

Affidavit of Publication

I, G. W. Vincent, Mgr. of The Arco Advertiser,
a weekly newspaper of general circulation, published weekly at
Arco, Idaho, since March, 1909, do solemnly swear that a copy
of the notice, as per clipping attached, was published weekly in
the regular and entire issue of said newspaper, and not in any
supplement thereof, for four consecutive weeks,
commencing with the issue dated June 30, 1939, 19--
and ending with the issue dated July 21, 1939, 19--.

G. W. Vincent

Subscribed and sworn to before me this 21st

day of July, 1939,

Robert A. Miller

Notary Public.

Residence Arco, Idaho.

My commission expires July 16, 1940

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 22nd day of July, 1939, at Arco, County of Butte, State of Idaho, before Robert A. Miller, a Notary Public, proof will be submitted of the application to beneficial use of 0.4 cubic feet per second of the waters of Black Canyon and Deep Creek Spring in accordance with the

terms and conditions of Permit No. 17958 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Hazel M. Amy, Howe, Idaho.

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

The amount applied to beneficial use is 0.4 second feet of water.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) 20 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, T. 9 N., R. 27 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 Peck ditch.

The right to take water from such works is based upon Permit No. 17958.

The source of supply from which such water is diverted is Black Canyon and Deep Creek Spring.

The date of priority which said user is prepared to establish is May 16 1934.

JAMES SPOFFORD

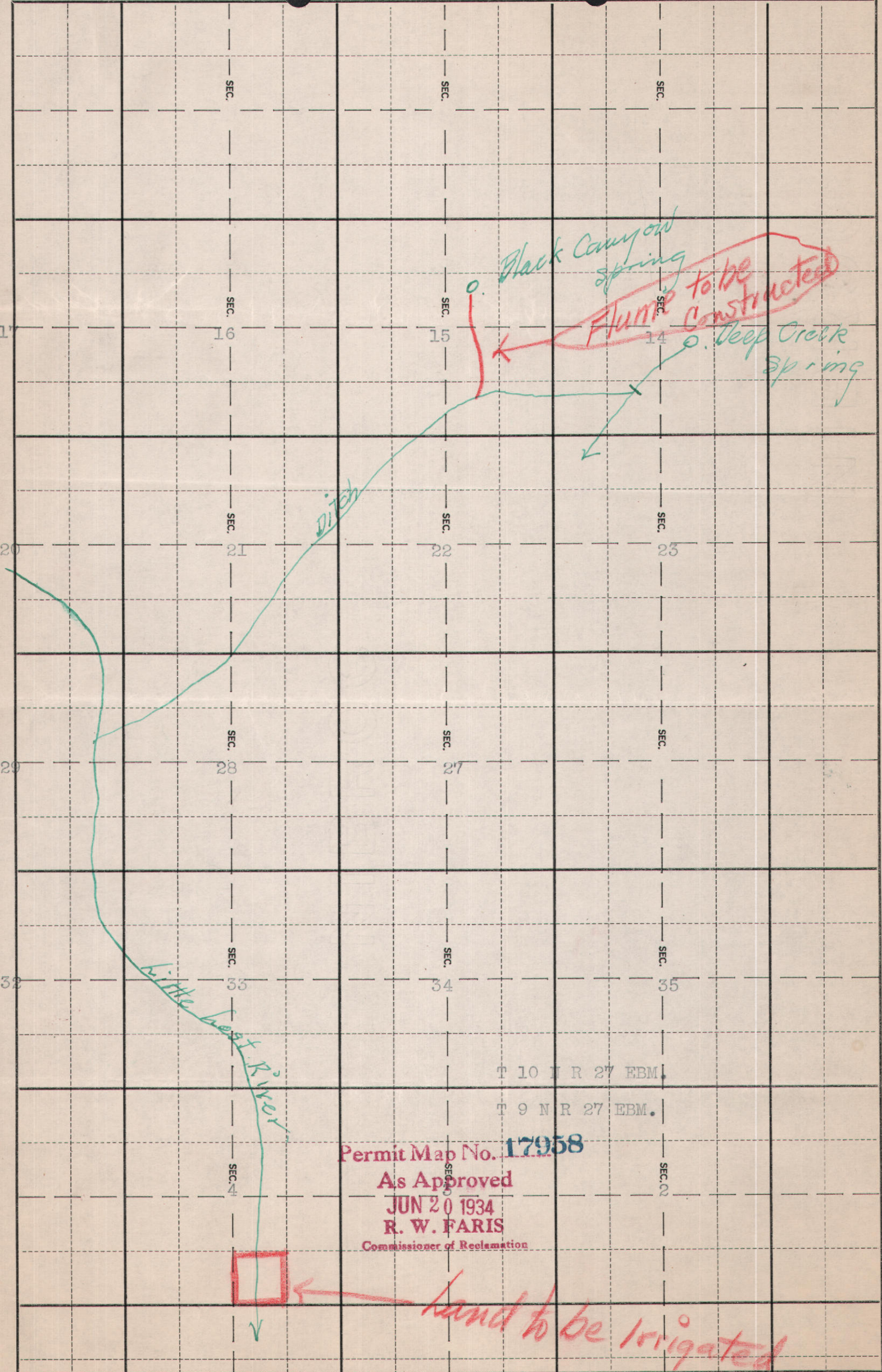
Commissioner of Reclamation.
(Ju 30 J1 21-4t)

17958

RECEIVED

JUL 25 1939

Department of Reclamation



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES **APPROVED**
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Alan J. Amy Phone 767-3374
Post office address Howe, ID 83244

