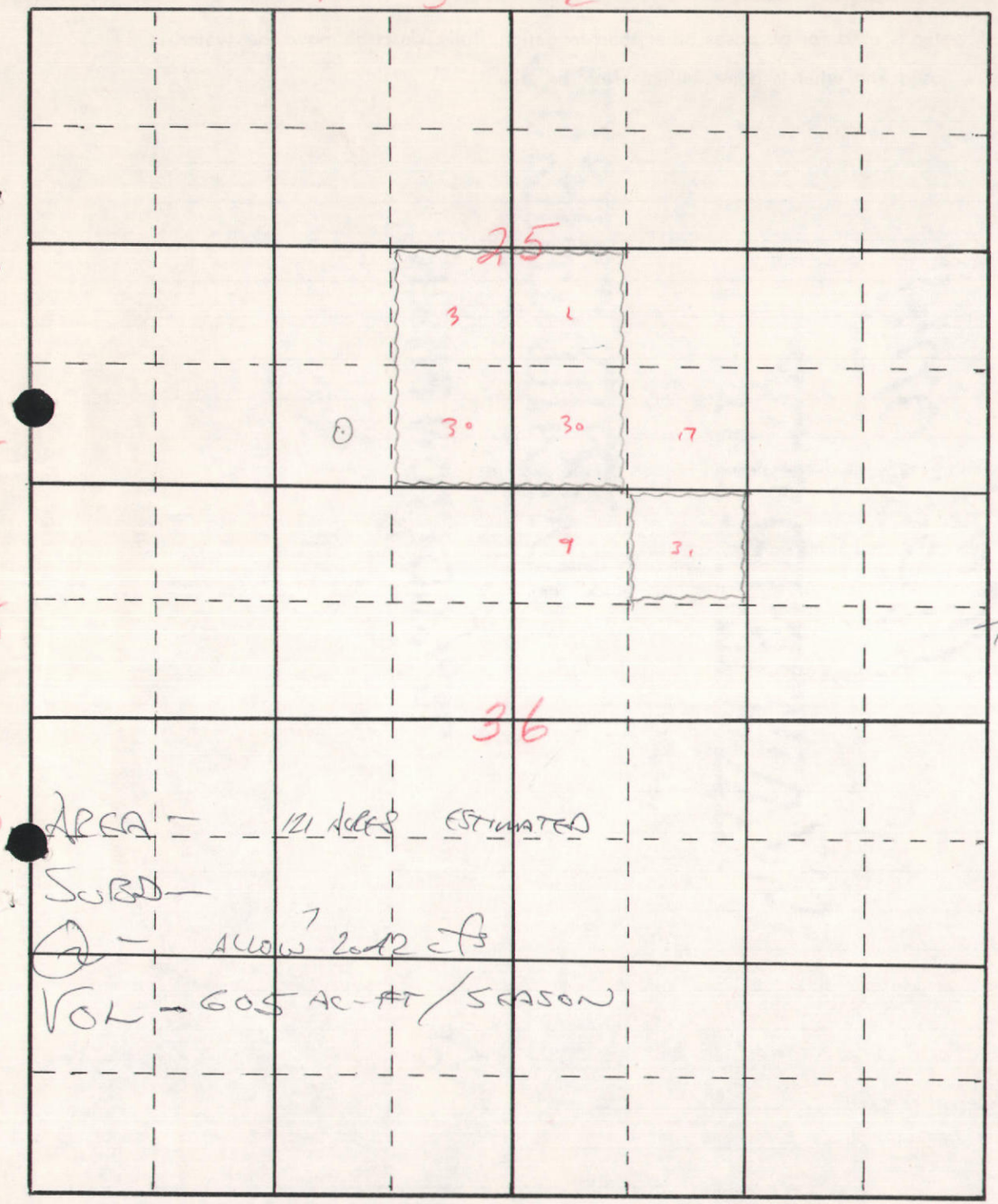


Permit No. 27460 BENEFICIAL USE ONLY S7

Name of Applicant Gary Lawson, Grand View, Idaho (Star Route B)

Source of Water Shoofly Creek

a tributary of Snake River

Location of P.D. SW¼SW¼, Sec. 25, T. 5 S, R. 3 E, B.M., Owyhee County.

Water is used for Irrigation

Quantity of water claimed: Permit 2.56 c.f.s. Depositions 3.0 c.f.s.

Type of measuring device installed or method of measurement and general description of diversion works a cement check, with 12" headgate with 30' of pipe, emptying in ditch.

Land to be irrigated or place of use:

TWP.	RGE.	SEC.	Description
5 S	3 E	25	E½SW¼, W½SE¼
		36	NE¼NE¼

Date filed: July 7, 1958
Proof due: July 14, 1968
Proof made: July 12, 1968
Priority: July 7, 1958

Total acreage 200

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.

Permit No. 26729 diversion from Snake River has been relinquished. Water from canal will be pumped to high ground.

Source of supply _____

a tributary of _____

Location of P.D.(s) _____

Water is used for _____

Quantity of water found _____

How was the measurement made? _____

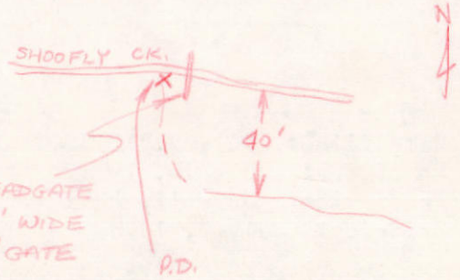
Measurement calculations _____

$Q = (.785)(3.81) = 3.0$ cfs.

MAX Q WORKS ARE CAPABLE OF CONVEYING @ 2' HEAD ON 12" CONDUIT.

Diversion works description and diagram

CONCRETE CHECK WORKS ACROSS SHOO FLY CREEK - 12" ARMCO STEEL HEAD GATE - 30' STEEL PIPE - THROUGH EARTH DITCHES - GRAVITY IRRIGATION



Indicate area irrigated in each subdivision on the map.

Total acreage irrigated _____

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination?

Recommended allowance for licensing _____

Description of required amendments. Comments. _____

IRRIGATION REQUIREMENT = ~~3.0~~ 2.0 AC-FT/AC/SEASON

Report checked? _____

Examination date 4-17-69 DR

Signature Alan L. Reynolds

09N1E 8eee-L5

63-1

GRAND VIEW QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)

(MOUNTAIN HO
1:125000

2'30" R.3E. R.4E.

430000 FEET

116°00'

43°00'

480000 FEET

57'30"

T. 5 S.
T. 6 S.

(MOUNTAIN OF BRUNEAU)

BRUNEAU 13 MI

MFC
1-3

57-2228
27460

57-2228
27460

Pumping Plant
BM 2378
CANAL
BRUNEAU
(MOUTH OF BRUNEAU)
T. 5 S.
T. 6 S.
Lake Bed
Hinton Res
Artesian Wells
VABM 2927
55'
42°52'30"
116°00'
(LITTLE VALLEY)
2'30"
R. 3 E.
R. 4 E.

ROAD CLASSIFICATION

HARD-SURFACE ALL WEATHER ROADS		DRY WEATHER ROADS	
Heavy-duty	4 LANE ; 6 LANE	Improved dirt	
Medium-duty	4 LANE ; 6 LANE	Unimproved dirt	
Loose-surface or narrow hard-surface			

(1) U. S. Route (1) State Route

1 MILE
6000 7000 FEET
1 KILOMETER

GRAND VIEW, IDAHO
N4252.5—W11600/7.5

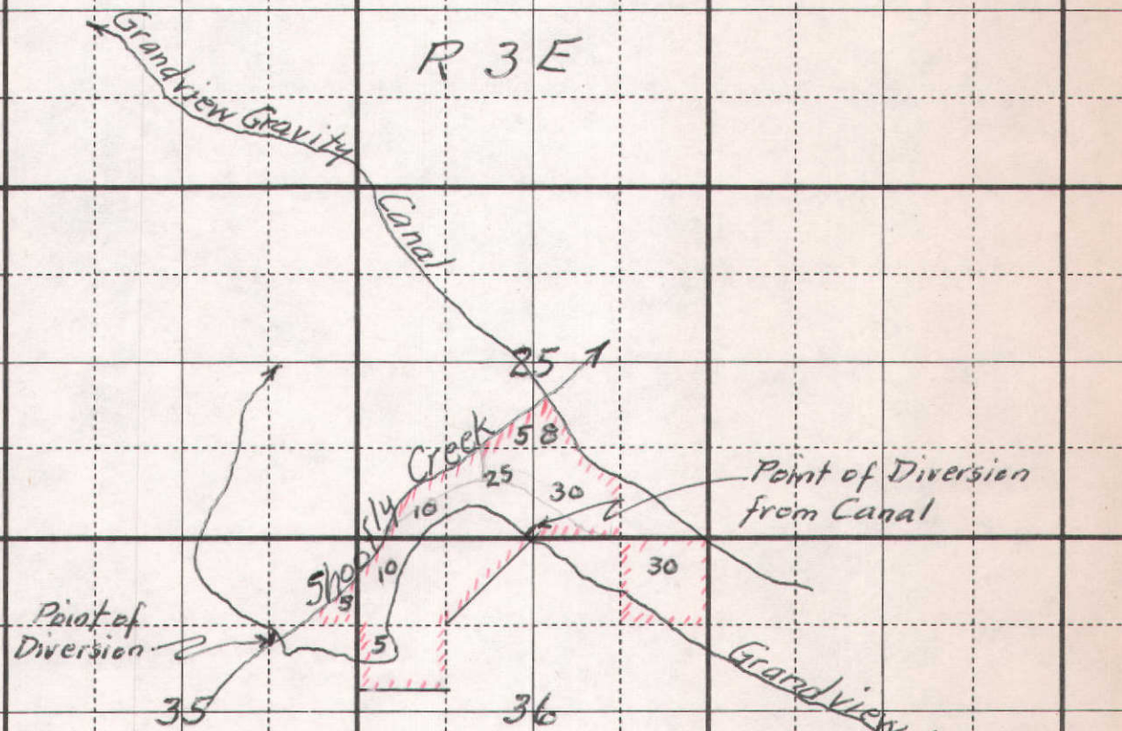
PRINTED 1948

TANDARDS
TON 25, D. C.

