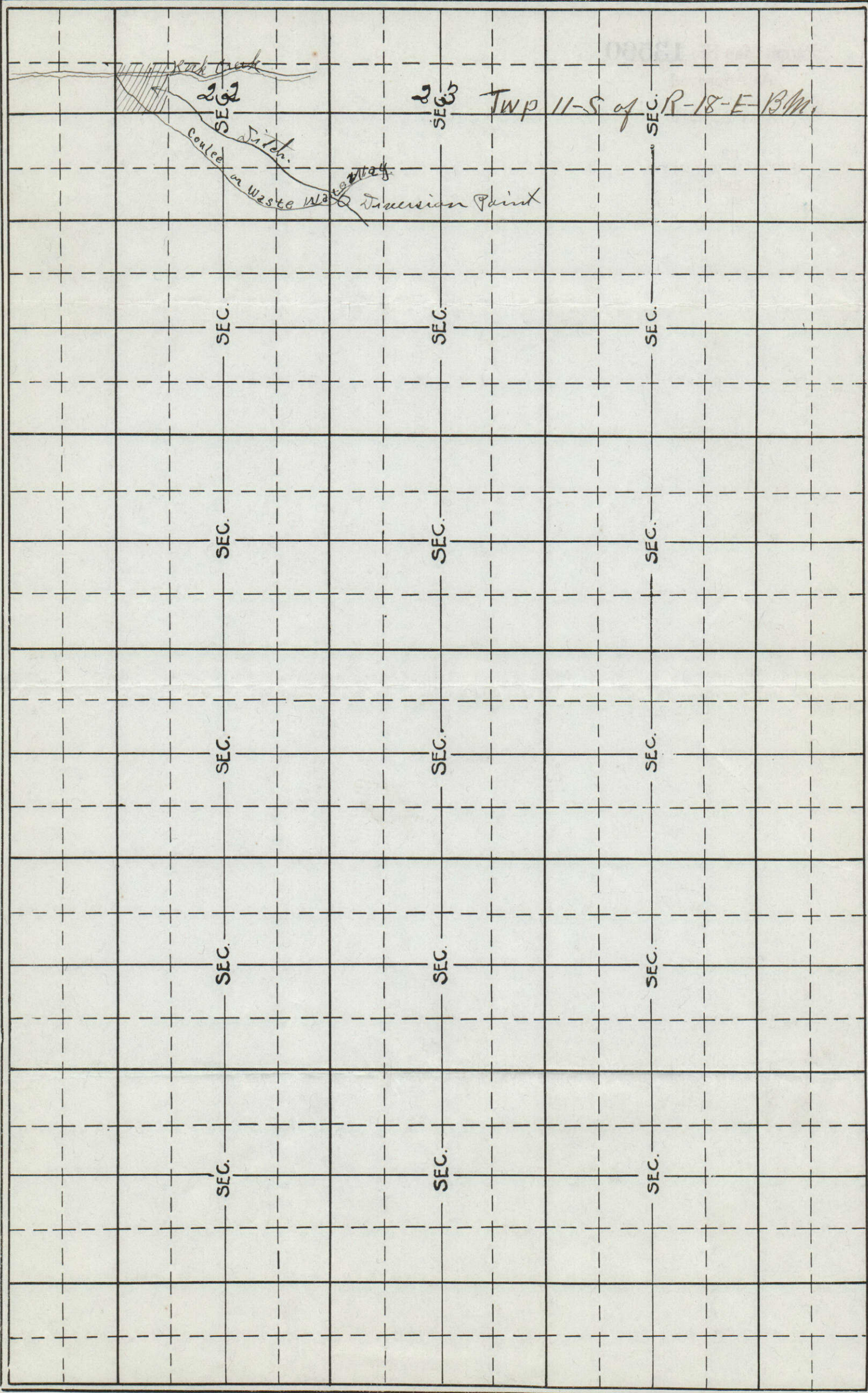


I, Wm. J. ...
 (Publisher or Foreman)
 Twin Falls News, published weekly at Twin Falls, Idaho, do solemnly swear that a copy of the notice and other papers attached, was published weekly in the regular and entire issue of said newspaper and not in any supplement thereof, for _____ consecutive _____, 19____, and ending with the issue dated _____, 19____, commencing with the issue dated _____, 19____.

Subscribed and sworn to before me this _____ day of _____, 19____.

