

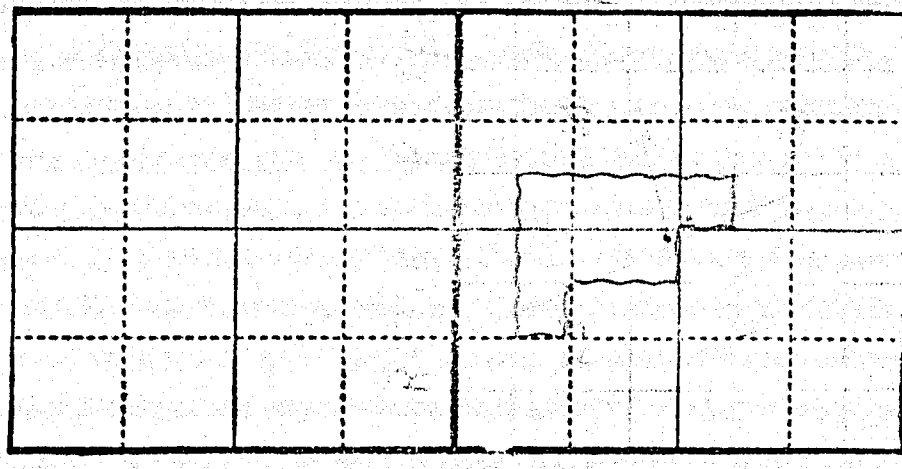
John J. King
Weston, Idaho

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36828
Permit No. G- 28845
District No.

1. Name of Applicant: John J. King
Postoffice address: Weston County: Franklin State: Idaho
2. Quantity of water claimed: $2\frac{1}{2}$ sec. f't.
(a) Rate of withdrawal in cubic feet per second $2\frac{1}{2}$ or Idaho
Miners' inches 125" or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Well
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 25
Twp. 15 S , Rge. 37 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: Deep well pump and sprinkler system
8. Estimated cost of works: \$ 16,000
9. (a) Is reservoir to be used? No
(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 5 years.

11. If applicant is a corporation, give:

1. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:

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

- (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: 55 shares Weston

Creek Irrigation Co.

- (a) 0 (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) $2\frac{1}{2}$ (cubic feet per second, inches or gallons per minute) is for new lands.

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.

s/ John J. King
Applicant.
Agent.
By

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

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

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 January 8, 1963

January 8, 1963

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before
July 6, 1965

July 6, 1965

Witness my hand this 8th

day of July, 1960

S/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ... ROBERT E. SMYTHE

ARNOLD WILLIAMS

IN TESTIMONY WHEREOF, We, ROBERT E. SMYTHE, Governor of the State of Idaho,
ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 8th
day of July, 1960.

Countersigned:

STATE OF IDAHO

By s/ ARNOLD WILLIAMS

Secretary of State.

BY s/ ROBERT E. SMYTHE

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					
15 S 15 S	37 E 38 E	25 30 31		11		36	12 30		38	34	83 42 36
								TOTAL			161
Application for Amendment JOINT OF DIVERSION Permit No. G-20845											
Comes now John J. King and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to Appropriato the Public Waters of the State of Idaho, No. G-20845. That the point of diversion is described in said Permit as being located: The SE ¹ / ₄ of the SW ¹ / ₄ of Section 25 Twp 15 S. Rge 37 E34, Franklin County.											
That he now requests that the point of diversion be changed to a point located: The NW ¹ / ₄ of the NE ¹ / ₄ of Section 31 Twp 15 S. Rge 38 E34. County of Franklin.											
That the reason for desiring to make such change is as follows: The original description of point of diversion was written down incorrectly. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.											
Signed at Prosser, Idaho, this 12th day of February, 1963.											
/s/ John J. King Prosser Idaho											
Date of Receipt at Department of Reclamation February 13, 1963											

APPROVAL OF STATE RECLAMATION ENGINEER

I, Ralph W. Thomas, Deputy State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-28845. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Recorded: February 13, 1963

Permit No. G-28845
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that JOHN J. KING of Weston, County of Franklin, and State of Idaho, the holder of Permit No. G-28845, issued upon Application No. G-36828, bearing date of priority of July 6, 1960, authorizing the diversion of 2.5 second feet of waters of a well, 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 2.5 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 31, T. 15 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:

189 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 25, T. 15 S., R. 37 E., B.M.; W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 30; NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T. 15 S., R. 38 E., B. M.

Witness my hand this 1st day of June, A. D. 1964.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: March 29, 1963

LICENSE ISSUED FOR 2.5 SEC. FT.

