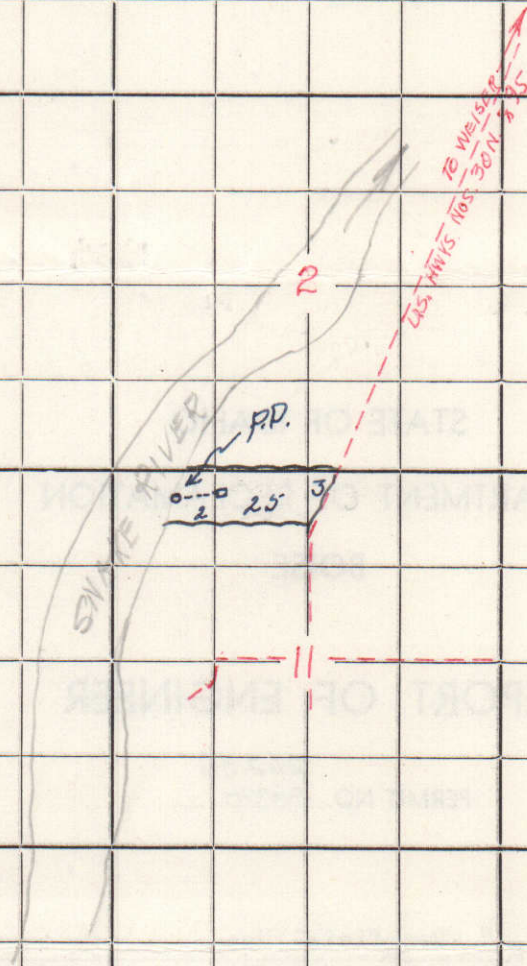


30.68a. on County plat.

R-5W.

T.
9
N.



Subdivisions = 3.

Area = 30 acres

Q = 30 "
.6 cfs.

Walter J. Albrecht
Rt. # 2
Payette, Idaho
Permit No. 26236

Examination for Beneficial Use Proof

County Payette
11-9N-5W.

Qa 0.76 c.f.s

S = Snake River

P.D. = N² NW⁴, Sec. 11, T. 9N. - R. 5W

Me = Irrigation

Melvin Baker lives on place.
Albrecht gone to Cal. on day of visit

Filed = March 6, 1956

Due = March 8, 1959

QW = 7-24-56
no other right

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
JAN 30 1959

Department of Reclamation

36" Concrete pipe on
end forms a well.
Right on bank of Snake
River - Pipe leads to
river.

240 V. meters on pole
8" buried steel pipe to
field to NE.

This is moved
approx. 150 yds to west
of original installation

No 707

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Payette } ss.

Danna G. Williams

, being duly sworn.

deposes and says:

That *he* is the *Principal Clerk* of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper
published at Payette, in the County of Payette and State
of Idaho; that said paper has been and is in general cir-
culation in the county aforesaid, and in the vicinity of Pay-
ette; that the advertisement, a copy of which is attached
hereto, was published in said newspaper once a week for
Five (5) consecutive weeks in the regular and entire
issue of said paper during the period and time of publica-
tion, and was published in the newspaper proper and not
a supplement; that said paper has been established and
regularly published for more than seventy-eight consecu-
tive weeks prior to the date of first publication of said
advertisement.

Such notice was published in the issue beginning with

July 19, 19*56*, and ending
with the issue of *August 16*, 19*56*

Danna G. Williams

Fee \$ *30.74*

Subscribed and sworn to before me this *18* day

of *August 7*, 19*56*

John R. H. Cull

Notary Public, Residing at Payette, Idaho.

My Commission Expires *8/16*, 19*58*

RECEIVED

JAN 5 1959

Department of Reclamation

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M. on the 17th day of August, 1956, at Payette, County of Payette, State of Idaho, before

Dwaine L. Welch, Notary Public, proof will be submitted of the application to beneficial use of .76 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 26236 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Walter J. Albrecht, Route No. 2, Payette, Idaho.

The use of which said water has been applied is irrigation.

The amount applied to beneficial use is .76 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated). A part of Section 11, T 9 N, R 5 WBM, described as follows:: Commencing at a point 387.5 feet East of the NW corner of the NE 1/4 of Section 11, T 9 N, R 5 WBM, and running thence West 188.5 feet to meander corner between Section 2 & 11, said Township and Range, on Snake River; thence up said River South 6° East 594 feet, thence South 22° 30' West 227 feet; thence East 1532 feet; thence North 21° 37' East 860 feet to the point of beginning. (Plus additional accretion land adjacent to the Snake River.)

The name of the canal or ditch or other works by which said water is conducted to such place of use is none.

The right to take water from such works is based upon Permit No. 26236.

The source of supply from which such water is diverted is Snake River.

The date of priority which said user is prepared to establish is March 6, 1956.

