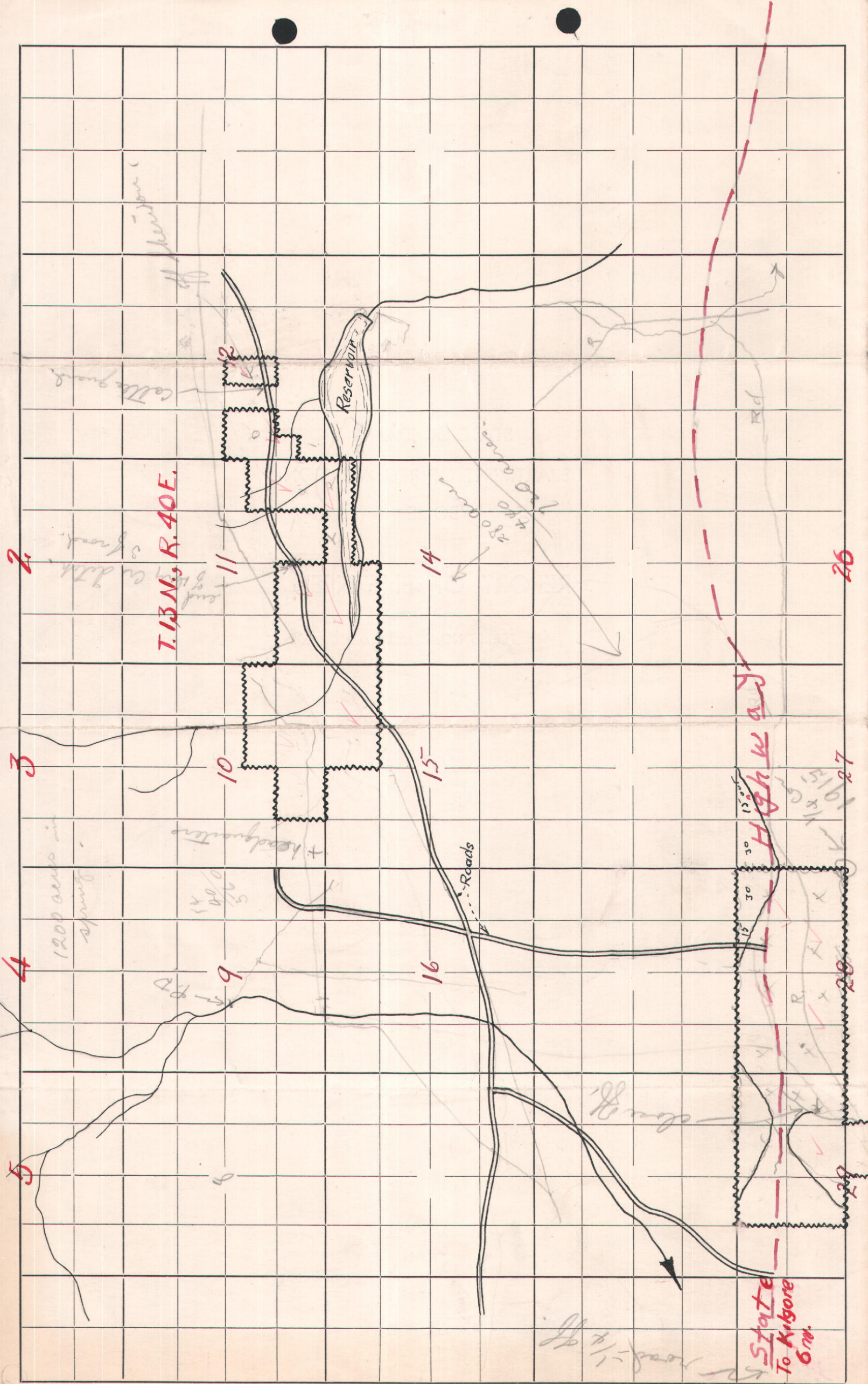




Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

1949/

State of Idaho

License and Certificate of Water Right

Water License No. 19491

Amount 12.8 second feet

Water District No.

Priority March 31, 1944

THIS IS TO CERTIFY that D. V. HAGENBARTH
of Spencer, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 31, 1944; that Permit No. 19491
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
12.8 second feet, was issued thereunder on August 23, 1956, showing that said works
were completed on the 30th day of March, 1950; and that on the 30th
day of March, 1950,

D. V. HAGENBARTH

of Spencer, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Dry Creek
, a tributary of Camas Creek, for the purpose of irrigation & stock watering
, under Use Permit No. 19491 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
9 of Licenses at page 5778, on the 23rd day of August, 1956;

The right hereby confirmed dates from March 31, 1944;

The Point of Diversion is located
in the NW 1/4 SW 1/4, Sec. 9, Tp. 13 N., R. 40 E., B. M. Clark 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 12.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13 N.	40 E.	10	SE ¹ / ₄ SW ¹ / ₄	40)	137
			N ¹ / ₄ SE ¹ / ₄	40)	
			S ¹ / ₄ SE ¹ / ₄	80)	
		11	S ¹ / ₄ SW ¹ / ₄	80 (	114
			E ¹ / ₄ SE ¹ / ₄	60 (	
			N ¹ / ₄ SW ¹ / ₄	60)	
		12	SW ¹ / ₄ SW ¹ / ₄	10)	60
			N ¹ / ₄ NE ¹ / ₄	40 (	
		14	N ¹ / ₄ NW ¹ / ₄	80 (	75
			N ¹ / ₄ NE ¹ / ₄	80)	
		15	NE ¹ / ₄	160 (	80
			S ¹ / ₄ NW ¹ / ₄	80 (	
		28	NE ¹ / ₄ NW ¹ / ₄	40 (	210
			SW ¹ / ₄ NE ¹ / ₄	40)	
			Total Number of Acres Actually Irrigated - - 706		

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
23rd day of August, 1956.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

31-2275

Application No. 26996
Permit No. 19491
District No.

1. Name of Applicant: D. V. HAGENBARTH

Postoffice address: Spencer

County: Clark

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:

- (b) Treasury stock:
- (d) Other resources: Limestone and real property

- (a) Cash on hand: \$2,000.00
- (c) Bonds to be issued:

2. Quantity of water claimed: 22.6

cubic feet per second.

3. Source of water supply: Dry Creek

which is a tributary of Camas Creek

4. Location of point of diversion:

primary
of NW $\frac{1}{4}$ SW $\frac{1}{4}$
corner of Section 9

T. 13 N., R. 40 E., B. M., and 1/3

secondary point of diversion

feet distant from the NW

SE $\frac{1}{4}$ SE $\frac{1}{4}$

of Section 5, T. 13 N., R. 40 E., B. M., County of Clark

5. Water is to be used for Irrigation and stock watering

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: \$ 500.00

8. Kind of works: Rubble masonry dam at secondary point of diversion

9. Height of dam 6 feet; length of dam at top 15 feet; length of dam at bottom 16
feet; material used in dam:

10. Size of headgate: Width 5 $\frac{1}{2}$ feet; height 3 $\frac{1}{2}$ feet;

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

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile 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 Two (2) additional years.

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

15. (a) Is reservoir to be used? No 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.

