

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 32790
Permit No. G- 24972
District No.

O. R. Baum
Box 570
Pocatello, Idaho

1. Name of Applicant: FRANKLIN CUB RIVER PUMPING COMPANY
Postoffice address: Franklin County: Franklin State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. Two (2) or Idaho
Miners' inches 100 or gallons per minute. 800
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Underground from a well
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 20
Twp. 16 S , Rge. 40 E. , B.M., County of Franklin
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Well and pump
8. Estimated cost of works: \$ 4,500.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is Two (2) years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation: May 21, 1941
(b) Amount of capital stock: \$ 25,000.00 (c) Amount paid in: \$
(d) Names and addresses of directors: Ray Morrison, Wm. Durant, Frank Olsen, A. J. Shrives,
J. M. Butterworth, D. R. Geddes, Douglas Naef; Address, Franklin, Idaho
 - II. The financial resources of the applicant are (a) Cash on hand: \$ 800.00
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: License 14447
 - (a) 2 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

The well is sixteen feet from Cub River and the water will be pumped from the well and dumped into Cub River and will be re-diverted 3/4 of a mile Southwest of the point where the water is dumped into the river.

Remarks:

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.

FRANKLIN CUB RIVER PUMPING CO. Applicant.

By Ray Morrison, Pres. Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. June 1, 1954

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-24972

Recorded in Book 88 Page 24972 Approved June 8, 1954

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 August 8, 1954 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 June 8, 1955

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before June 8, 1956

Witness my hand this 8th day of June, 1954

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho, and IRA H. MASTERS, 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 June, 1954.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

Secretary of State.

By LEN JORDAN

Governor

12.

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	
Utah	16 S.	40 E.	28				40	40	40	40	40	40	40	40					320
			29	40	40	40			40	40			40	40	40	40	40	40	480
			30										x	x	x	x	x	x	205
	14 N.	1 E.	2						40										40
			3				40												40
	15 N.	1 E.	34	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
			35				40	40	40	40	40	40	40	40					320

Total Number of Acres to be Irrigated - - 2,045

Permit No. G-24972

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that FRANKLIN CUB RIVER PUMPING COMPANY of Franklin, County of Franklin, and State of Idaho, the holder of Permit No. G-24972, issued upon Application No. G-32790 bearing date of priority of June 1, 1954, authorizing the diversion of 2.0 second feet of the waters of a well - subterranean flow (artesian) County of Franklin, 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 .16 (supplemental) second feet of the waters of a well - subterranean flow (artesian) that the point of diversion of said waters SE 1/4 SW 1/4 Section 20, Township 16 South, Range 40 East B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: ALL THE LANDS WITHIN THE DISTRICT. Proof of Completion of Works made: August 6, 1955.

Witness my hand this 2nd day of May, A.D. 1957

/s/ Mark R. Kulp
State Reclamation Engineer

Proof of Completion of Works made: August 6, 1955

Certificate of Completion of Works issued: May 2, 1957

RECORD ISSUED FOR 1/6 300. 77.

Page 5977

May 29, 1954

Department of Reclamation
Boise, Idaho

Gentlemen:

I enclose herewith in duplicate application for permit
of Franklin Cub Tiver Pumping Company, together with
my check in the sum of \$5.25. If this is not in proper
form please advise.

Very truly yours,

O. R. Baum
O. R. BAUM *Rep B*

ORBRyb
encs. 2

LAW
OFFICES
O. R. BAUM
POCATELLO
IDAHO

RUBY Y. BROWN
ASSOCIATE

RECEIVED
JUN 1 1954
Department of Reclamation

9 am

824972

June 1, 1954

Mr. O. R. Baum
Attorney at Law
P. O. Box 570
Pocatello, Idaho

Dear Mr. Baum:

We acknowledge receipt of your letter of May 29 enclosing application of the Franklin Cub River Pumping Co. together with your check for the \$5.25 filing fee. However, we do not quite understand the locations as given in Question 12 of the application and on the sketch maps. Both of these describe Sections 2 and 3 as being in T. 14 North, Range 1 East and Sections 34 and 35 as in Township 15 North, Range 1 East.

These are a long way from the rest of the land and the well, which is located in Township 16 South, Range 40 East.

Isn't there a mistake in some of these descriptions?

We, therefore, return the application for whatever correction is necessary, if any.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

824972

RECEIVED
JUN 4 1954
Department of Reclamation

June 3, 1954

Department of Reclamation
Boise, Idaho

Att: Jeanne L. Anderson, Chief Clerk

Re: Franklin Cub River Pumping Co.

Dear Miss Anderson:

This will acknowledge receipt of your letter of June 1st and desire to say that our application is correct. Sections 2 and 3, Township 14 North, Range 1 East and Sections 34 and 35 in Township 15 North, Range 1 East are in the State of Utah. The Franklin Cub River Pumping Co. is watering lands in both states. The land is adjoining.

Very truly yours,



O. R. BAUM

ORB:RYB

enc - Application returned herewith

LAW
OFFICES
O. R. BAUM
POCATELLO
IDAHO

RUEY Y. BROWN
ASSOCIATE

18 24972

June 4, 1954

RE: Application No. G-32790

Judge O. R. Baum
P. O. Box 570
Pocatello, Idaho

Dear Judge Baum:

We have your letter of June 3 and note that a portion of the land included in the application of Franklin Cub River Pumping Company is in Utah.

However, the application does not give the 40 acre subdivision in which the well is located but only describes it as being in the SW $\frac{1}{4}$ Section 20, Township 16 South, Range 40 East B.M. Will you please mark on the sketch map enclosed, the 40 in which this well is to be located.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl
Enc.

824972

RECEIVED
JUN 7 1954

Department of Reclamation

June 5, 1954

Department of Reclamation
Boise, Idaho

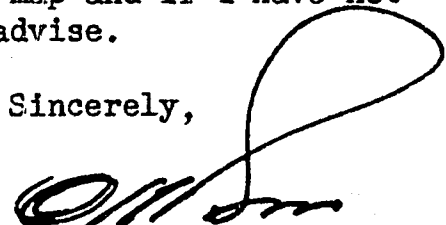
Att: Jeanne L. Anderson
Chief Clerk

Re: Franklin Cub River Pumping Company

Dear Mrs. Anderson:

I am returning herewith the map and if I have not
complied with your request please advise.

Sincerely,


O. R. BAUM

ORB:RYB
enc.

LAW
OFFICES
O. R. BAUM
POCATELLO
IDAHO

RUBY Y. BROWN
ASSOCIATE

24972

(Form No. 3)

Address all communications to:

O. R. BAUM

P. O. 570, POCA TELLO, IDAHO

APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G

Permit No. G

District No.

1. Name of applicant: FRANKLIN CUB RIVER PUMPING CO.

Post office address Franklin County Franklin State Idaho

2. Quantity of water claimed: 2 Sec. ft.

(a) Rate of withdrawal in cubic feet per second or Idaho Miner's

inches or gallons per minute 800

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Underground

4. Location of point of diversion or well is in the SW ¼ of the ¼ of Section 20

Twp. 16 S. Rge. 40 E., B. M., County of

5. Water is to be used for: Irrigation

6. If for municipal, industrial or recreational purposes give:

(a) Point of use of water is in the ¼ of the ¼ of Section

Twp., Rge., B. M.

(b) Waste water or sewage effluent is to be returned to

at a point in the ¼ of the ¼ of Section, Twp., Rge., B. M.

7. Kind of Works: Pump

8. Estimated cost of works: \$ 4,500.00

9. (a) Is reservoir to be used?

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is

Two

years.

824972

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation: May 21, 1941

(b) Amount of capital stock \$ 25,000.00 (c) Amount paid in: \$

(d) Names and addresses of directors: Ray Morrison, Wm. Durant, Frank Olsen,

A. J. Shriver, J. M. Butterworth, D. R. Geddes, Douglas Naef, Address Franklin, Idaho.

II. The financial resources of the applicant are: (a) Cash on hand: \$ 800.00

(b) Treasury stock: (c) Bonds to be issued:

(d) Other resources:

12. The land to be irrigated is described in the following tabulation:

(Give irrigable acreage in each 40-acre subdivision)

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 $\frac{1}{4}$	
14 N.	1 East	3					X												40
15 N.	1 East	35					X	X	X	X	X	X	X	X					320
15 N.	1 East	34	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	640
16 S.	40 E.	28					X	X	X	X									160
16 S.	40 E.	28									X	X	X	X					160
16 S.	40 E.	29	X	X	X	X			X	X			X	X	X	X	X	X	480
16 S.	40 E.	30											X	X	X	X	X	X	205
14 N.	1 E.	2							X										40

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Water License 1447

(a) 2 (cubic feet per second, inches or gallons per minute) of the water herein applied for is

to be supplemental to the existing water rights.

(b) (cubic feet per second, inches or gallons per minute) is for new lands.

The well is sixteen feet from Cub River and the water will be pumped

Remarks:

from the well and dumped into cub river and will be diverted 3/4 of a mile southwest of the point where the water is dumped into the river.

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.