(Official Designation)

Name of Applicant *Mrs. Alice C. Pope*



Permit Map No. **13560**

As Approved

MAY 21 1918

BY
FRED A. WILKIE
STATE ENGINEER

State of Idaho
License and Certificate of Water Right

Water License No. 13560Amount 0.6 sec. ft.Water District No. 30Priority 4/29/19

THIS IS TO CERTIFY that **Alice A. Pope**
of **Kimberly, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **April 29**, 19 **19**; that Permit No. **13560**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of **0.8**
second feet, was issued thereunder on **April 12**, 19**19**, showing that said works
were completed on the **2nd** day of **April**, 19 **19**; and that on the **10th**
day of **May**, 19 **19**,

Alice A. Pope

of **Kimberly**, State of **Idaho**, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of a right to the use of the waters of **an unnamed stream**,
a tributary of **Rock Creek**, for the purpose of **irrigation and domestic uses**,
under Use Permit No. **13560** 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 **5** of Licenses, at page **2487**, on the **17th**
day of **October**, 19 **19**;

The right hereby confirmed dates from **April 29**, 19 **19**;

The Point of Diversion is located
in the **SW ¼ SW ¼**, Sec. **23**, Tp. **11 S.**, R. **18 E.**, B. M.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed **0.6** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S.	18 E.	22	SW$\frac{1}{2}$ NW$\frac{1}{4}$	40	30
			Total area irrigated:		30

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**
day of **October**, 19 **19**, affixed at Boise, Idaho, this **17th**

W. G. Swendsen.

Commissioner of Reclamation.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 12853Amount 0.74Water District No. 11-BPriority 3/9/16

THIS IS TO CERTIFY that **Asa L. Womack**
of **Tikura, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **March 9**, 19 **16**; that Permit No. **12853**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of **1**
second feet, was issued thereunder on **April 4**, 19 **18**, showing that said works
were completed on the **10th** day of **March**, 19 **18**; and that on the **10th**
day of **March**, 19 **18**,

Asa L. Womack
of **Tikura**, State of **Idaho**, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of a right to the use of the waters of **Little Wood River**
a tributary of **Big Wood River**, for the purpose of **irrigation and domestic uses**,
under Use Permit No. **12853** 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 Idaho and entered of record in Volume **5** of Licenses, at page **2488**, on the **17th**
day of **October**, 19 **19**;

The right hereby confirmed dates from **March 9**, 19 **16**;

The Point of Diversion is located
in the **NE ¼ SE ¼**, Sec. **1**, T. **3 S.**, R. **20 E.**, B. M.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed **0.74** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 S.	20 E.	1	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	18
		12	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	19
		Total area irrigated			37 acres

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**
day of **October**, 19 **19**, **W. G. Swendsen.** affixed at Boise, Idaho, this **17th**

(SEAL)

W. G. Swendsen.
Commissioner of Reclamation

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

47-217

Application No. 19259
Permit No. 13560
District No. 30

1. Name of Applicant: **ALICE A. POPE**

Postoffice address: **Kimberly**

County: **Twin Falls**

State: **Idaho**

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

2. Quantity of water claimed: **4/5** cubic feet per second.

3. Source of water supply: **Unnamed stream** which is a tributary of **Rock Creek**

4. Location of point of diversion: _____ feet distant from the

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

of Section **23**, T. **11 S.**, R. **18 E.**, B. M., County of **Twin Falls**.

5. Water is to be used for: **Irrigation**

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

(a) Point of use of water: _____ feet distant from _____ corner of Section _____

T. _____, R. _____, B. M., in the _____ of Section _____, T. _____, R. _____, B. M.

(b) Amount of power generated: _____ H. P., under _____ feet head.

(c) Water is to be returned to _____ at a point _____ feet

distant from the _____ corner of Section _____, T. _____, R. _____, B. M., in the

of Section _____, T. _____, R. _____, B. M.

7. Estimated cost of works: **\$100.00**

8. Kind of works: **Ditch and dam**

9. Height of dam **4** feet; length of dam at top **10** feet; length of dam at bottom **2** feet; material used in dam **earth and stone**

10. Size of headgate: Width **none to be used** feet; height _____ feet.

11. Ditch: Width at bottom **2** feet; width at water line **2 $\frac{1}{2}$** feet; depth of water **1**

feet; dimensions of flume **none**

Diameter of pipe **none** inches; length of conduit **1** miles.

Average grade per mile **20** feet.

12. The time required for the completion of such work is **one** years.

13. The time required for the complete application of the water to the proposed use is **none** additional years.

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

15. (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.

