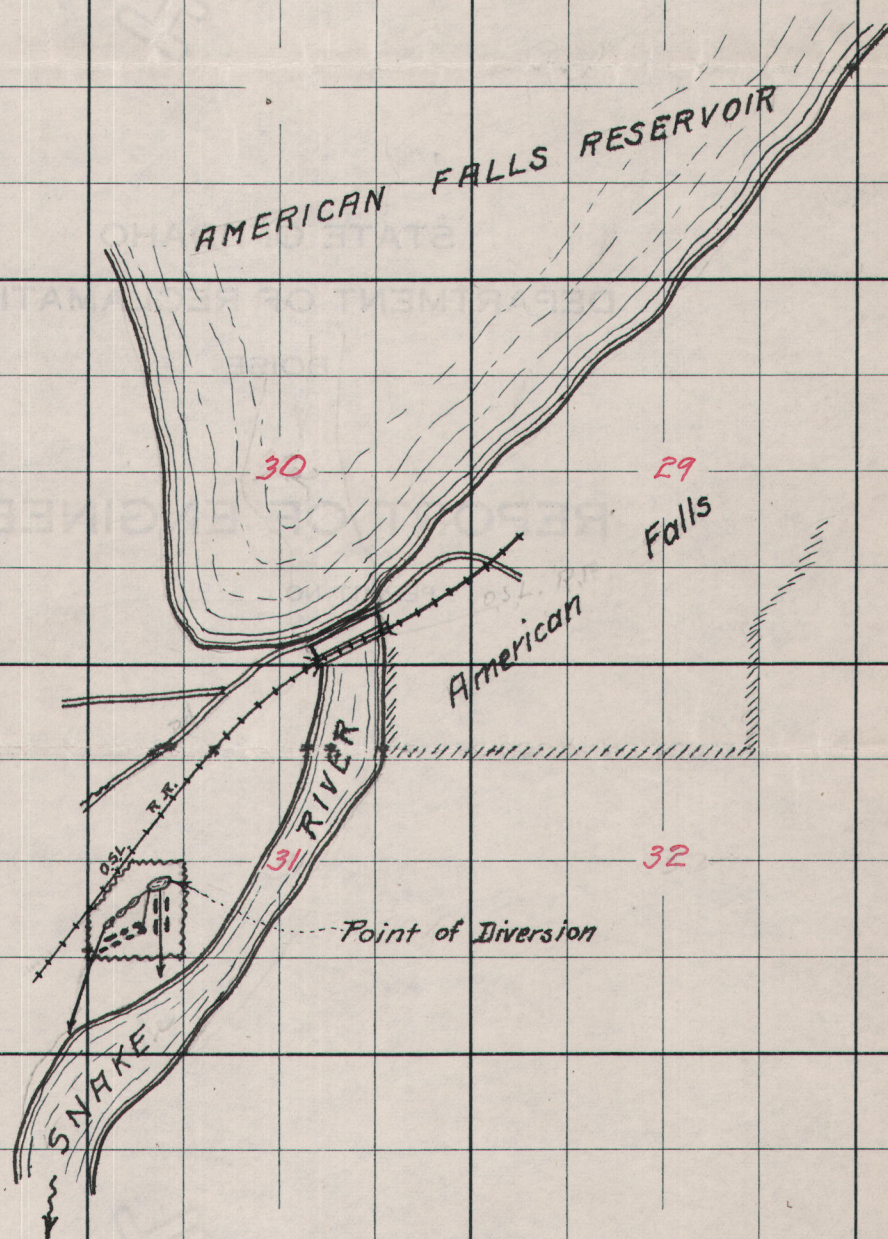




State of Idaho
License and Certificate of Water Right

Water License No. 17608

Amount 14.1

Water District No.

Priority November 4, 1931

THIS IS TO CERTIFY that FISH AND GAME DEPARTMENT STATE OF IDAHO
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 4, 1931; that Permit No. 17608
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
14.1 second feet, was issued thereunder on April 15, 1939, showing that said works
were completed on the 23rd day of January, 1937; and that on the 23rd
day of January, 1937,

FISH AND GAME DEPARTMENT OF STATE OF IDAHO

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 springs owned
by State of Idaho, a tributary of Snake River, for the purpose of irrigation and fish
cultural work, under Use Permit No. 17608 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 3948, on the 15th day of April, 1939;

The right hereby confirmed dates from November 4, 1931;

The Point of Diversion is located S. 75° 1350 ft. from W $\frac{1}{4}$ corner of Sec. 31, T. 7 S., R. 31 E., B.M.
in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 7 S., R. 31 E., B.M. Power 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 14.1
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			S. 45° 1200 ft. distant from the W $\frac{1}{4}$ corner of Section 31, T. 7 S., Range 31 E., B.M. in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 31, T. 7 S., Range 31 E., B.M.		

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 15th day of April, 1939

JAMES SPOFFORD

Commissioner of Reclamation

(SEAL)

~~29-2249~~
35-2916

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

29-2249

Application No. 24719

Permit No. 17608

District No.

1. Name of Applicant: Fish and Game Department of State of Idaho

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:
- (c) Bonds to be issued:

- (b) Treasury stock
- (d) Other resources:

2. Quantity of water claimed: 19.1 cubic feet per second.

3. Source of water supply: Springs owned by State of Idaho which is a tributary of Snake River

4. Location of point of diversion: S. 75° E, 1350 feet distant from the W
- $\frac{1}{4}$

corner of Section 31, T. 7 S., R. 31 E., B. M., and is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$

of Section 31, T. 7 S., R. 31 E., B. M., County of Power

5. Water is to be used for: 5 inches for irrigation--balance for Fish Cultural Work (19 S.F.)

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

- (a) Point of use of water: S. 45° E. 1200 feet distant from W $\frac{1}{4}$ corner of Section 31
T. 7 S., R. 31 E., B. M., in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, T. 7 S., R. 31 E., B. M.

