

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL
USE

Notice is hereby given that at 10 A. M. on the 7th day of May 1948, at Malta, County of Cassia, State of Idaho, before a Notary Public (J. Henry Thompson, Malta, Idaho), proof will be submitted of the application to beneficial use of .01 cubic feet per second of the waters of Pole Canyon Spring in

accordance with the terms and conditions of Permit No. 20249 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are U. S. Forest Service, Dept. of Agriculture, Ogden, Utah.

The use to which said water has been applied is stock watering.

The amount applied to beneficial use is .01 second feet of water.

The place where said water is used Pole Canyon Spring Stock Water Development, Black Pine Division Minidoka National Forest in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 7, T. 15 S., R. 29 E.B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Pole Canyon Spring Stock Water Development.

The right to take water from such works is based upon Permit No. 20249.

The source of supply from which such water is diverted is Pole Canyon Spring.

The date of priority which said user is prepared to establish is December 26, 1947.

MARK R. KULP

State Reclamation Engineer

First Publication in the Burle Bulletin April 13, 1948. Final Publication May 4, 1948.

AFFIDAVIT OF PUBLICATION

COUNTY OF CASSIA }
STATE OF IDAHO } ss.

D. E. Hamill, printer, first being duly sworn, deposes and says: That he is the ~~publisher~~ of The Burley Herald and/or The Burley Bulletin, a weekly newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published weekly and has been continuously and uninterruptedly published in said county, not less frequently than once a week, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspapers at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated April 13, 1948, and ending with the issue dated May 4, 1948.

Subscribed and sworn to before me this 10th day of June, 1948.

Hazel G. Woodall
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

20249

My Commission Expires June 4, 1951

State of Idaho
License and Certificate of Water Right

Water License No. 20249

Amount 0.01 second foot

Water District No.

Priority December 26, 1947.

THIS IS TO CERTIFY that UNITED STATES OF AMERICA, FOREST SERVICE
of Ogden, Utah, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 26, 1947; that Permit No. 20249
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.01 second feet, was issued thereunder on April 20, 1948, showing that said works
were completed on the 19th day of March 1948; and that on the 7th
day of May, 1948,

UNITED STATES OF AMERICA, FOREST SERVICE
of Ogden, State of Utah, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Pole Canyon
Spring, a tributary of Pole Canyon, for the purpose of stock watering
, under Use Permit No. 20249 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
8 of Licenses at page 4470, on the 28th day of March 1949;
The right hereby confirmed dates from 19 ;

The Point of Diversion is located
in the NE 1/4 SE 1/4, Sec. 7, Tp. 15 S., R. 27 E., B. M. Cassia 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 0.01 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			Watering livestock adjacent to spring.		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
28th day of March, 1949.

MARK R. KULP

State Reclamation Engineer

(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. 20112

Amount 2.6

Water District No.

Priority June 16, 1947

THIS IS TO CERTIFY that J. W. VANDERFORD
 of Aberdeen, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated June 16, 1947; that Permit No. 20112
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 4 second feet, was issued thereunder on July 14, 1947, showing that said works
 were completed on the 8th day of July, 1947; and that on the 2nd
 day of September, 1947,

J. W. VANDERFORD

of Aberdeen, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a well
 -- a tributary of --, for the purpose of Irrigation

, under Use Permit No. 20112 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
 8 of Licenses at page 4469, on the 22nd day of March, 1949;

The right hereby confirmed dates from June 16, 1947;

The Point of Diversion is located

in the NW 1/4 SE 1/4, Sec. 13, Tp. 5 S., R. 30 E., B. M. Bingham County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed 2.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 S.	30 E.	13	NE 1/4 SE 1/4	40	30
			NW 1/4 SE 1/4	40	20
			SW 1/4 SE 1/4	40	25
			SE 1/4 SE 1/4	40	25
5 S.	31 E.	18	NW 1/4 SW 1/4	20	20
			SW 1/4 SW 1/4	20	10
			Number of Acres Actually Irrigated - -		130

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
 22nd day of March, 1949.

MARK R. KULP

State Reclamation Engineer

(SEAL)

Nº 20249
17-2022

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

Application No. 27861
Permit No. 20249
District No.

Regional Forester
U. S. Forest Service
Ogden, Utah

1. Name of Applicant: United States of America, Forest Service

Postoffice address: Ogden

County: Weber

State: Utah

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:

2. Quantity of water claimed: 0.01 cubic feet per second.

3. Source of water supply: Pole Canyon Spring which is a tributary of Pole Canyon

4. Location of point of diversion: feet distant from the

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

of Section 7 , T. 15 S. , R. 29 E. , B. M., County of Cassia

5. Water is to be used for Watering 2400 sheep and 10 horses

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

(a) Point of use of water: feet distant from corner of Section

T. , R. , B. M., in the of Section , T. , R. , B. M.

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

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B. M., in the

of Section , T. , R. , B. M.

