

Application No. R 17541.
Permit No. R. 24.
District No. 57-C.

Order of Council, Board of Irrigation
dated Jan. 2, 1928

APPLICATION FOR A PERMIT,

To Construct the Rodiro Reservoir, and to Store
The Unappropriated Waters of the State of Idaho.

1. Name of applicant: Joe Bengoechea,

Postoffice address: Mountain Home, County: Elmore, State: Idaho.

2. Quantity of water to be stored: 1,500 acre feet per annum.

3. Source of water supply East and West Forks of Bull Creek, which is a tributary of Sheep Creek.

4. Water is to be used for : Irrigation.

5. The outlet of the proposed reservoir is located S. 58° 50 ' E. 1848 feet distant from the West $\frac{1}{4}$ corner of Section 15, T. 15 S., R. 4 E.B.M. and is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 15, T. 15 S., R. 4 E.B.M. County of Owyhee.

6. Fill out either (a) or (b).

(a) The reservoir is located in the channel of Mud Flat Creek.

(b) The reservoir is to be filled through the Bull Creek Feeder Canal, which has a width at bottom of 8 ft., width at top of 16 ft., depth of 2 ft., average grade per mile 7.92 ft., capacity 67.2 cubic feet per second.

7. (a) The area of the high water line of the reservoir is 300 acres.

(b) The available capacity of the reservoir is 1,500 acre feet.

8. Height of dam: 14 feet; length of dam at top 1025 feet; length of dam at bottom 100 feet; Material used in dam: Earth and puddle core.

9. The estimated cost of proposed reservoir is \$6,000.00

10. Amount of land to be irrigated 2,640 acres; said land being described in Use Permit mentioned in Paragraph 13 herein, which Use Permit is hereby referred to and made a part hereof.

11. The time required for the completion of such work is Five years.

13. The water stored in accordance with this permit will be conducted to the place of use through the Bull Creek Canal, constructed under the terms of Permit No. 12258, filed by Joe Bengoechea on June 6th, 1916.

Remarks: Point of Diversion from the East Fork of Bull Creek is located S. 38° 25' W. 4554 ft. from the SW corner of Section 36, Twp. 15 South, Rng. 4 East. 750 ac. ft. claimed from East Fork. Point of diversion from the West Fork of Bull Creek is located N. 48° 05' E. 1215 ft. from the S. $\frac{1}{4}$ corner of Section 26, Twp. 15 South, Rng. 4 East. 750 acre feet claimed from West Fork. BE IT KNOWN That the undersigned hereby makes application for permit to construct a reservoir and to store the unappropriated waters of the State of Idaho as herein set forth.

Joe Bengoechea, Applicant.

By Stanton Park, Agent.

APPROVAL OF STATE ENGINEER.

The number of this permit is R 24.

Recorded in Book R -1, page 24, Approved June 20, 1916.

This is to certify that I have examined the within application for a permit to construct a reservoir and to store the unappropriated public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Work to begin on or before August 19, 1916, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before December 20, 1918.

The whole of said work to be completed on or before June 20, 1921.

Beneficial use of water stored in accordance herewith, to be made on or before June 20, 1925, as set out in Permit No. 12258, for the appropriation of the public waters of the State of Idaho, which is hereby referred to and made a part hereof.

Witness my hand this 20th day of June, 1916.

J.H. Smith,

State Engineer.

Date of first receipt at office of State Engineer: 9:00 A.M. June 6, 1916.

Returned to applicant for correction: June 12, 1916.

Corrected application received: June 12, 1916.

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

Application No. 94757

Permit No. 17641

District No.

1. Name of Applicant: James Tasso and Pio Giarino

Postoffice address: Clifton

County: Franklin

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: one

cubic feet per second.

3. Source of water supply: Subterranean

which is a tributary of nothing

4. Location of point of diversion: well is 45 feet S.

feet distant from the SE of SE $\frac{1}{4}$ NW $\frac{1}{4}$ corner of Section 14, T. 14 S., R. 38 E., B. M., and is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$

of Section 14, T. 14 S., R. 38 E., B. M., County of Franklin, and is located about 15 feet W. of the O.S.L.R.R. right of way.

5. Water is to be used for: Irrigation purposes

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

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

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

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

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

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

7. Estimated cost of works: \$ 1000.00 at least

8. Kind of works: well is 80 feet deep with 8 inch casing all ready driven, with pump to be operated by electric power or gasoline, pump to be installed

9. Height of dam none feet; length of dam at top feet; length of dam at bottom
Ditches to conduct water are already built
feet; material used in dam:

10. Size of headgate: Width none feet; height feet.

11. Ditch: Width at bottom 2 feet; width at water line $3\frac{1}{2}$ feet; depth of water $2\frac{1}{2}$
feet; dimensions of flume: noneDiameter of pipe none inches; length of conduit $1\frac{1}{2}$ miles.