57-2228
27460

NAME OF APPLICANT Frank H. Neilson

Form No. 0



Permit Map No. 27460
As Approved
Geo. N. Carter
~~MARK R. KULP~~
~~State Reclamation Engineer~~
JUL 14 1958

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

27460

PROOF OF PUBLICATION

STATE OF IDAHO } s.s.
County of Owyhee

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once each week and every week for 4 consecutive weeks, the first publication being on the 20 day of June, 1968, and the last publication being on the 11 day of July, 1968;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 11 day of July, 1968.

Lona L. Hawes
NOTARY PUBLIC

My commission expires 9-10-68

(SEAL)

RECEIVED
JUL 15 1968
Department of Reclamation

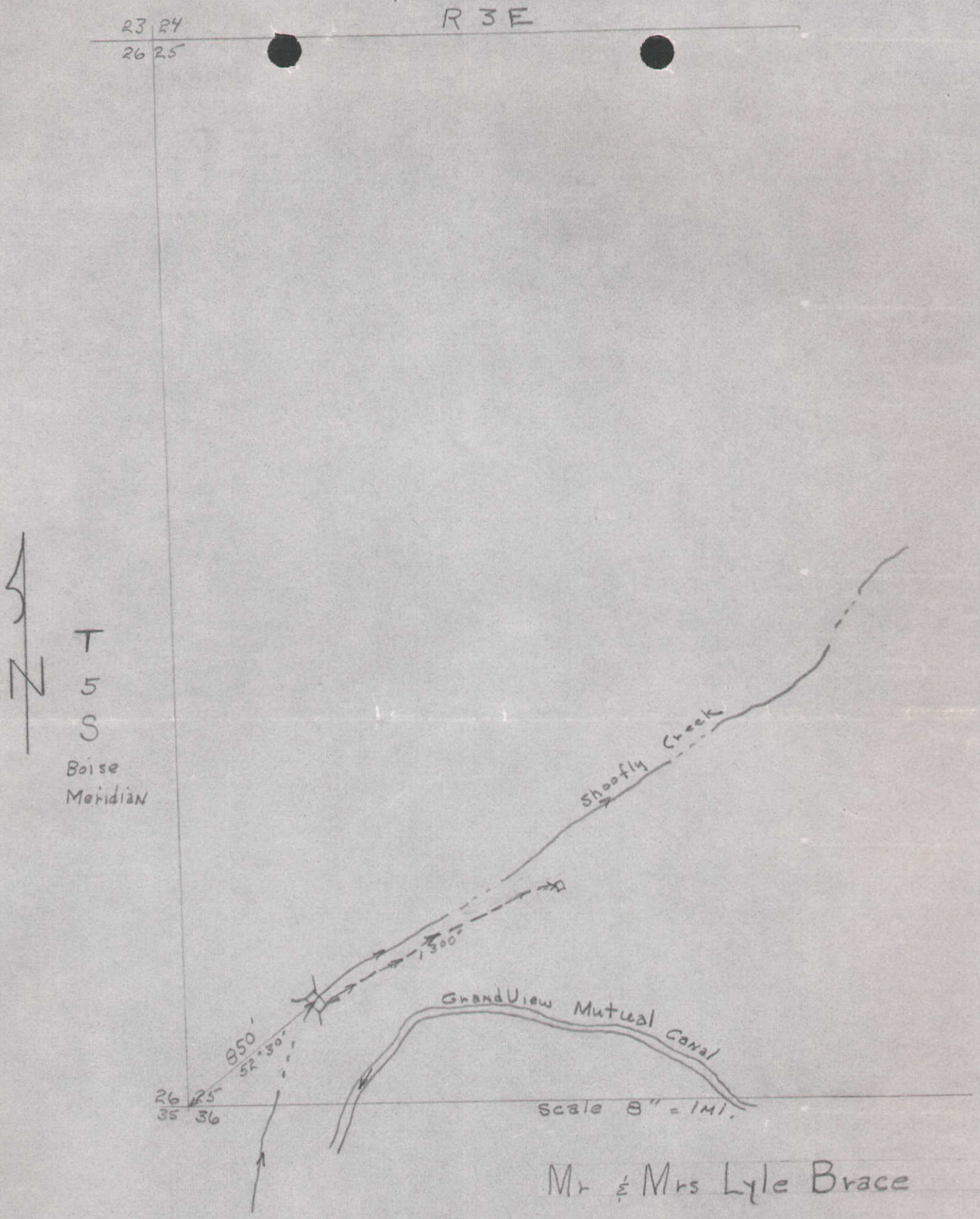
NOTICE OF PROOF OF APPLICATIO OF WATER TO BENEFICIAL USE

Notice is hereby given that on July 12, 1968, at Grand View, County of Owyhee, State of Idaho, before notary public (name and address) W. J. Biladeau, Grand View, Idaho, proof will be submitted of the diversion of 2.0 c.f.s. of the waters of Shoofly Creek, and the application to beneficial use of said water, in accordance with the terms and conditions of permit 27460, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Gary Lawson, Grand View, Idaho.
2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.0 cubic feet per second.
3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 2.0 c.f.s.
4. The point of diversion of said water is SW¼SW¼, Sec. 25, T. 5 S., R. 3 E., B. M., Owyhee County.
5. The place where said water is used is E½SW¼ W½SE¼, Sec. 25; NE¼NE¼, Sec. 36, T. 5 S., R. 3 E., B. M.
6. The date of priority which said user is prepared to establish is July 7 1958.

R. KEITH HIGGINSON,
State Reclamation Engineer
Published June 20 and 27, July 4 and 11, 1968
The Owyhee Nugget
Marsing, Owyhee County, Idaho

57-2228
27460



Mr & Mrs Lyle Brace

P.D.
4-16-63, Amend approved

27460

State of Idaho

WATER LICENSE

Water License No. 27460/57-2228 Priority July 7, 1958 Amount 2.42 c.f.s.

THIS IS TO CERTIFY, that Frank H. Neilson - Assignee - GARY LAWSON

of Grand View, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 7, 1958, that Permit 27460/57-2228 was issued pursuant to said application; that the proposed works were completed on or about May 1, 1968, with a storage or carrying capacity of 3.0 c.f.s., said works consisting of steel pipe, head gate and earth ditches, and that on July 12, 1968, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 605 acre feet per season, with a maximum rate of diversion of 2.42 cubic feet per second of the waters of Shoofly Creek tributary of Snake River, for the purpose of Irrigation from April 1 to October 31; and for _____ from _____ to _____, and for _____ from _____ to _____, and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation the point of diversion is located in SW ¼ SW ¼, Sec 25, T. 5 S, R 3 E, B M, and other additional points _____, in the County of Owyhee, and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 605 acre feet per year

Description and location of 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	
5 S	3 E	25									3			30		1	30	17	81
		36	31	9															40

Total number of acres irrigated 121

The right to the use of the water 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 18th day of August, 19 69

Deputy State Reclamation Engineer

57 2228 57-2228 27460

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR AMENDMENT

Permit No 27460

Comes now Gary Lawson of (address) Star Route B, Grand View, Idaho, 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 _____, and requests that the permit and permit map be changed as follows.

