

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 32361
Permit No. G- 24562
District No.

1. Name of Applicant: KARL M. SMITH
Postoffice address: Holbrook County: Oneida State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. 3.2 or Idaho
Miners' inches 200 160 or gallons per minute. 1800
 - (b) Annual withdrawal in acre feet per annum 800
3. Source of water supply: drilled well
4. Location of point of diversion or well is in the NW 1/4 of the SW 1/4 of Section 33
Twp. 14 S. , Rge. 33 E. , B.M., County of Oneida
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 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: artesian well and electric pump, or Deisel
8. Estimated cost of works: \$ 8000.00
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 2 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash onhand: \$
(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: None
 - (a) -- (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) 3.2 (cubic feet per second, inches or gallons per minute) is for new lands.

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.

KARL M. SMITH Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 9:00 a.m., October 14, 1953

Returned to applicant for correction: October 14, 1953

Corrected application received: November 9, 1953

Approval of State Reclamation Engineer

The number of this permit is G-24562

Recorded in Book 87 Page 24562 Approved November 17, 1953

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 January 17, 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 November 17, 1954

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before November 17, 1955

Witness my hand this 17th day of November, 1953

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 17th
day of November, 1953.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

Secretary of State.

By LEN JORDAN

Governor

12.

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 S.	33 E.	32 33			40 40	40 40	80 80 160
TO ALL WHOM IT MAY CONCERN:			Permit No. G-24562 CERTIFICATE OF COMPLETION OF WORKS				
			This is to certify that Karl M. Smith of Holbrook, County of Oneida and State of Idaho the holder of Permit No. G-24562 issued upon Application No. G-32361 bearing date of priority of October 14, 1953, authorizing the diversion of 3.2 second feet of waters of a drilled well, County of Oneida, 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 3.2 second feet of the waters of subterranean flow from a well, that the point of diversion of said waters NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33, Township 14 South, Range 33 East B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 120 acres in the W $\frac{1}{2}$ SW $\frac{1}{4}$, Section 33 and E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 32, Township 14 South, Range 33 East B. M. Proof of completion of works made: November 17, 1955.				
WITNESS my hand this 30th day of January, A. D. 1959							s/ Geo. N. Carter State Reclamation Engineer
							Page 6602



LEN JORDAN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, RECLAMATION ENGINEER

BOISE

RECEIVED
NOV 9 1953

Department of Reclamation

October 14, 1953

Mr. Karl M. Smith
Holbrook
Idaho

Dear Mr. Smith:

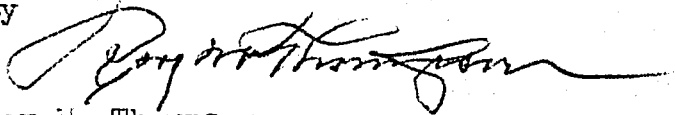
We acknowledge receipt of your application for permit to appropriate four second feet of water from a well.

Since the application describes only 160 acres it cannot be approved for more than 160 inches or 3.2 second feet.

The filing fee on this amount is \$5.75 and we return your check for \$6.50 with the request that you substitute for it one in the amount of \$5.75.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By


Roy M. Thompson
Supervisor Water Distribution

FG/re
Enc. 1

P24562

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

NO. G- 333

Boise, Idaho, Nov. 12, 195.....

RECEIVED FROM Karl M. Smith of Holbrook, Idaho \$ 5.75
Five + 75/100 DOLLARS

FOR

Well Driller's License Fee	-	\$	
^{49 52361} Application for Permit No.	-	\$	<u>5.75</u>
Proofs - - - - -	-	\$	
Certified Copy - - - - -	-	\$	
Recording Assignment	-	\$	
.....	-	\$	
<u>S 24562</u> TOTAL	-	\$	<u>5.75</u>

Mark R. Kell
State Reclamation Engineer

By James L. Anderson

NAME OF APPLICANT

Karl M. Smith Holbrook, Idaho

Form No. 0

Section
32

Section
33
Well

Township 14 South
Range 33 East, Boise
Meridian

Permit Map No. 24562
As Approved
NOV 1 1953
MARK R. KULP
State Reclamation Engineer

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

24562

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

B O I S E

Permit No. G-24562

Date November 18, 1953

We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the
State Reclamation Engineer, on the fourth page.

Mr. Karl M. Smith
Holbrook
Idaho

MARK R. KULP
State Reclamation Engineer

24562

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

September 1, 1955

Mr. Karl M. Smith
Holbrook
Idaho

Dear Sir:

We enclose herewith blank notice for proof of completion of works and application of water to beneficial use under your Permit No. G-24562. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than November 17, 1955.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

J 24562



ROBERT E. SMYLIE
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

October 5, 1955

RE: Permit No. G-24562

Mr. Karl M. Smith
Malad
Idaho

Dear Mr. Smith:

We are in receipt of duplicate notice for proof of completion of works and beneficial use to be made November 17, 1955, on your Permit No. G-24562.

However, you give the place of use as the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 33, Township 14 South, Range 33 East, B.M. which is only 40 acres; whereas, your Permit is for 160 inches of water to be used on 160 acres of land described as the E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 32 and the W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 33.

This is doubtless an error in the notice and upon your authorization we can change the notice accordingly.

