

Decreed - Claim file at S.O.

RECEIVED

RECEIVED

SEP 03 1998

SEP 16 1998

mail to Ron Hamerton
20WR, 2735
Airport Way, Boise
83705-5082

No fee
Attach copy of deed

REC'D ASSIGNMENT OF
PERMIT 5-10-99
THIS ONE IS A PERMIT.

Form 42-248/42-1409(6) 1/8/97

WATER RESOURCES
WESTERN REGION

Department of Water Resources

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 55-04020, 55-13656, 55-13660, 55-10238, 55-13671, 55-13672, 55-13673, 55-13661, 55-13674, 55-13690, 55-10230, 55-13666, 55-13675, 55-13676, 55-13679, 55-13678, 57-00166, 57-00167, 57-00168, 57-00169, 57-00170, 57-00171, 57-00172, 57-11520, 57-11499, 57-10557, 57-00204, 57-00225, 57-11496, 57-11504, 57-11506, 57-00110, 57-11522, 57-11549, 57-11500, 57-00153, 57-11523, 57-00093, 57-00141, 57-00165, 57-11521, 57-07570
2. The following REQUIRED information must be submitted with this form:
A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION. 55-13681

AND

- B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked. Ron Hamerton has map on file. IDWR

3. Name and Address of Former Owner/Claimant: Joseph L. Parkinson, Rebecca Parkinson, 356, Selby Lane, Arden, CA 94027, 650-369-2358
4. New Owner/Claimant(s): Thomas T. Nicholson, Scott R. Nicholson and Sherri C. Nicholson
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
New Mailing Address: P.O. Box 690, 4722 N. Vagueria Lane
City, State and ZIP Code: Meridian, ID 83690 83642
New Telephone Number: (208) 888-1593; fax 208-888-1614
5. Date you acquired the property: August 14, 1998

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____

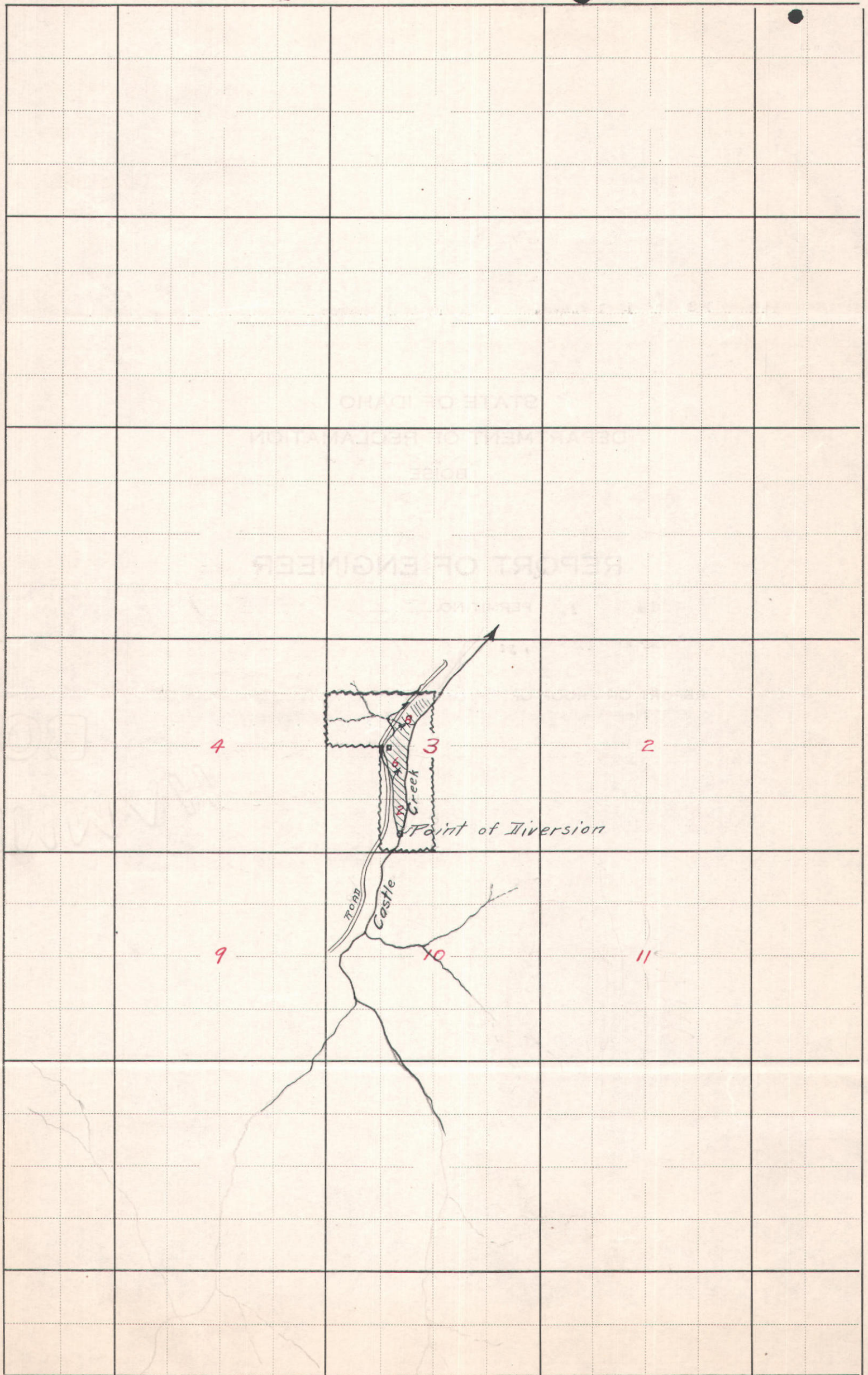
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s):
X Scott R. Nicholson
X Sherri C. Nicholson
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

