

**AFFIDAVIT
OF PUBLICATION**

State of Idaho, }
County of Custer, }

JUL 23 1970
SS:

Department of Water Administration

I, Louis Kristan, publisher
of The Challis Messenger, a
weekly newspaper, publish-
ed at Challis, Idaho, do sol-
emnly swear that the notice
hereto attached and made a
part hereof, was published
in the regular and entire
issue of The Challis Messen-

ger for two
consecutive weeks, com-
mencing with the issue

dated July 9, 1970,
and ending with the issue

dated July 16, 1970,

Betty A. Kristan

Subscribed and sworn to
before me this 20th

day of July, 1970

Edward B. Buntall
Notary Public, Residing at
Challis, Idaho.

My Commission expires

9-1-70

72-2137
32737

PUBLIC NOTICE

**NOTICE OF EXISTING
WATER PERMIT**

Notice is hereby given that
Thomas R. Marshall, Clayton, Id-
aho has received an approved
permit no. 32737/72-2137 issued
by the Idaho State Reclamation
Department authorizing the di-
version of 0.10 cubic feet per sec-
ond of water from a spring, trib-
utary of the Salmon River. The
priority to be established under
this permit is February 15, 1966
and the permit was approved
February 17, 1966. Water is to
be diverted by storage tanks and
pipe line from a point within the
NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, T. 11 N, R.
16 E, B. M., Custer County to be
used for domestic in the SE $\frac{1}{4}$ -
NE $\frac{1}{4}$, Sec. 30, T. 11 N, R. 16 E,
B. M. Proof of the application of
the water to beneficial use is to
be submitted to the department
on or before February 17, 1976.
Any protests against the issuance
of the license for the above refer-
enced permit should be filed with
the Department of Reclamation
within ten (10) days of the last
date of publication of this notice
or prior to the licensing of the
permit. Licensing may commence
prior to the date beneficial use
proof is due without further
notice.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Challis Mess-
enger, Challis, Idaho on July 9
and July 16, 1970.

*I hereby certify that the foregoing
account is just & correct, that
the amount claimed is legally due,
after allowing all just credits, and
that no part of the same has been
paid. Rd. 7-21-70 D.S.*

R 16 E

Gardner Creek

Barker Creek

River

Rd 30

Salmon

Q measured .02 cfs

Q recommended .02 cfs

Volume .57 Ac Ft/min

Acreage

Found

recommended

Subdv. 1

Ammendments

☒ None

☐ P.D.

☐ Place of use

☐

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 32737/72-2137 Priority Feb. 15, 1966 Amount 0.02 cfs

THIS IS TO CERTIFY, that THOMAS R. MARSHALL
of Clayton, Idaho, has complied with the terms and conditions of Permit
No. 32737/72-2137 issued pursuant to Application for Permit dated February 15, 1966,
and has submitted proof to the Department of Water Administration on August 25, 1970
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.02 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from an unnamed spring
tributary to the Salmon River, is hereby confirmed in the following amounts:

Amount 0.02 for domestic from Jan. 1 to Dec. 31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 0.02 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 30, Twp. 11 N, Rge. 16 E, B.M.

in the county of Custer; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 0.6 acre feet per year ~~or~~

~~XXXXXXXXXXXX~~

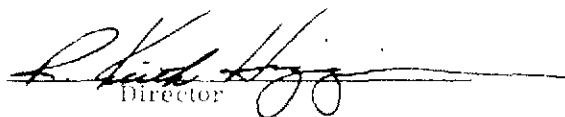
Description and location of place of use:

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 $\frac{1}{4}$	
11 N	16 E	30				X													

Total number of acres irrigated _____

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 11 day of
November, 19 71.


Director

72 2137

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 32737 '72-2137)

in the name of Thomas R. Marshall)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law;
and,

WHEREAS, these changes raised questions as to the procedures to be followed by
holders of permits issued prior to the effective date of the amendments, May 31, 1967;
and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 32737 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are
hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42,
Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit
holders expense for two weekly issues in the official newspaper of
the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of
works as originally specified, but will be required to submit proof
to the Department of Reclamation of the application of the water to
beneficial use on or before February 17, 1976. The permit holder
should be aware that failure to complete one-fifth (1/5) of the works
within one-half (1/2) of the time originally set for completion of
works may be grounds for cancellation at the instance of the department.

Dated this 15th day of JUNE, 1970.


R. KEITH HIGGINSON
State Reclamation Engineer

RKH/DG

72-2137
32737

Application For Permit To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 40904
PERMIT No. 32737
DISTRICT No.

