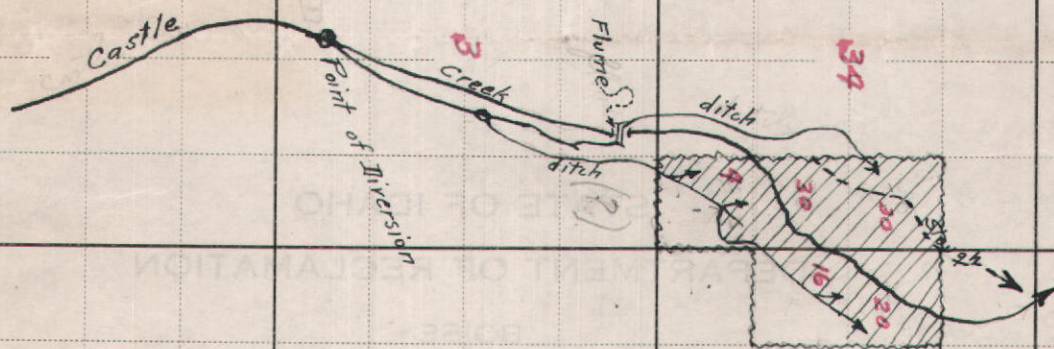




2

3.5

3.6

DE 2175

H-2136

H-9582

34

50

2

Name of Applicant

John J. Evans

SEC.

SEC.

SEC.

SEC.

SEC.

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SEC.

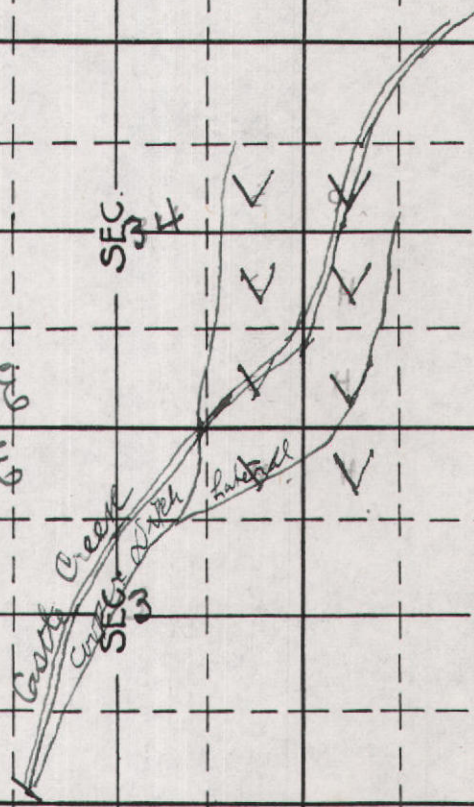
SEC.

SEC.

SEC.

SEC.

945 RIG
955 RIG



State of Idaho
License and Certificate of Water Right

Water License No. 12871

Amount 1.28 sec. ft.

Water District No. 36

Priority 10-5-1920

THIS IS TO CERTIFY that John J. Evans
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 17, 1917; that Permit No. 12871
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.28 second feet, was issued thereunder on October 8, 1917, showing that said works
were completed on the 24th day of September, 1917; and that on the 12th
day of April, 1924,

John J. Evans

of Boise, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Castle Creek
, a tributary of Snake River, for the purpose of irrigation and
domestic use under Use Permit No. 12871 of the State Engineer
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 3500, on the 15th day of October, 1924;

The right hereby confirmed dates from October 5, 1920;

The Point of Diversion is located

in the SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 3, Tp. 5 S., R. 1 E., B. M.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed 1.28 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 S.	1 E.	34	SE $\frac{1}{4}$ NE $\frac{1}{4}$	9	30
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	5	30
		35	SW $\frac{1}{4}$ NW $\frac{1}{4}$	16	20
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	10	16
6 S.	1 E.	3	NE $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 1)	10	10

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 15th day of October, 1924

W. C. SWENDSEN
Commissioner of Reclamation

By Geo. M. Carter
Assistant

(SEAL)

Application No. 18440
Permit No. 12871

APPLICATION FOR PERMIT

57- 2104

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

District No. 36

1. Name of applicant: John J. Evans

Postoffice address: Castle Creek

County: Owyhee

State: Idaho

I. If applicant is a corporation, give

(a) Date and place of incorporation:

(b) The amount of capital stock:

(c) The 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. The quantity of water claimed is 1.28 cubic feet per second.

