

N

Twp. 75. R. 4 W.

x = on tax statement

Sept 20th 1894

Farm Bldg³

Line Fence.

Deer Cr.

$P.D. = 100 \times \frac{\text{ph above focus}}{\text{ph above focus}}$

//

Boulder

approx 25 acres in crop

PROOF OF PUBLICATION

State of Idaho, {
County of Owyhee, { ss.

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

That the annexed notice was published in said newspaper once each and every week for ...4... consecutive weeks, the first publication being on the ...7... day of ...Oct..., 1948, and the last publication being on the ...28... day of ...Oct... 1948;

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

Rodney A. Hawes

PUBLISHER.

Subscribed and sworn to before me this 29 day of Oct..., 1948..

Leona D. Hawes

Notary Public.

My commission expires ...9-10-52...

(SEAL)

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

..Notice is hereby given that at 2:00 P. M. on the 1st day of November, 1948, at Oreana, County of Owyhee, State of Idaho, before Lynn Bachman, Notary Public, proof will be submitted of the application to beneficial use of one cubic foot per second of the waters of Deer Creek, a tributary of Boulder Creek in accordance with the terms and condition of Permit No. 20288 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Cecil R. Hawes, Triangle, Idaho.

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

The amount applied to beneficial use is one cubic foot per second.

The place where said water is used SE $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 3, Township 7 South, Range 4 West, B. M.

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

The right to take water from such works is based upon Permit No. 20288.

The source of supply from which such water is diverted is Deer Creek.

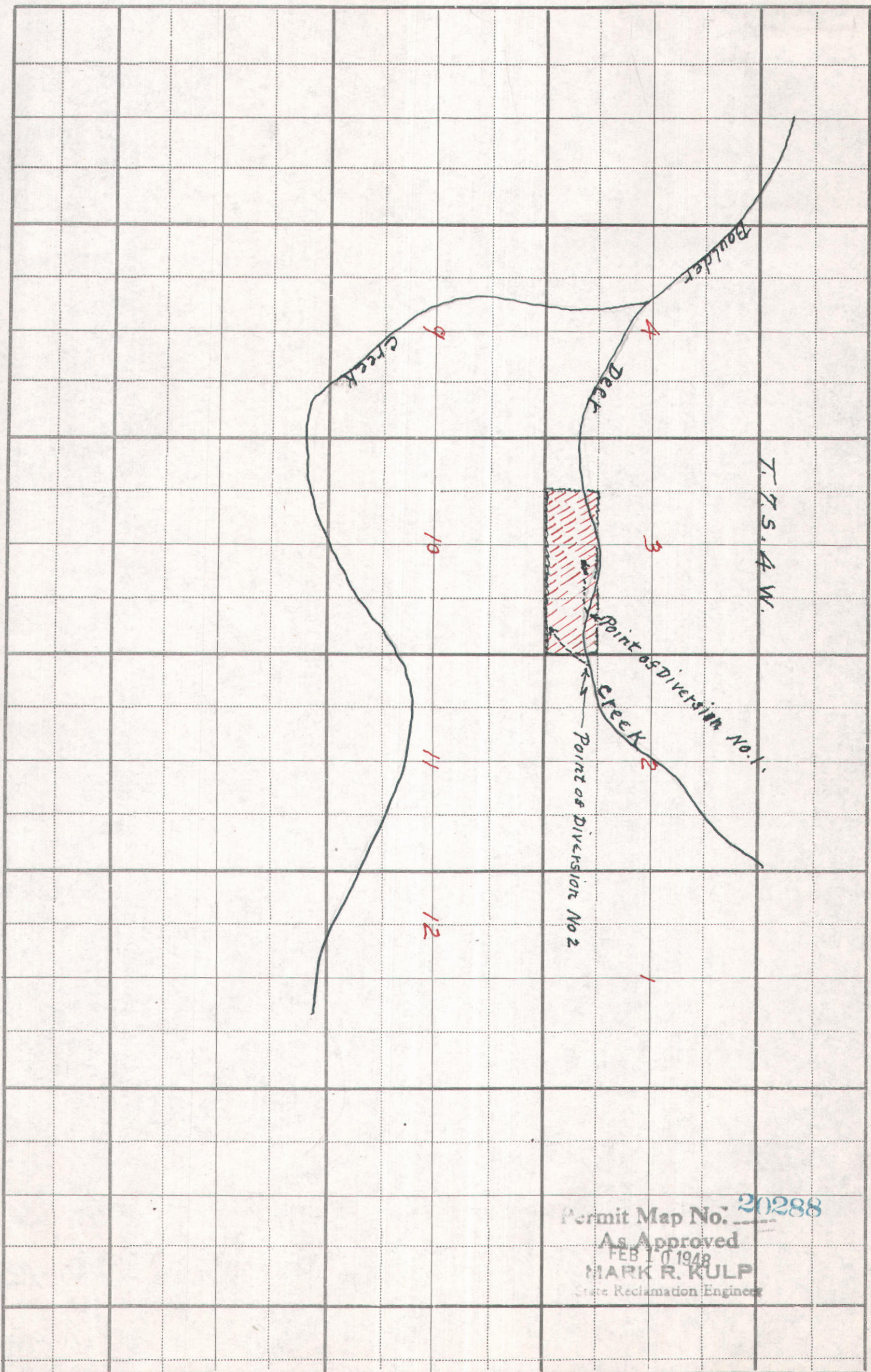
The date of priority which said user is prepared to establish is February 9, 1948.

