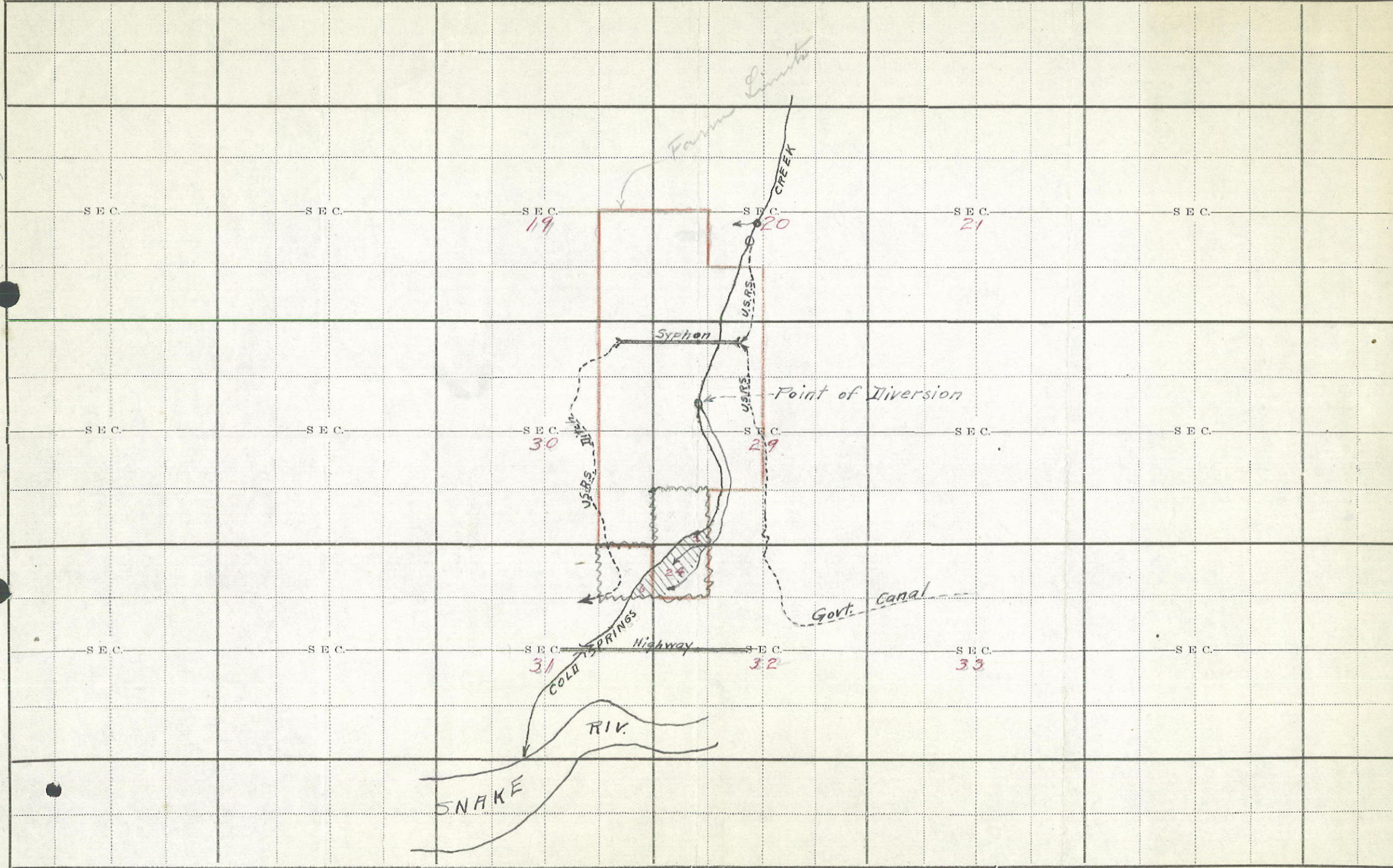


2/11/24

B.U. #13376

NAME OF APPLICANT Summers and Falk



13376

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

Affidavit of Publication

NOTICE FOR PUBLICATION.

Notice of Proof Application of Water to Beneficial Use.

Notice is hereby given that at 10 a. m. on the 1st day of December, 1921, at Boise, county of Ada, state of Idaho, before Clara M. Brown, notary public, proof will be submitted of the application to beneficial use of 0.64 cubic feet per second of the waters of Cold Springs creek, in accordance with the terms and conditions of Permit No. 13076 heretofore issued by the state engineer of the state of Idaho.

The name and postoffice address of the person or corporation holding said permit are J. B. Summers, Ralph Falk and H. N. Falk, doing business under the firm name of Summers & Falk, Inc.

The use to which said water has been applied is irrigation purposes.

The amount applied to beneficial use is 0.64.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SW $\frac{1}{4}$ SW $\frac{1}{4}$ sec. 29 (2 acres), NW $\frac{1}{4}$ NW $\frac{1}{4}$ sec. 32 (22 acres), NE $\frac{1}{4}$ NE $\frac{1}{4}$ sec. 31 (8 acres) all in T. 5 S., R. 9 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 Summers & Falk ditch.