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree to William I. Peck and Caroline Peck
(Name)
in case of Blaine County Investment Co. vs Robert G. Mays
dated 3/4/1927 in 6th Judicial District county of Butte
(Name of court)
- b. License No. 33-2034 issued by the Idaho Department of Water Resources
- c. Claim No. on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant
Applicant acquired rights through purchase of said rights - source of water -
Deep Creek Springs/Black Canyon Springs tributary to sinks (33-2034)
3. Source of water Deep Creek (33-0087) tributary to sinks
4. Date of priority 33-0087 (10-1-1900) 33-2034 (5-16-1934) Season of use, not.
5. Water is used for the following purposes: specified in decree. - Right No. 33-0087
33-0087 amount 1.6 cfs for irrigation purposes from 4/1 to 11/1
33-2034 amount 0.30 cfs for irrigation purposes from 4/1 to 11/1
amount for purposes from to
(month/day - both dates inclusive)

6. Total amount of water under right: a. 1.90 cubic feet per second
&/or
b. acre feet per annum
- ⑦ Note: See Remarks 33-2034 } SW SE Section 10
Location of original point of diversion is SE ¼ of NW ¼ of Section 14
Township 10N Range 27E, B.M., in Butte County
Additional points of diversion, if any NE ¼ of SW ¼ Sec. 14 T. 10N. R. 27 E.B.M.
NOTE: Point of diversion from Deep Creek not specified in decree.

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
33-0087 9N	27E	9		40	40	40	40												160
33-2034 9N	27E	4															15		15

Total number of acres to be irrigated 175

9. Describe any other water rights used for the same purposes as described above From Little Lost
River: 70 miners inches, Priority April 1, 1906; 33-0088

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
 - a. Amount of water to be diverted 1.90 c.f.s. &/or _____ acre feet
 - b. Point(s) of diversion SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 13 Township 10N
Range 26E, B.M., Butte County
Additional points See remarks on back page for legal description corrections of 2 diversion points
 - c. Description of diverting works Ditch from creek to place of use.
 - d. Describe the reasons for applying for a change in the point(s) of diversion Place of use is adjacent to new point of diversion. Right was purchased by Mr. Amy to be applied to his property.

2. Change in place of use

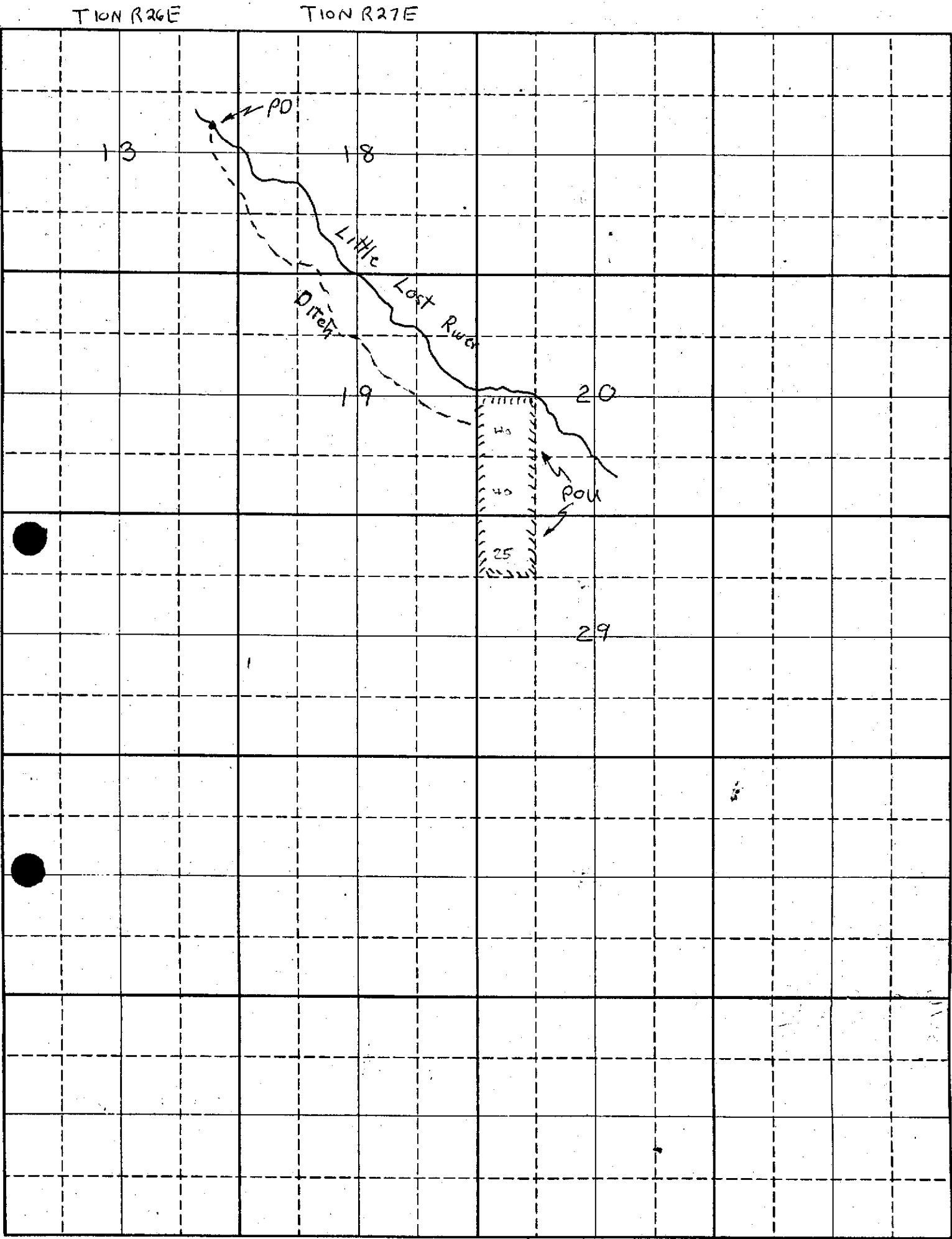
- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
10N	27E	20										40	40						80
		29						25											25

Total number of acres to be irrigated 105

MICROFILMED

3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

- U.S.D.A. map will accompany transfer for corrections below
4. Remarks Legal description corrections to Water Right Licence
#17958/33-2034 Black Canyon Spring, point of diver-
sion is within SE 1/4 of SW 1/4 Sec 10 T. 10 N. R. 27 E.B.M.
Deep Creek Spring, point of diversion is within SW 1/4 of NW
1/4 Sec 14 T. 10 N. R. 27 E.B.M. both in Butte County.