Ditches to various parts of the farm to be irrigated

Average grade per mile Grade just sufficient for irrigation, ~~feet~~ as land is quite level

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 no additional years.

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

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

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

James Tasso and Pio Giarino Applicant.

By James Tasso Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M., March 12, 1932

Returned to applicant for correction: March 15, 1932

Corrected application received: March 21, 1932

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 17641

Recorded in Book 64 Page 12541 Approved March 21, 1932

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 May 20, 1932

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 21, 1932

The whole of said work to be completed on or before March 21, 1933

Beneficial use of water appropriated in accordance herewith, to be made on or before March 21, 1933

Witness my hand this 21st day of March, 1932

R. W. FARIS
Commissioner of Reclamation.

Remarks: In 1931 applicants used water from this well, pumping it by means of a centrifugal Bean pump, but it will be necessary for them to install a good pump costing around \$400.00. Inasmuch as times are so hard and it now appears that the water situation will be good, applicants may not need to use the well during the coming season, which is reason for asking one year in which to install pump. It is not designed to pump water continuously, but to pump the water at regular intervals during the crop season and to have a good flow of water at such times, which is reason for asking to appropriate

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
one cubic foot per			second, as it is expensive to pump continuously.																
14 S.	38 E.	14							40	40									80 A.
			Less county road and railroad right of way, leaving more or less																72 A.

PERMIT NO. 17641 CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that James Tasso and Pio Giarino of Clifton, County of Franklin, and State of Idaho, the holder of Permit No. 17641, issued upon Application No. 24757 bearing date of priority of March 12, 1932, authorizing the diversion of one second foot of subterranean waters of County of Franklin, State of Idaho, for Irrigation purposes, have fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use one second foot of subterranean water; that the point of diversion of said waters is 45 feet south from SE corner of SW 1/4 NW 1/4, Sec. 14, Twp. 14 S., R. 38 E.B.M., and is in the NE 1/4 SW 1/4, Sec. 14, Tp. 14 S., R. 38 E.B.M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 72 acres--in the SE 1/4 NW 1/4 and NE 1/4 SW 1/4, Sec. 14, Tp. 14 S., R. 38 E.B.M.,

Witness my hand this 22nd day of July, A. D., 1932.

R. W. FARIS
Commissioner of Reclamation

Proof of Completion of Works made July 19, 1932

Certificate of Completion of Works issued July 22, 1932

LICENSE ISSUED FOR 1 SEC. FT.

Page 3766 Vol. 7

NAME OF APPLICANT James Tasson and Pio Giarino

Sec. 14, R. 39 E., T. 14 S.



Circle represents well
Lines represent ditches

Permit Map No. 17641

As Approved

MAR 21 1932

R. W. PARIS

Commissioner of Reclamation

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 17641

March 21, 1932

Boise, Idaho,

Dear Sir:

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

James Tasso
Clifton, Idaho

17641

R. W. FARIS
Commissioner of Reclamation.

17641

March 12, 1932

Mr. JAMES TASSO
Clifton, Idaho

Dear Sir:

We are herewith returning your application for permit in order that it may be corrected. In describing your point of diversion on the application you have located it in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14, Township 14 S., Range 38 E. B. M.; whereas on the township platts you have located it in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, Township 14 S., Range 38 E. B. M.

The balance of your application is in order. When you have made the above correction return the application and it will pass to permit at once.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Office Engineer

HH/LP

17641

100 ft
P. W. Condie

ATTORNEY AND COUNSELLOR-AT-LAW

PRESTON, IDAHO.

July 5, 1932.

Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

Messrs. James Tasso and Pio Giarino, holders of permit No. 17641 are desirous of making proof, as they have installed their pump which they did not expect to do till next season. Notice may be given for the proof to be taken before myself as notary public.

Very truly,

P. W. Condie

17641

RECEIVED

JUL 8 1932

DEPARTMENT OF RECLAMATION

July 11, 1932

Re: Permit No. 17641
James Tasso & Pio Giarino

MR. P. M. CONDIE
Attorney at Law
Preston, Idaho

Dear Sir:

In accordance with your request of the 5th inst., we are herewith enclosing an affidavit of the holder for proof of COMPLETION OF WORKS. It will not be necessary to publish this proof. It is not necessary to make publication at the time when proof of completion of works is offered on any permit claiming less than 6.4 cubic feet per second.