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

4. Location of point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3, T. 5 S., R. 1 E.B.M.

County of Owyhee

5. To be used for: Irrigation and domestic purposes

I. Irrigation and domestic use: (a) Amount of land to be irrigated:

(b) In the following legal subdivisions:

64

acres.

II. Mining, milling, power, manufacturing, transportation or other purposes:

(a) At what point:

(b) Amount of power to be generated:

H. P. under ft. head

(c) Is water to be returned to any stream?
point of return:

(d) If so, name stream and locate

6. Estimated cost of works: \$500.00

7. Description of works for diversion:

I. Kind of works: Dam, two ditches and one small flume

II. Dimensions of works:

(a) Height of dam 5 feet, length of dam at top 16 feet,

length of dam at bottom 10 feet. Material used in construction: logs and brush

(b) Capacity of reservoir acres feet. (c) Size of headgate, width 1.5 feet,

Height 1.5 feet. (d) ~~Concrete~~ Ditch: width at bottom 2 feet,

width at water line 5 feet, depth of water 1.5 feet; diameter of pipe

inches; average grade per mile is 15 feet. Length of conduit is 1 $\frac{1}{4}$ miles, and it crosses the following quarter sections:

Dimensions of flume 1x2x20

8. The time required for the completion of the construction of such work is ^{completed} work is years.

9. Time required for the complete application of the water to the proposed use is 3 additional years.

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

John J. Evans

Applicant.

By D.A. Dunning.

Agent.

Date of first receipt at office of State Engineer 11:30 A.M. March 17, 1917

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is 12871
Recorded in Book 44 Page 12871 Approved March 24, 1917
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 May 23, 1917 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 June 24, 1917
The whole of said work to be completed on or before September 24, 1917
Beneficial use of water appropriated in accordance herewith, to be made on or before September 24, 1920.
Witness my hand this 24th day of March, 1917.

J.H. Smith. State Engineer.

Remarks:

14. The land to be irrigated is described in the following tabulation:
Twp. Range Sec. NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ - NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ - NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ - Totals.
4 S. 1 E. 34 - 9-- -16- -10-1- -5- -13 -- 27
35 -- 27
5 S. 1 E. 2 (lot 1) --10
3 10

The above areas are in addition to land which is watered under a decree for 1.8 cubic feet per second covering portions of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35; SE $\frac{1}{4}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 34, of T. 4 S., R. 1 E.B.M., and the filing of this application shall not be deemed to be a waiver of any right or rights which may have been acquired to the use of any water by the actual diversion and use thereof.

Total number of acres to be irrigated - 64

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

Applicant has a decreed right to 90 inches of the waters of Castle Creek for 90 acres of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35; SE $\frac{1}{4}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 34, of T. 4 S., R. 1 E.B.M., but the water herein applied for is to be used upon land which has been or is to be put in cultivation since the above mentioned decree was entered.

The works herein above described have been completed.
Proof of completion of works made Oct. 1, 1917.
Certificate of completion of works issued Oct. 8th, 1917.

Permit No. 12871.
CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that John J. Evans, of Castle Creek, County of Owyhee, and State of Idaho, the holder of Permit No. 12871, issued upon Application No. 18440, bearing date of priority of March 17, 1917, authorizing the diversion of 1.28 second feet of the waters of Castle Creek which is a tributary of Snake River, 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 eight (8) second feet of the waters of Castle Creek; that the point of diversion of said waters is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 5 S., R. 1 E. B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 9 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$; 5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 34; 16 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35; T. 4 S., R. 1 E., and 10 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 1) of Sec. 3, T. 5 S., R. 1 E. B. M.

Witness my hand this 8th day of October, A. D. 1917.

J. H. Smith,
State Engineer of the State of Idaho.

12871-100
Page 3200

October 16, 1924

Re: Permit No. 12871

Mr. John J. Evans
R. D. #3
Boise, Idaho

Dear Sir:

Enclosed you will find water
license issued under the above numbered
permit, together with receipt for fees
paid.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By
Chief Clerk

WL-R*10059

12871

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

BOISE
October 10, 1924

Re; Permit No. 12871

Mr. John C. Evans
Boise, Idaho

Dear Sir:

The report of our examining
engineer on proof of beneficial use
of water under the above numbered
permit, shows parts of five 40 acre
tracts under irrigation and cultivation.

The fees would therefore amount
to \$10.00 and upon receipt of this amount
license will be issued you.