all on file with Ron Hamerton IDWR

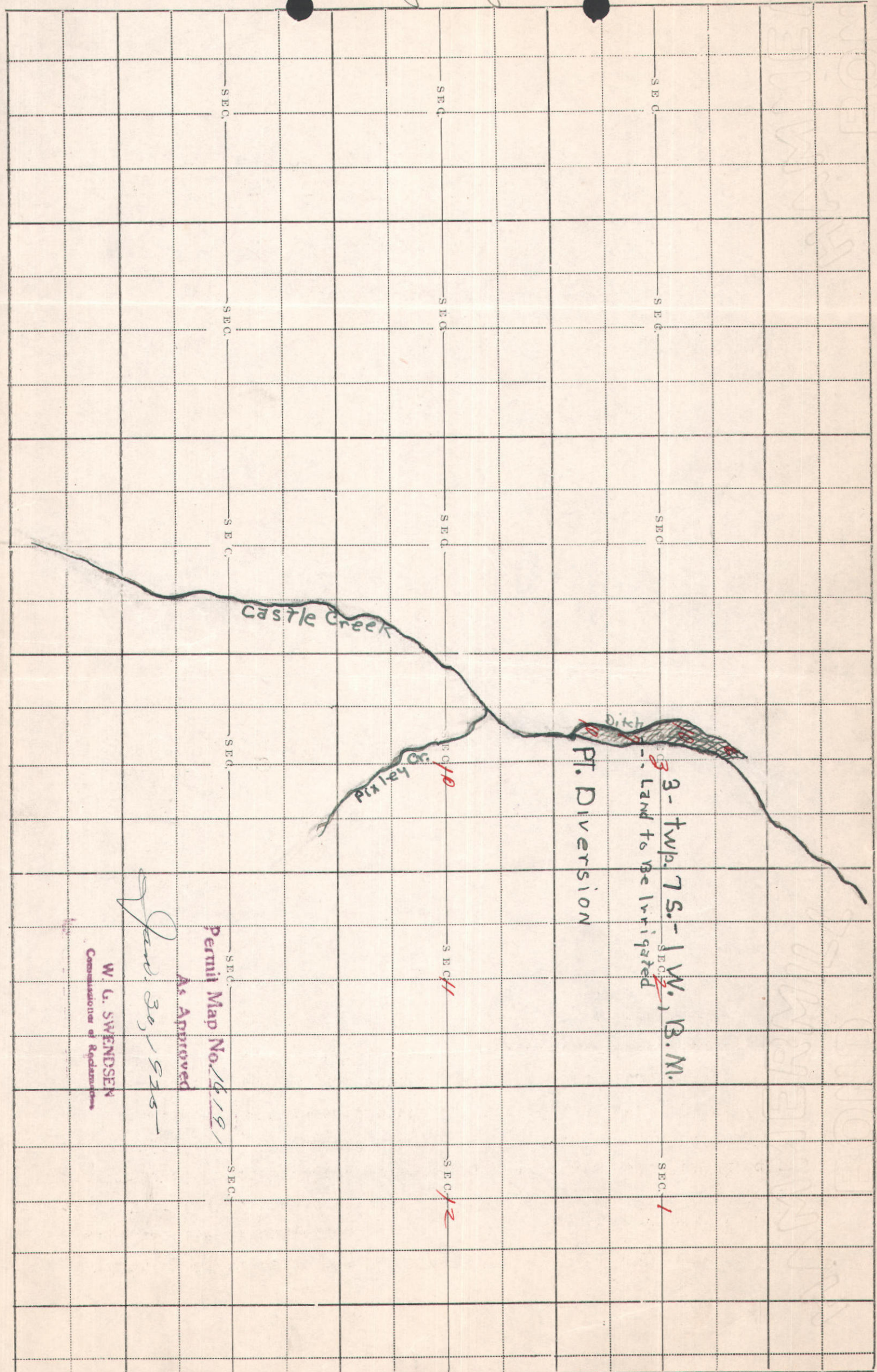
See file 55-10344 for support documentation
Ket

NOT FILMED
SEP 09 1999



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

16191



Permit Map No. 1619
As Approved
Jan. 30, 1915
W. C. SWENDSEN
Commissioner of Agriculture

author form. FILMED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-02157

APR 29 PM 2:35
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME & ADDRESS: JOSEPH L PARKINSON
356 SELBY LANE
ATHERTON CA 94027

SOURCE: CASTLE CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.06 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 01/26/1925

POINT OF DIVERSION: T07S R01W S03 NESEW Within Owyhee County
NWSEW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.06 CFS
	STOCKWATER	01-01 12-31	0.06 CFS

PLACE OF USE: IRRIGATION Within Owyhee County
T07S R01W S03 SENW 4.7 NESW 1.3
6.0 ACRES TOTAL

STOCKWATER Within Owyhee County
T07S R01W S03 SENW NESW

CONSUMPTIVE USE: 15.0 AFY

THE CONSUMPTIVE USE VOLUME IS ONLY FOR THE IRRIGATION PORTION
OF THIS WATER RIGHT.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

DATED:

APR 29 1997


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-02157

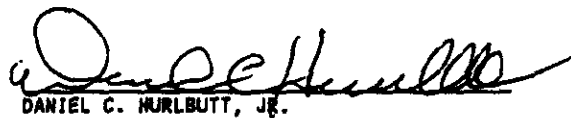
PAGE 1
APR-16-1997

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AUG 09 1999

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

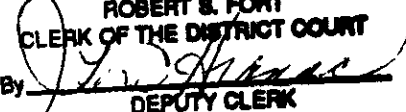
DATED: APR 29 1997



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a full,
true and correct copy of the original on
file in the above entitled action.