Messrs. Tasso and Giarino should fill out the enclosed affidavit in accordance with the construction work which they have actually completed. After the affidavit has been properly executed mail to this Department with a statutory fee of \$5.00, and your certificate of completion of works will be issued.

Very truly yours,

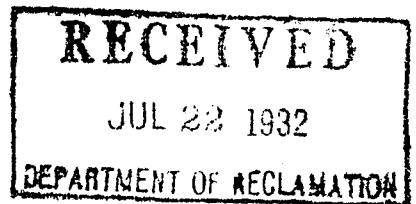
R. W. FARIS
Commissioner of Reclamation

17641

By _____
Chief Clerk

PLH/lpw

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE



July 8, 1932

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

P. M. Condie
Attorney at Law
Preston, Idaho

Boise, Idaho,
James Tasso and Pio Giarino

Dear Sir:—

Under the terms of your permit No. 17641 you are required to complete your diversion works on or before March 21, 1933 I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

R. W. FARIS
Commissioner of Reclamation.

17641

Dear Sir: Please send along
blanks for proof of application to beneficial use.

P. M. Condie.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

James Tasso and Pio Giarino

July 22, 1932

P. M. Condie
Attorney at Law
Preston, Idaho

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit
17641
No., which should be filled out and returned to this office at least 60 days before the date
March 21, 1933
upon which you wish to make proof. The date for proof, as set out in your permit, is.....
....., and, if proof is submitted subsequent to said date, your priority will be brought down a length
of time equal to the time elapsing between the date proof should have been made and the date proof is
actually made.

Yours truly,

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

17641

Post Office Department

OFFICIAL BUSINESS

REGISTERED ARTICLE

No. 32

INSURED PARCEL

No. _____

Return to

**Street and Number,
or Post Office Box,**

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300

POSTMARK OF DELIVERING

AND DATE OF DELIVERY

(NAME OF SENDER)

BOISE,

IDAHO.

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

J. M. Condie

(Signature or name of addressee.)

Grant Condie

(Signature of addressee's agent.)

17641

Date of delivery, **JUL 25 1932**, 193

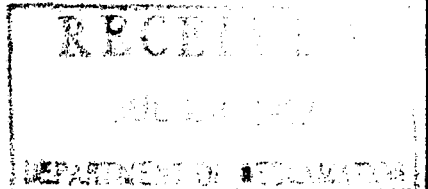
Form 3811

RECEIVED

JUL 27 1932

DEPARTMENT OF RECLAMATION

Permit No. 17641

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO.

County of Franklin.

SS

James Tasso

Pio Chiarino

, 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. 17641, and that his postoffice address is Clifton, Idaho
State of _____

Second: That the name of the stream from which said water is to be diverted is _____
subterranean waters.

Third: That the point of diversion of said water is 45 feet South from SE. corner
of Southeast quarter of Northwest quarter Sec. 14, Tp. 14 S., R. 38 E.
38 East of Boise Meridian. and is in the NE 1/4 of Sec. 14, Twp 14 S., R. 38 E.

Fourth: That under the terms and conditions of said permit, construction thereunder was
required to be completed by March 21, 1933.

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 ~~not~~
were ~~not~~ fully completed and consisted of the following:

I. Kind of works: Well 80 feet deep with 8 inch casing, with one 5"

(Reservoir, dam, ditch, flume, pipe or otherwise.)

Byron Jackson horizontal centrifugal pump mounted on steel base,
with all necessary connections, and ditch to conduct water to place
II. Dimensions of work: five horse power electrical motor.

(a) Height of dam none 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 none acre feet.

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

(d) Conduit 2 1/2 width at bottom 3 1/2 feet, width at water line _____
(State whether ditch, flume or pipe.) ditch of earth
feet, depth of water 2 1/2 feet; diameter of pipe none inches, average grade
per mile is _____ feet. Length of conduit is _____ miles 150 rods.

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

Eighth: That water appropriated under said permit is available for 72 acres
of land described as follows: SE 1/4 NW 1/4 and NE 1/4 SW 1/4 Section 14, Township 14
South, Range 38 E. B. M.

Ninth: Remarks: That the ditches are plowed up each year and then remade
according to the crops to be raised and where most water will be
needed.

James Tasso Pio Chiarino
(Sign here)

Subscribed and sworn to before me this 19th day of July, 1932

My commission expires Oct. 16, 1934.

Notary Public.

Preston, Idaho.