7. Estimated cost of works: \$ 1,000.00

8. Kind of works: 3 concrete and 1 masonry intake boxes, 1000' iron pipe and 2 watering troughs

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet;

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe 1", 1 $\frac{1}{2}$ ", 1 $\frac{3}{4}$ " inches; length of conduit 0.2 miles.

Average grade per mile 300 feet.

12. The time required for the completion of such work is Two (2) years.

13. The time required for the complete application of the water to the proposed use is One (1) additional years.

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

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

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.

A. L. Anderson Applicant.

Assistant Regional Forester
Agent.

Date of first receipt at Department of Reclamation: 10:30 A. M. December 26, 1947

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20249

Recorded in Book 73 Page 20249 Approved January 16, 1948

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 March 16, 1948 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 January 16, 1949

The whole of said work to be completed on or before January 16, 1950

Beneficial use of water appropriated in accordance herewith, to be made on or before January 16, 1951

Witness my hand this 16th day of January, 1948

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho,
and J. D. "CY" PRICE, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 16th
day of January, 1948 STATE OF IDAHO

Countersigned:
(SEAL) By J. D. "CY" PRICE
Secretary of State.

By C. A. ROBINS
Governor.

Remarks: This water is to be used from May 16 to October 31 each year for watering 2400 sheep and 10 horses.

The spring is located on the Minidoka National Forest.

14.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
			PERMIT NO. 20249 CERTIFICATE OF COMPLETION OF WORKS																
			TO ALL WHOM IT MAY CONCERN: This is to certify that UNITED STATES OF AMERICA, FOREST SERVICE, of Ogden, County of Weber, and State of Utah, the holder of Permit No. 20249, issued upon Application No. 27861 bearing date of priority of December 26, 1947, authorizing the diversion of 0.01 second feet of the waters of Pole Canyon Spring, County of Cassia, State of Idaho, for stock watering 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 0.01 second feet of the waters of Pole Canyon Spring that the point of diversion of said waters is in the NE¹/₄ SE¹/₄ Section 7, Township 15 South, Range 29 East, B.M.; /s/ MARK R. KULP State Reclamation Engineer Proof of Completion of Works made March 19, 1948 Certificate of Completion of Works issued April 20, 1948																
			0.01 SEC. FT. p 4470																

March 29, 1949

Re: Permit No. 20249

Regional Forester
U. S. Forest Service
Forest Service Building
Ogden, Utah

Gentlemen:

We enclose License and Certificate of Water Right issued under Permit No. 20249, confirming the right of the U. S. Forest Service of 0.01 second foot of water from Pole Canyon Spring with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 7, Township 15 South, Range 27 East, B.M., with priority of December 26, 1947, for stock watering purposes.

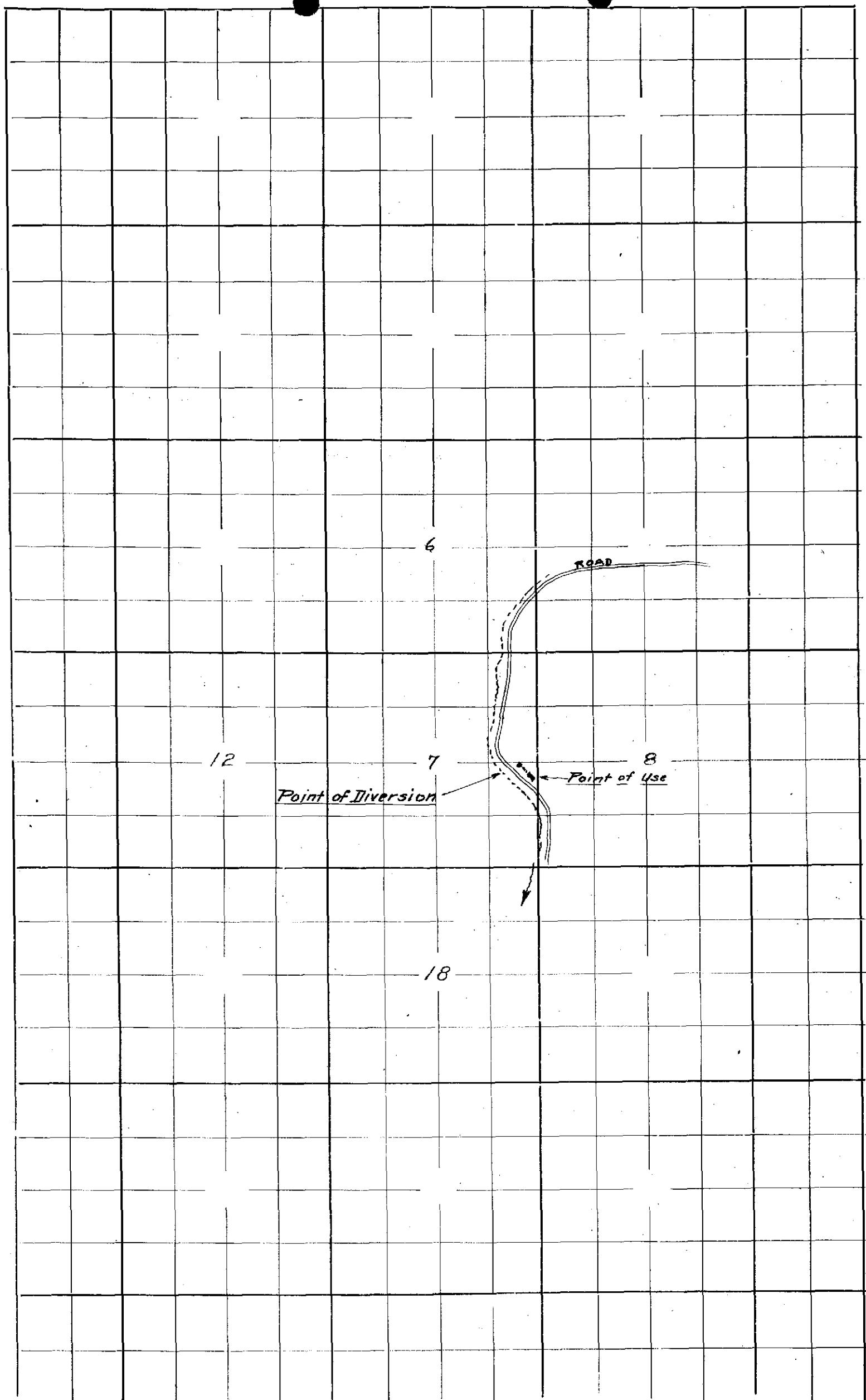
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