Page 7835

June 30, 1960

RE: Application for Permit

John King
West Idaho

Dear Mr. King:

Returned herewith is one sketch map of the land you intend to irrigate under your application for permit. Kindly show the location of the well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25, and include a second map.

You failed to enclose the fee for the application which is \$5.50 for 2.5 cubic feet per second of water.

Kindly enclose the fee with the two maps and send to this office.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer
By

(Mrs.) Nina P. Hale
Chief Clerk

RT:EPR:mr
Enc. sketch map

28845-25

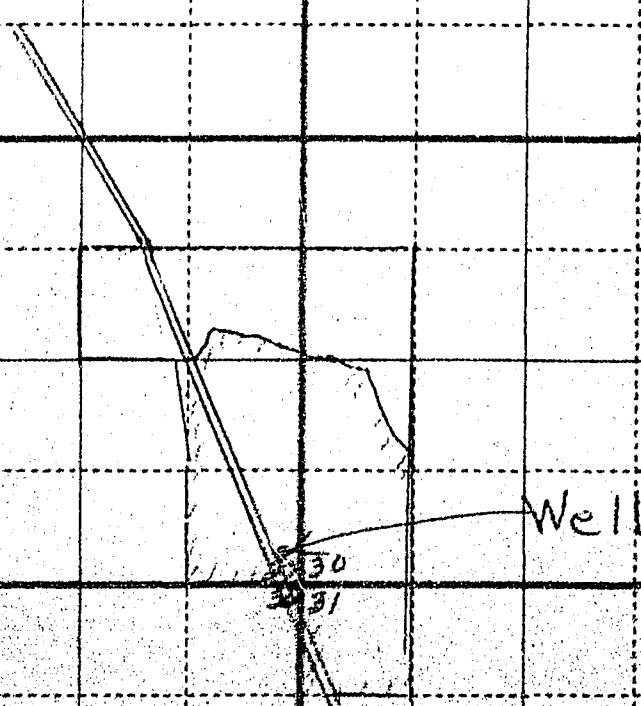
NAME OF APPLICANT

JOHN J KING

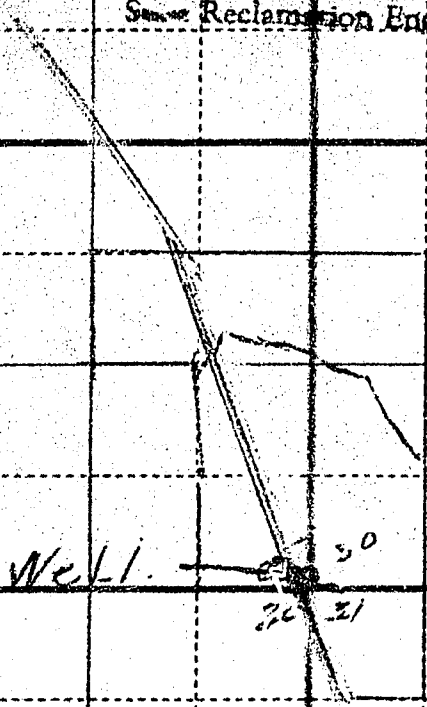
R37EBM

R38EBM

Form No. 0



Permit Map No. 928845
As Approved
JUL 8 1960
GEO. N. CARTER
State Reclamation Engineer



July 18, 1960

Re: Permit No. G-28845

Mr. John J. King,
Watson, Idaho.

Dear Mr. King:

We enclose Permit No. G-28845 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. D-4999 which was issued covering payment in the amount of \$5.50 for the filing fee of the above mentioned permit.

You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Hale
Chief Clerk

Encl.
EPR:mk

28845

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Department of Reclamation

Preston, Idaho

G-28845

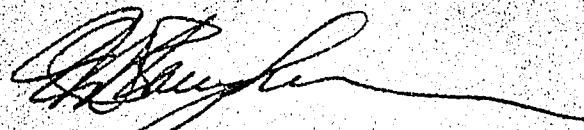
August 4, 1961

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

We have taken a Real Estate Mortgage on the property of John Junior King in connection with a Soil and Water loan under permit No. G-28845. Mr. King has agreed that he will not assign or amend the permit without the consent of the Farmers Home Administration.

Very truly yours,



W. C. Naughan
County Supervisor

Note made on Permit sheet August 7, 1961

Acknowledged receipt of letter by signed copy 8-7-61

28845

G-28845

Weston Idaho

Jan. 29, 1963

RECEIVED

JAN 30 1963

Department of Reclamation

State Reclamation Engineer
State Reclamation Department
Boise Idaho

Dear Sir:

Referring to permit No. G 28845, recorded in Book 101,
page 28845. The well was completed last summer and proved
out to be satisfactory. I am writing to you to give me
further information and completion papers.

