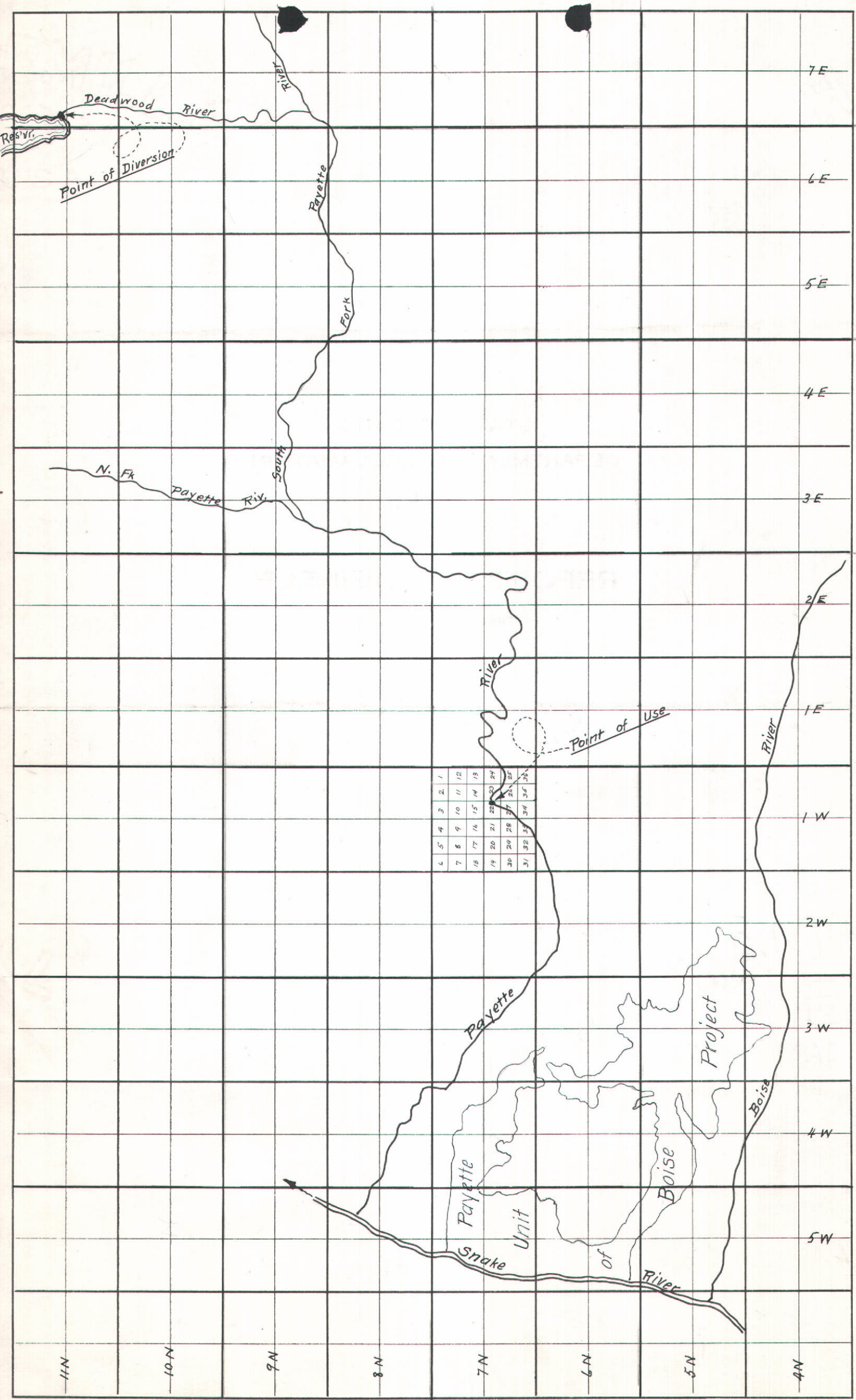
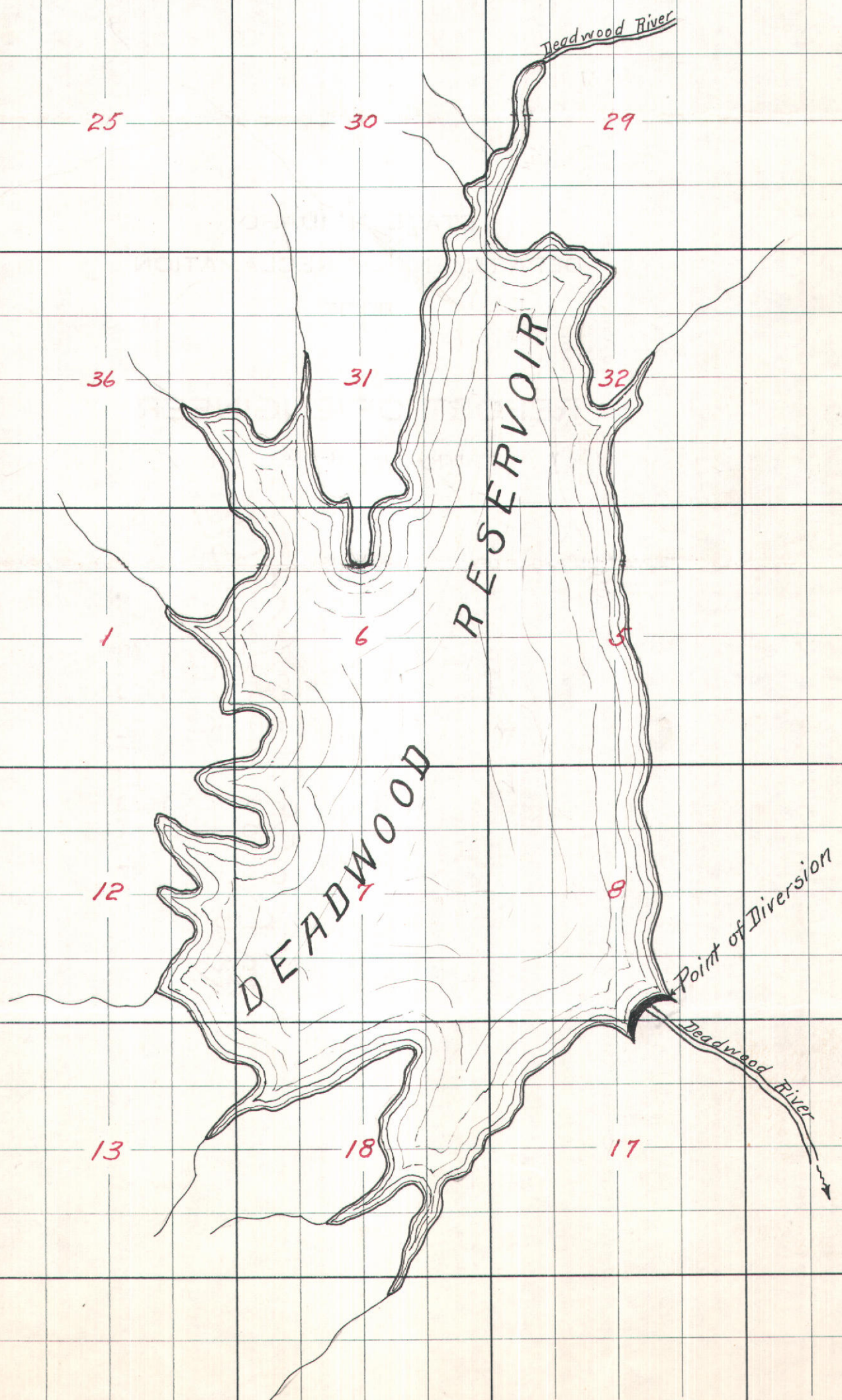




SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.



State of Idaho
License and Certificate of Water Right

Permit
Water License No. R-403 / 65-2917
Water District No.
Amount 163000acre feet per annum.
Priority Dec. 31, 1926

THIS IS TO CERTIFY that UNITED STATES OF AMERICA
Acting through R. J. Newell, Superintendent of Bureau of Reclamation.
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated Dec. 31, 19 26 ; that Permit No. R-403
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
163000acrefeet, was issued thereunder on August 17 , 19 33 , showing that said works
were completed on the 12th day of January , 19 32 ; and that on the 8th
day of January , 19 42 ,

UNITED STATES OF AMERICA
acting through R. J. Newell, Superintendent of Bureau of Reclamation
of Boise , State of Idaho , made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Deadwood River
, a tributary of So. Fork of Payette , for the purpose of power development
, under Use Permit No. R-403 of the Commissioner of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 4088 , on the 16th day of January , 19 42 ;

The right hereby confirmed dates from Dec. 31, 1926 , 19 ;

The Point of Diversion is located
in the SW ¼ SE ¼, Sec. 8 , Tp. 11 N , R. 7 E , B. M. Valley 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 163000acre feet
per ~~cubic foot per second~~ annum.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
For the	development of		Power only at Black Canyon Dam.		

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 16th day of January , 19 42

E. V. BERG.
Commissioner of Reclamation

(SEAL)

65 2917

State of Idaho

License and Certificate of Water Right

Permit
Water License No. 17758
Water District No.

