

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

APPLICATION No. 36979

PERMIT No. 28992

DISTRICT No.

1. Name of Applicant: Preston Golf & Country Club, Inc.

Postoffice address: Preston, Idaho

County: Franklin State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation: June 2, 1959

(b) Amount of capital stock: Non-profit

(c) Amount paid in:

(d) Names and addresses of directors: Leo R. Hawkes, Joseph P. Garner, Paul Merrill, Dell W. Smith, Glen Godfrey, Port Martin, Howard Johnson, Sherwin Webb, Harry Woolley, Paul Johnson, & L.J. Ward, all of Preston, Idaho

II. The financial resources of the applicant are:

(a) Cash on hand: 150.99

(b) Treasury stock:

(c) Bond to be issued:

(d) Other resources: 75 acres of land, golf course with improvements. cubic feet per second.

2. Quantity of water claimed: 1.50

3. Source of water supply: Natural flow, spring runoff, / (Un-named Stream) springs on channel, waste waters which is a tributary of Worm Creek

4. Location of point of diversion: 350 feet Southwest foot distant from the Northeast

corner of Section 14, T. 15 S. R. 39 E., B.M., and is in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$

of section 14, T. 15 S. R. 39 E., B. M., County of Franklin

5. Water is to be used for Irrigation

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

(a) Point of use of water:

feet distant from

corner of Section

T. , R.

, B.M., in the

of Section of

T. , R.

, B.M.

(b) Amount of power generated:

H.P., under

feet head.

(c) Water is to be returned to

at a point

feet

distant from the

corner of Section

T. , R.

, B.M., in the

of Section

T.

, R.

, B.M.

7. Estimated cost of works: \$ 30,000.00

8. Kind of works: Reservoir, underground sprinkler system and pump.

9. Height of dam 6

feet; length of dam at top 250

feet; length of dam at bottom 200

feet; material used in dam:

earth fill

10. Size of headgate: Width

feet; height

feet.

11. Ditch: Width at bottom

feet; width at water line

feet; depth of water

feet;

dimensions of flume:

Diameter of pipe

inches; length of conduit

miles.

Average grade per mile

feet.

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

one

years.

13. The time required for the complete application of the water to the proposed use is

0

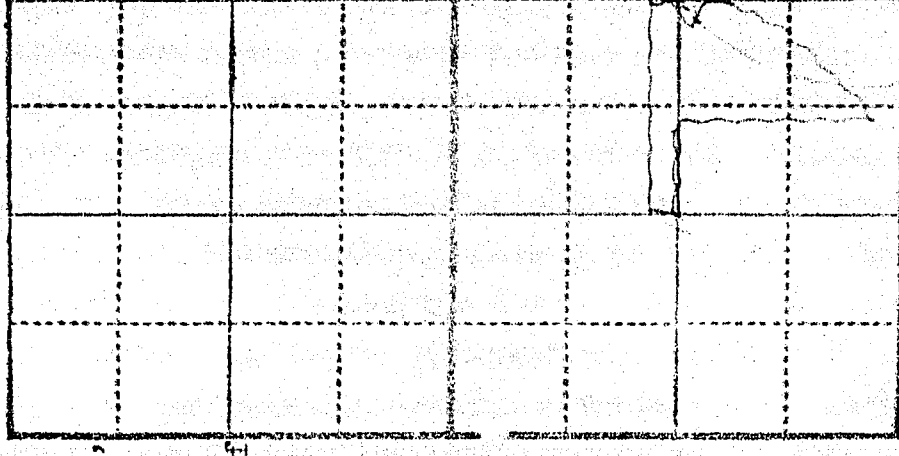
additional years.

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

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

75 shares in

Preston-Whitney Irrigation Company



- (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant ::

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

By Joseph P. Garner, Sec. Agent.

8:00 A.M. September 2, 1960

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is	26992	Approved	September 13, 1960
Recorded in Book	102	Page	26992

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	November 13, 1960

and to continue diligently and uninterruptedly to completion, until holder has no control.

One-fifth of the work above specified to be completed on or before March 13, 1961
The whole of said work to be completed on or before September 13, 1961

Beneficial use of water appropriated in accordance herewith, to be made on or before September 13, 1961

WITNESS My hand this 13th day of September, 1960

s/ GED, W. CARTER
Reclamation Engineer.

IN TESTIMONY WHEREOF, WE,

REPORT, 1961

Governor of the State of Idaho,

and ARJOL TITLANS

, Secretary of 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..... 1^{3th} 1⁹⁵⁵

day of September, 19 60

STATE OF IDAHO

Countersigned:

(SEAL)

By JOHN WILLIAMS

By s/ ROBERT E. STEELE

Secretary of State.

Governor.

REMARKS:

14.