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

Alan J. Amy
(Signature of applicant)

Subscribed and sworn to before me this 19th day of March, 19 81.

Gloria Aldrich
(Notary public)

My commission expires Oct 10, 1981

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 33-0087 and 33-2034 and said application is hereby APPROVED, subject to the following limitations and conditions:

1. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
2. Use of water under this right is subject to control by the watermaster of State Water District No. 33, Little Lost River.

Witness my hand this 11th day of May, 19 82.

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by KW Date 3/20/81 Protest filed by _____
Prelim. check by JK Fee 50.00
Received by KW Date 3/24/81 #17121
Published in Arco Advertiser Copies of protest forwarded by _____
Dates 4/9 & 4/10/81 Hearing held by _____ Date _____
Watermaster recommendation requested on 4/7/81 rec'd. 4/16/81 Recommended for approval denial
by EMC. Jim Der

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 17958/33-2034 Priority May 16, 1934 Amount 0.30 cfs

THIS IS TO CERTIFY, that HAZEL M. AMY
of Howe, Idaho, has complied with the terms and conditions of Permit
No. 17958/33-2034 issued pursuant to Application for Permit dated April 14, 1934,
and has submitted proof to the Department of Water Administration on July 22, 1939 (late proof),
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.30 cfs of water from (1) Black Canyon Spring &
~~subways~~ (2) Deep Creek Spring, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Nov. 1</u>	at <u>0.30</u> cfs and	<u>45 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.0 af per acre</u>
	from _____ to _____	at _____ cfs and	_____
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.30 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
45 acre feet per year, said waters to be diverted within the (1) SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 10 &
(2) SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 14, both in in the County of Butte
Twp. 10 N, Rge. 27 E, B.M.

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9 N	27 E	4															15		15

Total number of acres irrigated 15

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

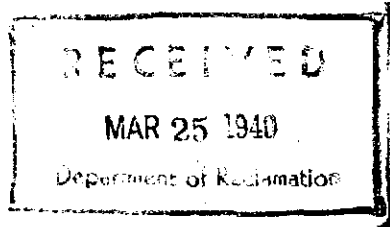
Witness the seal and signature of the Director, affixed at Boise, Idaho, this 4 day of
April, 19 74.

Director

33-2034

Affidavit for Change of Point of Diversion of Water Right

Permit No. 17958



STATE OF IDAHO,

County of Butte,

ss.

Hazel M. Amy, being first duly sworn, deposes and says: That his postoffice address is Howe, Idaho. That ^{she} he is the owner of and using a certain water right, for ~~0.04~~^{0.4} cubic feet per second of the water of Black Canyon Springs, County of Butte, State of Idaho, obtained by virtue of Permit to appropriate the public waters of the State of Idaho, No. 17958, issued by the Commissioner of Reclamation, dated _____, 19____, bearing date of priority of _____, for the purpose of irrigating the following described lands, situate, lying and being in Water District No. _____, in the County of _____ and State of Idaho, to-wit: _____

and is the person (or representative of the person or persons) to whom such right was so issued, (or has become the owner thereof in the following manner:)

That said waters are now diverted from said stream in the ~~SW 1/4 of Sec 14~~^{NE 1/4 of Sec 15} NW 1/4 of Sec 14, Twp 10 N, Range 27 E, and conducted to the above described lands through the _____ ditch, as per map filed herewith and of this affidavit made a part;

That affiant desires to change the point of diversion of said waters from the point above described to a point located in SW 1/4 of SE 1/4 of Sec 10, Twp 10 N, Range 27, and thereafter conduct same to the above described land through the _____ ditch, as per map above referred to;

That his reasons for desiring to make such change are as follows: To conform to findings of Department of Reclamation on points of Diversion.

That no one will be injured by such change and that such change will be made at affiant's own risk.

Hazel M. Amy Affiant.

Subscribed and sworn to before me this 21st day of March, 1940.

Robert P. Miller
Notary Public residing at Arco, Idaho

NOTE:—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

17958

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

33-2034

Application No. **25133**
Permit No. **17958**
District No.

1. Name of Applicant: **HAZEL M. AMY**Postoffice address: **Howe**County: **Butte**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:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed:

0.4

cubic feet per second.

3. Source of water supply: **No. 1 Black Canyon Spring 0.2**
No. 2 Deep Creek Spring 0.2**are tributaries**
which is tributary of no stream.

4. Location of point of diversion:

feet distant from the

corner of Section

, T.

, R.

, B. M., and is in the

No. 1 SW $\frac{1}{4}$ NE $\frac{1}{4}$
No. 2 NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section **15**, T. **10 N.**, R. **27 E.**, B. M., County of **Butte**5. Water is to be used for: **irrigation and domestic**

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: \$ **250.00**8. Kind of works: **Wooden flume, headgate and ditch.**

9. Height of dam

feet; length of dam at top

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width

2

feet; height

1**foot. fast.**

11. Ditch: Width at bottom

2

feet; width at water line

3feet; depth of water **$\frac{1}{2}$ foot.**~~fast~~; dimensions of flume:**6" x 6" x 1600'**

Diameter of pipe

inches; length of conduit

2

miles.

Average grade per mile

20

feet.

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

3

years.

13. The time required for the complete application of the water to the proposed use is

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.

Hazel M. Amy

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. April 14, 1934.

Returned to applicant for correction: April 30, 1934.