We shall await your reply.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Jeanne L. Anderson
Chief Clerk

A:hll

G-24562

Medad Idaho Oct 7, 1955

Dear Sirs:

In answer to your letter; it was a mistake on my part on the discription of the ground. E. $\frac{1}{2}$ S. E $\frac{1}{4}$ of section 32. and W $\frac{1}{2}$ S W $\frac{1}{4}$ of section 33. It is for watering 160 acres. Sorry to have made this error and put you to this trouble

Sincerely, Karl M. Smith

RECEIVED

OCT 10 1955

Department of Reclamation

L 24562

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) October 3, 1955

(P. O.) Malad City, 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

Idaho Enterprise of Malad City, Idaho published in

the county in which the works are situated.

Karl M. Smith
Karl M. Smith, Applicant

(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.

24562

October 10, 1955

RE: Permit No. G-24562

Mr. Karl H. Smith
Malad
Idaho

Dear Mr. Smith:

We have corrected the notice for proof of completion of works and beneficial use on Permit No. G-24562 in accordance with your letter of October 7 and are sending a copy to the Idaho Enterprise with instructions to publish it once a week for four weeks prior to November 17, 1955 and to send you the affidavit of publication together with statement of costs.

At the time set, you should appear before Judge Fallis together with two disinterested witnesses who are familiar with the terms of the Permit and the work done thereunder for the purpose of executing the enclosed depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

824562

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. G-24562

Date: October 13, 1955

Idaho Enterprise

Malad, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to November 17, 1955 the date set for proof, the expense of the publication to be paid by the applicant, Karl M. Smith of Malad City 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

S 24562

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 seventeenth day of November, 1955, at Courthouse, Malad, County of Oneida, State of Idaho, before William Fallis, probate judge proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of the waters of subterranean flow and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 4-24562 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 Karl M. Smith Malad City, 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 3.2 cubic feet per second.

3. The use to which said water has been applied is for irrigation purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The place where said water is used is Malad City, Idaho
Malad City, Idaho NE 1/4 Section 32; W 1/4 Section 33,
Township 14 South, Range 33 East, B.M. and the well is located in the
NW 1/4 SW 1/4 Section 33, Township 14 South, Range 33 East, B.M.

5. The date of priority which said user is prepared to establish is November 17, 1955.

MARK R. KULP

State Reclamation Engineer

Idaho Enterprise
Malad City, Idaho

Proof of notice to be published
Nov. 20 to Dec. 10 inclusive

RECEIVED
OCT 19 1955

Department of Reclamation

**NOTICE OF PROOF OF COM-
PLETION OF WORKS and
APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10:00 a.m. on the seventeenth day of November, 1955, at Court-house, Malad, County of Oneida, State of Idaho, before William Falls, probate judge, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of the waters of subterranean flow and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-24562 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 Karl M. Smith, Malad City, 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 3.2 cubic feet per second.

3. The use to which said water has been applied is for irrigation purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The place where said water is used is E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 32; W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 33, Township 14 South, Range 33 East, B.M. and the well is located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33, Township 14 South, Range 33 East, B.M.

5. The date of priority which said user is prepared to establish is November 17, 1955.

MARK R. KULP

State Reclamation Engineer
10-20 11-10 t4

824562

October 19, 1955

RE: Permit No. G-24562

Idaho Enterprise
Malad
Idaho

Gentlemen:

We have checked the copy of Notice for Proof on the above numbered Permit in the name of Karl M. Smith and find same to be correct with the exception of one error which was in the copy and through no fault of yours.

The priority date given in the last line of the Notice should be October 14, 1953 instead of November 17, 1955.

Please make this correction in the subsequent issues.

Your memo on this proof states that publication will be from November 20, to December 10, inclusive, we think this is an error and publication will be from October 20, to November 10, 1955, as shown on the bottom of the Notice.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu

J 24562

November 17, 1955
Malad City, Idaho

Mr. Mark R. Kulp
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Dear Mr. Kulp:

I am today handing you by mail the enclosed deposition of holder and of ~~two~~ witnesses for proof of application of water to beneficial and completion of works.

Thank you.

Yours very truly,

Karl M. Smith

Karl M. Smith

Holder of Permit No. G24562

G 24562

Affidavit of Publication

State of Idaho
County of Oneida, ss.

Sylvia Stratton being first duly sworn on
oath, states: That *S.* he is *Principal Clerk*
of the Idaho Enterprise, a newspaper of general circulation
in Oneida County, Idaho published weekly at Malad, in
said county, that said newspaper has been published in
said county uninterruptedly and continuously for over
seventy-eight consecutive weeks, prior to the first publi-
cation of the annexed notice or advertisement:

That said Idaho Enterprise was at all of the times
of publication of said notice a newspaper of general circula-
tion made up of at least four pages of at least five columns
each, printed from type matter or stereotyped forms of at
least seventeen and three fourths inches depth, and said
newspaper during all of the times of publication aforesaid
had more than 200 bonafide subscribers thereto living
within the county of Oneida in which said newspaper was
published at regular intervals not less frequently than once
a week.

That the annexed notice was published as per clipping
attached in the regular and entire edition of said news-
paper and not in any supplement thereof for *4* successive
weekly issues thereof the date of the first publication being
the *20th* day of *October*, 195*5*... the date of the last
publication being the *10th* day of *November*
195*5*...

Sylvia Stratton.....

Subscribed and sworn to before me this *17* day of
195*5*...

Bill Mallis....., Probate Judge.....

~~Notary Public~~, residing at Malad, Idaho

My Commission expires the.... day of, 195...