[illegible]

Permit No. 28992

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that PRESTON GOLF & COUNTRY CLUB, INC. of Preston, County of Franklin, and State of Idaho, the holder of Permit No. 28992, issued upon Application No. 36979 bearing date of priority of September 2, 1960, authorizing the diversion of 1.50 second feet of waters of Unnamed Stream 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 .67 second feet of the waters of an Unnamed Stream, tributary of Worm Creek that the point of diversion of said waters NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 15 S., R. 39 E., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 58 acres in SE $\frac{1}{4}$, Sec. 14, T. 15 S., R. 39 E., B.M.

Witness my hand this 10 day of October, A. D. 1961.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: August 21, 1961

LICENSE ISSUED FOR 0.67 SEC FT.

Page 7179

August 29, 1960

Joseph Garner, Sec.
Preston Golf & Country Club, Inc.
Preston, Idaho

Mr. Garner:

Returned herewith is your application for permit with attached check for \$5.75 filing fee.

Kindly show the channel which is the source of water supply at least one mile either side of the property, or to the end, in order that we can identify it on the map.

Under 2 you showed 1.50 hundredths. The hundredths has been crossed out assuming you really want 1.5 cubic feet per second or 75 miners inches of water.

Kindly add the stream, check the correction and return to this office. The stream can be shown below the map on a scale of 2" equals one mile which should have been used on your map.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna F. Rule
Chief Clerk

EP:rw

Enc. application
check

28992

Preston Golf and Country Club

Preston, Idaho

RECEIVED

SEP 2 1960

Sept. 1, 1960

Department of Reclamation

Department of Reclamation
Room 107, State House
Boise, Idaho

Gentlemen;

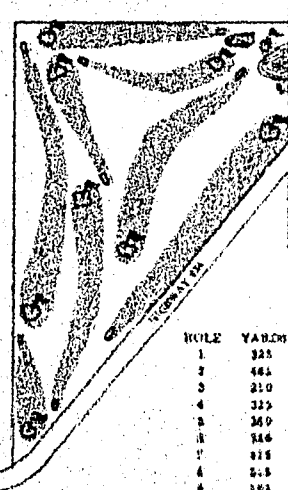
In accordance with your letter of Aug. 29 all corrections and additions have been made. The Application and the check for \$5.25 are again enclosed herewith.

Very truly yours,

THE PRESTON GOLF & COUNTRY CLUB

By: Joseph P. Garner, Sec.