ROBERT S. FORT
CLERK OF THE DISTRICT COURT

By 
DEPUTY CLERK

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AUG 09 1999

SRBA

DIRECTORS REPORT 57-02157

Return to SRBA Home Page

IWT072

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

Right Number: 57-02157

Name and Address: JOSEPH L PARKINSON
123 WEST HIGHLAND DRIVE
BOISE, ID 83702

Source: CASTLE CREEK Tributary: SNAKE RIVER

Quantity: .06 CFS

Priority Date: 01-26-1925

Diversion Point: T07S R01W S03 NESENW Within Owyhee County
NWSESW

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
	Irrigation	04-01 TO 10-15	.06 CFS
	Stockwater	04-01 TO 10-15	.06 CFS

Place of Use: Irrigation Within Owyhee County
T07S R01W S03 SENW 4.7 NESW 1.3
6 Acres Total

Stockwater Within Owyhee County
T07S R01W S03 SENW NESW

Other Provisions Necessary for Definition / Administration of this Water Right:

Explanatory Material: Basis of Claim - License

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SRBA

SUBCASE SUMMARY REPORT 57-02157

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SRBA
06-21-1999

SUBCASE SUMMARY REPORT

SUBCASE: 57-02157 FILE#: 00010
CLAIMANT: PARKINSON, JOSEPH L.
STATUS: PD ISSUED
WATER SOURCE: CASTLE CREEK, SNAKE RIVER
ISSUES: PERIOD OF YEAR WHEN WATER IS USED

**** PARTIES INVOLVED ****

JOSEPH L. PARKINSON
IDWR

PRO SE
ATTY: CLIVE STRONG

**** ROA ENTRIES ****

01-08-1993	OBJECTION FILED BY JOSEPH PARKINSON	RF	07-01
06-04-1993	RESPONSE TO OBJ #1 FILED BY IDWR		
10-12-1993	CONSENT TO SUBSTITUTE PARTY		
11-04-1993	ORDER OF REFERENCE APPOINTING RICHARD SIMMS SPECIAL MASTER IN REPORTING AREA 2 (B-57)		
12-17-1993	ORDER WITHDRAWING ORDER OF REFERENCE APPOINTING RICHARD A SIMMS SPECIAL MASTER IN REPORTATION AREA 2 (BASIN 57)		
04-19-1994	ORDER STAYING PROCEEDINGS IN SUBCASES IN R.A. 1,2 &3 AND STAYING THE OBJECTION AND PERIOD AS TO THE DIR RPT OF THE U.S. & TRIBAL NONCONSUMPTIVE CLAIMS & THE DIR RPT FOR THE 1990 FORT HALL INDIAN WATER RIGHTS AGREEMENT AND STAYING PROCEEDINGS IN TWIN FALLS COUNTY CASE 39576 (DL13)	OT	
04-27-1994	AMENDED ORDER STAYING PROCEEDINGS IN SUBCASES IN REPORTING AREAS 1, 2 AND 3 & STAYING THE OBJECTION PERIOD OF THE DIR'S RPT OF THE U.S. & TRIBAL NON-CONSUMPTIVE CLAIMS & STAYING PROCEEDINGS IN TWIN FALLS COUNTY CASE NO, 39576 (DL19)		
12-07-1994	ORDER LIFTING STAY IN REPORTING AREAS 1, 2 AND 3; AND TWIN FALLS COUNTY CASE NO. 39576, AND CONTNUING STAY OF DIRECTOR'S REPORTS ABSTRACTING FEDERAL RESERVED WATER	OL	

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<http://164.165.133.185/S5702157XX.HTM>

AUG 09 1999

6/21/99

	RIGHTS	(DL43)
11-01-1995	ORDER OF REFERENCE APPOINTING FRITZ X. HAEMMERLE SPECIAL MASTER IN REPORTING AREA 2 (BASIN 57)	
11-15-1996	**ORDERED RECOMMENDATION**	
01-24-1997	NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING	01-24
01-24-1997	AMENDED DIRECTORS REPORT FILED (CHNG ADDRESS)	
03-03-1997	LDGD: PRELIM MASTER REPORT & RECOMMENDATION	MB 03-17
03-03-1997	NOTICE OF ISSUANCE - PRELIMINARY R & R	
03-03-1997	CERTIFICATE OF MAILING - PRELIMINARY R & R	
03-21-1997	REPORT & RECOMMENDATION OF MASTER	CB 04-28
03-21-1997	NOTICE OF ISSUANCE - FINAL R & R	
03-21-1997	CERTIFICATE OF MAILING - FINAL R & R	
04-29-1997	ORDER OF PARTIAL DECREE	
04-29-1997	PARTIAL DECREE FILED	04-29
04-29-1997	CERTIFICATE OF MAILING - PARTIAL DECREE	

Return to SRBA Home Page

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**This right has been
superceded by
a Decree.**

**All actions above this point
are based on the decreed
version of this right.**

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State of Idaho
License and Certificate of Water Right

Water License No. 16191 Amount 0.06 sec. ft.
Water District No. 14-A Priority 1-26-1925.

THIS IS TO CERTIFY that William M. Gordy,
of Oreana, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 26, 1925; that Permit No. 16191
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.66 second feet, was issued thereunder on August 10, 1925, showing that said works
were completed on the 15th day of July, 1925; and that on the 21st
day of January, 1927,

William M. Gordy,
of Oreana, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Tunnel from
Ruby Mine, a tributary of South Castle Cr., for the purpose of irrigation and
domestic use, under Use Permit No. 16191 of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume 6
of Licenses, at page 3455, on the 19th day of August, 1927;

The right hereby confirmed dates from January 26, 1925;

The Point of Diversion is located
in the SE 1/4 SW 1/4, Sec. 3, Tp. 7 S., R. 1 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 0.06
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.	1 W.	3	SE 1/4 NW 1/4	10	8
			NE 1/4 SW 1/4	7	6
			SE 1/4 SW 1/4	10	2
					Total 16

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 19th day of August, 1927.