The right to take water from such works is based upon Permit No. 13076.

The source of supply from which such water is diverted is Cold Springs creek.

The date of the priority which said user is prepared to establish is December 19, 1917.

W. G. SWENDSEN,
Commissioner of Reclamation

52-46

I, Harmon Cline, publisher of the GLENN'S FERRY GAZETTE, a weekly newspaper published at Glenns Ferry, Idaho, and having legal publication rights within the State of Idaho, do hereby solemnly swear that the notice, a true copy of which is hereto attached, was published in full and entire regular issue of said newspaper for four consecutive weeks, beginning with the issue of Nov. 4, 1921, and ending with the issue of Nov. 25, 1921.

Harmon Cline

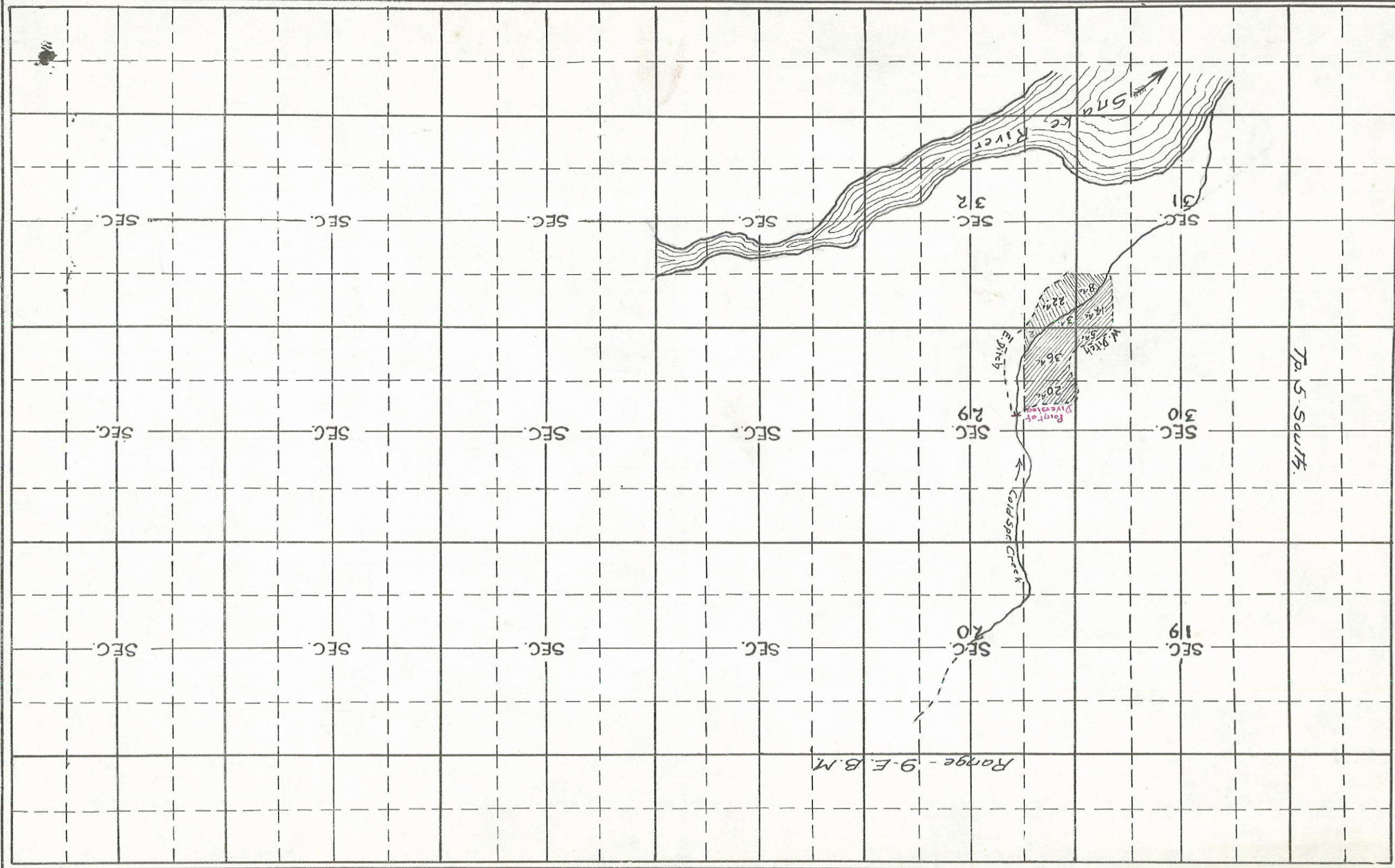
Subscribed and sworn before me this 5th day of Dec., 1921.

C. E. Batcock

My Commission Expires
October 25th, 1923.

13376

Name of Applicant - Sumner & Falk



SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK.

