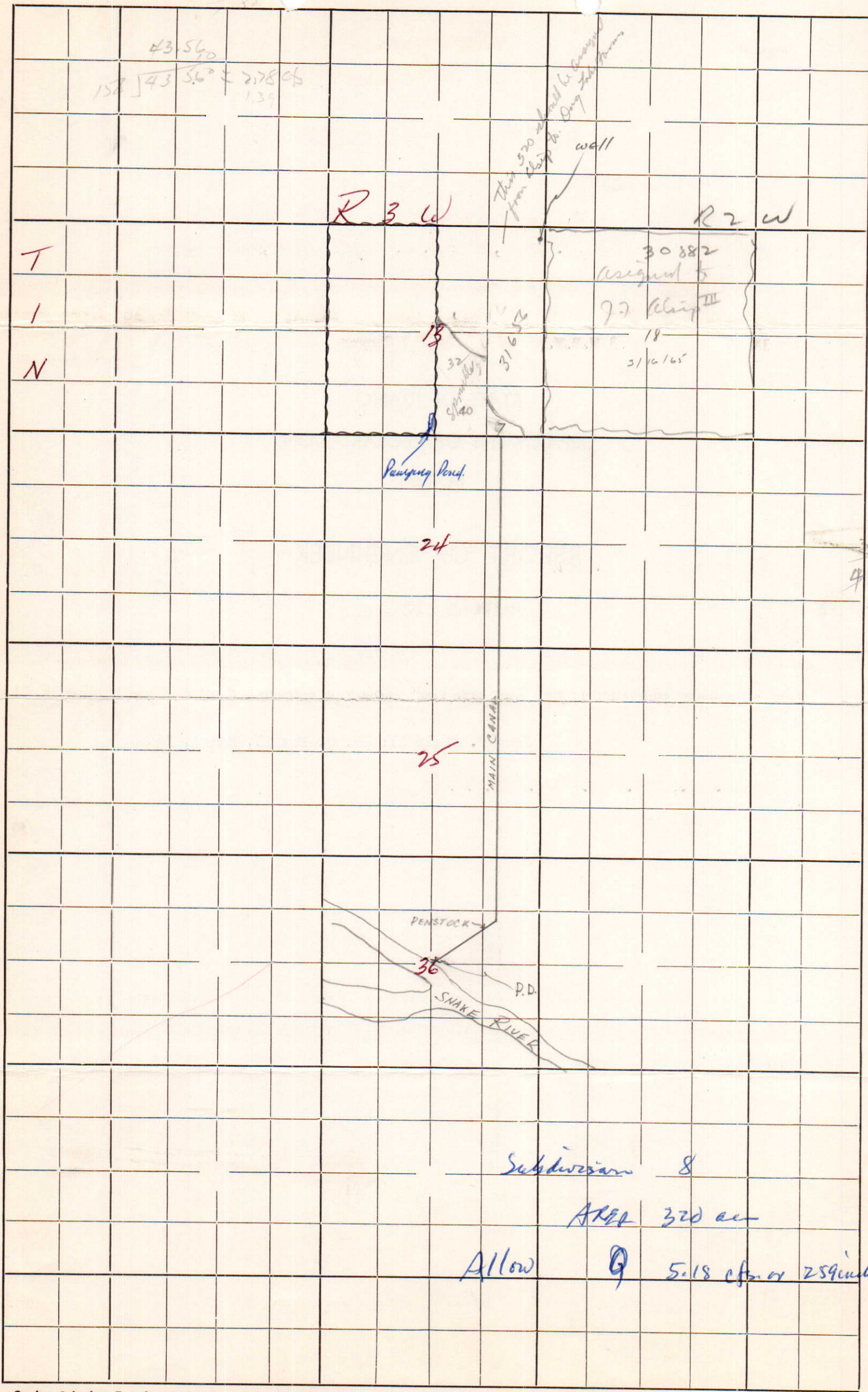




Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

RECEIVED
JAN 9 1964
Department of Reclamation

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
County of Canyon.) ss.

NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER TO
BENEFICIAL USE

NOTICE is hereby given that at 10 A. M., on the 6th day of January, 1964, at Nampa, County of Canyon, State of Idaho, before James E. Schiller, Notary Public, at 1202 1st St. S., proof will be submitted of the completion of works for the diversion of 5.6 cubic feet per second of the waters of Snake River, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30573, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: John F. Alsip III, Box 21, Nampa, Idaho.

2. Said works of division will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 5.6 cubic feet per second.

3. The use to which said water has been applied is Irrigation purposes, and the amount applied to beneficial use is 5.6 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, T. 1 N., R. 3, W. B.M., Canyon County

5. The place where said water is used is W $\frac{1}{2}$ of Sec. 13, T. 1 N.; R. 3 W.B.M., Canyon County, Idaho. Total 320 acres.

6. The date of priority which said user is prepared to establish is Dec. 30, 1962.

CARL E. TAPPAN
State Reclamation Engineer
Dec. 14, 21, 28; Jan. 4, 1964.

Jeanne Bruner
of Nampa, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Four times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

December 14, 21, 28; January 4, 1964

Jeanne Bruner
Subscribed and sworn to before me this _____

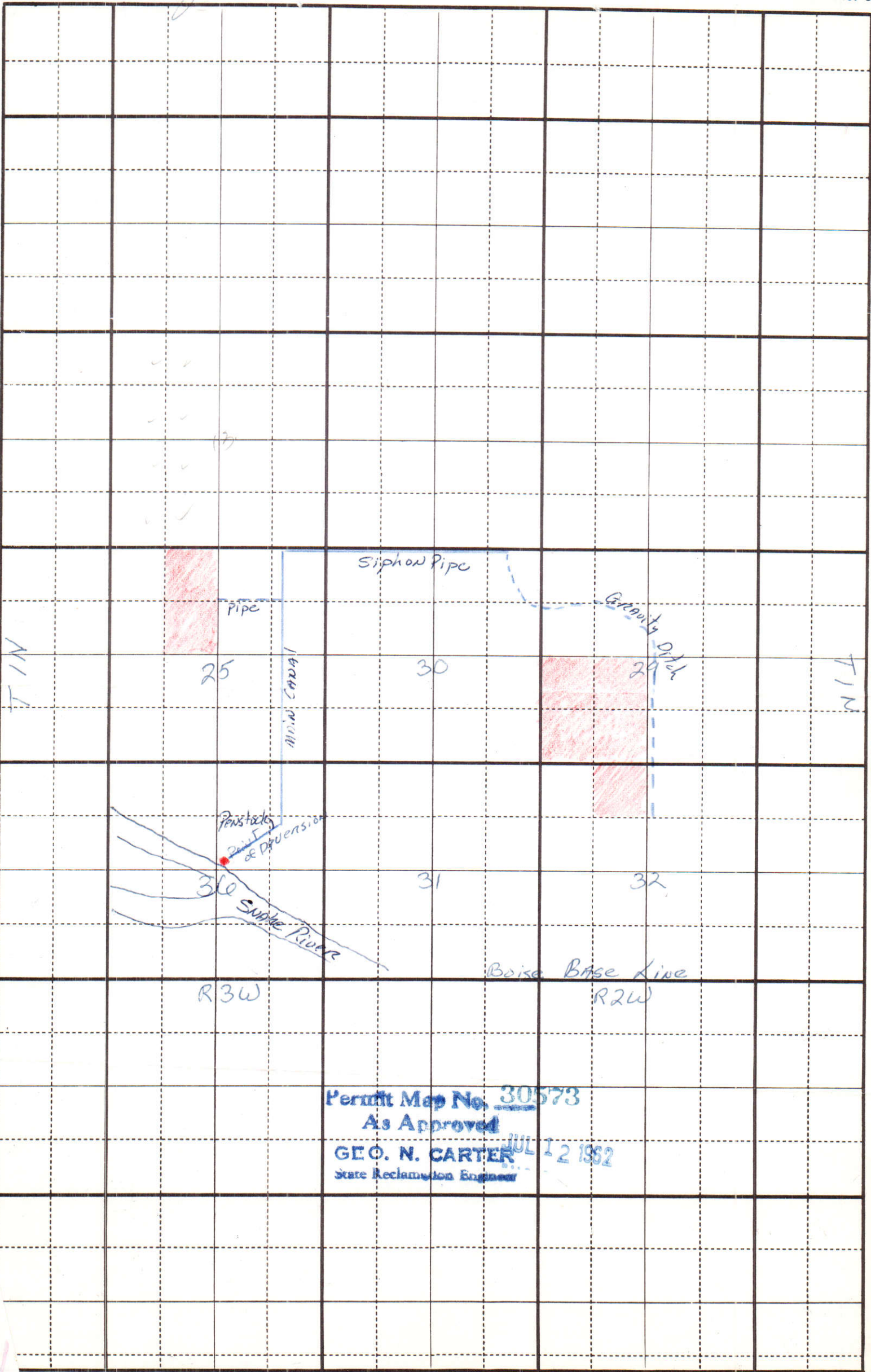
4th day of January, 1964

Adam J. Tappan
Notary Public, Residing at Nampa, Idaho.