D. V. HAGENBARTH

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 10:30 A.M., March 31, 1944

Returned to applicant for correction: April 1, 1944

Corrected application received: April 13, 1944

Approval of State Reclamation Engineer

The number of this permit is 19491

Recorded in Book 70

Page 19491

Approved

April 15, 1944

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 June 15, 1944

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 April 15, 1945

The whole of said work to be completed on or before April 15, 1946

Beneficial use of water appropriated in accordance herewith, to be made on or before April 15, 1948

Witness my hand this 15th day of April, 1944

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. BOTTOLFSSEN, Governor of the State of Idaho,

and GEO. H. CURTIS, 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 15th

day of April, 1944.

STATE OF IDAHO

Countersigned:

(SEAL)

By GEO. H. CURTIS

Secretary of State.

By C. A. BOTTOLFSSEN

Governor

Remarks:

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	
13 N.	40 E.	10												40	20	20	40	40	160
		11												40	20			40	140
		12									20	40	10						70
		14	20	20			40	40											120
		15	40	40															80
		29	40	40	40	40	40			40						40			280
		28	40	40	40	40	40	40	40	40									320
			Total Number of Acres to be Irrigated -																1170

APPROVAL OF STATE RECLAMATION ENGINEER

WHEREAS, Application for Extension of Time for completion of works under Permit to appropriate the Public Waters of the State of Idaho, No. 19491, has been made by the owner thereof, D. V. Hagenbarth, of Dillon, Montana, which application was duly advertised for a period of two consecutive weeks in the Clark County Enterprise, stating that on the 6th day of April, 1946, a hearing would be held for the purpose of receiving any protests, testimony or evidence regarding such application; and,

WHEREAS, At the time set for the hearing no protest, testimony or evidence had been presented, either orally or by affidavit; and,

WHEREAS, It appears that the owner of said permit is entitled to a further extension of time within which to complete work:

NOW, THEREFORE, I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, by virtue of authority vested in me under Chapter 12 (Senate Bill 13) of the Session Laws of 1945, hereby extend the time for completion of works under Permit to appropriate the Public Waters of the State of Idaho, No. 19491, to April 15, 1950.

WITNESS MY HAND this 19th day of April, A. D. 1946.

MARK R. KULP

State Reclamation Engineer

Permit No. 19491
 CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that D. V. HAGENBARTH of Spencer, County of Clark, and State of Idaho, the holder of Permit No. 19491, issued upon Application No. 26996 bearing date of priority of March 31, 1944, authorizing the diversion of 22.6 second feet of the waters of Dry Creek, a tributary of Camas Creek, County of Clark, State of Idaho, for irrigation and 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 12.8 second feet of the waters of Dry Creek; that the point of diversion of said waters is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9, Township 13 North, Range 40 East, B.M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 10; S $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 11; N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12; N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 14; N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 15; N $\frac{1}{2}$ Section 28; NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 29, All in Township 13 North, Range 40 East, B.M.

Witness my hand this 23rd day of August, A. D. 1956.

MARK R. KULP
 State Reclamation Engineer

Proof of completion of works made March 30, 1950
 Certificate of Completion of Works issued August 23, 1956.

Page 5778

31-2275

Description and location of place of use:

[illegible]

Total number of acres irrigated _____

April 7, 1989

Kent W. Foster
Holden, Kidwell, Hahn & Crapo
P.O. Box 50130
Idaho Falls, Idaho 83405

RE: WATER RIGHT LICENSE 8990/21-2054 - F. J. HAGENBARTH - AND
31-2274 AND 31-2275

Dear Mr. Foster:

I have reviewed your letter dated March 20, 1989 in connection with the above referenced water right and other rights from Dry Creek claimed by your clients. Your letter was apparently directed to me as a result of a letter I wrote on February 6, 1989 to Jim Hagenbarth. My letter provided some general information about license 21-2054 with respect to two decreed rights identified as 31-0080 and 31-0081.

Based on your letter, I have more thoroughly reviewed the documents and letters in license file 21-2054. The content of this file is on microfilm in our Idaho Falls office should you or your clients wish to review it.

I believe your assessment of the new number (21-2054) assignment by the department to the licensed right originally identified as license 8990 is correct. More specifically, the right should have been shown in department records as two different rights (one being numbered with a Basin 21 number and the other numbered with a basin 31 number. The claims filed by your client, if confirmed by the court in the Snake River Basin adjudication, will accomplish this end. I see no particular reason to make a number change in our central files at this point as long as your client is not prejudiced in the matter.

You have asked that the department provide guidance to Mr. Shenton, the watermaster in Basin 31. Assuming the water rights in question are valid and have not been lost through non-use, the portion of licensed right 21-2054 which is diverted from Dry Creek should be administered together with other rights diverted from Dry Creek.

April 7, 1989

The problem encountered in instructing the watermaster is that the watermaster records of Basin 31 and of Water District 01 apparently do not show that these rights have been used in the recent past. In addition, the license and the supporting data in the file does not show what portion of the right was originally diverted from Dry Creek and what portion was diverted from Sheridan Creek. This is not to say that the rights or portions thereof are not valid, but the department, as you know, does not have authority to predetermine what the court may find with respect to the validity of the rights in the ongoing Snake River Basin adjudication.

It is possible that the watermaster in Basin 31 knows whether this right has been used, since the other two rights referred to in your letter (31-2274 and 31-2275) also show points of diversion in Section 9, T13N, R40E, but were assigned new identification numbers by the department showing Basin 31 prefixes.

The department does not want to prejudice the determination of the validity of the rights by instructing the watermaster to deliver them with the information now available which does not show the rights have been recently used. If the claimant can show to the satisfaction of the department that the rights have been regularly used and not lost through non-use, the department will instruct the watermaster to deliver the rights or portions thereof. If such a showing satisfactory to the department can not be made, the department will require delivery of the rights after determination of the validity of the rights by the court in the ongoing Snake River Basin adjudication. In order to facilitate the showing you may wish to immediately pursue, I would first direct you to the respective watermasters.

Please feel free to contact the department if you have questions or if we can provide any additional information.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: Don Shenton
E. Region
Files

August 28, 1956

RE: Permit No. 19490 and 19491

Mr. D. V. Hagenbarth
Spencer
Idaho

Dear Mr. Hagenbarth:

We enclose Certificate of Completion of Works also License and Certificate of Water Right issued under Permit No. 19490 confirming your right to the use of 5.7 second feet of the waters of Dry Creek, with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9, Township 13 North, Range 40 East, B.M., with priority of March 31, 1944, for irrigation and stock watering purposes, on the N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26; N $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ Section 27, same Township and Range.

Also enclosed is departmental receipt No. 28094 for the \$25.00 fees, which include \$5.00 completion of works fee and \$20.00 license fee.

We also enclose Certificate of Completion of Works also License and Certificate of Water Right issued under Permit No. 19491 confirming your right to the use of 12.8 second feet of the waters of Dry Creek with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9, Township 13 North, Range 40 East, B.M., with priority of March 31, 1944, for irrigation and stock watering on the SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 10; S $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 11; N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 12; N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 14; N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 15; NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28; SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 29, Township 13 North, Range 40 East, B.M.

We also enclose departmental receipt No. 28095 for the \$57.90 fees for completion of works and license.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll
Enc.

1949/

Kingore - Ida.

8/6/56

RECEIVED
AUG 9 1956
Department of Reclamation

Edna Rutledge
Dept Reclamation
Bost - Ida.