MARK R. KULP

State Reclamation Engineer

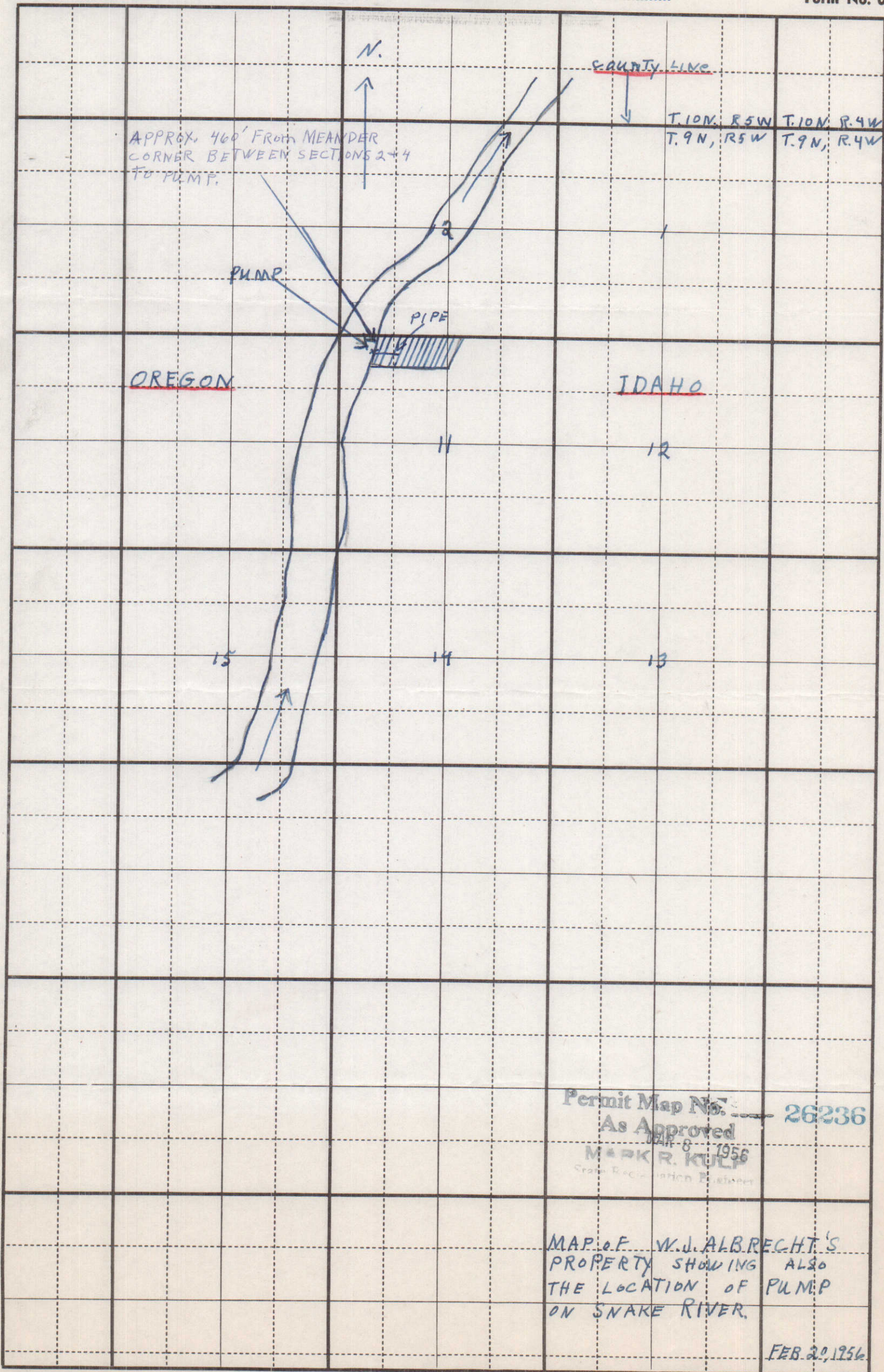
707-B

21-25

26236

NAME OF APPLICANT WALTER J. ALBRECHT

Form No. 0



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

26236

6612 +

State of Idaho
License and Certificate of Water Right

Water License No. 26236

Amount .6 c.f.s.

Water District No.

Priority March 6, 1956

THIS IS TO CERTIFY that
WALTER J. ALBRECHT
of Payette, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 6, 1956; that Permit No. 26236
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.76 second feet, was issued thereunder on July 24, 1956, showing that said works
were completed on the 13 day of July, 1956; and that on the 17
day of August, 1956, WALTER J. ALBRECHT

of Payette, 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 , for the purpose of Irrigation
, under Use Permit No. 26236 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
11 of Licenses at page 6612, on the 16 day of February, 1959;
The right hereby confirmed dates from March 6, 1956;
The Point of Diversion is located

in the NW 1/4 NW 1/4, Sec. 11, Tp. 9 N, R. 5 W., B. M. Payette 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 .6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
9 N.	5 W.	11	NW 1/4 NE 1/4	2.9	3
			NE 1/4 NW 1/4	25.0	25
			NW 1/4 NW 1/4	10.0	2
			Total number of acres Irrigated:		30

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

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

16 day of February, 1959.

s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

2-21-59
03-2039

State of Idaho
License and Certificate of Water Right

Water License No. 20276 Amount 1.14 c.f.s.
Water District No. Priority Jan. 30, 1948

THIS IS TO CERTIFY that A. J. WOODLAND
of Wilder, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 30, 1948; that Permit No. 20276
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.4 second feet, was issued thereunder on November 20, 1952, showing that said works
were completed on the 13th day of November, 1952; and that on the 8th
day of January, 1959, A. J. WOODLAND

of Wilder, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of dug sump
, a tributary of subterranean flow, for the purpose of irrigation and
domestic use, under Use Permit No. 20276 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
11 of Licenses at page 6611, on the 13 day of February, 1959;
The right hereby confirmed dates from January 30, 1948;

The Point of Diversion is located
in the SW 1/4 NE 1/4, Sec. 7, Tp. 4 N., R. 5 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 1.14 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N.	5 W.	7	NE 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	40
			SE 1/4 NE 1/4	40	40
			Total number of acres irrigated:		120

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
13 day of February, 1959.

s/ GEO. N. CARTER
State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 34113
 PERMIT No. 26236
 DISTRICT No.

Walter J. Albrecht
 Route # 2
 Payette, Idaho

1. Name of Applicant: WALTER J. ALBRECHT

Postoffice address: Route # 2

County: Payette

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(b) Treasury stock:

(d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: .76

cubic feet per second.

3. Source of water supply: Snake River

which is a tributary of

4. Location of point of diversion: approx. 460

feet distant from the Meander

between

corner of Sections 2&11, T. 9 N., R. 5 W., B.M., and is in the $N\frac{1}{2}$ of the $NW\frac{1}{4}$ ($NW\frac{1}{2}NW\frac{1}{4}$)

of Section 11, T. 9 N., R. 5 W., B.M., County of Payette

5. Water is to be used for Irrigation

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

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

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

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

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

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

7. Estimated cost of works: \$ 1875.00

8. Kind of works: 4" Parma Water Lifter Pump, pipe and ditches

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

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

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

dimensions of flume:

Diameter of pipe 8" inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is 3 years.

13. The time required for the complete application of the water to the proposed use is no 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: None

16. (a) Is reservoir to be used? No If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

WALTER J. ALBRECHT

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 8:30 A.M. March 6, 1956

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 26236

Recorded in Book 93 Page 26236 Approved Mar. 8, 1956

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 he 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 May 8, 1956

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 September 8, 1957

The whole of said work to be completed on or before March 8, 1959

Beneficial use of water appropriated in accordance herewith, to be made on or before March 8, 1959

WITNESS My hand this 8th day of March, 1956

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLLIE

, Governor of the State of Idaho,

and JAS. H. YOUNG

, 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 8th

day of March, 19 56

STATE OF IDAHO

Countersigned:

(SEAL)

By ROBERT E. SMYLLIE

Governor.

By JAS. H. YOUNG

Secretary of State.

Will use pump to pump water out of Snake river, then will pipe water up to high point on property and dump into ditches extending to remaining part of the property so that entire farm can be irrigated.