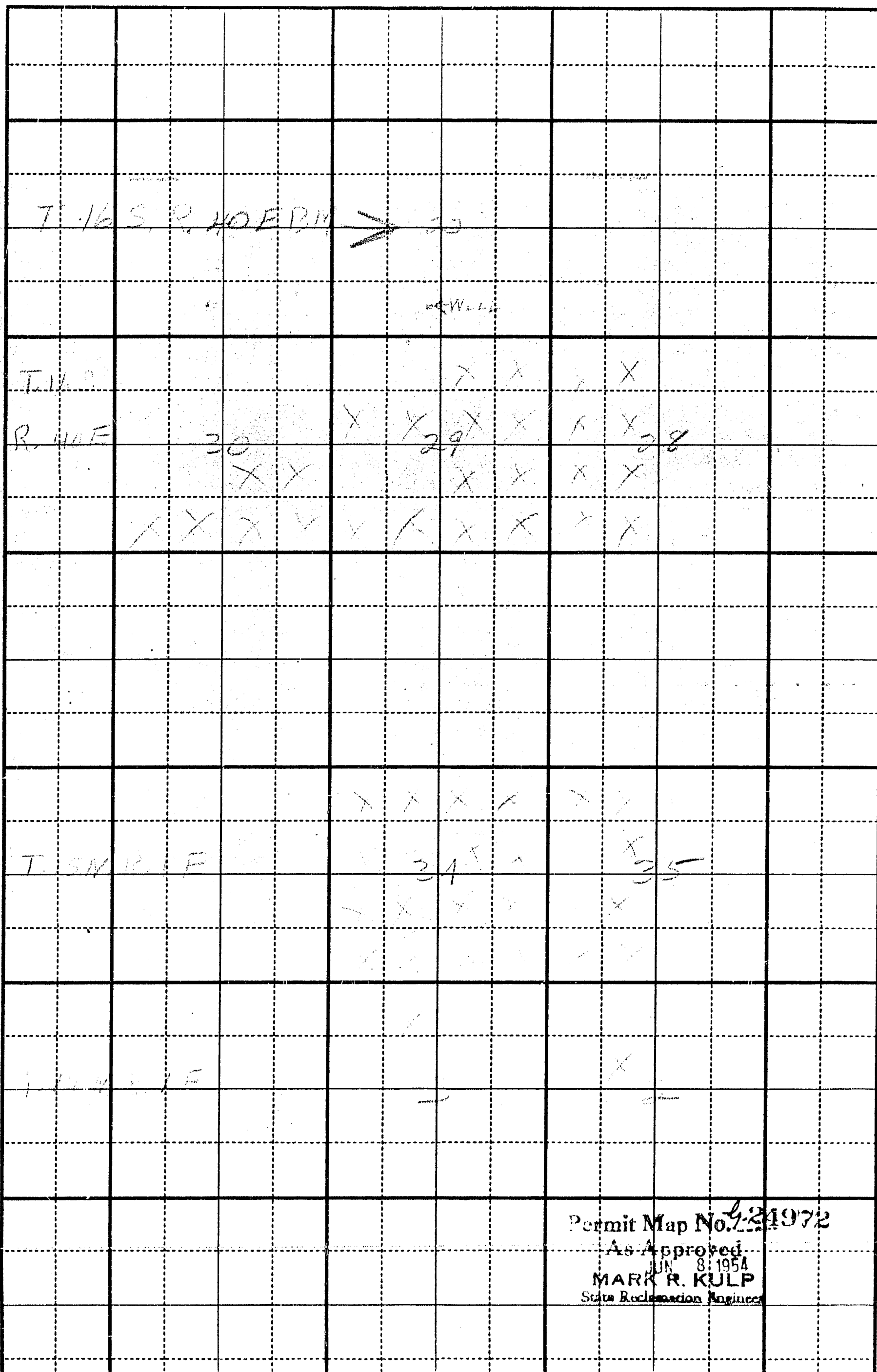
Franklin Cub River Pumping Co
Applicant
By Ray Morrison Agent
Pres.

24972

24972

NAME OF APPLICANT FRANKLIN CUB RIVER PUMPING COMPANY

Form No. 0



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

24972

Idaho

Utah

SCALE: 2 inches Equal 1 Mile. Draw Plain Ink.

R-40E

T.

16-H-40E

S.

that
indicate
Federal Survey
of Secs. 36
29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

Indicate that you are
interested in
acquiring R-1 E1

Indicate that you are
interested in
acquiring R-1 E1

is available
6/18/54

NAME OF APPLICANT

22 b429

Form No. 0

June 11, 1954

RE: Permit No. G-24972

Mr. O. R. Baum
P. O. Box 570
Pocatello, Idaho

Dear Judge Baum:

We enclose Permit No. G-24972 in the name of the Franklin Cub River Pumping Co. and direct 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. G-572 for the \$5.25 filing fee.

Very truly yours,

MARK R. KULF
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

f 24972

RECEIVED
JAN 21 1955
Department of Reclamation

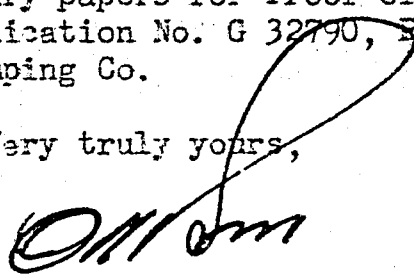
January 20, 1955

Department of Reclamation
Boise, Idaho

Gentlemen:

Will you please send us the necessary papers for Proof of
Completion of Works concerning Application No. G 32790, Permit
No. G 24972, Franklin Sub River Pumping Co.

Very truly yours,


O. R. BAUM

LAW
OFFICES
O. R. BAUM
POCATELLO
IDAHO

RUBY Y. BROWN
ASSOCIATE

ORB:RYB

due 6-8-56

324972

✓
January 21, 1955

RE: Permit No. G-24972

Mr. O. R. Baum
Attorney at Law
Pocatello, Idaho

Dear Mr. Baum:

We have your letter of January 20 requesting forms for making proof of completion of works on Permit No. G-24972 of the Franklin Cub River Pumping Company.

We assume that they are prepared to make both proof of completion of works and beneficial use as both proofs are required at the same time on this Permit.

We enclose the form for notice in connection with these proofs which should be made in duplicate on Form 36, returning both copies to this office together with Form 11 which is your authorization for us to have the notice published in the designated county newspaper at your expense.

However, if they are not prepared to make proof of beneficial use at this time we note that these proofs are not actually due until June 8, 1956 although they may be made at any earlier date.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1
Enc.

824972

RECEIVED
JUN 24 1955

Department of Reclamation

June 22, 1955

Department of Reclamation
Boise, Idaho

Attn: Jeanne L. Anderson
Chief Clerk

Re: Permit No. G-24972

Dear Mrs. Anderson:

I enclose herewith the following:

1. Notice of Proof of Completion of Works
and Application of Water to Beneficial
Use, in duplicate.
2. Authorization to Reclamation Engineer to
publish Notice.

Very truly yours,



O. R. BAUM

ORB:tb
Encls.

LAW
OFFICES
O. R. BAUM
POCATELLO
IDAHO

Box 570

RUBY Y. BROWN
ASSOCIATE

24972

✓
June 24, 1955

RE: Permit No. G-24972

Mr. O. R. Baum
Box 570
Pocatello, Idaho

Dear Judge Baum:

We have your letter of June 22nd enclosing notice for proof of completion of works and beneficial use on Permit No. G-24972, of the Franklin Cub River Pumping Company.

However, in checking the list of land where the water has been used as described in this notice, we find that it differs materially from the land described in the Permit.

We return the original copy of the notice with some pencil notations. You will note that several of these descriptions contain duplications, for instance, in Section 35, Township 15 North, Range 1 East, B.M. you will note a complete duplication of the entire Section but only 320 acres.

We enclose a plat on which we have checked the land described in the Permit and unless there has been a change in the land list, the notice should contain the land so described.

If there has been a change, an application for amendment should be submitted on the form enclosed. Otherwise, I will be glad to correct the notice to conform to the Permit.

We also note that the notice mentions 80 gallons per minute, which would only be 9 or 10 inches; whereas, the Permit calls for 2 second feet or 100 inches of water. Is it the intention to only prove up on this smaller amount?

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

8 24972

RECEIVED
JUL 7 1955
Department of Reclamation

July 6, 1955

Mr. Mark R. Kulp
State Reclamation Engineer
Department of Reclamation
State Of Idaho

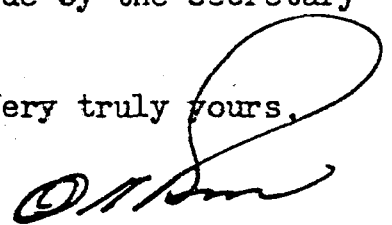
Att: Jeanne L. Anderson
Chief Clerk

Dear Miss Anderson:

This will acknowledge receipt of your letter of June 24th in reference to Permit No. G-24972, Franklin Cub River Pumping Company. Mr. Morrison is in the office and he tells me the well is an artesian well and it flows only 30 gallons per minute and if a pump is put on it only pumps 30 gallons per minute, hence while the original application was for more we feel that under the measurements taken that all we should ask for is the actual amount that is being produced so go ahead and complete it on that basis.

I am returning the proof with the corrected description. The error on the description was made by the secretary typing the description.

Very truly yours,


O. R. BAUM

ORB:RYB

LAW
OFFICES
O. R. BAUM
POCATELLO
IDAHO

RUBY Y. BROWN
ASSOCIATE

824972

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date).....

(P. O.).....

