



NOTICE FOR PUBLICATION

Notice of Application for Extension of Time for Completion of Works Under Senate Bill Number 129, Session Laws of 1935.

Notice is hereby given, that on the 21st day of October, 1935, at 10 o'clock, A. M., a hearing will be held by the State Commissioner of Reclamation, or his deputy, at Boise, county of Ada, state of Idaho, for the purpose of receiving any protests, testimony and evidence regarding an application for extension of time for completion of works under permit to appropriate the public waters of the state of Idaho, No. R-473. The said protests and evidence may be submitted either orally or by affidavits by any person or persons owning or in possession of a right to the use of any waters of a stream or source of supply affected by the said extension.

1. The number of the said permit is R-473.

2. The name and post-office address of the person or persons or corporation holding said permit or permits are: W. G. SPENCER, Triangle, Idaho.

3. The amount of water claimed by the said permit or permits is 2,000 acre feet per annum from Meadow Creek which is tributary to Rock Creek.

4. This notice is to be published at the expense of the applicant or applicants above named. The publisher is hereby authorized to deliver to the said applicant the proof of publication upon payment for the said publication.

R. W. FARIS

Commissioner of Reclamation.

10-10-2

R-473
AFFIDAVIT OF PUBLICATION

State of Idaho

County of Owyhee

} ss.

I, R. H. Colley, being first duly sworn, depose and say that I am the publisher of THE OWYHEE CHRONICLE, a newspaper of general circulation, published at Homedale, Owyhee County, Idaho, and that the attached notice was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for 2 consecutive issues, commencing with the issue dated October 10, 1935, and ending with the issue dated October 17, 1935.

Also, that THE OWYHEE CHRONICLE has been published continuously and uninterruptedly in said county for a period of more than seventy-eight (78) consecutive weeks prior to the first publication of the attached notice.

R. H. Colley, Publisher.

Subscribed and sworn to before me, a Notary Public in and for the State of Idaho, this 17 day of Oct, 1935.

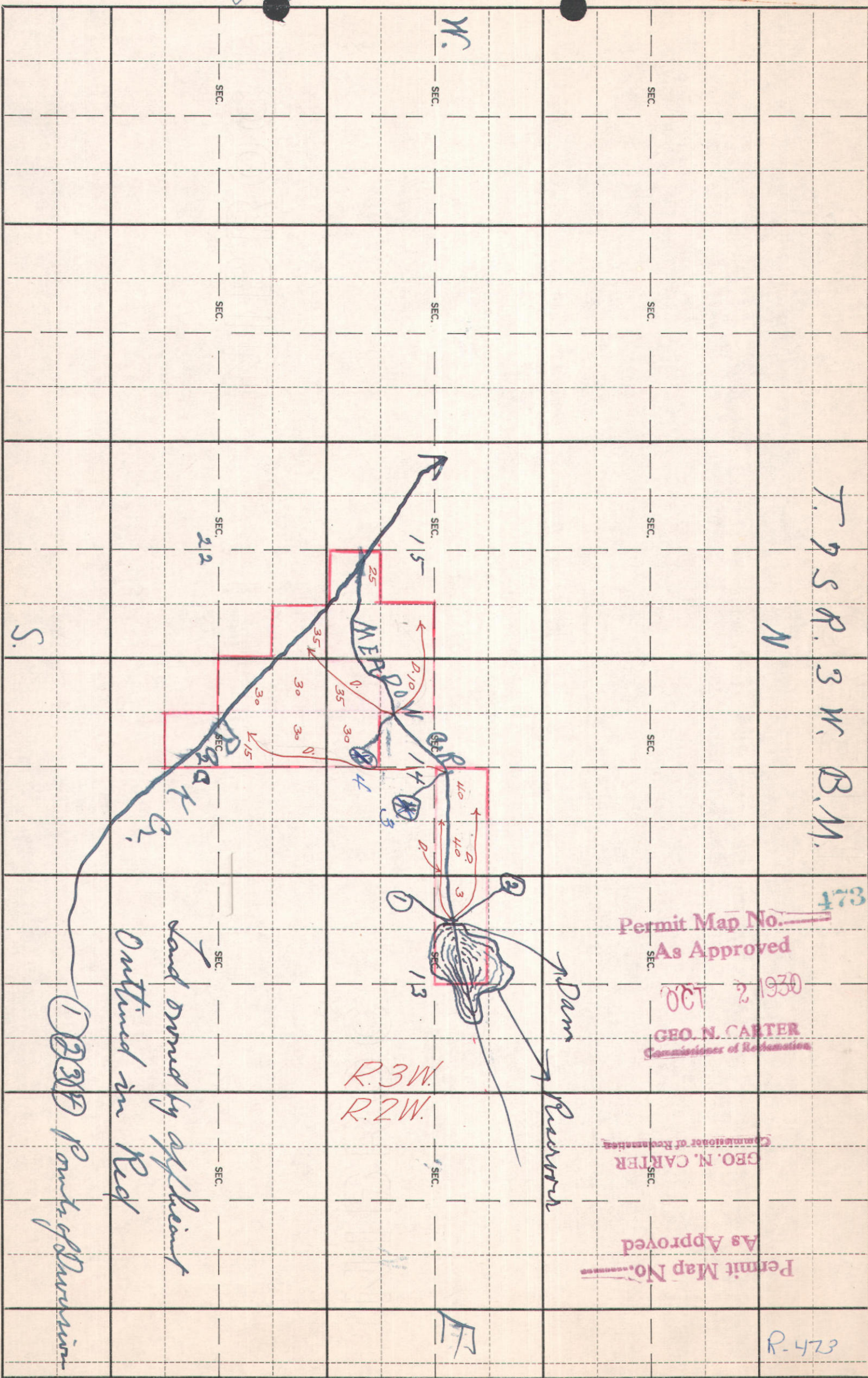
B. D. Harger Notary.

My commission expires 1-9, 1936.

R-473

W. G. Spencer

473



T. 9 S. R. 3 W. B. M.

N

S

and covered by alluvial
outlined in Red

① 2335 Point of Discussion

Permit Map No. 473

As Approved

OCT 2 1930

GEO. N. CARTER
Commissioner of Reclamation

GEO. N. CARTER
Commissioner of Reclamation

As Approved

Permit Map No.

R-473

State of Idaho
License and Certificate of Water Right

Water License No. R-473 Amount 100 acre feet
Water District No. Priority September 27, 1930

THIS IS TO CERTIFY that W. G. SPENCER of Triangle, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated September 27, 1930; that Permit No. R-473 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 100 second feet, was issued thereunder on May 2, 1939, showing that said works were completed on the 14th day of September, 1937; and that on the 14th day of September, 1937,

W. G. SPENCER of Triangle, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Meadow Creek, a tributary of Rock Creek, for the purpose of irrigation and domestic use, under Use Permit No. R-473 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 7 of Licenses, at page 4148, on the 12th day of February, 1943;

The right hereby confirmed dates from September 27, 1930; Outlet

The Point of Diversion is located 2640 ft. distant from the corners of Secs. 11, 12, 13 and 14 in the SW 1/4 NW 1/4, Sec. 13, Tp. 7 S., R. 3 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 100 acre cubic feet per second annum.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S	3 W	13	SW 1/4 NW 1/4	3	10
			SW 1/4 NE 1/4	40	35
		14	SE 1/4 NE 1/4	40	15
			NW 1/4 SW 1/4	10	40
			SW 1/4 SW 1/4	35	40
			SE 1/4 SW 1/4	30	-
		15	SW 1/4 SE 1/4	25	-
		22	NE 1/4 NE 1/4	35	-
		23	NE 1/4 NW 1/4	30	-
			NW 1/4 NW 1/4	30	-
			SW 1/4 NW 1/4	30	-
			SE 1/4 NW 1/4	15	-
			Total Number of acres irrigated		140

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 12th day of February, 1943

JAMES SPOFFORD
Commissioner of Reclamation

(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. 15811

Amount 1.96 second feet

Water District No.