1. Name of Applicant: Thomas R. Marshall

Postoffice address: Clayton

County: Custer

State: Idaho 83227

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand:

(b) Treasury stock:

(c) Bond to be issued:

(d) Other resources:

2. Quantity of water claimed: 0.10 cubic feet per second.

3. Source of water supply: Spring which is a tributary of Salmon River

4. Location of point of diversion: 600 ft. West ~~feet distant~~ from the NE corner of Section 30, T. 11 N, R. 16E, B.M., and is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of section 30, T. 11 N, R. 16E, B. M., County of Custer

5. Water is to be used for Domestic

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

(a) Point of use of water: 600 ft. NW ~~feet distant~~ from $\frac{1}{4}$ Sec. corner of Section between Secs. 29 and 30

T. 11 N, R. 16E, B.M., in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section of 30, T. 11 N, R. 16E, 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: \$ 1,500.00

8. Kind of works: storage tanks and pipe line

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 feet; height feet.

11. Ditch: Width at bottom fee; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

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

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

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

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

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

/s/ Thomas R. Marshall *Applicant.*

By _____ Agent.

Date of first receipt at Department of Reclamation: 10:00 A.M. February 15, 1966

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 32737

Recorded in Book 114 Page 32737 Approved February 17, 1966

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 17, 1966 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 17, 1968

The whole of said work to be completed on or before **February 17, 1971**

Beneficial use of water appropriated in accordance herewith, to be made on or before **February 17, 1976**

WITNESS My hand this 17th day of February, 1966 /s/ CARL E. TAPPAN

State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLIE, Governor of the State of Idaho,

and ARNOLD WILLIAMS, 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 17th.....

day of February, 1966
Countersigned:

STATE OF IDAHO

(SEAL) By /s/ ARNOLD WILLIAMS
Secretary of State.

By /s/ ROBERT E. SMYLLIE
Governor.

REMARKS: Unsurveyed

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 $\frac{1}{4}$	
			XXXXXX								Domestic Use								
LICENSE ISSUED FOR <u>0.02</u> SEC. FT. LICENSE PAGE NO. _____																			

RECEIVED

AUG 25 1970

Identification No. 40904

Permit No. 32737

STATE OF IDAHO

Department of Water Administration

DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

14
OK
8-25-70

1. a) Name of Permit Holder THOMAS R. MARSHALL
- b) Post Office Address CLAYTON, IDAHO 83227
2. Permit Number 32737 172-2137
3. Date of Priority that you are prepared to establish July 1, 1970. FEB. 15, 1966
4. a) Source from which water was appropriated Underground spring
- b) Location of the point of diversion: NE 1/4 NE 1/4, Section 30
Township 11 N., Range 16 E. Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 0.10 for domestic purposes from Jan. 1st to Dec. 31 st incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.10 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Permit Holder -- measured by time - 5 gal. flow per minute. Has 2500-gallon cement tank in an insulated building.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: -----
b) Describe the agreement or understanding by which you take water from the works: -----
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Excavated in creek bottom and developed water. Pipe water 1400 feet to tank and then 200 feet from tank to house.
b) Describe the type and size of measuring device which you have installed at your point of diversion: None
c) Give well drillers name and address and date the well was completed None

Examined & typed
August 26, 1970
ame

32737
172-2137

of use Domestic use in house and garden at home.

600 ft. Northwest of $\frac{1}{4}$ Section corner common to sections 29 & 30 in Twp. 11 N., R. 16E.B.M.

sion: _____

[illegible]

50' X 80'

Total number of acres irrigated Less than 1/10A.

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

August 21, 1970
(Date)

Thomas R. Marshall
(Signature)

State of Idaho)
County of Custer) ss.

On this 21st day of August, 19 70, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

J. Lessil Sharp
Notary Public residing at Challis, Idaho

My commission expires 3/17/71

AFFIDAVIT OF PUBLICATION

State of Idaho, }
County of Custer, } ss:

I, Louis Kristan, publisher
of The Challis Messenger, a
weekly newspaper, publish-
ed at Challis, Idaho, do sol-
emnly swear that the notice
hereto attached and made a
part hereof, was published
in the regular and entire
issue of The Challis Messen-

ger for two
consecutive weeks, com-
mencing with the issue

dated July 9, 1970,
and ending with the issue

dated July 16, 1970.

Betty A. Kristan

Subscribed and sworn to
before me this 20th

day of July, 1970.

Harold B. Buntall
Notary Public, Residing at
Challis, Idaho.