17641

July 23, 1932

Re: Permit No. 17641
Mr. Jas. Tasso and Pio Giarino

P. M. Condie
Attorney at Law
Preston, Idaho

Dear Sir:

Enclosed herewith is CERTIFICATE OF COMPLETION OF WORKS under the above numbered permit; also office receipt for \$5.00 fee.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Clerk

Encl.

17641

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11 a. m. on the 21st day of October, 1932,
at Preston, County of Franklin, State of Idaho,
before P.M. Condie, notary public, proof will be submitted
of the application to beneficial use of one cubic feet per second of the
~~waters of~~ subterranean waters in accordance with the terms and conditions of
Permit No. 17641 heretofore issued by the Commissioner of Reclamation
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
James Tasso and Pio Giarino, Clifton, Idaho

The use to which said water has been applied is irrigation

The amount applied to beneficial use is one cubic foot per second

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) 72 acres in Southeast quarter of Northwest quarter and
Northeast quarter of Southwest quarter of Section 14, Township 14 South,
Range 38 East of Boise Meridian.

The name of the canal or ditch or other works by which said water is conducted to such place of use
is just ditch on premises to be irrigated

The right to take water from such works is based upon Permit No. 17641

The source of supply from which such water is diverted is subterranean waters
pumped by centrifugal pump operated by electricity.

The date of the priority which said user is prepared to establish is March 12, 1932.

R. W. FARIS
Commissioner of Reclamation.

17641

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date August 10, 1932

Franklin County Citizen
Preston, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to October 21, 1932, the date set for proof, the expense of the publication to be paid by the applicant.

James Tasso and Pio Giarino, Clifton, Idaho
to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

17641

P. M. CONDIE
ATTORNEY AND COUNSELOR-AT-LAW
PRESTON, IDAHO.

Oct. 22, 1932.

Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

Re: Permit No. 17641.

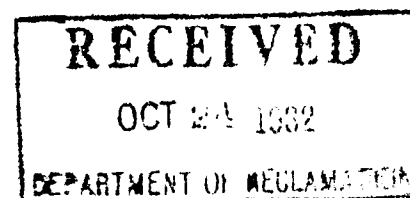
According to notice given by you, James Tasso and Pio Giarino were to appear before me yesterday and make proof of application of water to a beneficial use, but so far the blanks for making the proof have not arrived.

Kindly send along the necessary blanks and I will have the proof made and dated back to yesterday.

Very truly,

P. M. Condie

17641



October 24, 1932

Re: Permit No. 17641
James Tasso & Pio Giarino

Mr. P. M. Condie
Attorney at Law
Preston, Idaho

Dear Sir:

We are herewith inclosing deposition of the holder, and depositions one each for two witnesses in connection with Beneficial Use proof under the above mentioned permit.

These depositions are ordinarily mailed about ten days prior to the date when proof is to be offered, so that the officer handling the matter will have them in sufficient time to accept the proof. Due to a mistake in dates these depositions were not mailed. However, if the publication has been properly completed, the depositions can be dated back to October 21.

After the depositions have been taken, please forward them with the affidavit of proof of publication from the newspaper to this department.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:MC
Encl.

17641

November 3, 1932

Re: Permit No. 17641
James Tasso & Pio Giarino

Mr. P. M. Condie
Attorney at Law
Preston, Idaho

Dear Sir:

This will acknowledge receipt of the deposition of the holder and depositions one each of two witnesses in connection with the matter of Beneficial Use proof under the above mentioned permit, and also the affidavit of publication from the newspaper.

These depositions have been properly executed, and they will be placed on file until the time when a field examination can be made by the field engineer of this department. Upon receipt of the field engineer's report, Messrs. Tasso and Giarino will be further notified as to fees due for Beneficial Use proof before the license is issued.

Very truly yours,

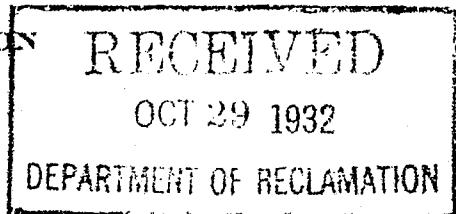
R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:MC

17641

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 17641

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. James Tasso and Pio Giarino, Clifton, Franklin County, Idaho,
farmers. Post office address: Clifton, Idaho.

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. no corporation

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

Ans. No. 17641 dated March 21st, 1932; date of priority March 12th, 1932,
on which date application was filed.

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

Ans. Subterranean water pumped by centrifugal pump; point of diversion
45 feet South from Southeast corner of SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 14, Tp. 14 S., R. 38
E. B. M. and is in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 14, Tp. 14 S., R. 38 E. B. M.

