

No Color
Documents
In File

Application No. R 18362

Permit No. R. 58

District No. 55.

APPLICATION FOR A PERMIT
TO CONSTRUCT THE HARDISTY AND WILSON RESERVOIR
AND TO STORE THE UNAPPROPRIATED WATERS OF THE STATE OF IDAHO.

1. Name of applicant: Purl Hardisty and Harry Wilson,

Postoffice address: Jorday Valley, County : Malheur, State: Oregon.

2. Quantity of water to be stored: 180 acre feet per annum.

3. Source of water supply: Juniper Creek which is a tributary of Wilson Creek.

4. Water is to be used for: Irrigation and domestic use.

5. The outlet of the proposed reservoir is located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, T. 9 S., R.

5 W.B.M. County of Owyhee.

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

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

(b) The reservoir is to be filled through the Hardisty and Wilson Feeder Canal, which has a width at bottom of 5 ft., width at top of 6 ft., depth of 1 ft., average grade per mile _____ ft., capacity of _____ cubic feet per second.

7. (a) The area of the high water line of the reservoir is 25 acres.

(b) The available capacity of the reservoir is 180 acre feet.

8. Height of dam: 20 feet; length of dam at top 255 feet; length of dam at bottom 60 feet;
Material used in dam: Earth.

9. The estimated cost of proposed reservoir is \$1500.00.

10. Amount of land to be irrigated 180 acres; said land being described in Use Permit mentioned in Paragraph 13 herein, which Use Permit is hereby referred to and made a part hereof.

11. The time required for the completion of such work is 1 years.

13. The water stored in accordance with this permit will be conducted to the place of use through the Hardisty & Wilson Canal, constructed under the terms of Permit No. 12819, filed by Purl Hardisty and Harry Wilson on Feb. 14, 1917.

Remarks: Permit to carry water by Maher-Lessman and Foster to Hardisty and Wilson through their ditch furnished in August, 1914. Intake canal (M-L-F ditch) enlarged in 1914.

Point of diversion from Juniper Creek is located in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 9, T. 9 S., R. 5 W.B.M.

BE IT KNOWN That the undersigned hereby makes application for permit to construct a reservoir and to store the unappropriated waters of the State of Idaho as herein set forth.

Purl M. Hardisty, Harry Wilson,

Applicant.

By Purl M. Hardisty, Agent.

APPROVAL OF STATE ENGINEER.

The Number of this permit is R. 58.

Recorded in Book R 1, page 58, Approved February 24, 1917.

This is to certify that I have examined the within application for a permit to construct a reservoir and to store the unappropriated 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 April 25, 1917, 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 August 24, 1917.

The whole of said work to be completed on or before February 24, 1918.

Beneficial use of water stored in accordance herewith, to be made on or before February 24, 1918, as set out in Permit No. 12819, for the appropriation of the public waters of the State of Idaho, which is hereby referred to and made a part hereof.

Witness my hand this 24th day of February, 1917.

J.H. Smith,

State Engineer.

Date of first receipt at office of State Engineer: 11:10 A.M. February 14, 1917.

Permit No. R-58

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that PURL HARDESTY and HARRY WILSON of Cliffs, County of Owyhee and State of Idaho, the holders of Permit No. R-58, issued upon Application No. R-18362, bearing date of priority of February 14th, 1917, authorizing the construction of the Hardesty & Wilson Reservoir, for the storage of 180 acre-feet of the waters of Juniper Creek, County of Owyhee, State of Idaho, for irrigation and domestic purposes, have 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 the capacity of the said reservoir is 176 acre-feet; that the outlet of said reservoir is located in the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 8, T. 9 S. R. 5 W.B.M., and that the place of use of said water is upon lands described in Permit No. 12819.

WITNESS my hand this 26th day of March, A. D. 1918.