Yours truly

John J. King
Weston Idaho

Forms 36-11
a instruction

Mailed 1/30/63
E.L.

28845

Weston Idaho
Feb. 7, 1963

RECEIVED
FEB 8 1963

Department of Reclamation

State Reclamation Engineer
Department of Reclamation
Boise Idaho

Dear Sir:

In checking my permit application B. 23845 Page 23845 for my well and my farm maps, I find the location discribed in paragraph four is incorrect.

Correction should be as follows:

Paragraph 4. Location of point of diversion or well is in the N W $\frac{1}{4}$ of the N W $\frac{1}{4}$ of Section 31 Twp. 15, Rge. 38 E. M. County of Franklin.

In reference to paragraph two of the Permit. I would like to increase the quantity of water to $3\frac{1}{2}$ sec. ft. By so doing I could irrigate and additional sixty seven acres.

In reference to paragraph 12 of the Permit the additional land is described as follows:

Twp. 15 S Range 33 E Sec. 30	35 acres
Twp. 15 S Range 37 E Sec. 25	32 acres

Would you please notify me what the additional charges will be to make this correction on the permit and for additional water.

Yours truly

John I. King

February 8, 1963

Re: Permit No. G-28845

John J. King
Weston, Idaho

Dear Mr. King:

Enclosed are forms to amend the point of diversion and amend the place of use of water under permit. There is a fee of \$1.00 for recording each amendment to permit.

The amount of water claimed on your permit cannot be increased. You can file a new application for the additional water.

The land list can be increased to cover the additional land. You would have to show the subdivisions in each section on the form. Such as S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 25, T. 15 S., R. 37 E.; SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 30; NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T. 15 S., R. 38 E., B. N.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:aw

Enc. amendment forms

February 17, 1963

RE: Permit No. G-28845

John J. King
Wester, Idaho

Dear Mr. King:

Enclosed is the amendment to the Point of Diversion on Permit No. G-28845.

Also enclosed is departmental receipt No. G-7716 in the amount of \$1.00 covering the fee for recording the amendment.

Very truly yours,

GEO. M. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rulo
Chief Clerk

RPR:mr

Enc. amendment
receipt

28845

RECEIVED

FEB 13 1963

Application for Amendment

Department of Reclamation

POINT OF DIVERSION

Permit No. G 28845

Comes now John J. King and
represent s to the State Reclamation Engineer of the State of Idaho:

That he is (~~was~~) the owner and holder of Permit to appropriate the Public
Waters of the State of Idaho, No. G 28845.

That the point of diversion is described in said Permit as being located:

The SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 25 Twp 15 S. Rge 37 EBM. Franklin County

That he now requests that the point of diversion be changed to a point
located: The NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 31 Twp 15 S. Rge 38 E.B.M.

County of Franklin

That the reason for desiring to make such change is as follows:
The original description of point of diversion was written down
incorrectly.

That no one will be injured by such change, and that such change will be made
at Permit Holder's own risk.

Signed at Preston, Idaho, this 12th day of February,
1963.

John J. King
Preston, Idaho

Date of Receipt at Department of Reclamation February 13, 1963

APPROVAL OF STATE RECLAMATION ENGINEER

Ralph W. Thomas, Deputy

I, ~~State Reclamation Engineer~~, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE
the above and foregoing application for amendment to Permit to appropriate the Public
Waters of the State of Idaho, No. G-28845. This approval constitutes a new permit
and is issued as an amendment to the original permit, to which it refers and of which
it becomes a part, and said application is approved only insofar as the rights of others
will not be adversely affected thereby.

Ralph W. Thomas
Deputy State Reclamation Engineer

Recorded in Book 101 of
Permits, at Page 28845
February 13, 1963

RECEIVED

FEB 21 1963

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

Department of Reclamation

(Date) February 18, 1963

(P. O.) Weston, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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

The Preston Citizen

of

Preston, Idaho

published in

the county in which the works are situated.

Franklin Co.

John J. King

(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.

28845

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

DEPARTMENT OF RECLAMATION

Notice is hereby given that at 10:00 A.M., on the 29th day of March, 1963, at Preston, County of Franklin, State of Idaho, before Ted B. Larsen, Notary Public, at (address) 10 West Oneida Preston, Idaho, proof will be submitted of the completion of works for the diversion of 2½ cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28845, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is John J. King Weston, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 2½ cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 2½ cubic feet per second.

4. The point of diversion of said water is The NW¼ of the NW¼ of Section 31, Township 15 South, Range 38 East of the Boise Meridian.

