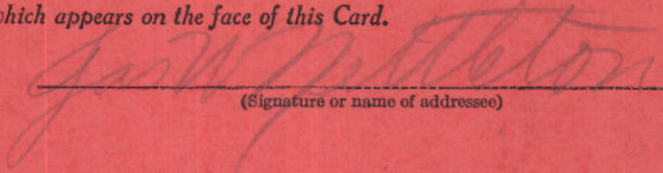


RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.



(Signature or name of addressee)

(Signature of addressee's agent)

Date of delivery, July 18, 1940

Form 3811

U. S. GOVERNMENT PRINTING OFFICE

R-678

Post Office Department

OFFICIAL BUSINESS

REGISTERED ARTICLE

No. 87141

INSURED PARCEL

No. _____

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300

POSTMAN'S OFFICE
DELIVERING
OFFICE

JUL 17

1940

Return to _____

Dep't of Reclamation

(NAME OF SENDER)

Street and Number,
or Post Office Box, }

BOISE,

IDHO.

Fred says material for
dam was taken from bottom
of pond and probably opened
the reservoir to leakage.

T 6 S

R 2 W. B. M.

Area = 145 acres.

allow 72.5' avert. storage

T 6 S
T 7 S.

P.D.

34

Castle

3

Creek

10

Canal

4

Reservoir

9

Spillway

embankment.

Natural hill.

Dam

Outlet

Pool in B
rock quarry

30" to 50"
Water flowing
from pool

6

7

25

35

45

To Triangle

To Triangle

Green = Taken from P.M.A. Map

to Clearing

Res. location

R 3 W
R 2 W.

T 6 S
T 7 S.

Meadow Cr. water may be lacking at times
and furthermore can be used upstream.

NOTICE FOR PUBLICATION.

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 10:00 A. M. on the 23rd day of July, 1951, at Boise, Idaho, County of Ada, State of Idaho, before Harley M. McDowell, Notary Public, proof will be submitted of the application to beneficial use of 1,000 Acre feet per annum of the waters of Castle Creek in accordance with the terms and conditions of Permit No. R-678 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit is James W. Nettleton, of Oreana, Idaho.

The use to which said water has been applied is Irrigation.

The amount applied to beneficial use is 1,000 acre feet per annum.

The place where said water is used is T7S, R2W, Boise Meridian, Section 5, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$; Section 7, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$; Section 6, S $\frac{1}{2}$ SE $\frac{1}{4}$; Section 8, NW $\frac{1}{4}$ NW $\frac{1}{4}$.

The name of the canal or ditch or other works by which said water is conducted to such plane of use is Private ditch.

The right to take water from such works is based upon Permit No. R-678.

The source of supply from which such water is diverted is Castle Creek.

The date of priority which said user is prepared to establish is May 31, 1940.

MARK R. KULP,
State Reclamation Engineer.
6-21-4..

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
COUNTY OF OWYHEE)

I, Everett A. Colley, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the printer and co-publisher of THE OWYHEE CHRONICLE, a newspaper of general circulation printed and published weekly, on Thursday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said THE OWYHEE CHRONICLE has been printed and published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice NOTICE FOR PUBLICATION

of which a printed copy, taken from said newspaper, is hereto annexed, was published in the regular issue thereof, and not in a supplement thereto, in said newspaper, in four (4) (consecutive) calendar weekly issue(s) of said newspaper, on the following date(s):

June 21, 1951

June 28, 1951

July 5, 1951

July 12, 1951

Signed

Everett A. Colley

Subscribed and sworn to before me this 12th day of July
A. D., 195 1.

W. H. Robinson
Notary Public in and for the State of Idaho.

Residing at Caldwell, Idaho.

My commission expires Feb. 5, 195 5.

R-678

The Owyhee Chronicle

Official Paper of Owyhee County

EVERETT A. COLLEY, Editor



DIAL 3581

Published Weekly in the Famous Gem District at

HOMEDALE, IDAHO

June 14, 1951

Dept. of Reclamation
Mark R. Kulp, Engineer,
Boise, Idaho

RECEIVED
JUN 16 1951

Department of Reclamation

Dear Mr. Kulp,

This is to acknowledge receipt of notice for publication for James W. Nettleton, Oreana, Idaho (Permit No. R-678), which will be published four (4) consecutive weeks prior to July 23 as ordered. Upon completion, we shall furnish Mr. Nettleton the affidavit of publication and shall bill him for the cost of same.

Sincerely,

THE OWYHEE CHRONICLE

Everett A. Colley

By: Mrs. Everett A. Colley

R-678

NOTICE OF PUBLICATION.

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The name and post office address of the person or corporation holding said permit is James W. Nettleton, of Oreana, Idaho.

The use to which said water has been applied is Irrigation.

The amount applied to beneficial use is 1,000 acre feet per annum.

The place where said water is used is T7S, R2W, Boise Meridian, Section 5, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$; Section 7, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$; Section 6, S $\frac{1}{2}$ SE $\frac{1}{4}$; Section 8, NW $\frac{1}{4}$ NW $\frac{1}{4}$.

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

The right to take water from such works is based upon Permit No. R-678.

The source of supply from which such water is diverted is Castle Creek.

The date of priority which said user is prepared to establish is May 31, 1940.

MARK R. KULP,
State Reclamation Engineer.

R-678 6-21-4..

NOTICE OF PUBLICATION.

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The name and post office address of the person or corporation holding said permit is James W. Nettleton, of Oreana, Idaho.

The use to which said water has been applied is Irrigation.

The amount applied to beneficial use is 1,000 acre feet per annum.

The place where said water is used is T7S, R2W, Boise Meridian, Section 5, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$; Section 7, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$; Section 6, S $\frac{1}{2}$ SE $\frac{1}{4}$; Section 8, NW $\frac{1}{4}$ NW $\frac{1}{4}$.

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

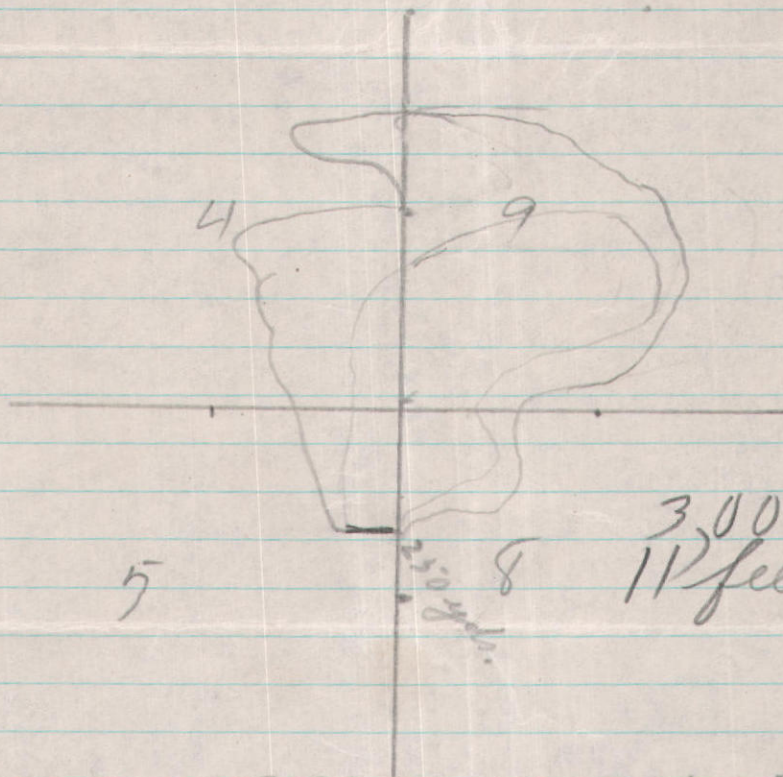
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The date of priority which said user is prepared to establish is May 31, 1940.

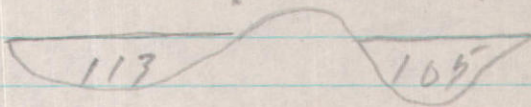
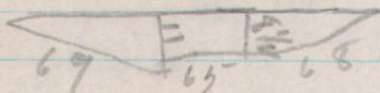
MARK R. KULP,
State Reclamation Engineer.

R-678 6-21-4..