- (b) Amount of power generated: H. P., under feet head.

- (c) Water is to be returned to Snake River at a point S. 15° W. 2300 feet

distant from the W $\frac{1}{4}$ corner of Section 31, T. 7 S., R. 31 E., B. M., in the SE $\frac{1}{4}$ SE $\frac{1}{4}$
of Section 36, T. 7 S., R. 30 E., B. M.

7. Estimated cost of works: \$ 500.00

8. Kind of works: Dam, ditch & pipe

- 9. Height of dam 8 feet; length of dam at top 30 feet; length of dam at bottom 10 feet; material used in dam: Earth fill - rock face

- 10. Size of headgate: Width 2 feet; height 1 feet.

- 11. Ditch: Width at bottom 2 feet; width at water line 2 $\frac{1}{2}$ feet; depth of water 1 feet; dimensions of flume:

Diameter of pipe 12 inches; length of conduit 1/8 miles.

Average grade per mile 5.28 feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is no additional years.

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

15. (a) Is reservoir to be used? If so, fill in (b) and (c) below.
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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

Fish & Game Department Applicant.

By M. P. Bailey, State Warden Agent.

Date of first receipt at Department of Reclamation: 2:30 P. M. November 4, 1931

Returned to applicant for correction: November 4, 1931

Corrected application received: November 24, 1931

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 17608
Recorded in Book 64 Page 17608 Approved November 24, 1931
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 23, 1932 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before July 23, 1934
The whole of said work to be completed on or before January 23, 1937
Beneficial use of water appropriated in accordance herewith, to be made on or before January 23, 1937

Witness my hand this 24th day of November, 1931

R. W. FARIS
Commissioner of Reclamation.

Remarks: Water to be taken from springs known as Rueger Springs and now contained in U. S. Reserve Lake. Affidavit showing that portion of water has been used for irrigation prior to 1904 and during the time from 1904 to present time.

14.

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

7 S.	31 E.	31																	5
Total Number of Acres to be irrigated 5																			

Permit No. 17608
CERTIFICATE OF COMPLETION OF WORKS.

TO ALL WHOM IT MAY CONCERN:

This is to certify that FISH AND GAME DEPARTMENT OF STATE OF IDAHO, of Boise, County of Ada, and State of Idaho, the holder of Permit No. 17608 issued upon Application No. 24719, bearing date of priority of November 4, 1931, authorizing the diversion of 19.1 second feet of the waters of springs owned by the State of Idaho, which are tributary of Snake River, County of Power, State of Idaho, for irrigation and fish cultural 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 19.1 second feet of the waters of springs owned by the State of Idaho; that the point of diversion of said waters is S. 75° E. 1350 feet distant from the W. 1/4 corner of Section 31, T. 7 S., R. 31 E., B.M., and is in the NW1/4 SW1/4 of Section 31, T. 7 S., R. 31 E., B.M., County of Power; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NW1/4 SW1/4 of Section 31, Twp. 7 S., Range 31 E., B.M.

Witness my hand this 15th day of April, A. D. 1939.

JAMES SPOFFORD
Commissioner of Reclamation

Proof of Completion of Works made January 23, 1937
Certificate of Completion of Works issued April 15, 1939

LICENSE ISSUED FOR 14.1 SEC. FT.
P. 3948

April 13, 1939

Re: Permit No. 17608

Fish & Game Department of
State of Idaho,
B U I L D I N G.

Gentlemen:-

We enclose herein Certificate of Completion of Works, and also License, issued under the above numbered permit, confirming the right of the State Fish and Game Department to appropriate 14.1 second feet of water from springs owned by the State of Idaho, in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, Township 7 South, Range 31 East, E.M., Power County, with a date of priority of November 4, 1931, for irrigation and fish cultural purposes.

We also enclose Receipt No. 16951 for the \$11.00 fees paid in connection with these final proofs.

We call attention to the fact that although your original application and permit called for 19.1 second feet of water, your proofs of completion of works and beneficial use only showed 14.1 second feet being used, and the Certificate of Completion of Works and License cover only the 14.1 second feet.

Very truly yours,

JAMES SPOTFORD
Commissioner of Reclamation

By

Chief Clerk

JLA
Encs.

17608

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 17608

This proof is for Completion of Works & Beneficial Use

In Water District No.

1. Name of applicant Fish & Game Department, State of Idaho

2. Source of water supply: Springs

3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, of Section 31

T. 7 S. R. 31 E. County of Power

4. Describe works as they exist, giving dimensions and capacities of same: Springs are con-

lined by concrete faced dam 300 ft long x 15 ft high. Thence
via ten concrete fish ponds (4-27'x150'x3') x (6-27'x75'x3'), Pipes
(8"x10" diam) & sprinklers to points of return or use respect-
ively; Hatchery house 30'x60' with 40 hatching trough
capacity

5. Water is used for: Irrigation and fish cultural 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): NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 7 S., R. 31 E., B. M.

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

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

Remarks: Irrigation for about 12 acres is provided
by pressure pipes, sprinklers, etc.

This examination was made on the 14th day of May, 1937

(Signed) Edw. H. Johnson Examiner.