Very truly yours,
W. G. SWENDSEN
Commissioner of Reclamation

By W. G. Swensen
Chief Clerk

12871

October 10, 1924

Re; Permit No. 12871

Mr. John J. Evans
Boise, Idaho

Route 3

Dear Sir:

The report of our examining
engineer on proof of beneficial use
of water under the above numbered
permit, shows parts of five 40 acre
tracts under irrigation and cultivation.

The fees would therefore amount
to \$10.00 and upon receipt of this amount
license will be issued you.

Very truly yours,
W. G. SWENDSEN
Commissioner of Reclamation

By _____
Chief Clerk

12871

STATE OF IDAHO DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 12871

This proof is for Beneficial Use

In Water District No. 14-A

1. Name of applicant: John J. Evans

2. Source of water supply: Castle Creek

3. Location of point of diversion: Is in the SE 1/4 of Section 3

T. 5S R. 1 E.B.M. County of Boyer

4. Describe works as they exist, giving dimensions and capacities of same: Head gate 3 ft wide, 4 ft deep + 10 ft long. Diversion of logs + brush 2 ft high, 16 ft long. Ditch 4 ft wide + 2 ft deep. 100 ft of wood flume 2 ft wide + 15 ft deep at crossing of creek.

5. Water is used for: Irrigation and domestic use

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

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): SE 1/4 & NE 1/4 Sec. 34; SW 1/4, NW 1/4, SE 1/4 Sec. 35, T. 4 S., R. 1 E., B.M.

NE 1/4 Sec. 3, T. 5 S. R. 1 E.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

16"

Remarks:

This examination was made on the 25th day of Sept 1924

(Signed) Reddick Tolman Examiner.

12871

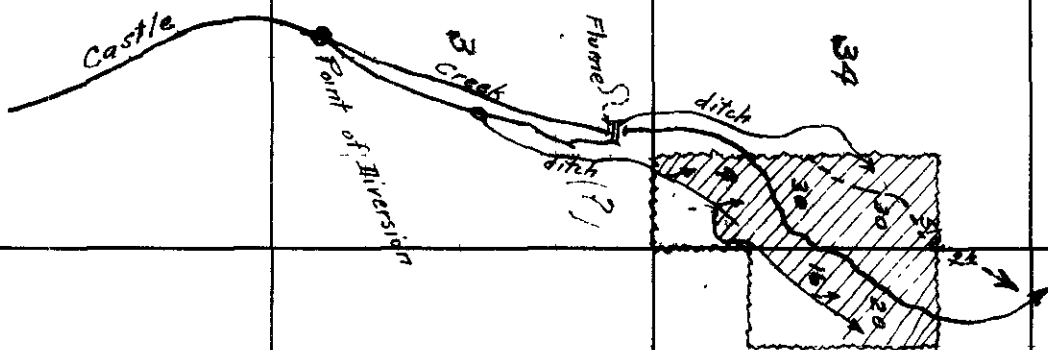
Permit No. 12871

Examination for Beneficial Use

County Owyhee

INSTRUCTIONS TO EXAMINERS

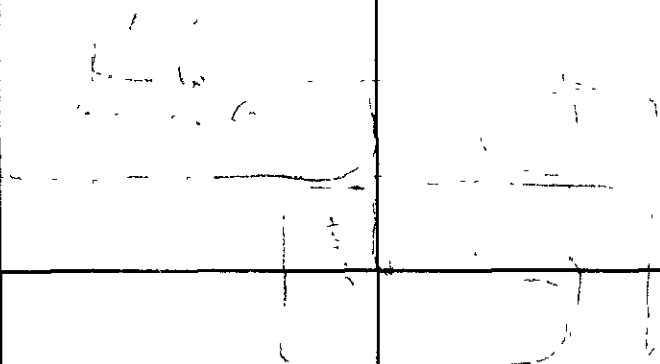
1. Always carefully note the location of the point of diversion, and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the 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.
-



2

34

35



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 12871

REPORT ON PROOF OF BENEFICIAL USE WATER

PROOF OF PUBLICATION

STATE OF IDAHO)
County of Owyhee) SS

I, CHARLES A. HACKNEY, being first duly sworn, depose and say that I am the publisher of the OWYHEE AVALANCHE, a newspaper of general circulation, published weekly at Silver City, County of Owyhee, and State of Idaho, and the annexed Notice was published in said paper once each and every week for **four** consecutive weeks, the first publication being on the **21st** day of **March, 1924** and the last publication being on the **11th** day of **April, 1924** and that said OWYHEE AVALANCHE has been published continuously and uninterruptedly in said county during a period of seventy-eight consecutive weeks prior to the first publication of the attached notice.