20249



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20249

REPORT ON PROOF OF Beneficial use

01 of 5
mkt

01 of 5

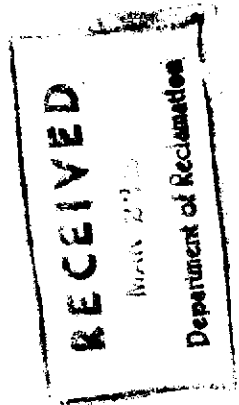
L. H. Garner, Ranger
U. S. Forest Service
Malta, Idaho
Permit No. 20249

Examination for Beneficial use

County Cassia

INSTRUCTIONS TO EXAMINERS

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



STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 20249

This proof is for Beneficial use

In Water District No.

1. Name of applicant U. S. Forest Service, Ogden, Utah
2. Source of water supply: Pole Canyon Spring
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7
T. 15 S. R. 29 E. County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same: A spring, developed by a concrete cistern 6' wide X 6' long X 6' deep, with a 2 inch outlet pipe 600 feet long which leads to a sheet metal stoak-watering trough 2 feet wide, X 6 inches deep, X 100 feet long. Trough is protected from trampling by a double row of poles alongside.

5. Water is used for: stock watering
6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

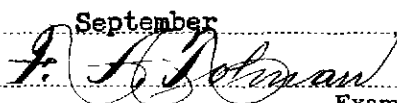
(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? None

Remarks:

This examination was made on the 15th. day of September 1948

(Signed)



Examiner.

20249

✓
June 18, 1948

Re: Permit No. 20249

Mr. W. B. Rice, Regional Forester
Forest Service Building
Ogden, Utah

Dear Mr. Rice:

We acknowledge receipt of your letter of June 14, 1948 by Mr. A. L. Anderson enclosing affidavit of publication from the Burley Bulletin in connection with beneficial use proof under Permit No. 20249, Pole Canyon Spring.

We have also received treasury check in payment of the \$5.00 fee, Departmental Receipt No. 20684 for which is enclosed.

Before final action is taken in the matter the law requires that a field examination be made by an Engineer from this Department, and when our Field Engineer makes the inspection he will try and contact your Forest Ranger so that he may arrange to show him over the project.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/dm

20249

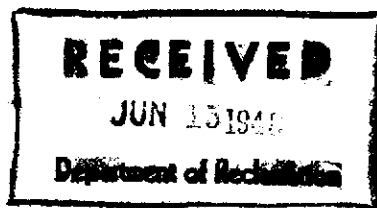
UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION



ADDRESS REPLY TO
REGIONAL FORESTER
AND REFER TO

FOREST SERVICE BUILDING
OGDEN, UTAH

E
WATER RESOURCES
Water Rights
Pole Canyon Spring #20249



June 14, 1948

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

Dear Mr. Kulp:

Reference is made to your letter of May 25 in the above designated case.

Enclosed is the affidavit of publication under Permit #20249, Pole Canyon Spring, prepared by the Burley Herald Bulletin of Burley, Idaho.

Very truly yours,

W. B. RICE, Regional Forester

By

A handwritten signature in cursive script, appearing to read "A. H. Anderson".