REMARKS: Legal description of property is as follows: Payette County Idaho, a part of Section 11, Township 9 North, Range 5 West of the Boise Meridian, described as follows:

Commencing at a point 387.5 feet East of the Northwest corner of the NE $\frac{1}{4}$ of Section 11, Township 9 North, Range 5 West of the Boise Meridian, and running thence West 1888.5 feet to meander corner between Section 2 and 11, said Township and range, on Snake River; thence up said River South 6° East 594 feet; thence South 22° 30' West 227 feet; thence East 1532 feet; thence

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9 N.	5 WEM	11	2.9				25 10												37.9

(REMARKS, Cont)

North 21° 37" East 860 feet to the point of beginning. (Plus additional accretion land adjacent to the Snake River)

Permit No. 26236

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that WALTER J. ALBRECHT of Payette, County of Payette, and State of Idaho, the holder of Permit No. 26236, issued upon Application No. 34113 bearing date of priority of March 6, 1956, authorizing the diversion of .76 second foot of the waters of Snake River, County of Payette, 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 .76 second foot of the waters of Snake River; that the point of diversion of said waters is in the NW $\frac{1}{4}$ Section 11, Township 9 North, Range 5 West, B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ Section 11, Township 9 North, Range 5 West, B. M.

Witness my hand this 24th day of July, A. D. 1956.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made July 13, 1956.

Certificate of Completion of Works issued July 24, 1956.

LICENSE ISSUED FOR 0.6 SEC. FT

Page 66/2

August 28, 1959

Re: Permit No. 26236

Mr. Walter Albrecht
909 North 6th St.
Payette, Idaho

Dear Mr. Albrecht:

On February 16, 1959, the License and Certificate of Water Right No. 26236 was sent to you at address Route #2, Payette, the letter was forwarded to an address in Arizona and finally returned to this office.

February 21, a letter was sent to Norris & Welch, Attorneys at Law, Payette, requesting your new address. Mr. Dwaine L. Welch replied that they did not have your address and suggested that the License should be sent to their office to be held for you upon your return. The license was sent to Norris and Welch, Attorneys at Law, Payette on March 6, 1959, with receipt for the fee.

Kindly notify this office if they do not have the Water License in your name.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna T. Rutledge
Chief Clerk

BT:EPB:aw

26236

AUG 28 1959

Department of Reclamation

8-26-59

Dear Sirs

in regard to letter dated feb 3, 1959
showing my application for a water
permit for irrigating 40 acres from
the snake river or permit no 26236

I have the canceled check for \$6.00
but I never have received the
said permit could you tell me
if it was sent to someone else
or should I apply for another
one. please inform

Thank you very kindly

Sincerely

Walter Albrecht

26236

March 6, 1959

909 N 6th St Payette
License and Certificate of Water Right Photo
sent to Norris & Welch, attorneys, Payette

March 6, 1959

Re: Permit No. 26236 - Walter J. Albrecht

Norris & Welch
Attorneys at Law
Rio Building
Payette, Idaho

Gentlemen:

As you requested in your letter of March 5,
we are forwarding License and Certificate of Water
Right and departmental receipt No. 29491 to be held
for Walter J. Albrecht.

Very truly yours,

GEORGE L. CARTER
State Reclamation Engineer

By

Chief Clerk

EPR:EW

26236

JOHN H. NORRIS
DWAIN L. WELCH

NORRIS & WELCH
ATTORNEYS AT LAW
817 FIRST AVENUE NORTH
RIO BUILDING
PAYETTE, IDAHO

TELEPHONE
MIDWAY 2-3261

March 5, 1959

RECEIVED
MAR 6 1959
Department of Reclamation

Department of Reclamation
State of Idaho
Boise, Idaho

Attention: Mr. Geo. N. Carter
State Reclamation Engineer

Gentlemen:

Re: Permit No. 26236
Walter J. Albrecht

This office has received your letter of February 24, 1959, stating that you had forwarded to Walter J. Albrecht his certificate of water right, and that the same had been returned to you with the notation "no such number".

At the present time we do not have knowledge of Mr. Albrecht's address, but suggest that you forward the certificate to this office to hold for Mr. Albrecht until he should notify us or return to Payette.

Very truly yours,

NORRIS & WELCH

Dwaine L. Welch
Dwaine L. Welch

DLW:ea

26236

Feb. 24, 1959

Re: Permit No. 26236
Walter J. Albrecht

Norris & Welch
817 First Ave. North
Rio Building
Payette, Idaho

Gentlemen:

We attempted to forward License and Certificate of Water Right on Permit No. 26236 to Walter J. Albrecht to his address in Payette, and it was forwarded to Arizona, but was returned with a notation as "no such number"

Please let us know where we can send this certificate.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

GNC: HP:ew

26236

Feb. 16, 1959

Re: Permit No. 26236

Mr. Walter J. Albrecht
Route #2
Payette, Idaho

Dear Mr. Albrecht:

We enclose License and Certificate of Water Right
issued under Permit No. 26236.

We also enclose departmental receipt No. 29491
in the amount of \$6.00 fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By:

Chief Clerk

EPR:ew
Enc. 2

26236

Feb. 3, 1959

Re: Permit No. 26236

Mr. Walter J. Albrecht
Route #2
Payette, Idaho

Dear Mr. Albrecht:

Our field engineer's report on his inspection of the beneficial use of the water under the terms of Permit No. 26236 shows that the point of diversion is in the NW¹/₄NW¹/₄, Sec. 11, Twp. 9 N., Rge. 5 W. B. M., and is capable of conveying 30 miners inches (.6 c.f.s.) of water for the irrigation of 30 acres.

Upon receipt of the statutory fees totaling \$6.00 we will issue the License and Certificate of Water Right fee being based at the rate of \$2.00 for each 40 acres subdivision confirming the right with priority of March 6, 1956, to the use of .6 second feet of water from the Snake River with the point of diversion in the NW¹/₄NW¹/₄, Sec. 11, Twp. 9 N., Rge. 5 W. B. M.