Dear E. P. Rutledge -

Thanks for your
letter 8/1/ - & enclosure. I
in close \$82⁹⁰ which seems
to be correct amount to validate
permits #12 - 19490 - & 19491.
If not correct please advise me

Very Truly

D. V. Hagenbarty

19491

August 1, 1956

RE: Permits Nos. 19490 and 19491

Mr. D. V. Hagenbarth
515 South Dakota St.
Dillon, Montana

Dear Mr. Hagenbarth:

We acknowledge receipt of your letter of July 27, in which you ask whether or not your Permits Nos. 19490 and 19491 were finally approved.

We are enclosing a letter which we addressed you on August 27, 1952, which is self-explanatory, and upon receipt of the correct fees these permits can be completed.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll
Enc.

19491

August 27, 1958

RE: Permits Nos. 19490 and 19491

Mr. D. V. Hagenbarth
Spencer
Idaho

Dear Mr. Hagenbarth:

We now have on file the report of our field engineer on examination for completion of works and beneficial use under the above numbered permits.

These reports show that you have irrigated 285 acres under Permit No. 19490, located in the N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, and NW $\frac{1}{4}$ Section 27, Township 13 North, Range 40 East, B.M.

Therefore, Certificate of Completion of Works and License can be issued for 285 inches, or 5.7 second feet of water from Dry Creek. The statutory fees on this permit amount to \$5.00 for completion of works, and \$20.00 for beneficial use, the latter being at the rate of \$2.00 for each 40 acre subdivision in which the land is located.

Certificate of Completion of Works and License for 12.8 second feet of water can be issued under Permit No. 19491, to be used upon 1110 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 10, S $\frac{1}{2}$ SW $\frac{1}{4}$ and E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 11, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 12, N $\frac{1}{2}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 14, N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 15, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 28, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 29, Township 13 North, Range 40 East, B.M.

Completion of works fee amounts to \$5.00 (\$5.00 for the first 10 second feet and 30 cents for each additional second foot) and the License fee amounts to \$20.00 or \$2.00 for each of the 20 forties in which the land is located.

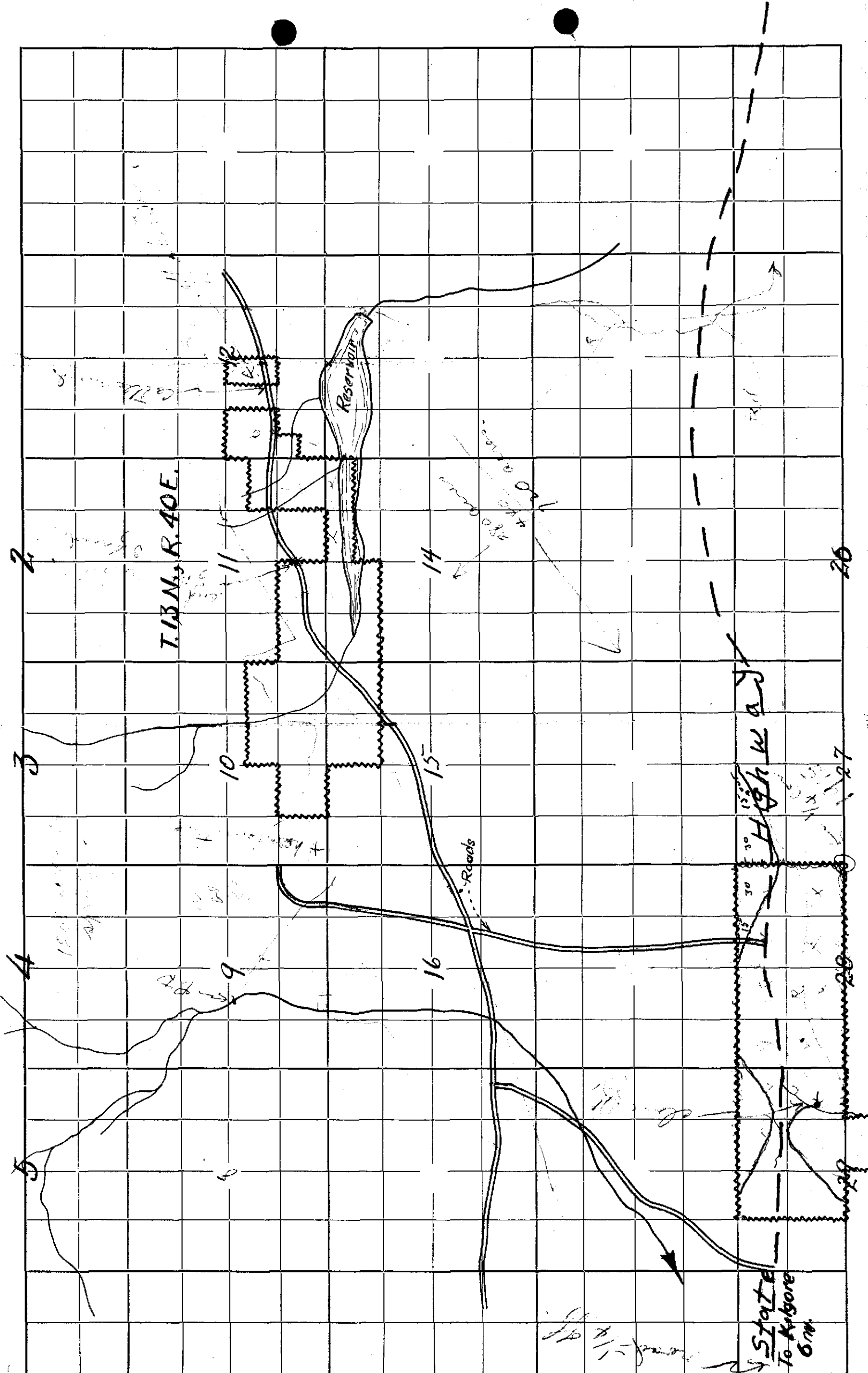
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

19491



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

1949/

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 19491

REPORT ON PROOF OF Completion of works and Beneficial Use

12.80 c/s
max

22.00
24.00
11.3

app. 22.6 c/s

1110 acres
26.40's

Thompson

on June 9
 Wound gates 12' x 4' x 14' b
 gate to take out ditch x
 Wound gate 12' x 4' x 10' b
 Wound gate ditch = 14' x 16' b
 x 3' deep

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.

RECEIVED
 AUG 18 1952

Department of Reclamation

D. V. Hagenbarth
 Spender, Idaho

Permit No. 19491

Examination for Completion of Works

and Beneficial use

County Clark

1377 - 549
 22.6 cfs

dry cr. trib. Camas Br

NW 1/4 S 9-14 N-40 E

SE 1/4 S 5-13 N-40 E

sett. to Apr 15-1950

irrig. & stock water

for 1170 acres.

air map

Idaho Land & Map Service

by Harold Johnson

Lupa City

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 19491

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

1. Name of applicant D. V. Hagenbarth, Spencer, Idaho

2. Source of water supply: Dry Creek

3. Location of point of diversion: Is in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 9; SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5

T. 13 N. R. 40 E. County of Clark

4. Describe works as they exist, giving dimensions and capacities of same: This is a high water right used solely for pasture irrigation. Ditches are large and water is carried in large volume when available. Mr. Stringer under R-768 uses the same diversion on Dry Creek as in this permit. Any waste water under the upper portion of this usage helps to fill Sheridan Reservoir.