Amount .40 c.f.s.
Priority Aug. 4, 1936

THIS IS TO CERTIFY that IONE C. NICKERSON
of c/o Sheriff's Office, Spokane, Wash., made application for a permit to appropriate the
public waters of the State of Idaho, dated Aug. 4, 1936, 19 ; that Permit No. 17758
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.0 second feet, was issued thereunder on February 11, 1938, 19 , showing that said works
were completed on the 6th day of February, 19 38 ; and that on the 9th
day of August, 19 41 ,

IONE C. NICKERSON
of Spokane, State of Washington, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Cedar Creek
, a tributary of , for the purpose of irrigation and domestic
use , under Use Permit No. 17758 of the Commissioner of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 4087, on the 16th day of January, 19 42 ;

The right hereby confirmed dates from August 4, 1936, 19 ;

The Point of Diversion is located
in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, Tp. 64 N, R. 1 W, B. M. Boundary Co.

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 .40
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
64 N	1 W	5	NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$	35 15 50	10 10 20

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 16th day of January, 19 42

E. V. BERG.

Commissioner of Reclamation

(SEAL)

Application for a Permit to Construct the DEADWOOD Reservoir

And to Store the Unappropriated Waters of the State of Idaho

Application No. R 23521.
Permit No. R 403.
District No.

1. Name of Applicant: **United States of America acting through R. J. Newell,
Superintendent Bureau of Reclamation.**
Postoffice Address: **Boise,** County: **Ada;** State: **Idaho.**

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are: (a) Cash on hand: \$
(b) Treasury stock: \$ (c) Bonds to be issued: \$
(d) Other resources: **Receipts from sale of public lands and all repayments
into Reclamation fund under Federal Reclamation Act, Warren Act, etc.**
acre feet per annum.

2. Quantity of water to be stored **163,000**
3. Source of water supply **Deadwood River**, which is a tributary of **Payette River, (South Fork).**
4. Water is to be used for: **Irrigation and Power Development.**
5. The outlet of the proposed reservoir is located **N. 77° 30' E. 795**
feet distant from the $\frac{1}{4}$ corner of Sections **8 & 17 T. 11 N., R. 7 E.,**
B. M., and is in the **SW $\frac{1}{4}$ SE $\frac{1}{4}$** of Section **8**, T. **11 N.**, R. **7 E.** B. M., County of **Valley.**

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

(a) The reservoir is located in the channel of **Deadwood River.**

(b) The reservoir is to be filled through the **Feeder Canal,**
which has a width at bottom of _____ ft., width at top of _____ ft., depth of _____ ft., average
grade per mile _____ ft., capacity _____ cubic feet per second.

7. (a) The area of the high water line of the reservoir is **3,180** acres.
(b) The available capacity of the reservoir is **163,000** acre feet.
8. Height of dam: **150** feet; length of dam at top **600** feet; length of dam at bottom **100** feet.
Material used in dam: **Concrete.**

9. The estimated cost of proposed reservoir is **\$ 1,250,000.**

10. Amount of land to be irrigated **65,540** acres; said land being described in Use Permit mentioned in
Paragraph 13 herein, which Use Permit is hereby referred to and made a part hereof.

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

13. The water stored in accordance with this permit will be conducted to the place of use through the **(See Remarks.)**
canal, constructed under the terms of Permit No. _____, filed by
_____ on _____

BE IT KNOWN That the undersigned hereby makes application for permit to construct a reservoir and to store the unap-
propriated waters of the State of Idaho as herein set forth.

United States of America, _____, Applicant.
R. J. Newell,
By Acting Superintendent, _____, Agent.
U. S. Bureau of Reclamation.

Date of first receipt at office of State Engineer 9.00 A. M., December 31, 1926.

Returned to applicant for correction

Corrected application received

COMMISSIONER OF RECLAMATION.

Approval of ~~State Engineer~~

The number of this Permit is R403.

Recorded in book R 2,

Page 403.

Approved January 8, 1927.

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

(See Use Permit No. 16629.)

Bond in the sum of \$ to be filed on or before

Work to begin on or before

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 July 8, 1929.

The whole of said work to be completed on or before January 8, 1932.

Beneficial use of water stored in accordance herewith, to be made on or before January 8, 1942, as set out in Permit No. 16629, for the appropriation of the public waters of the State of Idaho, which is hereby referred to and made a part hereof.

Witness my hand this eighth day of January, 1927.

GEO. N. CARTER.

~~State Engineer~~

COMMISSIONER OF RECLAMATION.

Remarks:

13. The water stored in accordance with this permit will be conducted to the place of use through the power conduits in the Black Canyon and the penstocks leading therefrom to a power plant already constructed by the United States below the said Black Canyon Dam under Permit 15182 filed by the United States on May 14, 1921, and also for irrigation purposes through the Main Canal "A" Line constructed under Permit No. 16107 filed by the United States on September 23, 1924, and Permit No. 16629, Application No. 23520, filed by the United States on December 31, 1926.

This filing is supplemental and additional to the filings heretofore made by the United States and the United States does not waive nor abandon any rights under any of the filings heretofore made but affirms its intention to hold and use the same for the purposes therein set out.

PERMIT NO. R-403

CERTIFICATE OF COMPLETION OF RESERVOIR AND

RIGHT TO STORE WATER

Amount 163,000

Priority December 31, 1926

This is to certify that U. S. A. acting through F. A. Banks, Construction Engineer, U. S. Bureau of Reclamation of Owyhee, County of Malheur, and State of Oregon, the holder of Permit No. R-403, issued upon Application No. R-23521, bearing date of priority of December 31, 1926, authorizing the construction of a reservoir and the right to store the waters of Deadwood River, a tributary of Payette River (S. Fk.) County of Valley, State of Idaho, for irrigation and power development purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works set out and described in said Permit; that said works are adequate for the storage of 163,000 acre feet of water annually; that the location of the outlet of said reservoir is in the N. 77° 30' E. 795 feet distant from the 4 corner of Sections 8 & 17, T. 11 N., R. 7 E., B. M. and is in the SW 1/4 of Section 8, T. 11 N., R. 7 E., B. M.; that a right to store the said waters has been perfected in accordance with the laws of Idaho and is hereby confirmed by the Commissioner of Reclamation and entered of record in Volume R-2, of Permits, at page 403, records of the Department of Reclamation on the 17th day of August, 1933; that the right hereby confirmed dates from December 31, 1926; and that the amount of water to which said right is, by this certificate, entitled to store annually shall not exceed 163,000 acre feet.

Witness the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 17th day of August, A. D. 1933.

(SEAL)

Proof of Completion of Reservoir made January 12, 1932.

Certificate of Completion of Reservoir issued August 17, 1933.

R. W. FARIS

Commissioner of Reclamation

LICENSE ISSUED FOR... SEC. 11, Per Annum
 - JAN 16 1942 - # 4088

Norm called —

8:05

Claim #65-9483 covers irrigation
use from Deadwood



United States Department of the Interior

BUREAU OF RECLAMATION
CENTRAL SNAKES PROJECT OFFICE
214 BROADWAY AVENUE
BOISE, IDAHO 83702

IN REPLY
REFER TO: 400
832.-

October 27, 1976

RECEIVED
OCT 28 1976

Mr. Dave Tuthill
Western Regional Office
State of Idaho
Department of Water Resources
92 South Cole Road
Boise, Idaho 83705

Department of Water Resources
Western Regional Office

Dear Mr. Tuthill:

Enclosed is a listing of storage space contracts involving Deadwood and Cascade Reservoirs, as requested during a recent telephone call to this office.

The Bureau of Reclamation leases out a fairly large tract of United States' property on the west side of Cascade Reservoir for agricultural purposes. Portions of these lands were being irrigated with creek water prior to acquisition by the United States and have since been irrigated by the lessees. Also the Bureau of Reclamation has recently developed three wells on Cascade Reservoir in connection with recreation site developments. If appropriate, please furnish necessary forms and instructions for making application for water right.

If you have any questions concerning the foregoing or enclosures, please advise.

