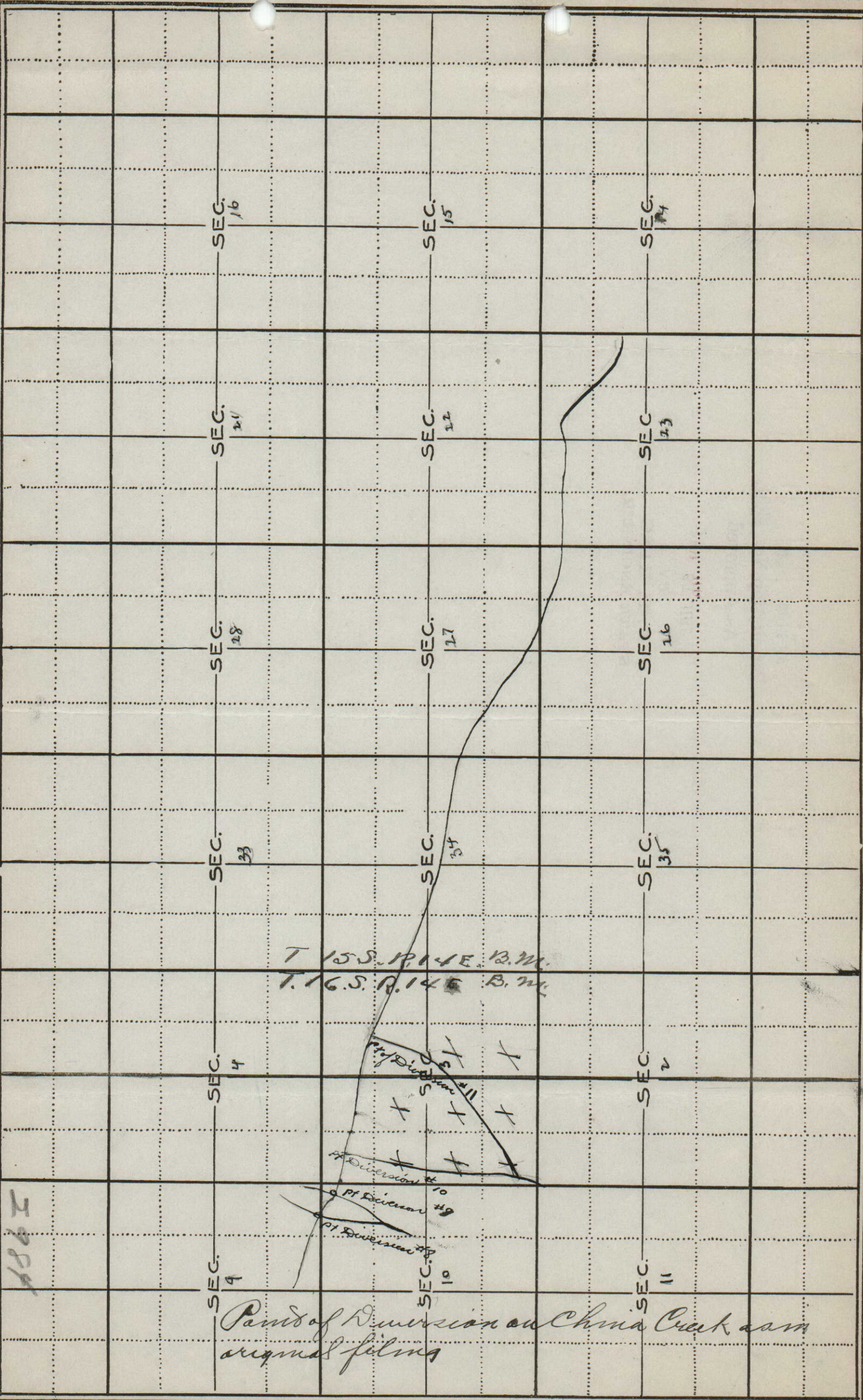




4862

Panda of Diversion on China Creek as in original filing

T. 15S. R. 14E. B.M.
T. 16S. R. 14E. B.M.

Diversion #10
PT Diversion #9
PT Diversion #8
PT Diversion #7

James M. M... Name of Applicant

AMENDED MAP
Permit Map No. 2984
As Approved

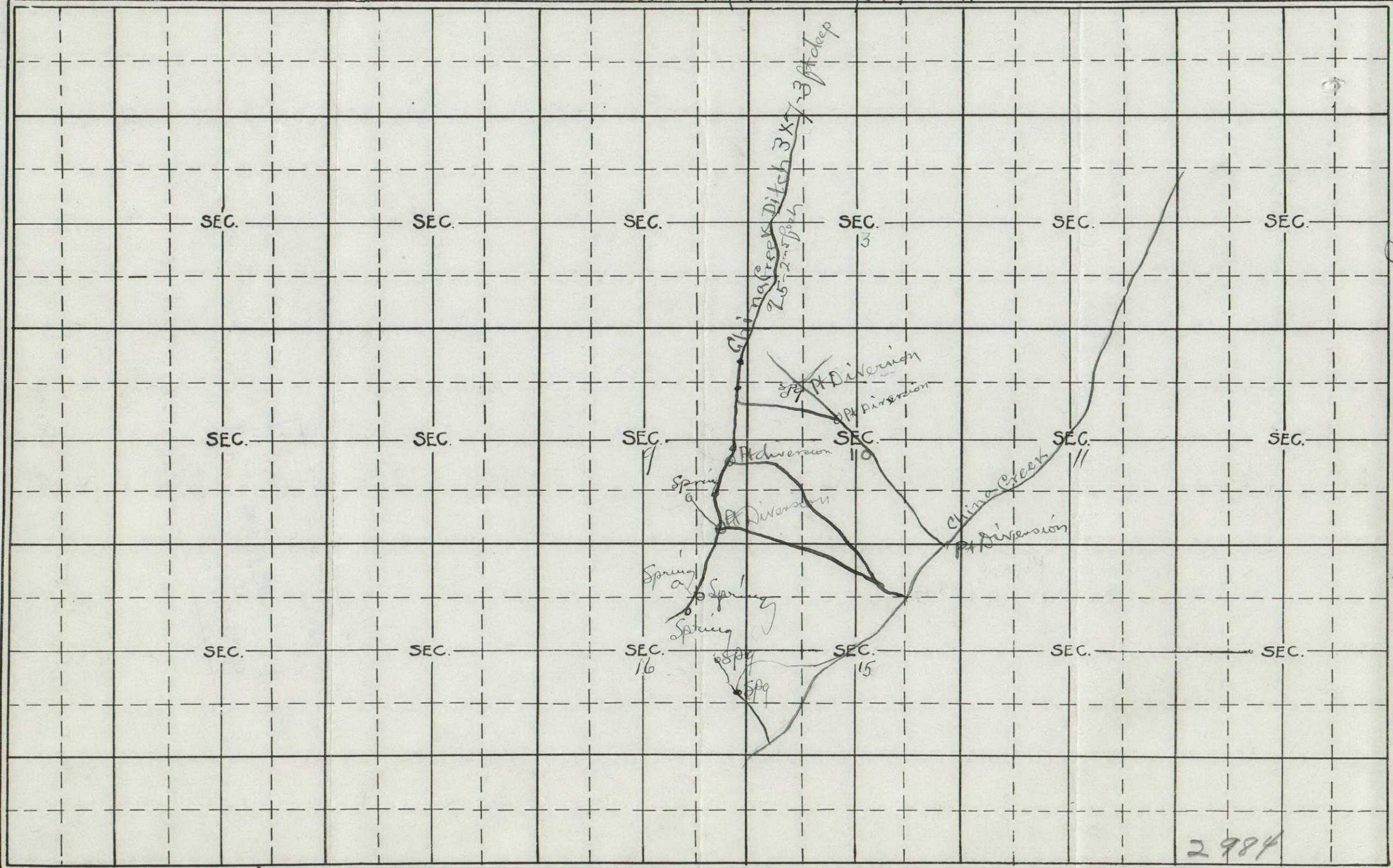
JUN 19 1914

BY
F. P. KING
STATE ENGINEER.