3,000 acre feet
11 feet in height

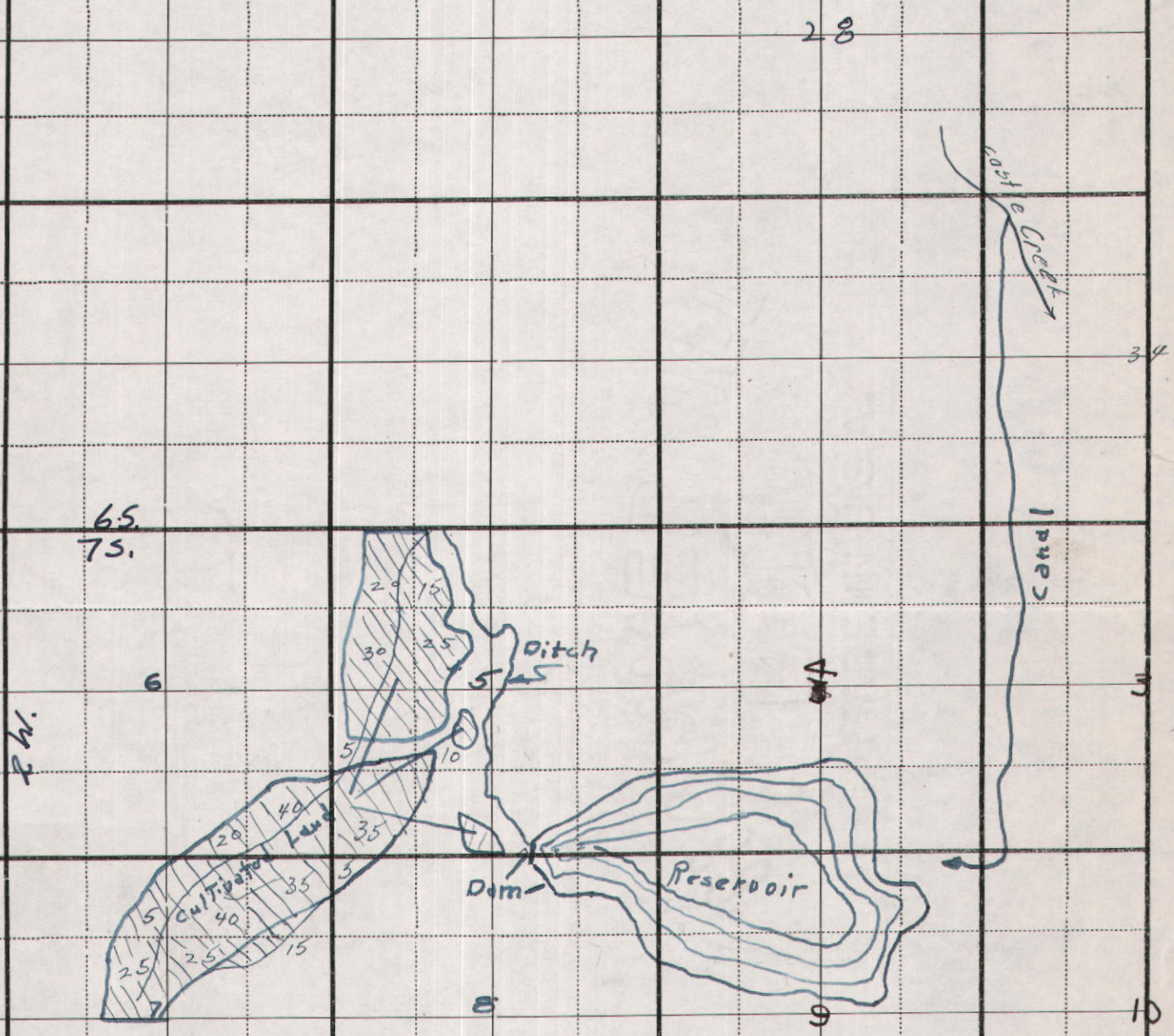
T 7 S R 2 W B M



Gas W Nettleton
Oreana,
Idaho

25-0
3
5

R-678



Permit Map No. R 678
As Approved
JUL 25 1940
JAN. OFFORD
Commissioner of Reclamation

R-678

State of Idaho

License and Certificate of Water Right

Water License No. R-678Amount 725 ac. ft.

Water District No. _____

Priority May 31, 1940

THIS IS TO CERTIFY that JAS. W. NETTLETON
 of Oreana, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated May 31, 19 40; that Permit No. R-678
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1000 ~~acre~~ ^{acre} ~~feet~~ feet, was issued thereunder on May 31, 19 49, showing that said works
 were completed on the 23rd day of May, 19 49; and that on the 23rd
 day of July, 19 51,

JAS. W. NETTLETON

of Oreana, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of Castle Creek
, a tributary of Snake River, for the purpose of irrigation
, under Use Permit No. R-678 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
11 of Licenses at page 6992, on the 26 day of October, 19 60;
 The right hereby confirmed dates from May 31, 19 40;

The Point of Diversion is located

in the NW 1/4 NW 1/4, Sec. 34, Tp. 6 S, R. 2 W., B. M. Owyhee 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 725 acre ~~feet~~ ^{acres} feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	2 W.	5	SW $\frac{1}{4}$ SE $\frac{1}{4}$		10
			SW $\frac{1}{4}$ SW $\frac{1}{4}$		10
		6	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	20
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	20	5
		7	NE $\frac{1}{4}$ NE $\frac{1}{4}$	35	15
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	20
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	25	10
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	15	10
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	5	10
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	25	15
		8	NW $\frac{1}{4}$ NE $\frac{1}{4}$		10
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	5	10
			Total number of acres to be irrigated: 145		

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

26 day of October, 19 60.

s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. G-25624Amount 1.8 c.f.s.

Water District No. _____

Priority April 18, 1955

THIS IS TO CERTIFY that JOE DILLE
 of Wendell, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated April 18, 19 55; that Permit No. G-25624
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.8 second feet, was issued thereunder on October 20, 19 60, showing that said works
 were completed on the 23rd day of April, 19 60; and that on the 23rd
 day of April, 19 60,

JOE DILLE
 of Wendell, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation and
 domestic use, under Use Permit No. G-25624 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
11 of Licenses at page 6991, on the 20 day of October, 19 60;
 The right hereby confirmed dates from April 18, 19 55;

The Point of Diversion is located
 in the SW 1/4 SW 1/4, Sec. 14, Tp. 7 S., R. 14 E., B. M. Gooding 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 1.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	14 E.	14	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	15
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$		35
			SE $\frac{1}{4}$ SW $\frac{1}{4}$		10
			Total number of acres to be irrigated:		100
		15			

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

20 day of October, 19 60.

GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

57-2316

APPLICATION FOR PERMIT

To Construct a Reservoir and Store and Appropriate
The Public Waters of the State of Idaho

Application No. R **26403**
Permit No. R **678**

1. Name of Applicant: **JAS. W. NETTLETON**

Postoffice address: **Oreana** County **Owyhee** 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 corporation are:

- (a) Cash on hand: \$
- (b) Treasury Stock: \$
- (c) Bonds to be issued. \$
- (d) Other resources:

2. Quantity of water to be stored: **1,000** acre feet per annum.

3. Source of water supply is **Castle Creek** (~~Creek~~ ~~River~~ ~~Spring~~), a tributary of **Snake** River.

4. The outlet of the proposed reservoir is located **750 E.** feet, distant from the **S. $\frac{1}{4}$** corner of Section **5**, Township **7 S.**, Range **2 W.**, B. M. and is in the **SW $\frac{1}{4}$** of **SE $\frac{1}{4}$** of Section **5**, Township **7 S.**, Range **2 W.**, B. M. County of **Owyhee**

5. Fill out either (a) or (b)

- (a) The reservoir is located in the channel of (Creek) (River).
- (b) The reservoir is to be filled through a feeder canal, the point of diversion for which is located **S E 300** feet distant from the **SE** corner of Section **28**, Township **6 S.**, Range **2 W.**, B. M., and is in the **NW $\frac{1}{4}$** of **NW $\frac{1}{4}$** of Section **34**, Township **6 S.**, Range **2 W.**, B. M.; width at bottom **8** feet, width at top **12** feet, depth of water **2 $\frac{1}{2}$** feet; average grade per mile **5** feet; Capacity **36** cubic feet per second.

6 (a) The area of the high water line of the reservoir is **250** acres.

(b) The reservoir capacity is **1,000** acre feet.

7. Height of reservoir dam **13** feet, length at top **203** feet, length at bottom **50** feet, size of outlet **10 in.** feet by **10 in. feet**. The dam is to be constructed of materials as follows: **Dirt and rock**

(If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

8. (a) Will water stored in reservoir be diverted to canal or aqueduct, thence to land to be irrigated without commingling with natural flow of

(Creek) (River) ?

(b) Water stored in reservoir will be carried in the channel of (Creek,) (River,) a distance of miles to point of diversion located (bearing) feet, distant from the corner of Section Township, Range, B. M., and in the $\frac{1}{4}$ of $\frac{1}{4}$ of Section, Township, Range B. M.

9. Amount of water claimed from (Creek) (River) (Spring) in addition to that stored in reservoir cubic feet per second.

10. Water is to be used for **Irrigation** purposes.

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

(a) Point of use of water (bearing) feet, distant from Corner of Section, Township, Range B. M. and is in the $\frac{1}{4}$ of $\frac{1}{4}$ of Section, Township, Range, B. M.

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

(c) Water is to be returned to (Creek) (River) (Spring) at a point (bearing) feet distant from the corner of Section, Township, Range, B. M., in the $\frac{1}{4}$ of $\frac{1}{4}$ of Section, Township, Range B. M.

12. Water stored in accordance with this Permit will be carried to place of use through a canal heretofore constructed under the terms of Permit No.

, which is hereby referred to and made a part hereof.

13. Kind of diversion works: **Canal** (Dam, canal, flume, pipe, etc.)
14. Height of diversion dam: **7** feet, length at top **20** feet, length at bottom **8** feet. The dam is to be constructed of materials as follows: **Dirt and rock**

(If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

15. Size of headgate: Width **18** feet, Height **6** feet.
16. Diversion Canal: Width at bottom **2** feet, width at water line **3** feet, depth of water **1** feet, Dimensions of Flume Diameter of Pipe inches; Length of Conduit miles. Average grade per mile **10** feet.
17. Estimated cost of Works: Storage Works: \$ **800** Diversion Works: \$ **200**
18. Time required for completion of work **5** years.
19. Time required for complete application of water to proposed beneficial use is **6** years.
20. The land to be irrigated is described in the following tabulation:

(Give Irrigable acreage in each 40-acre subdivision.)