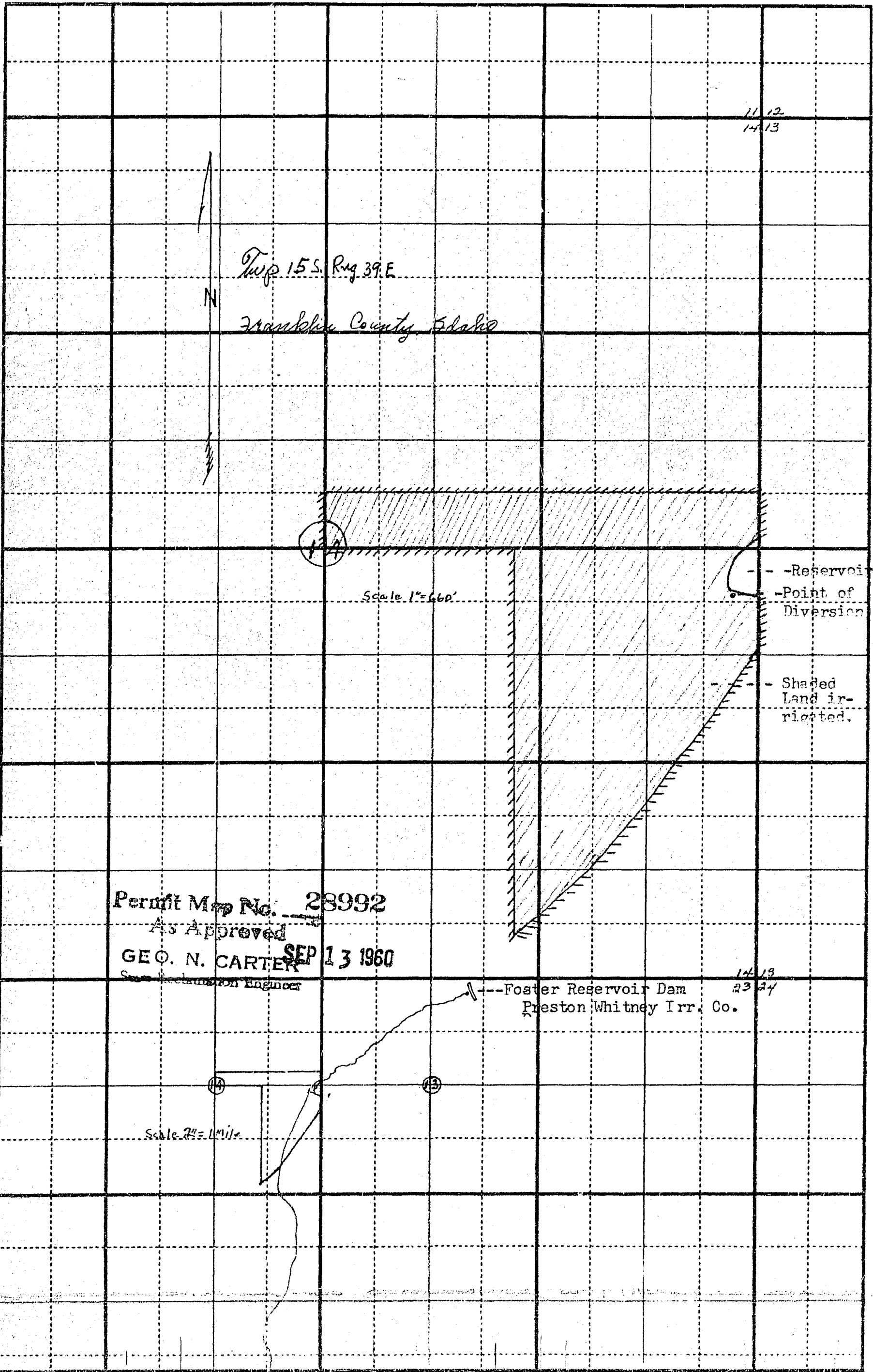
Joseph P. Garner



28992

NAME OF APPLICANT Preston Golf & Country Club, Inc.

Form No. 0



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

28992

September 19, 1960

Re: Permit No. 28992

Mr. Joseph P. Garner, Secretary,
Preston Golf & Country Club,
Preston, Idaho.

Dear Mr. Garner:

We enclose Permit No. 28992 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. 30263 which was issued covering payment in the amount of \$5.25 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EHR:pmk

28992

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Re: Permit No. 28992

Date: July 1, 1961

Joseph P. Garner, Secretary
Preston Golf and Country Club
Preston, Idaho

Dear Mr. Garner:

Under the terms of your Permit No. 28992 you are required to make proofs of completion of works and application of water to beneficial use on or before September 13, 1961

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

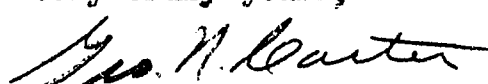
We enclose Form 36-A in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for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

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

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

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

Very truly yours,


GEO. N. CARTER
State Reclamation Engineer

Enc.

28992

Form No. 11
2M - 10/60

RECEIVED

JUL 10 1961

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 5, 1961

(P. O.) Preston, 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

Preston Citizen

of Preston, Idaho

published in

the county in which the works are situated.

Franklin

*Preston Golf Country Club
by Joseph P. Warner, Sec.*

(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.

28992

RECEIVED

JUL 10 1961

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

Department of Reclamation

NOTICE is hereby given that at 10 A.M., on the 21st day of August
19 61, at Preston, County of Franklin, State of Idaho, before
Dell Smith, Notary Public, at (address) Preston, Idaho

, proof will be submitted of the completion of works for the diversion of
1.5 cubic feet per second of the waters of named stream which is a tributary of Horn
Creek, and of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No. 28992, 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: Preston Golf & Country Club, Inc. Preston, 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
1.5 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 1.5 cubic
feet per second.

4. The point of diversion of said water is 350 feet Southwest from the NE corner of SE $\frac{1}{4}$ of
Sec 14, Twp 15 S. Rng 39 EBM & located in NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Sec, Twp. & Rng.

5. The place where said water is used is SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 14, all in Twp. 15 S. Rng 39 EBM.

Total 75 acres.
6. The date of priority which said user is prepared to establish is Aug 1, 1900

In accordance with Water Location Filing shown in Book B Page 34 of Original Oneida County Rec:
and re-recorded in Book 1 of Water Locations Page 53 of Franklin County Records

Leo V. Carter
State Reclamation Engineer

28992

1200
6-28-61

S T A T E O F I D A H O
D E P A R T M E N T O F R E C L A M A T I O N

Boise, Idaho

Re: Permit No. 28992
Preston Golf & Country Club, Inc.

Date: July 10, 1961

Preston Citizens,
Preston, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to August 21, 1961 the date set for proof; the expense of the publication is to be paid by the applicant

Preston Golf & Country Club, Inc. of Preston, 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
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.

28992

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

July 10, 1961

Re: Permit No. 28992

DEPOSITIONS ARE OF NO VALUE
UNLESS AFFIDAVIT OF PUBLICATION
IS ATTACHED

Preston Golf & Country Club, Inc.,
Preston, Idaho.

Gentlemen:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 28992. The proofs are to be made at 10:00 o'clock A.M., on the 21st day of August, 1961, ~~before~~ before Dell Smith, Preston, Idaho, Notary Public.