Corrected application received: **June 18, 1934.**

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 17958

Recorded in Book **64** Page **17958** Approved **June 20, 1934.**

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 **August 19, 1934** 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 **December 20, 1935.**

The whole of said work to be completed on or before **June 20, 1937.**

Beneficial use of water appropriated in accordance herewith, to be made on or before **June 20, 1939.**

Witness my hand this 20th day of June, 1934.

R. W. FARIS
Commissioner of Reclamation.

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	
9 N	27 E	4																20	20
Total Number of Acres to be Irrigated.....																			20
REMARKS: The applicant expects to divert the waters of Black Canyon Spring by means of a wooden flume about 1600 feet long into an open ditch leading from Deep Creek Spring which is already constructed. This ditch conducts the water into Little Lost River at a point in Sec. 29, T. 10 N., R. 27 E., B. M. It will then be diverted from Little Lost River on the north line of the SW¼ SE¼ Sec. 4, T. 9 N., R. 27 E., B. M. by means of a diversion dam already constructed.																			
The springs are located on government land.																			

Permit No. 17958																			
CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that HAZEL M. AMY of Howe, County of Butte, and State of Idaho, the holder of Permit 17958, issued upon Application No. 25133 bearing date of priority of April 14, 1934, authorizing the diversion of 0.2 second feet of the waters of Black Canyon Spring, and 0.2 second feet of the waters of Deep Creek Spring, County of Butte, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.4 second feet of the waters of Black Canyon Spring and Deep Creek Spring; that the point of diversion of said waters of Black Canyon Spring is in the SW¼ NE¼ of Section 15, T. 10 N., R. 27 E., B. M., and that the point of diversion of said waters of Deep Creek Spring is in the NW¼ SE¼ of Section 14, T. 10 N., R. 27 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to wit: 20 acres in the SW¼ SE¼ of Section 4, T. 9 N., R. 27 E., B. M.																			
Witness my hand this 24th day of June, A. D. 1937.																			
R. W. FARIS Commissioner of Reclamation																			
Proof of Completion made May 22, 1937. Certificate issued June 24, 1937.																			

INTER-DEPARTMENT MEMO — 1

FROM Kay Walker

DATE 4/29/1982

TO File 33-2034

SUBJECT Transfer No. 2529

See File No. 33-0087 for all correspondence regarding the above referenced transfer.

MICROFILMED

SIGNATURE

April 5, 1974

Re: Permit No. 17958/33-2034

**Hazel M. Amy
Howe,
Idaho 83244**

Dear Mrs. Amy:

Enclosed herewith is a copy of the Water License issued on the above referenced permit.

Also enclosed is receipt No. 14286 in the amount of \$2.00 covering the licensing fee.

Sincerely,

**BOBBY D. FLEENOR
Assistant Director**

**BDF:DR
Enc: Copy of license
Receipt #14286**

33-2034

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show address
where delivered

☐

Deliver **ONLY**
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

31886

1

Hazel M Amy

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

3

33-2034

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE \$3.00



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**

**DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707**

PS Form 3811
June 1973

33-2034

*Receipt
#14286*

March 27, 1974 CERTIFIED MAIL

#31886

Re: Permit No. 17958 (New No. 33-2034)

Hazel M. Amy
Howe,
Idaho 83244

Dear Mrs. Amy:

It appearing to the Department of Water Administration that the terms and conditions of Permit No. 17958/33-2034 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of \$2.00, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before May 6, 1974, why said permit should not be cancelled.

Permit No. 17958/33-2034 claims the use of 0.4 cubic feet per second of water from (1) Black Canyon Spring (2) Deep Creek Spring, the point of diversion was to be located within the (1) SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 10 and (2) SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 14; both in T. 10 N, R. 27 E, B.M. and the permit was approved June 20, 1934.

R. Keith Higginson

R. KEITH HIGGINSON
Director

33-2034

March 27, 1974

Re: Permit No. 17958/33-2034 - Hazel M. Amy

Arnold K. & Lois A. Munson
Howe,
Idaho 83244

Dear Mr. & Mrs. Munson:

We have been advised by the Butte County Assessor's Office that you own land covered under the above referenced permit as follows:

SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 4, Twp. 9 N, Rge. 27 E, B.M.

Enclosed you will find a copy of the pre-cancellation notice that is on this date being forwarded to the permit holder of record. If water is being utilized as described under this permit and you are interested in acquiring the water right, please contact this office within the limits of the enclosed order.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

dr
Enclosure

33-2034

March 14, 1940

Re: Permit No. 17958

Mrs. Hazel M. Amy,
Howe, Idaho.

Dear Madam:

We now have on file the report of our field engineer on examination for beneficial use proof under the above numbered permit.

However, while your permit shows the point of diversion of Black Canyon Spring as being in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 15, Twp. 10 N., Range 27 E., B.M., his report would indicate that it is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 10.

And while your permit gives the point of diversion of Deep Creek Spring in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 14, his report shows it as being in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of this section.

Please advise us definitely what your own records show as to these locations- and if there should be a change or amendment made in the points of diversion as shown in your permit, application for such amendment must be made on the form enclosed.

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

By

JLA

Deputy Commissioner

17958

March 25, 1940

Re: Permit No. 17958

Mrs. Hazel M. Amy,
Howe, Idaho.

Dear Mrs. Amy:-

We acknowledge receipt of your Affidavit for Change of Point of Diversion under the above numbered permit, showing same to agree with the findings of our Field Engineer on examination for beneficial use.

As this report shows that you are irrigating fifteen acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, Township 9 North, Range 27 East, upon receipt of the statutory fee of \$2.00, a License will be issued for 0.3 second foot of water from Black Canyon and Deep Creek springs.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

JLA

By

Chief Clerk

17958

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 17958

This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Mrs. Hazel M. Amy, Howe, Idaho
2. Source of water supply: Black Canyon and Deep Creek Springs
are
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 15 and NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 14
T. 10 N. R. 27 E. County of Butte

4. Describe works as they exist, giving dimensions and capacities of same: Diversion from Black Canyon Spring Creek is by small dirt dam and ditch 12' wide x 8' deep leading to ditch from Deep Creek. Spring in Sec 14 has been opened to develop small flow to Deep Creek ditch which conveys accumulated water to Little Lost River

5. Water is used for: Irrigation and domestic purposes

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

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 4, Township 9 North, Range 27 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? Little Lost River at times

Remarks:

At time of this examination none of the water was reaching Little Lost River

This examination was made on the 21st day of September, 1939.