5. Water is used for: Irrigation and stock watering 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 other than irrigation):

SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ lying South of Dry Creek feeder canal, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 10;

S $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11;

E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12;

N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 14;

N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 15;

N $\frac{1}{2}$ Section 28;

See map

NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 29;

All in Twp. 13 North, Range 40 East, 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: Mr Hagenbarth is doing an excellent job in clearing sage brush from the land and developing it into pasture, irrigated, both tame and wild grass.

He is running seven bands of sheep and approx. 1000 head of cattle. Herds are taken into Montana or Mud Lake area for wintering.

The point of diversion is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 9. The head gate is 12' wide by 4' high by 14' long. The head gate into the ditch is 12' wide by 4' high by 10' long. The main ditch is 14 to 16 feet wide in the bottom and approximately 3 feet deep.

This examination was made on the 7th day of August, 19 51

(Signed) E. M. Humphrey Examiner.

Rechecked on Aug 15th - 52

Helen: -

Apparently an amendment is needed as to the P.D.

In the proofs he puts it the same place as I did.
or NW $\frac{1}{4}$ SW $\frac{1}{4}$ S 9.

The copy off the aerial map is correct.

E. H. H.

If the aerial map is correct, then no amendment will be necessary as the map shows the p.d. in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9, as does the original permit.

19491

April 17, 1950

Re: Permits Nos. 19490 and 19491

Mr. D. V. Hagenbarth
Spencer, Idaho

Dear Mr. Hagenbarth:

We acknowledge receipt of the depositions of yourself and two witnesses in Proof of Completion of Works and Beneficial Use under the above numbered Permits; also Affidavits of Publication in the Clark County Enterprise-Banner.

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, the Field Engineer for this Department will try and contact you at the time he makes the examination in order that you may arrange to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

19491

**NOTICE OF PROOF OF COM-
PLETION OF WORKS**

and

**APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 2:00 o'clock P.M., on the 30th day of March, 1950, at Idaho Falls, County of Bonneville, State of Idaho, before John L. Bloern, Notary Public, proof will be submitted of the completion of works for the diversion of 22.6 cubic feet per second of the waters of Dry Creek and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 19491 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and post office address of the person or corporation holding said permit are D. V. Hagenbarth, Spencer, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 22.6 cubic feet per second.

3. The use to which said water has been applied is irrigation and stock water purposes, and the amount applied to beneficial use is 22.6 cubic feet per second.

4. The place where said water is used is SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ lying S. of Dry Creek Feeder Canal, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 10; S $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11; E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 12; N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 14, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 15, N $\frac{1}{2}$ Section 28; NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29, all in Township 13 North, Range 40, East Boise Meridian, Clark County, Idaho.

5. The date of priority which said user is prepared to establish is March 31, 1944.

MARK R. KULP,
State Reclamation Engineer.
(March 3, 10, 17, 24)

Affidavit of Publication

STATE OF IDAHO }
County of Clark } ss

AFFIDAVIT OF
PUBLICATION

I, Reed Birch, being first duly sworn depose and say, that I am the printer of the CLARK COUNTY ENTERPRISE-BANNER a newspaper printed and published weekly at Dubois, Clark County, Idaho; and I do solemnly

swear that the Notice of Proof

4 copy of which notice appears attached hereto, was published in the regular and entire issue of said news-

paper, and not in any supplement thereof for

4 consecutive issues, the first publica-

tion having been made on the 3 day of

March 1950, and the last

publication having been made on the 24

day of March 1950

Further that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes, that it has at least two hundred bona fide subscribers living within the county of publication, and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks, prior to the first publication of the said notice, except for temporary suspension permitted during war emergency under the provisions of Chapter 16, Idaho Session Laws of 1943.

Reed Birch

Subscribed to and sworn before me this 1

day of April 1950

Arthur C. Porter

Notary Public

(S E A L)

My commission expires January 20, 1953

19491

PERMIT NO. 19491

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. D. V. Hagenbarth, Spencer, Idaho, Livestock raiser and farmer, Spencer, 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. --

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

Ans. #19491, April 15, 1944, 22.6 cfs from Dry Creek, diverted at NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 9, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Twp. 13 N.R. 40, 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. Irrigation and Livestock; 1170 acres, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying S. of Dry Creek Feeder Canal, S $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, S $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11; E $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 12; NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 14, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 15; NE $\frac{1}{4}$ Section 28, NE $\frac{1}{4}$, E $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29, Twp. 13 N.R. 40, 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. First water was turned in prior to the issuance of permit, and was wholly completed in September, 1949.

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. They are completed and comply with the terms of permit.

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

Ans. --

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

Ans. Upper diversion dirt dam, low diversion headgate across; water is carried to southerly land through Hunt Well Ditch running southerly through Sections 9, 16, 21, and 20, east along S. line of Sections 20, 21, 22, and 23, can carry 1200 inches; Dry Creek Feeder Canal runs E across Secs. 9, 10, 12, and 11, will carry over 600 inches. Cost \$3,000 including work on permit 19490.

(Sign here.)

D. V. Hagenbarth

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 Idaho Falls

County of Bonneville, State of Idaho, on this 30th day of March A. D. 1950.

Notary Public.

My Commission expires Nov. 9, 1951.

1949/

Amf

Permit No. 19491

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Raymond T. Michener, Age 38, Idaho Falls, Idaho, Sales of Irrigation Equipment, 210 H. St., Idaho Falls, Idaho.

Ques. 2. Are you acquainted with D. V. Hagenbarth, the holder of Permit No. 19491, authorizing the diversion of 22.6 second-feet of the waters of Dry Creek, at Spencer Irrigation and Livestock for purposes? How long have you known him, and where does he reside?

Ans. Yes. 2½ years. Spencer, Idaho.

Ques. 3. Have you read or heard read said Permit No., 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. SE¼SW¼, N½SE¼, lying S. of Dry Creek Feeder Canal, S½SE¼, Section 10; S½SW¼, S½NE¼SE¼, SE¼SE¼, Section 11; E½NE¼SW¼, NW¼SW¼, NW¼SW¼SW¼, Section 12, N½N½NE¼, N½NW¼, Section 14, N½NE¼, Section 15, N½ Section 28, NE¼, E½NW¼, NW¼SE¼, Section 29, all in Township 13 North, Range 40, E.B.M. The soil is a mountain loam, and would require at least one inch per acre for proper irrigation.

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

Ans. Yes.

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

Ans. The upper point of diversion is a dirt dam, and the lower is a headgate across the creek. Water is conveyed to the land through the Dry Creek Feeder Canal which runs easterly across Sections 9, 10, 11, and 12, and through the Hunt Well Ditch which runs southerly through Sections 9, 16, 21, and 20, and easterly along the South side of Sections 20, 21, 22, and 23. Works of sufficient capacity to carry 40 cfs.

(Sign here.)

Raymond T. Michener

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 Idaho Falls County of Bonneville, State of Idaho, on this 30th day of March, A. D. 1950.

John L. Bloem

19491

Permit No. 19491

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

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

Ans. H. L. McBirney, Idaho Falls, Idaho, Agricultural Sales Manager,
128 4th St., Idaho Falls, Idaho.