Enclosure

20249

AFFIDAVIT OF PUBLICATION

COUNTY OF CASSIA } ss.
STATE OF IDAHO }

D. E. Hamill, printer, first being duly sworn, deposes and says: That he is the publisher of The Burley Herald and/or The Burley Bulletin, a weekly newspaper published at Burley, in the County of Cassia, State of Idaho; that the said newspaper has a general circulation in said county, and that the said newspaper is published weekly and has been continuously and uninterruptedly published in said county, not less frequently than once a week, during a period of seventy-eight consecutive weeks immediately prior to the first publication of the printed notice herein referred to;

That said newspapers at all times herein mentioned, has been a newspaper of general circulation, made up of at least four pages of at least five columns each, printed from typed matter or stereotyped forms of at least seventeen and three-fourths inches depth, and during the whole of said time has had at least two hundred bona-fide subscribers living within said County of Cassia.

Affiant further states that the printed notice attached hereto was duly published according to law, in the regular weekly editions of the said newspaper and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated April 13, 1948, and ending with the issue dated May 4, 1948.

Subscribed and sworn to before me this 10th day of June, 1948.

Harold G. Woodall
Notary Public in and for the State of Idaho,
Residing at Burley, Idaho.

20249

My Commission Expires June 4, 1951

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

Notice is hereby given that at 10:30 A. M. on the 7th day of May 1948 at Malta, County of Cassia, State of Idaho, before a Notary Public (J. Henry Thompson, Malta, Idaho) proof will be submitted of the application to beneficial use of 13 cubic feet per second of the waters of Pole Canyon Spring in

accordance with the terms and conditions of Permit No. 26249 herebefore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: U. S. Forest Service, Dept. of Agriculture, Oden, Utah.

The use to which said water has been applied is stock watering.

The amount applied to beneficial use is .01 second foot of water.

The place where said water is used is Pole Canyon Spring Stock Water Development, Black Pine, Eastern Bannock National Forest in NE 1/4 Sec. 7, T. 15 S., R. 29 E. 22 N.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Pole Canyon Spring Stock Water Development.

The right to take water from such works is based upon Permit No. 26249.

The source of supply from which such water is diverted is Pole Canyon Spring.

May 25, 1948

Re: Permit No. 20249

Mr. W. B. Rice, Regional Forester
Forest Service Building
Ogden, Utah

Dear Mr. Rice:

We acknowledge receipt of your letter of May 13, 1948, enclosing depositions of the holder and two witnesses in proof of beneficial use under Permit No. 20249, Pole Canyon Spring.

However, we have not received the affidavit of publication which is a part of the proof, and which the Burley Herald-Bulletin was instructed to send you.

We return your voucher duly signed for the \$5.00 fee in connection with this proof, but before final action is taken in the 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 as this Department has but one Field Engineer who makes examinations all over the State.

However, Mr. Tolman, Field Engineer for this Department, will try and contact a Representative of the Forest Service at the time he makes the examination in order that he may arrange to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/dm

20249

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION



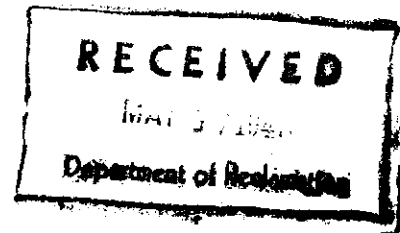
ADDRESS REPLY TO
REGIONAL FORESTER
AND REFER TO

FOREST SERVICE BUILDING
OGDEN, UTAH

E
WATER RESOURCES
Water Rights
Pole Canyon Spring #20249

May 13, 1948

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



Dear Mr. Kulp:

Enclosed are Forms 17, Proof of Application of Water to Beneficial Use signed by Harvey J. Wight and Blaine Wight, and Form 16, Proof of Application of Water to Beneficial Use, Deposition of Holder, signed by Ranger L. H. Garner.

We trust these papers will enable you to complete the case.

A voucher, Form 1034, is also enclosed in the amount of \$5.00 covering fees. Please sign at the place indicated by a check mark (X) and return to this office for payment.

Very truly yours,

W. B. RICE, Regional Forester

By *Edward P. Cliff*

Enclosures

20249

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20249

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. L. H. Garner, Malta, Idaho. District Forest Ranger, P.O. Malta 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. U.S. Forest Service, Wash. D.C. District Forest Ranger.

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

Ans. 20249, ----- Priority June 1, 1941

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

Ans. a small spring in the NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec 7, Twp 15s. R. 29, E. B.M.

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

Ans. 400 feet of 1 $\frac{1}{4}$ inch pipe conducting water from a concrete head-box in spring, to 80 feet of sheep troughs.

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. watering livestock adjacent to the spring.

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

Ans.

20249

14019

Ques. 8. What is the minimum amount of water required for the purpose specified above?
Ans. the full flow of the spring or about 1 1/2 inches of water.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.
Ans. _____

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.
Ans. This spring has been used as a livestock watering place for the entire jurisdiction of the Minidoka National Forest.

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) *A. Barnes*

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 Malta, County of Cassia, State of Idaho, on this 7th day of May, A. D. 1948.