5. The place where said water is used is 11 acres SE¼NW¼, 38 acres NW¼SE¼, and 34 acres SE¼SE¼ Sec 25 Twp 15 S.R. 37 EBM, 12 acres NW¼SW¼, 30 acres SW¼SW¼ Sec 30 Twp 15 S.R. 38 EBM, and 36 acres NW¼NW¼ Sec 31 Twp 15 S.R. 38 EBM.

6. The date of priority which said user is prepared to establish is July 8, 1960

Geo. H. Carter
State Reclamation Engineer

28845

1200
6-28-61

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-28845

Date: February 21, 1963

The Preston Citizen,
Preston, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **March 29, 1963** the date set for proof; the expense of the publication is to be paid by the applicant

John J. King

of **Weston, Idaho**

to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

Geo. N. Carter
GEO. N. CARTER
State Reclamation Engineer

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

Encl.

28845

February 21, 1963

Re: Permit No. G-28845

Mr. John D. King,
Hartsville, Idaho.

Dear Mr. King:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28845. The proofs are to be made at 10:00 o'clock A.M., on the 29th day of March, 1963, before Ted B. Larsen, 10 West Oneida, Preston, Idaho, Notary Public.

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

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

28845

RECEIVED
APR 1 1960

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. G 28845

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

Deposition of Holder

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

Ans. John J. King Weston, Idaho
farmer

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. applicant John J. King farmer

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

Ans. G 28845 July 8, 1960

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

Ans. underground well NW 1/4 NW 1/4 Section 31, Twp 15 S. Rng 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. 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. deep well fairbanks-morse electric pump 2 1/2 second feet

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 11 acres SE 1/4 NE 1/4, 36 Acres NE 1/4 SE 1/4, 31 Acres SE 1/4 SE 1/4
Section 25 Twp 15 S. R 37 EBM, 12 Acres NW 1/4 SW 1/4, 30 Acres SW 1/4 SW 1/4 Sec
30 Twp 15 S., R 38 EBM, 36 acres NW 1/4 NW 1/4 Section 31 Twp 15 S., R.
38 EBM.

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

Ans. George Galley, Murtah, Idaho

28845

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. The water has been used to irrigate 161 acres of land by use of a sprinkler system. Water was used all through the 1962 irrigation season. 2½ cfs of water was used during the full season.

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. 54.99 shares of Weston Creek Irrigation company water stock was used by flood irrigation. This water decreases through the season if it is a dry year.

(Sign) _____

John J. King

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 _____ 29th _____ day of _____ March _____, A. D. 1963.

Reed B. Larson

My commission expires _____ May 12, 1966 _____



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. _____

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

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:

Richard Lemmon, 57, Weston, Idaho Farmer Weston, Idaho

Ques. 2. Are you acquainted with John J. King, the holder of
Permit No. G 28845 ? How long have you known him and where does he reside:

13 years Weston, Idaho

Ques. 3. Have you read or heard said Permit No. G 28845 read, and are you familiar
with its provisions and conditions: Yes: x No: _____

Ques. 4. State source of water supply: Well

State place of diversion: The NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ sec 31 Two 15 S., R. 38 EBM

Describe works for conveying water to place of use: Deep well fairbanks-morse
electric pump and sprinkler system

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 2 $\frac{1}{2}$ cfs How much water have you seen being so
conveyed: 2 $\frac{1}{2}$ cfs

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:
11 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$, 38 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$, 34 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ sec 25 two 15 SR 37 EBM
12 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$, 30 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$ sec 30 two 15 SR 38 EBM, 36 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 31 two 15 SR 38 EBM

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

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:

Mountain loam, excellent soil, needs between two and two and one half
acre feet per acre

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: no

Ques. 10. When did you first see this water used: Spring of 1962

Other times you have seen such use: All through the 1962 irrigation season

(Signed)

Richard Lemmon

3-29-63

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 29th day of March,
A. D., 1962.

Red B. Larsen

Notary Public for State of Idaho

Residing: Preston

My commission expires: May 12, 1966

RECEIVED
JUL 1 1962

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Reclamation

BOISE, IDAHO

Permit No. G 28845

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

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:

Bob G. White 27 Weston, Idaho Farmer Weston, Idaho

Ques. 2. Are you acquainted with John J. King, the holder of
Permit No. G 28845? How long have you known him and where does he reside:

13 years Weston, Idaho

Ques. 3. Have you read or heard said Permit No. G 28845 read, and are you familiar
with its provisions and conditions: Yes: X No:

Ques. 4. State source of water supply: Well

State place of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$ sec 31 Twp 15 S., R 38 EBM

Describe works for conveying water to place of use: Deep well fairbanks morse
electric pump and sprinkler system

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 2 $\frac{1}{2}$ cfs How much water have you seen being so

conveyed: 2 $\frac{1}{2}$ cfs

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

11 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$, 38 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$, 34 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ section 25 twp 15 SR

37 EBM, 12 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$, 30 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$ sec 30 twp 15 SR 38 EBM, 36

acres NW $\frac{1}{4}$ NW $\frac{1}{4}$ sec 31 Twp 15 SR 38 EBM.