ALICE A. POPE Applicant.

By C. L. POPE Agent.

Date of first receipt at office of State Engineer 9 A. M. April 29, 1918

Returned to applicant for correction May 2, 1918

Corrected application received May 16, 1918

APPROVAL OF STATE ENGINEER

The number of this permit is 13560

Recorded in Book 47 Page 13560 Approved May 21, 1918

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 20, 1918** 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 21, 1918**

The whole of said work to be completed on or before **May 21, 1919**

Beneficial use of water appropriated in accordance herewith, to be made on or before **May 21, 1919**

Witness my hand this 21st day of May, 1918

FRED A. WILKIE State Engineer.

Remarks:

14 Twp	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11 S.	18 E.	22					40												40
----- Permit No: 13560 CERTIFICATE OF COMPLETION OF WORKS. -----																			
To All Whom It May Concern: This is to certify that Alice A. Pope of Kimberly, County of Twin Falls, and State of Idaho, the holder of Permit No. 13560, issued upon Application No. 19259 bearing date of priority of April 29, 1918, authorizing the diversion of four-fifth second feet of the waters of Unnamed stream which is a tributary of Rock Creek County of Twin Falls, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use four-fifths second feet of the waters of Unnamed stream which is a tributary of Rock Creek, that the point of diversion of said waters is in the SW¼SW¼, Section 23, Township 11 South, Range 18 East, Boise Meridian and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SW¼NW¼, Section 22, Township 11 South, Range 18 East, B. M. Witness my hand this 12th day of April, A. D. 1919. W. G. Swendsen, Commissioner of Reclamation of the State of Idaho. License issued for <u>0.6</u> second feet P. 2487.																			



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

17-Nov-1992

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

KEN A MULBERRY
KEN MULBERRY ENTERPRISES
PO BOX H
KIMBERLY ID 83341

RE: APPLICATION FOR TRANSFER NO. 47-02137, T# 4002

Dear Mr. Mulberry:

Enclosed is a copy of a protest filed against the above referenced application.

The Department suggests you contact the protestant(s) directly to determine the exact nature of the protest(s) and, if possible, to resolve the matter without action by the Department.

The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB
Enclosure(s)

CONFERENCE AND HEARING PROCEDURE

IN THE MATTER OF A PROTESTED APPLICATION FOR TRANSFER

In accordance with IDAHO CODE, Section 42-222, the following issues are involved in the consideration of the application and protest(s):

- 1) Are other water rights injured by the transfer?
- 2) Does the change constitute enlargement in the use of the original water right?
- 3) Is the change consistent with the conservation of water resources within the state of Idaho?
- 4) Does the change conflict with the local public interest?

PROCEDURE

The procedure normally followed by the department in arriving at a decision on the issues which must be considered is to first hold a conference in the matter and then, if necessary, hold a hearing. If a hearing is held a written decision is issued based on the hearing record.

CONFERENCE

Preliminary to holding a hearing, a pre-hearing conference is held to familiarize the department and the parties with the matter and to determine if a resolution of the protest(s) is possible without the need for a hearing.

At the conference the department may formulate and simplify the issues, obtain admissions of fact and of documents which will avoid unnecessary proof, arrange for the exchange of proposed exhibits or prepared expert testimony prior to the hearing, limit the number of witnesses, consolidate the examination of witnesses, and advise the parties of the procedure which will be followed at any subsequent hearing.

HEARING

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes at the expense of the requesting party. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

If the hearing is conducted by a hearing officer appointed by the Director, rather than the Director himself, a proposed decision will be issued and the parties will be afforded the opportunity to file exceptions to the proposed decision and present briefs and oral arguments to the Director prior to the issuance of a final decision by the Director. This procedure is required by IDAHO CODE, Section 42-1701A.

The parties by written stipulation, may waive their right to a proposed decision, however, the failure of either party to waive a proposed decision will not prejudice the director's review of a party's evidence and arguments. However, such a waiver will shorten the decision making process and may expedite substantially the issuance of a final decision. Whether compliance with Section 42-1701A is waived will not affect a party's right to petition for a rehearing of the final decision pursuant to rule 11 of the Department's Rules of Practice and Procedure or affect a party's right to appeal the final decision to the District Court.

Under the provisions of the IDAHO CODE, Sections 42-1701A and 67-5215, any court review of the department's decision on appeal shall be confined to the record created before the department.