13376

WATER RIGHT NO.	NAME	OWNER	PRIORITY	DATE	STG/STS	SOURCE	USE	DESC	SYSTEM
61-02052	SUMMERS & FALK INC.	C		12/19/1917	L/	COLD SPRINGS CREEK	IRR		WR
X61-02052	JOE BLACK & SONS	C		12/19/1917	L/	COLD SPRINGS CREEK	IRR		WR

61-02052	JOE BLACK & SONS	C		12/19/1917	L/	COLD SPRINGS CREEK	IRR		AJ
A61-02052	JOE BLACK & SONS	C		12/19/1917	L/	COLD SPRINGS CREEK	IRR		AJ

MICROFILMED
JUN 09 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5231
WATER RIGHT NO(S). 61-00345/61-00347/61-02007/61-02052

This is to certify that: **JOE BLACK & SONS**
PO BOX 67
HAMMETT ID 83627

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 61-00345 :			
IRRIGATION	04/01 to 10/01	0.50 CFS	100.0 AF
Priority: 06/30/1879			
Right No. 61-00347 :			
IRRIGATION	04/01 to 10/01	3.20 CFS	620.0 AF
Priority: 05/01/1884			
Right No. 61-02007 :			
IRRIGATION	04/01 to 10/01	2.10 CFS	544.0 AF
Priority: 02/29/1908			
Right No. 61-02052 :			
IRRIGATION	04/01 to 10/01	0.64 CFS	128.0 AF
Priority: 12/19/1917			
TOTAL:		* 6.44 CFS	* 1392.0 AF

SOURCE
COLD SPRINGS CREEK

TRIBUTARY OF
SNAKE RIVER

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 20, Township 05S, Range 09E
NESW , Sec. 29, Township 05S, Range 09E
SWSW , Sec. 29, Township 05S, Range 09E
ELMORE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05S	09E	19	NESE 8.9	SESE 29.0		37.9
		20	NWSW 4.1	SWSW 31.0		35.1
		29	NWNW 38.0	SWNW 35.0	NWSW 38.0	143.5
			SWSW 32.5			
		30	NENE 38.0	SENE 40.0	NESE 40.0	152.0
			SESE 34.0			
		31	NENE 14.4			
		32	NWNW 22.9			

Total number of acres irrigated: 405.8

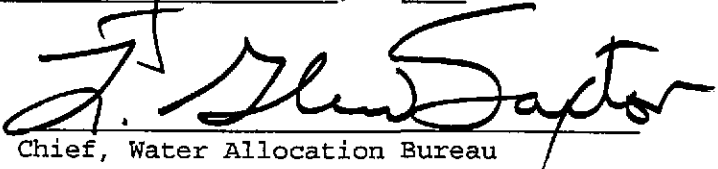
MICROFILMED
JUN 09 1999

TRANSFER NO. 5231
WATER RIGHT NO(S). 61-00345/61-00347/61-02007/61-02052

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 61E.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. All water rights within basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of diversion that is acceptable to the watermaster and will provide suitable control of the diversions.
- ** 7. Right 61-00345 is limited to the irrigation of 25.0 acres in the place of use described above in a single irrigation season.
- ** 8. Right 61-00347 is limited to the irrigation of 155.0 acres in the place of use described above in a single irrigation season.
- ** 9. Right 61-02007 is limited to the irrigation of 136.0 acres in the place of use described above in a single irrigation season.
- ** 10. Right 61-02052 is limited to the irrigation of 32.0 acres in the place of use described above in a single irrigation season.
- * ** 11. Rights 61-00345, 61-00347, 61-02007 and 61-02052 when combined shall not exceed a total diversion rate of 6.44 cfs, a total annual maximum diversion volume of 1392.0 af at the field headgate, and the irrigation of 348.0 acres.
- ** 12. Rights 61-00345, 61-00347, 61-02007 and 61-02052 are combined with water from King Hill Irrigation District to irrigate the 405.8 acres described above in a single irrigation season.

Dated this 28 day of May, 1999.


Chief, Water Allocation Bureau

MICROFILMED
JUN 09 1999

APPLICATION FOR PERMIT 61-2052

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 19064
Permit No. 13376
District No. 2

1. Name of Applicant: **Summers & Falk, Inc.**

Postoffice address: **Boise**

County: **Ada**

State: **Idaho**

I. If applicant is a corporation, give:

(a) Date and place of incorporation: **Aug. 17th, 1916.**

(b) Amount of capital stock: **\$25,000.00**

(c) Amount paid in: **11,600.00**

(d) Names and addresses of directors: **J.B. Summers, Ralph Falk, H.N. Falk.**

II. The financial resources of the applicant are:

(a) Cash on hand: **None**

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources: **Cattle & Real estate**

2. Quantity of water claimed: **Two (2)** cubic feet per second.

3. Source of water supply **Cold Springs Creek** which is a tributary of **Snake River.**

4. Location of point of diversion: _____ feet distant from the
corner of Section _____, T. _____, R. _____, B. M., and is in the **NE $\frac{1}{4}$ of SW $\frac{1}{4}$**
of Section **29**, T. **5 S.**, R. **9 E.**, B. M., County of **Elmore**