Sincerely,

Bob Brown

Project Superintendent

Enclosures



DEADWOOD STORAGE

<u>Contractor</u>	<u>Date</u>	<u>Acre- age</u>	<u>Acre- feet</u>	<u>Location</u>
John Thornton Point of Delivery NE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 3) Sec. 23, T. 7 N., R. 2 E., B.M.	10-23-61	15	75	Sec. 23, T. 7 N., R. 3 E., NE of Horse- shoe Bend
Donald E. Shoemaker Point of Delivery south side Payette River approx. 450' north & 50' west center $\frac{1}{4}$ corner Sec. 32, T. 7 N., R. 2 E., B.M.	3-7-67	40	130	Secs. 31 & 32, T. 7 N., R. 2 E., East of Montour
Stephen Burrie & Duane Pancheri Point of Delivery head of Montour Farmers Ditch Co. lateral in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 25, T. 7 N., R. 1 E., B.M.	5-3-65	160	600	Secs. 26 & 27, T. 7 N., R. 1 E., East of Montour
Alva B. McConnel Point of Delivery Montour Farmers Ditch diversion on Payette River in NW $\frac{1}{4}$ Sec. 25, T. 7 N., R. 1 E., B.M.	3-14-67	120	450	Secs. 22, 26, & 27, T. 7 N., R. 1 E., East of Montour
Eugene Gatfield Point of Delivery west side Payette River approx. 300' north of quarter corner between Secs. 24 & 25, T. 7 N., R. 1 E., B.M.	8-19-66	320	1,200	Secs. 23, 24, & 26, T. 7 N., R. 1 E., East of Montour
Kelly W. Cowan Point of Delivery about 1430' east & north of NW corner Sec. 22, T. 7 N., R. 1 E., B.M.	4-1-69	160	640	Sec. 22, T. 7 N., R. 1 E., East of Montour
MacGregor Land & Livestock Point of Delivery Lots 4 & 5, Sec. 19, T. 7 N., R. 1 E., B.M., Idaho	12-10-58	77	330	Secs. 19 & 30, T. 7 N., R. 1 E., north side river, East of Montour

Lois Amyx Point of Delivery on the NW side Payette River approx. 400' S & 600' E. of NE-1/16 corner of Sec. 21, T. 7 N., R. 1 E., B.M.	5-24-67	88	350	Secs. 16, 20 & 21, T. 7 N., R. 1 E., Upper End Black Canyon Reservoir
Emmett Newell Point of Delivery by pumping from Black Canyon Reservoir at a point about 200' west of SE corner of SE 1/4 NE 1/4 Sec. 17, T. 7 N., R. 1 E., B.M.	6-21-67	100	375	Secs. 16 & 17, T. 7 N., R. 1 E., north side Black Canyon Reservoir East of Squaw Creek
Gordon A. Mac Gregor Point of Delivery SW 1/4 NE 1/4 Sec. 25, T. 7 N., R. 1 W. B.M., by pumping	<u>11-26-58</u>	not shown	250	Sec. 25, T. 7 N., R. 1 W., south side Black Canyon Reser- voir about half way up
Nellie I. MacGregor Point of Delivery NW 1/4 NE 1/4 (Lot 1) Sec. 25, T. 7 N., R. 1 W., B.M.	2-16-59	not shown	300	Sec. 25, T. 7 N., R. 1 W., south side Black Canyon Reser- voir about half way up
John Curtis Point of Delivery by pumping north side of Payette River near NW corner of SE 1/4 NW 1/4 Sec. 22, T. 7 N., R. 1 E., B.M.	2-2-71	159	350	Secs. 15, 16, 21 & 22, T. 7 N., R. 1 E., B.M.
Robert J. Hallstrom Point of Delivery by pump- ing south side Payette River near center of NE 1/4 SW 1/4 Sec. 31, T. 9 N., R. 6 E., B.M., Idaho	2-26-74	151.2	469	Sec. 31, T. 9 N., R. 6 E., B.M.
Carol Buehler Mathis Point of Delivery by pump south side Payette River near center of SE 1/4 NW 1/4 Sec. 1, T. 8 N., R. 5 E., B.M., Idaho	2-26-74	122.8	381	Sec. 1, T. 8 N., R. 5 E., B.M., Idaho
Total Deadwood		* 1,080	4,700	
Total Cascade		730	2,988	
TOTAL		<u>1,810</u>	<u>7,688</u>	

* Not Complete

In addition to the above listed individual water storage agreements, the United States has entered into contractual arrangements for storage space as follows:

<u>Contractor</u>	<u>Acreage</u>	<u>Acre-feet</u>	<u>Location</u>
Black Canyon Irrig. Dist.	53,200	240,000	Cascade Reservoir
Emmett Irrig. Dist.	25,000	50,000	Deadwood Reservoir
Lower Payette Ditch Co.	12,750	10,000	Cascade Reservoir
Farmers Coop Irrig. Co.	16,500	18,700	Cascade Reservoir

DOISE
MAP NO.

11/5/78

Deadwood

MEMORANDUM

FROM: Water Rights Bureau

DATE: July 15, 1975

SUBJECT: Deadwood Dam Outlet Modification

A review of the water rights on Deadwood Reservoir revealed a license no. 65-2917, issued specifically for power purposes only at Black Canyon Dam.

The use of water for irrigation purposes was excluded from the license and the present use of the water for irrigation is not under any recorded water right.

The transfer statutes in their present form would not allow any change in the nature of use on this license. However, since the Black Canyon Power Plant is located several miles downstream from Deadwood Reservoir a change in the operation of the Dam with steady power releases would provide the desired benefits without a change in the existing license.

BDF

See memo of 7/30/70 to AKD, CSA, RKH.

✓ Reynolds ^{WR}
✓ Factor
✓ Operation

3 Dunn ^{MD}
1 Flemon ^{EDF}
2 Gang ^{NET}

— hydroelectric
power installation?

10-10-70
We need informal review & comment
re the proposal - specifically any problems
and any ideas as to whether we would
support a request for funding

RETURN RECEIPT

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

Ed Barker

(Signature or name of addressee)

RECEIVED

(Signature of addressee's agent.)

DEC 9 1921

DEPARTMENT OF RECLAMATION

Date of delivery, *12/7/21*, 192

Form 3811

U. S. GOVERNMENT PRINTING OFFICE: 1922

R-403

Post Office Department

OFFICIAL BUSINESS

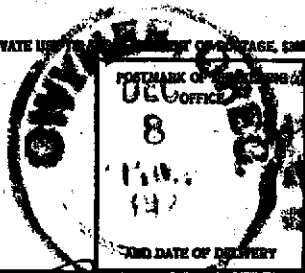
REGISTERED ARTICLE

No. 32031

INSURED PARCEL

No. _____

PENALTY FOR PRIVATE USE OF MAIL OR POSTAGE, \$200



Return to Dept. of Rec.

(NAME OF SENDER)

and Number, }
Post Office Box, }

BOISE,

IDAHO.

January 16, 1942

Re: R-403

U. S. Bureau of Reclamation
Box 937
Boise, Idaho

Gentlemen:

We have the engineer's report on file regarding the Beneficial Use Proof on the above numbered permit. We have issued the license and are holding it until we receive your \$5.00 remittance for Beneficial Use proof of Power at Black-Canyon Dam.

Very truly yours,
E. V. MORG.
Commissioner of Reclamation

BY: CHIEF CLERK.

ml.

Paid by R #18085- \$5.00

R-40

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

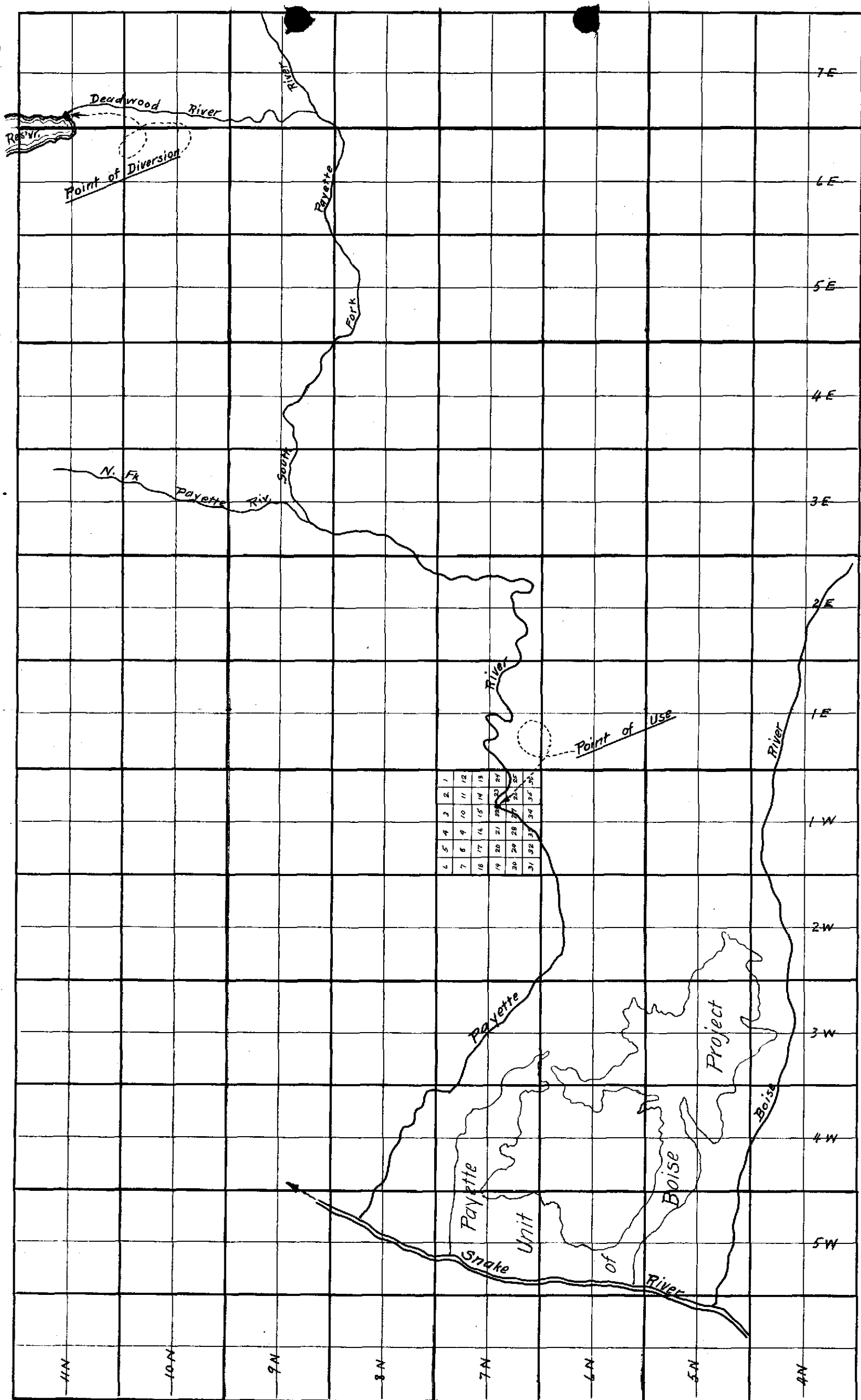
REPORT OF ENGINEER

PERMIT NO. R-403

REPORT ON PROOF OF Beneficial Use

True & correct
J. B. [unclear]

R-403



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. R-403 (15182)

This proof is for Beneficial Use

In Water District No.