MY COMMISSION EXPIRES JUNE 23, 1967

30573

John F. Albis III



Permit Map No. 30573

As Approved

GEO. N. CARTER

State Reclamation Engineer

JUL 12 1962

State of Idaho

License and Certificate of Water Right

Water License No. 30573 Priority January 5, 1963 Amount 5.18 c.f.s.

THIS IS TO CERTIFY that JOHN F. ALSIP III - Assignee - DRY LAKE FARMS, INC.

of Ogden, Utah, made application for a permit to appropriate the public waters of the State of Idaho, dated July 11, 1962; that Permit No. 30573 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 5.18 second feet, was issued thereunder on September 2, 1966, showing that said works were completed on the 6th day of January, 1964; and that on the 6th day of January, 1964

JOHN F. ALSIP III - Assignee - DRY LAKE FARMS, INC. of Nampa, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of Snake River

a tributary of Columbia River for the purpose of irrigation under Use Permit No. 30573 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 13 of Licenses, at Page 8548, on the 2nd day of September, 1966.

The right hereby confirmed dates from January 5, 1963.

The Point of Diversion is located

in the SW 1/4 NE 1/4, Sec. 36, Twp. 1 N, R. 3 W., B.M. Canyon County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 5.18 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N	3 W	13	W1/2	320	320

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 2nd day of September, 1966.

R. Keith Higgins
State Reclamation Engineer.

30573

State of Idaho

LICENSE AND CERTIFICATE
OF WATER RIGHT

Water License No. 30573

To Dry Lake Farms, Inc.
Nampa, Idaho

Source of Supply Snake River

Canyon County

Amount 5.18 Sec. Ft.

Point of Diversion SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36,
T. 1 N., R. 3 W., B.M.

Place of Use W $\frac{1}{2}$, Sec. 13, T. 1 N.,
R. 3 W., B.M.

Purpose Irrigation

Date of Priority January 5, 1963

Recorded September 2, 1966

in Book 13 of Licenses, Page 8548

30573

State of Idaho
License and Certificate of Water Right

Water License No. 30573

Amount 5.18 c.f.s.

Water District No.

Priority January 5, 1963

THIS IS TO CERTIFY that JOHN F. ALSIP III - Assignee - DRY LAKE FARMS, INC. of Ogden, Utah, made application for a permit to appropriate the public waters of the State of Idaho, dated July 11, 1962; that Permit No. 30573 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 5.18 second feet, was issued thereunder on September 2, 1966, showing that said works were completed on the 6th day of January, 1964; and that on the 6th day of January, 1964, JOHN F. ALSIP III - Assignee - DRY LAKE FARMS, INC.

of Nampa, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Snake River, a tributary of Columbia River, for the purpose of irrigation, under Use Permit No. 30573 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 13 of Licenses at page 8548, on the 2nd day of September, 1966; The right hereby confirmed dates from January 5, 1963;

The Point of Diversion is located in the SW 1/4 NE 1/4, Sec. 36, Tp. 1 N, R. 3 W, B. M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 5.18 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N	3 W	13	W1/2	320	320

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 2nd day of September, 1966.

S/ R. Keith Higginson

State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 29239 Amount 0.8 c.f.s.
Water District No. Priority March 19, 1961

THIS IS TO CERTIFY that HYRUM H. MOON
of Melba, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 22, 1960; that Permit No. 29239
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.8 second feet, was issued thereunder on September 1, 1966, showing that said works
were completed on the 25th day of March, 1966; and that on the 25th
day of March, 1966, HYRUM H. MOON
of Melba, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Sleepy Hollow
Drain, a tributary of Snake River, for the purpose of irrigation
, under Use Permit No. 29239 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
13 of Licenses at page 8547, on the 1 day of September, 1966;
The right hereby confirmed dates from March 19, 1961;
The Point of Diversion is located
in the SE 1/4 SE 1/4, Sec. 9, Tp. 1 N R. 2 W., B. M. Canyon County
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 0.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N	2 W	9 10	SE¼ SE¼	40	34
			SW¼ SW¼	40	<u>27</u>
			Total number of acres to be irrigated:		
Note: The right to the water is only to the water that comes in the natural drain or drain ditch and does not obligate, in any way, the Irrigation District or Drainage District to supply water to the point from which the water is diverted.					

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
1st day of September, 1966.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer.

(SEAL)

John F. Alsip III
856 24th Street
Ogden, Utah

Application For Permit To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 38644
PERMIT No. 30573
DISTRICT No.

Assigned to

State: Utah

1. Name of Applicant: John F. Alsip III

Postoffice address: Ogden

County: Weber

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) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: 280 miners' inches or 5.6 cubic feet per second.

3. Source of water supply: Snake River which is a tributary of Columbia River

4. Location of point of diversion: 3600 feet distant from the SE

corner of Section 36, T. 1 N., R. 3 W., B.M., and is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$

of section 36, T. 1 N., R. 3 W., B. M., County of Canyon

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 of , 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: \$150,000.00

8. Kind of works: Pump through pipe into gravity ditch

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

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

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

Diameter of pipe 24 inches; length of conduit miles.

Average grade per mile 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 0 additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

16. (a) Is reservoir to be used? 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 water of the State of Idaho as herein set forth.

s/ John F. Alsip III Applicant.

By _____ Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. July 11, 1962

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 30573

Recorded in Book 107 Page 30573 Approved July 12, 1962

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 September 12, 1962 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 January 12, 1963

The whole of said work to be completed on or before July 12, 1963

Beneficial use of water appropriated in accordance herewith, to be made on or before July 12, 1963

WITNESS My hand this 12th day of July, 1962

s/ CARL E. TAPPAN, Assistant
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 12th
day of July, 19 62.
STATE OF IDAHO

STATE OF IDAHO

Countersigned:

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLIE
Governor.

REMARKS:

14.

[illegible]

APPROVAL OF STATE RECLAMATION ENGINEER

I, CARL E. TAPPAN, State Reclamation 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. 30573. 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.

/s/ CARL E. TAPPAN
State Reclamation Engineer

Recorded: December 3, 1963

A S S I G N M E N T

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 30573 to Dry Lake Farms, Inc., a corporation, of Nampa, Canyon County, Idaho.

JOHN ALSIP III, Permit Holder
/s/ John Alsip, Jr.
His Attorney-in-Fact (See Power of Attorney in File Folder)

STATE OF IDAHO)
: ss
County of Canyon)

On this 11th day of March, 1965, before me, a Notary Public for the State of Idaho, residing at Nampa, Canyon County, Idaho, personally appeared John Alsip, Jr. known to me to be the person whose name is subscribed to the within instrument as Attorney-in-Fact for John Alsip, III, and duly acknowledged to me that he executed the same, as such Attorney-in-Fact.