As of this date we have mailed the Notice to the Preston Citizen with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and 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:

Rule
(Mrs.) Edna P. ~~McIntosh~~
Chief Clerk

Encl.
EP:pmk
cc: Notary

28992

August 14, 1961

Re: Permit No. 28992
Preston Golf & Country Club, Inc.

Preston Citizen
Preston, Idaho

Gentlemen:

On July 10, 1961 we mailed you a Notice for Publication on the above numbered permit, asking for a copy or tear sheet for checking purposes.

To date we have not received such copy. Please mail a tear sheet to this office as soon as possible.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

HP:ew

28992

August 16, 1961

Re: Permit No. 28992
Preston Golf & Country Club

Preston Citizens
Preston, Idaho

Gentlemen:

We received the tear sheet this morning on the above numbered permit in answer to our request for a tear sheet and note that publication has been completed.

There is an error in the description of the land under Paragraph 5 which should read SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, all in Twp. 15 S., Rng. 39 EBN, the 40 acre subdivision being left out completely.

Please have a corrected copy for your affidavit of publication.

We also wish to call your attention to the last paragraph in our cover letter when notice of publication is mailed requesting a tear sheet or copy of the first publication. This should be mailed to us as soon as possible to help eliminate mistakes in the advertising, by checking the records here.

Very truly yours,

GEO. M. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

HP:ow

28992

RECEIVED
AUG 28 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. 28992

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. Joseph P. Garner, 416 East Oneida, Preston, Idaho.- Occupation - Federal Land
Bark Appraiser

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. Preston Golf & Country Club, Inc. Preston, Ida. My Position is Sec-Trea.

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

Ans. Permit #28992 dated Sept ¹³/₂, 1960 for Priority of Sept, 2, 1960.

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

Ans. Natural flow, runoff, seepage & springs in channel of Unnamed Stream a tributary of
Worm Creek. Diverting at a point 350 ft Southwest from the NE corner of SE $\frac{1}{4}$ of Sec. 14,
Twp 15 $\frac{1}{2}$ S. Rng 39 EBM & located in NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Said Sec. Twp. & Rng.

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. Water is accumulated in a small reservoir in the Channel of the unnamed stream at a point described in #1 above. A 50 HP motor & pump with a 4" discharge & 5" suction distributes 600 gpm @ 220' head into a sprinkler system supplying 30 nozzles at 60# pressure.

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. Water is used for irrigation purposes on the following described land in Sec. 14
Twp 15 $\frac{1}{2}$ S. Rng 39 EBM: 10 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 36 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 5
acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 10 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$. All land is under cultivation
primarily seeded grass for golf course use although about 14 acres are seeded to hay
and grain.

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

Ans.

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. One M.I. per acre

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. First diverted and used in 1960 in the amount of 1.5 cfs by pump & sprinkler system. The water has previously been used on this same land from this source since 4 Aug. 1900 as evidenced by Water Location filing in Book B Page 34 of Original Oneida County Records, Ida

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. In addition to this source the Preston Golf & Country Club have acquired 75 shares of Preston Whitney Irrigation Co. water which may be used to supplement this(here-in) supply.

(Sign)

Joseph P. Garner

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed

and sworn to before me, at my office in Preston, County of Franklin

State of Idaho, on this 21st day of August, A. D. 1961

Ollie W. Smith

My commission expires April 4 1965

28992

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

PERMIT NO. 28992

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. Alan John Vaterlaus, Age 23, Occupation Bank Teller, 171 North 1st West
Preston, Idaho

Ques. 2. Are you acquainted with The Preston Golf & Country Club, the holder of Permit No. 28992? How long have you known ^{them} ~~him~~ and where do ~~se~~ they reside?

Ans. I have known them since the summer of 1959 and their place of business, is Preston, Ida.

Ques. 3. Have you read or heard read said Permit No. 28992, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Water is accumulated in a small reservoir near the NE corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec 14, Twp 15 S, Rng 39 EBM from natural flow, springs, seepage & runoff from an unnamed stream a tributary of Worm Creek. A pump and motor is used to take the water from the reservoir into a sprinkler system for distribution to the land.

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. The works will conduct 1.5 cfs or more and I have seen this amount being used.

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

Ans. Used for irrigation on cultivated land presently seeded to grass, alfalfa & grain. Used as follows in Sec 14, Twp 15 S. Rng 39 EBM: 10 A in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 10 A in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 36 A in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 10 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$.

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

Ans. _____

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

Ans. Land was previously only partially irrigated. With this supply and present works, the full acreage is irrigated with 1 M.I. 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?

Ans. No _____

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

Ans. I have personally watched the developement of this the past two seasons and I am familiar with the land it is used on and the system used to convey the water thereto. This water has been in use the past two seasons with complete success at the rate of about 1 M.I. per acre or about 1.5 CFS.

(Signed) Alan John Vatakencherry

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 21st day of August,

A. D. 19 61.

Dell W Smith

Notary Public.

My commission expires April 4, 1965.