(Signed)

Fred H. Johnson
Examiner.

71
Mrs. Hazel M. Amy
Howe, Idaho

Permit No. 17959

Examination for Beneficial Use

County Butte

INSTRUCTIONS TO EXAMINERS

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

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

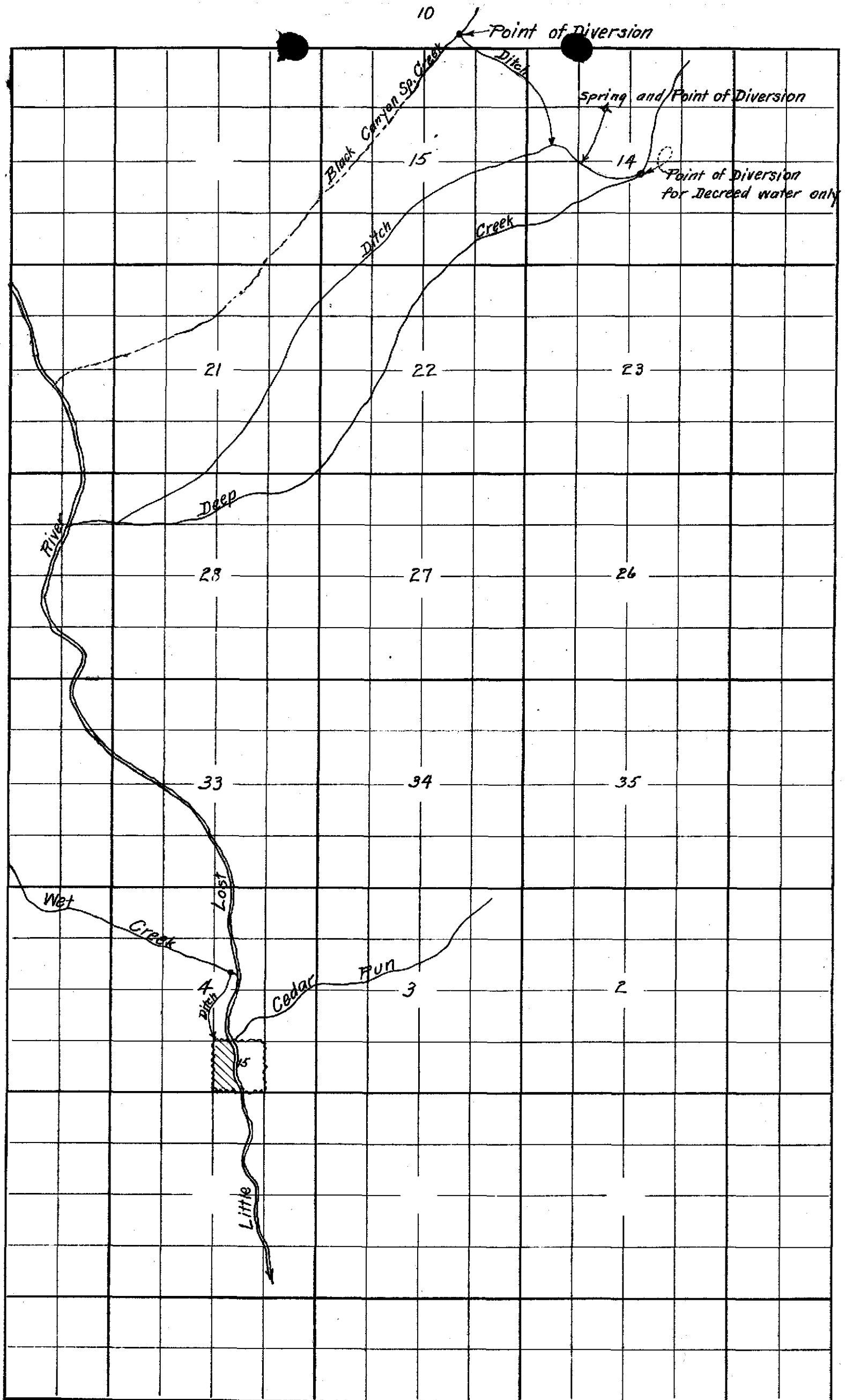
REPORT OF ENGINEER

PERMIT NO. 17958

REPORT ON PROOF OF Beneficial Use

B.U. 0.15 SF Black Canyon Spr
0.15 SF Deep Cr. Spr.
fee \$2 00

HD 3-14-40



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

17958

August 4, 1939

Re: Permit No. 17958

Mrs. Hazel M. Amy,
Howe, Idaho.

Dear Madam:-

We are in receipt of your letter of August 1st, and in accordance therewith have corrected the depositions to show that the land which you are irrigating under the above numbered permit is the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, Township 9 North, Range 27 East, E.M.

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

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

Very truly yours,

JAMES SPORFORD
Commissioner of Reclamation
By

JLA

Chief Clerk

17958

Home Ida

Aug. 1 - 39.

Dept. of Reclamation
Boise Ida.

Dear Sirs.

On reply to your
letter of the 25th.

yes it was an error
the numbers are SW $\frac{1}{4}$ - SE $\frac{1}{4}$.

Thanking you for same.

Respectfully
Hazel M. Amy.

17958

July 25, 1939

Re: Permit No. 17958

Mrs. Hazel M. Amy,
Howe, Idaho.

Dear Madam:-

We are in receipt of a letter from Mr. Robert A. Miller, Notary Public, of Arco, Idaho, enclosing depositions of yourself and two witnesses, also affidavit of publication from the Arco Advertiser, all in connection with beneficial use proof under the above numbered permit.