FRED A. WILKIE
State Engineer

MEMORANDUM

R-58

April 9, 1968

(date)

Examination of this permit shows that proof of completion of works and beneficial use of water for this project was submitted under Permit No. 12819. Therefore action on this storage filing may be considered completed, the same as if proofs had been submitted and certificate and license issued.

per RKH

February 12, 1968

R-58

MEMORANDUM

R-58

March 19, 1968

(date)

Examination of this permit shows that proof of completion of works and beneficial use of water for this project was submitted under Permit No. 12819. Therefore action on this storage filing may be considered completed, the same as if proofs had been submitted and certificate and license issued.

per RKH

February 12, 1968

R-58

February 12, 1968

Re: Permit No. R-58

Harry Wilson
Purl Hardisty
Jordan Valley, Oregon

Gentlemen:

It appearing to the State Reclamation Engineer that the terms and conditions of Permit R-58 to appropriate the public waters of the State of Idaho, have not been complied with as to failure to submit adequate proof of beneficial use of water due February 24, 1918,

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the State Reclamation Engineer on or before March 25, 1968, why said permit should not be cancelled.

Permit R-58 claims the use of 180 acre feet per annum of water. The point of diversion was to be located SE1/4SW1/4, Sec. 8, T. 9 S, R. 5 W, E.M., Owyhee County,

and the permit was approved February 24, 1917.

State Reclamation Engineer

R-58

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

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

**POSTMARK OF
DELIVERING OFFICE**

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

**RETURN
TO**

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Room 107, Statehouse

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83701

455-10-71549-10

Apr. 1967

POD Form 3611

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

19780

INSURED NO.

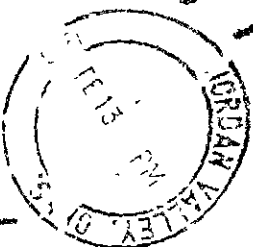
SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
ROOM 107, STATE HOUSE
BOISE, IDAHO 83701

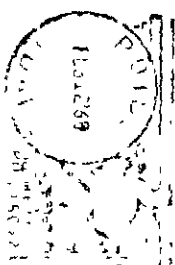
CERTIFIED MAIL
NO. 19780
RETURN RECEIPT REQUESTED



RETURNED TO SENDER
UNDELIVERABLE
No school dirh/du address
No school post office in state
No other reason in law, 10000

DECIDED
Harry Wilbur
Jordan Valley, Oregon

Received
land under new ownership
Charles Lee
11 15 55
11 2 05



R-58

July 23, 1918.

Mr. Earl Hardesty,
Cliffs, Idaho.

Re. R-58.

Dear Sir:—

I am herewith returning certificate of completion of works issued under the above permit and will ask that you return the certificate issued under permit No. 12819, in order that the correction in the lands to be irrigated may be made. We are in receipt of the report of Mr. J. M. Harbour.

Very truly yours,

FRED A. WILKINSON

State Engineer.

By _____

CTR-58

R-58

July 11, 1918.

Re Permit R-58.

Mr. Purl Hardesty,
c/o Judge R.H. Leonard,
Silver City, Idaho.

Dear Sir:—

Am returning her with certificate
of completion of works issued under above permit.

The certificate issued under the continuous flow
permit, No. 12819, should be sent back as soon as
possible in order that the same may be corrected
to include Mr. Wilson's land.

Very truly yours,

FRED A. WILKIE,

State Engineer.

CCWR-58

By _____

R-58

June 20, 1918.

Re Permit R-58- Hardisty & Wilson.

Mr. Geo. B. Archibald,
Jordan Valley, Oregon.

Dear Sir:--

Replying to your letter of the 17th would say that notice of proof of beneficial use of water was sent to the Owyhee ~~valanche~~ on the seventeenth, July 13th being set as date for making the proof. The amount of water given being one and one-tenth second feet for the irrigation of the NE¹/₄SE¹/₄, Sec.7, and NE¹/₄SW¹/₄, Sec.8, T. 9 S., R. 5 W., B.M., as this was the land not included in the Hardisty proof.

We also wrote Mr. Hardisty, at Cliffs, Idaho, on that date to send in the certificates of completion of works issued under R-58 and 12819 for correction.

There will be nothing more for Mr. Wilson to do until July 13th, at which time he should appear before Judge Leonard, at Silver City, with two witnesses, and fill out the deposition blanks that will be sent to him.

Will be glad to give you any further information that you may desire, upon request.

Very truly yours,

FRED A. WILKIE.