My commission expires January-25-1949. *J. Henry Thompson*

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20249**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. Blaine Wight, 36, Malta, Idaho. rancher, P.O. Malta, Idaho.

Ques. 2. Are you acquainted with U. S. Forest Service, the holder of Permit No. 20249? How long have you known him and where does he reside?

Ans. 30 years

Ques. 3. Have you read or heard read said Permit No. 20249, and are you familiar with its provisions and conditions?

Ans. no

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. a small spring, in the NE 1/4 Sec 7, Twp 15s, R. 29 E.B.M.
pipd in 1 1/2 inch pipe for 400 feet, from a concrete head box to
80 feet of sheep troughs.

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. about 1 1/2 inches of water

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

Ans. watering livestock adjacent to the spring

20249

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

Ans. _____

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

Ans. _____

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. 30 years as a livestock watering place.

(Signed) Blaise Wright

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 Malta, County of Cassia, State of Idaho, on this 7 day of May, A. D. 19 48.

My commission expires January-25-1949 Henry Thompson Notary Public.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20249**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. Harvey J. Wight, 41, Malta, Idaho. Rancher, P.O. Malta, Idaho.

Ques. 2. Are you acquainted with U.S. Forest Service, the holder of Permit No. 20249? How long have you known him and where does he reside?

Ans. yes - 36 years

Ques. 3. Have you read or heard read said Permit No. 20249, and are you familiar with its provisions and conditions?

Ans. no

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. a small spring, in the NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 7, Twp 15s. R 29 EPM.
400 feet of 1 $\frac{1}{2}$ inch pipe line from cement head-box, to 80 feet
of sheep troughs.

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. one inch and a half of water.

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

Ans. watering livestock. adjacent to the spring.

20249

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

Ans. _____

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

Ans. _____

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. 36 years, for livestock watering place.

(Signed) Harvey J. Wright

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 Malta, County of Cassia, State of Idaho, on this 7 day of May A. D. 19 48.

My commission expires January-25-1949 Henry Thompson Notary Public.

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, April 27, 1948

Re: Permit No. 20249
U. S. Forest Service

Mr. J. Henry Thompson
Notary Public
Malta, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 20249

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 May 7, 1948, 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 Malta, Idaho before J. Henry Thompson, 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.

.....
MARK R. KILP
Commissioner of Reclamation.
State Reclamation Engineer

20249

✓
April 24, 1948

Re: Permit No. 20249

Mr. W. B. Rice, Regional Forester
Forest Service Building
Ogden, Utah

Dear Mr. Rice:

We enclose Certificate of Completion of Works under your Permit No. 20249, for the diversion of 0.01 second foot of water from Pole Canyon Spring, for stock watering purposes.

We also enclose Departmental Receipt No. 20551 for the \$5.00 fee paid by you in connection with the proof.

We have sent a copy of the notice of beneficial use proof to be made under this permit on May 7, 1948, to the Burley Herald Bulletin with instructions to publish same once a week for four consecutive weeks prior to that date, and to send you the affidavit of publication together with statement of costs.

About ten days prior to the date set for proof, we shall send Mr. J. Henry Thompson, Notary Public, at Malta, Idaho, the necessary forms of deposition consisting of one for the holder and one for each of two witnesses so that he may have them in ample time for the proof.

At the time set a representative of the Forest Service, together with two disinterested witnesses should appear before Mr. Thompson for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/dm

20249

AD-105—Rev. Jan. 1945
Check Mailing and
Identification Slip

UNITED STATES DEPARTMENT OF AGRICULTURE

20249

Forest Service

(Bureau or office)

Ogden, Utah

(Address)

(Check No.)

5/13/48

(Period)

(Date mailed)

Fee, Forms 16 + 17,

Pole Canyon Spring

20249,

Minidoka National Forest.

16 94924

Purchase Order No. _____

Bureau Voucher No. _____

Amount \$5.00

Place of delivery _____

Return this slip with any necessary inquiries about the enclosed check to above address.

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION



ADDRESS REPLY TO
REGIONAL FORESTER
AND REFER TO

FOREST SERVICE BUILDING
OGDEN, UTAH

E
WATER RESOURCES - Minidoka
Water Rights
#20249 Pole Canyon Spring

April 5, 1948

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

Dear Mr. Kulp:

Reference is made to your letter of April 1 regarding Permit #20249.

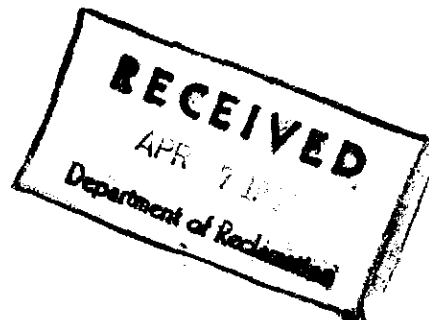
The affidavit has been corrected to show that Mr. A. E. Briggs is Supervisor of the Minidoka National Forest on which this development is located.

It is agreeable with us that proof be offered on May 7 instead of April 30.