Ques. 2. Are you acquainted with D. V. Hagenbarth, the holder of Permit No. 19490, authorizing the diversion of 22.6 second-feet of the waters of Dry Creek, at Spencer for Irrigation and Livestock purposes? How long have you known him, and where does he reside?

Ans. Yes. 17 years, Spencer, Idaho.

Ques. 3. Have you read or heard read said Permit No. 19491, 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.

Yes. SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, lying S. of Dry Creek Feeder Canal, SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Ans. Section 10; S $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 11; E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 12, NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 14, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 15, NE $\frac{1}{4}$ Section 28, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29, all in Township 13 North, Range 40, E.B.M. Land is of mountain loam, arid in character, and will require at least 1 inch per acre for proper irrigation.

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

Ans. Yes.

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

Ans. Water diverted NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 9, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Twp. 13 N.R. 40, E.B.M.; headgate constructed across creek to turn water; with diversion dam of lumber and earth back-fill, diversion gate of metal and lumber, and series of ditches which were surveyed to assure proper flow. Works of capacity sufficient to divert 40 cfs.

(Sign here.)

H. L. McBirney

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 Idaho Falls County of Bonneville, State of Idaho, on this 30th day of March, A. D. 1950.

John L. Bloem

19491

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 19491

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. D. V. Hagenbarth, Spencer, Idaho, Livestock Grower and farmer;
Spencer, 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. --

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

Ans. #19491, April 15, 1944, March 31, 1944.

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

Ans. Dry Creek. NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 9, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Twp. 13 N.R. 40, 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. Upper diversion is dirt dam, and lower diversion is headgate across creek; irrigating system consists of numerous ditches and laterals; "Dry Creek Feeder Canal runs easterly across Sections 9, 10, 11, and 12; the Hunt Well Ditch runs southerly across Sections 9, 16, 21, and 20, thence easterly along the southerly side of Sections 20, 21, and 22 and 23; the two ditches combined are capable of carrying at least 40 cfs. of water.

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. SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying S. of Dry Creek Feeder Canal, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 10; S $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 11; E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 12; NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 14, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 15; NE $\frac{1}{4}$ Section 28, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29, Twp. 13 N.R. 40, E.B.M. 600 acres (to the South) were formerly sparse meadow land scattered with sage brush; I planted timothy seed and irrigation has killed sage brush; 570 acres on the North are cultivated and planted to Sweet Clover and Pasture grasses.

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

Ans. Livestock is also watered in ditches.

19491

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

Ans. 1 inch per acre.

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. I have diverted and used in excess of 22.6 cfs through this system, and spread it over the lands to augment the grasses and forage; it can be used, generally in the early summer, and Dry Creek reduces to about 100 inches about the 1st week of August.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. I have another permit (19490) to irrigate adjoining lands, and have been using 10.4 and more in connection with other permit. Water under both permits are diverted in the same places and, where applicable, are carried through the same ditches.

(Sign)

D. V. Hagenburch

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 Idaho Falls, County of Bonneville,

State of Idaho, on this 30th day of March, A. D. 1950.

John L. Blum
NOTARY PUBLIC, in & for said State.

My commission expires Nov. 2, 1951. Residing at: Idaho Falls, Idaho.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19491

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. H. L. McBirney, age 50, Idaho Falls, Idaho, Agricultural Sales Manager, 128 4th St., Idaho Falls, Idaho.

Ques. 2. Are you acquainted with D. V. Hagenbarth, the holder of Permit No. 19491? How long have you known him and where does he reside?

Ans. Yes. 17 years. Spencer, Idaho.

Ques. 3. Have you read or heard read said Permit No. 19491, and are you familiar with its provisions and conditions?

Ans. Yes, I am familiar with it.

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. Dry Creek. Diverted NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 9, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Twp. 13 N.R. 40, E.B.M.; headgate constructed across creek to turn water, with diversion dam of lumber and earth back-fill, diversion gate of metal and lumber, and series of ditches which were surveyed to assure proper flow.

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. Capacity to divert 40 cfs, I have been about 35 cfs.

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. SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ lying S. of Dry Creek Feeder Canal, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 10; S $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 11; E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 12, N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Section 14, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 15, N $\frac{1}{2}$ Section 28, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29, all in Twp. 13 N.R. 40, E.B.M. About 600 acres are natural meadow land broadcast with timothy seed irrigated; irrigation has killed sage brush and increased forage. 570 acres are cultivated and planted to Alsike Sweet Clover and mixed pasture grasses.

19491

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

Ans. Water is also used for purpose of watering livestock.

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. Land is arid in character, of a mountain loam, and would require at least 1 inch per acre for proper irrigation.

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

Ans. I have no 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.

I have seen system working in early part of the summer of each
Ans. year since prior to the issuance of permit. I assisted in running surveys on ditch when under construction to establish proper grade. I have seen about 35 cfs being diverted (with permit 19490); at different times I have seen about 25 cfs conveyed to this land.

(Signed)

H. L. McBirney

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 Idaho Falls,
County of Bonneville, State of Idaho, on this 30th day of March,
A. D. 1950.

John L. Blum
Notary Public.

My commission expires Nov. 9, 1951.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19491

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. Raymond T. Michener, 38, Idaho Falls, Idaho, Sales of Irrigation Equipment, 210 H St., Idaho Falls, Idaho

Ques. 2. Are you acquainted with D. V. Hagenbarth, the holder of Permit No. 19491? How long have you known him and where does he reside?

Ans. Yes. 2½ years. Spencer, Idaho.

Ques. 3. Have you read or heard read said Permit No. 19491, and are you familiar with its provisions and conditions?

Ans. Yes, I am familiar with it.

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. Dry Creek. Two points of diversion, one dirt dam in SE¼SE¼, Section 5, and headgate across creek in NW¼NW¼SW¼, Section 9, Twp. 13 N. R. 40, E.B.M. Series of ditches which were surveyed to assure flow.

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. Ditches of sufficient capacity to handle approximately 40 cfs of water. I have seen about 30 to 35 cfs.

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. After desc. The southerly part of this land is natural meadow land, which was formerly sparcely covered with grass and sagebrush, applicant has broadcast timothy seed therein, and with irrigation has eliminated most of the sage brush and made good grazing land; to northerly 570 acres are cultivated and planted in various types of pasture grasses.

19491

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

Ans. Water is also used for purpose of watering livestock.

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. This land requires irrigation for the successful production of crops, and is a mountain loam type soil. The land will require about 1 inch to per acre for proper irrigation.

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

Ans. I have no 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.

I assisted Mr. Hagenbarth in laying out the ditches and have seen
Ans. water in them being carried to the lands described about 2½ years
ago. I have not watched irrigation on the southerly portion of the
land, but know the ditches are of sufficient capacity to irrigate the
the land. I have watched the irrigation of the northerly land, and
the entire 570 acres were being irrigated through the Dry Creek Feeder
Canal.

(Signed)

Raymond T. Mickener

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 Idaho Falls,

County of Bonneville, State of Idaho, on this 30th day of March,

A. D. 19 50.

John L. Brown

Notary Public.

My commission expires Nov. 9, 1951.

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 23, 1950

(P. O.) E/o Stanley Crowley, Idaho Falls, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Clark County Enterprise of Dubois, Idaho published in
the county in which the works are situated.

x D. V. Hagenborth

(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.