Priority September 6, 1938

THIS IS TO CERTIFY that ED C. MARTIN
 of Arling, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated June 13, 1923; that Permit No. 15811
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 3 second feet, was issued thereunder on June 30, 1926, showing that said works
 were completed on the 28th day of June, 1926; and that on the 26th
 day of September, 1942,

ED C. MARTIN

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 Willow
 Creek, a tributary of Boulder Creek, for the purpose of irrigation and
 domestic use, under Use Permit No. 15811 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 7
 of Licenses, at page 4149, on the 12th day of February, 1943;

The right hereby confirmed dates from September 6, 1938;

The Point of Diversion is located
 in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22, Tp. 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 1.96
 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.	22	NE $\frac{1}{4}$ NE $\frac{1}{4}$	30	38
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	20
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	-
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
Total Number of Acres Irrigated					98

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 12th day of February, 1943

JAMES SPOFFORD

Commissioner of Reclamation

(SEAL)

APPLICATION FOR PERMIT

55-2172

Address all communications to
C. S. HUNTER
Boise, Idaho.

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

Application No. R 24428
Permit No. R 473

1. Name of Applicant: W. G. SPENCER,

Postoffice address: Triangle,

County Owyhee,

State Idaho.

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of Capital Stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

II. The financial resources of the corporation are:

(a) Cash on hand: \$

(b) Treasury Stock: \$

(c) Bonds to be issued: \$

(d) Other resources:

2. Quantity of water to be stored: 2,000 acre feet per annum.
3. Source of water supply is Meadow (Creek) ~~(River)~~ ~~(Spring)~~, a tributary of Rock Creek. 14 River.
4. The outlet of the proposed reservoir is located 2640 feet, distant from the corners of Sections 11, 12, 13, 14 Township 7 S. ,
(bearing) Range 3 W. , B. M. and is in the SW 1/4 of NW 1/4 of Section 13 , Township 7 S. , Range 3 W. , B. M. County of Owyhee.
5. Fill out either (a) or (b).
- (a) The reservoir is located in the channel of Meadow (Creek) ~~(River)~~.
- (b) The reservoir is to be filled through a feeder canal, the point of diversion for which is located (bearing) feet distant from the corner of Section , Township , Range , B. M., and is in the 1/4 of 1/4 of Section , Township , Range , B. M.; width at bottom feet, width at top feet, depth of water feet; average grade per mile feet; Capacity cubic feet per second.
6. (a) The area of the high water line of the reservoir is 80 acres.
- (b) The reservoir capacity is 2,000 acre feet.
7. Height of reservoir dam 23 feet, length at top 303 feet, length at bottom 62 feet, size of outlet 8" pipe feet by feet. The dam is to be constructed of materials as follows: earth.

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

8. (a) Will water stored in reservoir be diverted to canal or aqueduct, thence to land to be irrigated without commingling with natural flow of Meadow (Creek) ~~(River)~~ ? No.
- (b) Water stored in reservoir will be carried in the channel of (Creek,) (River,) a distance of miles to point of diversion located (See remarks) feet, distant from the corner of Section (bearing) Township , Range , B. M., and in the 1/4 of 1/4 of Section , Township , Range B. M.
9. Amount of water claimed from Meadow (Creek) ~~(River)~~ ~~(Spring)~~ in addition to that stored in reservoir None cubic feet per second.
10. Water is to be used for irrigation and domestic purposes.
11. If for mining, milling, power or manufacturing purposes give:
- (a) Point of use of water (bearing) feet, distant from Corner of Section , Township , Range B. M. and is in the 1/4 of 1/4 of Section , Township , Range , B. M.
- (b) Amount of power generated: H. P., under feet head.
- (c) Water is to be returned to (Creek) (River) (Spring) at a point (bearing) feet distant from the corner of Section , Township , Range , B. M., in the 1/4 of 1/4 of Section , Township , Range B. M.
12. Water stored in accordance with this Permit will be carried to place of use through a canal heretofore constructed under the terms of Permit No. , which is hereby referred to and made a part hereof.

13. Kind of diversion works: Dam, headgate, and ditch.

(Dam, canal, flume, pipe, etc.)

14. Height of diversion dam 4 feet, length at top 20 feet, length at bottom 16 feet. The dam is to be constructed of materials as follows: earth.

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

15. Size of headgate: Width 4 feet, Height $2\frac{1}{2}$ feet.

16. Diversion Canals Width at bottom 6 feet, width at water line 8 feet, depth of water 2 feet, Dimensions of Flume Diameter of Pipe inches; Length of Conduit $1\frac{1}{4}$ miles. Average grade per mile 50 feet.

17. Estimated cost of Works: Storage Works: \$ 2,000.00 Diversion Works: \$ 500.00

18. Time required for completion of work 5 years.

19. Time required for complete application of water to proposed beneficial use is no years.

20. The land to be irrigated is described in the following tabulation:

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

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7 S.	3 W.	13							3										3
		14			40	40					10		35	30					155
		23					30	30	30	15									105
		22	35																35
		15															25		25

Total Number of Acres to be Irrigated

323

Remarks:

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

W. G. SPENCER

Applicant.

By

Agent.

Date of first receipt at office of Commissioner of Reclamation 9 A. M., September 27, 1930.

Returned to applicant for correction

Corrected application received

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is R 473

Recorded in book R 2, page 473 Approved October 2, 1930.

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

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

Work to begin on or before December 1, 1930, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One fifth of the work above specified to be completed on or before April 2, 1933.

The whole of said work to be completed on or before October 2, 1935.

Beneficial use of water stored in accordance herewith, to be made on or before October 2, 1935.

Witness my hand this 2d day of October, 1930.

GEO. N. CARTER
Commissioner of Reclamation.

Remarks: The water stored in the reservoir will be carried in the channel of Meadow Creek, a distance of one-eighth mile to points of diversion, Nos. 1 and 2, for 2.1 second feet, located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 13; about three-fourths mile to point of diversion No. 3, for 2.6 second feet, located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 14, and a distance of about one mile to point of diversion No. 4, for 3.3 second feet, located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14, all in Township 7 South of Range 3 West of the Boise Meridian, Idaho.

The water stored is to supplement inadequate water rights of applicant for the irrigation of the land described and other land owned by applicant. An affidavit of the applicant is hereby submitted as to the duty of water.

AFFIDAVIT OF APPLICANT FOR RESERVOIR PERMIT NO. R-473

STATE OF IDAHO)
(ss.
COUNTY OF ADA)

W. G. SPENCER, being first duly sworn upon his oath, deposes and says: That he is the W. G. Spencer who is the applicant in Reservoir Permit No. R-473, of the State of Idaho, and that he is now the owner of the following described property:

South half of Northwest Quarter, Section Thirteen; South half of Northeast Quarter, Southeast Quarter of the Southwest Quarter, West half of Southwest Quarter, Section Fourteen; East half of Southeast Quarter and Southwest Quarter of the Southeast Quarter of Section Fifteen; Northeast Quarter of the Northeast Quarter, Section Twenty-two; Northwest Quarter and the Northeast Quarter of Southwest Quarter of Section Twenty-three, all in Township Seven South, Range Three West, Boise Meridian.

That the irrigable land on all of the above described property is composed of a gravel loam soil, extending from the surface of the ground to at least several feet in depth.

That in consequence of such soil condition, from two to three inches of water per acre, turned out at the diversion point, is necessary for the proper and beneficial irrigation of the above described land.

(Signed) W. G. SPENCER

SUBSCRIBED and SWORN to before me this 20th day of September, 1930.

(Signed) C. S. Hunter
Notary Public for Idaho,
Residence: Boise, Idaho.