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 $\frac{1}{4}$	
7 S.	2 W.	5					15	20	30	25	10	5	35						140
		7	35	40	25	15	5			25									145
		6															20	40	60
		8						5											5

Total Number of Acres to be Irrigated **350**

Remarks:

BE IT KNOWN That the undersigned hereby makes application for permit to construct a reservoir and store and appropriate the public waters of Idaho as herein set forth, and that the enclosed map is hereby made a part of this application.

JAS. W. NETTLETON

Applicant.

By

Agent.

Date of first receipt at office of Commissioner of Reclamation **3:00 P. M. May 31, 1940**

Returned to applicant for correction **June 3, 1940**

Corrected application received **July 23, 1940**

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is R **678**

Recorded in book R **3**, page **678** Approved **July 25, 1940**

This is to certify that I have examined the within application for a permit to construct a reservoir and store and 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 **September 23, 1940** and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One fifth of the work above specified to be completed on or before **January 25, 1943**

The whole of said work to be completed on or before **July 25, 1945**

Beneficial use of water stored in accordance herewith, to be made on or before **July 25, 1951**

Witness my hand this **25th** day of **July**, 19 **40**.

JAMES SPOFFORD

Commissioner of Reclamation.

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 25th day of July, 1940.

(SEAL)

Countersigned:
By GEO. H. CURTIS
Secretary of State

STATE OF IDAHO
By C. A. BOTTOLFSSEN
Governor

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. R-678, has been made by the owner thereof, James W. Nettleton, of Oreana, Idaho, which application was duly advertised for a period of two consecutive weeks, in the Owyhee Chronicle, stating that on the 26th day of May, 1945, a hearing could 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 Senate Bill No. 13, Chapter 12, 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. R-678, to July 25, 1949.

WITNESS MY HAND, this 31st day of May, A. D. 1945.

MARK R. KULP
State Reclamation Engineer

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO
No. R-678

Comes now JAMES W. NETTLETON, and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. R-678, and requests that the list of lands to be irrigated in said permit, be changed to read as follows:

SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5;
NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 7;
S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 6;
NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ Section 8;
Twp. 7 South, Range 2 West, B.M.
Making a total of 430 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at 9:00 A. M., this 23 day of July, 1946.

JAMES W. NETTLETON

Date of receipt at Office of Department of Reclamation
July 27, 1946

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. R-678. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

Permit No. R-678.

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that James W. Nettleton of Oreana, County of Owyhee and State of Idaho, the holder of Permit No. R-678, issued upon Application No. R-26403, bearing date of priority of May 31, 1940 authorizing the construction of a reservoir, with the right to appropriate and store 1,000 acre feet per annum of the waters of Castle Creek, a tributary of Snake River, in the County of Owyhee, State of Idaho, for irrigation purposes, has full complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works set out and described in said Permit; that said works include a dam and reservoir adequate for the storage of 1,000 acre feet of water per annum, with adequate diversion works and conduit to the reservoir, and a conduit capable of conducting said water to the place of intended use; that the point of outlet of said reservoir is located in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 34, Township 6 South, Range 2 West, and that the place of use, or the lands proposed to be irrigated by

the use of said water, are described as follows, to-wit: NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5; NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 7; S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 6; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 8; Twp. 7 S., Range 2 West, B.M.

Witness my hand this 31st day of May, 1949.

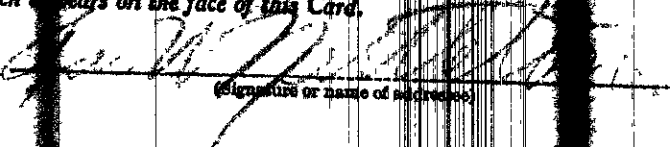
MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made May 23, 1949.
Certificate of Completion of Works issued May 31, 1949.

LICENSE ISSUED FOR *225* ^{*Acres*} SEC. F1.
Page 6992

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.


(Signature or name of addressee)

(Signature of addressee's agent)

Date of delivery.

July 18, 1940

Form 3811

U. S. GOVERNMENT PRINTING OFFICE

R-6

Post Office Department

OFFICIAL BUSINESS

REGISTERED ARTICLE

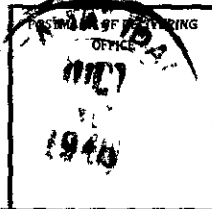
No.

87141

INSURED PARCEL

No.

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300



Return to

Dep't of Information

(NAME OF SENDER)

Street and Number,
or Post Office Box,

BOISE,

ID HO.

May 1967

N O T E

Plans, specifications, and drawings have been withdrawn from this file and entered into the Records of Dams file.

Permit No.

R-678

Adj

R-678

October 26, 1960

Re: Permit No. R-678

Mr. Jas. W. Nettleton
Oreana, Idaho

Dear Mr. Nettleton:

We enclose License and Certificate of water right
issued on Permit No. R-678.

We also enclose departmental receipt No. 50325
in the amount of \$24.00 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. license
receipt

R 678

December 3, 1952

RE: Permit No. R-678

Mr. James W. Nettleton
Oreana
Idaho

Dear Mr. Nettleton:

The report of our field engineer on examination for beneficial use on Permit No. R-678 shows that you have irrigated 145 acres of land in the SW $\frac{1}{4}$ SE $\frac{1}{2}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5, S $\frac{1}{8}$ SE $\frac{1}{2}$ Section 6, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 7, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 8, Township 7 South, Range 2 West, B.M.

A license can therefore be issued for 725 acre feet of water from Castle Creek, upon receipt of the statutory fee of \$24.00, which is at the rate of \$2.00 for each 40 acre subdivision in which the water has been used.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

R-678

September 4, 1952

RE: Permit No. R-678

Mr. James W. Nettleton
Oreana
Idaho

Dear Mr. Nettleton:

I have been intending for sometime to write you regarding the inspection made on Permit No. R-678.

I believe the inspection report is complete and satisfactory. However, before turning it in, I would like to see you and check it over to be sure there are no errors in it.

Sometime when you are in Boise on a Saturday morning, call at this office and it will take a very short time to go over this matter with you, after which it will be turned in so that license can be issued.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:fg

R-678

July 26, 1951

Re: Permit No. R-678

Mr. James W. Nettleton
Oreana, Idaho

Dear Mr. Nettleton:

We have received from Mr. Harley M. McDowell, the depositions of yourself and two witnesses, also Affidavit of Publication in the Owyhee Chronicle, all submitted in Proof of Beneficial Use under your Permit No. R-678.

Before final action is taken in the matter, the law requires that a field examination be made by an Engineer from this Department.

We cannot say just when this examination will be made as this Department has but one Field Engineer who makes examinations all over the State.

However, he will try to contact you at the time the examination is made so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn

R-678

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. R-678

REPORT ON PROOF OF Beneficial use

JAMES W. NETTLETON. Oreana, Idaho

725 ac.
1114

271/2. 1000 ac.

1450 ac.

12-40's

R-678

Fred says material for
 dam was taken from bottom
 of pond and probably opened
 the runway to leakage

T 6 S

R 2 W. B. M.

T 6 S.
 T 7 S.

P.D.
 34
 Castle
 3
 Creek
 10

4
 9
 Spillway
 embankment
 Natural hill.
 8
 30' to 50'
 Water flowing
 from pool

Dam
 5
 10
 10
 6
 7
 4
 3
 2
 1
 To Triangle
 To Triangle

R 3 W
 R 2 W

T 6 S.
 T 7 S.

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

Permit No. R-678This proof is for Beneficial use

In Water District No. _____

1. Name of applicant James W. Nettleton, Oreana, Idaho2. Source of water supply: Castle Creek3. Location of point of diversion: Is in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34T. 6 S. R. 2 W. County of Owyhee

4. Describe works as they exist, giving dimensions and capacities of same. This diversion is from Castle Creek carrying water to an off stream reservoir to the Southwest and the water, after irrigation, finds its way, via Meadow Creek, to the Owyhee River. At the point of diversion there is a concrete heading approximately 4' wide by 3' high with 8" thick concrete walls. 2" planks 4' long are used as flash boards. The canal at the head end is 4' to 6' wide in the bottom and was constructed by dragline or shovel. At the lower end of the canal it is a little bit narrower and quite deep and has a very heavy gradient. The reservoir is in a flat shallow area covering considerable acreage. Estimated capacity is 800' to 1000 acre ft. The embankment is 7' wide on the top and approx. 200 yds. long. There is an area approx. 100 yds long that is a natural hill and then the dam proper is approx. 240 yds long. The top of the dam above the embankment is approx. 7' and is covered with shale rock. The spillway section is located through the center of the natural hill and is approx. 8' wide by
5. Water is used for: Irrigation

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):

SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5; (NW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5 in permit and notice, but not in proof) of R. 7.

E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 6;NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 7;NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 8;All in Twp. 7 South, Range 2 West, B. M.

See Map. The area irrigated is the pasture area in the flat alongside Meadow Creek from just above the farm stead buildings downstream as indicated on the map.