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

/s/ Rosa Myers
Notary Public for Idaho
Residing at Nampa, Idaho

My commission expires: Jan. 29, 1967

(SEAL)

Permit No. 30573

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that JOHN F. ALSIP III - Assignee - DRY LAKE FARMS, INC. of Ogden, County of Weber, and State of Utah, the holder of Permit No. 30573, issued upon Application No. 38644 bearing date of priority of January 5, 1963, authorizing the diversion of 5.6 second feet of waters of Snake River, County of Canyon, 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 5.18 second feet of the waters of Snake River tributary of Columbia River; that the point of diversion of said waters SW¹/₄ Sec. 36, T. 1 N., R. 3 W., B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: W¹/₂ Sec. 13, T. 1 N., R. 3 W., B.M.

Proof of Completion of Works Made: January 6, 1964

Witness my hand this 2nd day of September, A.D. 1966.

S/ R. Keith Higginson
State Reclamation Engineer

LICENSE ISSUED FOR 5.18 SEC. FT.
LICENSE PAGE NO. 8548

WATER RIGHT
DATA ENTRY LOG

[illegible]

October 12, 1967

Permit-30573

Mr. John F. Alsip III
P. O. Box 762
Nampa, Idaho 83651

Dear Mr. Alsip:

At your request I have researched the water rights on file in your name relating to the irrigation of the farms in the Dry Lake Area.

The first application that was filed has been given the Permit No. 30573. That application has been licensed for 5.18 second feet of water to irrigate lands in the W¹, Sec. 12, T. 1 N., R. 3 W. That application was originally filed in the name of John F. Alsip III, but has now been assigned to Dry Lake Farms, Inc.

At a later date an application was filed, which was given Permit No. 31656, by John F. Alsip III, for 0.8 second feet to also irrigate the W¹, Sec. 12, T. 1 N., R. 3 W. Proof has never been submitted under this application and a pre-cancellation notice was sent from our office a short time ago. That application still remains in the name of the original applicant.

The third application is the one that perhaps is of more direct interest to you, Permit No. 30882, and was originally filed in the names of John Alsip and Dry Lake Farms, Inc., and later assigned to John F. Alsip III. The permit is for 6.4 second feet of water to irrigate 640 acres of ground and was originally filed to irrigate Sec. 19, T. 1 N., R. 2 W., but was amended in 1964 to irrigate Sec. 18, T. 1 N., R. 2 W. Proof has been submitted under this application for a little more than a year and the permit is in good standing. The issuing of the final license is waiting on the results of our field examination.

Following our conversation, I have talked with our field examiner who is in Eastern Idaho, and he indicates that the field

30573

Page 2 - John F. Alsip III

examination has been made but that some additional checking of other filings is necessary before the license can be issued. Upon the field examiner's return to the office at the first of next week, I will have him check to see if measurements and all other aspects of the field examination are in order. If this is the case, we will not need to measure the water from the pumps this Fall, as I originally thought we might.

If you have any other questions concerning this, please do not hesitate to write or call.

Very truly yours,

JACK A. BARNETT, Deputy
State Reclamation Engineer

JAB:ew

30573

Permit No.30573.....

**Certificate of Completion
of Works**

Dated ...September 2, 1966.....

Stream ...Snake River.....

County ...Canyon.....

Amount ...5.18 c.f.s.....

Date of Priority January 5, 1963

Recorded in Book107.....

of ...Permits....., page ...30573.....

30573

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that JOHN F. ALSIP III - Assignee - DRY LAKE FARMS, INC.
 of Ogden, County of Weber, and State of
 Utah, the holder of Permit No. 30573, issued upon
 Application No. 38644 bearing date of priority of January 5, 1963, authorizing the
 diversion of 5.6 second feet of waters of Snake River
 County of Canyon, 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 5.18 second feet of the waters of Snake River tributary
 of Columbia River;

that the point of diversion of said waters SW 1/4, Sec. 36, T. 1 N., R. 3 W., B.M.

and that the lands proposed to be irrigated by the use or place of use of said water are
 described as follows, to-wit: W 1/2 Sec. 13, T. 1 N., R. 3 W., B.M.

Proof of Completion of Works Made: January 6, 1964

Witness my hand this 2nd day of September, A. D. 1966


 State Reclamation Engineer

30573

September 2, 1966

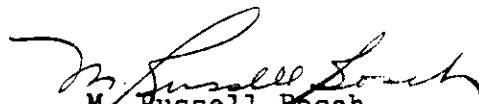
RE: Permit No. 30573
Dry Lake Farms, Inc.

James E. Schiller
Attorney at Law
Box 21
Nampa, Idaho

Dear Mr. Schiller:
Enclosed are the Certificate of Completion of Works and
License and Certificate of Water Right on the above
numbered permit.

Also enclosed is departmental receipt No. 33350 in
the amount of \$21.00 covering the fees.

Very truly yours,


M. Russell Bosch
Office Manager

MRB:mr

Enc. certificates, receipt

30573

SCHILLER, YOUNG & WILLIAMS
ATTORNEYS AT LAW
P.O. BOX 21
1202 1ST STREET SOUTH
NAMPA, IDAHO

JAMES E. SCHILLER
R. H. (BILL) YOUNG
ROGER L. WILLIAMS

August 10, 1966

TELEPHONE 466-7809
AREA CODE 208

RECEIVED
AUG 11 1966

Department of Reclamation

Department of Reclamation
Statehouse
Boise, Idaho

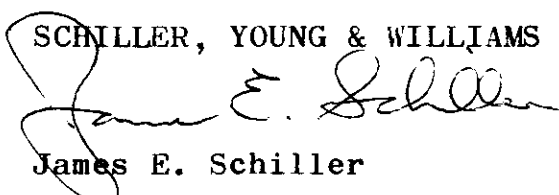
RE: Permit No. 30573
Dry Lake Farms, Inc.

Gentlemen:

In accordance with your letter to this office, dated August 5, 1966, we attach the check of our client, and request that the Certificate of Completion of Words and License and Certificate of Water Right in connection with above numbered permit, be forwarded to this office.

Sincerely yours,

SCHILLER, YOUNG & WILLIAMS


James E. Schiller

JES:jmr

Encl.

30573

August 5, 1966

RE: Permit No. 30573
Dry Lake Farms, Inc.

James E. Schiller
Attorney at Law
Box 21
Nampa, Idaho

Dear Mr. Schiller:

Our field examiner's report on his inspection of proof of completion of works and beneficial use of water under the terms of Permit No. 30573 shows the pumps and sprinkler system are capable of conveying 259 miner's inches, or 5.18 c.f.s. of water for irrigation of 320 acres.