5. Water is to be used for: **Irrigation.**

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

(a) Point of use of water: _____ feet distant from _____ corner of Section _____
T. _____, R. _____, B. M., in the _____ of Section _____, 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: \$ **400.00**

8. Kind of works: **Diversion dam & Ditches**

9. Height of dam **Six (6)** feet; length of dam at top **30** feet; length of dam at bottom **20**
feet; material used in dam **Concrete**

10. Size of headgate: **Two headgates, 1 ft. wide**
Width _____ feet; height **one foot** feet.

11. Ditch: Width at bottom **one** feet; width at water line **2' 6"** feet; depth of water **6 in.**
feet; dimensions of flume

Diameter of pipe _____ inches; length of conduit **2** miles.

Average grade per mile **5** feet.

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

13. The time required for the complete application of the water to the proposed use is **three** additional years.

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

14 Twp	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals	
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
5 S.	9EB.M.	29	Summers & Falk								20 38.								58	
5 S.	9EB.M.	30	Summers & Falk												5				5	
5 S.	9EB.M.	31	22	Desert Entry By Ralph Falk																22
5 S.	9EB.M.	32	Summers & Falk				25												25	
Total Number of acres to be irrigated - - - - -																	110			
Said water to be diverted by two ditches, one on the West Side and one on the East side of the Creek.																				
Proof of Completion of Works issued October 19, 1921. Certificate issued October 21st, 1921.																				
CERTIFICATE OF COMPLETION OF WORKS																				
To All Whom It May Concern:																				
This is to certify that Summers & Falk, Inc., of Boise, County of Ada, and State of Idaho, the holders of Permit No. 13376, issued upon Application No. 19064, bearing date of priority of December 19, 1917, authorizing the diversion of 2.0 second feet of the waters of Cold Spring Creek; County of Elmore, State of Idaho, for irrigation and domestic purposes, have 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 2.0 second feet of the waters of Cold Spring Creek; that the point of diversion of said waters is in the NE¼ SW¼, Sec. 29, T. 5 S., R. 9 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NW¼ SW¼ & SW¼ SW¼, Sec. 29; SE¼ SE¼, Sec. 30; NE¼ NE¼ Sec. 31, and NW¼ NW¼ Sec. 32, all in T. 5 S., R. 9 E., B. M.																				
Witness my hand this 21st day of October, A. D. 1921.																				
W. G. SWENDSEN, Commissioner of Reclamation																				
By Geo. B. Archibald, Assistant.																				
License issued for 2.64 second feet																				
Page 3149																				

State of Idaho
License and Certificate of Water Right

Water License No. 13376
 Water District No. 2

Amount 0.64 sec.ft.
 Priority 12-19-1917

THIS IS TO CERTIFY that Summers & Falk, Inc.,
 of Boise, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated December 19, 1917; that Permit No. 13376
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.0 second feet, was issued thereunder on October 21, 1921, showing that said works
 were completed on the 19th day of October, 1921; and that on the 1st
 day of December, 1921,

Summers & Falk, Inc.,

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 Cold Spring
Creek, a tributary of Snake River, for the purpose of irrigation
, under Use Permit No. 13376 of the State Engineer

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 6 of Licenses, at page 3149, on the 16th day of February, 1924;

The right hereby confirmed dates from December 19, 1917;

The Point of Diversion is located

in the NE 1/4 SW 1/4, Sec. 29, Tp. 5 S., R. 9 E., B. M.
County of Elmore.

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 0.64 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.	9 E.	29	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	2
		32	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	22
		31	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	8
					Total 32

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
 this 16th day of February, 1924.

W. G. SWENDSEN.
 Commissioner of Reclamation.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 8170 Amount 1 sec. ft.
Water District No. 12-C Priority 4-1-1912

THIS IS TO CERTIFY that Charles S. Geerhart
of Pine, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 1, 19 12; that Permit No. 8170
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
one second feet, was issued thereunder on February 16, 1924 showing that said works
were completed on the 12th day of October, 1912; and that on the 12th
day of October, 1912.

Charles S. Geerhart
of Pine, State of Idaho, made proof to the satisfaction of the
State Engineer of Idaho, of the right to use the waters of South Fork of
Boise River, a tributary of Boise River, for the purpose of irrigation
under Use Permit No. 8170 of the State Engineer
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 6 of Licenses, at page 3150, on the 16th day of February, 1924;
The right hereby confirmed dates from April 1, 19 12;

The Point of Diversion is located in Lot 17
in the 1/4 1/4 Sec. 6, Tp. 1 N., R. 10 E., B. M. County of Elmore.
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 one cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N.	10 E.	7	Lot 5		5
			Lot 6		15
			Lot 9		10
		17	Lot 2		5
		18	NE <u>1/4</u> NE <u>1/4</u>		15

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 16th day of February, 19 24.