(SEAL)

PERMIT NO. R-473

APPROVAL OF COMMISSIONER OF RECLAMATION

WHEREAS, Application for an extension of time for completion of works under Permit No. R-473 has been made by the owner thereof, which application was duly advertised in the Owyhee Chronicle of Homedale, Idaho, for a period of two consecutive weeks; and

WHEREAS, A hearing in regard to the said application was then duly held at Boise, Idaho, on October 21, 1935, as specified in the said advertisement above referred to; and

WHEREAS, After taking into consideration all evidence and testimony introduced at the said hearing, it appears that the owner of the said Permit is entitled to a further extension of time within which to complete work:

NOW, THEREFORE, I, R. W. FARIS, Commissioner of Reclamation of the State of Idaho, by virtue of the authority vested in me under Senate Bill No. 129, 1935 Session Laws, hereby extend the time for completion of works under Permit to Appropriate the Public Waters of the State of Idaho, No. R-473, to October 2, 1937.

WITNESS My hand this 22nd day of October, 1935.

R. W. FARIS
Commissioner of Reclamation

PERMIT NO. R-473

CERTIFICATE OF COMPLETION OF RESERVOIR AND RIGHT TO STORE WATER

Amount 100 Acre feet.

Priority Sept. 27, 1930.

This is to certify that W. G. SPENCER, of Triangle, County of Owyhee, and State of Idaho, the holder of Permit No. R-473, issued upon Application No. R-24428, bearing date of priority of September 27, 1930, authorizing the construction of a reservoir and the right to store the waters of Meadow Creek, a tributary of Rock Creek, 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 as set out and described in said Permit; that said works are adequate for the storage of 100 acre feet of water annually; that the location of the outlet of said reservoir is in the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 13, Township 7 South, Range 3 West, Boise Meridian; that a right to store the said waters has been perfected in accordance with the laws of Idaho and is hereby confirmed by the Commissioner of Reclamation and entered of record in Volume 2-R of Permits at page 473, records of the Department of Reclamation, on the 2nd day of May, 1939; that the right hereby confirmed dates from September 27, 1930, and that the amount of water to which said right is, by this certificate, entitled to store annually shall not exceed 100 acre feet.

Witness the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 2nd day of May, A. D. 1939.

(SEAL)

JAMES SPOFFORD
Commissioner of Reclamation

Proof of Completion of Works made September 14, 1937
Certificate of Completion of Works issued May 2, 1939

(See note in file re this certificate)

LICENSE ISSUED FOR ^{acre} 100 - SEC. 18

4148

Deed in Escrow To V. O. Thompson & V. A. Thompson,
Homedale, Idaho. (May 3-1943)

January 31, 1966

RE: Permit No. R-473, W. G. Spencer
7348, Gust Raaen

James E. Schiller
Schiller, Young & Williams
Attorneys at Law
Box 21
Nampa, Idaho

Dear Mr. Schiller:

In reply to your inquiry of January 28 we find the following licenses on Meadow Creek in which you may be interested.

7348 is for .5 c.f.s., diverted in the SW~~1~~/~~4~~NE~~1~~/~~4~~, Sec. 14 and the SE~~1~~/~~4~~NW~~1~~/~~4~~, Sec. 13, T. 7 S., R. 3 W., B.M. for irrigation of the SE~~1~~/~~4~~NE~~1~~/~~4~~, Sec. 14, 10 acres, and the SW~~1~~/~~4~~NE~~1~~/~~4~~, Sec. 14, 15 acres. Priority date is March 25, 1911.

R-473 is for 100 acre feet with the outlet in the SW~~1~~/~~4~~NW~~1~~/~~4~~, Sec. 13, T. 7 S., R. 3 W., B.M. for irrigation of the SW~~1~~/~~4~~NW~~1~~/~~4~~, Sec. 13, 10 acres; SW~~1~~/~~4~~NE~~1~~/~~4~~, 35 acres, SE~~1~~/~~4~~NE~~1~~/~~4~~, 15 acres, W~~1~~/~~2~~SW~~1~~/~~4~~, 80 acres, Sec. 14, T. 7 S., R. 3 W., B.M. Priority date is September 27, 1930.

The following are upstream licenses:

6973 is for 1.9 c.f.s. diverted in the SE~~1~~/~~4~~SW~~1~~/~~4~~, Sec. 32, T. 6 S., R. 2 W., B.M. and the NE~~1~~/~~4~~NW~~1~~/~~4~~, Sec. 5, T. 7 S., R. 3 W., B.M. for irrigation of Lot 4, 22 acres; SW~~1~~/~~4~~NW~~1~~/~~4~~, 28 acres, NW~~1~~/~~4~~SW~~1~~/~~4~~, 20 acres, Sec. 5; NE~~1~~/~~4~~SE~~1~~/~~4~~, 15 acres, Sec. 6, T. 7 S., R. 2 W., B.M. Priority date is December 19, 1910.

5594 is for .24 c.f.s. diverted in the SE~~1~~/~~4~~NE~~1~~/~~4~~, Sec. 30, T. 6 S., R. 2 W., B.M. for irrigation of the NW~~1~~/~~4~~SW~~1~~/~~4~~, 53/4 acres, SW~~1~~/~~4~~SW~~1~~/~~4~~, 6 1/4 acres, Sec. 29, T. 6 S., R. 2 W., B.M. Priority date is March 28, 1915.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By
Donald J. Watts
Office Engineer

DJW:mr

8 473

SCHILLER, YOUNG & WILLIAMS
ATTORNEYS AT LAW
P.O. BOX 21
1202 1ST STREET SOUTH
NAMPA, IDAHO

JAMES E. SCHILLER
R. H. (BILL) YOUNG
ROGER L. WILLIAMS

January 28, 1966

TELEPHONE 466-7809
AREA CODE 208

RECEIVED
JAN 31 1966

Department of Reclamation

State Department of Reclamation
State Capitol
Boise, Idaho

Attention: Mrs. Rule

Dear Mrs. Rule:

I am interested in State of Idaho water license No. 7348 and State of Idaho water license No. R-473. Could you please give me the basic contents of these licenses. I am particularly interested in the real property involved and in the amount of water involved. If you have any questions, please call me. The information is necessary for us to bring an action to quiet title to the water rights as set forth in this license. I was also wondering if you had any licenses for Meadow Creek, which is the same stream, but which would be for a user upstream.

Sincerely yours,

SCHILLER, YOUNG & WILLIAMS

James E. Schiller by jf
James E. Schiller

JES:jf

2062 - 7348

Gust Raaben

50 ft
P.D. 5 SW NE 14 75 SW
SE NW 13

Land SE NE 14 - 10
SW NE 14 - 15

Priority 3/25/11

4140 - R473

W.G. Spencer

Outlet - SW NW 13, 75, R3W

42nd SW NW 13 - 10
SW NE 14 - 35
SE NE 14 - 15
NW SW 14 - 40
SW SW 14 - 40

190

Priority Sept 9/27/30

P-473

1662 - 6973

3167 - 5599

Harry Delapp

1.9 cfs

P.D. SESW 32, 65, 2W
NE NW 5, 25, 2W

Land

5 { Lot A - 22.2
SWNW - 28
NW SW - 30
6 - NESE - 15

75.2W

Priority 12/19/10

Nora Linckhan

.24 cfs

P.D. SE, NE 30, 65, 2W

Land: NW SW 5 $\frac{3}{4}$
SW SW 6 $\frac{1}{4}$

SEC 29, 65, 2W

3/28/15

~~xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx~~
G. A. Bottolfson James Spofford ~~xxxxxxxxxx~~
~~xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx~~

February 12, 1943

Re: Permit No. R-473

Mr. A. G. Spencer
Triangle, Idaho

Dear Mr. Spencer:

We are enclosing herein License and Certificate of Water Right issued under the above numbered permit, confirming your right to store 100 acre feet of the waters of Meadow Creek, a tributary of Rock Creek, with date of priority of September 27, 1930, for irrigation and domestic use on the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 13; S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 14, Township 7 South, Range 3 West, B. M.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

Chief Clerk

A
encl.