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

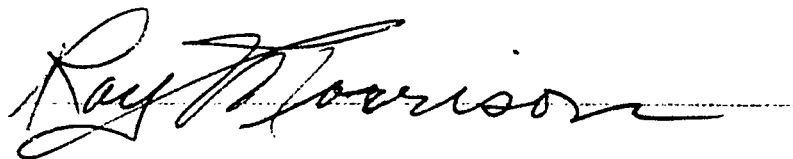
You are hereby authorized to have the attached notice published at my expense in the

Preston Citizen

of Preston, Idaho

published in

the county in which the works are situated.



(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.

824972

Twp. 14 N. Range 1 East, Sec. 3, NE $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 acres.

Twp. 15 N. Range 1 East, Sec. 35, NE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$;
NW $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$ - 320 acres.

All of Section 34, Twp. 15 N. Range 1 East - 640 acres.

Twp. 16 S. Range 40 East, Sec. 28, NE $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 160 acres.

Twp. 16 S. Range 40 East, Sec. 28, NE $\frac{1}{4}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$ - 160 acres.

Twp. 16, S. Range 40 East, Sec. 29, NE $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$;
SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$ - 480 acres.

Twp. 16 S. Range 40 East, Sec. 30, SW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$;
SE $\frac{1}{4}$ SE $\frac{1}{4}$ - 205 acres. Twp. 14 N. Range 1 East, Sec. 2, SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 acres.

824972

Twp. 14 N. Range 1 East, Sec. 3, NE $\frac{1}{4}$ - 40 acres

Twp. 15 N. Range 1 East, Sec. 35, 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 $\frac{1}{4}$,
320 acres;

All of Section 34, Twp. 15 N. Range 1 East, 640 acres;

Twp. 16 S. Range 40 E., Sec. 28, NE $\frac{1}{4}$; NW $\frac{1}{4}$; SW $\frac{1}{4}$; SE $\frac{1}{4}$, 160 acres;

Twp. 16 S. Range 40 E., Sec. 28, NE $\frac{1}{4}$; NW $\frac{1}{4}$; SW $\frac{1}{4}$; SE $\frac{1}{4}$, 160 acres;

Twp. 16, S. Range 40 E., Sec. 29, NE $\frac{1}{4}$; NW $\frac{1}{4}$; SW $\frac{1}{4}$; SE $\frac{1}{4}$; SW $\frac{1}{4}$; SE $\frac{1}{4}$; SW $\frac{1}{4}$; SE $\frac{1}{4}$;
NE $\frac{1}{4}$; NW $\frac{1}{4}$; SW $\frac{1}{4}$; SE $\frac{1}{4}$; 480 acres.

Twp. 16 S. Range 40 E., Sec. 30, SW $\frac{1}{4}$; SE $\frac{1}{4}$; NE $\frac{1}{4}$; NW $\frac{1}{4}$; SW $\frac{1}{4}$; SE $\frac{1}{4}$; 205 acres;

Twp. 14 N. Range 1 E., Sec. 2, SE $\frac{1}{4}$, 40 acres.

524972

✓
July 7, 1955

RE: Permit No. G-24972

Judge O. R. Baum
Attorney at Law
Pocatello, Idaho

Dear Judge Baum:

Thank you for your letter of July 6 with the amended land list in connection with Permit No. G-24972. This amended list checks with the land described in the original Permit but in order to save space in the published notice, we have combined the descriptions as follows:

"In Idaho - W $\frac{1}{2}$ Section 28; E $\frac{1}{2}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ and S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29; S $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 20; Township 16 South, Range 40 East, B.M.

In Utah - SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 2; NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 3, Township 14 North, Range 1 S.L.M.; all of Section 34; W $\frac{1}{2}$ Section 35, Township 14 North, Range 1 S.L.M."

We have set the time for making proof at 10:00 A.M., August 6, 1955, and are sending a copy of the notice to the Preston Citizen with instructions to publish it once a week for four weeks prior to that date and to send the Franklin Cub River Pumping Company, in care of Mr. Morrison, the affidavit of publication together with statement of costs.

Shall we send the forms of deposition to be used in making these proofs to you or to Mr. Larson, the Notary Public, or to Mr. Morrison himself?

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

24972

July 11, 1955

Jeanne L. Anderson, Chief Clerk
State of Idaho
Department of Reclamation
Boise, Idaho

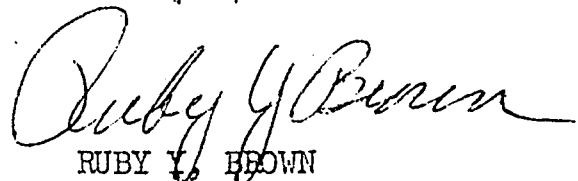
Re: Permit No. G-24972

Dear Mrs. Anderson:

This will acknowledge receipt of your letter of July 7.

You may send the forms of deposition to this office.

Very truly yours,


RUBY Y. BROWN

RYB:ew

LAW
OFFICES
O. R. BAUM
POCATELLO
IDAHO

RUBY Y. BROWN
ASSOCIATE

RECEIVED
JUL 13 1955
Department of Reclamation

24972

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. G-24972

Date: July 8, 1955

Preston Citizen

Preston, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to August 6, 1955 the date set for proof, the expense of the publication to be paid by the applicant, Franklin Cub P⁷ver Pumping Co. of Franklin, 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

Chief Clerk

824972

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

Notice is hereby given that at 10:00 A. M., on the 6th day of August, 1955, at Preston, County of Franklin, State of Idaho, before J. N. LARSON, Notary Public, proof will be submitted of the completion of works for the diversion of 80 gallons minute ~~per second~~ of the waters of artesian well located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, Twp. 16 S., Rge. 40 E.B.M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-24972 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Franklin Cub River Pumping Company, Franklin, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 80 gallons ~~per second~~ minute.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 80 gallons ~~per second~~ minute.

The place where said water is used is

In Idaho - W $\frac{1}{2}$ Section 28; E $\frac{1}{2}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ and S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29; S $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 20, Township 16 South, Range 40 East, B.M.

In Utah - SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 2; NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 3, Township 14 North, Range 1 S.L.M.; all of Section 34; W $\frac{1}{2}$ Section 35, Township 14 North, Range 1 S.L.M.

MARK R. KULP

State Reclamation Engineer

824922

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

Notice is hereby given that at 10:00 A. M., on the 6th day of August, 1955, at Preston, County of Franklin, State of Idaho, before J. N. LARSON, Notary Public, proof will be submitted of the completion of works for the diversion of 80 gallons minute ~~xxxxxx~~ per ~~xxxxxx~~ of the waters of artesian well located in the SE 1/4 Sec. 20, Twp. 16 S., Rge. 40 E.B.M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 0-24972 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Franklin Cub River Pumping Company, Franklin, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 80 gallons ~~xxxxxx~~ per ~~xxxxxx~~ minute.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 80 gallons ~~xxxxxx~~ per ~~xxxxxx~~ minute.

5. The date of priority which said user is prepared to establish is June 8, 1954.

MARK R. KULP

State Reclamation Engineer

824972

July 13, 1955

RE: Permit No. C-24972

Reby T. Brown
C/o O. R. Baum
Pocatello, Idaho

Dear Madam:

In accordance with your letter of July 11, we enclose
the forms of deposition to be executed by the Franklin Sub River
Pumping Company and two disinterested witnesses in proof of
completion of works and beneficial use on Permit No. C-24972.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

24972

July 18, 1955

RE: Permits Nos. G-24972 and 25637

Preston Citizen
Preston
Idaho

Gentlemen:

We have checked the tear sheet received this morning which contained the notice on the above numbered Permit in the name of the Franklin Cub River Pumping Company and find that the last paragraph of the notice has been omitted.

Please refer to the copy and note that there is a Paragraph 5 as follows:

"5. The date of priority which said user is prepared to establish is June 1, 1954."

Please make this correction in your subsequent issues and send us a copy of the corrected notice.

Your postcard of July 9th acknowledged receipt of two notices one of the Franklin Cub River Pumping Company as above and the other on Permit No. 25637 of Cluff H. Kendall. The tear sheet which you sent did not include a copy of notice on Permit No. 25637.

Please advise if this is being published and if so send us a copy at once.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1

24972

July 26, 1955

RE: Permit No. G-24972

Preston Citizen
Preston
Idaho

Gentlemen:

On July 18th we wrote you in regard to a correction
in the notice on Permit No. G-24972 of the Franklin Cub River
Pumping Company.

If this correction has been made in a later issue,
will you please send us a copy of same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

24972

RECEIVED
AUG 9 1955
Department of Reclamation

August 8, 1955

Department of Reclamation
State of Idaho
Boise, Idaho

Re: Permit No. G24972

Gentlemen:

Attention: Mr. J. N. Larsen

We are enclosing herewith the following:

1. Proof of Application of Water to Beneficial Use, Deposition of Witness, P. B. Dunkley.
2. Proof of Application of Water to Beneficial Use, Deposition of Witness, O. K. Lowe.
3. Proof of Application of Water to Beneficial Use, Deposition of Holder, Ray Morrison, President of Franklin Cub River Pumping Company.

Very truly yours,

Ruby Y. Brown
RUBY Y. BROWN

RYB:ge
Enclosures

824972

Pres. L.

LAW
OFFICES
O. R. BAUM
POCATELLO
IDAHO

RUBY Y. BROWN
ASSOCIATE

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G 24972

Proof of Application of Water to Beneficial Use

Deposition of Holder
and Completion of Works

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

Ans. Ray W. Morrison, President of Franklin Cub River Pumping Co., Franklin, 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. Franklin Cub River Pumping Co., Franklin, Idaho. President of Franklin Cub River Pumping Co.