Costs: *50* lines at *13^c* per line first insertion \$... *6.50*
10 per line each subsequent insertion \$... *15.00*

TOTAL \$ *21.50*

NOTICE OF PROOF OF COM- PLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at
10:00 a.m. on the seventeenth
day of November, 1955, at Court-
house, Malad, County of Oneida,
State of Idaho, before William
Fallis, probate judge, proof will
be submitted of the completion
of works for the diversion of 3.2
cubic feet per second of the wat-
ers of subterranean flow and of
the application to beneficial use
of said water, in accordance with
the terms and conditions of Per-
mit No. G-24562 heretofore is-
sued by the Department of Reo-
clamation of the State of Idaho.

1. The name and postoffice ad-
dress of the person or corporation
holding said permit are Karl M.
Smith, Malad City, 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
3.2 cubic feet per second.

3. The use to which said water
has been applied is for irrigation
purposes, and the amount applied
to beneficial use is 3.2 cubic feet
per second.

4. The place where said water
is used is E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 32;
W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 33, Township
14 South, Range 33 East, B.M.
and the well is located in the
NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33, Township
14 South, Range 33 East, B.M.

5. The date of priority which
said user is prepared to establish
is November 17, 1955.

MARK R. KULP
State Reclamation Engineer
10-20 11-10 t4

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STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G24562

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. Karl M. Smith, Malad City, Idaho, occupation, farmer, age 47

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. I am not acting in the behalf of a corporation. I, Karl M. Smith, the holder of permit No. G24562, am acting for myself only in this matter.

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

Permit No. G24562

Ans. Date of permit, January 17, 1954. Date of priority you propose to establish under the permit is November 17, 1955.

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

Ans. Source of water supply is a drilled well. The place of diversion of the well is in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of section 33, Twp. 14 S., R. 33 E., B.M., County of Oneida.

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. The depth of well is 325 feet, size of casing 14 inch for a depth of 78 feet, the depth of the well size of casing is 10 inches for the remainder of. The well pumps 1800 gallons per minute. It was determined by comparison with other wells in the locality. The works are an artesian well and electric pump, or diesel. The works are capable of conveying safely 3.2 per cubic feet per second. Ditches are also used for conveying water to the place of use.

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. The water is to be used for irrigation. The water is to be used for the irrigation of 160 acres of a sandy loam soil that is under cultivation. The land that the water is to be used is more fully described as follows: the E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 32; W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 33 Township 14 South, Range 33 East, B.M.. There four full 40 acres tracts of land under irrigation.

G24562

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

Ans. The purpose of permit No. G24562 is for irrigation only.

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

Ans. The only purpose for the water from this well is for irrigation.

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. I am the original holder of permit No. G24562.

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

Ans. The entire 3.2 cubic feet per second is being used on 166 acres of cultivated land. The land on which the water is being used under permit No. G24562 is more fully described as follows: the $E\frac{1}{2}SE\frac{1}{4}$ Section 32; $W\frac{1}{2}SW\frac{1}{4}$ Section 33, Township 14 South, Range 33 East, P. M. There are ~~two~~ full 40 acre tracts of land under irrigation.

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. I started to use the water for irrigation in May, 1954 by using a deisel engine to pump the water from the well and by using ditches to convey the water to the cultivated farm lands, consisting of 166 acres, described as follows: the $E\frac{1}{2}SE\frac{1}{4}$ Section 32; $W\frac{1}{2}SW\frac{1}{4}$ Section 33, Township 14 South, Range 33 East, P. M. The entire 3.2 cubic feet per second is being used on the above described land.

(Sign)

Karl M. Smith

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 Malad City, County of Oneida,

State of Idaho, on this 17th day of November, A. D. 1955.

Bill Hallas, Probate Judge

My commission expires _____

G24562

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G24562

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.

Ans. Colen E. Sweeten, Jr., age 36 years, occupation, farmer, address, Malad City, Idaho.

Ques. 2. Are you acquainted with Karl M. Smith, the holder of Permit No. G24562? How long have you known him and where does he reside? I have known Karl M. Smith for 25 years. Mr. Karl M. Smith resides at Malad City, Idaho.

Ans. _____

Ques. 3. Have you read or heard read said Permit No. G24562, 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. The source of the water supply is a drilled well. The place of diversion of the well is in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 33, Twp. 14 S, R. 33 E, BM., County of Oneida.

The works for conveying the water from the point of diversion to the place of use are ditches. Also the kind of works are an artesian well and electric pump, or deiser.

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 second feet of water which said works will safely conduct to place of use is 3.2 cubic feet per second.

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. This well is capable of pumping 1500 gallons per minute from comparison and my knowledge of the amount water that is being pumped from wells in this locality.

f 24562

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. This water to be used for irrigation. This water is to be used on cultivated lands. The amount of land to be irrigated is 160 acres. The water is to be used on the following described land, to-wit: E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 32; W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 33, Township 14 South, Range 33 East, B. M.

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

Ans. None

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. The character of the land is a sandy loam. The entire 3.2 cubic feet per second is the amount of water required for its profitable cultivation.

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

Ans. I have no interests in works, water, or lands above mentioned.

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. I am a neighbor of Mr. Karl M. Smith. I have seen him irrigating the 160 acre farm. The land is more fully described as follows: the E $\frac{1}{2}$ SE $\frac{1}{4}$ section 32; W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 33 Township 14 South, Range 33 East, B. M.

(Signed) Colen H. Sweeten Jr.

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 Malad City, County of Oraida, State of Idaho, on this 17th day of November, A. D. 1955.

Bill Hall, Probate Judge
Notary Public.

My commission expires.....

824562

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G24562

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. Colen H. Sweeten, Sr., age 74 years, occupation farmer, address Malad City, Idaho

Ques. 2. Are you acquainted with Karl M. Smith, the holder of Permit No. G24562? How long have you known him and where does he reside? I have known Karl M. Smith for his entire life. Mr. Karl M. Smith resides at Malad City, Idaho

Ans.