H. G. SWENDSEN
Commissioner of Reclamation.

(SEAL)

MEMORANDUM

TO: Files 61-00345, 61-00347, 61-02007 & 61-02052

FROM: Pam Skaggs/State Office

SUBJECT: Transfer 5231



DATE: May 5, 1999

Transfer 5231 adds a point of diversion under Rights 61-00345, 61-00347, 61-02007 & 61-02052. The applicant wants to add a pump to use during low water years when the gravity flow diversion is not efficient.

These rights have been reviewed and recommended by the SRBA staff and the transfer approval is based on these recommendations. The decreed rights were limited to the number of acres claimed under each right which was less than the originally described parcels in the decree. Season of use and diversion volume was adjusted to current standards.

No watermaster comment was requested by region staff prior to forwarding the transfer to the state office. The approval will be held until the comment is received.

Recommended conditions include Basin 61 conjunctive management, watermaster control, multiple points of diversion/measuring devices & lockable controlling works, permissible place of use limits, combined right limits, irrigation overlap and standard transfer conditions.

MICROFILMED

JUN 09 1999

MEMORANDUM

TO: FILE 61-02052

FROM: PAM SKAGGS

RE: TRANSFER # 5231

DATE: 3-18-98

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 61-00345.

MICROFILMED
JUN 09 1999

February 18, 1924.

Re: Permit No. 13375

Messrs. Summers & Falk, Inc.,
c/o H. N. Falk,
Boise, Idaho.

Dear Sir:

We are enclosing herewith Water License, issued
under the above numbered Permit, together with receipt
for fees.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation

By
Chief Clerk.

13376

\$6.00 fees

February 12, 1924.

Re: Permit No. 13376.

Messrs. Summers & Falk, Inc.,
c/o H. N. Falk,
Boise, Idaho.

Dear Sir:-

The report of our engineer on proof of beneficial use of water under the above permit is now on file in this office. Upon receipt of fees in the sum of \$6.00, license will be issued under this permit.

Very truly yours,
W. G. SWENSON,
Commissioner of Reclamation.

By
Chief Clerk

13376

~~13376~~

REPORT OF ENGINEER

This proof is for Beneficial Use

In Water District No. _____

2

1. State name of applicant and number of permit: Summers & Falk - Permit 133762. State source of water supply: Cold Springs Creek3. Location of point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29, T. 5 S., R. 9 E., B.M.

4. Describe works as they exist, giving dimensions and capacities of same: diversions in
by cut in creek bank with plank & mud chuk
one mile of ditch, 2 ft wide & 1 ft deep

5. State whether or not water has been turned into works of diversion: yes

6. Give exact location 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): 2 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29; 22 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 32; 8 acres in

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 31, Twp. 5 S., R. 9 E., B.M.

7. Submit map on enclosed plat, showing location and details of above description.

8. How many parties conduct water in this system?

9. Give names and amount of each right:

10. What large stream would the water here appropriated finally reach? Snake Riv

11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: _____

Remarks: There are no diversions between the above
and the Snake River

This examination was made on the 11th day of Feb. 1924

(Signed) Fred H. Johnson Examiner.

13376

OVER

STATE OF IDAHO,

ss.

County of

....., being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this day of 19.....

My commission expires

Notary Public.