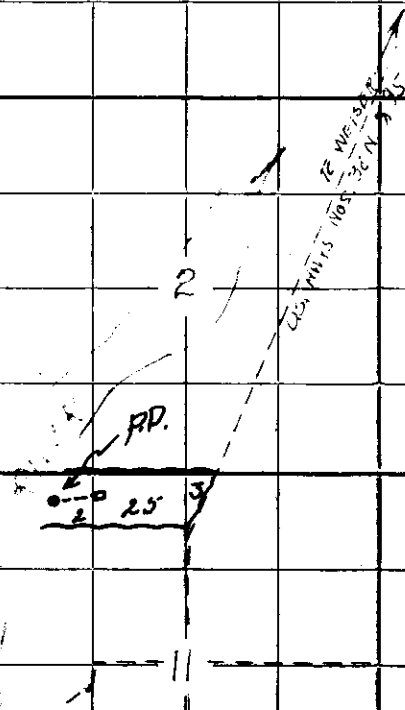
Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By:

Chief Clerk

EPR: ew

26236

$R + 5W.$ 

T.
9
N.

Subdivisions = 3

Area = 30 acres

$Q = 30''$
.6 cfs.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 26236
~~26326~~

REPORT ON PROOF OF Beneficial Use

Walter J. Albrecht
Rt. # 2
Payette, Idaho

Walter J. Albrecht
Rt. # 2
Payette, Idaho
Permit No. 26236

Examination for Beneficial Use Proof

County Payette

11-9N.-5W.

Q = 0.76 c.f.s

S = Snake River

P.D. = N²W⁴, Sec. 4, T.9N. - R.5W

See Irrigation

Filed = March 6, 1956

Sec = March 8, 1959

GW = 7-24-56

no other right

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
JAN 30 1959

Department of Reclamation

56" concrete pipe in
end forms a well
right on bank of Snake
River - pipe is to
be used.

240 ft. water in pipe
8" buried steel pipe
held to NE.

This is moved
from 100 ft. to 240 ft.
to original position

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 26236

This proof is for ☒ Beneficial Use

In Water District No. _____

1. Name of applicant ☒ Walter J. Albrecht
2. Source of water supply: ☒ Snake River
3. Location of point of diversion: Is in the N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 11
T. 9 N., R. 5 W.B.M. County of Payette

4. Describe works as they exist, giving dimensions and capacities of same: *Pump and motor originally located at west edge of field pumped from a slough - now is approx 200 yards further west on bank of Snake River. Three foot d. concrete pipe on end makes a well or sump. Pipe line leads into river. 8 inch pipe (steel) connects into an 8" concrete pipe line to high point in field. Open ditches. Gravity. 240 V. motor and platform at site. Motor and pump removed for winter.*
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):

NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 11, Twp. 9 North, Range 5 West, B. M.

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

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

Remarks: *Proofs languished in an attorney's office. This inspection is about 3 years late. Mr. Albrecht is in Cal. or Arizona for the winter. The place is recently rented to Melvin Baker. Mrs. Baker was home - knew nothing re the irrigation system. Pump and motor are out for the winter - did not see them. I saw all the ground and system except the pump & motor. There is no doubt that more water is pumped than can be licensed.*

This examination was made on the 29 day of January, 1959

(Signed) E. N. Humphrey

Examiner.

26236

January 7, 1959

Re: Permit No. 26236

Mr. Walter J. Albrecht
Rt. # 2
Payette, Idaho

Dear Mr. Albrecht:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Independent-Enterprise, all submitted in Proof of Application of Water to Beneficial Use, on Permit No. 26236.

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. Rutledge
Chief Clerk

EPR/lw
cc: Dwaine L. Welch
Attorney At Law
617 First Avenue North
Rio Building
Payette, Idaho

26236

JOHN H. NORRIS
DWAIN L. WELCH

NORRIS & WELCH
ATTORNEYS AT LAW
817 FIRST AVENUE NORTH
RIO BUILDING
PAYETTE, IDAHO

TELEPHONE
MIDWAY 2-3261

January 3, 1958

RECEIVED
JAN 5 1959
Department of Reclamation

Geo. N. Carter
State Reclamation Engineer
Statehouse
Boise, Idaho

ATTN: Roy W. Thompson

Re: Walter J. Albrecht application
Permit # 26236

Dear Sir:

Received this morning a copy of the letter you sent to Walter Albrecht regarding his failure to make proof of Application of Water to Beneficial Use.

In checking the file of the matter I find that proof of Application of Water to Beneficial Use was made pursuant to the publication of notice set for August 17, 1956, and that through our inadvertance the papers were never sent in as requested by Mr. Albrecht.

Therefore, please find enclosed depositions of Walter Albrecht, James E. Hutchinson and Walter J. White as to proof of Application of Water to Beneficial Use by Albrecht, also enclosed is the Affidavit of Publication of the Notice.

Trusting that these papers will complete the matter without further action being taken, we remain

Very truly yours,

NORRIS & WELCH

Dwaine L. Welch
Dwaine L. Welch

DLW:dl
Encl. 4

26236

RECEIVED
JAN 5 1956

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

✓ 26236
Permit No. ~~75-286~~

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Walter J. Albrecht, Route #2 Payette, Idaho, Idaho Pwer Co.

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

Ans.

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

Ans. 26236, March 8, 1956 March 6, 1956

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

Ans. Snake River---Approximately 460 feet distant from the Meander corner between Sections 2 & 11; T 9 N, R 5 W.B.M., and is in the N $\frac{1}{2}$ of NW $\frac{1}{4}$ Section 11, T 9 N, R 5 W.B.M., County of Payette.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Four inch parma water-lifter pump, pipe and ditches
.76 cubic feet per second(8" discharge pipe)

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

Ans. For irrigation--- -2.9 acres in NW $\frac{1}{4}$ of NE $\frac{1}{4}$; 25 acres in NE $\frac{1}{4}$ of NW $\frac{1}{4}$; and 10 acres in NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 11, T 9 N, R 5 W.B.M.
27 acres of cultivated land and 10 acres meadow land;

26236

[Signature]

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

Ans. _____

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

Ans. .76 cubic feet per second

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

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

Ans. Irrigation season of 1956, .76 cu. feet per second, to irrigate all of my land.

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

Ans. None

(Sign) Walter J. C. Checht

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 Payette, County of Payette,

State of Idaho, on this 17th day of August, A. D. 1956.

Dwaine L. Helms

My commission expires March 1957

26236

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 5 1959
Department of Reclamation

PERMIT NO. 26236

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. James E. Hutchinson, Jr.--35---Idaho Power employee--Route 2
Box 15, Payette, Idaho

Ques. 2. Are you acquainted with Walter J. Albrecht, the holder of Permit No. 26236? How long have you known him and where does he reside?