State Engineer.

By _____

~~12819~~
R. 55

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)

June 17, 1918

(P. O.)

Jordan Valley, Ore.

To the State Engineer,

Boise, Idaho.

Dear Sir:

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

Harvey Wilson

(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.

F 38
~~12879~~

Jordan Valley, Oregon.

June 17, 1918.

Office of State Engineer,

Boise, Idaho.

RECEIVED

JUN 19 1918

OFFICE OF STATE ENGINEER

FOR REFERENCE OF MRS BROWN

Dear Mrs Brown:-

Explaining my telephone message of today, permit me to say in regard to Application No. R-18362, Permit No. R-58, made by Hardisty and Wilson:

It appears that they made this filing as co-partners and have completed their work and put the water to beneficial use. After which Hardisty proceeded in his own behalf to make both proof of completion and beneficial use without showing Wilsons improvements. Now Wilson is anxious to make whatever showing that is required to establish his interest in the Right.

Not knowing the details or what has been done it is difficult to proceed in the matter. In fact I havnt time to go into it in detail, but would like to do all I can to get them straightened out. Mr. Harbeur was the engineer, and for the reason that he cant hear on the phone asked me to call you up.

Wilson is thoroughly responsible, and as I ran across the enclosed blank in regard to publication of notice, I had him fill it out so that in case it was necessary you could use it to expedite matters in connection with any publication that might be required.

I imagine you can tell from the records what will be necessary to get the matter straightened out and show Wilsons

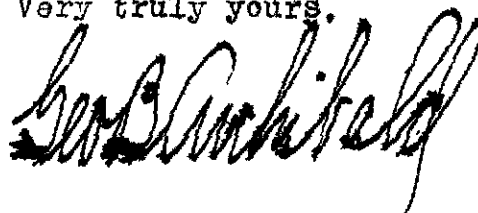
~~12819~~ R-58

R-58

interest, so would ask that you advise me fully, and forward any
blanks that are necessary. You can send them to either Mr.
Harbour or myself.

Thanking you in advance for your kindness. I am,

Very truly yours,



~~12879~~

R. 58

R-58

March 30, 1948.

Re Permit R-58.

Mr. Purl Hardesty,
Cliffs, Idaho.

Dear Sir:--

Enclosing herewith certificate issued under Permit No. R-58.

Very truly yours,

FRED L. WILKIN,

State Engineer.

By _____

C

R-58

Application No. R 18362

Permit No. R. 58

District No. 55.

APPLICATION FOR A PERMIT

TO CONSTRUCT THE HARDISTY AND WILSON RESERVOIR
AND TO STORE THE UNAPPROPRIATED WATERS OF THE STATE OF IDAHO.

1. Name of applicant: Purl Hardisty and Harry Wilson,

Postoffice address: Jordan Valley, County: Malheur, State: Oregon.

2. Quantity of water to be stored: 180 acre feet per annum.

3. Source of water supply: Juniper Creek which is a tributary of Wilson Creek.

4. Water is to be used for: Irrigation and domestic use.

5. The outlet of the proposed reservoir is located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8,
T. 9 S., R. 5 W.B.M. County of Owyhee.

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

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

(b) The reservoir is to be filled through the Hardisty and Wilson Feeder
Canal, which has a width at bottom of 5 ft., width at top of 6 ft., depth of 1 ft.,
average grade per mile ___ ft., capacity of ___ cubic feet per second.

7. (a) The area of the high water line of the reservoir is 25 acres.

(b) The available capacity of the reservoir is 180 acre feet.

8. Height of dam: 20 feet; length of dam at top 255 feet; length of dam at bot-
tom 60 feet; Material used in dam: Earth.

9. The estimated cost of proposed reservoir is \$1500.00.

10. Amount of land to be irrigated 180 acres; said land being described in Use
Permit mentioned in Paragraph 13 herein, which Use Permit is hereby referred to
and made a part hereof.

11. The time required for the completion of such work is 1 years.

13. The water stored in accordance with this permit will be conducted to the
place of use through the Hardisty & Wilson Canal, constructed under the terms of
Permit No. 12819, filed by Purl Hardisty and Harry Wilson on Feb. 14, 1917.