(SEAL)

GEO. N. CARTER,
Commissioner of Reclamation
By MYRON SWENDSEN, Assistant.

State of Idaho
License and Certificate of Water Right

Water License No. 15615
Water District No. 20-K

Amount 0.7 sec. ft.
Priority 9-27-1922.

THIS IS TO CERTIFY that Matt Hietala,
of Donnelly, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 27, 1922; that Permit No. 15615
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.0 second feet, was issued thereunder on March 4, 1925, showing that said works
were completed on the 5th day of October, 1924; and that on the 18th
day of September, 1926,
Matt Hietala,

of Donnelly, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Stover Creek
, a tributary of Boulder Creek, for the purpose of irrigation and
domestic use, under Use Permit No. 15615 of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume 6
of Licenses, at page 3456, on the 25th day of August, 1927;

The right hereby confirmed dates from September 27, 1922;

The Point of Diversion is located in Lot 4,
in the 1/4, Sec. 1, Twp. 16 N., R. 3 E., B. M. Valley 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 0.7
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
16 N.	3 E.	1	NW 1/4 NW 1/4	30	35

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 25th day of August, 1927.

GEO. N. CARTER,
Commissioner of Reclamation

(SEAL)

By MYRON SWENDSEN,
Assistant.

APPLICATION FOR PERMIT **57-2157** TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. **22975**
Permit No. **16191**
District No. **14-A**

1. Name of Applicant: **William M. Gordy**

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 applicant are:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bonds to be issued:
- (d) Other resources:

2. Quantity of water claimed: **.66** cubic feet per second.

3. Source of water supply: **Tunnel from Ruby Mine** which is a tributary of **South Castle Creek**

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

corner of Section , T. , R. , B. M., and is in the **SE $\frac{1}{4}$ SW $\frac{1}{4}$**

of Section **3** , T. **7 S.** , R. **1 W.** , 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 , 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: \$ **About \$50.00**

8. Kind of works: **Installing three weirs.**

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width **18 in.** feet; height **1** feet

11. Ditch: Width at bottom **1 $\frac{1}{2}$** feet; width at water line **2 $\frac{1}{2}$** feet; depth of water **6 inches**

feet; dimensions of flume

Diameter of pipe inches; length of conduit miles.

Average grade per mile **50** feet

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

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

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

15. (a) Is reservoir to be used? No. If so, fill in (b) and (c) below.
- (b) Name of reservoir and number of Storage Permit:
- (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

William M. GordyApplicant.

ByAgent.

Date of first receipt at Department of Reclamation. 2:45 P. M., January 26, 1925

Returned to applicant for correction.

Corrected application received.

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 16191

Recorded in Book 58 Page 16191 Approved January 30, 1925

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 March 31, 1925 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 July 30, 1925

The whole of said work to be completed on or before January 30, 1926

Beneficial use of water appropriated in accordance herewith, to be made on or before January 30, 1927

Witness my hand this 30th day of January, 1925

W. G. SWENDSEN
Commissioner of Reclamation.

Remarks:

14 Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7 S.	1 W.	3					6		10			7		10					33
Remarks: The water herein claimed has been developed from the working of what is known as the Ruby Mine, which is located some 7 miles South of the point where applicant expects to divert the same. When the water leaves the mine it runs for a distance of about 200 feet to Castle Creek and is carried with other waters of Castle Creek to the place of diversion. Applicant intends to construct a weir at the place where the water runs into Castle Creek, measure the same, and construct another weir at his point of diversion and to divert the amount of water flowing from the mine, less a reasonable amount on account of shrinkage and evaporation. This water is waste and seepage which has been developed during the year preceding this application.																			
Proof of Completion of Works made July 15, 1925 Certificate of Completion of Works issued August 10, 1925. Permit No. 16191 CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that William M. Gordy, of Oreana, County of Owyhee, and State of Idaho, the holder of Permit No. 16191, issued upon Application No. 22975 bearing date of priority of January 26, 1925, authorizing the diversion of 0.66 second feet of the waters of Tunnel from Ruby Mine, County of Owyhee, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.66 second feet of the waters of the said tunnel from Ruby mine; that the point of diversion of said waters is in the SE¼ of SW¼, Sec. 3, Twp. 7 S., R. 1 W., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE¼ NW¼, SE¼ NW¼, NE¼ SW¼, SE¼ SW¼, Sec. 3, Twp. 7 S., R. 1 W., B.M. Witness my hand this 10th day of August, A. D., 1925. W. G. SWENDSEN Commissioner of Reclamation. By GEO. N. CARTER Assistant																			
License issued for			0.66 P. 3455																



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

June 25, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SCOTT R NICHOLSON
SHERRI C NICHOLSON
4722 W VAQUERO LANE
MERIDIAN ID 83642

RE: Decreed Water Rights 55-10344/55-13661/57-00093/57-00110/
57-00141/57-00165/57-00166/57-00167/57-00168/57-00169/57-00170/
57-00171/57-00204/57-00225/57-02102/57-02157/57-10557/57-11495/
57-11496/57-11499/57-11502/57-11504/57-11506

Dear Mr. & Mrs. Nicholson:

The department acknowledges receipt of correspondence changing ownership of the above referenced decreed water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

for L. GLEN SAXTON, Chief
Water Allocations Bureau

LGS:klt

Enclosure

cc: IDWR-Western Region

MICROFILMED
AUG 09 1999

August 19, 1927.

Re: Permit No. 16191.

Mr. William M. Gordy,
Oreana, Idaho.

Dear Sir:

We are enclosing herewith Water License
No. 16191, issued under the above numbered
permit; also receipt for fees paid.

Very truly yours,

GEO. N. CARTER,
Commissioner of Reclamation,

By

Chief Clerk.

B:P.

Enc.

16191

Oreana Idaho
aug 15th - 27

Mr Geo M Carter.
Boise Ida.