EFFECT OF FAILURE TO APPEAR AT A CONFERENCE OR HEARING

Failure to appear at the time and place set for a conference or hearing by the applicant or protestant(s) may allow the department to dismiss without prejudice the protest(s) or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

17-Nov-1992

R. KEITH HIGGINSON
Director

WILLIAM J WILLIAMS
WT WILLIAMS INC
3094 N 3200 E
TWIN FALLS ID 83301

RE: APPLICATION FOR TRANSFER NO. 47-02137, A47-02137, T#4002

Dear Mr. Williams:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant with the suggestion that he contact you directly to determine the exact nature of the protest and, if possible, to resolve the matter without action by the Department.

The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB
Enclosure(s)

October 17, 1992

Department of Water Resources
222 Shoshone Street East
Twin Falls, Id 83301

Re: Water Right No 47-02137 to be changed from SW1/4SW1/4SW1/4,
S23, T11S, R18E for .60 cfs now being advertised

I am also a Rock Creek water user and have experienced during this past year times when I have not had enough water to fill my water rights due to the shortage of water, the number of sprinklers that have gone in along the creek and water taken by later filings.

I would agree to these transfers or any other Rock Creek transfers only if the amount being diverted is checked to be sure that amount is available. I would also insist that he be held strictly to the amount of water he is licensed for if there is in fact that much water available.

It is difficult for me to understand how the amount he now pumps can be determined with his present pumping system which diverts the whole creek into a pump sump with pipelines connected together with other water systems.

Sincerely,

William J. Williams
William J. Williams
W. T. Williams, Inc
3094N 3200 E
Twin Falls Id 83301

RECEIVED

OCT 21 1992

Department of Water Resources
Southern Region Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4002APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Ken Mulberry Enterprises Phone 423-5555
Post Office address P.O. Box H, Kimberly, ID 83341

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Water right was purchased without buying the
land. Water needs to be legally moved to new land.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-----------------|------------------|-----------------------|------------------|--------------------------------|
| <u>47-02137</u> | <u>4-29-1918</u> | <u>0.60 cfs</u> | <u>Irrig.</u> | <u>3-15 4-1 to 11-15 10-31</u> |
| <u>A47-2137</u> | <u>"</u> | <u>"</u> | <u>"</u> | <u>" to "</u> |
| _____ | _____ | _____ | _____ | <u>to</u> |
| _____ | _____ | _____ | _____ | <u>to</u> |
2. Total amount of water being transferred 0.60 cubic feet per second and/or 120 acre-feet per annum.
3. Source of water Unnamed Stream tributary to Rock Creek
4. Point(s) of Diversion: (West Fork of Rock Creek)
No Change

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	<u>SW</u>	<u>SW</u>	<u>SW</u>	<u>23</u>	<u>11S</u>	<u>18E</u>	<u>Twin Falls</u>	<u>Original P/D</u>
	<u>NW</u>	<u>SE</u>	<u>NW</u>	<u>22</u>	<u>11S</u>	<u>18E</u>	<u>Twin Falls</u>	<u>Rediversion P/D From Rock Creek</u>

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>11S</u>	<u>18E</u>	<u>22</u>						<u>30</u>											<u>30</u>

Total acres 30

PART 1

6. General Information:

a. Description of diversion system Stream flows into a ditch ^{and into} ~~from~~ Rock Cr. A pump in ~~the~~ a small 30' x 40' pond located adjacent ~~ditch pressurized sprinklers~~ to Rock Creek redirects water under 47-2137 and 47-2502 to a pressurized sprinkler system in the NWNW & NENW, 11S, 18E, 52R

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

None except for deep water.

d. Remarks:

Owner Yanke sold land to which water is being transferred to present owner Mulberry and kept ownership of the parcel to which water was originally licensed. All water rights were sold to Mulberry in the transaction & were to be transferred. Records of which are confidential.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 47-02137 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water UNNAMED STREAM tributary to Rock Creek

4. Date or priority 4-29-1918

5. Water is used for the following purpose:

amount .60 cfs for Irrigation purposes from 3-15 to 11-15
(cfs/ac-ft)
amount _____ for Domestic purposes from 1-1 to 12-31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 160 cubic feet per second and/or 120 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	23	11S	18E	Thin Falls	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	18E	22							30										30

Total acres 30

9. Describe any other water rights used for the same purpose as described above _____

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No . If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A47-02137 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Unnamed Stream tributary to Rock Creek

4. Date or priority 4-29-1918

5. Water is used for the following purpose:

amount 0.60 cfs for Irrig. purposes from 3-15 to 11-15
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 0.60 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		~~SE~~	~~NW~~	~~22~~	<u>11S</u>	<u>18E</u>	<u>Twin Falls</u>	
	<u>SW</u>	<u>SW</u>	<u>SW</u>	<u>23</u>				

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>11S</u>	<u>18E</u>	<u>22</u>						<u>30</u>	<u>30</u>										<u>30</u>

Total acres 30

9. Describe any other water rights used for the same purpose as described above _____

PART 2

Transfer No. 4002

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

October 27, 1919.