Ans. 6½ years; resides on farm about five miles North of Payette

Ques. 3. Have you read or heard read said Permit No. yes, 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; place of diversion is on Main channel of Snake River
directly west of petitioner's house, except during high water
he pumps it out of slough little bit east of main channel of
the Snake River; uses 4" Parma water-lifter pump, with under-
ground outlet pipe to high spot on land, then into ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. .76 cu. feet per second

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. Used for irrigation; 2.9 acres in NW¼ of NE¼; 25 acres in NE¼
of NW¼; and 10 acres in NW¼ of NW¼, all in Section 11, T 9 N,
R 5 WBM; Approximately 27 acres of cultivated land and approx.
10 acres of meadow land.

26236

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

Ans. _____

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. good farm land. Approximately .75 cu. feet per sec.

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

Ans. none

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

Ans. Numerous times during the irrigating season of this summer of
1956; was over the land, watched the pump working and watched
the land being watered with the water from the pump; pump used
was 4" Parma water lifter pump pumping at capacity.

(Signed) James E. Hutchinson

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 Payette,
County of Payette, State of Idaho, on this 17th day of August,
A. D. 19 56.

Devin L. Smith
Notary Public.

My commission expires March 1957.

26236

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
Department of Reclamation

PERMIT NO. 26236

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. Walter J. White, 29, Idaho Power salesman, Box 395, Payette,
Idaho

Ques. 2. Are you acquainted with Walter Albrecht, the
holder of Permit No. 26236? How long have you known him and where does
he reside?

Ans. Known him 5 years, he resides on farm North of Payette

Ques. 3. Have you read or heard read said Permit No. yes, 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 con-
veying water from point of diversion to place of use.

Ans. Snake River, directly West of Walter Albrecht's house and on
Snake River, uses 4" Parma water-lifter pump, then underground
pipe to high spot on his land, then dumped into ditches

Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?

Ans. .75

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 im-
provements which have been made as a direct result of said use.

Ans. Used for irrigation; 2.9 acres in NW $\frac{1}{4}$ of NE $\frac{1}{4}$; 25 acres in NE $\frac{1}{4}$
of NW $\frac{1}{4}$; and 10 acres in NW $\frac{1}{4}$ of NW $\frac{1}{4}$, all in T 9 N, R 5 WBM, section
11; approximately 27 acres of cultivated land and approximately
10 acres of meadow land.

26236

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

Ans. _____

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. row crop ground .75 cu. feet per second

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

Ans. None

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

Ans. June 19, 1956, observed the pump pumping water and the land
being irrigated and that pump was pumping at full capacity at
the time I observed it.

(Signed) Walter J. White

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 Payette,
County of Payette, State of Idaho, on this 17th day of August,
A. D. 19 56.

Devaine L. Welch
Notary Public.

My commission expires March 1957

26236

No 707

AFFIDAVIT OF PUBLICATION

RECEIVED
JAN 5 1959
Department of Public Safety

STATE OF IDAHO, }
County of Payette } ss.

Carroll G. Williams, being duly sworn.

deposes and says:

That he is the *Printer* of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper
published at Payette, in the County of Payette and State
of Idaho; that said paper has been and is in general cir-
culation in the county aforesaid, and in the vicinity of Pay-
ette; that the advertisement, a copy of which is attached
hereto, was published in said newspaper once a week for
Five (5) consecutive weeks in the regular and entire
issue of said paper during the period and time of publica-
tion, and was published in the newspaper proper and not
a supplement; that said paper has been established and
regularly published for more than seventy-eight consecu-
tive weeks prior to the date of first publication of said
advertisement.

Such notice was published in the issue beginning with
July 19, 19*56*, and ending
with the issue of *August 16*, 19*56*

Carroll G. Williams
Fee \$ *30.75*

Subscribed and sworn to before me this *18* day
of *August*, 19*56*

Chas. H. Carroll
Notary Public, Residing at Payette, Idaho.

My Commission Expires *8/16*, 19*58*

It is hereby given that at
Payette, Idaho, County of
Payette, State of Idaho, before

Dwaine L. Welch, Notary Public,
proof will be taken of the ap-
plication of *Carroll G. Williams* for
a license to practice as a
of said State, and that the
the terms of said license
No. *2000* was issued to the
Department of Public Safety
State of Idaho.

The name and address
of the person or persons
of the record of the
ing, and the name of the
broker, and the name of the
The name of the person or
been a resident of the State
The amount of the fee
use is to be paid to the
The amount of the fee
used in the publication of
and the amount of the
lands of the State of
Ill. 75, and the amount of
following: *Carroll G. Williams*
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1600.5 feet, and the
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ship and the
thence to the
East 1/2 of Section 9
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or other works by which the
is contained in the record of
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The name of the person or
such as the
No. 2

The name of the person or
such as the
River.

The date of prior
used is prepared to be
March, 1956.

Carroll G. Williams
Date of publication

707-B 21-25

26236

December 31, 1958

Re: Permit No. 26326

Mr. Walter J. Albrecht
Rt. # 2
Payette, Idaho

Dear Mr. Albrecht:

Under date of July 17, 1956, we mailed to the Independent-Enterprise, of Payette, Idaho, publication notice in which you were to make Proof of Application of Water to Beneficial Use at 10:00 A. M. on the 17th day of August, 1956, before Dwaine L. Welch, Notary Public, for beneficial use of .76 cubic feet per second of the waters of Snake River.

To date we have not received the Proof of Beneficial Use, nor have we received any correspondence relating thereto. As the Deposition of Proof of Beneficial Use was not taken before Dwaine L. Welch, Notary Public as of the 17th day of August, 1957, the same will have to be re-published on the forms enclosed herewith.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

ROY W. THOMPSON
Supervisor of Water Distribution

EWJ/lw
Encls. Form 10 (2)
Form 11(1)
Instructions
cc: Dwaine L. Welch

26236

Independent-Enterprise

GEO. L. WHORTON, PUBLISHER

EARLE SAMPLE, MGR.

25 SOUTH EIGHTH STREET

PAYETTE, IDAHO

Aug. 10, 1956

RECEIVED
AUG 13 1956
Department of Reclamation

State Of Idaho

Department Of Reclamation

Boise, Idaho

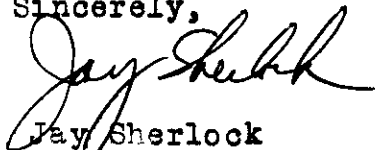
Gentlemen:

Enclosed you will find the second paper we have sent you with the publication of Permit No. 26236 of Walter J. Albrecht.

The first was sent to you after the first publication and when we heard nothing assumed it was accurate.

We hope this will answer your needs.