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

Ans. Well 80 feet deep with 8 inch casing all in place; also one Byron Jack-
son centrifugal pump properly installed with five horsepower connected
motor, operated by electric current. Also irrigating ditches to various
parts of field. All works are located on the lands of the applicants.
Works of diversion will convey at least one second foot of water. No other
canal or ditch used than those on property itself to be irrigated.

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

Ans. Irrigation. Place of use: 72 acres in Southeast quarter of Northwest
quarter and Northeast quarter of Southwest quarter of Section 14, Township
14 South, Range 38 East of Boise Meridian. 36 acres in each forty in the
above described lands has been actually irrigated with water from the
source above described. All under cultivation and raising crops during
1932. Improvement is in better productivity of land through irrigation.

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

Ans. none

17641

Ques. 8. What is the minimum amount of water required for the purpose specified above?
Ans. One cubic foot 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. Original permit holders

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

Ans. Some water was used even prior to application for permit. In 1932 pump was installed on or about July 1, and from that time to Sept. 28th, 1932, water was used from said well to extent of one cubic foot per second in irrigation of the land hereinbefore described. Water used as needed.

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. No other water used on this land.

(Sign) *James Fasso. Pio Giarino*

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 Preston,, County of Franklin, State of Idaho, on this 21st day of October,, A. D. 19 32.

J. M. Leonardie

Notary Public, Preston, Idaho.

My commission expires Oct. 16, 1934.

PERMIT NO. 17641

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. Horace Baugh, 36 years, Preston, Franklin County, Idaho, occupation:
manage a store.

Ques. 2. Are you acquainted with James Tasso and Pio Giarino, the
holder of Permit No. 17641? How long have you known him and where does he reside?
Ans. Yes. They reside in Clifton, Franklin County, Idaho. I have known
them for four years.

Ques. 3. Have you read or heard read said Permit No. 17641, 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. Subterranean water pumped by centrifugal pump, diverted by means of
pump and irrigating ditches to various parts of the land irrigated, diverted
at point 45 feet South from Southeast corner of SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 14, Tp. 14 S.,
R. 38 E. B. M. and is in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 14, Tp. 14 S., R. 38 E. B. M.

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. At least one second foot

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

Ans. Irrigation. 72 acres in Southeast quarter of Northwest quarter, and
Northeast quarter of Southwest quarter of Section 14, Tp. 14 South, Range
38 E. B. M. Cultivated land which has been brought under more intensive
cultivation by reason of application of this water.

17641

Ques. 7. If for power or other purposes than irrigation
to what extent

Ans. none

Ques. 8. (If for irrigation) state character of land that has been r.
timate of the amount of water required for its profitable cultivation.

Ans. Sandy loam in part, part rather hard soil. Second foot
used as irrigation is needed.

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 appli-
cation to beneficial use of water diverted under said permit.

Ans. During July and August, 1932, I saw the pump in operation and the
water therefrom being used on the lands described herein, I estimate that
in excess of one second foot was being pumped and used on such occasions.

(Signed)

Horace S. Baugh

I hereby certify that the foregoing testimony was read to the above subbscriber before its sign-
ing, 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 Preston, County of Franklin,
State of Idaho, on this day of Oct. 21st, A. D. 1932.

J. M. Moudie

Notary Public.

My commission expires Oct. 16, 1934.

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

Ans. none

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Sandy loam in part , part rather hard soil. One second foot used as irrigation is needed.

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. During July and August, 1932, I saw the pump in operation and the water therefrom being used on the lands described herein, I estimate that in excess of one second foot was being pumped and used on such occasions.

(Signed)

Horace S. Baugh

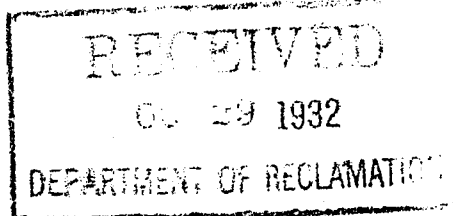
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Preston, County of Franklin, State of Idaho, on this day of Oct. 21st, A.D. 1932.

J. M. Bondie

Notary Public.

My commission expires Oct. 16, 1934.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT NO. 17641

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. W. D. McClellan, 43, residing at Preston, Idaho, occupation: division
Supt. Utah Power & Light Co.

Ques. 2. Are you acquainted with James Tasso and Pio Giarino, the holder of Permit No. 17641? How long have you known him and where does he reside?

Ans. Yes. Four years; reside at Clifton, Franklin County, Idaho.