We note, however, that, while you yourself do not give the legal description of the land which you are irrigating, both your witnesses describe it as being in the SW 1/4 of Section 4, Township 9 North, Range 27 East, B.M., whereas your original application and permit describe it as being in the SW 1/4 of this section.

No doubt this is a typographical error, and if so and you will advise us to this effect, we shall make the change on the depositions accordingly.

We are returning herein your Certificate of Completion of Works which was sent us with the depositions, as you will, no doubt, wish to file this away with your permit itself.

Please let us hear from you as to the correct description.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

By

JLA
Enc.

Chief Clerk

17958

92-263

Butte County Bank

Member Federal Reserve System

ARCO, IDAHO

July 22, 1939.

JUL 23 1939
Department of Reclamation

Mr. James Spofford,
Commissioner of Reclamation,
Boise, Idaho.

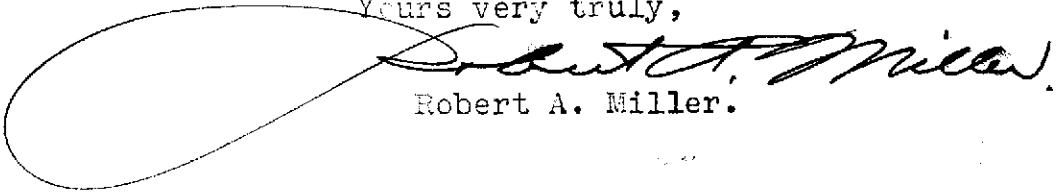
Dear Mr. Spofford:

Re: Permit No. 17958
Hazel M. Amy.

Inclosed please find Deposition of Permit Holder, Hazel M. Amy and Depositions of Frank W. Murphy and Jess L. Amy, together affidavit of publication of notice and report of examining engineer.

I trust you will find the same in order and that certificate will be issued at an early date. Please advise me as to the fees due me in connection with same.

Yours very truly,


Robert A. Miller.

5 enc.

17958

Affidavit of Publication

I, G. W. Vincent, Mgr. of The Arco Advertiser,
a weekly newspaper of general circulation, published weekly at
Arco, Idaho, since March, 1909, do solemnly swear that a copy
of the notice, as per clipping attached, was published weekly in
the regular and entire issue of said newspaper, and not in any
supplement thereof, for four consecutive weeks,
commencing with the issue dated June 30, 1939, 19
and ending with the issue dated July 21, 1939, 19

G. W. Vincent
Subscribed and sworn to before me this 21st

day of July, 1939,

Robert A. Miller
Notary Public.

Residence Arco, Idaho.

My commission expires July 16, 1940

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 22nd day of July, 1939, at Arco, County of Butte, State of Idaho, before Robert A. Miller, a Notary Public, proof will be submitted of the application to beneficial use of 0.4 cubic feet per second of the waters of Black Canyon and Deep Creek Spring in accordance with the

terms and conditions of Permit No. 17958 heretofore issued by Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Hazel M. Amy, Howe, Idaho.

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

The amount applied to beneficial use is 0.4 second feet of water.

The place where said water is used for irrigation, give full and accurate description of the lands irrigated) 20 acres in the SW 1/4 SE 1/4 of Section 4, T. 9 N., R. 27 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 Peck ditch.

The right to take water from such works is based upon Permit No. 17958.

The source of supply from which such water is diverted is Black Canyon and Deep Creek Spring.

The date of priority which said user is prepared to establish is May 16 1934.

JAMES SPOFFORD
Commissioner of Reclamation
(Ju 30 Jl 21-46)

17958

RECEIVED

JUL 25 1939

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 17958

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Hazel M. Amy, residence Howe, Idaho, occupation housewife
post office address Howe, 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. 17958 June 24, 1937 date of priority April 14, 1934.

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

Ans. Black Canyon Spring and Deep Creek Spring. That the point of diversion
of said waters of Black Canyon Spring is in the SW¹ NE² of Section 15, Twp
11 N. R. 27 E. B. M. and said point of diversion of said waters of Deep Creek
Spring is in the NW² SE⁴ of Section 14, T. 10 N. R. 27 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. Ditch 3 feet wide and 1 foot deep with three wooden flumes, constructed
from springs to Peck Ditch. Capable of conveying 0.4 second feet of
water from point of diversion to point of use. Conveyed through Peck
Ditch and Little Lost River to place of use.

✓ 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. Purpose of use- irrigation and domestic use. Used on 20 acres
of cultivated land. Land planted to Alfalfa hay, all fenced and
cross-fenced and have erected house, chicken house, garage, bunk
house, granery on same.

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

Ans. Also domestic use and for livestock.

17958

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

Ans. 0.4 second feet of water.

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

Ans.

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

Ans. Water has been used since April 14, 1934, for irrigation and domestic purposes. Full amount of water has been used.

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

Ans. None other.

(Sign)

Hazel M. Amy

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 Arco, County of Butte, State of Idaho, on this 22nd. day of July, A. D. 1939.

Robert A. Miller

My commission expires July 16, 1940.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17958

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. Frank W. Murphy, age 69, res. Howe, Idaho occupation trapper,
post office Howe, Idaho.

✓ Ques. 2. Are you acquainted with Hazel M. Amy, the
holder of Permit No. 17958? How long have you known him and where does he reside?

Ans. Have known Hazel M. Amy for past 14 years. She resides at Howe,
Idaho.

✓ Ques. 3. Have you read or heard read said Permit No. 17958, 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. Source of supply Black Canyon Spring and Deep Creek Spring, place of
diversion of waters of Black Canyon Spring is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15,
Twp. 10 N. R. 27 E. B. M. and the point of diversion of said waters of Deep
Creek Spring is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 14, T. 10 N. R. 27 E. B. M.