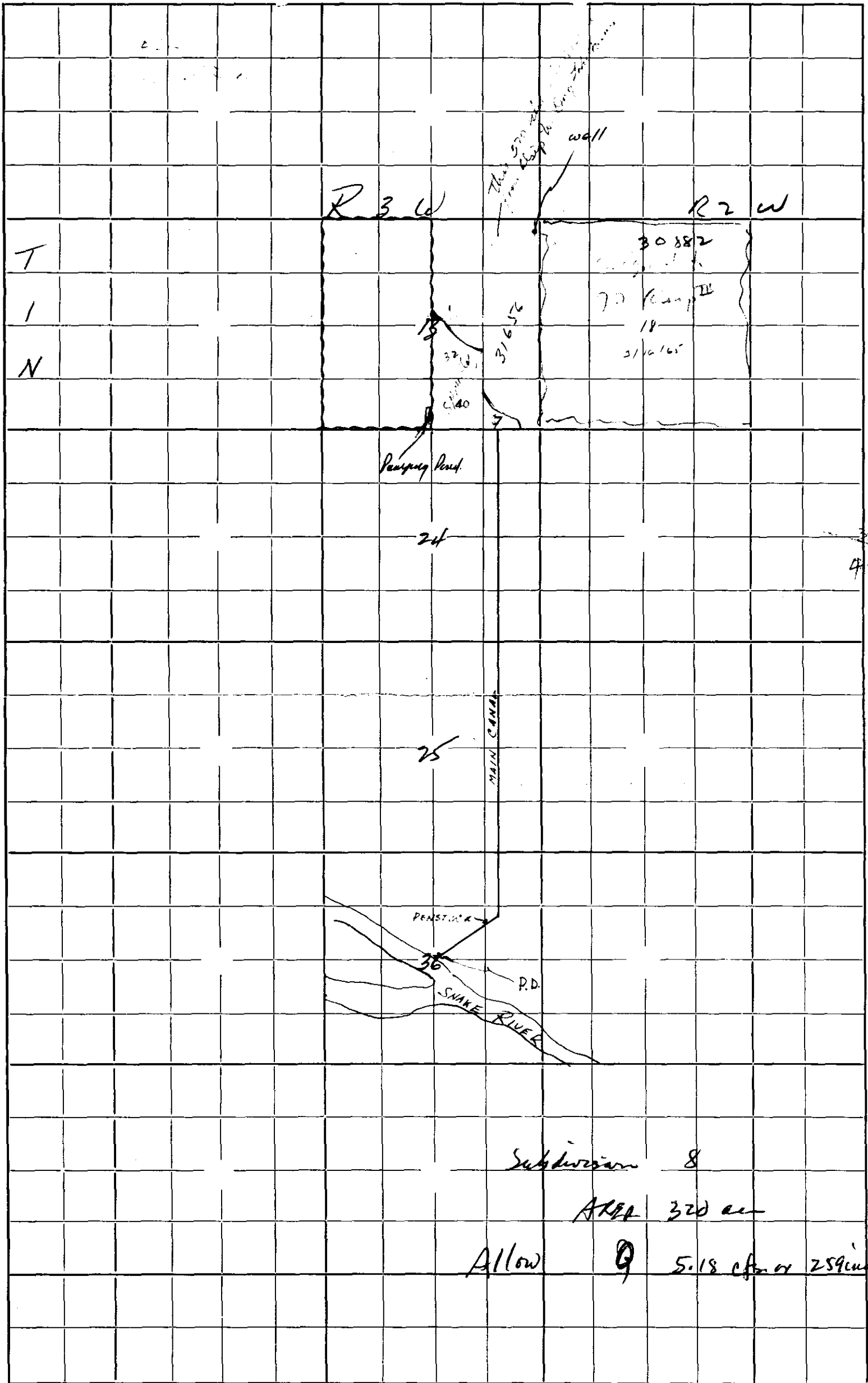
Upon receipt of the statutory fees totaling \$21.00 we will issue the Certificate of Completion of Works for 5.18 c.f.s. and the License and Certificate of Water Right for 5.18 c.f.s. confirming the right, with priority of January 5, 1963, to the use of surface water from Snake River with the point of diversion in the SW¼, Sec. 36, for irrigation of 320 acres in the W½, Sec. 13, T. 1 N., R. 3 W., B.M.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:mr

30573



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 30573

REPORT ON PROOF OF Completion of Works & Beneficial Use

John F. Alsip III P. O. Box 21, Nampa, Idaho

30573

HAT BUTTE
River Pumping Station

- | | |
|---|--|
| #4: 600 HP, US Motor #1299581
Layne Pump #46282
12" disch. - 12" check valve | #1: 600HP, US Motor #1299579
12" disch. - 12" check valve
Layne Pump #46382 |
| #5: 600 HP, US Motor #1299580
Layne Pump #46283
12" disch. - 12" check valve | #2: 600 HP, US Motor #1304623
Layne Pump #46281
12" disch. - 12" check valve |
| #6: 600 HP, US Motor #1299582
Layne Pump #46284
12" disch. - 12" check valve
4" pipe and gate valve in
drain pipe | #3: 600 HP, US Motor #1304624
Layne Pump #46383
12" disch. - 12" check valve
4" pipe and gate valve in
disch. pipe |
| #7: 300HP, US Motor #1305718
Layne Pump #46440
10" disch. - 10" check valve
10" gate valve | |

*See individual description
of works that apply water to land.
underneath.*

30573

All pumps have a 2" pipe and gate valve bypassing check valve for back flushing pump. Penstock is 36" x 1800'; approximate head 486' into concrete canal 4' bottom x 12' top x 3½' deep, and graduates down in size along its length. All diversions are measured through Sparling Meters.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 30573

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant John F. Alsip, III; P. O. Box 21, Nampa, Idaho

2. Source of water supply: Snake River

3. Location of point of diversion: Is in the SW 1/4 of Section 36

T. 1N R. 3 W.B.M. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: 100 HP US Hollister Motor #1303916, Layne Pump #46446, 10" discharge into a 12" Main line 30 HP US Motor #2344700, Layne Pump #44150, 6" discharge to the 12" Main line and Sprinkler Motor #54574 (12") in Main line then to sprinkler system. The above pumps pump from a stilling pond 40' wide x 200' long x 6' deep which is supplied from the Hot Bu Ht Canal system

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

W 1/2 Sec. 13., Twp. 1 N., Rge. 3 W.B.M.

Note

(Total discharge was determined through meter with part of the water irrigating 80 acres in E 1/2 Sec. 13 which made a total of 400 acres $324 \div 400 = .81$ inches per acre. $320 \times .81 = 259$ " or 5.18 cfs.)

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

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

Remarks: Mr. Morris Clemmons along

Assigned to Long Lake Farm 3/11/65

Measured through Sprinkler Motor installed in discharge pipe

10.0 cm. 67 1/2 sec. = 6.40 cfs (Reading x .001 AF)

This examination was made on the 8 day of June, 1966

(Signed)

Larry Johnson

Examiner.

30573

30573

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
JUN 14 1966

Department of Reclamation

CD
Transcript
Concrete Division

John P. Alsip, III
P. O. Box 21
Nampa, Idaho

773
46-6094

Permit No. 30573

Flat. Beneficial Mutual Canal

Examination for Completion of Works & Beneficial Use

County Canyon

Sec. 36 T. 14 N. R. 3 W

Quantity: 5.6 C.F.S.

Source: Snake River

P.D.: SWNE, 36-1N-3W

Use: Irrigation

Filed: 7-11-62

Due: 7-12-63

Extension:

Mailed Jan. 6, 1964

Priority Jan 3, 1963

Completion of Works:

Other Rights:

April 13, 1965

RE: Permit No. 30573, 30382

James E. Schiller
Attorney at Law
Box 21
Nampa, Idaho

Dear Mr. Schiller:

Enclosed are the assignments of the above numbered permits.

Also enclosed is departmental receipt No. 32728 in the amount of \$1.00 covering the recording fees.

It is necessary that the Power of Attorney be retained in the permit file.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. assignments 2
receipt

30573



STATE OF CALIF. }
COUNTY OF San Diego } ss.

On Aug 3, 1964 before me, the undersigned, a Notary Public in and for said State, personally appeared John F. Alsaip III

, before me

to be the person whose name JS subscribed to the within instrument and acknowledged that he executed the same.

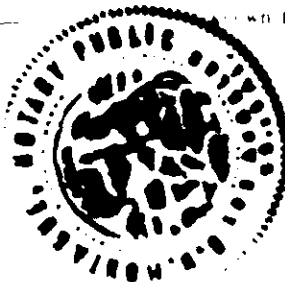
lic

WITNESS my hand and official seal.

Signature

Olivia Montague

OLIVIA MONTAGUE
My Commission Expires May 20, 1966
Name (Typed or Printed)



strument, and

(This area for official notarial seal)

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

Notary Public for California
Residence: Whittier, California

My Commission Expires: _____.

No. 554168

POWER OF ATTORNEY
GENERAL

John F. Alsaip III

TO

John F. Alsaip, Jr.

Dated Aug 11, 1964

STATE OF CALIF. }
County of San Diego } ss.

I hereby certify that this instrument was filed for record at the request of

Schubert & Young

at 26 minutes past

o'clock A. M., this 21 day

of Aug, A.D. 1964,

in my office, and duly recorded in Book

5 of Lowenguth at page 422

S. S. FOOTE

Ex-Officio Recorder.

By Lacorna Bayne Deputy.