- (4) 60' long and flows over solid rock for a portion of the distance. The free board is approx. 30". The water has passed through the spillway but in very limited quantities. There is an area immediately below the dam that subs very heavily. There is evidence of considerable leakage through under the dam. Approx. 200' West or below the dam is a rock pit from which rock used in the dam was taken and from this pit there is flowing an estimated 30" to 50" of water. There is sufficient rock riprap on the upstream side of the dam. The upstream slope is 3-1 and the downstream 2-1. Outlet has the control works on the downstream end of the pipe. Pipe size was not determined because it was submerged at both ends. The Nettleton lad said that it was large enough that he had crawled completely through it to clean it out. Outlet pipe = 12"

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

Remarks Water is diverted from Castle Creek to the Owyhee Basins via Meadow Creek and Jordan Valley.

able leakage through under the dam. Approx. 200' West or below the dam is a rock pit from which rock used in the dam was taken and from this pit there is flowing an estimated 30" to 50" of water. There is sufficient rock riprap on the upstream side of the dam. The upstream slope is 3-1 and the downstream 2-1. Outlet has the control works on the downstream end of the pipe. Pipe size was not determined because it was submerged at both ends. The Nettleton lad said that it was large enough that he had crawled completely through it to clean it out. Outlet pipe = 12"

Dam H = 12'This examination was made on the 2nd day of July, 19 52(Signed) E. N. Humphrey Examiner.R-678

James W. Nettleton
Oreana, Idaho

Permit No. R-678

Examination for Beneficial use

County Owyhee

6E - 2W.

Gravel pit NW NW S 34

= 750' E. in S. sec. S. 5 = 730'

Bank = 1800' elev. ft.

S. = 900' E. = 900'

Area = 250 acres

H. = 1500' L. = 200' for

cut 1 = 10" pipe

Complete with 10" pipe

with 10" pipe

by 10" pipe

16 mi. S. W. of Oreana

RECEIVED
DEC 2 1952

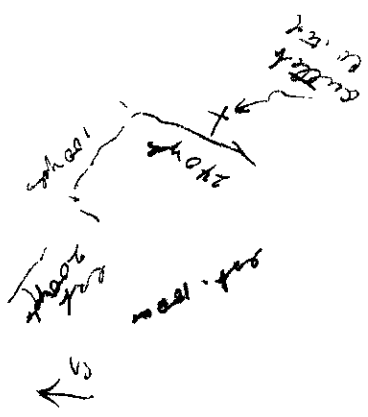
Department of Reclamation

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.

Headgate = 4' w. x 3' h.
concrete walls 8" T.
2" plank x 4' l. = plank bed.

approx 7' w. on top.
Spillway - middle 7' w. 9' w.
x 60' long.
Freeboard est @ 30"



H = 12 to 15'

Rock pit approx 200' W.

of center section

Leaves est. 25" of water

lots of sub below dam,

RECEIVED
JUL 9, 1951

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. R 678

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. James W. Nettleton - Residence 22 Miles South of Oreana, Idaho in Owyhee County, Post Office address Oreana, Idaho. Stockman and rancher.

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. No corporation.

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

Ans. Number of permit R-678; dated 7-25-40; Date of Priority May 31, 1940.

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

Ans. Source of water supply is storage from Castle Creek point of diversion from Castle Creek is NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 34, T 6 S - R 2 W 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. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. The diversion is just turnout in Castle Creek with canal to Alkali Licks Reservoir in sections 4, 5, 8 & 9 T 7 S - R 2 W (canal is approx 2 $\frac{1}{2}$ miles long, thence from dam outlet onto the land by canals which are another 2 $\frac{1}{2}$ to 3 miles in length. (canal is 2 ft. deep, 1 $\frac{1}{2}$ ft. bottom and 3 ft. top width) will carry over 200 miners inches.

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 water is for irrigation All in T 7 S - R 2 W. B.M. Section 5, SW $\frac{1}{4}$ SE $\frac{1}{4}$, 10 acres; SW $\frac{1}{4}$ SW $\frac{1}{4}$ 10 acres; Sec. 6, SE $\frac{1}{4}$ SE $\frac{1}{4}$ 20 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$ 5 acres; Sec. 7, NE $\frac{1}{4}$ NE $\frac{1}{4}$ 15 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$ 20 acres; NE $\frac{1}{4}$ NW $\frac{1}{4}$ 10 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$ 15 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$ 10 Acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$ 10 acres; Section 8, NW $\frac{1}{4}$ NW $\frac{1}{4}$ 10 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$ 10 acres. Of this 145 acres all has been cultivated, and seeded, but the subirrigation from the reservoir cuts down the amount of actual surface water applied for irrigation. The canals, reservoir, and dam are the principal improvements. All have been made as a direct use of this water.

R-678

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

Ans. None (small amount used for livestock water.)

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

Ans. 1,000 acre ft. (I have run as high as 200 miners inches through the dam).

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. I am the original applicant.

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

Ans. This water is started in the early spring (middle of April and is continuous until fall at regular intervals, except for harvest times) although the sub is yearlong, but is not of damage and is used beneficially.

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. There has been no use of water for irrigation on this land before, except maybe a seasonal storm or flood water which use was made of but under no filing.

(Sign)

James Nettleton

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County of Ada, State of Idaho, on this 23rd day of July, A. D. 1951.

Harley M. McDonald

My commission expires 10-11-51

Notary Public for the State of Idaho.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 25 1951
Department of Reclamation

Permit No. R678

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. Name Donald Potter 49, residence Nampa, Idaho, Occupation realstate and Insurance.
Post Office address 113 - 12th Ave S. Nampa, Idaho.

Ques. 2. Are you acquainted with James W. Nettleton, the holder of Permit No. R - 678? How long have you known him and where does he reside?

Ans. I have known him the past 20 years and he resides near Triangle Idaho, or about 20 miles South Of Oreana, Idaho in Owyhee county, Idaho.

Ques. 3. Have you read or heard read said Permit No. R - 678, and are you familiar with its provisions and conditions?

Ans. I have looked at the permit and know what it consists of.

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. The water is taken from Castle Creek, some $2\frac{1}{2}$ miles Northeast of the Reservoir and from the legal description shown on the plat is about in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 34 T 7 S - R 2 W. There is a canal (2 ft. deep, $1\frac{1}{2}$ to 2 ft. bottom and 3 ft. top about $2\frac{1}{2}$ to 3 miles long which takes the water to the reservoir, thence by canal through the dam turnout to land.

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. Looks like the ditches will care for more than 200 miners inches and the dam is supposed to back up water for an area over 1,000 acre ft.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. No pumps, but I have seen water through the ditches in excess of 200 miners inches.

R-678

Ques. 7. 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. The water is used for irrigation and without surveying my estimates might be off, I think the area would run over 10 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 5, SW $\frac{1}{4}$ SW $\frac{1}{4}$ sec. 5; SE $\frac{1}{4}$ SE $\frac{1}{4}$ S $\frac{1}{2}$ c. 6; NE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 7; NW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8; and at least 5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, and around 15 to 20 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6; NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 7 or a total of of 150 acres in T 7 S - R 2 W B.M. this is all cultivated and made for this use.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. NO power development of any kind.

Ques. 9. (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.

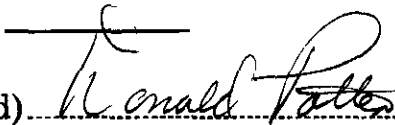
Ans. My opinion of the land reclaimed is good for this elevation and is highly productive to raise hay and irrigated feed. It will require almost one miners inch to the acre. (some seepage loss).

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

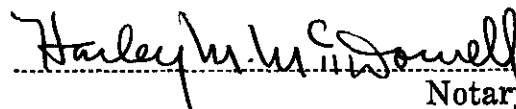
Ans. None

Ques. 11. 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 seen this use of water at almost every stage since the first work, as I visit the ranch with the applicant often.

(Signed) 

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 23rd day of July, A. D. 1951.


Notary Public.

My commission expires 10-11-51

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO**

Permit No. R 678

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. Grant Smith - 51 - Residence 22 miles South of Oreana, Idaho, address, Oreana
Idaho, occupation ranching and livestock work.

Ques. 2. Are you acquainted with James W. Nettleton, the
holder of Permit No. R 678? How long have you known him and where does
he reside?

Ans. I have known of him for several years but closely just the last 3 years.
he resides on the Box T ranch about 22 miles South of Oreana, Idaho in Owyhee County.

Ques. 3. Have you read or heard read said Permit No. 678, and are you
familiar with its provisions and conditions?

Ans. I have looked at the water permit and know what it provides for.

Ques. 4. State source of water supply, place of diversion, and describe works for con-
veying water from point of diversion to place of use.

Ans. It is to take water out of Castle Creek, about 2½ miles Northeast of the Reservoir
which looks to be NW¼NW¼ section 34 on the map in T 6 S - R 2 W P.M. there is a canal over 2½
miles long from this point to the reservoir it is over 2 ft. deep 1½ ft. bottom, 3 ft. top
and will carry plenty of water to fill the reservoir.

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

Ans. I estimate about 200 miners inches, and about that amount is the most I have
seen being conveyed.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. There is no pump, just a diversion in the creek, the canal, a reservoir which the
engineers and map say will impound more than 1,000 acre ft. then the canals to the land.