1 Point of diversion: _____ ¼ _____ ¼, Sec. _____, T. _____, R _____, B.M Other points of diversion _____

2 Period and nature of use (irrigation, domestic, stockwatering, industrial, etc)

mo. - day mo. - day

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

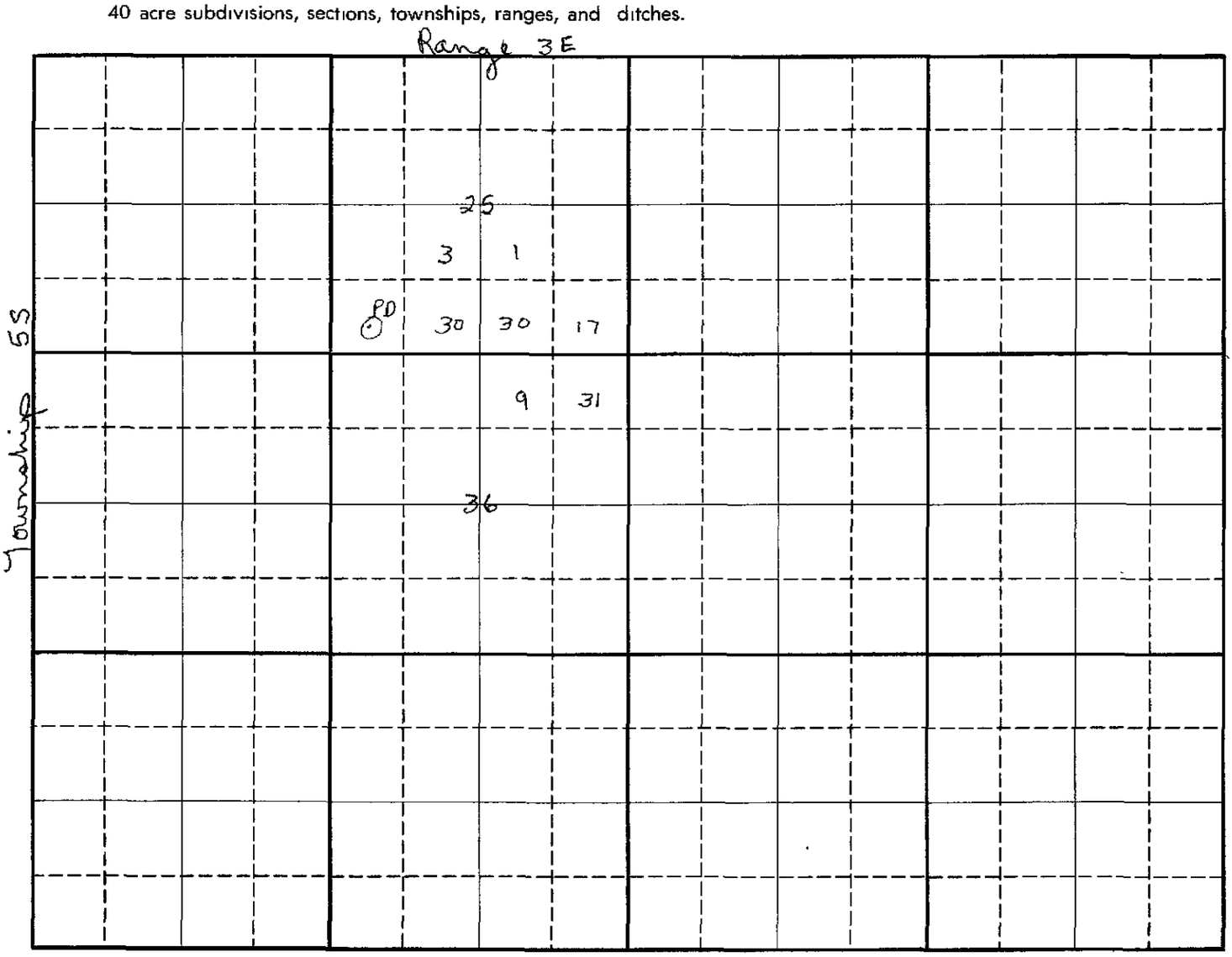
3 Place of use or land to be irrigated.

TWP	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	3E	25									3			30		1	30	17	81
5S	3E	36	31	9															40

Total number of acres to be irrigated 121

57-2228
27460

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Burley, this 3 day of August, 1969.

Gary Lawson
(signature)

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby approve the above application for amendment for permit 27460 D

Witness my hand this 13th day of August, 19 69.

R. Keith Higginson
State Reclamation Engineer

27460

Application For Permit
To Appropriate the Public Waters of the State of Idaho

57-

APPLICATION No. 35394
PERMIT No. 27460
DISTRICT No.

Frank H. Neilson
Grand View,
Idaho

1. Name of Applicant: FRANK H. NEILSON

Postoffice address: Grand View 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 applicant are:
(a) Cash on hand:
(b) Treasury stock:
(c) Bond to be issued:
(d) Other resources:

2. Quantity of water claimed: 2.56 cubic feet per second.

3. Source of water supply: Shoofly Creek which is a tributary of Snake River

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

corner of Section , T. , R. , B.M., and is in the SE¼ NE¼

of section 35 , T. 5 S , R. 3 E , B. M., County of Owyhee

5. Water is to be used for Irrigation

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

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

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

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

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

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

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

7. Estimated cost of works: $ 400.00

8. Kind of works: diversion and ditch

9. Height of dam 3 feet; length of dam at top 20 feet; length of dam at bottom 15 feet; material used in dam: rock and brush

10. Size of headgate: Width 3 feet; height 3 feet.

11. Ditch: Width at bottom 3 fee; width at water line 5 feet; depth of water 0.8 feet; dimensions of flume:

Diameter of pipe inches; length of conduit 100 feet miles

Average grade per mile 5 feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 0 additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Permit No. 26729
diversion from Snake River has been relinquished Water from canal will be pumped to high ground.

16. (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 water of the State of Idaho as herein set forth.

/s/ Frank H. Nielson
Applicant.

By *Agent.*

Date of first receipt at Department of Reclamation: 11:30 A. M. July 7, 1958

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 27460
Recorded in Book 97 Page 27460 Approved July 14, 1958
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 September 14, 1958 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before January 14, 1961
The whole of said work to be completed on or before July 14, 1963
Beneficial use of water appropriated in accordance herewith, to be made on or before July 14, 1963

WITNESS My hand this 14th *day of* July, 1958

/s/ GEO. N. CARTER
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLIE, Governor of the State of Idaho, and JAS. H. YOUNG, 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 14th day of July, 19 58

Countersigned:

(SEAL)

By /s/ JAS. H. YOUNG
Secretary of State.

STATE OF IDAHO

By /s/ ROBERT E. SMYLIE
Governor.

REMARKS:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5 S.	3 E	25									5	10	25		8		30		78
		35	5																5
		36	30					10	5										45

Total number of acres to be irrigated 128

SEE ASSIGNMENT OF REAL ESTATE CONTRACT, in file, to ETHEL HARLEY, now ETHEL BRACE

Application for Amendment
POINT OF DIVERSION
Permit No. 27460

Comes now ETHEL HARLEY now ETHEL BRACE and represents to the State Reclamation Engineer of the State of Idaho:

That she is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 27460.

That the point of diversion is described in said Permit as being located: $SE\frac{1}{4}NE\frac{1}{4}$, Sec. 35, T. 5 S., R. 3 E.,

That she now requests that the point of diversion be changed to a point located: $SW\frac{1}{4}SW\frac{1}{4}$, Sec. 25, T. 5 S., R. 3 E., B. M.

That the reason for desiring to make such change is as follows: Better location for diversion.

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

Signed at Boise, Idaho, this 16 day of April, 1963.

s/ ETHEL BRACE

Date of Receipt at Department of Reclamation: 4-16-63

APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy 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. 27460. 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.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Recorded: April 16, 1963

Permit No. 27460
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that FRANK H. NEILSON - Assignee - Ethel Brace of Grandview, County of Owyhee, and State of Idaho, the holder of Permit No. 27460, issued upon Application No. 35394 bearing date of priority of July 7, 1958, authorizing the diversion of 2.56 second feet of waters of Shoofly Creek, County of Owyhee, State of Idaho, for irrigation 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 2.0 second feet of the waters of Shoofly Creek, tributary of Snake River that the point of diversion of said waters $SW\frac{1}{4}SW\frac{1}{4}$, Sec. 25, T. 5 S., R. 3 E., B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 75 acres $E\frac{1}{2}SW\frac{1}{4}$, $W\frac{1}{2}SE\frac{1}{4}$, Sec. 25, T. 5 S., R. 3 E.; and $NE\frac{1}{4}NE\frac{1}{4}$, Sec. 36, T. 5 S., R. 3 E., B. M.

Witness my hand this 22nd day of July, A.D. 1963

/s/ RALPH W. THOMAS, Deputy
State Reclamation Engineer

Proof of Completion of Works Made: July 18, 1963

S T A T E OF I D A H O
DEPARTMENT OF RECLAMATION
EXTENSION OF TIME
APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the Public Waters of the State of Idaho, No. 27460, to July 14, 1968

Witness my hand this 29th day of July, 1963.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

LICENSE ISSUED FOR____SEC. FT.
LICENSE PAGE NO. _____

July 14, 1969

Re: Permit No. 27460

Gary Lawson
Star Route B
Grand View, Idaho 83624

Dear Mr. Lawson:

The Department of Reclamation has conducted a field examination of the land and works covered by the above referenced permit and has found that SE¼SE¼, Sec. 25, T. 5S, R. 3E; NW¼NE¼, Sec. 36, T. 5S, R. 3E should be added to the purpose of use for irrigation of NE¼SW¼, SE¼SW¼, NW¼SE¼, SW¼SE¼, Sec. 25, T. 5S, R. 3E; NE¼NE¼, Sec. 36, T. 5S, R. 3E. This will bring the total number of acres irrigated to 121.

Enclosed is a partially completed application for amendment. If you agree with the findings of the Department, please sign the application and return it with a $5.00 fee.

The Department is prepared to license Permit No. 27460 for 2.42 c.f.s. of water from Sloofly Creek, a tributary of Snake River, in SW¼ SW¼, Sec. 25, T. 5S, R. 3E.B.M. in Owyhee County. The maximum quantity diverted shall not exceed 605 acre feet per season and the priority date established is July 7, 1958. If you agree with these findings, please remit licensing fees of $14.00 within 30 days of the date of this letter.