1949/

19491

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:00 o'clock P. M., on the 30th day of March, 1950, at Idaho Falls, County of Bonneville State of Idaho, before John L. Bloem, Notary Public, proof will be submitted of the completion of works for the diversion of 22.6 cubic feet per second of the waters of Dry Creek and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 19491 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are D. V. Hagenbarth, Spencer, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 22.6 cubic feet per second.

3. The use to which said water has been applied is Irrigation and stock water purposes, and the amount applied to beneficial use is 22.6 cubic feet per second.

4. The place where said water is used is S $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ lying S. of Dry Creek Feeder Canal, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 10; S $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 11; E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 12; N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 14, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 15, N $\frac{1}{2}$ Section 28; NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29, all in Township 13 North, Range 40, East Boise Meridian, Clark County, Idaho.

5. The date of priority which said user is prepared to establish is March 31,
SEPTEMBER, 1944.

MARK R. KULP

State Reclamation Engineer

19491

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPROVAL OF STATE RECLAMATION ENGINEER

WHEREAS, Application for extension of time for completion of works under Permit to Appropriate the Public Waters of the State of Idaho, No. 19491, has been made by the owner thereof, B. V. Hagenbarth, of Dillon, Montana, which application was duly advertised for a period of two consecutive weeks in the Clark County Enterprise, stating that on the 6th day of April, 1946, a hearing would be held for the purpose of receiving any protests, testimony or evidence regarding such application; and,

WHEREAS, At the time set for the hearing no protest, testimony or evidence had been presented, either orally or by affidavit; and,

WHEREAS, It appears that the owner of said permit is entitled to a further extension of time within which to complete work:

NOW, THEREFORE, I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, by virtue of authority vested in me under Chapter 12 (Senate Bill 13) of the Session Laws of 1945, hereby extend the time for completion of works under Permit to Appropriate the Public Waters of the State of Idaho, No. 19491, to April 15, 1950.

WITNESS MY HAND this 19th day of April, A. D. 1946.

Mark R. Kulp

MARK R. KULP
State Reclamation Engineer

19491

April 19, 1946

Re: Permits Nos. 19490-19491

Mr. D. V. Hagenbarth
Dillon, Montana

Dear Mr. Hagenbarth:

We enclose herewith the approval of the
State Reclamation Engineer of your appli-
cation for extension of time for completion
of works under the above numbered permits
until April 15, 1950.

These should be attached to the original
permits, of which they now form a part.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encls.

19491

**NOTICE OF APPLICATION FOR
EXTENSION OF TIME FOR
COMPLETION OF WORKS UN-
DER SENATE BILL NO. 13,
SESSION LAWS OF 1945.**

Notice is hereby given that on the 6th day of April, 1946, at 11:00 o'clock A. M., a hearing will be held by the State Reclamation Engineer, or his deputy, at Room 107 State House, Boise, County of Ada, State of Idaho, for the purpose of receiving any protests, testimony and evidence regarding an application for extension of time for completion of works under Permit to Appropri-ate the Public Waters of the State of Idaho, No. 19491. The said protests and evidence may be submitted either orally or by affidavit by any person or persons owning or in possession of a right to the use of any waters of a stream or source of supply affected by the said extension.

1. The number of said Permit is 19491.

2. The name and postoffice address of the person or persons or corporation holding said permit are: D. V. Hagenbarth, Dillon, Montana.

3. The amount of water claimed by the said permit or permits is 22.6 cubic feet per second from Dry Creek which is tributary to Camas Creek.

MARK R. KULP
13-2t State Reclamation Engineer

RECEIVED

APR 18 1946

Department of Reclamation

Affidavit of Publication

STATE OF IDAHO }
County of Clark } ss

**AFFIDAVIT OF
PUBLICATION**

I, Arthur C. Porter, being first duly sworn depose and say, that I am the printer of the CLARK COUNTY ENTERPRISE-~~MAINT~~ ~~MAINT~~ a newspaper printed and published weekly at Dubois, Clark County, Idaho; and I do solemnly

swear that the Notice of Application for Extension of Time for Completion of Works

copy of which notice appears attached hereto, was published in the regular and entire issue of said news-

paper, and not in any supplement thereof for

two (2) consecutive issues, the first publica-

tion having been made on the 29th day of

March 1946, and the last

publication having been made on the 5th

day of April, 194 6

Further that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes, that it has at least two hundred bona fide subscribers living within the county of publication, and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks, prior to the first publication of the said notice, except for temporary suspension permitted during war emergency under the provisions of Chapter 16, Idaho Session Laws of 1943.

Arthur C. Porter

Subscribed to and sworn before me this 5th

day of April, 194 6

Notary Public

(SEAL) CLARK COUNTY, IDAHO

My commission expires _____, 19____ DEPUTY

19491

April 12, 1946

Re: Permits Nos. 19490-19491

Mr. C. V. Hagenbarth
Billon, Montana

Dear Mr. Hagenbarth:

There have been no protests filed to your application for extension of time for completion of works under the above numbered permits.

Therefore, upon receipt of the affidavit of publication, which the Clark County Enterprise Banner was instructed to send you, the application will be approved, and the extension of time allowed.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A

1949/

NOTICE FOR PUBLICATION

NOTICE OF APPLICATION FOR EXTENSION OF TIME FOR COMPLETION
OF WORKS UNDER SENATE BILL NO. 13, SESSION LAWS OF 1945

Notice is hereby given that on the 6th day of April
1946, at 11:00 o'clock A. M., a hearing will be held by the
State Reclamation Engineer, or his deputy, at Room 107 State House, Boise,
County of Ada, State of Idaho, for the purpose of
receiving any protests, testimony and evidence regarding an applica-
tion for extension of time for completion of works under Permit to
Appropriate the Public Waters of the State of Idaho, No. 19491
The said protests and evidence may be submitted either orally or by
affidavit by any person or persons owning or in possession of a right
to the use of any waters of a stream or source of supply affected by
the said extension.

1. The number of said Permit is 19491
2. The name and postoffice address of the person or persons
or corporation holding said permit are : D. V. Hagenbarth

Dillon, Montana

3. The amount of water claimed by the said permit or
permits is 22.6 cubic feet/ per second from Dry Creek
which is tributary to Camp Creek

MARK R. KULP

State Reclamation Engineer

19491

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE

Date . **March 27, 1946** . .

Re: Permits Nos. 19490-19491

Clark County Enterprise

Dubois, Idaho

Gentlemen:

Enclosed you will find ^{two} notice for publication once a week for two consecutive weeks prior to **April 6, 1946** the date set for hearing, the expense of the publication to be paid by the applicant, **D. V. Hagenbarth, Dillon, Montana**

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

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

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Chief Clerk

19491

PERMIT NO. 19491

APPLICATION FOR EXTENSION OF TIME FOR COMPLETION OF WORKS
UNDER SENATE BILL NO. 13, SESSION LAWS OF 1945.

Montana

STATE OF ~~Idaho~~ ---)

County of Beaverhead

Montana D. V. Hagenbarth of Dillon, State of
~~Idaho~~, being first duly sworn, upon his oath deposes and says:

That he is the owner and holder of Permit to appropriate the
Public Waters of the State of Idaho, No. 19491

That under the terms and conditions of said Permit, completion
of works thereunder is required by April 15th, 19 46.