R-678

Ques. 7. 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. The water is used for irrigation and the map shows that there is about a total of 145 to 150 acres irrigated this is in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 5 (10 acres); SW $\frac{1}{4}$ SW $\frac{1}{4}$ 10 to 15 acres; Section 6 in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ 20 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$ 5 acres; Section 7, N $\frac{1}{2}$ N $\frac{1}{2}$ E $\frac{1}{4}$ over half of each forty or at least 45 acres; NE $\frac{1}{4}$ NW $\frac{1}{4}$ 5 to 10 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$ 15 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$ 10 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$ 10 acres; Sec. 8 NW $\frac{1}{4}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ each 10 acres. All cultivated.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. No power just a little stock water.

Ques. 9. (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. The land reclaimed was just dry pasture now it is surface irrigated and subirrigated from the reservoir to produce good crops, it will need about one miners inch to the acre.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. NO

Ques. 11. 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. The last three years I have worked on this place irrigated and helped make the ditches so witnessed most of the irrigation water applied.

(Signed)

Grant Smith
~~James H. Hutton~~

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise
County of Ada, State of Idaho, on this 23 day of July,
A. D. 1951.

Harley W. McDonald
Notary Public.

My commission expires 10-11-51

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
COUNTY OF OWYHEE)

I, Everett A. Colley, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the printer and co-publisher of THE OWYHEE CHRONICLE, a newspaper of general circulation printed and published weekly, on Thursday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho

3. That the said THE OWYHEE CHRONICLE has been printed and published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice NOTICE FOR PUBLICATION

of which a printed copy, taken from said newspaper, is hereto annexed, was published in the regular issue thereof, and not in a supplement thereto, in said newspaper, in four (4) (consecutive) calendar weekly issue(s) of said newspaper, on the following date(s):

June 21, 1951

June 28, 1951

July 5, 1951

July 12, 1951

Signed

Everett A. Colley

Subscribed and sworn to before me this 12th day of July

A. D., 195 1.

J. H. Robinson
Notary Public in and for the State of Idaho.

Residing at Caldwell, Idaho

My commission expires Feb. 5, 195 5.

June 28, 1951

Re: Permit No. R-678

The Owyhee Chronicle
Homedale, Idaho

Gentlemen:

We have checked the Notice of Beneficial Use Proof on Permit No. R-678 in the name of James W. Nettleton, appearing in your issue of June 21, 1951, and find same to be correct, except one small typographical correction.

The first word of the fourth line of the paragraph commencing "The name of the Canal" should be place and not plane.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

m:bn

E-678

The Owyhee Chronicle

EVERETT A. COLLEY, Editor



DIAL 3581

Official Paper of Owyhee County

Published Weekly in the Famous Gem District at

HOMEDALE, IDAHO

June 14, 1951

Dept. of Reclamation
Mark R. Kulp, Engineer,
Boise, Idaho

RECEIVED
JUN 16 1951

Department of Reclamation

Dear Mr. Kulp,

This is to acknowledge receipt of notice for publication for James W. Nettleton, Oreana, Idaho (Permit No. R-678), which will be published four (4) consecutive weeks prior to July 23 as ordered. Upon completion, we shall furnish Mr. Nettleton the affidavit of publication and shall bill him for the cost of same.

Sincerely,

THE OWYHEE CHRONICLE

Everett A. Colley

By: Mrs. Everett A. Colley

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 23rd day of July, 1951, at Boise, Idaho, County of Ada, State of Idaho, before Harley M. McDowell, Notary Public, proof will be submitted of the application to beneficial use of 1,000 Acre feet per annum of the waters of Castle Creek in accordance with the terms and conditions of Permit No. R-678 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit is James W. Nettleton, of Oreana, Idaho.

The use to which said water has been applied is Irrigation.

The amount applied to beneficial use is 1,000 acre feet per annum.

The place where said water is used is T7S, R2W, Boise Meridian, Section 5, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$; Section 7, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$; Section 6, S $\frac{1}{2}$ SE $\frac{1}{4}$; Section 8, NW $\frac{1}{4}$ NW $\frac{1}{4}$.

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

The right to take water from

which said water is

the date of priority when

said user is prepared to establish is May 31, 1940.

MARK R. KULP,

State Reclamation Engineer.

R-678 6-21-4..

MARK R. KULP,

State Reclamation Engineer.

R-678 6-21-4..

Notice is hereby given that at 10:00 A. M. on the 23rd day of July, 1951, at Boise, Idaho, County of Ada, State of Idaho, before Harley M. McDowell, Notary Public, proof will be submitted of the application to beneficial use of 1,000 Acre feet per annum of the waters of Castle Creek in accordance with the terms and conditions of Permit No. R-678 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit is James W. Nettleton, of Oreana, Idaho.

The use to which said water has been applied is Irrigation.

The amount applied to beneficial use is 1,000 acre feet per annum.

The place where said water is used is T7S, R2W, Boise Meridian, Section 5, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$; Section 7, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$; Section 6, S $\frac{1}{2}$ SE $\frac{1}{4}$; Section 8, NW $\frac{1}{4}$ NW $\frac{1}{4}$.

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

The right to take water from such works is based upon Permit No. R-678.

The source of supply from which said water is diverted is Castle Creek.

The date of priority when said user is prepared to establish is May 31, 1940.

MARK R. KULP,
State Reclamation Engineer.
R-678 6-21-4..

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. R-678

Date: June 13, 1951

Owyhee Chronicle

Homedale, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **July 23, 1951** the date set for proof, the expense of the publication to be paid by the applicant, **James W. Nettleton** of **Oreana, 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, in order that we may check same,

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

P. S. Since you have so kindly placed us on your regular mailing list, we shall check the notice in the papers as they reach us. The above is, of course, a form letter.

R-678

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

Notice is hereby given that at 10:00 A. M. on the 23rd day of July, 1951,
at Boise, County of Ada, State of Idaho, before
Harley M. McDowell, Notary Public, proof will be submitted of the
application to beneficial use of 1,000 ^{Acre ft. per annum} ~~cubic feet per second~~ of the waters of Castle Creek
in accordance with the terms and conditions of Permit No. R - 678
heretofore issued by the Department of Reclamation of the State of Idaho.

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

James W. Nettleton, of Creana, Idaho

The use to which said water has been applied is Irrigation

The amount applied to beneficial use is 1,000 acre ft. per annum.

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) T 7 S - R 2 W, Boise Meridian

Section 5, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$.

Section 7, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$.

Section 6, S $\frac{1}{2}$ SE $\frac{1}{4}$.

Section 8, NW $\frac{1}{4}$ NW $\frac{1}{4}$.

The name of the canal or ditch or other works by which said water is conducted to such place of
use is Private ditch

The right to take water from such works is based upon Permit No. R - 678

The source of supply from which such water is diverted is Castle Creek

The date of priority which said user is prepared to establish is May 31, 1940

MARK R. KULP

State Reclamation Engineer.

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 13, 1951

(P. O.) Oreana, 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
Owyhee Chronicle of Homedale, Idaho published in
the county in which the works are situated.

James W. Nettleton

By Harley M. McDonald

(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.

R-678

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

May 1, 1951

Mr. James W. Nettleton

Oreana, Idaho

Dear Sir:

We enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. ~~R-678~~. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This 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 not later than ~~July 25, 1951~~, and if proof is submitted later than said date, your priority will be brought down a length of time equal to the time elapsing between the date the proof is due and the date proof is actually made.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

R-678

✓
June 3, 1949

Re: Permit No. R-678

Mr. James W. Nettleton
Greene, Idaho

Dear Mr. Nettleton:

We enclose Certificate of Completion of Works issued under your Permit No. R-678, for the storage ^{and} appropriation of 1,000 acre feet of water from Castle Creek, with point of outlet in the NW¹/₄ NW¹/₄ of Section 34, Township 6 South, Range 2 West B.M. for the irrigation of land in Sections 5, 6, 7, and 8, Township 7 South, Range 2 West, B.M.

Very truly yours,

MARK A. TULP
State Reclamation Engineer
By

Chief Clerk

A:bh

Enc.

R-6-78

Permit No. R-678STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER



STATE OF IDAHO

County of Owyhee } SS.Jas W Nettleton, 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. R-678, and that his postoffice address is Cresna
State of Idaho

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

Castle CreekThird: That the point of diversion of said water is 306 feet S.E. of S.E.Corner of S. 2 E - T. 6 S - R. 2 W. in N.W.N.W. Sec 34, T. 6 S - 2 WFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by July 25, 1949.Fifth: That the use for which said water is intended is irrigation

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

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

II. Dimensions of work:

(a) Height of dam 13 feet, length of dam at top 203 feet, length of dam at bottom 90 feet. Material used in construction Dirt & Rock

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir 4,000 acre feet.(c) Size of headgate: Width 10 in feet, height 10 in feet.(d) Conduit ditch width at bottom 8 feet, width at water line 10 1/2
(State whether ditch, flume or pipe)feet, depth of water 2 1/2 feet; diameter of pipe _____ inches, average grade per mile is 3 feet. Length of conduit is 2 1/4 miles.Seventh: That said works are capable of conducting to the place of intended use 30 second feet of water.Eighth: That water appropriated under said permit is available for _____ acres of land described as follows: 400 acres in Sec 5, 6, 7, & 8T. 7 S - R. 2 W. B. M. - NW⁴, N²SW⁴, SW⁴SW⁴ Section 5;
S²SE⁴ Section 6; NE⁴, E²NW⁴ Section 7; NW⁴NW⁴ Section 8,
Twp. 7 S. Range 2 W. B. M.