Dear Sir

I am in ans
to your letter of aug 2nd
in regards to my Permit
No. 16191 Please mail me
the liens I want the water
if there was only one inch
the tunnel the water comes
from is 1700 ft long and
is dry for the first 1000 ft
so let them protest.

16191 Resp Yours Wm Gordy.

August 2, 1927.

Re: Permit No. 16191

Mr. William Gordy,
Oreana, Idaho.

Dear Sir:-

We are today in receipt of money order in the sum of \$6.00 in payment of fees for proof of beneficial use of water under your above permit. We also received a protest signed by three waters users on Castle Creek, the protest claiming that the water would eventually find its way to Castle creek even though the tunnel had not been driven.

In view of the protest and also the fact that the report of our examining engineer states that the amount of developed water is only 0.06 of a second foot, or 3 inches, we are writing you to ascertain whether you still care to pay the fees for so small an amount of water. If so, the receipt will be issued and license mailed to you. If not, the money order will be returned to you and the permit canceled. Nothing further will be done in the matter until we are further advised by you.

Very truly yours,
GEO. H. CARTER,
Commissioner of Reclamation.

By _____
Chief Clerk.

16191

W. E. Evans Idaho -

Aug 1st 1927

Geo H. Carter

Commissioner of Reclamation
Dear Sir Boise

We the undersigned holders of
deceased water rights in Castle Creek
water district No 14 A. Protest your
office granting a license under
Permit - No 16191 ^{held by Wm. J. J. J.} on the grounds
that we believe the water thus con-
centrated would eventually find its
way to castle creek even though
the tunnel hadn't been driven

T. A. Foreman
S. O. Johnston
Elmer O. Johnston

16191

July 7, 1927.

Re: Permit No. 16191

Mr. William Wordy,
Oreana, Idaho.

Dear Sir:-

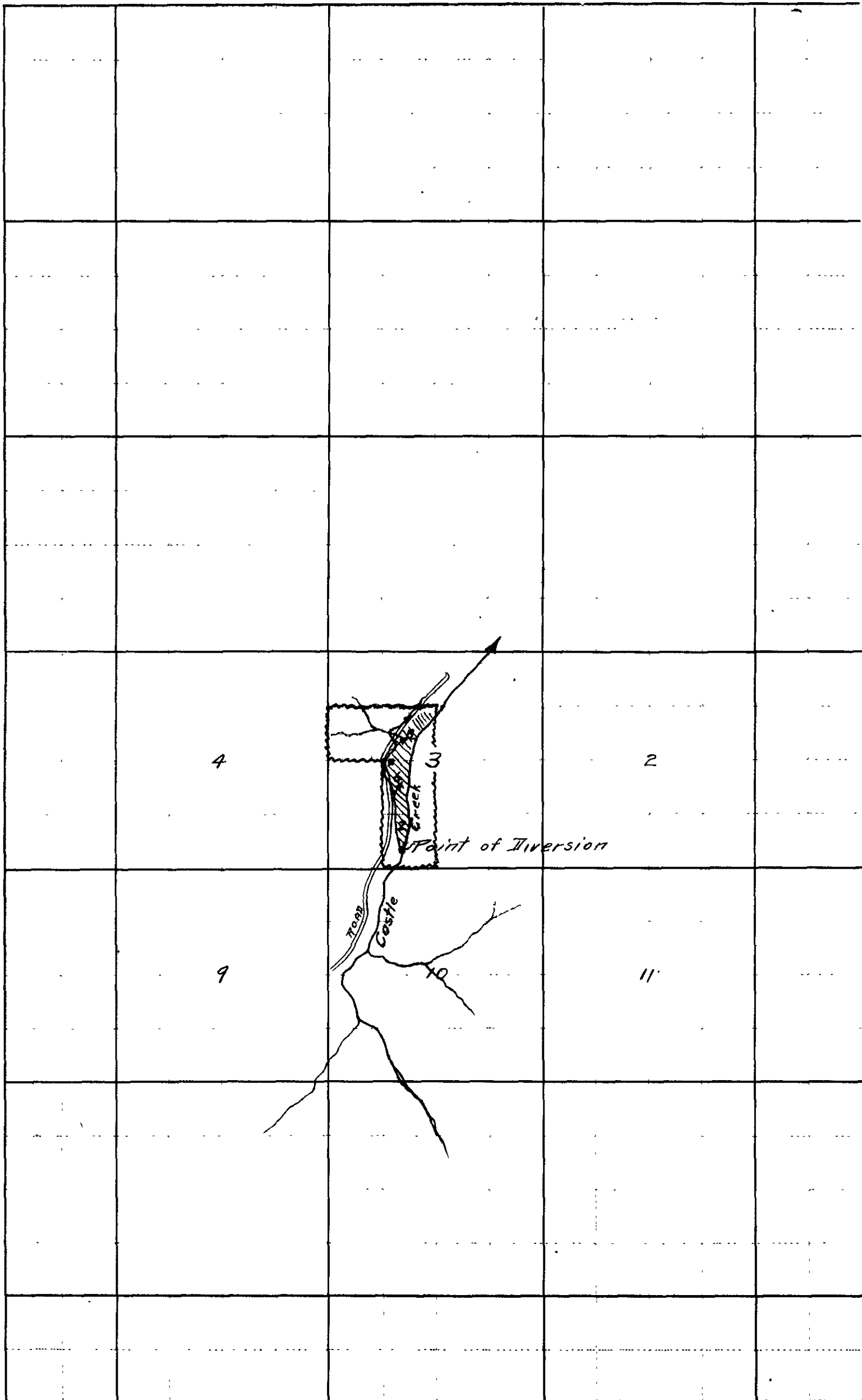
The report of our examining engineer for proof of beneficial use of water under your above numbered permit is now on file in this office. Upon receipt of fees in the sum of \$6.00, license will be issued you.