Charles A. Hackney

Subscribed and sworn to before me this **11th** day of
April, 1924

W. G. Swendsen
Notary Public.

Permit 12871

Notice Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 A. M. on the 11th day of April, 1924, at Boise, County of Ada, State of Idaho, at the Department of Reclamation, Capitol building, proof will be submitted of the application to beneficial use of 128 cubic feet per second of the waters of Castle creek in accordance with the terms and conditions of Permit No. 12871, heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person holding said permit are John J. Evans, Boise, Idaho.

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

The amount applied to beneficial use is 128 cubic feet per second.

The place where said water is used is the SE $\frac{1}{4}$ NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 34, the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35, Township 4 south and the NE $\frac{1}{4}$ E $\frac{1}{4}$ Section 3, Township 5 south, all in Range 1 east, Boise Meridian.

The date of priority which said user is prepared to establish is October 5, 1920.

W. G. SWENDSEN,

Commissioner of Reclamation

First publication March 21

Last publication April 11

12871

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

John J. Evans
Route 3 Boise

PERMIT No. 12871

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. John J. Evans, Boise, Idaho, farmer, Boise, 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. Permit No. 12871. Date of Permit, March 24, 1917. October 5, 1920.

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

Ans. Castle Creek, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 3, Twp. 5 S., R. 1 E., B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Dam, two ditches and flume. Dam 5' high, length at top 16', at bottom 10'.

Headgate- 1.5 x 1.5 ft. Ditch at bottom 2 ft., at water line, 5 ft., depth 1.5'.

Grade 15' to mile and $1\frac{1}{4}$ mi. long. Will convey ~~max~~ at least 400 inches of water.

Ques. 6. State for what purpose water is used and describe place of use (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivate 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 use. About 55 acres under cultivation, scattered over the entire tract of land.

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

Ans. No

12871

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

Ans. An inch to the acre.

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

Ans. I am original applicant.

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

Ans. Used water on most of the land since 1912.

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 right claimed thereunder

Ans. Have a decreed right for 90 inches but this permit is to cover the additional land that cannot be covered by the dedreed water .

(Sign)

John J. Evans

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County of Ada

State of Idaho, on this 12th day of April A. D. 1924.

Clara M. Brown

Notary Public Residing at Boise, Idaho

12871

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 12871

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.

*Ivan Wincaid - 32 yrs. - Boise, Ida.
Carpenter*

Ques. 2. Are you acquainted with John J. Evans, the

holder of Permit No. 12871? How long have you known him and where does he reside?

Ans.

Yes - Over 20 yrs. - Boise, Idaho

Ques. 3. Have you read or heard read said Permit No. 12871, 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.

*Castle Creek - SE 1/4 Sec. 3, T. 5 S., R. 1 E., B. M.
Dam - 2 Ditches & Flume - Dam - Ht. 5' -
Length of Top - 16' - Bottom 10' - Materials Log Brush & Earth - Ditch
3 Bottom - Dep. of Water 2' - Run 1/2 mile - then splits - 2 Ditches 2' Bottom -
Dep. of Water 1 1/2' Length of Conduit - Each about 1 mile*

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.

20 Sec. Ft. - Have seen abt. 8 Sec. Ft.

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

Ans.

*Irrigation - About 55 ac. land in
cultivation under these works. Cultivated -*

12871

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

Ans.

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. *Sandy Loam - 55 Inches of Water -*

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 seen water applied to all of this land since summer of 1917*

(Sign) *Wm Kincaid*

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in *Boise*, County of *Ada*, State of Idaho, on this *12th* day of *April* A. D. 19*29*

Clara M. Brown
Notary Public.

My commission expires *Apr 11 - 1925*

12871

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 12871

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.

Lewis Mc Donough - 36 yrs. -
Nampa, Idaho. - Farmer

Ques. 2. Are you acquainted with John J. Evans, the

holder of Permit No. 12871? How long have you known him and where does he reside?

Ans.

Yes - 25 years - Resides at
Boise, Idaho.

Ques. 3. Have you read or heard read said Permit No. 12871, 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.

Castle Creek - SE 4 SW Sec. 3 - T. 5 S. R. 1 E. B. M.
Dam - Ditch & Flume - Dam = Ht. 5' - Top Width 16' - Bottom Width 10'
Materials - Logs - Brush & Earth - "Ditch" - Bottom 3' - Depth of Wtr. 2'
Runs 1/2 mile and splits into 2 Ditches - Bottom Width 11 1/2' - Depth of
water 1 1/2' - Length of Conduit for each about 1 mile.