Ninth: Remarks: That _____

Jas W Nettleton
(Sign Here)Subscribed and sworn to before me this 23 day of May, 1949Ronald C. FeltzMy commission expires 3-1-1953

Notary Public.

R-678

R-678

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Mr. James . . Nettleton

Boise, Idaho

May 2, 1949

Orsana, Idaho

Dear Sir:-

Under the terms of your permit No. R-678-----you are required to complete your diversion works on or before July 25, 1949----- 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,

MARK R. KULP

State Reclamation Engineer

R-678

July 30, 1946

Re: Permit No. R-678

Register U. S. Land Office
Blackfoot, Idaho

Dear Sir:

At the request of Mr. James W. Nettleton, of
Oreana, Idaho, we are enclosing two certified
copies of his Permit No. R-678, to be filed in
connection with his Desert Entry No. 055472.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Enc.
CC to Jas. W. Nettleton

Dear Mr. Nettleton:

This is for your information. We enclose
Departmental Receipt # 19561 for the \$3.00 fee for
these certified copies.

J.L.A.

R-678

O F F I C E
Boise, Idaho, July 26th 1946.

Serial 055472.

To Office of Hon. Commissioner
of Reclamaion, (Attention Mrs. Anderson).

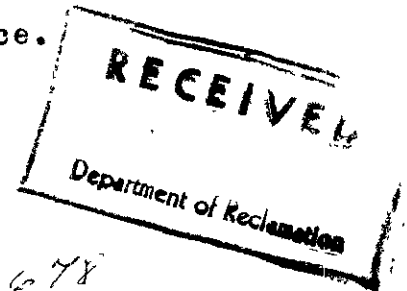
Please find herewith Mr. James
W. Nettleton's personal check to cover the charge for the certified
copies of his Permit to use the water of Castle Cr., for reclamation of
the irrigable area of the 80 acres sought, in his DE 055472.

Very truly yours,

As per telephone talk.



I advised the Land Office your office
would forward the required duplicate evidence at once.



K-678

Application for Amendment
To Permit to Appropriate the Public Waters
of the State of Idaho, No.

State Reclamation

Comes now James W Nettleton, and represents to the ~~Commissioner~~
 Engineer of Reclamation of the State of Idaho.

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. R-678, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

S~~W~~ 1/4 S~~E~~ 1/4, NW 1/4, N 1/2 SW 1/4, SW 1/4 SW 1/4 Sec 5;
NE 1/4, E 1/2 NW 1/4 Sec 7;
S 1/2 SE 1/4 Sec 6
NW 1/4 NE 1/4, NW 1/4 NW 1/4 Sec. 8
Twp. 7 S. Range 2 W. B. M.

....., making a total of ~~390~~ 430 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at 9 A M, this 23 day of July, 19 46

James W Nettleton

Date of receipt at Office of Department of Reclamation

July 27, 1946

State Reclamation Engineer
 APPROVAL OF ~~COMMISSIONER OF RECLAMATION~~

State Reclamation Engineer

I, Mark R. Kulp, ~~Commissioner of Reclamation~~ of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. R-678. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Mark R Kulp
~~Commissioner of Reclamation~~
 State Reclamation Engineer

(Over)

R-678

Effective April 10, 1911

Department of Reclamation

REGULATIONS AS TO AMENDED APPLICATION AND PERMIT.

Section 3255 of the Revised Codes, provides for the amendment of a permit as to lands upon which the water is to be used. The permit holder, to avail himself of the provisions of this section, should fill out and file with the Commissioner of Reclamation the application blank found upon the reverse side of the sheet. If there is not sufficient room in such blank for the legal description of the amended list of lands, this may be submitted as an exhibit, proper reference thereto being made in the application.

Before amended permit will be granted applicant must file with the application two maps, showing the following details:

- (a) Name of applicant.
- (b) Section, town and range numbers, where public survey has been made.
- (c) Source or sources of supply.
- (d) Point or points of diversion.
- (e) Route of ditch or ditches, including laterals delivering water within one mile of each 160 acre tract of the lands to be irrigated.
- (f) Lands to be irrigated to be shown by cross-hatching, outlining, or coloring.

If original permit called for more than 25 cubic feet per second, the maps must be prepared from actual survey and must be certified to by engineer in charge of survey, in the following form:

I hereby certify that this map was prepared from an actual survey made by me.
19..... and correctly shows position of points indicated thereon.

.....
Engineer.

P. O.

Date 19.....

Jas Hewlston

Charles G. Case

2

R 678

R-678

ESTD 1853

S W S. E. S

N W N E S

D.E.
055472

R-678

July 16, 1946

Re: Permit No. R-678

Mr. James W. Nettleton
Greene, Idaho

Dear Mr. Nettleton:

Mr. T. B. Chapman has requested us to furnish you with two certified copies of your permit, as above, on Castle Creek, for use in connection with your desert entry, which he describes as being on the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 5, and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 8, Township 7 South, Range 2 West; and states that you left with him your check for \$3.00 to cover the cost of these copies.

Reference to the permit, however, shows that these tracts are not included in the land description, which is given as follows:

NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5;
NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 7;
S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 6;
NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 8;
All in Twp. 7 South, Range 2 West, B.M.

If, however, you wish to amend your land list as given in the permit, so as to include these other 80 acres, you may execute and return to this department the enclosed form of amendment- upon receipt and approval of which it will be so recorded, and copies of the amended permit will then include the land described in your desert entry.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encl.

R-678

May 31, 1945

Re: Permit No. R-678

Mr. James W. Nettleton
Oreana, Idaho

Dear Mr. Nettleton:

We enclose herewith the approval of the
State Reclamation Engineer of your appli-
cation for extension of time for completion
of works under Permit No. R-678, to July
25, 1949.

This should be attached to your original
permit, of which it is now a part.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A
encl.

Chief Clerk

R-678

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. R-678, has been made by the owner thereof, James W. Nettleton, of Oreana, Idaho, which application was duly advertised for a period of two consecutive weeks, in the Owyhee Chronicle, stating that on the 26th day of May, 1945, 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 Senate Bill No. 13, Chapter 12, 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. R-678, to July 25, 1949.

WITNESS MY HAND, this 31st day of May, A. D., 1945.

Mark R. Kulp

MARK R. KULP
State Reclamation Engineer

R-678

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss
COUNTY OF OWYHEE)

1. Everett A. Colley, being first duly sworn, depose and say.

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the printer and co-publisher of THE OWYHEE CHRONICLE, a newspaper of general circulation published weekly, on Thursday of each and every week, in the Village of Homedale and County of Owyhee and State of Idaho

3. That the said The Owyhee Chronicle has been published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the attached notice

4. That said notice Notice for Publication

of which a printed copy, taken from said newspaper, is hereto annexed, was published in the regular issue thereof, and not in a supplement thereto, in said newspaper, in two (2) consecutive calendar weekly issues of said newspaper, on the following dates

May 10, 1945

" 17, "

Signed Everett A. Colley

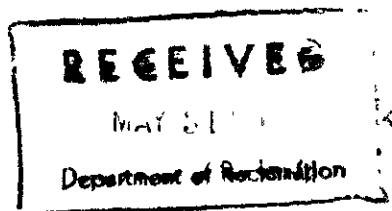
Subscribed and sworn to before me this 18th day of May

A. D., 1945

M. H. Robinson
Notary Public in and for the State of Idaho.

residing at Caldwell, Idaho

My commission expires 2 - 5, 1947



K-678

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 26th day of May, 1945, at 10:00 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 R 678. The said protests and evidence may be submitted either orally or by affidavits 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 R-678.

2. The name and post-office address of the person or persons or corporation holding said permit or permits are James W. Nettleton, Oreana, Idaho.

3. The amount of water claimed by the said permit or permits is 1,000 acre feet from Castle Creek which is tributary to Snake River

MARK R KULP,

5-10-2 State Reclamation Engineer

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 26th day of May, 1945, at 10:00 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. R 678. The said protests and evidence may be submitted either orally or by affidavits 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 R-678.

2. The name and post-office address of the person or persons or corporation holding said permit or permits are James W. Nettleton, Oreana, Idaho.

3. The amount of water claimed by the said permit or permits is 1,000 acre feet from Castle Creek which is tributary to Snake River

MARK R. KULP,

5-10-2 State Reclamation Engineer

NOTICE FOR PUBLICATION

NOTICE OF APPLICATION FOR EXTENSION OF TIME FOR COMPLETION OF WORKS
UNDER SENATE BILL NO. 23, SESSION LAWS OF 1945

360330331111 1111

Notice is hereby given, that on the 26th day of May
1945, at 10:00 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. R 678. 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 R-678
2. The name and post-office address of the person or persons
or corporation holding said permit or permits are: James W. Nettleton,
Greene, Idaho

3. The amount of water claimed by the said permit or permits is
1,000 acre feet from Castle Creek
which is tributary to Sage River

MARK R. KULP

State Reclamation Engineer

R-678

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Re: Permit No. R-678

Date . May 2, 1945 . . .

Owyhee Chronicle

Homedale, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week
for two consecutive weeks prior to **May 26, 1945**, the date set
hearing
for **proof**, the expense of the publication to be paid by the applicant,

James W. Nettleton, Oreana, Idaho

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

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

Commissioner of Reclamation

By

Chief Clerk

R-678

Charles C. Gossett

May 2, 1945

Re: Permit No. R-678

Mr. James W. Nettleton
Oreana, Idaho

Dear Mr. Nettleton:

We have set May 26th, at 10:00 o'clock A.M. as the time for hearing on your application for extension of time for completion of works under the above numbered permit; said hearing to be at the Department's office, Room 107 State House.