My Commission expires

9-1-70

32737
32737
32737

PUBLIC NOTICE

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that
Thomas R. Marshall, Clayton, Id-
aho has received an approved
permit no. 32737/72-2137 issued
by the Idaho State Reclamation
Department authorizing the di-
version of 0.10 cubic feet per sec-
ond of water from a spring, trib-
utary of the Salmon River. The
priority to be established under
this permit is February 15, 1966
and the permit was approved
February 17, 1966. Water is to
be diverted by storage tanks and
pipe line from a point within the
NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, T. 11 N, R.
16 E, B. M., Custer County to be
used for domestic in the SE $\frac{1}{4}$ -
NE $\frac{1}{4}$, Sec. 30, T. 11 N, R. 16 E,
B. M. Proof of the application of
the water to beneficial use is to
be submitted to the department
on or before February 17, 1976.
Any protests against the issuance
of the license for the above refer-
enced permit should be filed with
the Department of Reclamation
within ten (10) days of the last
date of publication of this notice
or prior to the licensing of the
permit. Licensing may commence
prior to the date beneficial use
proof is due without further
notice.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Challis Mess-
enger, Challis, Idaho on July 9
and July 16, 1970.

I hereby certify that the foregoing
account is just & correct, that
the amount claimed is legally due,
after allowing all just credits, and
that no part of the same has been
paid. Vol. 7-21-70 D. S.

dy
OK
7-31-70

November 15, 1971

C Re: Permit No. 32737/72-2137

Mr. Thomas R. Marshall
Clayton,
Idaho 83227

O Dear Mr. Marshall:

Enclosed herewith is your Water License issued on the above referenced permit.

P Very truly yours,

BOBBY D. FLEENOR
Assistant Director

Y BDF:DR
Enc: License

72 2137

October 29, 1971

Mr. Thomas R. Marshall
Clayton,
Idaho 83227

Dear Mr. Marshall:

A representative of this department has made an examination of the works covered by your Permit No. 32737/72-2137 and has found the following:

Quantity of water diverted: 0.02 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.02 cfs

The maximum quantity diverted shall not exceed 0.6 acre feet per season.

Beneficial Use: domestic purposes within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30,
Twp. 11 N, Rge. 16 E, B.M.

The priority date established is : February 15, 1966

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

72 2137

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 32737/72-2137

REPORT ON PROOF OF B/U Thomas R. Marshall

72 2137

R 16 E

Contin

Druck

R. 16 E

①

80

Q measured .02 ccs

Q recommended .02 ccs

Volume .57 A⁹²/min

Acreage

Found

recommended

Subdv. 1

Ammendments

☒ None

☐ P.D.

☐ Place of use

☐

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

Permit No. 32737/72-2137

This proof is for Beneficial Use In Water District No. _____

1. Name of applicant Thomas R. Marshall, Clayton, Idaho, 83227

2. Source of water supply: spring

3. Location of point of diversion: Is in the NE¹/₄NE¹/₄ of Section 30

T. 11 N R. 16 E County of Custer

4. Describe works as they exist, giving dimensions and capacities of same: _____

excavated in creek bottom and developed water-pipe water 1400 ft to tank and
then 200 ft from tank to house

5. Water is used for: domestic

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

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):

Section 30, T. 11 N, R. 16 E SE¹/₄NE¹/₄ 0.10cfs

Concrete Tank 6'x6'x10' 6' deep in ground
About 2500 gals.

1440' of 3/4" plastic pipe from Spring to Tank

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

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

Remarks: _____

~~Check for another filing on Teon Creek~~
~~72-2137 32696 - per No 72-2136~~

This permit for Domestic only. Gravity flow
good water quite cold. 1 dwelling served
from this spring

P.D. is about 1400 ft uphill from Cabin NENE Sec 30 11N 16E

This examination was made on the 10 day of Aug, 1971

(Signed) _____

Examiner.

72 2137

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.
-

72 2137

ASCS: Mackay

SCS: Mackay

Permit No. 32737/72-2137

Examination for B/U Thomas R. Marshall

County Custer

Quantity: Sec. 30 T. 11N R. 16E

(permit) 0.10 cfs (proof) same
Source:

spring

P.D.:

NE 1/4 NE 1/4

Use:

domestic

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: February 15, 1966

Made: August 25, 1970

Due: February 17, 1976

Priority: February 15, 1966

August 25, 1970

Re: Permit No. 32737/72-2137

Mr. Thomas R. Marshall
Clayton,
Idaho 83227

Dear Mr. Marshall:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit 32737/72-2137.