MARK R. KULP
State Reclamation Engineer
Oct 7 to Oct 28

20288

NAME OF APPLICANT Cecil R. Hays,

FORM No. 0



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

20288

State of Idaho
License and Certificate of Water Right

Water License No. 20288 Amount 0.5 second foot
Water District No. Priority February 9, 1948

THIS IS TO CERTIFY that CECIL R. HAYES
of Triangle, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 9, 19 48 ; that Permit No. 20288
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
one second foot, was issued thereunder on November 23, 19 48 , showing that said works
were completed on the 17th day of November 19 48 ; and that on the 1st
day of November 19 48 ,

CECIL R. HAYES

of Triangle, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Deer Creek
, a tributary of Boulder Creek, for the purpose of irrigation and domestic
use, under Use Permit No. 20288 of the Department 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 State Reclamation Engineer of Idaho and entered of record in Volume
8 of Licenses at page 4771, on the 18th day of June 19 51 ;
The right hereby confirmed dates from February 9, 19 51 ;
are
The Point of Diversion is located in the SE¹/₄ SE¹/₄ Section 3, and the SW¹/₄ SW¹/₄ Section 2,
~~in the~~ ~~1/4~~ ~~1/4~~ ~~1/4~~ ~~1/4~~, Tp. 7 S., R. 4 W., B. M. Owyhee County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 0.5 cubic foot per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	4 W.	3	SE ¹ / ₄ SW ¹ / ₄	15	8
			SW ¹ / ₄ SE ¹ / ₄	20	10
			SE ¹ / ₄ SE ¹ / ₄	15	7
			Number of Acres Actually Irrigated	-	25

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 State Reclamation Engineer, affixed at Boise, Idaho, this
18th day of June 19 51 .

MARK R. KULP

State Reclamation Engineer

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 15735
Water District No.

Amount 3.86 second feet
Priority December 20, 1938

THIS IS TO CERTIFY that ROBERT COULTER of Cascade, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated March 30, 1923; that Permit No. 15735 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 5 second feet, was issued thereunder on March 12, 1929, showing that said works were completed on the 14th day of April, 1928; and that on the 18th day of January, 1949, FRANK D. CALLENDER, Assignee, of Cascade, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Beaver Creek, a tributary of No. fork Payette River, for the purpose of irrigation and domestic use, under Use Permit No. 15735 of the Department 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 State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses at page 4772, on the 22nd day of June, 1951; The right hereby confirmed dates from December 20, 1938; The Point of Diversion is located in the NE 1/4 SW 1/4, Sec. 17, Tp. 14 N., R. 4 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 3.86 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 N.	4 E.	17	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	--
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	18
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	25	5
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	20	--
		18	NE $\frac{1}{4}$ NE $\frac{1}{4}$	20	--
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	20	20
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	20	40
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	20	30
		19	SW $\frac{1}{4}$ SE $\frac{1}{4}$	30	--
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	--
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	25	5
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	20	40
		20	SE $\frac{1}{4}$ NW $\frac{1}{4}$	20	--
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	30
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	--
			Number of acres actually irrigated -		

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 State Reclamation Engineer, affixed at Boise, Idaho, this 22nd day of June, 1951.

MARK R. KULP
State Reclamation Engineer

(SEAL)

N^o 20288
55-2138

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

Application No. 27914
Permit No. 20288
District No.

1. Name of Applicant: CECIL R. HAYES

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 applicant are:

- (b) Treasury stock:
- (d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: One (1)

cubic feet per second.

3. Source of water supply: Deer Creek

which is a tributary of Boulder Creek

4. Location of point of diversion:

corner of Section , T. , R. , B.M., and is in the
of Section , T. 7 S. , R. 4 W. , B.M., County of Owyhee

feet distant from the
No. 1 SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 3
No. 2 SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 2

5. Water is to be used for Irrigation and domestic purposes

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

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

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

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

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

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

7. Estimated cost of works: \$ 100.00

8. Kind of works: Headgates and ditches

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

feet; material used in dam:

10. Size of headgate: Width 2 feet; height 2 $\frac{1}{2}$ feet;

11. Ditch: Width at bottom 2 feet; width at water line 4 feet; depth of water 0.5 feet;

dimensions of flume:

Diameter of pipe inches; length of conduit 1 $\frac{1}{2}$ miles.

Average grade per mile 5.28 feet.

12. The time required for the completion of such work is 8 months years.

13. The time required for the complete application of the water to the proposed use is None additional years.

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

14-A. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

15. (a) Is reservoir to be used? If so, fill in (b) and (c) below.
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

CECIL R. HAYES *Applicant.*

By _____ Agent.

Date of first receipt at Department of Reclamation: 11:30 A. M. February 9, 1948

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20288

Recorded in Book 73 Page 20288 Approved February 10, 1948

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

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

Work to begin on or before April 10, 1948 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before August 10, 1948

The whole of said work to be completed on or before February 10, 1949

Beneficial use of water appropriated in accordance herewith, to be made on or before February 10, 1949

Witness my hand this 10th day of February, 1948

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho,

and J. D. "CY" PRICE Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this...10th...

day of February, 1948

STATE OF IDAHO

Countersigned:

(SEAL)

By C. A. ROEHS Governor.

By J. D. "CY" RICE
Secretary of State.

Remarks:

14.