Very truly yours,
GEO. E. CARTER,
Commissioner of Reclamation.

By _____
Chief Clerk.

*See note in report
Geo. E. Carter*

16191



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

16191

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. _____

REPORT ON PROOF OF _____

Wm. H. Gordy
Oreana

Permit No. 16191

Examination for NEW. ISE

County OWYHEE

INSTRUCTIONS TO EXAMINERS

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

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

Permit No. 16191This proof is for Beneficial UseIn Water District No. 14-A

1. Name of applicant: William M. Gordy
2. Source of water supply: Tunnel from Ruby Mine
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3
T. 7 S. R. 1 W.B.M. County of Owyhee
4. Describe works as they exist, giving dimensions and capacities of same: Diversion from
Castle Creek is by rock check
Ditch 2' wide x 4' deep
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 for other than irrigation): NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, Twp. 7 S., R. 1 W., B.M.

(Submit map on attached plat, showing location and details of above description.)

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

Remarks: This developed water amounted to 0.6 Sec Ft.
upon 6/26/27 having decreased from about 10 or 12
miners inches according to statement of the mine
care taker

*There will possibly be
a protest filed on this.
Science should be allowed
for 0.6 sec. ft. (3 miners in)
only.*
Geo. H. Carter

This examination was made on the 26th day of June 1927(Signed) Albert J. Brown

Examiner.

16191

January 25, 1927

Re: Permit 16191

MR. WM. COHEN
Oreana, Idaho

Dear Sir:

This will acknowledge receipt of depositions of yourself and two witnesses in the matter of proof of beneficial use of water under Permit No. 16191.

As soon as the report of our examining engineer is filed, showing the number of acres of land under cultivation, you will be advised as to fees due.

There also remains to be filed the affidavit of publication from the Owyhee Nugget.

Very truly yours,

GEO. H. CARTER
Commissioner of Reclamation

By

Chief Clerk

E.

16191

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16191.

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. W^m Gordy. 34. Castle Creek
Farmer. Oreana, Idaho

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

Ans. No.

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

Ans. 16191. Jan 26 1925

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

Ans. Water from Ruby Mine Tunnel
In SE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 3. Twp 7 S. R. 1 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.

Ans. At Ruby Mine 200 feet of ditch to Castle Creek South Fork
4 Weirs. One at Ditch mouth. One in Creek below ditch
One in North Castle above Forks of Creek. One in Main Castle
above point of Diversion.

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. Domestic & Irrigation.

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 6 Acres SE $\frac{1}{4}$ NW $\frac{1}{4}$ 10 Acres NE $\frac{1}{4}$ SW $\frac{1}{4}$ 7 Acres

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 10 Acres.

Total 33 Acres

Sec 3. Twp 7 S. R. 1 W. B. M.

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

Ans. No.

16191

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

Ans. 0.66

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. Original owner

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

Ans. During 1925 and 1926 for
irrigation and domestic purposes.

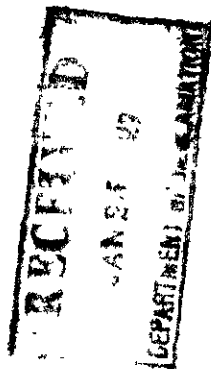
Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. Last 28 water has been used
on this land, and in under Castle Creek
Decree 15 inches is decreed for this land
date 1898. Land has been in cultivation during
this period. Old decree is insufficient to
raise crops. (Sign) W. M. Gandy

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 Prespa County of Cwyher State of Idaho, on this 21 day of January A. D. 1927

Lynn Bachman
Notary Public

My commission expires Feb 25, 1925



NOTICE FOR PUBLICATION

Notice of Free Application of
Water to Beneficial Use

Notice is hereby given that at 11 a.m. on the 21st day of January, 1926, at Oreana, county of Owyhee, State of Idaho, before Lynn Bachman, a Notary Public, proof will be submitted of the application to beneficial use of 0.66 cubic feet per second of the waters of tunnel from Ruby mine, in accordance with the terms and conditions of Permit No. 16191 heretofore issued by the Commissioner of Reclamation of the state of Idaho.

The name and postoffice address of the person or corporation holding said permit are. William M. Gordy, Oreana, Idaho.

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

The amount applied to beneficial use is 0.66 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)

NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$ SW $\frac{1}{4}$. Section 4, Township 6 South, Range 1 West, B.M.

The right to take water from such works is based upon Permit No. 16191.

The source of supply from which such water is diverted is tunnel from Ruby mine.

The date of priority which said user is prepared to establish is January 26, 1926.

GEO. N. CARTER,
Commissioner of Reclamation.
dec21-26jan26 27

AFFIDAVIT OF PUBLICATION

I, Charles Pascoe,
publisher of THE OWYHEE NUGGET, published weekly at Bruneau, Owyhee
County, Idaho, do solemnly swear that a copy of the above notice, as per
clipping attached, was published....weekly..in the regular entire issue of
said newspaper, and not in any supplement thereof, for.....5.....consecutive
issues, commencing with the issue dated December 23 192 6and
ending with the issue dated January 20 1927; that the said
newspaper has been continuously published in said county during a period of
seventy eight consecutive weeks prior to the first publication of this notice.

Subscribed and sworn to before me this 25th day of January.....1927.

Notary Public

16191

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16191.

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. Charles T. Hatton, 22, Castle Creek,
Laborer, Oresana Idaho

Ques. 2. Are you acquainted with Wm Gardy, the holder of Permit No. 16191? How long have you known him and where does he reside?

Ans. Yes, 11 years. On Castle Creek.

Ques. 3. Have you read or heard read said Permit No. 16191, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use. Water from Ruby Tunnel

Ans. In SE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec 3 Twp 7 S. R. 1 W. 15 N.
200 feet of ditch from tunnel to Creek and
four wheels. Also ditch on ranch by
former construction.