57
Fish & Game Dept.
Boise, Idaho

Permit No. 17608

Examination for Comp. Works & Ben. Use

County..... Power

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.
-

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

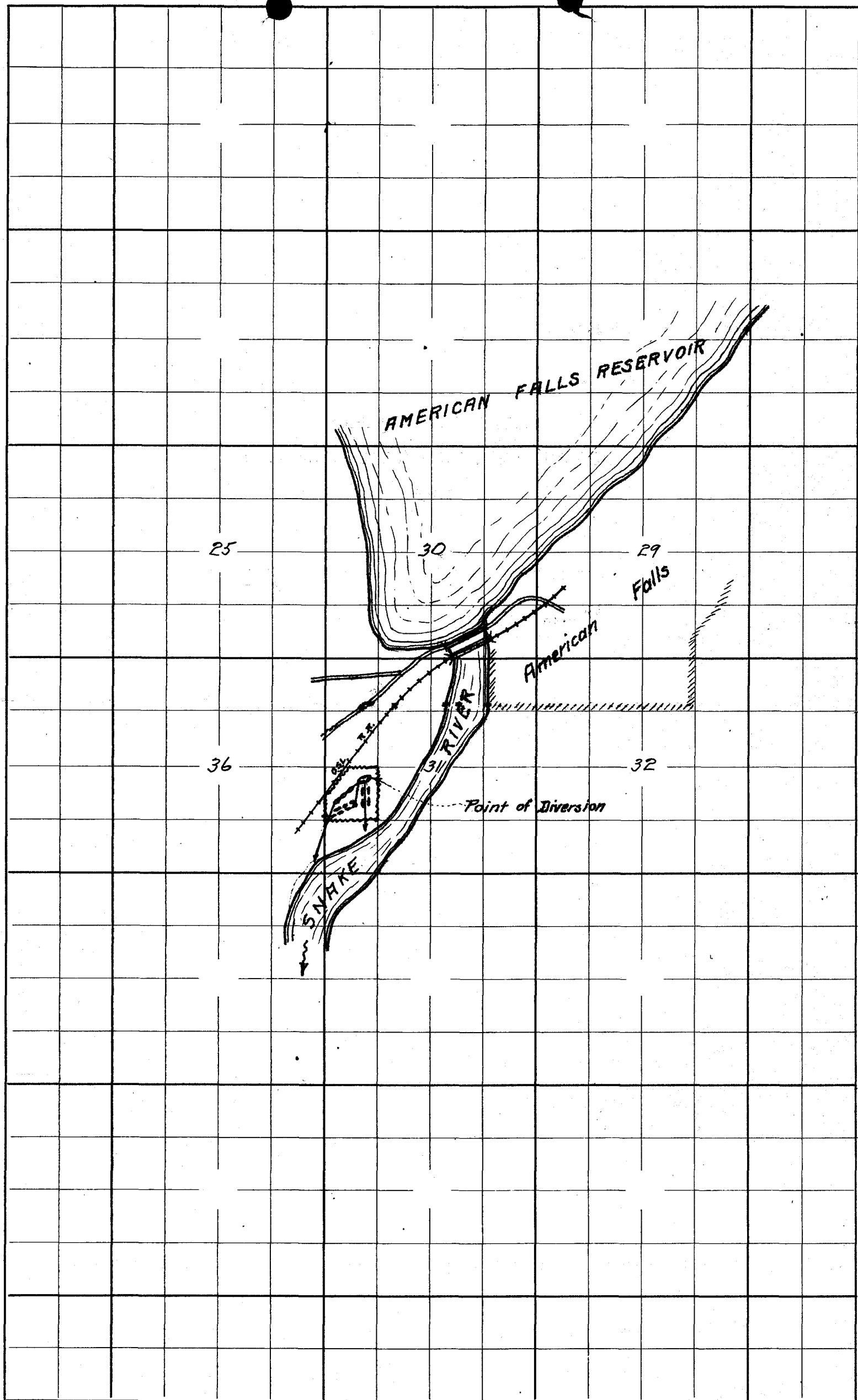
REPORT OF ENGINEER

PERMIT NO. 17608

REPORT ON PROOF OF Completion of Works & Beneficial Use

at 19.1 sec. ft.
fee
C.O.F.W. = 6.00
B.U. = 5.00
11.00

P.H.B.



XXXXXXXXXX

Barzilla W. Clark

February 13, 1937

Re: Permit No. 17608

VARD W. MEADOWS, Mayor
American Falls, Idaho

Dear Sir:

Your letter of February 10th wherein you suggest that the department's Field Engineer call upon you or the City Clerk at the time when he makes his inspection in connection with the above permit was received in this office on February 11th and has been referred to the Field Engineer. He can therefore contact you at the time when the examination is made.

Very truly yours

Chief Clerk & Office Engineer

PLH/cj

17608

CITY OF
American Falls, Idaho

Office of City Clerk

February 10th, 1937.

Hon. R.W. Faris, Commissioner,
Department of Reclamation,
State House,
Boise, Idaho.

Dear Sir: RE PERMIT NO. 17608.

Receipt is hereby acknowledged of your letter of the 9th inst. in the above connection and we note therein that your Field Engineer has yet to make an examination and report on the proof in the above case prior to your issuance of a license to the State Fish & Game Department.

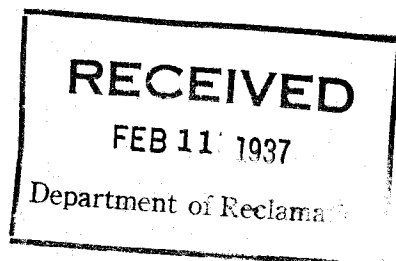
We would particularly appreciate it if, at the time your Field Engineer makes his inspection of the work in American Falls, that he call upon the Mayor or City Clerk before he leaves here, as there are several things in connection with the quantity of water and physical diversion works that the City of American Falls desires to call to your attention prior to your issuing the license.