Fees, \$ 1.50

STENOGRAPH CO. PRINTERS & BINDERS, BOISE

Box 21 Tampa
Edocho

9/19/64

INSTRUMENT NO. 554168

GENERAL POWER OF ATTORNEY

Know All Men by These Presents: That **JOHN F. ALSIP, III**of **Whittier**, County of _____, State of **California**has made, constituted and appointed, and by these presents do **es** make, constitute, and appoint**JOHN F. ALSIP, JR.**, of **Nampa** County of**Canyon**, State of **Idaho**, his true and lawful attorney forand in **his** name, place and stead, and for **his** use and benefit, to ask, demand,

sue for, recover, collect, and receive all such sums of money, debts, dues, accounts, legacies, bequests,

interest, dividends, annuities, and demands whatsoever, as are now or shall hereafter become due, owing,

payable, or belonging to **him**, and have, use, and take all lawful ways and means in **his**

name or otherwise for the recovery thereof, by attachments, arrests, distress or otherwise, and to com-

promise and agree for the same, and acquittances, or other sufficient discharges for the same, for **him**,and in **his** name, to make, seal, and deliver; to bargain, contract, agree for, purchase, receive,

and take lands, tenements, hereditaments, and accept the seisin and possession of all lands, and all deeds

and other assurances in the law therefor, and to lease, let, demise, bargain, sell, remise, release, convey,

mortgage, and hypothecate lands, tenements, and hereditaments upon such terms and conditions, and

under such covenants as **he** shall think fit. Also, to bargain and agree for, buy, sell, mortgage,

hypothecate, and in any and every way and manner deal in and with goods, wares, and merchandise,

chooses in action, and other property in possession or in action, and to make, do, and transact all and every

kind of business of what nature or kind soever, and also for **him** and in **his** nameand as **his** act and deed to sign, seal, execute, deliver, and acknowledge such deeds, leases, and

assignment of leases, covenants, indentures, agreements, mortgages, hypothecations, bottomries, charter-

parties, bills of lading, bills, bonds, notes, receipts, evidences of debt, releases, and satisfaction of mort-

gages, judgments and other debts, and such other instruments in writing of whatever kind and nature as

may be necessary or proper in the premises.

Giving and granting unto **my** said attorney full power and authority to do and perform all

and every act and thing whatsoever requisite and necessary to be done in and about the premises, as fully

to all intents and purposes as **I** might or could do if personally present (with full power of sub-stitution or revocation), hereby ratifying and confirming all that **my** said attorney (or his

substitute or substitutes) shall lawfully do or cause to be done by virtue of these presents.

IN WITNESS WHEREOF, **I** have hereunto set **my** hand and seal the **2nd**day of **January**, 19 **63**

Signed, sealed and delivered in the presence of

(Seal)

(Seal)

30573

APR 12 1965

DEPARTMENT OF LAND

RECEIVED
MAY 1965

ASSIGNMENT

Deed of Reclamation

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 50573 to Dry Lake Farms, Inc., a corporation, of Nampa, Canyon County, Idaho.

JOHN ALSIP, III

John Alsip, Jr.
Permit Holder
By His Attorney-in-Fact

Wife of Permit Holder

STATE OF IDAHO)
County of Canyon) : ss

On this 17 day of March, 19 65, before me, a Notary Public for the State of Idaho, residing at Nampa, Canyon County, Idaho, personally appeared John Alsip, Jr.

known to me to be the person ~~and~~ whose name is subscribed to the within instrument as Attorney-in-Fact for John Alsip, III, and duly acknowledged to me that he executed the same, as such Attorney-in-Fact.

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

Kass H. [Signature]
Notary Public for Idaho
Residing at Nampa, Idaho

My commission expires: March 19-1967

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

30573

SCHILLER, YOUNG & WILLIAMS
ATTORNEYS AT LAW
P.O. BOX 21
1202 1ST STREET SOUTH
NAMPA, IDAHO

JAMES E. SCHILLER
R. H. (BILL) YOUNG
ROGER L. WILLIAMS

April 12, 1965

TELEPHONE 466-7808
AREA CODE 208

Mr. Ralph W. Thomas
State Department of Reclamation
Statehouse
Boise, Idaho

RE: Permit No. 30573

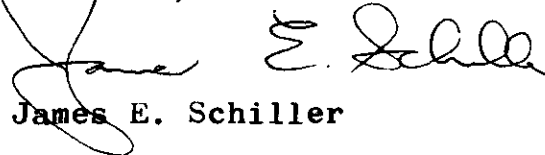
Dear Mr. Thomas:

Enclosed you will find the assignment of the above permit,
your letter to us dated March 29, 1965, and a photo copy of
the power of attorney in question.

Mr. Alsip asks that if you could, you return this document
to us after examining the same.

Sincerely yours,

SCHILLER, YOUNG & WILLIAMS


James E. Schiller

JES:jmr

Encl.

30573

ROBERT E. SMYLLIE
Governor



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

March 29, 1965

Re: Permit No. 30573
John W. Alsip, III

Schiller, Young & Williams
P. C. Box 21
Nampa, Idaho

Attn: James E. Schiller

Dear Mr. Schiller:

Returned herewith is assignment of above noted permit signed by John F. Alsip, Jr., as attorney-in-fact for John Alsip III.

I find no record in the file for Permit No. 30573 of power of attorney being given to John F. Alsip, Jr. Possibly it is in another file.

Kindly obtain signature of John W. Alsip, III or send a copy of the power of attorney.

Your \$1.00 check will be held with assignment of Permit No. 30882 until we hear from you.

Very truly yours,

A handwritten signature in cursive script that reads "Ralph W. Thomas".

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. assignment

30573

1M April 1962

January 9, 1961

Re: Permit No. 30573

John F. Alsip, III
P. O. Box 21
Nampa, Idaho

Dear Mr. Alsip:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the IDAHO FREE PRESS, all submitted in proof of completion of works and beneficial use on Permit No. 30573.

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

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

Very truly yours ,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

30573

PERMIT No. 30573...

Proof of Completion of Works

DEPOSITION OF HOLDER

In compliance with Sec. 5594, Compiled Statutes of Idaho.

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

Ans. John F. Alsip, III; Nampa, Idaho; Farmer; P.O. Box 21

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

Ans. John F. Alsip, III; Nampa, Idaho; Farmer; P.O. Box 21

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

Ans. 30573; July 12, 1962; 5.6 cubic second-feet; Snake River;

SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 1 N., R. 3 W. B. M., Canyon County, Idaho.

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

Ans. Irrigation; 320 acres; W $\frac{1}{2}$ of Sec. 13, T. 1 N., R. 3 W. B. M., Canyon County, Idaho.

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

Ans. The water at the rate of 5.6 cubic second-feet has been turned into the works of diversion on or before July 12, 1963.

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

Ans. The works of diversion were fully completed on or before July 12, 1963, and comply in all respects with the terms of the permit.

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

Ans.

Ques. 8. Give description of works and state dimensions and capacity of each part as they existed on....., 19...., and give cost of same.

Ans.

(Sign here.)

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

Idaho, State of Idaho, on this 6 day of January, A. D. 1964.

My Commission expires 11-16-64

Notary Public for Idaho

Residing at Nampa, Idaho

30573

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

PERMIT No. 30573

DEPOSITION

JAN 9 1964

NOTATION

Proof of Completion of Works

DEPOSITION OF WITNESS

In compliance with Sec. 5594, Compiled Statutes of Idaho.

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

Ans. Elmer H. Tiegs; Nampa, Idaho; Farmer;

Ques. 2. Are you acquainted with..... John F. Alsip, III....., the

holder of Permit No. 30573.....authorizing the diversion of 5.6 cubic.....second-feet of the waters of Snake River at SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 1 N., R. 3 W.B.M., Canyon County, Idaho, for irrigation purposes? How long have you known him, and where does he reside?

Ans. Six years; Nampa, Idaho

Ques. 3. Have you read or heard read said Permit No. 30573....., and are you familiar with its terms and conditions?