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. 40 inches. 20 to 25 Inches both decrees Including

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

Ans. Irrigation and Ranch purposes,
NE $\frac{1}{4}$ NW $\frac{1}{4}$ 6 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$ 10 acres

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 7 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$ 10 acres 33 acres.

16191

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

Ans. No.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Gravelly soil. I wish to acquire
This is an additional water right.

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

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

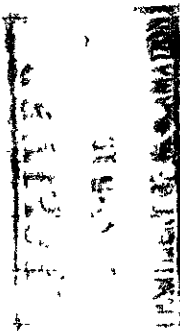
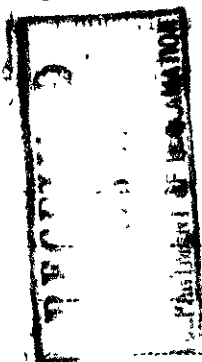
Ans. Have worked for Mr Gorsy and
helped irrigate.

(Signed) Charles T. 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 Creana, County of Owyhee, State of Idaho, on this 21 day of January, A. D. 1927.

Lynn Bachman
Notary Public.

My commission expires Feb 25, 1929



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16191

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. Theron G. Adcock. 24. Puckett Creek
Farmer and Stockman. Oreana Idaho

Ques. 2. Are you acquainted with Wm Gardy, the holder of Permit No. 16191? How long have you known him and where does he reside?

Ans. Yes. 12 years.

Ques. 3. Have you read or heard read said Permit No. 16191, and are you familiar with its provisions and conditions?

Ans. Yes.

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

Ans. Ruby Mine In SE 1/4 of SW 1/4 Sec 3
Twp 7 S R 1 W T. 3 M. 200 feet of Ditch
at mine Old ditch on Ranch.

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. 40 Inches. including other decree

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

Ans. Irrigation and Domestic.
NE 1/4 NW 1/4 6 acres SE 1/4 NW 1/4 10 acres NE 1/4 SW 1/4 7 acres
SE 1/4 SW 1/4 10 acres. Total 33 acres

16191

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

Ans. *No*

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans.

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

Ans.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

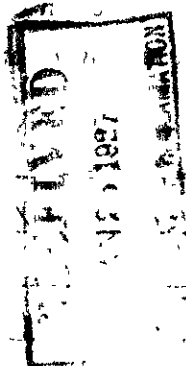
Ans.

(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 Creana, County of Owyhee, State of Idaho, on this 21 day of January, A. D. 1927.

Notary Public:

My commission expires



State of Idaho
DEPARTMENT OF RECLAMATION
BOISE
INSTRUCTIONS
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, Jan. 10, 1927

Wm. M. Gordy,
c/o Lynn Bachmann,
Notary Public,
Oreana, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 16191

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

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

1. On January 21, 1927, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Oreana before Lynn Bachmann, notary public.

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

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

Yours truly,

GEO. M. CARTER,

Commissioner of Reclamation.

16191

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date . . . December 16, 1926

Publisher, The Nugget,
Brannan, Idaho.

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to January 21, 1927, the date set for proof, the expense of the publication to be paid by the applicant, Mr. H. Gordy, of Orem, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

CHAS. H. CARTER,

Commissioner of Reclamation.

16191

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) December 16, 1926

(P. O.) Oreana, Idaho

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

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

Wm M. Goad

(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.

16191

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11 a. m. on the 21st day of January, 1927,
at Oreana, County of Owyhee, State of Idaho,
before Lyons Bachman, notary public, proof will be submitted
of the application to beneficial use of 0.66 cubic feet per second of the
waters of Tunnel from Ruby Mine in accordance with the terms and conditions of
Permit No. 16191 heretofore issued by the Commissioner of Reclamation
of the State of Idaho.

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

William K. Gordy, Oreana, Idaho.

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

The amount applied to beneficial use is 0.66 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NE 1/4, SE 1/4, NE 1/4 and SW 1/4, Sec. 3, Twp. 7 S., R. 1 W., B.M.

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

The right to take water from such works is based upon Permit No. 16191

The source of supply from which such water is diverted is Tunnel from Ruby Mine

The date of the priority which said user is prepared to establish is Jan. 24, 1925.

24 SW - 3-7S-17W
[Signature]
14-a

Geo. H. Carter,
Commissioner of Reclamation.

16191

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

October 5, 1925

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mr. William M. Cordy
Oreana, Idaho

Boise, Idaho,

Dear Sir:—

Under the terms of your permit No....~~16191~~....you are required to complete your diversion works on or before ~~Jan. 30, 1926~~ enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

W. G. SWENDSEN
Commissoner of Reclamation.

16191

Form No. 9.

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Mr. William M. Gordy
Oreana, Idaho

October 5, 1926

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. **16191**....., which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and date it is submitted.

Yours truly,

W. G. SWENDEEN
Commissioner of Reclamation.

16191

August 10, 1925.

Re: Permit No. 16191

Mr. Wm. Gordy,

Oreana, Idaho

Dear Sir:

Please find enclosed
Certificate of Completion of Works
under the above numbered permit,
together with Departmental Receipt
for fees paid.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____

H-Enc.

16191

STATE OF IDAHO
C. C. MOORE, GOVERNOR
DEPARTMENT OF RECLAMATION
W. G. SWENDSEN, COMMISSIONER
BOISE

July 17, 1925

Re: Permit No. 16191

Mr. Wm. Gordy,
Oreana, Idaho.

Dear Sir:

We are in receipt of
proof of completion of works under
the above numbered permit, and after
receiving fees in the sum of \$5.00
from you, ~~the~~ *certificate* will be issued.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By *Ch. Brown*

*In Closed please find check
for five dollars.*

Very Truly yours

16191

Wm Gordy,

July 17, 1925

Re: Permit No. 16191

Mr. Wm. Gordy,
Oreana, Idaho.