Please return the signed application for amendment and a total of $19.00 in fees as soon as possible.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM/mh

Enclosure

57-3228
27460

July 14, 1969

Re: Permit No. 27460

Gary Lawson
Star Route 8
Grand View, Idaho 83624

Dear Mr. Lawson:

The Department of Reclamation has conducted a field examination of the land and works covered by the above referenced permit and has found that SE¼SE¼, Sec. 25, T. 5S, R. 3E; NW¼NE¼, Sec. 36, T. 5S, R. 3E should be added to the purpose of use for irrigation of NE¼SW¼, SE¼SW¼, NW¼SE¼, SW¼SE¼, Sec. 25, T. 5S, R. 3E; NE¼NE¼, Sec. 36, T. 5S, R. 3E. This will bring the total number of acres irrigated to 121.

Enclosed is a partially completed application for amendment. If you agree with the findings of the Department, please sign the application and return it with a $5.00 fee.

The Department is prepared to license Permit No. 27460 for 2.42 c.f.s. of water from Shoofly Creek, a tributary of Snake River, in SW¼ SW¼, Sec. 25, T. 5S, R. 3E.B.M. in Owyhee County. The maximum quantity diverted shall not exceed 605 acre feet per season and the priority date established is July 7, 1958. If you agree with these findings, please remit licensing fees of $14.00 within 30 days of the date of this letter.

Please return the signed application for amendment and a total of $19.00 in fees as soon as possible.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

fees paid
Receipt no.
#34616

DWM/mh

Enclosure

57-2228
27460

August 17, 1969

Re: Permit No. 57-2228

Mr. Gary Lawson
Star Route B
Grand View, Idaho 83624

Dear Mr. Lawson:

Enclosed please find a copy of the APPROVED application for amendment for the above referenced permit and the Department's receipt No. 3466 in the amount of $19.00.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:sc
Enc. Copy of amendment
Receipt

57-2228
2 7460

August 18, 1969

Re: Permit No. 27460/57-2228

Mr. Gary Lawson
Star Route B
Grand View, Idaho 83624

Dear Mr. Lawson:

Enclosed is your Water License issued on the above numbered permit.

Also enclosed is another copy of your approved application for amendment. The first copy that we sent had not been completely filled out.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures

57-2228
27460

DON SAMUELSON
GOVERNOR

R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE – ANNEX 2
BOISE, IDAHO 83707

Department of Reclamation

July 14, 1969

Re: Permit No. 27460

Gary Lawson
Star Route B
Grand View, Idaho 83624

Dear Mr. Lawson:

The Department of Reclamation has conducted a field examination of the land and works covered by the above referenced permit and has found that SE¼SE¼, Sec. 25, T. 5S, R. 3E; NW¼NE¼, Sec. 36, T. 5S, R. 3E should be added to the purpose of use for irrigation of NE¼SW¼, SE¼SW¼, W½SE¼, SW¼SE¼, Sec. 25, T. 5S, R. 3E; NE¼NE¼, Sec. 36, T. 5S, R. 3E. This will bring the total number of acres irrigated to 121.

Enclosed is a partially completed application for amendment. If you agree with the findings of the Department, please sign the application and return it with a $5.00 fee.

The Department is prepared to license Permit No. 27460 for 2.42 c.f.s. of water from Shoofly Creek, a tributary of Snake River, in SW¼SW¼, Sec. 25, T. 5S, R. 3E.B.M. in Owyhee County. The maximum quantity diverted shall not exceed 605 acre feet per season and the priority date established is July 7, 1958. If you agree with these findings, please remit licensing fees of $14.00 within 30 days of the date of this letter.

Please return the signed application for amendment and a total of $19.00 in fees as soon as possible.

Very truly yours,

Donald W. McElhoney

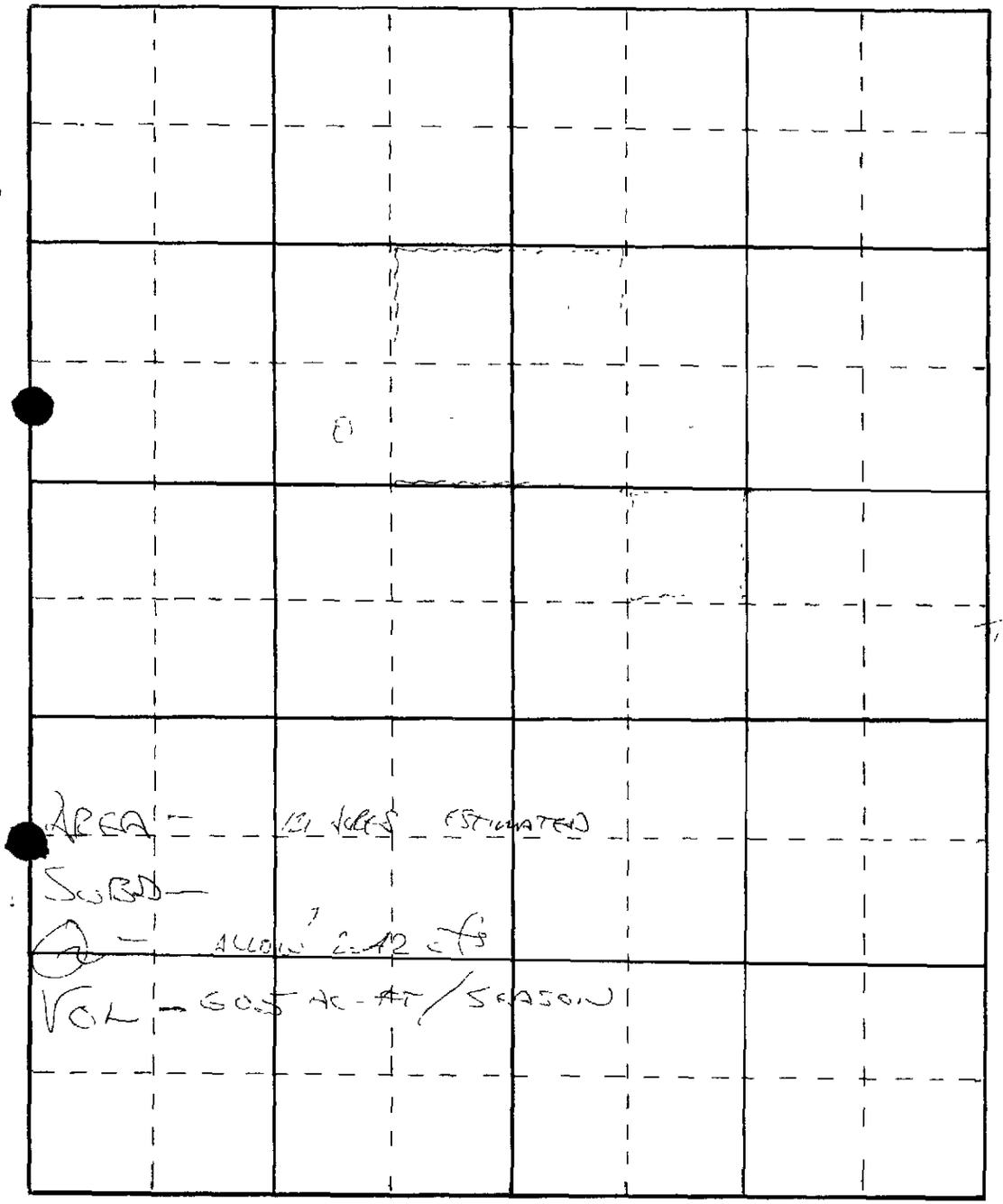
Donald W. McElhoney
Appropriation Examiner

DWM/mh

Enclosure

cc

37-2228
27460



Permit No. 27460 BENEFICIAL USE ONLY 57

Name of Applicant Gary Lawson, Grand View, Idaho (Star Route B)

Source of Water Shoofly Creek

a tributary of Snake River

Location of P D SW¼SW¼, Sec. 25, T. 5 S, R. 3 E, B.M., Owyhee County.

Water is used for Irrigation

Quantity of water claimed: Permit 2.56 c.f.s. Depositions 3.0 c.f.s.

Type of measuring device installed or method of measurement and general description of diversion works a cement check, with 12" headgate with 30' of pipe, emptying in ditch.

Land to be irrigated or place of use.

TWP	RGE	SEC	Description
5 S	3 E	25	E½SW¼, W½SE¼
		36	NE¼NE¼

Date filed: July 7, 1958
Proof due: July 14, 1968
Proof made: July 12, 1968
Priority: July 7, 1958

Total acreage 200

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision, also show land covered on the map

Permit No. 26729 diversion from Snake River has been relinquished. Water from canal will be pumped to high ground.

0946 e
page 1 of 2

Source of supply

a tributary of

Location of P.D (s)

Water is used for

Quantity of water found

How was the measurement made?

Measurement calculations

Q = (.785)(3.31) = 2.6 cfs

MAX WORKS ARE CAPABLE OF CONVEYING @ 2' HEAD ON 12" CONDUIT.

Diversion works description and diagram

CONCRETE CHECK WORKS ACROSS SHIH FLY CREEK - 12' ARMCO STEEL HEAD GATE - 30" STEEL PIPE - THROUGH EARTH DITCHES - GRAVITY IRRIGATION

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination?

Recommended allowance for licensing

Description of required amendments. Comments

IRRIGATION REQUIREMENT = 3.0 AC-FT/ACRE/SEASON

Report checked?