28845

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

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:

Mountain loam, excellent soil, needs between two and two and one half acre feet per acre

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: no

Ques. 10. When did you first see this water used: spring of 1962

Other times you have seen such use: All through the 1962 irrigation season

(Signed)

Bob De White

3-29-63

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 29 day of March,
A. D., 196³2.

Red B. Larsen

Notary Public for State of Idaho

Residing: Preston

My commission expires: May 12, 1966

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Franklin

Wayne H. Bell
being duly sworn,

deposes and says:

That he is the C- 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

Feb 28 19 63, and ending with the issue of March 2 19 63

Fees, \$ 24.08

Subscribed and sworn to before me this 29th day of March, 1963

Yvonne L. Ross
Notary Public, Residing at Preston, Idaho

My Commission Expires December 1966

RECEIVED

APR 1 1963

Department of Reclamation

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 29th day of March, 1963, at Preston, County of Franklin, State of Idaho, before Ted E. Larsen, Notary Public, at 10 West Oneida, Preston, Idaho, proof will be submitted of the completion of works for the diversion of 2 1/2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with terms and conditions of Permit No. G-28845, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is John J. King, Weston, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 2 1/2 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 2 1/2 cubic feet per second.

4. The point of diversion of said water is the NW 1/4 of the NW 1/4 of Section 31, Township 13 South, Range 38 East of the Boise Meridian.

5. The place where said water is used is 11 acres SE 1/4 NE 1/4, 38 acres NE 1/4 SE 1/4, and 34 acres SE 1/4 SE 1/4 Sec 25 Twp 15 S. R. 37 EBM, 12 acres NW 1/4 SW 1/4, 30 acres SW 1/4 SW 1/4 Sec 30 Twp 15 S. R. 23 EBM, and 36 acres NW 1/4 NW 1/4 Sec 31 Twp 15 S. R. 38 EBM.

6. The date of priority which said user is prepared to establish is July 6, 1960.

Geo. N. Carter
State Reclamation Engineer
No. 506—First Pub. Feb. 28, 1963
Last Pub. March 21, 1963

28845

1M April 1962

April 2, 1963

Re: Permit No. 0-28845

John J. King
Weston, Idaho

Dear Mr. King:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Preston Citizen, all submitted in proof of completion of works and beneficial use on Permit No. 0-28845.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

P. S. We are enclosing the statement of costs of the publication for your file.

28845

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28845

REPORT ON PROOF OF Completion of Works & Beneficial Use

John J. King, Weston, Idaho

28845

R-37E.

R-38E.

DAYTON

24

STATE HWY. No. 66

TO PRESTON

T.
15
S.

25
west

40

36

30

36

36

36

30

40

49

64

36

189

31

WESTER

DRY CREEK

Subdivision

C

Area

189 acres

Allow

Q

2.5 cfs or 12 inches

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-28845

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

1. Name of applicant John J. King

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the NW¹/₄ NW¹/₄ of Section 31

T. 15S R. 38 E.B.M. County of Franklin

4. Describe works as they exist, giving dimensions and capacities of same: 100 HP F-M

Motor # F434246, F-M Panama Pump # P203943, 8" x 130',
8" x 2640' and 6" x 2640' - 4 - 1/2 mile laterals - 33 - 7/32" nozzles.
Well 155' x 16" - 155' x 16" csg., perforated.

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):

SE¹/₄ NE¹/₄, E¹/₂ SE¹/₄ Sec. 25., Twp. 15 S., Rge. 37 E.B.M.

W¹/₂ SW¹/₄ Sec. 30., NW¹/₄ NW¹/₄ Sec. 31 in Twp. 15 S., Rge. 38 E.B.M.