1. Name of applicant U. S. Bureau of Reclamation
2. Source of water supply: Deadwood River
3. Location of point of diversion: Is in the SW 1/4 SE 1/4 of Section 8
T. 11 N R. 7 E County of Valley
4. Describe works as they exist, giving dimensions and capacities of same: A Concrete Arch Dam
(gravity section) 783 Ft. long X 160 Ft. high. Spillway Crest 100 Ft.
long X 9 Ft. Freeboard, at the point of diversion, and at point of use,
a gravity type concrete dam 1050 Ft. long X 180 Ft. high, a power house
132 Ft. X 32 Ft., equipped with two turbine driven Allis Chalmers Generators,
6600 volt, 5000 K.V.A.
5. Water is used for: Power only
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): Black Canyon Dam and Power Plant, located in Lot 1, Sec. 22, Twp. 7 N., Rge 1 W.
B. M. on the Payette River.

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

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

Remarks:

Power is used for pumping at the Gem Irrigation District,
Dead Ox Flat, Ontario - Nyssa, and "Advancement" tracts, and
also for operation of the Arrowrock, and Owyhee Dams.

During the non-irrigating season power from this plant is
diverted to the Idaho Power System under the terms of an
exchange arrangement with the Minidoka Project.

This examination was made on the 15th. day of January, 1942

(Signed)

Examiner.

R-403

US. Bureau of Reclamation
(Deadwood -Black Canyon Power)

Permit No. R-403 (15182)

Examination for Beneficial Use of power only.

County Valley (Gem)

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 a 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.
-

January 13, 1942

P-403

Mr. R. J. Newell
U. S. Bureau of Reclamation
Box 937
Boise, Idaho

Attention Mr. Carter:

Thanks for the depositions of the holder
and depositions of the witnesses for Beneficial Use
proof on the above numbered permit, also the affidavit
of publication.

Mr. Tolman says that he will investigate
and inspect the works as soon as convenient.

Very truly yours,
E. V. BERG.
Commissioner of Reclamation

BY: Chief Clerk.

ml.

R-403

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 8th day of January, 1942, at Boise, County of Ada, State of Idaho, before W. L. Vernon, Notary Public, proof will be submitted of the application to beneficial use of 163,000 acre feet per annum of the waters of Deadwood river in accordance with the terms and conditions of Permit No. R-403 heretofore issued by the Commissioner of Reclamation of the State of Idaho. The name and postoffice address of the person or corporation holding said permit are United States of America, acting through R. J. Newell, Construction Engineer, Bureau of Reclamation, P. O. Box 937, Boise, Idaho. The use to which said water has been applied is power. The amount applied to beneficial use is 163,000 acre-feet per annum. The place where said water is used is the Black Canyon dam and power plant, located in Lot 1, Section 22, Township 7 North, Range 1 West, Boise Meridian, on the Payette river.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Black Canyon dam and power plant, power conduits and penstocks. The right to take water from such works is based upon Permit No. R-403 and No. 15182. The source of supply from which such water is diverted is Deadwood river. The date of priority which said user is prepared to establish is December 31, 1926.

E. V. BERG,
Commissioner of Reclamation.
12-11-41-1-1-42.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
COUNTY OF GEM. } ss.

Oliver Hower, being first duly sworn, on his oath deposes and says that he is the printer of The Emmett Messenger, a legal weekly newspaper published at Emmett, in Gem County, Idaho; that said newspaper is in general circulation in said county and has been published uninterruptedly and continuously for more than 78 weeks prior to the first publication of the annexed document; and that the document, notice, process, or advertisement hereunto annexed was published in the regular edition of The Emmett Messenger

for four consecutive weekly issues thereof, beginning with the issue of Dec. 11, 1941, ~~1938~~,

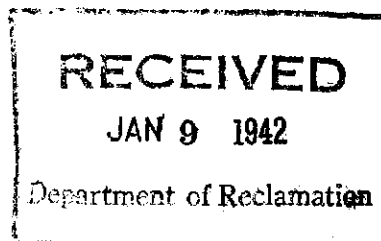
and ending with the issue of Jan. 1, 1942, ~~1938~~

Oliver Hower

Subscribed and sworn to before me this 5th day of January, 1942, ~~1938~~

Thos. Gorman R-403
Notary Public, residing at Emmett, Idaho.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
P. O. Box 937
Boise, Idaho
January 7, 1942



Commissioner
Department of Reclamation
State of Idaho
Boise, Idaho

Dear Sir:

Reference is made to your letter of instructions dated January 2, 1942, in connection with proof of beneficial use of water under Permit no. R-403 for Deadwood reservoir. Enclosed are deposition of permit holder and deposition of two witnesses, executed on the forms furnished by your office, at 10:00 a.m. on January 8, 1942, before W. L. Vernon, notary public, Boise, Idaho.

Enclosed also is affidavit of publication from the Emmett Messenger, the newspaper in which the notice was published.

Very truly yours,


R. J. NEWELL
Construction Engineer

Encs.

Cc: D.C., Portland
(with copies encs.)

R-403

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. R-403

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Robert J. Newell, Boise, Idaho, Construction Engineer, U. S. Bureau of Reclamation, Box 937, Boise, Idaho.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. United States of America; Washington, D. C.; Construction Engineer

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

Ans. R-403; date approved: January 8, 1927; date of priority: December 31, 1926.

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

Ans. Deadwood river, a tributary of the Payette river. Outlet of reservoir N 77° 30' E. 795 ft. from $\frac{1}{4}$ cor. sects. 8, 17, T11N, R7E, B.M. Point of diversion for power N 27° 50' W. 2893 ft. from SE corner Sec. 22, T7N, R1W, B.M.

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

Ans. Deadwood storage reservoir; surface area 3200 acres; capacity 163,000 acre-feet; dam - concrete arch, 165 ft. high, crest length 750 ft., base length 200 ft.; outlet works - two 66" diam. conduits through lower portion of dam; capacity 2,050 sec.ft. Black Canyon diversion works: dam - concrete gravity, 183 ft. high, crest length 1040 ft.; 2 steel pipe penstocks 200 ft. long, 8 ft. diam., 1300 sec.ft. capacity.

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. For generation of power. Place of use in Lot 1, S 27° 35' W. 2808 ft. from NE corner Sec. 22, T7N, R1W, BM.

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

Ans. For generation of electric power. Capacity of plant 10,000 Kva.

C. H. R. J.

R-403

Ques. 8. What is the minimum amount of water required for the purpose specified above?
Ans. 163,000 acre-feet per annum.

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. No change

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.
Ans. Deadwood reservoir has been filled 6 years out of past 10 years. All stored water has been used annually for generation of electric power at Black Canyon except water held over to insure needed supply on following year. Entire storage capacity required to insure needed supply.

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. _____

(Sign) Roberts Newell

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 Boise, County of Ada, State of Idaho, on this 6th day of January, A. D. 19 42.

Whitman

Notary Public

My commission expires January 24, 1945

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. R-403

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. Ben C. Russell, age 54, Boise, Idaho. Electrical Engineer, 1118 N. 20 St.,
Boise, Idaho

Ques. 2. Are you acquainted with United States of America, the
holder of Permit No. R-403? How long have you known him and where does he reside?

Ans. Yes. For 15 years. Headquarters in Washington, D. C.

Ques. 3. Have you read or heard read said Permit No. R-403, 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. Deadwood river, a tributary of Payette river. Outlet of reservoir N 77° 30' E.
795 ft. from 1/4 cor. Sec. 8, 17, T11N, R7E, B.M. Point of diversion for power N. 27° 50' W.
2693 ft. from SE cor. Sec. 22, T7N, R1W B.M. Black Canyon diversion works. Dam, concrete
gravity 183 ft. high. crest length 1040 ft. 2 steel pipe penstocks 200 ft. long 8 ft. dia.
1300 sec.ft. capacity

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. Deadwood storage 163,000 acre-feet. Black Canyon diversion 1300 sec.-ft.

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

Ans. Generation of electric power at Black Canyon.

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

Ans. Operation of 10,000 Kva Black Canyon power plant to capacity.

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. none

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. Employed by Idaho Power Company which transmits power generated at Black Canyon power plant.