Dist 2 - Blaine 16

Summers & Falk

Boise

Permit 13376

Instructions to Examiners

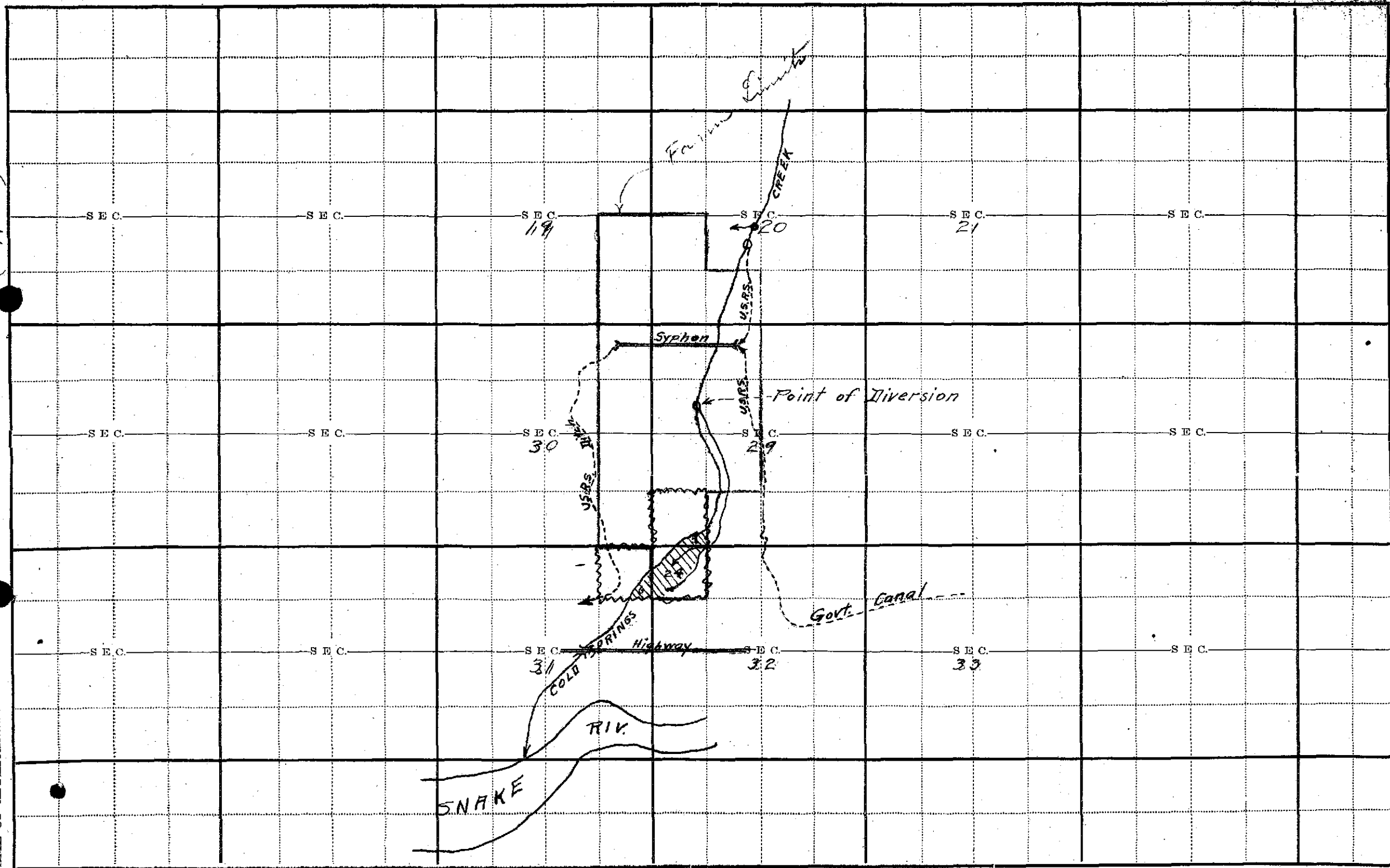
1. Examiners will not be permitted to examine any of the receipts in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own right in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. 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.
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. 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.

RECORDED
FEB 12 1924

(21/24)
H

D.V. 13376

NAME OF APPLICANT Summers 904 Falk



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

13376

December 26, 1923.

Re: Permit No. 13376

Mr. C. B. Summers.
Mountain Home, Idaho.

Dear Mr. Summers:

I had occasion recently, to make an examination for beneficial use of your water filing, No. 13376 upon Cold Springs Creek. At the time of examination there was no one about the place, with the exception of one of your men who was entirely unfamiliar with the section corners and matters pertaining to irrigation of the ranch. However, after returning to Boise, with what information I was able to obtain, and comparing the same with your farm plat in the office of your partner, Mr. Falk, and as a result of a further comparison with the King Hill Project map, I find an evident discrepancy in the section numbers named in your filing and would like to have you call at the office, at your convenience, bringing the ranch plat now in the possession of Mr. Falk, that we may straighten this matter out and at which time you will be able to make any corrections which might be necessary.

Very truly yours,

W. O. SWENDSEN
Commissioner of Reclamation

By Carey Act Engineer.

PT-H

13376

Affidavit of Publication

NOTICE FOR PUBLICATION.

Notice of Proof Application of Water to Beneficial Use.

Notice is hereby given that at 10 a. m. on the 1st day of December, 1921, at Boise, county of Ada, state of Idaho, before Clara M. Brown, notary public, proof will be submitted of the application to beneficial use of 0.64 cubic feet per second of the waters of Cold Springs creek, in accordance with the terms and conditions of Permit No. 18076 heretofore issued by the state engineer of the state of Idaho.

The name and postoffice address of the person or corporation holding said permit are J. B. Summers, Ralph Falk and H. N. Falk, doing business under the firm name of Summers & Falk, Inc.

The use to which said water has been applied is irrigation purposes.

The amount applied to beneficial use is 0.64.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SW $\frac{1}{4}$ SW $\frac{1}{4}$ sec. 29 (2 acres), NW $\frac{1}{4}$ NW $\frac{1}{4}$ sec. 32 (22 acres), NE $\frac{1}{4}$ NE $\frac{1}{4}$ sec. 31 (8 acres) all in T. 6 S., R. 9 E., E. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Summers & Falk ditch.

The right to take water from such works is based upon Permit No. 15374.

The source of supply from which such water is diverted is Cold Springs creek.

The date of the priority which said user is prepared to establish is December 19, 1917.

W. G. SUTTER, Commissioner of Reclamation

52-41

I, Harmon Cline, publisher of the GLENN'S FERRY GAZETTE, a weekly newspaper published at Glenns Ferry, Idaho, and having legal publication rights within the State of Idaho, do hereby solemnly swear that the notice, a true copy of which is hereto attached, was published in full and entire regular issue of said newspaper for four consecutive weeks, beginning with the issue of Nov. 4, 1921, and ending with the issue of Nov. 25, 1921.