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.	4 W.	3									15				20 15				50
CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that CECIL R. HAYES of Triangle, County of Owyhee, and State of Idaho, the holder of Permit No. 20288, issued upon Application No. 27914, bearing date of priority of February 9, 1948, authorizing the diversion of one (1) second foot of the waters of Deer Creek, a tributary of Boulder 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 of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use one (1) second foot of the waters of Deer Creek; that the points of diversion of said waters are located in the SE$\frac{1}{4}$ SE$\frac{1}{4}$ Section 3, and the SW$\frac{1}{4}$ SW$\frac{1}{4}$ Section 2, Township 7 South, Range 4 West, B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SE$\frac{1}{4}$ SW$\frac{1}{4}$, S$\frac{1}{2}$ SE$\frac{1}{2}$ Section 3, Township 7 South, Range 4 West, B.M.																			
Witness my hand this 23rd day of November, A.D., 1948.																			
MARK R. KULP State Reclamation Engineer																			
Proof of completion of works made November 17, 1948. Certificate of Completion of works issued November 23, 1948.																			
LICENSE ISSUED FOR 0.5 SEC. FT. Page 4771																			

June 20, 1951

Re: Permit No. 20288

Mr. Cecil R. Hayes
Triangle, Idaho

Dear Mr. Hayes:

We enclose License and Certificate of Water Right issued under Permit No. 20288, confirming your right to the use of 0.5 second foot of water from Deer Creek, with priority of February 9, 1948, with points of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 3 and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 2, Township 7 South, Range 4 West, B.M., for irrigation and domestic use on the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 3, same Township and Range.

We also enclose Departmental Receipt No. 23468 for the \$6.00 fee paid in connection with this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc;

20288

✓
May 12, 1951

Re: Permit No. 20288

Mr. Cecil R. Hayes
Triangle, Idaho

Dear Mr. Hayes:

The report of our Field Engineer shows that you have irrigated 25 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 3, Township 7 South, Range 4 West, B.M.

Therefore, upon receipt of the statutory fee of \$6.00, a License will be issued for 0.5 of a second foot (or 25 inches) of water from Deer Creek.

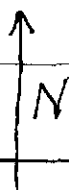
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

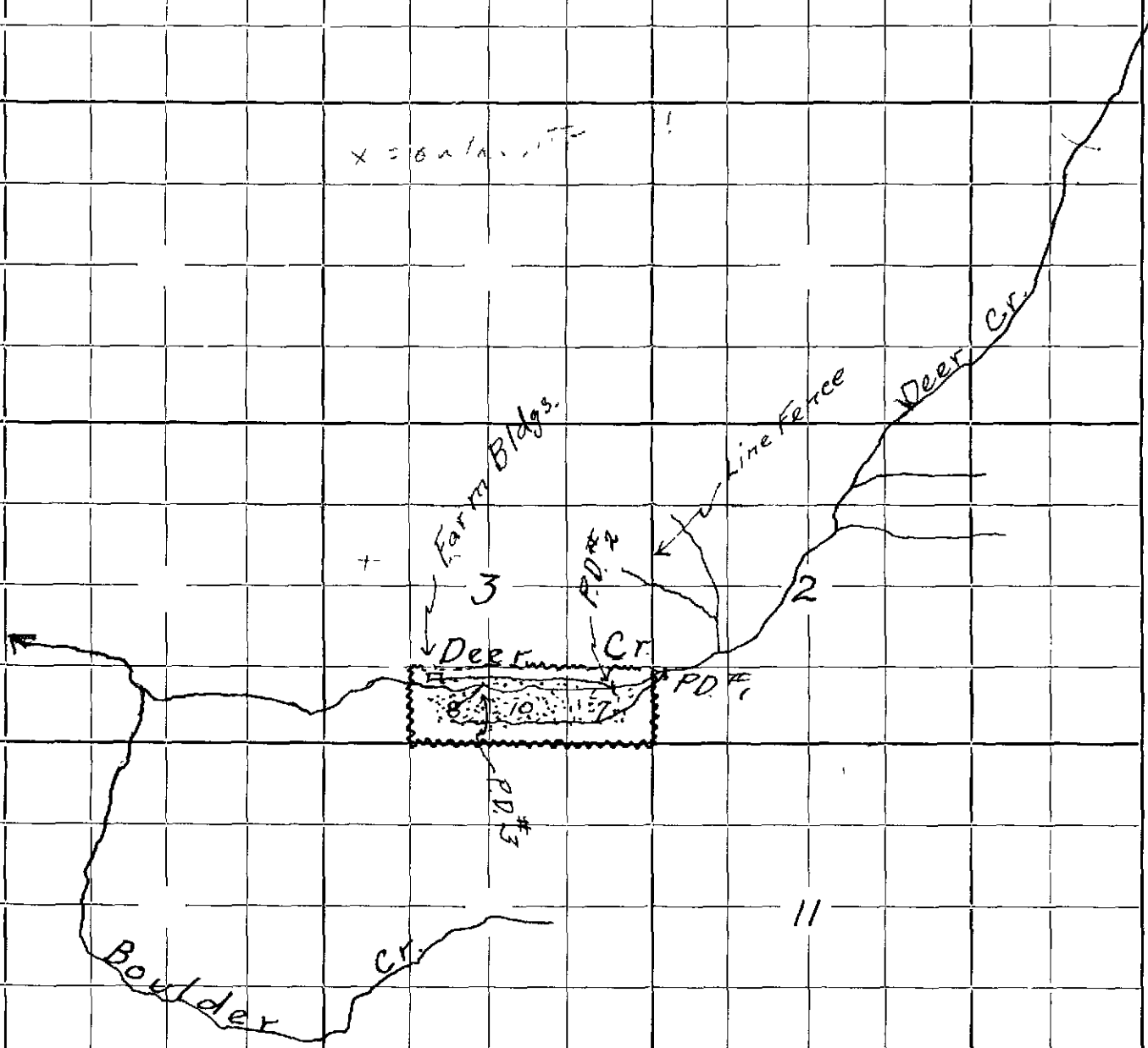
A:hh

20288



Twp. 7S. R. 4W.