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.

20 Sec. Ft. - Have seen 8 sec. ft. so conveyed.

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

Ans.

Irrigation - About 55 acres
of land in cultivation under these works.

"Cultivated"

12871

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

Ans. _____

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. *Sandy Loam — 55 Inches*
of water —

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 seen the water applied to all*
parts of this land since summer of 1917

(Sign) *Lewis McDonough*

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in *Boise*, County of *Ada*, State of Idaho, on this *12th* day of *April*, A. D. 19*24*

Clara M. Brown
Notary Public.

My commission expires *Apr. 11 - 25*

12871

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

DATE Boise, March 17, 1924

**Publisher, The Avalanche,
Silver City, Idaho.**

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to April 12, 1924, the date set for proof, the expense of the publication to be paid by the applicant, John J. Evans, of Boise, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

W. G. SWENDESEN,

Commissioner of Reclamation.

12871

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 17 - 1924
(P. O.) Boise, Idaho -

TO THE STATE ENGINEER:

Boise, Idaho.

DEAR SIR:

You are hereby authorized to have the attached notice published at my expense in the Avalanche of Silver City, published in the county in which the works are situated.

John J. E. A. N. S.

(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.

12871

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 12th day of April, 1924, at Boise, County of Ada, State of Idaho, ~~before at the office~~ Department of Reclamation, Capitol Bldg., proof will be submitted of the application to beneficial use of 1.28 cubic feet per second of the waters of Castle Creek in accordance with the terms and conditions of Permit No. 12871 heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person ~~or corporation~~ holding said permit are John J. Evans, Boise, Idaho.

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

The amount applied to beneficial use is 1.28 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SE 1/4 & NE 1/4 Sec. 34, SW 1/4 & NE 1/4, Sec. 35, T. 4 S., R. 1 E.B.M.
NE 1/4 Sec. 3, T. 5 S. R. 1 E.B.M.

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

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

~~The source of supply from which such water is diverted is~~ _____

The date of the priority which said user is prepared to establish is October 5, 1920.

W. G. Swendsen,
Commissioner of Reclamation.

12871

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

John J. Evans,
Castlecreek, Idaho

Aug. 12, 1920

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. 12871-----, 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. Swendsen
Commissioner of Reclamation.

12871

October 23 1917.

Re: Permit No. 12871.

Mr. John J. Evans,
Cistle Creek, Idaho.

Dear Sir:

Enclosing herewith Certificate of Completion of works, issued under above permit, with receipt for fee.

Very truly yours,

J. H. SMITH,
State Engineer.

by

CH/ML

Enc: CCW
R-1101.

12871

Permit No. 12871

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Ada

} SS.

John J. Evans

, 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. 12871 and that his postoffice address is Castle Creek State of Idaho

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

Third: That the point of diversion of said water is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 3, T. 5 S., R. 1 E., B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by September 24 1917.

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 ~~not~~ fully completed and consisted of the following:

I. Kind of works: Dam, two ditches and a flume.

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

II. Dimensions of work:

(a) Height of dam 5 feet, length of dam at top 16 feet, length of dam at bottom 10 feet. Material used in construction logs and brush and earth

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width 1.5 feet, height 1.5 feet.

(d) Conduit 2 ditches, each width at bottom 2 feet, width at water line 5 feet, depth of water 1.5 feet; diameter of pipe _____ inches; average grade per mile is 15 feet. Length of conduit is 1 $\frac{1}{2}$ miles. Flume 1X2X20 feet

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

Eighth: That water appropriated under said permit is available for 64 acres of land described as follows: 9 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 34; 16 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, T. 4 S., R. 1 E., and 10 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ (lot 1) of section 3, T. 5 S., R. 1 E., B.M.

Ninth: Remarks: That the works were constructed prior to September 24, 1917, and the areas described hereinabove are in addition to land in the same subdivisions for which I have a decreed right and comprise tracts which have been or will be put under irrigation after the granting of the decree.

John J. Evans
(Sign here)

Subscribed and sworn to before me this 1st day of October, 1917.

Clara M. Brown
Notary Public.

My commission expires Aug. 19/1919.

12871

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

John J. Evans,
Castle Creek, Idaho.