Ques. 3. Have you read or heard read said Permit No. 17641, 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. Subterranean water pumped by centrifugal pump, diverted by means of pump and irrigating ditches to various parts of the land irrigated, diverted at point 45 feet South from Southeast corner of SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 14, Tp. 14 South, R. 38 E. B. M. and is in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 14, Tp. 14 S., R. 38 E. B. M.

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. At least one second foot. Pump has capacity of 600 gallons per minute.

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

Ans. Irrigation of 72 acres in Southeast quarter of Northwest quarter, and Northeast quarter of Southwest quarter of Section 14, Tp. 14 South, Range 38 E. B. M. Cultivated land which has been brought under more intensive cultivation by reason of application of this water.

17641

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

Ans. none

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Sandy loam and ~~has~~ some hard soil. One second foot used as irrigation is needed.

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. Was present when pump was installed about July first, 1932, and on a number of occasions since I have seen the pump in operation and the water to at least amount of one second foot being used in the irrigation of the land described herein.

(Signed) W.D. McCallan

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 Preston, County of Franklin, State of Idaho, on this day of Oct. 21st, A. D. 1932.

G. M. Cardie

Notary Public.

My commission expires Oct. 16, 1934.

NOTICE FOR PUBLICATION

Notice of Priority Application of Water
To Beneficial Use.

Notice is hereby given that at 11 a.m. on the 21st day of October, 1932, at Preston, County of Franklin, State of Idaho, before P. M. Condie, notary public, proof will be submitted of the application to beneficial use of one cubic foot per second of the subterranean waters in accordance with the terms and conditions of Permit No. 17641 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are James Tasso and Pao Giarino, Clifton, Idaho.

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

The amount applied to beneficial use is one cubic foot per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) 72 acres in Southeast Quarter of Northwest Quarter and Northeast Quarter of Southwest Quarter of Section 14, Township 14 South, Range 38 East of Boise Meridian.

The name of the canal or ditch or other works by which said water is conducted to such place of use is just ditch on premises to be irrigated.

The right to take water from such works is based upon Permit No. 17641.

The source of supply from which such water is diverted is subterranean waters pumped by centrifugal pump operated by electricity.

The date of the priority which said user is prepared to establish is March 12, 1932.

R. W. Faris,
Commissioner of Reclamation.

117 s7 41

AFFIDAVIT OF PUBLICATION

I, NORMA HEUSSE

Foreman

(Publisher or Foreman)

of the RECORD Citizen, a newspaper published weekly at Preston, Idaho, do solemnly swear that the notice has per clipping attached was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for four

consecutive weeks, commencing with the issue dated August 17, 1932

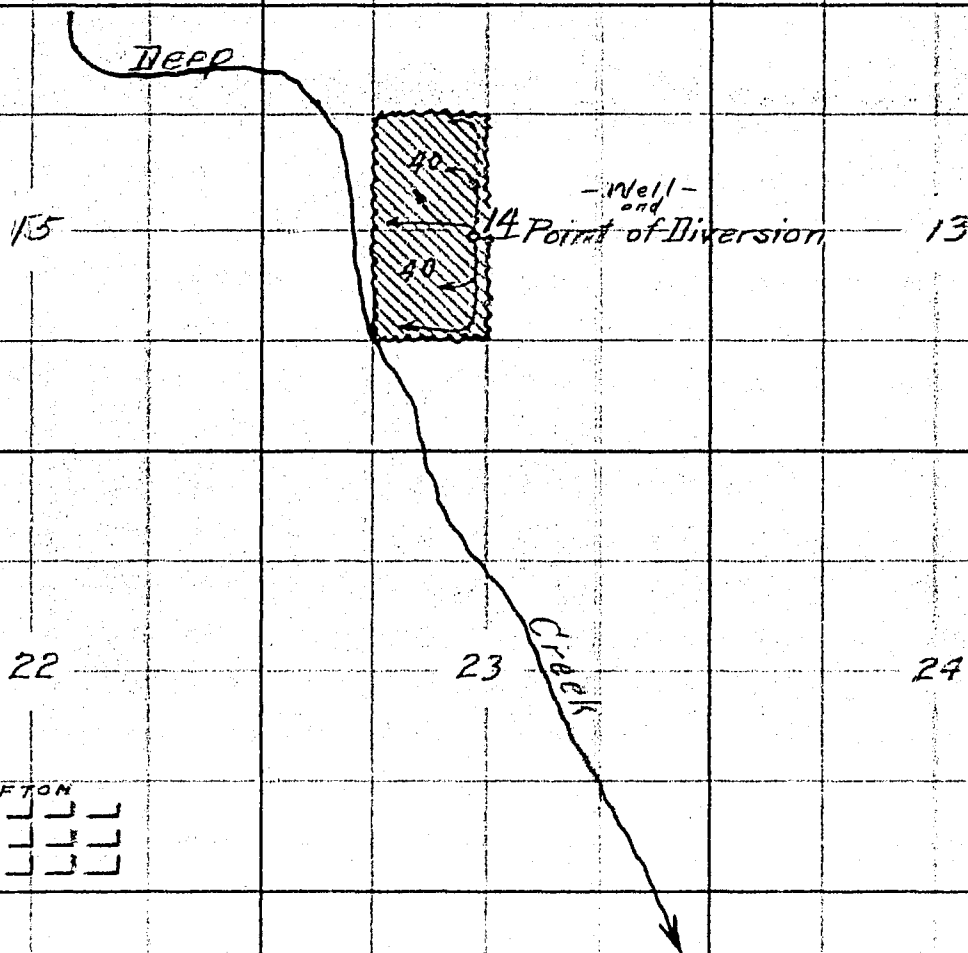
and ending with the issue dated September 7, 1932