Examination date 4-17-69 LK

Signature Ken L. Reynolds

Office Rec'd 7-1969

GRAND VIEW QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)

(MOUNTAIN HO
1:125000

2'30" E

430000 FEET

116°00'

43°00'

480000 FEET

57'30"

12 7 8

13 18 17

MIDDLE LINE

CANAL

SNAKE RIVER

24 19 20

2399

Landing Strip (Private)

25 30 29

BM 2403

3 Flume

33 DISTRICT

SHOOFLY

BM 2401

CANAL

Pumping Plant

BM 2378

36 1 32

BRUNEAU 13 MI

Lake Bed

1 6 5

(MOUNTAIN HOME 1:125000)

MCL
1-
3

57-2228
27460

T. 5 S.
T. 6 S.

(MOUTH OF BRUNEAU)

57-2228
27460

T. 5 S.
T. 6 S.

Pumping Plant
BM 2378
Lake Bed
Hinton Res
Artesian Wells
VABM 2927
(MOUTH OF BRUNEAU)
(LITTLE VALLEY)
55'
42°52'30"
116°00'
2'30" R. 3 E. R. 4 E.

1 MILE
6000 7000 FEET
1 KILOMETER

ROAD CLASSIFICATION

HARD-SURFACE ALL WEATHER ROADS		DRY WEATHER ROADS	
Heavy-duty	4 LANE 6 LANE	Improved dirt	
Medium-duty	4 LANE 6 LANE	Unimproved dirt	
Loose-surface or narrow hard-surface			

(1) U. S. Route (1) State Route

GRAND VIEW, IDAHO

N4252.5—W11600/7.5

PRINTED 1948

ET

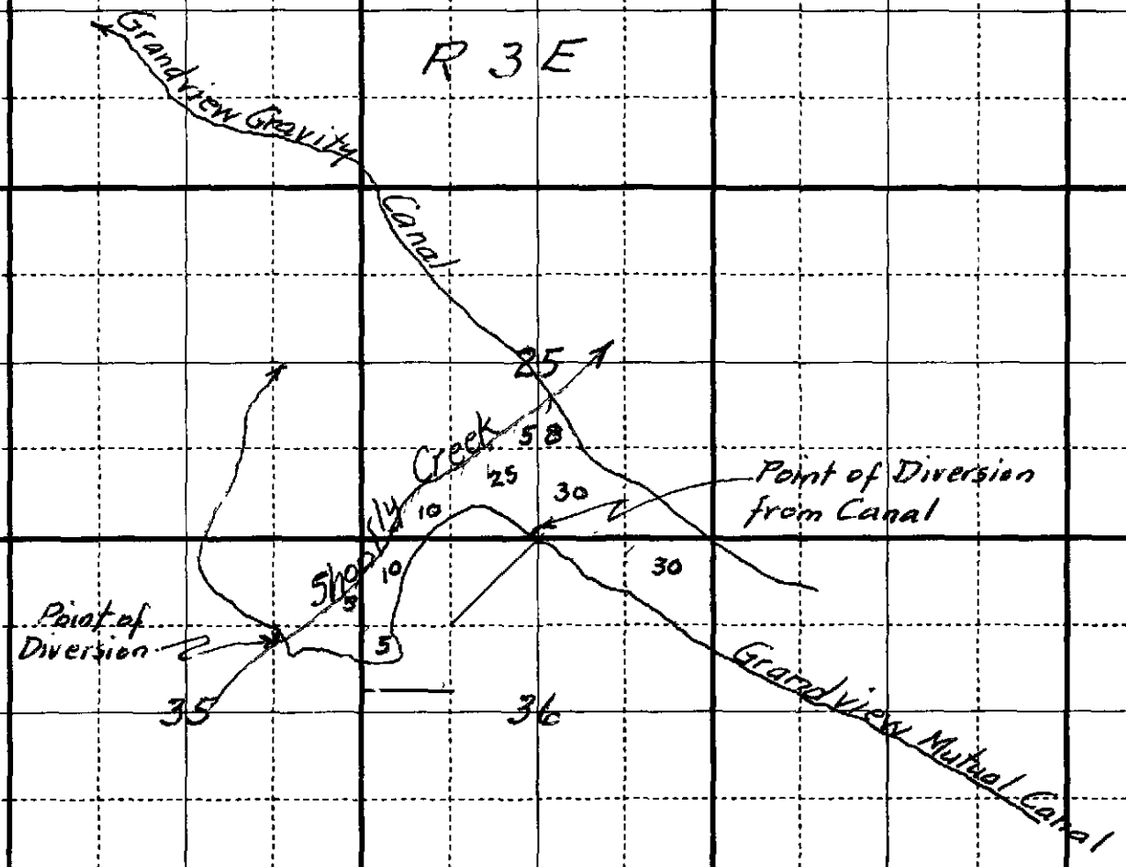
TANDARDS

TON 25, D. C.

57-2228
27460

NAME OF APPLICANT Frank H. Neilson

Form No. 0



Permit Map No. 27460

As Approved

Geo. N. Carter JUL 14 1958

~~MARK R. KULP~~

State Reclamation Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

27460

July 30, 1968

Re: Permit No. 27460

Gary Lawson
Grand View, Idaho 83624

Dear Mr. Lawson:

We acknowledge receipt of the depositions and affidavit of publication in the Owyhee Nugget submitted as proof of ~~completion of works and~~ beneficial use on Permit 27460.

Before a ~~certificate~~ license of water right can be issued, a field examination must be made by a representative from this department. We cannot tell just when this examination will be made, but our field examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: Advertising receipt

57-2228
27460

Form 16 - 2M
5-5-65

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 27460

* * * * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address:
occupation Farmer
Gary Lawson, Star Rte B, Box 327 Grand View, Id. 83624

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

Ques. 3. State number, approval date of permit, and date of priority: 27460

Permit approval July, 7th 1958- Priority July 7th, 1958.

Ques. 4. State source of water supply: Waters of Shoo Fly Creek
Give location of point of diversion, showing subdivision, section, township and range

S ¼S ¼, Section 25, T5S, R3E., B.M. Owyhee County

Ques. 5. Describe your works of diversion: A cement check, with 12" headgate with 30 feet of pipe, emptying in ditch.
; state amount of water they are capable of conveying from point of diversion to place of use: 3 c.f.s. ; Give name of canal or ditch or other works by which water is conducted to such place of use: own private ditch
; if a well, state depth of well ; depth and size of casing ; depth to water ; if pump is used, state discharge of pump: ; tell how it was measured or determined
; if sprinkler irrigation, give number and size of nozzles and operating pressure:

Ques. 6. State for what purpose water is used: Irrigation
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

E½S ¼, Approx., 80 acres- W½SE¼, Approx., 80 acres in Section 25, NE¼NE¼ 40 acres in Section 36, T5S., R3E., B.M.

57-2228
27460

State nature of all improvements which have been made as a direct result of said use:
Seeded and raising alfalfa on # 100 acres.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: _____

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

none

Ques. 8: 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:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: May 1, 1968 over 100 inches time used since first use:

Used continually, never turned off.

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

50 inches from Grand View Mutual Canal,

(sign) Guy Lawson

* * * * * * * * * *

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 Grand View, County of Owyhee State of Idaho, on this 12th day of July, A. D. 19 68.

W E Biddison

My commission expires: 11-29-71

Form 17A - 4M
5-6-65

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 27460

* * * * * * *

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:

Tommy L Bates, age 37, Grand View Idaho, Farmer-Store Manager

Ques. 2 Are you acquainted with Gary Larson, the holder of Permit No. 27460? How long have you known him and where does he reside?

20 yrs, resides at Grand View, Id.

Ques. 3. Have you read or heard said Permit No. 27460 read, and are you familiar with its provisions and conditions: Yes yes No. _____

Ques. 4. State source of water supply: Shoo Fly Creek.

Give location of place of diversion, showing subdivision, section, township and range

SW¼SW¼, Section 25, T5S, R3E., B.M. Owyhee County.

Describe works for conveying water to place of use: Concrete type structure with 30 feet of 12 inch pipe.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 140 or 150 miner inches How much water have you seen being so conveyed? approx., 150 miner inches.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

E½ SW¼, 80 acres irrigated, W½SE¼, 80 acres in Sec., 25, NE¼NE¼, 40 acres in Section 36, all in T5S, R3E, B.M.

57-2228
27460

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Irrig ting.

Sandy with some alkali, needing about 1 miner inch per acre.

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.

Sandy with some alkali, needing about 1 miner inch per acre.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? no.

Ques. 10. When did you first see this water used? May 1, 1968

Other times you have seen such use: Continually.

(Signed): [signature]

* * * * * * * *

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Grand View, County of Owyhee, State of Idaho, on this 12th day of July, A. D. 19 68

[signature]

Notary Public for the State of Idaho

Residing Grand View

My commission expires 11-29-71.

Form 17A - 4M
5-6-65

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 27460

* * * * * * *

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:
Jack Lawson 29 years old Grandview Idaho
Farmer Box 207 Grandview Idaho

Ques. 2 Are you acquainted with Gary Lawson, the holder of Permit No. 27460? How long have you known him and where does he reside?
27 yrs, resides at Grand View, Id.