Ques. 3. Have you read or heard read said Permit No. G24562, 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. The source of water supply is a drilled well. The place of diversion of the well is in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 33, Twp. 14 S, R. 33 E, BM., County of Oneida. The works for conveying water from the point of diversion to the place of use are ditches. Also artesian well and electric pump, or lift

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 second feet of water which said works will safely conduct to place of use is 3.2 cubic feet per second

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. Pumps 1200 gallons per minute. I estimated the gallons pumped per minute from comparison and from knowledge of what water is pumped by the gallons from wells in this locality.

G24562

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. The water is to used for irrigation. This water is to used on cultivated lands. The amount of land to be irrigated is 160 acres. The water is to be used on the following described land; to-wit: E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 32; W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 33; Township 14 South, Range 33 East, B. M.

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

Ans. None

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. The character of land is a sandy loam. The entire 3.2 cubic feet per second is the amount of water required for its profitable cultivation.

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

Ans. I have no interests in the works, water, or lands above mentioned.

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. I have lived near the well ever since it has been drilled, and I have witnessed the application to beneficial use of water under said permit. The beneficial use of the water is being used on 160 acres of land. It is described as follows: the E $\frac{1}{2}$ SE $\frac{1}{4}$ section 32; W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 33; Township 14 South, Range 33 East, B. M.

(Signed) Cole H Sweetser, Sr.

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 Malad City, County of Oneida, State of Idaho, on this 17th day of November, A. D. 1955.

Bill Fallis, Probate Judge
Notary Public

My commission expires

724562

✓
November 21, 1955,

RE: Permit No. G-24562

Mr. Karl M. Smith
Malad
Idaho

Dear Mr. Smith:

We have your letter of November 17, 1955, enclosing depositions of yourself and two witnesses also Affidavit of Publication in the Idaho Enterprise all in proof of Completion of Works and Beneficial Use on Permit No. G-24562.

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

We cannot say just when this examination will be made, but our field engineer will contact you at the time he makes the examination in order that you may arrange to show him over the ground.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu

24562

August 30, 1956

RE: Permit No. G-24562

Mr. Karl M. Smith
Malad
Idaho

Dear Mr. Smith:

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

I intend to make inspection in connection with your Permit on Tuesday, September 11, probably just before noon or right after noon.

If I cannot contact you when I arrive in Holbrook, I will drive to the farm where the well is located.

Please be prepared to accompany me on this inspection or have someone there to represent you.

Yours truly,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:hll

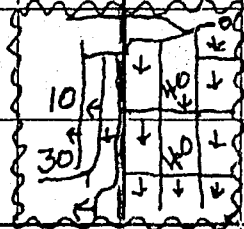
P 24562

R-33 E.

TO HOLBROOK

T.
14
S.

32



RR
33

Subdivisions = four

Area = 120 acres.

Q = 120 inches.

Pumped = Approx. 190"

C/W = 160"

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-24562

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

1. Name of applicant Karl M. Smith, Malad, Idaho

2. Source of water supply: Subterranean from a well

3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33

T. 14 S. R. 33 E. County of Oneida

4. Describe works as they exist, giving dimensions and capacities of same: Peerless Turbine

Serial No. 164176. Peerless L angle drive. G. M. Diesel power unit, serial

No. 185571. Delivery is to the East through a 10" pipe into an open ditch to

the fields by gravity. This unit was started up and pumped for a short time.

The water was not measured but it was delivering at least 190 inches of water.

Inspection was made in company with Mr. Smith's brother, Stephen.

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):

E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 32;

W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 33;

Twp. 14 South, Range 33 East, B. M.

See the Map.

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

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

Remarks: _____

This examination was made on the 11 day of Sept, 19 56

(Signed) E. N. Humphrey Examiner.

G-24562

October 18, 1956

RE: Permit No. G-24562

Mr. Karl H. Smith
Malad
Idaho

Dear Mr. Smith:

We now have on file the report of our field engineer on examination for completion of works and beneficial use on your Permit No. G-24562 which shows that you have irrigated 120 acres of land in the W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 33; and E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 32, Township 14 South, Range 33 East, B.M., with the waters of a well located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33, same Township and Range.

A Certificate of Completion of Works and License can, therefore, be issued for 2.4 second feet of water upon receipt of the statutory fees amounting to \$5.00 for completion of works and \$8.00 license fee, or a total of \$13.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll

G24562

December 18, 1958

Re: Permit No. G-24562

Mr. Karl M. Smith
Malad
Idaho

Dear Mr. Smith:

Field inspection of the completion of works and application of water to beneficial use under the terms of Permit No. G-24562 was completed on September 11, 1956 and our letter of October 18, 1956 to you in regard to his report was as follows:

"We now have on file the report of our field engineer on examination for completion of works and beneficial use on your Permit No. G-24562 which shows that you have irrigated 120 acres of land in the W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 33; and E $\frac{1}{2}$ SE $\frac{1}{2}$ Section 32, Township 14 South, Range 33 East, B.M. with the waters of a well located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33, same Township and Range.

A Certificate of Completion of Works and License can, therefore, be issued for 2.4 second feet of water upon receipt of the statutory fees amounting to \$5.00 for completion of works and \$8.00 license fee, or a total of \$13.00."