X = 60 ft. 100 ft.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20288

REPORT ON PROOF OF Beneficial use

.5 cfs.
max

app. one c.f.s.

25-2000
3-40's

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 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.
6. Give general characteristics of soils, topography, and crops raised.

Cecil R. Hayes
Triangle, Idaho
Permit No. 20288

Examination for Beneficial use

County Owyhee

Sec. 2

75-4 W.

Approx. 15 mi. S. W.
of Silver City.

9 miles N. W. of Triangle
+ 2 miles off
"inferior road"

source = Clear Cr.
N. D. = $\frac{1}{4}$ SE, $\frac{1}{4}$ SE, Sec 3.
= $\frac{1}{2}$ SW, $\frac{1}{4}$ SW, Sec 2

Irrig. & dam

Q = 1 cfs.

RECEIVED
MAY 9 1951
Department of Reclamation

73

Lower headgate is of wood
18" x 18"

Slitch is 12" W in bottom

Rock dam 12" high

Dam and upper 20' same

- slope 3-1-8 1/2-1

Concrete head gate - spillway

Washed out on N end of concrete
4-6' water in dam.

12' center sec.

2-5' x 5' gates

12' x 12' concrete apron

130' long on crest.

Approx. 5' freeboard.

17' h. of dam

20 acre ft.

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

Permit No. 20288This proof is for Beneficial use In Water District No. _____1. Name of applicant Cecil R. Hayes, Triangle, Idaho2. Source of water supply: Deer Creek, a tributary of Boulder Creek3. Location of point of diversion: As in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 3, and SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 2T. 7 S. R. 4 W. County of Owyhee

4. Describe works as they exist, giving dimensions and capacities of same. This is a small stock ranch laying on Deer Creek. Hay is raised on this place for the stock and they are fed on the place in the winter time. The highest point of diversion is approx. 100 yads above their fence and just below a newly built reservoir. The ditch is approx. 2' w. on bottom and 1 $\frac{1}{2}$ ' deep. Flows to South side of the field. P.D. No. 2 is in the upper end of the field and diverts to the N. side of the field. Ditch is approx. 1' w. in bottom and 1 $\frac{1}{2}$ ' deep. Dam is approx. 1' high made of rocks. The dam for No. 1 is also made of rocks, and picks the water up right below the dam. P.D. No. 3 is a concrete heading 2' high and 11' wide with planks for flash boards. It is a small ditch and covers only a small field.

5. Water is used for: irrigation and domestic purposes6. 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 other than irrigation):

SE $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 3, Township 7 South, Range 4 West, B. M.

10a SW $\frac{1}{4}$ SE, 20 S. 7 S. = 1' Total 50 acres.

See map.

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

8. What large stream would the water here appropriated finally reach? Jordan Creek

Remarks: _____

This examination was made on the 8th day of May, 19 51.(Signed) E. J. Humphrey Examiner.

20288

May 3, 1951

Re: Permit No. 20288

Mr. Cecil R. Hayes
Triangle, Idaho

Dear Mr. Hayes:

I expect to visit your place and make a field examination on your Permit No. 20288 some day next week, the weather and roads being favorable, probably either Wednesday or Thursday.

Please arrange to be there, or have some one to show me over the project.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

20288

November 22, 1948

Re: Permit No. 20288

Mr. Cecil R. Hayes
Triangle, Idaho

Dear Mr. Hayes:

We enclose Certificate of Completion of Works issued under Permit No. 20288 for the diversion of one (1) second foot of water from Deer Creek, a tributary of Boulder Creek, with points of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 3 and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2, Twp. 7 S., Range 4 W. B.M. for irrigation and domestic use on the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 3, Twp. 7 S., Range 4 W. B.M.

We have also placed on file the depositions of yourself and two witnesses and affidavit of publication in the Owyhee Nugget, which completes your proof of beneficial use under this permit.

Before final action is taken in the matter the law requires that a field examination be made by an engineer from this Department. However, it is now so late in the season that weather conditions will prevent a field examination to be made before next spring, at which time Mr. Tolman, Field Engineer for this Department, will try and contact you.

We are sorry that this examination can not be made sooner, but if it will be any help to you in completing your filing in the Land Office you may show them this letter as evidence that the statutory proofs have been made in connection with your water filing.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
BY

Chief Clerk

A/gt
Encl.

20288

Permit No. 20288

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Ada

ss.

Cecil R. Hayes

, 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. 20288, and that his postoffice address is Triangle

State of Idaho

Second: That the name of the stream which said water is to be ~~directed~~ ^{FROM} ~~is~~ ^{DIVERTED} is

Deer Creek, a tributary of Boulder Creek.