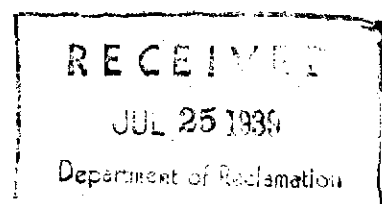
✓ Ques. 5. How many second feet of water do you estimate said works will safely conduct to
place of use, and how much water have you seen being so conveyed?

Ans. Works will safely conduct 0.4 second feet of water. Have seen
that amount of water safely conveyed in the above ditch.

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

Ans. Water is used for irrigation and domestic use. Water used on
20 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 4, T. 9 N R 27 E. B. M.

17958



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

Ans. Also for domestic use and stock water.

✓ 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. Volcanic ash soil. Estimate 0.4 second feet of water necessary for profitable 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. None.

✓ 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. On September 1, 1937 saw the work on the ditch and have witnessed the application of the water to beneficial use on numerous occasions since.

(Signed)

Frank W. Murphy

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 Arco, County of Butte, State of Idaho, on this day of July 22nd, A. D. 1939.

Robert P. Miller
Notary Public.

My commission expires July 16, 1940.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17958

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. Jess L. Amy, Age 43, res. Howe, Idaho Occupation, farmer,
post office Howe, Idaho.

✓ Ques. 2. Are you acquainted with Fazel M. Amy, the holder of Permit No. 17958? How long have you known him and where does he reside?

Ans. Have known past 15 years. She resides at Howe, Idaho.

✓ Ques. 3. Have you read or heard read said Permit No. 17958, 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. Source of supply Black Canyon Spring, & place of diversion of waters of Black Canyon Spring is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, T 10 N R 27 E. B. M.
Ans. and the point of diversion of said waters of Deep Creek Spring is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 14, T 10 N. R. 27 E. B. M.

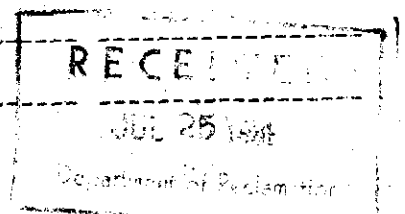
✓ Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. Works will safely conduct 0.4 second feet of water. Have seen that amount of water safely conveyed in the above described ditch.

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

Ans. Water is used for irrigation domestic use and livestock. Irrigation water used on 20 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 4, T. 9 N. R. 27 E. B. M.

↓
SWSE



17958

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

Ans. Water also used for domestic purposes and water for 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. Volcanic ash soil. 0.4 second feet of water necessary for profitable irrigation of this land.

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

Ans. None.

✓ 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. I have done all work in connection with cleaning said springs, building ditch and flumes for diverting said water. I have used this water to irrigate this land since April 1, 1935.

(Signed)

Jess L. Army

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 ARCO, County of Butte, State of Idaho, on this day of July 22nd, A. D. 1939.

Robert K. Miller
Notary Public.

My commission expires July 16, 1939
1940.

State of Idaho

DEPARTMENT OF RECLAMATION BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

Boise, Idaho, **July 12, 1939**

Re: Permit No. 17958
Hazel M. Amy

Mr. Robert A. Miller,
Notary Public,
Arco, Idaho

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 17958

Deposition of Permit Holder,
Depositions of Two Witnesses.

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

1. On July 22, 1939, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Arco, Idaho before Robert A. Miller, Notary Public

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

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

Yours truly,

JAMES SPOTFORD

Commissioner of Reclamation.

17958

June 27, 1939

Re: Permit No. 17958

Hazel M. Amy,
Howe, Idaho.

Dear Madam:-

This afternoon's mail brings us copies of Notice of Proof of Application of Water to Beneficial Use, under your permit No. 17958, and also your authorization to publish the notice in the Arco Advertiser.

If you will refer to the letter which we addressed you on April 11th, you will note that it is necessary that this notice be published for four consecutive weeks prior to the date of proof- so it will be impossible for the proof to be made on July 6th, as set out in the notice. We have, therefore, set the date for July 22nd- which is the very earliest it can be set, and allow for publication- and have sent the notice to the Arco Advertiser, with instructions to start publication with this week's issue.

Inasmuch as this proof was due on June 20th, it is also necessary to set your date of priority forward by the length of time it will be past due when proof is made- so we have changed the date of priority to May 16, 1934, instead of April 14, 1934.

About ten days prior to the 22nd of July, depositions, consisting of one for the holder and one for each of two witnesses, will be sent to the Notary Public, Robert A. Miller, of Arco, so that he will have them in ample time for the proof.

On that date you should appear at Mr. Miller's office, with two disinterested witnesses, who are familiar with the terms of the permit and the works constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

By

Chief Clerk

JLA

17958

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date June 27, 1939

Re: Permit No. 17958

ARCO ADVERTISER
Arco, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to July 29, 1939, the date set for proof, the expense of the publication to be paid by the applicant, Hazel M. Amy, Howe, Idaho

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

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

Very truly yours,

JAMES SPOTFORD

Commissioner of Reclamation

N.B. It is important that this publication start with the issue of June 30, in order to have the four publications completed in time.

17958

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 26, 1939

(P. O.) Howe, Butte County, Idaho

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

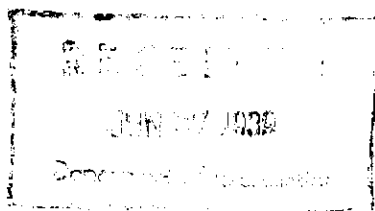
You are hereby authorized to have the attached notice published at my expense in the
ARCO ADVERTISER of Arco, Idaho, published in
the county in which the works are situated.

Hazel M. Amy

(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.