Name of Applicant: *Marion E. Osburn*
Riverside, Idaho

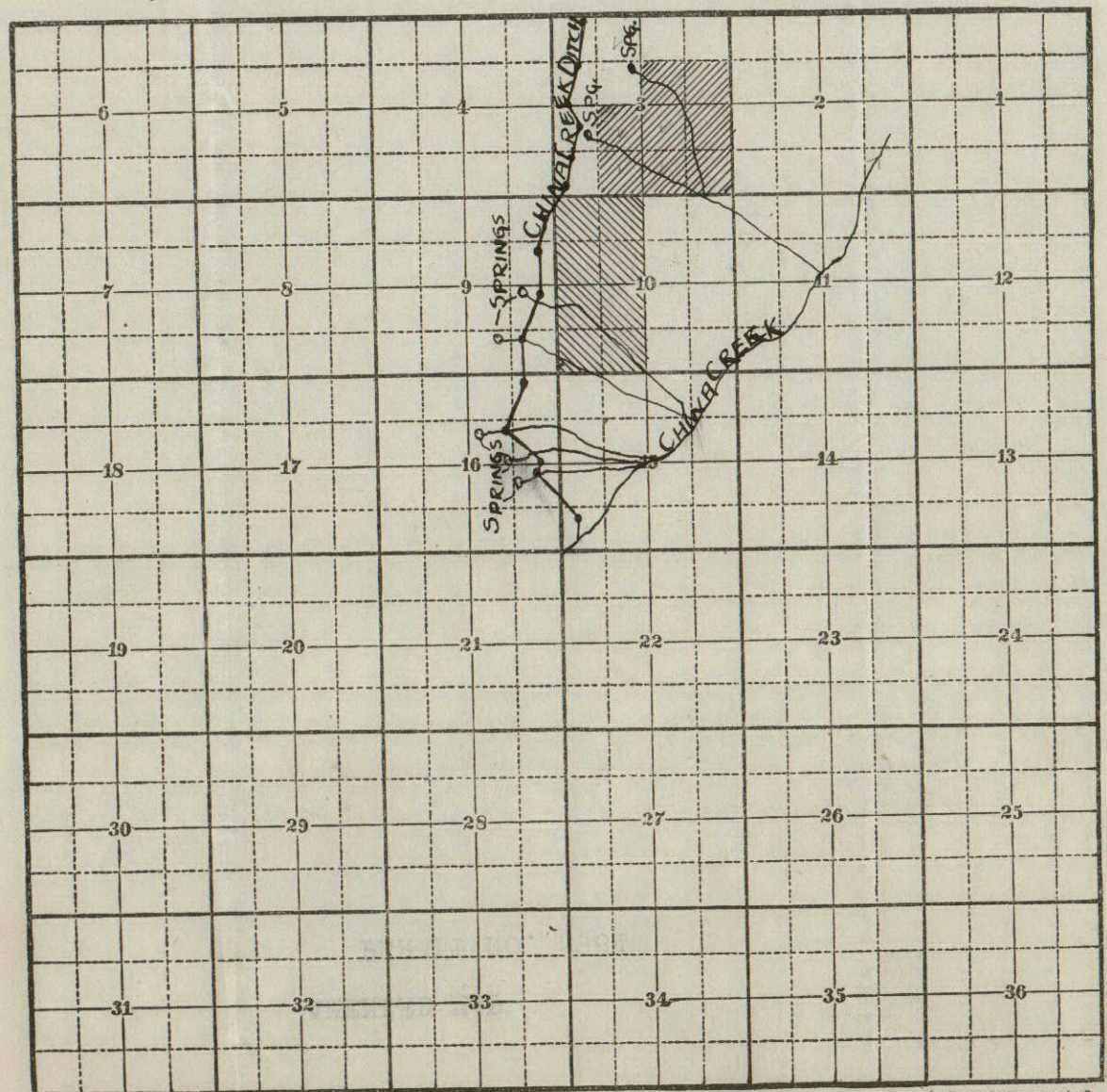
Sec 10 - Twp 16 - Range 14 E 13 N

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



2984

Township No. 16 S. Range No. 14 E. BOISE Mer.



Scale so chains to an inch

True Meridian

APPLICANTS - THOMAS MARNANE & MARGARET E. OWENS

RECEIVED
FEB 16 1906
OFFICE OF STATE ENGINEER

PERMIT NO. 2984

Legal Department

NOTICE OF PROPOSED TRANSFER OF WATER RIGHTS

Notice is hereby given that Jones Brothers, Inc., of Rt. 1, Buhl, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of diversion and/or place of use of the waters of China Creek and tributaries as follows: Amount: ~~7.0~~ cubic feet per second. Priority: 7-6-07. Points of Diversion:

1. A point 1800' from SW corner of SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 10;
 2. NW $\frac{1}{4}$ SW $\frac{1}{4}$ - Sec. 15;
 3. 54 rods West section line of SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3;
 4. 45 rods West section line of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3;
 5. 100 rods West section line of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3; Township 16 S., Range 14 E.B.M.
- Place of use: W $\frac{1}{2}$, Sec. 10; W $\frac{1}{2}$ -SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 3, Twp. 16 S., Rge. 14 E.B.M.

To Be Transferred To

Points of Diversion:

1. A point 1800' from SW corner of SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10;
 2. NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15;
 3. 54 rods West section line of SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3;
 4. 45 rods West section line of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3;
 5. 100 rods West section line of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3;
 6. Spring in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8;
 7. Spring in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8;
 8. Spring in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17;
 9. 3 springs in E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 17;
 10. Spring in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17;
 11. 3 springs in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20;
 12. Spring in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20;
 13. Spring in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19;
 14. Spring in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29;
- All in Twp. 16 S., Rge. 14 E.B.M.

Place of Use: W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 15; E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 3; W $\frac{1}{2}$, Sec. 10; Twp. 16 S., Rge. 14 E.B.M.

And that on the 31st day of January, 1967, at 10:00 o'clock A.M. at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGINSON
State Reclamation Engineer

(1t2)

To be published January 19 and 26

RECEIVED
JAN 20 1967

Department of Reclamation

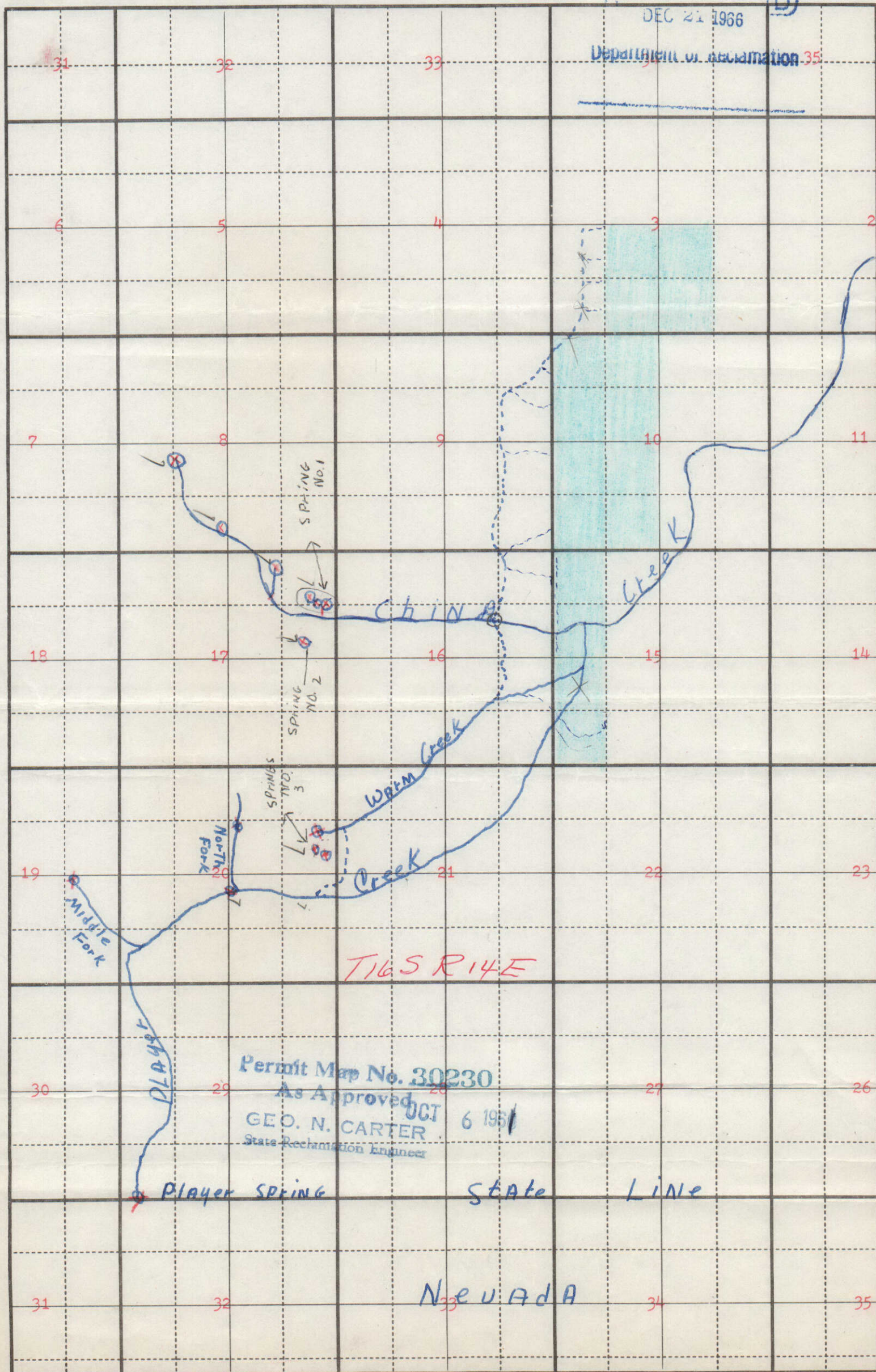
NAME OF APPLICANT..... JONES BROS, INC.

RECEIVED

Form No. 0

DEC 21 1966

Department of Reclamation



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

T-1081
47-3025

AFFIDAVIT of PUBLICATION

RECEIVED
MAR 3 1967
Department of Reclamation

STATE OF IDAHO
County of Twin Falls

ss.

NOTICE OF PROPOSED TRANSFER OF WATER RIGHTS

Notice is hereby given that Jones Brothers, Inc., of Rt. 1, Buhl, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of diversion and/or place of use of the waters of China Creek and tributaries as follows: Amount: 7.0 cubic feet per second. Priority: 7-6-07. Points of Diversion:

1. A point 1800' from SW corner of SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 10;
 2. NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15;
 3. 54 rods West section line of SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3;
 4. 45 rods West section line of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3;
 5. 100 rods West section line of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3; Township 16 S., Range 14 E.B.M.
- Place of use: W $\frac{1}{2}$, Sec. 10; W $\frac{1}{2}$ -SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 3, Twp. 16 S., Rge. 14 E.B.M.

To Be Transferred To

Points of Diversion:

1. A point 1800' from SW corner of SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10;
2. NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15;
3. 54 rods West section line of SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3;
4. 45 rods West section line of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3;
5. 100 rods West section line of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3;
6. Spring in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8;
7. Spring in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8;
8. Spring in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17;
9. 3 springs in E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 17;
10. Spring in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17;
11. 3 springs in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20;
12. Spring in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20;
13. Spring in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 19;
14. Spring in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; All in Twp. 16 S., Rge. 14 E.B.M.

Place of Use: W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 15; E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 3; W $\frac{1}{2}$, Sec. 10; Twp. 16 S., Rge. 14 E.B.M.

And that on the 31st day of January, 1967, at 10:00 o'clock A.M. at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGINSON
State Reclamation Engineer

(1t2)

I, **Robert E. Bailey**, do solemnly swear that I am the printer and editor of THE BUHL HERALD, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper two consecutive weeks, the first publication having been made on the 19th day of January, 1967, and the last publication having been made on the 26th day of January, 1967; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

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

Robert E. Bailey

Subscribed and sworn to before me this

26th day of Jan, 1967

Corey S. Matthews

Notary Public.