Before a license can be issued a field examination must be made by a representative from this department.

We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than yourself should be contacted, please advise.

Very truly yours,

Dorian Clay,
Appropriation Examiner

DC/DG

32737
72-2137

July 31, 1970

Re: Permit No. 32737/72-2137

Mr. Thomas R. Marshall
Clayton,
Idaho 83227

Dear Mr. Marshall:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. Since proof of beneficial use of the water is not required until February 17, 1976, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof anytime prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

72-2137
32737

July 30, 1970

Mr. Thomas R. Marshall
Clayton, Idaho 83227

C
O
P
Y
Dear Mr. Marshall:

Pursuant to your letter of July 23, 1970, please be advised that proof of beneficial use is not due on your system until February 17, 1971. However, you may submit proof at any time that your system has been completed. Please find enclosed our proof forms for your use in this matter.

If we can be of any further assistance in this matter, please feel free to contact us.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC/cm

Enclosure: proof of beneficial use forms

32737
72-2137

Clayton Idaho
July 22 - 1970

Dept of Reclamation
Boise
Idaho.

Dear Sirs,

Enclosed find
affidavit of Publication.

Would like to know if we
can have inspection and make
final proof on this property
and Troncuck 32 696/72-2136
at the same time.

Sincerely

Thomas R. Marshall
Clayton
Idaho

72-2137
32737

83227

P.S. We live on Highway 93 -
about 3 1/4 miles above Torrey's Cabin on
right hand side of the road.

June 30, 1970

Re: Permit No. 32737/72-2137

Mr. Thomas R. Marshall
Clayton,
Idaho 83227

Dear Mr. Marshall:

The legal notice for the above referenced permit is being published in the Challis Messenger, Challis, Idaho on July 9 and July 16, 1970.

You will be required to submit an affidavit of publication to this department. The affidavit may be obtained from the above mentioned newspaper upon payment of the bill of publication.

Thanking you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

32737
72-2137

June 30, 1970

Re: Permit No. 32737/72-2137

Challis Messenger
Challis,
Idaho 83226

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

The expense of the publication is to be paid by Thomas R.

Marshall, Clayton, Idaho,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: legal notice

72-2137
32737

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Thomas R. Marshall, Clayton, Idaho

has received an approved permit no.

32737/72-2137 issued by the Idaho State Reclamation Department authorizing the diversion ~~storage~~ of 0.10 cubic feet per second ~~Acft/feet~~ per second of water from a spring, tributary of the Salmon River.

The priority to be established under this permit is February 15, 1966 and

the permit was approved February 17, 1966. Water is to be diverted by

storage tanks and pipe line from a point within the

~~NE1/4NE1/4, Sec. 30, T. 11 N., R. 16 E., B. M., Custer County~~

to be used for

domestic

in the SE 1/4, Sec. 30, T. 11 N., R. 16 E., B. M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before February 17, 1976. Any protests against the issuance of the license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Challis Messenger, Challis, Idaho on

July 9 and July 16, 1970

State Reclamation Engineer:

Permit No. 72-2137

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

in the Challis Messenger of Challis, Idaho ;

published in the county in which the works are situated.

Thomas R. Marshall
(Signature)

Clayton, Ida. 83227
(Address)

(Date)

June 29, 1970

72.2137
32737

June 24, 1970

Re: Permit No. 32737/72-2137

Mr. Thomas R. Marshall
Clayton,
Idaho

Dear Mr. Marshall:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department; previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: order
advertising package

72-2137
32737

June 24, 1970

Re: Permit No. 32737/72-2137

Mr. Thomas R. Marshall
Clayton,
Idaho

Dear Mr. Marshall:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department; previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: order
advertising package

72-2137
32737

Clayton, Idaho 83027

March, 8, 1966

Department Of Reclamation
Room 107, State House
Boise, Idaho.

RECEIVED
MAR 9 1966

Department of Reclamation

I have before me a canceled check for \$5.00
payable to Department of Reclamation
for water right on spring having a flow
of 5 gal. per minute.

This spring is situated in the SE $\frac{1}{4}$ of
N. E $\frac{1}{4}$ of Sec. 30 T11 N R16 E

Mr. Bill Harris made this application
for us and also gave you this check.
We have not heard about this as yet.
Will you please check and let us know
about this.

Sincerely

Permit mailed
this date

Thomas R. Marshall

32737

P.S. We have received water permit no. 32696
for Treon Creek which is situated in
S.E. 25 T11 N R15 E The. Rec. of payment for
This was given to Bill Harris. Thank you.