Making a total of 161 acres

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

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

Remarks: Mr. John King along

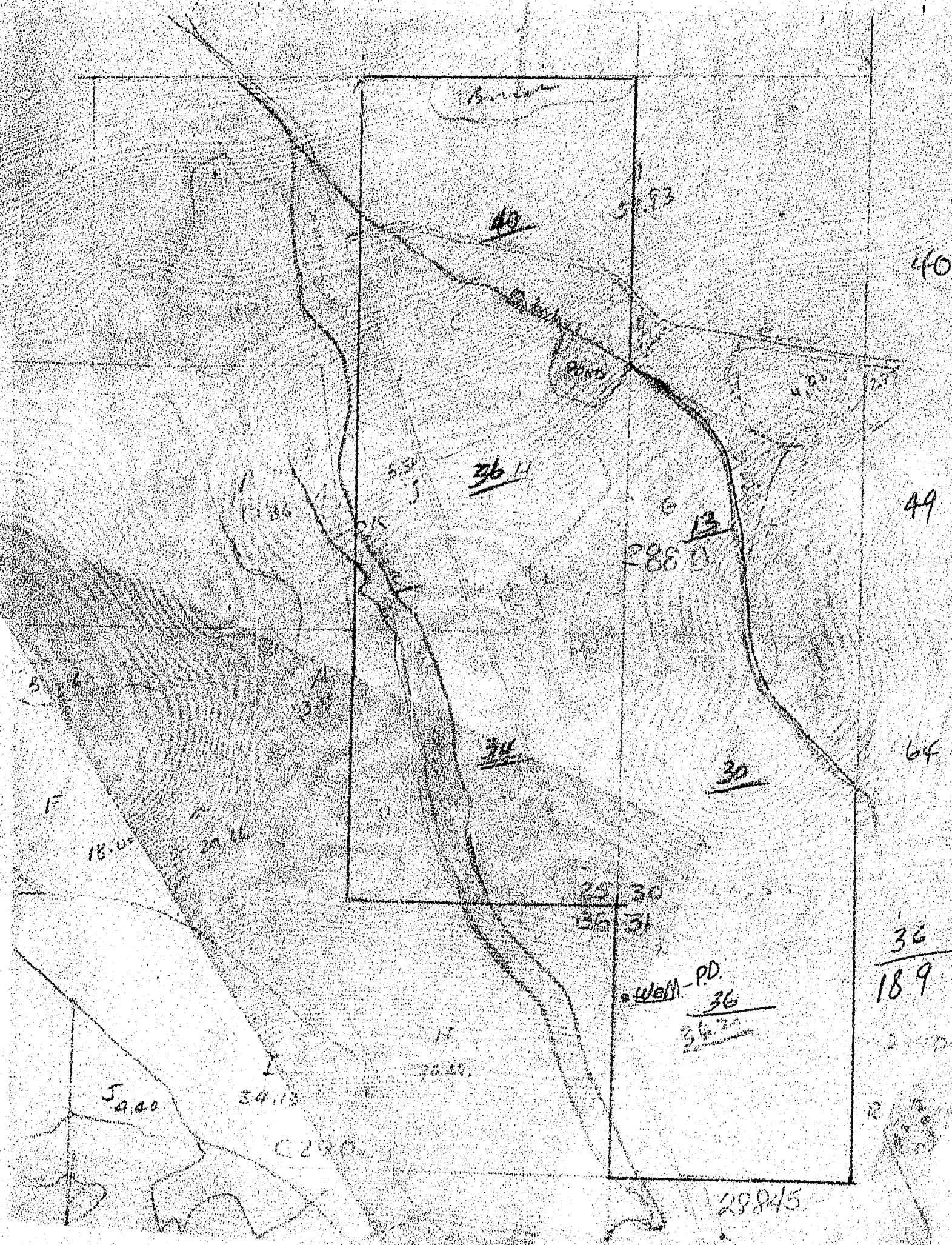
Measured by Spaulding Meter 5-Rev 2 min. 27 sec = 3.22