Ans. Yes.

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

Ans. Yes; W $\frac{1}{2}$ of Sec. 13, T. 1 N., R. 3 W.B.M., Canyon County, Idaho; cultivated row crop land; 6.4 cubic second-feet

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

Ans. Yes; on or before July 12, 1963.

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. Pump through pipe into gravity ditch; 6.4 cubic second feet

(Sign here.)

Elmer H. Tiegs

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Nampa....., County of Canyon....., State of Idaho, on this 6th day of January..... A. D. 1963.

My Commission expires 11-16-65

James E. Scheller
Notary Public for Idaho
Residing at Nampa, Idaho
30573

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

PERMIT No. 30573

Proof of Completion of Works

DEPOSITION OF WITNESS

In compliance with Sec. 5594, Compiled Statutes of Idaho.

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

Ans. M. O. Clements; Nampa, Idaho; Farmer;

Ques. 2. Are you acquainted with John F. Alsip, III, the holder of Permit No. 30573 authorizing the diversion of second-feet of the waters of Snake River at SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 1 N., R. 3 W.B.M., Canyon County, Idaho, for irrigation purposes? How long have you known him, and where does he reside?

Ans. 6 years; Nampa, Idaho

Ques. 3. Have you read or heard read said Permit No. 30573, and are you familiar with its terms and conditions?

Ans. Yes

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

Ans. Yes; W $\frac{1}{2}$ of Sec. 13, T. 1 N., R. 3 W.B.M., Canyon County, Idaho; cultivated row crop land; 6.4 cubic second-feet

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

Ans. Yes; on or before July 12, 1963.

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. Pump through pipe into gravity ditch; 6.4 cubic second feet

(Sign here.)

M. O. Clements

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Nampa, Canyon, State of Idaho, on this 6th day of January, A. D. 1963.

My Commission expires 11-

James E. Schell
Notary Public, for Idaho
Residing at Nampa, Idaho

30573

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 30573

* * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

* * * * *

DEPOSITION OF HOLDER

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

John F. Alsip, III; Nampa, Idaho; Farmer; P.O. Box 21

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

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; Permit No. 30573; July 12, 1963; December 30, 1963

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

SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 1 N., R. 3 W.B.M., in the County of Canyon, State of Idaho

Ques. 5. Describe your works of diversion: Pump through pipe into gravity ditch;

_____ ; state amount of water they are capable of conveying from point of diversion to place of use 6.4 cubic; Give name of canal or ditch

second-feet
or other works by which water is conducted to such place of use: Hat Butte Mutual Canal

Company, Inc. ; if a well, state depth of well _____ ; depth and size of casing: _____ ; depth to water _____ ; if pump is used,

state discharge of pump: _____ ; tell how it was measured or determined: _____

_____ ; if sprinkler irrigation, give number and size of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: Irrigation
If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water : W $\frac{1}{2}$ of Section 13, T. 1 N.,
R. 3 W.B.M.; 320 acres;

State nature of all improvements which have been made as a direct result of said use:

Cultivated raw crop production

30573

GR

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

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

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

6.4 cubic second-feet

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:

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: On or before July 12, 1963 Time used since first use:
5.6 cubic second-feet

Continuedsly since before July 12, 1963

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

(sign) John Franklin Albright

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

NAMPA, County of CANYON

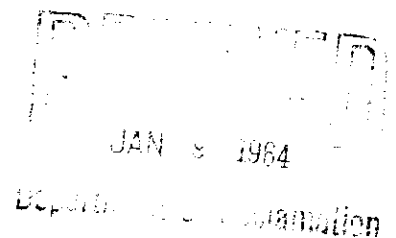
State of Idaho, on this 6 day of JANUARY, A.D. 1964.

My Commission expires: 11-11-65

James E. Schiller
Notary Public for
Idaho
Residing at Nampa,
Idaho

30573

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT NO. 30573

Proof of Application of Water to Beneficial Use
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Elmer H. Tiegs; Nampa, Idaho; Farmer;

Ques. 2. Are you acquainted with John F. Alsip, III, the holder of Permit No. 30573? How long have you known him and where does he reside?

Ans. I have known him 6 years; he resides at Nampa, Idaho

Ques. 3. Have you read or heard read said Permit No. 30573, 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. Snake River; SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 1 N., R. 3 W.B.M., Canyon County, Idaho;
pump through pipe into gravity ditch.

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. 6.4 cubic second-feet; 5.6 cubic second-feet

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

Ans. Irrigation; W $\frac{1}{2}$ of Sec. 13, T. 1 N., R. 3 W.B.M.; cultivated row crop production

30573

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

Ans. Not applicable

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. Cultivated raw crop; 6.4 cubic second-feet

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

Ans. No.

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

Ans. By nearly daily observation I have personally witnessed
the application of up to and including 6.4 cubic feet per second
of water to the property in question for irrigation purposes.

(Signed) Elmer H. Tingo

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 Nampa,
County of Canyon, State of Idaho, on this 6th day of January,
A. D. 1963.

James E. Schiller

Notary Public, Idaho

My commission expires 11-16-65

Residing at
Nampa, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 30573

Proof of Application of Water to Beneficial Use
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. M. O. Clements; Nampa, Idaho; Farmer;

Ques. 2. Are you acquainted with John F. Alsip, III, the holder of Permit No. 30573? How long have you known him and where does he reside?

Ans. I have known him 6 years; he resides at Nampa, Idaho

Ques. 3. Have you read or heard read said Permit No. 30573, 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. SNAKE RIVER; SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 1 N., R. 3 W.B.M., Canyon County, Idaho;
pump through pipe into gravity ditch.

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. 6.4 cubic second-feet; 5.6 cubic secon-feet

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

Ans. Irrigation; W $\frac{1}{2}$ of Sec. 13, T. 1 N., R. 3 W.B.M.: cultivated raw crop production

30573

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

Ans. Not applicable

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. Cultivated raw crop; 6.4 cubic second-feet

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

Ans. No.

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

Ans. By nearly daily observation I have personally witnessed the application of up to and including 6.4 cubic feet per second of water to the property in question for irrigation purposes.

(Signed) M. A. Clements

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 Nampa, County of Canyon, State of Idaho, on this 6th day of January, A. D. 1963.

My commission expires

11-16-65

Jane E. Schaller
Notary Public for Idaho

Residing at
Nampa
Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
County of Canyon.) ss.

Jeanne Bruner
of Nampa, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Four times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

December 14, 21, 28; January 4, 1964

Jeanne Bruner

Subscribed and sworn to before me this.....

4th day of January, 1964

Adam J. Linn

Notary Public, Residing at Nampa, Idaho.

MY COMMISSION EXPIRES JUNE 23, 1967

NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER TO
BENEFICIAL USE

NOTICE is hereby given that at 10 A. M., on the 6th day of January, 1964, at Nampa, County of Canyon, State of Idaho, before James E. Schiller, Notary Public, at 1202 1st St. S., proof will be submitted of the completion of works for the diversion of 5.6 cubic feet per second of the waters of Snake River, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30573, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: John F. Alsip III, Box 21, Nampa, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 5.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 5.6 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, T. 1 N., R. 3, W. B.M., Canyon County.

5. The place where said water is used is W $\frac{1}{2}$ of Sec. 13, T. 1 N.; R. 3 W.B.M., Canyon County, Idaho. Total 320 acres.

6. The date of priority which said user is prepared to establish is Dec. 30, 1962.

CARL E. TAPPAN

State Reclamation Engineer

Dec. 14, 21, 23; Jan. 4, 1964.

Handwritten:
Many
connections
Please call
by ~~Friday~~ Friday P.M.
Thank you

30573

December 9, 1963

Re: Permit No. 30573
John F. Alsip, III

Idaho Free Press
Nampa, Idaho

Gentlemen:

Upon the checking of proof of publication on the above numbered permit find the following correction.

Paragraph 4, Line 3, should read R 3 W. B. M., instead of R. W. B. M., as shown.