March 7, 1966

Re: Permit No. 32737

Mr. Thomas R. Marshall
Clayton, Idaho

Dear Mr. Marshall:

We enclose Permit No. 32737 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer

We also enclose Departmental Receipt No. 33110 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit.

Very truly yours,

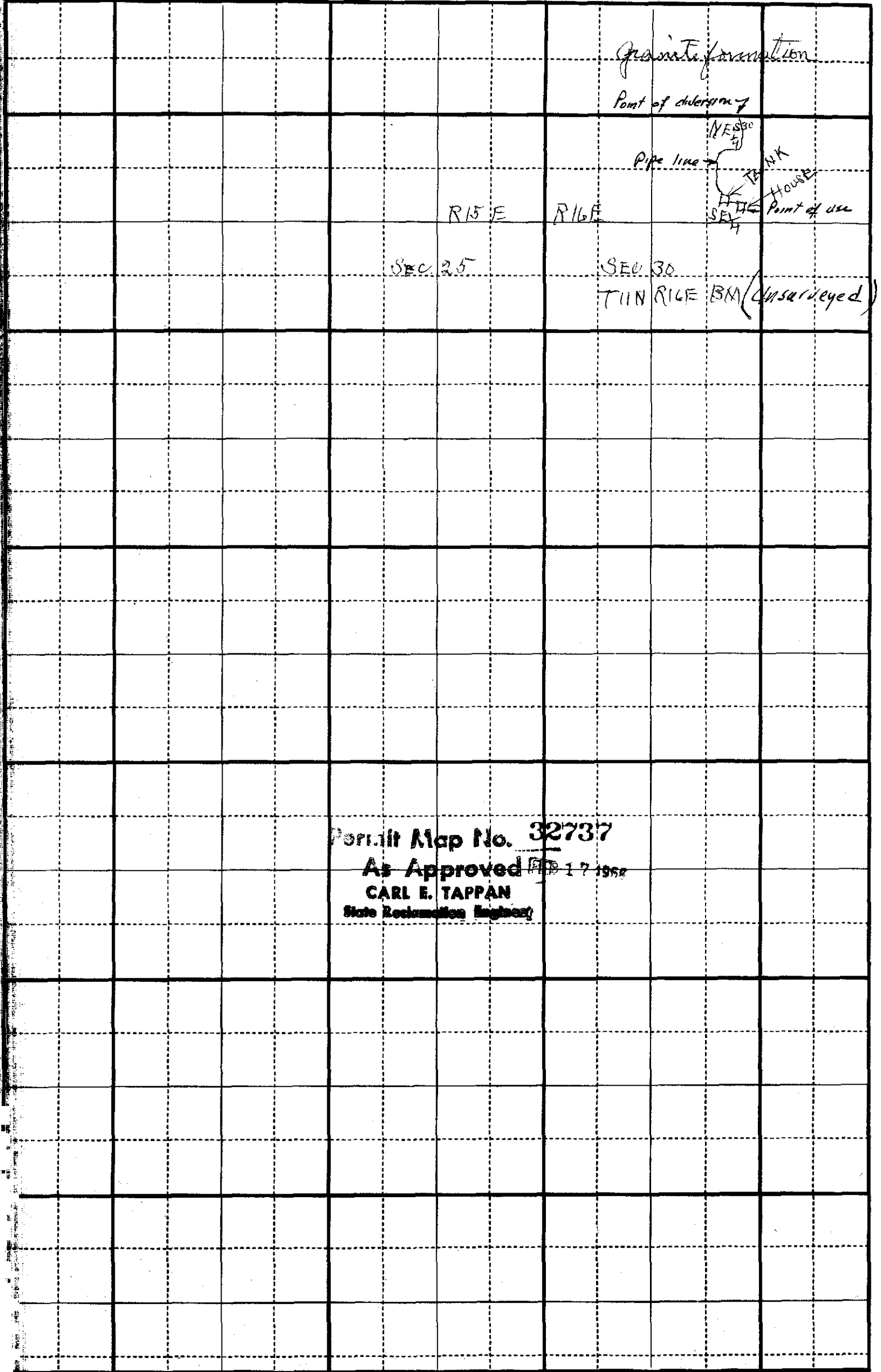
(MRS.) EDNA P. RULE
Chief Clerk

Enc:
epr;pmk

32737

NAME OF APPLICANT Thomas H. Marshall

Form No. 0



Permit Map No. 32737
As Approved **APR 17 1952**
CARL E. TAPPAN
State Reclamation Engineer

32737