Buhl, Idaho

Residing at

Jan. 1, 1969

My Commission Expires

T-1081
47-2025

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

DEPARTMENT OF RECLAMATION

TRANSFER OF WATER RIGHT
TRANSFERRED RIGHT NO. 1081

THIS IS TO CERTIFY, That the Jones Bros., a corporation, of Route #1, Buhl, Idaho, is the owner of and using a certain water right of 7.0 cubic feet per second of the waters of China Creek and tributaries, said water being obtained by virtue of License No. 2984, issued by the State of Idaho, Department of Reclamation as follows: 4.0 cubic feet per second, bearing priority date of July 6, 1907, license dated June 17, 1916; and for 3.0 cubic feet per second, priority date July 6, 1907, and license issued December 21, 1916; for the purpose of irrigating the following described lands situate, lying and being in the County of Twin Falls, State of Idaho, to-wit:

W $\frac{1}{2}$, Section 10; W $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$,
Section 3; Township 16 South,
Range 14 E. B. M.,

That said licenses have been entered in the records of the Department of Reclamation of the State of Idaho in Volume No. 4 of Licenses at Pages 2026 and 2090;

That said Jones Bros., a corporation, has become the owner of said water right by purchase and by virtue of License No. 2984;

And that now, upon the application of the Jones Bros., a corporation, for the transfer of 7.0 cubic feet per second, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 7.0 cubic feet per second of the waters of China Creek and tributaries upon the above described lands is hereby abandoned, and the place of use of said water under such right is HEREBY CONFIRMED, shall by this Certificate become appurtenant for irrigation purposes, is described as follows, to-wit:

W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Section 15; E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$,
Section 3; W $\frac{1}{2}$, Section 10, Township 16
South, Range 14 E. B. M.,

That the use of said water is to be limited at any given time to an amount actually needed and beneficially used for irrigation of 360 acres, the acreage to which the water was originally dedicated, and shall not exceed the following amount, to-wit:

7.0 cubic feet per second of the waters
of China Creek and tributaries with
priority of July 6, 1907;

1081
1081

And that the water right hereby transferred has heretofore been conducted from springs and creeks with points of diversion as follows:

- (1) a point 1800' from SW corner of SW~~1~~SW~~4~~, Section 10;
- (2) NW~~1~~SW~~4~~, Section 15; (3) 54 rods West section line of SE~~1~~SW~~4~~, Section 3; (4) 45 rods West section line of NE~~1~~SW~~4~~, Section 3;
- (5) 100 rods West section line of SW~~1~~NE~~4~~, Section 3; Township 16 South, Range 14 E. B. M.,

That the water right hereby transferred will hereafter be conducted from springs and creeks with points of diversion as follows:

- (1) a point 1800' from SW corner of SW~~1~~SW~~4~~, Section 10;
- (2) NW~~1~~SW~~4~~, Section 15; (3) 54 rods West section line of SE~~1~~SW~~4~~, Section 3; (4) 45 rods West section line of NE~~1~~SW~~4~~, Section 3;
- (5) 100 rods West section line of SW~~1~~NE~~4~~, Section 3; (6) spring in NE~~1~~SW~~4~~, Section 8; (7) spring in SE~~1~~SW~~4~~, Section 8; (8) spring in NW~~1~~NE~~4~~, Section 17; (9) 3 springs in E~~1~~NE~~4~~, Section 17; (10) spring in SE~~1~~NE~~4~~, Section 17; (11) 3 springs in SE~~1~~NE~~4~~, Section 20; (12) spring in NW~~1~~SE~~4~~, Section 20; (13) spring in NE~~1~~SE~~4~~, Section 19; (14) spring in SW~~1~~SW~~4~~, Section 29; all in Township 16 South, Range 14 E. B. M.

That the right to the use of the water aforesaid, hereby described, is restricted to the lands or place of use last above described as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 16th day of March, 1967.

(SEAL)

s/

R. KEITH HIGGINSON

R. KEITH HIGGINSON
State Reclamation Engineer

1081
2-25-67

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

In the Matter of the Application of)	)	
Jones Bros., a corporation, of)	)	
Route #1, Buhl, Idaho,)	)	ORDER GRANTING TRANSFER
	)	
For a Transfer of Water Right)	)	NO. 1081
in the County of Twin Falls, State)	)	
of Idaho)	)	

WHEREAS, On the 31st day of January, 1967, at the Department of Reclamation of the State of Idaho at Boise, Idaho, this matter of the application of the Jones Bros., a corporation, of Route #1, Buhl, Idaho, for a transfer of water right came on regularly for hearing, pursuant to the published notice in due and statutory form, and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant with the application shows that the water will be put to a higher and more efficient beneficial use and no one will be injured thereby;

NOW, THEREFORE, IT IS ORDERED, That the said application be, and the same is, HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 16th day of March, 1967.

(SEAL)

s/ R. KEITH HIGGINSON

R. KEITH HIGGINSON
State Reclamation Engineer

*1081
215-8005*

County: Twin Falls
 Stream: China Creek
 Amount: 3 sec. ft.
 Use: Irrigation
 Priority: 7-6-07.

STATE OF IDAHO

Water License No. 2984
 WATER DISTRICT NO. 45.

Trans. # 1081

47-2025

WHEREAS, On the 6th day of July, A. D. 1907, Chas J. Perkins,

of Boise, County of Ada, State of Idaho, duly made application (No. 4129) to me for a permit to use twenty-six (26) cubic feet per second of the waters of China Creek, and 12 tributary springs, in Water District No. 45, County of Twin Falls, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 10th day of August, A. D. 1907, Permit No. 2984 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 10th day of August, A. D. 1912, and for the application to beneficial use of said water on or before the 10th day of August, A. D. 1916, and,

WHEREAS, On the 22nd day of June, A. D. 1909, Chas. J. Perkins transferred to Thomas Owens all his right, title and interest in and to said permit, and,

WHEREAS, On the 8th day of June, A. D. 1910, Thomas Owens transferred to Thomas Marnane an undivided one-half interest in and to said permit, and,

WHEREAS, On the 29th day of June, A. D. 1910, Thomas Owens transferred to Margaret Owens all of his right, title and interest remaining in said permit, and,

WHEREAS, On the 10th day of August, A. D. 1912,

Margaret Owens and Thomas Marnane

the holders of said permit, duly made proof of the completion of adequate works for the diversion of twenty-five (25) cubic feet per second of said waters, as evidenced by my Certificate No. 2984, dated August 24, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 25 cubic feet per second of said water with date of priority of July 6th, 1907, and

WHEREAS, On the 2nd day of September, A. D. 1916, the time for beneficial use of water under said permit was extended to the 10th day of August, A. D. 1918, and,

WHEREAS, On the 16th day of September, A. D. 1916, Thomas Marnane,

the holder of said permit, duly made proof of the application to beneficial use of three (3) cubic feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to

Thomas Marnane

of Rogerson, County of Twin Falls, State of Idaho, the holder and owner of said Permit No. 2984, a perpetual right, dating from July 6th, 1907 to the use of three (3) cubic feet per second of the waters of China Creek and 12 tributary springs,

in the County of Twin Falls and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted as follows: Main canal in the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 15, T. 16 S., R. 14 E., B.M.; Lateral #1 is 54 rods W. of the west section line of the SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 3; Lateral #2 is 45 rods W. of west section line of NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 3; Lateral #3 is 100 rods W. of west section line of SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 3, all in T. 16 S., R. 14 E., B.M. and conducted to and upon 160 acres, as follows: 40 acres in NW $\frac{1}{4}$ of SE $\frac{1}{4}$; 40 acres in SW $\frac{1}{4}$ of SE $\frac{1}{4}$; 40 acres in NE $\frac{1}{4}$ of SW $\frac{1}{4}$ and 40 acres in SE $\frac{1}{4}$ of SW $\frac{1}{4}$, all in Sec. 3, T. 16 S., R. 14 E., B.M.

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source or supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 21st day of December, A. D. nineteen hundred and sixteen.

J. H. Smith,

(Seal)

State Engineer.

County: Twin Falls.
Stream: China Creek.
Amount: four cu.ft.
Use: Irrigation
Priority: 7-6-07

STATE OF IDAHO

Trans. #1081

Water License No. 2984

WATER DISTRICT No. 45.

WHEREAS, On the 6th day of July, A. D. 1907, Chas. J. Perkins,

of Boise, County of Ada State of Idaho, duly made application
(No. 4129) to me for a permit to use 26 cubic feet per second of the waters of
China Creek, in Water District No. 45.

County of Twin Falls, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 10th day of August, A. D. 1907, Permit No. 2984 was issued
to said applicant for the diversion of said water and providing for the completion of the works of diversion
therein described on or before the 10th day of August, A. D. 1912, and for the application to ben-
eficial use of said water on or before the 10th day of August, A. D. 1916, and,

WHEREAS, On the 22nd day of June, A. D. 1909, Chas. J. Perkins transferred to
Thomas Owens all his right, title and interest in and to said permit, and,

WHEREAS, On the 8th day of June A. D. 1910, Thomas Owens transferred to
Thomas Marname an undivided one-half interest in and to said permit, and

WHEREAS, On the 29th day of June A. D. 1910, Thos. Owens transferred to Margaret
E. Owens, all his right, title and interest in and to said permit, and,

WHEREAS, On the 10th day of August, A. D. 1912, THOMAS MARNAME and

MARGARET E. OWENS,

the holders of said permit, duly made proof of the completion of adequate works for the diversion of
25 cubic feet per second of said waters, as evidenced by my Certificate No. 2984
dated August 24, 1912, confirming the completion of works of sufficient capacity for diverting and
conveying to the place of intended use 25 cubic feet per second of said water,
with date of priority of July 6th, 1907. and

WHEREAS, On the 24th day of March, A. D. 1916, Margaret E. Owens,

the holder of said permit, duly made proof of the application to beneficial use of -4- cubic
feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I
hereby grant and confirm to Margaret E. Owens,

of Rogerson, County of Twin Falls, State of Idaho, the holder and owner
of said Permit No. 2984, a perpetual right, dating from July 6th, 1907,
to the use of four (4) cubic feet per second of the waters of China Creek,

in the County of Twin Falls and State of Idaho, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point 1800 ft., from the SW corner
of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 10, T. 16 S., R. 14 E.B.M.,

and conducted to and upon 200 acres in the W $\frac{1}{2}$ of Sec. 10, as follows:

40 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in NW $\frac{1}{4}$ NW, 40 acres in SW $\frac{1}{4}$ NW, 25 acres in
SE $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 20 acres in E $\frac{1}{2}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, 25 acres in
SW $\frac{1}{4}$ SW $\frac{1}{4}$, and 10 acres in SE $\frac{1}{4}$ of SW $\frac{1}{4}$.

for the purpose of irrigation and domestic use. subject, however, to the laws of the
State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local
or community customs, rules and regulations which have been or may be adopted from time to time by
a majority of the users from a common source or supply, canal or lateral from which such water may
be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 17th day of June
A. D. nineteen hundred and Sixteen

J. H. SMITH

(Seal)

State Engineer:

No. 4129. 47-2025

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Chas. J. Perkins.