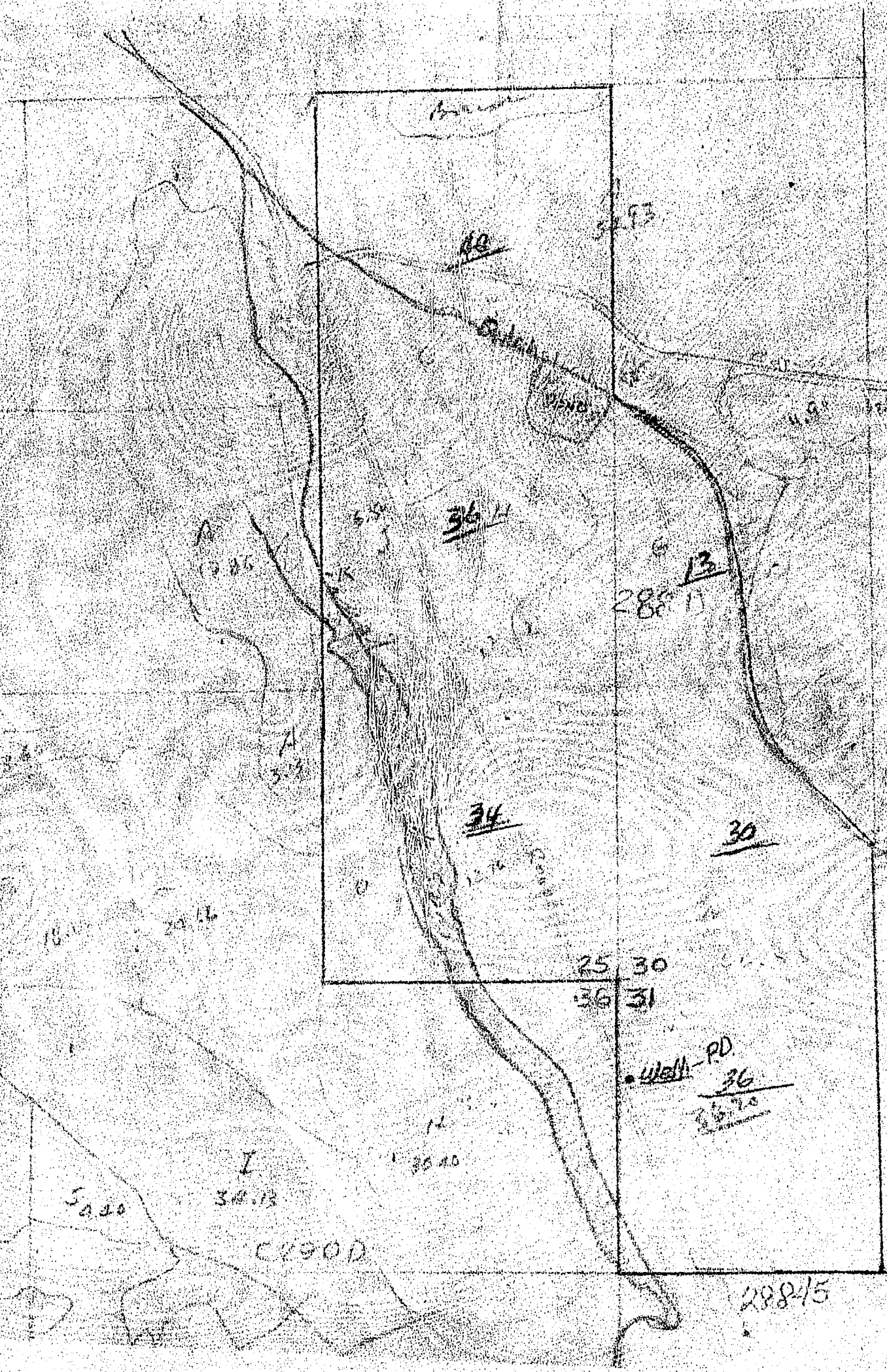
This examination was made on the 20th day of May, 1964

(Signed) _____

Examiner.

28845





40

49

64

36
189

288/5

25	30
36	31

Well - PD
36
288/5

36 H

13

288 H

34

30

A
1985

A
300

5000

3000

C2900

3000

R. 1000
L. 1000

500 - June 20-62

State of Idaho

DEPARTMENT OF RECLAMATION

Boise, Idaho

May 27, 1964

Re: Permit No. G-28845

John J. King
Weaton, Idaho

Dear Mr. King:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-28845 shows the well is (238) capable of conveying 125 miner's inches, or 2.5 c.f.s. of water for the irrigation of 189 acres.

Upon receipt of the statutory fees, totaling \$ 17.00, which consists of a Completion of Works fee of \$ ----- and License and Certificate of Water Right fee of \$ ----- based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right, confirming the right, with priority of July 6, 1960 to the use of 2.5 second feet of subterranean water with the point of diversion in the NE 1/4, Sec. 31, T. 15 S., R. 38 E., B.M. for irrigation of 189 acres in the SE 1/4, E 1/2 Sec. 25, T. 15 S., R. 37 E., B.M.; W 1/2 Sec. 30; NW 1/4, Sec. 31, T. 15 S., R. 38 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

28845

June 1, 1964

Re: Permit No. G-28845

John J. King
Weston, Idaho

Dear Mr. King:

Enclosed are Certificates of Completion of Works and
License on the above numbered permit.