28992

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

PERMIT NO. 28992

Proof of Application of Water to Beneficial Use
Deposition of Witness

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

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

Ans. Roger Handy Cole, Age 22, Occupation Bank Timeway Clerk, Box 162, Franklin, Ida.

Ques. 2. Are you acquainted with The Preston Golf & Country Club, the holder of Permit No. 28992? How long have you known ~~them~~ ^{them} and where does ~~they~~ reside?

Ans. I have known the club since 1959 and their place of business is Preston, Idaho

Ques. 3. Have you read or heard read said Permit No. 28992, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Water is accumulated in a small reservoir from natural flow, springs, runoff & seepage. A pump & motor is used to take the water from the reservoir into a sprinkler system for distribution to the land. The reservoir and diversion point is located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 14, Twp 15 S. Rng 39 EBM near the NE corner thereof.

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. The works will conduct 1.5 cfs or more and I have seen this amount being used.

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

Ans. Used for irrigation on cultivated land presently seeded to grass, alfalfa & grain. Used as follows: in Sec. 14, Twp 15 S. Rng 39 EBM: 10 A in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 10 A in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 36 A in NE $\frac{1}{4}$ SE $\frac{1}{4}$; 5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$; 4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; 10 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$.

28992

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

Ans. _____

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

Ans. Land was previously only partially irrigated. With this supply and present works, the full Acreage is irrigated with 1 M.I. 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?

Ans. No

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

Ans. I personally inspected this land the use of the water on it and the system used to convey the water thereto. This water has been in use the past two seasons with complete success at the rate of about 1 MI per acre or about 1.5 cfs.

(Signed)

Roger Handy Cole

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 21st day of August

A. D. 1961

O. W. Smith

Notary Public.

My commission expires April 4 1965

25992

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

Don 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 publica-
tion, and was published in the newspaper proper and not a supple-
ment; 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 12, 1961, and ending
with the issue of Aug 2, 1961.

Don E. Smith

Fees, \$ 24.94.

Subscribed and sworn to before me this 16th day

of August, 1961.

Notary Public, Residing at Preston, Idaho

My Commission Expires 8-18-, 1964.

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

NOTICE is hereby given that
at 10 A.M., on the 21st day of
August, 1961, at Preston, County
of Franklin, State of Idaho, be-
fore Dall Smith, Notary Public,
at Preston, Idaho, proof will be
submitted of the completion of
works for the diversion of 1.5
cubic feet per second of the wa-
ters of Un-named stream which
is a tributary of Worm Creek,
and of the application to bene-
ficial use of said water, in ac-
cordance with the terms and con-
ditions of Permit No. 28992, here-
tofore issued by the Department
of Reclamation of the State of
Idaho.

1. The name and postoffice ad-
dress of the person or corporation
holding said permit is Preston
Golf and Country Club, Inc.,
Preston, Idaho.

2. Said work 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 1.5 cubic feet per
second.

3. The use to which said wat-
er has been applied is Irrigation
purposes, and the amount applied
to beneficial use is 1.5 cubic feet
per second.

4. The point of diversion of
said water is 350 feet Southwest
from the NE corner of SE¼ of
Sec. 14, Twp. 15 S. Rng. 39 EBM
and located in NE¼SE¼ of said
Sec., Twp. and Rng.

5. The place where said wat-
er is used is SE¼NE¼, SW¼
NE¼, NE¼SE¼, SE¼SE¼,
SW¼SE¼, Sec. 14, all in Twp.
15 S. Rng. 39 EBM, Total 75
acres. NW¼E. missing

6. The date of priority which
said user is prepared to establish
is Sept. 2, 1960.

GEORGE N CARTER

State Reclamation Engineer

First Pub. July 12, 1961

Last Pub Aug. 2, 1961

RECEIVED

AUG 23 1961

Department of Reclamation

August 29, 1961

Re: Permit No. 28992

Joseph P. Garner, Sec. Treas.
Preston Golf & Country Club, Inc.
1316 East Oneida
Preston, Idaho

Dear Mr. Garner:

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.

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:

28992

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 28992

Preston Golf & Country Club, Inc.
Preston, Idaho Joseph P. Garner, Sec.-Treas

REPORT ON PROOF OF Completion of Works & Beneficial Use

R+39E.

10

11

Don't forget to check the contract for the Res. Res.

T.
15
S.

15

14

10
8
10

250' x 300'
17' 6" deep.

40

18

58

US Highway 96

22

1650

23

Subdivisions

4

AREA

58 acres

Q

.67 c/s 33 1/2 inches

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 28992

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

1. Name of applicant Preston Golf & Country Club, Inc.

2. Source of water supply: unnamed stream, spring runoff, springs on channel, waste water of/ Worm Creek.

3. Location of point of diversion: Is in the NE 1/4 SE 1/4 of Section 14

T. 15 S. R. 39 E. County of Franklin

4. Describe works as they exist, giving dimensions and capacities of same: 50 HP F.M. Motor and Centrifugal Pump Unit. 5'x4' size #F287855. from a
triangled shape pond 250'x300'x390' and averages 3 feet deep.