The notice has been sent to the Owyhee Chronicle, with instructions to publish it once a week for two consecutive weeks prior to that date, and to send you the affidavit of publication, together with bill for cost of publishing.

If no protests are received, the extension will be approved, upon receipt from you of the affidavit of publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A

R-678

PERMIT NO. _____

13

EXTENSION OF TIME FOR COMPLETION OF WORKS UNDER SENATE BILL NO. 98
SESSION LAWS OF 1945

STATE OF IDAHO)
County of Lincoln) ss.

Jas W Nettleton of Oreana, 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. R-678.

That under the terms and conditions of said Permit, Completion of
Works thereunder is required by July 25, 1945 1945.

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:

Completed 1203 ft of dike 13 ft high
Completed 4 miles of Canal 8 ft on
bottom, 12 ft on top

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 rea-
sons, to-wit:

Shortage of labor

Wherefore, he makes application to the State Reclamation Engineer to
extend the time for Completion of Works under the said Permit to July 25
1949, pursuant to the provisions of Senate Bill No. 98, Session
Laws of 1945.

Subscribed and sworn to before me this 1 day of May 1945

My Commission expires:

11-5-47

Jas W Nettleton
Michael J. Bailey
Notary Public for Idaho
Residing at Boise Idaho

Date of receipt at office of Department of Reclamation May 1 1945

R-678

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) _____

(P. O.) _____

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
Owyhee Chronicle of *Homedale*, published in
the county in which the works are situated.

Gas W. Nettleton

(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.

L. G. 98

NOTICE FOR PUBLICATION

NOTICE OF APPLICATION FOR EXTENSION OF TIME FOR COMPLETION OF WORKS
UNDER SENATE BILL NO. 93, SESSION LAWS OF 1943

880330551 11111 6

Notice is hereby given, that on the _____ day of _____
19____, at _____ o'clock, ____ M., a hearing will be held by the
State Reclamation Engineer, or his deputy, at _____,
County of _____, 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. R-678. 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 R-678
2. The name and post-office address of the person or persons
or corporation holding said permit or permits are:

Jas W Nettleton Cresna Idaho

3. The amount of water claimed by the said permit or permits is
1,000 acre feet from Castle Creek
which is tributary to Snake River

State Reclamation Engineer

R-678

✓

July 10, 1943

Re: Permit No. R-678

Mr. James Nettleton
Oreana, Idaho

Dear Mr. Nettleton:

In reference to your request for extension of time for completion of works under your Permit No. R-678, for constructing a reservoir and storing 1000 acre feet of water from Castle Creek:

Our records show that this proof is not due until July 23, 1945, so there need not be a formal application for extension at this time.

However, when that time comes, if you find that conditions are still such that you have been unable to proceed with the work as contemplated, you can then apply for an extension, and the matter can then be taken care of.

Very truly yours,

JAMES SPOFFORD
State Reclamation Engineer
By

A

Chief Clerk

R 678

July 17, 1940

Re: Application No. 26403

Mr. James . Nettleton,
Greene, Idaho.

Dear Mr. Nettleton:

We have just held a discussion with the contractor who contemplates building the dam under your Application No. 26403.

We are sorry to advise that this department can grant no authority to you to go ahead with the construction until permit is issued and until the Commissioner has approved the plans and specifications.

We trust that you will hold the matter in abeyance until the above conditions have been met.

We are enclosing a copy of Chapter 224 of the 1939 Session Laws, for your convenience. From this you will note that the department of Reclamation has jurisdiction over new dam construction.

Very truly yours,

JAMES SPORFORD

Commissioner of Reclamation

By

Deputy Commissioner

D:2
Encl.

CLASS OF SERVICE

This is a full-rate Telegram or Cablegram unless its deferred character is indicated by a suitable symbol above or preceding the address.

WESTERN UNION

1201

SYMBOLS

DL=Day Letter

NT=Overnight Telegram

LC=Deferred Cable

NLT=Cable Night Letter

Ship Radiogram

R. B. WHITE
PRESIDENTNEWCOMB CARLTON
CHAIRMAN OF THE BOARDJ. C. WILLEVER
FIRST VICE-PRESIDENT

The filing time shown in the date line on telegrams and day letters is STANDARD TIME at point of origin. Time of receipt is STANDARD TIME at point of destination

KHA11 47 NT COLLECT XC=MONTPELIER IDA 16

HARRY DEWEY, DEPUTY=

JUL 17 AM 3 12

STATE COMM OF RECLAMATION STATE HOUSE BOISE IDA=
LETTER RECEIVED WOULD HESITATE ISSUING PERMIT TO NETTLETON
WITHOUT CONSENT TOF DECREEED WATER USERS ON CASTLE CREEK.
THEIR REQUIREMENTS SHOULD BE SATISFIED BEFORE WATER IS
DIVERTED TO ANOTHER WATER SHED NETTLETON WAS CAUTIONED AND
AGREED TO PUBLISH NOTICE OF HIS INTENTIONS ASK ATTORNEY
GENERAL OPINION IMPORTANT=
SPOFFORD..

R-678

THE COMPANY WILL APPRECIATE SUGGESTIONS FROM ITS PATRONS CONCERNING ITS SERVICE

July 15, 1940

Mr. James Spafford,
Commissioner of Reclamation
Burgoyne Hotel
Montpelier, Idaho.

Dear Mr. Spafford:

Almer Hughes was in this a.m. He said that he was building Nettleton's dam and wanted to know if an 8" outlet conduit and 8' spillway was large enough.

I did not tell him much, as the permit is not issued yet, and no plans or specifications are in.

He said Mr. Nettleton gave him the go ahead sign, as you had given him permission to start construction.

I told him to hold off until I heard from you.

Very truly yours,

D:A

K. J. 118

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Boise, Idaho, June 3, 1940

Application No. 26403

Mr. Jas. W. Nettleton,
Greene, Idaho

SIR:

Application which has been filed under the above number is herewith returned for correction in the following particulars:

1. Answer Question 20.
2. Furnish maps in accordance with enclosed instructions.

You are allowed 60 days from date of first return for correction, as stamped in second line on back of application, to file completed application. If received after that date application can be refiled under a new number with later priority, requiring additional fee.

Yours truly,

JAMES SPOFFORD

COMMISSIONER OF RECLAMATION.

By

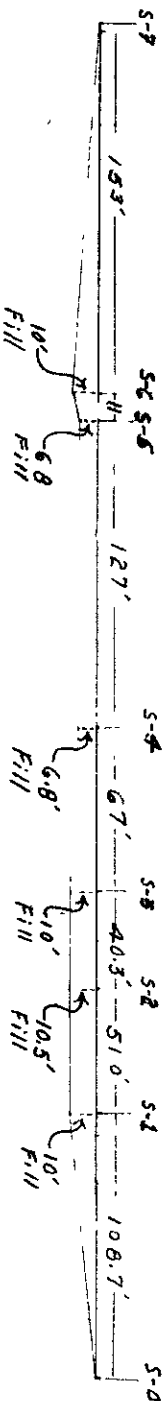
Deputy Commissioner

Encl: App. 26403

K 6 '18

Jas. W. Nettleton Diagram of Proposed Reservoir

Scale 1" = 80'



Volume of Sections Cu. ft.

S-1 - 17,440

S-2 - 17,054

S-3 - 15,360

S-4 - 16,147

S-5 - 20,701

S-6 - 23,651

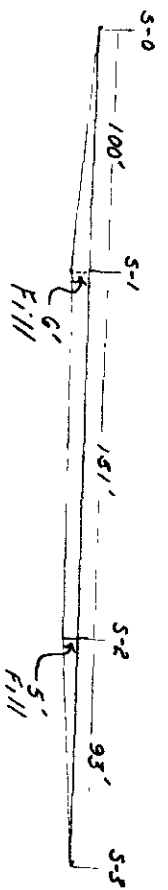
S-7 - 29,480

Total - 111,813 or 4141 cu. yards.

R-678

Supplement # 1

Scale 1" = 80'



Volume of Sections Cu. ft.

S-1- 6,600

S-2- 13,214

S-3- 4,464

Total 28,278 or 1047 cu. yds.

4141
5188 - Cu. Yds.

R-678

(Form No 2)

P. O.

APPLICATION FOR PERMIT

To Construct a Reservoir and Store and Appropriate
The Public Waters of the State of IdahoApplication No. R. 26403

Permit No. R.

1 Name of Applicant: Gas W Nettleton
Postoffice address: Oreana County Owyhee 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 corporation are:

- (a) Cash on hand. \$
- (b) Treasury Stock: \$
- (c) Bonds to be issued: \$
- (d) Other resources:

2. Quantity of water to be stored 1,000 acre feet per annum.3 Source of water supply is Castle (Creek) (River) (Spring), a tributary
of S Snake River.

4. The outlet of the proposed reservoir is located. 750 feet, distant from the S 1/4
(bearing)
corner of Section 5, Township 7 S, Range 2 W, B. M., and is in the SW 1/4 of SE 1/4
of Section 5, Township 7 S, Range 2 W, B. M. County of Owyhee

5 Fill out either (a) or (b).

(a) The reservoir is located in the channel of (Creek) (River).