Very truly yours,

W. B. RICE, Regional Forester

By *Edward P. Cliff*



20249

Permit No. 20249

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Cassia

ss.

A. E. Briggs

, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 20249, and that his postoffice address is Burley

State of Idaho

Second: That the name of the stream ^{FROM} which said water is to be ^{DIVERTED} directed is Pole Canyon Spring

Third: That the point of diversion of said water is

NE 1/4 Sec. 7, T. 15 S., R. 29 E., B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by March 1, 1948.

Fifth: That the use for which said water is intended is stockwatering

Sixth: That on the date above mentioned, the works constructed under said permit were (~~approximately~~) fully completed and consisted of the following:

I. Kind of works: 3 concrete and 1 masonry headbox iron pipe & 2 watering troughs
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam -- feet, length of dam at top -- feet, length of dam at bottom -- feet. Material used in construction iron pipe, masonry, concrete & metal troughs

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir -- acre feet.

(c) Size of headgate: Width -- feet, height -- feet.

(d) Conduit -- width at bottom -- feet, width at water line --
(State whether ditch, flume or pipe)

feet, depth of water -- feet; diameter of pipe 1 1/2 inches, average grade per mile is -- feet. Length of conduit is approximately 1000 Ft. Including ~~about~~ catch basin.

Seventh: That said works are capable of conducting to the place of intended use .01 second feet of water.

Eighth: That water appropriated under said permit is available for stock watering acres of land described as follows: --

Ninth: Remarks: That --

A. E. Briggs (Sign Here) Forest Supervisor

Subscribed and sworn to before me this 19th day of March, 1948

My commission expires Feb. 1, 1950

Notary Public.

20249

THE BURLEY HERALD - BULLETIN

Largest Circulation of any Semi-weekly Paper in Idaho

BURLEY, IDAHO

April 3, 1948

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

Dear Sir:

This is in answer to your letter of April 3 including legal publication for which we thank you. We are running this for the four consecutive issues starting April 13 and concluding May 4.

Very truly yours,

The Burley Herald-Bulletin

By

Mrs. Hazel G. Woodall

Hazel G. Woodall,
Associate Editor.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Re: Permit No. 20249

Date: April 3, 1948

Buxley Herald-Bulletin

Barley, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to May 7, 1948. the date set for proof, the expense of the publication to be paid by the applicant, U. S. Forest Service of Ogden, Utah, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KUIP

State Reclamation Engineer

By

Chief Clerk

20249

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

Notice is hereby given that at 10 A. M. on the 30th day of May, 1948
at Malta, County of Cassia, State of Idaho, before
a Notary Public (J. Henry Thompson, Malta, Idaho), proof will be submitted of the
application to beneficial use of .01 cubic feet per second of the waters of Pole Canyon
Spring in accordance with the terms and conditions of Permit No. 20249
heretofore issued by the State Reclamation Engineer of the State of Idaho.

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

U. S. Forest Service, Dept. of Agriculture, Ogden, Utah

The use to which said water has been applied is stock watering

The amount applied to beneficial use is .01 second feet of water.

The place where said water is used (~~For irrigation, give full and accurate description of the~~
~~lands irrigated~~ Pole Canyon Spring Stock Water Development, Black Pine Division
Minidoka National Forest, in NE 1/4 Sec. 7, T. 15 S., R. 29 E. B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of
use is Pole Canyon Spring Stock Water Development.

The right to take water from such works is based upon Permit No. 20249

The source of supply from which such water is diverted is Pole Canyon Spring.

The date of priority which said user is prepared to establish is December 26, 1947

MARK R. KUIP

State Reclamation Engineer.

20249

✓
April 1, 1948

Re: Permit No. 20249

Mr. W. B. Rice, Regional Forester
Forest Service Building
Ogden, Utah

Dear Mr. Rice:

We acknowledge receipt of your letter of March 29, 1948, enclosing affidavit of publication, also duplicate notice for proof of beneficial use under Permit No. 20249, Pole Canyon Spring.

We are returning the affidavit of Mr. A. E. Briggs submitted in proof of completion of works, with the request that his connection with the Forest Service be shown thereon. We also return voucher for the \$5.00 fee which has been duly signed.

It is too late to have the statutory four weeks publication prior to April 30, 1948, the date which you have set for beneficial use proof, and with your permission we shall change the date to May 7, 1948. If for any reason this is not acceptable to you, will you please advise us by return mail.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/dm
Enc.

P.S. We return a postcard which was enclosed in your letter, evidently by mistake.

20249

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 18, 1948

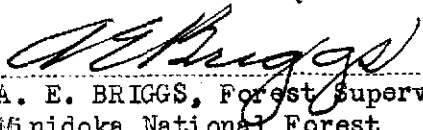
(P. O.) Ogden, Utah

STATE RECLAMATION ENGINEER:
TO THE ~~COMMISSIONER OF RECLAMATION~~

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Burley-Herald-Bulletin of Burley, Idaho, published in
the county in which the works are situated.