Sincerely,



Jay Sherlock
News Editor

26236

August 9, 1956

RE: Permit No. 26236

Independent-Enterprise
Payette
Idaho

Gentlemen:

On July 16, 1956, we sent you a notice for publication in connection with Permit No. 26236 of Walter J. Albrecht, with the request that you acknowledge receipt of same and send us a copy of your first issue containing same.

Again on July 30, 1956, we wrote you in connection with this Permit. To date we have received no acknowledgment nor a copy of your paper containing this Notice. This notice was to have been published once a week for four weeks prior to August 17, 1956.

Please advise if the Notice was received and published and if so, send us a copy of your paper containing same for checking purposes.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:cu

26236

July 30, 1956

RE: Permit No. 26236

Independent-Enterprise
Payette
Idaho

Gentlemen:

On July 16, 1956, we sent you a notice for publication in connection with Permit No. 26236 of Walter J. Albrecht, with the request that you acknowledge receipt of same and send us a copy of your first issue containing same. This notice was to have been published once a week for four weeks prior to August 17, 1956.

To date we have received no acknowledgment nor a copy of your paper containing this notice.

Please advise if the Notice was received and if so, send us a copy of your paper containing same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R: ou

26236

July 25, 1956

RE: Permit No. 26236

Mr. Walter J. Albrecht
Route 2
Payette, Idaho

Dear Mr. Albrecht:

We enclose Certificate of Completion of Works issued under Permit No. 26236 for the diversion of .76 second feet of the waters of Snake River, with point of diversion in the NW¹ NW¹ Section 11, Township 9 North, Range 5 West, B.M., for irrigation of land in the NW¹NE¹₄, N¹2NW¹₄, Section 11, Township 9 North, Range 5 West, B.M.

We also enclose departmental receipt No. 28056 for the \$5.00 completion of works fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll
Enc.

26236

July 16, 1956

RE: Permit No. 26236

Mr. Walter J. Albrecht
Route # 2
Payette, Idaho

Dear Mr. Albrecht:

We have sent to the Independent-Enterprise Notice of Beneficial Use proof to be made on Permit No. 26236 on August 17, 1956, with instructions to publish it once a week for four weeks prior to that date and to send you the Affidavit of Publication, together with statement of costs.

At the time set, you should appear before Mr. Dwaine L. Welch, Notary Public, together with two disinterested witnesses who are familiar with the terms of the Permit and the work done thereunder for the purpose of executing the enclosed depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

T:cu
Enc.
CC: Mr. Dwaine L. Welch

26236

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RE: Permit No. 26836

Date:
July 16, 1956

~~Independent-Enterprise~~
Payette
Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **August 17, 1956,** the date set for proof, the expense of the publication to be paid by the applicant, **Walter J. Albrecht** of **Route # 2, Payette, Idaho,**, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

26236

NORRIS & WELCH

ATTORNEYS AT LAW
817 FIRST AVENUE NORTH
RIO BUILDING
PAYETTE, IDAHO

JOHN H. NORRIS
DWAIN L. WELCH

TELEPHONE 14

July 13, 1956

RECEIVED
JUL 16 1956

Department of Reclamation

Department of Reclamation
State of Idaho
Boise, Idaho

Gentlemen:

Enclosed herewith please find Affidavit showing proof and condition of works, two Notices of Proof of Application of Water to Beneficial Use, and form No. 11 authorizing Notice to be published, as requested by your letter of July 11, 1956, together with a \$5.00 bill, the fee required.

Very truly yours,

NORRIS & WELCH



Dwaine L. Welch

DLW:ea
enc. 5

26236

RECEIVED
JUL 16 1956
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July, 1956

(P. O.) Route # 2, Payette, 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

Independent-Enterprise of Payette published in

the county in which the works are situated.

Walter J. Olbrecht

(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.

26236

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

RECEIVED
JUL 16 1956
Department of Reclamation

Notice is hereby given that at 10:00 A. M. on the 17th day of August, 1956,
at Payette, County of Payette, State of Idaho, before
Dwaine L. Welch, Notary Public, proof will be submitted of the
application to beneficial use of .76 cubic feet per second of the waters of Snake
River in accordance with the terms and conditions of Permit No. 26236
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
Walter J. Albrecht, Route # 2 Payette, Idaho

The use to which said water has been applied is irrigation

The amount applied to beneficial use is .76 cubic feet per second

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)
A part of Section 11, T 9 N, R 5 WBM, described as follows: Commencing
at a point 387.5 feet East of the NW corner of the NE $\frac{1}{4}$ of Section 11,
T 9 N, R 5 WBM, and running thence West 1888.5 feet to meander corner
between Section 2 & 11, said Township and Range, on Snake River; thence
up said River South 6 $^{\circ}$ East 594 feet; thence South 22 $^{\circ}$ 30' West 227
feet; thence East 1532 feet; thence North 21 $^{\circ}$ 37' East 860 feet to the
point of beginning. (Plus additional accretion land adjacent to the
Snake River.)

The name of the canal or ditch or other works by which said water is conducted to such place of use is

none

The right to take water from such works is based upon Permit No. 26236

The source of supply from which such water is diverted is Snake River

The date of priority which said user is prepared to establish is MARCH 6, 1956

MARK R. KULP

State Reclamation Engineer.

26236

Permit No. 26236

5500 with Bond

RECEIVED
JUL 11 1956
Department of Reclamation

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of PAYETTE

ss.

WALTER J. ALBRECHT, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 26236, and that his postoffice address is Route #2 Payette State of Idaho

Second: That the name of the stream from which said water is to be diverted is Snake River

Third: That the point of diversion of said water is approx. 460 ft. from Meander corner between Sections 2 & 11, T 9 N, R 5 WBM, and is in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ (NW $\frac{1}{4}$) of section 11, T 9 N, R 5 WBM, County of Payette

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by March 8th, 1959

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

Sixth: That on the date above mentioned, the works constructed under said permit were (~~incomplete~~) fully completed and consisted of the following:

I. Kind of works: 4" Parma water lifter pump, pipe and ditches
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

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

(d) Conduit width at bottom feet, width at water line
(State whether ditch, flume or pipe)

feet, depth of water feet; diameter of pipe 8 inches, average grade per mile is feet. Length of conduit is miles.

Seventh: That said works are capable of conducting to the place of intended use 76 second feet of water.