R. 473

May 12, 1939

Re: Permit No. R-473

Mr. W. G. SPENCER,
Triangle, Idaho.

Dear Sir:

In accordance with our joint discussion with Mr. Clare Hunter upon this date, concerning the status of your reservoir filing numbered R-473, I beg to say that in order to definitely determine the capacity of the said reservoir, it will be necessary to have a survey and scale map of the reservoir basin, showing the location of contour lines at five foot intervals between the reservoir bottom at the outlet and the high water flow line at spillway elevation.

As regards location of irrigated areas, that may remain in abeyance until such time as I may be able to make a more detailed examination than was possible at the time of my former visit. I would suggest that, in the meantime, you return the certificate of completion of works, recently mailed you from this office, and a new one will be furnished after the later examination has been made. The time required for these matters will in nowise interfere with your priority as already established.

Very truly yours,

FRED A. TOLMAN,
Field Engineer.

FAT/jr

R-423

Permit No. R-475

Mr. and Mrs. Spencer, with their attorney, Mr. C. S. Hunter, were in the Department on May 12, 1939- and conferred with Mr. Tolman, in regard to the reduction in acre feet allowed in the Certificate of Completion of Works and as called for in the application.

It was agreed that they would have a survey made and sent in, and then Mr. Tolman would re-examine the works, and make another report-

Meanwhile, the Certificate of Completion of Works sent to Mr. Spencer on May 1st, would be returned- and held until the new report is received-

R 4123

Triangle Idaho
Apr 27-1939
Commissioner of Reclamation
 Boise - Idaho

Dear Sir: - Enclose check
for Fifteen Dollars in payment
of final Certificate of Completion
of work and license on
Reservoir (- Permit No R-473)

Yours Truly
H. L. Spencer
By
Vera Spencer

May 1, 1939

Re: Permit No. R-473

Mr. W. G. Spencer,
Triangle, Idaho.

Dear Sir:-

We enclose hercin Certificate of Completion of Works issued under the above numbered permit to store 100 acre feet from Meadow Creek, a tributary of Rock Creek, in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 13, Township 7 South, Range 3 West, B.M. Cayuse County, for irrigation and domestic purposes.

We are also enclosing the Department's Receipt No. 16981 for the \$15.00 fees which you paid in connection with proofs of completion of works and beneficial use under the above permit.

Inasmuch as there is a little variation in the land actually irrigated, as shown by the report of our Field Engineer, and the land covered by your original application and permit, we are enclosing an application for amendment in the land list, made out to include the actual acreage shown on the engineer's report.

If you will execute and return this application for amendment, the license will be issued in accordance therewith.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

JLA
Encs.

By
Chief Clerk

R-473

April 22, 1939

Re: Permit No. R-473

Mr. W. G. Spencer,
Triangle, Idaho.

Dear Sir:-

A short time ago we received our Field Engineer's report on proof of completion of works and beneficial use under the above numbered permit.

This report shows that the works would be capable of conducting to the place of use 100 acre feet, and that you are irrigating 98 acres in five 40-acre legal subdivisions.

The statutory fee for completion of works certificate is \$5.00- and for beneficial use proof \$10.00- Upon receipt of \$15.00, we will issue Certificate of Completion of Works, and License.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

JLA

By

Chief Clerk

R-473

October 5, 1937

Re: Permit No. R-473.

Mr. W. G. Spencer
Triangle, Idaho

Dear Sir:

This will acknowledge receipt of the depositions of the holder, depositions of two witnesses and the affidavit of proof of publication from the newspaper, all in connection with proof of completion of works and beneficial use proof under the above permit.

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

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

Very truly yours,

Deputy Commissioner of Reclamation

jl
cc: C. S. Hunter,
Attorney, Boise.

R-473

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. R-473

REPORT ON PROOF OF COMPLETION OF WORKS & BENEFICIAL USE

Cost of Bill. 100 ACRES 1 T.
Bu Fee \$10.00 in 5 Sals (total 98 acres)
Cost W \$5
15.00
4-20-39 R-473

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. R-473

This proof is for Comp. of Works & Beneficial Use

In Water District No.

1. Name of applicant W. G. SPENCER
2. Source of water supply: Meadow Creek
3. Location of point of ~~diversion~~ ^{outlet}: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 13
T. 7 S. R. 3 W. County of Owyhee

4. Describe works as they exist, giving dimensions and capacities of same: Earth fill dam 24 ft. high x 225 ft long x 30 ft top width, 3-1 $\frac{3}{4}$ 1 1/2-1 slopes. Spillway 40 ft wide in rock cut, with 4 ft freeboard. Outlet of 6" pipe with valve control at toe of lower slope. The County road passes along the crest and through the spillway. Upper slope riprap of hand laid lava A-1 quality work.
5. Water is used for: Irrigation and Domestic

6. State whether or not water has been turned into works of diversion: yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):
SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 13; S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 14;
NW $\frac{1}{4}$, Section 23; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 22; SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 15;
all in Township 7 South, Range 3 West.

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

8. What large stream would the water here appropriated finally reach?
- Remarks: This water is distributed generally over the ranch but more particularly over areas as shown. Estimated capacity of reservoir 100,000 ft.

This examination was made on the 21st day of September, 1938.

(Signed) Fred S. Johnson
Examiner.

R-423

W. G. SPENCER
Triangle, Idaho

4

Permit No. R-473

Examination for.. Comp. Works & 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
-

Notice Of Proof Of Completion of Work And Application Of water To Beneficial Use.

NOTICE IS HEREBY GIVEN that at 12 o'clock on the 14th day of September, 1937, at Oreana, county of Owyhee, State of Idaho, before Lynn Bachman, Notary Public, proof will be submitted of the completion of works for the storage of 2000 acre feet per annum of the waters of Meadow Creek and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. R-473, heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation, holding said permit, are W. G. Spencer, Triangle, Idaho.

2. Said works will be fully completed on the date set for such completion, and the amount of water which said works are capable of storing, in accordance with the plans accompanying the application for such permit, is 2000 acre feet per annum.

3. The use to which said water has been applied is irrigation and domestic purposes and the amount applied to beneficial use is 2000 acre feet per annum.

4. The place where said water is used is SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13; N $\frac{1}{2}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, T. 2N., R. 7E., B. M.

5. The date of priority which said user is prepared to establish is August 26, 1930.

R. W. FARIS,

Commissioner of Reclamation.

8-19-4

—but OUR PROMISES ARE RIGOROUSLY PERFORMED!



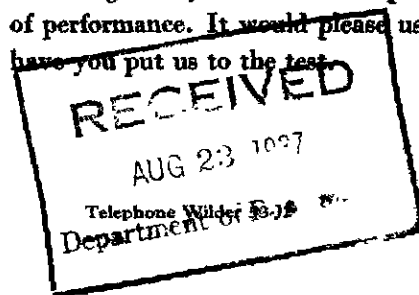
Speaking of "glitter" there is none on MANAGEMENT BOND, as this sample shows. It has a soft restful color and a pleasing writing surface.

Whether it is a proof you have been promised, or the delivery of a small form, or the planning of a direct mail campaign, we take our promise seriously.

When we say, "the messenger is on the way," he is. If we tell you the job will be delivered "tomorrow" it will be. Whatever promise we make, we keep.

When we quote you on MANAGEMENT BOND for a job, the finished work will be on that paper and you have only to hold a sheet to the light to see the watermark.

We rigorously adhere to this policy of performance. It would please us to have you put us to the test.