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

Ans. G 24972. June 8, 1954. June 8, 1954.

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

Ans. Underground water. SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 28, Twp. 16 S., Rge. 40 E., B.M.

30
10

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. Pump and well. Eighty gallons per minute. Cub River, which carries it to the pumps. 236 feet - depth of well, 12 inch casing, artesian well. Eighty gallons per minute and measured by professional test.

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. In Idaho - W $\frac{1}{2}$ Section 28; E $\frac{1}{2}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ and S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29; S $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 28; Township 16 South, Range 40 East, B.M. In Utah - SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 2; NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 3, Township 14 North, Range 1 S.L.M.; all of Section 34; W $\frac{1}{2}$ Section 35, Township 14 North, Range 1 S.L.M. Cultivated ground. Additional water to already established system, and the lands lying therein.

G 24972

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.

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. Pump and well. Eighty gallons per minute.

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. Five second feet of decreed water of the Cub River as of 1882, and 20 second feet by permit of 1919. It falls very short of this amount during the late summer months.

FRANKLIN CUB RIVER PUMPING CO.,

(Sign) By

Ray Morrison
President

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 6th day of August A. D. 1955.....

My commission expires

May 1-1957

24972

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G 24972

Proof of Application of Water to Beneficial Use

Deposition of Witness and Completion of Works

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. B. B. DUNKLEY, seventy-nine, Franklin, Idaho. Retired. Franklin, Idaho.

River Pumping Co.

Ques. 2. Are you acquainted with Ray L. Morrison, President of Franklin Cub/, the holder of Permit No. G-24972? How long have you known him and where does he reside?

Ans. Yes. Twenty-five years.

Franklin, County of Franklin, State of Idaho

Ques. 3. Have you read or heard read said Permit No. G-24972, 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. 2020

Ans. Underground water. SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 20, Twp. 16 S., Rge. 40 E., B.M.

Pump and well

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. eighty gallons per minute. Eighty gallons per minute.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. Eighty gallons per minute

G 24972

Ques. 7. 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. For irrigation. In Idaho - $W\frac{1}{2}$ Section 28; $E\frac{1}{2}$, $S\frac{1}{2}NW\frac{1}{4}$ and $S\frac{1}{2}SW\frac{1}{4}$ Section 29; $S\frac{1}{2}SW\frac{1}{4}$ and $SE\frac{1}{4}$ Section ³⁰20; Township 16 South, Range 40 East, B.M.

In Utah - $SE\frac{1}{4}NW\frac{1}{4}$ Section 2; $NE\frac{1}{4}NW\frac{1}{4}$ Section 3, Township 14 North, Range 1 S.L.M.; all of Section 34; $W\frac{1}{2}$ Section 35, Township 14 North, Range 1 S.L.M. Cultivated land. Additional water to already established system.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

Ques. 9. (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. No reclaimed land. Additional waters for already established irrigation district, and the lands lying therein.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 11. 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. For a number of years past he was Secretary of the Franklin Cub River Pumping Co., and he was also over the irrigation district very frequently and likewise acquainted with all the users of this water.

(Signed) *R. D. Dunkley*

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 6th day of August, A. D. 19 55.

[Signature]
Notary Public.

My commission expires May 1 - 1957

824972

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G 24972

Proof of Application of Water to Beneficial Use

Deposition of Witness and Completion of Works

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. O. K. Lowe, sixty-nine; Franklin, Idaho, farmer. Franklin, Idaho.

River Pumping Co.

Ques. 2. Are you acquainted with Ray . . Morrison, President of Franklin Cub/, the holder of Permit No. G-24972? How long have you known him and where does he reside?

Ans. Yes. Twenty-five years. Franklin, Idaho.

Franklin, County of Franklin, Idaho

Ques. 3. Have you read or heard read said Permit No. G-24972, 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. 8020

Ans. Underground water. SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 20, Twp. 16 S., Rge. 40 E., B.M.

Pump and well

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. Eighty gallons per minute. Eighty gallons per minute.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. Eighty gallons per minute

8 24972

Ques. 7. 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. For irrigation. In Idaho - $W\frac{1}{2}$ Section 28; $E\frac{1}{2}$, $S\frac{1}{2}NW\frac{1}{4}$ and $S\frac{1}{2}SW\frac{1}{4}$ Section 29; $S\frac{1}{2}SW\frac{1}{4}$ and $SE\frac{1}{4}$ Section 20; Township 16 South, Range 40 East, B.M.

In Utah - $SE\frac{1}{4}NW\frac{1}{4}$ Section 2; $NE\frac{1}{4}NW\frac{1}{4}$ Section 3, Township 14 North, Range 1 S.L.M.; all of Section 34; $W\frac{1}{2}$ Section 35, Township 14 North, Range 1 S.L.M. Cultivated land. Additional water to already established system.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans.

Ques. 9. (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. No reclaimed land. Additional waters for already established irrigation district, and the lands lying therein.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 11. 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. For a number of years past. Passed by this/district very frequently in the past years and observed the use of this water during the past number of years. Is personally acquainted with all users of this water.

(Signed) O. K. Jones

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 6th day of August
A. D. 1955

Notary Public.

My commission expires

July 1 - 1957

824972

August 12, 1955

RE: Permit No. G-24972

Ruby Y. Brown
C/o O. R. Baum
Pocatello, Idaho

Dear Madam:

We acknowledge your letter of August 8 directed to the attention of Mr. J. N. Larsen enclosing depositions of Ray Morrison and two witnesses in proof of Completion of Works and Beneficial Use on Permit No. G-24972 of the Franklin Cub River Pumping Company.

We note that all of these depositions describe the location of the well in Section 20, Township 16 South, Range 40 East, B. M. and also include Section 20 in the place of use.

We think this must be a typographical error and is should be Section 30, and we can correct the depositions upon authorization from Mr. Morrison to do so.

The Affidavit of Publication is a necessary part of the proof and the Preston Citizen was instructed to send this Affidavit of Mr. Morrison.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu

CC: Mr. Ray W. Morrison

24972

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

County of Franklin

Allen E. Smith

, being duly sworn,

deposes and says:

That he is the Publisher of

THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for four consecutive weeks in the regular and entire issue of said paper during the period and time of publication, 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 consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

July 14

, 1955, and ending

with the issue of Aug. 4, 1955

Allen E. Smith

Fees, \$ 23²²

Subscribed and sworn to before me this 15 day

of August, 1955

Allen E. Smith

Notary Public, Residing at Preston, Idaho

My Commission Expires 5-4, 1955

Notice of Proof of Completion of Works and Application of Water to Beneficial Use

Notice is hereby given that at 10:00 A. M., on the 6th day of August, 1955, at Preston, County of Franklin, State of Idaho, before J. N. LARSON, Notary Public, proof will be submitted of the completion of works for the diversion of 80 gallons per minute of the waters of artesian well located in the SE¹/₄ SW¹/₄ Sec. 20, Twp. 16 S., Rge. 40 E. B. M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-24972 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Franklin Cub River Pumping Company, Franklin, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 80 gallons per minute.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 80 gallons per minute.

4. The place where said water is used is In Idaho—W¹/₂ Section 28; E¹/₂, S¹/₂NW¹/₄ and S¹/₂SW¹/₄ Section 29; S¹/₂SW¹/₄ and SE¹/₄ Section 20, Township 16 South, Range 40 East, B. M.

In Utah—SE¹/₄NW¹/₄ Section 2; NE¹/₄NW¹/₄ Section 3, Township 14 North, Range 1 S. L. M.; all of Section 34; W¹/₂ Section 25, Township 14 North, Range 1 S. L. M.

MARK R. KULP,
State Reclamation Engineer

AUG 16 1955

Department of Reclamation

G-24972

824972

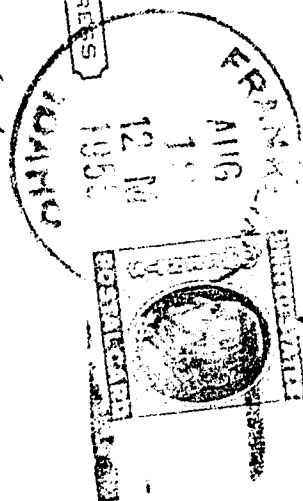
RECEIVED

AUG 19 1951

Department of Reclamation

Mark R. Kulp
State Dept of Reclamation
State House,
Boise, Idaho.

Franklin and River Pump Co.
of Ray, Nevada
Franklin, Idaho



Franklin, Idaho.
Aug. 18, 1955.

Dear Mr. Kulp:

Re: To letter of Aug 12. (permit No. G-24972)
You were very bright in assuming the
error as indicated in your letter concerning
the use of water to be in sec. 30 instead
of sec 20 where the well is located.
Please make the necessary corrections
the water is used in sec 30; the location
of well in sec 20. No water used in sec 20.

If you have not heard from Preston
Citizen as yet you will do so very soon.
Thank you.

Very truly yours,
Ray Morrison

D-4972

August 19, 1955

RE: Permit No. G-24972

Mr. Ray W. Morrison, President
Franklin Cub River Pumping Co.
Franklin, Idaho

Dear Mr. Morrison:

We have your card of August 18 and in accordance therewith have corrected the depositions offered in proof of completion of works and beneficial use on the above numbered Permit to show the location in Section 30 instead of Section 20, Township 16 South, Range 11 East, B.M.