Thanking you for your consideration in this respect, we are

Very truly yours,

CITY OF AMERICAN FALLS, IDAHO,

By *Vard W. Meadows*
Mayor.



17608

Acting

James Spafford ~~XXXXXXXX~~

~~XXXXXXXXXXXX~~
C. A. Bettefson

January 3, 1939

Re: Permit No. 17608

Fish & Game Department,
State of Idaho,
Boise, Idaho.

Gentlemen:-

A short time ago we received the report of our field engineer on proof of completion of works and Beneficial Use under the above numbered permit.

Our engineer found that the works would be capable of conducting to the place of use 19.1 cubic feet per second of water from springs.

Therefore, upon receipt of the fee of \$6.00 for proof of completion of works, and \$5.00 for proof of beneficial use, a certificate of completion of works and license will be issued.

Very truly,

JAMES SPAFFORD
Commissioner of Reclamation
By

Chief Clerk

Buley

1931-

41-h Co-

31-7831E

17608

February 9, 1937

~~XXXXXXXXXX~~

Bessie W. Clark

Re: Permit No. 17608

VARD W. MEADOWS, Mayor
American Falls, Idaho

Dear Sir:

Pursuant to your letter of February 3rd, we shall keep the protest that you recently filed on behalf of the City of American Falls against proof of beneficial use of water under the above permit, on file in this department for future consideration.

It is not likely that the Game Department will make any attempt to secure a Certificate of Completion of Works and a License in excess of the 14.1 second feet of water since as you know, this is the quantity upon which they made their proof.

However, at the time the Field Engineer makes his examination, he will go over the entire situation so that the department may be fully advised as to the actual conditions.

Very truly yours

Chief Clerk & Office Engineer

FLR/oj

17608

CITY OF
American Falls, Idaho

Office of City Clerk

February 3rd, 1937.

RECEIVED

FEB 8 1937

Department of Reclamation

Hon. R.W. Faris, Commissioner,
Department of Reclamation,
State House,
Boise, Idaho.

Dear Sir: RE PERMIT NO. 17608.

This will acknowledge receipt of your letter of January 28th, 1937 concerning the matter of issuance of a water license under the above numbered permit, to the State Fish and Game Department.

It is the opinion of the City Council that it would be best to let the protest remain on file in your office, with the understanding that the City of American Falls, Idaho has no objection to enter in the matter just so long as there is excepted from the license and permit the five (5) second feet of water decreed to the City.

The City does not know the exact flow of the springs, and rather than limit the Game Department's proof to 14.1 second feet, we feel that it would be better from our standpoint to except from the Game Department's proof the five (5) second feet owned by the city. The idea being that the City's right is prior to all others, and this right entitles us to the first five (5) second feet at all time, regardless of the fluctuation in the flow of the springs, if any.

If the above is found agreeable to your office and the Fish and Game Department, the license may be issued on such terms without any further objections from the undersigned.

Thanking you for your consideration in this matter, we are

Very truly yours,

CITY OF AMERICAN FALLS, IDAHO,

By *Vard W. Meadows* Mayor.

17608

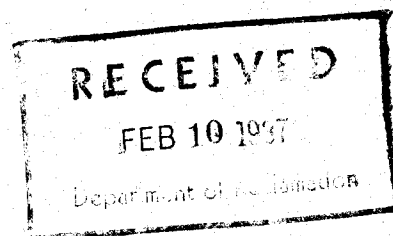
STATE OF IDAHO
DEPARTMENT OF FISH AND GAME

AMOS H. ECKERT, WARDEN
C. C. DRAKE, FISH COMMISSIONER

BOISE

February 9, 1937

17608
IN REPLY REFER TO FILE



Mr. Paul L. Henry, Chief Clerk & Office Engineer
Department of Reclamation
State of Idaho
Building

Dear Sir:

Enclosed please find affidavit of publication
from the American Falls Press as per your request of January
26th.

Yours very truly,

FISH AND GAME DEPARTMENT

BY

L. V. Bailey
CHIEF CLERK

LVB:h

Enc.

17608

Affidavit of Publication

County of Power, }
State of Idaho, } SS.

A. M. Quane being first duly sworn
on his oath, states:

That he is the printer of the American Falls Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls 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 the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for 4 successive weekly issues thereof, the date of the first publication being the 26th day of November 1936 the date of the last publication being the

17th day of December 1936.

(Signed) A M Quane

Subscribed and sworn to before me this

2nd day of February 1937.

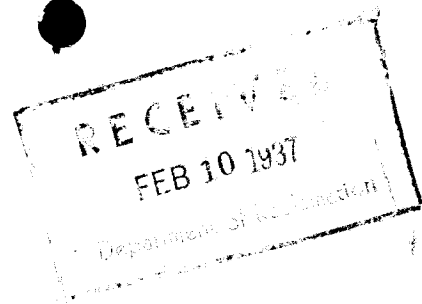
McChesney

Notary Public, residing at American Falls, Idaho.

My Commission expires the

5th day of Dec, 1937.