Until these certificates are issued you do not have a confirmed water right of record.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls

G-24562

21

January 30, 1959

Re: Permit No. G-24562

Mr. Karl M. Smith
Malad City
Idaho

Dear Mr. Smith:

Enclosed is the Certificate of Completion of Works and the License
and Certificate of Water Right issued under Permit No. G-24562, and,
departmental receipt #G-3848 for fees.

Very truly yours,

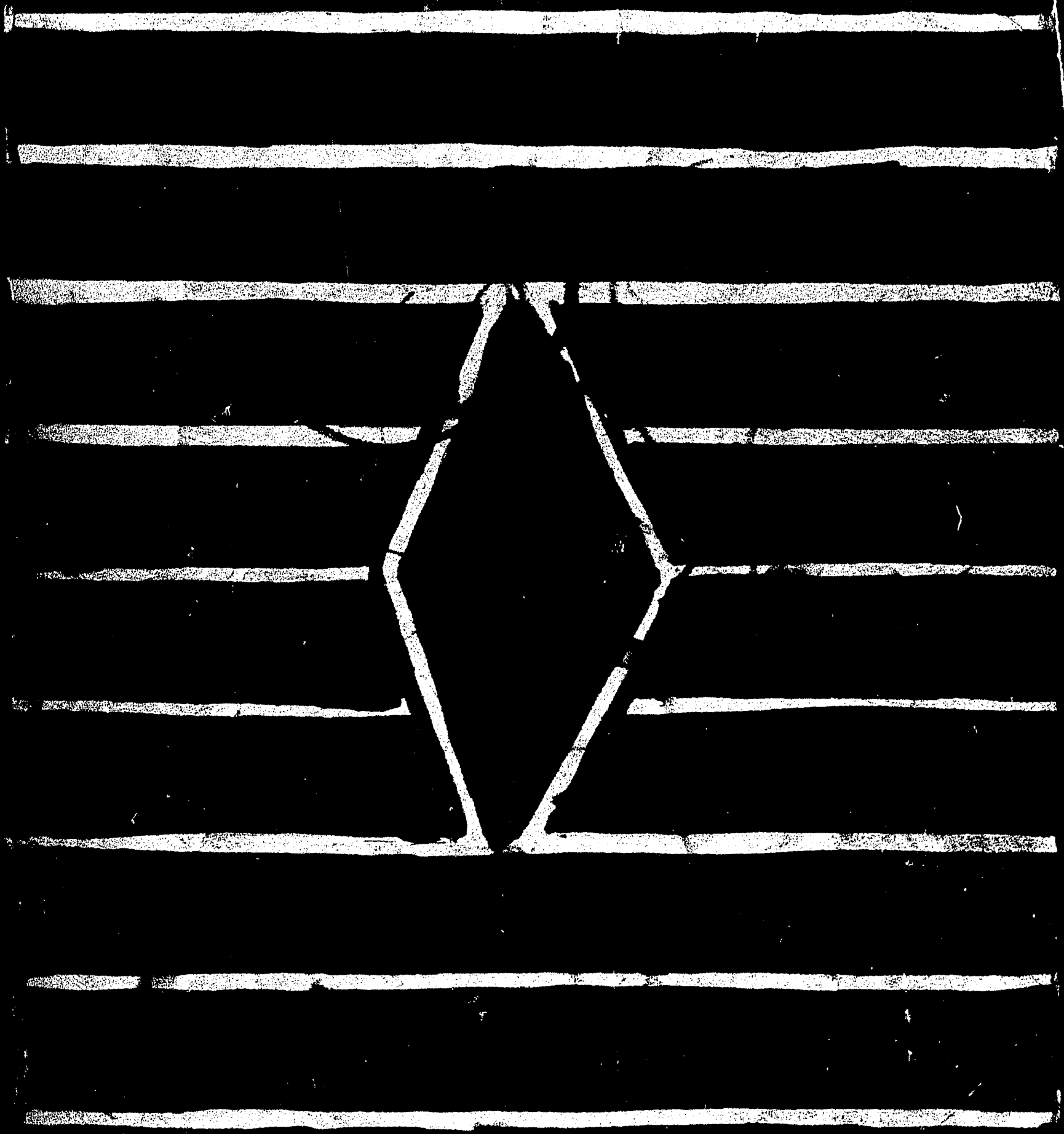
GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

G-24562

RT



State of Idaho

License and Certificate of Water Right

Water License No. G-24562Amount 2.4 c.f.s.

Water District No. _____

Priority October 14, 1953

THIS IS TO CERTIFY that

KARL M. SMITH

of Holbrook, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 14, 1953; that Permit No. G-24562 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3.2 second feet, was issued thereunder on January 30, 1959, showing that said works were completed on the 17th day of November, 1955; and that on the 17th day of November, 1955,

KARL M. SMITH

of Malad City, 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, for the purpose of Irrigation, under Use Permit No. G24562 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 6602, on the 30 day of January, 1959;

The right hereby confirmed dates from October 14, 1953;

The Point of Diversion is located

in the NW 1/4 SW 1/4, Sec. 33, Tp. 14 S., R. 33 E., B. M. Oneida 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 2.4 cubic feet per second.