A. E. BRIGGS, Forest Supervisor
Minidoka National Forest

(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.

20249

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION



ADDRESS REPLY TO
REGIONAL FORESTER
AND REFER TO

FOREST SERVICE BUILDING
OGDEN, UTAH

E
WATER RESOURCES - Minidoka
Water Rights
#27861 - Pole Canyon Spring

March 29, 1948

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

Dear Mr. Kulp:

Enclosed are completed Forms 6, 10 and 11.

Please sign the enclosed voucher for \$5.00 which is the
fee in connection with Form 6. Return the voucher to this
office for payment.

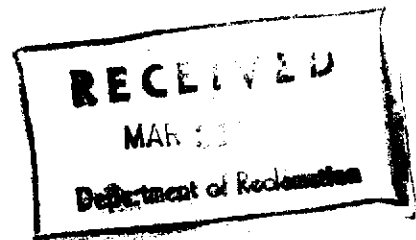
Very truly yours,

W. B. RICE, Regional Forester

By

A handwritten signature in dark ink, appearing to be "W. B. Rice", written over a horizontal line.

Enclosures



20249

Check Mailing and
Identification Slip

UNITED STATES DEPARTMENT OF AGRICULTURE

Forest Service

(Bureau or office)

16 79547

Ogden, Utah

(Address)

(Check No.)

3/29/48

(Period)

(Date mailed)

Fee in connection with
proof of completion, Permit
No. 20249, Pole Canyon
Spring, Minidoka
National Forest.

Purchase Order No.

Amount \$5.00

Place of delivery

Bureau Voucher No.

31-254

Return this slip with any necessary inquiries about the enclosed check to above address.

20249

March 11, 1948

Re: Permit No. 20249

Mr. W. B. Rice, Regional Forester
Forest Service Building
Ogden, Utah

Dear Mr. Rice:

Reference is made to your letter of March 8, 1948, in which you state that you are prepared to offer proof of completion of works and beneficial use under Permit No. 20249 (Application No. 27861).

Proof of completion of works is made on Form 6 enclosed and requires a fee of \$5.00 in connection therewith.

Beneficial use proof requires publication once a week for four consecutive weeks, prior to the date set for proof. Notice should be made in duplicate on Form 10 enclosed, setting the time and place and naming the Notary Public before whom the proof is to be made.

Both copies of Form 10 are to be returned to this Department, together with Form 11 which is your authorization for us to have the notice published at your expense in the designated county newspaper.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/cm
Enc.

20249

Check Mailing and
Identification Slip

UNITED STATES DEPARTMENT OF AGRICULTURE

U. S. Forest Service

(Bureau or office)

Ogden, Utah

(Address)

16 53170

(Check No.)

(Period)

(Date mailed)

Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

Filing Fee

Purchase Order No. _____

Bureau Voucher No. _____

Amount 5.00

Place of delivery _____

Return this slip with any necessary inquiries about the enclosed check to above address.

20249

16-42914-2 GPO

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION



ADDRESS REPLY TO
REGIONAL FORESTER
AND REFER TO

FOREST SERVICE BUILDING
OGDEN, UTAH

E
WATER RESOURCES - Minidoka
Water Rights
#27861 - Pole Canyon Spring

March 8, 1948

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

Permit 20249

Dear Mr. Kulp:

We are now ready to offer proof of completion of works and proof of beneficial use under Permit #27861.

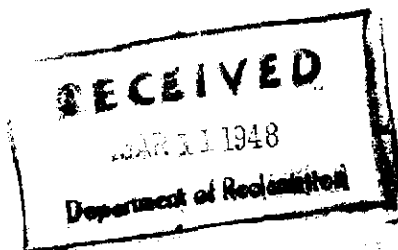
Would you therefore please send us the necessary forms and the instructions for completing them so that this case may be completed.

Very truly yours,

W. B. RICE, Regional Forester

By *W. J. Murray*

Shack



20249

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

Permit No. 20249

Date January 21, 1942

Dear Sir:

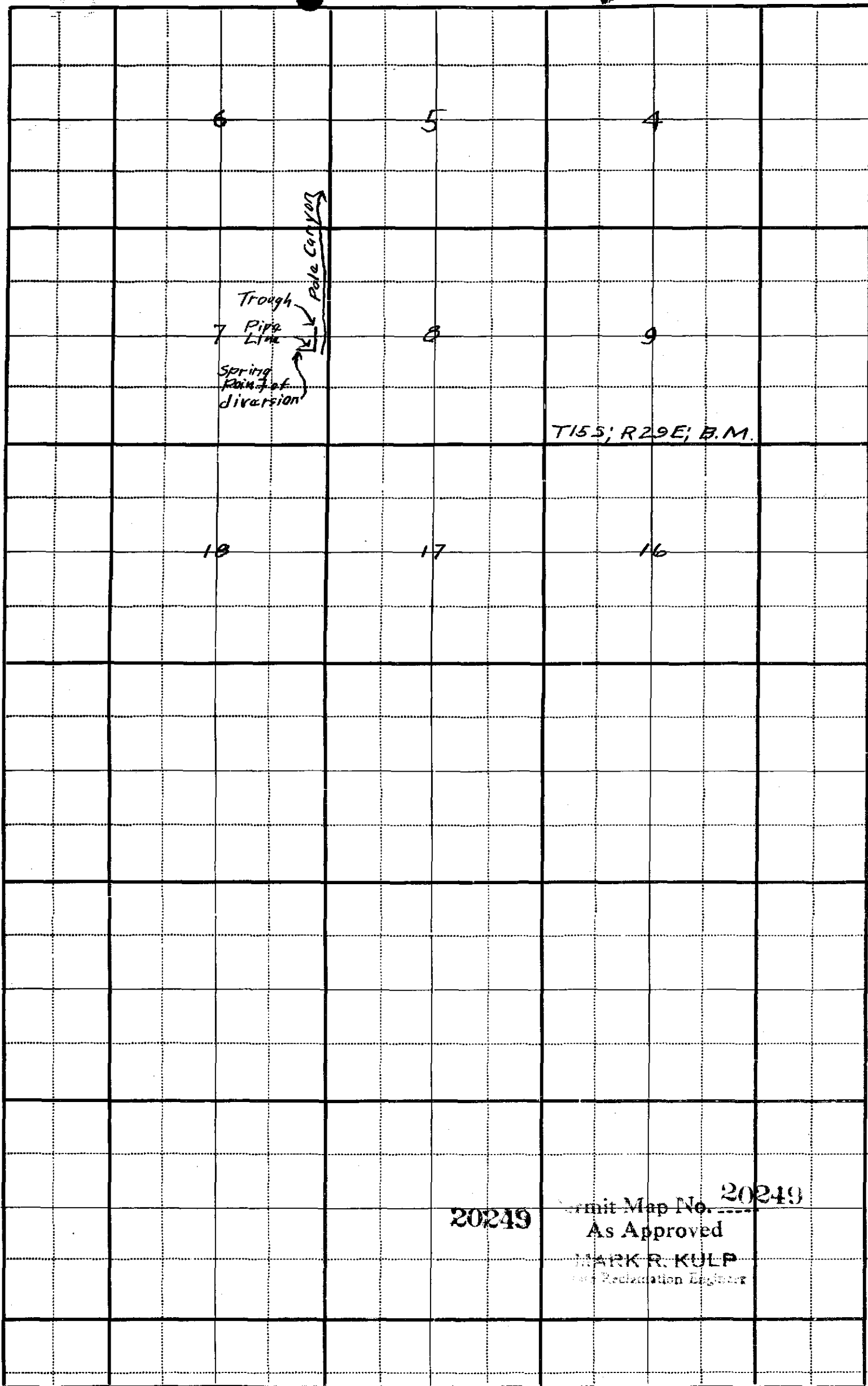
We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the
State Reclamation Engineer, on the fourth page.

Mr. W. B. Rice
Regional Forester
Forest Service Building
Ogden, Utah
Enc. Receipt # 20291

MARK R. KULP

State Reclamation Engineer

20249



20249

Permit Map No. 20249

As Approved

MARK R. KULP
Civil Reclamation Engineer

December 27, 1947

Re: Application No. 27861

Mr. W. B. Rice, Regional Forester,
Forest Service Building
Ogden, Utah

Dear Mr. Rice:

We acknowledge receipt of the application
of the U.S.A. Forest Service, to appropriate 0.01
second foot of water from Pole Canyon Spring, for stock-
watering purposes.

We return herewith the voucher for the
\$5.00 filing fee, which has been duly signed by the
State Reclamation Engineer.

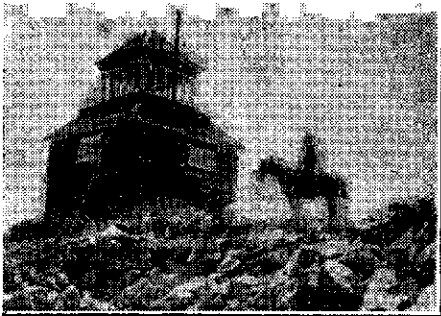
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encl.

20249



ADDRESS REPLY TO
REGIONAL FORESTER
AND REFER TO

PREVENT FOREST FIRES - IT PAYS
UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION



FOREST SERVICE BUILDING
OGDEN, UTAH

E
WATER RESOURCES - Minidoka
Water Rights
Pole Canyon Spring

RECEIVED

DEC 23 1947
10:30 AM
Department of Reclamation

December 23, 1947

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

Dear Mr. Kulp:

Enclosed is completed application for permit to appropriate water from Pole Canyon Spring, on the Minidoka National Forest.

Please sign the enclosed voucher for \$5.00 at the place indicated and return to this office for payment.

Very truly yours,

W. B. RICE, Regional Forester

By

Enclosures

20249