Postoffice address: Boise,

County of Ada State: Idaho.

2. The quantity of water claimed is 26 cubic feet per second.

3. Source of water supply: China Creek.

County of Twin Falls.

4. Location of point of diversion: See appended list marked "A 1".

5. To be used for:

1. Irrigation and domestic use:

(a) Amount of land to be irrigated: 2420 acres.

(b) In the following legal subdivisions: See appended list "B 2"

6. Estimated cost of works: \$15000

7. Description of works for diversion:

11. Dimensions of works:

(d) Conduit Canal, width at bottom 6 feet, width at water line 8 feet.

depth of water 1.5 feet. Average grade per mile is 4.1 feet. Length

of conduit is $10\frac{1}{2}$ miles, and it crosses the following quarter sections:

list

See appended marked "C 3". to land described in § I(b) above which is the point of intended use.

8. Time required for the completion of the construction of such work is 5 years

9. Time required for the complete application of the water to the proposed use is 4 additional years.

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

Chas. J. Perkins.

Applicant.

Remarks: A-1.

Location points of diversion.

No. 1. N. 80° 10' W. 585 feet from E. $\frac{1}{4}$ Cor. Sec. 22, T. 16 S. R. 14 E. B. M.

No. 2. N. 8° 14' W. 1365 Ft. from S. E. Cor Sec. 16, T 16 S., R. 14 E. B. M.

No. 3. S. 85° 0' W. 807 FT. from E. $\frac{1}{4}$ Cor Sec. 16 T. 16 S. R. 14 E. B. M.

No. 4. N. 54° 0' W. 982 Ft. from E. $\frac{1}{4}$ Cor. Sec. 16 T. 16, S. R. 14 E. B. M.

No. 5. N. 51° 18' W. 1864 ft. from E. $\frac{1}{4}$ Cor. Sec. 16 T. 16 S. R. 14 E.

No. 6. N. 45° 21' W. 1582 Ft. from S. E. Cor. Sec. 9. T. 16 S. R. 14 E. B. M.

No. 7. S. 6° 38' W. 748 ft. from E. $\frac{1}{4}$ Cor. Sec. 9 T. 16 S. R. 14 E. B. M.

No. 8. N. 13° 9' E. 1386 ft. from W. $\frac{1}{4}$ Cor. Sec. 10 T. 16 S. R. 14 E. B. M.

No. 9. S. 36° 35' E. 1261 ft. from N. W. Cor. Sec 10 T. 16 S. R. 14 E. B. M.

No. 10. N. 49° 15 ' E. 2180 Ft. from S. W. Cor. Sec. 3, T. 16 S. R. 14 E. B. M.

- No. 11. S. 57° 30' E. 2864 ft. from N. W. Cor. Sec. 3. T. 16 S. R. 14 E. B. M.
 No. 12. S. 81° 0' E. 2955 ft. from N. W. Cor sec. 3 T. 16 S. R. 14 E. B. M.
 No. 13. N. 24° 28' E. 1124 ft. from S. $\frac{1}{4}$ Cor. Sec. 34 T. 15 S. R. 14 E. B.M.
 No. 14. N. 12° 0' E. 2172 Ft. from S. $\frac{1}{4}$ Cor Sec 34, T. 15 S., R. 14 E. B.M.
 No. 15. N. 44° 01' E. 884 ft. from W. $\frac{1}{4}$ Cor. Sec. 23 T. 15 S. R. 14 E. B. M.
 No. 16. S. 78° 15' E. 1828 ft. from N. W. Cor. sec. 23, T. 15 S. R. 14 E. B. M.

B-2.

List of lands to be irrigated in the following legal sub-
 divisions.

 Sec 13.

N. W. $\frac{1}{4}$: N. E. $\frac{1}{4}$: S. W. $\frac{1}{4}$: N. W. $\frac{1}{4}$ OF THE S. E. $\frac{1}{4}$

Sec. 14.

N. E. $\frac{1}{4}$; S. E. $\frac{1}{4}$

Sec. 23.

N. E. $\frac{1}{4}$; S. E. $\frac{1}{4}$

Sec. 24.

N. W. $\frac{1}{4}$; S. W. $\frac{1}{4}$

All in T. 15 S. R. 14 E.

Sec. 11.

N. E. $\frac{1}{4}$; S. E. $\frac{1}{4}$

Sec. 12.

N. W. $\frac{1}{4}$; S. W. $\frac{1}{4}$.

Sec. 2.

N. E. $\frac{1}{4}$; S. E. $\frac{1}{4}$

Sec. 1.

N. W. $\frac{1}{4}$; S. W. $\frac{1}{4}$

All in T. 15 S. R. 14 E. B. M.

Sec 35.

S. E. $\frac{1}{4}$;

Sec. 36.

S. W. $\frac{1}{4}$

All in T. 14 S. R. 14 E. B. M.

Total 2420 acres.

Exhibit "C 3".

Ne $\frac{1}{4}$	Sec 22.
S $\frac{1}{2}$	" 15
E $\frac{1}{2}$	" 16
SE $\frac{1}{4}$	" 9
NW $\frac{1}{4}$	" 10
W $\frac{1}{2}$, NE $\frac{1}{4}$	" 3 T 16 S. R. 14 E.
E $\frac{1}{2}$	" 34.
SE $\frac{1}{4}$	" 27.
W $\frac{1}{2}$	" 23.
W $\frac{1}{2}$	" 14.
E $\frac{1}{2}$, NW $\frac{1}{4}$	" 11.
W $\frac{1}{2}$	" 2 T 15 S. R. 14 E.,
SW $\frac{1}{4}$, E $\frac{1}{2}$	" 35 T 14 S. R. 14 E.

APPROVAL OF STATE ENGINEER.

The number of this permit is 2984.

Date of first receipt of application 2:40 PM. July 6, 1907.

Recorded in Book 9 Page 2984 Approved August 10, 1907.

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 grant the same, subject to the following limitations and conditions:

Good and sufficient bond to be filed in the sum of \$1000.00 on or before October 9, 1907.

One-fifth of the work above specified to be completed on or before February 10, 1910.

The whole of said work to be completed on or before August 10, 1912.

The time for proof of beneficial use of water appropriated in accordance herewith, to extend to August 10, 1916.

Witness my hand this 10 day of August 1907.

Jas. Stephenson, Jr.

State Engineer.

QUIT CLAIM DEED.

THIS INDENTURE, Made this the 22d day of June, 1909, between CHARLES J. PERKINS of Twin Falls County, State of Idaho, party of the first part, and THOMAS OWENS of Salt Lake City, Utah, part of the second part,

WITNESSETH, That the said party of the first part for and in consideration of the sum of Four hundred and twenty five Dollars, lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever quit claim unto the said party of the second part, and to his heirs and assigns, that certain water right permit No. 2984, recorded in Book 9, page 2984 of the Public Records of the State Engineer's office of the State of Idaho, being an appropriation heretofore made of waters on China Creek and its tributaries and a number of springs, all as designated and set forth in the approved map of the said water right appropriation.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular the said water right permit, together with the appurtenances unto the said party of the second part and to his heirs and assigns forever.

IN WITNESS WHEREOF, The said part of the first part has hereunto set his hand and seal the day and year first above written.

Charles J. Perkins,

Signed, Sealed, and Delivered in the presence of

E. C. Rowell.

STATE OF IDAHO)
COUNTY OF ADA) ss.

On this the 22nd of June in the year nineteen hundred and nine, before me, E. C. Rowell, a Notary Public in and for said county, personally appeared Charles J. Perkins, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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

E. C. Rowell,

Notary Public.

(SEAL)

Received and filed for record in the office of the State Engineer at Boise, Idaho at 10.45 a.m., June 25, 1909.

Jas. Stephenson, Jr.,
W. State Engineer.

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO. No. 2984...

Comes Now, Thomas Marnane and Margaret E. Owens, and represents to the State Engineer of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 2984, and requests that the list of lands to be irrigated as described in said permit, be changed to read as follows: West half ($W\frac{1}{2}$) Section 10, East half Southwest quarter ($E\frac{1}{2}SW\frac{1}{4}$), Section 3, Southeast quarter ($se\frac{1}{4}$) Section 3, South half Northeast quarter ($S\frac{1}{2}NE\frac{1}{4}$), Section 3, Township 16 South, Range 14 East, Boise, Meridian, making a total of 640 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 Salt Lake City, this 1st day of February, 1916.

Thomas Marnane,

Margaret E. Owens.

Date of receipt at Office of State Engineer February 16, 1916.

APPROVAL OF STATE ENGINEER.

I, J. H. Smith, State Engineer 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. 2984. 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.

Witness my hand this 19th day of February, 1916.

J. H. Smith,

State Engineer.

Upon proper request of Margaret E. Owens, of Permit No. 2984, I have this 18th day of August, 1916, extended the time for beneficial use of water thereunder to the 10th day of August, 1918.

J. H. Smith,

State Engineer.

Licenses issued for 7 second feet
2024
&
2090

Trans. # 1081

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF
THE STATE OF IDAHO, NO. 2984.

Comes now Margaret E. Owens, and represents to the Commissioner of Reclamation of the State of Idaho,

That she is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 2984, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

West half ($W\frac{1}{2}$) of Northwest quarter and South half of Southwest quarter of Section Fifteen, Township Sixteen, South, Range 14 East of Boise Meridian, making a total of 160 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 Twin Falls, this 15th day of February, 1921.

Margaret E. Owens.

Date of Receipt at Office of Department of Reclamation July 27, 1921.

APPROVAL OF COMMISSIONER OF RECLAMATION

I, W. G. Swendsen, 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. 2984. 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.

Witness my hand this 28th day of July, 1921.

W. G. SWENDSEN,
Commissioner of Reclamation

By Geo. B. Archibald,
Deputy.

Q U I T C L A I M D E E D

THIS INDENTURE, Made this eighth day of June, A.D.1910, between Thomas Owens of Twin Falls County, State of Idaho, party of the first part, and Thomas Marname of Twin Falls, State of Idaho, party of the second part :

WITNESSETH, That the said party of the first part for and in consideration of the sum of four hundred twenty five dollars, lawful money of the United States of America to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever quitclaim unto the said party of the second part, and to his heirs and assigns, an undivided one half interest in and to that certain water right Permit No. 2984, recorded in Book 9, Page 2984, of the Public Records of the State Engineer's office of the State of Idaho, being an appropriation heretofore made of waters on China Creek and its tributaries and a number of springs, all as designated and set forth in the approved map of said water right appropriation.