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. Plant has been operated continuously since construction of Deadwood reservoir, using all water stored in Deadwood reservoir, except for amount required to be held over to insure filling reservoir following season.

(Signed)

Ben C. Russell

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 Boise, County of Ada, State of Idaho, on this day of January 8, A. D. 1942.

Whitman

Notary Public.

My commission expires January 24, 1945

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. R-403

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. G. R. Larsen, Age 53, Emmett, Idaho; Electrical Engineer, Route 2,
Emmett, Idaho

Ques. 2. Are you acquainted with United States of America, the holder of Permit No. R-403? How long have you known him and where does he reside?

Ans. Yes. For 19 years. Headquarters in Washington, D. C.

Ques. 3. Have you read or heard read said Permit No. R-403, 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. Deadwood river, a tributary of Payette river. Outlet of reservoir N 77° 30' E.
795 ft. from 1/4 cor. Sec. 8, 17, T11N, R7E, B.M. Point of diversion for power N 27° 50' W.
2693 ft. from SE cor. Sec. 22, T7N, R1W, B.M. Black Canyon diversion works - dam, concrete
gravity 183 ft. high, crest length 1040 ft. 2 steel pipe penstocks 200 ft. long 8 ft. dia.
1300 second-ft. capacity.

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. Deadwood storage, 163,000 acre-feet. Black Canyon diversion 1300 sec.ft.

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

Ans. Generation of electric power at Black Canyon

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

Ans. Operation of 10,000 Kva Black Canyon power plant to capacity.

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. none

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. Have no financial interest in works except am employed to supervise operation of power plant.

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. Plant has been operated continuously since construction of Deadwood reservoir, using all water stored in Deadwood reservoir, except for amount required to be held over to insure filling reservoir following season.

(Signed) *L. R. Hansen*

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 Boise, County of Ada, State of Idaho, on this day of Jan, January 8, A. D. 1942.

W. E. Vernon

Whitney
Notary Public.

My commission expires January 24, 1943

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 8th day of January, 19 42,
 at Boise, County of Ada, State of Idaho, before
W. L. Vernón, Notary Public, proof will be submitted of the
 application to beneficial use of 163,000 ~~acre~~ ^{annum} ~~feet~~ per ~~second~~ of the waters of Deadwood
River in accordance with the terms and conditions of Permit No. R-403
 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are United
States of America, acting through R. J. Newell, Construction Engineer, Bureau of
Reclamation, P. O. Box 937, Boise, Idaho.

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

The amount applied to beneficial use is 163,000 Acre-feet per annum.

The place where said water is used ~~(if for irrigation, give full and accurate description of the~~
~~lands irrigated)~~ is the Black Canyon dam and power plant, located in Lot 1, Section 22,
Township 7 North, Range 1 West, Boise Meridian, on the Payette River.

The name of the canal or ditch or other works by which said water is conducted to such place
 of use is Black Canyon dam and power plant, power conduits, and penstocks.

The right to take water from such works is based upon Permit No. R-403 and No. 15182

The source of supply from which such water is diverted is Deadwood River

The date of priority which said user is prepared to establish is December 31, 1926.

E. V. BERG

Commissioner of Reclamation.

R-403

NOTICE OF PROCEEDING FOR APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 8th day of January, 1942, at Boise, County of Ada, State of Idaho, before W. L. Vernon, Notary Public, proof will be submitted of the application to beneficial use of 163,000 acre feet per annum of the waters of Deadwood river in accordance with the terms and conditions of Permit No. R-403 heretofore issued by the Commissioner of Reclamation of the State of Idaho. The name and postoffice address of the person or corporation holding said permit are United States of America, acting through R. J. Newell, Construction Engineer, Bureau of Reclamation, P. O. Box 937, Boise, Idaho. The use to which said water has been applied is power. The amount applied to beneficial use is 163,000 acre-feet per annum. The place where said water is used is the Black Canyon dam and power plant, located in Lot 1, Section 22, Township 7 North, Range 1 West, Boise Meridian, on the Payette river.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Black Canyon dam and power plant, power conduits and penstocks. The right to take water from such works is based upon Permit No. R-403 and No. 15182. The source of supply from which such water is diverted is Deadwood river. The date of priority which said user is prepared to establish is December 31, 1926.

E. V. BERG,

Commissioner of Reclamation.
12-11-41—1-1-42.

✓
~ To be published in the Emmett Messenger
Dec. 11, 18, and 25, and Jan. 1.

Advertising Order No. 3026 has been issued
by the Washington office and sent directly to
Emmett.

December 15, 1941

Re: R-403

Emmett Messenger
Emmett, Idaho

Gentlemen:

We need a copy of your first printing of the
Beneficial Use notice of power at Black Canyon Diversion
for the U.S. Bureau of Reclamation under permit number
R-403. Please forward.

Very truly yours,
E. V. BERG.
Commissioner of Reclamation

BY: Chief Clerk.

ml.

R-403

State of Idaho

DEPARTMENT OF RECLAMATION BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

Re: R-403

Jan. 8, 1941
BOISE, IDAHO,

U. S. BUREAU OF RECLAMATION
Box 937
Boise, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. R-403

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On Jan. 8, 1941, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Boise, Idaho before W. L. VERNON, Notary Public

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly.

E. V. BERG,
Commissioner of Reclamation.

R-403

August 18, 1933

Re: Permit No. R-403

MR. F. A. BANKS,
Construction Engineer
U. S. Bureau of Reclamation
Ontario, Oregon

Dear Sir:

We are herewith enclosing Certificate of Completion of Reservoir
and Right to Store Water for 163,000 acre feet in the Deadwood Reservoir.
We are also enclosing our office receipt in the amount of \$195.00, which
was the fee due in connection with this proof.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PIH:RG
Encl.

R-403

NOTICE OF SETTLEMENT OF CLAIM

GENERAL ACCOUNTING OFFICE

Certificate No. 0308524

Claim No. 08512(19) Washington, D. C., , 193

Int.

R-403

State of Idaho,
Department of Reclamation,
Boise,
Idaho.

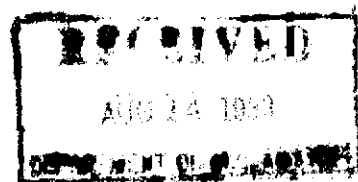
I have certified that there is due you from the United States, payable from the appropriation(s) indicated, the sum of

ONE HUNDRED NINETY-FIVE AND 60/100
on account of

Dollars (\$ 195.60)

furnishing the Bureau of Reclamation, Department of the Interior, Cert. of Completion of works under permit No. R-403, for storage of 163,000 acre feet of water on Headwood River, April 28, 1933.

AS502 Reclamation Fund, Special Fund.



The inclosed Treasury check is in settlement of said claim(s).

J. R. MCCARL,
Comptroller General of the United States.

By _____

To claimant(s).

NOTE.—If this settlement is believed to be incorrect in any particular and the matters relied upon by claimant to support such view are clearly stated in a request for review filed with the Comptroller General of the United States at Washington, D. C., within one year from the date hereof, the settlement will thereupon be reviewed under his personal supervision. The inclosed check should not be cashed if its amount includes any item upon which review is requested, but undorsed should accompany the request for review.

R-403

July 12, 1933

Your file: Cont-08512(19)-HFC

RE: PERMIT NO. R-403

MR. E. F. BURDICK
Unit Head, General Accounting Office
Washington, D. C.

Dear Sir:

We have your letter of July 8, 1933, relative to the fees due in connection with proof of completion of works under Permit No. R-403 which covers storage waters in what is known as the Deadwood Reservoir.

As you know, we previously informed you that a certificate of completion of reservoir and right to store the public waters of the state of Idaho to the amount of 163,000 acre feet would be issued upon receipt of a fee in the sum of \$197.60. This fee was determined in accordance with Section 5581, Idaho Compiled Statutes, and appears as Section 41-215 in the new Idaho Code Annotated. Our interpretation of the law is that where the quantity of water is less than ten cubic feet per second, the fee shall be \$5.00, and where the quantity is more than ten cubic feet per second, the fee should be determined at the rate of \$5.00 for the first ten second feet or less, and thirty cents for each additional second foot. It is true that the word additional does not appear in the law, but this department has for many years viewed the matter in the same manner as we now see it.

However, there is only a difference of \$2.00, and could not be more than that regardless of the quantity of water involved, and therefore we do not think it is of a sufficient amount to be worthy of further consideration. In accordance with your interpretation of the law this fee would be \$195.60. If you will make remittance in this amount we will issue the certificate as previously stated.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engineer

PLH:MC

R-403

NOTICE OF SETTLEMENT OF CLAIM

GENERAL ACCOUNTING OFFICE

Certificate No. 0308524

Claim No. 08512(19) Washington, D. C., , 193

Int.

R-403

State of Idaho,
Department of Reclamation,
Boise,
Idaho.

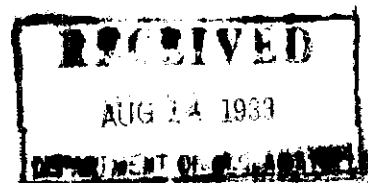
I have certified that there is due you from the United States, payable from the appropriation(s) indicated, the sum of

ONE HUNDRED NINETY-FIVE AND 60/100
on account of

Dollars (\$ 195.60)

furnishing the Bureau of Reclamation, Department of the Interior, Cert. of Completion of works under permit No. R-403, for storage of 163,000 acre feet of water on Deadwood River, April 28, 1933.