In re: Permit 13560.

Alice A. Pope,
Kimberly, Idaho.

Madam:

Find enclosed, herewith, water license, issued under
the above numbered permit, together with receipt covering
fees submitted.

Yours very truly,

W. G. SWENDSEN,
Commissioner of
Reclamation,

By

Chief Clerk.

L/B.
Enc.

13560

Oct-~~the~~
14 1919
Kimberly Idaho

Dear Sir I
en close a Post-Office
order of \$2 00
for to pay for the license
on this 14th acres
yours Resp

Alicia A. Pope

Kimberly Idaho

13560

October 3, 1919.

In re: Permit 13560.

Mrs. Alice A. Pope,

Kimberly, Idaho.

Madam:

Before license can issue under the above numbered permit, it will be necessary to forward to this department the statutory fee due in the sum of \$2.00 for each 40, or fraction thereof, served by the permit.

The report of our Examining Engineer shows a portion of one 40 irrigated; therefore the fees due amount to \$2.00.

Yours very truly,

E. G. Swendsen,
Commissioner of Reclamation.

By

Chief Clerk.

L/B

13560

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 30

1. State name of applicant and number of permit: Alice A. Pope- Permit 13560
2. State source of water supply: Unnamed Stream, - drainage water
3. Location of point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23, T. 11 S., R. 18 E., B.M.
100 ft. below mouth of drain pipe.
4. Describe works as they exist, giving dimensions and capacities of same: No head gate, ditch 1 $\frac{1}{2}$ ft. bottom, 1 $\frac{1}{2}$ ft. deep. Capacity 1 $\frac{1}{2}$ cfs.
5. State whether or not water has been turned into works of diversion: Yes
6. Give exact location 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):
SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 22, T. 11 S., R. 18 E., B.M.
30 acres in cultivation
7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system? No other parties
9. Give names and amount of each right:
10. What large stream would the water here appropriated finally reach? Snake River
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: None

Remarks:

This examination was made on the 27 day of Sept 1919(Signed) R. G. Pierce

Examiner.

13560

Alice A. Pope

Kimberly *Rock Creek*Permit 13560**Instructions To Examiners**

1. Examiners will not be permitted to examine any of the records in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own rights in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. 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.
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. 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.

CAPITAL NEWS PUBLISHING CO., BOISE

(This report must be sworn to when not made by an attache of the State Engineer's office.)

STATE OF IDAHO,

} ss.

County of _____

_____, being first duly sworn, deposes and says that the

statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 19____

My commission expires _____

Notary Public

May 12th
1919

In re: Permit: 13560

Mrs. Alice A. Pope
Kimberly, Idaho.

Dear madame:

This will acknowledge receipt of final proof papers showing beneficial use of water under the above permit.

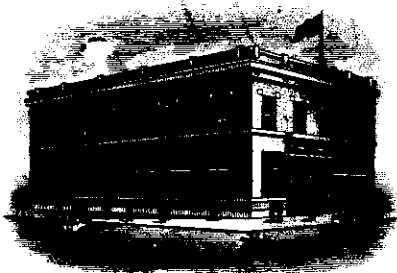
The matter of issuing license under the permit, will be taken up after an examination is made from this office by one of our engineers; there being some hundred and fifty examinations to be made that have accumulated during the last eighteen months, it will, no doubt, be rather late in the summer before an examination is made under your proof.

Yours very truly,

W. G. Swendsen,
Commissioner of
Reclamation.

By:

13560



BANK OF KIMBERLY

CAPITAL AND SURPLUS OVER \$45,000.00

STATE BANK AND DEPOSITARY

KIMBERLY, IDAHO

May 10, 1919.

HENRY JONES PRESIDENT
H.P. LARSEN VICE PRESIDENT
W.H. TURNER, CASHIER
GARY RIDGEWAY, ASST. CASHIER
[Handwritten signature over the list]

State Engineer,
Boise, Idaho,

Dear Sir :- Enclosed you will find the papers in connection with the proof of Mrs.