TO HAVE AND TO HOLD, all and singular the said water right permit unto the said party of the second part, and to his heirs and assigns forever.

IN WITNESS WHEREOF, the said party of the first part has hereunto set his hand and seal the day and year first above written.

Thomas Owens, (SEAL)

SIGNED, SEALED AND

DELIVERED IN PRESENCE OF

J.E.Lambert

STATE OF IDAHO)
County of Twin Falls)SS

On this 14th day of June, in the year nine hundred and ten, before me John B. Burrows, a notary public in and for said county, personally appeared Thomas Owens, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

John B. Burrows,

Notary Public

(SEAL)

Received and filed for record in the office of the State Engineer at Boise, Idaho, at 9.00 A.M. Jan. 24, 1910.

D.G. Martin,

State Engineer

THIS INDENTURE Made this 29th day of June, A. D. 1910, between Thomas Owens of Twin Falls County, State of Idaho, party of the first part; and Margaret E. Owens of the same place, party of the second part,

WITNESSETH: That the said party of the first part for and in consideration of the sum of four hundred and twenty five dollars, lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever quit claim unto the said party of the second part, and to her heirs and assigns, all the right, title and interest of the party of the first part in and to that certain water right permit No. 2984, recorded in Book 9, page 2984 of the Public Records of the State Engineer's office of the State of Idaho, being an appropriation heretofore made of waters on China Creek and its tributaries and a number of springs, all as designated and set forth in the approved map of the said water right appropriation.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said water right permit aforesaid together with the appurtenances unto the said party of the second part and to her heirs and assigns forever.

IN WITNESS WHEREOF the said party of the first part has hereunto set his hand and seal the day and year first above written.

Thomas Owens (SEAL)

SIGNED, SEALED AND
DELIVERED IN PRESENCE OF:

H. D. Chase

State of Utah,)
County of Salt Lake.) SS

On this 29th day of June, A. D. 1910, personally appeared before me Thomas Owens, the signer of the above and foregoing instrument, who duly acknowledged to me that he executed the same.

(SEAL)

H. D. Chase,
Notary Public

Received and filed for record in the office of the State Engineer at Boise, Idaho at 10.50 A.M. December 8, 1911.

A. E. Robinson,
State Engineer.

1st Notice received May 20th, 1912, fixing August 10th, 1912, as date, and Hollister, Idaho, as place of proof.

A. D. Adair authorized June 29th, 1912, to make the required examination.

Publication Notice mailed June 29th, 1912, to Hollister Herald.

Deposition blanks mailed July 16th, 1912, to W. Homer Craven.

Report received August 19th, 1912.

Depositions, affidavit and fee received August 22nd, 1912.

Certificate issued August 24th, 1912.

Permit No. 2984

CERTIFICATE OF COMPLETION OF WORKS

To All Whom it May Concern:

This is to certify that THOMAS MARNAME and MARGARET E. OWENS, of Twin Falls, County of Twin Falls, and State of Idaho, the holders of Permit No. 2984, issued upon Application No. 4129, bearing date of priority of July 6th, 1907, authorizing the diversion of 26 second feet of the waters of CHINA CREEK, County of Twin Falls, State of Idaho, for irrigation and domestic purposes, have 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 25 second feet of the waters of China Creek, that the point of diversion of said waters at a point, first, at Sta. 0-S.44° 08' E.1355 ft. to SE Cor., Sec. 22, second, at Sta. 11-S.8° 05' W.2420 ft. to S $\frac{1}{4}$ Cor., Sec. 22, third, at Sta. 48 - S.3° 00' E.1275 ft. to SE Cor., Sec. 16, fourth, at Sta. 52 - N.48° 12' E.755 ft. to E $\frac{1}{4}$ Cor., Sec. 16, and, fifth, at Sta. 58 - S. 71° 14' E.1645 ft. to E $\frac{1}{4}$ Cor. Sec. 16, all in Township 16 South, Range 14, East of the Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: East half (E $\frac{1}{2}$), Section 2, West half (W $\frac{1}{2}$), Section 1, East half (E $\frac{1}{2}$), Section 11, West half (W $\frac{1}{2}$), . Section 12, Township 15 South, Range 14, East of the Boise Meridian.

Witness my hand this 24th day of August, A.D. 1912.

A. E. Robinson,

State Engineer.

APPLICATION FOR AMENDMENT TO
PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO NO. 2984

Comes now Thomas Marnane and represents to the State Engineer of the State of Idaho, That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 2984, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: In addition to lands already described as shown on your records, are the following, SE4 of Sec. 3; E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 3; S $\frac{1}{2}$ NE4 Sec. 3; all in T. 16 S. R. 14 E.B.M., making a total of 320 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 Twin Falls, this 18 day of June, 1914.

Thomas Marnane

Date of receipt at Office of State Engineer June 19, 1914.

APPROVAL OF STATE ENGINEER.

I, F. P. KING, State Engineer 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. 2984. 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.

Witness my hand this 19th day of June, 1914.

F. P. KING,

State Engineer.

EXTENSION OF TIME.

Upon proper request of Thomas Marnane, holder of Permit No. 2984, I have, this 2nd day of September, 1916, extended the time for beneficial use of water thereunder to the 10th day of August, 1918.

J. H. Smith,

State Engineer.

October 6, 1966

Re: Permit No. 2984

R. E. Rayborn
Rayborn, Rayborn & Rayborn
Attorneys at Law
Box 321
Twin Falls, Idaho

Dear Mr. Rayborn:

In reply to your letter of October 3rd, you are correct that the amendment of the point of diversion under the original Permit 2984 would not result in a change of priority. All that we would be concerned with is whether the proposed changes would interfere with other established water rights in this source.

We are not in a position to make any recommendation as to the best way for you people to proceed in this matter.

Very truly yours,

R. KEITH HIGGINSON
State Reclamation Engineer

RKH:ew

2984
47-2025

E. L. RAYBORN
E. M. RAYBORN
R. E. RAYBORN
EMIL F. PIKE

Rayborn, Rayborn and Rayborn

ATTORNEYS AND COUNSELLORS AT LAW

P. O. BOX 321

126 SECOND ST. EAST

TWIN FALLS, IDAHO

83301

TELEPHONE
AREA CODE 208
733-2601

OCT 4 1966
Department of Reclamation

October 3, 1966

State of Idaho
Dept. of Reclamation
107 State House
Boise, Idaho 83701

In Re: Permit No. 30230: 2984
Atten: R. Keith Higginson
State Reclamation Engineer

Dear Mr. Higginson:

I received your letter of September 30, 1966, with reference to the above captioned matter.

When I called your office a few days ago I discussed with Jack Barnett the question of whether it would be advisable for the Jones Brothers Corporation to drop their present application for a permit and, in lieu thereof, amend their original permit so as to specify the exact location of the springs in question.

I assume that by proceeding in this manner the original priority date would be preserved.

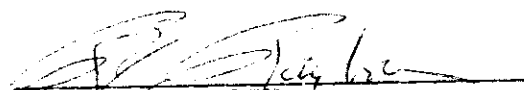
The only purpose of the Jones Brothers Corporation in filing the second application was to specify exactly the springs from which the water came and to specify the exact location of the springs.

Mr. Barnett said that he would discuss this matter with you and give me your recommendation.

I would very much appreciate having your suggestions on this question.

Thank you.

Sincerely yours,


R. E. RAYBORN.

PER:r

September 30, 1966

Re: Permit No. 30230; 2984

Rayborn, Rayborn & Rayborn
Attorneys at Law
P. O. Box 321
Twin Falls, Idaho

Attn: R. E. Rayborn

Dear Mr. Rayborn:

It is my understanding that it is possible that Permit No. 30230 of Jones Brothers, Inc. is a duplication of Licensed Right No. 2984 and was filed merely as a clarification of points of diversion. If this is true the Salmon River Canal Company may be willing to withdraw its protest.

We will, therefore, not schedule a hearing on this protest to allow you the opportunity to explore a settlement with Mr. Rosholt, of Parry, Robertson and Daly, who represent the company. If it will help matters, we will, of course, schedule a conference or hearing.

Very truly yours,

R. KEITH HIGGINSON
State Reclamation Engineer

RKH:ew

cc: John Rosholt
Parry, Robertson & Daly
Attorneys at Law
Fidelity Bank Bldg.
Twin Falls, Idaho

2984

REPORT OF ENGINEER.

1. State name of applicant and number of permit: Thos. Warrane & Margaret Owens, #2984
2. State source of water supply: China Creek and branches
3. Location of point of diversion: See attached list
4. State whether or not the works of diversion are *fully* completed and in accordance with the terms of permit: Works are completed to irrigate lands shown on accompanying map.
5. Describe works as they exist, giving dimensions of same as follows:
 - (a) Width of conduit at bottom: See attached list
 - (b) Width at water line:
 - (c) Depth of water:
 - (d) Grade per mile:
 - (e) Capacity of ditch: second feet.
6. State whether or not water has been turned into works of diversion, and if so, to what extent: Water has been turned through works of diversion to Station 105 during the irrigation season of the last two years.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract: E $\frac{1}{2}$ Sec. 2, W $\frac{1}{2}$ Sec. 1, E $\frac{1}{2}$ Sec. 11, W $\frac{1}{2}$ Sec. 12, T. 15 S., R. 14 E.
8. Submit map on enclosed plat, showing source of supply, point of diversion, route of ditch or ditches and cross-hatch lands to be irrigated.

Remarks:

STATE OF IDAHO,
 County of Term. Falls } ss.

W. N. Gibb

, 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 10th day of Aug 1912

My Commission Expires June 25 1914

Notary Public.