Description and location of use:

Twsp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 S.	33 E.	33	NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	40
		32	NE 1/4 SE 1/4	40	10
			SE 1/4 SE 1/4	40	30
			Total number of acres irrigated		120

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

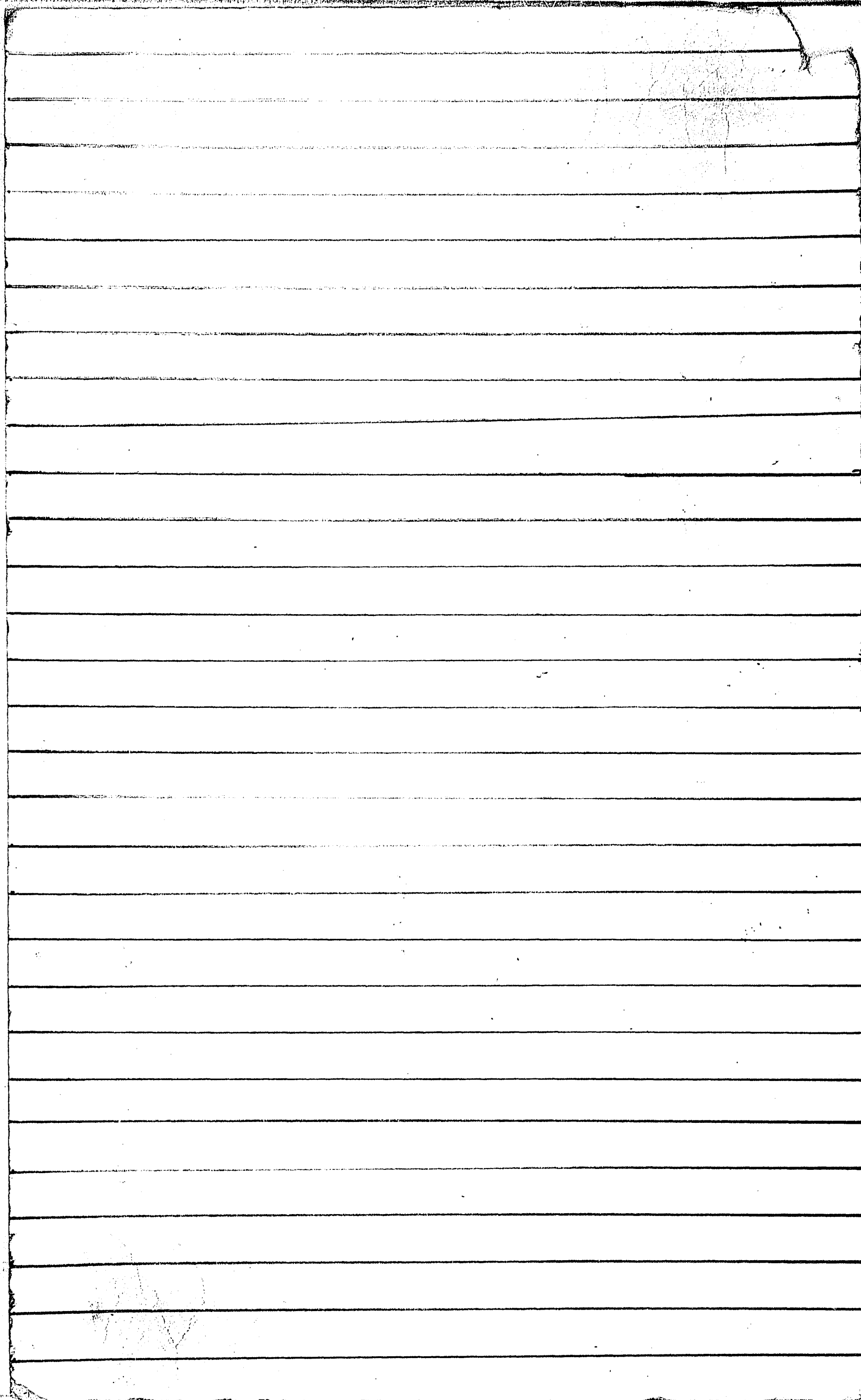
WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

30th day of January, 1959.

s/ Geo. N. Carter

State Reclamation Engineer.

(SEAL)