Alice A. Pope of Kimberly, Idaho.

Yours very truly,

[Handwritten signature]

Notary Public

RECEIVED

DEPARTMENT OF RECLAMATION

13560

[Handwritten notes:]
Proof submitted
5/17/19
Off. [unclear]
[unclear]

PERMIT No. 13560**Proof of Application of Water to Beneficial Use****DEPOSITION OF HOLDER**

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

Ans. Alice A. Pope, aged 61, Residence Kimberly, Idaho, housewife.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. my own name only

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

Ans. 13560, dated Apr. 29, 1918. date of priority Apr. 29, 1918.

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

Ans. un named stream which is a tributary of Rock Creek SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 23,
Tp 11S, R 18 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. Ditch & Dam capable of carrying one cubic foot per second.
Called the Pope 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. Irrigation, used on SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 22, Tp 11 S, R 18 E.B.M.
now in alfalfa.

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

Ans. none

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

Ans. at least 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. I am the original person who filed on same.

13560

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

Ans. Used in 1918- 1919, by irrigating thirty acres or more of land.
more or less.

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. none

(Sign) Wm. A. Pope

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 Kimberly, County of

Twin Falls State of Idaho, on this 10th day of May

A. D. 1919.

W. A. Pope
Notary Public

13560

Permit No. 13560

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Ralph McBride, 28, Kimberly, Idaho, Farmer

Ques. 2. Are you acquainted with Mrs. Alice A. Pope, the

holder of Permit No. 13560? How long have you known her and where does he reside?

Ans. Yes, known her 3 years, she resides south of Kimberly.

Ques. 3. Have you read or heard read said Permit No. 13560, 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. from an unnamed stream, tributary to Rock Creek. Diverted SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23, T 11S R 18 E.B.M. Ditch and dam used to convey water.

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. One second foot. Have seen that much water in ditch

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

Ans. Irrigation on SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 22, Tp 11 S. R 18 E.B.M. now in alfalfa.

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

Ans. none

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. Sage brush land reclaimed - soil is part gravelly and volcanic ash. needs at least one inch per acre.

13560

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

Ans. none

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

Ans. Have seen water used on said land by irrigating during 1918-9.

(Sign)

Ralph McBride

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 Kimberly, County of Twin Falls, State of Idaho, on this 10th day of May A. D. 1919.

W. H. Hume
Notary Public.

My commission expires Sept. 20, 1922.

13560

Permit No. 13560

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. O.A. Schnitker, aged 35, Kimberly, Idaho, farmerQues. 2. Are you acquainted with Mrs. Alice A. Pope, the holder of Permit No. 13560? How long have you known ~~her~~ and where does he reside?Ans. Yes, known her one year, she resides south of Kimberly, Idaho.Ques. 3. Have you read or heard read said Permit No. 13560, 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. from an unnamed stream tributary to Rock Creek. Diverted on SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 23, T 11S, R 18 E.B.M. Ditch and dam used to convey water.

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. one second foot of water, and have seen that much in ditch.

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

Ans. Irrigating SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 22, T 11S, R 18 E.B.M. now in alfalfa.

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

Ans. none

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. Sage brush, reclaimed and soil in part gravel. needs at least one inch per acre.

13560

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

Ans. none

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. I've seen water used on said land during 1918 and 1919.

(Sign) B. J. Schnitter

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 Kimberly, County of Twin Falls, State of Idaho, on this 10th day of May A. D. 1919

W. J. [Signature]
Notary Public.

My commission expires Sept. 20, 1922.

13560

April 12th
1919

In re: 13560

Alice A. Pope,
Kimberly, Idaho.

Dear madame:

Herewith find certificate of completion
of works under above permit; also receipt covering
fees submitted.

Yours very truly,

W. G. Swendsen,
Commissioner of
Reclamation.

By:

13560

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

BOISE, IDAHO,

April 10th
1919

Mrs. Alice A. Pope,
Care: W. H. Turner,
Kimberly, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under Permit No. 13560

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 10th, 1919, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to at the office of W. H. Turner, Notary Public,
Kimberly, Idaho

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 examining engineer, you will be further advised as to fees due before issuing license.

Yours truly,

W. G. Swendsen,
Commissioner of State Engineer.
Reclamation.

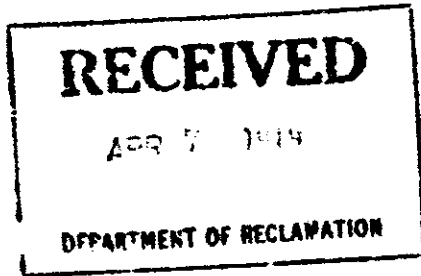
13560

(P. O.) Twin Falls Idaho
(Date) April 5-1919

State Engineer, Boise.