Third: That the points of diversion of said water are in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 3, and SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 2; Twp. 7 S., Range 4 West, B. M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by February 10, 1949.

Fifth: That the use for which said water is intended is irrigation and domestic

Sixth: That on the date above mentioned, the works constructed under said permit were (~~constructed~~) fully completed and consisted of the following:

I. Kind of works: Ditch and headgate

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

II. Dimensions of work:

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

(c) Size of headgate: Width 2 feet, height 2 $\frac{1}{2}$ feet.

(d) Conduit Ditch width at bottom 2 feet, width at water line 4 feet, depth of water $\frac{1}{2}$ feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is 1 $\frac{1}{2}$ miles.

Seventh: That said works are capable of conducting to the place of intended use

One second feet of water.

Eighth: That water appropriated under said permit is available for 50 acres of land described as follows: SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 3, Twp. 7 South, Range 4 West, B. M.

Ninth: Remarks: That

Cecil R. Hayes
(Sign Here)

Subscribed and sworn to before me this 17th day of November, 1948

My commission expires Feb. 23, 1952

Anna B. Chapman
Notary Public.

20288

Hart

✓
November 3, 1948

Re: Permit No. 20288

Mr. Cecil R. Hayes
Triangle, Idaho

Dear Mr. Hayes:

Since writing you this morning we find that you have not yet made proof of completion of works under your Permit No. 20288, which should have been done before your beneficial use proof was made.

We enclose a form of affidavit for making this proof which should be executed by you before a Notary Public and returned to this Department with the statutory fee of \$5.00.

We also note that in your proof of beneficial use you describe only one point of diversion, namely in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 2, Twp. 7 S., Range 4 W. B.M., whereas your permit also describes a second point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 3, same township and range. Please advise if this was unintentionally omitted from your proof or if you are only proving up on the one point of diversion.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/gt
Enc.

20288

November 3, 1948

Re: Permit No. 20288

Mr. Cecil R. Hayes
Triangle, Idaho

Dear Mr. Hayes:

We have received from Mr. Lynn Bachman, Notary Public, the depositions of yourself and two witnesses in proof of beneficial use under Permit No. 20288. We had previously received from the Owyhee Nugget affidavit of publication in connection with this proof.

This completes your proof of beneficial use but before final action is taken in the 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 as this Department has but one Field Engineer who makes examinations all over the State.

However, Mr. Tolman, Field Engineer for this Department, will try and contact you at the time he makes the examination in order that you may arrange to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

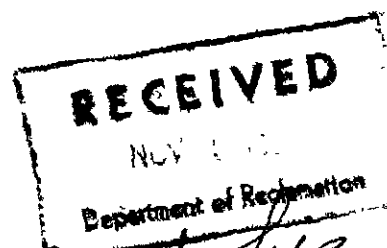
Chief Clerk

A/gt
CC: Mr. Lynn Bachman

20288

Orleans Idaho
Nov 1 1948

Dept of Reclamation
Bonne, Idaho



Gentlemen, -

Mr Cecil Hayes and his
witnesses was here today to complete
proof in under permit 19217 (his permit
had this no on it).

The papers you sent had no 20288
which made the matter confusing,
but when I called on the phone you
stated a mistake had been made.
Please advise me if the papers are
all right.

Resp Yours.

Lynn Backman.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

20288
Permit No. 19217.

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Cecil P. Hayes. DEER Creek Ranch.
Stockman and Farmer Triangle, Idaho County Co.

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. _____

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit. 20288

Ans. 19217. Nov. 25, 1941. Feb 9, 1948

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

Ans. Deer Creek. SW⁴, SW⁴, Sec 3, Twp 7S, R 4W
Boone Meredean. & SE⁴ SE⁴ Sec. 3 - " "

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

Ans. Dam 10 foot high, 120 feet long on top, 40 feet
wide on bottom. Ditch. 60 inches of water.
Private Ditch.
Ditch is 1/4 of mile long.

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
SE⁴, SW⁴; 10 acres. Cultivated
SW⁴; SE⁴; 10 acres. Growing crops of
SE⁴, SE⁴; 10 acres. Alfalfa, Timothy
All in sec 3, Twp 7S, Range 4W and Boone Bros.

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

Ans. _____

20288

19217.

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

Ans. 50 cubic inches.

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

Ans. I am the original owner.

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

Ans. Irrigated and raise crops on 30 acres of land. Raise 40 tons of hay.

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. Flood waters in early spring.

(Sign) Cecil R. Hays

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 Pocatello, County of Owyhee,

State of Idaho, on this 1st day of November, A. D. 1948.

My commission expires Feb 25 1949.

Lynn Bachman

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20288

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. Annabelle Liddle, 42, Hunt Creek,
Housewife Post Office Jordan Valley Oregon.

Ques. 2. Are you acquainted with Levil P. Hayes., the
holder of Permit No. 20288
19217? How long have you known him and where does
he reside?

Ans. Yes. 11 years. Deer Creek Ranch.

Ques. 3. Have you read or heard read said Permit No. 20288
19217, 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. Deer Creek. Dam on Creek. Dam across
creek and ditch to the land.

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. 1 cubic foot same.

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

Ans. Irrigation raising hay. Cultivated
10 Acres SE⁴, SW⁴,
10 Acres SW⁴, SE⁴
10 Acres SE⁴, SE⁴
All in Sec 3
Twp 750 R 4W.
Boise M.