45502 Reclamation Fund, Special Fund.



The inclosed Treasury check is in settlement of said claim(s).

J. R. MCCARL,
Comptroller General of the United States.

By _____

To claimant(s).

NOTE.—If this settlement is believed to be incorrect in any particular and the matters relied upon by claimant to support such view are clearly stated in a request for review filed with the Comptroller General of the United States at Washington, D. C., within one year from the date hereof, the settlement will thereupon be reviewed under his personal supervision. The inclosed check should not be cashed if its amount includes any item upon which review is requested, but undorsed should accompany the request for review.

R-403

July 12, 1933

Your file: Cont-08512(19)-HFC

RE: PERMIT NO. R-403

MR. E. F. BURDICK
Unit Head, General Accounting Office
Washington, D. C.

Dear Sir:

We have your letter of July 8, 1933, relative to the fees due in connection with proof of completion of works under Permit No. R-403 which covers storage waters in what is known as the Deadwood Reservoir.

As you know, we previously informed you that a certificate of completion of reservoir and right to store the public waters of the state of Idaho to the amount of 163,000 acre feet would be issued upon receipt of a fee in the sum of \$197.60. This fee was determined in accordance with Section 5581, Idaho Compiled Statutes, and appears as Section 41-215 in the new Idaho Code annotated. Our interpretation of the law is that where the quantity of water is less than ten cubic feet per second, the fee shall be \$5.00, and where the quantity is more than ten cubic feet per second, the fee should be determined at the rate of \$5.00 for the first ten second feet or less, and thirty cents for each additional second foot. It is true that the word additional does not appear in the law, but this department has for many years viewed the matter in the same manner as we now see it.

However, there is only a difference of \$2.00, and could not be more than that regardless of the quantity of water involved, and therefore we do not think it is of a sufficient amount to be worthy of further consideration. In accordance with your interpretation of the law this fee would be \$195.60. If you will make remittance in this amount we will issue the certificate as previously stated.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engineer

PLH:MC

R-403

Cont-08512(19)-WFC

JUL 8 - 1933

State of Idaho,
Department of Reclamation,
Boise, Idaho.

Sirs:

Reference is made to your claim for \$197.60 representing the total charges alleged to be due for furnishing certificates of completion of works under permit No. R-403, for the storage of 163,000 acre-feet of water for the Boise Irrigation Project.

It is noted that there has been included in the claim an item of \$5 for 10 second-feet, or less, and an item of \$192.60 for 642 second-feet computed at 30 cents per second-foot. Section 5581 of the Idaho Compiled Statutes provides in part for all ditches or canals having a capacity of 10 feet per second, or less, a fee shall be charged of \$5. For all ditches or canals having a capacity of more than 10 cubic feet per second, the fee shall be at the rate of 30 cents for each second-foot of such capacity.

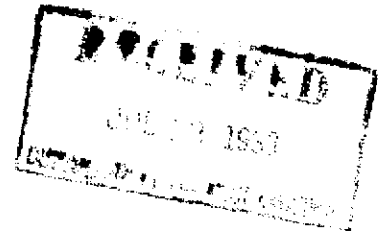
The reservoir in this case contained 652 second-feet of water and in order that proper consideration may be given your claim, it is requested that a detailed explanation be furnished as to how the amount of your charge is arrived at. In this connection your report should indicate whether the \$5 included in your claim is to cover 10 cubic feet per second or less, or 10 second-feet or less, and whether the total charge is in accordance with Section 5581 of the Idaho Compiled Statutes referred to above.

Respectfully,

B. F. BURDICK

Unit Head.

GENERAL ACCOUNTING OFFICE
WASHINGTON



CLAIMS DIVISION

IN REPLY PLEASE QUOTE

Cont-08512(19)-HFC

JUL 8 - 1933

State of Idaho,
Department of Reclamation,
Boise, Idaho.

Sirs:

Reference is made to your claim for \$197.60 representing the total charges alleged to be due for furnishing certificates of completion of works under permit No. R-403, for the storage of 163,000 acre-feet of water for the Boise Irrigation Project.

It is noted that there has been included in the claim an item of \$5 for 10 second-feet, or less, and an item of \$192.60 for 642 second-feet computed at 30 cents per second-foot. Section 5581 of the Idaho Compiled Statutes provides in part for all ditches or canals having a capacity of 10 feet per second, or less, a fee shall be charged of \$5. For all ditches or canals having a capacity of more than 10 cubic feet per second, the fee shall be at the rate of 30 cents for each second-foot of such capacity.

The reservoir in this case contained 652 second-feet of water and in order that proper consideration may be given your claim, it is requested that a detailed explanation be furnished as to how the amount of your charge is arrived at. In this connection your report should indicate whether the \$5 included in your claim is to cover 10 cubic feet per second or less, or 10 second-feet or less, and whether the total charge is in accordance with Section 5581 of the Idaho Compiled Statutes referred to above.

Respectfully,

A. J. Rudick
Unit Head.

R-403

June 9, 1933

RE: PERMIT NO. R-403

MR. F. A. BANKS
Construction Engineer
Bureau of Reclamation
Ontario, Oregon

Dear Sir:

We are returning herewith voucher covering fees in the amount of \$2.00 due in connection with a certified copy of the above numbered permit, furnished you by this office. This voucher has been properly signed as requested by you.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

C
Encl.

R-403

June 3, 1933

Your File - Dev-08512(19)-GTM

Re: Permit No. R-403

MR. F. A. BANKS
Construction Engineer
Bureau of Reclamation
Ontario, Oregon

Dear Sir:

Under date of June 2 we received a letter from Mr. B. E. Stoutemyer, District Counsel for the U. S. Reclamation Service, informing us that the General Accounting Office at Washington desires a certified copy of Permit No. R-403 for use in connection with the settlement of the State of Idaho's claim in the sum of \$197.60 for proof of completion of works on the Deadwood Reservoir. Mr. Stoutemyer suggested that the copy be mailed to you. We are accordingly enclosing a certified copy of Permit No. R-403.

The charge for preparing this copy is \$2.00, which you will please remit at your earliest convenience.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

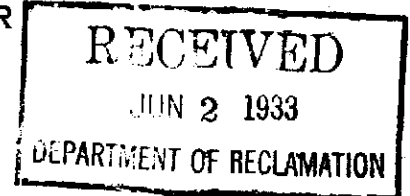
By _____
Chief Clerk & Office Engr.

PIH:MC
Encls.

R-403

UNITED STATES
DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION
603 Postoffice Building
Portland, Oregon
May 31, 1933



Mr. R. W. Faris,
Commissioner of Reclamation,
Boise, Idaho.

My dear Mr. Faris:

In connection with the voucher covering the fee of \$197.60 for certificate of completion of works under Permit No. R-403, Deadwood Reservoir, we have received letter from the General Accounting Office as follows:

"General Accounting Office
Washington
May 19, 1933

Dev-08512(19)-GTM

The Commissioner, Bureau of Reclamation,
Department of the Interior,
Washington, D. C.

Sir:

Reference is made to the pending claim of the State of Idaho in the amount of \$197.60 for certificate of completion of works under Permit No. R-403 from the State of Idaho for the storage by the United States of 163,000 acre-feet (equivalent to 652 second-feet at 250 acre-feet per second-foot) of water in the Deadwood Reservoir, Boise Project, Idaho, for irrigation and power purposes.

It is requested that this office be furnished a certified copy of Permit No. R-403, above referred to, for use in connection with the settlement of this claim.

In all future correspondence concerning

R-403

matter, please quote above reference.

Respectfully,

H. W. Terrell
Chief of Section,

Office of the Commissioner
Washington, D.C. May 22, 1933.

Respectfully referred to the Construction Engineer at Ontario, Oregon, by copy of this letter for compliance with the request for certified copy of Permit to be forwarded to this office."

which was referred to Mr. Banks at Ontario and which Mr. Banks has referred to us.

Please send the requested certified copy of Permit R-403 to Mr. F. A. Banks, Construction Engineer, Bureau of Reclamation, Ontario, Oregon, together with bill for such copy.

Very truly yours,


B. E. Stoutemyer
District Counsel

April 29, 1933

RE: PERMIT NO. R-403
U.S. Reclamation Service

MR. F. A. BANKS
U. S. Bureau of Reclamation
Ontario, Oregon

Dear Sir:

We are herewith enclosing your voucher covering fees in the amount of \$197.60 due in connection with proof of completion of works under the above permit. This voucher has been signed in accordance with your instructions.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:MC
Encl.

R-403

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

Ontario, Oregon, April 28, 1933.

Mr. R. W. Faris,
State Engineer,
Boise, Idaho.

Dear Mr. Faris:

I am enclosing herewith voucher in the sum of \$197.60, covering your fee for certificate of completion of works under permit No. R-403, Deadwood Reservoir, Boise Project.