(SEAL)



(Nov. 26-Dec. 3-10-17)
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 23rd day of January, 1937, at Boise, County of Ada, State of Idaho, before H. B. Bray, Notary Public, proof will be submitted of the completion of works for the diversion of 19.1 cubic feet per second of the waters of springs and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. 17608, heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation, holding said permit, are Fish and Game Department, State of Idaho, Boise, 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 conducting to the place of use, in accordance with the plans accompanying the application for such permit, is 19.1 cubic feet per second.

3. The use to which said water has been applied is irrigation and fish cultural work and the amount applied to beneficial use is 19.1 cubic feet per second.

4. The place where said water is used is NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 7 S., R. 31 E. B. M.

5. The date of priority which said user is prepared to establish is November 4, 1931.

R. W. FARIS.

17608

PROTEST AGAINST THE ISSUANCE OF A LICENCE CONFIRMING THE
RIGHT CLAIMED BY THE FISH AND GAME DEPARTMENT, OF THE STATE
OF IDAHO UNDER THE TERMS AND CONDITIONS OF PERMIT NO. 17608
HERETOFORE ISSUED BY THE COMMISSIONER OF RECLAMATION OF
THE STATE OF IDAHO.

JAN 23 1937

TO R.W. FARIS? COMMISSIONER OF RECLAMATION:

Comes now here the City of American Falls, of the County of Power, and State of Idaho and by these presents protests against the issuance of a licence to the Fish and Game Department of the State of Idaho, under permit No. 17608 heretofore issued by the department of Reclamation to the said Fish and game Department and for its grounds of protest state:

That according to the Notice of Proof published in the American Falls Press a newspaper published at American Falls, Power County, Idaho the said claimant, Fish and game Department of the State of Idaho, claims 19.1 cubic feet per second of springs to be used on the NW 1/4 SW 1/4, Sec. 31 T. 7S., R. 31 E. B.M.

That said water is the water of certain springs known as the Rueger Springs near American Falls, Idaho, that the said springs are located on land now owned by the City of American Falls, Idaho that the said springs are the source of the main water supply for the City of American Falls, Idaho and protestant further states:

That the United States of America in a case in Condemnation which went to judgement on the 11th day of March, 1925 condemned five (5) second feet continuous flow of the waters of that certain spring in the vicinity of the town of American Falls, Idaho, known as the Rueger Springs, the same being located on the lands hereafter described and the following tract of land surrounding the said Rueger Springs.

That the said lands are described as follows:

"A tract of land being and lying in Section Thirty-one (31), Township seven (7) South, Range Thirty-one (31) East B.M., and more particularly described as follows:

Beginning at a point which bears due east eight hundred and thirty feet (830) feet from the west quarter (1/4) section corner of said section thirty-one (31); thence north sixty-three degrees, fifty-nine minutes (63 degrees 59') east two hundred twenty and eight tenths (220.8) feet; thence south seventy-eight degrees and thirty-six minutes (78 degrees 36') east; four hundred eighty-six (486) feet; thence south thirty-three degrees forty-one minutes (30 degrees 41') west, one hundred seventy-seven (177) feet; thence south eighty-eight degrees thirty-nine minutes (88 degrees 39') east five hundred thirty-eight (538) feet; thence north forty-three degrees twenty-one minutes (43 degrees 21') east, two hundred fifty-one two tenths (251.2) feet; thence south sixty-six degrees and four minutes (66 degrees 04') east one hundred fifty-two (152) feet; thence south forty degrees and thirty minutes (40 degrees 30') west, two hundred four and nine tenths (204.9) feet; thence north eighty-eight degrees thirty-nine minutes (88 degrees 39') west seven hundred thirty-four feet (734) feet; thence south thirty degrees forty-one minutes (30 degrees 41') west three hundred fifty and nine tenths (350.9) feet; thence south sixty-five degrees and forty-one minutes (65 degrees 41') west, four hundred and ten (410) feet; thence north fifty-two degrees nineteen minutes (52 degrees 19') west one hundred sixty (160) feet; thence north six degrees and one minute (6 degrees 01') east three hundred six and six tenths (365.6) feet; thence north twenty-one degrees eight minutes (21 degrees 08') east two hundred four eight tenths (204.8) feet to the point of beginning, being wholly in said section thirty-one (31) and containing nine and seventy-one hundredths (9.71) acres, more or less, together with the right of ingress and egress from and to establish roads; subject to an easement reserved to the defendants for a ditch or conduit of sufficient capacity across said above described land to convey across the same all that portion of the waters of said Rueger Springs which is not condemned herein, which easement, however

shall not include the right to use such right of way for stock grazing or leave the same open to stock or to any use which might tend to pollute the waters of said Spring."

That the said condemnation suit was entitled UNITED STATES OF AMERICA, Plaintiff, vs. Charles G. RUEGER and FANNY RUEGER, his wife; A.W. DAVIS and JOSEPHINE DAVIS, his wife; FRANCES DAVIES; JOSEPH BROWN; RENSSELAER L. CURTIS, Receiver of the Bannock National Bank, of Pocatello, Idaho; TWIN FALLS CANAL COMPANY, NORTH SIDE CANAL COMPANY; and POWER COUNTY, IDAHO, Defendants.

That subsequent thereto, the filing of the judgement in condemnation of the said waters and the said land the United States Government constructed a Water Works System for use in Reclamation Addition to the City of American Falls, Idaho; that the Government put in 8000 feet of water main to conduct the water condemned by them to the pumping plant at the American Falls, falls in Snake river put in pumps and electric motors and water mains across the Ar through the American Falls Dam. Built a Reservoir on the hill above American Falls and constructed the American Falls Water System for Reclamation Addition to the City of American Falls, Idaho, and since that time it has been used by the Government and the City of American Falls, for the supply of water for the Reclamation Addition.