The Owyhee Chronicle
HOMEDALE, IDAHO

R-473



MANAGEMENT BOND
A HAMMERNILL PRODUCT

White Substance 16

ALL IS NOT GOLD

That glitters...

Notice Of Proof Of Completion of Works And Application Of Water To Beneficial Use.

NOTICE IS HEREBY GIVEN that at 12 o'clock on the 14th day of September, 1937, at Orcana, county of Owyhee, State of Idaho, before Lynn Bachman, Notary Public, proof will be submitted of the completion of works for the storage of 2000 acre feet per annum of the waters of Meadow Creek and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. R-473, heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation, holding said permit, are W. G. Spencer, Triangle, Idaho

2. Said works will be fully completed on the date set for such completion, and the amount of water which said works are capable of storing, in accordance with the plans accompanying the application for such permit, is 2000 acre feet per annum.

3. The use to which said water has been applied is irrigation and domestic purposes and the amount applied to beneficial use is 2000 acre feet per annum.

4. The place where said water is used is the $SW\frac{1}{4}NW\frac{1}{4}$, of Section 13; $S\frac{1}{2}NE\frac{1}{4}$, $NW\frac{1}{4}SW\frac{1}{4}$, $S\frac{1}{2}SW\frac{1}{4}$ of Section 14; $NW\frac{1}{4}$ of Section 23; $NE\frac{1}{4}NE\frac{1}{4}$ of Section 22; $SW\frac{1}{4}SE\frac{1}{4}$ of Section 15, all in Township 7 South, Range 3 W. B. M.

5. The date of priority which said user is prepared to establish is ~~Sept~~ ²⁴ ~~1937~~ ¹⁹³⁰.

R. W. FARIS,
Commissioner of Reclamation.

AFFIDAVIT OF PUBLICATION

SEP 20 1937

State of Idaho }
County of Owyhee } ss.

I, R. H. Colley, being first duly sworn, depose and say that I am the publisher of THE OWYHEE CHRONICLE, a newspaper of general circulation, published at Homedale, Owyhee County, Idaho, and that the attached notice was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for 4 consecutive issues, commencing with the issue dated August 19, 1937, and ending with the issue dated September 9, 1937.

Also, that THE OWYHEE CHRONICLE has been published continuously and uninterruptedly in said county for a period of more than seventy-eight (78) consecutive weeks prior to the first publication of the attached notice.

R. H. Colley, Publisher.

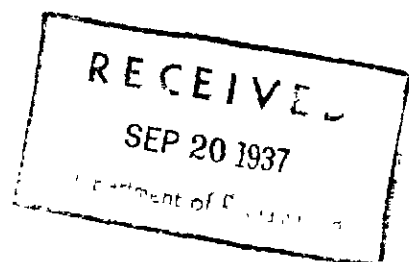
Subscribed and sworn to before me, a Notary Public in and for the State of Idaho, this 9 day of Sept, 1937.

B. B. Hargis Notary.

My commission expires 1-11, 1940.

R-423

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. P. 473.

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. W. S. Spencer Meadow Creek
Stockman Triangle 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. P. 473. Oct 2 1930. Sept 27 Aug 26, 1930

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

Ans. Meadow Creek 2640 feet from the corners
of sections 11, 12, 13, 14. Twp 7S. 3W. 3N.

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. Reservoir 33 feet high. 5 ditches capable
of carrying 350 inches of water.
Ditches called 2 desert ditches, 3 lower
ranch ditches.

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. Irrigation and Domestic. NW⁴ NW⁴ 40 acres
S² SW⁴ 80 acres Sec 14. NE⁴ NW⁴ 40 acres. NW⁴ NW⁴ 40 acres Sec 28.
NE⁴ SE⁴ 40 acres. SE⁴ SE⁴ 30 acres SW⁴ SE⁴ 30 acres Sec 15 SW⁴ NW⁴
SE⁴ NW⁴ 17 acres. SW⁴ NE⁴ 17 acres Sec 14. Total 338 acres. Sec 13
about 225 acres cultivated 64 acres cutting natural hay
49 acres water is being used on brush ground to make meadows.

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

Ans. No

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

Ans. *6 1/2 to 7 inches per 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. *same person.*

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

Ans. *April 1, 1931. by being used on new land put under cultivation and old land on all land in under question to full beneficial use during 1937.*

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. *Water has been used for about 50 years on part of this land and gradually more put in use every year up to the present time in under old filings.*

(Sign)

W. E. Spencer

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 *Oreana*, County of *Owyhee* State of Idaho, on this *14* day of *Sept*, A. D. 19 *37*.

Lynn Bachman
Notary Public

My commission expires *Feb 25 1941*

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. R-473.

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. Earl Bachman 44. Triangle, Idaho
Stockman. Triangle, Idaho.

Ques. 2. Are you acquainted with W. G. Spencer, the holder of Permit No. R-473? How long have you known him and where does he reside?

Ans. Yes. 38 years. Meadow Creek
Triangle Idaho

Ques. 3. Have you read or heard read said Permit No. R-473, and are you familiar with its provisions and conditions?

Ans. Yes. 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. Meadow Creek. Meadow Creek
Reservoir and 5 ditches.

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. About seven second feet.

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

Ans. Irrigation and Domestic NW⁴ NW⁴ 40 acres
S² SW⁴ 80 acres, NE⁴ NW⁴ 40 acres, NW⁴ of NW⁴, Sec 28, NE⁴ SE⁴ 40 ac
SE⁴ of SE⁴ 30 acres, SW⁴ of SE⁴ 30 acres Sec 15, SW⁴ NW⁴ 44 Sec 13.
SE⁴ of NW⁴ 17 acres, SW⁴ of NE⁴ 17 acres Sec 14. Total 338 Acres
225 acres cultivated. 64 acres cutting natural
meadow hay from use of water, 49 acres
water is being used on brush ground to
create natural meadows.

R-473

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

Ans. None.

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. Part of Land is brushy. Figure
it will take 7 inches per acre.

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. No way.

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

Ans. I have seen water in all
ditches each year since April 1931

(Signed)

Carl Bachman

I hereby certify that the foregoing testimony was read to the above subbscriber 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 Oreana, County of Owyhee,
State of Idaho, on this day of Sept, 14, A. D. 1937.

Lynn Bachman
Notary Public.

My commission expires Feb 25, 1941.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. PR-473.

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. Clair O. Tilton. 37. Triangle, Mail Carrier
Triangle Idaho

Ques. 2. Are you acquainted with W. G. Spencer, the holder of Permit No. PR 473? How long have you known him and where does he reside?

Ans. Yes. 12 years. Triangle, Idaho
on Meadow Creek.

Ques. 3. Have you read or heard read said Permit No. PR-473, and are you familiar with its provisions and conditions?

Ans. Yes - 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. Meadow Creek. 2 Ditches from
outlet of Reservoir. 3 Ditches on
home ranch. Ditches 3 and 4 foot
wide on the bottom.

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. 8 second feet. I have seen about that
much in them.

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

Ans. Domestic and Irrigation NW⁴ NW⁴ 40 acres, S² SW⁴ 30 acres
Sec 14. NE⁴ NW⁴ 40 acres NW⁴ NW⁴ 40 acres Sec 28.
NE⁴ SE⁴ 40 acres SE⁴ SE⁴ 30 acres SW⁴ SE⁴ 30 acres Sec 15 SW⁴ NW⁴
SE⁴ NW⁴ 17 acres SW⁴ NE⁴ 17 acres Sec 14 Total 338 acres. Sec 13.
225 acres in cultivation 64 acres Natural hay
49 acres Brush land water is used to promote
Natural hay meadows.

R-473

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

Ans. None

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. Bottom ground and sandy soil at least 5 inches per acre.

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

Ans. None

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

Ans. Since 1931 I have seen water each year on about 300 acres of the land. During 1936 and 37 I have seen water on all the land.