20288

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

Ans. Irrigation

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

Ans. Light Soil, was part rocky but rocks have been hauled of. 1 cubic foot.

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. Have seen the crops raised and have drove derrick team during haying

(Signed) Annabelle Fiddle

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 Owyhee, State of Idaho, on this 1 day of November
A. D. 1948

My commission expires Feb 25 1948

Lynn Bachman
Notary Public.

20288

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

19217.
PERMIT NO. 20288.

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. James, H. Lisdale. 47. Flint Creek. Jordan Valley, Or.
Rancher and Stockman.

Ques. 2. Are you acquainted with Cecil R. Hayes. Yes., the holder of Permit No. 20288 19217? How long have you known him and where does he reside?

Ans. 15 years. On Deer Creek Ranch.
Post Office, Triangle Idaho.

Ques. 3. Have you read or heard read said Permit No. 20288 19217 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. Deer Creek. Dam on Creek
Dam across Creek and Ditch to the land.

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. 1.2 second feet same.

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

Ans. Irrigation raising hay. Cultivated
10 acres SE 4, SW 4,
10 " SW 4, SE 4, Raises about 40 tons of
10 " SE 4, SE 4, hay yearly.
all in sec 3,
Twp 7 S R 4 West B.M.

20288

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

Ans. Irrigation

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

Ans. Light Loam Soil. some rocky but rocks have been hauled off. 1 cubic foot

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. Have seen the crops raised and have helped him haying.

(Signed)

James H. Liddle

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 Greene

County of Lewyhee, State of Idaho, on this 1 day of November
A D. 1948

Lynn Bachman
Notary Public.

My commission expires Feb 25 1949

20288

PROOF OF PUBLICATION

State of Idaho, {
County of Owyhee, { ss.

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

That the annexed notice was published in said newspaper once each and every week for 4..... consecutive weeks, the first publication being on the ... 7. day of ... Oct....., 1948, and the last publication being on the ... 28. day of ... Oct..... 1948;

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

Rodney A. Hawes
PUBLISHER.

Subscribed and sworn to before me this 29 day of Oct....., 1948.

Leana D. Hawes
Notary Public.

My commission expires 9-10-52

(SEAL)

NOTICE OF PUBLICATION OF WATER TO BENEFICIAL USE

..Notice is hereby given that at 2:00 P. M. on the 1st day of November, 1948, at Oreana, County of Owyhee, State of Idaho, before Lynn Bachman, Notary Public, proof will be submitted of the application to beneficial use of one cubic foot per second of the waters of Deer Creek, a tributary of Boulder Creek in accordance with the terms and condition of Permit No. 20288 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Cecil R. Hawes, Triangle, Idaho.

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

The amount applied to beneficial use is one cubic foot per second.

The place where said water is used SE $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 3, Township 7 South, Range 4 West, B. M.

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

The right to take water from such works is based upon Permit No. 20288.

The source of supply from which such water is diverted is Deer Creek.

The date of priority which said user is prepared to establish is February 9, 1948.

MARK R. KULP
State Reclamation Engineer

Oct 7 to Oct 22

20288

State of Idaho

DEPARTMENT OF RECLAMATION BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, October 21, 1948

Re: Permit No. 20288
Cecil A. Hayes

Mr. Lynn Bachman
Notary Public
Greene, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 20288.

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 November 1, 1948, 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 Greene, 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,

Mark A. Kulp
Commissioner of Reclamation
State Reclamation Engineer

20288

September 30, 1948

Re: Permit No. 20288

Mr. Cecil Hayes
Triangle, Idaho

Dear Mr. Hayes:

As arranged when you were in the Department this afternoon we have sent to the Owyhee Nugget at Marsing, Idaho, copy of notice of beneficial use proof to be made under your Permit No. 20288 at 2:00 P.M., November 1, 1948, before Lynn Bachman, Notary Public.

The newspaper has been instructed to publish this once a week for four consecutive weeks prior to that date, and to send you the affidavit together with statement of costs.

About ten days prior to the date set for proof we shall send Mr. Bachman the necessary forms of deposition, consisting of a form to be executed by you in proof of completion of works and forms for you and two witnesses in proof of beneficial use.

At the time set you should appear before Mr. Bachman with two disinterested witnesses who are familiar with the terms of your permit and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/gt

20288

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 20288

Date: September 30, 1948

The Owyhee Nugget

Marsing, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **November 1, 1948** the date set for proof, the expense of the publication to be paid by the applicant, **Cecil R. Hayes** of **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, in order that we may check same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
BY

Chief Clerk

20288

NOTICE FOR PUBLICATION
**NOTICE OF PROOF APPLICATION OF WATER
 TO BENEFICIAL USE**

Notice is hereby given that at 2:00 ^{P.}~~A.~~ M. on the 1st day of November, 1948,
 at Creana, County of Owyhee, State of Idaho, before
Lynn Bachman, Notary Public, proof will be submitted of the
 application to beneficial use of One cubic foot per second of the waters of Deer Creek, a
Creek
tributary of Boulder/ in accordance with the terms and conditions of Permit No. 20288
 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
Cecil R. Hayes, Triangle, Idaho

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

The amount applied to beneficial use is One cubic foot per second.

The place where said water is used (~~for irrigation, give full and accurate description of the~~
~~lands irrigated~~) SE¹₄ SW¹₄ and SE¹₈ SE¹₄ Section 3, Township 7 South, Range 4 West, B. M.