That on the 6th. day of May, 1930 the United States of America and the City of American Falls, Idaho entered into an agreement whereby the United States of America turned over to the City of American Falls the said Water Works System and the said System has been operated by the City of American Falls, and that the water from the said springs has been used by the said City as its primary supply of water up to and including the present time that the said system is necessary to and is a part of the City's water supply. right to

That the said waters ~~were~~, to-wit the Five (5) second feet continuous, is a prior and superior right to the waters of said springs the waters of which are being applied for by the Fish and Game Department of the State of Idaho, That your protesters claim and verily believe that the water flow of the said springs totals 19.4 second feet continous flow and that the Fish hatchery and grounds belonging to the State at American Falls are adjacent to and just below these said springs and that the said hatcheries are now using and have been using the waters of the said Rauger Springs for irrigation and fish culture at or near American Falls, Idaho but that they have not been using the Five (5) second feet continous flow claimed by the City of American Falls, and the City of American Falls protests the using of the same or the granting to the Fish and Game Department of the State of Idaho any part of the said spring waters applied for by them under the said permit Number 17608, unless the same is granted them upon and with the understanding that the City of American Falls, has and is entitled to a continious flow of Five (5) second feet of the waters of said springs as set forth in the Decree of Condemnation in cause No. 432, United States vs Charles G. Rauger, et al, and which is recorded in Book 33 of Judgements, Page 178 of the Records of Power County, Idaho, as a prior and superior right to the said waters of said springs to any other claimant thereto.

Dated at American Falls, Idaho this 21st. day of January, 1937.

City of American Falls, Idaho

By

Wm W. McQuinn
Mayor.

(SEAL)

Attest

W. Paul
City Clerk

17608

STATE OF IDAHO)
COUNTY OF POWER) SS.

T.C.Sparks being duly sworn states that he is the City Clerk of the City of American Falls, Idaho a Municipal Corporation and that he is also the Superintendent of the "ater -Works System of the said City of American Falls, Idaho and that he makes this verification as such in behalf of the City of American Falls, that he has read the above and forgoing protest knows the facts therein stated and that the said facts therein stated are true as he v erily beleives.

T.C. Sparks

Subscribed and sworn to before me this 21st.day of January, 1937.

Charles T. Colant
Notary Public Residing at
American Falls, Idaho.

(Seal)

PERMIT NO. 17608

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. Claud Drake; Fish Commissioner, State of Idaho

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. Acting for State of Idaho

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

Ans. 17608; Nov. 24, 1931; 19.1 sec. ft.; springs; NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 7 S., R. 31 E., B. M.

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. 0.1 sec. ft. for irrigation and 19 sec. ft. for fish cultural purposes; land irrigated in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 7 S., R. 31 E., B. M.

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; water was turned into diversion works 5 years ago.

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; fully completed

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. Do comply

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

Ans. \$5,000.00; 14 $\frac{1}{2}$ sec. ft.; control pipe 18" in diameter; irrigation system pipe line 8"; several other pipe lines varying from 10" to 4"; several cement fish ponds and fish hatchery.

(Sign here.)

Claud Drake

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 _____,

County of *Adair*, State of Idaho, on this *23*

day of *January* A. D. 19*32*

NOTARY PUBLIC FOR STATE OF IDAHO
RESIDING AT NAMPA, IDAHO

Robert H. Bray
Notary Public.

My Commission expires _____
MY COMMISSION EXPIRES APRIL 15, 1938

17608

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

Permit No. 17608

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. _____

Ques. 2. Are you acquainted with Claud Drake, Fish Commissioner, the holder of Permit No. 17608, authorizing the diversion of 19.1 second-feet of the waters of springs, at American Falls for irrigation & fish hatchery purposes? How long have you known him, and where does he reside?

Ans. _____

Ques. 3. Have you read or heard read said Permit No. 17608, 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; NW 1/4 SW 1/4, Sec. 31, T. 7 S., R. 31 E., B. M. - 5 acres;
1 miners' inch per acre

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. Completed for a capacity of 14 1/2 sec. ft.

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

Ans. Control pipe 18" in diameter; irrigation system pipe line 8"; several
other pipe lines varying from 10" to 4"; several cement fish ponds and fish
hatchery.

(Sign here.)

C. B. Thornhill

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 _____

County of Adair, State of Idaho, on this 23
day of January, A. D. 1927.

NOTARY PUBLIC FOR STATE OF IDAHO
RESIDING AT NAMPA, IDAHO
MY COMMISSION EXPIRES APRIL 1, 1928

H. B. Brett Bray

17608

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

Permit No. 17608

Proof of Completion of Works**DEPOSITION OF WITNESS**

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

Ans. _____

Ques. 2. Are you acquainted with Claud Drake, Fish Commissioner, the holder of Permit No. 17608, authorizing the diversion of 19.1 second-feet of the waters of _____ springs, at American Falls for irrigation & fish hatchery purposes? How long have you known him, and where does he reside?

Ans. _____

Ques. 3. Have you read or heard read said Permit No. 17608, 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; NW 1/4 SW 1/4, Sec. 31, T. 7 S., R. 31 E., B. M. - 5 acres;
1 miners' inch per acre

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. Completed for a capacity of 14 1/2 sec. ft.

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

Ans. Control pipe 18" in diameter; irrigation system pipe line 8"; several
other pipe lines varying from 10" to 4"; several cement fish ponds and fish
hatchery.

(Sign here.)

Roy Lindley

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 _____

County of Order, State of Idaho, on this 23
 day of January, A. D. 1937.