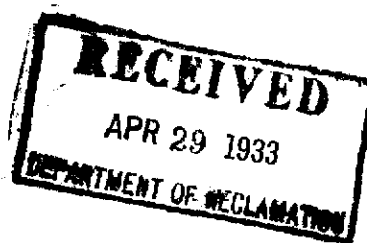
Kindly sign on the line indicated and return the voucher to this office by return mail, if possible.

Yours very truly,

E. A. Banks

E. A. BANKS,
Construction Engineer.

Enclosure.



R-403

January 6, 1933

RE: PERMIT NO. R-403
U. S. Reclamation Service

MR. F. A. BANKS
Construction Engineer
Owyhee Dam, Oregon

Dear Mr. Banks:

The engineer's report covering his examination made in connection with proof of COMPLETION OF WORKS under the above mentioned permit has been filed in this Department.

Permit No. R-403 proposes the storage of 163,000 acre feet of water in Deadwood Reservoir. The fee as provided by statute for normal flowage is calculated at the rate of \$5.00 for the first 10 second feet or less, and thirty cents for each additional second foot.

The statutes further provide that for the purpose of computing fees this Department shall consider 250 acre feet the equivalent of one second foot. Thus the fee for COMPLETION OF WORKS on 163,000 acre feet is \$197.60.

Upon receipt of this fee your certificate for the completion of reservoir and right to store water will be issued.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engineer

PLH:MC

R-403

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

Owyhee, Oregon, June 30, 1932.

Re: PERMIT No. R-403

Mr. Mans H. Coffin,
Assistant Commissioner of Reclamation,
Statehouse,
Boise, Idaho.

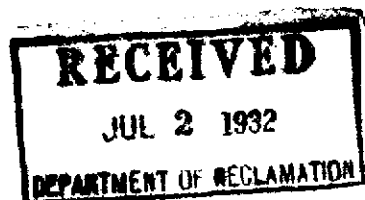
Dear Mr. Coffin:

Receipt is acknowledged of your
letter of June 28 transmitting self-addressed
postcards for information on the operation
of the Deadwood Dam.

I am leaving in the morning for
Deadwood and will instruct the Reservoir
Superintendent to furnish you with the de-
sired information.

Yours very truly,

H. T. Banks
H. T. Banks
Construction Engineer



R-403

June 28, 1932

PERMIT No. R-403
Re: DEADWOOD DAM

R403

F. A. BANKS
Owyhee
O r e g o n

Dear Mr. Banks:

I am enclosing a number of self-addressed postal cards which this department would appreciate very much if you would forward to the care-taker of the DEADWOOD DAM, and have him return one to this office each Saturday, filling in what information he can.

We receive this information from all dams in this state except from DEADWOOD DAM. I note by the paper that the dam will fill the middle of the week.

Very truly yours,

Assistant Commissioner
of Reclamation

R-403

NOTICE FOR PUBLICATION

Notice is hereby given that at 10 A. M., on the 12th day of January, 1932, at Boise, County of Ada, State of Idaho, before Mahs H. Coffin, proof will be submitted of the completion of works for the storage of 163,000 acre feet per annum of the waters of Deadwood River in accordance with the terms and conditions of a certain permit heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is United States of America, acting through R. J. Newell, Superintendent of Bureau of Reclamation.

2. The postoffice address of such person or principal place of business of such corporation is Boise, County of Ada, State of Idaho.

3. The number of such Permit is R-403, and the date set for the completion of such work is January 8, 1932.

4. Said water is to be used for Irrigation and Power Development purposes.

5. 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 conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 163,000 acre feet per annum.

6. The amount of lands for which said water is available is 65,540 acres.

R. W. FARIS,
Commissioner of Reclamation.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Valley,

SS.

Ray E. Coleman being first duly sworn on oath, deposes and says that he is the publisher and proprietor of the CASCADE NEWS; that the said publication is a newspaper printed and published at Cascade, in the County of Valley, and State of Idaho, having a general circulation therein, and that said newspaper has been continuously and uninterruptedly published weekly in said county during a period of 78 consecutive weeks prior to the 18th day of December, 1931; that said newspaper is a legal newspaper under the provisions of Chapter 38 of the Idaho Session Laws, A. D. 1919, and that the advertisement, a copy of which is hereto attached, was published in the regular and entire issue of said paper 4 consecutive times, beginning with the issue of December 18, 1931, and ending with the issue of January 8, 1932.

Subscribed and sworn to before me, a Notary Public, in and for the County of Valley, and the State of Idaho, this 7th day of January, 1932.

[SEAL]

Notary Public.

My commission expires 5-1-32, 1932.

R-403

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

R-403
Owyhee, Ore., Jan. 16, 1932.

Mr. R. W. Faris,
Commissioner of Reclamation,
Statehouse,
Boise, Idaho.

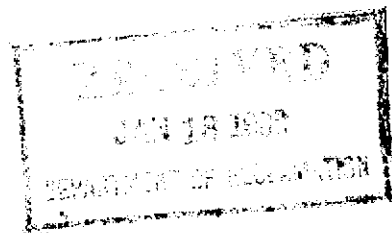
Dear Mr. Faris:

Transmitted herewith is affidavit of publication made in connection with proof of completion of works on the Deadwood Reservoir made in your office on January 12.

This affidavit was not received in time to be presented on the date when the proof was made.

Yours very truly,

E. T. Barrett
Construction Engineer



R-403

January 13, 1938

Re: Permit No. R-403

Cascade News
CASCADE, IDAHO

Gentlemen:

Will you please furnish us Affidavit of Publication of the notice of application of water to Beneficial Use under the above permit. The permit holder pays all expenses of publication.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Office Engineer

PH:LP

R-403

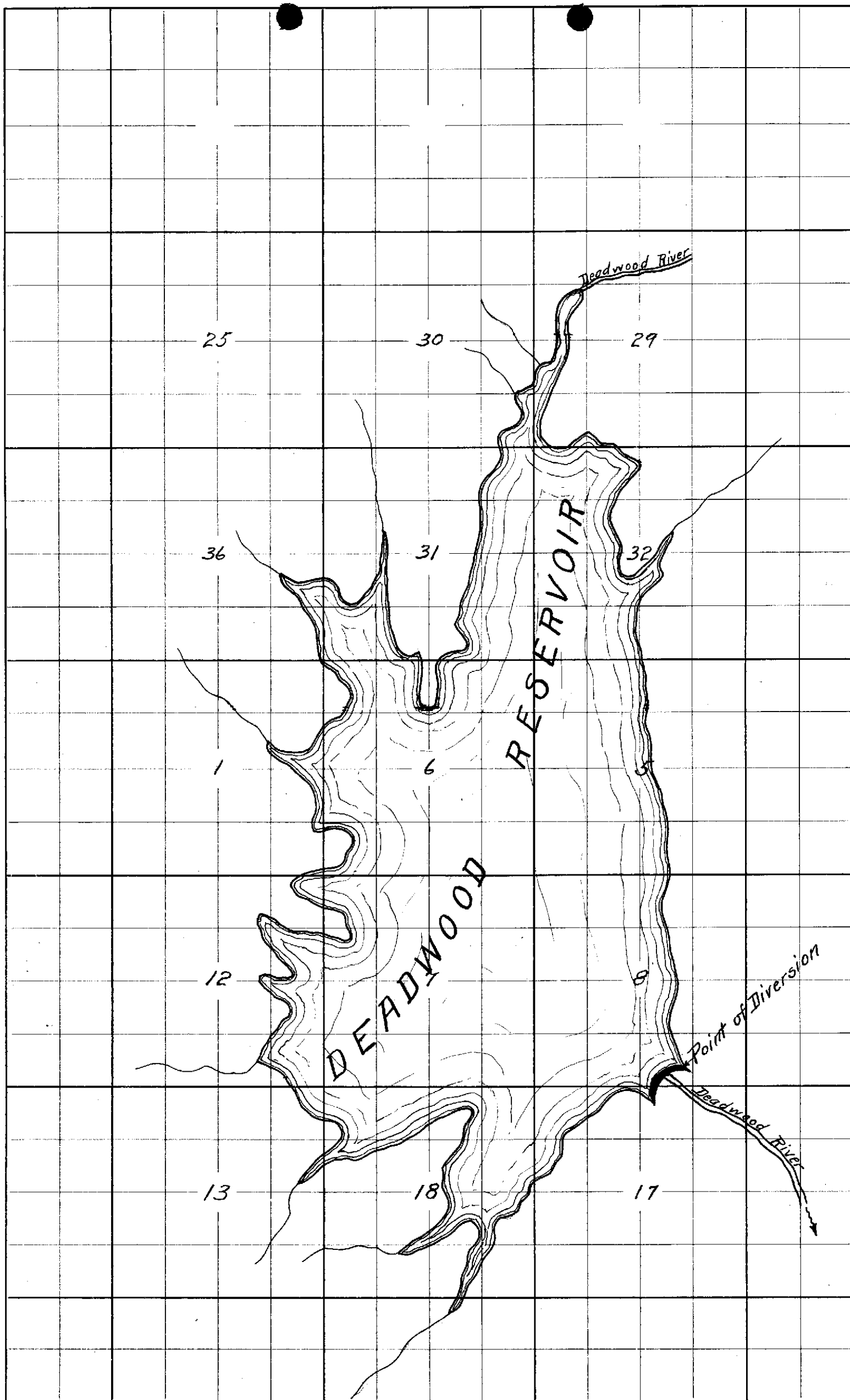
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. R-403

REPORT ON PROOF OF COMPLETION OF WORKS

R-403



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

163000-6!