The affidavit of publication from the Preston Citizen reached us a day or two ago which completes the proof.

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,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

24972

August 30, 1956

RE: Permit No. G-24972

Franklin Cub River Pumping Co.
Franklin
Idaho

ATTENTION: Mr. Ray W. Morrison, President

Dear Mr. Morrison:

Inspection is required on any Permit, for the use of water, being brought to license in the State of Idaho.

I intend to make inspection in connection with Permit No. G-24972 in the name of the Franklin Cub River Pumping Co., on Thursday, September 13, probably in the afternoon after I have made an inspection for Mr. Reese on a well in Section 17, Township 16 South, Range 40 East.

Please be prepared to accompany me on the inspection or have someone there representing the Franklin Cub River Pumping Co.

I intend to stop at the Hotel in Malad the night before in case you wish to contact me. I will try to contact you by phone on Thursday before time for inspection, but in case I do not contact you I will drive to the place where the pump is located. I will be driving a white Ford Car, 1955 model.

Yours truly,

MARK R. KULP
State Reclamation Engineer
By

E. H. Humphrey
Deputy State Reclamation Engineer

H:hll

24972

Additional info

on Franklin

Cuba River Pumping
Co.

E. N. H.

Apr 10-57

J24972

E A S E M E N T

THIS AGREEMENT made this _____ day of May, 1954, between
WOODROW PORTER and ALENE PORTER, his wife, of Franklin County, State of
Idaho, parties of the first part, and FRANKLIN CUB RIVER PUMPING COMPANY,
a corporation, of Franklin, County of Franklin, State of Idaho,

WITNESSETH:

The Grantors, namely, the parties of the first part, hereby
grant a partial easement and right of way for the construction, maintenance,
building and repair of a ditch, as follows:

A 4 foot strip of land on each side of a line running
10 rods Southwesterly from a point 14 rods East of the
Northwest corner of the Southwest quarter of the South-
west quarter of Section 3, Township 16 South, Range 40
East of the Boise Meridian, and sufficient area on each
side of said strip of land for the proper care and
maintenance of said drainage ditch.

A 4 foot strip of land on each side of a line running
Southwesterly from a point 10 rods South and 5 rods
East from the Northwest corner of the Southwest quarter
of the Southwest quarter of Section 3, Township 16
South, Range 40 East of the Boise Meridian, to a point
where it intersects with the Cub River Irrigation Com-
pany spillway, and sufficient area on each side of said
strip of land for the proper care and maintenance of
said drainage ditch.

A 4 foot strip of land on each side of a line running
Southwesterly from a point 3/4 rods East of the Northwest
corner of the Southwest quarter of the Southwest quarter
of Section 3, Township 16 South, Range 40 East of the
Boise Meridian, to a point 200 feet South, then running
West to the intersection point of the Cub River Pumping
Company drain, and sufficient area on each side of said
strip of land for the proper care and maintenance of
said drainage ditch.

This conveyance is made to said Grantee as a right of way for
said ditch, to-wit, a drainage ditch, which is not to exceed _____ feet
in width, across the said above described premises.

The consideration for the above easement is the sum of Three
Hundred Fifty Dollars (\$350.00), the receipt of which is hereby acknowledged.

The Grantors of this easement shall be responsible for all
bridges, culverts, stock crossings and irrigation ditches.

24972

IN WITNESS WHEREOF the parties hereto have hereunto set their

hands and seals the day and year first above written.

WOODROW PORTER

ALENE PORTER

Parties of the First Part

FRANKLIN CUB RIVER PUMPING COMPANY,
a corporation,

Ev.

President

ATTEST:

Secretary

(SEAL)

824975

STATE OF IDAHO)
COUNTY OF FRANKLIN) SS

On this _____ day of May, in the year 1954, before me, the undersigned, a Notary Public in and for said County and State, personally appeared WOODROW PORTER and ALENE PORTER, his wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

(SEAL)

Notary Public for Idaho,
Residing at _____, Idaho.

STATE OF IDAHO)
COUNTY OF FRANKLIN) SS

On this _____ day of May, in the year 1954, before me, the undersigned, a Notary Public in and for said County and State, personally appeared _____ and _____, known to me to be the President and Secretary, respectively, of the corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

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

(SEAL)

Notary Public for Idaho,
Residing at _____, Idaho.

24972

E A S E M E N T

THIS AGREEMENT made this _____ day of May, 1954, between HORACE HAWORTH and RUBY A. HAWORTH, his wife; GERALD WRIGHT and KATHLEEN WRIGHT, his wife, of Franklin County, State of Idaho, parties of the first part, and FRANKLIN CUB RIVER PUMPING COMPANY, a corporation, of Franklin, County of Franklin, State of Idaho, party of the second part,

WITNESSETH:

The Grantors, namely, the parties of the first part, hereby grant a partial easement and right of way for the construction, maintenance, building and repair of a ditch, as follows:

A 4 foot strip of land on each side of a line running Southeasterly from a point 100 rods West and 90 rods South of the Northeast corner of Section 9, Township 16 South, Range 40 East of the Boise Meridian, to a point where it intersects Cub River, and sufficient area on each side of said strip of land for the proper care and maintenance of said drainage ditch.

This conveyance is made to said Grantee as a right of way for said ditch, to-wit, a drainage ditch, which is not to exceed _____ feet in width, across the said above described premises.

The consideration for the above easement is the sum of Ninety and no/100 Dollars (\$90.00), the receipt of which is hereby acknowledged.

The Grantors of this easement shall be responsible for all bridges, culverts, stock crossings and irrigation ditches.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals the day and year first above written.

HORACE HAWORTH

RUBY A. HAWORTH

GERALD WRIGHT

KATHLEEN WRIGHT

Parties of the First Part

FRANKLIN CUB RIVER PUMPING COMPANY, a corporation,

By _____

President

Party of the Second Part

ATTEST:

Secretary

(SEAL)

824972

STATE OF IDAHO
COUNTY OF FRANKLIN

} ss

On this _____ day of May, in the year 1954, before me, the undersigned, a Notary Public in and for said County and State, personally appeared HORACE HAWORTH and RUBY A. HAWORTH, his wife, and GERALD WRIGHT and KATHLEEN WRIGHT, his wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

(SEAL)

Notary Public for Idaho,
Residing at _____, Idaho.

STATE OF IDAHO
COUNTY OF FRANKLIN

} ss

On this _____ day of May, in the year 1954, before me, the undersigned, a Notary Public in and for said County and State, personally appeared _____ and _____, known to me to be the President and Secretary, respectively, of the corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

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

(SEAL)

Notary Public for Idaho,
Residing at _____, Idaho.

1524972

E A S E M E N T

THIS AGREEMENT made this _____ day of May, 1954, between GERALD WRIGHT and KATHLEEN WRIGHT, his wife, of Franklin County, State of Idaho, parties of the first part, and FRANKLIN CUB RIVER PUMPING COMPANY, a corporation, of Franklin, County of Franklin, State of Idaho, party of the second part,

WITNESSETH:

The Grantors, namely, the parties of the first part, hereby grant a partial easement and right of way for the construction, maintenance, building and repair of a ditch, as follows:

A 4 foot strip of land on each side of a line running South-westerly from a point 158 rods East and 13 rods North of the Southwest corner of the Northwest quarter of the Northwest quarter of Section 16, Township 16 South, Range 40 East of the Boise Meridian, to a point located 128 rods East and 15 rods South of the Southwest corner of the Northwest quarter of the Northwest quarter of said Section 16, and sufficient area on each side of said strip of land for the proper care and maintenance of said drainage ditch.

This conveyance is made to said Grantee as a right of way for said ditch, to-wit, a drainage ditch, which is not to exceed _____ feet in width, across the said above described premises.

The consideration for the above easement is the sum of One Hundred Dollars (\$100.00), the receipt of which is hereby acknowledged.

The Grantors of this easement shall be responsible for all bridges, culverts, stock crossings and irrigation ditches.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals the day and year first above written.

GERALD WRIGHT

KATHLEEN WRIGHT

Parties of the First Part

FRANKLIN CUB RIVER PUMPING COMPANY,
a corporation,

By _____

President

Party of the Second Part

ATTEST:

Secretary

1524972

STATE OF IDAHO
COUNTY OF FRANKLIN

} SS

On this _____ day of May, in the year 1954, before me, the undersigned, a Notary Public in and for said County and State, personally appeared GERALD WRIGHT and KATHLEEN WRIGHT, his wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

(SEAL)

Notary Public for Idaho,
Residing at _____, Idaho.

STATE OF IDAHO
COUNTY OF FRANKLIN

} SS

On this _____ day of May, in the year 1954, before me, the undersigned, a Notary Public in and for said County and State, personally appeared _____ and _____ known to me to be the President and Secretary, respectively, of the corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

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

(SEAL)

Notary Public for Idaho,
Residing at _____, Idaho.