RECEIVED

AUG 19 1912

OFFICE OF STATE ENGINEER

2984

REPORT OF ENGINEER

(2984)

1. State name of applicant and number of permit: Margaret E. Owens, Permit #2984.
2. State source of water supply: China Creek, in Twin Falls Co.
3. Location of point of diversion: 18.00 ft from the s.w. corner of s.w. quarter of
s.w. quarter of Sec 10, T.16 S., R. 14 E.B.M.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Yes Sir.
5. Describe works as they exist, giving dimensions and capacities of same: Main distributing
Canal is 3 ft wide on bottom, 7 ft wide on top, and 3 ft deep
Capacity 25 second feet. There are small laterals leading from
main canal 1 ft wide on bottom, 2 ft wide on top and 1 ft deep
will carry 50 miner inches and lead to each legal sub-division
6. State whether or not water has been turned into works of diversion: Yes Sir.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): W $\frac{1}{2}$ Sec 10
Twp 16 s. Range 14 East, Boise Meridian.
N $\frac{1}{2}$ N W $\frac{1}{4}$ all in grain, S W $\frac{1}{4}$ N W $\frac{1}{4}$, 20 acres in grain, 20 acres
Pasture, S E $\frac{1}{4}$, N W $\frac{1}{4}$ - 15 acres in grain, 10 acres used for
Pasture, N W $\frac{1}{4}$ S W $\frac{1}{4}$, all in grain, E $\frac{1}{2}$ N E $\frac{1}{4}$, S W $\frac{1}{4}$, 20 acres in
grain, S W $\frac{1}{4}$ S E $\frac{1}{4}$ 15 acres in grain, 10 acres in Pasture,
S E $\frac{1}{4}$ S W $\frac{1}{4}$, 10 acres in grain.
8. Submit map on enclosed plat, showing location and details of above description.

Remarks: I submit map as near as I am able to draw same, and from my judg-
ment the works are well completed.

This examination was made on the 12th, day of June, 1916.

(Signed)

Maurice Gubert
Examiner.
2984

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

STATE OF IDAHO

County of Twin Falls

} ss.

Maurice Guheen, 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 13th day of June 1916

My Commission Expires

July 27 1918

W. H. Hower
Notary Public.

March 16, 1967

Re: Transfer of Water Right No. 1081
Jones Bros.

Mr. R. E. Rayborn,
Attorney at Law,
P. O. Box 321,
Twin Falls, Idaho 83301

Dear Mr. Rayborn:

We are enclosing Order Granting Transfer and Certificate of Transfer of Water Right No. 1081, together with Departmental Receipt No. 33692, which was issued covering payment in the amount of \$1.00 for the recording fee of the above mentioned transfer.

We are also enclosing a photo copy of the transfer for your files.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

Encl: Certificate
Receipt
RWH:pak

cc: Jones Bros., Inc.,
Rt. 1,
Buhl, Idaho 83316

T-1081
47-2025

March 23, 1967

Re: Jones Bros.
Transfer of Water Right No. 1081

Mr. R. E. Rayborn,
Attorney at Law,
Box 321,
Twin Falls, Idaho 83301

Dear Mr. Rayborn:

We are in receipt of your letter of March 22nd in which you mention an error in the description of the lands. We have, accordingly, corrected the description to read "E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ ", Section 3, and are returning the original certificate and one copy.

Thank you for calling this matter to our attention.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

Encl. Certificate
RWH:pmk

T-1081
47-2035

RAYBORN, RAYBORN, WEBB AND PIKE
ATTORNEYS AND COUNSELLORS AT LAW

E. L. RAYBORN
E. M. RAYBORN
R. E. RAYBORN
LLOYD J. WEBB
EMIL F. PIKE

P. O. BOX 321
126 SECOND STREET EAST
TWIN FALLS, IDAHO 83301

AREA CODE 208
TELEPHONE 733-2601

March 22, 1967

RECEIVED
MAR 23 1967

Department of Reclamation

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

ATTEN: ROBERT W. HAMILTON

Re: Transfer of Water Right No. 1081
Jones Bros.

Dear Mr. Hamilton:

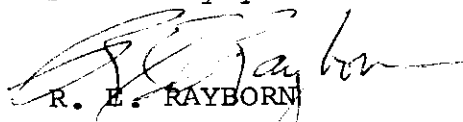
We received your letter of March 16, 1967, with reference to the above captioned matter, and the enclosed original and one copy of Order granting transfer and certificate of transfer.

An error has been made in the legal description of the property to which the water is to be appurtenant in the future. The error relates to Section 3 of Township 16 South, Range 14, E.B.M. Both the original license and the application for transfer of license specify the $W\frac{1}{2}$ of the $SE\frac{1}{4}$ and the $E\frac{1}{2}$ of the $SW\frac{1}{4}$ of Section 3. The transfer itself correctly specifies the $E\frac{1}{2}$ of the $SW\frac{1}{4}$ of Section 3, but rather than correctly specifying the $W\frac{1}{2}$ of the $SE\frac{1}{4}$, it erroneously specifies the $W\frac{1}{2}$ of the $SW\frac{1}{4}$ of Section 3.

I am enclosing herewith the original and copy that you sent to me. Will you please return the corrected original and a copy thereof to me when the correction has been accomplished.

Thank you.

Sincerely yours,


R. E. RAYBORN

RER:mh
Encls.

1081
MAR 23 1967

JONES BROS.

License No. 2984 - 7.0 cfs

China Creek - 4.0 cfs
Priority 7-6-07, license dated
June 17, 1916, Volume 4, Page 2026;

China Creek - 3.0 cfs
Priority 7-6-07; license dated
December 21, 1916, Volume 4, Page 2090

T-1081
47-2025

Extra copy

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of)
)
Jones Bros., a corporation, of)
Route #1, Buhl, Idaho,) ORDER GRANTING TRANSFER
)
For a Transfer of Water Right) NO. 1081
in the County of Twin Falls, State)
of Idaho)

WHEREAS, On the 31st day of January, 1967, at the Department of Reclamation of the State of Idaho at Boise, Idaho, this matter of the application of the Jones Bros., a corporation, of Route #1, Buhl, Idaho, for a transfer of water right came on regularly for hearing, pursuant to the published notice in due and statutory form, and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant with the application shows that the water will be put to a higher and more efficient beneficial use and no one will be injured thereby;

NOW, THEREFORE, IT IS ORDERED, That the said application be, and the same is, HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 16th day of March, 1967.

R. KEITH HIGGINSON
State Reclamation Engineer

*T-1081
47-2025*

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

DEPARTMENT OF RECLAMATION

TRANSFER OF WATER RIGHT
TRANSFERRED RIGHT NO. 1081

THIS IS TO CERTIFY, That the Jones Bros., a corporation, of Route #1, Buhl, Idaho, is the owner of and using a certain water right of 7.0 cubic feet per second of the waters of China Creek and tributaries, said water being obtained by virtue of License No. 2984, issued by the State of Idaho, Department of Reclamation as follows: 4.0 cubic feet per second, bearing priority date of July 6, 1907, license dated June 17, 1916; and for 3.0 cubic feet per second, priority date July 6, 1907, and license issued December 21, 1916; for the purpose of irrigating the following described lands situate, lying and being in the County of Twin Falls, State of Idaho, to-wit:

W $\frac{1}{2}$, Section 10; W $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$,
Section 3; Township 16 South,
Range 14 E. B. M.,

That said licenses have been entered in the records of the Department of Reclamation of the State of Idaho in Volume No. 4 of Licenses at Pages 2026 and 2090;

That said Jones Bros., a corporation, has become the owner of said water right by purchase and by virtue of License No. 2984;

And that now, upon the application of the Jones Bros., a corporation, for the transfer of 7.0 cubic feet per second, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 7.0 cubic feet per second of the waters of China Creek and tributaries upon the above described lands is hereby abandoned, and the place of use of said water under such right is HEREBY CONFIRMED, shall by this Certificate become appurtenant for irrigation purposes, is described as follows, to-wit:

W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Section 15; E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$,
Section 3; W $\frac{1}{2}$, Section 10, Township 16
South, Range 14 E. B. M.,

That the use of said water is to be limited at any given time to an amount actually needed and beneficially used for irrigation of 360 acres, the acreage to which the water was originally dedicated, and shall not exceed the following amount, to-wit:

7.0 cubic feet per second of the waters
of China Creek and tributaries with
priority of July 6, 1907;

T-1081
47-2025

And that the water right hereby transferred has heretofore been conducted from springs and creeks with points of diversion as follows:

(1) a point 1800' from SW corner of SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 10; (2) NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15; (3) 54 rods West section line of SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 3; (4) 45 rods West section line of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 3; (5) 100 rods West section line of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 3; Township 16 South, Range 14 E. B. M.,

That the water right hereby transferred will hereafter be conducted from springs and creeks with points of diversion as follows:

(1) a point 1800' from SW corner of SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 10; (2) NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15; (3) 54 rods West section line of SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 3; (4) 45 rods West section line of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 3; (5) 100 rods West section line of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 3; (6) spring in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 8; (7) spring in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 8; (8) spring in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17; (9) 3 springs in E $\frac{1}{2}$ NE $\frac{1}{4}$, Section 17; (10) spring in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17; (11) 3 springs in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20; (12) spring in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20; (13) spring in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 19; (14) spring in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 29; all in Township 16 South, Range 14 E. B. M.

That the right to the use of the water aforesaid, hereby described, is restricted to the lands or place of use last above described as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 16th day of March, 1967.

R. KEITH HIGGINSON
State Reclamation Engineer

T-1081
47-2025

SPEED LETTER

TO Department of Reclamation

FROM

BUHL HERALD, INC.

107 Statehouse

P. O. Box 312 Phone 543-4335

Boise, Idaho 83701

BUHL, IDAHO

SUBJECT Notice for Publication

—FOLD

MESSAGE

DATE January 19, 1967

Gentlemen:

Enclosed is a copy of the first publication of the notice of proposed transfer of water rights for Jones Brothers, Inc. which is to run two weeks.

Cordially yours,

THE BUHL HERALD, INC.

RECEIVED
JAN 20 1967

Department of Reclamation

1-1081
472023

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

DEPARTMENT OF RECLAMATION

Boise, Idaho

January 10, 1967

Re: Transfer of Water Right
Jones Bros., Inc.

Buhl Herald,
Buhl, Idaho.

Gentlemen:

Enclosed you will find notica for publication, once a week for two consecutive weeks prior to **January 31, 1967** the date set for hearing; the expense of the publication is to be paid by the applicant's attorney, **R. E. Rayborn** of **Box 321, Twin Falls, Idaho** to whom you should furnish proof of publication on or prior to the date set for hearing.

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

Very truly yours,

R. KEITH HIGGINSON
State Reclamation Engineer
By

ROBERT W. HAMILTON
Supervisor of Water Distribution

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

Encl.

T-1081
47-2025

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Jones Brothers, Inc., of Rt. 1, Buhl, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of diversion and/or place of use of the waters of China Creek ^{and} tributaries as follows: Amount: 7.0 cubic feet per second. Priority: 7-6-07
Points of Diversion:

1. A point 1800' from SW corner of SW~~1~~SW~~4~~, Section 10;
2. NW~~1~~SW~~4~~ - Sec. 15;
3. 54 rods West section line of SE~~1~~SW~~4~~, Sec. 3;
4. 45 " " " " " NE~~1~~SW~~4~~, " 3;
5. 100 " " " " " SW~~1~~NE~~4~~, " 3;

Township 16 S., Range 14 E.B.M.