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. R-403

This proof is for COMP. OF WORKS

In Water District No.

1. Name of applicant U. S. Bureau of Reclamation
2. Source of water supply: Deadwood River
3. Location of point of ~~diversion~~ ^{Outlet}: Is in the N. 77° 30' E. 795' distant / from the quarter Corner of Sections 8 and 17 (R 7 E.)
T. 11 N. R. 7 E. County of Valley (and is in SW 1/4 SE 1/4 of Sec. 8 T. 11 N. /
4. Describe works as they exist, giving dimensions and capacities of same: A concrete arch, gravity section dam 783 ft long, & 160 ft high. An "OG" spillway 9 ft deep & 100 ft length of crest. Dam is equipped with three 54" outlets with needle valves having slide gates ahead. Valves are operated by oil pumps and gas engine
5. Water is used for: Irrigation & Power purposes
6. State whether or not water has been turned into works of diversion: yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): 65,540 acres as described in Permits Nos. 16107, and 16629.

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

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

Remarks: Capacity of reservoir is 164,000. Acre Feet

This examination was made on the 18th day of August, 1932.

(Signed) Fred A. Johnson

Examiner.

R-403

//

F. A. Banks
Owyhee Dam, Ore.
Permit No. R-403

Examination for..... COMP. OF WORKS
County..... Valley

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 a 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.

Notice is hereby given that at 10 A. M., on the 12th day of January, 1932, at Boise, County of Ada, State of Idaho, before Mans H. Coffin, proof will be submitted of the completion of works for the storage of 163,000 acre feet per annum of the waters of Deadwood River in accordance with the terms and conditions of a certain permit heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is United States of America, acting through R. J. Newell, Superintendent of Bureau of Reclamation.

2. The postoffice address of such person or principal place of business of such corporation is Boise, County of Ada, State of Idaho.

3. The number of such Permit is R-403, and the date set for the completion of such work is January 8, 1932.

4. Said water is to be used for Irrigation and Power Development purposes.

5. 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 conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 163,000 acre feet per annum.

6. The amount of lands for which said water is available is 65,540 acres.

R. W. FARIS,
Commissioner of Reclamation.

4-1.8

STATE OF IDAHO,)
County of Valley,) SS.

Ray E. Coleman, being first duly sworn on oath, deposes and says that he is the publisher and printer of the CASCADE NEWS; that the said publication is a newspaper printed and published at Cascade, in the County of Valley, and State of Idaho, having a general circulation therein, and that said newspaper has been continuously and uninterruptedly published weekly in said county during a period of 78 consecutive weeks prior to the 18th day of December.

19. 31.....; that said newspaper is a legal newspaper under the provisions of Chapter 38 of the Idaho Session Laws, A. D. 1919, and that the advertisement, a copy of which is hereto attached, was published in the regular and entire issue of said paper 4 consecutive times, beginning with the issue of December 18, 1931, and ending with the issue of January 8, 1932.

Subscribed and sworn to before me, a Notary Public, in and for the
County of Valley, and the State of Idaho, this 14th day of January.

[SEAL]

My commission expires 5-1, 1952.

R-403

PERMIT NO. R-403

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. Ed Banks Owyhee Ore. Construction Engineer
U. S. Bureau of Reclamation

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. U. S. Bureau Reclamation Owyhee Oregon
Construction Engineer in Charge of Boise Project including
Headwood Reservoir

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. Permit No. 403 approved Jan. 8, 1927, 163,000 acre
feet Headwood River

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Irrigation and power, 65,540 acres described in
Permit No. 16107 and Permit No. 16629

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Yes Spring of 1931. Over 50,000 acre feet

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. Yes.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. —

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Concrete dam 150 ft high and 600 ft long. Capacity
163,000 acre feet \$1,360,000

(Sign here.)

Ed Banks

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 Boise,

County of Ada, State of Idaho, on this 12th
 day of January A. D. 1932.

My Commission expires 4/16/33

Wm. A. Coffin
 Notary Public.

R-403

Permit No. R-403**Proof of Completion of Works****DEPOSITION OF WITNESS**

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

Ans. J. R. Shrockmorton, Boise, U.S. S. Engineer
1219 N. 1st St.Ques. 2. Are you acquainted with U.S. Bureau of Reclamation, the holder of Permit No. 403, authorizing the diversion of 163,000 ^{ACRE} ~~second~~ feet of the waters of DEADWOOD RIVER, A TRIBUTARY OF S. F. K. PAYETTE RIVER at Sec 8 T11N R7E B1M for ~~IRRIGATION~~ ^{POWER} purposes? How long have you known him, and where does he reside?Ans. YES - SINCE 1912 - OWYHEE, OREGONQues. 3. Have you read or heard read said Permit No. 403, and are you familiar with its terms and conditions?Ans. YES

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. YES. Rolling sage brush land requiring at least
163,000 Acre-ft.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Concrete dam 150 ft high and 600 ft long
Capacity estimated 163,000 Acre ft.

(Sign here.)

J. R. ShrockmortonI 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, at my office in Boise County of Ada, State of Idaho, on this 12th day of January, A. D. 19 32Wm. H. Coffin
Notary Public

R-403

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. ^{R-403}.....

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. John A. Allis U.S. Geological Survey Boise Idaho
811 Hays St. Boise Idaho

Ques. 2. Are you acquainted with U.S. Bureau of Rec., the holder of Permit No. 403, authorizing the diversion of 163,000 ~~acres~~ ^{acres}-feet of the waters of Deadwood River a tributary of So Fork Payette River, at Sec 8 T11N R7E B4, for ^{Irrigation} ~~Power~~ purposes? How long have you known him, and where does he reside?

Ans. Yes Since 1910 Owyhee Ore

Ques. 3. Have you read or heard read said Permit No. 403, and are you familiar with its terms and conditions?

Ans. Yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. ^{Yes} Rolling sage brush land at least 163,000 acres feet

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Concrete dam 150 feet high 600 feet long Capacity 163,000 Acres feet

(Sign here.)

John A. Allis

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, at my office in Boise County of Ada, State of Idaho, on this 12th day of January, A. D. 1932

Wm. A. Coffin
Notary Public

R-403

Notice for Publication

Notice is hereby given that at 10 A.M., on the 12th day of January, 1932, at Bain, County of Ada, State of Idaho, before Mans H Coffin proof will be submitted of the completion of works for the diversion of 163 000 acre annum storage cubic feet per second of the waters of Headwaters River

in accordance with the terms and conditions of a certain permit heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is United States of America acting through R. J. Newell Capt Bureau of Reclamation.

2. The postoffice address of such person or principal place of business of such corporation is Bain, County of Ada, State of Idaho.

3. The number of such Permit is R-403, and the date set for the completion of such work is January 8 1932.

4. Said water is to be used for Irrigation and Power development purposes.

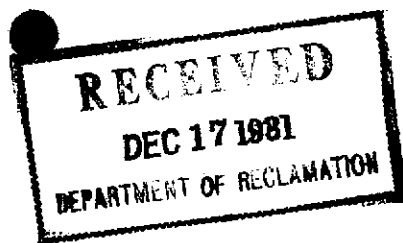
5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 163000 acre annum cubic feet per second.

6. The amount of lands for which said water is available is 65540 acres, particularly described as follows:

R. W. FARIS

Commissioner of Reclamation.

R-403



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

R403

Date December 12, 1931

Cascade News
Cascade, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to January 8, 1932, the date set for proof, the expense of the publication to be paid by the applicant, F. A. Banks

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

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

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

Dear Sir:

We hereby acknowledge above with thanks,

Very truly yours,

Cascade News

Ray E. Coleman

R-403

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date December 12, 1931

Cascade News
Cascade, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to January 8, 1932, the date set for proof, the expense of the publication to be paid by the applicant, F. A. Banks

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

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

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

R-403

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) December 12 1931
(P. O.) Boise Idaho.

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Cascade News of Cascade Idaho, published in the county in which the works are situated.

E. T. Bankt
Construction

(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.

E. T. Bankt
Engineer.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho

F. A. Banks
Wye Dam, Oregon

December 3, 1931

DEAR SIR:

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under your permit No. R-403

This form should be filled out and mailed to the Department of Reclamation, at least 60 days before the date upon which proof is to be submitted, which proof MUST be on or before January 8, 1932. Upon receipt of the blank properly filled out, notice for publication will be sent to the paper direct from this office, which notice must be published a period of four weeks prior to the date of proof.

The proof may be submitted at any place convenient to you and two witnesses, where there is a notary public or other officer authorized to administer oaths.

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

Very truly yours,

R. W. FARIS

Commissioner of Reclamation.

R-403

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

Permit No. **R-403.**

**R.J. Newell, Acting Supt.,
U.S. Bureau of Reclamation,
Boise, Idaho.**

Boise, Idaho, **January 11, 1927.**

Dear Sir:

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

GEO. N. CARTER.

Commissioner of Reclamation.

R-403