824972

EASEMENT

THIS AGREEMENT made this _____ day of May, 1954, between JOHN R. GREGORY and LEVINIA D. GREGORY, his wife, of Franklin County, State of Idaho, parties of the first part, and FRANKLIN CUB RIVER PUMPING COMPANY, a corporation, of Franklin, County of Franklin, State of Idaho,

WITNESSETH;

The Grantors, namely, the parties of the first part, hereby grant a partial easement and right of way for the construction, maintenance, building and repair of a ditch, as follows:

Commencing at a point 14 rods East of the Southwest corner of the Northwest quarter of the Southwest quarter of Section 3, Township 16 South, Range 40 East of the Boise Meridian, and running thence North 8 feet; thence East 20 rods; thence South 8 feet; thence West 20 rods to the place of beginning, and sufficient area on each side of said strip of land for the proper care and maintenance of said drainage ditch.

Commencing at a point 9 rods North of the Southwest corner of the Northwest quarter of the Southwest quarter of Section 3, Township 16 South, Range 40 E.B.M., running thence West and Southwesterly 40 rods; thence South 9 rods; thence Northeasterly to the point of beginning which is 9 rods North of the Southeast corner of the Northwest quarter of the Southwest quarter of Section 3, Township 16 South, Range 40 E.B.M., and sufficient area on each side of said strip of land for the proper care and maintenance of said drainage ditch.

This conveyance is made to said Grantee as a right of way for said ditch, to-wit, a drainage ditch, which is not to exceed _____ feet in width, across the said above described premises.

The consideration for the above easement is the sum of Three Hundred Twenty Dollars (\$320.00), the receipt of which is hereby acknowledged.

The Grantors of this easement shall be responsible for all bridges, culverts, stock crossings and irrigation ditches.

824972

JOHN E. GREGORY

FRANKLIN CUB RIVER PUMPING COMPANY, a
corporation,

ATTEST:

(SEAL)

824972

STATE OF IDAHO
COUNTY OF FRANKLIN

} ss

On this _____ day of May, in the year 1954, before me, the undersigned, a Notary Public in and for said County and State, personally appeared JOHN R. GREGORY and LEVINIA D. GREGORY, his wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

Notary Public for Idaho,
Residing at _____, Idaho.

(SEAL)

STATE OF IDAHO
COUNTY OF FRANKLIN

} ss

On this _____ day of May, in the year 1954, before me, the undersigned, a Notary Public in and for said County and State, personally appeared _____ and _____ known to me to be the President and Secretary, respectively, of the corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

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

Notary Public for Idaho,
Residing at _____, Idaho.

(SEAL)

824972

AFFIDAVIT

STATE OF IDAHO

COUNTY OF FRANKLIN

} SS

states:

That he is a citizen of the County of Franklin, State of Idaho, and has been such for many years last past; that he was one of the directors of the Franklin Cub River Canal Company, and that during the year 1919 it became the desire of said shareholders to dissolve said corporation, and that the minutes relating to said dissolution refer to the said corporation as the FRANKLIN CUB RIVER IRRIGATION COMPANY, while it should have referred to said corporation as the FRANKLIN CUB RIVER CANAL COMPANY, and there was no such corporation in existence known as the Franklin Cub River Irrigation Company, and that the said Franklin Cub River Canal Company was dissolved, and in referring to it, through inadvertence, the said corporation was referred to as FRANKLIN CUB RIVER IRRIGATION COMPANY, and that the said minutes aforementioned should be corrected accordingly.

Wm M Robinson
WM. M. ROBINSON

Subscribed and sworn to before me this 10 day of July,

1957.

(SEAL)

[Signature]
Notary Public for Idaho,
Residing at Idaho, Idaho.

P24972

AFFIDAVIT

STATE OF IDAHO
COUNTY OF FRANKLIN

} SS

WALLACE OLSEN, being first duly sworn on his oath, states:

That he is a citizen of the County of Franklin, State of Idaho, and has been such for many years last past; that he was one of the directors of the Franklin Cub River Canal Company, and that during the year 1919 it became the desire of said shareholders to dissolve said corporation, and that the minutes relating to said dissolution refer to the said corporation as the FRANKLIN CUB RIVER IRRIGATION COMPANY, while it should have referred to said corporation as the FRANKLIN CUB RIVER CANAL COMPANY, and there was no such corporation in existence known as the Franklin Cub River Irrigation Company, and that the said Franklin Cub River Canal Company was dissolved, and in referring to it, through inadvertence, the said corporation was referred to as FRANKLIN CUB RIVER IRRIGATION COMPANY, and that the said minutes aforementioned should be corrected accordingly.

Wallace Olsen

WALLACE OLSEN

Subscribed and sworn to before me this 10 day of ^{July} ~~July~~,

1954.

(SEAL)

[Signature]
Notary Public for Idaho,
Residing at Idaho, Idaho.

824972

AFFIDAVIT

STATE OF IDAHO

COUNTY OF FRANKLIN

SS

WM. DURANT, being first duly sworn on his oath, states:

That he is a citizen of the County of Franklin, State of Idaho, and has been such for many years last past; that he was one of the directors of the Franklin Cub River Canal Company, and that during the year 1919 it became the desire of said shareholders to dissolve said corporation, and that the minutes relating to said dissolution refer to the said corporation as the FRANKLIN CUB RIVER IRRIGATION COMPANY, while it should have referred to said corporation as the FRANKLIN CUB RIVER CANAL COMPANY, and there was no such corporation in existence known as the Franklin Cub River Irrigation Company, and that the said Franklin Cub River Canal Company was dissolved, and in referring to it, through inadvertence, the said corporation was referred to as FRANKLIN CUB RIVER IRRIGATION COMPANY, and that the said minutes aforementioned should be corrected accordingly.

Wm Durant
WM. DURANT

Subscribed and sworn to before me this 10 day of ^{July} ~~July~~,

1957.

(SEAL)

[Signature]
Notary Public for Idaho,
Residing at _____, Idaho.

824972

April 3, 1956

RE: Permit No. 1447

Franklin Cub River Pumping Company
Franklin
Idaho

ATTENTION: Mr. Ray Morrison, President

Gentlemen:

The Decree in the case of Henry T. McEwan, Plaintiff, vs. Franklin ~~and~~ County Sugar Company, et al., Defendants, heard in the District Court of the Fifth Judicial District of the State of Idaho in and for Franklin County, ¹¹⁵⁷⁶ ~~gives~~ the Franklin Cub River Canal Co. Corporation as one of the defendants. However, in the paragraph where ~~the~~ it speaks of the various defendants and their representatives, it does not mention the Franklin Cub River Canal Co. as being represented and it does specifically mention the defendants and states that the court has examined all the testimony offered and received and in behalf of the respective parties and the agreement and stipulation entered into. It then issues its decree. Among other things, the water is divided into Primary Rights, which are for use at all times during the irrigation season, and the High Water Rights, which are specifically divided among three of the defendants. The Cub River Irrigation Company to have .45 ^{were} ~~second feet~~ after the Primary Irrigation Rights ~~xxx~~ satisfied to the total of 158 cubic feet per second with its right to use of said waters to date from the year A. D. 1880 and to be measured at a point about a mile below the headgate of the said canal. The Cub River Middle Ditch Co. was allowed .30 of the waters of said stream after the Primary Rights were filled and its right to date from the year A. D. 1882. And that the Cub River and Worm Creek Canal Company to have the remaining .25 of the stream after the Primary Rights had been filled and its right also to be from the year A. D. 1882.

It would seem that the High Waters of the Cub River were completely divided at the time of this Decree which was done in open court on the ninth day of July, 1924 and signed by Judge Robert M. ^{Terrill} ~~Karroll~~, it would therefore appear that the Franklin

824972

were not represented and

Cub River Pumps, not being mentioned, were not considered in this Decree and the only rights that they could have would be rights that can be established in a portion of the stream below *the others*.

There is in the files in the Book of Licenses, Page 2789, License No. 14447 in the name of the Franklin Cub River Pumping Company, a License for an amount of 20 cubic feet per second with a priority of November 28, 1919, made appurtenant to lands in Township 16 South, Range 40 East, Sections 28, 29 and 30 in an amount of 1,005 acres irrigated with a point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 30, Township 16 South, Range 40 East. In checking the Permit file, diversion was by means of two pumps, each driven by a 40 hp motor and a statement by Will Durant, President of the Franklin Cub River Pumping Co. that their dam, ditch and pumps would carry 10 second feet of water to the Franklin Cub River Pumping Company's canal.

Since this license was issued in 1921 and the Decree was issued in 1924, if the pump would be pumping water from a section of the river in which the High Waters had been divided among the three companies mentioned above there would be no valid right for pumping by the Franklin Cub River Pumping Company as against the other three companies since the decree *supercedes* ~~substantiates~~ all earlier rights.

However, if the license is for water that flows below and outside the area covered by the decreed rights then the Franklin Cub River Pumping Company has a perfectly good ^{licensed} right to 20 second feet of water with a point of diversion as given on the license.

Yours truly,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:h11

Look up location of other diversions.

824972

April 16, 1957

Franklin Cub River Pumping Co.
Franklin, Idaho

Attention: Mr. Ray Morrison.

Dear Mr. Morrison:

We are returning herewith the well record and
the map as promised.

Thank you very much for the use of them.

Yours truly,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

ENH:d
enc.

824972

C
O
P
Y

ENGINEERING DEPARTMENT
EMERGENCY DROUTH RELIEF ADMINISTRATION
ROOM #127, STATE CAPITOL
SALT LAKE CITY, UTAH

WELL RECORD

Project No. 1218

Certificate No. 706

WELL #2

All sponsors of projects are required to keep a log of each well that is drilled by means of Emergency Drouth Relief funds. Samples should be kept of each change of formation as drilling progresses.