Norma Heusser
(Publisher) (Foreman)

Subscribed and sworn to before me this 21 day of October

A. D. 1932
P. M. Condie
Notary Public, Preston, Idaho

17641



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 17641

This proof is for BEN USE

In Water District No.

1. Name of applicant James Tasso & Pio Giarino

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14

T. 14 S R. 38 E. B. M. County of Franklin

4. Describe works as they exist, giving dimensions and capacities of same: Drilled well, 8" casing, 80 ft deep, Byron Jackson pump of 5" dia, 3/4 6" outlet pipe driven by 5 HP. Allis Chalmers electric motor. Discharge capacity 1.33 Sec. Ft.

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 for other than irrigation): SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14, T. 14 S., R. 38 E. B. M.

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

8. What large stream would the water here appropriated finally reach? none

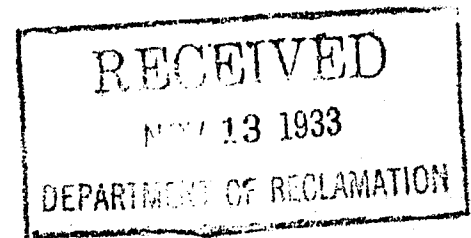
Remarks: A very fine installation

This examination was made on the 14th day of June, 1933.

(Signed)

Fred A. Solomon
Examiner.

P. M. CONDIE
ATTORNEY AND COUNSELOR-AT-LAW
PRESTON, IDAHO.



17641

Nov. 11, 1933.

Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

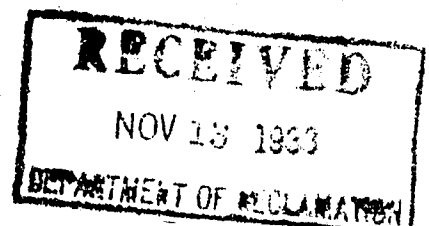
Re: Permit No. 17641
James Tasso and Pio Giarino.

On November 3, 1932, you wrote me to the effect that upon receipt of the field engineer's report, Messrs. Tasso and Giarino would be further notified as to fees due for Beneficial Use proof before the license is issued. I understand the engineer inspected the premises sometime in July, but to date Messrs. Tasso and Giarino have received no word from your office. Perhaps they are over anxious, but they wished me to call your attention to the matter.

Very truly yours,

A handwritten signature in cursive script that reads "P. M. Condie".

17641



March 23, 1934

Re: Permit No. 17641

MR. JAMES TASSO & PIO GIARINO
Clifton,
Idaho

Dear Sirs:

We are now in receipt of the engineer's report showing the results of his examination made in connection with final proof under the above permit. At the time when the field engineer made his inspection of your grounds, you were irrigating 80 acres lying in two forty acre subdivisions. Therefore, there is a statutory fee of \$4.00 due this office which is for the purpose of partially paying the cost of the field examination. Upon receipt of this amount, we will issue you a license at the rate of 1 inch per acre.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:RC

17641

Clifton Idaho
March 27-1934

Department of Reclamation
Boise, Ida.

Gentlemen.

Please find enclosed checks for
Four Dollars in payment for a license
on Permit 17641. as requested from your
office on March 23, 1934.

Yours Truly

James Fasso & Pisgiovino
By James Fasso.