17954

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

22nd

Notice is hereby given that at 10: A. M. on the 22nd day of July, 1939,
 at Arco, County of Butte, State of Idaho, before
 Robert A. Miller, Notary Public, proof will be submitted of the
 application to beneficial use of ~~xxx~~ 0.4 cubic feet per second of the waters of Black Canyon &
 Deep Creek Spring in accordance with the terms and conditions of Permit No. 17958
 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

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

Hazel M. Amy, Howe, Idaho

The use to which said water has been applied is irrigation & domestic

The amount applied to beneficial use is 0.4 second feet of water

The place where said water is used (if for irrigation, give full and accurate description of the
 lands irrigated) 20 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, T. 9 N., R. 27 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 Peck ditch

The right to take water from such works is based upon Permit No. 17958

The source of supply from which such water is diverted is Black Canyon & Deep Creek
 Spring.

May 15

The date of priority which said user is prepared to establish is April 14, 1934.

Commissioner of Reclamation.

17958

Permit No. 17958STATE OF IDAHO
Department of Reclamation

JUN 1937

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Butte } SSHazel M. Amy, 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. 17958, and that his postoffice address is Howe State of Idaho

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

Black Canyon Spring and Deep Creek SpringThird: That the points of diversion of said water are Black Canyon Spring - SW⁴NE⁴ Sec. 15, Deep Creek Spring - NW⁴SE⁴ Sec. 14, both in T. 10N, R. 27E, B.M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by June 20, 1937.Fifth: That the use for which said water is intended is Irrigation & DomesticSixth: 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: Ditch and Flume

(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam.....feet, length of dam at top.....feet, length of dam at bottom.....feet. Material used in construction.....

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir.....acre feet.

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

(d) Conduit Ditch width at bottom 6 in feet, width at water line 10 in (State whether ditch, flume or pipe.)feet, depth of water 4 in feet; diameter of pipe.....inches, average grade per mile is.....feet. Length of conduit is 3 miles.Seventh: That said works are capable of conducting to the place of intended use 0.4 ~~90~~ second feet of water.Eighth: That water appropriated under said permit is available for 2.0 acres of land described as follows: SW⁴ SE⁴ Sec 4 T 9N R 27E B.M.

Ninth: Remarks: That

Hazel M. Amy
(Sign here)Subscribed and sworn to before me this 22nd day of May, 1937My commission expires July 16, 1940Notary Public.
Notary Public residing at Arco, Idaho

17958

June 25, 1937

Re: Permit 17958.

HAZEL M. AMY
Howe, Idaho

Dear Madam:

We are in receipt of your letter of June 14th, together with your affidavit and fee of \$5.00 in connection with proof of completion of works under the above permit.

There is enclosed herewith, Certificate of Completion of Works under Permit 17958, authorizing the appropriation of 0.4 second feet of the waters of Black Canyon Spring and Deep Creek Spring.

Very truly yours,

Deputy Commissioner of Reclamation

j1

Encl.

Certificate &
Office Receipt for \$5.00.

17958

17958

Howe Idaho

June 14-37

Mr A. W. Jarvis
Dept of Reclamation
 Boise Idaho.

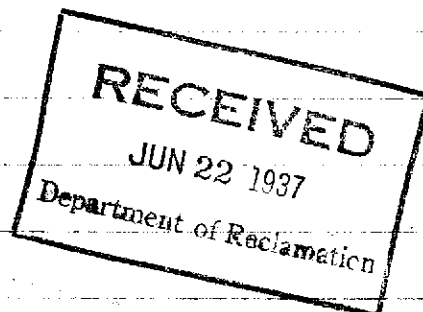
Dear Sir.

I am returning you the proof of completion of work on the ditch, but due to the dry years the springs have lowered so that they will not produce enough water, so I have not repaired the damaged flume on the ditch out of Black Canyon.

The Ditch is made but I did not think it advisable to put in a short wooden flume for the stock to break up while the water is as low as it is at present.

Yours Truly,

Hazel M. Arroy



17958

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Re: Permit No. 17958

April 11, 1939

Hazel M. Amy,
Hewes, Idaho

Dear Sir:

I enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. 17958, which should be filled out and returned to this office at least 40 days before the date upon which you wish to make proof. The proof must be submitted before a notary public or other officer authorized by law to administer oaths. The date for proof, as set out in your permit, is June 20, 1939, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

~~XXXXXXXXXX~~ JAMES SPOTFORD
Commissioner of Reclamation

17958

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

APR 2 - 1937

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

HARVEY M. AMY
Boise, Idaho

Boise, Idaho,

Dear Sir:—

Under the terms of your permit No.....~~17900~~.....you are required to complete your diversion works on or before.....~~June 30, 1937~~..... 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,

R. W. FARIS

Commissioner of Reclamation.

17958

17958

May 1, 1934

Re: Application for Permit

HARREL M. LAY
Howe,
Idaho

Dear Madam:

Your application to appropriate water from Black Canyon Spring and Deep Creek Spring is herewith being returned for correction in the following particulars:

In checking over the application we found that the descriptions of the location of the springs as given under paragraph 4 did not check with the location as shown on the plats. We have, therefore, corrected the application to agree with the plats. If these descriptions are incorrect, please make such changes as are necessary to show the true situation.

You will note that we have reduced the quantity of water claimed from 1 second foot to .4 of 1 second foot. We were forced to do this for the reason that one is permitted to file on only one inch for each acre of land that is to be irrigated and since your land list contains 20 acres you are entitled to file on 20 miners inches which is the equivalent of .4 of 1 second foot.

If these springs are located on unleased government or state land or land belonging to yourself, please make a statement under remarks to that effect. If, however, they are located upon land that has been leased from the government or state by some one else or upon land belonging to some private party, it will be necessary for you to secure the written permission of such owner or lessee in the same manner as is required for the conveyance of real estate. You will find that an affidavit appears on the 3rd page of the application which is for this purpose.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:RC
Encl. Postal Money Order for \$5.00

17958

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 17958

Boise, Idaho, June 28, 1934

Dear Sir:

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

HAZEL M. AMY
Howe, Idaho

R. W. FARIS
Commissioner of Reclamation.

17958