The following information must be sent to this office:

Sponsors of Project FRANKLIN CUB RIVER PUMPING COMPANY
Location of Well Wm. Robinson, Pres. 1934. Ray Morrison, Pres. 1954
Franklin, Idaho
Lineal Feet of Each Size of Casing Used 230' 12 $\frac{1}{2}$ " Casing
Type of Pump Used Not equipped
Production Test in G.P.M. Not tested (50-60 gal. flow 1954)
Total Depth of Well 236'
Date of Completion Jan. 12, 1934 Number of Drilling Days 7
Cleaned and Perferated Feb. 26, 1954. by Ronald Dursteller
Days 2 $\frac{1}{2}$ (\$225)
W. E. Dalton, Driller

LOG OF WELL

<u>Depth in Feet</u>		<u>Formation</u>	
From	To		
(16'	20'		Coarse gravel - some water: - Example)
0	4	4'	1 Sandy Soil
4	10	6'	2 Gravel and clay
10	32	22'	3 Blue clay
32	40	8'	4 Red clay W.S. 16'
40	46	6'	5 Sand - Some Water (Sandy clay)
46	86	40'	6 Blue clay
86	88	2'	7 Br.Sand and Little gravel W.S. 24'
88	111	23'	8 Sandy Clay
111	119	8'	9 Gravel-Water(20- $\frac{1}{2}$ "X3" Perfer) W.S.24' ations;
119	127	8'	10 Fine Sand
127	129	2'	11 Coarse Gravel
129	146	17'	12 Gravel and blue clay
146	171	25'	13 Yellow Gravel
171	173	2'	Blue clay
173	175	2'	14 Gravel - Water(4- $\frac{1}{2}$ "X3"Perfer)W.S.8'
175	180	5'	Blue clay ations)
180	186	6'	15 Sand and Gravel
186	208	22'	4 Gravel-Water(30- $\frac{1}{2}$ "X3"Perfer)W.S.8'
208	216	8'	16 Gravel W. Clay (ations)
216	232	16'	Gravel W. Little Clay
232	236	4'	17 Same

3049 22

Range

1477-13

[illegible]

15m1E

24972

Map
D
D

Franklin Cub River Pumping Co.
G-24972

24 19
25 30

19 20
30 29

25 30
36 31

30 29
31 32

Idaho

Utah

Cemetery

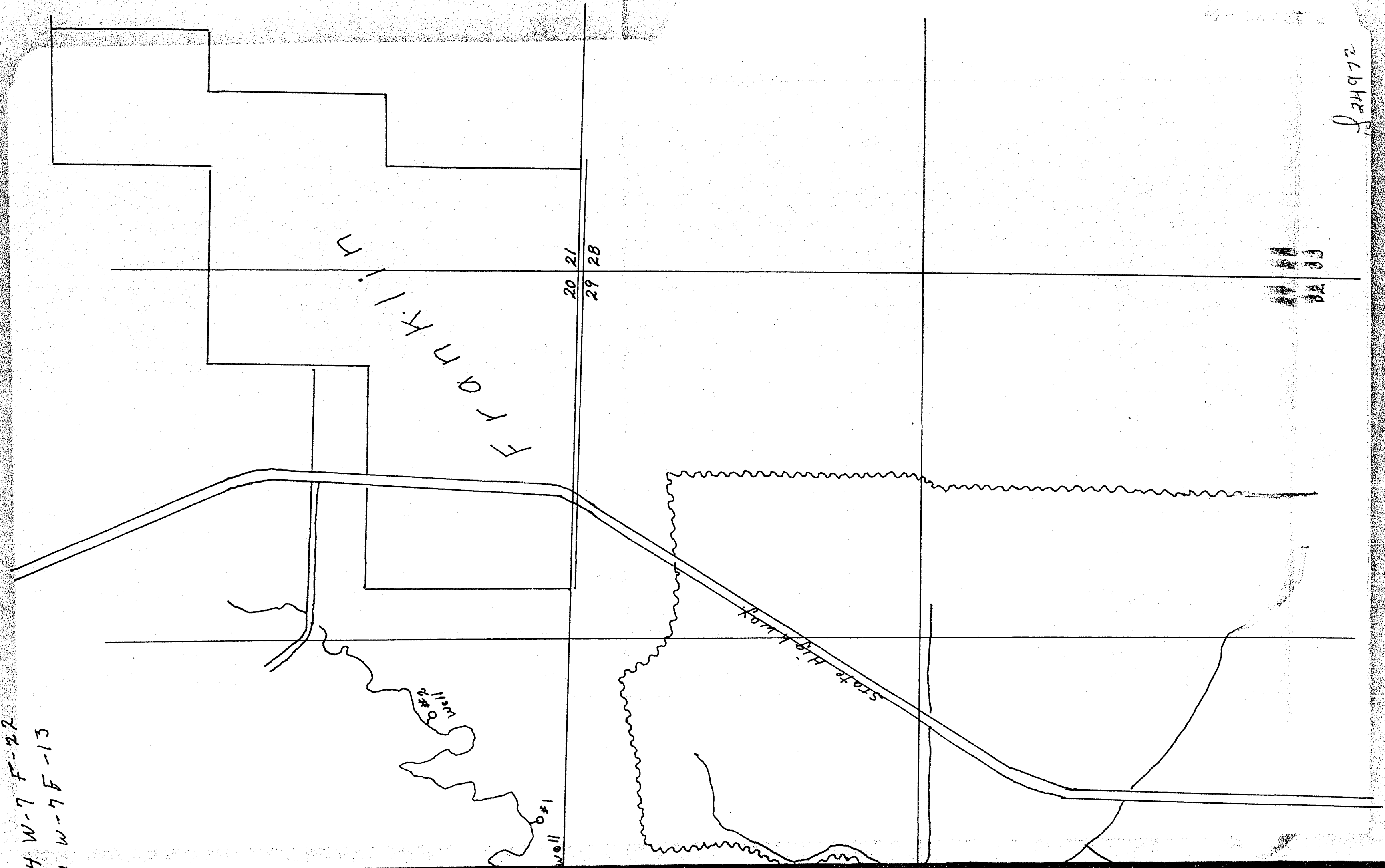
River

Outlet
Pumps

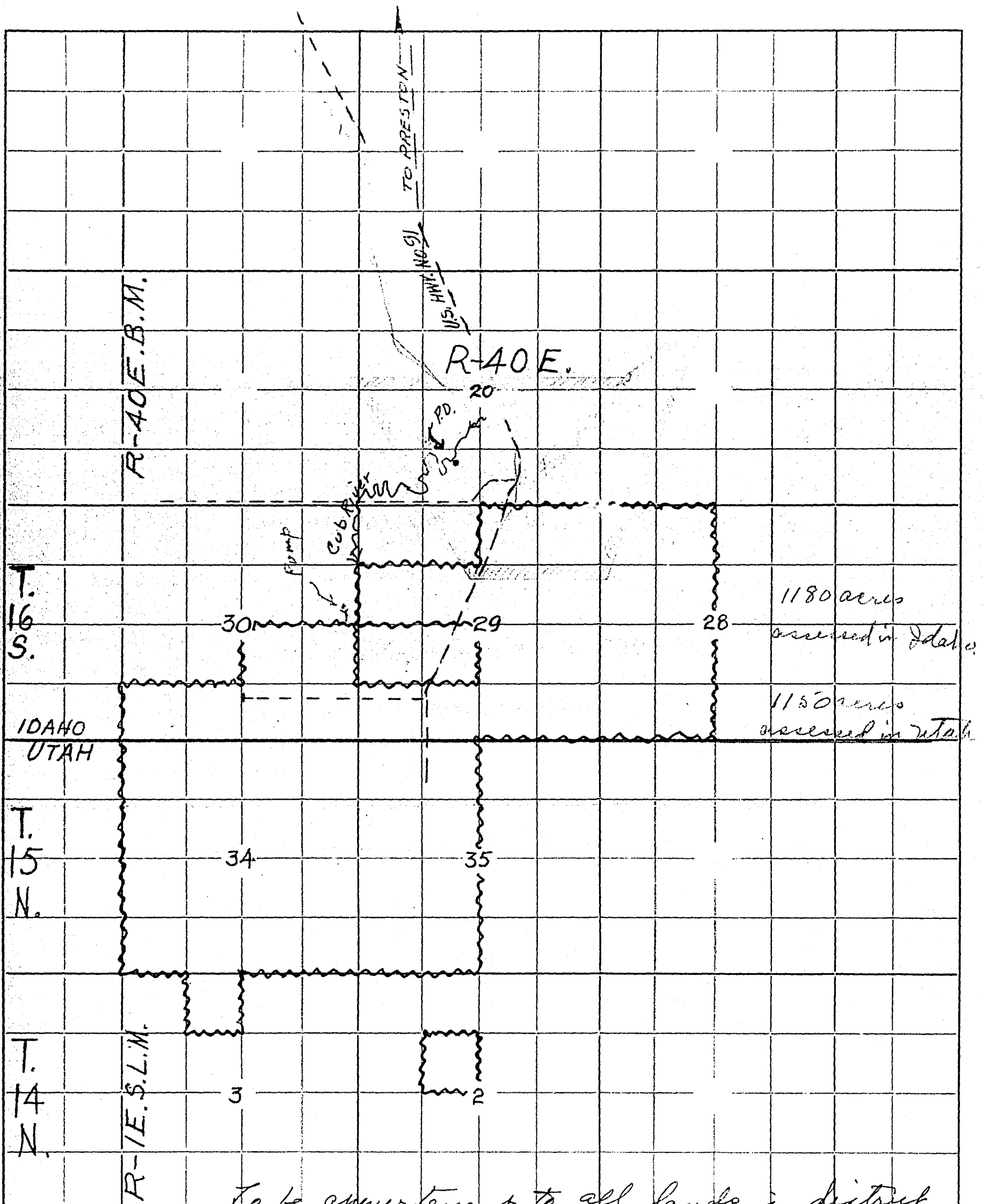
Cub

7-1-1949

H W-7 F-22
W-7 F-13



24972



To be appurtenant to all lands in district

Q = 8 inches.