Eighth: That water appropriated under said permit is available for 37.9 acres of land described as follows: A part of Section 11, T 9 N, R 5 WBM, described as follows: Commencing at a point 387.5 feet East of the NW corner of the NE $\frac{1}{4}$ of Section 11, T 9 N, R 5 WBM, and running thence west 1888.5 feet to meander corner between Sections 2 & 11, said Township and Range, on Snake River; thence up said River South 6° East 594 feet; thence South 22° 30' West 227 feet; thence East 1532 feet; thence North 21° 37' East 860 feet to the point of beginning. (Plus additional accretion land adjacent to the Snake River.)

Ninth: Remarks: That

Pump is placed at the edge of the Snake River which will then pump water out of river into a pipe leading from pump to high point on property adjacent to River, dumping in ditches extending to remaining part of property so that whole farm can be watered.

Walter J. Albrecht
(Sign Here)

Subscribed and sworn to before me this 13th day of July, 1956

My commission expires 3/8/58

Dwaine S. Gules
Notary Public.

26236

July 11, 1956

RE:

Messrs. Norris & Welch
Rio Building
Payette, Idaho

ATTENTION: Mr. Dwaine L. Welch

Dear Mr. Welch:

We have your letter of July 10, 1956, stating that your client is prepared to make proof of completion of works and beneficial use on a Permit for surface water.

Proof of completion of works should be made on Form 6 enclosed and returned to this department with the fee of \$5.00 required in connection therewith.

Proof of beneficial use requires publication once a week for four weeks in a county newspaper. This notice should be made in duplicate on Form 10 enclosed, setting the time and place and naming the Notary Public before whom the proof is to be made.

The proof may be made at Payette or any place convenient for your client and his two witnesses and the time must be set far enough ahead to allow for four weeks publication.

Both copies of Form 10 to be returned to this department together with Form 11 which is authorization for us to have the notice published at his expense in the designated county newspaper.

We shall then send a copy of the notice to the newspaper with instructions in regard to publishing and shall send you or the permit holder the forms of deposition to be executed by your self and two disinterested witnesses in making the proof.

Very truly yours,

MARK H. KULP
State Reclamation Engineer
By

26236

Chief Clerk

R:hll
Enc.

JOHN H. NORRIS
DWAINE L. WELCH

NORRIS & WELCH
ATTORNEYS AT LAW
817 FIRST AVENUE NORTH
RIO BUILDING
PAYETTE, IDAHO

RECEIVED
JUL 11 1956
Department of Reclamation
TELEPHONE 14

July 10, 1956

Department of Reclamation
State of Idaho
Boise, Idaho

Attn: Edna P. Rutledge

Gentlemen:

Received your letter of July 9, 1956 asking for more information relative to a letter sent to your office regarding forms for making completion of works and also proof of beneficial use.

The forms we want are for the purpose of making proof of completion of works and proof of beneficial use for surface waters only.

If any further information is needed we will be happy to forward the same to you. Thanking you for your immediate cooperation and answer to our first letter, we remain

Very truly yours,

NORRIS & WELCH

By

Dwaine L. Welch
Dwaine L. Welch

DLW:ea

26236

July 9, 1956

Norris & Welch
Attorneys at Law
817 First Avenue North
Rio Building
Payette, Idaho

ATTENTION: Mr. Dwaine L. Welch

Dear Mr. Welch:

We have your letter of July 8, 1956, re forms for making completion of works proof, but you do not state whether it is for surface or underground water.

We do have Forms to be used for making completion of works proof and also beneficial use proof, however, if the proof is to be made on surface water it requires a different Form than if it is for underground water.

If you will write us giving the necessary information we will be glad to send the needed Forms at once.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR

26236

NORRIS & WELCH

ATTORNEYS AT LAW
817 FIRST AVENUE NORTH
RIO BUILDING
PAYETTE, IDAHO

JOHN M. NORRIS
DWAINE L. WELCH

TELEPHONE 14

July 8, 1956

RECEIVED
JUL 9 1956
Department of Reclamation

Department of Reclamation
State of Idaho
Boise, Idaho

Gentlemen:

A client of this office who has made application for appropriation of public waters now has his works completed and wants to make proof to that effect. We notice from the regulations that he has to make an affidavit stating that he has completed the works.

He is also about ready to make proof that the water has been applied for the purpose requested in his application.

This office would like to inquire as whether or not your office has certain required forms for the affidavit of proof of his works completed, and the depositions that the water has been applied. If not, then this office will prepare them, however, if you do, would you please forward a copy or form that is to be filled out in both instances.

Thanking you for your cooperation, we remain

Very truly yours,

NORRIS & WELCH

By

Dwaine L. Welch

Dwaine L. Welch

26236

March 12, 1956

RE: Permit No. 26236

Mr. Walter J. Albrecht
Route # 2
Payette, Idaho

Dear Mr. Albrecht:

We enclose Permit No. 26236 and 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. 27858 for the \$5.00 filing fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll

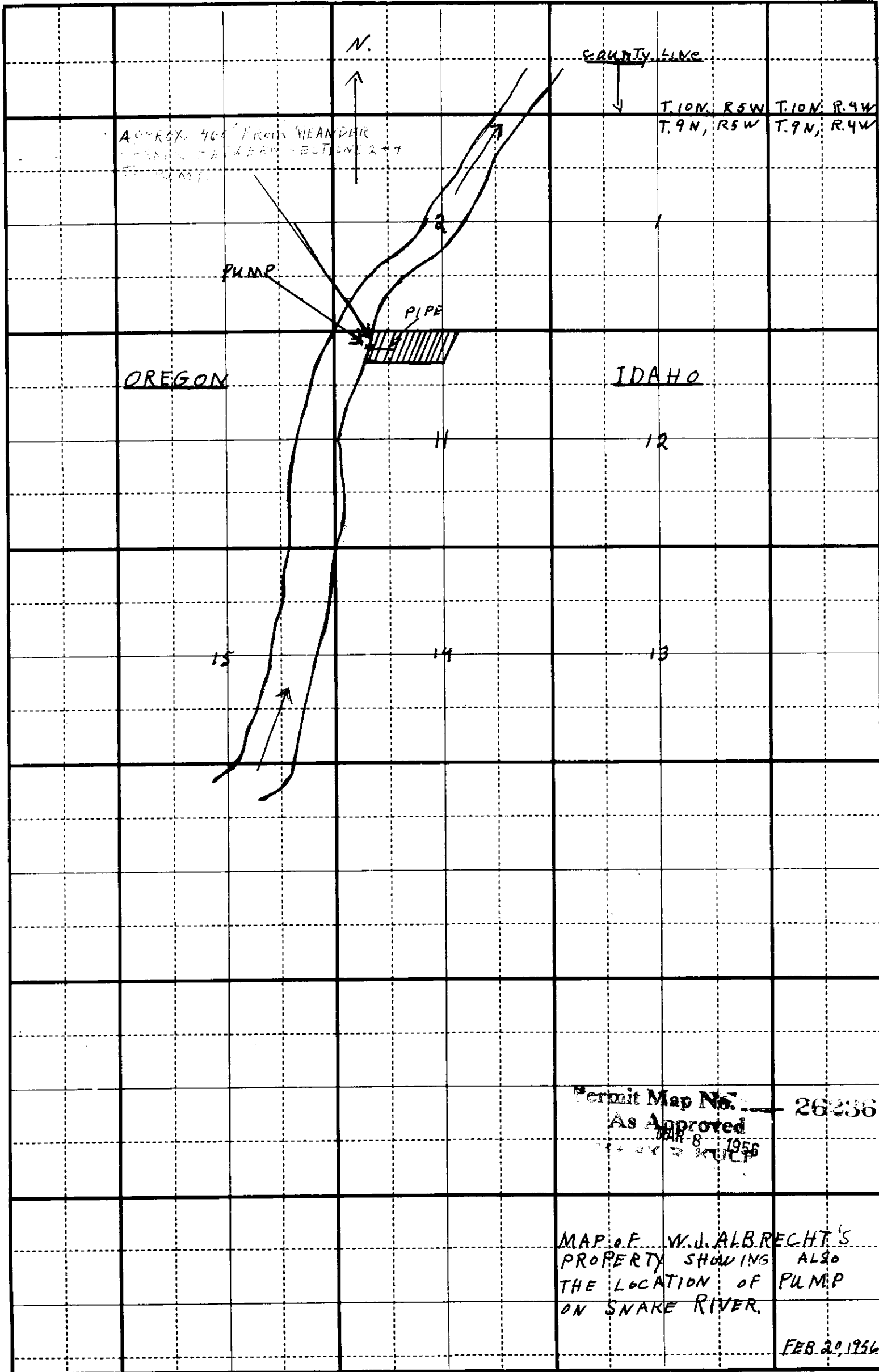
Enc.

P. S. Since the filing fee is only \$5.00 and your check was for \$5.25, we enclose twenty-five cents in coin by way of refund.

26236

NAME OF APPLICANT WALTER J. ALBRECHT

Form No. 0



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

26236

NORRIS & WELCH

ATTORNEYS AT LAW

817 FIRST AVENUE NORTH

RIO BUILDING

PAYETTE, IDAHO

JOHN H. NORRIS
DWAIN L. WELCH

TELEPHONE 14

March 2, 1956

RECEIVED
MAR 6 1956
Department of Reclamation

State Department of Reclamation
Statehouse
Boise, Idaho

Re: Walter J. Albrecht
water application

Gentlemen:

Enclosed herewith please find Application for permit to appropriate public waters in the State of Idaho by Walter J. Albrecht, as applicant, together with duplicate maps and \$5.25 application fee.

If the same is in order, please return the approved application to Walter J. Albrecht, Route 2, Payette, Idaho.

Very truly yours,

NORRIS & WELCH

Dwaine L. Welch

Dwaine L. Welch

26236

DLW:ea
enc.

January 18, 1956

Mr. Walter Albrecht
Route # 2
Payette, Idaho

Dear Mr. Albrecht:

In reply to your letter of January 12, 1956, we enclose a form of application for permit to appropriate the public waters of the State of Idaho together with a pamphlet giving regulations and instructions in regard to filing same.

When this application is approved, it will be signed by the proper State officials and sent you as a use permit under which you may proceed with the construction of the work described in the application. In order to complete your water right, two proofs are required as follows:

First, proof of Completion of Works which is made by affidavit before a Notary Public. The time required for making this proof should be stated under Question 12 in the application.

The final proof is made when the water has been completely applied for irrigation or whatever purpose it is intended. Notice of such proof must be published for four consecutive weeks in a county newspaper at your expense, and at the time set for proof, depositions are to be executed by yourself and two witnesses in proof of such Beneficial Use. The additional time required for making this proof should be stated under Question 13 of the application.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

T:ou
Enc.

262 36

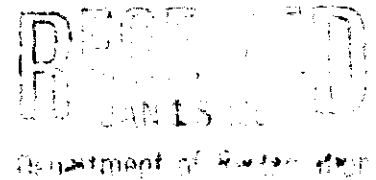


UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

Central Snake Projects Office
Box 944 - Boise, Idaho

January 17, 1956

IN REPLY REFER TO:



Mr. Walter Albrecht
Route 2
Payette, Idaho

Dear Mr. Albrecht:

Water right permits in Idaho are issued by the State of Idaho. By copy of this letter we are referring your inquiry of January 12 concerning water filings to the State Reclamation Engineer.

Very truly yours,

Acting Superintendent

Copy to: Mr. Mark R. Kulp
State Reclamation Engineer
Department of Reclamation
Boise, Idaho
(with enclosure)

26236

Payette Idaho
Jan 2 - 56

Dear Sirs

I have a 38 acre tract of
land here and there isn't any water right
with it I am pumping out of the
Snake river at the Present time.
and I would like to file for same.
would you please send me the
Proper application forms for this
purpose.

Thanking you very kindly
Sincerely,

Walter C. Cheek
RT 2 Payette Idaho

26236

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M. on the 17th day of August, 1956, at Payette, County of Payette, State of Idaho, before Dwaine L. Welch, Notary Public, proof will be submitted of the application to beneficial use of .76 cubic feet per second of the waters of Snake River in accordance with the terms and conditions of Permit No. 26236 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Walter J. Albrecht, Route No. 2, Payette, Idaho.

The use of which said water has been applied is irrigation.

The amount applied to beneficial use is .76 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated). A part of Section 11, T 9 N, R 5 WBM, described as follows: Commencing at a point 387.5 feet East of the NW corner of the NE $\frac{1}{4}$ of Section 11, T 9 N, R 5 WBM, and running thence West 1688.5 feet to meander corner between Section 2 & 11, said Township and Range, on Snake River; thence up said River South 6° East 594 feet, thence South 22° 30' West 227 feet; thence East 1532 feet; thence North 21° 37' East 860 feet to the point of beginning. (Plus additional accretion land adjacent to the Snake River.)

The name of the canal or ditch or other works by which said water is conducted to such place of use is none.

The right to take water from such works is based upon Permit No. 26236.

The source of supply from which such water is diverted is Snake River.

The date of priority which said user is prepared to establish is March 6, 1956.

MARK R. KULP

State Reclamation Engineer