17641

April 9, 1934

Re: Water License No. 17641
James Tasso & Pio Giarino

MR. JAMES TASSO, Agent
Clifton,
Idaho

Dear Sir:

We are enclosing herewith Water License No. 17641, issued to the above mentioned parties for 1 second foot of the waters of subterranean source for irrigation purposes.

This license bears date of priority as of March 12, 1932.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Assistant Chief Clerk

G
Encl.
Office Receipt for \$4.00

17641

Jones, Pomeroy & Jones
Lawyers
CENTRAL BLDG.
Pocatello, Idaho



↑
WRITE TO

good copy

Mr. Emil Tasso
Clifton,
Idaho

17641
182125

April 5, 1967

17641
13-2125
C
Jones, Pomeroy and Jones
Attorneys at Law
Central Building
Pocatello, Idaho 83201

Gentlemen:

O
I have been advised by Mr. James Tasso of Clifton, Idaho that you represent him with respect to a certain irrigation well on his farm and the alleged interference that the pumping of a second irrigation well in the name of Lavon Porter is causing.

P
We have made a preliminary field examination of the situation and have arranged with Mr. Porter to conduct a pump test on his well during the month of April or May and make observations of water level fluctuations of other wells in the area including Mr. Tasso's.

Mr. Tasso requested that we advise you of our intentions.

Y
Very truly yours,

Jack A. Barnett
Deputy State Reclamation Engineer

JAB:mr

cc; Lavon Porter
James Tasso

13-2125
17641

MEMORANDUM

RE: Laven Porter Permit No. G-29988

In response to the protest by a Mr. Tasso concerning the advertising of the proof of beneficial use under Permit No. G-29988 a field examination was made on March 20, 1967. Laven Porter is the holder of Permit No. G-29988 and the right that Mr. Tasso holds is Permit No. 17641.

In discussing the matter with Mr. Porter it was determined that his is one of several wells that have been drilled into the artesian aquifer of an alluvial fan subsequent to the establishment of a water right by Mr. Tasso. Mr. Porter's well is nearer to Tasso's well than most of the others but is approximately one mile from the Tasso well.

A log of the Porter well is not available and Mr. Porter was not sure of the well driller's name. As he recalled the well was drilled by Bill Floyd who lives somewhere in the Hagerman Valley and he was either drilling for or leasing a rig from Mr. Cagle. Mr. Porter felt that a log might be available in the FHA office in Preston.

Mr. Porter indicated a willingness to cooperate in a pump test which could be conducted perhaps sometime in the month of April prior to the pumping of other irrigation wells in the area. This pump test can also serve as our inspection of proof of appropriation to beneficial use of the water.

During the winter and early spring months it appears that the pressure in the artesian aquifer increases and usually sometime prior to the start of the irrigation season his well will flow a small amount of water. The well is not equipped to control the flow of water and it comes out under the pump base. There are several small flowing wells that are near the Porter well which are also owned by Porter which could be used in a pump test.

I later talked with Mr. Tasso about the situation and advised him of our intended pump test during the spring of 1967. He

17641
13-2125

indicated that he was not satisfied with a pump test at this time of year because he was not able to feel the influence of the pumping of the Porter well until July or August. His well is only about 80 feet deep and is an 8 inch well. The water level isn't usually up to 15 feet below land surface and so the submersible pump which he has on the well can satisfactorily pump water to meet the demands of his water right. However Mr. Tasso maintains that later in the summer when the Porter well is on the water level drops below 18 feet and he cannot lift the water from this depth.

He requested that we advise his attorneys, Jones, Pomeroy and Jones, Central Building, Pocatello, Idaho, of our intended pump test.

13-2125
17641

State of Idaho

License and Certificate of Water Right

Water License No. 17641

Amount 1 Sec. Ft.

Water District No.

Priority March 12, 1932.

THIS IS TO CERTIFY that JAMES TASSO AND PIO GIARINO of Clifton, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated March 12, 1932; that Permit No. 17641 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1 second foot, was issued thereunder on July 22, 1932, showing that said works were completed on the 19th day of July, 1932; and that on the 21st day of October, 1932,

JAMES TASSO and PIO GIARINO

of Clifton, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of subterranean waters, for the purpose of irrigation, under Use Permit No. 17641 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7 of Licenses, at page 3766, on the 9th day of April, 1934;

The right hereby confirmed dates from March 12, 1932;

The Point of Diversion is located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 14, Tp. 14 S., R. 38 E., B. M. Franklin 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 cubic foot per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 S.	38 E.	14	SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$	40 40	40 40
					80

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 9th day of April, 1934.

R. W. FARIS
Commissioner of Reclamation

(SEAL)

13 2125