(Signed)

C. O. Tilton

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 Ardena, County of Owyhee, State of Idaho, on this day of Sept 14th, A. D. 1937

My commission expires

Feb 25 1941

Lynn Bachman
Notary Public.

PERMIT NO.

R-473.

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. W. G. Spencer, Meadow Creek, Stockman
Triangle, Idaho

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. No

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. TR-473, Oct. 2, 1930, 2000 acre feet, Meadow Creek
SW4 NW4 Sec 13, Twp 78, 3 West B.M.

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Irrigation and Domestic, 338 acres NW¹/₄ NW¹/₄
S²SW, Sec 14 NE⁴/₄ NW¹/₄, NW¹/₄ NW¹/₄ Sec 28, NE⁴/₄ SE⁴/₄, SE⁴/₄ SE⁴/₄, SW⁴/₄ SE⁴/₄
Sec 15, SW⁴/₄ NW¹/₄, Sec 13, SE⁴/₄ NW¹/₄, SW⁴/₄ NE⁴/₄ Sec 14.

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Yes, April 1, 1931. Water has been
used yearly since. Full use during 1931 season.

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. Yes. Yes.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. More work has been done than
specifications called for.

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Reservoir 23 feet high, rock faced both
above and below. 40 foot spillway. 700 acre feet
of different ditches carrying about 350 inches water.
Reservoir cost \$2500.00
Ditches cost \$500.00

(Sign here.)

W. G. Spencer

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 Oreana,

County of Gwyher, State of Idaho, on this 14th
day of Sept A. D. 1937.

My Commission expires Feb. 25, 1941

Notary Public.

R-473

Permit No. R-473**Proof of Completion of Works****DEPOSITION OF WITNESS**

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

Ans.

C. O. Tilton, Triangle Idaho, Mail Carrier.
Triangle, Idaho.Ques. 2. Are you acquainted with W. G. Spencer, theholder of Permit No. R-473, authorizing the diversion of _____ second-feet of thewaters of Meadow Creek, at _____
Irrigation
for Domestic purposes? How long have you known him, and where does he reside?

Ans.

12 Years.Meadow Creek, Triangle IdahoQues. 3. Have you read or heard read said Permit No. R-473 and are you familiar with its terms and conditions?

Ans.

Yes. Yes.

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans.

Yes. Mostly bottom ground. some
sandy soil on slopes. 5 inches to acre.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans.

Yes. Yes.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans.

Earthen Reservoir rock faced above and
below. 5 Ditches.
Capacity Reservoir 650 acre feet.
Ditches will hold about 80 inches each

(Sign here.)

C. O. TiltonI 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, at my office in OreanaCounty of Owyhee, State of Idaho, on this 14th
day of Sept, A. D. 1937,Lynn Buchanan

R-473

Permit No. R-473RECEIVED
SEP 20 1937**Proof of Completion of Works****DEPOSITION OF WITNESS**

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

Ans. Earl Bachman Triangle Idaho
Stockman, Triangle, IdahoQues. 2. Are you acquainted with W. G. Spencer, the holder of Permit No. R-473 authorizing the diversion of 2000 ^{acre} ~~second~~-feet of the waters of Meadow Creek, at Triangle Idaho for irrigation & domestic purposes? How long have you known him, and where does he reside?Ans. Yes. 44 years Meadow Creek, Triangle, IdahoQues. 3. Have you read or heard read said Permit No. R-473, and are you familiar with its terms and conditions?Ans. Yes. Yes.

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes. Land consists mostly of bottom land and is sandy. balance of sloping ground lying next to bottom land. Figure

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes. Yes.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. all works are completed
according to permit - R-473
Reservoir capacity - 600 acre feet
5 Ditches capacity 350 inches(Sign here.) Earl BachmanI 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, at my office in Oreana County of Owyhee, State of Idaho, on this 17 day of Sept, A. D. 19 37.Lynn Bachman

R-473

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Mr. Lynn Bachman,
Notary Public
Oreana, Idaho

Boise, Idaho, **Sept. 10, 1937**

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of completion of works under Permit No. **B-473**

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 the permit holder's rights:

1. On **Sept. 14, 1937**, the date set for proof of completion of works, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at **Oreana, before Lynn Bachman, 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,

R. W. FARIS
Commissioner of Reclamation

R-473

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,

Sept. 10, 1937

Mr. Lynn Bachman
Notary Public
Creana, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. ~~B-473~~.....

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 ~~Sept. 14, 1937~~....., 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.....
~~Creana, Idaho~~..... before ~~Lynn Bachman, 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.

..... R. W. FARIS

Commissioner of Reclamation.

R 423

472
August 25, 1937

THE OWYHEE CHRONICLE
Homedale, Idaho

Dear Sirs:

In confirmation of our telephone conversation of this date, we are herewith enclosing a corrected copy of Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Water Permit No. R-473. Please check the land list in this notice carefully, so that the remaining insertions will be correct.

Will you please furnish this office a copy of the corrected notice. Mr. C. S. Hunter, Boise, Idaho, has also asked that he be furnished a copy. Also, will you please show the corrected copy of the affidavit of publication you furnish Mr. Spencer.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By

Chief Clerk

j1
Encl.

R-473

RECEIVED

AUG 7 1937

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)

July 12th 1937

(P. O.)

Triangle, Idaho Arroyo Co.,

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Arroyo Chronicle

of

Hamdale, Idaho,

published in

Arroyo the county in which the works are situated.

W. G. Greener

(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.

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

Notice is hereby given that at 12 o'clock on the 14th
day of September, 1937, at Oreana, County of
Owyhee State of Idaho, before Lynn Bachman, Notary Public
proof will be submitted of the completion of works for the ~~diversion~~ storage of 2000
~~acre~~ annum
~~xxxx~~ xxxx cubic feet per second of the waters of Meadow Creek
and of the application to beneficial use of said water in accordance with the terms and conditions
of Permit No. R-473, heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation, holding said permit, are
W. C. Spencer, Triangle, Idaho

~~works~~
2. Said ~~works of diversion~~ storing will be fully completed on the date set for such completion, and the
amount of water which said works are capable of conducting to the place of use, in accordance with
the plans accompanying the application for such permit, is 2000 acre feet per annum.
~~xxxxxx~~ xxxxxx cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic
purposes and the amount applied to beneficial use is 2000 acre feet per annum.
~~xxxxxx~~ xxxxxx cubic feet per second.

4. The place where said water is used is ~~SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13; NE $\frac{1}{4}$ SW $\frac{1}{4}$ & SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13,~~
~~T. 2 N., R. 7 E., B. M.~~ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 13; S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ & S $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 14;
NW $\frac{1}{4}$ of Sec. 23; NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 22; & SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 15, all in T. 7 S., R. 3 W.,
B. M.

5. The date of priority which said user is prepared to establish is August 26, 1930.

R. W. FARIS
Commissioner of Reclamation

K² 473

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date August 12, 1937

Re: Permit R-473.

THE MAYHEM CHRONICLE
Homedale, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to September 14, 1937, the date set for proof, the expense of the publication to be paid by the applicant, W. G. Spencer, Triangle, Idaho,

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

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

Very truly yours,

R. W. FARIS

Commissioner of Reclamation

R 473

November 9, 1935

Re: Permit No. R-473
W. G. Spencer

MR. C. S. MUNTER,
Attorney at Law,
Boise, Idaho

Dear Sir:

We are enclosing herewith approval of commissioner
of reclamation for an extension of time under the above permit.
The time has been extended to October 2, 1927, as per your
application.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Assistant Chief Clerk

G
Encl.

R-473

October 5, 1935

Re: Permit No. R-473
W. G. Spencer

MR. C. S. HUNTER,
Attorney at Law,
Boise, Idaho

Dear Sir:

This is to inform you that a notice has been prepared for publication of Mr. Spencer's application for an extension of time under the above permit and a copy of such notice has been forwarded to the newspaper with proper instructions for its publication.