According to the ruling of the Attorney General's office this must be run four consecutive times correctly, so this must be run an additional time, after the change has been made, at the expense of your newspaper, as the copy sent to you was correct.

We must also ask that the date for making proofs be set for January 6, 1964, at 10:00 A. M., in order to get in one more publication.

Please send us a copy of the corrected publication for checking, as soon as possible after it has been published.

Thank you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

H. PETRI
State Water Rights Clerk

HP:ew

cc: James E. Schiller
Attorney,
Nampa, Idaho
John F. Alsip, III
Box 21, Nampa, Idaho

Please note the date of making proofs has been changed to January 6, 1964, and if this is not suitable please notify the paper of the date you wish, and this office immediately

30573

Re: Permit No. 30573

John P. Alaip III
Box 21
Nampa, Idaho

Dear Mr. Alaip:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 30573. The proofs are to be made at 10:00 o'clock A.M., on the 31st day of December, 19 63, before James E. Schiller, 1202 1st St. S., Nampa, Idaho, Notary Public.

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

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

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

Very truly yours,

~~Geo. N. GARDNER~~ CAPL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

30573

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 10:00 A.M., on the 31st day of December 1963, at Nampa, County of Canyon, State of Idaho, before James E. Schiller, Notary Public, at (address) 1202 1st St. S., proof will be submitted of the completion of works for the diversion of 5.6 cubic feet per second of the waters of Snake River, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30573, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: John E. Alsip III, Box 21, Nampa, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 5.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 5.6 cubic feet per second.

4. The point of diversion of said water is SW 1/4 NE 1/4 Sec. 36, T. 1 N, R. 3 W B.M., Canyon County.

5. The place where said water is used is W 1/2 of Sec. 13, T. 1 N, R. 3 W. B. M., Canyon County, Idaho.

Total 300 acres.

6. The date of priority which said user is prepared to establish is Dec. 30, 1962.

State Reclamation Engineer

30573

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) 12-2-63

(P. O.) Box 21, Nampa, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

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

John D. Albright III
James E. Schiller
Attorney

(In case of canals or other works designed to divert and
carry more than 50 cubic feet of water per second, the following certificate
must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the
attached notice are true.

Engineer

30573

December 3, 1963

RE: Permit No. 30573
John F. Alsip III

Idaho Free Press
Nampa, Idaho

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to December 3, 1963, the date set for proof; the expense of the publication is to be paid by the applicant, John F. Alsip III of Nampa, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

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

CET:vj
Enclosure

30573

Application for Amendment

LAND LIST

Permit No. 30573

Comes now JOHN F. ALSIP III, and represents to the STATE RECLAMATION 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. 30573, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

W 1/2 of Sec. 13, T. 1 N.; R. 3 W. B. M.,
Canyon County, Idaho.

_____ , 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 Bose, Idaho this 2 day of Dec, 1963

John F. Alsip III
Attorney

Date of receipt at office of Department of Reclamation, December 2, 1963

APPROVAL OF STATE RECLAMATION ENGINEER

CARL E. TAPPAN

I, ~~XXXXXXXXXXXX~~, State Reclamation 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. 30573. 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.

Carl E. Tappan
State Reclamation Engineer

Recorded: December 3, 1963

30573

December 3, 1963

RE: Permit No. 30573
John F. Alsip III

James E. Schiller
Attorney at Law
Box 21
Nampa, Idaho

Dear Mr. Schiller:

Enclosed is the amendment to the land list on the above
numbered permit.

Departmental Receipt No. 31952 in the amount of \$1.00
covering the fee for recording the amendment was given to
you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. amendment

30573

November 19, 1963

Re: Permit No. 30573
John P. Alsip III

James E. Schiller
Attorney at Law
P. O. Box 21
Nampa, Idaho

Dear Mr. Schiller:

On August 23, 1963, a precancellation notice was sent to John P. Alsip, III, giving him forty (40) days to show cause why this permit should not be cancelled.

We enclose, herewith, Form 28, Proof of Holder, Form 29, in duplicate Proof of Witnesses, which should be filled out, signed and notarized, before mailing into this office. You have just ten days from the date of this letter to make such proofs, or cancellation of the permit will be in order.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Kule
Chief Clerk

EPR:ew

Enc. Form 28
Form 29, in duplicate

cc: John P. Alsip, III
856 24th St.
Ogden, Utah

30573

September 5, 1963

Re: Permit 30573
John F. Alsip III

James E. Schiller
Attorney at Law
P. O. Box 21
Nampa, Idaho

Dear Mr. Schiller:

In Mr. Tappan's absence on a dam investigation and with a "show cause" date of 40 days from the date of our letter of August 23 due in 28 days, I am suggesting that you complete the enclosed amendment form amending the land list to read the W₂, Sec. 13, T. 1 N., R. 3 W., B. M. as quickly as possible.

Also, since your letter states, in part, "The point of diversion in the Snake River is relatively the same.", it may be well to determine if it is the same as in the permit. If not you would also need an amendment to the point of diversion showing the exact location. We are enclosing a form for this purpose.

After completing the form, or forms, sign, attach the fee of \$1 for each amendment sent in, and mail to this office promptly to avoid further delay.

Very truly yours,

CARL F. TAPPAN
State Reclamation Engineer

By:

H. PETRI
State Water Rights Clerk

HP:vj
encl. amendment forms

P.S. Please notify the Basin Land Company to inform us of the land list changes made to their permit as a result of above exchange so that records can be corrected.
Thank you.

H. PETRI
State Water Rights Clerk

30573

SCHILLER & YOUNG

ATTORNEYS AT LAW

P. O. BOX 21

1202 1ST STREET SOUTH

NAMPA, IDAHO

JAMES E. SCHILLER
R. H. (BILL) YOUNG

September 4, 1963

TELEPHONE 466-7809

Mr. Carl E. Tappan
State Reclamation Engineer
State Capital
Boise, Idaho

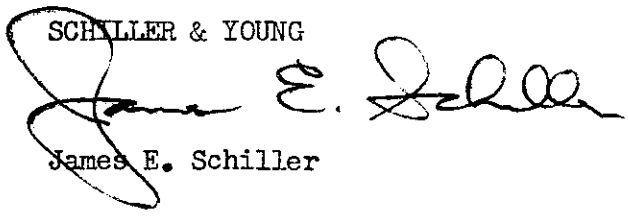
Dear Carl:

I am writing this letter to you in behalf of my client, Mr. John F. Alsip, III. This concerns Permit No. 30573. The water in question has been actually applied to the real property. This permit was originally for the water described therein. Thereafter, a trade of land was made with Basin Land, Inc. Basin received the property described in the permit, and your department was orally notified of this. It is the desire of the parties that Permit No. 30573 be transferred to the West half of Section 13, Township 1 North, Range 3 W.B.M. in Canyon County, Idaho. The point of diversion in the Snake River is relatively the same. Mr. Alsip's land is part of the same diversion held by several tenants in common and is known as the Hat Butte Works. I know that Basin Land people desire to have their water permit on the West half of said Section 13 transferred to the land that they acquired from Alsip, which is described in Permit No. 30573.

We would like to have the proposed cancellation set aside, and if proper papers concerning this transfer can be sent to us, I can work the same out between Alsip and Basin, as this has been agreed to in writing. We would then like to proceed to prove up on the Alsip water. The entire amount of water has been applied to beneficial use on the entire amount of the West half of said Section 13.

Sincerely yours,

SCHILLER & YOUNG


James E. Schiller

JES:ej

cc: Mr. John F. Alsip, III
c/o General Mills, Inc.
Box 831
Ogden, Utah

30573

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

August 23, 1963

Re: Permit No. 30573

To: John F. Alsip III
856 24th Street
Ogden, Utah

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 30573
to Appropriate the Public Waters of the State of Idaho, have not been complied with as to
Completion of Works & Beneficial Use Proofs which were due July 12, 1963

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 30573

is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from
date of this notice why said Permit should not be cancelled.