Dear Sir:

I have your letter of April 4 enclosing Notice of Proof of Completion of Works and Beneficial Use of Water under Permit No. 13560 which will be published as you request, beginning with our issue of April 10



Twin Falls News
M. E. Tucker

13560

W41 P
April 3, 1919.

Re Permit 13560.

Mrs. Alice A. Pope,
Kimberly, Idaho.

Dear Madam:--

We are in receipt of your affidavit for proof of completion of works, with fee of \$5.00, also, notices for final proof under above permit. The certificate of completion will be issued soon.

Notice of final proof will be mailed to the Twin Falls News for the required four weeks publication prior to May 10, 1919, the date set for proof, and deposition blanks will be mailed to Mr. W. H. Turner, notary public.

Very truly yours,

W. G. SWENDSEN,

State Engineer.

By _____

13560

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 1, 1919.

(P O.) Kimberly, Idaho,

TO THE STATE ENGINEER,

Boise, Idaho.

DEAR SIR:

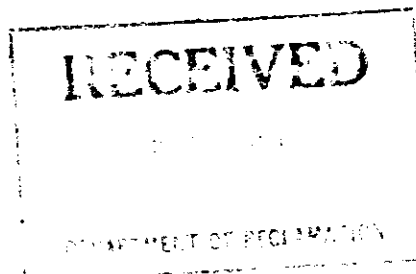
You are hereby authorized to have the attached notice published at my expense in the
Twin Falls News of Twin Falls, Idaho, published in the
county in which the works are situated.

Mrs. Alice A. Pope

(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.



13560

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 10th day of May, 1919,
 at Kimberly, County of Twin Falls State of Idaho,
 before W.H. Turner, Notary Public, proof will be submitted
 of the application to beneficial use of 4/5 cubic feet per second of the
unnamed stream tributary to Rock Creek in accordance with the terms and conditions of
 Permit No. 13560 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are-----
Mrs. Alice A. Pope, Kimberly, Idaho,
2. The use to which said water has been applied is Irrigation
3. The amount applied to beneficial use is 4/5 cu. feet per second.
4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SW 1 NW 1 Sec. 22, T 11S, R 18. E.B.M.
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is unnamed
6. The right to take water from such works is based upon Permit No. 13560
7. The source of supply from which such water is diverted is unnamed stream tributary to Rock Creek
- 5/8. The date of the priority which said user is prepared to establish is-----
April 29, 1918.

W. G. Swendsen,
 Commissioner of Reclamation.
~~State Engineer~~

13560

201 PM - 83-115 - 133

RECEIVED
DEPARTMENT OF REGISTRATION

Permit No. 13560

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

ch-1658
5

STATE OF IDAHO,

County of Twin Falls

} ss.

Mrs. Alice A. Pope, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 13560, and that his postoffice address is Kimberly State of Idaho

Second: That the name of the stream from which said water is to be diverted is Unnamed stream tributary of Rock Creek

Third: That the point of diversion of said water is SW¹ SW¹ Sec. 23, T 11S R 18, E.BM

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by May 21, 1919, 19

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

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

I. Kind of works: Ditch and dam
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam 4 feet, length of dam at top 10 feet, length of dam at bottom 2 feet. Material used in construction earth and stone

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir 0 acre feet.

(c) Size of headgate: Width none feet, height feet.

(d) Conduit ditch width at bottom 2 feet, width at water line 2 1/2 feet, depth of water 1 feet; diameter of pipe none inches; average grade per mile is 20 feet. Length of conduit is 1 miles.

Seventh: That said works are capable of conducting to the place of intended use (1) one second feet of water.

Eighth: That water appropriated under said permit is available for 40 acres of land described as follows: SW¹ NW¹ Sec 22, T 11S, R 18 E.B.M.

Ninth: Remarks: That

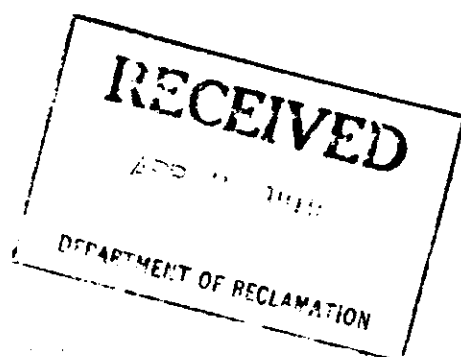
✓ Mrs. Alice A. Pope
(Sign here)

Subscribed and sworn to before me this 31 day of March, 1919

My commission expires Sept. 20, 1922.