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):

SE 1/4, Sec. 14, T. 15 S., R. 39 E., B. M.

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

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

Remarks: Dr. Hawks and Mr. Merrill along

Collection pond has a estimated capacity of 2 1/2 Acre-feet.

Rated Pump capacity 600 GPM.

not pumping at time of examination

This examination was made on the

(Signed)

day of

1961

Examiner.

28992

INSTRUCTIONS TO EXAMINERS

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

RECEIVED

OCT 3 1961

Department of Reclamation

852-0633 Preston Golf & Country Club, Inc. - Joseph P. Garner
Preston, Idaho (Sec.-Treas)
W.C. E. Anderson
Permit No. 28992

Examination for Completion of Works
& Beneficial Use

County Franklin

Sec. 14 T. 15S R. 39E

Quantity: 1.5 cfs.

Source: Ground stream, spring supply

springs on adjacent water

holders of Norm

Use: Irrigation

Filed: Sept. 2, 1960

Due: Sept. 13, 1961

Extension:

Completion of Works:

Other Rights: 75% share in

Water - Idaho, Idaho, Co.

28992

Don H. H. H. H.

6-9/10 x 7/32 # 6.50

23-9/32 # 3.00

14 small

23 small

8" x 80' steel pipe section

to 5" at pump - 2' dia

to 6" main line

estimated 50 cfs
irrigated

4
20
73

October 4, 1961

Re: Permit No. 28992

Joseph P. Garner, Secretary-Treasurer
Preston Golf and Country Club
Preston, Idaho

Dear Mr. Garner:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 28992 shows the pump and sprinklers ^{are} capable of conveying 33.5 miner's inches, or .67 c.f.s. of water for the irrigation of 58 acres.

Upon receipt of the statutory fee of \$ 18.00 -based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of September 2, 1960 to the use of .67 second feet of surface water with the point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 14 for irrigation of 58 acres in the SE $\frac{1}{4}$, Sec. 14, Township 15 South, Range 39 East, E.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

28992

Preston Golf and Country Club

Preston, Idaho

Oct. 7, 1961.

RECEIVED
OCT 9 1961

Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

Re: Permit No. 28992

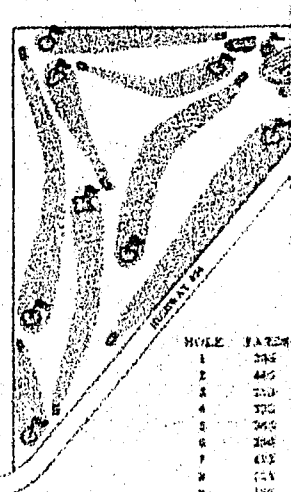
Gentlemen:

In accordance with your letter of Oct. 4, we submit
herewith \$8.00 as requested. We look forward to receiving
the License and Certificate of Water Right as outlined.

Very truly yours,

Joseph P. Garner

Joseph P. Garner, Sec.
PRESTON GOLF & COUNTRY CLUB



HOLE	FEET	YARDS
1	245	1
2	445	1
3	250	1
4	375	1
5	365	1
6	290	1
7	400	1
8	250	1
9	190	1

28992

October 10, 1961

Re: Permit No. 28992

Preston Golf & Country Club, Inc.
Joseph P. Garner, Secretary
Preston, Idaho

Dear Mr. Garner:

Enclosed is Certificate of Completion of Works
and License and Certificate of Water Right, issued on Permit No.
28992.

Also enclosed is departmental receipt No. 30621
in the amount of \$8.00 covering fees.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