Identification No. 17 2029
Transfer No. 1758

APPROVED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

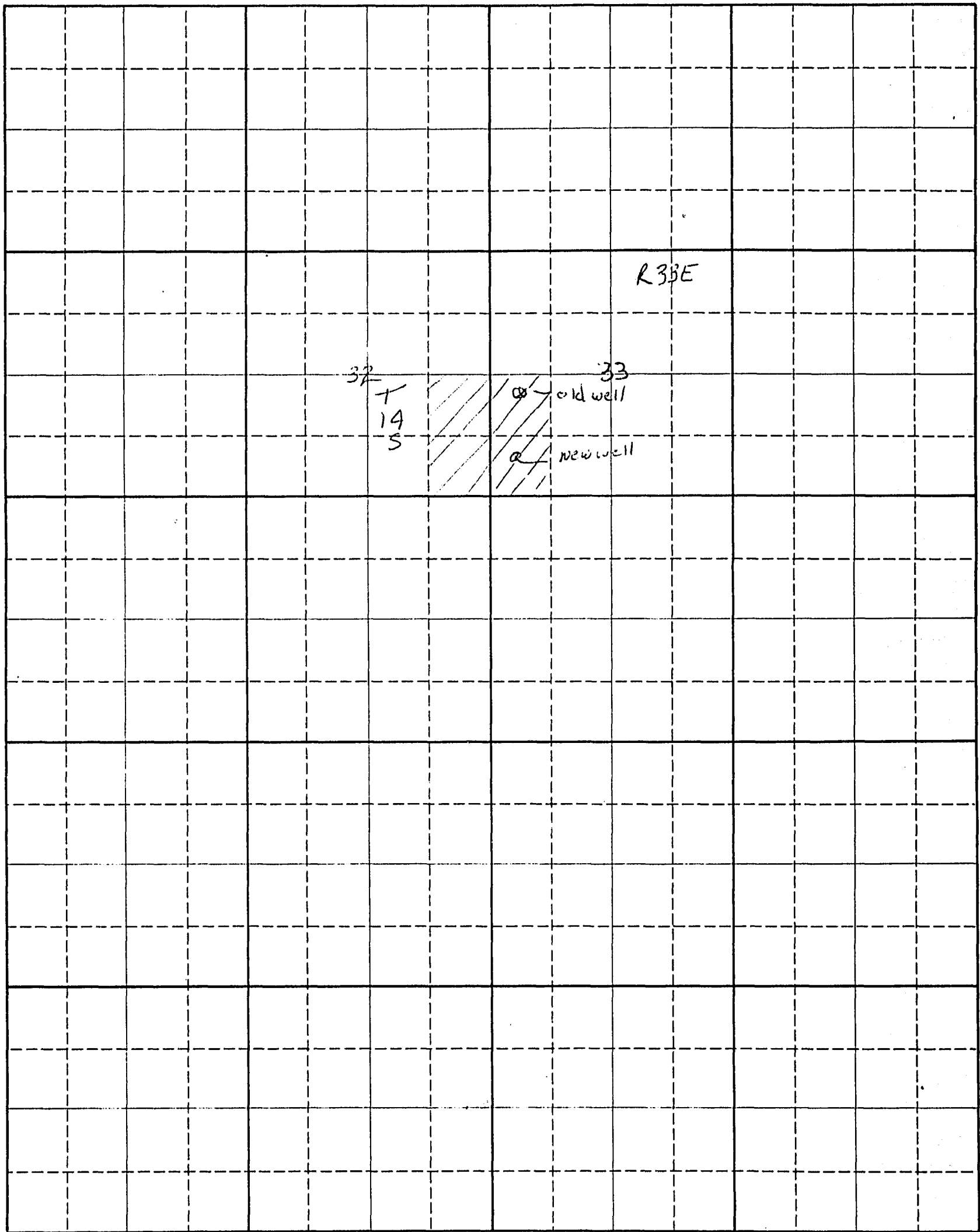
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder Karl M. Smith
Post office address Holbrook Rt., Malad City, Idaho 83252
2. Right obtained by:
a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court. County of _____
G-24562/
b. License No. 17-2029 issued by the State of Idaho, Department of Reclamation.
3. Source of water ground water tributary to _____
(Name of stream or source)
4. Date of Priority October 14, 1953
5. Amount of water a. 2.4 c.f.s. and/or
b. _____ acre feet/annum
6. Water is used for irrigation from Apr. 1 to Nov. 1
(Month, Day) (Month, Day)
7. Original location of point of diversion is NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33,
Township 14S, Range 33E, B.M., in Oneida County;
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

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 $\frac{1}{4}$	
14S	33E	33									40	40							80
		32													10			30	40

Total number of acres presently irrigated 120



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

a. Quantity to be diverted at new point: 2.4 c.f.s. and/or _____ acre feet

b. New point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33, Township 14S
_____, Range 33E, B.M.

c. Description of method of diversion and conveyance from new points of diversion: Well, pump, and sprinkler system

e. Describe the reasons for applying for a change in the point of diversion:

The original well is not producing as it used to.

f. Do you intend to make the transfer permanent? Yes

g. Do you intend to abandon completely the old point of diversion? Yes

h. Indicate on the above plat the new point of diversion and lands to be irrigated.

a. Describe the new lands on which you wish to use your right.

[illegible]

Total number of acres to be irrigated _____

b. Do you intend to make the transfer permanent? yes

c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____

e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Paul M. Smith
(signature of applicant)

Subscribed and sworn to before me this 24th day of April, 1975

D. Michael Broadhead
(notary public)

My commission expires 5-15-76

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 17-2029/1758,
and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

A measuring device of a type approved by this Department shall be permanently
installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 16 day of July, 19 75

R. Keith Higginson
R. KEITH HIGGINSON, Director
Idaho Department of Water Resources

FOR DEPARTMENT USE ONLY

Received by MB Date 6-20-75

Protest filed by: _____ Date _____

Prelim. check by LH Date 6-20-75

Fee received by MB Date 6-20-75 Fee \$ 30.00

Approved for publication by CA 7-11-75 # 4301

Published in Idaho Enterprise Dates June 26 & July 3, 1975

Hearing held _____

Watermaster Recommendation sent N.A.

TRANSFER ANALYSIS SHEET

1. Fee ✓
2. Name and Signature ✓
3. Source ✓
4. Right Being Transferred
 - a. Decree _____
 - License ✓
 - Use _____
 - b. Location - Original P. D. ✓
 - c. " - Original P. U. ✓
 - d. " - New P. D. ✓
 - e. " - New P. U. same as original

ANALYSIS BY LF

NO. 17-2029

5. Ownership of Original Right ✓
Comment Original License in Name of Applicant

6. Expansion of Right? NO
Comment _____

7. Watermaster's Comments NA

8. Comments _____

RECEIVED

JUL 15 1975

Department of Water Resources

Copy

April 10, 1975

Mr. Karl M. Smith
Holbrook Rt.
Malad City, ID 83252

Dear Mr. Smith:

This office finds it necessary to return the 3 application for permit forms and the claim to a water right with your check No. 92-86 in the amount of \$55.00, because the filing fee was insufficient. In reviewing the applications it was noted that the application with the well listed in Section 33 required a \$25.00 filing fee instead of the \$10.00 which we discussed. All the forms appear to be in satisfactory form for advertising.