NOTARY PUBLIC FOR STATE OF IDAHO
 RESIDING AT NAMPA, IDAHO
 MY COMMISSION EXPIRES APRIL 12, 1938

H. B. B. B. B.

17608

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 17608

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Claud Drake, Fish Commissioner, Fish & Game Dept., State House

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.

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

Ans. 17608, November 24, 1931 Priority - November 4, 1931

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

Ans. Springs, diversion - NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 7 S., R. 31 E., B. M., County of Power

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. Pipes, check dam and small ditch. Control pipe- 18" in diameter; irrigation system pipe line - 8" in diameter; several other pipe lines varying from 10" to 4" in diameter. Amount of water works are capable of diverting ~~14 1/4~~ sec. ft. 14.1
Water conducted through private pipe lines.

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. Fish hatchery and irrigation. Only 0.1 sec. ft. used for irrigation which is for 5 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 7 S., R. 31 E., B. M. Balance of water is used for fish hatchery located on same land.

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

Ans. All of the water claimed under the terms of this permit except the small quantity above mentioned, is used for fish cultural purposes, at the state-owned hatchery near American Falls.

17608

EXHIBIT 100-100-100

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

Ans. 14-1/4 sec. ft.

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. Not applicable

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

Ans. Water used for irrigation purposes dates back to 1904. That which has been used for fish cultural purposes covers a period of the last five years.

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. None

(Sign)

Handwritten signature

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 _____, County of _____, State of Idaho, on this 23 day of January, A. D. 1927.

Handwritten signature

NOTARY PUBLIC FOR THE STATE OF IDAHO

RENEWED BY _____

My commission expires _____

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STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17608

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. _____

Ques. 2. Are you acquainted with Claud Drake, Fish Commissioner, Fish & Game Dept the holder of Permit No. 17608? How long have you known him and where does he reside?

Ans. Yes.

Ques. 3. Have you read or heard read said Permit No. 17608, 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. Springs. Diversion - NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 7 S., R. 31 E., B. M., County of
Power. Pipes, check dam and small ditch.

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. ~~14 3/4~~ sec. ft. is amount required. I believe the works are capable
of carrying this amount.

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. Fish hatchery and irrigation. Only 0.1 sec. ft. used for irrigation which
is for 5 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 7 S., R. 31 E., B. M. Balance of water is
used for fish hatchery located on same land.

17608

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

Ans. All of the water claimed under the terms of this permit except the small quantity previously mentioned, is used for fish cultural purposes, at the state-owned hatchery near American Falls.

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. 0.1 sec. ft.

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

Ans. No

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

Ans. 14-1/4 sec. ft. for the past five years.

(Signed)

E. C. Thornhill

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 _____, County of Ada, State of Idaho, on this day of 23 January, A. D. 1937

NOTARY PUBLIC FOR STATE OF IDAHO
RESIDING AT NAMPA, IDAHO
My commission expires APRIL 12, 1938

H. B. Holtz
Notary Public.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

answer Par. 10
on reverse side

PERMIT NO. 17608

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. _____

Ques. 2. Are you acquainted with Claud Drake, Fish Commissioner, Fish & Game Dept., the holder of Permit No. 17608? How long have you known him and where does he reside?

Ans. Yes

Ques. 3. Have you read or heard read said Permit No. 17608, 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. Springs. Diversion - NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 7 S., R. 31 E., B. M., County of
Power. Pipes, check dam and small ditch.

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. ~~14.1~~ 14.1 sec. ft. is amount required. I believe the works are capable of carrying this amount.

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. Fish hatchery and irrigation. Only 0.1 sec. ft. used for irrigation which
is for 5 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 7 S., R. 31 E., B. M. Balance of
water is used for fish hatchery located on same land.

17608

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

Ans. All of the water claimed under the terms of this permit except the small quantity previously mentioned, is used for fish cultural purposes, at the state-owned hatchery near American Falls.

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. 0.1 sec. ft.

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

Ans. No.

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

Ans. 14-1/4 sec. ft. for the past five years.

(Signed)

Roy Lindley

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 _____, County of Ada, State of Idaho, on this day of January 23, A. D. 1927.

H. B. Bray

Notary Public.

NOTARY PUBLIC FOR STATE OF IDAHO
My commission expires RESIDING-AT Nampa, IDAHO
MY COMMISSION EXPIRES APRIL 12, 1938

January 26, 1937

Re: Permit No. 17608

FISH & GAME DEPARTMENT
B u i l d i n g

Attention: Claud Drake

Gentlemen:

This will acknowledge receipt of the deposition of the holder and depositions of two witnesses in connection with proof of completion of works and proof of application of water to beneficial use under the above permit. Will you kindly furnish this office with affidavit of publication from the newspaper at your earliest convenience?

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this department. We are unable to say just when this examination will be made since we have but one field engineer who makes examinations all over the state.

However, Mr. Tolman, Field Engineer for this department, will contact you at the time set for examination so that you may show him over the grounds. After his report is on file in this office, you will be further notified as to fees due before the issuance of your Certificate of Completion of Works and License.

Very truly yours

Chief Clerk & Office Engineer

PLH/cj

17608

January 28, 1937

Re: Permit No. 17608

MAYOR, City of American Falls
American Falls, Idaho

Dear Sir:

On January 23rd you filed with this department a protest against the issuance of a license under the above permit, confirming the right of the Fish and Game Department of the State of Idaho to the quantity of water claimed in said permit.