That he has heretofore in good faith performed the following
work and taken the following steps to bring about the completion of the
said works described under the said permit, to-wit:

Have enlarged and cleaned out the main diversion ditch

leading from the dam to be constructed.

That he is unable to complete the remainder of said works and
submit proof of completion of works within the required time, for the
following reasons, to-wit:

Because of war conditions was unable to get the necessary
heavy machinery.

Wherefore, he makes application to the State Reclamation Engineer
to extend the time for Completion of Works under the said permit to
April 15th, 19 51, pursuant to the provisions of Senate
Bill No. 13, Session Laws of 1945.

D. V. Hagenbarth

Subscribed and sworn to before me this 15th day of Mar., 19 46.

My commission expires
Nov. 28th, 1947.

Myrl E. Smith
Notary Public for ~~Idaho~~ Montana
Residing at Dillon, ~~Idaho~~

NOTARY PUBLIC for the State of Montana
Residing at Dillon, Montana

My Commission Expires Nov. 28, 1947

Date of receipt at office of Department of Reclamation 19

19491

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)

3/15/46

(P. O.)

Billow-mont

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

Clark County Enterprise of *Boise - Idaho*, published in
the county in which the works are situated.

D. V. Hagenbarth

(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.

1949/

PERMIT NO. 19491

APPLICATION FOR EXTENSION OF TIME FOR COMPLETION OF WORKS
UNDER SENATE BILL NO. 13, SESSION LAWS OF 1945.

Montana

STATE OF ~~IDAHO~~---

County of Beaverhead

Montana D. V. Hagenbarth of Dillon, State of
~~--Idaho~~, being first duly sworn, upon his oath deposes and says:

That he is the owner and holder of Permit to appropriate the
Public Waters of the State of Idaho, No. 19491

That under the terms and conditions of said Permit, completion
of works thereunder is required by April 15th, 19 46.

That he has heretofore in good faith performed the following
work and taken the following steps to bring about the completion of the
said works described under the said permit, to-wit:

Have enlarged and cleaned out the main diversion ditch

leading from the dam to be constructed.

That he is unable to complete the remainder of said works and
submit proof of completion of works within the required time, for the
following reasons, to-wit:

Because of war conditions was unable to get the necessary

heavy machinery.

Wherefore, he makes application to the State Reclamation Engineer
to extend the time for Completion of Works under the said permit to
April 15th, 19 51, pursuant to the provisions of Senate
Bill No. 13, Session Laws of 1945.

Subscribed and sworn to before me this 15th day of Mar., 1946.

My commission expires
Nov. 28th, 1947.

D. V. Hagenbarth
Myrl E. Erwin
Notary Public for ~~Idaho~~ Montana
Residing at Dillon, ~~Idaho~~
NOTARY PUBLIC for the State of Montana
Residing at Dillon, Montana

My Commission Expires Nov. 28, 1947

Date of receipt at office of Department of Reclamation Mar. 18 1946

19491

19491 ✓

March 13, 1946

Mr. B. V. Hagenbarth
Billon, Montana

Dear Mr. Hagenbarth:

We acknowledge receipt of your letter of March 11th, enclosing application for extension of time for completion of works under your Permit No. 19490.

We enclose herewith another application blank to be used in connection with Permit No. 19491.

When this application has been received in this department, we shall prepare the notice to be sent to the Clark County Enterprise, and advise you of the date set for hearing.

It will not be necessary for you to appear at the hearing, as your application gives the necessary information. Should no protest be filed, the extension will be approved; and should there be a protest you will be notified accordingly.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encls.

19491

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mr. R. V. Hagenbarth

Blancet, Idaho

Boise, Idaho, February 1, 1946

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. 19491

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 April 15, 1946. 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,

MARK R. KULP

Commissioner of Reclamation
State Reclamation Engineer

1949/

April 18, 1944

Re: Permits Nos. 19490 and 19491

Mr. D. V. Hagenbarth
Spencer, Idaho

Dear Mr. Hagenbarth:

We enclose herewith Permits Nos. 19490 and 19491, and call your attention to the conditions of same as set forth on the fourth page thereof.

Your attention is called to a slight discrepancy in the land description in Permit no. 19490, as given under Question 14, and the plat-

The plat includes the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 27, whereas under Question 14, in the permit itself, it is the NW $\frac{1}{4}$ SW $\frac{1}{4}$ which you have checked.

We have assumed that the plat is correct, and that it should be the NE $\frac{1}{4}$ SW $\frac{1}{4}$, and have so recorded it. But if this is not correct, please advise us promptly, so that a correction may be made.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

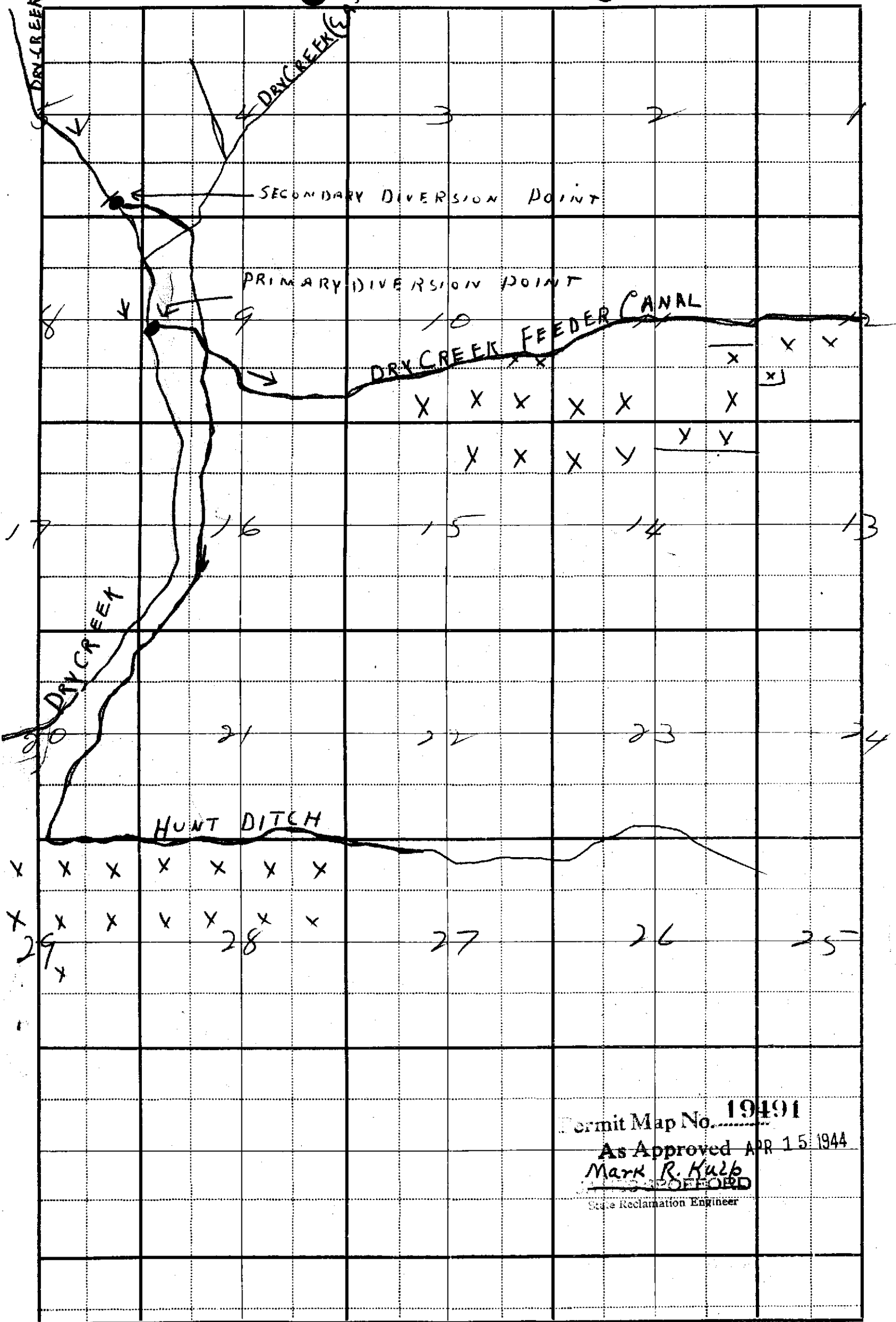
A
Encls.