We have also enclosed a partially completed application for transfer of water right No. 17-2029. Please check it for correctness and if it meets with your approval, sign it before a Notary Public and return it with the statutory filing fee of \$30.00.

The filing fee needed for the 3 application for permit forms, the claim to a water right and the application for transfer of water right is \$100.00. Please remit this amount at your earliest convenience and we will be happy to commence processing.

Very truly yours,

BILL RHOADS
Water Resource Specialist

BR:mb

Enclosures

June 20, 1975

RE: Application for Transfer No. 17-2029
Claim to a Water Right No. 17-4023
Application for Permit No. 17-7051
" " " No. 17-7052
" " " No. 17-7053

Mr. Karl M. Smith
Holbrook Route
Malad City, Idaho 83252

Dear Mr. Smith:

Attached herewith is departmental receipt No. 4301 in the amount of \$100.00 for the above referenced applications.

If we may be of further assistance, please feel free to contact us.

Very truly yours,

LOREN O. HOLMES
Assistant to the
District Engineer

LOH:MB

Attachment

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 17-2029

Notice is hereby given that Karl M. Smith, Malad, Idaho, has applied to the Department of Water Resources for a change in the point of diversion of a ground-water source. The right sought to be changed is evidenced by License No. 17-2029 and is recorded as follows:

AMOUNT: 2.4 cfs PRIORITY: October 14, 1953

POINT OF DIVERSION: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 14S, R. 33E,
B.M., Oneida County;

The water is used to irrigate 120 acres within the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33, E $\frac{1}{2}$ SE $\frac{1}{4}$,
Sec. 32, T. 14S, R. 33E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 14S, R. 33E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before July 14, 1975.

R. KEITH HIGGINSON

Director

Published in the Idaho Enterprise, Malad, Idaho, on June 26 and July 3, 1975.

AW-L
MB-D
AW-A

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
No. 17-2029**

Notice is hereby given that Karl M. Smith, Malad, Idaho, has applied to the Department of Water Resources for a change in the point of diversion of a ground-water source. The right sought to be changed is evidenced by License No. 17-2029 and is recorded as follows:

AMOUNT: 2.4 cfs

PRIORITY: October 14, 1953

POINT OF DIVERSION: NW $\frac{1}{4}$

SW $\frac{1}{4}$, Sec. 33, T. 14S, R. 33E.

B.M., Oneida County;

The water is used to irrigate 120 acres within the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32, T. 14S, R. 33E. B.M.

TO BE CHANGED

AS FOLLOWS

The water will be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 14S, R. 33E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before July 14, 1975.

R. KEITH HIGGINSON

Director

Published in the Idaho Enterprise, Malad, Idaho on June 26 and July 3, 1975.

June 20, 1975

RE: Application for Transfer No. 17-2029 KARL M. SMITH
Claim to a Water Right No. 17-4023 "
Application for Permit No. 17-7051 "
" " " No. 17-7052 "
" " " No. 17-7053 "

Idaho Enterprise
P.O. Box 205
Malad, ID 83252

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON
District Engineer

Bill submitted 7-11-75 by CW

RDC:MB

Enc: Legal Notices (5)

RECEIVED

JUL 11 1975

Department of Water Resources
Eastern District Office

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
No. 17-2029**

Notice is hereby given that Karl M. Smith, Malad, Idaho, has applied to the Department of Water Resources for a change in the point of diversion of a ground-water source. The right sought to be changed is evidenced by License No. 17-2029 and is recorded as follows:

AMOUNT: 2.4 cfs

PRIORITY: October 14, 1953

POINT OF DIVERSION: NW $\frac{1}{4}$
SW $\frac{1}{4}$, Sec. 33, T. 14S, R. 33E,
B.M., Oneida County;

The water is used to irrigate 120 acres within the W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 33, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32, T. 14S, R. 33E, B.M.

**TO BE CHANGED
AS FOLLOWS**

The water will be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 14S, R. 33E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before July 14, 1975.

R. KEITH HIGGINSON
Director

Published in the Idaho Enterprise, Malad, Idaho on June 26 and July 3, 1975.

AFFIDAVIT OF PUBLICATION

State of Idaho
County of Oneida, ss.

Paula Stenrod being first duly sworn on her oath, states: That she is clerk of the Idaho Enterprise, a newspaper of general circulation in Oneida County, Idaho published weekly at Malad, in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That said Idaho Enterprise was at all of the times of publication of said notice a newspaper of general circulation made up of at least four pages of at least five columns each, printed from type matter or stereotyped forms of at least seventeen and three fourths inches depth, and said newspaper during all of the times of publication aforesaid had more than 200 bonafide subscribers thereto living within the county of Oneida in which said newspaper was published at regular intervals not less frequently than once a week.

That the annexed notice was published per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for successive weekly issues thereof the date of the first publication being the 26 day of June, 1975 the date of the last publication being the 3 day of July, 1975.

Subscribed and sworn to before me this 10 day of July, 1975.

H. D. Napier
Notary Public, residing at Malad, Idaho

My Commission expires the 12 day of Oct, 1977.

Costs:

41 lines at 23c per line first insertion \$ 9.43

lines tabulated at 34 $\frac{1}{2}$ c per line \$

15c per line each subsequent insertion \$ 6.15

TOTAL \$ 15.58

(Rates for legal notices are fixed by Idaho law)

July 16, 1975

Re: Application for Transfer No. 17-2029

C
O
P
Y

Karl M. Smith
Holbrook Route
Malad City, ID 83252

Dear Mr. Smith:

Enclosed is a copy of your approved Application for Transfer No. 17-2029. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your transfer. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:rb

Enc.