Ques. 3. Have you read or heard said Permit No. 27460 read, and are you familiar with its provisions and conditions: Yes yes No. _____

Ques. 4. State source of water supply: Shoo Fly Creek and drain

Give location of place of diversion, showing subdivision, section, township and range
SW¼SW¼, Section 25, T5S., R3E., B.M. Owyhee County

Describe works for conveying water to place of use: a concrete check with 30 feet of 12 inch pipe.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 150 miner inches How much water have you seen being so conveyed? approx., 150 miner inches

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

E½SW¼, nearly 80 acres-W½SE¼, 80 acres in Section 25-
NE¼NE¼, 40 acres in Section 36, T5S, R3E/ B.M.

57-2228
27460

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

for irrigation

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.

Sandy type soil, requiring 1 miner inch per acre under normal conditions

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? no

Ques. 10. When did you first see this water used? May 1, 1968.

Other times you have seen such use: Continually since.

(Signed): Mike Lawson

* * * * * * *

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 Grand View, County of Owyhee, State of Idaho, on this 12th day of July, A. D. 19 68

W. Bladeau

Notary Public for the State of Idaho

Residing Grand View.

My commission expires 11-29-71.

NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on July 12, 1968, at Grand View, County of Owyhee, State of Idaho, before notary public (name and address) W. J Biladeau, Grand View, Idaho, proof will be submitted of the diversion of 2.0 c.f.s. of the waters of Shoofly Creek, and the application to beneficial use of said water, in accordance with the terms and conditions of permit 27460, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Gary Lawson, Grand View, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 2.0 c f.s.

4. The point of diversion of said water is SW¼SW¼, Sec. 25, T. 5 S , R. 3 E., B. M., Owyhee County.

5. The place where said water is used is E½SW¼ W½-SE¼, Sec. 25; NE¼NE¼, Sec. 36, T. 5 S., R. 3 E., B M.

6. The date of priority which said user is prepared to establish is July 7 1958.

R. KEITH HIGGINSON,
State Reclamation Engineer

Published June 20 and 27, July 4 and 11, 1968
The Owyhee Nugget
Marsing, Owyhee County, Idaho

PROOF OF PUBLICATION

STATE OF IDAHO } s.s.
County of Owyhee }

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once each week and every week for 4 consecutive weeks, the first publication being on the 20 day of June, 1968, and the last publication being on the 11 day of July, 1968;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 11 day of July, 1968.

Lena L. Hawes
NOTARY PUBLIC

My commission expires 9-10-68

(SEAL)

RECEIVED

NOTICE OF PROOF OF APPLICATIO OF WATER TO BENEFICIAL USE

Notice is hereby given that on July 12, 1968, at Grand View, County of Owyhee, State of Idaho, before notary public (name and address) W. J. Biladeau, Grand View, Idaho, proof will be submitted of the diversion of 2.0 c.f.s. of the waters of Shoofly Creek, and the application to beneficial use of said water, in accordance with the terms and conditions of permit 27460, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Gary Lawson, Grand View, Idaho.
2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.0 cubic feet per second.
3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 2.0 c.f.s.
4. The point of diversion of said water is SW¼SW¼, Sec. 25, T. 5 S., R. 3 E., B. M., Owyhee County.
5. The place where said water is used is E½SW¼, W½SE¼, Sec. 25; NE¼NE¼, Sec. 36, T. 5 S., R. 3 E., B. M.
6. The date of priority which said user is prepared to establish is July 7 1958.

R. KEITH HIGGINSON,
State Reclamation Engineer

Published June 20 and 27, July 4 and 11, 1968
The Owyhee Nugget
Marsing, Owyhee County, Idaho

57-2228
27460

Form 36

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

Notice is hereby given that on July 12, 1968, at Grand View, County of Owyhee, State of Idaho, before notary public (name & address) W. J. Biladeau, Grand View, Idaho, proof will be submitted of the completion of works for the diversion of 2.0 c.f.s. of the waters of Sheep Creek, and the application to beneficial use of said water, in accordance with the terms and conditions of permit 27460, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Gary Lawson, Grand View, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 2.0 c.f.s.

4. The point of diversion of said water is SW¼SW¼, Sec. 25, T. 5 S, R. 3 E, B.M., Owyhee County.

5. The place where said water is used is E½SW¼, W½SE¼, Sec. 25; NE¼NE¼, Sec. 36, T. 5 S, R. 3 E, B.M.

6. The date of priority which said user is prepared to establish is July 7, 1958.

R. KEITH HIGGINSON
State Reclamation Engineer

27460

June 14, 1968

Re: Permit No. 27460
Gary Lawson

Owyhee Nugget
Marsing, Idaho 83639

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to July 12, 1968. The expense of the publication is to paid by Gary A. Lawson, ~~Max~~ Grand View, Idaho,

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: legal notice

27460

Re: Permit No. 27460

June 14, 1968

Gary Lawson
Grand View, Idaho 83624

Dear Mr. Lawson:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit No. 27460.

We have mailed the notice to the Owyhee Nugget to be published once a week for four consecutive weeks prior to July 12, 1968, which is the hearing date when the permit holder Gary Lawson and two disinterested witnesses must appear before W. J. Biladeau, notary public, to complete the enclosed depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by Gary A. Lawson. Be sure all the forms have the notary's seal and are signed. Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: Depositions

cc: Notary

P. S. We have advanced the hearing date to allow time for advertising. If this is inconsistent with your plans, please notify us immediately.

27460

ASSIGNMENT

For value received, I hereby assign ALL of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, Permit No. 27460 to GARY LAWSON

Address: GRAND VIEW, IDAHO

* _____

_____

Ethel Brace
Permit Holder

SINGLE
Wife of Permit Holder

STATE OF IDAHO)
: ss
County of Elmore)

On this 22nd day of May, 1968, before me, a Notary Public for the State of Idaho, residing at Mountain Home, Idaho personally appeared ETHEL BRACE known to me to be the person whose name is are is subscribed to the within instrument and duly acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

W. W. Sanders
W. W. SANDERS
Notary Public
Residing at MOUNTAIN HOME, IDAHO

My commission expires: MARCH 3, 1969

Note:
* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions.

27460

Form 11

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Owyhee Nugget of Marsing, Idaho 83639; published in the county in which the works are situated.

[signature]
(signature)

[illegible] Idaho
(address)

[illegible]
(date)

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 when proof is for completion of works.

I hereby certify that the facts set forth in the attached notice are true.

Engineer

27410

RECEIVED
MAY [illegible] 1954
Department of Reclamation

State of Idaho
Dept of Reclamation
107 State House
Boise, Idaho

Dear Sir;

I am returning the enclosed papers to you because I have sold the farm that was concerned with the water right from Shoofly Creek.

The present owner's name & address is: Dan Lawson, Grand View, Idaho.

You may write to him concerning the use of the water.

Sincerely yours,
Ethel Brace

905½ S 3 10 8 54
Mountain Home, Ida 460

Re: Permit No. 27460

May 1, 1968

Ethel Brace
Grandview, Idaho 83624

Dear Mrs. Brace:

Proof of ~~completion of works and~~ application of water to beneficial use for the above referenced permit is due not later than July 14, 1968.

Under the terms of your permit, it is required that a notice be published once a week for four consecutive weeks in a local newspaper showing your intent to submit proof. The proof will consist of depositions which the permit holder and two disinterested witnesses must complete before the listed notary public, and must be accompanied by an affidavit of publication of the legal notice.

We have prepared the enclosed notice from the information on your permit. The complete name and address of a notary public of the State of Idaho must be entered together with a date for you to appear before the notary. Allow at least 40 days from the date the notice is mailed to this department for your appearance before the notary.

If you find any discrepancy in the notice or have made any changes, please advise this department and we will assist you in doing whatever may be necessary to assure correct publication.

If the enclosed notice is correct, complete the blank spaces on both forms, sign the form authorizing us to publish the notice at your expense, and return all forms. At the time we send the notice to the newspaper, you will be supplied with further instructions.

If you do not desire to complete the proofs and obtain a license of water right, you are requested to complete the relinquishment portion of this form below and return it to the Department of Reclamation.

State Reclamation Engineer

RELINQUISHMENT

I hereby relinquish to the State of Idaho, all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. _____.

Dated _____

_____
Permit Holder

Form 36A

27460

Form 4-A 1M 6-60

STATE OF IDAHO
Department of Reclamation

Application for Extension of Time for Beneficial Use Proof

State of Idaho
} ss.
County of _____ Permit No. 27460

Mrs. Ethel Brace, of Grandview

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. 27460

That, under the terms and conditions of said permit, proof of beneficial use thereunder was required to be made by July 14, 1963

That he has heretofore put to beneficial use 0.54 second feet of water and has irrigated 27 acres.

That, for the following reasons, he is unable to put to beneficial use within the required time the remainder of the water appropriated under his permit, to-wit: Delay in obtaining equipment for land leveling

WHEREFORE, he asks that the State Reclamation Engineer extend the time for the making of proof of beneficial use under said permit to July 14, 1968

Mrs. Ethel Brace

Subscribed and sworn to before me this 22nd day of July, 1963

W. Dilsaver
Notary Public.

My commission expires 11-29-63

Date of receipt at office of Department of Reclamation July 24, 1963

APPROVAL OF STATE RECLAMATION ENGINEER

I, Ralph W. Thomas, Deputy, State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the Public Waters of the State of Idaho, No. 27460 to July 14, 1968

Witness my hand this 29th day of July, 1963

Ralph W. Thomas
Deputy State Reclamation Engineer

27460

Grand View, Ida.
July 22, 1963

Dear Sir:

Included you will find the application for Extention of time. It is signed and notarized.