We have set the date for hearing as 10:00 A. M. on October 21st in this office. As we explained to you some time ago, the hearing will be merely a formality if no protests are filed and if no one appears in person to protest at the time set for hearing. It would probably be well for you to make an appearance, as Mr. Spencer's agent, at the time set for hearing and in the event that some one does appear to protest, the hearing can be continued, if necessary, in order to give him an opportunity to appear at a later date.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH/RE

P 473

NOTICE FOR PUBLICATION

NOTICE OF APPLICATION FOR EXTENSION OF TIME FOR COMPLETION OF WORKS
UNDER SENATE BILL No. 129, SESSION LAWS OF 1935

Notice is hereby given, that on the 21st day of October,
1935, at 10:00 o'clock, A. M., a hearing will be held by the
State Commissioner of Reclamation, or his deputy, at Boise,
County of Ada, State of Idaho, for the purpose of receiving
any protests, testimony and evidence regarding an application for extension of
time for completion of works under Permit to appropriate the Public Waters
of the State of Idaho, No. R-473. The said protests and
evidence may be submitted either orally or by affidavits by any person or
persons owning or in possession of a right to the use of any waters of a stream
or source of supply affected by the said extension.

1. The number of the said Permit is R-473.

2. The name and post-office address of the person or persons or
corporation holding said permit or permits are:

W. C. SPENCER, Triangle, Idaho

3. The amount of water claimed by the said permit or permits is
2,000 Acre Feet per annum from Meadow Creek,
which is tributary to Rock Creek.

4. This notice is to be published at the expense of the applicant or
applicants above named. The publisher is hereby authorized to deliver to
the said applicant the proof of publication upon payment for the said
publication.

R. W. FARIS

Commissioner of Reclamation

Notice of Application for Extension
of Time for Completion of Works
Under Senate Bill Number 129, Ses-
sion Laws of 1935

Notice is hereby given, that on the 21st day of October, 1935, at 10 o'clock, A. M., a hearing will be held by the State Commissioner of Reclamation, or his deputy, at Boise, county of Ada, state of Idaho, for the purpose of receiving any protests, testimony and evidence regarding an application for extension of time for completion of works under permit to appropriate the public waters of the state of Idaho, No. K-473. The said protests and evidence may be submitted either orally or by affidavits by any person or persons owning or in possession of a right to the use of any waters of a stream or source of supply affected by the said extension.

1 The number of the said permit
is R-473

2. The name and post-office address of the person or persons or corporation holding said permit or permits are: W. G. SPENCER, Triangle, Idaho.

3 The amount of water claimed by the said permit or permits is 2,000 acre feet per annum from Meadow Creek which is tributary to Rock Creek.

4. This notice is to be published at the expense of the applicant or applicants above named. The publisher is hereby authorized to deliver to the said applicant the proof of publication upon payment for the said publication.

R. W. FARIS

Commissioner of Reclamation.

10-10-2

AFFIDAVIT OF PUBLICATION

State of Idaho

County of Owyhee

33.

I, R. H. Colley, being first duly sworn, depose and say that I am the publisher of THE OWYHEE CHRONICLE, a newspaper of general circulation, published at Homedale, Owyhee County, Idaho, and that the attached notice was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for 2 consecutive issues, commencing with the issue dated October 10, 1935, and ending with the issue dated October 17, 1935.

Also, that THE OWYHEE CHRONICLE has been published continuously and uninterruptedly in said county for a period of more than seventy-eight (78) consecutive weeks prior to the first publication of the attached notice.

Publisher.

Subscribed and sworn to before me, a Notary Public in and for the State of Idaho, this 17 day of Oct, 1931.

L. D. Savage, Notary.

My commission expires 1-1-54, 1956

K-475

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. R-473

Date.....October 5, 1935.....

EDITOR, OWYHEE CHRONICLE
Homedale,
Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for ^{two}~~four~~ consecutive weeks
prior to.....October 21, 1935..... the date set for ^{hearing}~~proof~~, the expense of the publication
to be paid by the applicant,.....

.....W. C. SPENCER, Triangle, Idaho.....
to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

R. W. FARIS

Commissioner of Reclamation

R-473

The Owyhee Chronicle

R. H. COLLEY, EDITOR

PHONE 53-42

HOMEDALE, IDAHO

October 5, 1935

R. W. Farris
Com. of Reclamation
Boise, Idaho

Dear Sir:

Just received the copy of the Notice of
Hearing of W. G. Spencer, Triangle,
Idaho,

This Notice will be published in The
Owyhee Chronicle October 10 and 17
as per your instructions.

Have placed your office on mailing
list so that you may read proof on the
copy.

Thanking you, I am

Yours very truly,

RH Colley

RECEIVED

OCT 8 1935

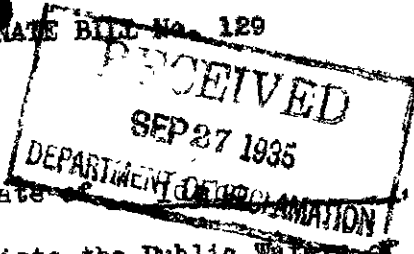
Department of Reclamation

PERMIT No. R-473
EXTENSION OF TIME FOR COMPLETION OF WORKS UNDER SENATE BILL No. 129
SESSION LAWS OF 1935

STATE OF IDAHO

County of Owyhee

ss.



W. G. Spencer, of Owyhee Co., State of Idaho,
being first duly sworn, upon his oath, deposes and says:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. R-473.

That under the terms and conditions of said Permit, Completion of Works thereunder is required by October 3rd, 1935.

That he has heretofore in good faith performed the following work and taken the following steps to bring about the completion of the said works described under the said Permit, to-wit: Have built earth dam 114 feet wide on bottom-

32 feet high & 120 feet in length- still have 3 feet of fill to complete it- have put in 114 feet of 6 inch pipe through the dam leading to gate valve head gate. Have stored 500 acre feet of water every year beginning with 1931 and made beneficial use of that amount of water on crops of oats and wheat hay on 33 acres and used balance of water each year on the meadow land below.

That he is unable to complete the remainder of the said works and submit proof of Completion of Works within the required time for the following reasons, to-wit:

That the applicant is now a stock man and has been in the stock raising business practically all of his life; that he owed certain mortgage obligations on both his real estate and live stock, which have been refinanced with the Federal Land Bank of Spokane and Western Idaho Production Credit Association; that during the past 4 years, because of low price of beef, he has been unable to complete the reservoir dam.

WHEREFORE, He makes application to the Commissioner of Reclamation to extend the time for Completion of Works under the said Permit to October 2nd, 1935, pursuant to the provisions of Senate Bill No. 129, Session Laws of 1935.

Subscribed and sworn to before me this 26th day of September, 1935

My Commission expires:

April 15, 1936

W. G. Spencer Applicant
C. S. Hunter Notary Public for Idaho, residing at Boise, Idaho

Date of receipt at office of Department of Reclamation: _____ 19____

APPROVAL OF COMMISSIONER OF RECLAMATION

WHEREAS, Application for an extension of time for Completion of Works under Permit No. R-473 has been made by the owner thereof, which application was duly advertised in the Owyhee Chronicle of Homedale, Idaho, for a period of two consecutive weeks; and

WHEREAS, A hearing in regard to the said application was then duly held at Boise, Idaho, on October 21, 1935, as specified in the said advertisement above referred to; and

WHEREAS, After taking into consideration all evidence and testimony introduced at the said hearing, it appears that the owner of the said Permit is entitled to a further extension of time within which to complete work;

NOW, THEREFORE, I, R. W. FARIS, Commissioner of Reclamation of the State of Idaho, by virtue of the authority vested in me under Senate Bill No. 129, Session Laws of 1935, hereby extend the time for Completion of Works under Permit to appropriate the Public Waters of the State of Idaho, No. R-473, to October 2, 1935.