Boise, Idaho, July 19 1917

Dear Sir:—

Under the terms of your permit No.---~~12871~~---, you are required to complete your diversion works on or before---~~Sept. 24, 1917~~ I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

J. H. SMITH,

State Engineer.

12871

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit No. 12871-
John J. Evans,
Castle Creek, Idaho.

Boise, Idaho,

March 24, 1917.

Dear Sir:

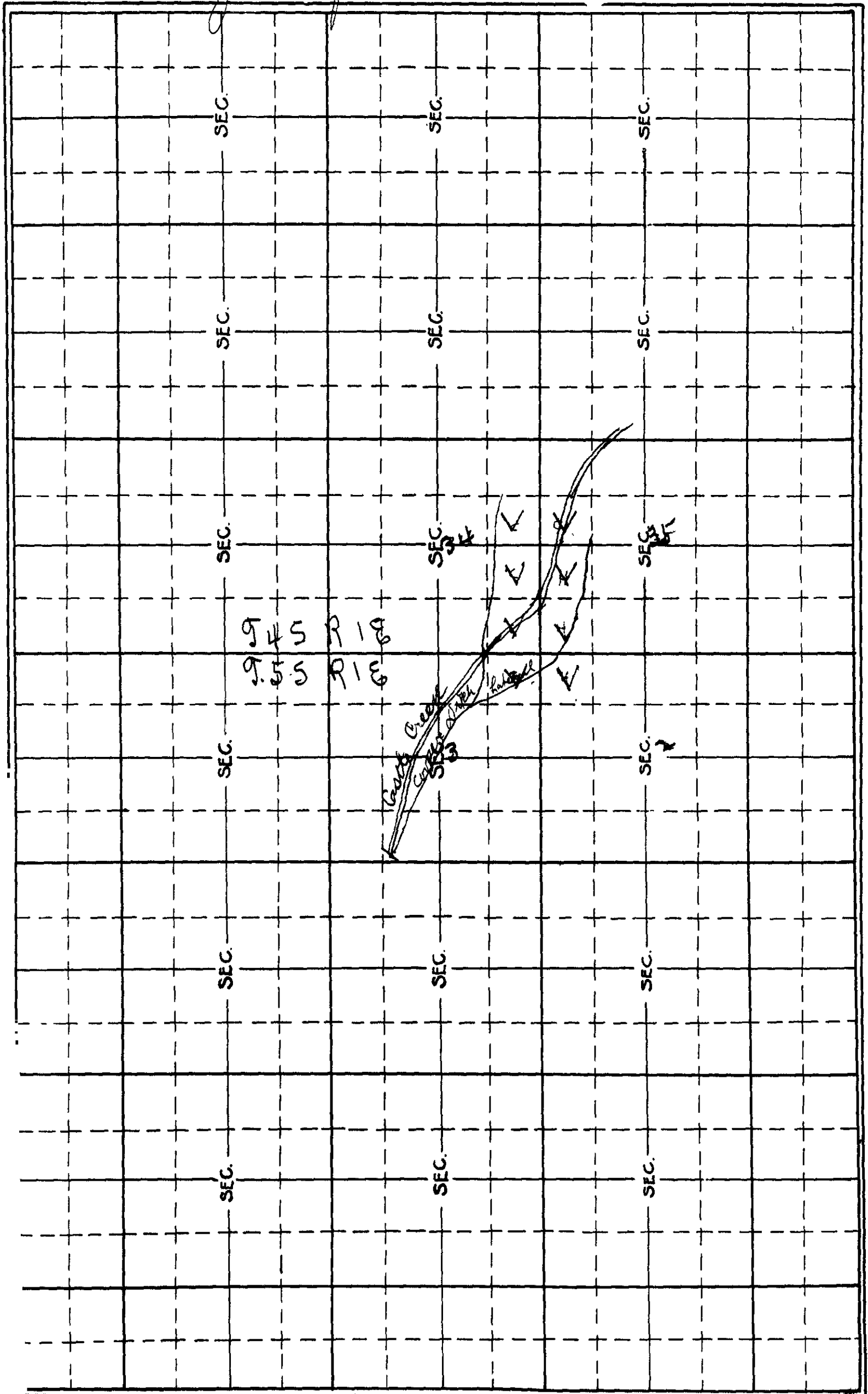
I enclose herewith above numbered permit. BE SURE TO NOTE LIMITATIONS AND
CONDITIONS OF SAME as given under approval of State Engineer on the third page.

J. H. SMITH,

State Engineer.

12871

Name of Applicant John J. Evans



SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK

12871