Harmon Cline

Subscribed and sworn before me this 5th day of Dec. 1921.

C. E. Batcock

My Commission Expires
October 25th, 1923.

13376

Sumner & Fack
Overhauled Hotel Bdg

PERMIT NO. 13376**Proof of Application of Water to Beneficial Use****Deposition of Holder**

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

Ans. J. N. Falk, 35, Boise, Insurance, Boise

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. Summers & Falk, Inc. Boise.
Vice-Pres. & agent

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

Ans. 13376 - Dec 19, 1917 - Dec 19, 1917

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

Ans. Cold Springs Creek - NE SW Sec 29 -
5S-9E

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. Diversion Dam & Ditches - 2 ft.
Summers & Falk Ditch

Ques. 6. State for what purport 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 cultivate or natural meadow land and the nature of all improvement which have been made as a direct result of said use.

Ans. Irrigation & Domestic purposes
SW⁴SW⁴ Sec 29 - (2 acres)
NW⁴NW⁴ Sec 32 - (22 acres)
NE NE Sec 31 - (8 acres)
5S-9E

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

Ans. _____

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

Ans. 0.64 cu. 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. _____

13376

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

Ans. Water first diverted & used in 1918 & has
been used ever since

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 right claimed thereunder.

Ans. _____

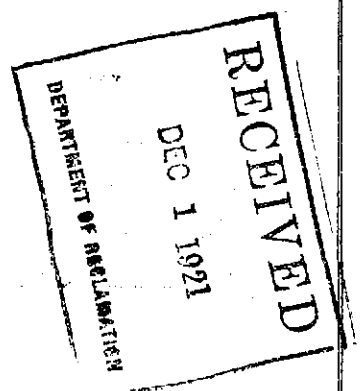
[Handwritten signature]

(Sign) _____

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise County of Ada State of Idaho, on this 1st day of Dec A. D. 1921

[Handwritten signature]
Notary Public
my (comm. exp. Apr. 11 - 1925)

13376



Permit No.

Proof of Application of Water to Beneficial Use**DEPOSITION OF WITNESS**

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

Ans. William Gatzke - 29 - Hill City -
Farmer - Hill CityQues. 2. Are you acquainted with Ed. N. Falk, the holder of Permit No. 3376? How long have you known him and where does he reside?Ans. 6 yrs. - BoiseQues. 3. Have you read or heard read said Permit No. 3376 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. Cold Springs Creek - NE⁴SW⁴ Sec 29 -
5S-9EProper diversion dam & ditches

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. 2 sec ft. - 2 ft.

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. Irrigation & Domestic purposesSW⁴ SW⁴ Sec 29 (2 acres)NW⁴ NW⁴ Sec 32 (22 acres)NE⁴ NE⁴ Sec 31 (8 acres)5S-9E

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. Sandy loam - 1 inch per acre13376

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. Every year since 1918 in amount of 2
sec ft

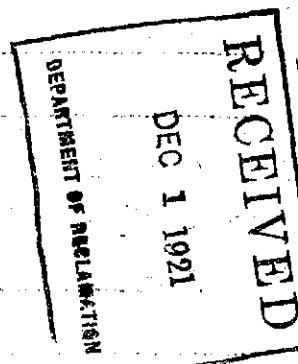
(Sign) William Satyre

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 1st day of Dec A. D. 1921.

Lara M. Brown
Notary Public.

My commission expires Apr. 11-1925

13376



Permit No.

Proof of Application of Water to Beneficial Use**DEPOSITION OF WITNESS**

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

Ans. Stanley G. Smith - 37 years, Ogden Utah
Manager Ogden HotelQues. 2. Are you acquainted with H. W. Falk, the holder of Permit No. 13376? How long have you known him and where does he reside?Ans. 7 years Boise

Ques. 3. Have you read or heard read said Permit No., 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. Cold Springs Creek
NE 1/4 of SW 1/4 - Sect 29-55-9 EBM.
Diversum Dam and adjacent ditches

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. 2500 feet

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. Domestic & Irrigation Purpose
SW 1/4 SW 1/4 Sect 29 - 2 acres
NW 1/4 NW 1/4 " 32 - 22 acres
NE 1/4 NE 1/4 " 31 8 acres } S. 5. 9 EBM.

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. Sandy Loam 1 inch per acre13376

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 interest

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. Years 1918 and 1919 to amount
of 2 Sec Feet.

(Sign)

[Signature]

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 Ada, County of _____,

State of Idaho, on this 3rd day of December A. D. 1921

[Signature]

Notary Public.

My commission expires

Jan 6 - 1925

13376

(P. O.) Glenns Ferry Idaho
(Date) Oct. 28-1921

Commissioner of Reclamation, Boise.

Dear Sir:

I have your letter of Oct. 26 enclosing notice of proof under
Permit No. 13376 which will be published as you request, beginning with our issue of

Glenns Ferry Gazette
13g Hldine Pub
13376

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

The Gazette,

Glenns Ferry.