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

The right to take water from such works is based upon Permit No. 20288

The source of supply from which such water is diverted is Deer Creek.

The date of priority which said user is prepared to establish is February 9, 1948

MARK R. KUIP

State Reclamation Engineer.

20288

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Sept. 30, 1948

(P. O.) Boise, Idaho

STATE RECLAMATION ENGINEER

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

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

Cuyahue Nugget of Marion, Idaho, published in

the county in which the works are situated.

Cecil R. Hayes

(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.

20288

September 20, 1948

Mr. Cecil Hayes
Triangle, Idaho

Dear Mr. Hayes:

We are in receipt of your letter of August 14
in regard to proof which you say was suppose to be advertised
beginning September 1.

We are somewhat at a loss to know just what you
refer to. Our records show Permit No. 20288 in your name
for one (1) second foot of water from Dear Creek, but the
proofs on this permit are not due until February 10, 1949.
Please advise us further in the matter.

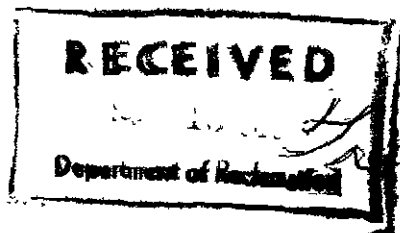
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/gt

20288



Aug 14. 48

Dear Sir

Your office was supposed to advertise my Proof of Water Right Beginning Sept. 1st. I haven't seen it in my County Paper yet. Was wondering if you had overlooked it.

I'm supposed to make Proof on the 1st of Oct.

Wish you would let me know if you have started the ad. If not Please do so.

20288

(over)

Cecil Hayes
Triangle Ida

20288

1 c/o Deer Creek

SESW + S2SE Sec 3

75 - MW -

CH 8 me - 2-10 - 119

BU - same -

✓

February 23, 1948

Re: Permit No. 20288

Mr. Cecil R. Hayes
Triangle, Idaho

Dear Mr. Hayes:

We do not seem to have received a reply to our letter of February 10, 1948, enclosing Permit No. 20288 and advising that there was an additional \$1.00 due this department to cover cost of the two copies furnished Mr. Chapman in connection with your desert application.

No doubt you have overlooked this small matter so we are bringing to again to your attention.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A/dm

Chief Clerk

R. 20393

20288

February 10, 1948

Re: Permit No. 20288

Mr. Cecil R. Hayes
Triangle, Idaho

Dear Mr. Hayes:

We enclose Permit No. 20288 for one second foot of water from Deer Creek in Owyhee County and direct your attention to the limitations and conditions of same as given on the fourth page under approval of the State Reclamation Engineer.

We are sending two copies of this permit, one certified, to Mr. T. B. Chapman for use in connection with your desert application.

The cost of these two copies is \$2.50, being \$1.50 for the certified copy and \$1.00 for the other.

Departmental Receipt No. 20352 for \$6.50 is enclosed which includes \$5.00 filing fee and \$1.50 for the certified copy there is therefore, an additional \$1.00 due this Department for which please send us your check.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

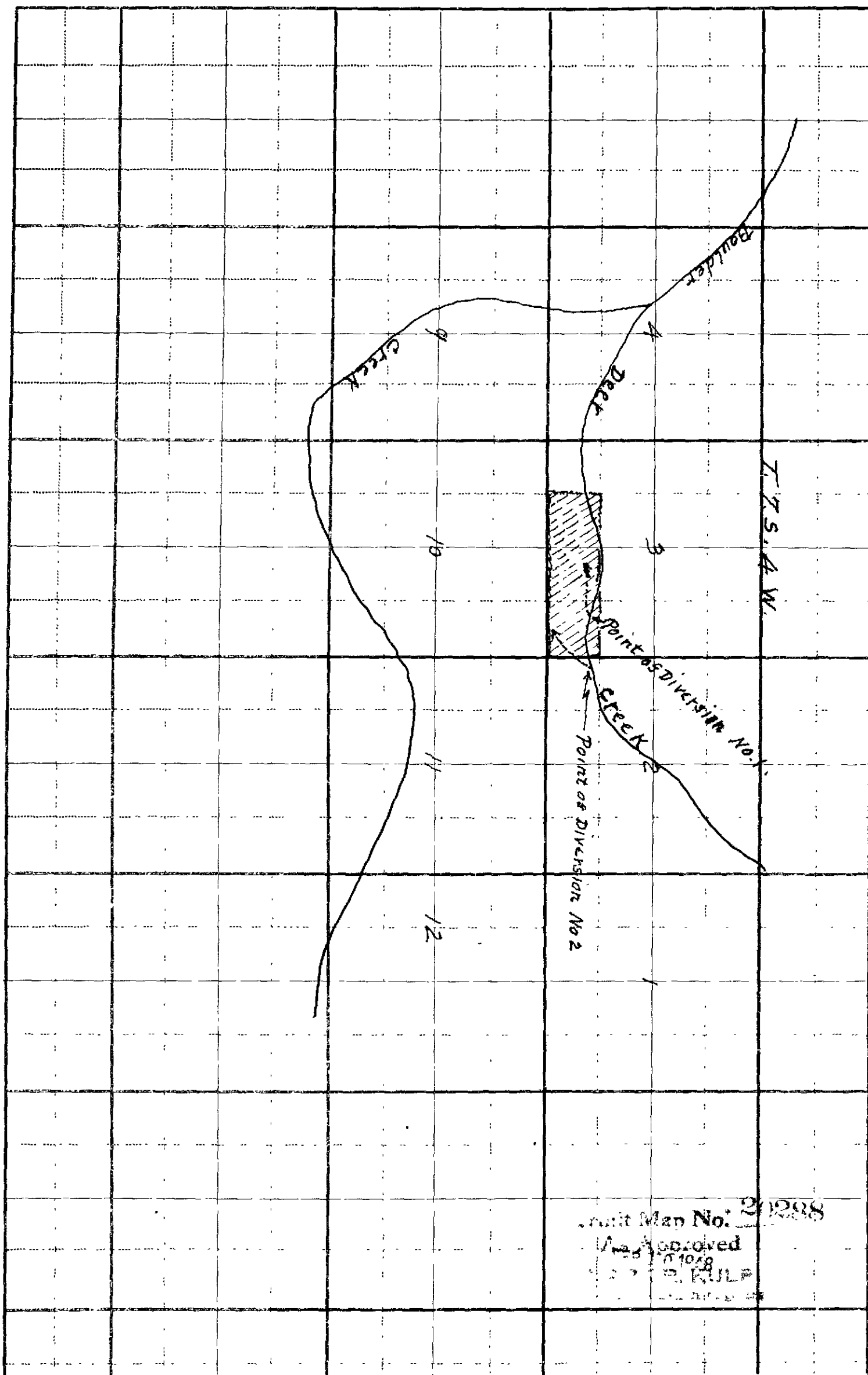
A/dm
Enc.