Place of Use: W~~1~~/~~2~~, Sec. 10; W~~1~~/~~2~~SE~~1~~, E~~1~~/~~2~~SW~~4~~, Sec. 3, Twp. 16 S., Rge. 14 E.B.M.

To Be Transferred To

Points of Diversion:

1. A point 1800' from SW corner of SW~~1~~SW~~4~~, Sec. 10;
 2. NW~~1~~SW~~4~~, Sec. 15;
 3. 54 rods West section line of SE~~1~~SW~~4~~, Sec. 3;
 4. 45 " " " " " NE~~1~~SW~~4~~, " 3;
 5. 100 " " " " " SW~~1~~NE~~4~~, " 3;
 6. Spring in NE~~1~~SW~~4~~, Sec. 8;
 7. " " SE~~1~~SW~~4~~, " 8;
 8. " " NW~~1~~NE~~4~~, Sec. 17;
 9. 3 springs in E~~1~~/~~2~~NE~~4~~, Sec. 17;
 10. Spring in SE~~1~~NE~~4~~, Sec. 17;
 11. 3 springs in SE~~1~~NE~~4~~, Sec. 20;
 12. Spring in NW~~1~~SE~~1~~, Sec. 20;
 13. Spring in NE~~1~~SE~~1~~, " 19;
 14. Spring in SW~~1~~SW~~4~~, " 29;
- All in Twp. 16 S., Rge. 14 E.B.M.

T-1081
47-8005

Place of Use: W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 15; E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 3;
W $\frac{1}{2}$, Sec. 10; Twp. 16 S., Rge. 14 E.B.M.

And that on the 31st day of January, 1967, at 10:00 o'clock A.M.
at Room 107 Statehouse, Boise, Idaho, before the State Reclamation
Engineer, or his authorized agent, the opportunity will be given to
any and all persons to appear and present for his consideration any
reason or reasons why a certificate should not be issued authorizing
such transfer.

R. KEITH HIGGINSON
State Reclamation Engineer

T-1081
47-2085

Peggy:

In drawing up this certificate
we will have a retractive paragraph limiting
the average at any given time to the average
covered by the original license.

Bob

we will have Keith check the rough draft.

T-1081
47-2025

February 24, 1967

Re: Application for Transfer
of Water Right
Jones Brothers

Mr. R. E. Rayborn,
Attorney at Law,
P. O. Box 321,
Twin Falls, Idaho 83301

Dear Mr. Rayborn:

Upon receipt of the Affidavit of Publication in connection with the Jones Brothers application for transfer of water right, we will issue the Certificate of Transfer.

The Buhl Herald can supply the Affidavit in the event you have not already received it.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:pmk

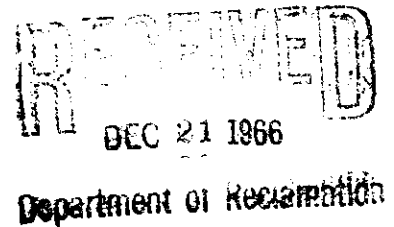
T-1081
49-2025

E. L. RAYBORN
E. M. RAYBORN
R. E. RAYBORN
EMIL F. PIKE

Rayborn, Rayborn and Rayborn
ATTORNEYS AND COUNSELLORS AT LAW
P. O. BOX 321
126 SECOND ST. EAST
TWIN FALLS, IDAHO
83301

TELEPHONE
AREA CODE 208
733-2601

December 19, 1966



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

Re: Jones Bros., Inc.
Permit No. 2984.

Gentlemen:

Enclosed is Application for Amendment of Permit.
If there are any charges or fees to be paid, please let us
know and we will send our remittance by return mail.
Will you also please let me know if there is anything
further that needs to be done to accomplish the proposed
amendment.

Thank you very much.

Sincerely yours,

R. E. RAYBORN

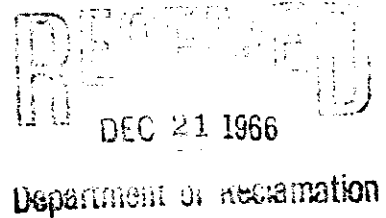
RER:MH
Encl.

Handwritten:
T-1081
47-2003

BEFORE THE DEPARTMENT OF RECLAMATION OF THE STATE OF IDAHO.

* * * * *

APPLICATION OF JONES BROS., INC.,)
A CORPORATION OF THE STATE OF)
IDAHO, FOR AMENDMENT OF PERMIT)
NO. 2984.)



* * * * *

Jones Bros., Inc., a corporation organized under the laws of the State of Idaho, with its registered office at Route One, Buhl, Idaho, date of incorporation, February 17, 1960, Capital Stock \$250,000.00, and with the following Directors:

Fred W. Jones - President
Buhl, Idaho

Robert C. Jones - Vice President
Buhl, Idaho

Eleanor Jones - Secretary-Treasurer
Buhl, Idaho,

which corporation is the owner of certain appropriated waters of the State of Idaho under Water License No. 2984, and successor-in-interest of Thomas Marnane and Margaret E. Owens, Licensees under the said Water License No. 2984, now applies for amendment of the license for reasons and in the respects set out below:

1. Water License No. 2984 of the State of Idaho, issued on the 21st day of December, 1916, with priority dates fixed as of July 6, 1907, to Thomas Marnane for the use of three cubic feet per second of the water of China Creek and twelve tributary ~~streams~~ ^{springs} thereto and to Margaret E. Owens for the use of four cubic feet per second of the waters of China Creek, to be developed at places described in the license and for use upon real property situated in Twin Falls County, Idaho, and as described in the license.

RAYBORN, RAYBORN AND RAYBORN
ATTORNEYS AT LAW
BOX 321
TWIN FALLS, IDAHO

2026
3-27-71

4-10-81
49-2035

2. The applicant is the successor-in-interest to the water rights appropriated by the predecessors-in-interest of Thomas Marnane and Margaret E. Owens and subject to the license issued to Thomas Marnane and Margaret E. Owens, Water License No. 2984.

3. The applicant has developed certain of these springs situated upon China Creek and its tributaries, particularly in the China, Player and Warm Creek Basins in Twin Falls County, Idaho, and wishes to amend Water License No. 2984 to reflect with particularity the streams presently used by the applicant to implement the flow of water appropriated by the applicant's successors and legal right to which is held by the applicant.

4. It is further the desire of the applicant to amend Permit No. 2984 to add the description of additional lands to be irrigated with waters subject to the permit.

5. No amount of water in addition to the amount provided by License No. 2984, that is seven cubic feet per second, is requested by this applicant.

6. The following are the springs which rise in the China, Player and Warm Creek Basins and which are used by the applicant under License No. 2984 and which the applicant wishes to be particularly designated in the requested amendment of License No. 2984:

(a) Spring situated near the northwest corner of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8.

(b) A spring situated near the eastern border of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8.

(c) A spring situated near the northeast corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 17.

*Final
11-2-05*

(d) Three springs situated in the center of the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 17.

(e) A spring situated in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 17 South of China Creek.

(f) Three springs situated in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 20.

(g) A spring situated near the northwest corner of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 20, near the junction of Player Creek and the North Fork of Player Creek.

(h) A spring situated near the northwest corner of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 19.

(i) A spring situated on or near the South boundary of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 29,

all in Township 16 South, Range 14 E., B.M. A sketch map of the location of the springs here designated is attached hereto and incorporated within this Application by reference thereto.

7. Diversion of the waters subject to License No. 2984 as described in the said License is as follows:

Main canal in the NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 15, T. 16 S., R. 14 E., B.M.; Lateral # 1 is 54 rods W. of the west section line of the SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 3; Lateral # 2 is 45 rods W. of west section line of NE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 3; Lateral # 3 is 100 rods W. of west section line of SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 3; all in T. 16 S., R. 14 E., B.M.,

and at a point 1800 feet from the southwest corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 10, Township 16 S., R. 14 E., B.M.

8. The desired amendment to the diversion point description in the license is as follows:

(a) The continuance of the points of diversion described above.

T-1081
-17-2025

(b) Diversion by ditch to China Creek of the waters flowing from the group of springs described under letter (d) in paragraph 6 above and described as Spring Group 1 upon the map attached hereto.

(c) Diversion by ditch to China Creek of the spring described under letter (e) in paragraph 6 above and numbered Spring No. 2 in the map attached hereto.

(d) Diversion of Player Creek to Warm Creek in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 20.

(e) Diversion of Warm Creek to China Creek in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 16.

(f) Diversion by ditch of the springs described under letter (f) in paragraph 6 above and numbered 3 upon the map attached hereto to Warm Creek.

None of the modifications and diversion points described above will affect the holders of water rights upon Salmon Falls Creek and will in fact serve to develop the flow of the effected springs and creeks.

9. It is the desire of the applicant to add additional lands within the description of lands to be irrigated by waters subject to License No. 2984. The additional lands are the following:

W $\frac{1}{2}$ of the NW $\frac{1}{4}$ and W $\frac{1}{2}$ of the SW $\frac{1}{4}$, all in Section 15, Township 16 South, Range 14 E., B.M.

With the requested addition, the lands to be irrigated will be as follows:

E $\frac{1}{2}$ of the SW $\frac{1}{4}$ and W $\frac{1}{2}$ of the SE $\frac{1}{4}$, Section 3;
W $\frac{1}{2}$ of Section 10;
W $\frac{1}{2}$ of the NW $\frac{1}{4}$ and W $\frac{1}{2}$ of the SW $\frac{1}{4}$, Section 15, all in Township 16 South, Range 14 E., B.M., Twin Falls County, Idaho,

and it is requested that the license be amended to set out the inclusive description of lands covered by the license as set out immediately above.

10. As set out in this Application, no additional waters are sought to be appropriated and the rights of others to waters tributary to Salmon Falls Creek will not be adversely effected by the changes requested. It is the request of the applicant that Water License No. 2984 with date of priority of July 6, 1907, for the use of seven cubic feet of waters of China Creek and its tributaries be amended to reflect the designation of specific spring sources of water, to be in addition to the general flow of waters within Warm Springs, Player and China Creeks, to amend and add to places of diversion by the applicant as provided in the original license and to amend and add to the description of lands to be irrigated with waters subject to the said license.