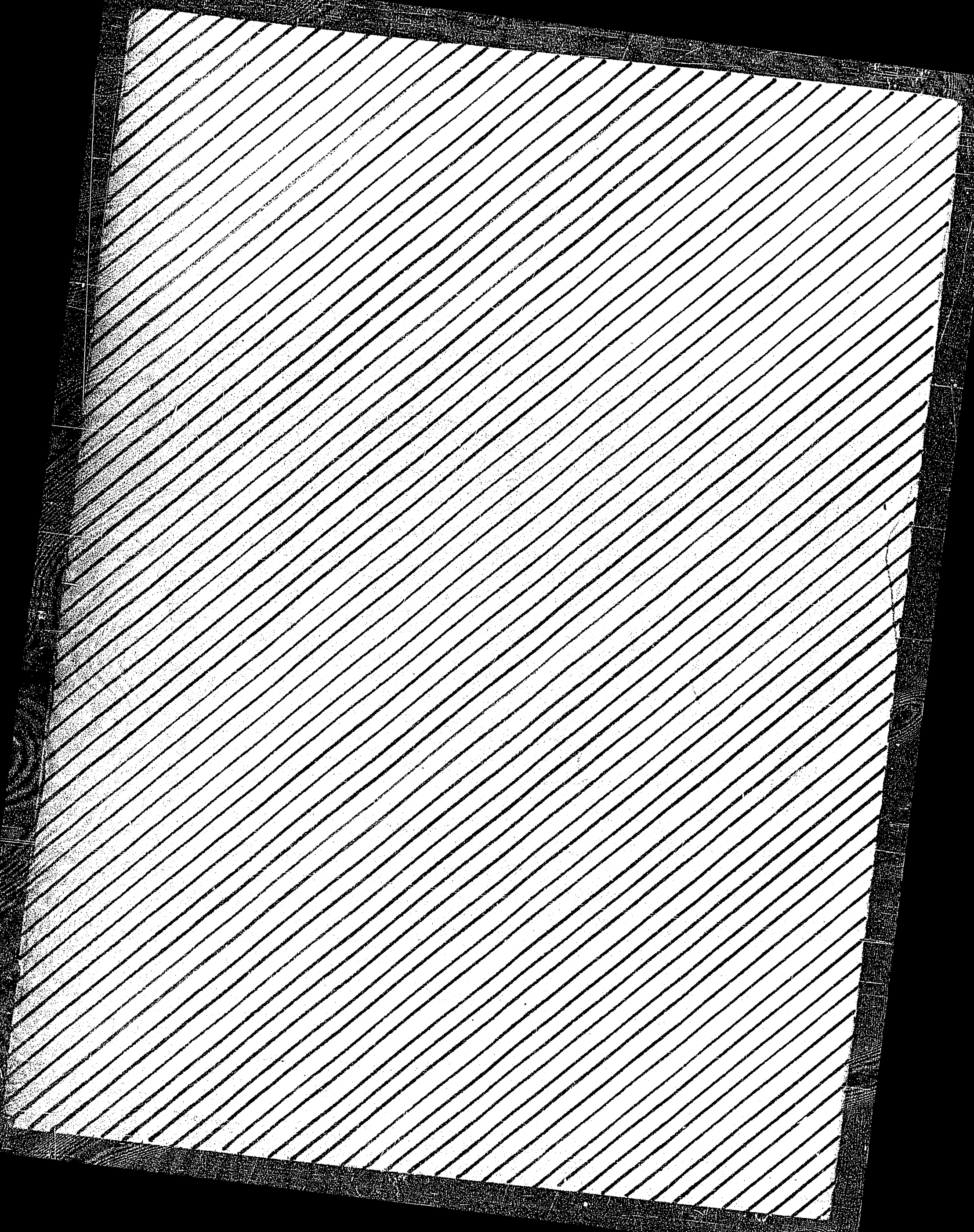
By:

(Mrs.) Edna P. Hule
Chief Clerk

EH:ez

Enc. certificate (2)
receipt

28992



State of Idaho
License and Certificate of Water Right

Water License No. 28992

Amount .67 c.f.s.

Water District No. _____

Priority Sept. 2, 1960

THIS IS TO CERTIFY that PRESTON GOLF & COUNTRY CLUB, INC.
of Preston, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 2, 1960; that Permit No. 28992
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.67 second feet, was issued thereunder on October 10, 1961, showing that said works
were completed on the 21st day of August, 1961; and that on the 21st
day of August, 1961, PRESTON GOLF & COUNTRY CLUB, Inc.

of Preston, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of an unnamed
stream, a tributary of Worm Creek, for the purpose of irrigation
, under Use Permit No. 28992 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
11 of Licenses at page 7179, on the 10 day of October, 1961;
The right hereby confirmed dates from September 2, 1960;

The Point of Diversion is located
in the NE 1/4 SE 1/4, Sec. 14, Tp. 15 S R. 39 E, B. M. Franklin County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed .67 cubic feet per second.

Description and location of use:

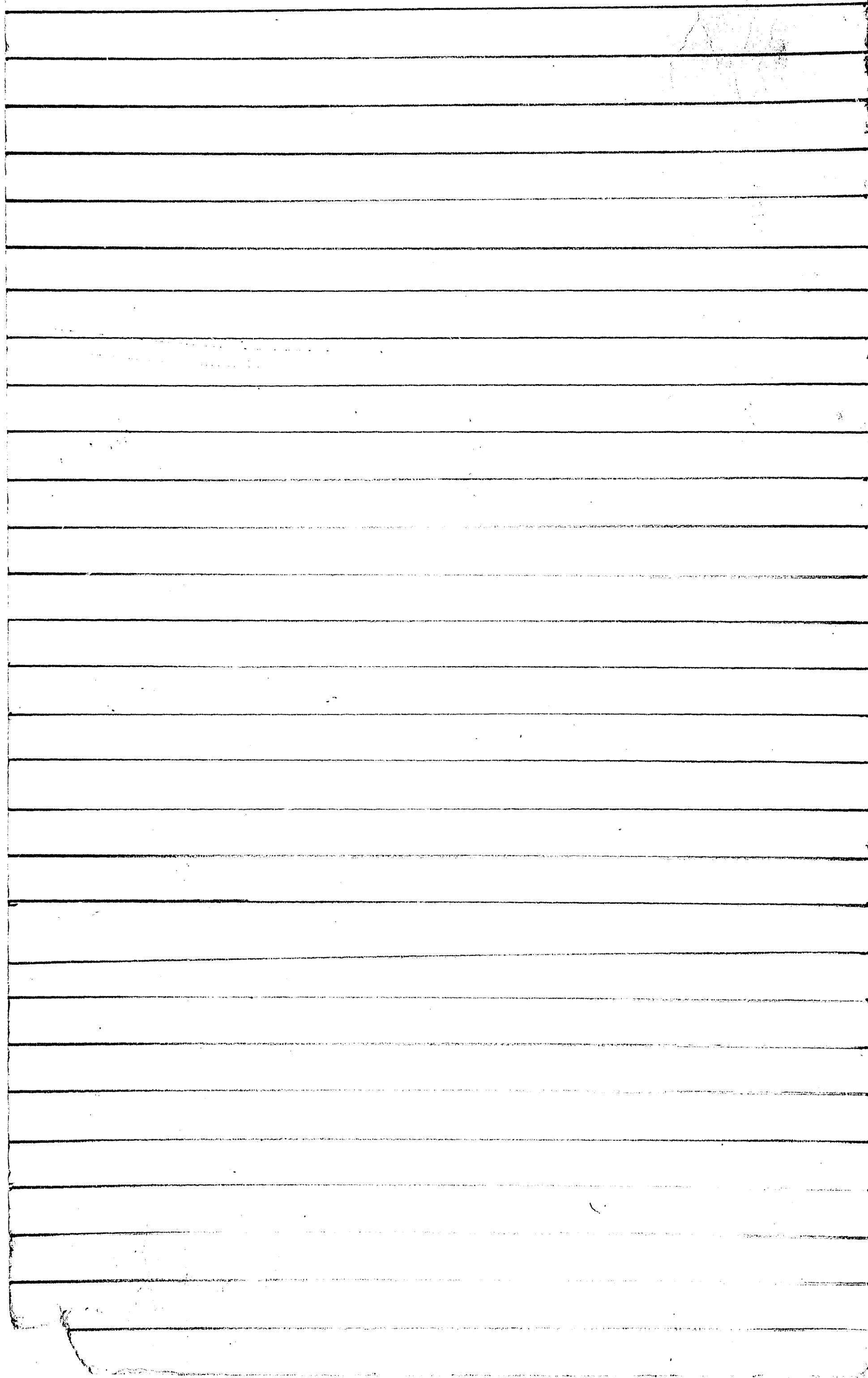
Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
15 S	39 E	14	NE $\frac{1}{4}$ SE $\frac{1}{4}$	36	30
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	5	10
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	4	8
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	10	10
			Total number of acres to be irrigated:		58

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
10th day of October, 1961.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)



PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Thorn Hollow

33

13-2219

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					
13-0234	OLIVERSON, Elmer E. Rt. #2 Preston, Idaho	4-01-1943	Irrigation	4-1	11-1	24.5	0.1	SE $\frac{1}{4}$ NE $\frac{1}{4}$, two Points; S.23 T15S, R39E	Sec. 23 SE $\frac{1}{4}$ NE $\frac{1}{4}$ T15S, R39E	Beneficial Use 7.0 7.0
13-0285	BOSEN, Clair D. Rt. #2 Preston, Idaho	4-01-1958	Irrigation	4-1	11-1	308.0	1.76	NE $\frac{1}{4}$ SW $\frac{1}{4}$, S.14 T15S, R39E	Sec. 14 NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23 NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ T15S, R39E	Beneficial Use 29.0 8.0 24.0 17.0 10.0 88.0
13-2219	PRESTON GOLF & COUNTRY CLUB Box 88 Preston, Idaho	9-02-1960	Irrigation	4-1	11-1	242.0	0.67	NE $\frac{1}{4}$ SE $\frac{1}{4}$, S.14 T15S, R39E	Sec. 14 SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ 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 $\frac{1}{4}$ T15S, R39E	License 10.0 9.0 33.0 5.0 4.0 8.0 69.0
13-0269	PRESTON GOLF & COUNTRY CLUB Box 88 Preston, Idaho	9-02-1960	Irrigation	4-1	11-1	90.0	0.21	NE $\frac{1}{4}$ SE $\frac{1}{4}$, S.14 T15S, R39E	Sec. 14 SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ 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 $\frac{1}{4}$ T15S, R39E	Beneficial Use 10.0 9.0 33.0 5.0 4.0 8.0 69.0

The amount of water diverted using this right, 13-0268, and 13-2219 shall not exceed 3.5 af/acre or 242.0 af/yr.