We appreciate your help so much on this project.

Thanking you I remain,

Sincerely yours,
Mrs. Ethel Brace

27460

27460
2.56 cfs

INTER-DEPARTMENT MEMO—1

FROM Shoofly & trib Snake

DATE

TO SW SW 25-55-3E

SUBJECT to irrigate

due July 14, 1963

25 — NE SW 5
SW SW — 10
SE SW 25
NW SE — 8
SW SE — 30
35 — NE NE — 5
36 — NE NE — 30
NW NW — 10
SW NW 5
128

SIGNATURE

27460

FORM 6

Permit No. 27460

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO
County of Ada } ss.

Mrs Ethel Brace, 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. 27460, and that his postoffice address is Grandview, Idaho State of Idaho.

Second: That the name of the stream from which said water is to be diverted is Shoofly Creek, tributary of Snake River

Third: That the point of diversion of said water is SW¼ SW¼ Sec. 25 T 55 R 3E BM

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by July 14, 1963.

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: Conc. dam, headgate and ditch
(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work:

(a) Height of dam 3½ feet, length of dam at top 16 feet, length of dam at bottom 16 feet. Material used in construction Conc. wing walls & footing 8' flash boards.
(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir — acre feet.

(c) Size of headgate: Width 15" pipe feet, height ____ feet.

(d) Conduit ditch width at bottom 3 feet, width at water line 4
(STATE WHETHER DITCH, FLUME OR PIPE)
feet, depth of water 1 feet; diameter of pipe 15 inches, average grade per mile is 5 feet. Length of conduit is ¾ miles.

Seventh: That said works are capable of conducting to the place of intended use 2.0 second feet of water.

Eighth: That water appropriated under said permit is available for ~~30~~ 75 acres of land described as follows: E½ SW¼, W½ SE¼ Sec 25 T 55 R 3E and NE¼ NE¼ Sec 36 T 55 R 3E BM

Ninth: Remarks:—That

Mrs. Ethel Brace
(SIGN HERE)

Subscribed and sworn to before me this 18th day of July, 1963

B. G. Hutchison
NOTARY PUBLIC

My commission expires Notary Public, Residing at Boise, Idaho
My Commission Expires Nov. 10, 1963

27460

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Boise, Idaho

May 1, 1963

Re: Permit No. 27460

Mrs. Ethel Brace
Grandview, Idaho

Dear Mrs. Brace:

Under the terms of your Permit No. 27460 you are required to complete your diversion works on or before July 1, 1963. I enclose 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.

Very truly yours,

GEO. N. CARTER

State Reclamation Engineer

Enc. Form 6

27460

Application for Amendment

POINT OF DIVERSION

Permit No. 27460

Comes now Ethel Harley now Ethel Brace, Box 285, Grandview and represent__ to the State Reclamation Engineer of the State of Idaho:

That she is (are) the owner__ and holder __ of Permit to Appropriate the Public Waters of the State of Idaho, No. 27460.

That the point__ of diversion is described in said Permit as being located:

SE¼ NE¼ Sec. 35 T55 R3E

That s he __ now requests that the point__ of diversion be changed to a point __ located: SW¼SW¼ Sec.25 T 55 R3E

That the reason for desiring to make such change is as follows:

Better location for diversion

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

Signed at Boise, Idaho, this 16 day of April, 1963.

Ethel Brace

Date of Receipt at Department of Reclamation 4-16-63

APPROVAL OF STATE RECLAMATION ENGINEER

I, Ralph W. Thomas, Deputy 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. 27460. 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.

Ralph W. Thomas
Deputy
State Reclamation Engineer

Recorded in Book 97 of Permits, at Page 27460
April 16, 19 63

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ASSIGNMENT OF REAL ESTATE CONTRACT

For value received, We the undersigned, FRANK NEILSON and ALICE M. NEILSON, husband and wife, hereby sell, assign and transfer unto ETHEL HARLEY, a married woman dealing with her sole and separate property, as her sole and separate property, together with the rents, issues and profits thereof, all our right, title and interest in and to that certain Real Estate Purchase Agreement made and entered into the 2nd day of April, 1955 by and between V. A. Roberts and Ellen M. Roberts, husband and wife as Sellers and Clyde W. Hipwell, Dale C. Lyons, Frank J. Pike and Frank H. Millet of Grand View, Idaho as Buyers, which contract was duly assigned to us on the 30th day of December, 1955, together with the real estate therein described, and we hereby certify and warrant that all payments have been made under the said contract, except the payment of $1,000.00 plus interest due February 1, 1960 and $750.00 due to the Buyers under said contract, and that all taxes for 1959 have been paid.

And to further effectuate this assignment we have, of even date herewith, made and executed our good and sufficient warranty deed to said property, which deed, together with this assignment shall be placed in the escrow file where said original contract is now escrowed in the Bank of Idaho, Boise, Idaho, which escrowholder shall hold the said deed for delivery to the said Buyer upon final payment and completion of the said contract, which she assumes and agrees to pay, and pursuant to this assignment, we sell, assign and convey unto the said Buyer all our right, title and interest in and to the following described property, the same being

the property described in said warranty deed and being located in Owyhee County, Idaho, to-wit:

The Southwest Quarter of the Northwest Quarter ($SW\frac{1}{4}$ $NW\frac{1}{4}$) of Section 36, EXCEPT the South Half of the Southwest Quarter of the Southwest Quarter of the Northwest Quarter ($S\frac{1}{2}$ $SW\frac{1}{4}$ $NW\frac{1}{4}$) thereof; The Northeast Quarter of the Northeast Quarter ($NE\frac{1}{4}$ $NE\frac{1}{4}$) of Section 36; And, all that part of the Northwest Quarter of the Northwest Quarter ($NW\frac{1}{4}$ $NW\frac{1}{4}$) of Section 36 lying South and East of Shoofly Creek; All that part of the Northeast Quarter of the Northeast Quarter ($NE\frac{1}{4}$ $NE\frac{1}{4}$) of Section 35 lying South and East of Shoofly Creek; and, That part of the Southwest Quarter of the Southeast Quarter ($SW\frac{1}{4}$ $SE\frac{1}{4}$) of Section 25 lying South and West of Grandview Gravity Canal; All that part of the Northwest Quarter of the Southeast Quarter ($NW\frac{1}{4}$ $SE\frac{1}{4}$) of Section 25 lying South and West of the Grandview Gravity Canal, and, also, lying South and East of Shoofly Creek; All that part of the Northeast Quarter of the Southwest Quarter ($NE\frac{1}{4}$ $SW\frac{1}{4}$) of Section 25 lying South and East of Shoofly Creek; and All that part of the Southeast Quarter of the Southwest Quarter ($SE\frac{1}{4}$ $SW\frac{1}{4}$) of Section 25 lying South and East of Shoofly Creek; and All that part of the Southwest Quarter of the Southwest Quarter ($SW\frac{1}{4}$ $SW\frac{1}{4}$) of Section 25 lying South and East of Shoofly Creek; All of said lands being situate in Township 5 South, Range 3 East of the Boise Meridian.

TOGETHER with all water, water rights, ditches and ditch rights-of-way and rights to the use of water appurtenant to the above described real property or used in connection therewith, however evidenced and all rights growing out of the appropriation and use of water on said property, and particularly all waste water which has been filed on and used in connection with the said property, and together with all dams, ditches, canals, flumes, water ways and all other means or methods for the conversion and distribution or use of any of the water appurtenant to the above described real property or any part thereof.

TOGETHER with all and singular the tenements, hereditaments, appurtenances thereunto belonging or in any wise appertaining, including one cubic foot per second of time of the flow from Mutual Canal Company for the irrigation of the above described premises.

Subject to a permanent easement for and right to use sufficient of the water for domestic purposes from an artesian well situated North of said tract on the North Half of the Southwest Quarter of the Southwest Quarter of the Northwest Quarter ($N\frac{1}{2}$ $SW\frac{1}{4}$ $SW\frac{1}{4}$ $NW\frac{1}{4}$) of Section 36, Township 5 South of Range 3 E.B. M.

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Together with the right of egress and ingress therefor.

IN WITNESS WHEREOF, We have hereunto set our hands the day of March, 1960.

Frank H. Nielson

Alice M. Nielson

STATE OF IDAHO)
(ss.
County of Bingham)

On this 24 day of March, 1960, before me, the undersigned, a Notary Public in and for said state, personally appeared FRANK NEILSON and ALICE M. NEILSON, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Ernest R. Peterson
Notary Public for Idaho
Residing at Blackfoot, Idaho

Sept 1963

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June 12, 1961

RE: Permit No. 27460
Frank H. Neilson

Ethel Harley
Grandview, Idaho

Dear Madam:

Enclosed is a form for assignment of permit.