Boise, Idaho, Oct. 25, 1921.

Idaho.

Dear Sirs:

Enclosed find Notice for Publication under Permit no. 13376 which please publish once a week for four consecutive weeks in your paper. The expense of this publication will be paid by J. B. Summers, of Hammett, for Summers & Falk, to whom you will please furnish proof of publication of this notice on or before date of proof.

Please promptly acknowledge receipt of this notice, and kindly mail me your first issue containing its publication that I may compare it with my records.

Yours truly,

W. G. SWENDSEN

Commissioner of Reclamation

Dear

(P. O.)

(Date)

Commissioner of Reclamation, Boise.

Dear Sir:

I have your letter of.....enclosing notice of proof under Permit No. which will be published as you request, beginning with our issue of.....

13376

October 24, 1921.

Re: Permit 13376.

Mr. J. B. Summers,
Hammett, Idaho.

Dear Sir:-

Enclosed you will find certificate of completion of
works issued under the above permit, with receipt for fees paid.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

CCW-R7356

By _____
Chief Clerk.

13376

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) October 19, 1921

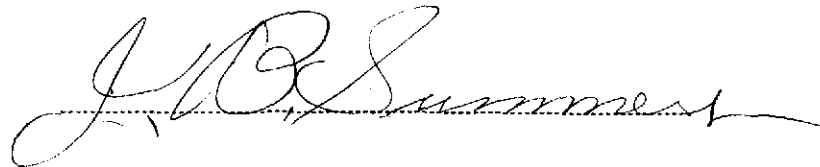
(P. O.) Boise, Idaho

TO THE STATE ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Glenns Ferry Gazette of Glenns Ferry, published in
the county in which the works are situated.



(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

13376

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 1st day of December, 1921,
at Boise, County of Ada, State of Idaho,
before Clara M. Brown, Notary Public, proof will be submitted
of the application to beneficial use of 0.64 cubic feet per second of the
waters of Cold Springs Creek in accordance with the terms and conditions of
Permit No. 13376 heretofore issued by the State Engineer
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
J. B. Summers, Ralph Falk & H. N. Falk, doing business under the
firm name of Summers & Falk, Inc.,

The use to which said water has been applied is irrigation purposes

The amount applied to beneficial use is 0.64

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) SW¹ SW¹ Sec. 29 (2 acres), NW¹ NW¹ Sec. 32 (22 acres),
NE¹ NE¹ Sec. 31, (8 acres), all in T. 5 S., R. 9 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 Summers & Falk ditch

The right to take water from such works is based upon Permit No. 13376

The source of supply from which such water is diverted is Cold Springs Creek

The date of the priority which said user is prepared to establish is December 19, 1917

W. G. SWENDSEN

Commissioner of Reclamation.

- 2 -
WASH-29-55-92

13376

Permit No. 13376STATE OF IDAHO
Department of Reclamation

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Ada

SS.

J. B. Summers acting for Summers & Falk, Inc
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. 13376, and that his postoffice address is Hammett
State of Idaho

Second: That the name of the stream from which said water is to be diverted is

Cold Springs Creek

Third: That the point of division of said water is

NE & SW Sec 29 - T55 - R9EFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Jan 2, 1922Fifth: That the use for which said water is intended is irrigation purposes

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: Dam & ditches
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam 3 feet, length of dam at top 20 feet, length of dam at bottom 18 feet. Material used in construction Wood & steel
(State whether wood, earth, stone or concrete)(b) Capacity of reservoir -- acre feet.(c) Size of headgate: Width 8 feet, height 3 feet.(d) Conduit ditch width at bottom 1 1/2 feet, width at water line 2 feet, depth of water 1 1/2 feet; diameter of pipe -- inches, average grade per mile is 5 feet. Length of conduit is 2 miles.Seventh: That said works are capable of conducting to the place of intended use 2 second feet of water.Eighth: That water appropriated under said permit is available for 22 acres of land described as follows:~~SW & SW Sec 29~~
SW & SW Sec 29 (2 acres)
NW & NW Sec 32 (22 acres)
NE & NE Sec 31 (8 acres) } T55-9E

Ninth: Remarks: That

Subscribed and sworn to before me this

J. B. Summers
(Sign here)
19th day of October, 1921
Glenn M. Brown
Notary Public.My commission expires Apr. 11-192613376

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit No. 13376-
Summers & Falk, Inc.,
Falk Bldg., Boise, Idaho.

Boise, Idaho,
January 2, 1918.

Dear Sir:

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

J. H. SMITH,
State Engineer.

13376

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Summers & Falk, Inc.,
Boise, Idaho.

Boise, Idaho,
October 1, 1921.

Dear Sir:—

Under the terms of your permit No. 13376.....you are required to complete your diversion works on or before Jan 2, 1922..... I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of 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.

Yours truly,

W. G. SWENDSEN
Commissioner of Reclamation.

13376