cc: Mr. T. B. Chapman
1607 North 7th St.
Boise, Idaho

20288

Cecil R. Hays,

FORM No 0



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

20288

**NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL USE.**

NOTICE IS HEREBY GIVEN That at 10:00 A.M. on the 7 day of December, 1938, at No. 1, County of Bingham, State of Idaho, before James A. Peterson, Notary Public; Lyle H. Peterson and Armeda Covington, Witnesses, proof will be submitted of the application to beneficial use of 32 cubic feet per second of the waters of two wells in accordance with the terms and conditions of Permit No. 20283 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Leroy Dance, Route No. 2, Blackfoot, Idaho.

The use to which said water has been applied is Irrigation of Land.

The amount applied to beneficial use is 32 cubic feet per second.

The place where said water is used is SW¹/₄SW¹/₄, Section 30 and the W¹/₂NW¹/₄ and NW¹/₄SW¹/₄, Section 31, Township 2 South, Range 34 East, B.M. Point of Diversion, SW¹/₄SW¹/₄, sec. 30, and NW¹/₄SW¹/₄, sec. 31, both in Twp. 2 S., Rge. 34 E. B.M.

The date of priority which said user is prepared to establish is Jan. 26, 1943.

GEORGE N. CARTER.

State Reclamation Engineer
Pub Nov 21. 23. Dec 5 12 1938

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:00 P. M. on the 1st day of November, 1948, at Oreana, County of Owyhee, State of Idaho, before Lynn Bachman, Notary Public, proof will be submitted of the application to beneficial use of one cubic foot per second of the waters of Deer Creek, a tributary of Boulder Creek in accordance with the terms and condition of Permit No. 20288 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Cecil R. Hayes, Triangle, Idaho

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

The amount applied to beneficial use is one cubic foot per second.

The place where said water is used $SE\frac{1}{4} SW\frac{1}{4}$ and $S\frac{1}{2} SE\frac{1}{4}$ Section 3, Township 7 South, Range 4 West, B. M.

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

The right to take water from such works is based upon Permit No. 20288.

The source of supply from which such water is diverted is Deer Creek.

The date of priority which said user is prepared to establish is February 9, 1948

MARK R. KULP
State Reclamation Engineer
Oct 7 to Oct 28

Oct. 21

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:00 P. M. on the 1st day of November, 1948, at Oreana, County of Owyhee, State of Idaho, before Lynn Bachman, Notary Public, proof will be submitted of the application to beneficial use of one cubic foot per second of the waters of Deer Creek, a tributary of Boulder Creek in accordance with the terms and condition of Permit No. 20288 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Cecil R. Hayes, Triangle, Idaho.

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

The amount applied to beneficial use is one cubic foot per second.

The place where said water is used SE $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 3, Township 7 South, Range 4 West, B. M.

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

The right to take water from such works is based upon Permit No. 20288.

The source of supply from which such water is diverted is Deer Creek.

The date of priority which said user is prepared to establish is February 9, 1948.

MARK R. KULP
State Reclamation Engineer
Oct 7 to Oct 28

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:00 P. M. on the 1st day of November, 1948, at Oreana, County of Owyhee, State of Idaho, before Lynn Bachman, Notary Public, proof will be submitted of the application to beneficial use of one cubic foot per second of the waters of Deer Creek, a tributary of Boulder Creek in accordance with the terms and condition of Permit No. 20288 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Cecil R. Hayes, Triangle, Idaho.

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

The amount applied to beneficial use is one cubic foot per second.

The place where said water is used SE $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 3, Township 7 South, Range 4 West, B. M.

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

The right to take water from such works is based upon Permit No. 20288.

The source of supply from which such water is diverted is Deer Creek.

The date of priority which said user is prepared to establish is February 9, 1948.

MARK R. KULP
State Reclamation Engineer
Oct 7 to Oct 28