This land has been inspected under
other permits.

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

Permit No. G-24972

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

1. Name of applicant Franklin Cub River Pumping Co., Ray W. Morrison, President, Franklin, Idaho

2. Source of water supply: An artesian well

3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20

T. 16 S. R. 40 E. County of Franklin

4. Describe works as they exist, giving dimensions and capacities of same: Artesian well 2.38' x 12" d. cased to bottom. Installing a control valve. They are in process of digging an outlet to the Cub River and by so doing reducing the head about 3'. Water is dumped into Cub River and picked up by pumps down stream, lifted to outlet to fields by gravity.

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):

IN IDAHO: W $\frac{1}{2}$ Section 28;

E $\frac{1}{2}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29;

S $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 30; All in Twp. 16 South, Range 40 East, B. M.

IN UTAH: SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 2;

NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 3; Twp. 14 N., Range 1 E. S. L. M.

All of Section 34;

W $\frac{1}{2}$ Section 35; Twp. 15 N., Range 1 E., S. L. 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: P.D. checked on Aerial in Preston Co. Court House, Arizon
Office on Sept 12-56

Water not measured - but flow is about 8 inches.
There is a small metal V notch weir by the well
that has been used to measure the water for evidence
in their controversy with the Packing Plant. Stains
on verify the amount of flow.

This examination was made on the 10 day of April, 19 57

(Signed) E. M. Humphrey Examiner.

G24972

April 22, 1957

Re: Permit No. G-24972
Franklin Cub River Pumping Co.

Mr. Ray Morrison, President
Franklin Cub River Pumping Co.
Franklin, Idaho

Dear Mr. Morrison:

We have the Report made by our Field Engineer of proof of completion of works and beneficial use of water filed on under Permit No. G-24972 in the name of Franklin Cub River Pumping Co. This permits is now entitled to a Certificate of Completion of Works and a License and Certificate of Water Right.

Upon receipt of the statutory fee of \$10.00 we can issue a Certificate of Completion of Works (\$5.00) and a License (\$5.00) with a priority of June 8, 1954, for the right to the use of .16 second feet (supplemental) of the water from an artesian well with point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20, Township 16 South, Range 40 East B.M. to be appurtenant to all lands within the District.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

ER:als

8 24972

95 Encl 10⁰⁰

Franklin, Idaho, Apr, 23 - 1957

Re: Permit No. G-24972
State Dept. of Reclamation

RECEIVED
APR 24 1957
Department of Reclamation

Mr. Mark R. Kulp, State Rec. Eng.,
Boise Idaho,
Dear Mr. Kulp;

Enclosed please find our check of
\$10.⁰⁰ in payment of statutory fees. A certificate of Comple-
tion of Works (\$5.00 and a License (\$5.00 under
permit No. G-24972.

Very truly yours,

Franklin Club River Pumping Co.

Ray Morrison President
By *[Signature]* Secy.

G24972

May 2, 1957

Re: Permit No. G-24972

Mr. Ray Morrison, President
Franklin Cub River Pumping Co.
Franklin, Idaho

Dear Mr. Morrison:

Enclosed is Certificate of Completion of Works and License and Certificate of Water Right issued under Permit No. G-24972 for the diversion and confirming the right to the use of .16 second feet of the water from subterranean flow with point of diversion at a well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20, Township 16 South, Range 40 East, BM., supplemental water for irrigation of the lands within the district.

Also enclosed is departmental receipt No. G-2563 for \$10.00 issued as receipt of payment of the \$5.00 fee for the Certificate of Completion of Works and \$5.00 fee for the License.

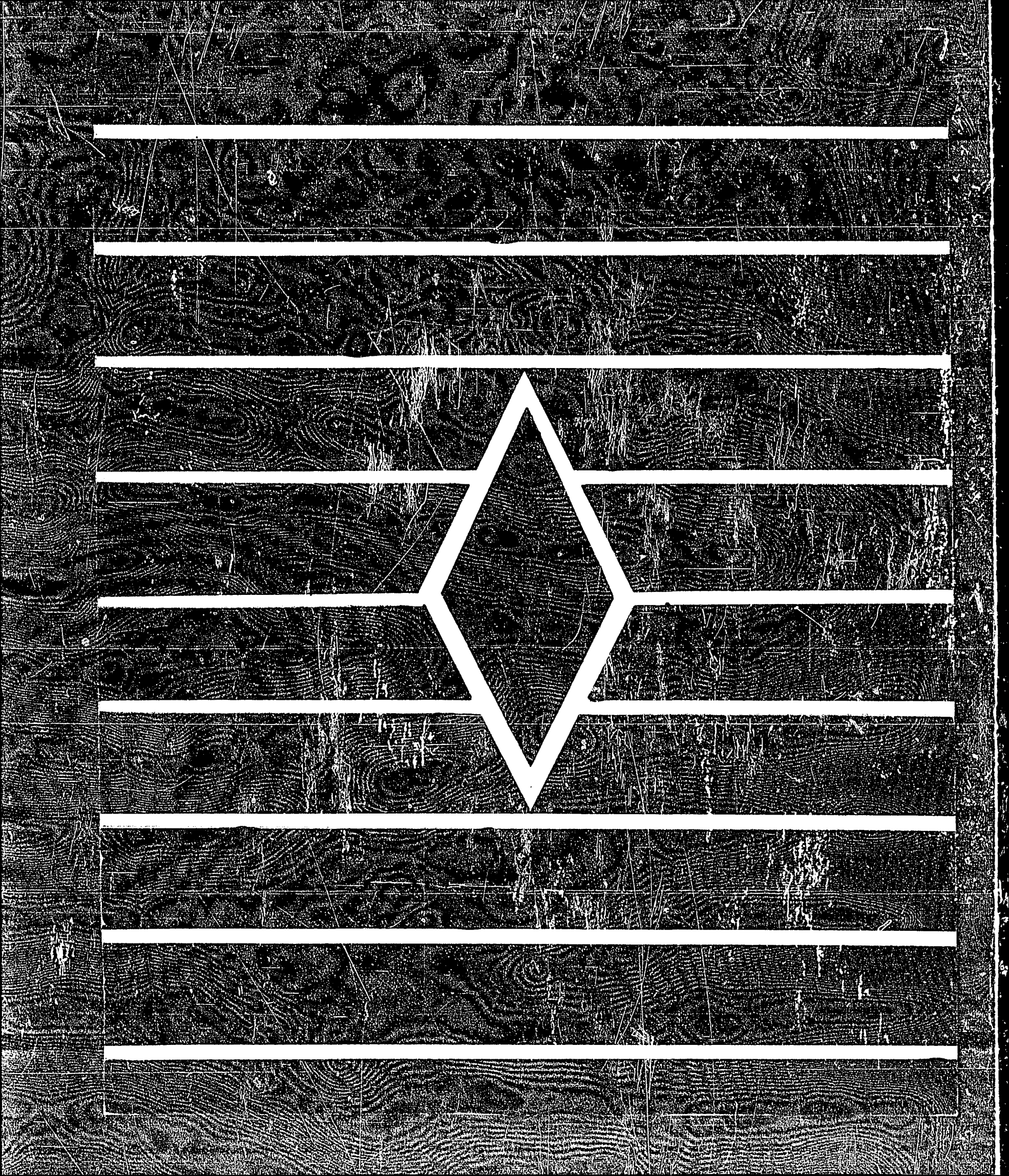
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

ER:nls
Enc:

J24972



State of Idaho
License and Certificate of Water Right

Water License No. G-24972

Amount .16 c.f.s.

Water District No.

Priority June 1, 1954

THIS IS TO CERTIFY that FRANKLIN CUB RIVER PUMPING COMPANY of Franklin, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 1, 1954; that Permit No. G-24972 was issued under said application; that Certificate of Completion of works, with a carrying capacity of .16 second feet, was issued thereunder on May 2, 1957, showing that said works were completed on the 6th day of August, 1955; and that on the 6th day of August, 1955, Ray Morrison, President for the FRANKLIN CUB RIVER PUMPING CO.

of Franklin, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well subterranean, ~~artificial~~ flow, for the purpose of Irrigation, under Use Permit No. G-24972 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 10 of Licenses at page 5977, on the 2nd day of May, 1957; The right hereby confirmed dates from June 1, 1954;

The Point of Diversion is located in the SE 1/4 SW 1/4, Sec. 20, Tp. 16 S, R. 40 E., B. M. County Franklin

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 .16 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			Supplemental water for: ALL THE LANDS WITHIN THE DISTRICT		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 2nd day of May, 1957.

/s/ Mark R. Kulp
State Reclamation Engineer.

(SEAL)