You base such protest upon the fact that the City has a right to five second feet of water from the springs from which water is also diverted under this permit. You told me at that time that if the Fish and Game Department would limit its claim to 14.1 second feet of water that the City of American Falls would be willing to withdraw its protest.

I suggested to the Fish and Game Department that its proof be limited to the above figure, and they agreed that the City does have a right to the five second feet claimed, and proof was accordingly submitted for 14.1 second feet. Under the circumstances, are you willing to withdraw the protest, or do you wish to have it remain for the consideration of this department at such time as the Field Engineer makes an examination relative to the proofs submitted under the above permit?

We shall appreciate being advised at an early date as to your decision in this matter.

Very truly yours

Chief Clerk & Office Engineer

PLH/ej

17608

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,

January 14, 1937

H. B. BRAY, Notary Public
Fish & Game Dept.
Building

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 17608

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 January 23, 1937, 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 H. B. Bray

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.

R. W. FARIS

Commissioner of Reclamation.

17608

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

H. B. BRAY, Notary Public
Fish & Game Dept.
B u i l d i n g

Boise, Idaho,
January 14, 1937

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of completion of works under Permit No. 17608

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 the permit holder's rights:

1. On January 23, 1937, the date set for proof of completion of works, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at Boise, Idaho, before H. B. Bray

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,

R. W. FARIS

Commissioner of Reclamation

17608

November 17, 1936

Re: Permit No. 17608

Department of Fish and Game
B u i l d i n g

Attention: Lucille Bailey, Chief Clerk

Gentlemen:

This office has prepared a notice for publication in connection with combined proof of completion of works and application of water to beneficial use under the above permit, and we are in receipt of your authorization to have this notice published in the American Falls Press of American Falls, Idaho.

A copy of the notice has been mailed to the newspaper with instructions to publish it once a week for four consecutive weeks prior to January 23, 1937, the date set for proof. About ten days prior to this date, depositions consisting of one for the holder and one each for two witnesses will be mailed to H. B. Bray, Notary Public, so that he will have them in ample time for the proof.

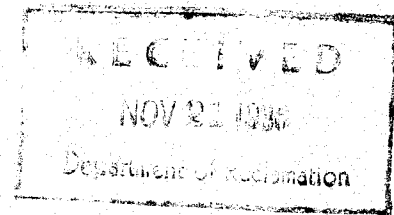
On the date designated, you should appear before Mr. Bray with two disinterested witnesses who are familiar with the terms of the permit and the works constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

Chief Clerk & Office Engineer.

17608

AMERICAN FALLS PRESS
AMERICAN FALLS
IDAHO



November 20, 1936.

Department of Reclamation,

Boise, Idaho.

Gentlemen:

This will acknowledge receipt of your order of November 17 for publishing "Proof of Completion of Works" for the Fish and Game Department. It will appear in our issues of Nov. 26, Dec. 3, 10, 17.

Respectfully,

A M Quane
A. M. Quane.

17608

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date November 17, 1936

Re: Permit No. 17608

EDITOR, American Falls Press
American Falls, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to January 23, 1937, the date set for proof, the expense of the publication to be paid by the applicant, Department of Fish and Game, State of Idaho
Boise, 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.

Very truly yours,

R. W. FARIS

Commissioner of Reclamation

17608

Form No. 9

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE
NOV 9 - 1936

Fish & Game Department
B u i l d i n g

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit No. **17608**, which should be filled out and returned to this office at least 60 days before the date upon which you wish to make proof. The date for proof, as set out in your permit, is **Jan. 23, 1937**, and, if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

R. W. FARIS
~~GEO. N. CARTER,~~
Commissioner of Reclamation.

17608

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 17, 1936

(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
..... American Falls Press of American Falls, Idaho, published in
the county in which the works are situated.

.....
Irish F. Starnes Rept.
by Claude C. Drake
.....

(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.

17608

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 23rd
day of January, 1937, at Boise, County of
Ada State of Idaho, before H. B. Bray, Notary Public
proof will be submitted of the completion of works for the diversion of 19.1
cubic feet per second of the waters of springs
and of the application to beneficial use of said water in accordance with the terms and conditions
of Permit No. 17608, heretofore issued by the Commissioner of / Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation, holding said permit, are

Fish and Game Department, State of Idaho

Boise, 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 conducting to the place of use, in accordance with
the plans accompanying the application for such permit, is 19.1 cubic feet per second.

3. The use to which said water has been applied is irrigation and ~~domestic~~ fish cultural work
~~purposes~~ and the amount applied to beneficial use is 19.1 cubic feet per second.

4. The place where said water is used is NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 7 S., R. 31 E., B. M.

5. The date of priority which said user is prepared to establish is November 4, 1931.

R. W. FARIS

17608

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Fish & Game Department
Building

Boise, Idaho

NOV 9 - 1936

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. **17608**

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 **Jan. 23, 1937**. 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.

17608

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 17608

Boise, Idaho,

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.

Mr. M. P. Bailey
Fish & Game Department
BUILDING

17608
R. W. FARIS
Commissioner of Reclamation.

November 9th
1931

Re: Application for Permit

Mr. M. P. Bailey
Department of Fish & Game
BUILDING

Dear Sir:

We are herewith returning your application for permit for corrections and completion.

Submit tracing and blueprint, showing clearly source of supply, point of diversion, which in this case is necessary to show no closer than the 40 acre sub-division upon which same is located. Show the ditch or conduits, or whatever kind you may have, to the lands to be irrigated. Show lands to be irrigated, marking the amount in each 40-acre subdivision. It will not be necessary for you to show railroad lines or transmission lines if the land has been surveyed.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____

PH/LP

17608