Said Permit No. 30573 claims the use of 5.6 cubic feet per second of the
waters of Snake River with point of diversion located
SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 36., Twp. 1 N., Rge. 3 W.B.M.
was approved July 12, 1962

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the
23rd day of August, 1963

State Reclamation Engineer.

By Assistant.

30573

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Re: Permit No. **30573**

Date:
May 1, 1963

John F. Alsip, III
856 24th St.
Ogden, Utah

Dear **Mr. Alsip:**

Under the terms of your Permit No. 30573 you are required to make proofs of completion of works and application of water to beneficial use on or before July 12, 1963.

Before this proof can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper in the county.

We enclose Form 36-A in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point of points of diversion and the location of use or lands which are irrigated - - by legal description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your notice is published.

Also enclosed is Form 11, which is the authorization for us to have the notice published in the designated county newspaper, at your expense. This is to be returned with Forms 36-A.

At the time we send the notice to the newspaper we will send you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set and at the place named, before the Notary Public as advertised in the publication notice.

The amount of water allowed in a license cannot be more than is actually produced and measured and put to beneficial use, and cannot be more than the statutory amount allowable per acre of land actually found by the field inspection to have been irrigated at the time of proof.

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

Enc. **Form 36A-11**

30573

Permit No. 30573

July 19, 1962

Mr. John F. Alsip, III,
856 24th St.,
Ogden, Utah.

Dear Mr. Alsip:

We enclose Permit No. 30573 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 31133 which was issued covering payment in the amount of \$ 6.25 for the filing fee of the above mentioned permit ~~and returned to you~~

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

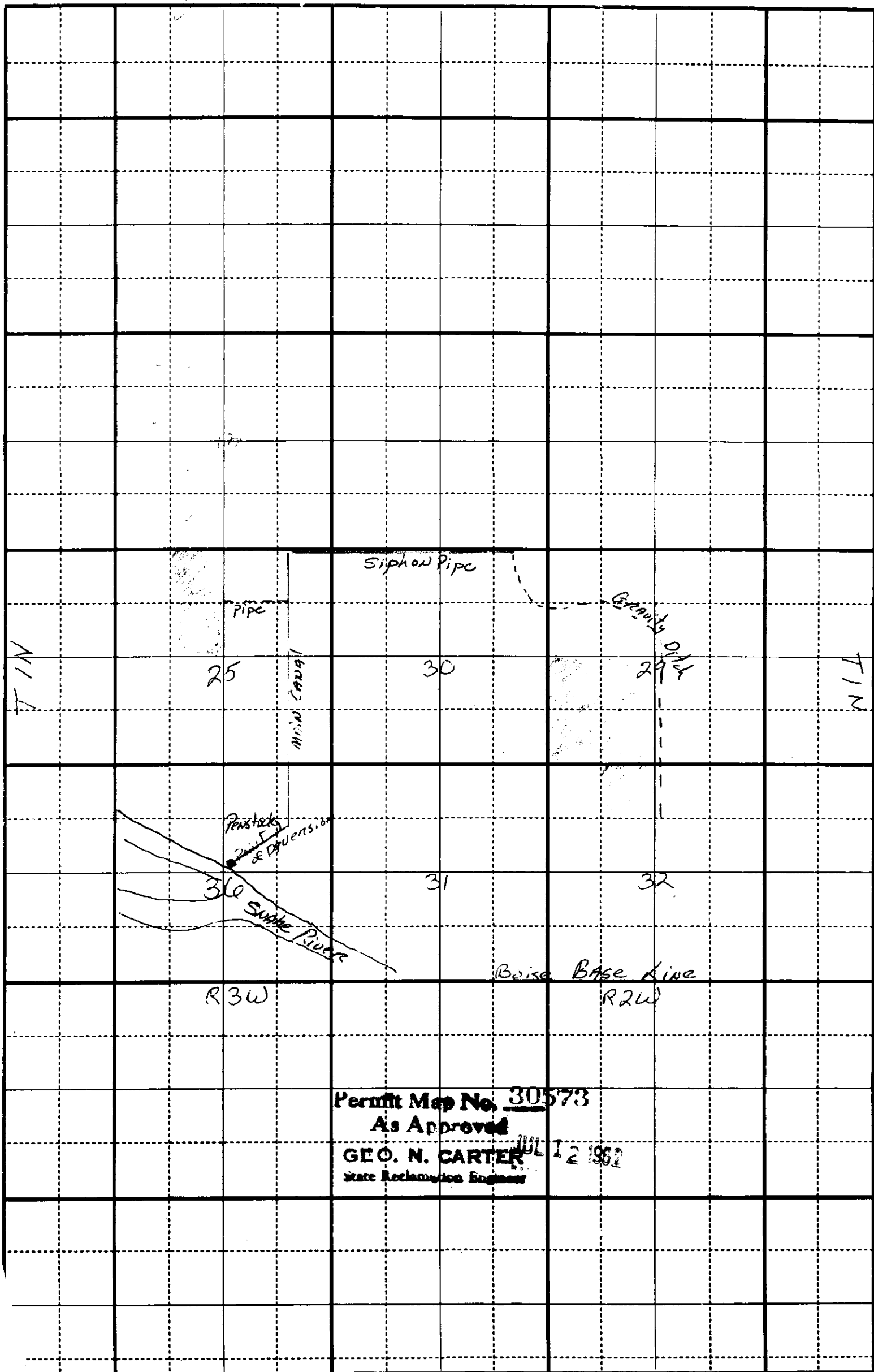
EPR:pmk

Enc.

30573

NAME OF APPLICANT John F. Ellis III

Form No. 0



Scale: 2 Inches Equal 1 Mile. Draw Plan in Ink.

30573

June 25, 1962

Re: Application for Permit

John F. Alsip, III
856 24th Street
Ogden, Utah

Dear Mr. Alsip:

Returned herewith is your application for permit with attached check for \$6.25 filing fee.

Your application, under 4, shows the point of diversion is in the SW1/4, Sec. 36, whereas the map shows SW1/4, Sec. 36.

Kindly show Snake River on the map, the point of diversion, and the conduit (pipe and ditches) to the place of use.

Return the application after it is completed, with the filing fee for processing.

Very truly yours,

EDD. H. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application with
attached check

30573

**NOTICE OF PROOF OF
COMPLETION OF WORKS
APPLICATIOnd
OF WATER TO
BEN. AL USE**

NOTICE is hereby given that at 10:00 A. M., on the 31st day of December, 1963, at Nampa, County of Canyon, State of Idaho, before James E. Schiller, Notary Public, at 1202 1st St. S., proof will be submitted of the completion of works for the diversion of 5.6 cubic feet per second of the waters of Snake River, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30573, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: John F. Alsip III, Box 21, Nampa, Idaho.

2. Said works of division will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 5.6 cubic feet per second.

3. The use to which said water has been applied is Irrigation purposes, and the amount applied to beneficial use is 5.6 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, T. 1 N., R W B.M., Canyon County.

5. The place where said water is used is W $\frac{1}{2}$ of Sec. 13, T. 1 N.; R 3 W.B.M., Canyon County, Idaho. Total 320 acres.

6. The date of priority which said user is prepared to establish is Dec. 30, 1962.

CARL E. TAPPAN

INSTRUCTIONS TO DELIVERING EMPLOYEE



Deliver *ONLY* to
addressee



Show address where
delivered

(Additional charges required for these services)

RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

John F. White

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

Jennie White

DATE DELIVERED

AUG 27 1963

SHOW WHERE DELIVERED (only if requested)

30573

30573

POST OFFICE DEPARTMENT
OFFICIAL BUSINESSPENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

INSTRUCTIONS: Fill in items below and complete instructions on other side, if applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.		POSTMARK OF DELIVERING OFFICE AUG 27 1963 UTAH RETURN TO
REGISTERED NO.	NAME OF SENDER	
	State Department of Reclamation	
CERTIFIED NO.	STREET AND NO. OR P. O. BOX	
19812	Room 107, Statehouse	
INSURED NO.	CITY, ZONE AND STATE	
	Boise, Idaho	

POD Form 3811 Apr. 1962