The following is data on Permit No. 27460 in the name of Mr. Neilson:

Filed: July 7, 1958
Quantity: 2.56 c.f.s.
Source: Schoofly Creek
Point of Diversion: $SE\frac{1}{4}NE\frac{1}{4}$, Sec. 35, T. 5 S., R. 3 E.,B.M.
Use: Irrigation
Land: 5 acres, $NE\frac{1}{4}SW\frac{1}{4}$, Sec. 25; 10 acres, [illegible]$W\frac{1}{4}$, Sec. 25; 25 acres, $SE\frac{1}{4}SW\frac{1}{4}$, Sec. 25; 8 acres, [illegible]$SE\frac{1}{4}$, Sec. 25; 30 acres, $SW\frac{1}{4}SE\frac{1}{4}$, Sec. 25; 5 acres, [illegible]$NE\frac{1}{4}$, Sec. 35; 10 acres, $NW\frac{1}{4}NW\frac{1}{4}$, Sec. 36; 5 acres, [illegible], Sec. 36; 30 acres, $NE\frac{1}{4}NE\frac{1}{4}$, Sec. 36, all T. 5 S., R. 3 E., making a total of 128 acres.

Proof of completion of works and beneficial use of the water are due July 14, 1963.

Mr. Neilson must assign the permit to you before you can use it to obtain a perfected water right. There is a fee of $0.50 for recording the assignment in this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Deputy State Reclamation Engineer

RWT:mr

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April 16, 1963

Re: Permit No. 27460

Mrs. Ethel Prace
Box 235
Grandview, Idaho

Dear Mrs. Prace:

Enclosed is the Amendment to the Point of Diversion which has been recorded in this office.

Also enclosed is departmental receipt No.31521 in the amount of $3.00 for recording the amendment and for photo copies of the Assignment.

Very truly yours,

C.J. [illegible] CAMPBELL
State Reclamation Engineer

By:

(Mrs.) Mary F. Hale
Chief Clerk

EPR:ew

Enc. amendment
receipt

27460

July 22, 1963

Re: Permit No. 27460

Mrs. Ethel Brace
Grandview, Idaho

Dear Mrs. Brace:

Enclosed is the Certificate of Completion of Works issued on Permit No. 27460.

Also enclosed is departmental receipt No. 31662, in the amount of $5.00 covering fees.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificate
receipt

27460

July 29, 1963

Re: Permit No. 27460

Mrs. Ethel Brace
Grandview, Idaho

Dear Mrs. Brace:

Enclosed is the Extension of Time to July 14, 1968 for making beneficial use proofs on the above numbered permit, which has been recorded in this office.

Very truly yours,

CARL [illegible]. TAPPAN, Acting
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. extension

27460

May 9, 1968

Re: Permit No. 27460
Ethel Brace

Gary Lawson
Grand View, Idaho 83624

Dear Mr. Lawson:

Please find enclosed a copy of a letter we received from Mrs. Ethel Brace informing the Department of Reclamation that you are the present owner of the land covered by the above referenced permit.

We are enclosing notice of proof of application of water to beneficial use which is due July 14, 1968. If you desire to complete proof on this permit, please have Mrs. Brace use the enclosed assignment formtto transfer the permit to your name and follow the instructions on the enclosed Form 36A in completing Forms 36 and 11.

Please be advised that these forms should be returned to this department promptly to keep the permit in good standing.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DJ

Enc: Assignment form
Forms 36A, 36 & 11

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June 11, 196?

RE: Permit 27460

Gary Lawson
Grandview, Idaho

Dear Mr. Lawson:

Enclosed herewith is a copy of the assignment submitted to this department for recording. The original has been placed in our files.

Very truly yours,

M. RUSSELL [illegible]
Administrative Assistant

MRB:ejw

Enclosure

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27357
27460
28395
29544

Grand View, Idaho

June 10, 1961

Mr. George N. Carter
State Reclamation Engineer
State House
Boise, Idaho.

Dear Mr. Carter;

I am writing to inquire about a filing for some water from Shoofly Creek. I have been told that 100 inches was filed on and I would like to know when this was done and when proof of usage has to be established.

I am enclosing a copy of the description of

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Description of Property

The Southwest Quarter of the Northwest Quarter (SW¼ NW¼) of section 36, ... Except the South half of the Southwest Quarter of the Northwest Quarter (S½ SW¼ NW¼) thereof; The Northeast Quarter of the Northeast Quarter (NE¼ NE¼) of Section 36; And, all that part of the Northwest Quarter of the Northwest Quarter (NW¼ NW¼) of Section 36 lying South and East of Shoofly Creek; All that part of the Northeast Quarter of the Northeast Quarter (NE¼ NE¼) of Section 35 lying South and East of Shoofly Creek; and That part of the Southwest Quarter of the Southeast Quarter (SW¼ SE¼) of Section 25 lying South and East of Grandview Gravity Canal;

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All that part of the Northwest Quarter of the Southeast Quarter (NW¼SE¼) of Section 25 lying South and West of the Grandview County Canal, and also, lying South and East of Sheafly Creek; All that part of the Northeast Quarter of the Southwest Quarter (NE¼SW¼) of Section 25 lying South and East of Sheafly Creek; And all that part of the Southeast Quarter of the Southwest Quarter (SE¼ SW¼) of Section 25 lying South and East of Sheafly Creek; And all that part of the Southwest Quarter of the Southwest Quarter (SW¼ SW¼) of Section 25 lying South and East of Sheafly Creek. All of said lands being situate in Township 5 South, Range 3 East of the Boise Meridian.

-7460

xxxxxxxx

July 25, 1958

Re: Permit No. 27460

Mr. Frank H. Neilson
Grand View
Idaho

Dear Mr. Neilson:

We enclose Permit No. 27460 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose departmental receipt No. 29177 which was issued covering payment in the amount of $5.50 for the filing fee of the above mentioned permit.

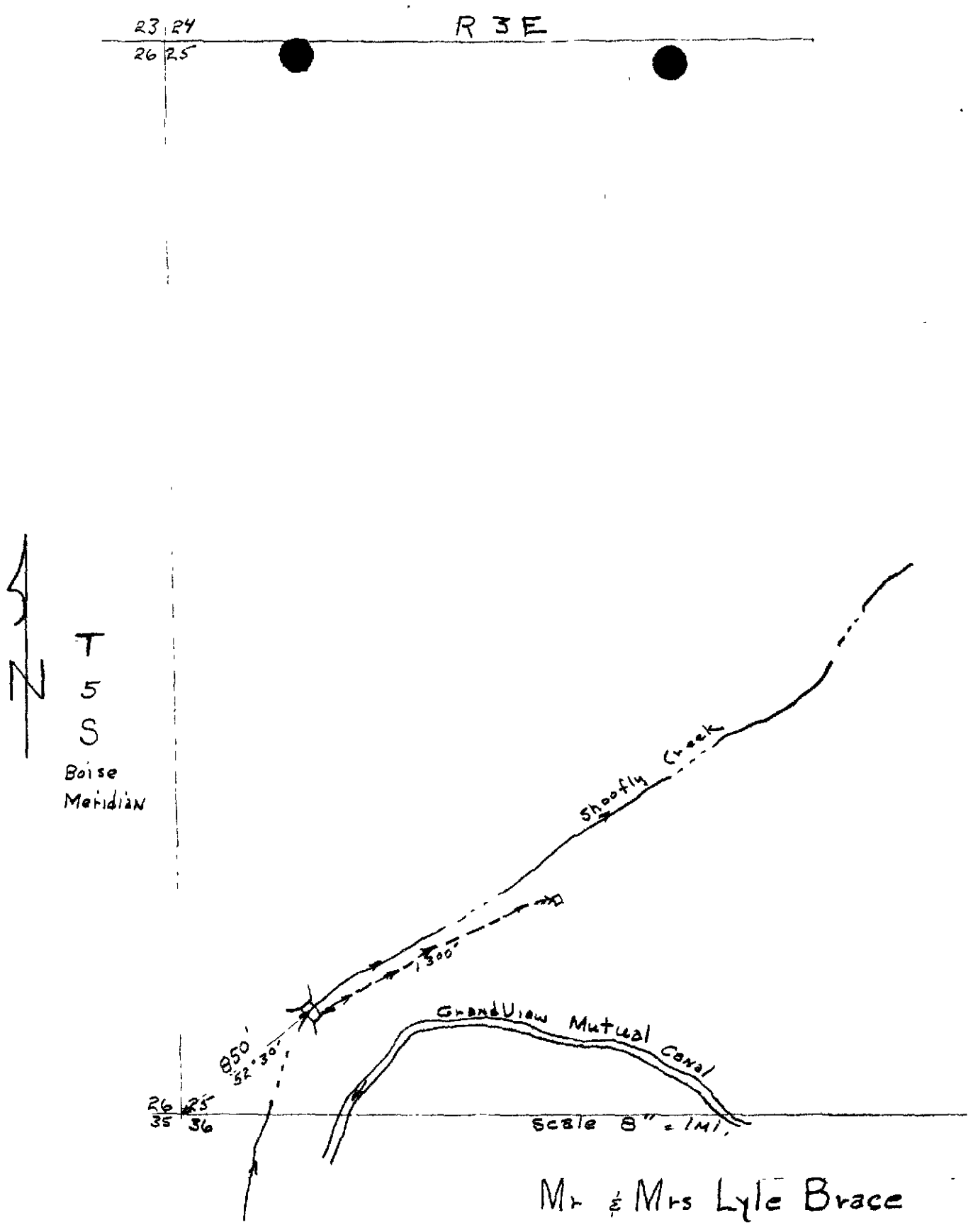
Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Mrs. Edna P. Rutledge
Chief Clerk

EPR:lw
Encls. (2)

27460



Mr & Mrs Lyle Brace

4-16-63 P.D. Amend approved

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