WHEREFORE, The applicant prays that the amendments described above be allowed and that Water License No. 2984 be amended in the respects specified, subject to 42-211, I.C., and with priority right of July 6, 1907, as provided by Water License No. 2984.

Dated: November 30th, 1966.

JONES BROS., INC., an Idaho Corporation,

By [Signature] [Signature]
President.

Applicant.

T-1081
11-2-025

E. L. RAYBORN
E. M. RAYBORN
R. E. RAYBORN
LLOYD J. WEBB
EMIL F. PIKE

Rayborn, Rayborn, Webb and Pike
ATTORNEYS AND COUNSELLORS AT LAW
P. O. BOX 321
126 SECOND ST. EAST
TWIN FALLS, IDAHO
83301

TELEPHONE
AREA CODE 208
733-2601

February 27, 1967

RECEIVED
MAR 3 1967
Department of Reclamation

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

ATTEN: ROBERT W. HAMILTON

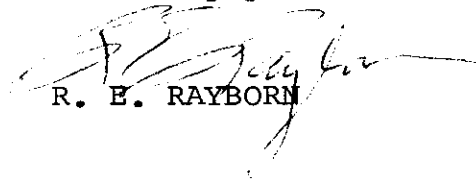
Re: Application for Transfer of Water
Right - Jones Brothers, Inc.

Dear Mr. Hamilton:

Enclosed is the Affidavit of Publication referred to in your letter of February 24, 1967. Will you please issue and forward to me the certificate of transfer.

Thank you.

Sincerely yours,


R. E. RAYBORN

RER:mh
Encl.

T-1081
47-5005

~~Henry Bay~~ Twin Falls Lake
~~Hampton~~ Falls Canal G. has
 Jones River. ~~1250~~ 1250 E.F.S. above
 30730 of this priority
~~6-2965~~

Springs NE center of E²NE⁴SE⁴NE⁴
 17; SENE -20; Wamark NWSE -16;
 Playerock NESE -20; 7.0 C.F.S.
 China Creek
 E²SW, W²SE⁴, -3; W²-10; -W²-NW⁴
 W²SW⁴-15; -16S-14E. 640 Acres

L.P. 2021 V2090
 4.0 C.F.S. 7-6-07
 M. Owens
 200A, W²-10-16S-14E

China Creek 1250
 Thomas Thorne
 3.0 C.F.S. 7-6-07
 NW²SE, SWSE, NESW,
 SE²SW - 3 -16S-14E
 160A

RAYBORN, RAYBORN, WEBB AND PIKE
ATTORNEYS AND COUNSELLORS AT LAW

E. L. RAYBORN
E. M. RAYBORN
R. E. RAYBORN
LLOYD J. WEBB
EMIL F. PIKE

P. O. BOX 321
126 SECOND STREET EAST
TWIN FALLS, IDAHO 83301

5/00
replied

AREA CODE 208
TELEPHONE 733-2601

January 17, 1967

JAN 18 1967
Department of Reclamation

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

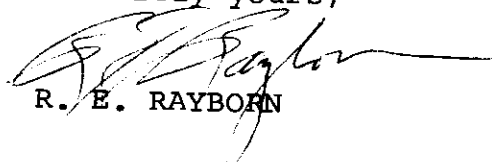
ATTEN: ROBERT W. HAMILTON

Re: Application for Transfer of Water
Right
JONES BROS., INC.

Dear Mr. Hamilton:

Thank you for your letter of January 10, 1967. Will you please advise me when the notice has been published. We are enclosing herewith our check for \$1.00 to cover the recording charge mentioned in your letter.

Sincerely yours,


R. E. RAYBORN

RER:mh
Encl.

T-1081
47-3025

1st attached

January 10, 1967

Re: Application for Transfer
of Water Right
Jones Bros.

Mr. R. E. Rayborn,
Attorney at Law,
P. O. Box 321,
Twin Falls, Idaho 83301

Dear Mr. Rayborn:

In reply to your letter of December 27, 1966, we feel that when additional land is irrigated from a water right, it will require more water due to the fact the amount covered by the license will have to be run longer than if only the original land was irrigated.

Section 42-211 of the Idaho Code pertains to amending a permit. In this case, License No. 2984, being licensed, will require a transfer of water right covered by Idaho Code 42-222.

We are having this application published and will issue a certificate of transfer provided there are no protests to this transfer. We will require a \$1.00 recording fee and an Affidavit of Publication from the newspaper.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:pmk

T-1081
47-2025

E. L. RAYBORN
E. M. RAYBORN
R. E. RAYBORN
EMIL F. PIKE

Rayborn, Rayborn and Rayborn
ATTORNEYS AND COUNSELLORS AT LAW
P. O. BOX 321
126 SECOND ST. EAST
TWIN FALLS, IDAHO
83301

TELEPHONE
AREA CODE 208
733-2601

December 27, 1966

RECEIVED
DEC 29 1966

Department of Reclamation

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

ATTEN: ROBERT W. HAMILTON

Re: Jones Bros., Inc.
Permit No. 2984.

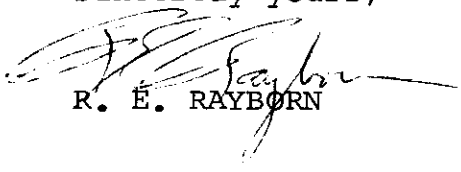
Dear Mr. Hamilton:

I received your letter of December 22, 1966. The primary purpose of our application for amendment of the above numbered permit is merely to specify the exact location of the springs which have been used for years by the Jones Bros. As an incidental part of the amendment, we are asking the inclusion of the additional land which has also been irrigated from the same springs. We are not asking for any additional water, and consequently do not believe that we will run into any objections from other people using the same drainage.

We are proceeding under Section 42-211 of the Idaho Code. The Code Section does not describe the procedure to be used, and I would appreciate your advising me as to the procedure you ordinarily take. I notice in your letter that you mention publication of a notice, and I would appreciate your clarifying this matter for me.

Thank you.

Sincerely yours,


R. E. RAYBORN

RER:mh

7-1081
47-8.025

December 22, 1966

Re: Application for Transfer
of Water Right
Jones Bros., Inc.

Mr. R. E. Rayborn,
Rayborn, Rayborn & Rayborn,
Attorneys at Law,
P. O. Box 321,
Twin Falls, Idaho.

Dear Mr. Rayborn:

We have inspected the application for transfer of water right submitted in the name of Jones Bros. Inc. We note that it is apparently planned to irrigate additional land under this 1907 priority date. As there are other priorities on this drainage, it is reasonable to expect some objections to this transfer. Possibly the Jones Brothers would want to reduce the acreage to the original 360 acres.

Please advise us on this matter, then we will proceed with the publication notice.

Very truly yours,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:pmk

T-1081
47-2025

Same as above and the following points

Spring in NE⁴SW⁴ - 8.

" " SE⁴SW⁴ - 8.

" " NW⁴NE⁴ - 17

3 Springs — E2 NE - 17

Spring — SE⁴NE⁴ - 17

3 Springs — SE⁴NE⁴ - 20

Spring — NW⁴SE⁴ - 20

Spring — NE⁴SE⁴ - 19

" — SW⁴SW⁴ - 29

16S - 14E

T-1081
47-2025

1A. Point 1800' from SW Corner of SW⁴SW⁴ - 10'

2. NW⁴SW⁴ - 15'

3. 34 rods West of West section line of SE⁴SW⁴ - 3'

4-45 " " " " " " NE⁴SW⁴ - 3'

5-100 " " " " " " SW⁴NE⁴ - 3'

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Jones Brothers, Inc. of
Alt. 1 Bull, Idaho has applied to the State Reclamation Engineer of the
State of Idaho for a certificate authorizing them to change the point of diversion
and/or place of use of the waters of China Creek & Tributaries as follows:
Amount: 7.0 - cubic feet per second. Priority: 7-6-07
Point of diversion: Point 1800' from SW corner
05 SW 1/4 SW 1/4, Section 10, Township 16 S Range 14 E, B.M.
Place of Use: W²-10; W²SE⁴; E²SW⁴-3; -16 S. -14 E.

To Be Transferred To

Point of Diversion: 1/4 1/4, Section , Township , Range , B.M.
Place of Use: W²NW⁴; W²SW⁴-15; E²SW⁴; W²SE⁴-3; W²-10; -16 S - 14 E

And that on the 31 day of January, 1967, at 10:00 o'clock A M.
at Room 107 Statehouse Boise Idaho, before the State Reclamation Engineer,
or his authorized agent, the opportunity will be given to any and all persons to
appear and present, for his consideration any reason or reasons why a certificate
should not be issued authorizing such transfer.

State Reclamation Engineer

T-1081
47-2025

6. Point of Diversion

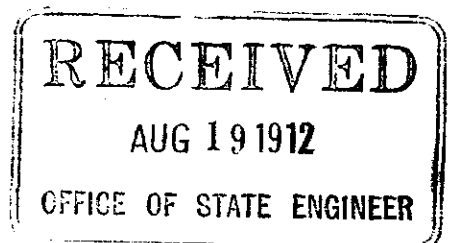
[illegible]

POINTS OF DIVERSION.

No. 1.	Sta. 0 - S. 44° 08' E.,	1355 ft.	To SE. Cor. Sec. 22, T. 16 S., R. 14 E., B. M.
No. 2.	Sta. 11 - S. 8° 05' W.,	2420 ft.	To S $\frac{1}{4}$ Cor. Sec. 22, T. 16 S., R. 14 E., B. M.
No. 3.	Sta. 48 - S. 3° 00' E.,	1275 ft.	To SE. Cor. Sec. 16, T. 16 S., R. 14 E., B. M.
No. 4.	Sta. 52 - N. 48° 12' E.,	755 ft.	To E $\frac{1}{4}$ Cor. Sec. 16, T. 16 S., R. 14 E., B. M.
No. 5.	Sta. 58 - S. 71° 14' E.,	1645 ft.	To E $\frac{1}{4}$ Cor. Sec. 16, T. 16 S., R. 14 E., B. M.

SIZES AND CAPACITY OF DITCH.

Sta.	Width on top.	Width on Bottom.	Depth	Grade.	Capacity.
0-59	6 ft.	3 ft.	1 ft.	13 ft. per mile.	9 sec. ft.
59-105	8 "	4 "	1.5 "	10 " " "	19 " "
105-161	5 "	2 "	1.5 "	10 " " "	11 " "



2984