WITNESS My hand this 22nd day of October, 1935.

R. W. Faris
Commissioner of Reclamation

R-473

August 22, 1935

Re: Permit No. R-473
W. D. Spencer

MR. C. G. HUNTER,
Attorney at Law,
Boise, Idaho

Dear Sir:

In conformance with your verbal request of this date, we are enclosing herewith the regular form for Mr. Spencer's application to have the time extended for completion of works under the above permit. This application must be properly executed and returned to this department on or before October 2nd and when you return it will you kindly have Mr. Spencer designate a newspaper in Owyhee County in which he desires publication.

As was explained to you over the telephone, an extension of time, granted under the terms of Senate Bill No. 129, for completion of works, will automatically extend the time for beneficial use proof, so that no application in connection with this proof need be filed at this time.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLV/rg
Encl.

R-473

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

C. S. HUNTER, Attorney
W. G. Spencer
Boise, Idaho

August 10, 1935

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit No. ~~R-473~~, which should be filled out and returned to this office at least 60 days before the date upon which you wish to make proof. The date for proof, as set out in your permit, is ~~Oct. 2, 1935~~, and, if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

R. W. FARIS ~~EDWIN CARTER~~
Commissioner of Reclamation.

13-473

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

C. S. HUNTER, Attorney
W. G. Spencer,
Boise, Idaho

Boise, Idaho
August 10, 1935

DEAR SIR:

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under your permit No. **R-473**

This form should be filled out and mailed to the Department of Reclamation, at least 60 days before the date upon which proof is to be submitted, which proof MUST be on or before **Oct. 2, 1935** Upon receipt of the blank properly filled out, notice for publication will be sent to the paper direct from this office, which notice must be published a period of four weeks prior to the date of proof

The proof may be submitted at any place convenient to you and two witnesses, where there is a notary public or other officer authorized to administer oaths.

The certificate that shall be issued under this proof does not give you a perpetual right to the use of the water for which application is made, as it only confirms the completion of the 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,

..... **R. W. FARIS**

Commissioner of Reclamation.

R-473

AFFIDVAIT OF APPLICANT FOR RESERVOIR PERMIT NO. R-473

STATE OF IDAHO ()
County of Ada () ss.

W. G. Spencer, being first duly sworn upon his oath, deposes and says: That he is the W. G. Spencer who is the applicant in Reservoir Permit No. R-473, of the State of Idaho, and that he is now the owner of the following described property:

South half of Northwest Quarter, Section Thirteen; South half of Northeast Quarter, Southeast Quarter of the Southwest Quarter, West half of Southwest Quarter, Section Fourteen; East half of Southeast Quarter and Southwest Quarter of the Southeast Quarter of Section Fifteen; Northeast Quarter of the Northeast Quarter, Section Twenty-two; Northwest Quarter and the Northeast Quarter of Southwest Quarter of Section Twenty-three, all in Township Seven South, Range Three West, Boise Meridian.

That the irrigable land on all of the above described property is composed of a gravel loam soil, extending from the surface of the ground to at least several feet in depth.

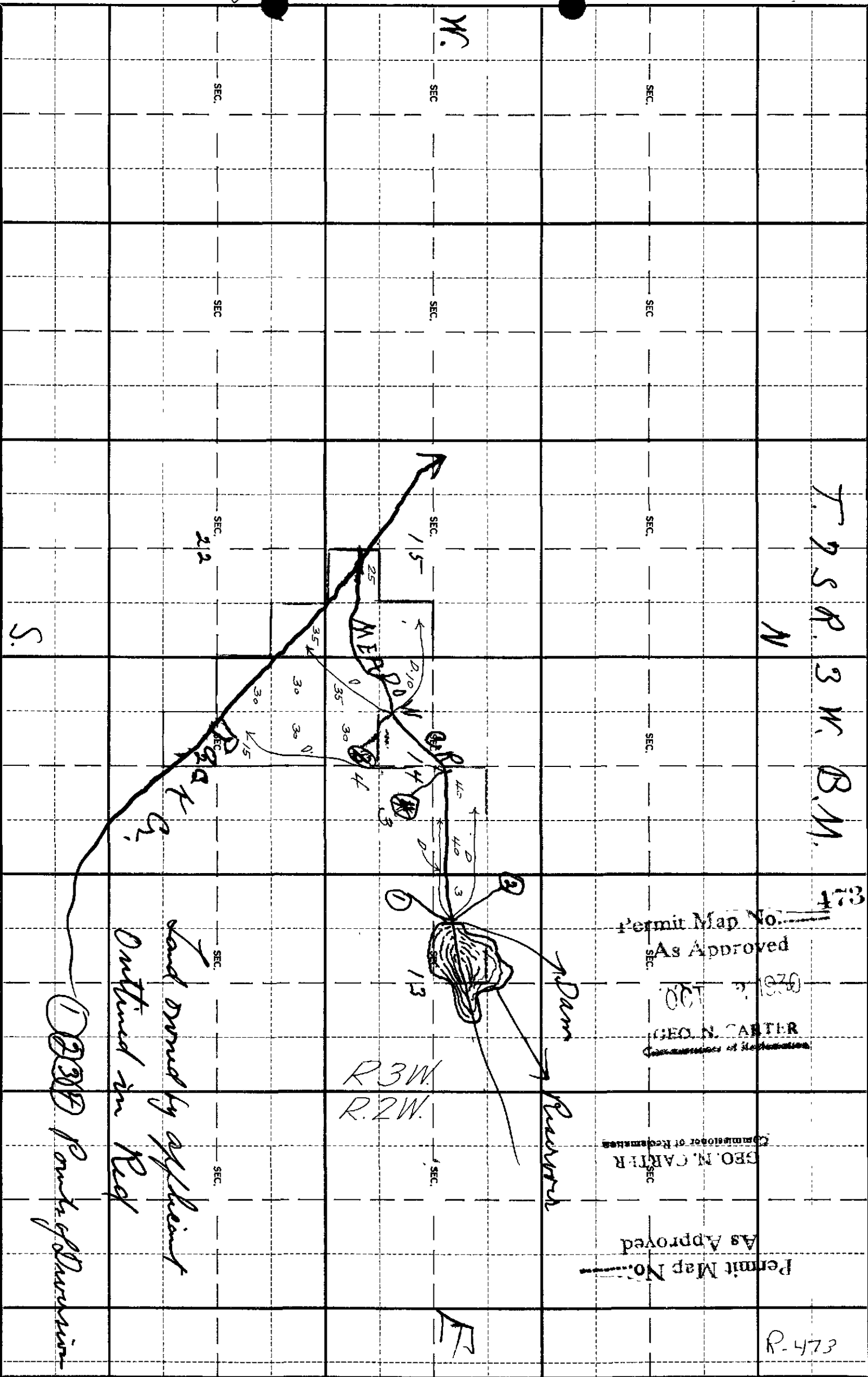
That in consequence of such soil condition, from two to three inches of water per acre, turned out at the diversion point, is necessary for the proper and beneficial irrigation of the above described land.

W. G. Spencer

SUBSCRIBED and SWORN to before me this 20th day of September, 1930.

C. A. Hunter
Notary Public for Idaho,
Residence: Boise, Idaho.

W. G. Spencer



Permit Map No. 473

As Approved

1920

GEO. N. CARTER

Commissioner of Reclamation

GEO. N. CARTER

As Approved

Permit Map No. 473

R-473

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. R-473-2. C. SPENCER

October 3, 1930

R. C. S. HUNTER

Boise, Idaho,

Boise, Idaho

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.

GEO. N. CARTER
Commissioner of Reclamation.

R-473