W. J. Turner
Notary Public.

13560



State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho,

March 1, 1913

Alice A. Pope,
Kimberley, Idaho.

Dear Sir:—

Under the terms of your permit No. ~~13560~~ ¹³⁵⁶⁰-----, you are required to complete your diversion works on or before ~~May 21, 1913~~ ^{May 21, 1913}----- I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

FRED A. JIMIS,

State Engineer.

13560

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Alice A. Pope,
Kimberley, Idaho.

March 1, 1919

DEAR SIR:

I enclose herewith blank notice of Proof of Application of Water to Beneficial Use under your Permit No. ~~13560~~----, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

FRED A. WILKIE,

State Engineer.

13560

February 24, 1919.

Re Permit 13560.

Mrs. Alice A. Pope,
Kimberly, Idaho.

Dear Madam:--

Replying to yours of the 20th inst.
would say that proof of completion of works should
be made upon Form No. 6, Affidavit of Holder for
Proof of Completion of Works. The fee for this
proof is \$5.00.

Notice of final proof is required to be advertised
four weeks prior to the date of making the proof.
The enclosed forms Nos. 10 and 11 should be filled
out and returned with the affidavit for proof of
completion of works. One copy of the notice will
then be sent to the paper for four weeks publication
prior to the date set for making the proof. On the
date set, you will be required to appear, with two
witnesses, at the office of the notary public, or
other officer designated by you, and fill out the
deposition blanks that will be furnished him. An
examination will then be made by an engineer from
this office.

Very truly yours,

FRED A. WILKIE,

State Engineer.

By _____

F5-6-10-11

13560

13560

1919

Kimberly Feb 20

State Engineer

Please send me filled
Permit Blank. for
Permit 13560

I have all the work
done and used the
water last summer
and I want to finish
up will I have
to have it surveyed
Alice A Pope

RECEIVED

FEB 22 1919

Kimberly
Idaho

OFFICE OF STATE ENGINEER

7-5-6-10-11

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Mrs. Alice A. Pope
Kimberly
Idaho

Boise, Idaho, May 21, 1918

Dear ~~Sir~~ Madam: #13560

I enclose herewith above numbered permit. BE SURE TO NOTE LIMITATIONS AND
CONDITIONS OF SAME as given under approval of State Engineer on the third page.

~~J. H. SMITH~~
FRED A. WILKIE
State Engineer.

13560

May 3, 1918.

19259

Mrs. Alice A. Pope,
Kimberly,
Idaho.

xxx Dear Madam:

File more complete maps, showing name of stream, point of
diversion, and Section, Township, and Range.

July 2

~~XXXXXXXXXX~~

FRED A. WILKIE.

19259

13560

R. F. D. 2 Kimberly Idaho

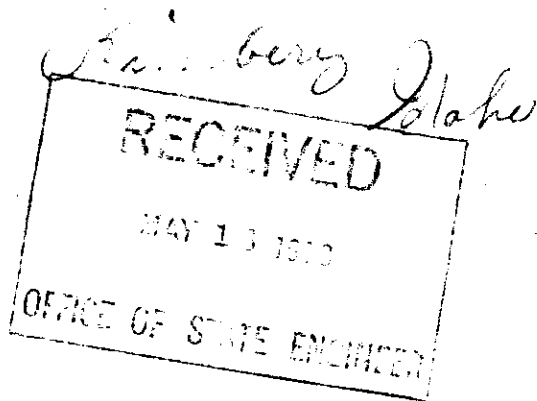
May ^{the} 14 1918.

Dear Sir we have had the papers fixed up again by a Atch-Republic & Real estate man & Asser all in one. So if it is not right I don't know who we will get to fix it. We have a dlike built to handle the water we built for the water we filed on 4 years ago but it was Wash-Water mostly & sup age to filed on by C. L. Pope. This water now from the big piping that the Canal Co is dreaming the

re-ches the Canal has
caused seepage ground
and they had to put in
big filling down in the
ground to drain it - so it
would produce crops so
now this is what we filed
on, it would eventually
run into Rocky Creek stream
well I hope this will
be all right
yours Resp

Mrs. Alice A. Pope

R. 2



13560