Also enclosed is departmental receipt No. G-9739, in
the amount of \$17.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

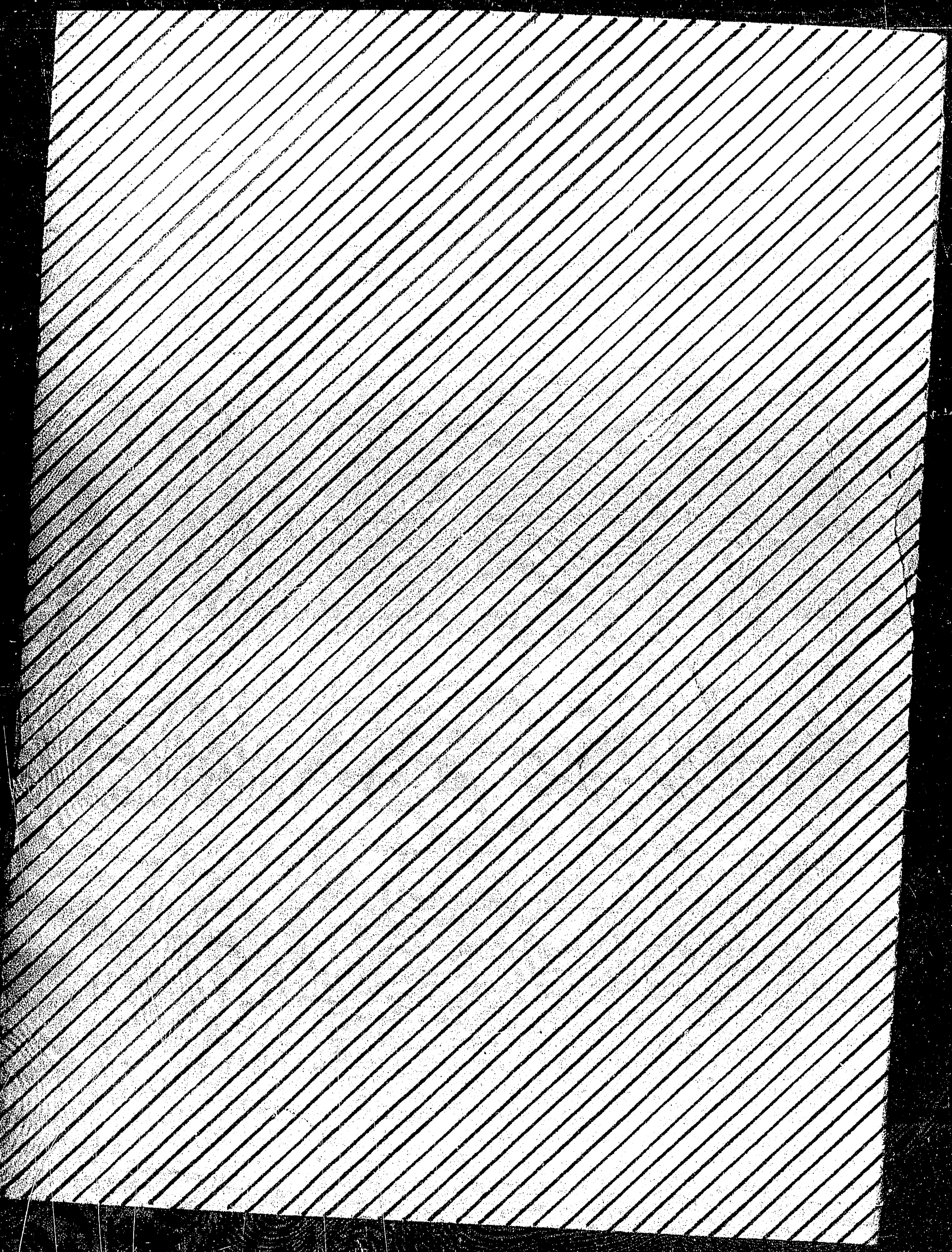
By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:sw

For certificates
receipt

28845



State of Idaho

License and Certificate of Water Right

Water License No. G-28845

Amount 2.5 c.f.s.

Water District No. _____

Priority July 6, 1960

THIS IS TO CERTIFY that JOHN J. KING
of Weston, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 6, 19 60; that Permit No. G-28845
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.5 second feet, was issued thereunder on June 1, 19 64, showing that said works
were completed on the 29th day of March, 19 63; and that on the 29th
day of March, 19 63,

JOHN J. KING

of Weston, 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
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-28845 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
12 of Licenses at page 7835 on the 1st day of June, 19 64;
The right hereby confirmed dates from July 6, 19 60;

The Point of Diversion is located
in the NW 1/4 NW 1/4, Sec. 31, Tp. 15S, R. 38 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 2.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
15 S.	37 E.	25	SE $\frac{1}{4}$ NE $\frac{1}{4}$	11	40
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	38	36
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	34	34
15 S.	38 E.	30	NW $\frac{1}{4}$ SW $\frac{1}{4}$	12	13
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	30	30
		31	NW $\frac{1}{4}$ NW $\frac{1}{4}$	36	<u>36</u>
Total number of acres to be irrigated:					189

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
1st day of June, 19 64.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

13 2213