(b) The reservoir is to be filled through a feeder canal, the point of diversion for which is located 300 SE
(bearing)..... feet, distant from the SE corner of Section 28, Township 6 S, Range 2 W,B. M., and is in the NW 1/4 of NW 1/4 of Section 34, Township 6 S, Range 2 W, B. M.;width at bottom 4 feet, width at top 7 feet, depth of water 2 1/2 feet; average gradeper mile 5 10 feet, Capacity 20 cubic feet per second.6. (a) The area of the high water line of the reservoir is 250 acres.(b) The reservoir capacity is 1,000 acre feet.7 Height of reservoir dam 12 feet, length at top 557 feet, length at bottom 295 feet, size ofoutlet 2 ft di. feet by feet. The dam is to be constructed of materials as follows: dirt3 to 1 up stream, 2 to 1 down stream. 7 foot
Top

(If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

8. (a) Will water stored in reservoir be diverted to canal or aqueduct, thence to land to be irrigated without comming-
ling with natural flow of No (Creek) (River)?

R-678

9

Gas W Nettleton
Applicant.
By _____ Agent.

(Not to be used when spring is situated on lands owned by applicant)

and that I do hereby grant unto the said.....permission to file on the said spring
as set forth in the foregoing application for permit to construct reservoir and store and appropriate the water from said
spring.

County of

Witness my hand and seal, the day and year in this certificate first above written.

My commission expires.....

1
K-678

Approval of Commissioner of Reclamation

The number of this permit is R.....

Recorded in book R....., page..... Approved

This is to certify that I have examined the within application for a permit to construct a reservoir and store and appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitation and conditions:

Bond in the sum of \$....., to be filed on or before

Work to begin on or before..... and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before

The whole of said work to be completed on or before

Beneficial use of water stored in accordance herewith, to be made on or before.....

Witness my hand this day of....., 19.....

Commissioner of Reclamation.

No. R.....

STORAGE PERMIT

Date of first receipt at office of Commissioner of Reclamation
3:00 P.M. May 31, 1940

Returned to applicant for correction
June 3, 1940

Corrected application received
July 23, 1940

Fees, \$ 5.75 Paid.

FILING FEES FOR STORAGE PERMITS:
For the first 250 acre-feet.....\$1.00
For each additional 250 acre-feet or fraction thereof.....\$0.10

FOR NORMAL FLOW PERMITS:
For the first Second foot.....\$1.00
For each additional second foot or fraction thereof.....\$0.10

3:00 P.M.

RECEIVED
JUL 23 1940
Department of Reclamation

App. for Permit

May 23, 1940

Mr. JAMES W. NETTLETON,
Oreana, Idaho.

Dear Mr. Nettleton:

Upon returning to the office today, my Assistant told me of your visit here during my absence, and he gave me the sketch you left which I infer pertains to the survey of the Alkali Lick Reservoir and Dam.

Apparently, you are somewhat mistaken in regard to the capacity of this reservoir, as the survey that I made for a 25-foot dam, having a water line of 20 feet above the floor of the outlet tunnel, would store only 2,875 feet and the cost would be quite high, as there was greater yardage in the fill of the dike on the side of the dam toward you than there was on the dam proper.

I do not seem to have the exact amount of this estimate available, but if you are further interested in this matter, I will be glad to work out a yardage estimate for the dam, and also for the dike, for your information. Herewith find enclosed instructions necessary for making an application to appropriate the public waters of the state.

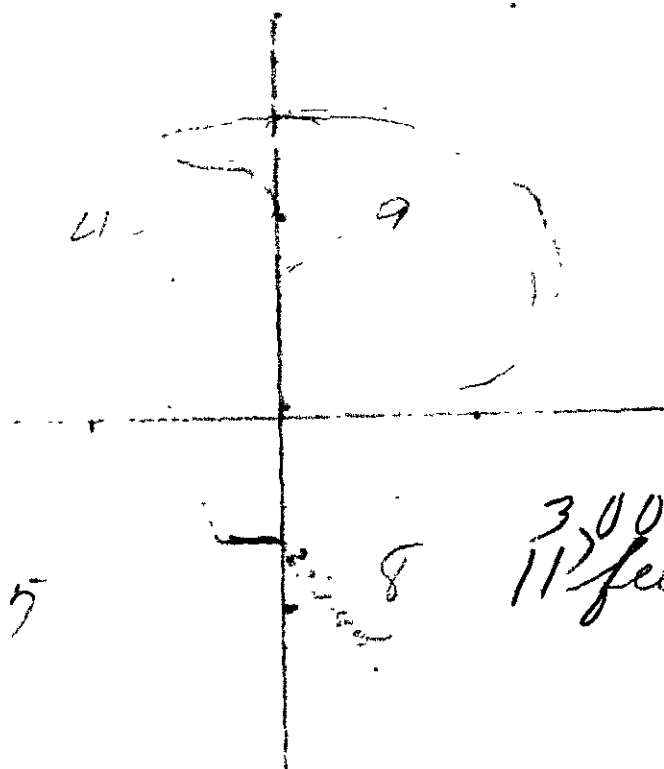
Very truly yours,

JAMES SPOFFORD,
Commissioner of Reclamation

JS/jf
Encl.

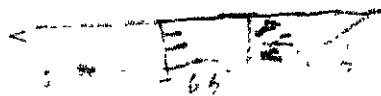
Dictated but not read.

100-100



3,000 ac. feet
11 feet in height

T 7 S R 2 W B M

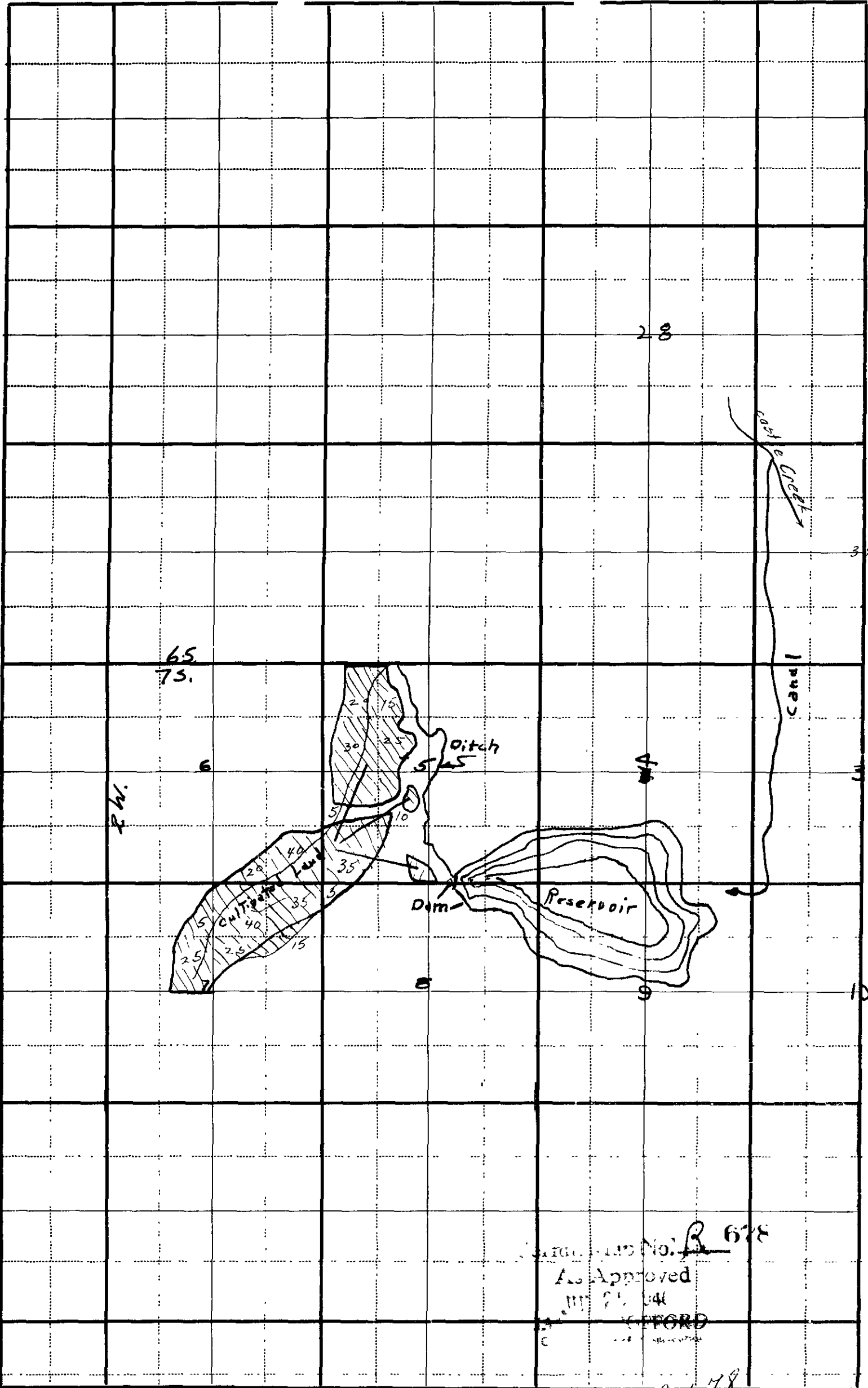


117

Gas W Pettibon
Oreaga
Idaho

250
2
5

R-678



Survey No. R 678
As Approved
JUN 25 1941
OFFICE

R-678