Dear Sir:

We are in receipt of
proof of completion of works under
the above numbered permit and after
receiving fees in the sum of \$5.00
from you, ~~license~~ will be issued.

artificial

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____

16191

Permit No. 16191STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Owyhee } ss.
Wm M. Gordy

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 16191, and that his postoffice address is Ardena State of Idaho.

Second: That the name of the stream from which said water is to be diverted is Tunnel of Ruby Mine flowing into South Castle Creek

Third: That the point of diversion of said water is Sec 3 - Twp 7 South Range 1 W Boise M

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Jan 30 1926.

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: 3 Weirs (Reservoir, dam, ditch, flume, pipe or otherwise.)

All completed

II. Dimensions of work:

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

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

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

(c) Size of headgate: Width 1 1/2.....feet, height 1.....feet.

(d) Conduit 1 foot.....width at bottom.....feet, width at water (State whether ditch, flume or pipe.)

line 2.....feet, depth of water 1/2.....feet; diameter of pipe..... inches, average grade per mile is 50.....feet. Length of conduit is 1..... miles.

Seventh: That said works are capable of conducting to the place of intended use 35 inches.....second feet of water.

Eighth: That water appropriated under said permit is available for 35.....acres of land described as follows:

E 2 SW 4 - 17 Acres

E 2 NW 4 - 18 Acres

All Sec 3 Twp 7 South Range 1 West T3 M.

Ninth: Remarks: That.....

William M. Gordy
(Sign here)

Subscribed and sworn to before me this 15 day of July, 1925

My commission expires Feb. 25, 1929 Lynn Bachman
Notary Public.

16191

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

Permit No. 16191-Wm. M. Gordy

Ham & Burke

409 Idaho Bldg.

City

Boise, Idaho, **January 30, 1925**

Dear Sir:

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

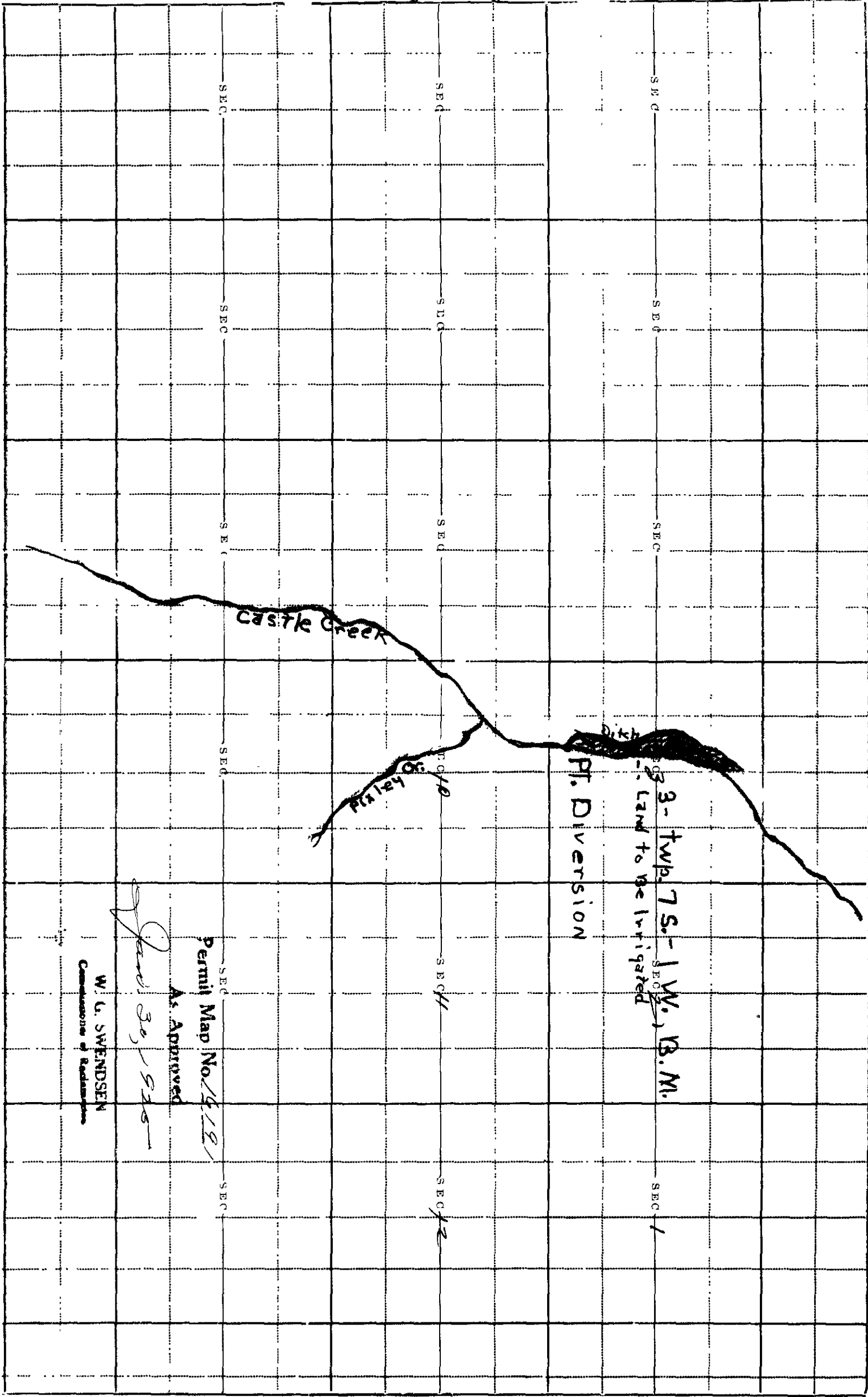
W. G. SWENDSEN

Commissioner of Reclamation.

16191

NAME OF APPLICANT William M. Gordy

Form No. 9



Permit Map No. 1418
As Approved
W. G. SWENDSEN
Commissioner of Reclamation