R-58

Remarks: Permit to carry water by Maher-Lessman and Foster to Hardisty and Wilson through their ditch furnished in August, 1914. Intake canal (M-L-F ditch) enlarged in 1914.

Point of diversion from Juniper Creek is located in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 9, T. 9 S., R. 5 W.B.M.

BE IT KNOWN That the undersigned hereby makes application for permit to construct a reservoir and to store the unappropriated waters of the State of Idaho as herein set forth.

Purl M. Hardisty, Harry Wilson,
Applicant.

By Purl M. Hardisty, Agent.

APPROVAL OF STATE ENGINEER

The Number of this permit is R. 58.

Recorded in Book R 1, page 58, Approved February 24, 1917.

This is to certify that I have examined the within application for a permit to construct a reservoir and to store the unappropriated 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 April 25, 1917, 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 August 24, 1917.

The whole of said work to be completed on or before February 24, 1918.

Beneficial use of water stored in accordance herewith, to be made on or before February 24, 1918, as set out in Permit No. 12819, for the appropriation of the public waters of the State of Idaho, which is hereby referred to and made a part hereof.

Witness my hand this 24th day of February, 1917.

J.H. Smith,
State Engineer

Date of first receipt at office of State Engineer: 11:10 A.M. February 14, 1917.

Permit No. R-58

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that FURL HARDISTY and HARRY WILSON of Cliffs, County of Owyhee and State of Idaho, the holders of Permit No. R-58, issued upon Application No. R-18362, bearing date of priority of February 14th, 1917, authorizing the construction of the Hardisty & Wilson Reservoir, for the storage of 180 acre-feet of the waters of Juniper Creek, County of Owyhee, State of Idaho, for irrigation and domestic purposes, have 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 the capacity of the said reservoir is 176 acre-feet; that the outlet of said reservoir is located in the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 8, T. 9 S. R. 5 W.B.M., and that the place of use of said water is upon lands described in Permit No. 12819.

WITNESS my hand this 26th day of March, A.D. 1918.

FRED A. WILKIE
State Engineer

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Permit No. R 58

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF ^{Oregon.} ~~IDAHO~~County of Mulheur

} SS.

I Iurl J. Hardisty, being first duly sworn upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. R 58 and that his postoffice address is Cliffs Idaho.
State of _____.

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

Juniper Creek

Third: That the point of diversion of said water is 5400 ft. north 55° 20' East of Sec. corner common to Sec. 8-9-10-17 Twp. 9 S. Range 5 west B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Feb. 24th 1918.

Fifth: That the use for which said water is intended is Irrigation & Domestic

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

I. Kind of works: Dam and ditches

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

II. Dimensions of work: _____

(a) Height of dam 20 feet, length of dam at top 255 feet, length of dam at bottom 60 feet. Material used in construction Earth

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir 176 acre feet.

(c) Size of headgate: Width 6 feet, height 1 feet.

(d) Conduit ditch width at bottom 6 feet, width at water

(State whether ditch, flume or pipe)

line 6 feet, depth of water 1 feet; diameter of pipe _____ inches; average grade per mile is 6 feet. Length of conduit is 2 miles.

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

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

Ninth: Remarks: That _____

Subscribed and sworn to before me this 23rd day of February, 1918.

My commission expires Apr. 8, 1920

(Sign here)

Notary Public.

R-58

January 28, 1918.

Re Permit R 58.

Mr. Purl Hardesty,
Bluffs, Idaho.

Dear Sir:--

In order to complete the files under the above permit, it will be necessary for you to file an affidavit for completion of reservoir. This information is contained in your proofs made under your use Permit, No. 12819, but nothing shows in the files of Permit R-58. Upon receipt of this affidavit, a certificate will be issued for the completion of the construction of said reservoir.

As soon as Mr. Harbour files his report on the beneficial use proof under Permit 12819, the license will be issued you.

Very truly yours,

J. H. SMITH,

State Engineer.

AH

By _____

R-58

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit No. R-58-
Purl Hardisty,
Jordan Valley, Idaho.

Boise, Idaho,
Feb. 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.

R-58