1949/ 1949/

2. V. J. Jagerbarth

NAME OF APPLICANT

FORM No. 0



Permit Map No. 19491
As Approved APR 15 1944
Mark R. Kulp
State Reclamation Engineer



IDAHO FALLS' ONLY
FIREPROOF HOTEL

COFFEE SHOP AND DINING ROOM
IN CONNECTION

HOTEL BONNEVILLE

Owned & Operated by IDAHO FALLS COMMUNITY HOTEL CORP.

VAY I. MILLER, MANAGER

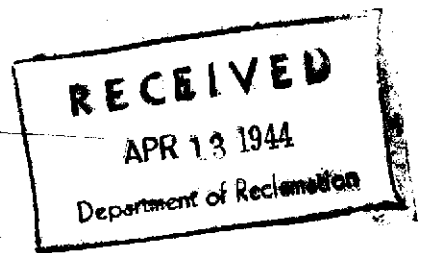
IDAHO FALLS, IDAHO

4/12/44

Re: Application
26496

State Reclamation Engineer

Basis —



Dear J. L. Anderson —

yes corrected water quantity

per your letter 4/1/ — is $22 \frac{3}{5}$ —

The land in Sec 14 —

is NW $\frac{1}{4}$ & SE $\frac{1}{4}$ —

instead of NE $\frac{1}{4}$ & SE $\frac{1}{4}$.

1949/

Have been away so answer
was delayed. Thank you for
these corrections.

"See America First"

D. V. Hagerbarts

April 1, 1944

Re: Application No. 26996

Mr. D. V. Hagenbarth
Spencer, Idaho

Dear Mr. Hagenbarth:

We acknowledge receipt of your two applications for permit, together with your two checks for fees, totaling \$18.00, for which we enclose Departmental Receipt No. 18532.

However, in one application there are two points to be clarified:

1st- Under "Quantity of water" is written out "Twenty-three and two-fifths", but in parenthesis (22-3/5). We think the latter is correct, as the fee is for that amount, and with the 10-2/5 called for in the other application, totals 33 second feet.

Also, in the land description, under question 14, the land in Section 29 is described as the NE¹₄, E¹₂ NW¹₄ and NE¹₄ SE¹₄ whereas on the map it is the SW¹₄ SE¹₄ that is indicated. Please advise which is correct.

Very truly yours,

JAMES SPOFFORD
State Reclamation Engineer
By

Chief Clerk

A
Encl.

19 491

Dillon, Montana
March 28, 1944

Dept. of Reclamation
Boise, Idaho

Dear Mr. Thompson:

Hope the enclosed application is in order. I enclose a check for each application.

As you recall per my understanding, we figured it workable to use an alternate or secondary diversion in each application. This secondary diversion will be generally used after the water supply drops to a certain point. This happens soon after flood water subsides.

This summer I will install a rubble Masonary dam to make upper diversion. This is the only work necessary, except for enlarging this ditch from this secondary diversion. For the last five years the entire system from the primary diversion has been used.

Am confident I will complete my work this year, and will be using the water from upper or secondary diversion. Would like to have right to give proof of beneficial use this summer. Please consider that in late summer the tail end of the drainage, especially in dry years will be very low, and in part will furnish necessary livestock water, in both ditches named on the map. If possible and advisable, supplement my application to apply for stock water also. I did not do this, as I was not certain it could be used or combined with the irrigation application.

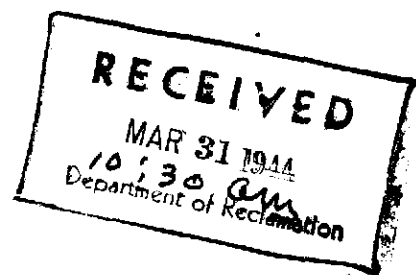
Will appreciate your attention on this application.

Very Truly,

D. V. HagenbARTH

D. V. HAGENBARTH
Dillon, Montana
(Address to May 1st)

1949/



**NOTICE OF PROOF OF COM-
PLETION OF WORKS**

and

**APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 2:00 o'clock P.M., on the 30th day of March, 1950, at Idaho Falls, County of Bonneville, State of Idaho, before John L. Bloem, Notary Public, proof will be submitted of the completion of works for the diversion of 22.6 cubic feet per second of the waters of Dry Creek and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 19491 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and post office address of the person or corporation holding said permit are D. V. Hagenbarth, Spencer, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 22.6 cubic feet per second.

3. The use to which said water has been applied is irrigation and stock water purposes, and the amount applied to beneficial use is 22.6 cubic feet per second.

4. The place where said water is used is SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ lying S. of Dry Creek Feeder Canal, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 10; S $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11; E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 12; N $\frac{1}{2}$ -N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 14, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 15, N $\frac{1}{2}$ Section 28; NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29, all in Township 13 North, Range 40, East Boise Meridian, Clark County, Idaho.

5. The date of priority which said user is prepared to establish is March 31, 1944.

MARK R. KULP, *1949*
State Reclamation Engineer.

(March 3) 10, 17, 24)

**NOTICE OF APPLICATION FOR
EXTENSION OF TIME FOR
COMPLETION OF WORKS UN-
DER SENATE BILL NO. 13,
SESSION LAWS OF 1945.**

Notice is hereby given that on the 6th day of April, 1946, at 11:00 o'clock A. M., a hearing will be held by the State Reclamation Engineer, or his deputy, at Room 107 State House, Boise, County of Ada, State of Idaho, for the purpose of receiving any protests, testimony and evidence regarding an application for extension of time for completion of works under Permit to appropriate the Public Waters of the State of Idaho, No. 19491. The said protests and evidence may be submitted either orally or by affidavit by any person or persons owning or in possession of a right to the use of any waters of a stream or source of supply affected by the said extension.

1. The number of said Permit is 19491.

2. The name and postoffice address of the person or persons or corporation holding said permit are: D. V. Hagenbarth, Dillon, Montana.

3. The amount of water claimed by the said permit or permits is 22.6 cubic feet per second from Dry Creek which is tributary to Camas Creek.

MARK R. KULP
13-2t State Reclamation Engineer

3-29-46